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ACAMS Certified Anti-Money Laundering Specialists (the 6th edition) Sample Questions (Q97-Q102):

NEW QUESTION # 97

One area of responsibility for the Board of Directors when implementing a successful AML program is to:

- A. manage the day-to-day processes of the compliance program
- B. create a culture of compliance based on the profit expectation.
- C. ensure the appointment of a qualified chief AML officer.
- D. hire a third-party firm to be responsible for the AML compliance.

Answer: C

NEW QUESTION # 98

The regulators of a US financial institution find that the institution has failed to establish and maintain a reasonably designed AML program. Which regulatory actions should be taken? (Select Two.)

- A. Criminal penalties
- B. Matter requiring attention
- C. Cease and desist order
- D. Deferred prosecution agreement
- E. Obtain additional license

Answer: C,D

Explanation:

A deferred prosecution agreement (DPA) is a type of enforcement action that allows a financial institution to avoid criminal prosecution if it admits to wrongdoing, pays a fine, and agrees to remediate its AML program deficiencies within a specified period of time¹. A cease and desist order (C&D) is another type of enforcement action that requires a financial institution to stop engaging in unsafe or unsound practices or violations of law, and to take corrective actions to address its AML program weaknesses². Both of these actions are commonly used by regulators to address serious or systemic AML program failures by financial institutions, as evidenced by recent cases³⁴⁵.

Reference:

- 1: Deferred Prosecution Agreement - Wikipedia
- 2: FFIEC BSA/AML Appendices - Appendix R - Enforcement Guidance
- 3: FinCEN Announces \$15 Million Civil Money Penalty against Bancrédito International Bank for Willful Violations of the Bank Secrecy Act
- 4: Lessons From The Seven Largest AML Bank Fines In 2021
- 5: Fines for AML Compliance Failures - ACAMS Today

NEW QUESTION # 99

the Financing of Terrorism (CFT)]

What must be materially true regarding transactions for United States (U.S.) sanctions laws to have jurisdiction?

- A. Transactions are stripped of beneficial owner information
- B. Transactions are traced to illegal proceeds
- C. Transactions are identified as proceeds of foreign corruption
- D. Transactions are processed by a U.S. person

Answer: D

Explanation:

Reference:https://www.treasury.gov/resource-center/faqs/Sanctions/Documents/faq_all.html

"Who must comply with OFAC regulations? U.S. persons must comply with OFAC regulations, including all U.S. citizens and permanent resident aliens regardless of where they are located, all persons and entities within the United States, all U.S. incorporated entities and their foreign branches. In the cases of certain programs, foreign subsidiaries owned or controlled by U.S. companies also must comply. Certain programs also require foreign persons in possession of U.S.-origin goods. please refer to:<https://home.treasury.gov/policy-issues/financial-sanctions/frequently-asked-questions/ofac-consolidated-frequently-asked-questions>

NEW QUESTION # 100

A prospective AML officer comes highly recommended by a bank's up-stream correspondent institution of similar size and make-up, located in a different city in the same country. The bank is interested in hiring the individual. What should be the next step taken by the Board of Directors?

- A. Do a thorough background check
- B. Hire the individual on a probationary basis so that the institution can determine if the individual is sufficiently experienced and capable
- C. Confer with its regulatory agency to determine whether it is appropriate to hire the person
- D. Hire the individual, relying on the recommendation of its correspondent

Answer: A

NEW QUESTION # 101

What does the Egmont Group's support for its members include?

- A. Expanding the ability of FIUs to enforce laws and exchange information globally to combat money laundering and terrorist financing
- B. Expanding and systematizing international cooperation in the reciprocal exchange of information
- C. Issuing due diligence models for financial institutions
- D. Issuing strategic products for law enforcement agencies and FIUs on topics of international interest

Answer: B

Explanation:

The Egmont Group is a global network of Financial Intelligence Units (FIUs) that aims to enhance the capabilities and cooperation of its members in combating money laundering, terrorist financing, and other financial crimes. The Egmont Group supports its FIU members by helping them to expand and systematize the exchange of financial intelligence and information, improve expertise and capabilities of personnel, and enable secure communication with one another¹². The Egmont Group does not issue due diligence models for financial institutions, as this is the responsibility of national regulators and standard-setting bodies. The Egmont Group does not issue strategic products for law enforcement agencies and FIUs, as this is the role of other international organizations such as the Financial Action Task Force (FATF) and the United Nations Office on Drugs and Crime (UNODC). The Egmont Group does not expand the ability of FIUs to enforce laws and exchange information globally, as this depends on the legal and operational frameworks of each FIU and the bilateral or multilateral agreements they have with other FIUs.

References:

Egmont Group

Working Groups - Egmont Group

Overview of the Egmont Group of Financial Intelligence Units

The Egmont Group of Financial Intelligence Units | FinCEN.gov

Egmont Group - Qatar Financial Information Unit

NEW QUESTION # 102

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