

115TH CONGRESS
2D SESSION

H. R. 6545

To reauthorize the Violence Against Women Act of 1994, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 26, 2018

Ms. JACKSON LEE (for herself, Mr. NADLER, Ms. PELOSI, Mr. HOYER, Ms. FRANKEL of Florida, Mrs. LAWRENCE, Ms. KUSTER of New Hampshire, Mrs. DINGELL, Ms. MOORE, Ms. SPEIER, Ms. MAXINE WATERS of California, Ms. JAYAPAL, Ms. MCCOLLUM, Mr. WELCH, Ms. SCHAKOWSKY, Ms. GABBARD, Mr. RASKIN, Mr. ESPAILLAT, Mr. COURTNEY, Mr. BRENDAN F. BOYLE of Pennsylvania, Ms. SHEA-PORTER, Mr. VELA, Ms. BLUNT ROCHESTER, Mr. COHEN, Mrs. NAPOLITANO, Mr. KHANNA, Ms. CLARK of Massachusetts, Ms. BARRAGÁN, Mr. GUTIÉRREZ, Mr. CICILLINE, Mr. MCGOVERN, Ms. WILSON of Florida, Mr. TED LIEU of California, Mr. BROWN of Maryland, Ms. TITUS, Ms. ROYBAL-ALLARD, Mr. CARSON of Indiana, Ms. BASS, Ms. WASSERMAN SCHULTZ, Mr. SWALWELL of California, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. QUIGLEY, Ms. NORTON, Ms. BROWNLEY of California, Mr. DOGGETT, Ms. BONAMICI, Mr. CRIST, Mr. CÁRDENAS, Mrs. TORRES, Mr. JEFFRIES, Mr. DANNY K. DAVIS of Illinois, Mr. EVANS, Mr. PAYNE, Ms. LEE, Mr. DAVID SCOTT of Georgia, Mr. HASTINGS, Mr. SCHNEIDER, Ms. DELAURO, Mr. MCEACHIN, Mr. KILDEE, Mr. BRADY of Pennsylvania, Mr. TAKANO, Mr. SABLAN, Ms. HANABUSA, Mr. JOHNSON of Georgia, Mr. AL GREEN of Texas, Ms. DEGETTE, Mr. CLEAVER, Mrs. LOWEY, Mr. PANETTA, Mr. PALLONE, Mr. SEAN PATRICK MALONEY of New York, Mr. SUOZZI, Mr. SARBANES, Ms. KELLY of Illinois, Mr. DESAULNIER, Ms. DELBENE, Ms. MATSUI, Mr. THOMPSON of California, Mr. KIND, Mr. GENE GREEN of Texas, Mr. KILMER, Mr. LAMB, Ms. JUDY CHU of California, Mr. CLYBURN, Mr. FOSTER, Ms. ADAMS, Mr. SCOTT of Virginia, Ms. FUDGE, Mr. VEASEY, Mr. HUFFMAN, Ms. LOFGREN, Mr. RUPPERSBERGER, Mrs. DAVIS of California, Mr. NOLAN, Mr. O'HALLERAN, Ms. MICHELLE LUJAN GRISHAM of New Mexico, Ms. ROSEN, Ms. ESHOO, Mrs. CAROLYN B. MALONEY of New York, Ms. BORDALLO, Mr. LEWIS of Georgia, Mr. DELANEY, Ms. TSONGAS, and Ms. CASTOR of Florida) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committees on Energy and Commerce, Financial Services, Ways and Means, Natural Resources, and Education and the Workforce, for a period to be subse-

quently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To reauthorize the Violence Against Women Act of 1994,
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; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Violence Against Women Reauthorization Act of 2018”.

6 (b) **TABLE OF CONTENTS.**—The table of contents for
7 this Act is as follows:

Sec. 1. Short title; table of contents.
Sec. 2. Universal definitions and grant conditions.

**TITLE I—ENHANCING JUDICIAL AND LAW ENFORCEMENT TOOLS
TO COMBAT VIOLENCE AGAINST WOMEN**

Sec. 101. Stop grants.
Sec. 102. Grants to improve the criminal justice response.
Sec. 103. Legal assistance for victims.
Sec. 104. Grants to support families in the justice system.
Sec. 105. Outreach and services to underserved populations.
Sec. 106. Full faith and credit given to protection orders.

**TITLE II—IMPROVING SERVICES FOR VICTIMS OF DOMESTIC
VIOLENCE, DATING VIOLENCE, AND SEXUAL ASSAULT**

Sec. 201. Sexual assault services program.
Sec. 202. Rural domestic violence, dating violence, sexual assault, stalking, and
child abuse enforcement assistance.
Sec. 203. Training and services to end violence against people with disabilities
grants.
Sec. 204. Training and services to end abuse in later life.

**TITLE III—SERVICES, PROTECTION, AND JUSTICE FOR YOUNG
VICTIMS OF VIOLENCE**

Sec. 301. Rape prevention and education grant.

- Sec. 302. Creating hope through outreach, options, services, and education for children and youth.
- Sec. 303. Grants to combat violent crimes on campuses.

TITLE IV—VIOLENCE REDUCTION PRACTICES

- Sec. 401. Study conducted by the Centers for Disease Control and Prevention.
- Sec. 402. Saving Money and Reducing Tragedies through Prevention grants.

TITLE V—HEALTHCARE SYSTEMS RESPONSE

- Sec. 501. Grants to strengthen the healthcare systems response to domestic violence, dating violence, sexual assault, and stalking.

TITLE VI—SAFE HOMES FOR VICTIMS

- Sec. 601. Housing protections for victims of domestic violence, dating violence, sexual assault, and stalking.
- Sec. 602. Administrative and judicial mechanisms.
- Sec. 603. Transitional housing assistance grants for child victims of domestic violence, stalking, or sexual assault.
- Sec. 604. Addressing the housing needs of victims of domestic violence, dating violence, sexual assault, and stalking.

TITLE VII—ECONOMIC SECURITY FOR VICTIMS

- Sec. 701. National resource center on workplace responses to assist victims of domestic and sexual violence.
- Sec. 702. Entitlement to unemployment compensation for victims of sexual or other harassment, domestic violence, dating violence, sexual assault, or stalking.
- Sec. 703. Study and reports on survivors' access to economic security.
- Sec. 704. GAO Study.
- Sec. 705. Education and information programs for survivors.
- Sec. 706. Severability.

TITLE VIII—REDUCING HOMICIDES AND IMPROVING PUBLIC SAFETY

- Sec. 801. Intimate partner and misdemeanor crime of domestic violence defined.
- Sec. 802. Prohibiting persons convicted of stalking from possessing firearms.
- Sec. 803. Unlawful sale of firearm to a person subject to a protection order.
- Sec. 804. Notification to law enforcement agencies of prohibited purchase or attempted purchase of a firearm.
- Sec. 805. Reporting of background check denials to state, local, and tribal authorities.
- Sec. 806. Special assistant United States Attorneys and cross-deputized attorneys.

TITLE IX—SAFETY FOR INDIAN WOMEN

- Sec. 901. Findings and purposes.
- Sec. 902. Definitions.
- Sec. 903. Improving tribal access to Federal crime information databases.
- Sec. 904. Standardized protocols for responding to cases of missing and murdered Indians.
- Sec. 905. Annual reporting requirements.

Sec. 906. Tribal jurisdiction over crimes of domestic violence, sexual violence, sex trafficking, stalking, child violence, and violence against law enforcement officers.

Sec. 907. Authorizing funding for the tribal access program.

Sec. 908. Criminal trespass on Indian land.

TITLE X—OFFICE ON VIOLENCE AGAINST WOMEN

Sec. 1001. Office on Violence Against Women.

TITLE XI—INCARCERATED WOMEN

Sec. 1101. Treatment of pregnant women and other individuals in corrections.

Sec. 1102. Public health and safety of women.

TITLE XII—OTHER MATTERS

Sec. 1201. National stalker and domestic violence reduction.

Sec. 1202. Federal victim assistants Reauthorization.

Sec. 1203. Child abuse training programs for judicial personnel and practitioners.

Sec. 1204. Sex offender management.

Sec. 1205. Court-appointed special advocate program.

Sec. 1206. Rape kit backlog.

1 **SEC. 2. UNIVERSAL DEFINITIONS AND GRANT CONDITIONS.**

2 Section 40002 of the Violence Against Women Act
3 of 1994 (34 U.S.C. 12291) is amended—

4 (1) in subsection (a)—

5 (A) by redesignating paragraphs (34)
6 through paragraph (45) as paragraphs (39)
7 through (50);

8 (B) by inserting after paragraph (33) the
9 following:

10 “(38) **TECHNOLOGICAL ABUSE.**—The term
11 ‘technological abuse’ means behavior intended to
12 harm, threaten, intimidate, control, stalk, harass,
13 impersonate, or monitor another person, except as
14 otherwise permitted by law, that occurs via the
15 Internet, social networking sites, computers, mobile

1 devices, cellular telephones, apps, location tracking
2 devices, instant messages, text messages, or other
3 forms of technology. Technological abuse may in-
4 clude—

5 “(A) unwanted, repeated telephone calls,
6 text messages, instant messages, or social
7 media posts;

8 “(B) non-consensual access of e-mail ac-
9 counts, texts or instant messaging accounts, so-
10 cial networking accounts, or cellular telephone
11 logs;

12 “(C) attempting to control or restrict a
13 person’s ability to access technology with the in-
14 tent to isolate them from support and social
15 connection;

16 “(D) using tracking devices or location
17 tracking software for the purpose of monitoring
18 or stalking another person’s location;

19 “(E) impersonation of a person with the
20 intent to deceive or cause harm through the use
21 of spoofing technology or the creation of fake
22 email or social media accounts; or

23 “(F) pressuring for or sharing of another
24 person’s private information, photographs, or
25 videos without their consent.”;

1 (C) in paragraph (19)(B), by striking “and
2 probation” and inserting “probation , and
3 vacatur or expungement”;

4 (D) by redesignating paragraphs (12)
5 through (33) as paragraphs (16) through (37);

6 (E) by striking paragraph (11) and insert-
7 ing the following:

8 “(13) DIGITAL SERVICES.—The term ‘digital
9 services’ means services, resources, information, sup-
10 port or referrals provided through electronic commu-
11 nications platforms and media, whether via mobile
12 phone technology, video technology, or computer
13 technology, including utilizing the internet, as well
14 as any other emerging communications technologies
15 that are appropriate for the purposes of providing
16 services, resources, information, support, or referrals
17 for the benefit of victims of domestic violence, dating
18 violence, sexual assault, or stalking.

19 “(14) ECONOMIC ABUSE.—The term ‘economic
20 abuse’, in the context of domestic violence, dating vi-
21 olence, and abuse in later life, means behavior that
22 is coercive, deceptive, or unreasonably controls or re-
23 strains a person’s ability to acquire, use, or maintain
24 economic resources to which they are entitled, in-
25 cluding—

1 “(A) restricting access to a person’s
2 money, assets, credit, or financial information;

3 “(B) unfairly using a person’s economic re-
4 sources, including money, assets, and credit, for
5 one’s own advantage; or

6 “(C) exerting undue influence over a per-
7 son’s financial and economic behavior or deci-
8 sions, including forcing default on joint or other
9 financial obligations, exploiting powers of attor-
10 ney, guardianship, or conservatorship, or failing
11 or neglecting to act in the best interests of a
12 person to whom one has a fiduciary duty.

13 “(15) FORCED MARRIAGE.—The term ‘forced
14 marriage’ means a marriage to which one or both
15 parties do not or cannot consent, and in which one
16 or more elements of force, fraud, or coercion is
17 present. Forced marriage can be both a cause and
18 a consequence of domestic violence, dating violence,
19 sexual assault or stalking.”;

20 (F) by redesignating paragraphs (9) and
21 (10) as paragraphs (11) and (12), respectively;

22 (G) by amending paragraph (8) to read as
23 follows:

24 “(10) DOMESTIC VIOLENCE.—The term ‘domes-
25 tic violence’ means a pattern of behavior involving

1 the use or attempted use of physical, sexual, verbal,
2 emotional, economic, or technological abuse or any
3 other coercive behavior committed, enabled, or solic-
4 ited to gain or maintain power and control over a
5 victim, by a person who—

6 “(A) is a current or former spouse or dat-
7 ing partner of the victim, or other person simi-
8 larly situated to a spouse of the victim under
9 the family or domestic violence laws of the ju-
10 risdiction;

11 “(B) is cohabitating with or has
12 cohabitated with the victim as a spouse or dat-
13 ing partner, or other person similarly situated
14 to a spouse of the victim under the family or
15 domestic violence laws of the jurisdiction;

16 “(C) shares a child in common with the
17 victim;

18 “(D) is an adult family member of, or paid
19 or nonpaid caregiver for, a victim aged 50 or
20 older or an adult victim with disabilities; or

21 “(E) commits acts against a youth or adult
22 victim who is protected from the those acts
23 under the family or domestic violence laws of
24 the jurisdiction.”.

1 (H) by redesignating paragraphs (6) and
2 (7) as paragraphs (8) and (9), respectively;

3 (I) by amending paragraph (5) to read as
4 follows:

5 “(7) COURT-BASED AND COURT-RELATED PER-
6 SONNEL.—The term ‘court-based personnel’ and
7 ‘court-related personnel’ means persons working in
8 the court, whether paid or volunteer, including—

9 “(A) clerks, special masters, domestic rela-
10 tions officers, administrators, mediators, cus-
11 tody evaluators, guardians ad litem, lawyers,
12 negotiators, probation, parole, interpreters, vic-
13 tim assistants, victim advocates, and judicial,
14 administrative, or any other professionals or
15 personnel similarly involved in the legal process;

16 “(B) court security personnel;

17 “(C) personnel working in related, supple-
18 mentary offices or programs (such as child sup-
19 port enforcement); and

20 “(D) any other court-based or community-
21 based personnel having responsibilities or au-
22 thority to address domestic violence, dating vio-
23 lence, sexual assault, or stalking in the court
24 system.”.

1 (J) by redesignating paragraphs (2)
2 through (4) as paragraphs (4) through (6) re-
3 spectively;

4 (K) by inserting after paragraph (1) the
5 following:

6 “(3) ALTERNATIVE JUSTICE RESPONSE.—The
7 term ‘alternative justice response’ means a process,
8 whether court-ordered or community-based, that—

9 “(A) involves, on a voluntary basis, and to
10 the extent possible, those who have committed
11 a specific offense and those who have been
12 harmed as a result of the offense;

13 “(B) has the goal of collectively seeking ac-
14 countability from the accused, and developing a
15 process whereby the accused will take responsi-
16 bility for his or her actions, and a plan for pro-
17 viding relief to those harmed, through allocu-
18 tion, restitution, community service, or other
19 processes upon which the victim, the accused,
20 the community, and court can agree;

21 “(C) is conducted in a framework that pro-
22 tects victim safety and supports victim auton-
23 omy; and

24 “(D) provides that information derived
25 from such process may not be used for any

1 other law enforcement purpose, including im-
2 peachment or prosecution without the express
3 permission of all participants.”.

4 (L) by redesignating paragraph (1) as
5 paragraph (2); and

6 (M) by inserting before paragraph (2) (as
7 redesignated in subparagraph (L) of this para-
8 graph) the following:

9 “(1) ABUSE IN LATER LIFE.—The term ‘abuse
10 in later life’ means willful harm, neglect, abandon-
11 ment, or economic abuse of an adult over the age of
12 50 by a person in an ongoing, relationship of trust
13 with the victim, or the sexual assault of an adult
14 over the age of 50 by any person. Self-neglect and
15 harms committed by strangers are not included in
16 this definition. All references to the term ‘elder
17 abuse’ as formerly defined in this section shall be
18 supplanted by the term ‘abuse in later life.’”; and

19 (2) in subsection (b)—

20 (A) in paragraph (2)—

21 (i) by redesignating subparagraphs
22 (F) and (G) as subparagraphs (H) and (I);

23 (ii) by inserting after subparagraph
24 (E) the following:

1 “(G) DEATH OF THE PARTY WHOSE PRI-
2 VACY HAD BEEN PROTECTED.—In the event of
3 the death of any victim whose privacy had been
4 protected by this section, the confidentiality re-
5 quirements as described above will continue to
6 apply, and release of any confidential or pro-
7 tected information will be vested in the next of
8 kin, except that consent for release of the de-
9 ceased victim’s information may not be given by
10 a person who had perpetrated abuse against the
11 deceased victim.”;

12 (iii) by redesignating subparagraphs
13 (D) through (E) as subparagraphs (E)
14 through (F); and

15 (iv) by inserting after subparagraph
16 (C) the following:

17 “(D) USE OF TECHNOLOGY.—Grantees
18 and subgrantees may use telephone, internet,
19 and other technologies to protect the privacy,
20 location and help-seeking activities of victims
21 using services. Such technologies may include—

22 “(i) software, apps or hardware that
23 block caller ID or IP addresses, including
24 instances in which victims use digital serv-
25 ices; or

1 “(ii) technologies or protocols that in-
2 hibit or prevent a perpetrator’s attempts to
3 use technology or social media to threaten,
4 harass or harm the victim, the victim’s
5 family, friends, neighbors or co-workers, or
6 the program providing services to them.”;

7 (B) in paragraph (3), by inserting after
8 “designed to reduce or eliminate domestic vio-
9 lence, dating violence, sexual assault, and stalk-
10 ing,” the following: “provided that the confiden-
11 tiality and privacy requirements of this title are
12 maintained, and that personally identifying in-
13 formation about adult, youth and child victims
14 of domestic violence, dating violence, sexual as-
15 sault and stalking are not requested or included
16 in any such collaboration or information-shar-
17 ing”;

18 (C) in paragraph (6), by adding at the end
19 the following: “However, such disbursing agen-
20 cies must ensure that the confidentiality and
21 privacy requirements of this title are main-
22 tained in making such reports, and that person-
23 ally identifying information about adult, youth
24 and child victims of domestic violence, dating

1 violence, sexual assault and stalking are not re-
2 quested or included in any such reports.”;

3 (D) in paragraph (11), by adding at the
4 end the following: “The Office on Violence
5 Against Women is encouraged to make all tech-
6 nical assistance available as broadly as possible
7 to any appropriate grantees, subgrantees, po-
8 tential grantees, or other entities without re-
9 gard to whether the entity has received funding
10 from the Office on Violence Against Women for
11 a particular program or project.”;

12 (E) in paragraph (12), by striking “(42
13 U.S.C. 3796gg–6(d))” and inserting “(34
14 U.S.C. 20121(d))”;

15 (F) in paragraph (13)—

16 (i) in subparagraph (A), by inserting
17 after “the Violence Against Women Reau-
18 thorization Act of 2013” the following:
19 “(Public Law 113–4; 127 Stat. 54)”;

20 (ii) in subparagraph (C), by striking
21 “section 3789d of title 42, United States
22 Code” and inserting “section 809 of title I
23 of the Omnibus Crime Control and Safe
24 Streets Act of 1968 (34 U.S.C. 10228)”;

1 (G) in paragraph (14), by inserting after
2 “are also victims of” the following: “forced
3 marriage, or”; and

4 (H) in paragraph (16)(C)(i), by striking
5 “\$20,000” and inserting “\$100,000”.

