



Instructions for Form CHAR001-LT

Registration Statement for Charitable Lead Trusts
www.oag.state.ny.us/charities/charities.html

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Note:

- The information in this form is for charitable lead trusts. For registration and filing requirements for charitable remainder trusts, see the instructions for Form CHAR001-RT. For registration and filing requirements for estates with a charitable interest, see the Charitable Estate Registration Instructions. For registration and annual filing requirements for nonprofit organizations, including wholly charitable trusts that file an IRS Form 990, 990-EZ or 990-PF, see the instructions for Forms CHAR410 (Registration Statement for Charitable Organizations) and CHAR500 (Annual Filing for Charitable Organizations).
Please place identifying information (registration number if applicable, trust name, etc.) on all correspondence and other documents submitted to the Charities Bureau.
All references to forms designated "CHAR" are to official forms of the Attorney General's Charities Bureau. Copies of these forms are available on the Charities Bureau's website (see address at top of this page).

1. Who Must File CHAR001-LT

Charitable lead trusts must register with the Charities Bureau by filing form CHAR001-LT.

\* The term "charitable lead trust" includes any trust for which a charitable beneficiary has a lead interest, including without limitation charitable lead annuity trusts and charitable lead unitrusts.

Note regarding foreign trusts: Trusts for which foreign (non-New York) trustees or executors are acting under a trust agreement executed by, or the will of, a non-resident of New York are not required to register.

2. Registration Information

A. Registration Statute and Registration Type

The statute requiring registration of charitable lead trusts in New York State is section 8-1.4 of the Estates, Powers and Trusts Law (EPTL).

B. New York State Registration Number

The Charities Bureau will assign a registration number to trusts submitting CHAR001-LT.

3. Entities Required to File a Form Other Than CHAR001-LT

The following entities are required to register using a form other than the CHAR001-LT. Such entities should consult the instructions for their respective forms to learn how to register and what to file.

Table with 2 columns: Entity, Form and Instructions. Rows include Charitable Remainder Trusts, Estates with a Charitable Interest, and Non-profit Organizations.

4. Registration – What to File

Follow the instructions in part 5 (Line by Line Instructions) to determine which sections of the CHAR001-LT you must complete and which attachments must accompany the form you submit.

There is no fee to register under the EPTL. Do not submit any registration fee with your CHAR001-LT.

5. Line By Line Instructions

Part A: General Information

A. Identification of Registrant

- 1. Full name of trust: State the name of the trust exactly as it appears in the trust instrument, including amendments/codicils.
2. c/o Name: Enter the "in care of" name, if applicable.
3. Mailing address: State the mailing address of the trust.
4. Phone: State the telephone number of the trust where a key person responsible for the trust's filing can be reached.

5. Fax: Enter the fax number, if applicable.
6. Email Address: State the email address of the trust where a key person responsible for the trust's filing can be reached.
7. Full Name of Grantor/Testator: If the trust is *intervivos*, state the name of the grantor. If the trust is *testamentary*, state the name of the testator.
8. Fed. employer ID no. (EIN): State the trust's EIN on record with the IRS.
9. Date of Trust and any Amendments/Codicils: If the trust is *intervivos*, list the date the trust was created by trust agreement. If the trust is *testamentary*, list the date of the decedent's death. If applicable, state the date(s) of any amendments to the trust agreement or codicils to the will that created the trust.
10. Type of Trust: Indicate whether the trust is *intervivos* or *testamentary*.
11. Fiscal Year End: Enter the month and day for the end of the trust's accounting period.

**Part B: Identification of Trustees**

State the name and address of each trustee of the trust.

**Part C.1.: Identification of Remainder Beneficiaries**

State the names of all remainder beneficiaries of the trust, description of interest, and the month, day and year of the deaths, if applicable.

**Part C.2.: Identification Charitable Lead Beneficiaries**

State the organization names and Federal EINs of all charitable lead beneficiaries of the trust, description of interest, and the month, day and year that the lead interest will terminate.

**Part D: Attachments**

A copy of trust instrument and any amendments must be included with the submission of the CHAR001-LT.

**Part E: Certification**

The form must be certified with the preparer's signature, printed name, title and the date the form was signed.

**6. Subsequent Filings:**

After a trust has registered using the CHAR001-LT form, it is required to submit the following additional filings within six months after the end of its fiscal year:

- CHAR004 (Annual Filing for Charitable Lead Trusts); and
- Copy of IRS Form 5227 (split interest trust information return).

In addition, the trust is required to submit an EPTL fee with its CHAR004 filing, according to the following schedule:

Amount Distributed to Charity During Fiscal Year	EPTL Filing Fee
Less than \$50,000	\$25
\$50,000 or more, but less than \$250,000	\$50
\$250,000 or more, but less than \$1,000,000	\$100
\$1,000,000 or more, but less than \$10,000,000	\$250
\$10,000,000 or more, but less than \$50,000,000	\$750
\$50,000,000 or more	\$1500

**7. When and Where to Submit**

All registrations on form CHAR001-LT must be mailed, postmarked within six months after the date the charitable lead trust is funded, to the address at the top of CHAR001-LT.

**8. Penalties**

Pursuant to EPTL Section 8-1.4, any entity that fails to comply with the EPTL registration and filing requirements may be subject to fines in the amount of \$10 per day, up to a maximum of \$1,000, for each such failure.

**9. Questions / Contacting the Charities Bureau**

Questions about completing the CHAR001-LT should be directed to the Charities Bureau as follows:

By Email: charities.bureau@oag.state.ny.us (note the form number in the subject line)

By Phone: 212-416-8401 (mention the form number to the representative)

Helpful information may also be found on the Charities Bureau website at [www.oag.state.ny.us/charities/charities.html](http://www.oag.state.ny.us/charities/charities.html).