

116TH CONGRESS
1ST SESSION

S. 2843

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

IN THE SENATE OF THE UNITED STATES

NOVEMBER 13, 2019

Mrs. FEINSTEIN (for herself, Mr. LEAHY, Ms. KLOBUCHAR, Ms. HIRONO, Ms. HARRIS, Mrs. MURRAY, Ms. STABENOW, Ms. CANTWELL, Mrs. SHAHEEN, Mrs. GILLIBRAND, Ms. BALDWIN, Ms. WARREN, Ms. DUCKWORTH, Ms. HASSAN, Ms. CORTEZ MASTO, Ms. SMITH, Ms. SINEMA, Ms. ROSEN, Mr. SCHUMER, Mr. BROWN, Mr. UDALL, Mr. WYDEN, Mr. DURBIN, Mr. REED, Mr. CARPER, Mr. MENENDEZ, Mr. CARDIN, Mr. SANDERS, Mr. CASEY, Mr. WHITEHOUSE, Mr. TESTER, Mr. WARNER, Mr. MERKLEY, Mr. BENNET, Mr. MANCHIN, Mr. COONS, Mr. BLUMENTHAL, Mr. SCHATZ, Mr. MURPHY, Mr. HEINRICH, Mr. KING, Mr. KAINE, Mr. MARKEY, Mr. BOOKER, Mr. PETERS, Mr. VAN HOLLEN, and Mr. JONES) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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 2019”.

- 1 (b) TABLE OF CONTENTS.—The table of contents for
 2 this Act is as follows:

- Sec. 1. Short title; table of contents.
 Sec. 2. Universal definitions and grant conditions.
 Sec. 3. Agency and department coordination.
 Sec. 4. Effective date.
 Sec. 5. Availability of funds.

TITLE I—ENHANCING LEGAL TOOLS TO COMBAT DOMESTIC VIOLENCE, DATING VIOLENCE, SEXUAL ASSAULT, AND STALKING

- 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 grants.
 Sec. 106. Criminal provisions.
 Sec. 107. Rape survivor child custody.
 Sec. 108. Enhancing culturally specific services for victims of domestic violence, dating violence, sexual assault, and stalking.
 Sec. 109. Grants for lethality assessment programs.

TITLE II—IMPROVING SERVICES FOR VICTIMS

- Sec. 201. Sexual assault services program.
 Sec. 202. Rural domestic violence, dating violence, sexual assault, stalking, and child abuse enforcement assistance program.
 Sec. 203. Training and services to end violence against people with disabilities.
 Sec. 204. Training and services to end abuse in later life.
 Sec. 205. Demonstration program on trauma-informed training for law enforcement.

TITLE III—SERVICES, PROTECTION, AND JUSTICE FOR YOUNG VICTIMS

- Sec. 301. Rape prevention and education grant.
 Sec. 302. Creating hope through outreach, options, services, and education (CHOOSE) for children and youth.
 Sec. 303. Grants to combat violent crimes on campuses.
 Sec. 304. Combat online predators.

TITLE IV—VIOLENCE REDUCTION PRACTICES

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

TITLE V—STRENGTHENING THE HEALTH CARE SYSTEMS RESPONSE

- Sec. 501. Grants to strengthen the health care 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. Ensuring compliance and implementation; prohibiting retaliation against victims.
- Sec. 603. Protecting the right to report crime from one's home.
- Sec. 604. Transitional housing assistance grants for victims of domestic violence, dating violence, sexual assault, or stalking.
- Sec. 605. Addressing the housing needs of victims of domestic violence, dating violence, sexual assault, and stalking.
- Sec. 606. United States Housing Act of 1937 amendments.

TITLE VII—ECONOMIC SECURITY FOR VICTIMS

- Sec. 701. Findings.
- Sec. 702. National Resource Center on workplace responses to assist victims of domestic and sexual violence.
- Sec. 703. Entitlement to unemployment compensation for victims of sexual and other harassment and survivors of domestic violence, sexual assault, or stalking.
- Sec. 704. Study and reports on barriers to survivors' economic security access.
- Sec. 705. GAO study.
- Sec. 706. Education and information programs for survivors.
- Sec. 707. Severability.

TITLE VIII—HOMICIDE REDUCTION INITIATIVES

- Sec. 801. Prohibiting persons convicted of misdemeanor crimes against dating partners and persons subject to protection orders.
- Sec. 802. Prohibiting stalkers and individuals subject to court order from possessing a firearm.

TITLE IX—SAFETY FOR INDIAN WOMEN

- Sec. 901. Findings and purpose.
- Sec. 902. Authorization for Tribal Access Program.
- Sec. 903. Tribal jurisdiction over covered crimes.
- Sec. 904. Reports.

TITLE X—OFFICE ON VIOLENCE AGAINST WOMEN

- Sec. 1001. Establishment of Office on Violence Against Women.

TITLE XI—IMPROVING CONDITIONS FOR WOMEN IN FEDERAL CUSTODY

- Sec. 1101. Improving the treatment of primary caretaker parents and other individuals in Federal prisons.
- Sec. 1102. Public health and safety of women.
- Sec. 1103. Research and report on women in Federal incarceration.
- Sec. 1104. Reentry planning and services for incarcerated women.

TITLE XII—LAW ENFORCEMENT TOOLS TO ENHANCE PUBLIC SAFETY

- Sec. 1201. Notification to law enforcement agencies of prohibited purchase or attempted purchase of a firearm.
- Sec. 1202. Reporting of background check denials to State, local, and Tribal authorities.

Sec. 1203. Special assistant United States attorneys and cross-deputized attorneys.

TITLE XIII—CLOSING THE LAW ENFORCEMENT CONSENT LOOPHOLE

Sec. 1301. Short title.

Sec. 1302. Prohibition on engaging in sexual acts while acting under color of law.

Sec. 1303. Incentives for States.

Sec. 1304. Reports to Congress.

Sec. 1305. Definition.

TITLE XIV—OTHER MATTERS

Sec. 1401. National stalker and domestic violence reduction.

Sec. 1402. Federal victim assistants reauthorization.

Sec. 1403. Child abuse training programs for judicial personnel and practitioners reauthorization.

Sec. 1404. Sex offender management.

Sec. 1405. Court-appointed special advocate program.

Sec. 1406. Rape kit backlog.

Sec. 1407. Sexual assault forensic exam program grants.

Sec. 1408. Review on link between substance use and victims of domestic violence dating violence, sexual assault, or stalking.

Sec. 1409. Interagency working group to study Federal efforts to collect data on sexual violence.

TITLE XV—CYBERCRIME ENFORCEMENT

Sec. 1501. Local law enforcement grants for enforcement of cybercrimes.

Sec. 1502. National Resource Center grant.

Sec. 1503. National strategy, classification, and reporting on cybercrime.

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 striking “In this title” and insert-
6 ing “In this title, including for the purpose of
7 grants authorized under this title”;

8 (B) by redesignating paragraphs (34)
9 through (45) as paragraphs (42) through (53),
10 respectively;

1 (C) by redesignating paragraphs (18)
2 through (33) as paragraphs (25) through (40),
3 respectively;

4 (D) by redesignating paragraph (16) as
5 paragraph (23);

6 (E) by redesignating paragraph (17) as
7 paragraph (22) and moving it to appear before
8 paragraph (23), as so redesignated;

9 (F) by redesignating paragraphs (13)
10 through (15) as paragraphs (19) through (21),
11 respectively;

12 (G) by striking paragraphs (8), (11), and
13 (12);

14 (H) by redesignating paragraphs (9) and
15 (10) as paragraphs (10) and (11), respectively;

16 (I) by redesignating paragraphs (6) and
17 (7) as paragraphs (8) and (9), respectively;

18 (J) by redesignating paragraph (2) as
19 paragraph (7) and moving it to appear before
20 paragraph (8), as so redesignated;

21 (K) by striking paragraph (5);

22 (L) by redesignating paragraphs (3) and
23 (4) as paragraphs (4) and (5), respectively;

24 (M) by redesignating paragraph (1) as
25 paragraph (2);

1 (N) by inserting before paragraph (2), as
 2 so redesignated, the following:

3 “(1) ABUSE IN LATER LIFE.—The term ‘abuse
 4 in later life’—

5 “(A) means—

6 “(i) neglect, abandonment, economic
 7 abuse, or willful harm of an adult over the
 8 age of 50 by an individuals in an ongoing
 9 relationship of trust with the victim; or

10 “(ii) domestic violence, dating vio-
 11 lence, sexual assault, or stalking of an
 12 adult over the age of 50 by any individual;
 13 and

14 “(B) does not include self-neglect.”;

15 (O) by inserting after paragraph (2), as so
 16 redesignated, the following:

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

20 “(A) involves, on a voluntary basis, and to
 21 the extent possible, those who have committed
 22 a specific offense and those who have been
 23 harmed as a result of the offense;

24 “(B) has the goal of collectively seeking ac-
 25 countability from the accused, and developing a

process whereby the accused will take responsibility for his or her actions, and a plan for providing relief to those harmed, through allocation, restitution, community service, or other processes upon which the victim, the accused, the community, and the court (if court-ordered) can agree;

“(C) is conducted in a framework that protects victim safety and supports victim autonomy; and

“(D) provides that information disclosed during such process may not be used for any other law enforcement purpose, including impeachment or prosecution, without the express permission of all participants.”;

(P) by inserting after paragraph (5), as so redesignated, the following:

“(6) COURT-BASED AND COURT-RELATED PERSONNEL.—The terms ‘court-based personnel’ and ‘court-related personnel’ mean persons working in the court, whether paid or volunteer, including—

“(A) clerks, special masters, domestic relations officers, administrators, mediators, custody evaluators, guardians ad litem, lawyers, negotiators, probation, parole, interpreters, vic-

tim assistants, victim advocates, and judicial,
 administrative, or any other professionals or
 personnel similarly involved in the legal process;

“(B) court security personnel;

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

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

(Q) by inserting after paragraph (11), as
 so redesignated, the following:

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

1 “(13) DOMESTIC VIOLENCE.—The term ‘domes-
2 tic violence’ includes a felony or misdemeanor of-
3 fense under the family or domestic violence laws of
4 a jurisdiction receiving grant funds, and in the case
5 of victim services, includes a pattern of behavior in-
6 volving the use or attempted use of physical, sexual,
7 verbal, psychological, economic, or technological
8 abuse or any other coercive behavior committed, en-
9 abled, or solicited to gain or maintain power and
10 control over a victim, by a person who—

11 “(A) is a current or former spouse or dat-
12 ing partner of the victim, or other person simi-
13 larly situated to a spouse of the victim;

14 “(B) is cohabitating with or has
15 cohabitated with the victim as a spouse or dat-
16 ing partner;

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

19 “(D) is an adult family member of, or paid
20 or nonpaid caregiver in an ongoing relationship
21 of trust with a victim aged 50 or older or an
22 adult victim with disabilities; or

23 “(E) commits acts against a youth or adult
24 victim who is protected from those acts under

1 the family or domestic violence laws of the ju-
2 risdiction.

3 “(14) ECONOMIC ABUSE.—The term ‘economic
4 abuse’, in the context of domestic violence, dating vi-
5 olence, and abuse in later life, means behavior that
6 is coercive, deceptive, or unreasonably controls or re-
7 strains a person’s ability to acquire, use, or maintain
8 economic resources to which they are entitled, in-
9 cluding using coercion, fraud, or manipulation to—

10 “(A) restrict a person’s access to money,
11 assets, credit, or financial information;

12 “(B) unfairly use a person’s personal eco-
13 nomic resources, including money, assets, and
14 credit, for one’s own advantage; or

15 “(C) exert undue influence over a person’s
16 financial and economic behavior or decisions,
17 including forcing default on joint or other fi-
18 nancial obligations, exploiting powers of attor-
19 ney, guardianship, or conservatorship, or failing
20 or neglecting to act in the best interests of a
21 person to whom one has a fiduciary duty.

22 “(15) ELDER ABUSE.—The term ‘elder abuse’
23 has the meaning given that term in section 2 of the
24 Elder Abuse Prevention and Prosecution Act. The
25 terms ‘abuse,’ ‘elder,’ and ‘exploitation’ have the

1 meanings given those terms in section 2011 of the
2 Social Security Act (42 U.S.C. 1397j).

3 “(16) FEMALE GENITAL MUTILATION.—The
4 terms ‘female genital mutilation’, ‘female genital
5 cutting’, ‘FGM/C’, or ‘female circumcision’ mean the
6 intentional removal or infibulation (or both) of either
7 the whole or part of the external female genitalia for
8 non-medical reasons. External female genitalia in-
9 cludes the pubis, labia minora, labia majora, clitoris,
10 and urethral and vaginal openings.