6 **TITLE I—ENHANCING JUDICIAL**
7 **AND LAW ENFORCEMENT**
8 **TOOLS TO COMBAT VIOLENCE**
9 **AGAINST WOMEN**

10 **SEC. 101. STOP GRANTS.**

11 (a) IN GENERAL.—Part T of title I of the Omnibus
12 Crime Control and Safe Streets Act of 1968 (34 U.S.C.
13 10441 et seq.) is amended—

14 (1) in section 2001(b)—

15 (A) in paragraph (9)—

16 (i) by striking “older and disabled
17 women” and inserting “people 50 years of
18 age or over and people with disabilities”;
19 and

20 (ii) by striking “older and disabled in-
21 dividuals” and inserting “people”;

22 (B) in paragraph (19), by striking “and”
23 at the end;

24 (C) in paragraph (20), by striking the pe-
25 riod at the end and inserting “; and”; and

1 (D) by inserting after paragraph (20), the
2 following:

3 “(21) developing and implementing policies,
4 procedures, protocols, laws, regulations, or training
5 to ensure the relinquishment of a dangerous weapon
6 possessed by an individual to a law enforcement offi-
7 cer, in order to enhance victim and community safe-
8 ty, in the case that the individual—

9 “(A)(i) is subject to a protective or other
10 restraining order issued by a Federal, State,
11 tribal, or local court; or

12 “(ii) has been convicted of a mis-
13 demeanor or felony crime of domestic vio-
14 lence, dating violence, sexual assault, or
15 stalking in a Federal, State, tribal, or local
16 court; and

17 “(B) the court has ordered the individual
18 to relinquish dangerous weapons that the indi-
19 vidual illegally possesses or has used in the
20 commission of a crime described in subpara-
21 graph (A)(ii),

22 which policies, procedures, protocols, laws, regula-
23 tions, or training include the safest means of recov-
24 ery of, and best practices for storage of, relinquished
25 and recovered dangerous weapons and their return,

1 when applicable, at such time as the individual is no
2 longer prohibited from possessing such weapons
3 under Federal, State, or tribal law, or posted local
4 ordinances.”;

5 (2) in section 2007—

6 (A) in subsection (d)—

7 (i) by redesignating paragraphs (5)
8 and (6) as paragraphs (8) and (9), respec-
9 tively; and

10 (ii) by inserting after paragraph (4)
11 the following:

12 “(5) proof of compliance with the requirements
13 regarding protocols to strongly discourage compel-
14 ling victim testimony, described in section 2017;

15 “(6) proof of compliance with the requirements
16 regarding law enforcement to improve community
17 safety under section 2018;

18 “(7) proof of compliance with the requirements
19 regarding civil rights under section 40002(b)(13) of
20 the Violent Crime Control and Law Enforcement
21 Act of 1994;”.

22 (B) in subsection (i)—

23 (i) in paragraph (1), by inserting be-
24 fore the semicolon at the end the following:

25 “and the requirements under section

1 40002(b) of the Violent Crime Control and
2 Law Enforcement Act of 1994 (34 U.S.C.
3 12291(b))”; and

4 (ii) in paragraph (2)(C)(iv), by insert-
5 ing after “ethnicity,” the following: “sexual
6 orientation, gender identity,”;

7 (3) by adding at the end the following:

8 **“SEC. 2017. GRANT ELIGIBILITY REGARDING COMPELLING**
9 **VICTIM TESTIMONY.**

10 “In order to be eligible for a grant under this part,
11 a State, Indian tribal government, territorial government,
12 or unit of local government shall certify that, not later
13 than March 7, 2022, their laws, policies, or practices will
14 ensure—

15 “(1) that the use of bench warrants, material
16 witness warrants, perjury charges, or other means of
17 compelling victim-witness testimony in the investiga-
18 tion, prosecution, trial, or sentencing of a crime re-
19 lated to the domestic violence, sexual assault, dating
20 violence or stalking of the victim, is discouraged; and

21 “(2) that the surrender, removal, and storage of
22 firearms and ammunition from persons prohibited
23 from possessing firearms under paragraphs (8) or
24 (9) of section 922(g) of title 18, United States Code,
25 State law, tribal law, or local ordinance, is carried

1 out in a manner to ensure victim and community
2 safety.

3 **“SEC. 2018. GRANT ELIGIBILITY REGARDING LAW EN-**
4 **FORCEMENT IMPROVEMENT OF COMMUNITY**
5 **SAFETY.**

6 “In order to be eligible for grants under this sub-
7 chapter, a State, Indian tribal government, territorial gov-
8 ernment, or unit of local government shall certify that, not
9 later than March 7, 2022, their laws, policies, or practices
10 will include a detailed protocol regarding the surrender,
11 removal and storage of firearms and ammunition from
12 persons prohibited from possessing firearms or ammuni-
13 tion under paragraph (8) or (9) of section 922 of title
14 18, United States Code, or under State law, tribal law,
15 or local posted ordinance.”.

16 (b) AUTHORIZATION OF APPROPRIATIONS.—Section
17 1001(a)(18) of the Omnibus Crime Control and Safe
18 Streets Act of 1968 (34 U.S.C. 10261(a)(18)) is amended
19 by striking “2014 through 2018” and inserting “2019
20 through 2023”.

21 **SEC. 102. GRANTS TO IMPROVE THE CRIMINAL JUSTICE RE-**
22 **SPONSE.**

23 (a) IN GENERAL.—Section 2101 of the Omnibus
24 Crime Control and Safe Streets Act of 1968 (34 U.S.C.
25 10461) is amended—

1 (1) in subsection (b)—

2 (A) in paragraph (1), by striking
3 “proarrest” and inserting “offender account-
4 ability and homicide reduction”;

5 (B) in paragraph (8)—

6 (i) by inserting after “instances of”
7 the following: “abuse in later life,”;

8 (ii) by striking “older individuals (as
9 defined in section 102 of the Older Ameri-
10 cans Act of 1965 (42 U.S.C. 3002))” and
11 inserting “people 50 years of age or over”;
12 and

13 (iii) by striking “individuals with dis-
14 abilities (as defined in section 3(2) of the
15 Americans with Disabilities Act of 1990
16 (42 U.S.C. 12102(2)))” and inserting
17 “people with disabilities (as defined in sec-
18 tion 3(2) of the Americans with Disabil-
19 ities Act of 1990 (42 U.S.C. 12102(2)))”;

20 (C) in paragraph (19), by inserting before
21 the period at the end the following “, including
22 underserved victims”; and

23 (D) by adding at the end the following:

24 “(23) To develop and implement an alternative
25 justice response that is focused on victim autonomy

1 and agency, accountability of the accused to commu-
2 nity and the victim, and community, survivor, and
3 law enforcement safety in order to secure account-
4 ability and provide resolution and restitution for the
5 victim, and which—

6 “(A) provides that a victim’s participation
7 in such a response is voluntary;

8 “(B) consists of a framework, whether
9 court or community initiated, that protects vic-
10 tim safety and supports victim autonomy
11 throughout the process; and

12 “(C) provides that any information derived
13 from such process may not be used for any
14 other law enforcement purpose, including im-
15 peachment or prosecution without the express
16 permission of all participants.

17 “(24) To carry out policies, procedures, proto-
18 cols, laws, or regulations intended to enhance victim
19 and community safety in relation to the surrender,
20 removal, and storage of firearms and ammunition
21 from persons prohibited from possessing firearms
22 under paragraphs (8) or (9) of section 922(g) of
23 title 18, United States Code, State law, tribal law,
24 or local ordinance.”; and

25 (2) in subsection (c)(1)—

1 (A) in subparagraph (A)—

2 (i) in clause (i), by striking “encour-
3 age or mandate arrests of domestic vio-
4 lence offenders” and inserting “encourage
5 arrests of offenders”; and

6 (ii) in clause (ii), by striking “encour-
7 age or mandate arrest of domestic violence
8 offenders” and inserting “encourage arrest
9 of offenders”;

10 (B) in subparagraph (E), by striking
11 “and” at the end; and

12 (C) by inserting after subparagraph (E)
13 the following:

14 “(F) certify that, not later than 3 years
15 after the date of the enactment of the Violence
16 Against Women Reauthorization Act of 2018,
17 their laws, policies, or practices will ensure that
18 the use of bench warrants, material witness
19 warrants, perjury charges, or other means of
20 compelling victim-witness testimony in the in-
21 vestigation, prosecution, trial, or sentencing of
22 a crime related to the domestic violence, sexual
23 assault, dating violence or stalking of the vic-
24 tim, is discouraged; and

1 “(G) certify that, not later than 3 years
2 after the date of the enactment of the Violence
3 Against Women Reauthorization Act of 2018,
4 their laws, policies, or practices will ensure that
5 the surrender, removal, and storage of firearms
6 and ammunition from persons prohibited from
7 possessing firearms under paragraphs (8) or (9)
8 of section 922(g) of title 18, United States
9 Code, State law, tribal law, or local ordinance
10 is carried out in a manner to ensure victim and
11 community safety; and”.

12 (b) AUTHORIZATION OF APPROPRIATIONS.—Section
13 1001(a)(19) of the Omnibus Crime Control and Safe
14 Streets Act of 1968 (34 U.S.C. 10261(a)(19)) is amended
15 by striking “2014 through 2018” and inserting “2019
16 through 2023”.

17 **SEC. 103. LEGAL ASSISTANCE FOR VICTIMS.**

18 Section 1201 of division B of the Victims of Traf-
19 ficking and Violence Protection Act of 2000 (34 U.S.C.
20 20121) is amended—

21 (1) in subsection (a), by inserting after “no cost
22 to the victims” the following: “, or to provide such
23 legal assistance to a dependant of such a victim”;
24 and

1 (2) in subsection (f)(1), by striking “2014
2 through 2018” and inserting “2019 through 2023”.

3 **SEC. 104. GRANTS TO SUPPORT FAMILIES IN THE JUSTICE**
4 **SYSTEM.**

5 Section 1301 of division B of the Victims of Traf-
6 ficking and Violence Protection Act of 2000 (34 U.S.C.
7 12464) is amended—

8 (1) in subsection (b)—

9 (A) in paragraph (7), by striking “and” at
10 the end;

11 (B) in paragraph (8)—

12 (i) by striking “to improve” and in-
13 serting “improve”; and

14 (ii) by striking the period at the end
15 and inserting a semicolon; and

16 (C) by inserting after paragraph (8) the
17 following:

18 “(9) develop and implement an alternative jus-
19 tice response that is focused on victim autonomy and
20 agency, accountability of the accused to community
21 and the victim, and community, survivor, and law
22 enforcement safety in order to secure accountability
23 and provide resolution and restitution for the victim,
24 and which—

1 “(A) provides that a victim’s participation
2 in such a response is voluntary;

3 “(B) consists of a framework, whether
4 court or community initiated, that protects vic-
5 tim safety and supports victim autonomy
6 throughout the process; and

7 “(C) provides that any information derived
8 from such process may not be used for any
9 other law enforcement purpose, including im-
10 peachment or prosecution without the express
11 permission of all participants; and

12 “(10) developing and implementing policies,
13 procedures, protocols, laws, or regulations intended
14 to enhance victim and community safety in relation
15 to the surrender, removal and storage of firearms
16 and ammunition from persons prohibited from pos-
17 sessing firearms or ammunition under paragraph (8)
18 or (9) of section 922(g) of title 18, United States
19 Code, or under State law, tribal law, or local posted
20 ordinance.”; and

21 (2) in subsection (e), by striking “2014 through
22 2018” and inserting “2019 through 2023”.

1 **SEC. 105. OUTREACH AND SERVICES TO UNDERSERVED**
2 **POPULATIONS.**

3 Section 120(g) of the Violence Against Women and
4 Department of Justice Reauthorization Act of 2005 (34
5 U.S.C. 20123(g)) is amended by striking “2014 through
6 2018” and inserting “2019 through 2023”.

7 **SEC. 106. FULL FAITH AND CREDIT GIVEN TO PROTECTION**
8 **ORDERS.**

9 Section 2265(d)(3) of title 18, United States Code,
10 is amended by adding at the end the following: “The pro-
11 hibition under this paragraph applies to all protection or-
12 ders in a State, territorial, or tribal jurisdiction, whether
13 or not the protection order was issued by that State, terri-
14 tory, or tribal jurisdiction.”.

15 **TITLE II—IMPROVING SERVICES**
16 **FOR VICTIMS OF DOMESTIC**
17 **VIOLENCE, DATING VIO-**
18 **LENCE, AND SEXUAL AS-**
19 **SAULT**

20 **SEC. 201. SEXUAL ASSAULT SERVICES PROGRAM.**

21 Section 41601(f)(1) of the Violent Crime Control and
22 Law Enforcement Act of 1994 (34 U.S.C. 12511(f)(1))
23 is amended by striking “2014 through 2018” and insert-
24 ing “2019 through 2023”.

1 **SEC. 202. RURAL DOMESTIC VIOLENCE, DATING VIOLENCE,**
2 **SEXUAL ASSAULT, STALKING, AND CHILD**
3 **ABUSE ENFORCEMENT ASSISTANCE.**

4 Section 40295 of the Violent Crime Control and Law
5 Enforcement Act of 1994 (34 U.S.C. 12341) is amend-
6 ed—

7 (1) in subsection (a)(3), by striking “women
8 and children” and inserting “children, youths, and
9 adults”; and

10 (2) in subsection (e)(1), by striking “2014
11 through 2018” and inserting “2019 through 2023”.

12 **SEC. 203. TRAINING AND SERVICES TO END VIOLENCE**
13 **AGAINST PEOPLE WITH DISABILITIES**
14 **GRANTS.**

15 Section 1402 of division B of the Victims of Traf-
16 ficking and Violence Protection Act of 2000 (34 U.S.C.
17 20122) is amended—

18 (1) in the heading, by striking “**WOMEN**” and
19 inserting “**PEOPLE**”;

20 (2) in subsection (a), by striking “individuals”
21 each place it appears and inserting “people”;

22 (3) in subsection (b)—

23 (A) by striking “disabled individuals” each
24 place it appears and inserting “people with dis-
25 abilities”;

1 (B) in paragraph (3), by inserting after
 2 “law enforcement” the following: “and other
 3 first responders”; and

4 (C) in paragraph (8), by striking “pro-
 5 viding advocacy and intervention services with-
 6 in” and inserting “to enhance the capacity of”;

7 (4) in subsection (c), by striking “disabled indi-
 8 viduals” and inserting “people with disabilities”; and
 9 (5) in subsection (e), by striking “2014 through
 10 2018” and inserting “2019 through 2023”.

11 **SEC. 204. TRAINING AND SERVICES TO END ABUSE IN**
 12 **LATER LIFE.**

13 Section 40801 of the Violent Crime Control and Law
 14 Enforcement Act of 1994 (34 U.S.C. 12421)—

15 (1) in the heading, by striking “**ENHANCED**
 16 **TRAINING**” and inserting “**TRAINING**”;

17 (2) by striking subsection (a);

18 (3) in subsection (b)—

19 (A) in paragraph (2)—

20 (i) by striking “stalking, exploitation,
 21 or neglect” each place it appears and in-
 22 serting “or stalking”;

23 (ii) in subparagraph (A)—

1 (I) in clause (i), by striking
2 “elder abuse” and inserting “abuse in
3 later life”; and

4 (II) in clause (iv), by striking
5 “and courts” and inserting “courts,
6 and other professionals who may iden-
7 tify or respond to abuse in later life”;
8 and

9 (iii) in subparagraph (B)(i), by strik-
10 ing “or other community-based organiza-
11 tions” and inserting “community-based or-
12 ganizations, or other professionals who
13 may identify or respond to abuse in later
14 life”;

15 (B) in paragraph (3)—

16 (i) in subparagraph (A), by striking
17 “over 50 years of age” and inserting “50
18 years of age or over”; and

19 (ii) in subparagraph (B), by striking
20 “in later life” and inserting “50 years of
21 age or over”; and

22 (C) in paragraph (5), by striking “2014
23 through 2018” and inserting “2019 through
24 2023”.

1 **TITLE III—SERVICES, PROTEC-**
 2 **TION, AND JUSTICE FOR**
 3 **YOUNG VICTIMS OF VIO-**
 4 **LENCE**

5 **SEC. 301. RAPE PREVENTION AND EDUCATION GRANT.**

6 Section 393A of the Public Health Service Act (42
 7 U.S.C. 280b–1b) is amended—

8 (1) in subsection (a)—

9 (A) in paragraph (2), by inserting before
 10 the semicolon at the end the following “or other
 11 digital services”; and

12 (B) in paragraph (7), by striking “sexual
 13 assault” and inserting “sexual violence, includ-
 14 ing sexual assault and sexual harassment”;

15 (2) in subsection (b), by striking “Indian trib-
 16 al” and inserting “Indian Tribal”; and

17 (3) in subsection (c)—

18 (A) in paragraph (1), by striking
 19 “\$50,000,000 for each of fiscal years 2014
 20 through 2018” and inserting “\$150,000,000
 21 for each of fiscal years 2019 through 2023”;
 22 and

23 (B) by adding at the end the following:

24 “(4) FORMULA GRANTS.—Of the total amount
 25 made available under this subsection in each fiscal

1 year, not less than 80 percent shall be available for
2 formula grants to States for the purpose of State
3 and local rape prevention activities.”.

