



Key Takeaways from FinCEN Beneficial Ownership Information (BOI) Reporting Requirements

FinCEN recently held an information session regarding the Beneficial Ownership Information (BOI) reporting rule under the Corporate Transparency Act (CTA). The session covered details like who is required to file, exemptions, necessary information, deadlines, filing procedures, and penalties for non-compliance. If you missed the session, we have you covered! Here's what FinCEN said about BOI reporting requirements, why you should pay attention, and the key facts you need to be aware of in order to remain compliant.

What is the BOI reporting rule?

The BOI reporting rule aims to combat illicit finance by creating a registry of individuals who ultimately own or control companies operating in the U.S. This transparency hinders the use of shell companies for money laundering, terrorist financing, and other illegal activities.

“This is a very important step in stopping the flow of illicit funds that hurt law-abiding small businesses, as well as protecting our economic and national security from bad actors.”

Why should you care?

FinCEN stressed the importance of understanding and complying with the new reporting requirements. FinCEN provides resources, including a small entity compliance guide, FAQs, and a user-friendly online filing system, to facilitate compliance.

“If you do not meet these requirements, willfully disregard them, you may face criminal and civil penalties.”



Key takeaways

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Who must file?

Companies created in the U.S. by filing with a Secretary of State or similar office

Companies formed outside the U.S. that register to do business in the U.S. by filing with a Secretary of State

Required for companies created in 2024 or later

Certain exemptions exist, detailed on the FinCEN website

What is the definition of a Beneficial Owner?

Individuals who directly or indirectly own 25% or more of a reporting company

Individuals exercising substantial control over a reporting company, such as senior officers (CEO, CFO, etc.) who have significant decision-making authority

What information is required of the reporting company?

Legal name (including "doing business as" names)

Formation address

Tax identification number (EIN or foreign equivalent)

What information is required of the Beneficial Owner or Company Applicant?

Legal name

Government-issued ID number

Date of birth

Copy of the photo ID

Address



What is a FinCEN Identifier?

Allows individuals with multiple filings to register once and receive a unique ID to streamline future reporting.

What deadlines should I be aware of?

Existing Companies (formed before 2024) must file by January 1, 2025

Newly Formed Companies (formed in 2024 or later) must file within 90 days of receiving notice of company creation from the Secretary of State

What methods are available for filing?

Online through fincen.gov/boi, either by direct entry or by downloading, completing, and uploading a PDF form.

How do I make an update or correction to my filing?

Updates are permitted within 30 calendar days of identifying an inaccuracy or a change in beneficial ownership information and can be made at fincen.gov/boi

What is the penalty for non-compliance?

Willful disregard of reporting requirements may result in civil and criminal penalties

Recommended next steps:

- 1 Visit fincen.gov/boi for comprehensive information and resources
- 2 Determine if your company is required to file a BOI report
- 3 Gather necessary information about the reporting company and beneficial owners
- 4 File your report online by the applicable deadline
- 5 The submitted address is or is not a registered agent address
- 6 Subscribe to FinCEN updates for the latest guidance and information

Disclaimer: This overview is for informational purposes only and does not constitute legal advice. Consult with a qualified legal professional for specific guidance regarding your company's BOI reporting obligations.