

In the House of Representatives, U. S.,

September 28, 2018.

Resolved, That the bill from the Senate (S. 1312) entitled “An Act to prioritize the fight against human trafficking in the United States.”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

1 ***SECTION 1. SHORT TITLE; TABLE OF CONTENTS.***

2 (a) *SHORT TITLE.*—*This Act may be cited as the*
3 *“Trafficking Victims Protection Act of 2017”.*

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

Sec. 1. Short title; table of contents.

Sec. 2. Findings; sense of Congress.

***TITLE I—FREDERICK DOUGLASS TRAFFICKING PREVENTION ACT
OF 2017***

*Sec. 101. Training of school resource officers to recognize and respond to signs of
human trafficking.*

Sec. 102. Training for school personnel.

TITLE II—JUSTICE FOR TRAFFICKING VICTIMS

Sec. 201. Injunctive relief.

Sec. 202. Improving support for missing and exploited children.

Sec. 203. Forensic and investigative assistance.

TITLE III—SERVICES FOR TRAFFICKING SURVIVORS

Sec. 301. Extension of anti-trafficking grant programs.

Sec. 302. Implementing a victim-centered approach to human trafficking.

Sec. 303. Improving victim screening.

***TITLE IV—IMPROVED DATA COLLECTION AND INTERAGENCY
COORDINATION***

Sec. 401. Promoting data collection on human trafficking.

Sec. 402. Crime reporting.

Sec. 403. Human trafficking assessment.

TITLE V—TRAINING AND TECHNICAL ASSISTANCE

Sec. 501. Encouraging a victim-centered approach to training of Federal law enforcement personnel.

Sec. 502. Victim screening training.

Sec. 503. Judicial training.

Sec. 504. Training of tribal law enforcement and prosecutorial personnel.

TITLE VI—ACCOUNTABILITY

Sec. 601. Grant accountability.

TITLE VII—PUBLIC-PRIVATE PARTNERSHIP ADVISORY COUNCIL TO END HUMAN TRAFFICKING

Sec. 701. Short title.

Sec. 702. Definitions.

Sec. 703. Public-Private Partnership Advisory Council to End Human Trafficking.

Sec. 704. Reports.

Sec. 705. Sunset.

1 SEC. 2. FINDINGS; SENSE OF CONGRESS.

2 (a) *FINDINGS.*—Congress finds the following:

3 (1) *The crime of human trafficking involves the*
4 *exploitation of adults through force, fraud, or coer-*
5 *cion, and children for such purposes as forced labor*
6 *or commercial sex.*

7 (2) *Reliable data on the prevalence of human*
8 *trafficking in the United States is not available, but*
9 *cases have been reported in all 50 States, the terri-*
10 *tories of the United States, and the District of Colum-*
11 *bia.*

12 (3) *Each year, thousands of individuals may be*
13 *trafficked within the United States, according to re-*
14 *cent estimates from victim advocates.*

1 (4) *More accurate and comprehensive data on*
 2 *the prevalence of human trafficking is needed to prop-*
 3 *erly combat this form of modern slavery in the United*
 4 *States.*

5 (5) *Victims of human trafficking can include*
 6 *men, women, and children who are diverse with re-*
 7 *spect to race, ethnicity, and nationality, among other*
 8 *factors.*

9 (6) *Since the enactment of the Trafficking Vic-*
 10 *tims Protection Act of 2000 (Public Law 106–386;*
 11 *114 Stat. 1464), human traffickers have launched in-*
 12 *creasingly sophisticated schemes to increase the scope*
 13 *of their activities and the number of their victims.*

14 (b) *SENSE OF CONGRESS.—It is the sense of Congress*
 15 *that Congress supports additional efforts to raise awareness*
 16 *of and oppose human trafficking.*

17 ***TITLE I—FREDERICK DOUGLASS***
 18 ***TRAFFICKING PREVENTION***
 19 ***ACT OF 2017***

20 ***SEC. 101. TRAINING OF SCHOOL RESOURCE OFFICERS TO***
 21 ***RECOGNIZE AND RESPOND TO SIGNS OF***
 22 ***HUMAN TRAFFICKING.***

23 *Section 1701(b)(12) of title I of the Omnibus Crime*
 24 *Control and Safe Streets Act of 1968 (42 U.S.C.*
 25 *3796dd(b)(12)) is amended by inserting “, including the*

1 *training of school resource officers in the prevention of*
 2 *human trafficking offenses” before the semicolon at the end.*

3 ***SEC. 102. TRAINING FOR SCHOOL PERSONNEL.***

4 *Section 41201(f) of the Violence Against Women Act*
 5 *of 1994 (42 U.S.C. 14043c(f)) is amended by striking “2014*
 6 *through 2018” and inserting “2019 through 2022”.*

7 ***TITLE II—JUSTICE FOR***
 8 ***TRAFFICKING VICTIMS***

9 ***SEC. 201. INJUNCTIVE RELIEF.***

10 *(a) IN GENERAL.—Chapter 77 of title 18, United*
 11 *States Code, is amended by inserting after section 1595 the*
 12 *following:*

13 ***“§ 1595A. Civil injunctions***

14 *“(a) IN GENERAL.—Whenever it shall appear that any*
 15 *person is engaged or is about to engage in any act that*
 16 *constitutes or will constitute a violation of this chapter,*
 17 *chapter 110, or chapter 117, or a conspiracy under section*
 18 *371 to commit a violation of this chapter, chapter 110, or*
 19 *chapter 117, the Attorney General may bring a civil action*
 20 *in a district court of the United States seeking an order*
 21 *to enjoin such act.*

22 *“(b) ACTION BY COURT.—The court shall proceed as*
 23 *soon as practicable to the hearing and determination of a*
 24 *civil action brought under subsection (a), and may, at any*
 25 *time before final determination, enter such a restraining*

