

MANDATORY SURVEY OF NEW FOREIGN DIRECT INVESTMENT IN THE UNITED STATES

The Bureau of Economic Analysis (BEA) is conducting the BE-13, Survey of New Foreign Direct Investment in the United States, a mandatory survey that collects data from U.S. companies in order to produce timely economic statistics. A company must file a BE-13 form if it meets the *basic requirement* for the survey. Companies contacted by BEA that do not meet the *basic requirement* must file Form BE-13 Claim for Exemption.

Basic Requirement – A U.S. entity is required to report if (1) it is acquired or established by a foreign person or entity resulting in the creation of a foreign direct investment relationship or (2) it is an existing U.S. affiliate of a foreign parent and establishes a new U.S. legal entity, expands its U.S. operations, or acquires a U.S. business enterprise. Foreign direct investment is defined as the ownership or control, directly or indirectly, by one foreign person of 10 percent or more of the voting securities of an incorporated U.S. business enterprise, or an equivalent interest of an unincorporated U.S. business enterprise, including a branch. For comprehensive requirements, see “Which form do I file?” on the BE-13 Survey Respondents information page.

Under the authority of the International Investment and Trade in Services Survey Act, persons subject to reporting requirements for the BE-13 are required to respond, whether or not they are contacted by BEA. This information is CONFIDENTIAL and will be used only for statistical purposes.

How to file –

1. Log on to www.bea.gov/efile, and create a user name and password.
2. Click “Add a New BE-13 Report” after logging in.
3. Review the types of transactions listed. Select the form which best describes the transaction being reported. Once completed, ensure you have clicked “submit.”

Due Date – Forms are due no later than 45 days after the acquisition is completed, the new legal entity is established, or the expansion is begun.

For assistance, please call (301) 278-9419 or e-mail be13@bea.gov. Reporting requirements, instructions, and PDF versions of the survey forms are available at <http://www.bea.gov/be13>. Thank you for your cooperation.