4 **SEC. 302. CREATING HOPE THROUGH OUTREACH, OPTIONS,**
5 **SERVICES, AND EDUCATION FOR CHILDREN**
6 **AND YOUTH.**

7 Section 41201 of the Violent Crime Control and Law
8 Enforcement Act of 1994 (34 U.S.C. 12451) is amend-
9 ed—

10 (1) in subsection (a)—

11 (A) by striking “stalking, or sex traf-
12 ficking” and inserting “or stalking”; and

13 (B) by adding at the end the following:
14 “Grants awarded under this section may be
15 used to address sex trafficking or bullying as
16 part of a comprehensive program focused pri-
17 marily on domestic violence, dating violence,
18 sexual assault, or stalking.”;

19 (2) in subsection (b)—

20 (A) in paragraph (1)—

21 (i) by inserting after “target youth,”
22 the following: “, including youth in under-
23 served communities,”;

1 (ii) by striking “stalking, and sex
2 trafficking” each place it appears and in-
3 serting “and stalking”;

4 (iii) by striking “stalking, or sex traf-
5 ficking” each place it appears and insert-
6 ing “or stalking”;

7 (iv) in subparagraph (B), by striking
8 “or” at the end;

9 (v) in subparagraph (C), by striking
10 the period at the end and inserting “; or”;
11 and

12 (vi) by inserting after subparagraph
13 (C) the following:

14 “(D) clarify State or local mandatory re-
15 porting policies and practices regarding peer-to-
16 peer dating violence, sexual assault, and stalk-
17 ing.”; and

18 (B) in paragraph (2)—

19 (i) by striking “stalking, or sex traf-
20 ficking” each place it appears and insert-
21 ing “or stalking”;

22 (ii) in subparagraph (C), by inserting
23 “confidential” before “support services”;

1 (iii) in subparagraph (D), by striking
2 “stalking, and sex trafficking” and insert-
3 ing “and stalking”; and

4 (iv) in subparagraph (E), by inserting
5 after “programming for youth” the fol-
6 lowing: “, including youth in underserved
7 communities,”;

8 (3) in subsection (c)—

9 (A) in paragraph (1), by striking “stalk-
10 ing, or sex trafficking” and inserting “or stalk-
11 ing”; and

12 (B) in paragraph (2), by striking “para-
13 graph (1)” and inserting “subparagraph (A) or
14 (B) of paragraph (1)”;

15 (4) in subsection (d), by striking “stalking, and
16 sex trafficking” and inserting “and stalking, includ-
17 ing training on working with youth in underserved
18 communities”; and

19 (5) in subsection (f), by striking “\$15,000,000
20 for each of fiscal years 2014 through 2018” and in-
21 serting “\$25,000,000 for each of fiscal years 2019
22 through 2023”.

1 **SEC. 303. GRANTS TO COMBAT VIOLENT CRIMES ON CAM-**
2 **PUSES.**

3 Section 304 of the Violence Against Women and De-
4 partment of Justice Reauthorization Act of 2005 (34
5 U.S.C. 20125) is amended—

6 (1) in subsection (b)—

7 (A) in paragraph (2), by striking the sec-
8 ond sentence;

9 (B) by amending paragraph (3) to read as
10 follows:

11 “(3) To provide prevention and education pro-
12 gramming about domestic violence, dating violence,
13 sexual assault, and stalking, including technological
14 abuse and reproductive and sexual coercion, for stu-
15 dents, that is age-appropriate, culturally relevant,
16 delivered in multiple venues on campus, accessible,
17 develops approaches to promote social norms
18 changes, and engages men and boys in preventing
19 domestic violence, dating violence, sexual assault,
20 and stalking, with the goal of developing respectful,
21 nonviolent behavior. Such programming should be
22 developed in partnership or collaboratively with ex-
23 perts in sexual violence prevention and interven-
24 tion.”;

1 (C) in paragraph (9), by striking “and pro-
2 vide” and inserting “, provide, and dissemi-
3 nate”;

4 (D) in paragraph (10), by inserting after
5 “or adapt” the following “and disseminate”;
6 and

7 (E) by inserting after paragraph (10) the
8 following:

9 “(11) To train campus health centers on how to
10 recognize and respond to domestic violence, dating
11 violence, sexual assault, and stalking, including
12 training health providers on how to provide universal
13 education to all members of the campus community
14 on the impacts of violence on health and unhealthy
15 relationships and how providers can support ongoing
16 outreach efforts.”;

17 (2) in subsection (c)(3), by striking “fiscal
18 years 2014 through 2018” and inserting “2019
19 through 2023”;

20 (3) in subsection (d)—

21 (A) in paragraph (3)(B), by striking “for
22 all incoming students” and inserting “for all
23 students”; and

1 (B) in paragraph (4)(C), by inserting after
 2 “sex,” the following: “sexual orientation, gender
 3 identity,”; and

4 (4) in subsection (e), by striking “\$12,000,000
 5 for each of fiscal years 2014 through 2018” and in-
 6 serting “\$16,000,000 for each of fiscal years 2019
 7 through 2023”.

8 **TITLE IV—VIOLENCE**

9 **REDUCTION PRACTICES**

10 **SEC. 401. STUDY CONDUCTED BY THE CENTERS FOR DIS-**

11 **EASE CONTROL AND PREVENTION.**

12 Section 402 of the Violence Against Women and De-
 13 partment of Justice Reauthorization Act of 2005 (42
 14 U.S.C. 280b–4) is amended—

15 (1) in subsection (b), by striking “violence
 16 against women” and inserting “violence against
 17 adults, youth,”; and

18 (2) in subsection (c), by striking “2014 through
 19 2018” and inserting “2018 through 2023”.

20 **SEC. 402. SAVING MONEY AND REDUCING TRAGEDIES**

21 **THROUGH PREVENTION GRANTS.**

22 Section 41303 of the Violence Against Women Act
 23 of 1994 (34 U.S.C. 12463) is amended—

24 (1) in subsection (b)(1)—

1 (A) in subparagraph (C), by striking
2 “and” at the end;

3 (B) in subparagraph (D), by striking the
4 period at the end and inserting “; and”; and

5 (C) by adding at the end the following:

6 “(E) strategies within each of these areas
7 addressing underserved communities.”;

8 (2) in subsection (d)(3)—

9 (A) in subparagraph (A), by striking
10 “and” at the end;

11 (B) in subparagraph (B), by striking the
12 period at the end and inserting “; and”; and

13 (C) by adding at the end the following:

14 “(C) include a significant focus on under-
15 served populations.”;

16 (3) in subsection (f), by striking “\$15,000,000
17 for each of fiscal years 2014 through 2018” and in-
18 serting “\$45,000,000 for each of fiscal years 2019
19 through 2023”; and

20 (4) in subsection (g), by inserting “, with re-
21 maining funds available to be distributed to any of
22 the purposes or a comprehensive project addressing
23 more than one purpose area” before the period at
24 the end.

TITLE V—HEALTHCARE SYSTEMS RESPONSE

SEC. 501. GRANTS TO STRENGTHEN THE HEALTHCARE SYSTEMS RESPONSE TO DOMESTIC VIOLENCE, DATING VIOLENCE, SEXUAL ASSAULT, AND STALKING.

Section 399P of the Public Health Service Act (42 U.S.C. 280g–4) is amended—

(1) in subsection (a)—

(A) in paragraph (2), by striking “and” at the end;

(B) in paragraph (3), by striking the period at the end and inserting “; and”; and

(C) by adding at the end the following:

“(4) implementation of training programs to improve the capacity of early childhood programs to address domestic violence, dating violence, sexual assault, and stalking among families they serve.”;

(2) in subsection (b)(1)—

(A) in subparagraph (B)(ii)—

(i) by striking “on site access to”; and

(ii) by striking “to model other services appropriate to the geographic and cultural needs of a site” and inserting “by providing funding to state domestic and

1 sexual violence coalitions to improve their
2 capacity to coordinate and support health
3 advocates and other health system partner-
4 ships”;

5 (B) in subparagraph (B)(iv)—

6 (i) by adding before the period at the
7 end the following: “, with priority given to
8 programs administered through the Health
9 Resources and Services Administration,
10 Office of Women’s Health”;

11 (3) in subsection (b)(2)(A)—

12 (A) in the heading, by striking “CHILD
13 AND ELDER ABUSE” and inserting the fol-
14 lowing: “CHILD ABUSE AND ABUSE IN LATER
15 LIFE”; and

16 (B) by striking “child or elder abuse” and
17 inserting the following: “child abuse or abuse in
18 later life”;

19 (4) in subsection (b)(2)(C)(i), by striking “elder
20 abuse” and inserting “abuse in later life”; and

21 (5) in subsection (g), by striking “2014 through
22 2018” and inserting “2018 through 2023”.

TITLE VI—SAFE HOMES FOR VICTIMS

SEC. 601. HOUSING PROTECTIONS FOR VICTIMS OF DOMESTIC VIOLENCE, DATING VIOLENCE, SEXUAL ASSAULT, AND STALKING.

Section 41411 of the Violence Against Women Act of 1994 (34 U.S.C. 12491) is amended—

(1) in subsection (a)—

(A) in paragraph (1)(A), by striking “brother, sister,” and inserting “sibling,”; and

(B) in paragraph (3)—

(i) in subparagraph (A), by inserting before the semicolon at the end the following: “including the direct loan program under such section”;

(ii) in subparagraph (D), by striking “subtitle A” and inserting “subtitles B through F”;

(iii) in subparagraph (I), by striking “and” at the end;

(iv) in subparagraph (J) by striking the period at the end and inserting a semicolon; and

(v) by inserting after subparagraph (J) the following:

1 “(K) the program under section 1010 of
2 the Housing and Urban Development Act of
3 1965;

4 “(L) the Housing Trust Fund established
5 under section 1338 of the Federal Housing En-
6 terprises Financial Safety and Soundness Act
7 of 1992; and

8 “(M) such other federal housing programs
9 or federally subsidized units providing afford-
10 able housing to low-income persons by means of
11 restricted rents or rental assistance as identi-
12 fied by the appropriate agency.”; and

13 (2) in subsection (b)(3)—

14 (A) in subparagraph (A)—

15 (i) by striking “No person” and in-
16 serting the following:

17 “(i) IN GENERAL.—No person”; and

18 (ii) by adding at the end the fol-
19 lowing:

20 “(ii) LIMITATION ON TERMINATION.—

21 No person may terminate assistance, ten-
22 ancy, or occupancy rights to housing as-
23 sisted under a covered housing program to
24 a tenant solely on the basis of criminal ac-
25 tivity, including drug-related criminal ac-

1 tivity, engaged in by the perpetrator of the
2 domestic violence, dating violence, sexual
3 assault, or stalking, if the tenant or an af-
4 filiated individual of the tenant seeks an
5 emergency transfer, bifurcation, or pursues
6 other means to exclude the perpetrator
7 from the assisted housing.”;

8 (B) in subparagraph (B)—

9 (i) in clause (i), by inserting after “a
10 public housing agency” the following: “,
11 participating jurisdictions, Continuums of
12 Care, grantees,”;

13 (ii) in clause (ii), by inserting after
14 “public housing agency” each place it ap-
15 pears the following: “, participating juris-
16 dictions, Continuums of Care, grantees,”;

17 (C) by redesignating subparagraph (C) as
18 subparagraph (E); and

19 (D) by inserting after subparagraph (B)
20 the following:

21 “(C) VICTIM HOUSING PROTECTION.—If a
22 family break-up results from an occurrence of
23 domestic violence, dating violence, sexual as-
24 sault, or stalking, the covered housing provider

1 must ensure that the victim retains the assist-
2 ance.

3 “(D) EARLY TERMINATION.—A public
4 housing agency, participating jurisdictions,
5 Continuums of Care, grantees, or owner or
6 manager of housing assisted under a covered
7 housing program must permit a tenant assisted
8 under a covered housing program to terminate
9 the lease early, without penalty, if the tenant
10 has been a victim of domestic violence, dating
11 violence, sexual assault, or stalking and the ten-
12 ant—

13 “(i) expressly sends notice of the early
14 lease termination in writing; and

15 “(ii)(I) the tenant reasonably believes
16 that the tenant is threatened with immi-
17 nent harm from further violence if the ten-
18 ant remains within the same dwelling unit
19 subject to the lease; or

20 “(II) in the case of a tenant who is a
21 victim of sexual assault, the sexual assault
22 occurred on the premises during the 90
23 day period preceding the request for lease
24 termination. The lease shall terminate as

1 of the date of lease termination stated in
2 the notice.”;

3 (3) in subsection (e)—

4 (A) in the matter preceding paragraph
5 (1)—

6 (i) by striking “a model emergency”
7 and inserting “an emergency”;

8 (ii) by inserting after “public housing
9 agencies” the following: “, participating ju-
10 risdictions, Continuums of Care, grant-
11 ees,”; and

12 (iii) by striking “under covered hous-
13 ing programs that” and inserting “under
14 covered housing programs. Covered hous-
15 ing providers shall adopt policies that”;

16 (B) in paragraph (1)—

17 (i) in the matter preceding subpara-
18 graph (A)—

19 (I) by striking “allows” and in-
20 serting “allow”; and

21 (II) by striking “transfer to an-
22 other available and safe dwelling unit
23 assisted under a covered housing pro-
24 gram if” and inserting the following:
25 “make external and internal transfers

1 to another available and safe dwelling
2 unit assisted under a the same or dif-
3 ferent covered housing program,
4 whether or not the dwelling unit is
5 owned or managed by the covered
6 housing provider if”; and

7 (ii) in subparagraph (B)(ii), by strik-
8 ing “and” at the end;

9 (C) in paragraph (2)—

10 (i) by striking “reasonable” before
11 “confidentiality measures”;

12 (ii) by inserting after “public housing
13 agency” the following: “, participating ju-
14 risdictions, Continuums of Care, grant-
15 ees,”; and

16 (iii) by striking the period at the end
17 and inserting a semicolon; and

18 (D) by adding at the end the following:

19 “(3) make internal and external emergency
20 transfers, in coordination with local Continuums of
21 Care, mandatory for housing providers;

22 “(4) provide that internal and external emer-
23 gency transfers take priority over all other emer-
24 gency transfers except for emergency transfers due

1 to reasonable accommodation requests and other
2 emergency health and safety needs;

3 “(5) provide that internal and external emer-
4 gency transfers take priority over other individuals
5 on waiting lists;

6 “(6) permit covered housing providers, if a
7 transfer unit is not immediately available, to trans-
8 fer, on a temporary basis, tenants to non-covered
9 housing while a permanent internal or external
10 transfer unit is available;

11 “(7) require that tenants moved on a temporary
12 basis to non-covered housing until a permanent in-
13 ternal or external transfer unit is available retains
14 all of the assistance and benefits of their covered
15 housing program; and

16 “(8) incorporates an external emergency trans-
17 fer protocol to other covered housing programs with-
18 in the geographic area of the local Continuum of
19 Care.

20 Tenants who are not in good standing may still request
21 an emergency transfer if they meet the eligibility require-
22 ments in this section.”;

23 (4) by redesignating subsection (g) as sub-
24 section (j); and

1 (5) by inserting after subsection (f) the fol-
2 lowing:

3 “(g) MEMORANDA OF UNDERSTANDING.—The local
4 Continuum of Care shall develop memoranda of under-
5 standing between all covered housing programs within
6 their territorial reach. The local Continuum of Care shall
7 facilitate emergency transfers between covered housing
8 providers within its geographic area and to housing pro-
9 viders within neighboring Continua of Care.

10 “(h) EMERGENCY TRANSFER VOUCHERS.—Provision
11 of emergency transfer vouchers to victims of domestic vio-
12 lence, dating violence, sexual assault, or stalking under
13 subsection (f), shall be considered an eligible use of any
14 funding for tenant protections that is provided under the
15 Tenant-Based Rental Assistance account of any Appro-
16 priations Act providing such tenant funding, and the Sec-
17 retary shall provide a set-aside of at least \$20,000,000
18 to be made available for 3,000 tenant protection vouchers
19 for victims of domestic violence, dating violence, sexual as-
20 sault, or stalking who require an emergency transfer from
21 their current assisted housing. The Secretary, to the max-
22 imum extent practicable, shall authorize public housing
23 authorities to set-aside up to 20 percent of their Housing
24 Choice Voucher funding to provide to domestic violence
25 and sexual assault programs in order to assist victims of

1 domestic violence, dating violence, sexual assault, and
 2 stalking with a requested emergency transfer under sub-
 3 section (e) of Section 42 U.S.C.A. § 14043(e)–11.

4 “(i) FINAL REGULATIONS.—The head of each appro-
 5 priate agency shall issue final regulations to carry out this
 6 section not later than 180 days after the date of the enact-
 7 ment of the Violence Against Women Reauthorization Act
 8 of 2018. Notwithstanding any other provision of law, no
 9 rule or regulation pursuant to this chapter may become
 10 effective unless it has first been published for public com-
 11 ment in the Federal Register for at least 60 days, and
 12 published in final form for at least 30 days.”.