1 *order or prohibition, or take such other action, as is war-*
 2 *ranted to prevent a continuing and substantial injury to*
 3 *the United States or to any person or class of persons for*
 4 *whose protection the civil action is brought.*

5 “(c) *PROCEDURE.*—

6 “(1) *IN GENERAL.*—*A proceeding under this sec-*
 7 *tion shall be governed by the Federal Rules of Civil*
 8 *Procedure, except that, if an indictment has been re-*
 9 *turned against the respondent, discovery shall be gov-*
 10 *erned by the Federal Rules of Criminal Procedure.*

11 “(2) *SEALED PROCEEDINGS.*—*If a civil action is*
 12 *brought under subsection (a) before an indictment is*
 13 *returned against the respondent or while an indict-*
 14 *ment against the respondent is under seal—*

15 “(A) *the court shall place the civil action*
 16 *under seal; and*

17 “(B) *when the indictment is unsealed, the*
 18 *court shall unseal the civil action unless good*
 19 *cause exists to keep the civil action under seal.*

20 “(d) *RULE OF CONSTRUCTION.*—*Nothing in this sec-*
 21 *tion shall be construed or applied so as to abridge the exer-*
 22 *cise of rights guaranteed under the First Amendment to the*
 23 *Constitution of the United States.”.*

24 (b) *TECHNICAL AND CONFORMING AMENDMENT.*—*The*
 25 *table of sections for chapter 77 of title 18, United States*

1 *Code, is amended by inserting after the item relating to*
 2 *section 1595 the following:*

“1595A. Civil injunctions.”.

3 **SEC. 202. IMPROVING SUPPORT FOR MISSING AND EX-**
 4 **PLOITED CHILDREN.**

5 (a) *FINDINGS.*—*Section 402 of the Missing Children’s*
 6 *Assistance Act (42 U.S.C. 5771) is amended—*

7 (1) *by amending paragraph (1) to read as fol-*
 8 *lows:*

9 “(1) *each year tens of thousands of children run*
 10 *away, or are abducted or removed, from the control*
 11 *of a parent having legal custody without the consent*
 12 *of that parent, under circumstances which imme-*
 13 *diately place the child in grave danger;”;*

14 (2) *by striking paragraphs (4) and (5);*

15 (3) *in paragraph (6) by inserting “, including*
 16 *child sex trafficking and sextortion” after “exploit-*
 17 *tation”;*

18 (4) *in paragraph (8) by adding “and” at the*
 19 *end;*

20 (5) *by striking paragraph (9);*

21 (6) *by amending paragraph (10) to read as fol-*
 22 *lows:*

23 “(10) *a key component of such programs is the*
 24 *National Center for Missing and Exploited Children*
 25 *that—*

1 “(A) serves as a nonprofit, national re-
2 source center and clearinghouse to provide assist-
3 ance to victims, families, child-serving profes-
4 sionals, and the general public;

5 “(B) works with the Department of Justice,
6 the Federal Bureau of Investigation, the United
7 States Marshals Service, the Department of the
8 Treasury, the Department of State, U.S. Immig-
9 ration and Customs Enforcement, the United
10 States Secret Service, the United States Postal
11 Inspection Service, other agencies, and non-
12 governmental organizations in the effort to find
13 missing children and to prevent child victimiza-
14 tion; and

15 “(C) coordinates with each of the missing
16 children clearinghouses operated by the 50
17 States, the District of Columbia, Puerto Rico,
18 and international organizations to transmit im-
19 ages and information regarding missing and ex-
20 ploited children to law enforcement agencies,
21 nongovernmental organizations, and corporate
22 partners across the United States and around
23 the world instantly.”; and

1 (7) by redesignating paragraphs (6), (7), (8),
 2 and (10), as amended by this subsection, as para-
 3 graphs (4), (5), (6), and (7), respectively.

4 (b) *DEFINITIONS.*—Section 403 of the Missing Chil-
 5 dren’s Assistance Act (42 U.S.C. 5772) is amended—

6 (1) by striking paragraph (1) and inserting the
 7 following:

8 “(1) the term ‘missing child’ means any indi-
 9 vidual less than 18 years of age whose whereabouts
 10 are unknown to such individual’s parent;”;

11 (2) in paragraph (2) by striking “and” at the
 12 end;

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

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

16 “(4) the term ‘parent’ includes a legal guardian
 17 or other individual who may lawfully exercise paren-
 18 tal rights with respect to the child.”.

19 (c) *DUTIES AND FUNCTIONS OF THE ADMINIS-*
 20 *TRATOR.*—Section 404 of the Missing Children’s Assistance
 21 Act (34 U.S.C. 11293) is amended—

22 (1) in subsection (a)—

23 (A) in paragraph (3) by striking “telephone
 24 line” and inserting “hotline”; and

25 (B) in paragraph (6)(E)—

1 (i) by striking “telephone line” and in-
 2 serting “hotline”;

3 (ii) by striking “(b)(1)(A) and” and
 4 inserting “(b)(1)(A),”; and

5 (iii) by inserting “, and the number
 6 and types of reports to the tipline estab-
 7 lished under subsection (b)(1)(K)(i)” before
 8 the semicolon at the end;

9 (2) in subsection (b)(1)—

10 (A) in subparagraph (A)—

11 (i) by striking “telephone line” each
 12 place it appears and inserting “hotline”;
 13 and

14 (ii) by striking “legal custodian” and
 15 inserting “parent”;

16 (B) in subparagraph (C)—

17 (i) in clause (i)—

18 (I) by striking “restaurant” and
 19 inserting “food”; and

20 (II) by striking “and” at the end;

21 (ii) in clause (ii) by adding “and” at
 22 the end; and

23 (iii) by adding at the end the fol-
 24 lowing:

1 “(iii) innovative and model programs,
2 services, and legislation that benefit missing
3 and exploited children;”;

