CUSTOMS AND BORDER PROTECTION DIRECTIVE

ORIGINATING OFFICE: (b)

(6)(2)

DISTRIBUTION: (b) (2)
CBP DIRECTIVE NO: 3340-021B

DATE: SEPTEMBER 7, 2006

SUPERSEDES: CBPD 3340-021A, 2/23/04,

CD 4320-023, 1/25/99

REVIEW DATE: SEPTEMBER 2009

SUBJECT: RESPONDING TO POTENTIAL TERRORISTS SEEKING ENTRY INTO THE UNITED STATES

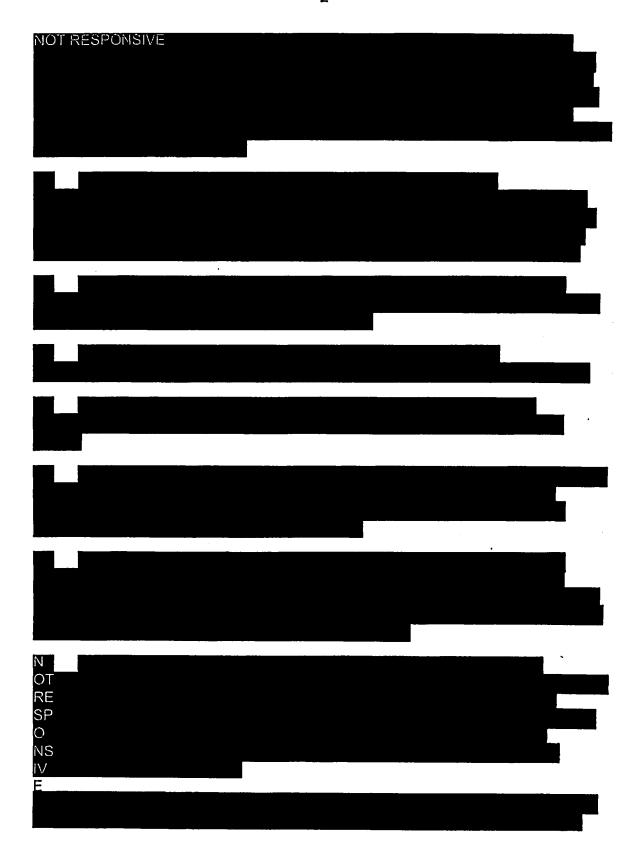
1 PURPOSE. To provide guidance and standard operating procedures for responding to known or suspected terrorists attempting to enter the United States (U.S.).

2 POLICY.

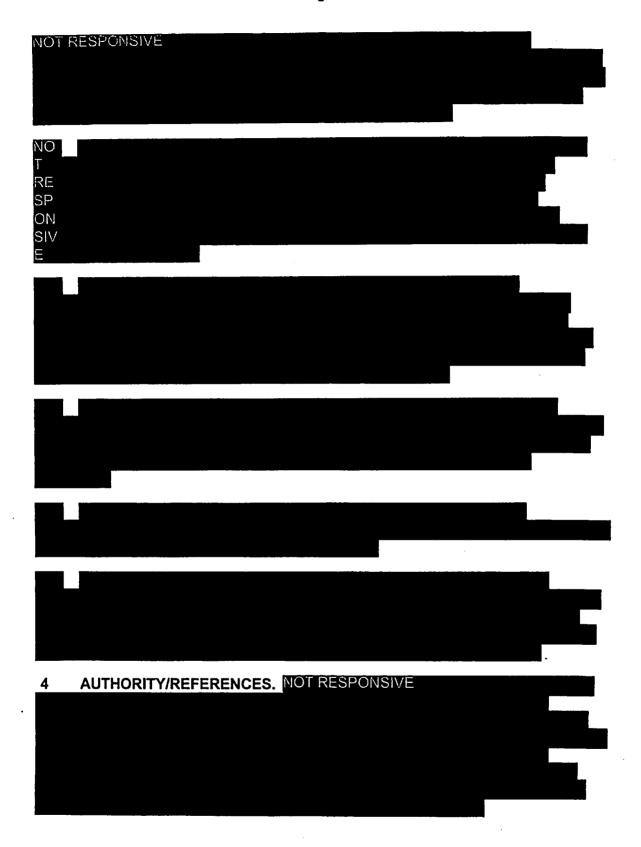
- 2.1 It is the policy of U.S. Customs and Border Protection (CBP) to prevent suspected terrorists from entering the U.S. and to prevent attacks by terrorists and terrorist organizations in the U.S., by detecting and interdicting the cross-border movement of terrorists and their funding, weapons, and instruments, including weapons of mass effect (WME) and their precursors.
- 2.2 It is the policy of CBP, consistent with the Immigration and Nationality Act (INA), to deny entry to, and where possible, seek prosecution of, individuals engaged in terrorist activities who are seeking admission to the United States.
- 2.3 It is the policy of CBP, consistent with the INA and applicable legal authorities, that in all encounters where there is a belief, based on an evaluation of all available information, that an alien applying for admission could pose a threat to the U.S., the alien shall be denied admission. Limited exceptions, such as an official, documented request from another government agency to admit the alien for investigative or other purposes, may be recognized.