13 **SEC. 602. ADMINISTRATIVE AND JUDICIAL MECHANISMS.**

14 (a) IN GENERAL.—Chapter N of subtitle N of title
 15 IV of the Violence Against Women Act of 1994 (34 U.S.C.
 16 12491 et seq.) is amended by inserting after section 41411
 17 the following:

18 **“SEC. 41412. ADMINISTRATIVE ENFORCEMENT AND EN-**
 19 **FORCEMENT BY SECRETARY, ATTORNEY**
 20 **GENERAL, AND BY PRIVATE PERSONS.**

21 “(a) IN GENERAL.—A person who claims to have
 22 been injured by a violation of the provisions of this chapter
 23 and subsequent amendments, and as subsequently amend-
 24 ed, or who believes that such person will be injured by
 25 a violation that is about to occur, shall be deemed an ‘ag-

1 grieved person’ and the alleged violation shall be deemed
 2 an ‘alleged discriminatory housing practice’ for the pur-
 3 poses of sections 810 through 814 of the Fair Housing
 4 Act. The Secretary of Housing and Urban Development,
 5 the Attorney General, and any aggrieved person shall be
 6 provided the powers, remedies, and procedures set forth
 7 in such sections in enforcing one or more provision of sec-
 8 tion 41411 of this Act.

9 “(b) DEFINITIONS.—For the purposes of this chapter
 10 the definitions set forth in section 802 of the Fair Housing
 11 Act shall apply.

12 “(c) RULE OF CONSTRUCTION.—Nothing in this sec-
 13 tion is intended to limit a person’s right to pursue any
 14 other remedy or civil action concerning a violation of sec-
 15 tion 41411.

16 **“SEC. 41413. DEPARTMENT OF HOUSING AND URBAN DE-**
 17 **VELOPMENT VIOLENCE AGAINST WOMEN DI-**
 18 **RECTOR.**

19 “(a) ESTABLISHMENT.—There is established within
 20 the Department of Housing and Urban Development a Vi-
 21 olence Against Women Director.

22 “(b) DUTIES.—The Violence Against Women Direc-
 23 tor shall—

24 “(1) support enforcement and implementation
 25 of the provisions of this chapter;

1 “(2) coordinate development of Federal regula-
2 tions, policy, protocols, and guidelines on matters re-
3 lating to the implementation of this chapter at each
4 appropriate agency administering a covered housing
5 program:

6 “(3) coordinate and oversee the development
7 and establishment of an administrative complaint
8 process in which any person adversely impacted by
9 a violation of this chapter can file a complaint within
10 the responsible agency;

11 “(4) advise designated officials within the
12 United States Interagency Council on Homelessness,
13 Department of Housing and Urban Development,
14 Department of the Treasury, the Department of Ag-
15 riculture, and the Department of Justice concerning
16 legislation, implementation, and other issues relating
17 to or affecting the housing provisions under this
18 chapter;

19 “(5) provide technical assistance, coordination,
20 and support to each appropriate agency admin-
21 istering a covered housing program subject to this
22 chapter regarding advancing housing protections and
23 access to housing for victims of domestic violence,
24 dating violence, sexual assault, and stalking, includ-
25 ing, but not limited to, compliance with this chapter;

1 “(6) ensure that adequate technical assistance
2 is made available to owners, managers, and public
3 housing agencies that participate in covered housing
4 programs regarding implementation of this chapter,
5 as well as other issues related to advancing housing
6 protections for victims of domestic violence, dating
7 violence, sexual assault, and stalking, including, but
8 not limited to, compliance with this chapter; and

9 “(7) act as a liaison with the judicial branches
10 of Federal, State, and local governments on matters
11 relating to the housing needs of victims of domestic
12 violence, dating violence, sexual assault, and stalk-
13 ing.

14 **“SEC. 41414. DATA COLLECTION AND OVERSIGHT.**

15 “(a) IN GENERAL.—The Assistant Secretary for Fair
16 Housing and Equal Opportunity shall collect and track
17 complaints alleging violations of this chapter, utilizing the
18 current avenues by which the Office of Fair Housing and
19 Equal Opportunity obtains complaints alleging violations
20 of the Fair Housing Act, and other statutes the Secretary
21 has the authority to enforce.

22 “(b) PUBLICATION OF INFORMATION.—On an annual
23 basis, the Assistant Secretary for Fair Housing and Equal
24 Opportunity shall publish and make publicly available in-
25 formation about complaints alleging violations of this

1 chapter and the resolution of such complaints. In making
2 this information available to the public, the Assistant Sec-
3 retary shall include the following:

4 “(1) The total number of complaints, as well as
5 number of complaints by HUD region, and how such
6 complaints have been resolved, if at all.

7 “(2) The types of covered housing programs in-
8 volved.

9 “(3) The domestic violence, dating violence, sex-
10 ual assault, and stalking offenses involved.

11 “(4) Reported incidents of retaliation (including
12 the actual or threatened denial or termination of
13 tenancy) against victims of domestic violence, dating
14 violence, sexual assault, or stalking for their status
15 as victims, or for asserting their rights under this
16 Act.

17 “(5) Categorizations of alleged violations of this
18 chapter, including—

19 “(A) the denial of assistance, tenancy, or
20 occupancy rights to housing assisted under a
21 covered housing program to a tenant or appli-
22 cant on the basis that the applicant or tenant
23 is or has been a victim of domestic violence,
24 dating violence, sexual assault, or stalking;

1 “(B) violation by a covered housing pro-
2 vider of confidentiality provisions;

3 “(C) failure by a covered housing provider
4 to follow the notification requirements as out-
5 lined in this chapter;

6 “(D) refusal to accept documentation as
7 outlined in this chapter; and

8 “(E) failure to comply with emergency
9 transfer requirements.

10 “(c) PUBLICATION OF METHODS OF COLLECTION.—
11 The Assistant Secretary for Fair Housing and Equal Op-
12 portunity shall publicize the collection, tracking, and reso-
13 lution of complaints alleging violations of this chapter, in-
14 cluding the use of the Department of Housing and Urban
15 Development website and telephone lines.

16 **“SEC. 41415. PROHIBITION ON RETALIATION.**

17 “(a) IN GENERAL.—No appropriate agency shall dis-
18 criminate against any person because that person has op-
19 posed any act or practice made unlawful by this part, or
20 because that individual made a charge, testified, assisted,
21 or participated in any manner in an investigation, pro-
22 ceeding, or hearing under this chapter or this part.

23 “(b) COERCION PROHIBITED.—No appropriate agen-
24 cy shall coerce, intimidate, threaten, or interfere with any
25 person in the exercise or enjoyment of, or on account of

1 the person having exercised or enjoyed, or on account of
2 the person having aided or encouraged any other indi-
3 vidual in the exercise or enjoyment of, any rights or pro-
4 tections under this chapter.

5 “(c) SPECIFICALLY INCLUDED CONDUCT.—Illustra-
6 tions of conduct prohibited by this section include the fol-
7 lowing:

8 “(1) Coercing an individual to deny or limit the
9 benefits, services, or advantages to which the person
10 is entitled under this chapter or this part.

11 “(2) Threatening, intimidating, or interfering
12 with any victims of domestic violence, dating vio-
13 lence, sexual assault, and stalking who is protections
14 under this chapter.

15 “(3) Intimidating or threatening any person be-
16 cause that person is assisting or encouraging an in-
17 dividual or group entitled to claim the rights or pro-
18 tections under this chapter or this part to exercise
19 those rights or protections.

20 “(4) Retaliating against any person because
21 that person has participated in any investigation or
22 action to enforce this chapter or this part.

23 “(5) Any other similar behavior or activity as
24 determined by the Secretary.

1 **“SEC. 41416. RIGHT TO REPORT CRIME AND EMERGENCIES**
2 **FROM ONE’S HOME.**

3 “(a) IN GENERAL.—Landlords, homeowners, resi-
4 dents and occupants, guests, and housing applicants shall
5 have the right to seek law enforcement or emergency as-
6 sistance on their own behalf or on behalf of another person
7 in need of assistance, and shall not be penalized based on
8 their requests for assistance or based on criminal activity
9 of which they are a victim under statutes, ordinances, reg-
10 ulations, or policies adopted or enforced by governmental
11 entities that are direct recipients or sub-recipients of the
12 funding specified in subsection (b). Penalties that are pro-
13 hibited include: actual or threatened assessment of pen-
14 alties, fees, or fines; actual or threatened eviction; actual
15 or threatened refusal to rent or renew tenancy; actual or
16 threatened refusal to issue an occupancy permit or land-
17 lord permit; actual or threatened closure of the property.

18 “(b) DEFINITION.—The term ‘covered governmental
19 entities’ means local and State governments receiving
20 funding pursuant to section 106 of the Housing and Com-
21 munity Development Act of 1974 (42 U.S.C. 5306).

22 “(c) REQUIREMENTS FOR COVERED GOVERNMENT
23 ENTITIES.—Consistent with the process provided for in
24 section 104(b) of the Housing and Community Develop-
25 ment Act of 1974 (42 U.S.C. 5304(b)), covered govern-
26 mental entities shall—

1 “(1) report any of their laws or policies that
2 impose penalties on landlords, homeowners, resi-
3 dents, occupants, guests, or housing applicants
4 based on criminal activity occurring at a property;
5 and

6 “(2) certify that they are in compliance with
7 the protections contained herein or describe the
8 steps they will take within 180 days to come into
9 compliance.

10 “(d) USE OF FUNDS FROM EXISTING PROGRAMS.—
11 Covered governmental entities may seek to use funds from
12 grants authorized pursuant to sections 501(a), 1701(b),
13 and 2101(b) of title I of the Omnibus Crime Control and
14 Safe Streets Act of 1968 (34 U.S.C. 10152(a), 10381(b),
15 and 10461(b)), in order to develop and implement alter-
16 native methods for reducing crime in communities instead
17 of laws, programs, or policies that impose penalties based
18 on requests for law enforcement or emergency assistance
19 or impose penalties on victims of crime, including domestic
20 violence, dating violence, sexual assault, and stalking, be-
21 cause criminal activity occurred at a property. Oversight
22 and accountability mechanisms provided for under title
23 VIII of the Civil Rights Act of 1968 (42 U.S.C. 3601 et
24 seq.) shall be available to address violations of this sec-
25 tion.”.

1 (b) TABLE OF CONTENTS.—The table of contents for
 2 such Act is amended by inserting after the item relating
 3 to section 41411 the following:

“Sec. 41412. Administrative enforcement and enforcement by Secretary, Attorney General, and by private persons.

“Sec. 41413. Department of Housing and Urban Development Violence Against Women Director.

“Sec. 41414. Data collection and oversight.

“Sec. 41415. Prohibition on retaliation.

“Sec. 41416. Right to report crime and emergencies from one’s home.”.

4 **SEC. 603. TRANSITIONAL HOUSING ASSISTANCE GRANTS**
 5 **FOR CHILD VICTIMS OF DOMESTIC VIO-**
 6 **LENCE, STALKING, OR SEXUAL ASSAULT.**

7 Section 40299 of the Violence Against Women Act
 8 of 1994 (34 U.S.C. 12351) is amended—

9 (1) in subsection (a), in the matter preceding
 10 paragraph (1)—

11 (A) by striking “the Director of the Violence
 12 Against Women Office” and inserting
 13 “the Director of the Office on Violence Against
 14 Women”; and

15 (B) by inserting after “, other nonprofit,
 16 nongovernmental organizations” the following:
 17 “, population-specific organizations”; and

18 (2) in subsection (g)—

19 (A) in paragraph (1), by striking “2014
 20 through 2018” and inserting “2018 through
 21 2023”; and

1 (B) in paragraph (2), by striking “5 per-
2 cent” and inserting “8 percent”.

3 **SEC. 604. ADDRESSING THE HOUSING NEEDS OF VICTIMS**
4 **OF DOMESTIC VIOLENCE, DATING VIOLENCE,**
5 **SEXUAL ASSAULT, AND STALKING.**

6 (a) **McKINNEY-VENTO HOMELESS ASSISTANCE**
7 **GRANTS.**—Section 423(a) of the McKinney-Vento Home-
8 less Assistance Act (42 U.S.C. 11383(a)) is amended—
9 (1) in paragraph (6), by inserting after “cur-
10 rently residing in permanent housing,” the following:
11 “who are seeking an external emergency transfer
12 pursuant to section 41411 of the Violence Against
13 Women Act of 1994,”; and

14 (2) by adding at the end the following:

15 “(13) Facilitating and coordinating activities to
16 ensure compliance with section 41411(e) of the Vio-
17 lence Against Women Act of 1994, including devel-
18 opment of external emergency transfer memoranda
19 of understanding between covered housing providers,
20 facilitation of external emergency transfers, and
21 monitoring compliance with the confidentiality pro-
22 tections of section 41411(c)(4) of the Violence
23 Against Women Act of 1994.”.

24 (b) **ALLOCATION OF AMOUNTS AND INCENTIVES FOR**
25 **SPECIFIC ELIGIBLE ACTIVITIES.**—Section 428 of the

1 McKinney-Vento Homeless Assistance Act (42 U.S.C.
2 11386b) is amended—

3 (1) in subsection (d), by adding at the end the
4 following:

5 “(4) DEVELOPMENT OF SUPPORTIVE SERVICES
6 AND COORDINATION REGARDING EMERGENCY
7 TRANSFERS.—The Secretary shall provide bonuses
8 or other incentives to geographic areas for devel-
9 oping supportive services under section 423(a)(6)
10 and facilitating and coordinating activities for emer-
11 gency transfers under section 423(a)(13) that have
12 been proven to be effective at reducing homelessness
13 among victims of domestic violence, dating violence,
14 sexual assault, and stalking.”; and

15 (2) by adding at the end the following:

16 “(f) MINIMUM ALLOCATION FOR MONITORING AND
17 FACILITATING COMPLIANCE.—From the amounts made
18 available to carry out this part for a fiscal year, a portion
19 equal to not less than 5 percent of the sums made avail-
20 able to carry out part B and this part shall be made avail-
21 able to monitor and facilitate compliance with section
22 41411 of the Violence Against Women Act of 1994, in-
23 cluding supportive services under section 423(a)(6) and
24 facilitation and coordination activities under section
25 423(a)(13).”.

1 (c) COLLABORATIVE GRANTS TO INCREASE THE
2 LONG-TERM STABILITY OF VICTIMS.—Section 41404(i)
3 of the Violence Against Women Act of 1994 (34 U.S.C.
4 12474(i)) is amended by striking “2014 through 2018”
5 and inserting “2018 through 2023”.

6 (d) GRANTS TO COMBAT VIOLENCE AGAINST
7 WOMEN IN PUBLIC AND ASSISTED HOUSING.—Section
8 41405 of the Violence Against Women Act of 1994 (34
9 U.S.C. 12475) is amended—

10 (1) in subsection (b), by striking “the Director
11 of the Violence Against Women Office” and insert-
12 ing “the Director of the Office on Violence Against
13 Women”;

14 (2) in subsection (c)(2)(D), by inserting after
15 “linguistically and culturally specific service pro-
16 viders,” the following: “population-specific organiza-
17 tions,”; and

18 (3) in subsection (g), by striking “2014 through
19 2018” and inserting the following: “2018 through
20 2023”.

1 **TITLE VII—ECONOMIC SECURITY**
2 **FOR VICTIMS**

3 **SEC. 701. NATIONAL RESOURCE CENTER ON WORKPLACE**
4 **RESPONSES TO ASSIST VICTIMS OF DOMES-**
5 **TIC AND SEXUAL VIOLENCE.**

6 Section 41501 of the Violent Crime Control and Law
7 Enforcement Act of 1994 (34 U.S.C. 12501) is amend-
8 ed—

9 (1) by inserting before the period at the end the
10 following: “, and to victim service providers and
11 community-based organizations to enable such pro-
12 viders to provide resource materials or other assist-
13 ance to employers, labor organizations, or employ-
14 ees”;

15 (2) in subsection (b)(3), by striking “sexual as-
16 sault” and inserting “sexual violence, including sex-
17 ual assault and sexual harassment”;

18 (3) in subsection (e), by striking “\$1,000,000
19 for each of fiscal years 2014 through 2018” and in-
20 serting “\$2,000,000 for each of fiscal years 2019
21 through 2023”; and

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

23 “(g) ADMINISTRATIVE COSTS.—

24 “(1) IN GENERAL.—From the amount appro-
25 priated pursuant to subsection (e) for each fiscal

year, the Attorney General may not use more than 2.5 percent for the administration and monitoring of grants made available under this section.

“(2) EVALUATIONS.—From the amount appropriated pursuant to subsection (e) for each fiscal year, the Director may use not more than 5 percent to award contracts or cooperative agreements to entities with demonstrated expertise in program evaluation, to evaluate programs under this section.”.

SEC. 702. ENTITLEMENT TO UNEMPLOYMENT COMPENSATION FOR VICTIMS OF SEXUAL OR OTHER HARASSMENT, DOMESTIC VIOLENCE, DATING VIOLENCE, SEXUAL ASSAULT, OR STALKING.

(a) UNEMPLOYMENT COMPENSATION.—Section 3304 of the Internal Revenue Code of 1986 (relating to approval of State unemployment compensation laws) is amended—

(1) in subsection (a)—

(A) in paragraph (18), by striking “and” at the end;

(B) by redesignating paragraph (19) as paragraph (21); and

(C) by inserting after paragraph (18) the following new paragraphs:

“(19) compensation shall not be denied where an individual is separated from employment due to

1 circumstances resulting from the individual being a
2 victim of sexual or other harassment, nor shall
3 States impose additional conditions that restrict the
4 individual's eligibility for or receipt of benefits be-
5 yond those required of other individuals who are
6 forced to leave their jobs or are deemed to have good
7 cause for voluntarily separating from a job in the
8 State;

9 “(20) compensation shall not be denied where
10 an individual is separated from employment due to
11 circumstances resulting from the individual being a
12 survivor of domestic violence, dating violence, sexual
13 assault, or stalking, nor shall States impose addi-
14 tional conditions that restrict the individual's eligi-
15 bility for or receipt of benefits beyond those required
16 of other individuals who are forced to leave their
17 jobs or are deemed to have good cause for volun-
18 tarily separating from a job in the State; and”; and

19 (2) by adding at the end the following new sub-
20 section:

21 “(g) CONSTRUCTION.—For purposes of subsection
22 (a)(19) and (a)(20)—

23 “(1) DOCUMENTATION.—In determining eligi-
24 bility for compensation due to circumstances result-
25 ing from an individual being a survivor of sexual or

1 other harassment, domestic violence, dating violence,
2 sexual assault, or stalking—

3 “(A) States shall adopt, or have adopted,
4 by statute, regulation, or policy a list of forms
5 of documentation that may be presented to
6 demonstrate eligibility; and

7 “(B) presentation of any one of such forms
8 of documentation shall be sufficient to dem-
9 onstrate eligibility, except that a State may re-
10 quire the presentation of a form of identifica-
11 tion in addition to the sworn statement of appli-
12 cant described in paragraph(2)(A).

