

115TH CONGRESS
1ST SESSION

H. R. 2803

To provide assistance in abolishing human trafficking in the United States.

IN THE HOUSE OF REPRESENTATIVES

JUNE 7, 2017

Mr. POE of Texas (for himself and Mrs. WAGNER) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committees on Foreign Affairs, Energy and Commerce, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide assistance in abolishing human trafficking in
the United States.

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 “Abolish Human Trafficking Act of 2017”.

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. Preserving Domestic Trafficking Victims’ Fund.
- Sec. 3. Mandatory restitution for victims of commercial sexual exploitation.
- Sec. 4. Victim-witness assistance in sexual exploitation cases.

- Sec. 5. Victim protection training for the Department of Homeland Security.
- Sec. 6. Implementing a victim-centered approach to human trafficking.
- Sec. 7. Direct services for child victims of human trafficking.
- Sec. 8. Holistic training for Federal law enforcement officers and prosecutors.
- Sec. 9. Best practices in delivering justice for victims of trafficking.
- Sec. 10. Training for health professionals.
- Sec. 11. Improving the national strategy to combat human trafficking.
- Sec. 12. Specialized human trafficking training and technical assistance for service providers.
- Sec. 13. Enhanced penalties for human trafficking, child exploitation, and repeat offenders.
- Sec. 14. Targeting organized human trafficking perpetrators.
- Sec. 15. Investigating complex human trafficking networks.
- Sec. 16. Combating sex tourism.
- Sec. 17. Human Trafficking Justice Coordinators.
- Sec. 18. Interagency Task Force To Monitor and Combat Human Trafficking.
- Sec. 19. Additional reporting on crime.
- Sec. 20. Making the Presidential Survivor Council permanent.
- Sec. 21. Strengthening the National Human Trafficking Hotline.
- Sec. 22. Ending Government partnerships with the commercial sex industry.
- Sec. 23. Study of human trafficking victim privilege.
- Sec. 24. Understanding the effects of severe forms of trafficking in persons.
- Sec. 25. Combating trafficking in persons.
- Sec. 26. Grant accountability.

1 **SEC. 2. PRESERVING DOMESTIC TRAFFICKING VICTIMS'**
 2 **FUND.**

3 (a) SENSE OF CONGRESS.—It is the sense of Con-
 4 gress that the Domestic Trafficking Victims' Fund estab-
 5 lished under section 3014 of title 18, United States
 6 Code—

7 (1) is intended to supplement, and not sup-
 8 plant, any other funding for domestic trafficking vic-
 9 tims; and

10 (2) has achieved the objective described in para-
 11 graph (1) since the establishment of the Fund.

12 (b) ENSURING FULL FUNDING.—Section 3014 of
 13 title 18, United States Code, is amended—

1 (1) in subsection (a), in the matter preceding
 2 paragraph (1), by striking “September 30, 2019”
 3 and inserting “September 30, 2023”;

4 (2) in subsection (f), by inserting “, including
 5 the mandatory imposition of civil remedies for satis-
 6 faction of an unpaid fine as authorized under section
 7 3613, where appropriate” after “criminal cases”;
 8 and

9 (3) in subsection (h)(3), by inserting “and child
 10 victims of a severe form of trafficking (as defined in
 11 section 103 of the Victims of Trafficking and Vio-
 12 lence Protection Act of 2000 (22 U.S.C. 7102))”
 13 after “child pornography”.

14 **SEC. 3. MANDATORY RESTITUTION FOR VICTIMS OF COM-**
 15 **MERCIAL SEXUAL EXPLOITATION.**

16 (a) AMENDMENT.—Chapter 117 of title 18, United
 17 States Code, is amended by adding at the end the fol-
 18 lowing:

19 **“§ 2429. Mandatory restitution**

20 “(a) IN GENERAL.—Notwithstanding section 3663 or
 21 3663A, and in addition to any other civil or criminal pen-
 22 alty authorized by law, the court shall order restitution
 23 for any offense under this chapter.

24 “(b) SCOPE AND NATURE OF ORDER.—

1 “(1) DIRECTIONS.—An order of restitution
2 under this section shall direct the defendant to pay
3 the victim (through the appropriate court mecha-
4 nism) the full amount of the victim’s losses, as de-
5 termined by the court under paragraph (3).

6 “(2) ENFORCEMENT.—An order of restitution
7 under this section shall be issued and enforced in ac-
8 cordance with section 3664 in the same manner as
9 an order under section 3663A.

10 “(3) FULL AMOUNT OF THE VICTIM’S LOSSES
11 DEFINED.—For purposes of this subsection, the
12 term ‘full amount of the victim’s losses’—

13 “(A) has the meaning given the term in
14 section 2259(b)(3); and

15 “(B) includes the gross income or value to
16 the defendant of the victim’s services, if the
17 services constitute commercial sex acts as de-
18 fined under section 1591.

19 “(4) FORFEITURE OF PROPERTY.—The for-
20 feiture of property under this subsection shall be
21 governed by the provisions of section 413 (other
22 than subsection (d) of such section 413) of the Con-
23 trolled Substances Act (21 U.S.C. 853).

24 “(c) VICTIM DEFINED.—

1 “(1) IN GENERAL.—In this section, the term
2 ‘victim’ means the individual harmed as a result of
3 the commission of a crime under this chapter.

