



DEPARTMENT OF THE TREASURY ORDER

DATE: April 25, 1990

NUMBER: 105-08

SUBJECT: Establishment of the Financial Crimes Enforcement Network

By virtue of the authority vested in me as the Secretary of the Treasury, including authority in 31 U.S.C. 321(b), it is ordered that:

1. The Financial Crimes Enforcement Network ("FinCEN") is hereby established as an office in the Office of the Assistant Secretary (Enforcement). The Director of FinCEN shall report directly to, and operate under guidelines and policies established by, the Assistant Secretary (Enforcement). Staff assistance and advice on day-to-day matters and policy issues shall be provided to FinCEN by the Deputy Assistant Secretary (Law Enforcement) and staff. Close coordination between the FinCEN staff and the Deputy Assistant Secretary (Law Enforcement) and staff will be required.
2. The mission of FinCEN is to provide a governmentwide, multi-source intelligence and analytical network in support of the detection, investigation, and prosecution of domestic and international money laundering and other financial crimes by Federal, State, local, and foreign law enforcement agencies.
3. The Director of FinCEN is responsible for:
 - a. directing a core staff composed of Departmental Offices employees and other personnel detailed to FinCEN, including experts from the U.S. Customs Service, the Internal Revenue Service, other Federal law enforcement bureaus, financial institution regulatory agencies, and private industry to centralize and combine expertise on both the national and international financial systems and the detection and prevention of money laundering and other financial crimes;
 - b. advising and making recommendations on matters relating to financial intelligence and other financial criminal activity to the Assistant Secretary (Enforcement);
 - c. maintaining a governmentwide data access service, with access, in accordance with applicable legal requirements, to:
 - (1) information collected by Treasury, including report information filed under the Bank Secrecy Act and section 6050I of the Internal Revenue Code;

(2) information regarding national and international currency flows;

(3) other records and data maintained by other Federal, State, local, and foreign agencies, including financial and other records developed in specific cases; and

(4) other privately and publicly available information;

d. analyzing and disseminating the available data in accordance with applicable legal requirements and policies and guidelines established by the Assistant Secretary (Enforcement) to:

(1) identify possible criminal targets to appropriate Federal, State, local, and foreign law enforcement agencies;

(2) support ongoing criminal financial investigations and prosecutions and related proceedings, including civil and criminal tax and forfeiture proceedings;

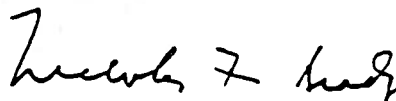
(3) identify possible instances of non-compliance with the Bank Secrecy Act to Federal agencies with delegated responsibility for Bank Secrecy Act compliance;

(4) evaluate and recommend possible uses of special currency reporting under 31 U.S.C. 5326; and

(5) determine emerging trends and methods in money laundering and other financial crimes.

e. establishing a financial crimes communications center to furnish law enforcement authorities with intelligence information related to ongoing investigations and undercover operations; and

f. furnishing research, analytical, and informational services to financial institutions, financial institution regulators, and Federal, State, local, and foreign law enforcement authorities in accordance with policies and guidelines established by the Assistant Secretary (Enforcement) in the interest of detection, prevention, and prosecution of money laundering and other financial crimes.



Nicholas F. Brady
Secretary of the Treasury