

## Summary Table of Contents

Chapter 1:	Getting Started
Chapter 2:	OFAC Regulations and Requirements
Chapter 3:	Designing and Monitoring OFAC Control Systems
Chapter 4:	Developing Formal Policies and Procedures
Chapter 5:	Understanding Current OFAC Sanctions
Chapter 6:	OFAC Reporting and Compliance Examinations
Chapter 7:	Training
Chapter 8:	Related Laws and Issues

### **Appendixes (Available Only on CD)**

Appendix A:	Glossary
Appendix B:	Resources
Appendix C:	Regulatory Issuances
Appendix D:	Enforcement Actions
Appendix E:	Selected OFAC Regulations
Appendix F:	FATF Report on Money Laundering Typologies, 2002–2003
Appendix G:	FinCEN Proposed Rule for Anti-Money Laundering Programs for Investment Advisors
Appendix H:	2005 Money Laundering Threat Assessment
Appendix I:	Country Profiles
Appendix J:	FinCEN Guidance on Preparing a Complete and Sufficient Suspicious Activity Report Narrative
Appendix K:	Use of Currency Transaction Reports
Appendix L:	Interpretive Letters Issued by OFAC



# Contents

## Chapter 1 Getting Started

OFAC Insights .....	1 — 1
Reminders .....	1 — 1
OFAC: What Is It? .....	1 — 1
History of OFAC.....	1 — 3
Trading with the Enemy Act of 1917 .....	1 — 3
Executive Order 8389.....	1 — 4
Other Acts and Executive Orders .....	1 — 4
Financial Action Task Force.....	1 — 4
Designing an OFAC Compliance Program: Back to the Basics .....	1 — 5
Step 1: Designate a Compliance Officer.....	1 — 5
Step 2: Identify the Risks the Institution Must Manage .....	1 — 5
Step 3: Assign Responsibilities to Ensure Accountability for Compliance.....	1 — 6
Step 4: Collect, Package, and Distribute OFAC Resource Material and Information.....	1 — 6
Step 5: Establish a Training Program .....	1 — 6
Step 6: Ensure Open Lines of Communication .....	1 — 6
Step 7: Test, Test, Test .....	1 — 6
OFAC Risk Assessment .....	1 — 6
Designing Systems, Outsourcing for Support, or Reviewing Existing Systems.....	1 — 8
Outsourcing Options.....	1 — 9
Financial Institution’s Role.....	1 — 10
Frequently Cited Exceptions and Violations .....	1 — 10
Data: A Continual Flow .....	1 — 12
What Data Mean to Your Institution .....	1 — 13
The Basic Objectives of Good OFAC Data Systems.....	1 — 13
USA PATRIOT Act.....	1 — 14
Reminders.....	1 — 14
Impact on OFAC Requirements and Other Regulations.....	1 — 15
Responsibilities for Financial Institutions .....	1 — 16
FinCEN Section 314(a).....	1 — 16
How It Works .....	1 — 16
Criteria for Money Laundering Requests .....	1 — 17
Results of the 314(a) System .....	1 — 17
Feedback from Law Enforcement .....	1 — 17
Interagency Advisory Regarding Accounts with Foreign Governments: A Follow-Up to Riggs Bank .....	1 — 18
USA PATRIOT Act-Section 311 .....	1 — 18
Types of Special Measures.....	1 — 18a
U.S. Government Accountability Office: Report to Congressional Requestors.....	1 — 18d
Expectations of Regulators .....	1 — 18e