4 “(2) ASSUMPTION OF CRIME VICTIM’S
5 RIGHTS.—In the case of a victim who is under 18
6 years of age, incompetent, incapacitated, or de-
7 ceased, the legal guardian of the victim, a represent-
8 ative of the victim’s estate, or any other person ap-
9 pointed as suitable by the court may assume the
10 crime victim’s rights under this section.

11 “(d) PROHIBITION.—A defendant charged with an of-
12 fense under this chapter may not be named as a represent-
13 ative or guardian of a victim of the offense.”.

14 (b) TABLE OF SECTIONS.—The table of sections for
15 chapter 117 of title 18, United States Code, is amended
16 by inserting after the item relating to section 2428 the
17 following:

“2429. Mandatory restitution.”.

18 **SEC. 4. VICTIM-WITNESS ASSISTANCE IN SEXUAL EXPLOI-**
19 **TATION CASES.**

20 (a) AVAILABILITY OF DOJ APPROPRIATIONS.—Sec-
21 tion 524(c)(1)(B) of title 28, United States Code, is
22 amended by inserting “, chapter 110 of title 18” after
23 “chapter 77 of title 18”.

24 (b) AMENDMENT TO TITLE 31.—Section
25 9705(a)(2)(B)(v) of title 31, United States Code, is

1 amended by inserting “, chapter 109A of title 18 (relating
 2 to sexual abuse), chapter 110 of title 18 (relating to child
 3 sexual exploitation), or chapter 117 of title 18 (relating
 4 to transportation for illegal sexual activity and related
 5 crimes)” after “(relating to human trafficking)”.

6 **SEC. 5. VICTIM PROTECTION TRAINING FOR THE DEPART-**
 7 **MENT OF HOMELAND SECURITY.**

8 (a) IN GENERAL.—Title IX of the Justice for Victims
 9 of Trafficking Act of 2015 (6 U.S.C. 641 et seq.) is
 10 amended by adding at the end the following:

11 **“SEC. 906. VICTIM PROTECTION TRAINING FOR THE DE-**
 12 **PARTMENT OF HOMELAND SECURITY.**

13 “(a) DIRECTIVE TO DHS LAW ENFORCEMENT OFFI-
 14 CIALS AND TASK FORCES.—

15 “(1) IN GENERAL.—Not later than 180 days
 16 after the date of enactment of this section, the Sec-
 17 retary shall issue a directive to—

18 “(A) all Federal law enforcement officers
 19 and relevant personnel employed by the Depart-
 20 ment who may be involved in the investigation
 21 of human trafficking offenses; and

22 “(B) members of all task forces led by the
 23 Department that participate in the investigation
 24 of human trafficking offenses.

1 “(2) REQUIRED INSTRUCTIONS.—The directive
2 required to be issued under paragraph (1) shall in-
3 clude instructions on—

4 “(A) the investigation of individuals who
5 patronize or solicit human trafficking victims as
6 being engaged in severe trafficking in persons
7 and how such individuals should be investigated
8 for their roles in severe trafficking in persons;
9 and

10 “(B) how victims of sex or labor traf-
11 ficking often engage in criminal acts as a direct
12 result of severe trafficking in persons and such
13 individuals are victims of a crime and affirma-
14 tive measures should be taken to avoid arrest-
15 ing, charging, or prosecuting such individuals
16 for any offense that is the direct result of their
17 victimization.

18 “(b) VICTIM SCREENING PROTOCOL.—

19 “(1) IN GENERAL.—Not later than 180 days
20 after the date of enactment of this section, the Sec-
21 retary shall issue a screening protocol for use during
22 all anti-trafficking law enforcement operations in
23 which the Department is involved.

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

1 “(A) require the individual screening of all
2 adults and children who are suspected of engag-
3 ing in commercial sex acts, child labor that is
4 a violation of law, or work in violation of labor
5 standards to determine whether each individual
6 screened is a victim of human trafficking;

7 “(B) require affirmative measures to avoid
8 arresting, charging, or prosecuting human traf-
9 ficking victims for any offense that is the direct
10 result of their victimization;

11 “(C) be developed in consultation with rel-
12 evant interagency partners and nongovern-
13 mental organizations that specialize in the pre-
14 vention of human trafficking or in the identi-
15 fication and support of victims of human traf-
16 ficking and survivors of human trafficking; and

17 “(D) include—

18 “(i) procedures and practices to en-
19 sure that the screening process minimizes
20 trauma or revictimization of the person
21 being screened; and

22 “(ii) guidelines on assisting victims of
23 human trafficking in identifying and re-
24 ceiving restorative services.

1 “(c) MANDATORY TRAINING.—The training de-
 2 scribed in sections 902 and 904 shall include training nec-
 3 essary to implement—

4 “(1) the directive required under subsection (a);
 5 and

6 “(2) the protocol required under subsection
 7 (b).”.

8 (b) TABLE OF CONTENTS AMENDMENT.—The table
 9 of contents in section 1(b) of the Justice for Victims of
 10 Trafficking Act of 2015 (Public Law 114–22; 129 Stat.
 11 227) is amended by inserting after the item relating to
 12 section 905 the following:

“Sec. 906. Victim protection training for the Department of Homeland Secu-
 rity.”.