3 DEFINITIONS.



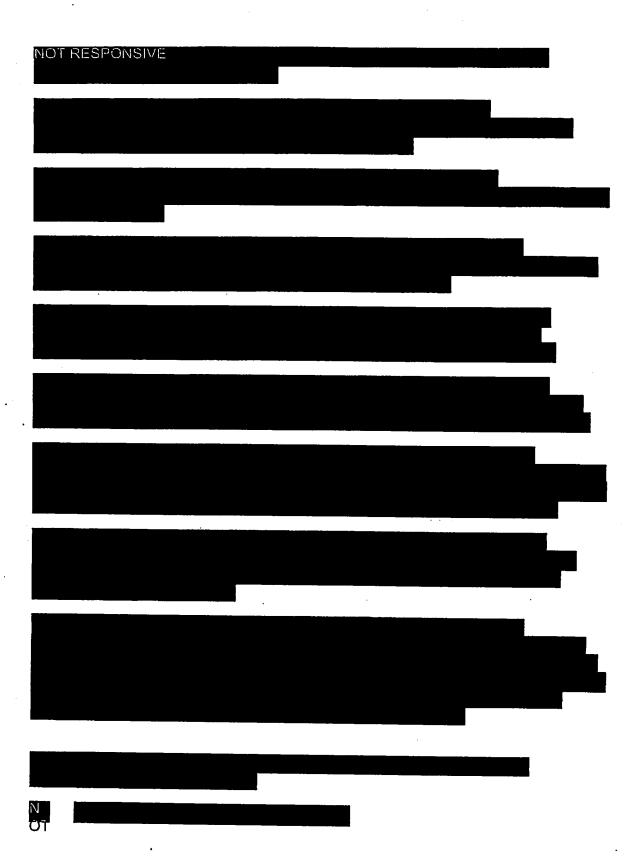


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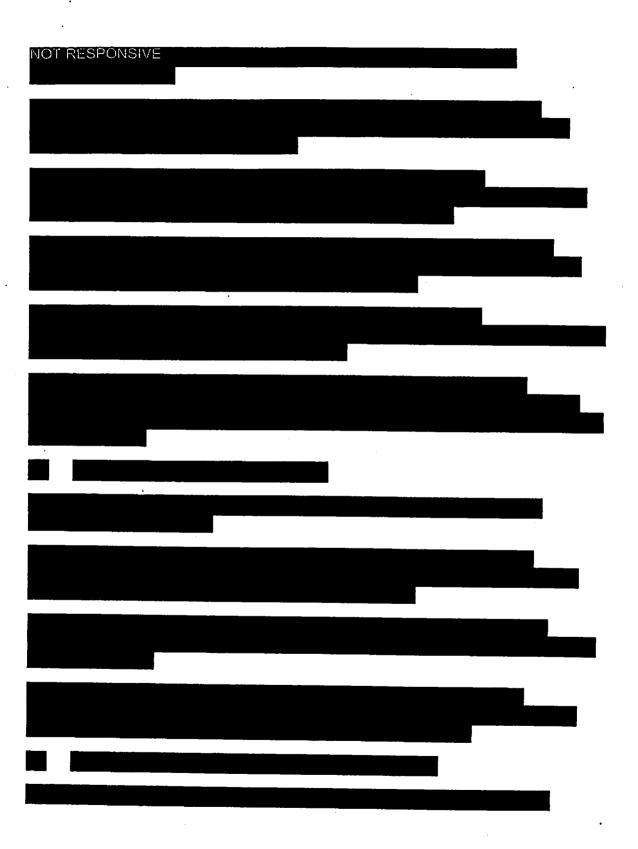


