UNITED STATES SENATE COMMITTEE ON
BANKING, HOUSING, & URBAN AFFAIRS
★ ★ ★ ★ ★ ★ Senator Elizabeth Warren, Ranking Member

Clarity Act Ethics Provision Fails to Stop Trump Crypto Profiteering
Analysis by Senate Banking Committee Minority Staff

President Trump earned $1.4 billion from his and his family's cryptocurrency ventures last year, accounting for about two-thirds of his total income, and earning more than any publicly traded crypto company in the United States. The current ethics provision in the Clarity Act says the President, the Vice President, senior government officials and their spouses cannot "issue" or "sponsor" crypto products. However, this would permit Donald Trump to continue to profit to the same degree from his current businesses and holdings, and easily structure new ones to avoid the restrictions, all while he regulates the industry. **Any updated ethics provision must close these massive loopholes.**

The President's biggest sources of crypto income are his interests in World Liberty Financial (WLF)—a crypto venture founded by the Trump family and affiliates that issued the $WLFI governance token and USD1 stablecoin—and his $TRUMP memecoin. According to his financial disclosures, Trump made about $799 million from WLF and $635 million from $TRUMP. Trump's current interests in WLF and $TRUMP are indirect and structured so his profits flow through a series of intermediary shell companies and licensing agreements that funnel into Trump's revocable trust. Trump is the sole beneficiary of the trust, which is managed by Donald Trump Jr., who makes all voting and investment decisions.

Here's a breakdown of how every Trump crypto venture will be unaffected by the current ethics provision:

Source of Trump crypto revenue	Does this provision stop Trump from profiting from this venture?	Massive loopholes that allow Trump to continue to profit
World Liberty Financial (WLF)		
WLFI governance token proceeds: $525 million received, via a services agreement between WLF and Trump intermediary entities that funnel to Trump trust (+ over $50 million in continued WLF governance token holdings)	**No**	This bill does not stop Donald Trump from making money from crypto through other people or companies, or through the financial arrangements he has already been using to funnel money, such as his licensing agreements. This bill includes an exception that allows companies already using Trump's name or image for a cryptocurrency to keep doing so. This means Trump can continue to receive proceeds from WLF token sales, and those entities can issue new ones, so long as Trump does not affirmatively direct them to do so.
USD1 Stablecoin: $8.3 million, via net operating incomes to Trump	**No**	This bill does not stop Donald Trump from making money from crypto through other people

intermediary entity that funnel to Trump trust		or companies, or through the financial agreements he has already been using to funnel money, such as his licensing agreements. This bill includes an exception that allows companies already using Trump's name or image for a cryptocurrency to keep doing so. This means Trump can continue to receive proceeds from USD1 token sales, and USD1 can issue new stablecoins, so long as Trump does not affirmatively direct them to do so.
Equity sales of WLF and stablecoin business: $263 million	**No**	This bill includes a safe harbor for the President to put any directly held interest in a crypto company in a Qualified Blind Trust (QBT). If Trump puts his interest in a QBT, he could continue to profit from any increase in the value of equity in WLF and from issuing or sponsoring digital assets placed in the QBT. Notably, Trump knows what assets are in the blind trust, and can increase their value via the crypto policy decisions he makes. This means Trump can continue to receive proceeds from equity sales of WLF and the stablecoin business, so long as they're in a QBT.
$TRUMP Memecoin (CIC Digital/Celebration Coins)		
Memecoin royalties: $635 million, via license agreement	**No**	This bill does not stop Donald Trump from making money from crypto through other people or companies, or through contracts. This bill includes an exception that allows companies already using Trump's name or image for a cryptocurrency to keep doing so. This bill explicitly allows for Trump to appear at events, just like his dinner promoting the memecoin. This means Trump can continue to profit from his memecoin. This bill includes a safe harbor for the President to put any directly held interest in a crypto company in a QBT.

		Notably, Trump knows what assets are in the blind trust, and can increase their value via the crypto policy decisions he makes.
Interest in Public Crypto and Crypto Companies		
Trump Media and Technology Group (TMTG): Trump holds 41% stake, and TMTG has $650 million in crypto treasury	**No**	This bill does not stop Trump from holding any companies investing in digital assets while he sets the rules for regulating them. This means Trump can continue to profit from TMTG.
Amounts of other crypto held in wallets: over 150 million	**No**	This bill does not stop Trump from holding any digital assets while he sets the rules for regulating them. This means Trump can continue to profit from other public crypto.
Staking agreement through Coinbase: $2.3 million	**No**	This bill does not stop Trump from holding any digital assets while he sets the rules for regulating them. The bill expressly carves staking (putting crypto that you own down for the purpose of validating transactions on blockchain) arrangements out of federal securities laws and the SEC's jurisdiction. This means Trump can continue to profit from his staking agreement through Coinbase.
Other Entities Affiliated with Trump Family		
American Bitcoin Mining Company - at the time of its IPO, the Trump sons were reported to own 20% of the company. The company reported 2025 revenue of $185.2M	**No**	No restrictions on family members other than spouse
Alt5Sigma (now AI Financial Corp.), publicly traded company that made a deal with WLF that netted Trump family $500 million; Eric Trump was previously named a Board observer and WLF co-founder Zachary Witkoff serves as Board chair	**No**	This bill does not stop Donald Trump from making money from crypto through other people or companies, or through contracts. This bill includes an exception that allows companies already using Trump's name or image for a cryptocurrency to keep doing so. This means Trump can continue to receive proceeds from WLF token sales.