

# Texas Trust Questionnaire

Mailing address	Texas taxpayer number	
	File number	
	<b>You have certain rights under Chapters 552 and 559, Government Code, to review, request and correct information we have on file about you. Contact us at the address or phone numbers listed on this form.</b>	
1. Entity name	2. Federal employer identification number (FEIN)	
3. Trustee		
4. Mailing address (if different from above address)		
City	State	ZIP code
5. Contact person		6. Contact phone (Area code and number)

The answers to the following questions will help determine if this trust has a franchise tax reporting responsibility. The trust's type depends on information contained in the trust instrument. *Do not send a copy of the trust instrument.*

**Consult an attorney or a tax professional if you need additional guidance.**

Check only **ONE** box from choices 7-12 below to identify the trust's type. Answer **ALL** yes/no questions under the selected trust type, if applicable. The code sections italicized and bracketed at the end of each question refer to sections of the Texas Tax Code.

- 7.  A **non-profit insurance trust** created under Texas Insurance Code, Chapter 2212. [*§171.0002(c)(6)*]
- 8.  A **qualified pension, profit-sharing or stock bonus plan** as defined in Section 401(a), Internal Revenue Code. [*§171.0002(c)(7)*]
- 9.  A **voluntary employees' beneficiary association** as defined in Section 501(c)(9), Internal Revenue Code. [*§171.0002(c)(8)*]
- 10.  A **business trust** as defined in Treasury Regulation Section 301.7701-4(b). [*§171.0002(a), §171.0002(c)(1), (2)*]
- 11.  Trust is a **domestic grantor trust** as defined by Sections 671, 674, 7701(a)(30)(E), Internal Revenue Code, and all of the trust's grantors and beneficiaries are natural persons or charitable entities under Section 501(c)(3), Internal Revenue Code. If any part of this description does not apply to your grantor trust, then check Box 12 as an "Other trust." [*§171.0002(c)(1)*]
- 12.  An **ordinary trust, investment trust, or other trust**. If box is checked, answer the questions below.
  - 12(a-1). This trust is a passive entity because at least 90% of the trust's income is from passive types of income defined in Texas Tax Code, Section 171.0003. [*§171.0002(b)(3)*] .....  YES  NO
  - 12(a-2). Check boxes for each specified report year this trust was passive. ....  2008  2009  2010
  - 12(b). Trust is registered with the Texas Comptroller's office. (For example: trust has a Texas Agriculture or Timber Registration Number, or trust is permitted for Texas Sales and Use Tax.).....  YES  NO

Additional comments: \_\_\_\_\_  
Month    Day    Year


13. In which state or country was this trust formed? \_\_\_\_\_ 14. Formation date \_\_\_\_\_

15. List any tax permits or licenses issued to this entity by the Texas Comptroller.

<i>Type of permit or license</i>	<i>Taxpayer number for permit or license</i>	<i>Date</i>

16. If included in a combined group Texas franchise tax report, provide the reporting entity's Texas taxpayer number. .... \_\_\_\_\_

I declare that the information in this document and any attachment is true and correct to the best of my knowledge and belief.

Preparer's name	Title	Phone (Area code and number)
		Date

Information about franchise tax is available online at [comptroller.texas.gov/taxes/franchise/](http://comptroller.texas.gov/taxes/franchise/).  
 For taxpayer assistance, call 1-800-252-1381 or 512-463-4600.

*Please return this completed questionnaire to:*  
 Texas Comptroller of Public Accounts  
 P.O. Box 149348  
 Austin, TX 78714-9348