

Third Tier Disclosure -  
Business Entity Held by Trust

M-79-189

If a filer and his immediate family possess a 50% interest in a trust which owns 100% of a business entity, the investments and interests in real property held by that business entity must be disclosed on the filer's Statement of Economic Interests. Section 82029 indicates that the filer owns all investments and interests in real property owned by the filer and his immediate family. Section 82034 provides that a filer owns all investments and interests in real property held by a trust in which the filer has a 10% interest. Section 87206(e) provides that the filer owns all investments and interests in real property held by a business entity in which the filer possesses a 50% interest. Thus, if the filer and his immediate family have an interest in a trust which has an interest in a business entity more than 50% of which is controlled by the filer and his immediate family, the filer must reveal the investments and interests in real property held by the business entity.