

MEMORANDUM OF UNDERSTANDING
BETWEEN THE U.S. DEPARTMENT OF HOMELAND SECURITY
AND THE U.S. DEPARTMENT OF JUSTICE PERTAINING TO
U.S. MEMBERSHIP IN THE INTERNATIONAL CRIMINAL POLICE ORGANIZATION
(INTERPOL) AND RELATED MATTERS

The U.S. Department of Justice and the U.S. Department of Homeland Security have reached the following understanding concerning the implementation of United States membership in the International Criminal Police Organization (INTERPOL), pursuant to Title 22, U.S. Code, Section 263a, and related matters. This supersedes and replaces any and all previous Memoranda of Understanding (MOU) and agreements concerning U.S. membership in INTERPOL and the INTERPOL - U.S. National Central Bureau (USNCB).

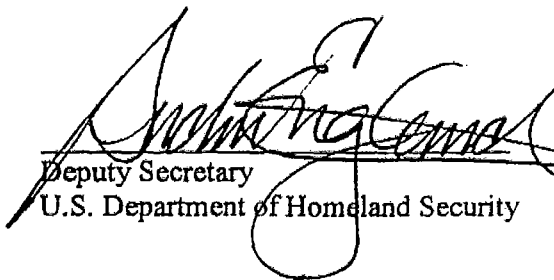
- 1) In accordance with Article 32 of the INTERPOL Constitution, there will be a single INTERPOL office for the United States, namely, the USNCB.
- 2) The USNCB shall be a separate component of the Department of Justice under the supervision of the Deputy Attorney General. The Deputy Attorney General, in consultation with the Department of Homeland Security (DHS) Deputy Secretary shall approve in advance any change affecting the placement of the USNCB within the Department of Justice.
- 3) The Deputy Attorney General and the Deputy Secretary, or their designees, shall select the USNCB Director and Deputy Director, and may remove either of them. The Director must be from a department of government other than that of his or her (a) predecessor, and (b) Deputy Director. The Director and Deputy Director shall each serve a term of at least two but not more than three years. When a Director's term concludes, the Deputy Director will succeed as Director if the Deputy Attorney General and the Deputy Secretary concur. Both Director and Deputy Director positions will be occupied by career law enforcement professionals (1811 series).
- 4) The Deputy Attorney General, the Deputy Secretary, and the Director shall constitute an Executive Committee. It shall meet at least semi-annually to make all policy and personnel decisions for the USNCB except those that it delegates to the Director. The Executive Committee shall set forth USNCB policies in a separate addendum to this document. The Departments of Justice and Homeland Security agree that it is essential for these policies to maintain the caliber, continuity, and effectiveness of personnel detailed to and employed by the USNCB. The Director will report regularly to the Executive Committee on all substantial matters. Any member of the Executive Committee may request an extraordinary meeting.
- 5) The Executive Committee will concur in the selection by the Director of USNCB Assistant Directors for Investigations (Assistant Directors) from among career professional law enforcement employees (1811 series). The Executive Committee may remove an Assistant Director.

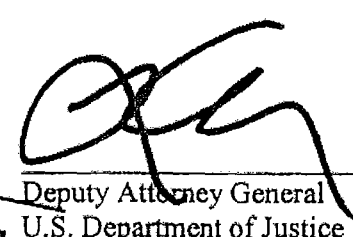
- 6) Each Justice and Homeland Security law enforcement agency, and any other law enforcement agency that the Departments of Justice and Homeland Security deem appropriate, may participate in the USNCB (participating agency) by detailing career professional law enforcement (1811 series) employees, or other personnel, to the USNCB to work as appropriate under the supervision of the Director, Deputy Director, and Assistant Directors.
- 7) At its discretion, the Executive Committee can convene a Management Policy Group of participating agency officials who oversee international investigative operations to: provide feedback on the development of USNCB programs and policies; and provide feedback on the USNCB's service to participating agencies and to state and local law enforcement. The Management Policy Group should meet at least semi-annually with the Director and Deputy Director and shall report its observations and recommendations to the Executive Committee.
- 8) The Department of Justice will assume the administrative costs of operating the USNCB, other than the costs of detailed employees and their travel, and will request appropriations to cover the U.S. dues for INTERPOL membership. At its discretion, the Executive Committee may assess participating agencies a yearly user fee.

APPROVED BY:

DESIGNEE OF THE SECRETARY
OF THE HOMELAND SECURITY

DESIGNEE OF THE ATTORNEY
GENERAL:


Deputy Secretary
U.S. Department of Homeland Security


Deputy Attorney General
U.S. Department of Justice

Date

17 April 03

Date

May 13, 2003