13 **SEC. 6. IMPLEMENTING A VICTIM-CENTERED APPROACH**
 14 **TO HUMAN TRAFFICKING.**

15 Section 107(b)(2) of the Trafficking Victims Protec-
 16 tion Act of 2000 (22 U.S.C. 7105(b)(2)) is amended—

17 (1) in subparagraph (B)(ii); by striking the pe-
 18 riod at the end and inserting “; and”; and

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

20 “(D) PRIORITY.—In selecting recipients of
 21 grants under this paragraph that are only avail-
 22 able for law enforcement operations or task
 23 forces, the Attorney General may give priority

1 to any applicant that files an attestation with
2 the Attorney General stating that—

3 “(i) the grant funds—

4 “(I) will be used to assist in the
5 prevention of severe forms of traf-
6 ficking in persons in accordance with
7 Federal law;

8 “(II) will be used to strengthen
9 efforts to investigate and prosecute
10 those who knowingly benefit finan-
11 cially from participation in a venture
12 that has engaged in any act of human
13 trafficking;

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

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

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

6 **SEC. 7. DIRECT SERVICES FOR CHILD VICTIMS OF HUMAN**
7 **TRAFFICKING.**

8 Section 214(b) of the Victims of Child Abuse Act of
9 1990 (42 U.S.C. 13002(b)) is amended—

10 (1) in the heading by inserting “**CHILD VIC-**
11 **TIMS OF A SEVERE FORM OF TRAFFICKING IN**
12 **PERSONS AND**” before “CHILD PORNOGRAPHY”;
13 and

14 (2) by inserting “of a severe form of trafficking
15 (as defined in section 103 of the Trafficking Victims
16 Protection Act of 2000 (22 U.S.C. 7102(9)(A))) who
17 were under the age of 18 at the time of the offense
18 and” before “child pornography”.

19 **SEC. 8. HOLISTIC TRAINING FOR FEDERAL LAW ENFORCE-**
20 **MENT OFFICERS AND PROSECUTORS.**

21 All training required under the Combat Human Traf-
22 ficking Act of 2015 (42 U.S.C. 14044g) and section
23 105(c)(4) of the Trafficking Victims Protection Act of
24 2000 (22 U.S.C. 7105(c)(4)) shall—

1 (1) emphasize that an individual who knowingly
2 solicits or patronizes a commercial sex act from a
3 person who was a minor (consistent with section
4 1591(c) of title 18, United States Code) or was sub-
5 ject to force, fraud, or coercion is guilty of an of-
6 fense under chapter 77 of title 18, United States
7 Code, and is a party to a human trafficking offense;

8 (2) develop specific curriculum for—

9 (A) under appropriate circumstances, ar-
10 resting and prosecuting buyers of commercial
11 sex, child labor that is a violation of law, or
12 forced labor as a form of primary prevention;
13 and

14 (B) investigating and prosecuting individ-
15 uals who knowingly benefit financially from par-
16 ticipation in a venture that has engaged in any
17 act of human trafficking; and

18 (3) specify that any comprehensive approach to
19 eliminating human trafficking shall include a de-
20 mand reduction component.

21 **SEC. 9. BEST PRACTICES IN DELIVERING JUSTICE FOR VIC-**
22 **TIMS OF TRAFFICKING.**

23 Not later than 180 days after the date of enactment
24 of this Act, the Attorney General shall issue guidance to
25 all offices and components of the Department of Justice—

1 (1) emphasizing that an individual who know-
2 ingly solicits or patronizes a commercial sex act
3 from a person who was a minor (consistent with sec-
4 tion 1591(c) of title 18, United States Code) or was
5 subject to force, fraud, or coercion is guilty of an of-
6 fense under chapter 77 of title 18, United States
7 Code, and is a party to a severe form of trafficking
8 in persons, as that term is defined in section 103(9)
9 of the Trafficking Victims Protection Act of 2000
10 (22 U.S.C. 7102(9));

11 (2) recommending and implementing best prac-
12 tices for the collection of special assessments under
13 section 3014 of title 18, United States Code, as
14 added by section 101 of the Justice for Victims of
15 Trafficking Act of 2015 (Public Law 114–22; 129
16 Stat. 228), including a directive that civil liens are
17 an authorized collection method and remedy under
18 section 3613 of title 18, United States Code; and

19 (3) clarifying that commercial sexual exploi-
20 tation is a form of gender-based violence.

21 **SEC. 10. TRAINING FOR HEALTH PROFESSIONALS.**

22 Section 107 of the Trafficking Victims Protection Act
23 of 2000 (22 U.S.C. 7105(f)) is amended by adding at the
24 end the following:

25 “(h) TRAINING FOR HEALTH PROFESSIONALS.—

1 “(1) DEFINITIONS.—In this subsection—

2 “(A) the term ‘pilot program’ means the
3 Stop, Observe, Ask, and Respond to Health and
4 Wellness Training pilot program established
5 under paragraph (2); and

6 “(B) the term ‘Secretary’ means the Sec-
7 retary of Health and Human Services.

8 “(2) PILOT PROGRAM.—

9 “(A) IN GENERAL.—The Secretary may
10 continue a pilot program, which shall be known
11 as the ‘Stop, Observe, Ask, and Respond to
12 Health and Wellness Training pilot program’ or
13 the ‘SOAR to Health and Wellness Training
14 pilot program’.

15 “(B) GRANTS AUTHORIZED.—Under the
16 pilot program, the Secretary may award grants
17 to appropriate entities to train health care pro-
18 viders—

19 “(i) to identify potential human traf-
20 ficking victims;

21 “(ii) to work with law enforcement
22 agencies to report human trafficking and
23 facilitate communication with human traf-
24 ficking victims, in accordance with all ap-
25 plicable Federal, State, local, and tribal

1 laws, including legal confidentiality re-
2 quirements for patients and health care
3 providers;

4 “(iii) to refer such victims to appro-
5 priate social or victims service agencies or
6 organizations;

7 “(iv) to provide such victims with ap-
8 propriate patient-centered, evidence-based
9 care; and

10 “(v) to foster the practice of inter-
11 professional collaboration, including prac-
12 tices used by organizations other than
13 health care organizations.

