

## South Dakota Trust Services

CISA Trust Company (South Dakota) LLC is dedicated exclusively to providing bespoke trust and company management services to an exclusive international clientele.

### **Licensing and Supervision**

CISA is a State chartered trust company, holds a non-deposit public trust company Charter, and is subject to prudential supervision by the Division of Banking of South Dakota.

### **Affiliated Trust Companies**

CISA has trust affiliates in Switzerland and the British Virgin Islands, and marketing affiliates in New York and Miami.

### **Wealth Planning**

CISA South Dakota advises on the most appropriate types of trusts for succession, tax, and asset protection planning.

### **South Dakota Trust Laws**

South Dakota trusts are codified in Title 55 of the South Dakota Codified Laws (SDCL), Fiduciaries and Trusts, and is considered one of the leading trust jurisdictions in the US. Features include “directed” trusts, dynasty trusts, asset protection, confidentiality, litigation privacy, decanting, Trust Advisors, Private Trust Companies (PTCs), Purpose Trusts, Special Purpose Entities, etc.

### **Trust Services**

CISA provides a full range of trust services in South Dakota, including Grantor Trusts, GRATs, GRITs, and Intentionally Defective Grantor Trusts, Non-Grantor trusts, (Income Trusts, Discretionary Trusts), Qualified Personal Residence Trusts, Generation Skipping Trusts, Dynasty Trusts, Charitable Trusts, Purpose Trusts, Spendthrift Trusts, Asset Protection Trusts, Life Insurance Trusts, Foreign Trusts, etc. CISA also offers formation and administration services for Private Trust Companies (PTCs), and Purpose Trusts.

### **Company Management Services**

CISA South Dakota offers incorporation, management and resident agent services for US LLCs and US corporations and partnerships, as well as foreign entities. In addition, CISA offers incorporation and administration services for Special Purpose Entities.

### **Accounting Services**

CISA South Dakota provides book-keeping and accounting services for all entities under administration.

### **Taxation**

South Dakota has no State income tax for corporations, trusts or individuals. South Dakota has an insurance premium tax of 0.08% for amounts over \$200,000.

On the Federal level, US corporations are subject to tax at a 21% rate. US trusts are subject to Federal income tax. In general terms, for Grantor trusts, income is taxed to the Grantor at the Grantor's marginal rate, up to a maximum of 37%. For non-Grantor trusts (simple or complex), tax on income is paid by the trust, except where current year income is distributed to a beneficiary. Trusts are taxed at higher compressed brackets than individual marginal rates, up to a maximum of 37%. "Foreign" trusts are not generally subject to Federal income tax, except "effectively connected income" (ECI) and "US source" income.

### **Double Tax Treaties (DTTs)**

South Dakota Corporations and trusts benefit from the US broad network of Double Tax Treaties (DTTs).

### **International Investment Agreements (IIAs)**

South Dakota corporations and trusts benefit from the US network of International Investment Agreements (IIAs) that provide for international arbitration in the event of expropriation, .

### **OECD Convention on Mutual Assistance**

The US is a signatory to the Convention on Mutual Administrative Assistance in Tax Matters (1988), which requires exchange of information "on request", and authorizes spontaneous and automatic exchange.

### **Common Reporting Standard (CRS)**

The United States has not signed the Multilateral Competent Authority Agreement (MCAA) for the automatic exchange of account information or committed to join CRS.

### **FATCA**

The United States exchanges information with partner jurisdictions under the Foreign Account Tax Compliance Act (FATCA), and has FATCA Intergovernmental Agreements (IGAs) with many jurisdictions for exchange of information.

CISA Trust Company (South Dakota) LLC is registered with the IRS as a Sponsoring Financial Institution (FI).

### **Entity Classification Services**

CISA South Dakota provides entity classification support under FATCA and CRS, including completion of W-8BEN-Es and CRS self certification forms.