

*** **ATTENTION: AGENCY TAC/POC** ***

REVIEW AND DISTRIBUTE THIS NOTICE ACCORDINGLY



New CBP Record Submissions - Discrepancy Process

When performing a National Instant Criminal Background Check System (NICS) check, you may see NICS Indices entries from the U.S. Customs and Border Protection (CBP) under the Originating Agency Identifier (ORI) of **VACBP6000** for category E: Persons who are aliens and are illegally or unlawfully in the United States.

When you have a valid match in the NICS Indices but have supporting documentation that shows the subject is legally in the United States and the Illegal/Unlawful Alien entry needs removal from the NICS Indices, a CBP Discrepancy has occurred.

With a projected start date of **November 16, 2020**, if you have a CBP Discrepancy, you will forward it to the CBP's Traveler Communication Center (TCC) at the following email: NICS.REDRESS@cbp.dhs.gov (please note the period between NICS and REDRESS), which will be monitored 24/7.

The discrepancy spreadsheet must be completed and can be sent to the TCC, daily or at your agency's discretion. Within 72 hours, the TCC will determine whether the NICS Indices record is valid and will email the requester their findings. If the individual is found to be unlawful, the TCC will uphold the NICS Indices record and the applicant can email: NICS.REDRESS@cbp.dhs.gov, if they disagree with the entry.

When sending the CBP Discrepancy, please populate the information on the spreadsheet, save the spreadsheet under the format of *NICS Records (and the date)* e.g., NICS Records 12-02-2020, and populate the subject line of the e-mail with the same information.

The CBP Discrepancy spreadsheet can be found in Omnixx Force/Trainer Links, NICS info, CBP Discrepancies Spreadsheet.

When you send a request to the CBP TCC, you should have a NICS Indices entry and an Immigration Alien Query (IAQ) Immigration Alien Response (IAR) containing the information you will use to complete the spreadsheet.

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North Carolina State Bureau of Investigation

Notice #: 2020 - 00009

Please do not rely solely on this document as an all-inclusive resource.

If you are uncertain about any issue, please seek out guidance from your agency legal counsel or contact the SBI for direction to an appropriate guiding authority.

Please distribute this information and spreadsheet to any of your agencies that process NICS checks and could potentially have a CBP Discrepancy, as this will be their method of addressing the discrepancy with the CBP TCC on the projected start date of **November 16, 2020**.

If you have any questions about the CBP NICS Indices Submissions, the new CBP Discrepancy process, please contact the NICS Business Relations Team at NICSLiaison@fbi.gov.

In Review:

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