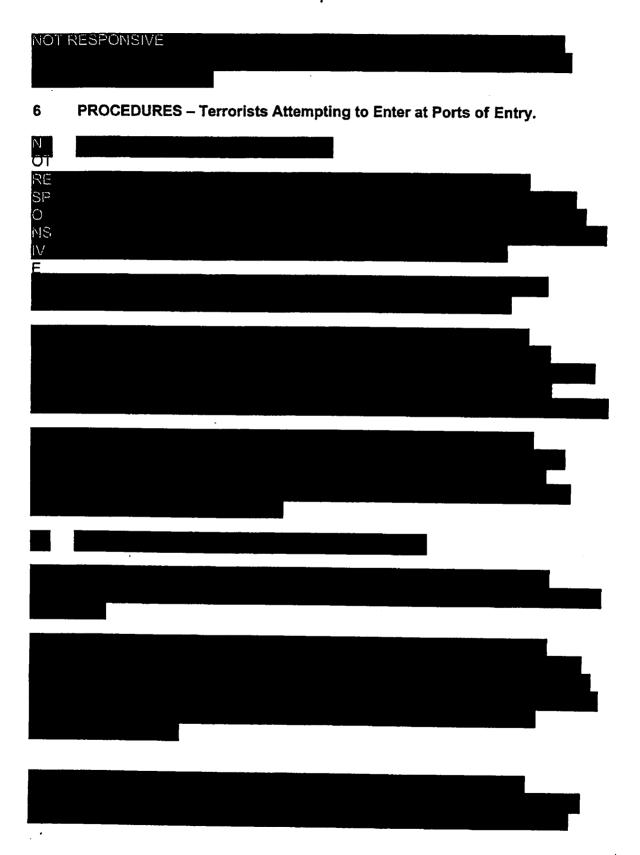
5 RESPONSIBILITIES.

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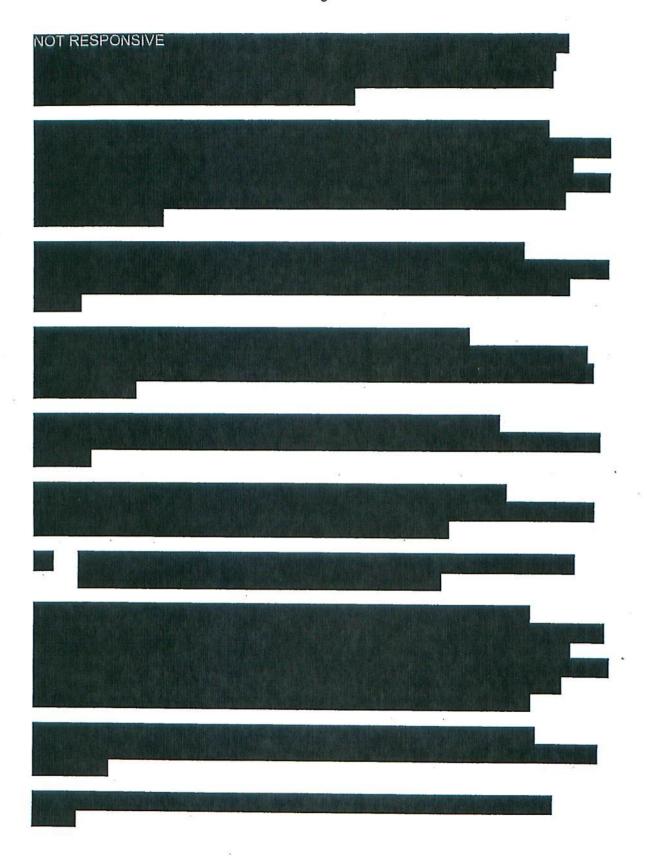