13 “(2) LIST OF FORMS OF DOCUMENTATION.—

14 The list referred to in paragraph (1)(A) shall, at a
15 minimum, include the following forms of documenta-
16 tion:

17 “(A) A sworn statement of the applicant.

18 “(B) A police or court record concerning
19 the applicant.

20 “(C) Documentation from an employee or
21 volunteer working for a survivor services organi-
22 zation, an attorney, a police officer, a medical
23 professional, a social worker, an antiviolen-
24 ce counselor, a member of the clergy, or another
25 professional, affirming that the applicant is a

1 survivor of domestic violence, dating violence,
2 sexual assault, or stalking.

3 “(3) DEFINITIONS.—The term ‘sexual and
4 other harassment’, shall have the meaning given
5 them under state law, regulation or policy. The
6 terms ‘domestic violence’, ‘dating violence’, ‘sexual
7 assault’, ‘stalking’, ‘survivor of domestic violence,
8 dating violence, sexual assault, or stalking’, and
9 ‘survivor services organization’ have the meanings
10 given such terms in section 201 of the Security and
11 Financial Empowerment Act of 2017.”.

12 (b) UNEMPLOYMENT COMPENSATION PERSONNEL
13 TRAINING.—Section 303(a) of the Social Security Act (42
14 U.S.C. 503(a)) is amended—

15 (1) by redesignating paragraphs (4) through
16 (12) as paragraphs (5) through (13), respectively;
17 and

18 (2) by inserting after paragraph (3) the fol-
19 lowing new paragraph:

20 “(4) Such methods of administration as will en-
21 sure that—

22 “(A) applicants for unemployment com-
23 pensation and individuals inquiring about such
24 compensation are adequately notified of the
25 provisions of subsections(a)(19), (a)(20), and

1 (g) of section 3304 of the Internal Revenue
2 Code of 1986 (relating to the availability of un-
3 employment compensation for survivors of sex-
4 ual and other harassment, domestic violence,
5 dating violence, sexual assault, or stalking); and

6 “(B) claims reviewers and hearing per-
7 sonnel are adequately trained in—

8 “(i) the nature and dynamics of sex-
9 ual and other harassment, domestic vio-
10 lence, dating violence, sexual assault, or
11 stalking; and

12 “(ii) methods of ascertaining and
13 keeping confidential information about pos-
14 sible experiences of sexual and other har-
15 assment, domestic violence, dating violence,
16 sexual assault, or stalking to ensure that—

17 “(I) requests for unemployment
18 compensation based on separations
19 stemming from sexual and other har-
20 assment, domestic violence, dating vio-
21 lence, sexual assault, or stalking are
22 reliably screened, identified, and adju-
23 dicated; and

1 “(II) full confidentiality is pro-
2 vided for the individual’s claim and
3 submitted evidence; and”.

4 (c) TANF PERSONNEL TRAINING.—Section 402(a)
5 of the Social Security Act (42 U.S.C. 602(a)) is amended
6 by adding at the end the following new paragraph:

7 “(8) CERTIFICATION THAT THE STATE WILL
8 PROVIDE INFORMATION TO SURVIVORS OF SEXUAL
9 AND OTHER HARASSMENT, DOMESTIC VIOLENCE,
10 DATING VIOLENCE, SEXUAL ASSAULT, OR STALK-
11 ING.—A certification by the chief officer of the State
12 that the State has established and is enforcing
13 standards and procedures to—

14 “(A) ensure that applicants for assistance
15 under the program and individuals inquiring
16 about such assistance are adequately notified
17 of—

18 “(i) the provisions of subsections
19 (a)(19), (a)(20), and (g) of section 3304 of
20 the Internal Revenue Code of 1986 (relat-
21 ing to the availability of unemployment
22 compensation for survivors of sexual and
23 other harassment, domestic violence, dat-
24 ing violence, sexual assault, or stalking);
25 and

1 “(ii) assistance made available by the
2 State to survivors of sexual and other har-
3 assment, domestic violence, dating violence,
4 sexual assault, or stalking;

5 “(B) ensure that case workers and other
6 agency personnel responsible for administering
7 the State program funded under this part are
8 adequately trained in—

9 “(i) the nature and dynamics of sex-
10 ual and other harassment, domestic vio-
11 lence, dating violence, sexual assault, or
12 stalking;

13 “(ii) State standards and procedures
14 relating to the prevention of, and assist-
15 ance for individuals who are survivors of
16 sexual and other harassment, domestic vio-
17 lence, dating violence, sexual assault, or
18 stalking; and

19 “(iii) methods of ascertaining and
20 keeping confidential information about pos-
21 sible experiences of sexual and other har-
22 assment, domestic violence, dating violence,
23 sexual assault, or stalking;

24 “(C) if a State has elected to establish and
25 enforce standards and procedures regarding the

1 screening for, and identification of, domestic vi-
2 olence pursuant to paragraph (7), ensure
3 that—

4 “(i) applicants for assistance under
5 the program and individuals inquiring
6 about such assistance are adequately noti-
7 fied of options available under such stand-
8 ards and procedures; and

9 “(ii) case workers and other agency
10 personnel responsible for administering the
11 State program funded under this part are
12 provided with adequate training regarding
13 such standards and procedures and options
14 available under such standards and proce-
15 dures; and

16 “(D) ensure that the training required
17 under subparagraphs (B) and, if applicable,
18 (C)(ii) is provided through a training program
19 operated by an eligible entity.”.

20 (d) SEXUAL AND OTHER HARASSMENT, DOMESTIC
21 VIOLENCE, DATING VIOLENCE, SEXUAL ASSAULT, OR
22 STALKING TRAINING GRANT PROGRAM.—

23 (1) GRANTS AUTHORIZED.—The Secretary of
24 Labor (in this subsection referred to as the “Sec-
25 retary”) is authorized to award—

(A) a grant to a national survivor services organization in order for such organization to develop and disseminate a model training program (and related materials) for the training required under section 303(a)(4)(B) of the Social Security Act, as added by subsection (b), and under subparagraphs (B) and, if applicable, (C)(ii) of section 402(a)(8) of such Act, as added by subsection (c); and

(B) provide technical assistance with respect to such model training program, including technical assistance to Temporary Assistance for Needy Families and unemployment compensation personnel.

(2) AUTHORIZATION OF APPROPRIATIONS.—

There are authorized to be appropriated—

(A) \$1,000,000 for fiscal year 2019 to carry out the provisions of paragraph (1)(A); and

(B) \$12,000,000 for each of fiscal years 2019 through 2023 to carry out the provisions of paragraph (1)(B).

(e) EFFECT ON EXISTING LAWS, ETC.—

(1) MORE PROTECTIVE LAWS, AGREEMENTS, PROGRAMS, AND PLANS.—Nothing in this title shall

1 be construed to supersede any provision of any Fed-
2 eral, State, or local law, collective bargaining agree-
3 ment, or employment benefits program or plan that
4 provides greater unemployment insurance benefits
5 for survivors of sexual and other harassment, domes-
6 tic violence, dating violence, sexual assault, or stalk-
7 ing than the rights established under this title.

8 (2) LESS PROTECTIVE LAWS, AGREEMENTS,
9 PROGRAMS, AND PLANS.—The rights established for
10 survivors of sexual and other harassment, domestic
11 violence, dating violence, sexual assault, or stalking
12 under this title shall not be diminished by any more
13 restrictive State or local law, collective bargaining
14 agreement, or employment benefits program or plan.

15 (f) EFFECTIVE DATE.—

16 (1) UNEMPLOYMENT AMENDMENTS.—

17 (A) IN GENERAL.—Except as provided in
18 subparagraph (B) and paragraph (2), the
19 amendments made by this section shall apply in
20 the case of compensation paid for weeks begin-
21 ning on or after the expiration of 180 days
22 from the date of enactment of this Act.

23 (B) EXTENSION OF EFFECTIVE DATE FOR
24 STATE LAW AMENDMENT.—

1 (i) IN GENERAL.—If the Secretary of
2 Labor identifies a State as requiring a
3 change to its statutes, regulations, or poli-
4 cies in order to comply with the amend-
5 ments made by this section(excluding the
6 amendment made by subsection(c)), such
7 amendments shall apply in the case of
8 compensation paid for weeks beginning
9 after the earlier of—

10 (I) the date the State changes its
11 statutes, regulations, or policies in
12 order to comply with such amend-
13 ments; or

14 (II) the end of the first session of
15 the State legislature which begins
16 after the date of enactment of this
17 Act which began prior to such date
18 and remained in session for at least
19 25 calendar days after such date, ex-
20 cept that in no case shall such amend-
21 ments apply before the date that is
22 180 days after the date of enactment
23 of this Act.

24 (ii) SESSION DEFINED.—In this sub-
25 paragraph, the term “session” means a

1 regular, special, budget, or other session of
2 a State legislature.

3 (2) TANF AMENDMENT.—

4 (A) IN GENERAL.—Except as provided in
5 subparagraph (B), the amendment made by
6 subsection (c) shall take effect on the date of
7 enactment of this Act.

8 (B) EXTENSION OF EFFECTIVE DATE FOR
9 STATE LAW AMENDMENT.—In the case of a
10 State plan under part A of Title IV of the So-
11 cial Security Act which the Secretary of Health
12 and Human Services determines requires State
13 action (including legislation, regulation, or
14 other administrative action) in order for the
15 plan to meet the additional requirements im-
16 posed by the amendment made by subsection
17 (c), the State plan shall not be regarded as fail-
18 ing to comply with the requirements of such
19 amendment on the basis of its failure to meet
20 these additional requirements before the first
21 day of the first calendar quarter beginning after
22 the close of the first regular session of the
23 State legislature that begins after the date of
24 enactment of this Act. For purposes of the pre-
25 vious sentence, in the case of a State that has

1 a two-year legislative session, each year of the
2 session is considered to be a separate regular
3 session of the State legislature.

4 **SEC. 703. STUDY AND REPORTS ON SURVIVORS' ACCESS TO**
5 **ECONOMIC SECURITY.**

6 (a) STUDY.—The Secretary of Health and Human
7 Services, in consultation with the Secretary of Labor, shall
8 conduct a study on the barriers that survivors of domestic
9 violence, dating violence, sexual assault, or stalking
10 throughout the United States experience in maintaining
11 economic security as a result of issues related to domestic
12 violence, dating violence, sexual assault, or stalking.

13 (b) REPORTS.—Not later than January 1, 2019, and
14 every 5 years thereafter, the Secretary of Health and
15 Human Services, in consultation with the Secretary of
16 Labor, shall submit a report to Congress on the study con-
17 ducted under subsection (a).

18 (c) CONTENTS.—The study and reports under this
19 section shall include—

20 (1) identification of geographic areas in which
21 State laws, regulations, and practices have a strong
22 impact on the ability of survivors of domestic vio-
23 lence, dating violence, sexual assault, or stalking to
24 exercise—

1 (A) any rights under this Act without com-
2 promising personal safety or the safety of oth-
3 ers, including family members and excluding
4 the abuser; and

5 (B) other components of economic security;

6 (2) identification of geographic areas with
7 shortages in resources for such survivors, with an
8 accompanying analysis of the extent and impact of
9 such shortage;

10 (3) analysis of factors related to industries,
11 workplace settings, employer practices, trends, and
12 other elements that impact the ability of such sur-
13 vivors to exercise any rights under this Act without
14 compromising personal safety or the safety of others,
15 including family members;

16 (4) the recommendations of the Secretary of
17 Health and Human Services and the Secretary of
18 Labor with respect to resources, oversight, and en-
19 forcement tools to ensure successful implementation
20 of the provisions of this Act in order to support the
21 economic security and safety of survivors of domestic
22 violence, dating violence, sexual assault, or stalking;
23 and

24 (5) best practices for States, employers, health
25 carriers, insurers, and other private entities in ad-

1 dressing issues related to domestic violence, dating
2 violence, sexual assault, or stalking.

3 **SEC. 704. GAO STUDY.**

4 Not later than 18 months after the date of enactment
5 of this Act, the Comptroller General of the United States
6 shall submit to the Committee on Health, Education,
7 Labor, and Pensions of the Senate a report that examines,
8 with respect to survivors of domestic violence, dating vio-
9 lence, sexual assault, or stalking who are, or were, enrolled
10 at institutions of higher education and borrowed a loan
11 made, insured, or guaranteed under Title IV of the Higher
12 Education Act of 1965 (20 U.S.C. 1070 et seq.) for which
13 the survivors have not repaid the total interest and prin-
14 cipal due, each of the following:

15 (1) The implications of domestic violence, dat-
16 ing violence, sexual assault, or stalking on a bor-
17 rower's ability to repay their Federal student loans.

18 (2) The adequacy of policies and procedures re-
19 garding Federal student loan deferment, forbear-
20 ance, and grace periods when a survivor has to sus-
21 pend or terminate the survivor's enrollment at an in-
22 stitution of higher education due to domestic vio-
23 lence, dating violence, sexual assault, or stalking.

24 (3) The adequacy of institutional policies and
25 practices regarding retention or transfer of credits

1 when a survivor has to suspend or terminate the
2 survivor's enrollment at an institution of higher edu-
3 cation due to domestic violence, dating violence, sex-
4 ual assault, or stalking.

5 (4) The availability or any options for a sur-
6 vivor of domestic violence, dating violence, sexual as-
7 sault, or stalking who attended an institution of
8 higher education that committed unfair, deceptive,
9 or abusive acts or practices, or otherwise substan-
10 tially misrepresented information to students, to be
11 able to seek a defense to repayment of the survivor's
12 Federal student loan.

13 (5) The limitations faced by a survivor of do-
14 mestic violence, dating violence, sexual assault, or
15 stalking to obtain any relief or restitution on the
16 survivor's Federal student loan debt due to the use
17 of forced arbitration, gag orders, or bans on class
18 actions.

19 **SEC. 705. EDUCATION AND INFORMATION PROGRAMS FOR**
20 **SURVIVORS.**

21 (a) PUBLIC EDUCATION CAMPAIGN.—The Secretary
22 of Labor, in conjunction with the Secretary of Health and
23 Human Services and the Attorney General, shall coordi-
24 nate and provide for a national public outreach and edu-
25 cation campaign to raise public awareness of the work-

1 place impact of domestic violence, dating violence, sexual
2 assault, and stalking. This campaign shall pay special at-
3 tention to ensure that survivors are made aware of the
4 existence of the following types of Federal and State work-
5 place laws:

6 (1) Anti-discrimination laws that bar treating
7 survivors differently.

8 (2) Leave laws, that provide for both paid and
9 unpaid leave, that are available for use by survivors.

10 (3) Unemployment insurance laws and policies
11 that address survivor eligibility.

12 (b) STUDY ON WORKPLACE RESPONSES.—The Sec-
13 retary of Labor, in conjunction with the Secretary of
14 Health and Human Services, shall conduct a study on the
15 status of workplace responses to employees who experience
16 domestic violence, dating violence, sexual assault, or stalk-
17 ing while employed, in each State and nationally, to im-
18 prove the access of survivors of domestic violence, dating
19 violence, sexual assault, or stalking to supportive resources
20 and economic security.

21 (c) AUTHORIZATION OF APPROPRIATIONS.—There
22 are authorized to be appropriated to carry out this section,
23 such sums as may be necessary for each of fiscal years
24 2019 through 2023.

1 **SEC. 706. SEVERABILITY.**

2 If any provision of this Act, any amendment made
 3 by this Act, or the application of such provision or amend-
 4 ment to any person or circumstance is held to be unconsti-
 5 tutional, the remainder of the provisions of this Act, the
 6 amendments made by this Act, and the application of such
 7 provisions or amendments to any person or circumstance
 8 shall not be affected.

9 **TITLE VIII—REDUCING HOMI-**
 10 **CIDES AND IMPROVING PUB-**
 11 **LIC SAFETY**

12 **SEC. 801. INTIMATE PARTNER AND MISDEMEANOR CRIME**
 13 **OF DOMESTIC VIOLENCE DEFINED.**

14 Section 921(a) of title 18, United States Code, is
 15 amended—

16 (1) in paragraph (32), by to read as follows:

17 “(32) The term ‘intimate partner’—

18 “(A) means, with respect to a person, the
 19 spouse of the person, a former spouse of the
 20 person, an individual who is a parent of a child
 21 of the person, and an individual who cohabi-
 22 tates or has cohabited with the person; and

23 “(B) includes—

24 “(i) a dating partner or former dating
 25 partner (as defined in section 2266); and

1 “(ii) any other person similarly situ-
 2 ated to a spouse who is protected by the
 3 domestic or family violence laws of the
 4 State or tribal jurisdiction in which the in-
 5 jury occurred or where the victim resides.”;
 6 and

7 (2) in paragraph (33)(A)—

8 (A) in clause (i), by inserting after “Tribal
 9 law” the following: “, or under a published local
 10 ordinance”; and

11 (B) in clause (ii), by inserting “intimate
 12 partner,” after “spouse,” each place it appears.