2005 Money Laundering Threat Assessment Published.....	1 — 18e
Banking.....	1 — 19
Trends That Affect Anti-Money Laundering Efforts.....	1 — 19
Regulatory Implications.....	1 — 20
Going Forward.....	1 — 20
Compliance Monitoring for Banks with Foreign Correspondent Accounts .....	1 — 21
Payable-Through Accounts and Foreign Correspondent Banks.....	1 — 21
OFAC Compliance for Banks.....	1 — 23
Board of Director Education.....	1 — 24
Money Service Businesses .....	1 — 24
General Issues Affecting Money Service Businesses.....	1 — 25
Regulatory Environment .....	1 — 26
Suspicious Activity Reporting Requirements.....	1 — 26
Going Forward.....	1 — 27
Money Transmitters.....	1 — 27
Check Cashers .....	1 — 27
Currency Exchangers.....	1 — 28
Money Orders.....	1 — 29
Stored Value Cards.....	1 — 29
Online Payment Systems.....	1 — 30
Informal Value Transfer Systems.....	1 — 31
Bulk Cash Smuggling.....	1 — 32
Trade-Based Money Laundering .....	1 — 33
Expectations for Banks that Serve Money Service Businesses .....	1 — 33
In the News .....	1 — 35
FinCEN Administrative Ruling Process .....	1 — 36
Terrorist Financing .....	1 — 36
Sources of Financing .....	1 — 37
Movement of Funds.....	1 — 39
Global Response to Terrorist Financing.....	1 — 40
Preventing the Raising, Using, and Moving of Funds.....	1 — 40
Suspicious Transaction Reporting .....	1 — 41
Department of Homeland Security Efforts to Protect U.S. Financial System .....	1 — 44
Exam Procedures for USA PATRIOT Act .....	1 — 45
FinCEN Investigations.....	1 — 46
ICE and WMD.....	1 — 46
Matricula Consular Cards .....	1 — 47
New Electronic System from Treasury.....	1 — 47
FAQs on CIP.....	1 — 47
FinCEN Fraud Alerts .....	1 — 47
OFAC Exams.....	1 — 48
Fund Transfer Customer Names .....	1 — 48
MSB Registration List .....	1 — 48
OFAC Alerts.....	1 — 48
Currency Transaction Reporting.....	1 — 49
Fed Penalties.....	1 — 51
Safe Harbor .....	1 — 51
Regulatory Issuances .....	1 — 52
Regulatory Enforcement Actions.....	1 — 52

## Chapter 2

### OFAC Regulations and Requirements

OFAC Insights .....	2 — 1
Reminders .....	2 — 1
OFAC, Sanctions, and the FATF .....	2 — 1
OFAC Legal Fees .....	2 — 2
Part I: Designated or Blocked Party Requirements .....	2 — 2
Part II: Licensing Requirements .....	2 — 2a
Part III: Monetary Limitations .....	2 — 2b
Legislation .....	2 — 2b
Trading with the Enemy Act, 50 USC 1-44 (TWEA) [North Korea, Cuba, Transaction	
Control Regulations] .....	2 — 2c
Other Acts .....	2 — 3
International Emergency Economic Powers Act, 50 USC 1701-06 (IEEPA)	
[Libya, Iraq, Serbia, Montenegro, Bosnia, UNITA, Sierra Leone, Liberia, Sudan,	
Iran, the Balkans, Terrorism, Narcotics, Nonproliferation, the Taliban, and Burma] .....	2 — 3
Iraqi Sanctions Act, Pub. L. 101-513, 104 Stat. 2047-55 (ISA) [Iraq] .....	2 — 3
United Nations Participation Act, 22 USC 287c (UNPA) [Iraq, Libya (part), UNITA,	
Serbia, Montenegro, Sierra Leone, and Liberia] .....	2 — 3
International Security and Development Cooperation Act (ISDCA),	
22 USC 2349 aa-9 [Iran] .....	2 — 4
The Cuban Democracy Act (CDA), 22 USC 6001-10 [Cuba] .....	2 — 4
The Antiterrorism and Effective Death Penalty Act (enacting 8 USC 219,	
18 USC 2332d, and 18 USC 2339b) [Cuba, North Korea, Iran, Iraq, Libya,	
Syria, and Sudan] .....	2 — 4
The Foreign Narcotics Kingpin Designation Act, Pub. L. No. 106-120, Tit. VIII,	
113 Stat 1606, 1626-1636 (1999) (to be codified at 21 USC 1901-1908) .....	2 — 4
Executive Orders .....	2 — 4
Regulations .....	2 — 4
31 CFR Chapter V — Office of Foreign Assets Control, Department of the Treasury .....	2 — 4
OFAC Actions .....	2 — 11
September 8, 2008 .....	2 — 11
Penalties .....	2 — 12
Civil Penalties .....	2 — 13
Right to Respond in Writing .....	2 — 13
Right to Agency Hearing and Prehearing Discovery .....	2 — 14
Right to Judicial Review .....	2 — 14
Due Date .....	2 — 14
Election of Proceedings .....	2 — 15
Collection .....	2 — 15
Civil Penalties-Revised Interim Policy .....	2 — 16
OFAC Frequently Asked Questions and Answers .....	2 — 16
General Questions .....	2 — 16a
Questions About Specially Designated Nationals (SDNs) .....	2 — 20
Questions From Financial Institutions .....	2 — 21
Questions From Exporters and Importers .....	2 — 28
Questions Related To NGO Registration Numbers .....	2 — 28