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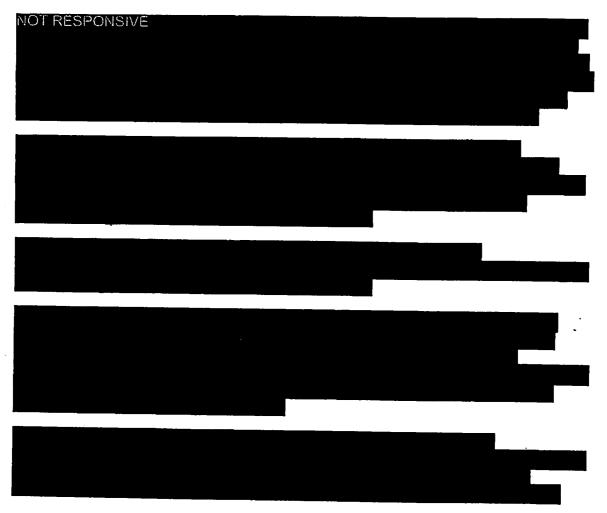
6.5.2 If the (b)(2) & (b) occurs in advance of arrival (air or sea POEs) of the

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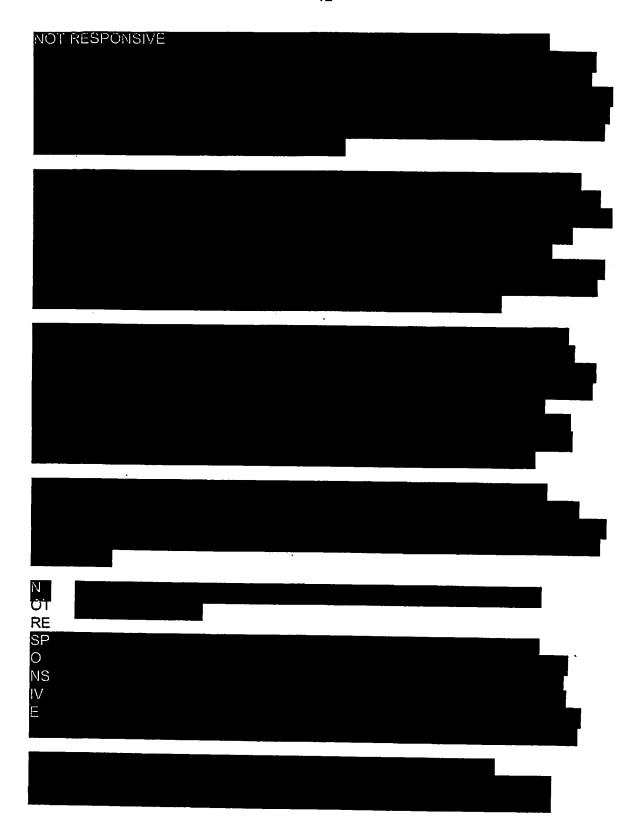
individual, the duty supervisor shall assign a (b) Officer who will follow the *Air and Sea POE Handling and Coordination Procedures* (d) Section 6.3. In secondary, the (b) Officer shall comply with any lawful instructions in the (b)(2) & record, such as (a) request to copy travel and/or identification documents, in accordance with CBP policy and legal authorities such as the CBP Directive 3340-006A, Procedures for Examining Documents and Papers), or any successor directives.

