

115TH CONGRESS  
1ST SESSION

# S. 2080

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

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IN THE SENATE OF THE UNITED STATES

NOVEMBER 6, 2017

Ms. WARREN (for herself and Mr. RUBIO) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

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## 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. COORDINATION OF HUMAN TRAFFICKING ISSUES**

7 **BY THE OFFICE OF TERRORISM AND FINAN-**  
8 **CIAL INTELLIGENCE.**

9 (a) FUNCTIONS.—Section 312(a)(4) of title 31,  
10 United States Code, is amended—

1           (1) by redesignating subparagraphs (E), (F),  
2           and (G) as subparagraphs (F), (G), and (H), respec-  
3           tively; and

4           (2) by inserting after subparagraph (D) the fol-  
5           lowing:

6                   “(E) combating illicit financing relating to  
7                   human trafficking;”.

8           (b) INTERAGENCY COORDINATION.—Section 312(a)  
9           of such title is amended by adding at the end the fol-  
10          lowing:

11                   “(8) INTERAGENCY COORDINATION.—The Sec-  
12                   retary of the Treasury, after consultation with the  
13                   Undersecretary for Terrorism and Financial Crimes,  
14                   shall designate an office within the OTFI that shall  
15                   coordinate efforts to combat the illicit financing of  
16                   human trafficking with—

17                           “(A) other offices of the Department of the  
18                   Treasury;

19                           “(B) other Federal agencies, including—

20                                   “(i) the Office to Monitor and Combat  
21                                   Trafficking in Persons of the Department  
22                                   of State; and

23                                   “(ii) the Interagency Task Force to  
24                                   Monitor and Combat Trafficking;

1                   “(C) State and local law enforcement agen-  
2                   cies; and

3                   “(D) foreign governments.”.

4 **SEC. 3. STRENGTHENING THE ROLE OF ANTI-MONEY LAUN-**  
5 **DERING AND OTHER FINANCIAL TOOLS IN**  
6 **COMBATING HUMAN TRAFFICKING.**

7           (a) INTERAGENCY TASK FORCE RECOMMENDATIONS  
8 TARGETING MONEY LAUNDERING RELATED TO HUMAN  
9 TRAFFICKING.—

10           (1) IN GENERAL.—Not later than 270 days  
11 after the date of the enactment of this Act, the  
12 Interagency Task Force to Monitor and Combat  
13 Trafficking shall submit to the Committee on Bank-  
14 ing, Housing, and Urban Affairs of the Senate, the  
15 Committee on the Judiciary of the Senate, the Com-  
16 mittee on Financial Services of the House of Rep-  
17 resentatives, the Committee on the Judiciary of the  
18 House of Representatives, the Secretary of the  
19 Treasury, and each appropriate Federal banking  
20 agency—

21           (A) an analysis of anti-money laundering  
22 efforts of the United States Government and  
23 United States financial institutions related to  
24 human trafficking; and

1           (B) appropriate legislative, administrative,  
2           and other recommendations to strengthen ef-  
3           forts against money laundering relating to  
4           human trafficking.

5           (2) REQUIRED RECOMMENDATIONS.—The rec-  
6           ommendations under paragraph (1) shall include—

7                   (A) best practices based on successful anti-  
8                   human trafficking programs currently in place  
9                   at financial institutions that are suitable for  
10                  broader adoption;

11                   (B) stakeholder feedback on policy pro-  
12                   posals derived from the analysis conducted by  
13                   the task force referred to in paragraph (1) that  
14                   would enhance the efforts and programs of fi-  
15                   nancial institutions to detect and deter money  
16                   laundering related to human trafficking, includ-  
17                   ing any recommended changes to internal poli-  
18                   cies, procedures, and controls related to human  
19                   trafficking;

20                   (C) any recommended changes to training  
21                   programs at financial institutions to better  
22                   equip employees to deter and detect money  
23                   laundering related to human trafficking; and

24                   (D) any recommended changes to expand  
25                   human trafficking-related information sharing

1 among financial institutions and between such  
2 financial institutions, appropriate law enforce-  
3 ment agencies, and appropriate Federal agen-  
4 cies.

5 (b) ADDITIONAL REPORTING REQUIREMENT.—Sec-  
6 tion 105(d)(7) of the Trafficking Victims Protection Act  
7 of 2000 (22 U.S.C. 7103(d)(7)) is amended—

8 (1) in the matter preceding subparagraph (A)—

9 (A) by inserting “the Committee on Finan-  
10 cial Services,” after “the Committee on Foreign  
11 Affairs”; and

12 (B) by inserting “the Committee on Bank-  
13 ing, Housing, and Urban Affairs” after “the  
14 Committee on Foreign Relations,”;

15 (2) in subparagraph (Q)(vii), by striking “;  
16 and” and inserting a semicolon;

17 (3) in subparagraph (R), by striking the period  
18 at the end and inserting “; and”; and

19 (4) by adding at the end the following:

20 “(S) the efforts of the United States to  
21 eliminate money laundering related to human  
22 trafficking and the number of investigations,  
23 arrests, indictments, and convictions in money  
24 laundering cases with a nexus to human traf-  
25 ficking.”.

1           (c) REQUIRED REVIEW OF PROCEDURES.—Not later  
2 than 180 days after the date of the enactment of this Act,  
3 the Federal Financial Institutions Examination Council,  
4 in consultation with the Secretary of the Treasury, the pri-  
5 vate sector, and appropriate law enforcement agencies,  
6 shall—

7           (1) review and enhance training and examina-  
8 tions procedures to improve the surveillance capabili-  
9 ties of anti-money laundering, and countering the fi-  
10 nancing of terrorism programs to detect human traf-  
11 ficking-related financial transactions;

12           (2) review and enhance procedures for referring  
13 potential human trafficking cases to the appropriate  
14 law enforcement agency; and

15           (3) determine, as appropriate, whether require-  
16 ments for financial institutions and covered financial  
17 institutions are sufficient to detect and deter money  
18 laundering related to human trafficking.

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