4 (C) by striking subparagraphs (E), (F), and
5 (G);

6 (D) by amending subparagraph (H) to read
7 as follows:

8 “(H) provide technical assistance and
9 training to families, law enforcement agencies,
10 State and local governments, elements of the
11 criminal justice system, nongovernmental agen-
12 cies, local educational agencies, and the general
13 public—

14 “(i) in the prevention, investigation,
15 prosecution, and treatment of cases involv-
16 ing missing and exploited children;

17 “(ii) to respond to foster children miss-
18 ing from the State child welfare system in
19 coordination with child welfare agencies
20 and courts handling juvenile justice and de-
21 pendency matters; and

22 “(iii) in the identification, location,
23 and recovery of victims of, and children at
24 risk for, child sex trafficking;”;

1 (E) by amending subparagraphs (I), (J),
2 and (K) to read as follows:

3 “(I) provide assistance to families, law en-
4 forcement agencies, State and local governments,
5 nongovernmental agencies, child-serving profes-
6 sionals, and other individuals involved in the lo-
7 cation and recovery of missing and abducted
8 children nationally and, in cooperation with the
9 Department of State, internationally;

10 “(J) provide support and technical assist-
11 ance to child-serving professionals involved in
12 helping to recover missing and exploited children
13 by searching public records databases to help in
14 the identification, location, and recovery of such
15 children, and help in the location and identifica-
16 tion of potential abductors and offenders;

17 “(K) provide forensic and direct on-site
18 technical assistance and consultation to families,
19 law enforcement agencies, child-serving profes-
20 sionals, and nongovernmental organizations in
21 child abduction and exploitation cases, including
22 facial reconstruction of skeletal remains and
23 similar techniques to assist in the identification
24 of unidentified deceased children;”;

25 (F) by striking subparagraphs (L) and (M);

1 (G) by amending subparagraph (N) to read
2 as follows:

3 “(N) provide training, technical assistance,
4 and information to nongovernmental organiza-
5 tions relating to non-compliant sex offenders and
6 to law enforcement agencies in identifying and
7 locating such individuals;”;

8 (H) by striking subparagraph (P);

9 (I) by amending subparagraph (Q) to read
10 as follows:

11 “(Q) work with families, law enforcement
12 agencies, electronic service providers, electronic
13 payment service providers, technology companies,
14 nongovernmental organizations, and others on
15 methods to reduce the existence and distribution
16 of online images and videos of sexually exploited
17 children—

18 “(i) by operating a tipline to—

19 “(I) provide to individuals and
20 electronic service providers an effective
21 means of reporting Internet-related
22 and other instances of child sexual ex-
23 ploitation in the areas of—

1 “(aa) possession, manufac-
2 ture, and distribution of child
3 pornography;

4 “(bb) online enticement of
5 children for sexual acts;

6 “(cc) child sex trafficking;

7 “(dd) sex tourism involving
8 children;

9 “(ee) extra familial child sex-
10 ual molestation;

11 “(ff) unsolicited obscene ma-
12 terial sent to a child;

13 “(gg) misleading domain
14 names; and

15 “(hh) misleading words or
16 digital images on the Internet;
17 and

18 “(II) make reports received
19 through the tipline available to the ap-
20 propriate law enforcement agency for
21 its review and potential investigation;

22 “(ii) by operating a child victim iden-
23 tification program to assist law enforcement
24 agencies in identifying victims of child por-
25 nography and other sexual crimes to sup-

port the recovery of children from sexually
exploitative situations; and

“(iii) by utilizing emerging technologies to provide additional outreach and educational materials to parents and families;”;

(J) by striking subparagraph (R);

(K) by amending subparagraphs (S) and
(T) to read as follows:

“(S) develop and disseminate programs and information to families, child-serving professionals, law enforcement agencies, State and local governments, nongovernmental organizations, schools, local educational agencies, child-serving organizations, and the general public on—

“(i) the prevention of child abduction and sexual exploitation;

“(ii) Internet safety, including tips for social media and cyberbullying; and

“(iii) sexting and sextortion; and

“(T) provide technical assistance and training to local educational agencies, schools, State and local law enforcement agencies, individuals, and other nongovernmental organizations that

1 *assist with finding missing and abducted chil-*
 2 *dren in identifying and recovering such chil-*
 3 *dren;”;* and

4 *(L) by redesignating subparagraphs (H),*
 5 *(I), (J), (K), (N), (O), (Q), (S), (T), (U), and*
 6 *(V), as amended by this subsection, as subpara-*
 7 *graphs (E) through (O), respectively.*

8 *(d) GRANTS.—Section 405 of the Missing Children’s*
 9 *Assistance Act (34 U.S.C. 11294) is amended—*

10 *(1) in subsection (a)—*

11 *(A) in paragraph (7) by striking “(as de-*
 12 *finied in section 403(1)(A))”;* and

13 *(B) in paragraph (8)—*

14 *(i) by striking “legal custodians” and*
 15 *inserting “parents”;* and

16 *(ii) by striking “custodians’” and in-*
 17 *serting “parents’”;* and

18 *(2) in subsection (b)(1)(A) by striking “legal*
 19 *custodians” and inserting “parents”.*

20 *(e) REPORTING.—The Missing Children’s Assistance*
 21 *Act (34 U.S.C. 11291 et seq.) is amended—*

22 *(1) by redesignating sections 407 and 408 as sec-*
 23 *tion 408 and 409, respectively; and*

24 *(2) by inserting after section 406 the following:*

1 **“SEC. 407. REPORTING.**

2 “(a) *REQUIRED REPORTING.*—As a condition of re-
 3 ceiving funds under section 404(b), the grant recipient
 4 shall, based solely on reports received by the grantee and
 5 not involving any data collection by the grantee other than
 6 those reports, annually provide to the Administrator and
 7 make available to the general public, as appropriate—

