

BILL ANALYSIS

H.B. 3609
By: Martinez Fischer
Business & Industry
Committee Report (Unamended)

BACKGROUND AND PURPOSE

It has been noted that Texas is one of the few states that have a dual filing requirement at the state and local level for assumed name certificate filings for business entities. Because assumed name certificates filed at the state level with the secretary of state's office are available to the public online, it has been suggested that local level filing requirements are unnecessary. H.B. 3609 seeks to remove those local filing requirements for certain business entities.

CRIMINAL JUSTICE IMPACT

It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

H.B. 3609 repeals Business & Commerce Code provisions requiring a corporation, limited partnership, limited liability partnership, limited liability company, or foreign filing entity to file a required assumed name certificate in the office or offices of each applicable county clerk.

H.B. 3609 amends the Business & Commerce Code to make conforming and nonsubstantive changes.

H.B. 3609 repeals the following provisions of the Business & Commerce Code:

- Section 71.103(b) and (c)
- Section 71.104(b)

EFFECTIVE DATE

September 1, 2019.