Questions for the Insurance Industry .....	2 — 29
Consumer Credit Report .....	2 — 31
Online Compliance .....	2 — 32
Licensing Questions .....	2 — 33
Technology Questions .....	2 — 35
Listing of Interpretative Letters Issued by OFAC .....	2 — 38
International Coordinated Effort and the Financial Action Task Force.....	2 — 40
Basic Recommendations.....	2 — 41
Responsibilities of the Bank’s Directors and Senior Management.....	2 — 43
Exhibit 2.1: Table of Contents for OFAC Regulations (Index for 31 CFR 500) .....	2 — 44
Exhibit 2.2: OFAC Agency Briefing Sheet.....	2 — 50
Exhibit 2.3: Frequently Asked Questions About OFAC Civil Penalties.....	2 — 51
Exhibit 2.4: Sanctions, Blocking Targets, and Trade Restrictions .....	2 — 55
Exhibit 2.5: Maximum OFAC Penalties per Transaction Violation.....	2 — 57
Exhibit 2.6: Characteristics of National Legal Systems for Confiscation .....	2 — 58

### **Chapter 3**

## **Designing and Monitoring OFAC Control Systems**

OFAC Insights .....	3 — 1
Reminders .....	3 — 1
Focus Point Design .....	3 — 2
The OFAC Compliance Officer.....	3 — 2
Ensuring Efficiency and Effectiveness of the OFAC Compliance Program .....	3 — 3
OFAC Risk Assessment .....	3 — 3
Screening ACH Transactions .....	3 — 4
Maintaining License Information .....	3 — 4
Not Just for Big Banks.....	3 — 5
Get Specific .....	3 — 5
Communication.....	3 — 5
Training .....	3 — 6
Audit .....	3 — 6
Developing Specific Points to Ensure the Accuracy and Integrity of Transactions .....	3 — 6
Small Banks Are Not Immune.....	3 — 7
Wire Transfers .....	3 — 8
New Accounts.....	3 — 8
ACH Transactions .....	3 — 8
Existing Customers.....	3 — 9
Establishment of Internal Controls for Risk Management Techniques .....	3 — 9
Money Laundering.....	3 — 10
New Accounts.....	3 — 10
International Accounts.....	3 — 11
Wire Transfers.....	3 — 11
Pouch Activity Accounts.....	3 — 11
Payable-Through Accounts .....	3 — 12
International Brokered Deposits.....	3 — 12
Private Banking Relationships.....	3 — 12