6.5.3 If the (b)(2) & (b) is encountered at a land border primary, the CBP Officer on primary shall (b)(2) & (b)(7)(E)

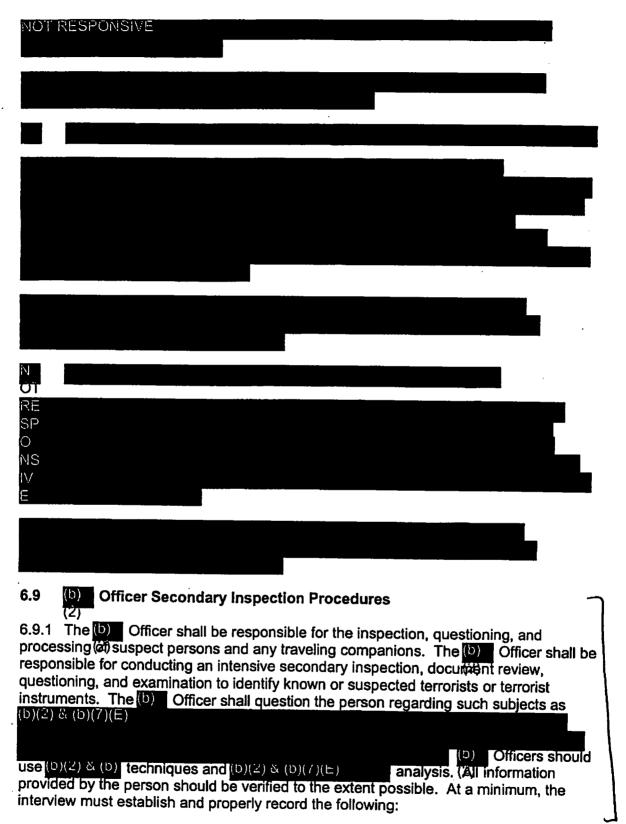
The CBP Officer shall immediately alert the duty supervisor regarding (b)(2), using local notification procedures. The duty supervisor will assign a (b) OfficeDwho will follow the Land Border POE Handling and Coordination(Procedures in Section 6.4. In secondary, the (b) Officer shall comply with any lawful instructions in the (b)(2) officer shall comply with any lawful instructions in the (b)(2) officer shall comply with any lawful instructions in the (b)(2) officer shall comply with any lawful instructions in the (b)(2) officer shall immediately alert the duty supervisor will assign a (b) officer shall immediately alert the duty supervisor will assign a (b) officer shall immediately alert the duty supervisor will assign a (b) officer shall comply officer shall comply with any lawful instructions in the (b)(2) officer shall comply with any lawful instructions in the (b)(2) officer shall immediately alert the duty supervisor will assign a (b) officer shall comply officer shall comply with any lawful instructions in the (b)(2) officer shall comply officer shall comp