13 **SEC. 802. PROHIBITING PERSONS CONVICTED OF STALK-**
 14 **ING FROM POSSESSING FIREARMS.**

15 Section 922 of title 18, United States Code, is
 16 amended—

17 (1) in subsection (d)—

18 (A) in paragraph (8), by striking “or” at
 19 the end;

20 (B) in paragraph (9), by striking the pe-
 21 riod at the end and inserting “; or”; and

22 (C) by inserting after paragraph (9) the
 23 following:

24 “(10) who has been convicted in any court of
 25 a misdemeanor crime of stalking.”; and

1 (2) in subsection (g)—

2 (A) in paragraph (8), by striking “or” at
3 the end;

4 (B) in paragraph (9), by striking the
5 comma at the end and inserting “; or”; and

6 (C) by inserting after paragraph (9) the
7 following:

8 “(10) who has been convicted in any court of
9 a misdemeanor crime of stalking,”.

10 **SEC. 803. UNLAWFUL SALE OF FIREARM TO A PERSON SUB-**
11 **JECT TO A PROTECTION ORDER.**

12 Section 922 of title 18, United States Code, is
13 amended—

14 (1) in subsection (d)(8), by striking “that re-
15 strains such person” and all that follows, and insert-
16 ing “described in subsection (g)(8);”; and

17 (2) by amending subsection (g)(8) to read as
18 follows:

19 “(8) who is subject to a court order—

20 “(A) that was issued—

21 “(i) after a hearing of which such per-
22 son received actual notice, and at which
23 such person had an opportunity to partici-
24 pate; or

1 “(ii) after an ex parte hearing, after
2 which such person received actual notice
3 and had opportunity to participate at a
4 subsequent hearing—

5 “(I) within the time required for
6 such an ex parte order pursuant to
7 State, tribal, or territorial law; and

8 “(II) in any event within a rea-
9 sonable time after the order is issued,
10 sufficient to protect the due process
11 rights of the person;

12 “(B) that restrains such person from—

13 “(i) engaging in conduct that would
14 put an intimate partner of such person in
15 reasonable fear of bodily injury to such in-
16 timate partner or a child of such intimate
17 partner, including an order that was issued
18 at the request of an employer on behalf of
19 its employee or at the request of an insti-
20 tution of higher education on behalf of its
21 student;

22 “(ii) intimidating a witness from testi-
23 fying in court; or

24 “(iii) harassing, stalking, or threat-
25 ening an intimate partner of such person

or child of such intimate partner or person,
 or engaging in other conduct that would
 place an intimate partner in reasonable
 fear of bodily injury to the partner or
 child; and

“(C) that—

“(i) includes a finding that such per-
 son represents a credible threat to the
 physical safety of such individual described
 in subparagraph (B); or

“(ii) by its terms explicitly prohibits
 the use, attempted use, or threatened use
 of physical force against such individual
 described in subparagraph (B) that would
 reasonably be expected to cause bodily in-
 jury;”.

**SEC. 804. NOTIFICATION TO LAW ENFORCEMENT AGENCIES
 OF PROHIBITED PURCHASE OR ATTEMPTED
 PURCHASE OF A FIREARM.**

(a) IN GENERAL.—Title I of the NICS Improvement
 Amendments Act of 2007 (34 U.S.C. 40911 et seq.) is
 amended by adding at the end the following:

1 **“SEC. 108. NOTIFICATION TO LAW ENFORCEMENT AGEN-**
2 **CIES OF PROHIBITED PURCHASE OF A FIRE-**
3 **ARM.**

4 “(a) IN GENERAL.—In the case of a background
5 check conducted by the National Instant Criminal Back-
6 ground Check System pursuant to the request of a li-
7 censed importer, licensed manufacturer, or licensed dealer
8 of firearms (as such terms are defined in section 921 of
9 title 18, United States Code), which background check de-
10 termines that the receipt of a firearm by a person would
11 violate subsection (g)(8) or (g)(9) of section 922 of title
12 18, United States Code, or, if receipt would violate sub-
13 section (g)(1) of such section, that receipt would violate
14 subsection (g)(9) if the crime were a misdemeanor, and
15 such determination is made after 3 business days have
16 elapsed since the licensee contacted the System and a fire-
17 arm has been transferred to that person, the System shall
18 notify the law enforcement agencies described in sub-
19 section (b).

20 “(b) LAW ENFORCEMENT AGENCIES DESCRIBED.—
21 The law enforcement agencies described in this subsection
22 are the law enforcement agencies that have jurisdiction
23 over the location from which the licensee contacted the
24 system and the law enforcement agencies that have juris-
25 diction over the location of the residence of the person for
26 which the background check was conducted, as follows:

1 “(1) The field office of the Federal Bureau of
2 Investigation.

3 “(2) The local law enforcement agency.

4 “(3) The State law enforcement agency.

5 “(4) The Tribal law enforcement agency.”.

6 (b) CLERICAL AMENDMENT.—The table of contents
7 in section 1(b) of the NICS Improvement Amendments
8 Act of 2007 (Public Law 110–180; 121 Stat. 2559) is
9 amended by inserting after the item relating to section
10 107 the following:

“108. Notification to law enforcement agencies of prohibited purchase of a fire-
arm.”.

11 **SEC. 805. REPORTING OF BACKGROUND CHECK DENIALS**
12 **TO STATE, LOCAL, AND TRIBAL AUTHORI-**
13 **TIES.**

14 (a) IN GENERAL.—Chapter 44 of title 18, United
15 States Code, is amended by inserting after section 925A
16 the following:

17 **“§ 925B. Reporting of background check denials to**
18 **State, local, and tribal authorities**

19 “(a) IN GENERAL.—If the national instant criminal
20 background check system established under section 103
21 of the Brady Handgun Violence Prevention Act (18 U.S.C.
22 922 note) provides a notice pursuant to section 922(t) of
23 this title that the receipt of a firearm by a person would
24 violate subsection (g)(8) or (g)(9) of section 922 of this

1 title, if receipt would violate subsection (g)(1) of such sec-
2 tion, that receipt would violate subsection (g)(9) if the
3 crime were a misdemeanor, or State law, the Attorney
4 General shall, in accordance with subsection (b) of this
5 section—

6 “(1) report to the law enforcement authorities
7 of the State where the person sought to acquire the
8 firearm and, if different, the law enforcement au-
9 thorities of the State of residence of the person—

10 “(A) that the notice was provided;

11 “(B) of the specific provision of law that
12 would have been violated;

13 “(C) of the date and time the notice was
14 provided;

15 “(D) of the location where the firearm was
16 sought to be acquired; and

17 “(E) of the identity of the person; and

18 “(2) report the incident to local or tribal law
19 enforcement authorities and, where practicable,
20 State, tribal, or local prosecutors, in the jurisdiction
21 where the firearm was sought and in the jurisdiction
22 where the person resides.

23 “(b) REQUIREMENTS FOR REPORT.—A report is
24 made in accordance with this subsection if the report is
25 made within 24 hours after the provision of the notice de-

1 scribed in subsection (a), except that the making of the
 2 report may be delayed for so long as is necessary to avoid
 3 compromising an ongoing investigation.

4 “(c) RULE OF CONSTRUCTION.—Nothing in sub-
 5 section (a) shall be construed to require a report with re-
 6 spect to a person to be made to the same State authorities
 7 that originally issued the notice with respect to the per-
 8 son.”.

9 (b) CLERICAL AMENDMENT.—The table of sections
 10 for such chapter is amended by inserting after the item
 11 relating to section 925A the following:

“925B. Reporting of background check denials to State, local, and tribal au-
 thorities.”.

12 **SEC. 806. SPECIAL ASSISTANT UNITED STATES ATTORNEYS**
 13 **AND CROSS-DEPUTIZED ATTORNEYS.**

14 (a) IN GENERAL.—In order to improve the enforce-
 15 ment of paragraphs (8) and (9) subsection (g) of section
 16 922 of title 18, United States Code, the Attorney General
 17 is authorized to—

18 (1) appoint tribal prosecutors and qualified at-
 19 torneys working for the United States Government
 20 to serve as Special Assistant United States Attor-
 21 neys for the purpose of prosecuting violations of
 22 such paragraphs;

23 (2) deputize State, tribal, territorial, and local
 24 prosecutors and law enforcement officers for the

1 purpose of enhancing the capacity of the agents of
2 the Bureau of Alcohol, Tobacco and Firearms and
3 the United States Attorneys in responding to, inves-
4 tigating and prosecuting violations of such para-
5 graphs;

6 (3) establish, in order to receive and expedite
7 requests for assistance from State, tribal, territorial,
8 and local law enforcement agencies responding to in-
9 timate partner violence in cases in which such agen-
10 cies have probable cause to believe that the offender
11 may be in violation of such paragraphs, points of
12 contact within—

13 (A) each Field Division of the Bureau of
14 Alcohol, Tobacco, and Firearms; and

15 (B) each District Office of the United
16 States Attorneys.

17 (b) IMPROVE INTIMATE PARTNER AND PUBLIC
18 SAFETY.—The Attorney General shall—

19 (1) identify no less than 75 jurisdictions among
20 the various States, territories, and tribes in which
21 there are high rates of firearms violence and threats
22 of firearms violence against intimate partners and
23 other persons protected under paragraphs (8) and
24 (9) subsection (g) of section 922 of title 18, United

1 States Code, and in which local authorities lack the
2 resources to address such violence; and

3 (2) make appointments as described in sub-
4 section (a) in such jurisdictions.

5 (c) AUTHORIZATION OF FUNDS.—There is author-
6 ized to be appropriated such sums as may be necessary
7 to carry out this section.

8 **TITLE IX—SAFETY FOR INDIAN** 9 **WOMEN**

10 **SEC. 901. FINDINGS AND PURPOSES.**

11 (a) FINDINGS.—Congress finds the following:

12 (1) On some reservations, Indian women are
13 murdered at more than 10 times the national aver-
14 age.

15 (2) American Indians and Alaska Natives are
16 2.5 times as likely to experience violent crimes—and
17 at least 2 times more likely to experience rape or
18 sexual assault crimes—compared to all other races.

19 (3) More than 4 in 5 American Indian and
20 Alaska Native women, or 84.3 percent, have experi-
21 enced violence in their lifetime.

22 (4) According to the Centers for Disease Con-
23 trol and Prevention, homicide is the third leading
24 cause of death among American Indian and Alaska
25 Native women between 10 and 24 years of age and

1 the fifth leading cause of death for American Indian
2 and Alaska Native women between 25 and 34 years
3 of age.

4 (5) According to a 2010 Government Account-
5 ability Office report, United States Attorneys de-
6 clined to prosecute nearly 52 percent of violent
7 crimes that occur in Indian country.

8 (6) Investigation into cases of missing and mur-
9 dered Indian women is made difficult for tribal law
10 enforcement agencies due to a lack of resources,
11 such as—

12 (A) necessary training, equipment, or
13 funding;

14 (B) a lack of interagency cooperation; and

15 (C) a lack of appropriate laws in place.

16 (7) The complicated jurisdictional scheme that
17 exists in Indian country—

18 (A) has a significant negative impact on
19 the ability to provide public safety to Indian
20 communities;

21 (B) has been increasingly exploited by
22 criminals; and

23 (C) requires a high degree of commitment
24 and cooperation among tribal, Federal, and
25 State law enforcement officials.

1 (b) PURPOSES.—The purposes of this title are—

2 (1) to clarify the responsibilities of Federal,
3 State, tribal, and local governments with respect to
4 responding to cases of missing and murdered Indi-
5 ans;

6 (2) to increase coordination and communication
7 among Federal, State, tribal, and local law enforce-
8 ment agencies;

9 (3) to empower tribal governments with the re-
10 sources and information necessary to effectively re-
11 spond to cases of missing and murdered Indians;
12 and

13 (4) to increase the collection of data related to
14 missing and murdered Indian women and the shar-
15 ing of information among Federal, State, and tribal
16 officials responsible for responding to and inves-
17 tigating cases of missing and murdered Indians.

18 **SEC. 902. DEFINITIONS.**

19 In this title:

20 (1) FEDERAL DATABASES.—The term “Federal
21 databases” means—

22 (A) the National Crime Information Center
23 database;

24 (B) the Combined DNA Index System;

1 (C) the Integrated Automated Fingerprint
2 Identification System;

3 (D) the Violent Criminal Apprehension
4 Program;

5 (E) the National Missing and Unidentified
6 Persons System; and

7 (F) other Federal databases relevant to re-
8 sponding to cases of missing and murdered In-
9 dians.

10 (2) INDIAN.—The term “Indian” means a
11 member of an Indian Tribe.

12 (3) INDIAN COUNTRY.—The term “Indian coun-
13 try” has the meaning given the term in section 1151
14 of title 18, United States Code.

15 (4) INDIAN TRIBE.—The term “Indian Tribe”
16 has the meaning given the term in section 4 of the
17 Indian Self-Determination and Education Assistance
18 Act (25 U.S.C. 5304).

19 (5) LAW ENFORCEMENT AGENCY.—The term
20 “law enforcement agency” means a Tribal, Federal,
21 State, or local law enforcement agency.

22 **SEC. 903. IMPROVING TRIBAL ACCESS TO FEDERAL CRIME**
23 **INFORMATION DATABASES.**

24 (a) TRIBAL ENROLLMENT INFORMATION.—Not later
25 than 30 days after the date of enactment of this title, the

1 Attorney General shall update the online data entry for-
2 mat for Federal databases to include a new data field for
3 users to input the victim’s Tribal enrollment information
4 or affiliation, as appropriate.

5 (b) CONSULTATION.—

6 (1) INITIAL CONSULTATION.—Not later than
7 120 days after the date of enactment of this title,
8 the Attorney General, in cooperation with the Sec-
9 retary of the Interior, shall complete a formal con-
10 sultation with Indian Tribes on how to further im-
11 prove tribal data relevance and access to Federal
12 databases, which shall also inform the development
13 of law enforcement and justice protocols under sec-
14 tion 904(a).

15 (2) ANNUAL CONSULTATION.—Section 903(b)
16 of the Violence Against Women and Department of
17 Justice Reauthorization Act of 2005 (34 U.S.C.
18 20126) is amended—

19 (A) by striking paragraph (2) and insert-
20 ing the following:

21 “(2) enhancing the safety of Indian women
22 from domestic violence, dating violence, sexual as-
23 sault, homicide, stalking, and sex trafficking;”;

24 (B) in paragraph (3), by striking the pe-
25 riod at the end and inserting “; and”; and

1 (C) by adding at the end the following:

2 “(4) improving access to local, regional, State,
3 and Federal crime information databases and criminal
4 justice information systems.”.

5 (c) REPORT.—Not later than 1 year after the date
6 of enactment of this Act, the Attorney General shall prepare and submit a report to the Committee on Indian Affairs and the Committee on the Judiciary of the Senate
7 and the Committee on Natural Resources and the Committee on the Judiciary of the House of Representatives
8 that includes—
9
10
11

12 (1) the results of the formal consultation described in subsection (b)(1);
13

14 (2) a description of the outstanding barriers Indian Tribes face in acquiring full access to Federal
15 databases and related national crime information
16 systems; and
17

18 (3) the plan of action of the Department of
19 Justice to—

20 (A) implement suggestions received from
21 Indian Tribes through the consultation process;
22 and

23 (B) resolve the outstanding barriers described under paragraph (2).
24

1 **SEC. 904. STANDARDIZED PROTOCOLS FOR RESPONDING**
2 **TO CASES OF MISSING AND MURDERED INDI-**
3 **ANS.**

4 (a) STANDARDIZED PROTOCOLS FOR MISSING AND
5 MURDERED INDIANS.—

6 (1) IN GENERAL.—Not later than 90 days after
7 the consultation process described in section
8 903(b)(1), the Attorney General, in cooperation with
9 the Secretary of the Interior and in consultation
10 with Indian Tribes, shall—

11 (A) review existing (as of the date of the
12 review) law enforcement and justice protocols
13 appropriate to missing and murdered Indians;
14 and

15 (B) recommend such existing protocols, re-
16 vise such existing protocols, or develop new pro-
17 tocols, as necessary, to establish protocols to
18 serve as guidelines for law enforcement agencies
19 with respect to missing and murdered Indians.

20 (2) PUBLIC AVAILABILITY.—The Attorney Gen-
21 eral shall make the protocols under paragraph (1)
22 publicly available and shall distribute them to law
23 enforcement agencies.

24 (b) REQUIREMENTS.—The standardized protocols
25 under subsection (a) shall include the following:

1 (1) Guidance on inter-jurisdictional cooperation
2 among law enforcement agencies at the Tribal, Fed-
3 eral, State, and local levels.

4 (2) Standards on the collection, reporting, and
5 analysis of data and information on missing persons
6 and unidentified human remains appropriate to Indi-
7 ans, including standards on entering information to
8 Federal databases on missing persons within a cer-
9 tain timeframe after receiving the missing persons
10 report.

11 (3) Guidance on improving law enforcement re-
12 sponse rates and follow-up to cases of missing and
13 murdered Indians.

14 (4) Methods to ensure access to victim services
15 for Indian victims and their families.

16 (c) DIRECTIONS TO UNITED STATES ATTORNEYS.—

17 (1) DIRECTIONS.—Not later than 240 days
18 after the date of enactment of this title, the Attor-
19 ney General shall direct United States attorneys
20 with jurisdiction to prosecute crimes in Indian coun-
21 try under sections 1152 and 1153 of title 18, United
22 States Code, to develop written standard protocols to
23 investigate cases of missing and murdered Indians
24 that—

1 (A) are guided by the standardized proto-
2 cols under subsection (a);

3 (B) are developed in consultation with In-
4 dian Tribes and other Federal partners, includ-
5 ing—

6 (i) the Federal Bureau of Investiga-
7 tion;

8 (ii) the Department of the Interior;

9 (iii) the Bureau of Indian Affairs; and

10 (iv) the Indian Health Service;

11 (C) detail specific responsibilities of each
12 Federal partner; and

13 (D) shall be implemented not later than 60
14 days after the direction is issued.

