



U.S. Customs and Border Protection
ADDITIONAL INSTRUCTIONS TO APPLICANTS FOR CUSTOMS AND BORDER PROTECTION
AIRPORT SECURITY ACCESS

Customs and Border Protection (CBP) Form 3078, Application for Identification Card, CBP Security Area Identification, question #37 asks, "Have You Ever Been Convicted Of Any Crime Or Offense Including Customs And Immigration Violations (Other than traffic violations, you may exclude any items which occurred before your 16th birthday) In This Country Or Elsewhere?"

To properly answer this question, you must include the following:

- Any offenses, whether misdemeanor or felony, to which you pled *nolo contendere*, or no contest
- Any offenses, whether misdemeanor or felony, to which you pled guilty or were found guilty
- Any offenses, whether misdemeanor or felony, for which adjudication was withheld
- Any offenses, whether misdemeanor or felony, for which you were sentenced to incarceration
- Any offenses, whether misdemeanor or felony, for which you were placed on probation
- Any offenses, whether misdemeanor or felony, for which you were ordered to pay fines or restitution
- Any offenses, whether misdemeanor or felony, for which the record was sealed or expunged
- Any offenses meeting the above criteria that occurred in any state or country

There are no time limits for items above that must be included, except that offenses which occurred before your 16th birthday need not be included.

For the purpose of responding to this question, you are not required to disclose traffic violations, which are defined herein as non-criminal traffic or parking infractions. However, criminal traffic offenses punishable by incarceration must be disclosed.

Question #39 asks "Do You Now Use Or Have You Ever Used Narcotic Drugs?" To properly answer this question, please remember that the Federal government considers Marijuana use to be a schedule 1 narcotic. Note that the question asks *have you ever?*, all prior narcotics use should be included, as there are no time limits for this question. If answering yes, include the type of narcotic, and dates used.

The Port Director considers any false statement or omission on the application to be material to the applicant's honesty and integrity. By signing below, I affirm that I have read and understand the above statement on how to properly answer question #37 and question #39 of CBP Form 3078. I understand that failure to properly answer this, or any other question, on CBP Form 3078 may cause a denial or revocation of my application for Customs and Border Protection Security Access. **Furthermore, I am aware that federal law provides for imprisonment and/or fines for false statements or use of false documents in connection with the completion of this form and all attachments per 18 USC 1001.**

Signature

Print name

Date