Lending Operations .....	3 — 13
Lending on Exports.....	3 — 13
License Application Review Policy .....	3 — 13
License Exceptions and the Entity List .....	3 — 14
Deposit Operations .....	3 — 14
E-Banking.....	3 — 14
Regulatory Compliance Support and Systemic Management.....	3 — 14
Monitoring Controls.....	3 — 14a
Bank Responsibility.....	3 — 14a
Approaches to Monitoring Controls and Techniques .....	3 — 15
Small Town Bank, N.A., Anywhere, USA.....	3 — 15
Are the Funds Blocked or Rejected? .....	3 — 16
Reporting Procedures and Requirements for Blocked and Rejected Transactions .....	3 — 16
Penalties per Violative Transaction.....	3 — 17
“Unblocking” Blocked Funds.....	3 — 17
Establishing a Credible Compliance Effort .....	3 — 17
OFAC Assistance.....	3 — 18
Help from External Sources.....	3 — 19
Software Solutions.....	3 — 19
Financial Information Vendors.....	3 — 20
Regulatory Risk Consultants .....	3 — 20
Daily Monitoring Activities and Self-Assessments.....	3 — 20
Exhibit 3.1: Targeted Countries.....	3 — 21
Exhibit 3.2: Current OFAC Sanctions.....	3 — 22
Exhibit 3.3: Detailed Compliance Monitoring Questionnaire.....	3 — 30
Exhibit 3.4: Anti-Money Laundering/Counter Financing for Terrorists .....	3 — 38
Exhibit 3.5: Large Institution Customer Risk Assessment.....	3 — 46
Exhibit 3.6: Testing Tools .....	3 — 54
Exhibit 3.7: List of Entities at Risk of Diverting Exports (Available Only on CD).....	3 — 57

## Chapter 4

### Developing Formal Policies and Procedures

OFAC Insights .....	4 — 1
Reminders.....	4 — 1
Risk Assessment .....	4 — 2
Developing an OFAC Policy .....	4 — 4
Integrated Policy Statements vs. Stand-Alone Polices .....	4 — 5
Integrated Policy Statements .....	4 — 6
Stand-Alone Policies and Procedures.....	4 — 6
Risk-Based OFAC Monitoring Practices.....	4 — 7
Five Steps to Structure an OFAC Risk Assessment.....	4 — 7
Ten Risk-Based OFAC Screening and Monitoring Practices.....	4 — 8
Internal Operations vs. Outsourced Support.....	4 — 9
Customer Identification Program Requirements.....	4 — 10
Privacy Concerns and Related Issues.....	4 — 11
Cooperation with Government Investigations .....	4 — 12

Monitoring ACH Transactions .....	4 — 13
Keeping Up with Changes .....	4 — 14
Exhibit 4.1: Risk Assessment Worksheet and BSA/AML Program.....	4 — 16
Exhibit 4.2: Sample Integrated OFAC Policy Statement .....	4 — 20
Exhibit 4.3: Sample In-Depth Stand-Alone OFAC Policy .....	4 — 28
Exhibit 4.4: Sample OFAC Compliance Procedures.....	4 — 46
Exhibit 4.5: Sample Customer Identification Program Policy and Procedures.....	4 — 72
Exhibit 4.6: Sample USA PATRIOT Act Implementation Organizer.....	4 — 138