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

18 “(18) HOMELESS.—The term ‘homeless’ has
19 the meaning given such term in section 41403(6).”;

20 (R) by inserting after paragraph (23), as
21 so redesignated, the following:

22 “(24) INTERNET ENABLED DEVICE.—The term
23 ‘internet enabled device’ means devices that have a
24 connection the Internet, send and receive informa-
25 tion and data, and maybe accessed via mobile device

1 technology, video technology, or computer tech-
 2 nology, away from the location where the device is
 3 installed, and may include home automation sys-
 4 tems, door locks, and thermostats.”;

5 (S) in paragraph (26)(B), as so redesign-
 6 nated, by striking “and probation” and insert-
 7 ing “probation, and vacatur or expungement”;
 8 and

9 (T) by inserting after paragraph (40), as
 10 so redesignated, the following:

11 “(41) TECHNOLOGICAL ABUSE.—The term
 12 ‘technological abuse’ means an act or pattern of be-
 13 havior intended to harm, threaten, intimidate, con-
 14 trol, stalk, harass, impersonate, or monitor, except
 15 as otherwise permitted by law, another person, that
 16 occurs using the Internet, internet enabled devices,
 17 social networking sites, computers, mobile devices,
 18 cellular telephones, apps, location tracking devices,
 19 instant messages, text messages, or other forms of
 20 technology. Technological abuse may include—

21 “(A) unwanted, repeated telephone calls,
 22 text messages, instant messages, or social
 23 media or networking posts;

24 “(B) non-consensual accessing e-mail ac-
 25 counts, texts or instant messaging accounts, so-

1 cial media or networking accounts, or cellular
2 telephone logs;

3 “(C) controlling or restricting a person’s
4 ability to access technology with the intent to
5 isolate them from support and social connec-
6 tion;

7 “(D) using tracking devices or location
8 tracking software for the purpose of monitoring
9 or stalking another person’s location;

10 “(E) impersonating a person (including
11 through the use of spoofing technology in photo
12 or video or the creation of accounts under a
13 false name) with the intent to deceive or cause
14 harm; or

15 “(F) sharing or urging or compelling the
16 sharing of another person’s private information,
17 photographs, or videos without their consent.”;
18 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 respectively;

1 (ii) by redesignating subparagraphs
2 (D) through (E) as subparagraphs (E)
3 through (F), respectively;

4 (iii) by inserting after subparagraph
5 (F), as so redesignated, the following:

6 “(G) DEATH OF THE PARTY WHOSE PRI-
7 VACY HAD BEEN PROTECTED.—In the event of
8 the death of any victim whose confidentiality
9 and privacy is required to be protected under
10 this subsection, grantees and subgrantees may
11 share personally identifying information or indi-
12 vidual information that is collected about de-
13 ceased victims being sought for a fatality review
14 to the extent permitted by their jurisdiction’s
15 law and only if—

16 “(i) the underlying objectives of the
17 fatality review are to prevent future
18 deaths, enhance victim safety, and increase
19 offender accountability;

20 “(ii) the fatality review includes poli-
21 cies and protocols to protect identifying in-
22 formation, including identifying informa-
23 tion about the victim’s children, from fur-
24 ther release outside the fatality review
25 team;

1 “(iii) the grantee or subgrantee makes
2 a reasonable effort to get a release from
3 the victim’s personal representative (if one
4 has been appointed) and from any sur-
5 viving minor children or the guardian of
6 such children (but not if the guardian is
7 the abuser of the deceased parent), if the
8 children are not capable of knowingly con-
9 senting; and

10 “(iv) the information released is lim-
11 ited to that which is necessary for the pur-
12 poses of the fatality review.”; and

13 (iv) by inserting after subparagraph
14 (C) the following:

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

20 “(i) software, apps or hardware that
21 block caller ID or conceal IP addresses, in-
22 cluding instances in which victims use dig-
23 ital services; or

24 “(ii) technologies or protocols that in-
25 hibit or prevent a perpetrator’s attempts to

1 use technology or social media to threaten,
2 harass or harm the victim, the victim's
3 family, friends, neighbors or co-workers, or
4 the program providing services to them.”;

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

16 (C) in paragraph (6), by adding at the end
17 the following: “However, such disbursing agen-
18 cies must ensure that the confidentiality and
19 privacy requirements of this title are main-
20 tained in making such reports, and that person-
21 ally identifying information about adult, youth
22 and child victims of domestic violence, dating
23 violence, sexual assault and stalking is not re-
24 quested or included in any such reports.”;

1 (D) in paragraph (11), by adding at the
2 end the following: “The Office on Violence
3 Against Women shall make all technical assist-
4 ance available as broadly as possible to any ap-
5 propriate grantees, subgrantees, potential
6 grantees, or other entities without regard to
7 whether the entity has received funding from
8 the Office on Violence Against Women for a
9 particular program or project. Priority shall be
10 given to current and former grantees and sub-
11 grantees.”;

12 (E) in paragraph (13)—

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

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

22 (F) in paragraph (14), by inserting after
23 “are also victims of” the following: “forced
24 marriage, or”; and

1 (G) in paragraph (16)(C)(i), by striking
 2 “\$20,000 in Department funds, unless the Dep-
 3 uty Attorney General” and inserting “\$100,000
 4 in Department funds, unless the Director or
 5 Principal Deputy Director of the Office on Vio-
 6 lence Against Women, the Deputy Attorney
 7 General,”.

8 **SEC. 3. AGENCY AND DEPARTMENT COORDINATION.**

9 The heads of Executive Departments responsible for
 10 carrying out this Act are authorized to coordinate and col-
 11 laborate on the prevention of domestic violence, dating vio-
 12 lence, sexual assault, and stalking, including sharing best
 13 practices and efficient use of resources and technology for
 14 victims and those seeking assistance from the Govern-
 15 ment.

16 **SEC. 4. EFFECTIVE DATE.**

17 (a) IN GENERAL.—Except as provided in subsection
 18 (b), this Act and the amendments made by this Act shall
 19 not take effect until October 1 of the first fiscal year be-
 20 ginning after the date of enactment of this Act.

21 (b) EFFECTIVE ON DATE OF ENACTMENT.—Sections
 22 106, 107, 205, 304, 606, 702, 903, and 1406 and any
 23 amendments made by such sections shall take effect on
 24 the date of enactment of this Act.

1 **SEC. 5. AVAILABILITY OF FUNDS.**

2 Any funds appropriated pursuant to an authorization
3 of appropriations under this Act or an amendment made
4 by this Act shall remain available until expended.

5 **TITLE I—ENHANCING LEGAL**
6 **TOOLS TO COMBAT DOMES-**
7 **TIC VIOLENCE, DATING VIO-**
8 **LENCE, SEXUAL ASSAULT,**
9 **AND STALKING**

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 (3), by inserting before
16 the semicolon at the end the following: “includ-
17 ing implementation of the non-discrimination
18 requirements in section 40002(b)(13) of the Vi-
19 olence Against Women Act of 1994”;

20 (B) in paragraph (9)—

21 (i) by striking “older and disabled
22 women” and inserting “people 50 years of
23 age or over and people with disabilities”;
24 and

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

1 (C) in paragraph (19), by striking “and”
2 at the end;

3 (D) in paragraph (20), by striking the pe-
4 riod at the end and inserting a semicolon; and

5 (E) by inserting after paragraph (20), the
6 following:

7 “(21) developing and implementing laws, poli-
8 cies, procedures, and training—

9 “(A) for the purpose of homicide preven-
10 tion, preventing lethal assaults, and responding
11 to threats of lethal assaults through effective
12 enforcement of court orders prohibiting posses-
13 sion of and mandating the recovery of firearms
14 from adjudicated domestic violence, dating vio-
15 lence, sexual assault or stalking offenders; and

16 “(B) to address victim safety, safe storage
17 of contraband during the pendency of the court
18 order and, where appropriate, safe return of
19 such contraband at the conclusion of the court
20 order;

21 “(22) developing, enlarging, or strengthening
22 culturally specific victim services programs to pro-
23 vide culturally specific victim services regarding, re-
24 sponses to, and prevention of female genital mutila-
25 tion, female genital cutting, or female circumcision;

1 “(23) providing victim advocates in State or
2 local law enforcement agencies, prosecutors’ offices,
3 and courts and providing supportive services and ad-
4 vocacy to urban American Indian and Alaska Native
5 victims of domestic violence, dating violence, sexual
6 assault, and stalking.”;

7 (2) in section 2007—

8 (A) in subsection (d)—

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

12 (ii) by inserting after paragraph (4)
13 the following:

14 “(5) proof of compliance with the requirements
15 regarding training and best practices for victim-cen-
16 tered prosecution, described in section 2017;

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

21 (B) in subsection (i)—

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

24 “and the requirements under section
25 40002(b) of the Violent Crime Control and

1 Law Enforcement Act of 1994 (34 U.S.C.
2 12291(b))”; and

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

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

7 “(k) REVIEWS FOR COMPLIANCE WITH NON-
8 DISCRIMINATION REQUIREMENTS.—

9 “(1) IN GENERAL.—If allegations of discrimina-
10 tion in violation of section 40002(b)(13)(A) of the
11 Violence Against Women Act of 1994 (34 U.S.C.
12 12291(b)(13)(A)) by a potential grantee under this
13 part have been made to the Attorney General, the
14 Attorney General shall, prior to awarding a grant
15 under this part to such potential grantee, conduct a
16 review of the compliance of the potential grantee
17 with such section.

18 “(2) ESTABLISHMENT OF RULE.—Not later
19 than 1 year after the date of enactment of the Vio-
20 lence Against Women Reauthorization Act of 2019,
21 the Attorney General shall by rule establish proce-
22 dures for such a review.

23 “(3) BIENNIAL REPORT.—Beginning on the
24 date that is 1 year after the date of enactment of
25 the Violence Against Women Reauthorization Act of

1 2019 and once every 2 years thereafter, the Attor-
 2 ney General shall report to the Committees on the
 3 Judiciary of the Senate and of the House of Rep-
 4 resentatives regarding compliance with section
 5 40002(b)(13)(A) of the Violence Against Women Act
 6 of 1994 (34 U.S.C. 12291(b)(13)(A)) by recipients
 7 of grants under this part.”; and

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

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

11 “‘In order for a prosecutor’s office to be eligible for
 12 a subgrant under this part, the office shall certify to the
 13 State, Indian tribal government, or territorial government
 14 receiving grant funding under this part, that the office im-
 15 plemented and trained on best practices regarding victim-
 16 centered approaches in domestic violence, sexual assault,
 17 dating violence, and stalking cases, including policies ad-
 18 dressing the use of bench warrants, body attachments, and
 19 material witness warrants for victims who fail to appear.
 20 These best practices shall be developed by experts in the
 21 fields of domestic violence, sexual assault, dating violence,
 22 stalking, and prosecution.”.

23 (b) AUTHORIZATION OF APPROPRIATIONS.—Section
 24 1001(a)(18) of the Omnibus Crime Control and Safe
 25 Streets Act of 1968 (34 U.S.C. 10261(a)(18)) is amended

1 by striking “2014 through 2018” and inserting “2021
2 through 2025”.

3 **SEC. 102. GRANTS TO IMPROVE THE CRIMINAL JUSTICE RE-**
4 **SPONSE.**

5 (a) **HEADING.**—Part U of title I of the Omnibus
6 Crime Control and Safe Streets Act of 1968 (34 U.S.C.
7 10461 et seq.) is amended in the heading, by striking
8 “**GRANTS TO ENCOURAGE ARREST POLICIES**” and in-
9 serting “**GRANTS TO IMPROVE THE CRIMINAL JUS-**
10 **TICE RESPONSE**”.

11 (b) **GRANTS.**—Section 2101 of the Omnibus Crime
12 Control and Safe Streets Act of 1968 (34 U.S.C. 10461)
13 is amended—

14 (1) in subsection (b)—

15 (A) in paragraph (1), by striking
16 “proarrest” and inserting “offender account-
17 ability and homicide reduction”;

18 (B) in paragraph (8), by striking “older
19 individuals (as defined in section 102 of the
20 Older Americans Act of 1965 (42 U.S.C.
21 3002))” and inserting “people 50 years of age
22 or over”;

23 (C) in paragraph (19), by inserting before
24 the period at the end the following “, including
25 victims among underserved populations (as de-

1 fined in section 40002(a)(46) of the Violence
2 Against Women Act of 1994”); and

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

4 “(23) To develop and implement an alternative
5 justice response (as such term is defined in section
6 40002(a) of the Violence Against Women Act of
7 1994).

8 “(24) To develop and implement laws, policies,
9 procedures, and training—

10 “(A) for the purpose of homicide preven-
11 tion, preventing lethal assaults, and responding
12 to threats of lethal assaults through effective
13 enforcement of court orders prohibiting posses-
14 sion of and mandating the recovery of firearms
15 from adjudicated domestic violence, dating vio-
16 lence, sexual assault or stalking offenders; and

17 “(B) to address victim safety, safe storage
18 of contraband during the pendency of the court
19 order and, where appropriate, safe return of
20 such contraband at the conclusion of the court
21 order.”; and

22 (2) in subsection (c)(1)—

23 (A) in subparagraph (A)—

24 (i) in clause (i), by striking “encour-
25 age or mandate arrests of domestic vio-

1 lence offenders” and inserting “encourage
2 arrests of offenders”; and

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

7 (B) by inserting after subparagraph (E)
8 the following:

9 “(F) certify that, not later than 3 years
10 after the date of the enactment of this subpara-
11 graph that the grantee has implemented and
12 trained on best practices, which have been de-
13 veloped by experts in the fields of domestic vio-
14 lence, sexual assault, dating violence, and pros-
15 ecution, regarding victim-centered approaches
16 in domestic violence, sexual assault, dating vio-
17 lence, and stalking cases, including policies ad-
18 dressing the use of bench warrants, body at-
19 tachments, and material witness warrants for
20 victims who fail to appear; and”.

21 (c) AUTHORIZATION OF APPROPRIATIONS.—Section
22 1001(a)(19) of the Omnibus Crime Control and Safe
23 Streets Act of 1968 (34 U.S.C. 10261(a)(19)) is amended
24 by striking “2014 through 2018” and inserting “2021
25 through 2025”.

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

2 (a) IN GENERAL.—Section 1201 of division B of the
3 Victims of Trafficking and Violence Protection Act of
4 2000 (34 U.S.C. 20121) is amended—

5 (1) in subsection (a), by inserting after “no cost
6 to the victims.” the following: “When legal assist-
7 ance to a dependent is necessary for the safety of a
8 victim, such assistance may be provided.”; and

9 (2) in subsection (f)(1), by striking “2014
10 through 2018” and inserting “2021 through 2025”.

11 **SEC. 104. GRANTS TO SUPPORT FAMILIES IN THE JUSTICE**
12 **SYSTEM.**

13 Section 1301 of division B of the Victims of Traf-
14 ficking and Violence Protection Act of 2000 (34 U.S.C.
15 12464) is amended—

16 (1) in subsection (b)—

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

19 (B) in paragraph (8)—

20 (i) by striking “to improve” and in-
21 serting “improve”; and

22 (ii) by striking the period at the end
23 and inserting “; and”; and

24 (C) by inserting after paragraph (8) the
25 following:

1 “(9) develop and implement an alternative jus-
 2 tice response (as such term is defined in section
 3 40002(a) of the Violence Against Women Act of
 4 1994).”; and

5 (2) in subsection (e), by striking “2014 through
 6 2018” and inserting “2021 through 2025”.