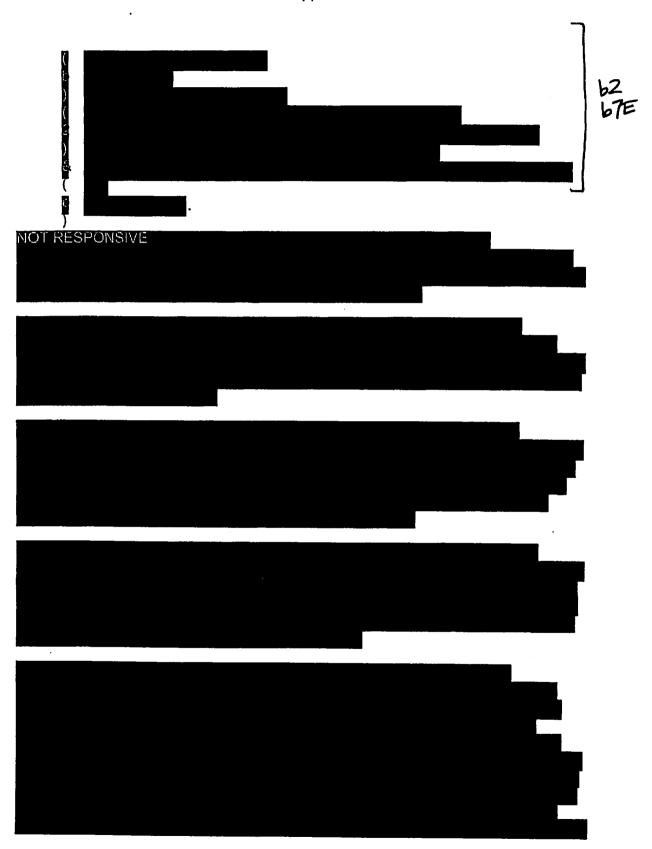
b2 b7е



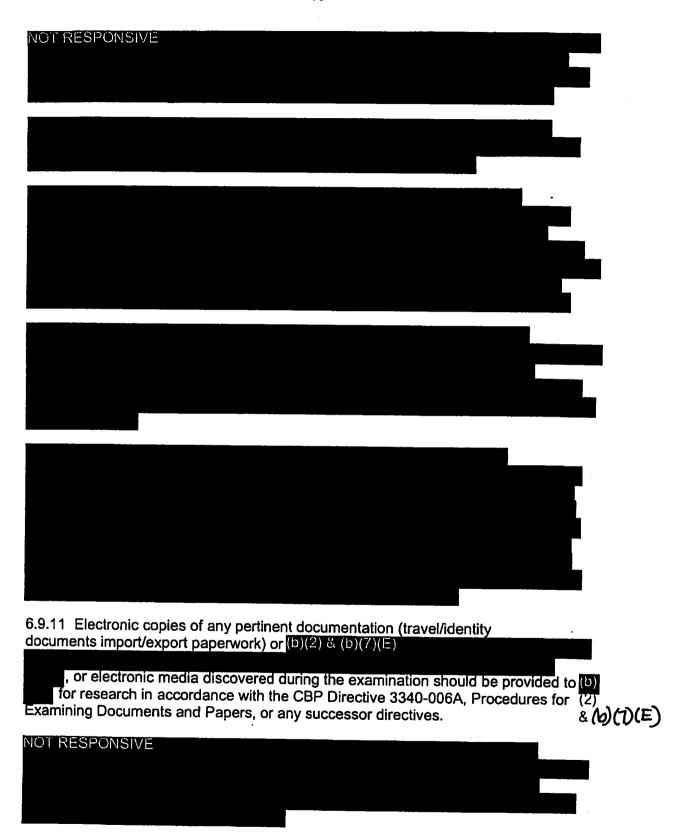
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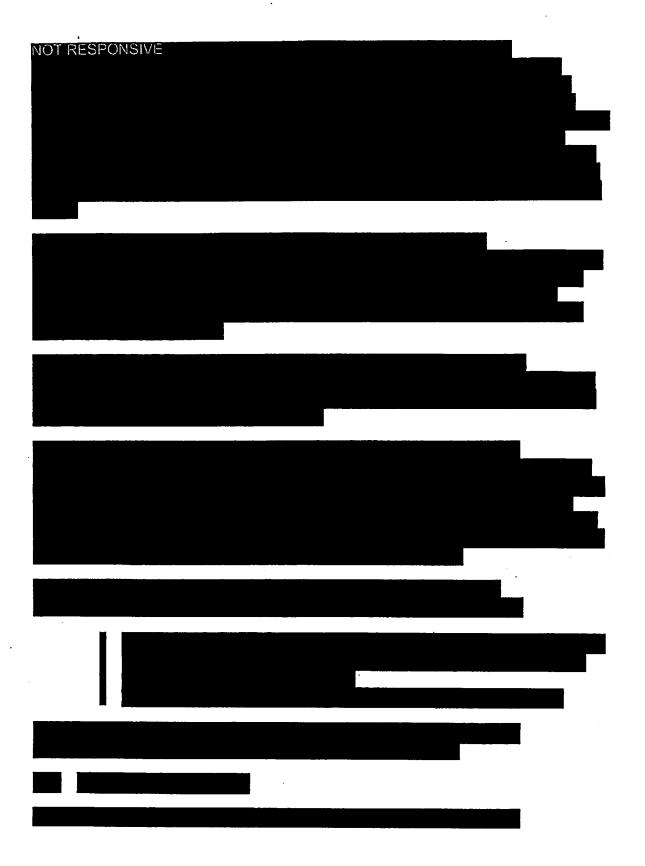