14 “(C) FUNCTIONS.—

15 “(i) IN GENERAL.—The functions of
16 the pilot program shall include, as appro-
17 priate, the functions of the Stop, Observe,
18 Ask, and Respond to Health and Wellness
19 Training program that was operating on
20 the day before the date of the enactment
21 of this subsection and any of the author-
22 ized initiatives described in clause (ii).

23 “(ii) AUTHORIZED INITIATIVES.—The
24 authorized initiatives of the pilot program
25 shall include—

1 “(I) engaging stakeholders, in-
2 cluding victims of human trafficking
3 and Federal, State, local, or tribal
4 partners;

5 “(II) making grants available to
6 support training in health care sites
7 that represent diversity in—

8 “(aa) geography;

9 “(bb) the demographics of
10 the population served;

11 “(cc) the predominate types
12 of human trafficking cases; and

13 “(dd) health care provider
14 profiles; and

15 “(III) providing technical assist-
16 ance to assist grantees in—

17 “(aa) achieving the objec-
18 tives described in subparagraph
19 (B); and

20 “(bb) reporting on any best
21 practices they identify.

22 “(D) TERMINATION.—The pilot program
23 shall terminate not later than October 1, 2022.

24 “(3) DATA COLLECTION AND REPORTING RE-
25 QUIREMENTS.—

1 “(A) DATA COLLECTION.—During any of
2 the fiscal years 2018 through 2022 in which the
3 Secretary carries out any of the authorized ini-
4 tiatives described in paragraph (2)(C), the Sec-
5 retary shall collect data and report on—

6 “(i) the total number of entities that
7 received a grant under this subsection—

8 “(I) during the previous fiscal
9 year;

10 “(II) between the previous fiscal
11 year and the date of the enactment of
12 this subsection; and

13 “(III) between the date of the en-
14 actment of this subsection and the
15 date of the establishment of the Stop,
16 Observe, Ask, and Respond to Health
17 and Wellness Training program that
18 was operating on the day before the
19 date of the enactment of this sub-
20 section; and

21 “(ii) the total number of health care
22 providers and other related providers that
23 participated in training supported by the
24 pilot program—

1 “(I) during the previous fiscal
2 year;

3 “(II) between the previous fiscal
4 year and the date of the enactment of
5 this subsection; and

6 “(III) between the date of the en-
7 actment of this subsection and the
8 date of the establishment of the Stop,
9 Observe, Ask, and Respond to Health
10 and Wellness Training program that
11 was operating on the day before the
12 date of the enactment of this sub-
13 section.

14 “(B) REPORTING.—Not later than 90 days
15 after the first day of each of the fiscal years
16 2018 through 2022, the Secretary shall prepare
17 and submit to Congress a report on the data
18 collected under subparagraph (A).

19 “(C) SHARING BEST PRACTICES.—The
20 Secretary shall make available, on the website
21 of the Department of Health and Human Serv-
22 ices, a description of the evidence-based prac-
23 tices and procedures used by entities that re-
24 ceive a grant under the pilot program for car-

1 rying out the activities described in paragraph
2 (2)(B).”.

3 **SEC. 11. IMPROVING THE NATIONAL STRATEGY TO COMBAT**
4 **HUMAN TRAFFICKING.**

5 Section 606(b) of the Justice for Victims of Traf-
6 ficking Act of 2015 (42 U.S.C. 14044h(b)) is amended
7 by adding at the end the following:

8 “(6) A national strategy to prevent human traf-
9 ficking and reduce demand for human trafficking
10 victims.”.

11 **SEC. 12. SPECIALIZED HUMAN TRAFFICKING TRAINING**
12 **AND TECHNICAL ASSISTANCE FOR SERVICE**
13 **PROVIDERS.**

14 (a) IN GENERAL.—Section 111 of the Violence
15 Against Women and Department of Justice Reauthoriza-
16 tion Act of 2005 (42 U.S.C. 14044f) is amended—

17 (1) in the heading, by striking “**LAW EN-**
18 **FORCEMENT TRAINING PROGRAMS**” and insert-
19 ing “**SPECIALIZED HUMAN TRAFFICKING**
20 **TRAINING AND TECHNICAL ASSISTANCE**”;

21 (2) in subsection (a)(2), by striking “means a
22 State or a local government.” and inserting the fol-
23 lowing: “means—

24 “(A) a State or unit of local government;

1 “(B) a federally recognized Indian tribal
2 government, as determined by the Secretary of
3 the Interior;

4 “(C) a victim service provider;

5 “(D) a nonprofit or for-profit organization
6 (including a tribal nonprofit or for-profit orga-
7 nization);

8 “(E) a national organization; or

9 “(F) an institution of higher education (in-
10 cluding tribal institutions of higher edu-
11 cation).”;

12 (3) by striking subsection (b) and inserting the
13 following:

14 “(b) GRANTS AUTHORIZED.—The Attorney General
15 may award grants to eligible entities to—

16 “(1) provide training to identify and protect
17 victims of trafficking;

18 “(2) improve quality and quantity of services
19 offered to trafficking survivors; and

20 “(3) improve victim service providers’ partner-
21 ships with Federal, State, tribal, and local law en-
22 forcement agencies and other relevant entities.”; and