7 **SEC. 105. OUTREACH AND SERVICES TO UNDERSERVED**
 8 **POPULATIONS GRANTS.**

9 Section 120 of the Violence Against Women and De-
 10 partment of Justice Reauthorization Act of 2005 (34
 11 U.S.C. 20123) is amended—

12 (1) in subsection (d)—

13 (A) in paragraph (4), by striking “or” at
 14 the end;

15 (B) in paragraph (5), by striking the pe-
 16 riod at the end and inserting “; or”; and

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

18 “(6) developing, enlarging, or strengthening
 19 culturally specific programs and projects to provide
 20 culturally specific services regarding, responses to,
 21 and prevention of female genital mutilation, female
 22 genital cutting, or female circumcision.”; and

23 (2) in subsection (g), by striking “2014 through
 24 2018” and inserting “2021 through 2025”.

1 **SEC. 106. CRIMINAL PROVISIONS.**

2 Section 2265 of title 18, United States Code, is
3 amended—

4 (1) in subsection (d)(3)—

5 (A) by striking “restraining order or in-
6 junction,”; and

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

8 “The prohibition under this paragraph applies
9 to all protection orders for the protection of a
10 person residing within a State, territorial, or
11 tribal jurisdiction, whether or not the protection
12 order was issued by that State, territory, or
13 Tribe.”; and

14 (2) in subsection (e), by adding at the end the
15 following: “This applies to all Alaska tribes without
16 respect to ‘Indian country’ or the population of the
17 Native village associated with the Tribe.”.

18 **SEC. 107. RAPE SURVIVOR CHILD CUSTODY.**

19 Section 409 of the Justice for Victims of Trafficking
20 Act of 2015 (34 U.S.C. 21308) is amended by striking
21 “2015 through 2019” and inserting “2021 through
22 2025”.

1 **SEC. 108. ENHANCING CULTURALLY SPECIFIC SERVICES**
 2 **FOR VICTIMS OF DOMESTIC VIOLENCE, DAT-**
 3 **ING VIOLENCE, SEXUAL ASSAULT, AND**
 4 **STALKING.**

5 Section 121(a) of the Violence Against Women and
 6 Department of Justice Reauthorization Act of 2005 (34
 7 U.S.C. 20124(a)) is amended by adding at the end the
 8 following:

9 “(3) **ADDITIONAL AUTHORIZATION OF APPRO-**
 10 **PRIATIONS.**—In addition to the amounts made avail-
 11 able under paragraph (1), there are authorized to be
 12 appropriated to carry out this section \$2,000,000 for
 13 each of fiscal years 2021 through 2025.”.

14 **SEC. 109. GRANTS FOR LETHALITY ASSESSMENT PRO-**
 15 **GRAMS.**

16 (a) **IN GENERAL.**—The Attorney General may make
 17 grants to States, units of local government, Indian tribes,
 18 domestic violence victim service providers, and State or
 19 Tribal Domestic Violence Coalitions for technical assist-
 20 ance and training in the operation or establishment of a
 21 lethality assessment program.

22 (b) **DEFINITION.**—In this section, the term “lethality
 23 assessment program” means a program that—

24 (1) rapidly connects a victim of domestic vio-
 25 lence to local community-based victim service pro-
 26 viders;

1 (2) helps first responders and others in the jus-
 2 tice system, including courts, law enforcement agen-
 3 cies, and prosecutors of tribal government and units
 4 of local government, identify and respond to possibly
 5 lethal circumstances; and

6 (3) identifies victims of domestic violence who
 7 are at high risk of being seriously injured or killed
 8 by an intimate partner.

9 (c) QUALIFICATIONS.—To be eligible for a grant
 10 under this section, an applicant shall demonstrate experi-
 11 ence in developing, implementing, evaluating, and dissemi-
 12 nating a lethality assessment program.

13 (d) AUTHORIZATION OF APPROPRIATIONS.—There
 14 are authorized to be appropriated \$5,000,000 to carry out
 15 this section for each of fiscal years 2021 through 2025.

16 (e) DEFINITIONS.—Terms used in this section have
 17 the meanings given such terms in section 40002 of the
 18 Violence Against Women Act of 1994 (34 U.S.C. 12291).

19 **TITLE II—IMPROVING SERVICES** 20 **FOR VICTIMS**

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

22 Section 41601 of the Violent Crime Control and Law
 23 Enforcement Act of 1994 (34 U.S.C. 12511) is amend-
 24 ed—

1 (1) in subsection (b)(4), by striking “0.25 per-
 2 cent” and inserting “0.5 percent”; and

3 (2) in subsection (f)(1), by striking
 4 “\$40,000,000 to remain available until expended for
 5 each of fiscal years 2014 through 2018” and insert-
 6 ing “\$60,000,000 to remain available until expended
 7 for each of fiscal years 2021 through 2025”.

8 **SEC. 202. RURAL DOMESTIC VIOLENCE, DATING VIOLENCE,**
 9 **SEXUAL ASSAULT, STALKING, AND CHILD**
 10 **ABUSE ENFORCEMENT ASSISTANCE PRO-**
 11 **GRAM.**

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

15 (1) in subsection (a)(3), by striking “women”
 16 and inserting “adults, youth,”; and

17 (2) in subsection (e)(1), by striking “2014
 18 through 2018” and inserting “2021 through 2025”.

19 **SEC. 203. TRAINING AND SERVICES TO END VIOLENCE**
 20 **AGAINST PEOPLE WITH DISABILITIES.**

21 Section 1402 of division B of the Victims of Traf-
 22 ficking and Violence Protection Act of 2000 (34 U.S.C.
 23 20122) is amended—

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

1 (2) in subsection (b)—

2 (A) by striking “disabled individuals” each
3 place it appears and inserting “individuals with
4 disabilities”;

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

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

11 (3) in subsection (c), by striking “disabled indi-
12 viduals” and inserting “individuals with disabilities”;
13 and

14 (4) in subsection (e), by striking “2014 through
15 2018” and inserting “2021 through 2025”.

16 **SEC. 204. TRAINING AND SERVICES TO END ABUSE IN**
17 **LATER LIFE.**

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

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

22 (2) by striking subsection “(a) DEFINITIONS.—
23 In this section—” and all that follows through para-
24 graph (1) of subsection (b) and inserting the fol-

1 lowing: “The Attorney General shall make grants to
2 eligible entities in accordance with the following:”;

3 (3) by redesignating paragraphs (2) through
4 (5) of subsection (b) as paragraphs (1) through (4);
5 (4) in paragraph (1) (as redesignated by para-
6 graph (3) of this subsection)—

7 (A) by striking “, including domestic vio-
8 lence, dating violence, sexual assault, stalking,
9 exploitation, and neglect” each place it appears;

10 (B) in subparagraph (A)—

11 (i) in clause (i), by inserting after
12 “elder abuse” the following: “and abuse in
13 later life”;

14 (ii) in clauses (ii) and (iii), by insert-
15 ing after “victims of” the following: “elder
16 abuse and”; and

17 (iii) in clause (iv), by striking “advo-
18 cates, victim service providers, and courts
19 to better serve victims of abuse in later
20 life” and inserting “leaders, victim advo-
21 cates, victim service providers, courts, and
22 first responders to better serve older vic-
23 tims”;

24 (C) in subparagraph (B)—

1 (i) in clause (i), by striking “or other
 2 community-based organizations in recog-
 3 nizing and addressing instances of abuse in
 4 later life” and inserting “community-based
 5 organizations, or other professionals who
 6 may identify or respond to abuse in later
 7 life”; and

8 (ii) in clause (ii), by inserting after
 9 “victims of” the following: “elder abuse
 10 and”; and

11 (D) in subparagraph (D), by striking “sub-
 12 paragraph (B)(ii)” and inserting “paragraph
 13 (2)(B)”;

14 (5) in paragraph (2) (as redesignated by para-
 15 graph (3))—

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

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

22 (6) in paragraph (4) (as redesignated by para-
 23 graph (3)), by striking “2014 through 2018” and
 24 inserting “2021 through 2025”.

1 **SEC. 205. DEMONSTRATION PROGRAM ON TRAUMA-IN-**
 2 **FORMED TRAINING FOR LAW ENFORCEMENT.**

3 Title IV of the Violent Crime Control and Law En-
 4 forcement Act of 1994 (34 U.S.C. 12291 et seq.) is
 5 amended by adding at the end the following:

6 **“Subtitle Q—Trauma-Informed**
 7 **Training for Law Enforcement**

8 **“SEC. 41701. DEMONSTRATION PROGRAM ON TRAUMA-IN-**
 9 **FORMED TRAINING FOR LAW ENFORCEMENT.**

10 “(a) DEFINITIONS.—In this section—

11 “(1) the term ‘Attorney General’ means the At-
 12 torney General, acting through the Director of the
 13 Office on Violence Against Women;

14 “(2) the term ‘covered individual’ means an in-
 15 dividual who interfaces with victims of domestic vio-
 16 lence, dating violence, sexual assault, and stalking,
 17 including—

18 “(A) an individual working for or on behalf
 19 of an eligible entity;

20 “(B) a school or university administrator;
 21 and

22 “(C) an emergency services or medical em-
 23 ployee;

24 “(3) the term ‘demonstration site’, with respect
 25 to an eligible entity that receives a grant under this
 26 section, means—

1 “(A) if the eligible entity is a law enforce-
 2 ment agency described in paragraph (4)(A), the
 3 area over which the eligible entity has jurisdic-
 4 tion; and

5 “(B) if the eligible entity is an organiza-
 6 tion or agency described in paragraph (4)(B),
 7 the area over which a law enforcement agency
 8 described in paragraph (4)(A) that is working
 9 in collaboration with the eligible entity has ju-
 10 risdiction; and

11 “(4) the term ‘eligible entity’ means—

12 “(A) a State, local, territorial, or Tribal
 13 law enforcement agency; or

14 “(B) a national, regional, or local victim
 15 services organization or agency working in col-
 16 laboration with a law enforcement agency de-
 17 scribed in subparagraph (A).

18 “(b) GRANTS AUTHORIZED.—

19 “(1) IN GENERAL.—The Attorney General shall
 20 award grants on a competitive basis to eligible enti-
 21 ties to carry out the demonstration program under
 22 this section by implementing evidence-based or
 23 promising policies and practices to incorporate trau-
 24 ma-informed techniques designed to—

1 “(A) prevent re-traumatization of the vic-
2 tim;

3 “(B) ensure that covered individuals use
4 evidence-based practices to respond to and in-
5 vestigate cases of domestic violence, dating vio-
6 lence, sexual assault, and stalking;

7 “(C) improve communication between vic-
8 tims and law enforcement officers in an effort
9 to increase the likelihood of the successful in-
10 vestigation and prosecution of the reported
11 crime in a manner that protects the victim to
12 the greatest extent possible;

13 “(D) increase collaboration among stake-
14 holders who are part of the coordinated commu-
15 nity response to domestic violence, dating vio-
16 lence, sexual assault, and stalking; and

17 “(E) evaluate the effectiveness of the
18 training process and content by measuring—

19 “(i) investigative and prosecutorial
20 practices and outcomes; and

21 “(ii) the well-being of victims and
22 their satisfaction with the criminal justice
23 process.

24 “(2) TERM.—The Attorney General shall make
25 grants under this section for each of the first 2 fis-

1 cal years beginning after the date of enactment of
2 this Act.

3 “(3) AWARD BASIS.—The Attorney General
4 shall award grants under this section to multiple eli-
5 gible entities for use in a variety of settings and
6 communities, including—

7 “(A) urban, suburban, Tribal, remote, and
8 rural areas;

9 “(B) college campuses; or

10 “(C) traditionally underserved commu-
11 nities.

12 “(c) USE OF FUNDS.—An eligible entity that receives
13 a grant under this section shall use the grant to—

14 “(1) train covered individuals within the dem-
15 onstration site of the eligible entity to use evidence-
16 based, trauma-informed techniques and knowledge of
17 crime victims’ rights throughout an investigation
18 into domestic violence, dating violence, sexual as-
19 sault, or stalking, including by—

20 “(A) conducting victim interviews in a
21 manner that—

22 “(i) elicits valuable information about
23 the domestic violence, dating violence, sex-
24 ual assault, or stalking; and

1 “(ii) avoids re-traumatization of the
2 victim;

3 “(B) conducting field investigations that
4 mirror best and promising practices available at
5 the time of the investigation;

6 “(C) customizing investigative approaches
7 to ensure a culturally and linguistically appro-
8 priate approach to the community being served;

9 “(D) becoming proficient in understanding
10 and responding to complex cases, including
11 cases of domestic violence, dating violence, sex-
12 ual assault, or stalking—

13 “(i) facilitated by alcohol or drugs;

14 “(ii) involving strangulation;

15 “(iii) committed by a non-stranger;

16 “(iv) committed by an individual of
17 the same sex as the victim;

18 “(v) involving a victim with a dis-
19 ability;

20 “(vi) involving a male victim; or

21 “(vii) involving a lesbian, gay, bisex-
22 ual, or transgender (commonly referred to
23 as ‘LGBT’) victim;

24 “(E) developing collaborative relationships
25 between—

1 “(i) law enforcement officers and
2 other members of the response team; and

3 “(ii) the community being served; and

4 “(F) developing an understanding of how
5 to define, identify, and correctly classify a re-
6 port of domestic violence, dating violence, sex-
7 ual assault, or stalking; and

8 “(2) promote the efforts of the eligible entity to
9 improve the response of covered individuals to do-
10 mestic violence, dating violence, sexual assault, and
11 stalking through various communication channels,
12 such as the website of the eligible entity, social
13 media, print materials, and community meetings, in
14 order to ensure that all covered individuals within
15 the demonstration site of the eligible entity are
16 aware of those efforts and included in trainings, to
17 the extent practicable.

18 “(d) DEMONSTRATION PROGRAM TRAININGS ON
19 TRAUMA-INFORMED APPROACHES.—

20 “(1) IDENTIFICATION OF EXISTING
21 TRAININGS.—

22 “(A) IN GENERAL.—The Attorney General
23 shall identify trainings for law enforcement offi-
24 cers, in existence as of the date on which the

1 Attorney General begins to solicit applications
2 for grants under this section, that—

3 “(i) employ a trauma-informed ap-
4 proach to domestic violence, dating vio-
5 lence, sexual assault, and stalking; and

6 “(ii) focus on the fundamentals of—

7 “(I) trauma responses; and

8 “(II) the impact of trauma on
9 victims of domestic violence, dating vi-
10 olence, sexual assault, and stalking.

11 “(B) SELECTION.—An eligible entity that
12 receives a grant under this section shall select
13 one or more of the approaches employed by a
14 training identified under subparagraph (A) to
15 test within the demonstration site of the eligible
16 entity.