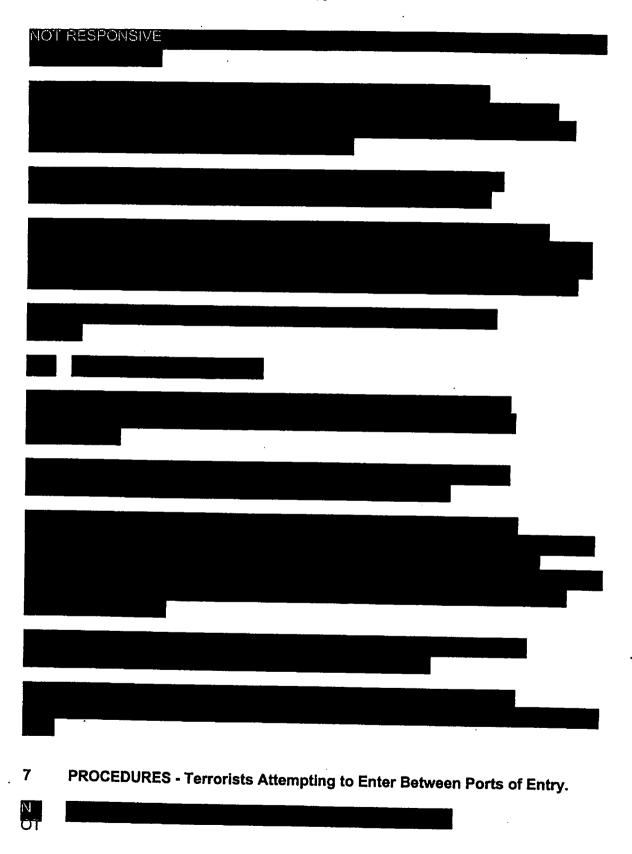
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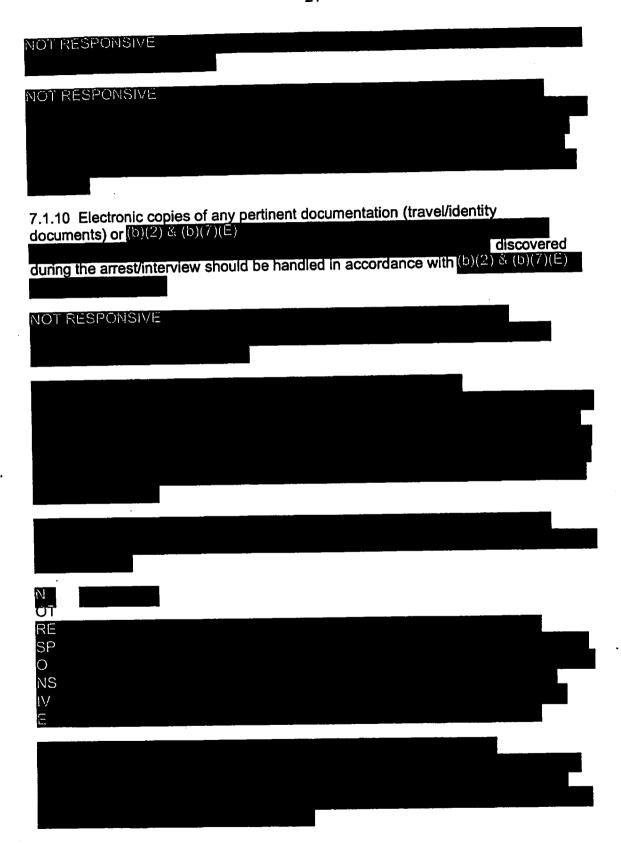
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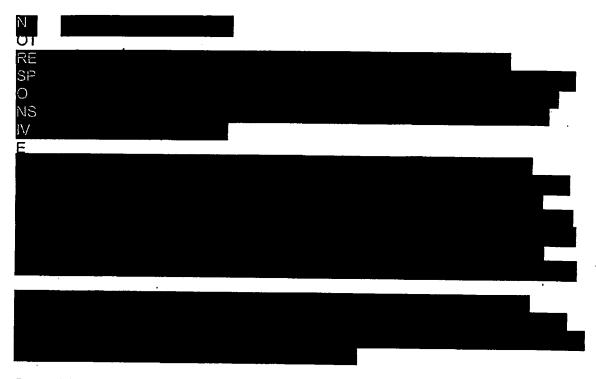




7.1.7 Any search of the vehicle or its contents will be conducted only upon probably cause, consent, or other applicable Fourth Amendment exception (including border search), that may be available depending upon the circumstances of the encounter. In any search, caution shall be exercised when examining the contents of any baggage or package in the possession of the suspected terrorist. If a suspicious device or substance is encountered during the examination, the Agent shall take all precautions to avoid detonation of the device or exposure to the substance. National and local HAZMAT and bomb response protocol shall be followed.

