

117TH CONGRESS  
2D SESSION

# H. R. 6388

To make updates to the National Strategy for Combating Terrorist and  
Other Illicit Financing, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

JANUARY 12, 2022

Mr. SAN NICOLAS introduced the following bill; which was referred to the  
Committee on Financial Services

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## A BILL

To make updates to the National Strategy for Combating  
Terrorist and Other Illicit Financing, and for other purposes.

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 “Combating Terrorist  
5 and Other Illicit Financing Act”.

6 **SEC. 2. INCLUDING OF TRIBAL GOVERNMENTS AND TERRI-**  
7 **TORIES IN THE HIGH-RISK MONEY LAUN-**  
8 **DERING AND RELATED FINANCIAL CRIME**  
9 **AREAS.**

10 (a) FINDINGS.—The Congress finds the following:

1           (1) According to the Department of Justice,  
2 human trafficking is “a crime that involves exploit-  
3 ing a person for labor, services, or commercial sex”,  
4 a global illicit trade that is estimated by Global Fi-  
5 nancial Integrity to be valued at more than \$150.2  
6 billion each year.

7           (2) Polaris, the non-governmental organization  
8 which runs the United States National Human Traf-  
9 ficking Hotline, has found that while human traf-  
10 ficking is a nationwide problem, the majority of do-  
11 mestic human trafficking victims are “people who  
12 have historically faced discrimination and its polit-  
13 ical, social and economic consequences: people of  
14 color, indigenous communities, immigrants and peo-  
15 ple who identify as LGBTQ+”.

16           (3) For this reason, it is important that law en-  
17 forcement representing native communities and ter-  
18 ritories are part of the national dialogue about coun-  
19 tering human trafficking.

20           (4) The High Intensity Financial Crime Areas  
21 program, which is intended to concentrate law en-  
22 forcement efforts at the Federal, State, and local  
23 level to combat money laundering in designated  
24 high-intensity money laundering zones, considers

1 human trafficking among other financial crime  
2 issues and actors.

3 (5) In each High Intensity Financial Crime  
4 Area, a money-laundering action team, comprised of  
5 relevant Federal, State, and local enforcement au-  
6 thorities, prosecutors, and financial regulators,  
7 works together to coordinate Federal, State, and  
8 local anti-money laundering effort.

9 (6) The High Intensity Financial Crime Area  
10 program does not currently mandate the inclusion of  
11 law enforcement and other agencies from Tribes and  
12 territories.

13 (7) Further, the National Strategy for Com-  
14 bating Terrorist and Other Illicit Financing, a valu-  
15 able report which is scheduled to sunset in January  
16 2022, does not currently mandate the inclusion of  
17 law enforcement and other agencies from Tribes and  
18 Territories.

19 (b) NATIONAL STRATEGY FOR COMBATING TER-  
20 RORIST AND OTHER ILLICIT FINANCING.—The Coun-  
21 tering Russian Influence in Europe and Eurasia Act of  
22 2017 (22 U.S.C. 9501 et seq.) is amended—

23 (1) in section 261(b)(2)—

24 (A) by striking “2020” and inserting  
25 “2024”; and

1 (B) by striking “2022” and inserting  
2 “2026”; and

3 (2) in section 262—

4 (A) in paragraph (1)—

5 (i) by striking “in the documents enti-  
6 tled ‘2015 National Money Laundering  
7 Risk Assessment’ and ‘2015 National Ter-  
8 rorist Financing Risk Assessment,’” and  
9 inserting “in the documents entitled ‘2020  
10 National Strategy for Combating Terrorist  
11 and Other Illicit Financing’ and ‘2022 Na-  
12 tional Strategy for Combating Terrorist  
13 and Other Illicit Financing’”; and

14 (ii) by striking “the broader counter  
15 terrorism strategy of the United States”  
16 and inserting “the broader counter ter-  
17 rorism and national security strategies of  
18 the United States”;

19 (B) in paragraph (6)—

20 (i) by striking “PREVENTION OF IL-  
21 LICIT FINANCE” and inserting “PREVEN-  
22 TION, DETECTION, AND DEFEAT OF IL-  
23 LICIT FINANCE”;

24 (ii) by striking “private financial sec-  
25 tor” and inserting “private sector, includ-

1 ing financial and other relevant indus-  
2 tries,”; and

3 (iii) by striking “with regard to the  
4 prevention and detection of illicit finance”  
5 and inserting “with regard to the preven-  
6 tion, detection, and defeat of illicit fi-  
7 nance”;

8 (C) in paragraph (7)—

9 (i) by striking “Federal, State, and  
10 local officials” and inserting “Federal,  
11 State, local, Tribal, and Territory offi-  
12 cials”; and

13 (ii) by inserting after “State and local  
14 prosecutors,” the following: “Tribal and  
15 Territorial law enforcement”; and

16 (D) in paragraph (8), by striking “so-  
17 called”.

18 (c) LAW ENFORCEMENT AND OTHER AGENCIES  
19 FROM TRIBES AND TERRITORIES.—Section 5342 of title  
20 31, United States Code is amended—

21 (1) in subsection (a)(1)(B), by striking “local,  
22 State, national,” and inserting “local, State, na-  
23 tional, Tribal, Territorial,”;

1           (2) in subsection (a)(2)(A), by striking “with  
2           State” and inserting “with State, Tribal, Terri-  
3           torial,”;

4           (3) in subsection (c)(3), by striking “any State  
5           or local official or prosecutor” and inserting “any  
6           State, local, Tribe, or Territory official or pros-  
7           ecutor”; and

8           (4) in subsection (d), by striking “State and  
9           local governments and State and local law enforce-  
10          ment agencies” and inserting “State, local, Tribal,  
11          and Territorial governments and State, local, Tribal,  
12          and Territorial agencies”.

13          (d) FINANCIAL CRIME-FREE COMMUNITIES SUPPORT  
14          PROGRAM.—

15                 (1) IN GENERAL.—Section 5351 of title 31,  
16                 United States Code, is amended by striking “to sup-  
17                 port local law enforcement efforts” and inserting “to  
18                 support local, Tribal, and Territorial law enforce-  
19                 ment efforts”.

20                 (2) PROGRAM AUTHORIZATION.—Section 5352  
21                 of title 31, United States Code, is amended—

22                         (A) in subsection (a), by striking “State or  
23                         local” in each place it occurs and inserting  
24                         “State, local, Tribal, or Territorial”; and

25                         (B) in subsection (c)—

1 (i) by striking “State or local” and in-  
2 serting “State, local, Tribal, or Terri-  
3 torial”; and

4 (ii) in paragraph (1), by striking  
5 “State law” and inserting “State, Tribal,  
6 or Territorial law”.

7 (3) INFORMATION COLLECTION AND DISSEMI-  
8 NATION.—Section 5353(b)(3)(A) of title 31, United  
9 States Code, is amended by striking “State local law  
10 enforcement agencies” and inserting “State, local,  
11 Tribal, and Territorial law enforcement agencies”.

12 (4) GRANTS FOR FIGHTING MONEY LAUN-  
13 DERING AND RELATED FINANCIAL CRIMES.—Section  
14 5354 of title 31, United States Code, is amended—

15 (A) by striking “State or local law enforce-  
16 ment” and inserting “State, local, Tribal, or  
17 Territorial law enforcement”;

18 (B) by striking “State and local law en-  
19 forcement” and inserting “State, local, Tribal,  
20 and Territorial law enforcement”; and

21 (C) by striking “Federal, State, and local  
22 cooperative law enforcement” and inserting  
23 “Federal, State, local, Tribal, and Territorial  
24 cooperative law enforcement”.

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