

[DISCUSSION DRAFT]

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.

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IN THE HOUSE OF REPRESENTATIVES

M. \_\_\_\_\_ introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

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**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.

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 “Organ Trafficking and  
5 SARs Form Act”.

6 **SEC. 2. FINDINGS.**

7 The Congress finds the following:

1           (1) Human trafficking as an illicit industry is  
2           valued at more than \$150 billion per year. This af-  
3           fects individuals at home and abroad, from every  
4           country and county and every economic and ethnic  
5           community.

6           (2) As defined by the United Nations Traf-  
7           ficking in Persons Protocol, human trafficking in-  
8           cludes organ trafficking, which is the trafficking in  
9           persons for the purpose of removing and trans-  
10          planting organs, tissues, and cells.

11          (3) Global Financial Integrity estimates that  
12          organ trafficking, which typically recruits its victims  
13          through coercion, deception, or abuse of a position  
14          of vulnerability, is valued at \$840 million to \$1.7 bil-  
15          lion annually.

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

21          (5) It is essential to proper data collection and  
22          law-enforcement notification that when financial in-  
23          stitutions see potential organ trafficking-related red  
24          flags, they know to classify such incidents as

1 “human trafficking” when filing a suspicious activity  
2 report.

3 **SEC. 3. GUIDANCE ON ORGAN TRAFFICKING.**

4 (a) IN GENERAL.—The Financial Crimes Enforce-  
5 ment Network shall issue guidance to financial institutions  
6 to specify that organ trafficking is considered a type of  
7 human trafficking for purposes of filing a Suspicious Ac-  
8 tivity Report.

9 (b) DEFINITIONS.—In this section:

10 (1) FINANCIAL INSTITUTION.—The term “fi-  
11 nancial institution” has the meaning given that term  
12 under section 5312 of title 31, United States Code.

13 (2) SUSPICIOUS ACTIVITY REPORT.—The term  
14 “Suspicious Activity Report” means a report on a  
15 suspicious transaction made pursuant to section  
16 5318(g) of title 31, United States Code.