

# Update from the Office of the Secretary of State

29<sup>th</sup> Annual LLCs, LPs and Partnerships  
July 23-24, 2020  
Austin, Texas

Materials Prepared By:  
Carmen Flores, Director  
Business & Public Filings Division  
Office of the Secretary of State

Presented By:  
Kevin Tipton, Attorney  
Business & Public Filings Division  
Office of the Secretary of State



## New Texas Entity Filings

	<u>2018</u>	<u>2019</u>
For-Profit Corporations	24,135	21,747
Nonprofit Corporations	12,830	13,016
Professional Corporations	686	570
Professional Associations	408	304
Limited Liability Companies	192,284	202,901
Limited Partnerships	4,599	4,478
Limited Liability Partnerships (initial registrations)	417	365

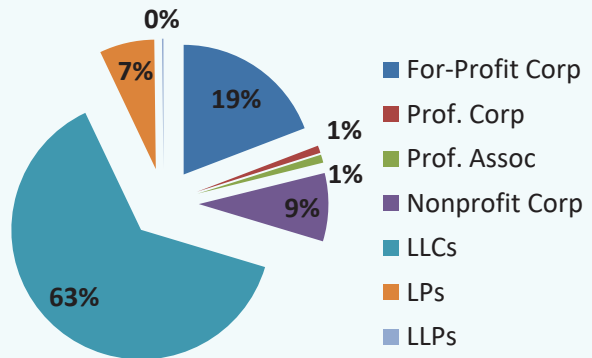


# SOS Census

## July 1, 2020

For-Profit Corp	358,492
Prof. Corp	17,310
Prof. Assoc	18,597
Nonprofit Corp	159,071
LLCs	1,181,529
LPs	128,071
LLPs	3,776

Active Domestic Entities



## Practice Tips from the Filing Office

### Common Filing Errors

*and a checklist of how to avoid them*



## Entity Name Availability Standard

### BOC §§ 5.053, 5.102 & 5.153

#### Distinguishable In the Records

- Comparison shows enough differences to make the name available.

#### SAME

- Comparison shows no differences or the only differences do not alter the names sufficiently to make them distinguishable. Unavailable even with consent.

#### Available with Consent

- Comparison reveals certain similarities and therefore is only available with consent.



## Entity Name Standard Definitions

### 1 TAC §79.30(2)

“Key word” means a word or words that alters the proposed name sufficiently to make it distinguishable in the record. Key word does not include:

- an article of speech or a conjunction;
- a preposition, unless the addition, substitution or omission of the preposition alters the name sufficiently to make it distinguishable;



Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the [UT Law CLE eLibrary \(utcle.org/elibrary\)](https://utcle.org/elibrary)

Title search: Update from the Office of the Secretary of State

Also available as part of the eCourse

[2020 Case Law Update and Secretary of State Update for LLCs, LPs, and Partnerships](#)

First appeared as part of the conference materials for the  
29<sup>th</sup> Annual LLCs, LPs and Partnerships session  
"Secretary of State Update"