23 (4) in subsection (c)—

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

1 (B) in paragraph (3), by striking the pe-
2 riod at the end and inserting a semicolon; and

3 (C) by inserting after paragraph (3) the
4 following:

5 “(4) provide technical assistance on the range
6 of services available to victim service providers who
7 serve trafficking victims;

8 “(5) develop and distribute materials, including
9 materials identifying best practices in accordance
10 with Federal law and policies, to support victim
11 service providers working with human trafficking
12 victims;

13 “(6) identify and disseminate other publicly
14 available materials in accordance with Federal law
15 to help build capacity of service providers;

16 “(7) provide training at relevant conferences,
17 through webinars, or through other mechanisms in
18 accordance with Federal law; or

19 “(8) assist service providers in developing addi-
20 tional resources such as partnerships with Federal,
21 State, tribal, and local law enforcement agencies and
22 other relevant entities in order to access a range of
23 available services in accordance with Federal law.”.

24 (b) TECHNICAL AND CONFORMING AMENDMENT.—

25 The table of contents in section 2 of the Violence Against

1 Women and Department of Justice Reauthorization Act
 2 of 2005 (Public Law 109–162; 119 Stat. 2960) is amend-
 3 ed by striking the item relating to section 111 and insert-
 4 ing the following:

“Sec. 111. Grants for specialized human trafficking training and technical as-
 sistance for service providers.”.

5 **SEC. 13. ENHANCED PENALTIES FOR HUMAN TRAFFICKING,**
 6 **CHILD EXPLOITATION, AND REPEAT OFFEND-**
 7 **ERS.**

8 Part I of title 18, United States Code, is amended—

9 (1) in chapter 77—

10 (A) in section 1583(a), in the flush text
 11 following paragraph (3), by striking “not more
 12 than 20 years” and inserting “not more than
 13 30 years”;

14 (B) in section 1587, by striking “four
 15 years” and inserting “10 years”; and

16 (C) in section 1591(d), by striking “20
 17 years” and inserting “25 years”; and

18 (2) in section 2426—

19 (A) in subsection (a), by striking “twice”
 20 and inserting “3 times”; and

21 (B) in subsection (b)(1)(B) by striking
 22 “paragraph (1)” and inserting “subparagraph
 23 (A)”.

1 **SEC. 14. TARGETING ORGANIZED HUMAN TRAFFICKING**
2 **PERPETRATORS.**

3 Section 521(c) of title 18, United States Code, is
4 amended—

5 (1) in paragraph (2), by striking “and” at the
6 end;

7 (2) by redesignating paragraph (3) as para-
8 graph (4);

9 (3) by inserting after paragraph (2) the fol-
10 lowing:

11 “(3) a Federal offense involving human traf-
12 ficking, sexual abuse, sexual exploitation, or trans-
13 portation for prostitution or any illegal sexual activ-
14 ity; and”; and

15 (4) in paragraph (4), as so redesignated, by
16 striking “(1) or (2)” and inserting “(1), (2), or (3)”.

17 **SEC. 15. INVESTIGATING COMPLEX HUMAN TRAFFICKING**
18 **NETWORKS.**

19 Section 2516 of title 18, United States Code, is
20 amended—

21 (1) in paragraph (1)(c)—

22 (A) by inserting “section 1582 (vessels for
23 slave trade), section 1583 (enticement into slav-
24 ery),” after “section 1581 (peonage),”; and

25 (B) by inserting “section 1585 (seizure,
26 detention, transportation or sale of slaves), sec-

1 tion 1586 (service on vessels in slave trade),
2 section 1587 (possession of slaves aboard ves-
3 sel), section 1588 (transportation of slaves from
4 United States),” after “section 1584 (involun-
5 tary servitude),”; and
6 (2) in paragraph (2)—

7 (A) by striking “kidnapping human” and
8 inserting “kidnapping, human”; and

9 (B) by striking “production, ,” and insert-
10 ing “production, prostitution,”.

11 **SEC. 16. COMBATING SEX TOURISM.**

12 Section 2423 of title 18, United States Code, is
13 amended—

14 (1) in subsection (b), by striking “for the pur-
15 pose” and inserting “with a motivating purpose”;
16 and

17 (2) in subsection (d), by striking “for the pur-
18 pose of engaging” and inserting “with a motivating
19 purpose of engaging”.

20 **SEC. 17. HUMAN TRAFFICKING JUSTICE COORDINATORS.**

21 (a) HUMAN TRAFFICKING JUSTICE COORDINA-
22 TORS.—The Attorney General shall designate in each Fed-
23 eral judicial district not less than 1 Assistant United
24 States Attorney to serve as the Human Trafficking Coor-
25 dinator for the district who, in addition to any other re-

1 sponsibilities, works with a human trafficking victim-wit-
2 ness specialist and shall be responsible for—

3 (1) serving as the legal counsel for the Federal
4 judicial district on matters relating to human traf-
5 ficking;

6 (2) prosecuting, or assisting in the prosecution
7 of, human trafficking cases;

8 (3) conducting public outreach and awareness
9 activities relating to human trafficking;

10 (4) ensuring the collection of data required to
11 be collected under clause (viii) of section
12 105(d)(7)(Q) of the Trafficking Victims Protection
13 Act of 2000 (22 U.S.C. 7103(d)(7)(Q)), as added by
14 section 18 of this Act;

15 (5) coordinating with other Federal agencies,
16 State, tribal, and local law enforcement agencies,
17 victim service providers, and other relative non-gov-
18 ernmental organizations to build partnerships on ac-
19 tivities relating to human trafficking; and

20 (6) ensuring the collection of restitution for vic-
21 tims as required to be ordered under section 1593
22 of title 18, United States Code, and section 2429 of
23 such title, as added by section 3 of this Act.