8 “(1) *the number of children nationwide who are*
 9 *reported to the grantee as missing;*

10 “(2) *the number of children nationwide who are*
 11 *reported to the grantee as victims of non-family ab-*
 12 *ductions;*

13 “(3) *the number of children nationwide who are*
 14 *reported to the grantee as victims of family abduc-*
 15 *tions; and*

16 “(4) *the number of missing children recovered*
 17 *nationwide whose recovery was reported to the grant-*
 18 *ee.*

19 “(b) *INCIDENCE OF ATTEMPTED CHILD ABDUC-*
 20 *TIONS.*—As a condition of receiving funds under section
 21 404(b), the grant recipient shall—

22 “(1) *track the incidence of attempted child ab-*
 23 *ductions in order to identify links and patterns;*

24 “(2) *provide such information to law enforce-*
 25 *ment agencies; and*

1 “(3) make such information available to the gen-
2 eral public, as appropriate.”.

3 **SEC. 203. FORENSIC AND INVESTIGATIVE ASSISTANCE.**

4 Section 3056(f) of title 18, United States Code, is
5 amended—

6 (1) by inserting “in conjunction with an inves-
7 tigation” after “local law enforcement agency”; and

8 (2) by striking “in support of any investigation
9 involving missing or exploited children”.

10 **TITLE III—SERVICES FOR**
11 **TRAFFICKING SURVIVORS**

12 **SEC. 301. EXTENSION OF ANTI-TRAFFICKING GRANT PRO-**
13 **GRAMS.**

14 (a) *TRAFFICKING VICTIMS PROTECTION ACT OF*
15 2000.—*The Trafficking Victims Protection Act of 2000 (22*
16 *U.S.C. 7101 et seq.) is amended—*

17 (1) in section 112A(b)(4) (22 U.S.C.
18 7109a(b)(4)), by striking “2014 through 2017” and
19 inserting “2018 through 2021”;

20 (2) in section 113(d) (22 U.S.C. 7110(d))—

21 (A) in the paragraph (1), by striking
22 “\$11,000,000 for each of fiscal years 2014
23 through 2017” and inserting “\$77,000,000 for
24 each of fiscal years 2018 through 2021”; and

1 (B) in paragraph (3), by striking “2014
2 through 2017” and inserting “2018 through
3 2021”; and

4 (b) ANNUAL TRAFFICKING CONFERENCE.—Section
5 201(c)(2) of the Trafficking Victims Protection Reauthor-
6 ization Act of 2005 (42 U.S.C. 14044(c)(2)) is amended by
7 striking “2017” and inserting “2021”.

8 (c) GRANTS TO STATE AND LOCAL LAW ENFORCEMENT
9 FOR ANTI-TRAFFICKING PROGRAMS.—Section 204(e) of the
10 Trafficking Victims Protection Reauthorization Act of 2005
11 (42 U.S.C. 14044c(e)) is amended by striking “2017” and
12 inserting “2021”.

13 (d) CHILD ADVOCATES FOR UNACCOMPANIED MI-
14 NORS.—Section 235(c)(6)(F) of the William Wilberforce
15 Trafficking Victims Protection Reauthorization Act of 2008
16 (8 U.S.C. 1232(c)(6)(F)) is amended—

17 (1) in the matter preceding clause (i), by strik-
18 ing “Secretary and Human Services” and inserting
19 “Secretary of Health and Human Services”; and

20 (2) in clause (ii), by striking “the fiscal years
21 2016 and 2017” and inserting “fiscal years 2018
22 through 2021”.

23 (e) REINSTATEMENT AND REAUTHORIZATION OF
24 GRANTS TO COMBAT CHILD SEX TRAFFICKING.—

25 (1) REINSTATEMENT OF EXPIRED PROVISION.—

1 (A) *IN GENERAL.*—Section 202 of the Traf-
 2 *ficking Victims Protection Reauthorization Act*
 3 *of 2005 (34 U.S.C. 20702) is amended to read as*
 4 *such section read on March 6, 2017.*

5 (B) *CONFORMING AMENDMENT.*—Section
 6 1241(b) of the *Violence Against Women Reau-*
 7 *thorization Act of 2013 (34 U.S.C. 20702 note)*
 8 *is repealed.*

9 (2) *EFFECTIVE DATE.*—The amendments made
 10 *by paragraph (1) shall take effect as though enacted*
 11 *on March 6, 2017.*

12 (3) *REAUTHORIZATION.*—Section 202(i) of the
 13 *Trafficking Victims Protection Reauthorization Act of*
 14 *2005, as amended by paragraph (1), is amended by*
 15 *striking “2014 through 2017” and inserting “2018*
 16 *through 2021”.*

17 **SEC. 302. IMPLEMENTING A VICTIM-CENTERED APPROACH**
 18 **TO HUMAN TRAFFICKING.**

19 Section 107(b)(2) of the *Trafficking Victims Protection*
 20 *Act of 2000 (22 U.S.C. 7105(b)(2)) is amended—*

21 (1) *in subparagraph (B)(ii), by striking the pe-*
 22 *riod at the end and inserting “; and”; and*

23 (2) *by adding at the end the following:*

24 “(D) *PRIORITY.*—In selecting recipients of
 25 *grants under this paragraph that are only avail-*

1 *able for law enforcement operations or task*
2 *forces, the Attorney General may give priority to*
3 *any applicant that files an attestation with the*
4 *Attorney General stating that—*

5 *“(i) the grant funds awarded under*
6 *this paragraph—*

7 *“(I) will be used to assist in the*
8 *prevention of severe forms of traf-*
9 *ficking in persons;*

10 *“(II) will be used to strengthen ef-*
11 *forts to investigate and prosecute those*
12 *who knowingly benefit financially from*
13 *participation in a venture that has en-*
14 *gaged in any act of human trafficking;*

15 *“(III) will be used to take affirm-*
16 *ative measures to avoid arresting,*
17 *charging, or prosecuting victims of*
18 *human trafficking for any offense that*
19 *is the direct result of their victimiza-*
20 *tion; and*

21 *“(IV) will not be used to require*
22 *a victim of human trafficking to col-*
23 *laborate with law enforcement officers*
24 *as a condition of access to any shelter*
25 *or restorative services; and*

1 “(ii) the applicant will provide dedi-
 2 cated resources for anti-human trafficking
 3 law enforcement officers for a period that is
 4 longer than the duration of the grant re-
 5 ceived under this paragraph.”.