15 (2) ADDITIONAL DIRECTIONS.—Not later than
16 240 days after the date of enactment of this title,
17 the Attorney General shall direct United States at-
18 torneys with jurisdiction to prosecute crimes in In-
19 dian Country from an authority other than section
20 1152 or 1153 of title 18, United States Code, to dis-
21 cuss the Federal response to cases of missing and
22 murdered Indians with their Tribal partners and
23 Federal partners as appropriate during annual con-
24 sultations.

1 (d) TRAINING AND TECHNICAL ASSISTANCE.—The
2 Attorney General shall provide Indian Tribes and law en-
3 forcement agencies with training and technical assistance
4 relating to the development and implementation of the law
5 enforcement and justice protocols of the Indian Tribes and
6 agencies, respectively, in accordance with the standardized
7 protocols under subsection (a).

8 (e) COMPLIANCE.—Not later than 18 months after
9 the date of enactment of this title, Federal law enforce-
10 ment agencies with jurisdiction to investigate and pros-
11 ecute crimes relating to missing and murdered Indians
12 shall modify the law enforcement and justice protocols of
13 the agency to satisfactorily comply with the standardized
14 protocols under subsection (a).

15 **SEC. 905. ANNUAL REPORTING REQUIREMENTS.**

16 Beginning in the first fiscal year after the date of
17 enactment of this title, and annually thereafter, the Attor-
18 ney General and the Secretary of the Interior shall jointly
19 prepare and submit a report, to the Committee on Indian
20 Affairs and the Committee on the Judiciary of the Senate
21 and the Committee on Natural Resources and the Com-
22 mittee on the Judiciary of the House of Representatives,
23 that—

24 (1) includes known statistics on missing and
25 murdered Indian women in the United States;

1 (2) provides recommendations regarding how to
 2 improve data collection on missing and murdered In-
 3 dian women; and

4 (3) includes information relevant to the imple-
 5 mentation of the standardized protocols developed
 6 under section 904(a).

7 **SEC. 906. TRIBAL JURISDICTION OVER CRIMES OF DOMES-**
 8 **TIC VIOLENCE, SEXUAL VIOLENCE, SEX TRAF-**
 9 **FICKING, STALKING, CHILD VIOLENCE, AND**
 10 **VIOLENCE AGAINST LAW ENFORCEMENT OF-**
 11 **FICERS.**

12 Section 204 of Public Law 90–284 (25 U.S.C. 1304)
 13 (commonly known as the “Indian Civil Rights Act of
 14 1968”) is amended—

15 (1) by striking “special tribal domestic violence
 16 criminal jurisdiction” each place such term appears
 17 and inserting “special tribal criminal jurisdiction”;

18 (2) in subsection (a)—

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

20 “(16) STALKING.—The term ‘stalking’ means
 21 engaging in a course of conduct directed at a spe-
 22 cific person that would cause a reasonable person—

23 “(A) to fear for his or her safety or the
 24 safety of others; or

1 “(B) to suffer substantial emotional dis-
2 tress.”;

3 (B) by redesignating paragraphs (6) and
4 (7) as paragraphs (14) and (15);

5 (C) by inserting before paragraph (14) (as
6 redesignated) the following:

7 “(11) RELATED CONDUCT.—The term ‘related
8 conduct’ means a violation of the criminal law of an
9 Indian tribe that is committed—

10 “(A) against a covered individual;

11 “(B) by a person—

12 “(i) who is subject to special tribal
13 criminal jurisdiction; and

14 “(ii) has committed criminal conduct
15 that falls into one or more of the cat-
16 egories described in paragraphs (1) and
17 (2) of subsection (c); and

18 “(C) in the course of resisting or inter-
19 fering with the prevention, detection, investiga-
20 tion, arrest, pretrial detention, prosecution, ad-
21 judication, or sentencing, including the proba-
22 tion, parole, incarceration, or rehabilitation, of
23 that person relating to that criminal conduct.

24 “(12) SEX TRAFFICKING.—

1 “(A) IN GENERAL.—The term ‘sex traf-
2 ficking’ means conduct—

3 “(i) consisting of—

4 “(I) recruiting, enticing, har-
5 boring, transporting, providing, ob-
6 taining, advertising, maintaining, pa-
7 tronizing, or soliciting by any means a
8 person; or

9 “(II) benefiting, financially or by
10 receiving anything of value, from par-
11 ticipation in a venture that has en-
12 gaged in an act described in subclause
13 (I); and

14 “(ii) carried out with the knowledge,
15 or, except where the act constituting the
16 violation of clause (i) is advertising, in
17 reckless disregard of the fact, that—

18 “(I) means of force, threats of
19 force, fraud, coercion, or any combina-
20 tion of such means will be used to
21 cause the person to engage in a com-
22 mercial sex act; or

23 “(II) the person has not attained
24 the age of 18 years and will be caused
25 to engage in a commercial sex act.

1 “(B) DEFINITIONS.—In this paragraph,
2 the terms ‘coercion’ and ‘commercial sex act’
3 have the meanings given the terms in section
4 1591(e) of title 18, United States Code.

5 “(13) SEXUAL VIOLENCE.—The term ‘sexual vi-
6 olence’ means any nonconsensual sexual act or con-
7 tact proscribed by Federal, tribal, or State law, in-
8 cluding in any case in which the victim lacks the ca-
9 pacity to consent to the act.”;

10 (D) by redesignating paragraphs (1)
11 through (5) as paragraphs (6) through (10);

12 (E) in paragraph (6) (as redesignated), by
13 striking “violence” and inserting “covered con-
14 duct”;

15 (F) in paragraph (7) (as redesignated), by
16 striking “violence” each place such term ap-
17 pears and inserting “covered conduct”; and

18 (G) by inserting before paragraph (6) (as
19 redesignated), the following:

20 “(1) CAREGIVER.—The term ‘caregiver’
21 means—

22 “(A) the parent, guardian, or legal custo-
23 dian of the child;

1 “(B) the spouse or intimate partner of a
2 parent, guardian, or legal custodian of the
3 child;

4 “(C) any relative of the child, including a
5 parent, grandparent, great-grandparent, step-
6 parent, brother, sister, stepbrother, stepsister,
7 half-brother, or half-sister;

8 “(D) a person who resides or has resided
9 regularly or intermittently in the same dwelling
10 as the child;

11 “(E) a person who provides or has pro-
12 vided care for the child in or out of the home
13 of the child;

14 “(F) any person who exercises or has exer-
15 cised temporary or permanent control over the
16 child; or

17 “(G) any person who temporarily or per-
18 manently supervises or has supervised the child.

19 “(2) CHILD.—The term ‘child’ means a person
20 who has not attained the lesser of—

21 “(A) the age of 18; or

22 “(B) except in the case of sexual abuse,
23 the age specified by the child protection law of
24 the participating tribe that has jurisdiction over
25 the Indian country where the child resides.

1 “(3) CHILD VIOLENCE.—The term ‘child vio-
2 lence’ means covered conduct committed against a
3 child by a caregiver of the child.

4 “(4) COVERED CONDUCT.—The term ‘covered
5 conduct’ means conduct that—

6 “(A) involves the use, attempted use, or
7 threatened use of force against the person or
8 property of another; and

9 “(B) violates the criminal law of the In-
10 dian tribe that has jurisdiction over the Indian
11 country where the conduct occurs.

12 “(5) COVERED INDIVIDUAL.—The term ‘cov-
13 ered individual’ means an officer or employee of an
14 Indian tribe, or an individual authorized to act for
15 or on behalf of an Indian tribe or serving an Indian
16 tribe—

17 “(A) who is—

18 “(i) authorized under law to engage in
19 or supervise the prevention, detection, in-
20 vestigation, arrest, pretrial detention, pros-
21 ecution, or adjudication of an offense or
22 the sentencing, including the probation,
23 parole, incarceration, or rehabilitation, of
24 an individual; or

1 “(ii) serves as a probation or pretrial
2 services officer; and

3 “(B) who is carrying out an activity de-
4 scribed in paragraph (11)(C).”;

5 (3) in subsection (b)(4), by striking subpara-
6 graph (B);

7 (4) in subsection (c)—

8 (A) in the matter preceding paragraph (1),
9 by striking “domestic violence” and inserting
10 “tribal”;

11 (B) in paragraph (1)—

12 (i) in the paragraph heading, by strik-
13 ing “AND DATING VIOLENCE” and insert-
14 ing “, DATING VIOLENCE, SEXUAL VIO-
15 LENCE, STALKING, TRAFFICKING, AND
16 CHILD VIOLENCE”; and

17 (ii) by striking “or dating violence”
18 and inserting “, dating violence, sexual vio-
19 lence, stalking, trafficking, or child vio-
20 lence”; and

21 (C) by adding at the end the following:

22 “(3) RELATED CONDUCT.—An act of related
23 conduct that occurs in the Indian country of the
24 participating tribe.”;

1 (5) in subsection (d), by striking “domestic vio-
2 lence” each place it appears and inserting “tribal”;
3 (6) in subsection (f)—

4 (A) by striking “special domestic violence”
5 each place it appears and inserting “special
6 tribal”;

7 (B) in paragraph (2), by striking “pros-
8 ecutes” and all that follows through the semi-
9 colon at the end and inserting the following:
10 “prosecutes—

11 “(A) a crime of domestic violence;

12 “(B) a crime of dating violence;

13 “(C) a criminal violation of a protection
14 order;

15 “(D) a crime of sexual violence;

16 “(E) a crime of stalking;

17 “(F) a crime of trafficking; or

18 “(G) a crime of related conduct;”; and

19 (C) in paragraph (4), by inserting “child
20 violence, sexual violence, stalking, trafficking,
21 related conduct” after “dating violence”; and

22 (7) in subsection (h), by striking “fiscal years
23 2014 through 2018” and inserting “fiscal years
24 2019 through 2023”.

1 **SEC. 907. AUTHORIZING FUNDING FOR THE TRIBAL ACCESS**
2 **PROGRAM.**

3 Section 534 of title 28, united States Code, is amend-
4 ed by adding at the end the following:

5 “(g) AUTHORIZATION OF APPROPRIATIONS.—There
6 is authorized to be appropriated \$3,000,000 for each of
7 fiscal years 2019 to 2023, to remain available until ex-
8 pended, for the purposes of enhancing the ability of tribal
9 government entities to access, enter information into, and
10 obtain information from, Federal criminal information
11 databases, as authorized by this section.”.

12 **SEC. 908. CRIMINAL TRESPASS ON INDIAN LAND.**

13 (a) IN GENERAL.—Section 1165 of title 18, United
14 States Code, is amended to read as follows:

15 **“§ 1165. Criminal trespass on Indian land**

16 “(a) HUNTING, TRAPPING OR FISHING ON INDIAN
17 LAND.—Whoever, without lawful authority or permission,
18 willfully and knowingly goes upon any land that belongs
19 to any Indian or Indian tribe, band, or group and either
20 are held by the United States in trust or are subject to
21 a restriction against alienation imposed by the United
22 States, or upon any lands of the United States that are
23 reserved for Indian use (referred to in this section as ‘trib-
24 al land’), for the purpose of hunting, trapping, or fishing
25 thereon, or for the removal of game, peltries, or fish there-
26 from, shall be fined under this title or imprisoned not

1 more than ninety days, or both, and all game, fish, and
2 peltries in his possession shall be forfeited.

3 “(b) VIOLATION OF TRIBAL EXCLUSION ORDER.—

4 “(1) DEFINITION OF EXCLUSION ORDER.—In
5 this subsection, the term ‘exclusion order’ means an
6 order issued in a proceeding by a court of an Indian
7 tribe that temporarily or permanently excludes a
8 person from tribal land because of a conviction
9 under the criminal laws of the tribal government—

10 “(A) for a violent crime (as defined under
11 applicable tribal law); or

12 “(B) for the sale or distribution of con-
13 trolled substances.

14 “(2) VIOLATION DESCRIBED.—It shall be un-
15 lawful for any person to knowingly violate the terms
16 of an exclusion order that was issued by a court of
17 an Indian tribe in accordance with paragraph (4).

18 “(3) PENALTY.—Any person who violates para-
19 graph (2) shall be fined up to \$5,000 or imprisoned
20 for up to 1 year, or both.

21 “(4) REQUIREMENTS.—The violation described
22 in paragraph (2) applies only to an exclusion
23 order—

24 “(A) for which—

1 “(i) the respondent was served with,
2 or had actual notice of, the underlying
3 complaint; and

4 “(ii) the underlying complaint in-
5 cluded—

6 “(I) a plain statement of facts
7 that, if true, would provide the basis
8 for the issuance of an exclusion order
9 against the respondent;

10 “(II) the date, time, and place
11 for a hearing on the complaint; and

12 “(III) a statement informing the
13 respondent that if the respondent fails
14 to appear at the hearing on the com-
15 plaint, an order may issue, the viola-
16 tion of which may result in—

17 “(aa) criminal prosecution
18 under Federal law; and

19 “(bb) the imposition of a
20 fine or imprisonment, or both;

21 “(B) for which a hearing on the underlying
22 complaint sufficient to protect the right of the
23 respondent to due process was held on the
24 record, at which the respondent was provided
25 an opportunity to be heard and present testi-

1 many of witnesses and other evidence as to why
 2 the order should not issue;

3 “(C) that—

4 “(i) temporarily or permanently ex-
 5 cludes the respondent from tribal land
 6 under the jurisdiction of the applicable In-
 7 dian tribe; and

8 “(ii) includes a statement that a viola-
 9 tion of the order may result in—

10 “(I) criminal prosecution under
 11 Federal law; and

12 “(II) the imposition of a fine or
 13 imprisonment, or both; and

14 “(D) with which the respondent was served
 15 or of which the respondent had actual notice.”.

16 (b) CLERICAL AMENDMENT.—The table of sections
 17 for chapter 53 of such title is amended by striking the
 18 item relating to section 1165 and inserting the following:
 “1165. Criminal trespass on Indian land.”.

19 **TITLE X—OFFICE ON VIOLENCE** 20 **AGAINST WOMEN**

21 **SEC. 1001. OFFICE ON VIOLENCE AGAINST WOMEN.**

22 (a) ESTABLISHMENT OF OFFICE ON VIOLENCE
 23 AGAINST WOMEN.—Section 2002 of title I of the Omnibus
 24 Crime Control and Safe Streets Act of 1968 (34 U.S.C.
 25 10442) is amended—

1 (1) in the heading, by striking “**VIOLENCE**
2 **AGAINST WOMEN OFFICE**” and inserting “**OF-**
3 **FICE ON VIOLENCE AGAINST WOMEN**”;

4 (2) in subsection (a), by striking “a Violence
5 Against Women Office” and inserting “an Office on
6 Violence Against Women”;

7 (3) in subsection (b), by inserting after “a sepa-
8 rate and distinct office within the Department of
9 Justice,” the following: “not subsumed by any other
10 grant-making office,”; and

11 (4) in subsection (c), by striking “and the Vio-
12 lence Against Women Act of 2000 (Division B of
13 Public Law 106–386)” and inserting “the Violence
14 Against Women Act of 2000 (Division B of Public
15 Law 106–386), the Violence Against Women and
16 Department of Justice Reauthorization Act of 2005
17 (title IX of Public Law 109–162; 119 Stat. 3080),
18 and the Violence Against Women Reauthorization
19 Act of 2013 (Public Law 113–4; 127 Stat. 54)”.

20 (b) DIRECTOR OF THE OFFICE ON VIOLENCE
21 AGAINST WOMEN.—Section 2003 of the Omnibus Crime
22 Control and Safe Streets Act of 1968 (34 U.S.C. 10443)
23 is amended—

1 (1) in the heading, by striking “**VIOLENCE**
2 **AGAINST WOMEN OFFICE**” and inserting “**OF-**
3 **FICE ON VIOLENCE AGAINST WOMEN**”;

4 (2) in subsection (a), by striking “Violence
5 Against Women Office” and inserting “Office on Vi-
6 olence Against Women”; and

7 (3) in subsection (b)(2), by striking “or the Vi-
8 olence Against Women Act of 2000 (division B of
9 Public Law 106–386)” and inserting “the Violence
10 Against Women Act of 2000 (division B of Public
11 Law 106–386), the Violence Against Women and
12 Department of Justice Reauthorization Act of 2005
13 (title IX of Public Law 109–162; 119 Stat. 3080),
14 or the Violence Against Women Reauthorization Act
15 of 2013 (Public Law 113–4; 127 Stat. 54)”.

16 (c) DUTIES AND FUNCTIONS OF DIRECTOR OF THE
17 OFFICE ON VIOLENCE AGAINST WOMEN.—Section 2004
18 of the Omnibus Crime Control and Safe Streets Act of
19 1968 (34 U.S.C. 10444) is amended—

20 (1) in the heading, by striking “**VIOLENCE**
21 **AGAINST WOMEN OFFICE**” and inserting “**OF-**
22 **FICE ON VIOLENCE AGAINST WOMEN**”;

23 (2) in paragraph (5), by striking “and the Vio-
24 lence Against Women Act of 2000 (division B of
25 Public Law 106–386)” and inserting “the Violence

1 Against Women Act of 2000 (division B of Public
2 Law 106–386), the Violence Against Women and
3 Department of Justice Reauthorization Act of 2005
4 (title IX of Public Law 109–162; 119 Stat. 3080),
5 or the Violence Against Women Reauthorization Act
6 of 2013 (Public Law 113–4; 127 Stat. 54)”; and

7 (3) in paragraph (6)(B), by inserting after
8 “provide technical assistance,” the following: “syn-
9 chronize Federal definitions and protocols,”.

10 (d) STAFF OF OFFICE ON VIOLENCE AGAINST
11 WOMEN.—Section 2005 of the Omnibus Crime Control
12 and Safe Streets Act of 1968 (34 U.S.C. 10445) is amend-
13 ed in the heading, by striking “**VIOLENCE AGAINST**
14 **WOMEN OFFICE**” and inserting “**OFFICE ON VIO-**
15 **LENCE AGAINST WOMEN**”.

16 (e) CLERICAL AMENDMENT.—Section 121(a)(1) of
17 the Violence Against Women and Department of Justice
18 Reauthorization Act of 2005 (34 U.S.C. 20124(a)(1)) is
19 amended by striking “the Violence Against Women Of-
20 fice” and inserting “the Office on Violence Against
21 Women”.

