



**UNITED STATES CUSTOMS SERVICE  
LAND BORDER CARRIERS INITIATIVE AGREEMENT  
“Land Border Carrier”**

This cooperative Agreement is made between \_\_\_\_\_,  
(hereafter referred to as “the carrier”) having its principal place of business at  
\_\_\_\_\_, and the United States Customs Service (hereafter referred  
to as “Customs”).

This agreement cannot, by law, exempt the Carrier from statutory sanctions in the event illegal drugs are discovered by Customs on board the carrier’s conveyances. However, the extent to which will reflect favorably on any Customs decisions or recommendation on final case disposition.

Nothing in this agreement relieves the carriers of any responsibilities with respect to United States law or the Customs Regulations.

This Agreement between Customs and the Carriers is designed to strengthen the Carrier’s ability to deter illegal access to and use of its conveyances, their associated equipment, and company facilities by those engaged in the trafficking of illegal drugs.

Customs and the Carrier recognize the need to take positive steps to secure the Carrier’s conveyances against possible unauthorized use and, in particular, against trafficking in illegal drugs. The following Agreement addresses the concerns of Customs and the Carrier.

The carrier agrees to immediately begin prompt and complete implementation of the terms listed below on the conveyances under its control.

Customs agrees to follow certain special administrative procedures relating to the assessment and mitigation of drugs related penalties as set forth below.

This agreement, once jointly endorsed, will serve as a working agreement to be used at each United States port of entry served by the carrier.

**CARRIER RESPONSIBILITIES**

1. Require, as a matter of company policy, that all of its managers, supervisors, employees and representatives cooperate fully with Customs and other law enforcement entities in an effort to deter smugglers from using the carriers equipment to transport illegal drugs.
2. Establish security systems for foreign and domestic cargo storage and handling

facilities, container yards and conveyances operated by the Carrier to prevent the improper manipulation, and transportation or handling of cargo or containers. Safeguard the use of seals and maintain a log of seal numbers used.

3. Establish security procedures which will restrict access to conveyances and prevent the lading or landing of illegal drugs while enroute from facilities in foreign locations to the United States.

4. Conduct complete employment and criminal history record checks on all permanent new-hire personnel and other permanent employees, to the extent permitted by law. Updated criminal history check when appropriate.

5. Maintain a current employee list which includes the name date of birth, social security number (where applicable), position held, and years employed of every permanent foreign and United States employee and submit this list to Customs upon written request.

6. Provide a list of all conveyances operated by the Carrier. When conveyances operated by the Carrier are not owned by or under the management or control of the Carrier, the owners must agree to the terms of this Agreement.

7. Ensure that all manifests/bills of lading and other documentation submitted for cargo to be shipped are complete and a system is in place to verify seal numbers, weights, marks and quantity of cargo received.

8. Post signs as allowed, at Carrier facilities and on conveyances that state criminal penalties for narcotic trafficking and/or carriers commitment to combat drug smuggling.

9. Report to Customs suspicious shippers, shipping practices, or when anomalies appear in shipping documentation.

10. Designate at each port of entry, which it serves, the company official or representative who will assist Customs with searches of the carriers conveyances and containers.

11. The carriers will promptly notify Customs of any structural changes to its conveyances or equipment.

12. The Carrier should develop and utilize a photo identification system for employees and require visitors to display proper identification. Employees and visitors should only be permitted access to cargo, facilities, and conveyances when required by their duties.

13. The carrier and its employees will turn over to Customs any illegal drugs they discover. The Carrier also agrees to secure, with minimal handling, any illegal drugs

discovered during searches, providing that such action does not violate the laws of any country.

14. Identify specific compartments on board conveyances which may be used to conceal illegal drugs.

15. Notify Customs of first-time shippers and cargo documentation anomalies. Documentation anomalies can include unusual cargo value-to-shipment charge ratios, cargo that is unusually routed, or unusual requests made by shippers.

16. Inspect empty containers prior to departing foreign facilities or premises for unmanifested cargo, illegal drugs and contraband, as well as for false walls, floors and ceilings.

17. Encourage other carriers to participate in the Carrier Initiative program.

18. Develop a drug awareness program and encourage all employees in the company to participate in the program.

19. Conduct conveyance container searches using a search checklist.

### **U.S. CUSTOMS RESPONSIBILITIES**

1. Review documentation which details the security procedures developed by the carrier, and if necessary, offer recommendations for improvement.
2. Provide domestic training to the carriers employees on priority basis, and if feasible, provide training to employees in foreign locations.
3. Perform joint site surveys of the carriers domestic facilities, and if feasible, perform joint site surveys of a carriers foreign facilities.
4. Provide informational support to the carriers on security and drug smuggling issues.
5. Coordinate the release of information to the media or general public with carrier management.
6. Provide special administrative procedures in the case of drug-related violations, as per attached.

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Assistant Commissioner  
Office of Field Operations  
United States Customs Service

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(Name)  
(Title)  
(Company Name)

“ First Violation”

In case of the drug related violation of 19 U.S.C. 1584 which occurs subsequent to the effective date of this Agreement, if there is no evidence of complicity on the part of the Carrier, a preliminary mitigated penalty of no more than 50 percent of the statutory penalty will be assessed. Further, Customs agrees to issue a decision on a timely submitted petition requesting further mitigation within 120 days of its receipt by Customs, Unless additional investigatory or other information is required. In order to obtain this expedited treatment, the Carrier must note clearly on both the petition and envelope that a standard Carrier Initiative Agreement is in effect.

“ Second Violation”

In the case of the second drug-related violation of 19 U.S.C. 1584 which occurs subsequent to the effective date of this Agreement, the full statutory penalty will be assessed. However, Customs agrees to issue a decision on a timely submitted petition requesting mitigation within 120 days of its receipt by Customs, unless additional investigatory or other information is required. An order to obtain this expedited treatment, the Carrier must note clearly on both the petition and envelope that a standard Carrier Initiative Agreement is in effect.

“ Third or subsequent Violation”

In the case of the third or subsequent drug related violation 19 U.S.C. 1584 which occurs subsequent to the effective dated of this Agreement, the full statutory penalty will be assessed, and a petition requesting mitigation will be considered as the ordinary course of business.

Procedure after violation- free period:

If, at any time subsequent to the effective dated of this agreement, there has been no drug-related violation of 19 U.S.C. 1584 for a 2 year period, the next drug-related violation will be treated as a first drug-related violation in the manner noted above.

## Informacion de empleados:

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Apellido (Paterno)	Apellido (Materno)	Primer Nombre
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Fecha de nacimiento (Mes/Dia/Año)	Fecha de ingreso (Mes/Dia/Año)	Numero de Seguro Social (Opcional)
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Numero de licencia de conducir	Posicion
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Apellido (Paterno)	Apellido (Materno)	Primer Nombre
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Fecha de nacimiento (Mes/Dia/Año)	Fecha de ingreso (Mes/Dia/Año)	Numero de Seguro Social (Opcional)
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Numero de licencia de conducir	Posicion
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## Informacion de vehiculos:

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Marca	Modelo	Año	Estilo
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Numero de serie (VIN)	Dueño
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Numero de placas (E.E.U.U.)	Numero de placas (Mexico)
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Marca	Modelo	Año	Estilo
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Numero de serie (VIN)	Dueño
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Numero de placas (E.E.U.U.)	Numero de placas (Mexico)
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Marca	Modelo	Año	Estilo
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Numero de serie (VIN)	Dueño
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Numero de placas (E.E.U.U.)	Numero de placas (Mexico)
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