

Aviation Group Client Update

Date: February 8, 2012

Contact: Lisa A. Harig, Partner

Washington DC Office lharig@mklawdc.com +1 703 247 5487

GLOBAL ENTRY PROGRAM ANNOUNCED

The Department of Homeland Security (DHS) adopted a <u>final rule</u> establishing Global Entry, an international trusted traveler program. Effective March 7, 2012, the voluntary program allows U.S. Customs and Border Protection (CBP) to accelerate clearance of pre-approved, low-risk travelers arriving in the United States.

Modeled after the Global Entry pilot program, the trusted traveler program improves the international reentry process for returning citizens and legal residents and enhances security by allowing CBP to focus inspection resources on higher risk concerns. Initially, Global Entry will only be available at 20 <u>airports</u>. However, as enrollment increases, CBP plans to expand the program to other locations. Eventually, CBP could make widespread access to Global Entry available for passengers and crew of private aircraft.

United States citizens, nationals, and lawful permanent residents who hold a valid machine-readable passport, Permanent Resident Card, or other CBP approved travel document are eligible to apply for the program. The final rule also permits certain nonimmigrant aliens to participate in the program if their foreign government enters into a joint agreement with CBP concerning expedited entry. Persons under the age of 18 must obtain and provide proof of consent of a parent or legal guardian to participate. Each applicant must submit the program application electronically and remit the appropriate \$100.00 non-refundable fee. The application and instructions are available at the Global Entry website.

After submitting the application, the applicant must schedule an in-person interview at a Global Entry enrollment center, where CBP will collect biometric information. Approved applicants are enrolled for a period of 5 years. If previously enrolled in the Global Entry pilot, participants will automatically be enrolled in the Global Entry Program for 5 years from the date of their enrollment in the pilot program.

* * * * *

McBreen & Kopko's Aviation Group represents air carriers, fixed base operators (FBOs), airport managers, aviation service providers, and business aircraft owners and operators on a wide range of aviation issues including regulatory matters, commercial transactions, aircraft finance matters, and bankruptcy and creditors' rights.