24 (b) DEPARTMENT OF JUSTICE COORDINATOR.—Not
25 later than 60 days after the date of enactment of this Act,

1 the Attorney General shall designate an official who shall
2 coordinate human trafficking efforts within the Depart-
3 ment of Justice who, in addition to any other responsibil-
4 ities, shall be responsible for—

5 (1) coordinating, promoting, and supporting the
6 work of the Department of Justice relating to
7 human trafficking, including investigation, prosecu-
8 tion, training, outreach, victim support, grant-mak-
9 ing, and policy activities;

10 (2) in consultation with survivors of human
11 trafficking, compiling, conducting, and dissemi-
12 nating, including making publicly available when ap-
13 propriate, replication guides and training materials
14 for law enforcement officers, prosecutors, judges,
15 emergency responders, individuals working in victim
16 services, adult and child protective services, social
17 services, and public safety, medical personnel, men-
18 tal health personnel, financial services personnel,
19 and any other individuals whose work may bring
20 them in contact with human trafficking regarding
21 how to—

22 (A) conduct investigations in human traf-
23 ficking cases;

24 (B) address evidentiary issues and other
25 legal issues; and

1 (C) appropriately assess, respond to, and
 2 interact with victims and witnesses in human
 3 trafficking cases, including in administrative,
 4 civil, and criminal judicial proceedings; and
 5 (3) carrying out such other duties as the Attor-
 6 ney General determines necessary in connection with
 7 enhancing the understanding, prevention, and detec-
 8 tion of, and response to, human trafficking.

9 **SEC. 18. INTERAGENCY TASK FORCE TO MONITOR AND**
 10 **COMBAT HUMAN TRAFFICKING.**

11 Section 105(d)(7)(Q) of the Trafficking Victims Pro-
 12 tection Act of 2000 (22 U.S.C. 7103(d)(7)(Q)) is amend-
 13 ed—

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

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

17 “(viii) the number of convictions ob-
 18 tained under chapter 77 of title 18, United
 19 States Code, aggregated separately by the
 20 form of offense committed with respect to
 21 the victim, including recruiting, enticing,
 22 harboring, transporting, providing, obtain-
 23 ing, advertising, maintaining, patronizing,
 24 or soliciting a human trafficking victim;
 25 and”.

1 **SEC. 19. ADDITIONAL REPORTING ON CRIME.**

2 Section 237(b) of the William Wilberforce Trafficking
3 Victims Protection Reauthorization Act of 2008 (28
4 U.S.C. 534 note) is amended—

5 (1) in paragraph (2), by striking “and” at the
6 end;

7 (2) in paragraph (3), by striking the period at
8 the end and inserting a semicolon; and

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

10 “(4) incidents of assisting or promoting pros-
11 titution, child labor that is a violation of law, or
12 forced labor of an individual under the age of 18 as
13 described in paragraph (1); and

14 “(5) incidents of purchasing or soliciting com-
15 mercial sex acts, child labor that is a violation of
16 law, or forced labor with an individual under the age
17 of 18 as described in paragraph (2).”.

18 **SEC. 20. MAKING THE PRESIDENTIAL SURVIVOR COUNCIL**
19 **PERMANENT.**

20 Section 115 of the Justice for Victims of Trafficking
21 Act of 2015 (Public Law 114–22; 129 Stat. 243) is
22 amended by striking subsection (h).

1 **SEC. 21. STRENGTHENING THE NATIONAL HUMAN TRAF-**
2 **FICKING HOTLINE.**

3 (a) REPORTING REQUIREMENT.—Section 105(d)(3)
4 of the Victims of Trafficking and Violence Protection Act
5 of 2000 (22 U.S.C. 7103(d)(3)) is amended—

6 (1) by inserting “and providing an annual re-
7 port on the case referrals received from the national
8 human trafficking hotline by Federal departments
9 and agencies” after “international trafficking”; and

10 (2) by inserting “and reporting requirements”
11 after “Any data collection procedures”.

12 (b) HOTLINE INFORMATION.—Section
13 107(b)(1)(B)(ii) of such Act (22 U.S.C.
14 7105(b)(1)(B)(ii)) is amended by adding at the end the
15 following: “The number of the national human trafficking
16 hotline described in this clause shall be posted in a visible
17 place in all Federal buildings.”.

18 **SEC. 22. ENDING GOVERNMENT PARTNERSHIPS WITH THE**
19 **COMMERCIAL SEX INDUSTRY.**

20 No Federal funds or resources may be used for the
21 operation of, participation in, or partnership with any pro-
22 gram that involves the provision of funding or resources
23 to an organization that—

24 (1) has the primary purpose of providing adult
25 entertainment; and

1 (2) derives profits from the commercial sex
2 trade.

3 **SEC. 23. STUDY OF HUMAN TRAFFICKING VICTIM PRIVI-**
4 **LEGE.**

5 Not later than 1 year after the date of enactment
6 of this Act, the Judicial Conference of the United States
7 shall—

8 (1) conduct a study on the necessity and desir-
9 ability of amending the Federal Rules of Evidence to
10 establish a Federal evidentiary privilege for con-
11 fidential communications between a victim of human
12 trafficking, regardless of whether the victim of
13 human trafficking is a party to a legal action, and
14 a caseworker assisting the victim of human traf-
15 ficking; and

16 (2) submit to Congress a report on the study
17 conducted under paragraph (1).