6 **SEC. 303. IMPROVING VICTIM SCREENING.**

7 (a) *IN GENERAL.*—*The Trafficking Victims Protection*
 8 *Act of 2000 (22 U.S.C. 7101 et seq.) is amended by insert-*
 9 *ing after section 107A (22 U.S.C. 7105a) the following:*

10 **“SEC. 107B. IMPROVING DOMESTIC VICTIM SCREENING**
 11 **PROCEDURES.**

12 “(a) *VICTIM SCREENING TOOLS.*—*Not later than Octo-*
 13 *ber 1, 2018, the Attorney General shall compile and dis-*
 14 *seminate, to all grantees who are awarded grants to provide*
 15 *victims’ services under subsection (b) or (f) of section 107,*
 16 *information about reliable and effective tools for the identi-*
 17 *fication of victims of human trafficking.*

18 “(b) *USE OF SCREENING PROCEDURES.*—*Beginning*
 19 *not later than October 1, 2018, the Attorney General, in*
 20 *consultation with the Secretary of Health and Human*
 21 *Services, shall identify recommended practices for the*
 22 *screening of human trafficking victims and shall encourage*
 23 *the use of such practices by grantees receiving a grant to*
 24 *provide victim services to youth under subsection (b) or (f)*
 25 *of section 107.”.*

1 (b) *CLERICAL AMENDMENT.*—*The table of contents for*
 2 *the Victims of Trafficking and Violence Protection Act of*
 3 *2000 (Public Law 106–386) is amended by inserting after*
 4 *the item relating to section 107A the following:*

“Sec. 107B. Improving domestic victim screening procedures.”.

5 (c) *AMENDMENT TO TITLE 18.*—*Section 1593A of title*
 6 *18, United States Code, is amended by striking “section*
 7 *1581(a), 1592, or 1595(a)” and inserting “this chapter”.*

8 ***TITLE IV—IMPROVED DATA COL-***
 9 ***LECTION AND INTERAGENCY***
 10 ***COORDINATION***

11 ***SEC. 401. PROMOTING DATA COLLECTION ON HUMAN TRAF-***
 12 ***FICKING.***

13 (a) *PREVALENCE OF HUMAN TRAFFICKING.*—*Not later*
 14 *than 1 year after the date of enactment of this Act, the At-*
 15 *torney General shall submit to Congress a report on the ef-*
 16 *forts of the National Institute of Justice to develop a meth-*
 17 *odology to assess the prevalence of human trafficking in the*
 18 *United States, including a timeline for completion of the*
 19 *methodology.*

20 (b) *INNOCENCE LOST NATIONAL INITIATIVE.*—*Not*
 21 *later than 180 days after the date of enactment of this Act,*
 22 *the Director of the Federal Bureau of Investigation shall*
 23 *submit to the Committee on the Judiciary and the Com-*
 24 *mittee on Appropriations of the Senate and the Committee*
 25 *on the Judiciary and the Committee on Appropriations of*

1 *the House of Representatives a report on the status of the*
2 *Innocence Lost National Initiative, which shall include, for*
3 *each of the last 5 fiscal years, information on—*

4 *(1) the number of human traffickers who were*
5 *arrested, disaggregated by—*

6 *(A) the number of individuals arrested for*
7 *patronizing or soliciting an adult;*

8 *(B) the number of individuals arrested for*
9 *recruitment, harboring, maintaining, or obtain-*
10 *ing an adult;*

11 *(C) the number of individuals arrested for*
12 *patronizing or soliciting a minor; and*

13 *(D) the number of individuals arrested for*
14 *recruitment, harboring, maintaining, or obtain-*
15 *ing a minor;*

16 *(2) the number of adults who were arrested on*
17 *charges of prostitution;*

18 *(3) the number of minor victims who were iden-*
19 *tified;*

20 *(4) the number of minor victims who were ar-*
21 *rested and formally petitioned by a juvenile court or*
22 *criminally charged; and*

23 *(5) the placement of and social services provided*
24 *to each such minor victim as part of each State oper-*
25 *ation.*

1 (c) *AVAILABILITY OF REPORTS.*—*The reports required*
 2 *under subsections (a) and (b) shall be posted on the website*
 3 *of the Department of Justice.*

4 **SEC. 402. CRIME REPORTING.**

5 *Section 7332(c) of the Uniform Federal Crime Report-*
 6 *ing Act of 1988 (28 U.S.C. 534 note) is amended—*

7 (1) *in paragraph (3), by striking “in the form*
 8 *of annual Uniform Crime Reports for the United*
 9 *States” and inserting “not less frequently than annu-*
 10 *ally”; and*

11 (2) *by adding at the end the following:*

12 “(4) *INTERAGENCY COORDINATION.*—

13 “(A) *IN GENERAL.*—*Not later than 90 days*
 14 *after the date of enactment of this paragraph, the*
 15 *Director of the Federal Bureau of Investigation*
 16 *shall coordinate with the head of each depart-*
 17 *ment or agency within the Federal Government*
 18 *that is subject to the mandatory reporting re-*
 19 *quirements under paragraph (2) for the purpose*
 20 *of ensuring successful implementation of para-*
 21 *graph (2).*

22 “(B) *FOR REPORT.*—*Not later than 6*
 23 *months after the date of enactment of this para-*
 24 *graph, the head of each department or agency*
 25 *within the Federal Government that is subject to*

1 the mandatory reporting requirements under
2 paragraph (2) shall provide the Director of the
3 Federal Bureau of Investigation such informa-
4 tion as the Director determines is necessary to
5 complete the first report required under para-
6 graph (5).