## Chapter 5

### Understanding Current OFAC Sanctions

OFAC Insights .....	5 — 1
Reminders.....	5 — 1
Keeping Track of Changes.....	5 — 1
Current OFAC Sanctions.....	5 — 2
Country Profiles.....	5 — 2
Terrorism Sanctions.....	5 — 2
Historical Perspective .....	5 — 3
Designated Countries.....	5 — 3
Financial Transactions .....	5 — 3
Exception.....	5 — 4
Designated Foreign Terrorist Organizations .....	5 — 4
OFAC Terrorist Assets Report .....	5 — 5
Penalties.....	5 — 6
Financial Sanctions.....	5 — 6
Blocked Property .....	5 — 6
Donations.....	5 — 7
Executive Order 13224 .....	5 — 7
Narcotics Sanctions.....	5 — 10
The Foreign Narcotics Kingpin Designation Act .....	5 — 10
Executive Order 12978 of October 21, 1995 .....	5 — 10
Nonproliferation (Weapons of Mass Destruction) Sanctions .....	5 — 11
Historical Perspective .....	5 — 11
Financial Provisions of United Nations Security Council Resolutions to Counter the Proliferation of Weapons of Mass Destruction.....	5 — 11
Targeted Financial Sanctions.....	5 — 12
Freezing and Prohibiting Funds or Other Assets.....	5 — 13
Post-Freezing Investigation and Reporting.....	5 — 14
De-Listing, Unfreezing, and Providing Access to Frozen Funds or Other Assets.....	5 — 14
Financial Prohibitions That Are Activity-Based.....	5 — 15
FATF Intentions on Activity-Based Financial Prohibitions .....	5 — 15
Additional Study of Broad-Based Measures to Combat WMD Proliferation Finance Under S/RES/1540(2004).....	5 — 16
Imports.....	5 — 16
Executive Order 13159 Dealing with Highly Enriched Uranium (HEU).....	5 — 17
Blocked Property .....	5 — 17

Diamond Trading .....	5 — 17
KPCS Requirements .....	5 — 17
Penalties .....	5 — 18
Executive Order 13312 Implementing the Clean Diamond Trade Act .....	5 — 18
Former Liberian Regime .....	5 — 18
Balkans .....	5 — 19
Zimbabwe .....	5 — 20
Cote D’Ivoire .....	5 — 21
Belarus .....	5 — 22
Democratic Republic of the Congo .....	5 — 22

## Chapter 6

### OFAC Reporting and Compliance Examinations

OFAC Insights .....	6 — 1
Reminders .....	6 — 1
Background .....	6 — 2
Reporting .....	6 — 2
Uniform Record Retention Rules .....	6 — 2
Reports for Blocked Accounts and Rejected Items .....	6 — 2
Annual Reports on Blocked Property .....	6 — 3
Reports on Litigation, Arbitration, and Dispute Resolution Proceedings .....	6 — 3
Licensing Requests .....	6 — 4
Bank Secrecy Act and Other Anti-Money Laundering Elements .....	6 — 4
Compliance Considerations .....	6 — 5
Compliance Programs and Audit Procedures .....	6 — 6
Risk Evaluation .....	6 — 7
Effective Training Methodologies and Practices .....	6 — 8
Effective Internal Communication Systems .....	6 — 8
Internal Compliance Audits .....	6 — 8
External Assistance .....	6 — 9
Cease-and-Desist Orders for BSA Violations .....	6 — 9
Foreign Correspondent Accounts and Private Banking for Non-U.S. Persons .....	6 — 9
High-Profile OFAC Violations and Big Fines .....	6 — 10
Current Enforcement Cases .....	6 — 10
OFAC Compliance Examinations .....	6 — 10a
Exhibit 6.1: Application for the Release of Blocked Funds .....	6 — 10b
Exhibit 6.2: BSA-Related Questionnaire and Checklists .....	6 — 13
Exhibit 6.3: OFAC Overview and Examination Procedures .....	6 — 37
Exhibit 6.4: BSA Checklists with Related OFAC Considerations .....	6 — 46
Exhibit 6.5: AML Risk Assessment .....	6 — 62
Exhibit 6.6: Customer Risk Assessment Worksheet .....	6 — 64
Exhibit 6.7: Business Customer Risk Assessment Worksheet .....	6 — 69
Exhibit 6.8: BSA/AML and SAR Reporting Tools .....	6 — 71
Exhibit 6.9: BSA/AML Laundering Program OFAC Focus .....	6 — 72
Exhibit 6.10: BSA/AML Enforcement Actions (Available Only on CD) .....	6 — 73