1 **TITLE XI—INCARCERATED**
2 **WOMEN**

3 **SEC. 1101. TREATMENT OF PREGNANT WOMEN AND OTHER**
4 **INDIVIDUALS IN CORRECTIONS.**

5 (a) SHORT TITLE.—This section may be cited as the
6 “Ramona Brant Improvement of Conditions For Women
7 in Federal Custody Act”.

8 (b) IMPROVING THE TREATMENT OF PRIMARY CARE-
9 TAKER PARENTS AND OTHER INDIVIDUALS IN FEDERAL
10 PRISONS.—Chapter 303 of title 18, United States Code,
11 is amended by adding at the end the following:

12 **“§ 4050. Treatment of primary caretaker parents and**
13 **other individuals**

14 “(a) DEFINITIONS.—In this section—

15 “(1) the term ‘correctional officer’ means a cor-
16 rectional officer of the Bureau of Prisons;

17 “(2) the term ‘covered institution’ means a
18 Federal penal or correctional institution;

19 “(3) the term ‘Director’ means the Director of
20 the Bureau of Prisons;

21 “(4) the term ‘post-partum recovery’ means the
22 first 8-week period after giving birth;

23 “(5) the term ‘primary caretaker parent’ has
24 the meaning given the term in section 31903 of the

1 Family Unity Demonstration Project Act (34 U.S.C.
2 12242);

3 “(6) the term ‘prisoner’ means an individual
4 who is incarcerated in a Federal penal or correc-
5 tional institution, including a vulnerable person; and

6 “(7) the term ‘vulnerable person’ mean an indi-
7 vidual who—

8 “(A) is under 21 years of age or over 60
9 years of age;

10 “(B) is pregnant;

11 “(C) identifies as lesbian, gay, bisexual,
12 transgender, or intersex;

13 “(D) is the victim of or witness to a crime;

14 “(E) has filed a nonfrivolous civil rights
15 claim in Federal or State court;

16 “(F) has a serious mental or physical ill-
17 ness or disability;

18 “(G) during the period of incarceration,
19 has been determined to have experienced or to
20 be experiencing severe trauma or to be the vic-
21 tim of gender-based violence—

22 “(i) by any court or administrative ju-
23 dicial proceeding;

24 “(ii) by any corrections official;

1 “(iii) on the basis of information pro-
2 vided by the person’s attorney or legal
3 service provider; or

4 “(iv) on the basis of self-reporting.

5 “(b) GEOGRAPHIC PLACEMENT.—

6 “(1) ESTABLISHMENT OF OFFICE.—The Direc-
7 tor shall establish within the Bureau of Prisons an
8 office that determines the placement of prisoners.

9 “(2) PLACEMENT OF PRISONERS.—In deter-
10 mining the placement of a prisoner, the office estab-
11 lished under paragraph (1) shall—

12 “(A) if the prisoner has children, place the
13 prisoner as close to the children as possible;

14 “(B) in deciding whether to assign a
15 transgender or intersex prisoner to a facility for
16 male or female prisoners, and in making other
17 housing and programming assignments, con-
18 sider on a case-by-case basis whether a place-
19 ment would ensure the prisoner’s health and
20 safety, including serious consideration of the
21 prisoner’s own views with respect to their safe-
22 ty, and whether the placement would present
23 management or security problems: and

24 “(C) consider any other factor that the of-
25 fice determines to be appropriate.

1 “(c) PLACEMENT IN SEGREGATED HOUSING UNITS;
2 PROHIBITION ON SHACKLING.—

3 “(1) PLACEMENT IN SEGREGATED HOUSING
4 UNITS.—

5 “(A) IN GENERAL.—A covered institution
6 may not place a prisoner who is pregnant or in
7 post-partum recovery in a segregated housing
8 unit unless the prisoner presents an immediate
9 risk of harm to the prisoner or others.

10 “(B) RESTRICTIONS.—Any placement of a
11 prisoner described in subparagraph (A) in a
12 segregated housing unit shall be limited and
13 temporary.

14 “(2) PROHIBITION ON SHACKLING.—A covered
15 institution may not use an instrument of restraint,
16 including handcuffs, chains, irons, or a straitjacket,
17 on a prisoner who is pregnant.

18 “(d) PARENTING CLASSES.—The Director shall pro-
19 vide parenting classes to each prisoner who is a primary
20 caretaker parent.

21 “(e) TRAUMA SCREENING.—The Director shall pro-
22 vide training to each correctional officer and each em-
23 ployee of the Bureau of Prisons who regularly interacts
24 with prisoners, including each instructor and health care

1 professional, to enable those correctional officers and em-
2 ployees to—

3 “(1) identify a prisoner who has a mental or
4 physical health need relating to trauma the prisoner
5 has experienced; and

6 “(2) refer a prisoner described in paragraph (1)
7 to the proper healthcare professional for treatment.

8 “(f) INMATE HEALTH.—

9 “(1) HEALTH CARE ACCESS.—The Director
10 shall ensure that all prisoners receive adequate
11 health care.

12 “(2) HYGIENIC PRODUCTS.—The Director shall
13 make essential hygienic products, including tampons,
14 sanitary napkins, shampoo, toothpaste, toothbrushes,
15 and any other hygienic product that the Director de-
16 termines appropriate, available without charge to
17 prisoners.

18 “(3) GYNECOLOGIST ACCESS.—The Director
19 shall ensure that a prisoners have access to a gyne-
20 cologist.

21 “(g) USE OF SEX-APPROPRIATE CORRECTIONAL OF-
22 FICERS.—

23 “(1) REGULATIONS.—The Director shall pro-
24 mulgate regulations under which—

1 “(A) a correctional officer may not conduct
2 a strip search of a prisoner of the opposite sex
3 unless—

4 “(i)(I) the prisoner presents a risk of
5 immediate harm to herself or himself or
6 others; and

7 “(II) no other correctional officer of
8 the same sex as the prisoner, or medical
9 staff are available to assist; or

10 “(ii) the prisoner has previously re-
11 quested that an officer of a different sex
12 conduct searches;

13 “(B) a correctional officer may not enter a
14 restroom reserved for prisoners of the opposite
15 sex unless—

16 “(i)(I) a prisoner in the restroom pre-
17 sents a risk of immediate harm to himself
18 or herself or others; or

19 “(II) there is a medical emergency in
20 the restroom; and

21 “(ii) no other correctional officer of
22 the same sex as the prisoner is available to
23 assist;

1 “(C) a transgender prisoner’s sex is deter-
2 mined according to the sex with which they
3 identify; and

4 “(D) a correctional officer may not search
5 or physically examine a prisoner for the sole
6 purpose of determining the prisoners’ genital
7 status or sex.

8 “(2) RELATION TO OTHER LAWS.—Nothing in
9 paragraph (1) shall be construed to affect the re-
10 quirements under the Prison Rape Elimination Act
11 of 2003 (42 U.S.C. 15601 et seq.).”.

12 (c) SUBSTANCE ABUSE TREATMENT.—Section
13 3621(e) of title 18, United States Code, is amended by
14 adding at the end the following:

15 “(7) ELIGIBILITY OF PRIMARY CARETAKER
16 PARENTS AND PREGNANT WOMEN.—The Director of
17 the Bureau of Prisons may not prohibit an eligible
18 prisoner who is a primary caretaker parent (as de-
19 fined in section 4050) or who is pregnant from par-
20 ticipating in a program of residential substance
21 abuse treatment provided under paragraph (1) on
22 the basis of a failure by the eligible prisoner, before
23 being committed to the custody of the Bureau of
24 Prisons, to disclose to any official of the Bureau of
25 Prisons that the prisoner had a substance abuse

1 problem on or before the date on which the eligible
 2 prisoner was committed to the custody of the Bu-
 3 reau of Prisons.”.

4 (d) EFFECTIVE DATE.—

5 (1) IN GENERAL.—This section and the amend-
 6 ments made by this section shall take effect on the
 7 date that is 2 years after the date of the enactment
 8 of this Act.

9 (2) REPORT.—On the date that is 3 years after
 10 the date of the enactment of this Act, the Director
 11 of the Bureau of Prisons shall submit to the Com-
 12 mittees on the Judiciary of the House of Represent-
 13 atives and of the Senate a report on the implementa-
 14 tion of the requirements under section 4050 and sec-
 15 tion 3621(e) of title 18, United States Code.

16 (e) TECHNICAL AND CONFORMING AMENDMENT.—
 17 The table of sections for chapter 303 of title 18, United
 18 States Code, is amended by adding at the end the fol-
 19 lowing:

“4050. Treatment of primary caretaker parents and other individuals.”.

20 **SEC. 1102. PUBLIC HEALTH AND SAFETY OF WOMEN.**

21 (a) SHORT TITLE.—This section may be cited as the
 22 “Stop Infant Mortality And Recidivism Reduction Act” or
 23 the “SIMARRA Act”.

24 (b) ESTABLISHMENT.—Not later than 270 days after
 25 the date of the enactment of this Act, the Director of the

1 Federal Bureau of Prisons (hereinafter referred to as the
2 “Director”) shall establish a pilot program (hereinafter re-
3 ferred to as the “Program”) in accordance with this sec-
4 tion to permit women incarcerated in Federal prisons and
5 the children born to such women during incarceration to
6 reside together while the inmate serves a term of imprison-
7 ment in a separate housing wing of the prison.

8 (c) PURPOSES.—The purposes of this section are
9 to—

10 (1) prevent infant mortality among infants born
11 to incarcerated mothers and greatly reduce the trau-
12 ma and stress experienced by the unborn fetuses of
13 pregnant inmates;

14 (2) reduce the recidivism rates of federally in-
15 carcerated women and mothers, and enhance public
16 safety by improving the effectiveness of the Federal
17 prison system for women as a population with spe-
18 cial needs;

19 (3) establish female offender risk and needs as-
20 sessment as the cornerstones of a more effective and
21 efficient Federal prison system;

22 (4) implement a validated post-sentencing risk
23 and needs assessment system that relies on dynamic
24 risk factors to provide Federal prison officials with
25 a roadmap to address the pre- and post-natal needs

1 of Federal pregnant offenders, manage limited re-
2 sources, and enhance public safety;

3 (5) perform regular outcome evaluations of the
4 effectiveness of programs and interventions for fed-
5 erally incarcerated pregnant women and mothers to
6 assure that such programs and interventions are evi-
7 dence-based and to suggest changes, deletions, and
8 expansions based on the results of such evaluations;
9 and

10 (6) assist the Department of Justice to address
11 the underlying cost structure of the Federal prison
12 system and ensure that the Department can con-
13 tinue to run prison nurseries safely and securely
14 without compromising the scope or quality of the
15 Department's critical health, safety and law enforce-
16 ment missions.

17 (d) DUTIES OF THE DIRECTOR OF THE FEDERAL
18 BUREAU OF PRISONS.—

19 (1) IN GENERAL.—The Director shall carry out
20 this section in consultation with—

21 (A) a licensed and board-certified gyne-
22 cologist or obstetrician;

23 (B) the Director of the Administrative Of-
24 fice of the United States Courts;

1 (C) the Director of the Office of Probation
2 and Pretrial Services;

3 (D) the Director of the National Institute
4 of Justice; and

5 (E) the Secretary of Health and Human
6 Services.

7 (2) DUTIES.—The Director shall, in accordance
8 with paragraph (3)—

9 (A) develop an offender risk and needs as-
10 sessment system particular to the health and
11 sensitivities of federally incarcerated pregnant
12 women and mothers in accordance with this
13 subsection;

14 (B) develop recommendations regarding re-
15 cidivism reduction programs and productive ac-
16 tivities in accordance with subsection (i);

17 (C) conduct ongoing research and data
18 analysis on—

19 (i) the best practices relating to the
20 use of offender risk and needs assessment
21 tools particular to the health and sensitivi-
22 ties of federally incarcerated pregnant
23 women and mothers;

24 (ii) the best available risk and needs
25 assessment tools particular to the health

1 and sensitivities of federally incarcerated
2 pregnant women and mothers and the level
3 to which they rely on dynamic risk factors
4 that could be addressed and changed over
5 time, and on measures of risk of recidi-
6 vism, individual needs, and responsivity to
7 recidivism reduction programs;

8 (iii) the most effective and efficient
9 uses of such tools in conjunction with re-
10 cidivism reduction programs, productive
11 activities, incentives, and rewards; and

12 (iv) which recidivism reduction pro-
13 grams are the most effective—

14 (I) for federally incarcerated
15 pregnant women and mothers classi-
16 fied at different recidivism risk levels;
17 and

18 (II) for addressing the specific
19 needs of federally incarcerated preg-
20 nant women and mothers;

21 (D) on a biennial basis, review the system
22 developed under subparagraph (A) and the rec-
23 ommendations developed under subparagraph
24 (B), using the research conducted under sub-
25 paragraph (C), to determine whether any revi-

1 sions or updates should be made, and if so,
2 make such revisions or updates;

3 (E) hold periodic meetings with the indi-
4 viduals listed in paragraph (1) at intervals to be
5 determined by the Director; and

6 (F) report to Congress in accordance with
7 subsection (i).

8 (3) METHODS.—In carrying out the duties
9 under paragraph (2), the Director shall—

10 (A) consult relevant stakeholders; and

11 (B) make decisions using data that is
12 based on the best available statistical and em-
13 pirical evidence.

14 (e) ELIGIBILITY.—An inmate may apply to partici-
15 pate in the Program if the inmate—

16 (1) is pregnant at the beginning of the term of
17 imprisonment; and

18 (2) is in the custody or control of the Federal
19 Bureau of Prisons.

20 (f) PROGRAM TERMS.—

21 (1) TERMS OF PARTICIPATION.—To correspond
22 with the purposes and goals of the Program to pro-
23 mote bonding during the critical stages of child de-
24 velopment, an eligible inmate selected for the Pro-
25 gram may participate in the Program, subject to

1 subsection (g), for the shorter of the inmate's term
2 of imprisonment or 30 months.

3 (2) INMATE REQUIREMENTS.—For the duration
4 of an inmate's participation in the Program, the in-
5 mate shall agree to—

6 (A) accept the responsibility of child-
7 rearing;

8 (B) participate in any educational or coun-
9 seling opportunities established by the Director,
10 including topics such as child development, par-
11 enting skills, domestic violence, vocational train-
12 ing, or substance abuse;

13 (C) abide by any court decision regarding
14 the legal or physical custody of the child;

15 (D) transfer to the Federal Bureau of
16 Prisons any child support payments for the in-
17 fant of the participating inmate from any per-
18 son or governmental entity; and

19 (E) specify a person who has agreed to
20 take custody of the child if the inmate's partici-
21 pation in the Program terminates before the in-
22 mate's release.

23 (g) TERMINATION OF PARTICIPATION.—An inmate's
24 participation in the Program terminates upon the earliest
25 of the following to occur:

1 (1) The inmate is released from prison.

2 (2) The infant fails to meet any medical criteria
3 established by the Director or the Director's des-
4 ignee along with a collective determination of the
5 persons listed in subsection (d)(1).

6 (h) CONTINUITY OF CARE.—The Director shall take
7 appropriate actions to prevent detachment or disruption
8 of either an inmate's or infant's health and bonding-based
9 well-being due to termination of the Program.

10 (i) REPORTING.—

11 (1) IN GENERAL.—Not later than 6 months
12 after the date of the enactment of this Act and once
13 every year thereafter for 5 years, the Director shall
14 submit a report to the Congress with regards to
15 progress in implementing the Program.

16 (2) FINAL REPORT.—Not later than 6 months
17 after the termination of the Program, the Director
18 shall issue a final report to the Congress that con-
19 tains a detailed statement of the Director's findings
20 and conclusions, including recommendations for leg-
21 islation, administrative actions, and regulations the
22 Director considers appropriate.

23 (j) AUTHORIZATION OF APPROPRIATIONS.—There is
24 authorized to be appropriated to carry out this section
25 \$10,000,000 for each of fiscal years 2019 through 2023.

1 **TITLE XII—OTHER MATTERS**

2 **SEC. 1201. NATIONAL STALKER AND DOMESTIC VIOLENCE**

3 **REDUCTION.**

4 Section 40603 of the Violent Crime Control and Law
5 Enforcement Act of 1994 (34 U.S.C. 12402) is amended
6 by striking “2014 through 2018” and inserting “2019
7 through 2023”.

8 **SEC. 1202. FEDERAL VICTIM ASSISTANTS REAUTHORIZA-**

9 **TION.**

10 Section 40114 of the Violence Against Women Act
11 of 1994 (Public Law 103–322) is amended by striking
12 “2014 through 2018” and inserting “2019 through
13 2023”.

14 **SEC. 1203. CHILD ABUSE TRAINING PROGRAMS FOR JUDI-**

15 **CIAL PERSONNEL AND PRACTITIONERS.**

16 Section 224(a) of the Crime Control Act of 1990 (34
17 U.S.C. 20334(a)) is amended by striking “2014 through
18 2018” and inserting “2019 through 2023”.

19 **SEC. 1204. SEX OFFENDER MANAGEMENT.**

20 Section 40152(c) of the Violent Crime Control and
21 Law Enforcement Act of 1994 (34 U.S.C. 12311(c)) is
22 amended by striking “2014 through 2018” and inserting
23 “2019 through 2023”.

1 **SEC. 1205. COURT-APPOINTED SPECIAL ADVOCATE PRO-**
2 **GRAM.**

3 Section 219(a) of the Crime Control Act of 1990 (34
4 U.S.C. 20324(a)) is amended by striking “2014 through
5 2018” and inserting “2019 through 2023”.

6 **SEC. 1206. RAPE KIT BACKLOG.**

7 Subsection (j) of section 2 of the DNA Analysis
8 Backlog Elimination Act of 2000 (34 U.S.C. 40701) is
9 amended by striking “2015 through 2019” and inserting
10 “2019 through 2023”.

○