7 “(5) ANNUAL REPORT BY FEDERAL BUREAU OF
8 INVESTIGATION.—Not later than 1 year after the date
9 of enactment of this paragraph, and annually there-
10 after, the Director of the Federal Bureau of Investiga-
11 tion shall prepare and submit to the Committee on
12 the Judiciary of the Senate and the Committee on the
13 Judiciary of the House of Representatives a report de-
14 tailing the efforts of the departments and agencies
15 within the Federal Government to come into compli-
16 ance with paragraph (2). The report shall contain a
17 list of all departments and agencies within the Fed-
18 eral Government subject to paragraph (2) and wheth-
19 er each department or agency is in compliance with
20 paragraph (2).”.

21 **SEC. 403. HUMAN TRAFFICKING ASSESSMENT.**

22 Not later than 1 year after the date of enactment of
23 this Act, and annually thereafter, the Executive Associate
24 Director of Homeland Security Investigations shall submit
25 to the Committee on Homeland Security and Governmental

1 *Affairs and the Committee on the Judiciary of the Senate,*
 2 *and the Committee on Homeland Security and the Com-*
 3 *mittee on the Judiciary of the House of Representatives a*
 4 *report on human trafficking investigations undertaken by*
 5 *Homeland Security Investigations that includes—*

6 (1) *the number of confirmed human trafficking*
 7 *investigations by category, including labor traf-*
 8 *ficking, sex trafficking, and transnational and domes-*
 9 *tic human trafficking;*

10 (2) *the number of victims by category, includ-*
 11 *ing—*

12 (A) *whether the victim is a victim of sex*
 13 *trafficking or a victim of labor trafficking; and*

14 (B) *whether the victim is a minor or an*
 15 *adult; and*

16 (3) *an analysis of the data described in para-*
 17 *graphs (1) and (2) and other data available to Home-*
 18 *land Security Investigations that indicates any gen-*
 19 *eral human trafficking or investigatory trends.*

**TITLE V—TRAINING AND
TECHNICAL ASSISTANCE**

**SEC. 501. ENCOURAGING A VICTIM-CENTERED APPROACH
TO TRAINING OF FEDERAL LAW ENFORCE-
MENT PERSONNEL.**

(a) *TRAINING CURRICULUM IMPROVEMENTS.*—The Attorney General, Secretary of Homeland Security, and Secretary of Labor shall periodically, but not less frequently than once every 2 years, implement improvements to the training programs on human trafficking for employees of the Department of Justice, Department of Homeland Security, and Department of Labor, respectively, after consultation with survivors of human trafficking, or trafficking victims service providers, and Federal law enforcement agencies responsible for the prevention, deterrence, and prosecution of offenses involving human trafficking (such as individuals serving as, or who have served as, investigators in a Federal agency and who have expertise in identifying human trafficking victims and investigating human trafficking cases).

(b) *ADVANCED TRAINING CURRICULUM.*—

(1) *IN GENERAL.*—Not later than 1 year after the date of enactment of this Act, the Attorney General and the Secretary of Homeland Security shall develop an advanced training curriculum, to supple-

1 *ment the basic curriculum for investigative personnel*
2 *of the Department of Justice and the Department of*
3 *Homeland Security, respectively, that—*

4 *(A) emphasizes a multidisciplinary, collabo-*
5 *rative effort by law enforcement officers who pro-*
6 *vide a broad range of investigation and prosecu-*
7 *tion options in response to perpetrators, and vic-*
8 *tim service providers, who offer services and re-*
9 *sources for victims;*

10 *(B) provides guidance about the recruitment*
11 *techniques employed by human traffickers to*
12 *clarify that an individual who knowingly solicits*
13 *or patronizes a commercial sex act from a person*
14 *who was a minor (consistent with section*
15 *1591(c) of title 18, United States Code) or was*
16 *subject to force, fraud, or coercion is guilty of an*
17 *offense under chapter 77 of title 18, United*
18 *States Code, and is a party to a human traf-*
19 *ficking offense; and*

20 *(C) explains that—*

21 *(i) victims of sex or labor trafficking*
22 *often engage in criminal acts as a direct re-*
23 *sult of severe trafficking in persons and*
24 *such individuals are victims of a crime and*
25 *affirmative measures should be taken to*

1 *avoid arresting, charging, or prosecuting*
 2 *such individuals for any offense that is the*
 3 *direct result of their victimization; and*

4 *(ii) a comprehensive approach to*
 5 *eliminating human trafficking should in-*
 6 *clude demand reduction as a component.*

7 *(2) USE OF CURRICULUM.—The Attorney Gen-*
 8 *eral and the Secretary of Homeland Security shall*
 9 *provide training using the curriculum developed*
 10 *under paragraph (1) to—*

11 *(A) all law enforcement officers employed by*
 12 *the Department of Justice and the Department of*
 13 *Homeland Security, respectively, who may be in-*
 14 *volved in the investigation of human trafficking*
 15 *offenses; and*

16 *(B) members of task forces that participate*
 17 *in the investigation of human trafficking of-*
 18 *fenses.*

19 *(c) TRAINING COMPONENTS.—Section 107(c)(4)(B) of*
 20 *the Trafficking Victims Protection Act of 2000 (22 U.S.C.*
 21 *7105(c)(4)(B)) is amended—*

22 *(1) in clause (ii), by striking “and” at the end;*

23 *(2) in clause (iii), by striking the period at the*
 24 *end and inserting “; and”; and*

25 *(3) by adding at the end the following:*

1 “(iv) a discussion clarifying that an
 2 individual who knowingly solicits or pa-
 3 tronizes a commercial sex act from a person
 4 who was a minor (consistent with section
 5 1591(c) of title 18, United States Code) or
 6 was subject to force, fraud, or coercion is
 7 guilty of an offense under chapter 77 of title
 8 18, United States Code, and is a party to
 9 a human trafficking offense.”.