## Chapter 7 Training

OFAC Insights .....	7 — 1
Reminders .....	7 — 1
Purpose of an Employee Compliance Training Program.....	7 — 2
Setting Up an Internal Training Program.....	7 — 2
Exhibit 7.1: In-Depth OFAC Training Plan Outline .....	7 — 4
Exhibit 7.2: Reading Materials for OFAC Training.....	7 — 7
Exhibit 7.3: Sample OFAC Training Announcement Memo .....	7 — 14
Exhibit 7.4: OFAC Training Session Agenda .....	7 — 15
Exhibit 7.5: PowerPoint Presentation .....	7 — 16
Exhibit 7.6: OFAC Training Presentation with Instructor Insights .....	7 — 22
Exhibit 7.7: OFAC Training Case Studies .....	7 — 42a
Exhibit 7.8: Examples of Suspicious Activities .....	7 — 55
Exhibit 7.9: OFAC Quiz.....	7 — 61
Exhibit 7.10: OFAC Training Session Attendance Sheet.....	7 — 63
Exhibit 7.11: OFAC Seminar Evaluation .....	7 — 64
Exhibit 7.12: FATF Typologies.....	7 — 67
Exhibit 7.13: Guide to Dealing with the Palestinian Authority.....	7 — 76

## Chapter 8 Related Laws and Issues

OFAC Insights .....	8 — 1
Reminders.....	8 — 1
Consider the History .....	8 — 2
Changes Are Inevitable.....	8 — 2
USA PATRIOT Act.....	8 — 4
Overview of Title III.....	8 — 6
Counterfeiting.....	8 — 8
Analysis of Title III .....	8 — 8
Prohibition on U.S. Correspondent Accounts with Shell Banks (31 USC 5318(j); Section 313 of the Act).....	8 — 9
Availability of Bank Records (31 USC 5318(k); Section 319(b) of the Act).....	8 — 10
Due Diligence for Private Banking and Correspondent Accounts (31 USC 5318(i); Section 312 of the Act).....	8 — 10
Special Measures for Certain Jurisdictions, Financial Institutions, International Transactions, and Accounts (31 USC 5318A; Section 311 of the Act).....	8 — 12
Standards for Verification of Customer Identification (31 USC 5318(l); Section 326 of the Act).....	8 — 12
Government and Financial Institution Information Sharing (Section 314 of the Act) .....	8 — 12
Restrictions on Concentration Accounts (31 USC 5318(h); Section 325 of the Act) .....	8 — 13
Suspicious Activity Reporting — Clarification of Safe Harbor (31 USC 5318(g); Section 351 of the Act).....	8 — 13