17 “(2) CONSULTATION.—In carrying out para-
18 graph (1), the Attorney General shall consult with
19 the Director of the Office for Victims of Crime in
20 order to seek input from and cultivate consensus
21 among outside practitioners and other stakeholders
22 through facilitated discussions and focus groups on
23 best practices in the field of trauma-informed care
24 for victims of domestic violence, dating violence, sex-
25 ual assault, and stalking.

1 “(e) EVALUATION.—The Attorney General, in con-
 2 sultation with the Director of the National Institute of
 3 Justice, shall require each eligible entity that receives a
 4 grant under this section to identify a research partner,
 5 preferably a local research partner, to—

6 “(1) design a system for generating and col-
 7 lecting the appropriate data to facilitate an inde-
 8 pendent process or impact evaluation of the use of
 9 the grant funds;

10 “(2) periodically conduct an evaluation de-
 11 scribed in paragraph (1); and

12 “(3) periodically make publicly available, during
 13 the grant period—

14 “(A) preliminary results of the evaluations
 15 conducted under paragraph (2); and

16 “(B) recommendations for improving the
 17 use of the grant funds.

18 “(f) AUTHORIZATION OF APPROPRIATIONS.—The At-
 19 torney General shall carry out this section using amounts
 20 otherwise available to the Attorney General.

21 “(g) RULE OF CONSTRUCTION.—Nothing in this sec-
 22 tion shall be construed to interfere with the due process
 23 rights of any individual.”.

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

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

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

7 (1) in subsection (a)—

8 (A) in paragraph (2), by inserting before
 9 the semicolon at the end the following “or dig-
 10 ital services (as such term is defined in section
 11 40002(a) of the Violence Against Women Act of
 12 1994)”;

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

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

18 (3) in subsection (c)—

19 (A) in paragraph (1), by striking
 20 “\$50,000,000 for each of fiscal years 2014
 21 through 2018” and inserting “\$150,000,000
 22 for each of fiscal years 2021 through 2025”;
 23 and

24 (B) in paragraph (3), by adding at the end
 25 the following: “Not less than 80 percent of the

1 total amount made available under this sub-
 2 section in each fiscal year shall be awarded in
 3 accordance with this paragraph.”; and

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

5 “(e) REPORT.—Not later than 1 year after the date
 6 of the enactment of the Violence Against Women Reau-
 7 thorization Act of 2019, the Secretary, acting through the
 8 Director of the Centers for Disease Control and Preven-
 9 tion, shall submit to Congress, the Committee on Appro-
 10 priations and the Committee on Energy and Commerce
 11 of the House of Representatives, and the Committee on
 12 Appropriations and the Committee on Health, Education,
 13 Labor, and Pensions of the Senate a report on the activi-
 14 ties funded by grants awarded under this section and best
 15 practices relating to rape prevention and education.”.

16 **SEC. 302. CREATING HOPE THROUGH OUTREACH, OPTIONS,**
 17 **SERVICES, AND EDUCATION (CHOOSE) FOR**
 18 **CHILDREN AND YOUTH.**

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

22 (1) in subsection (b)—

23 (A) in paragraph (1)—

24 (i) in the matter preceding subpara-
 25 graph (A), by striking “target youth who

are victims of domestic violence, dating violence, sexual assault, stalking, and sex trafficking” and inserting “target youth, including youth in underserved populations who are victims of domestic violence, dating violence, sexual assault, stalking, and sex trafficking”;

(ii) in subparagraph (B), by striking “or” at the end;

(iii) in subparagraph (C), by striking the period at the end and inserting a semicolon; and

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

“(D) clarify State or local mandatory reporting policies and practices regarding peer-to-peer dating violence, sexual assault, stalking, and sex trafficking; or

“(E) develop, enlarge, or strengthen culturally specific programs and projects to provide culturally specific services regarding, responses to, and prevention of female genital mutilation, female genital cutting, or female circumcision.”; and

(B) in paragraph (2)—

1 (i) in subparagraph (A), by striking
2 “stalking, or sex trafficking” and inserting
3 “stalking, sex trafficking, or female genital
4 mutilation, female genital cutting, or fe-
5 male circumcision”;

6 (ii) in subparagraph (C), by inserting
7 “confidential” before “support services”;
8 and

9 (iii) in subparagraph (E), by inserting
10 after “programming for youth” the fol-
11 lowing: “, including youth in underserved
12 populations,”;

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

16 (3) in subsection (d)(3), by striking “stalking,
17 and sex trafficking” and inserting “and stalking, in-
18 cluding training on working with youth in under-
19 served populations (and, where intervention or pro-
20 gramming will include a focus on female genital mu-
21 tilation, female genital cutting, or female circumci-
22 sion, or on sex trafficking, sufficient training on
23 those topics)”;

24 (4) in subsection (f), by striking “\$15,000,000
25 for each of fiscal years 2014 through 2018” and in-

1 serting “\$25,000,000 for each of fiscal years 2021
2 through 2025”.

3 **SEC. 303. GRANTS TO COMBAT VIOLENT CRIMES ON CAM-**
4 **PUSES.**

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

8 (1) in subsection (b)—

9 (A) by amending paragraph (2) to read as
10 follows:

11 “(2) To develop, strengthen, and implement
12 campus policies, protocols, and services that more ef-
13 fectively identify and respond to the crimes of do-
14 mestic violence, dating violence, sexual assault and
15 stalking, including the use of technology to commit
16 these crimes, and to train campus administrators,
17 campus security personnel, and all participants in
18 the resolution process, including the Title IX coordi-
19 nator’s office and student conduct office on campus
20 disciplinary or judicial boards on such policies, pro-
21 tocols, and services.”;

22 (B) by amending paragraph (3) to read as
23 follows:

24 “(3) To provide prevention and education pro-
25 gramming about domestic violence, dating violence,

1 sexual assault, and stalking, including technological
 2 abuse and reproductive and sexual coercion, that is
 3 age-appropriate, culturally relevant, ongoing, deliv-
 4 ered in multiple venues on campus, accessible, pro-
 5 motes respectful nonviolent behavior as a social
 6 norm, and engages men and boys. Such program-
 7 ming should be developed in partnership or collabo-
 8 ratively with experts in intimate partner and sexual
 9 violence prevention and intervention.”;

10 (C) in paragraph (4), by inserting after
 11 “improve delivery of” the following: “primary
 12 prevention training and”;

13 (D) in paragraph (9), by striking “and
 14 provide” and inserting “, provide, and dissemi-
 15 nate”;

16 (E) in paragraph (10), by inserting after
 17 “or adapt” the following “and disseminate”;
 18 and

19 (F) by inserting after paragraph (10) the
 20 following:

21 “(11) To train campus health centers and ap-
 22 propriate campus faculty, such as academic advisors
 23 or professionals who deal with students on a daily
 24 basis, on how to recognize and respond to domestic
 25 violence, dating violence, sexual assault, and stalk-

1 ing, including training health providers on how to
 2 provide universal education to all members of the
 3 campus community on the impacts of violence on
 4 health and unhealthy relationships and how pro-
 5 viders can support ongoing outreach efforts.

6 “(12) To train campus personnel in how to use
 7 a victim-centered, trauma-informed interview tech-
 8 nique, which means asking questions of a student or
 9 a campus employee who is reported to be a victim
 10 of sexual harassment, sexual assault, domestic vio-
 11 lence, dating violence, or stalking, in a manner that
 12 is focused on the experience of the reported victim,
 13 that does not judge or blame the reported victim for
 14 the alleged crime, and that is informed by evidence-
 15 based research on the neurobiology of trauma. To
 16 the extent practicable, campus personnel shall allow
 17 the reported victim to participate in a recorded
 18 interview and to receive a copy of the recorded inter-
 19 view.

20 “(13) To develop and implement an alternative
 21 justice response (as such term is defined in section
 22 40002(a) of the Violence Against Women Act of
 23 1994 (34 U.S.C. 12291(a))).”;

24 (2) in subsection (c)(3), by striking “2014
 25 through 2018” and inserting “2021 through 2025”;

1 (3) in subsection (d)—

2 (A) in paragraph (3)(B), by striking “for
3 all incoming students” and inserting “for all
4 students”;

5 (B) by amending paragraph (3)(D) to read
6 as follows:

7 “(D) The grantee shall train all partici-
8 pants in the resolution process, including the
9 Title IX coordinator’s office and student con-
10 duct office, to respond effectively to situations
11 involving domestic violence, dating violence, sex-
12 ual assault, or stalking.”; and

13 (C) in paragraph (4)(C), by inserting after
14 “sex,” the following: “sexual orientation, gender
15 identity,”; and

16 (4) in subsection (e), by striking “\$12,000,000
17 for each of fiscal years 2014 through 2018” and in-
18 serting “\$16,000,000 for each of fiscal years 2021
19 through 2025”.

20 **SEC. 304. COMBAT ONLINE PREDATORS.**

21 (a) IN GENERAL.—Chapter 110A of title 18, United
22 States Code, is amended by inserting after section 2261A
23 the following:

1 **“§ 2261B. Enhanced penalty for stalkers of children**

2 “(a) IN GENERAL.—Except as provided in subsection
3 (b), if the victim of an offense under section 2261A is
4 under the age of 18 years, the maximum term of imprison-
5 ment for the offense is 5 years greater than the maximum
6 term of imprisonment otherwise provided for that offense
7 in section 2261.

8 “(b) LIMITATION.—Subsection (a) shall not apply to
9 a person who violates section 2261A if—

10 “(1) the person is subject to a sentence under
11 section 2261(b)(5); and

12 “(2)(A) the person is under the age of 18 at
13 the time the offense occurred; or

14 “(B) the victim of the offense is not less than
15 15 nor more than 17 years of age and not more
16 than 3 years younger than the person who com-
17 mitted the offense at the time the offense oc-
18 curred.”.

19 (b) CLERICAL AMENDMENT.—The table of sections
20 at the beginning of chapter 110A of title 18, United States
21 Code, is amended by inserting after the item relating to
22 section 2261A the following new item:

“2261B. Enhanced penalty for stalkers of children.”.

23 (c) CONFORMING AMENDMENT.—Section 2261A of
24 title 18, United States Code, is amended in the matter
25 following paragraph (2)(B), by striking “section 2261(b)

1 of this title” and inserting “section 2261(b) or section
2 2261B, as the case may be”.

3 (d) REPORT ON BEST PRACTICES REGARDING EN-
4 FORCEMENT OF ANTI-STALKING LAWS.—Not later than
5 1 year after the date of the enactment of this Act, the
6 Attorney General shall submit a report to Congress, which
7 shall—

8 (1) include an evaluation of Federal, Tribal,
9 State, and local efforts to enforce laws relating to
10 stalking; and

11 (2) identify and describe those elements of such
12 efforts that constitute the best practices for the en-
13 forcement of such laws.

14 **TITLE IV—VIOLENCE** 15 **REDUCTION PRACTICES**

16 **SEC. 401. STUDY CONDUCTED BY THE CENTERS FOR DIS-** 17 **EASE CONTROL AND PREVENTION.**

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

21 (1) in subsection (b), by striking “violence
22 against women” and inserting “violence against
23 adults, youth,”; and

24 (2) in subsection (c), by striking “2014 through
25 2018” and inserting “2021 through 2025”.

1 **SEC. 402. SAVING MONEY AND REDUCING TRAGEDIES**
 2 **(SMART) THROUGH PREVENTION GRANTS.**

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

5 (1) in subsection (b)(1)—

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

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

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

11 “(E) strategies within each of these areas
 12 addressing the unmet needs of underserved pop-
 13 ulations.”;

14 (2) in subsection (d)(3)—

15 (A) in subparagraph (A), by striking
 16 “and” at the end;

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

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

20 “(C) include a focus on the unmet needs of
 21 underserved populations.”;

22 (3) in subsection (f), by striking “\$15,000,000
 23 for each of fiscal years 2014 through 2018” and in-
 24 serting “\$45,000,000 for each of fiscal years 2021
 25 through 2025”; and

1 (4) in subsection (g), by adding at the end the
 2 following:

3 “(3) REMAINING AMOUNTS.—Any amounts not
 4 made available under paragraphs (1) and (2) may be
 5 used for any set of purposes described in paragraphs
 6 (1), (2), or (3) of subsection (b), or for a project
 7 that fulfills 2 or more of such sets of purposes.”.