NOT RESPONSIVE

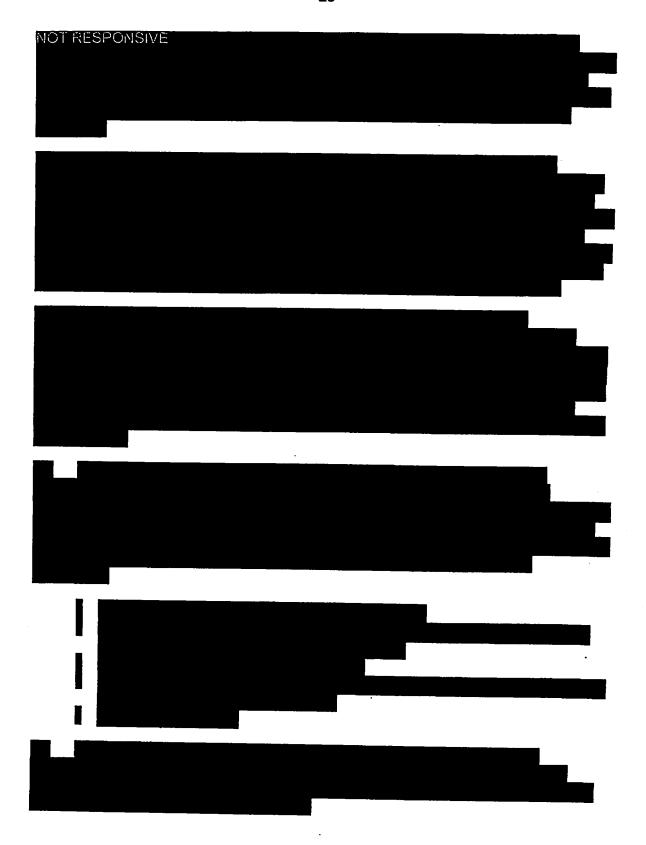




PROCEDURES – Identification and Processing of Potential Terrorist Related Port Shoppers.

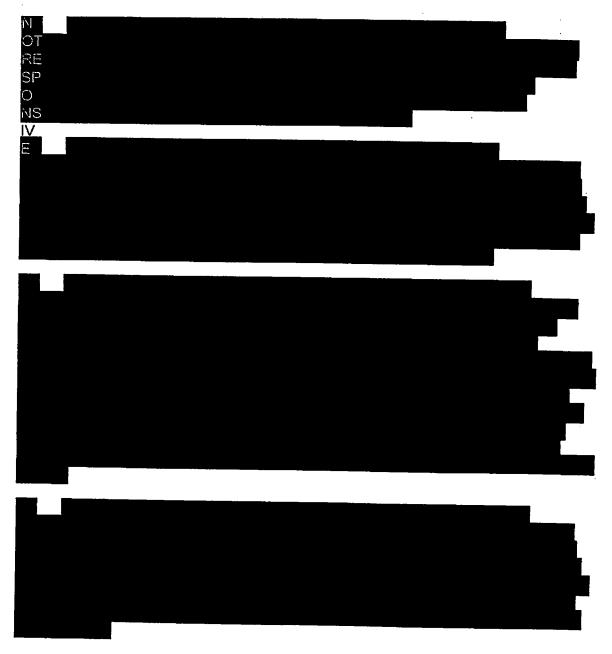


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9 PROCEDURES – International Notification Protocols.



- 10 NO PRIVATE RIGHTS CREATED. This Directive is an internal policy statement of U.S. Customs and Border Protection and does not create or confer any rights, privileges, or benefits on any person or party.
- 11 DISCLOSURE. This Directive contains information that may be exempt from disclosure to the public under federal law. No part of this Directive shall be disclosed to

the public without express authority from U.S. Customs and Border Protection Headquarters.

Commissioner
U.S. Customs and Border Protection