117TH CONGRESS
1ST SESSION

H. R. ______

To require the Financial Crimes Enforcement Network to issue guidance specifying that organ trafficking is considered a type of human trafficking for purposes of filing a Suspicious Activity Report.

IN THE HOUSE OF REPRESENTATIVES

M.  introduced the following bill; which was referred to the ___ Committee on ________

A BILL

To require the Financial Crimes Enforcement Network to issue guidance specifying that organ trafficking is considered a type of human trafficking for purposes of filing a Suspicious Activity Report.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Organ Trafficking and SARs Form Act”.

SEC. 2. FINDINGS.

The Congress finds the following:
(1) Human trafficking as an illicit industry is valued at more than $150 billion per year. This affects individuals at home and abroad, from every country and county and every economic and ethnic community.

(2) As defined by the United Nations Trafficking in Persons Protocol, human trafficking includes organ trafficking, which is the trafficking in persons for the purpose of removing and transplanting organs, tissues, and cells.

(3) Global Financial Integrity estimates that organ trafficking, which typically recruits its victims through coercion, deception, or abuse of a position of vulnerability, is valued at $840 million to $1.7 billion annually.

(4) We ask financial institutions to report instances of suspicious activity which may be related to human trafficking, in part by checking a box on the Suspicious Activity Report form for “human trafficking”.

(5) It is essential to proper data collection and law-enforcement notification that when financial institutions see potential organ trafficking-related red flags, they know to classify such incidents as
“human trafficking” when filing a suspicious activity report.

SEC. 3. GUIDANCE ON ORGAN TRAFFICKING.

(a) In general.—The Financial Crimes Enforcement Network shall issue guidance to financial institutions to specify that organ trafficking is considered a type of human trafficking for purposes of filing a Suspicious Activity Report.

(b) Definitions.—In this section:

(1) Financial institution.—The term “financial institution” has the meaning given that term under section 5312 of title 31, United States Code.

(2) Suspicious Activity Report.—The term “Suspicious Activity Report” means a report on a suspicious transaction made pursuant to section 5318(g) of title 31, United States Code.