8 **TITLE V—STRENGTHENING THE**
 9 **HEALTH CARE SYSTEMS RE-**
 10 **SPONSE**

11 **SEC. 501. GRANTS TO STRENGTHEN THE HEALTH CARE**
 12 **SYSTEMS RESPONSE TO DOMESTIC VIO-**
 13 **LENCE, DATING VIOLENCE, SEXUAL ASSAULT,**
 14 **AND STALKING.**

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

17 (1) in subsection (a)—

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

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

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

23 “(4) the development or enhancement and im-
 24 plementation of training programs to improve the
 25 capacity of early childhood programs to address do-

mestic violence, dating violence, sexual assault, and
stalking among families they serve.”;

(2) in subsection (b)—

(A) in paragraph (1)—

(i) in subparagraph (A)(ii), by inserting “, including labor and sex trafficking”
after “other forms of violence and abuse”;

(ii) in subparagraph (B)—

(I) in clause (ii)—

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

(bb) by striking “patients by increasing” and all that follows
through the semicolon and inserting the following: “patients by—

“(I) increasing the capacity of existing health care professionals, including professionals who specialize in trauma and in behavioral and mental health care (including substance abuse disorder), and public health staff to address domestic violence, dating violence, sexual assault, stalking, and children exposed to violence;

1 “(II) contracting with or hiring
2 advocates for victims of domestic vio-
3 lence or sexual assault to provide such
4 services; or

5 “(III) providing funding to State
6 domestic and sexual violence coalitions
7 to improve the capacity of such coal-
8 tions to coordinate and support health
9 advocates and other health system
10 partnerships;”;

11 (II) in clause (iii), by striking
12 “and” at the end;

13 (III) in clause (iv) by striking the
14 period at the end and inserting the
15 following: “, with priority given to
16 programs administered through the
17 Health Resources and Services Ad-
18 ministration, Office of Women’s
19 Health; and”; and

20 (IV) by adding at the end the fol-
21 lowing:

22 “(v) the development, implementation,
23 dissemination, and evaluation of best prac-
24 tices, tools, and training materials for be-
25 havioral and mental health professionals to

1 identify and respond to domestic violence,
 2 sexual violence, stalking, and dating vio-
 3 lence.”; and

4 (B) in paragraph (2)—

5 (i) in subparagraph (A)—

6 (I) in the heading, by striking
 7 “CHILD AND ELDER ABUSE” and in-
 8 serting the following: “CHILD ABUSE,
 9 ABUSE IN LATER LIFE, AND ELDER
 10 ABUSE”; and

11 (II) by striking “child or elder
 12 abuse” and inserting the following:
 13 “child abuse, abuse in later life, or
 14 elder abuse”;

15 (ii) in subparagraph (C)—

16 (I) in clause (i), by striking “and
 17 stalking and elder abuse” and insert-
 18 ing “stalking, abuse in later life, and
 19 elder abuse”;

20 (II) in clause (iii), by striking
 21 “or” at the end;

22 (III) in clause (iv)—

23 (aa) by inserting “mental
 24 health,” after “dental,”; and

1 (bb) by striking “exams.”
2 and inserting “exams and certifi-
3 cations;”; and

4 (IV) by inserting after clause (iv)
5 the following:

6 “(v) development of a State-level pilot
7 program to—

8 “(I) improve the response of sub-
9 stance use disorder treatment pro-
10 grams and systems to domestic vio-
11 lence, dating violence, sexual assault,
12 and stalking;

13 “(II) improve the capacity of
14 substance use disorder treatment pro-
15 grams and systems to serve survivors
16 of domestic violence, dating violence,
17 sexual assault, and stalking dealing
18 with substance use disorder; and

19 “(III) improve the capacity of do-
20 mestic violence, dating violence, sexual
21 assault, and stalking programs to
22 serve survivors with substance abuse
23 disorder; or

24 “(vi) development and utilization of
25 existing technical assistance and training

resources to improve the capacity of substance use disorder treatment programs to address domestic violence, dating violence, sexual assault, and stalking among patients the programs serve.”;

(3) in subsection (d)(2)—

(A) in subparagraph (A)—

(i) by inserting “or behavioral health” after “of health”;

(ii) by inserting “behavioral” after “physical or”; and

(iii) by inserting “, including substance use disorder treatment,” after “health care”;

(B) in subparagraph (B)—

(i) by striking “or health system” and inserting “behavioral health treatment system”; and

(ii) by striking “including physical or mental health care” and inserting “including physical, mental, or behavioral health care”;

(4) in subsection (f)—

(A) in the heading, by striking “RESEARCH AND EVALUATION” and inserting “RE-

1 SEARCH, EVALUATION, AND DATA COLLEC-
2 TION”;

3 (B) in paragraph (1)—

4 (i) in the matter preceding subpara-
5 graph (A), by striking “research and eval-
6 uation” and inserting “research, evalua-
7 tion, or data collection”; and

8 (ii) in subparagraph (B), by inserting
9 after “health care” the following: “or men-
10 tal or behavioral health (including sub-
11 stance use disorder treatment)”;

12 (C) in paragraph (2)—

13 (i) in the heading, by inserting after
14 “RESEARCH” the following: “AND DATA
15 COLLECTION”;

16 (ii) in the matter preceding subpara-
17 graph (A), by inserting “or data collec-
18 tion” before “authorized in paragraph
19 (1)”;

20 (iii) in subparagraph (C), by striking
21 “and” at the end;

22 (iv) in subparagraph (D), by striking
23 the period at the end and inserting a semi-
24 colon; and

1 (v) by inserting after subparagraph
2 (D) the following:

3 “(E) research on the intersection of sub-
4 stance use disorder and domestic violence, dat-
5 ing violence, sexual assault, and stalking, in-
6 cluding the effect of coerced use and efforts by
7 an abusive partner or other to interfere with
8 substance use disorder treatment and recovery;
9 and

10 “(F) improvement of data collection using
11 existing Federal surveys by including questions
12 about domestic violence, dating violence, sexual
13 assault, or stalking and substance use disorder,
14 coerced use, and mental or behavioral health
15 (including substance use disorder).”;

16 (5) in subsection (g), by striking “2014 through
17 2018” and inserting “2021 through 2025”; and

18 (6) in subsection (h), by striking “herein” and
19 “provided for”.

1 **TITLE VI—SAFE HOMES FOR**
 2 **VICTIMS**

3 **SEC. 601. HOUSING PROTECTIONS FOR VICTIMS OF DOMES-**
 4 **TIC VIOLENCE, DATING VIOLENCE, SEXUAL**
 5 **ASSAULT, AND STALKING.**

6 (a) IN GENERAL.—Section 41411 of the Violence
 7 Against Women Act of 1994 (34 U.S.C. 12491) is amend-
 8 ed—

9 (1) in subsection (a)—

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

12 (B) in paragraph (3)—

13 (i) in subparagraph (A), by inserting
 14 before the semicolon at the end the fol-
 15 lowing: “including the direct loan program
 16 under such section”;

17 (ii) in subparagraph (D), by striking
 18 “the program under subtitle A of” and in-
 19 serting “the programs under”;

20 (iii) in subparagraph (I)—

21 (I) by striking “sections 514,
 22 515, 516, 533, and 538 of the Hous-
 23 ing Act of 1949 (42 U.S.C. 1484,
 24 1485, 1486, 1490m, and 1490p-2)”
 25 and inserting “sections 514, 515, 516,

1 533, 538, and 542 of the Housing Act
2 of 1949 (42 U.S.C. 1484, 1485, 1486,
3 1490m, 1490p–2, 1490r)”; and

4 (II) by striking “and” at the end;

5 (iv) in subparagraph (J), by striking
6 the period at the end and inserting a semi-
7 colon; and

8 (v) by adding at the end the following:

9 “(K) the provision of assistance from the
10 Housing Trust Fund established under section
11 1338 of the Federal Housing Enterprises Fi-
12 nancial Safety and Soundness Act of 1992 (12
13 U.S.C. 4501);

14 “(L) the provision of assistance for hous-
15 ing under the Comprehensive Service Programs
16 for Homeless Veterans program under sub-
17 chapter II of chapter 20 of title 38, United
18 States Code;

19 “(M) the provision of assistance for hous-
20 ing and facilities under the grant program for
21 homeless veterans with special needs under sec-
22 tion 2061 of title 38, United States Code;

23 “(N) the provision of assistance for perma-
24 nent housing under the program for financial
25 assistance for supportive services for very low-

1 income veteran families in permanent housing
 2 under section 2044 of title 38, United States
 3 Code;

4 “(O) housing assisted under the rent sup-
 5 plement program under section 101 of the
 6 Housing and Urban Development Act of 1965
 7 (12 U.S.C. 1701s); and

8 “(P) any other Federal housing programs
 9 providing affordable housing to low-income per-
 10 sons by means of restricted rents or rental as-
 11 sistance as identified by the appropriate agen-
 12 cy.”; and

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

14 “(4) COLLABORATIVE APPLICANT.—The term
 15 ‘collaborative applicant’ has the meaning given the
 16 term in section 401 of the McKinney-Vento Home-
 17 less Assistance Act (42 U.S.C. 11360).

18 “(5) CONTINUUM OF CARE.—The term ‘Con-
 19 tinuum of Care’ means the Federal program author-
 20 ized under subtitle C of title IV of the McKinney-
 21 Vento Homeless Assistance Act (42 U.S.C. 11381 et
 22 seq.).

23 “(6) COVERED HOUSING PROVIDER.—The term
 24 ‘covered housing provider’—

1 “(A) means the individual or entity under
 2 a covered housing program that has responsi-
 3 bility for the administration or oversight of
 4 housing assisted under a covered housing pro-
 5 gram; and

6 “(B) includes public housing agencies,
 7 sponsors, owners, mortgagors, managers, grant-
 8 ees under the Continuum of Care, State and
 9 local governments or agencies thereof, and non-
 10 profit or for-profit organizations or entities.

11 “(7) DRUG-RELATED CRIMINAL ACTIVITY.—The
 12 term ‘drug-related criminal activity’ has the meaning
 13 given the term in section 3(b)(9) of the United
 14 States Housing Act of 1937 (42 U.S.C.
 15 1437a(b)(9)).

16 “(8) EMERGENCY SOLUTIONS GRANT.—The
 17 term ‘emergency solutions grant’ means a grant pro-
 18 vided under subtitle B of title IV of the McKinney-
 19 Vento Homeless Assistance Act (42 U.S.C. 11371 et
 20 seq.).

21 “(9) EMERGENCY TRANSFER.—The term ‘emer-
 22 gency transfer’—

23 “(A) except as provided under subpara-
 24 graph (B), means a transfer under subsection
 25 (e) from a unit of a covered housing provider

1 to any other unit of the same principal, affil-
2 iate, or management agent of the covered hous-
3 ing provider; and

4 “(B) with respect to a project funded
5 under the Continuum of Care, means a transfer
6 under subsection (e) to any unit of the same
7 covered housing provider under the same cov-
8 ered housing program.

9 “(10) EXTERNAL REFERRAL.—The term ‘exter-
10 nal referral’—

11 “(A) except as provided under subpara-
12 graph (B), means a referral provided to a vic-
13 tim of domestic violence, dating violence, sexual
14 assault, or stalking by a covered housing pro-
15 vider to the applicable regional office of the De-
16 partment of Housing and Urban Development
17 to facilitate a move from a unit of a covered
18 housing provider under the same or a different
19 covered housing program; and

20 “(B) with respect to a project funded
21 under the Continuum of Care, including any
22 local system funding by the Continuum of Care
23 or a recipient or subrecipient of an emergency
24 solutions grant, means the facilitation of a
25 move from a unit of a covered housing provider

1 to a unit of a different covered housing provider
 2 under the same covered housing program.

3 “(11) HUD REGIONAL OFFICE.—The term
 4 ‘HUD regional office’ means a regional office of the
 5 Department of Housing and Urban Development.

6 “(12) NATIONAL VAWA VICTIMS RELOCATION
 7 POOL VOUCHER.—The term ‘National VAWA Vic-
 8 tims Relocation Pool voucher’ means a housing
 9 voucher provided under section 8(o)(21) of the
 10 United States Housing Act of 1937 (42 U.S.C.
 11 1437f(o)(21)).”;

12 (2) in subsection (b)(3)—

13 (A) in the paragraph heading, by inserting
 14 after “CRIMINAL ACTIVITY” the following: “AND
 15 FAMILY BREAK-UP”;

16 (B) by amending subparagraph (A) to read
 17 as follows:

18 “(A) DENIAL OF ASSISTANCE, TENANCY,
 19 AND OCCUPANCY RIGHTS PROHIBITED.—

20 “(i) IN GENERAL.—A tenant shall not
 21 be denied assistance, tenancy, or occu-
 22 pancy rights to housing assisted under a
 23 covered housing program solely on the
 24 basis of criminal activity directly relating
 25 to domestic violence, dating violence, sex-

1 ual assault, or stalking that is engaged in
 2 by a member of the household of the ten-
 3 ant or any guest or other person under the
 4 control of the tenant, if the tenant or an
 5 affiliated individual of the tenant is the
 6 victim or threatened victim of such domes-
 7 tic violence, dating violence, sexual assault,
 8 or stalking.

9 “(ii) CRIMINAL ACTIVITY ENGAGED IN
 10 BY PERPETRATOR OF ABUSE.—

11 “(I) IN GENERAL.—A tenant
 12 shall not be denied assistance, ten-
 13 ancy, or occupancy rights to housing
 14 assisted under a covered housing pro-
 15 gram solely on the basis of criminal
 16 activity, including drug-related crimi-
 17 nal activity, engaged in by the pepe-
 18 trator of the domestic violence, dating
 19 violence, sexual assault, or stalking.

20 “(II) RULE OF CONSTRUC-
 21 TION.—Nothing in subclause (I) shall
 22 be construed to limit the authority to
 23 terminate assistance to a tenant or
 24 evict a tenant from housing assisted
 25 under a covered housing program if a

1 public housing agency or an owner or
 2 a manager of the housing dem-
 3 onstrates that an actual and imminent
 4 threat to other tenants or individuals
 5 employed at or providing service to
 6 the housing would be present if the
 7 assistance is not terminated or the
 8 tenant is not evicted.