10 **SEC. 502. VICTIM SCREENING TRAINING.**

11 Section 114 of the Justice for Victims of Trafficking
 12 Act of 2015 (34 U.S.C. 20709) is amended—

13 (1) in subsection (c)(1)(A)—

14 (A) in clause (i), by striking the “and” at
 15 the end;

16 (B) in clause (ii), by striking the period at
 17 the end and inserting a semicolon; and

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

19 “(iii) individually screening all adults
 20 and children who are suspected of engaging
 21 in commercial sex acts or who are subject to
 22 labor exploitation that may be in violation
 23 of child labor laws to determine whether
 24 each individual screened is a victim of
 25 human trafficking; and

1 “(iv) how—

2 “(I) victims of sex or labor traf-
3 ficking often engage in criminal acts
4 as a direct result of severe trafficking
5 in persons; and

6 “(II) such individuals are victims
7 of a crime and affirmative measures
8 should be taken to avoid arresting,
9 charging, or prosecuting such individ-
10 uals for any offense that is the direct
11 result of their victimization.”; and

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

13 “(f) DEPARTMENT OF JUSTICE VICTIM SCREENING
14 PROTOCOL.—

15 “(1) IN GENERAL.—Not later than 180 days
16 after the date of enactment of this subsection, the At-
17 torney General shall issue a screening protocol for use
18 during all anti-trafficking law enforcement operations
19 in which the Department of Justice is involved.

20 “(2) REQUIREMENTS.—The protocol required to
21 be issued under paragraph (1) shall—

22 “(A) require the individual screening of all
23 adults and children who are suspected of engag-
24 ing in commercial sex acts or who are subject to
25 labor exploitation that may be in violation of

1 *child labor laws to determine whether each indi-*
2 *vidual screened is a victim of human trafficking;*

3 *“(B) require affirmative measures to avoid*
4 *arresting, charging, or prosecuting human traf-*
5 *ficking victims for any offense that is the direct*
6 *result of their victimization;*

7 *“(C) require all Federal law enforcement of-*
8 *ficers and relevant department personnel who*
9 *participate in human trafficking investigations*
10 *to receive training on enforcement of the pro-*
11 *TOCOL;*

12 *“(D) be developed in consultation with*
13 *State and local law enforcement agencies, the*
14 *Department of Health and Human Services, sur-*
15 *vivors of human trafficking, and nongovern-*
16 *mental organizations that specialize in the iden-*
17 *tification, prevention, and restoration of victims*
18 *of human trafficking; and*

19 *“(E) include—*

20 *“(i) procedures and practices to ensure*
21 *that the screening process minimizes trau-*
22 *ma or revictimization of the person being*
23 *screened; and*

1 “(ii) guidelines on assisting victims of
 2 human trafficking in identifying and re-
 3 ceiving victim services.”.

4 **SEC. 503. JUDICIAL TRAINING.**

5 Section 223(b)(2) of the Victims of Child Abuse Act
 6 of 1990 (34 U.S.C. 20333(b)(2)) is amended—

7 (1) in subparagraph (B) by striking “and” at
 8 the end;

9 (2) in subparagraph (C) by striking the period
 10 at the end and inserting “; and”; and

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

12 “(D) procedures for improving the judicial re-
 13 sponse to children who are vulnerable to human traf-
 14 ficking, to the extent an appropriate screening tool ex-
 15 ists.”.

16 **SEC. 504. TRAINING OF TRIBAL LAW ENFORCEMENT AND**
 17 **PROSECUTORIAL PERSONNEL.**

18 The Attorney General, in consultation with the Direc-
 19 tor of the Office of Tribal Justice, shall carry out a program
 20 under which tribal law enforcement officials may receive
 21 technical assistance and training to pursue a victim-cen-
 22 tered approach to investigating and prosecuting severe
 23 forms of trafficking in persons (as defined in section 103
 24 of the Trafficking Victims Protection Act of 2000 (22 U.S.C.
 25 7102)).

1 ***TITLE VI—ACCOUNTABILITY***

2 ***SEC. 601. GRANT ACCOUNTABILITY.***

3 *Section 1236 of the Violence Against Women Reauthor-*
 4 *ization Act of 2013 (22 U.S.C. 7113) is amended—*

5 *(1) in the matter preceding paragraph (1), by*
 6 *striking “All grants” and inserting the following:*

7 *“(a) IN GENERAL.—For fiscal year 2013, and each fis-*
 8 *cal year thereafter, all grants”; and*

9 *(2) by adding at the end the following:*

10 *“(b) APPLICATION TO ADDITIONAL GRANTS.—For pur-*
 11 *poses of subsection (a), for fiscal year 2018, and each fiscal*
 12 *year thereafter, the term ‘grant awarded by the Attorney*
 13 *General under this title or an Act amended by this title’*
 14 *includes a grant under any of the following:*

15 *“(1) Section 223 of the Victims of Child Abuse*
 16 *Act of 1990 (34 U.S.C. 20333).*

17 *“(2) The program under section 504 of the Traf-*
 18 *ficking Victims Protection Act of 2017.”.*

19 ***TITLE VII—PUBLIC-PRIVATE***
 20 ***PARTNERSHIP ADVISORY***
 21 ***COUNCIL TO END HUMAN***
 22 ***TRAFFICKING***

23 ***SEC. 701. SHORT TITLE.***

24 *This title may be cited as the “Public-Private Partner-*
 25 *ship Advisory Council to End Human Trafficking Act”.*

