

- SUBJECT:** Requiring a mailing address on a certificate of formation of a filing entity
- COMMITTEE:** Business and Industry — favorable, without amendment
- VOTE:** 7 ayes — C. Turner, Hefner, Crockett, Lambert, Ordaz Perez, Patterson, S. Thompson
- 0 nays
- 2 absent — Cain, Shine
- WITNESSES:** For — (*Registered, but did not testify:* Susana Carranza; Idona Griffith; Georgia Keysor; Vanessa MacDougal)
- Against — None
- On — (*Registered, but did not testify:* Traci Cotton, Secretary of State; Michael Elwell, Texas Comptroller of Public Accounts)
- BACKGROUND:** Business Organizations Code sec. 3.005(a), which governs certificates of formation, requires the certificate of formation to state the street address of the initial registered office of the filing entity and the name of the initial registered agent of the filing entity at the office.
- Some have suggested that important tax information and other correspondence sent by the comptroller of public accounts is often not received by the taxpayer for whom it is intended, resulting in negative consequences for the taxpayer.
- DIGEST:** HB 3131 would require the certificate of formation of a domestic corporation, limited partnership, limited liability company, professional association, cooperative, or real estate investment trust to state the preferred mailing address of the filing entity.
- The bill would take effect September 1, 2021, and would apply only to a certificate of formation filed on or after the effective date.

