

Texas LLC Formation: Legal Checklist

Prepared by HoustonBusinessLawyers.net

Step 1: Choosing a Name

- ☐ **Check Name Availability:** Ensure your desired name is available in Texas [[View Here](#)].
- ☐ **Name Requirements:** Comply with Texas naming regulations for LLCs.
- ☐ **Trade Name (DBA):** If operating under a different name, file an assumed name certificate.

Step 2: Appointing a Registered Agent

- ☐ **Select a Registered Agent:** Choose a **Registered Agent** with a physical Texas address.
- ☐ **Registered Agent Consent:** Obtain consent from the designated **Registered Agent**.

Step 3: Filing the Certificate of Formation

- ☐ **Prepare the Certificate:** Complete the Texas Certificate of Formation (Form 205) [[View Form 205 Here](#)].
- ☐ **File with the SOS:** File the certificate with the Texas Secretary of State.
- ☐ **Filing Fee:** Pay the required filing fee.

Step 4: Creating an Operating Agreement

- ☐ **Draft the Agreement:** Create a comprehensive operating agreement outlining member responsibilities and profit/loss distribution.
- ☐ **Member Agreement:** Ensure all members agree to and sign the operating agreement.

Step 5: Obtaining an EIN (Employer Identification Number)

- ☐ **Apply for an EIN:** Apply for an **EIN** from the IRS [[Apply Here](#)] (if required).

Step 6: Texas Franchise Tax

- ☐ **Review Obligations:** Understand Texas **Franchise Tax** requirements [[View Here](#)].
- ☐ **File Reports:** File required reports and pay **Franchise Tax**, if applicable.

Bonus Tip

Maintain separate bank accounts for your LLC to ensure proper liability protection.

Contact

Visit us at www.HoustonBusinessLawyers.net or call us at (832) 509-0445 for expert help.