9 “(iii) REVIEW PRIOR TO TERMINATION
 10 FOR CURRENT PROGRAM PARTICIPANTS.—
 11 Before terminating assistance, tenancy, or
 12 occupancy rights to housing assisted under
 13 a covered housing program to a tenant
 14 who is a victim of domestic violence, dating
 15 violence, sexual assault, or stalking on the
 16 basis of criminal activity of the tenant, in-
 17 cluding drug-related criminal activity—

18 “(I) the covered housing provider
 19 shall consider—

20 “(aa) the seriousness of the
 21 case;

22 “(bb) the extent of partici-
 23 pation or culpability of the ten-
 24 ant, including whether the tenant
 25 was coerced by the perpetrator of

1 the domestic violence, dating vio-
2 lence, sexual assault, or stalking;

3 “(cc) whether the criminal
4 activity was related to a symptom
5 of a disability, including a sub-
6 stance use disorder;

7 “(dd) in cases involving
8 drug-related criminal activity or
9 criminal activity involving alcohol
10 abuse, whether the tenant is par-
11 ticipating in, or has successfully
12 completed, a supervised drug or
13 alcohol rehabilitation program, or
14 has otherwise been rehabilitated
15 successfully; and

16 “(ee) any other relevant
17 mitigating circumstances; and

18 “(II) the covered housing pro-
19 gram shall provide the tenant with—

20 “(aa) a written summary of
21 the review conducted by the cov-
22 ered housing program; and

23 “(bb) an opportunity to in-
24 voke the applicable grievance pol-
25 icy of the covered housing pro-

1 gram to dispute the findings of
2 the review.”;

3 (C) in subparagraph (B)—

4 (i) in the heading, by striking “BI-
5 FURCATION” and inserting “FAMILY
6 BREAK-UP”;

7 (ii) by redesignating clauses (i) and
8 (ii) as clauses (ii) and (iii), respectively;

9 (iii) by inserting before clause (ii), as
10 so redesignated, the following:

11 “(i) IN GENERAL.—If a family break-
12 up results from an occurrence of domestic
13 violence, dating violence, sexual assault, or
14 stalking, and the perpetrator no longer re-
15 sides in the unit and was the sole tenant
16 eligible to receive assistance under a cov-
17 ered housing program, the covered housing
18 provider shall—

19 “(I) provide any other tenant or
20 resident of the unit who is an unre-
21 ported member of the household be-
22 cause of domestic violence, dating vio-
23 lence, sexual assault, dating violence,
24 or stalking the opportunity to estab-

1 lish eligibility for the covered housing
2 program; or

3 “(II) provide a tenant or resident
4 described in subclause (I) with not
5 less than 180 days—

6 “(aa) to remain in the unit
7 under the same terms and condi-
8 tions as the perpetrator; and

9 “(bb) find new housing or
10 establish eligibility for another
11 covered housing program.”;

12 (iv) in clause (ii), as so redesign-
13 nated—

14 (I) in the heading, by striking
15 “IN GENERAL” and inserting “EVIC-
16 TION”; and

17 (II) by inserting after “a public
18 housing agency” the following: “, par-
19 ticipating jurisdictions, grantees under
20 the Continuum of Care, grantees,”;
21 and

22 (v) by striking clause (iii), as so re-
23 designated;

24 (D) in subparagraph (C)—

1 (i) in clause (iii), by striking “or” at
2 the end;

3 (ii) in clause (iv), by striking the pe-
4 riod at the end and inserting “; or”; and

5 (iii) by adding at the end the fol-
6 lowing:

7 “(v) to be limited by any provision in
8 the United States Housing Act of 1937
9 (42 U.S.C. 1437 et seq.) that provides less
10 protection than subparagraph (A) for vic-
11 tims of domestic violence, dating violence,
12 sexual assault, or stalking.”; and

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

15 “(D) EARLY TERMINATION.—

16 “(i) IN GENERAL.—A covered housing
17 provider shall permit a tenant assisted
18 under the covered housing program to ter-
19 minate the lease at any time prior to the
20 end date of the lease, without penalty, if
21 the tenant has been a victim of domestic
22 violence, dating violence, sexual assault, or
23 stalking and the tenant—

24 “(I) sends notice of the early
25 lease termination to the landlord in

1 writing prior to or within 3 days of
 2 vacating the premises unless a shorter
 3 notice period is provided for under
 4 State law;

5 “(II)(aa) reasonably believes that
 6 the tenant is threatened with immi-
 7 nent harm if the tenant remains with-
 8 in the same dwelling unit subject to
 9 the lease; or

10 “(bb) is a victim of sexual as-
 11 sault, the sexual assault occurred on
 12 the premises during the 90-day period
 13 preceding the request for lease termi-
 14 nation; and

15 “(III) provides a form of docu-
 16 mentation consistent with the require-
 17 ments outlined in subsection (c)(3).

18 “(ii) RULE OF CONSTRUCTION.—
 19 Nothing in this subparagraph shall be con-
 20 strued to preclude any automatic termi-
 21 nation of a lease by operation of law.”;

22 (3) in subsection (c)(4), in the matter preceding
 23 subparagraph (A)—

24 (A) by striking “Any information sub-
 25 mitted to a public housing agency or owner or

manager” and inserting “Covered housing providers shall ensure any information submitted”; and

(B) by inserting after “owner or manager” the following: “of housing assisted under a covered housing program”;

(4) in subsection (d)—

(A) in paragraph (2)—

(i) in the matter preceding subparagraph (A), by striking “an applicant for or tenants of” and inserting “all adult members of applicant households for or all adult tenants of”; and

(ii) in subparagraph (B), by striking “guidance issued by the Secretary of Housing and Urban Development” and inserting “title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d et seq.) and any guidance issued by the appropriate agencies”; and

(B) by adding at the end the following:

“(3) TRANSLATION OF STANDARDIZED DOCUMENTS.—Each appropriate agency shall ensure that standardized documents relating to the implementation of this title are—

1 “(A) translated into multiple languages;
2 and

3 “(B) made accessible to covered housing
4 providers within a reasonable time after adop-
5 tion of the documents by the appropriate agen-
6 cy.”;

7 (5) by amending subsection (e) to read as fol-
8 lows:

9 “(e) EMERGENCY TRANSFERS AND NATIONAL
10 VAWA VICTIMS RELOCATION POOL POLICIES.—

11 “(1) IN GENERAL.—A tenant who is a victim of
12 domestic violence, dating violence, sexual assault, or
13 stalking may apply for an emergency transfer or a
14 National VAWA Victims Relocation Pool voucher, or
15 both.

16 “(2) RESPONSIBLE ENTITY.—

17 “(A) EMERGENCY TRANSFERS.—A covered
18 housing provider shall grant an emergency
19 transfer to a tenant described in paragraph (1)
20 if—

21 “(i) the covered housing provider and
22 the tenant determine that a safe dwelling
23 unit is available; and

24 “(ii) the tenant meets the eligibility
25 criteria described in paragraph (3).

1 “(B) VOUCHERS.—The Secretary of Hous-
 2 ing and Urban Development and a covered
 3 housing provider authorized to determine eligi-
 4 bility for National VAWA Victims Relocation
 5 Pool vouchers under policies and procedures es-
 6 tablished under subsection (f)(1) shall approve
 7 a National VAWA Victims Relocation Pool
 8 voucher for a tenant described in paragraph (1)
 9 if the tenant meets the eligibility criteria de-
 10 scribed in paragraph (3).

11 “(3) CRITERIA.—

12 “(A) IN GENERAL.—The applicable respon-
 13 sible entity under paragraph (2) shall approve
 14 an application submitted by a tenant described
 15 in paragraph (1) for an emergency transfer, a
 16 National VAWA Victims Relocation Pool vouch-
 17 er, or both, if—

18 “(i) the tenant expressly requests the
 19 emergency transfer or National VAWA
 20 Victims Relocation Pool voucher, or both,
 21 from the applicable responsible entity; and

22 “(ii)(I) the tenant reasonably believes
 23 that the tenant is threatened with immi-
 24 nent harm from further violence if the ten-
 25 ant remains within the same dwelling unit

1 assisted under a covered housing program;

2 or

3 “(II) in the case of a tenant who is a
4 victim of sexual assault, the sexual assault
5 occurred on the premises during the 90-
6 day period preceding the request for the
7 emergency transfer or National VAWA
8 Victims Relocation Pool voucher.

9 “(B) GOOD STANDING.—A tenant who is
10 not in good standing retains the right to an
11 emergency transfer or a National VAWA Vic-
12 tims Relocation Pool voucher if the tenant
13 meets the eligibility requirements in this sub-
14 section and the eligibility requirements of the
15 program to which the tenant intends to trans-
16 fer.

17 “(4) POLICIES.—Each appropriate agency shall
18 adopt emergency transfer and National VAWA Vic-
19 tim Relocation Pool voucher policies for use by cov-
20 ered housing programs, which shall—

21 “(A) reflect the variations in program op-
22 eration and administration by covered housing
23 program type;

24 “(B) at a minimum, describe a process
25 that—

1 “(i) permits tenants who are victims
2 of domestic violence, dating violence, sex-
3 ual assault, or stalking to move to another
4 available and safe dwelling quickly through
5 an emergency transfer, a National VAWA
6 Victims Relocation Pool voucher, or an ex-
7 ternal referral; and

8 “(ii) provides that the tenant can re-
9 quest an emergency transfer or a National
10 VAWA Victims Relocation Pool voucher, or
11 both, whichever is safe and available for
12 the tenant; and

13 “(C) with respect to a request for an emer-
14 gency transfer, provide that—

15 “(i) not later than 5 days after the
16 date on which a covered housing provider
17 receives an emergency transfer request
18 from a tenant, the covered housing pro-
19 vider shall determine whether the tenant
20 can be transferred to a safe and available
21 unit;

22 “(ii) if a safe unit is available, an
23 emergency transfer shall occur not later
24 than 10 days after the date on which the

1 covered housing provider approves the re-
2 quest;

3 “(iii) if a safe unit is not available,
4 the covered housing provider shall provide
5 to the tenant—

6 “(I) a written status report re-
7 garding the status of the emergency
8 transfer request of the tenant; and

9 “(II) information about National
10 VAWA Victims Relocation Pool
11 vouchers; and

12 “(iv) if the emergency transfer re-
13 quest has been denied due to reasons unre-
14 lated to the availability of a safe and suit-
15 able unit, the tenant may appeal the deci-
16 sion through the applicable grievance or
17 hearing process of the covered housing pro-
18 vider;

19 “(D) with respect to a request for a Na-
20 tional VAWA Victims Relocation Pool vouch-
21 er—

22 “(i) the request may be made to the
23 Secretary of Housing and Urban Develop-
24 ment by a tenant, a collaborative applicant
25 of the local Continuum of Care or designee

1 of the collaborative applicant, a public
2 housing agency, or the covered housing
3 provider; and

4 “(ii) not later than 10 days after the
5 date on which the Secretary of Housing
6 and Urban Development receives a request
7 for a National VAWA Victims Relocation
8 Pool voucher and the selected relocation
9 jurisdiction of the tenant, the Secretary
10 shall process the request and refer admin-
11 istration of the National VAWA Victims
12 Relocation Pool voucher to the appropriate
13 public housing agency of the selected juris-
14 diction of the tenant;

15 “(E) allow a victim of domestic violence
16 dating violence, sexual assault, or stalking to
17 temporarily relocate, while maintaining eligi-
18 bility for the covered housing program without
19 the loss of their housing status, if there are no
20 alternative comparable housing program units
21 available, until an emergency transfer, a Na-
22 tional VAWA Victims Relocation Pool voucher,
23 or an external referral resulting in comparable
24 safe housing is obtained;

1 “(F) mandate that emergency transfers
2 take priority over non-emergency transfers;

3 “(G) mandate that emergency transfers
4 are not considered new applicants and take pri-
5 ority over existing waiting lists for a covered
6 housing program;

7 “(H) incorporate confidentiality measures
8 to ensure that the appropriate agency and the
9 covered housing provider do not disclose any in-
10 formation regarding a tenant who is victim of
11 domestic violence, dating violence, sexual as-
12 sault, or stalking, including the location of a
13 new dwelling unit to any person or entity with-
14 out the time-limited written authorization of the
15 tenant; and

16 “(I) mandate that when a tenant described
17 submits an emergency transfer request to a cov-
18 ered housing provider, the covered housing pro-
19 vider shall provide contact information for—

20 “(i) local organizations offering assist-
21 ance to tenants and other housing pro-
22 viders who may have safe and available
23 housing; or

1 “(ii) contact information for the re-
2 gional HUD office or applicable public
3 housing agency.

4 “(5) DUTIES OF COLLABORATIVE APPLICANTS
5 OF A LOCAL CONTINUUM OF CARE.—In addition to
6 adopting the policies described in paragraph (4) in
7 an emergency transfer policy, the collaborative appli-
8 cant of each local Continuum of Care, or a designee
9 of the collaborative applicant, shall—

10 “(A) coordinate and facilitate emergency
11 transfers and external referrals across projects
12 funded under the Continuum of Care;

13 “(B) prioritize an external referral across
14 projects funded under the Continuum of Care
15 for the next available safe housing option for
16 which a tenant may be eligible;

17 “(C) coordinate external referrals with the
18 collaborative applicant of the local Continuum
19 of Care, or designee of the collaborative appli-
20 cant, in other jurisdictions in cases where a ten-
21 ant requests an out-of-jurisdiction transfer; and

22 “(D) ensure that a tenant is not required
23 to be reassessed and retains chronically home-
24 less status, if applicable, through the local Con-
25 tinuum of Care intake process when seeking an

1 emergency transfer or external referral place-
2 ment.

3 “(6) REGIONAL OFFICES.—Each HUD regional
4 office shall—

5 “(A) in collaboration with public housing
6 agencies and the entities described in paragraph
7 (5), develop and implement a regional emer-
8 gency transfer plan, which shall—

9 “(i) set forth how covered housing
10 providers shall coordinate external referrals
11 with the HUD regional office;

12 “(ii) be submitted to the Violence
13 Against Women Director described in sec-
14 tion 41413 and made publicly available;
15 and

16 “(iii) include any additional policies,
17 priorities, and strategies set by the entities
18 described in paragraph (5); and

19 “(B) in consultation with the Violence
20 Against Women Director described in section
21 41413, facilitate external referral requests for
22 tenants who are victims of domestic violence,
23 dating violence, sexual assault, or stalking if the
24 tenant cannot obtain an emergency transfer or

1 a National VAWA Victims Relocation Pool
2 voucher.

3 “(7) COVERED HOUSING PROVIDERS.—Each
4 covered housing provider shall develop and imple-
5 ment an emergency transfer policy consistent with
6 the requirements in paragraph (4) or (5).”;

7 (6) by amending subsection (f) to read as fol-
8 lows:

9 “(f) POLICIES AND PROCEDURES FOR EMERGENCY
10 TRANSFER AND NATIONAL VAWA VICTIMS RELOCATION
11 POOL VOUCHERS.—

12 “(1) IN GENERAL.—Not later than 60 days
13 after the date of enactment of the Violence Against
14 Women Reauthorization Act of 2019, the Secretary
15 of Housing and Urban Development shall establish
16 policies and procedures under which a tenant may
17 receive, under subsection (e), subject to the avail-
18 ability of funds, a National VAWA Victims Reloca-
19 tion Pool voucher.

20 “(2) APPROPRIATE AGENCIES.—Not later than
21 180 days after the date of enactment of the Violence
22 Against Women Reauthorization Act of 2019, the
23 head of each appropriate agency shall establish the
24 policies required under subsection (e) with respect to

1 emergency transfers and National VAWA Victims
2 Relocation Pool vouchers.”;

3 (7) by redesignating subsection (g) as sub-
4 section (h);

5 (8) by inserting after subsection (f) the fol-
6 lowing:

7 “(g) TRAINING AND REFERRALS.—

8 “(1) TRAINING FOR STAFF OF COVERED HOUS-
9 ING PROGRAMS.—

10 “(A) IN GENERAL.—The Secretary of
11 Housing and Urban Development, in partner-
12 ship with domestic and sexual violence experts,
13 shall develop mandatory in-person or electronic
14 training for staff of covered housing providers
15 to provide a basic understanding of domestic vi-
16 olence, dating violence, sexual assault, and
17 stalking, and to facilitate implementation of
18 this section.

