

- SUBJECT:** Acknowledging a written instrument for limited liability entities
- COMMITTEE:** Judiciary and Civil Jurisprudence — committee substitute recommended
- VOTE:** 8 ayes — Leach, Farrar, Y. Davis, Krause, Meyer, Neave, Smith, White  
0 nays  
1 absent — Julie Johnson
- WITNESSES:** For — Courtney Mogonye-McWhorter  
Against — None
- BACKGROUND:** Civil Practice and Remedies Code sec. 121.006(b) establishes who may acknowledge a written instrument on behalf of various entities, including a partnership or corporation. Sec. 121.008(b) provides short forms for certificates of acknowledgement.  
  
Some have called for short forms for certificates of acknowledgement for limited liability entities, which were not established in statute when the forms were created.
- DIGEST:** CSHB 1159 would establish who could acknowledge a written instrument on behalf of a limited liability company. The bill would allow a member, manager, authorized officer, or agent acting for the limited liability company to acknowledge a written instrument.  
  
It also would include an authorized officer or agent acting for a partnership among the persons who could make such an acknowledgement on behalf of a partnership.  
  
The bill would include a short form for certificates of acknowledgement for limited liability companies. It would change the acknowledgement

form for partnerships to include an authorized officer or agent of the partnership.

The bill would take effect September 1, 2019.