

115TH CONGRESS
1ST SESSION

S. _____

To increase the role of the financial industry in combating human trafficking.

IN THE SENATE OF THE UNITED STATES

Ms. WARREN (for herself and Mr. RUBIO) introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To increase the role of the financial industry in combating human trafficking.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “End Banking for
5 Human Traffickers Act of 2017”.

6 **SEC. 2. INCREASING THE ROLE OF THE FINANCIAL INDUS-**
7 **TRY IN COMBATING HUMAN TRAFFICKING.**

8 (a) TREASURY AS A MEMBER OF THE PRESIDENT’S
9 INTERAGENCY TASK FORCE TO MONITOR AND COMBAT
10 TRAFFICKING.—Section 105(b) of the Victims of Traf-
11 ficking and Violence Protection Act of 2000 (22 U.S.C.

1 7103(b)) is amended by inserting “the Secretary of the
2 Treasury,” after “the Secretary of Education,”.

3 (b) REQUIRED REVIEW OF PROCEDURES.—Not later
4 than 180 days after the date of enactment of this Act,
5 the Federal Financial Institutions Examination Council
6 shall, in consultation with the Secretary of the Treasury
7 and other appropriate law enforcement agencies, take the
8 following actions:

9 (1) Review and enhance, where necessary,
10 training and examinations procedures to improve the
11 ability of anti-money laundering programs to target
12 human trafficking operations.

13 (2) Review and enhance, where necessary, pro-
14 cedures for referring potential human trafficking
15 cases to the appropriate law enforcement agency.

16 (c) INTERAGENCY TASK FORCE RECOMMENDATIONS
17 TARGETING MONEY LAUNDERING RELATED TO HUMAN
18 TRAFFICKING.—

19 (1) IN GENERAL.—Not later than 180 days
20 after the date of enactment of this Act, the Inter-
21 agency Task Force to Monitor and Combat Traf-
22 ficking shall prepare and submit to Congress, the
23 Secretary of the Treasury, and each appropriate
24 Federal banking agency a series of legislative, ad-
25 ministrative, and regulatory recommendations, if

1 necessary, to revise anti-money laundering programs
2 of financial institutions in order to specifically target
3 money laundering related to human trafficking, as
4 described in paragraph (2).

5 (2) REQUIRED RECOMMENDATIONS.—The rec-
6 ommendations required under paragraph (1) shall,
7 at a minimum, include the following:

8 (A) Successful anti-human trafficking pro-
9 grams currently in place at financial institu-
10 tions that are suitable for broader adoption.

11 (B) Recommended changes, if necessary,
12 to the internal policies, procedures, and controls
13 at financial institutions so that such institu-
14 tions can better deter and detect money laun-
15 dering related to human trafficking.

16 (C) Recommended changes, if necessary, to
17 ongoing employee training programs at finan-
18 cial institutions so that those institutions can
19 better equip employees to deter and detect
20 money laundering related to human trafficking,
21 including the training of legal counsel, risk
22 managers, and compliance officers.

23 (D) Recommended revisions, if necessary,
24 to existing regulatory requirements and guide-
25 lines for the reporting of suspicious trans-

1 actions by financial institutions, as required
2 pursuant to section 5318(g) of title 31, United
3 States Code, in order to facilitate the collection
4 of data on instances of suspected human traf-
5 ficking.

6 (d) ADDITIONAL REPORTING REQUIREMENT.—Sec-
7 tion 110(b) of the Trafficking Victims Protection Act of
8 2000 (22 U.S.C. 7107(b)) is amended by adding at the
9 end the following:

10 “(4) DESCRIPTION OF EFFORTS OF UNITED
11 STATES TO ELIMINATE MONEY LAUNDERING RE-
12 LATED TO HUMAN TRAFFICKING.—In addition to the
13 information required in the annual report under
14 paragraph (1) and the interim report under para-
15 graph (2), the Attorney General, in consultation
16 with the Secretary of the Treasury, shall include in
17 each such report a description of efforts of the
18 United States to eliminate money laundering related
19 to human trafficking and the number of investiga-
20 tions, arrests, indictments and convictions in money
21 laundering cases with a nexus to human traf-
22 ficking.”.

23 (e) LIMITATION.—Nothing in this Act shall be con-
24 strued to grant rule making authority to the Interagency
25 Task Force to Monitor and Combat Trafficking.

1 (f) DEFINITIONS.—As used in this section—

2 (1) the term “anti-money laundering program”
3 means any program established by a financial insti-
4 tution pursuant to section 5318(h) of title 31,
5 United States Code;

6 (2) the term “appropriate Federal banking
7 agency” has the meaning given the term in section
8 3(q) of the Federal Deposit Insurance Act (12
9 U.S.C. 1813(q));

10 (3) the term “human trafficking” means—

11 (A) sex trafficking in which a commercial
12 sex act is induced by force, fraud, or coercion,
13 or in which the person induced to perform such
14 act has not attained 18 years of age; or

15 (B) the recruitment, harboring, transpor-
16 tation, provision, or obtaining of a person for
17 labor or services, through the use of force,
18 fraud, or coercion for the purpose of subjection
19 to involuntary servitude, peonage, debt bondage,
20 or slavery;

21 (4) the term “Interagency Task Force to Mon-
22 itor and Combat Trafficking” means the Interagency
23 Task Force to Monitor and Combat Trafficking es-
24 tablished by the President pursuant to section 105

1 of the Victims of Trafficking and Violence Protec-
2 tion Act of 2000 (22 U.S.C. 7103); and

3 (5) the term “law enforcement agency” means
4 an agency of the United States, a State, or a polit-
5 ical subdivision of a State, authorized by law or by
6 a government agency to engage in or supervise the
7 prevention, detection, investigation, or prosecution of
8 any violation of criminal or civil law.