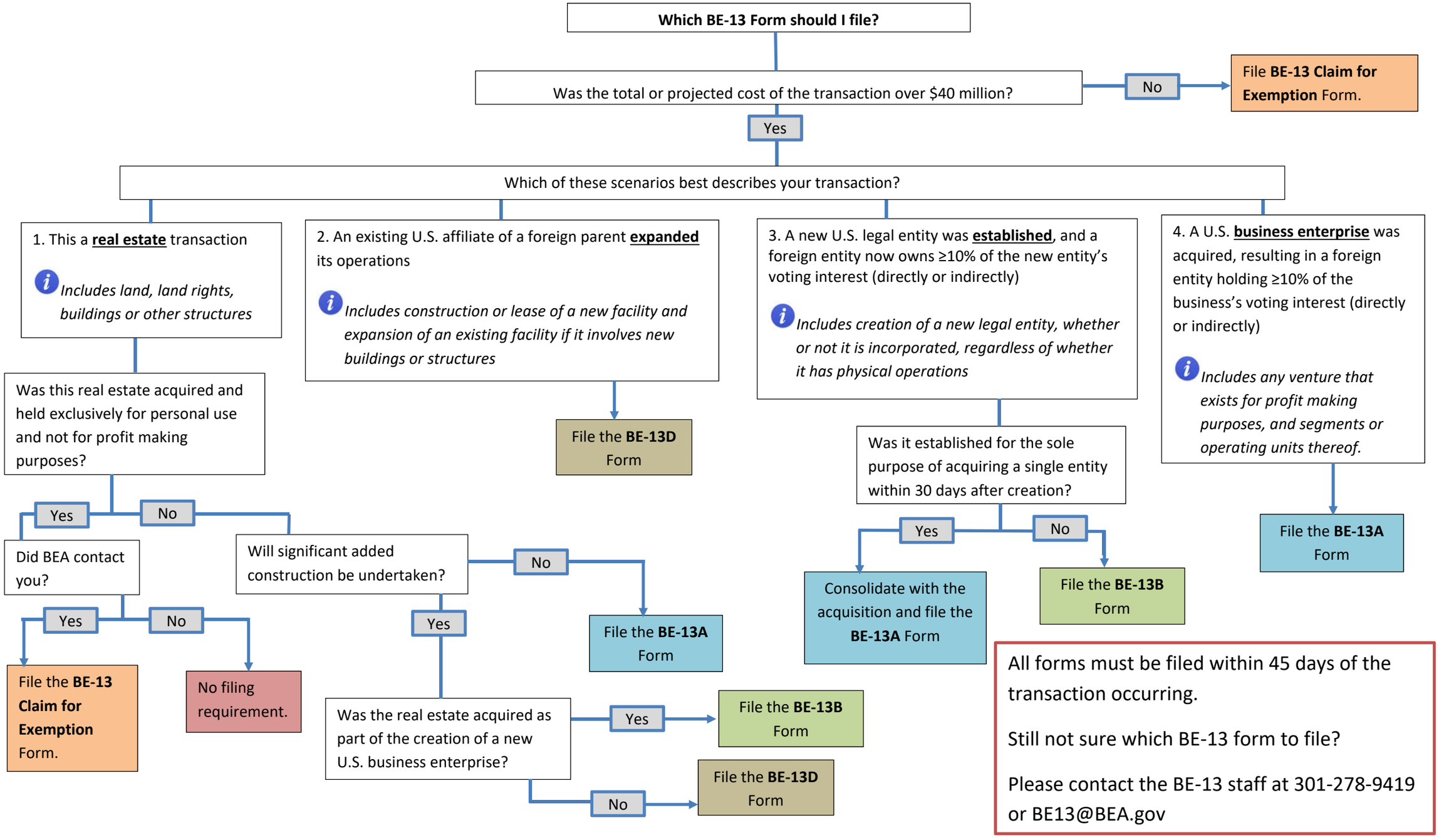
Which BE-13 Form should I file?
Was the total or projected cost of the transaction over $40 million?
No
File BE-13 Claim for Exemption Form.
Yes
Which of these scenarios best describes your transaction?
1. This a real estate transaction
Includes land, land rights, buildings or other structures
2. An existing U.S. affiliate of a foreign parent expanded its operations
Includes construction or lease of a new facility and expansion of an existing facility if it involves new buildings or structures
3. A new U.S. legal entity was established, and a foreign entity now owns ≥10% of the new entity's voting interest (directly or indirectly)
Includes creation of a new legal entity, whether or not it is incorporated, regardless of whether it has physical operations
4. A U.S. business enterprise was acquired, resulting in a foreign entity holding ≥10% of the business's voting interest (directly or indirectly)
Includes any venture that exists for profit making purposes, and segments or operating units thereof.
File the BE-13D Form
Was this real estate acquired and held exclusively for personal use and not for profit making purposes?
Yes
No
Did BEA contact you?
Yes
No
File the BE-13 Claim for Exemption Form.
No filing requirement.
Will significant added construction be undertaken?
No
File the BE-13A Form
Yes
Was the real estate acquired as part of the creation of a new U.S. business enterprise?
Yes
File the BE-13B Form
No
File the BE-13D Form
Was it established for the sole purpose of acquiring a single entity within 30 days after creation?
Yes
Consolidate with the acquisition and file the BE-13A Form
No
File the BE-13B Form
File the BE-13A Form
All forms must be filed within 45 days of the transaction occurring.
Still not sure which BE-13 form to file?
Please contact the BE-13 staff at 301-278-9419 or BE13@BEA.gov