19 “(B) APPROPRIATE STAFF.—Each covered
20 housing provider shall identify—

21 “(i) appropriate staff to attend the
22 basic understanding training described in
23 subparagraph (A) periodically; and

24 “(ii) appropriate staff engaged in ten-
25 ant services to attend both the basic un-

1 derstanding training and the implementa-
 2 tion training described in subparagraph
 3 (A) as necessary.

4 “(2) REFERRALS.—The appropriate agency
 5 with respect to each covered housing program and
 6 the local Continuum of Care shall supply all appro-
 7 priate staff of the covered housing providers with a
 8 referral listing of public contact information for all
 9 domestic violence, dating violence, sexual assault,
 10 and stalking service providers offering services in its
 11 coverage area.

12 “(3) AUTHORIZATION OF APPROPRIATIONS.—
 13 There are authorized to be appropriated to carry out
 14 this subsection such sums as may be necessary for
 15 each of fiscal years 2021 through 2025.”; and

16 (9) by inserting after subsection (h), as so re-
 17 designated, the following:

18 “(i) RULES OF CONSTRUCTION.—Nothing in this sec-
 19 tion shall be construed—

20 “(1) to limit any right, remedy, or procedure
 21 otherwise available to enforce the Violence Against
 22 Women Act of 2005 (Public Law 109–162; 119
 23 Stat. 2960) and subsequent amendments prior to
 24 the date of enactment of the Violence Against
 25 Women Reauthorization Act of 2019; or

1 “(2) to supersede any provision of any Federal,
 2 State, or local law that provides greater protection
 3 than this section for victims of domestic violence,
 4 dating violence, sexual assault, or stalking.”.

5 (b) NATIONAL VAWA VICTIMS RELOCATION POOL
 6 VOUCHERS.—Section 8(o) of the United States Housing
 7 Act of 1937 (42 U.S.C. 1437f(o)) is amended by adding
 8 at the end the following:

9 “(21) NATIONAL VAWA VICTIMS RELOCATION
 10 POOL VOUCHERS.—

11 “(A) IN GENERAL.—The Secretary shall
 12 set aside, from amounts made available for
 13 rental assistance under this subsection,
 14 amounts for use only for providing such assist-
 15 ance for the creation of a National VAWA Vic-
 16 tims Relocation Pool, which shall provide rental
 17 assistance on behalf of tenants who are victims
 18 of domestic violence, dating violence, sexual as-
 19 sault, and stalking eligible for assistance under
 20 section 41411(e) of the Violence Against
 21 Women Act of 1994 (34 U.S.C. 12491(e)).

22 “(B) TERMINATION OF VOUCHERS UPON
 23 TURNOVER.—A public housing agency shall not
 24 reissue assistance that is made available from
 25 appropriated funds for a tenant when the as-

sistance for the tenant is terminated, unless specifically authorized by the Secretary.

“(C) AUTHORIZATION OF APPROPRIATIONS.—Beginning in fiscal year 2021 and each fiscal year thereafter, there are authorized to be appropriated \$20,000,000 to provide vouchers for rental assistance under this paragraph.”.

**SEC. 602. ENSURING COMPLIANCE AND IMPLEMENTATION;
PROHIBITING RETALIATION AGAINST VICTIMS.**

Chapter 2 of subtitle N of title IV of the Violence Against Women Act of 1994 (34 U.S.C. 12491 et seq.) is amended by inserting after section 41411 the following:

“SEC. 41412. COMPLIANCE REVIEWS.

“(a) REGULAR COMPLIANCE REVIEWS.—

“(1) IN GENERAL.—Each appropriate agency shall establish a process by which to review compliance with the requirements of this subtitle, which shall—

“(A) in consultation with the Violence Against Women Director described in section 41413 and any other relevant officials of the appropriate agency, be incorporated into other existing compliance review processes of the appropriate agency; and

1 “(B) examine—

2 “(i) covered housing provider compli-
3 ance with requirements prohibiting the de-
4 nial of assistance, tenancy, or occupancy
5 rights on the basis of domestic violence,
6 dating violence, sexual assault, or stalking;

7 “(ii) covered housing provider compli-
8 ance with confidentiality provisions set
9 forth in section 41411(c)(4);

10 “(iii) covered housing provider compli-
11 ance with the notification requirements set
12 forth in section 41411(d)(2);

13 “(iv) covered housing provider compli-
14 ance with accepting documentation set
15 forth in section 41411(e);

16 “(v) covered housing provider compli-
17 ance with emergency transfer requirements
18 set forth in section 41411(e); and

19 “(vi) covered housing provider compli-
20 ance with the prohibition on retaliation set
21 forth in section 41414.

22 “(2) FREQUENCY.—Each appropriate agency
23 shall conduct the review described in paragraph (1)
24 on a regular basis, as determined by the appropriate
25 agency.

1 “(b) REGULATIONS.—Not later than 1 year after the
2 date of enactment of the Violence Against Women Reau-
3 thorization Act of 2019, each appropriate agency shall
4 issue regulations to implement subsection (a), which
5 shall—

6 “(1) define standards of compliance for covered
7 housing providers;

8 “(2) include detailed reporting requirements, in-
9 cluding the number of emergency transfers and Na-
10 tional VAWA Victims Relocation Pool vouchers re-
11 quested and granted, as well as the length of time
12 needed to process emergency transfers, National
13 VAWA Victims Relocation Pool vouchers, and exter-
14 nal referrals; and

15 “(3) include standards for corrective action
16 plans where a covered housing provider has failed to
17 meet compliance standards.

18 “(c) PUBLIC DISCLOSURE.—Each appropriate agen-
19 cy shall ensure that an agency-level assessment of the in-
20 formation collected during the compliance review process
21 completed pursuant to this subsection—

22 “(1) includes an evaluation of each topic identi-
23 fied in subsection (a); and

24 “(2) is made publicly available.

1 **“SEC. 41413. DEPARTMENT OF HOUSING AND URBAN DE-**
 2 **VELOPMENT VIOLENCE AGAINST WOMEN DI-**
 3 **RECTOR.**

4 “(a) ESTABLISHMENT.—There shall be, within the
 5 Office of the Secretary of the Department of Housing and
 6 Urban Development, a Violence Against Women Director
 7 (in this section referred to as the ‘Director’).

8 “(b) DUTIES.—The Director shall—

9 “(1) support implementation of the provisions
 10 of this subtitle;

11 “(2) coordinate development of Federal regula-
 12 tions, policy, protocols, and guidelines on matters re-
 13 lating to the implementation of this subtitle, at each
 14 agency administering a covered housing program;

15 “(3) advise and coordinate with designated offi-
 16 cials within the United States Interagency Council
 17 on Homelessness, the Department of Housing and
 18 Urban Development, the Department of the Treas-
 19 ury, the Department of Agriculture, the Department
 20 of Health and Human Services, the Department of
 21 Veterans Affairs, and the Department of Justice
 22 concerning legislation, implementation, and other
 23 issues relating to or affecting the housing provisions
 24 under this subtitle;

25 “(4) provide technical assistance, coordination,
 26 and support to each appropriate agency regarding

1 advancing housing protections and access to housing
2 for victims of domestic violence, dating violence, sex-
3 ual assault, and stalking, including compliance with
4 this subtitle;

5 “(5) ensure that adequate technical assistance
6 is made available to covered housing providers re-
7 garding implementation of this subtitle, as well as
8 other issues related to advancing housing protections
9 for victims of domestic violence, dating violence, sex-
10 ual assault, and stalking, including compliance with
11 this subtitle;

12 “(6) act as a liaison with the judicial branches
13 of Federal, State, and local governments on matters
14 relating to the housing needs of victims of domestic
15 violence, dating violence, sexual assault, and stalk-
16 ing;

17 “(7) implement a quality control system and a
18 corrective action plan system for those covered hous-
19 ing providers that fail to comply with this subtitle,
20 wherein—

21 “(A) covered housing providers completing
22 corrective action plans shall be required to con-
23 sult with national, State, or local programs fo-
24 cused on victims of domestic violence, dating vi-
25 olence, sexual assault, or stalking; and

1 “(B) the corrective action plans shall in-
2 clude provisions requiring covered housing pro-
3 viders to review and develop appropriate no-
4 tices, procedures, and staff training to improve
5 compliance with this subtitle, in consultation
6 with national, State, or local programs focused
7 on victims described in subparagraph (A);

8 “(8) establish a formal reporting process to re-
9 ceive individual complaints concerning noncompli-
10 ance with this subtitle;

11 “(9) coordinate the development of interagency
12 guidelines to improve the availability of centralized
13 information concerning available dwelling units for
14 use in facilitating the emergency transfer process;

15 “(10) coordinate the process for tracking of re-
16 quests, notice, and approval of National VAWA Vic-
17 tims Relocation Pool vouchers, and further imple-
18 ment, as necessary, any policies or procedures relat-
19 ing to the National VAWA Victims Relocation Pool
20 vouchers;

21 “(11) work with HUD regional offices to de-
22 velop a mechanism to implement regional external
23 referral plans and officials at each appropriate agen-
24 cy relating to the development of Federal regula-
25 tions, policy, protocols, and guidelines regarding uni-

1 form timeframes for the completion of emergency
2 transfers, National VAWA Victims Relocation Pool
3 vouchers, and external referrals;

4 “(12) coordinate with each appropriate agency
5 to ensure that standardized documents relating to
6 the implementation of this title are translated into
7 multiple language and made accessible to covered
8 housing providers within a reasonable time upon
9 adoption of the documents by the appropriate agency;
10

11 “(13) ensure that the documents described in
12 paragraph (11), including guidance and notices to
13 victims, are distributed in commonly encountered
14 languages by covered housing providers consistent
15 with title VI of the Civil Rights Act of 1964 (42
16 U.S.C. 2000d et seq.) and any guidance issued by
17 the appropriate agencies in accordance with Execu-
18 tive Order 13166 (42 U.S.C. 2000d–1 note; relating
19 to access to services for persons with limited English
20 proficiency); and

21 “(14) in consultation with each appropriate
22 agency, identify existing compliance review processes
23 that could incorporate the compliance reviews re-
24 quired under section 41412(a).

1 “(c) AUTHORIZATION OF APPROPRIATIONS.—There
 2 are authorized to be appropriated to carry out this section
 3 such sums as may be necessary for each of fiscal years
 4 2021 through 2025.

5 **“SEC. 41414. PROHIBITION ON RETALIATION.**

6 “(a) NONDISCRIMINATION REQUIREMENT.—No cov-
 7 ered housing provider shall discriminate against any per-
 8 son because that person has opposed any act or practice
 9 made unlawful by this subtitle, or because that individual
 10 testified, assisted, or participated in any matter related
 11 to this subtitle.

12 “(b) PROHIBITION ON COERCION.—No covered hous-
 13 ing provider shall coerce, intimidate, threaten, or interfere
 14 with, or retaliate against, any person in the exercise or
 15 enjoyment of, or on account of the person having exercised
 16 or enjoyed, or on account of the person having aided or
 17 encouraged any other individual in the exercise or enjoy-
 18 ment of, any rights or protections under this subtitle, in-
 19 cluding—

20 “(1) intimidating or threatening any person be-
 21 cause that person is assisting or encouraging an in-
 22 dividual entitled to claim the rights or protections
 23 under this subtitle; and

1 “(2) retaliating against any person because that
2 person has participated in any investigation or ac-
3 tion to enforce this subtitle.

4 “(c) ENFORCEMENT AUTHORITY OF THE SEC-
5 RETARY.—The authority of the Secretary of Housing and
6 Urban Development and the Office for Fair Housing and
7 Equal Opportunity to enforce this section shall be the
8 same as the Fair Housing Act (42 U.S.C. 3610 et seq.).”.

9 **SEC. 603. PROTECTING THE RIGHT TO REPORT CRIME**
10 **FROM ONE’S HOME.**

11 (a) IN GENERAL.—Chapter 2 of subtitle N of title
12 IV of the Violence Against Women Act of 1994 (34 U.S.C.
13 12491 et seq.), as amended by this Act, is further amend-
14 ed by inserting after section 41414 the following:

15 **“SEC. 41415. RIGHT TO REPORT CRIME AND EMERGENCIES**
16 **FROM ONE’S HOME.**

17 “(a) DEFINITION.—In this section, the term ‘covered
18 governmental entity’ means any municipal, county, or
19 State government that receives funding under section 106
20 of the Housing and Community Development Act of 1974
21 (42 U.S.C. 5306).

22 “(b) RIGHT TO REPORT.—

23 “(1) IN GENERAL.—Landlords, homeowners,
24 residents, occupants, and guests of, and applicants
25 for, housing—

1 “(A) shall have the right to seek law en-
 2 forcement or emergency assistance on their own
 3 behalf or on behalf of another person in need
 4 of assistance; and

5 “(B) shall not be penalized based on their
 6 requests for assistance or based on criminal ac-
 7 tivity of which they are a victim or otherwise
 8 not at fault under statutes, ordinances, regula-
 9 tions, or policies adopted or enforced by covered
 10 governmental entities.

11 “(2) PROHIBITED PENALTIES.—Penalties that
 12 are prohibited under paragraph (1) include—

13 “(A) actual or threatened assessment of
 14 penalties, fees, or fines;

15 “(B) actual or threatened eviction;

16 “(C) actual or threatened refusal to rent
 17 or renew tenancy;

18 “(D) actual or threatened refusal to issue
 19 an occupancy permit or landlord permit; and

20 “(E) actual or threatened closure of the
 21 property, or designation of the property as a
 22 nuisance or a similarly negative designation.

23 “(c) REPORTING.—Consistent with the process de-
 24 scribed in section 104(b) of the Housing and Community

1 Development Act of 1974 (42 U.S.C. 5304(b)), covered
2 governmental entities shall—

3 “(1) report any of their laws or policies, or, as
4 applicable, the laws or policies adopted by sub-
5 grantees, that impose penalties on landlords, home-
6 owners, residents, occupants, guests, or housing ap-
7 plicants based on requests for law enforcement or
8 emergency assistance or based on criminal activity
9 that occurred at a property; and

10 “(2) certify that they are in compliance with
11 the protections under this subtitle or describe the
12 steps the covered governmental entities will take
13 within 180 days to come into compliance, or to en-
14 sure compliance among subgrantees.