Suspicious Activity Reporting — Disclosure in Employment References (31 USC 5318(g); 12 USC 1828(w); Sections 351 and 355 of the Act) .....	8 — 13
Other Areas Covered by the USA PATRIOT Act.....	8 — 13
Forfeiture of Funds in U.S. Interbank Accounts (18 USC 981(k); Section 319 of the Act).....	8 — 13
Anti-Money Laundering Program Requirement (31 USC 5318(g); Section 352 of the Act).....	8 — 14
Filing of SARs by Securities Brokers and Dealers (Section 356 of the Act) .....	8 — 14
Penalties (31 USC 5321, 5322, 5324; Sections 353 and 363 of the Act).....	8 — 14
Secure Filing Network (Section 362 of the Act).....	8 — 14
Anti-Money Laundering Record Considered in Applications (12 USC 1828(c) and 1842(c); Section 327 of the Act).....	8 — 14
Efficient Use of Cash Transaction Reports (Section 366 of the Act).....	8 — 15
Sunset Provision .....	8 — 15
FATF Expanded Focus on Terrorist Financing .....	8 — 15
United States Actions .....	8 — 16
SAR Insights.....	8 — 17
Traveler’s Checks for Terrorism.....	8 — 18
Iraqi Dinar Suspicious Activity .....	8 — 18
Filing Effective SARs.....	8 — 19
Filing SARs on OFAC List or 314(a) Matches .....	8 — 21
Start with the Basics .....	8 — 21
Objectives of FinCEN’s SAR Guidelines .....	8 — 23
Tips for Collecting Information for the SAR Narrative .....	8 — 23
Organizing Information in the SAR Narrative.....	8 — 27
Lessons from the Riggs Bank Settlement.....	8 — 28
What Happened at Riggs Bank.....	8 — 29
AML Program Requirements .....	8 — 30
Internal Controls.....	8 — 30
BSA/AML Compliance Program .....	8 — 31
Independent Testing .....	8 — 34
Designation of Officer to Coordinate and Monitor Compliance.....	8 — 34
Training Appropriate Personnel .....	8 — 35
Violations of the SAR Requirements .....	8 — 35
Violations of the CTR Requirements .....	8 — 38
Bank Secrecy Act.....	8 — 38
HIFCA .....	8 — 39
The Purpose of a HIFCA .....	8 — 39
How HIFCAs Are Designated .....	8 — 39
How to Apply for HIFCA Designation .....	8 — 39
Funding Trends in Terrorism .....	8 — 40
FATF Action.....	8 — 40
FATF Report.....	8 — 40
Nonprofit Organizations and Terrorist Funding .....	8 — 42
Difficulties in Detecting Misuse of Nonprofit Organizations .....	8 — 43
Recommendations .....	8 — 43
IMVT Systems and Terrorist Financing .....	8 — 44
World Bank Study on Hawala System in Afghanistan Sheds Light on Informal Money Transfer Systems .....	8 — 44

Links Between IMVT Systems and Terrorist Financing.....	8 — 46
Recommendations .....	8 — 46
Money Laundering and Securities .....	8 — 47
Using the Securities Market for Money Laundering .....	8 — 47
Acceptance of Cash and the Entry of Illegal Funds into the Securities Sector .....	8 — 47
Layering of Illegal Funds .....	8 — 48
Setting Up a Company as a Front for Money Laundering.....	8 — 48
Market Manipulation and Money Laundering.....	8 — 48
Securities Sector Vulnerabilities .....	8 — 49
Gold and Diamond Markets.....	8 — 50
The Gold Market .....	8 — 50
The Diamond Market .....	8 — 50
FATF Statement on Iran .....	8 — 51
Follow-Up Actions .....	8 — 52
UN Security Council Resolution 1747 .....	8 — 52
Financial Profile of the Terrorists Involved in the September 11 Attacks.....	8 — 53
National Commission on Terrorist Attacks Upon the United States: Staff Report to the Commission .....	8 — 53
Findings .....	8 — 56
Reasons to Pursue Remittances .....	8 — 56
What Would a Successful Remittance Program Look Like?.....	8 — 57
Insurance and Money Laundering .....	8 — 58
FATF Best Practices Guidance for Charitable Organizations .....	8 — 59
Adequate Governance of the Charity .....	8 — 60
Disclosure and Transparency in Governance and Finances .....	8 — 60
Financial Practices and Accountability .....	8 — 61
Anti-Terrorist Financing Procedures .....	8 — 62
The FATF Update, 2004.....	8 — 64
FATF 2004 AML/CFT Methodology.....	8 — 65
FATF Defines Recommendation IX: Cash Couriers .....	8 — 66
Recommendation IX.....	8 — 66
Interpretative Note to Special Recommendation IX: Cash Couriers.....	8 — 66
The Types of Systems That May Be Implemented to Address the Issue of Cash Couriers .....	8 — 67
Additional Elements That Apply to Both Systems .....	8 — 67
Sanctions.....	8 — 68
FinCEN Action .....	8 — 68
Investments.....	8 — 69
Definition of Investment Advisor.....	8 — 69
FinCEN Ruling 2004-4 — Definition of Money Services Business (Debt Management Company).....	8 — 70
FinCEN Responds to Questions/Concerns .....	8 — 70
OCC Provides Guidance on Money Services Businesses.....	8 — 72
What Should a Bank Do if It Suspects the MSB Is Unregistered and/or Unlicensed?.....	8 — 73
Anti-Money Laundering Programs.....	8 — 73
Real Estate Closings and Settlements.....	8 — 75
Issues Proposed for Comment .....	8 — 75
FATF Guidance to Banks on Identifying Potential Terrorist Financing.....	8 — 76
Assessing the Risks.....	8 — 76
When Additional Scrutiny Is Necessary .....	8 — 76