18 **SEC. 24. UNDERSTANDING THE EFFECTS OF SEVERE**
19 **FORMS OF TRAFFICKING IN PERSONS.**

20 (a) IN GENERAL.—Title VI of the Justice for Victims
21 of Trafficking Act of 2015 (Public Law 114–22; 129 Stat.
22 258) is amended by adding at the end the following:

1 **“SEC. 607. UNDERSTANDING THE PHYSICAL AND PSYCHO-**
2 **LOGICAL EFFECTS OF SEVERE FORMS OF**
3 **TRAFFICKING IN PERSONS.**

4 “(a) IN GENERAL.—The National Institute of Jus-
5 tice and the Centers for Disease Control and Prevention
6 shall jointly conduct a study on the short-term and long-
7 term physical and psychological effects of serious harm (as
8 that term is defined in section 1589(c)(2) and section
9 1591(e)(4) of title 18, United States Code, as amended
10 by the William Wilberforce Trafficking Victims Protection
11 Reauthorization Act of 2008 (Public Law 110–457; 122
12 Stat. 5044)) in order to determine the most effective types
13 of services for individuals who are identified as victims of
14 these crimes, including victims in cases that were not in-
15 vestigated or prosecuted by any law enforcement agency,
16 and how new or current treatment and programming op-
17 tions should be tailored to address the unique needs and
18 barriers associated with these victims.

19 “(b) REPORT.—Not later than 3 years after the date
20 of enactment of the Abolish Human Trafficking Act of
21 2017, the National Institute of Justice and the Centers
22 for Disease Control and Prevention shall make available
23 to the public the results, including any associated rec-
24 ommendations, of the study conducted under subsection
25 (a).”.

1 (b) TABLE OF CONTENTS AMENDMENT.—The table
 2 of contents in section 1(b) of the Justice for Victims of
 3 Trafficking Act of 2015 (Public Law 114–22; 129 Stat.
 4 227) is amended by inserting after the item relating to
 5 section 606 the following:

“Sec. 607. Understanding the physical and psychological effects of severe forms
 of trafficking in persons.”.

6 **SEC. 25. COMBATING TRAFFICKING IN PERSONS.**

7 (a) TRAFFICKING VICTIMS PREVENTION ACT OF
 8 2000 PROGRAMS.—Section 113 of the Trafficking Victims
 9 Prevention Act of 2000 (22 U.S.C. 7110) is amended—

10 (1) in subsection (b)—

11 (A) in paragraph (1), by striking “2014
 12 through 2017” and inserting “2018 through
 13 2022.”; and

14 (B) in paragraph (2), by striking “2014
 15 through 2017” and inserting “2018 through
 16 2022”; and

17 (2) in subsection (i), by striking “2014 through
 18 2017” and inserting “2018 through 2022”.

19 (b) REINSTATEMENT AND REAUTHORIZATION OF
 20 GRANTS TO COMBAT CHILD SEX TRAFFICKING.—

21 (1) REINSTATEMENT OF EXPIRED PROVI-
 22 SION.—

23 (A) IN GENERAL.—Section 202 of the
 24 Trafficking Victims Protection Reauthorization

1 Act of 2005 (42 U.S.C. 14044a) is amended to
2 read as such section read on March 6, 2017.

3 (B) CONFORMING AMENDMENT.—Section
4 1241(b) of the Violence Against Women Reau-
5 thorization Act of 2013 (42 U.S.C. 14004a
6 note) is repealed.

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

10 (3) REAUTHORIZATION.—Section 202(i) of the
11 Trafficking Victims Protection Reauthorization Act
12 of 2005, as amended by paragraph (1), is amended
13 to read as follows:

14 “(i) FUNDING.—For each of the fiscal years 2018
15 through 2022, the Attorney General is authorized to allo-
16 cate up to \$8,000,000 of the amounts appropriated pursu-
17 ant to section 113(d)(1) of the Trafficking Victims Pre-
18 vention Act of 2000 (22 U.S.C. 7110(d)(1)) to carry out
19 this section.”.

20 **SEC. 26. GRANT ACCOUNTABILITY.**

21 (a) DEFINITIONS.—In this section—

22 (1) the term “covered agency” means an agency
23 authorized to award grants under this Act;

24 (2) the term “covered grant” means a grant au-
25 thorized to be awarded under this Act; and

1 (3) the term “covered official” means the head
2 of a covered agency.

3 (b) ACCOUNTABILITY.—All covered grants shall be
4 subject to the following accountability provisions:

5 (1) AUDIT REQUIREMENT.—

6 (A) DEFINITION.—In this paragraph, the
7 term “unresolved audit finding” means a find-
8 ing in the final audit report of the Inspector
9 General of a covered agency that the audited
10 grantee has utilized funds under a covered
11 grant for an unauthorized expenditure or other-
12 wise unallowable cost that is not closed or re-
13 solved within 12 months from the date when
14 the final audit report is issued.

15 (B) AUDITS.—Beginning in the first fiscal
16 year beginning after the date of enactment of
17 this Act, and in each fiscal year thereafter, the
18 Inspector General of a covered agency shall
19 conduct audits of recipients of covered grants to
20 prevent waste, fraud, and abuse of funds by
21 grantees. The Inspector General shall determine
22 the appropriate number of grantees to be au-
23 dited each year.

