

## **9 FAM 40.23**

# **CONTROLLED SUBSTANCE TRAFFICKERS**

*(CT:VISA-1854; 08-09-2012)*  
*(Office of Origin: CA/VO/L/R)*

## **9 FAM 40.23 RELATED STATUTORY PROVISIONS**

*(CT:VISA-1854; 08-09-2012)*

See INA 212(a)(2)(C) (8 U.S.C. 1182(a)(2)(C)) and Section 809 of Public Law 106-120.

### **(2) Criminal and *Related Grounds***

#### ***[INA 212(a)(2)(C)]***

#### **(C) Controlled Substance Traffickers\***

Any alien who the consular officer or the Attorney General knows or has reason to believe—

- (i) is or has been an illicit trafficker in any controlled substance or in any listed chemical (as defined in section 102 of the Controlled Substances Act (21 U.S.C. 802)), or is or has been a knowing aider, abettor, assister, conspirator, or colluder with others in the illicit trafficking in any such controlled or listed substance or chemical, or endeavored to do so; or
- (ii) is the spouse, son, or daughter of an alien inadmissible under clause (i), has, within the previous 5 years, obtained any financial or other benefit from the illicit activity of that alien, and knew or reasonably should have known that the financial or other benefit was the product of such illicit activity, is inadmissible.

*\*Par. (C) amended* by Section 809, Intelligence Authorization Act (2000), Public Law 106-120, 113 Stat.1606)

## **9 FAM 40.23 RELATED REGULATORY PROVISIONS**

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See 22 CFR 40.23 **Controlled substance traffickers.** (Reserved)