Front for Suspected Terrorist Financing Revealed by SAR .....	8 — 77
Individual’s Account Activity and Inclusion on UN List Show Possible Link to Terrorist Activity .....	8 — 77
Cash Deposits to NPO Accounts .....	8 — 78
Characteristics of Terrorist Financing .....	8 — 79
Sources of Terrorist Funds .....	8 — 79
Laundering the Money .....	8 — 79
Methods Used by Terrorist Organizations to Launder Funds.....	8 — 79
Special Issues with Funds Raised by Legal Means or Through Legal Vehicles .....	8 — 79
New FATF Anti-Money Laundering Standards .....	8 — 80
A Closer Look at the Provisions Affecting Financial Institutions.....	8 — 81
CTR Exemption Study .....	8 — 81
Findings .....	8 — 81
FinCEN’s Recommendations .....	8 — 81
The Exemption Process .....	8 — 82
Wire Transfers .....	8 — 82
The Roles of Financial Institutions.....	8 — 83
Ordering Financial Institutions.....	8 — 83
Intermediary Financial Institutions.....	8 — 83
Beneficiary Financial Institutions.....	8 — 83
Anti-Money Laundering Tips .....	8 — 84
Rule Number 1: Establish an Effective BSA Compliance Program.....	8 — 84
Rule Number 2: Establish Effective Customer Due Diligence Systems and Monitoring Programs.....	8 — 85
Rule Number 3: Maintain an Effective OFAC Compliance Program .....	8 — 86
Rule Number 4: Establish an Effective Suspicious Activity Monitoring and Reporting Process .....	8 — 87
Rule Number 5: Develop Risk-Based Anti-Money Laundering Programs .....	8 — 87
Correspondent Banking.....	8 — 88
Private Banking Relationships.....	8 — 88
Electronic Banking .....	8 — 89
High-Risk Customers .....	8 — 90
High-Risk Geographic Locations .....	8 — 90
Money Laundering Red Flags.....	8 — 91
Terrorist Financing Red Flags .....	8 — 93
Reports That Can Help Bankers Identify Suspicious Transactions .....	8 — 95
AML-Related Government Agencies .....	8 — 95
AML Reading Material.....	8 — 96
Exhibit 8.1: Overview of USA PATRIOT Act Section-by-Section Analysis of Title III .....	8 — 96a
Exhibit 8.2: Examples of Money Laundering Schemes Used to Fund Terrorism.....	8 — 106
Exhibit 8.3: Evaluating Potential AML Software Solutions .....	8 — 121

**Appendixes**  
**(Available Only on CD)**

- Appendix A: Glossary
- Appendix B: Resources

- Appendix C: Regulatory Issuances
- Appendix D: Enforcement Actions
- Appendix E: Selected OFAC Regulations
- Appendix F: FATF Report on Money Laundering Typologies, 2002–2003
- Appendix G: FinCEN Proposed Rule for Anti-Money Laundering Programs for Investment Advisors
- Appendix H: 2005 Money Laundering Threat Assessment
- Appendix I: Country Profiles
- Appendix J: FinCEN Guidance on Preparing a Complete and Sufficient Suspicious Activity Report Narrative
- Appendix K: Use of Currency Transaction Reports
- Appendix L: Interpretive Letters Issued by OFAC