24 (C) MANDATORY EXCLUSION.—A recipient
25 of funds under a covered grant that is found to

1 have an unresolved audit finding shall not be el-
2 igible to receive funds under a covered grant
3 during the first 2 fiscal years beginning after
4 the end of the 12-month period described in
5 subparagraph (A).

6 (D) PRIORITY.—In awarding covered
7 grants, a covered official shall give priority to
8 eligible applicants that did not have an unre-
9 solved audit finding during the 3 fiscal years
10 before submitting an application for the covered
11 grant.

12 (E) REIMBURSEMENT.—If an entity is
13 awarded funds under a covered grant during
14 the 2-fiscal-year period during which the entity
15 is barred from receiving covered grants under
16 subparagraph (C), a covered official shall—

17 (i) deposit an amount equal to the
18 amount of the grant funds that were im-
19 properly awarded to the grantee into the
20 General Fund of the Treasury; and

21 (ii) seek to recoup the costs of the re-
22 payment to the fund from the recipient of
23 the covered grant that was erroneously
24 awarded grant funds.

1 (2) NONPROFIT ORGANIZATION REQUIRE-
2 MENTS.—

3 (A) DEFINITION.—For purposes of this
4 paragraph and each covered grant program, the
5 term “nonprofit organization” means an organi-
6 zation that is described in section 501(c)(3) of
7 the Internal Revenue Code of 1986 and is ex-
8 empt from taxation under section 501(a) of
9 such Code.

10 (B) PROHIBITION.—A covered grant may
11 not be awarded to a nonprofit organization that
12 holds money in offshore accounts for the pur-
13 pose of avoiding paying the tax described in
14 section 511(a) of the Internal Revenue Code of
15 1986.

16 (C) DISCLOSURE.—Each nonprofit organi-
17 zation that is awarded a covered grant and uses
18 the procedures prescribed in regulations to cre-
19 ate a rebuttable presumption of reasonableness
20 for the compensation of its officers, directors,
21 trustees, and key employees, shall disclose to
22 the applicable covered official, in the application
23 for the covered grant, the process for deter-
24 mining such compensation, including the inde-
25 pendent persons involved in reviewing and ap-

1 proving such compensation, the comparability
2 data used, and contemporaneous substantiation
3 of the deliberation and decision. Upon request,
4 a covered official shall make the information
5 disclosed under this subparagraph available for
6 public inspection.

7 (3) CONFERENCE EXPENDITURES.—

8 (A) LIMITATION.—No amounts made
9 available to a covered agency to carry out a cov-
10 ered grant program may be used by a covered
11 official, or by any individual or entity awarded
12 discretionary funds through a cooperative
13 agreement under a covered grant program, to
14 host or support any expenditure for conferences
15 that uses more than \$20,000 in funds made
16 available by the covered agency, unless the cov-
17 ered official provides prior written authorization
18 that the funds may be expended to host the
19 conference.

20 (B) WRITTEN APPROVAL.—Written ap-
21 proval under subparagraph (A) shall include a
22 written estimate of all costs associated with the
23 conference, including the cost of all food, bev-
24 erages, audio-visual equipment, honoraria for
25 speakers, and entertainment.

1 (C) REPORT.—

2 (i) DEPARTMENT OF JUSTICE.—The
3 Deputy Attorney General shall submit an
4 annual report to the appropriate commit-
5 tees of Congress on all conference expendi-
6 tures approved under this paragraph.

7 (ii) DEPARTMENT OF HEALTH AND
8 HUMAN SERVICES.—The Deputy Secretary
9 of Health and Human Services shall sub-
10 mit to the appropriate committees of Con-
11 gress an annual report on all conference
12 expenditures approved under this para-
13 graph.

14 (iii) DEPARTMENT OF HOMELAND SE-
15 CURITY.—The Deputy Secretary of Home-
16 land Security shall submit to the appro-
17 priate committees of Congress an annual
18 report on all conference expenditures ap-
19 proved under this paragraph.

20 (4) ANNUAL CERTIFICATION.—Beginning in the
21 first fiscal year beginning after the date of enact-
22 ment of this Act, each covered official shall submit
23 to the appropriate committees of Congress an an-
24 nual certification—

25 (A) indicating whether—

1 (i) all audits issued by the Office of
2 the Inspector General of the applicable
3 covered agency under paragraph (1) have
4 been completed and reviewed by the appro-
5 priate official;

6 (ii) all mandatory exclusions required
7 under paragraph (1)(C) have been issued;
8 and

9 (iii) all reimbursements required
10 under paragraph (1)(E) have been made;
11 and

12 (B) that includes a list of any recipients of
13 a covered grant excluded under paragraph (1)
14 from the previous year.

15 (c) PREVENTING DUPLICATIVE GRANTS.—

16 (1) IN GENERAL.—Before a covered official
17 awards a covered grant, the covered official shall
18 compare potential awards under the covered grant
19 program with other covered grants awarded to deter-
20 mine if duplicate grant awards are awarded for the
21 same purpose.

22 (2) REPORT.—If a covered official awards du-
23 plicate covered grants to the same applicant for the
24 same purpose the covered official shall submit to the

1 appropriate committees of Congress a report that in-
2 cludes—

3 (A) a list of all duplicate covered grants
4 awarded, including the total dollar amount of
5 any duplicate covered grants awarded; and

6 (B) the reason the covered official awarded
7 the duplicate covered grants.

○