1 **SEC. 702. DEFINITIONS.**

2 *In this Act:*

3 (1) **COUNCIL.**—*The term “Council” means the*
 4 *Public-Private Partnership Advisory Council to End*
 5 *Human Trafficking.*

6 (2) **GROUP.**—*The term “Group” means the Sen-*
 7 *ior Policy Operating Group established under section*
 8 *105(g) of the Trafficking Victims Protection Act of*
 9 *2000 (22 U.S.C. 7103(g)).*

10 (3) **TASK FORCE.**—*The term “Task Force”*
 11 *means the President’s Interagency Task Force to*
 12 *Monitor and Combat Trafficking established under*
 13 *section 105(a) of the Trafficking Victims Protection*
 14 *Act of 2000 (22 U.S.C. 7103(a)).*

15 **SEC. 703. PUBLIC-PRIVATE PARTNERSHIP ADVISORY COUN-**
 16 **CIL TO END HUMAN TRAFFICKING.**

17 (a) **ESTABLISHMENT.**—*There is established the Public-*
 18 *Private Partnership Advisory Council to End Human*
 19 *Trafficking, which shall provide advice and recommenda-*
 20 *tions to the Group and the Task Force.*

21 (b) **MEMBERSHIP.**—

22 (1) **COMPOSITION.**—*The Council shall be com-*
 23 *posed of not fewer than 8 and not more than 14 rep-*
 24 *resentatives of nongovernmental organizations, aca-*
 25 *demia, and nonprofit groups who have significant*
 26 *knowledge and experience in human trafficking pre-*

vention and eradication, identification of human trafficking, and services for human trafficking victims.

(2) *REPRESENTATION OF NONPROFIT AND NON-
GOVERNMENTAL ORGANIZATIONS.*—*To the extent practicable, members of the Council shall be representatives of nonprofit groups, academia, and nongovernmental organizations who accurately reflect the diverse backgrounds related to work in the prevention, eradication, and identification of human trafficking and services for human trafficking victims in the United States and internationally.*

(3) *APPOINTMENT.*—*Not later than 180 days after the date of the enactment of this Act, the President shall appoint—*

(A) *1 member of the Council, after consultation with the President Pro Tempore of the Senate;*

(B) *1 member of the Council, after consultation with the Minority Leader of the Senate;*

(C) *1 member of the Council, after consultation with the Speaker of the House of Representatives;*

1 (D) 1 member of the Council, after consulta-
 2 tion with the Minority Leader of the House of
 3 Representatives; and

4 (E) the remaining members of the Council.

5 (4) *TERM; REAPPOINTMENT.*—Each member of
 6 the Council—

7 (A) shall serve for a term of 2 years; and

8 (B) may be reappointed by the President to
 9 serve 1 additional 2-year term.

10 (5) *EMPLOYEE STATUS.*—Members of the Coun-
 11 cil—

12 (A) shall not be considered employees of the
 13 Federal Government for any purpose; and

14 (B) shall not receive compensation.

15 (c) *FUNCTIONS.*—The Council shall—

16 (1) be a nongovernmental advisory body to the
 17 Group;

18 (2) meet, at its own discretion or at the request
 19 of the Group, not less frequently than annually, to re-
 20 view Federal Government policy and programs in-
 21 tended to combat human trafficking, including pro-
 22 grams relating to the provision of services for victims;

23 (3) serve as a point of contact, with the United
 24 States Advisory Council on Human Trafficking, for
 25 Federal agencies reaching out to human trafficking

1 *nonprofit groups and nongovernmental organizations*
 2 *for input on programming and policies relating to*
 3 *human trafficking in the United States;*

4 *(4) formulate assessments and recommendations*
 5 *to ensure that the policy and programming efforts of*
 6 *the Federal Government conform, to the extent prac-*
 7 *ticable, to the best practices in the field of human*
 8 *trafficking prevention and rehabilitation and*
 9 *aftercare of human trafficking victims; and*

10 *(5) meet with the Group not less frequently than*
 11 *annually, and not later than 45 days before a meet-*
 12 *ing with the Task Force, to formally present the find-*
 13 *ings and recommendations of the Council.*

14 *(d) NONAPPLICABILITY OF FACA.—The Council shall*
 15 *not be subject to the requirements under the Federal Advi-*
 16 *sory Committee Act (5 U.S.C. App.).*

17 **SEC. 704. REPORTS.**

18 *Not later than 1 year after the date of the enactment*
 19 *of this Act and annually thereafter until the date described*
 20 *in section 705, the Council, in coordination with the United*
 21 *States Advisory Council on Human Trafficking, shall sub-*
 22 *mit a report containing the findings derived from the re-*
 23 *views conducted pursuant to section 703(c)(2) to—*

24 *(1) the Committee on Appropriations of the Sen-*
 25 *ate;*

1 (2) *the Committee on Foreign Relations of the*
 2 *Senate;*

3 (3) *the Committee on Homeland Security and*
 4 *Governmental Affairs of the Senate;*

5 (4) *the Committee on the Judiciary of the Sen-*
 6 *ate;*

7 (5) *the Committee on Appropriations of the*
 8 *House of Representatives;*

9 (6) *the Committee on Foreign Affairs of the*
 10 *House of Representatives;*

11 (7) *the Committee on Homeland Security of the*
 12 *House of Representatives;*

13 (8) *the Committee on the Judiciary of the House*
 14 *of Representatives;*

15 (9) *the chair of the Task Force; and*

16 (10) *the members of the Group.*

17 **SEC. 705. SUNSET.**

18 *The Council shall terminate on September 30, 2020.*

Attest:

Clerk.

115TH CONGRESS
2^D SESSION

S. 1312

AMENDMENT