15 “(d) OVERSIGHT.—Oversight and accountability
16 mechanisms provided for under title VIII of the Civil
17 Rights Act of 1968 (42 U.S.C. 3601 et seq.) shall be avail-
18 able to address violations of this section.

19 “(e) SUBGRANTEES.—For those covered govern-
20 mental entities that distribute funds to subgrantees, com-
21 pliance with subsection (c)(1) includes inquiring about the
22 existence of laws and policies adopted by subgrantees that
23 impose penalties on landlords, homeowners, residents, oc-
24 cupants, guests, or housing applicants based on requests

1 for law enforcement or emergency assistance or based on
 2 criminal activity that occurred at a property.”.

3 (b) SUPPORTING EFFECTIVE CRIME REDUCTION
 4 METHODS.—

5 (1) ADDITIONAL AUTHORIZED USE OF BYRNE-
 6 JAG FUNDS.—Section 501(a)(1) of subpart 1 of part
 7 E of title I of the Omnibus Crime Control and Safe
 8 Streets Act of 1968 (34 U.S.C. 10152(a)(1)) is
 9 amended by adding after subparagraph (H) the fol-
 10 lowing:

11 “(I) Programs for the development and im-
 12 plementation of methods of reducing crime in
 13 communities, to supplant punitive programs or
 14 policies. For purposes of this subparagraph, a
 15 punitive program or policy is a program or pol-
 16 icy that (i) imposes a penalty described in sec-
 17 tion 41415(b)(2) of the Violence Against
 18 Women Act of 1994 on the basis of a request
 19 for law enforcement or emergency assistance; or
 20 (ii) imposes a penalty described in section
 21 41415(b)(2) of the Violence Against Women
 22 Act of 1994 on a landlord, homeowner, tenant,
 23 resident, occupant, or guest because of criminal
 24 activity at the property, including domestic vio-
 25 lence dating violence, sexual assault, and stalk-

1 ing, where the landlord, homeowner, tenant,
 2 resident, occupant, or guest was a victim of
 3 such criminal activity.”.

4 (2) ADDITIONAL AUTHORIZED USE OF COPS
 5 FUNDS.—Section 1701(b) of part Q of title I of the
 6 Omnibus Crime Control and Safe Streets Act of
 7 1968 (34 U.S.C. 10381(b)) is amended—

8 (A) in paragraph (22), by striking “and”
 9 after the semicolon;

10 (B) in paragraph (23), by striking the pe-
 11 riod at the end and inserting “; and”; and

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

13 “(24) to develop and implement methods of re-
 14 ducing crime in communities, to supplant punitive
 15 programs or policies (as such term is defined in sec-
 16 tion 501(a)(1)(I)).”.

17 (3) ADDITIONAL AUTHORIZED USE OF GRANTS
 18 TO IMPROVE CRIMINAL JUSTICE RESPONSE POLI-
 19 CIES.—Section 2101(b) of part U of title I of the
 20 Omnibus Crime Control and Safe Streets Act of
 21 1968 (34 U.S.C. 10461(b)), as amended by this Act,
 22 is further amended by adding at the end the fol-
 23 lowing:

24 “(25) To develop and implement methods of re-
 25 ducing crime in communities, to supplant punitive

1 programs or policies. For purposes of this para-
 2 graph, a punitive program or policy is a program or
 3 policy that (A) imposes a penalty described in sec-
 4 tion 41415(b) of the Violence Against Women Act of
 5 1994 on the basis of a request for law enforcement
 6 or emergency assistance; or (B) imposes a penalty
 7 described in section 41415(b) of the Violence
 8 Against Women Act of 1994 on a landlord, home-
 9 owner, tenant, resident, occupant, or guest because
 10 of criminal activity at the property, including domes-
 11 tic violence, dating violence, sexual assault, and
 12 stalking, where the landlord, homeowner, tenant,
 13 resident, occupant, or guest was a victim of such
 14 criminal activity.”.

15 **SEC. 604. TRANSITIONAL HOUSING ASSISTANCE GRANTS**
 16 **FOR VICTIMS OF DOMESTIC VIOLENCE, DAT-**
 17 **ING VIOLENCE, SEXUAL ASSAULT, OR STALK-**
 18 **ING.**

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

21 (1) in subsection (a), in the matter preceding
 22 paragraph (1)—

23 (A) by striking “the Director of the Vio-
 24 lence Against Women Office” and inserting

1 “the Director of the Office on Violence Against
2 Women”; and

3 (B) by inserting after “, other nonprofit,
4 nongovernmental organizations” the following:
5 “, population-specific organizations”; and
6 (2) in subsection (g)—

7 (A) in paragraph (1), by striking “2014
8 through 2018” and inserting “2021 through
9 2025”;

10 (B) in paragraph (2), by striking “5 per-
11 cent” and inserting “8 percent”; and

12 (C) in paragraph (3)(B), by striking “0.25
13 percent” and inserting “0.5 percent”.

14 **SEC. 605. ADDRESSING THE HOUSING NEEDS OF VICTIMS**
15 **OF DOMESTIC VIOLENCE, DATING VIOLENCE,**
16 **SEXUAL ASSAULT, AND STALKING.**

17 (a) **McKINNEY-VENTO HOMELESS ASSISTANCE**
18 **GRANTS.**—Section 423(a) of the McKinney-Vento Home-
19 less Assistance Act (42 U.S.C. 11383(a)) is amended by
20 adding at the end the following:

21 “(13) Facilitating and coordinating activities to
22 ensure compliance with subsection (e) of section
23 41411 of the Violence Against Women Act of 1994
24 (34 U.S.C. 12491) and monitoring compliance with

1 the confidentiality protections of subsection (c)(4) of
2 such section.”.

3 (b) COLLABORATIVE GRANTS TO INCREASE THE
4 LONG-TERM STABILITY OF VICTIMS.—Section 41404(i)
5 of the Violence Against Women Act of 1994 (34 U.S.C.
6 12474(i)) is amended by striking “2014 through 2018”
7 and inserting “2021 through 2025”.

8 (c) GRANTS TO COMBAT VIOLENCE AGAINST WOMEN
9 IN PUBLIC AND ASSISTED HOUSING.—Section 41405 of
10 the Violence Against Women Act of 1994 (34 U.S.C.
11 12475) is amended—

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

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

20 (3) in subsection (g), by striking “2014 through
21 2018” and inserting the following: “2021 through
22 2025”.

1 **SEC. 606. UNITED STATES HOUSING ACT OF 1937 AMEND-**
2 **MENTS.**

3 Section 5A(d) of the United States Housing Act of
4 1937 (42 U.S.C. 1437c–1(d)) is amended—

5 (1) by amending paragraph (13) to read as fol-
6 lows:

7 “(13) DOMESTIC VIOLENCE, DATING VIOLENCE,
8 SEXUAL ASSAULT, OR STALKING PROGRAMS.—

9 “(A) COPIES.—A copy of—

10 “(i) all standardized notices issued
11 pursuant to the housing protections under
12 subtitle N of the Violence Against Women
13 Act of 1994, including the notice required
14 under section 41411(d) of the Violence
15 Against Women Act of 1994;

16 “(ii) the emergency transfer plan
17 issued pursuant to section 41411 of the
18 Violence Against Women Act of 1994; and

19 “(iii) any and all memoranda of un-
20 derstanding with other covered housing
21 providers developed to facilitate emergency
22 transfers under section 41411(e) of the Vi-
23 olence Against Women Act of 1994.

24 “(B) DESCRIPTIONS.—A description of—

25 “(i) any activities, services, or pro-
26 grams provided or offered by an agency, ei-

1 ther directly or in partnership with other
2 service providers, to child or adult victims
3 of domestic violence, dating violence, sex-
4 ual assault, or stalking;

5 “(ii) any activities, services, or pro-
6 grams provided or offered by a public
7 housing agency that helps child and adult
8 victims of domestic violence, dating vio-
9 lence, sexual assault, or stalking, to obtain
10 or maintain housing;

11 “(iii) any activities, services, or pro-
12 grams provided or offered by a public
13 housing agency to prevent domestic vio-
14 lence, dating violence, sexual assault, and
15 stalking, or to enhance victim safety in as-
16 sisted families; and

17 “(iv) all training and support services
18 offered to staff of the public housing agen-
19 cy to provide a basic understanding of do-
20 mestic violence, dating violence, sexual as-
21 sault, and stalking, and to facilitate imple-
22 mentation of the housing protections of
23 section 41411 of the Violence Against
24 Women Act of 1994.”; and

1 (2) in paragraph (16), by inserting “the Vio-
2 lence Against Women Act of 1994,” before “the
3 Fair Housing Act”.

4 **TITLE VII—ECONOMIC SECURITY**
5 **FOR VICTIMS**

6 **SEC. 701. FINDINGS.**

7 Congress finds the following:

8 (1) More than 1 in 3 women and nearly 1 in
9 3 men experience sexual violence, and 1 in 5 women
10 have survived completed or attempted rape. Such vi-
11 olence has a devastating impact on women’s physical
12 and emotional health, financial security, and ability
13 to maintain their jobs, and thus impacts interstate
14 commerce and economic security.

15 (2) The Office on Violence Against Women of
16 the Department of Justice defines domestic violence
17 as a pattern of abusive behavior in any relationship
18 that is used by one intimate partner to gain or
19 maintain power and control over another intimate
20 partner. Domestic violence can include physical, sex-
21 ual, emotional, economic, or psychological actions or
22 threats of actions that influence another person. Do-
23 mestic violence includes any behaviors that intimi-
24 date, manipulate, humiliate, isolate, frighten, ter-

1 rorize, coerce, threaten, blame, hurt, injure, or
2 wound an individual.

3 (3) The Centers for Disease Control and Pre-
4 vention report that domestic violence or intimate
5 partner violence is a serious public health issue for
6 millions of individuals in the United States. Nearly
7 1 in 4 women and 1 in 9 men in the United States
8 have suffered sexual violence, physical violence, or
9 stalking by an intimate partner.

10 (4) Transgender and gender non-conforming
11 people face extraordinary levels of physical and sex-
12 ual violence.

13 (5) More than 1 in 4 transgender people have
14 faced bias-driven assault, and this rate is higher for
15 trans women and trans people of color.

16 (6) The American Foundation for Suicide Pre-
17 vention has found that transgender and gender non-
18 conforming people had an elevated prevalence of sui-
19 cide attempts, especially when they have suffered
20 physical or sexual violence.

21 (7) Homicide is one of the leading causes of
22 death for women on the job. Domestic partners or
23 relatives commit 43 percent of workplace homicides
24 against women. One study found that intimate part-
25 ner violence resulted in 142 homicides among women

1 at work in the United States from 2003 to 2008, a
2 figure which represents 22 percent of the 648 work-
3 place homicides among women during the period. In
4 fact, in 2010, homicides against women at work in-
5 creased by 13 percent despite continuous declines in
6 overall workplace homicides in recent years.

7 (8) Women in the United States are 25 times
8 more likely to be murdered with guns than women
9 in other high-income countries. Female intimate
10 partners are more likely to be murdered with a fire-
11 arm than all other means combined. The presence of
12 a gun in domestic violence situations increases the
13 risk of homicide for women by 500 percent.

14 (9) Violence can have a dramatic impact on the
15 survivor of such violence. Studies indicate that 44
16 percent of surveyed employed adults experienced the
17 effect of domestic violence in the workplace, and 64
18 percent indicated their workplace performance was
19 affected by such violence. Another recent survey
20 found that 78 percent of offenders used workplace
21 resources to express anger, check up on, pressure, or
22 threaten a survivor. Sexual assault, whether occur-
23 ring in or out of the workplace, can impair an em-
24 ployee's work performance, require time away from
25 work, and undermine the employee's ability to main-

1 tain a job. Nearly 50 percent of sexual assault sur-
2 vivors lose their jobs or are forced to quit in the
3 aftermath of the assaults.

4 (10) Studies find that 60 percent of single
5 women lack economic security and 81 percent of
6 households with single mothers live in economic inse-
7 curity. Significant barriers that survivors confront
8 include access to housing, transportation, and child
9 care. Ninety-two percent of homeless women have
10 experienced domestic violence, and more than 50
11 percent of such women cite domestic violence as the
12 direct cause for homelessness. Survivors are deprived
13 of their autonomy, liberty, and security, and face
14 tremendous threats to their health and safety.

15 (11) The Centers for Disease Control and Pre-
16 vention report that survivors of severe intimate part-
17 ner violence lose nearly 8 million days of paid work,
18 which is the equivalent of more than 32,000 full-
19 time jobs and almost 5,600,000 days of household
20 productivity each year. Therefore, women dispropor-
21 tionately need time off to care for their health or to
22 find safety solutions, such as obtaining a restraining
23 order or finding housing, to avoid or prevent further
24 violence.

1 (12) Annual costs of intimate partner violence
2 are estimated to be more than \$8,300,000,000. Ac-
3 cording to the Centers for Disease Control and Pre-
4 vention, the costs of intimate partner violence
5 against women in 1995 exceeded an estimated
6 \$5,800,000,000. These costs included nearly
7 \$4,100,000,000 in the direct costs of medical and
8 mental health care and nearly \$1,800,000,000 in the
9 indirect costs of lost productivity. These statistics
10 are generally considered to be underestimated be-
11 cause the costs associated with the criminal justice
12 system are not included.

13 (13) Sixty-one percent of senior executives re-
14 cently surveyed said domestic violence has a harmful
15 effect on their company's productivity, and more
16 than 70 percent said domestic violence negatively af-
17 fects attendance. Seventy-eight percent of human re-
18 sources professionals consider partner violence a
19 workplace issue. However, more than 70 percent of
20 United States workplaces have no formal program or
21 policy that addresses workplace violence, let alone
22 domestic violence. In fact, only four percent of em-
23 ployers provided training on domestic violence.

24 (14) Studies indicate that one of the best pre-
25 dictors of whether a survivor will be able to stay

1 away from his or her abuser is the degree of his or
2 her economic independence. However, domestic vio-
3 lence, dating violence, sexual assault, and stalking
4 often negatively impact a survivor's ability to main-
5 tain employment.

6 (15) Abusers frequently seek to exert financial
7 control over their partners by actively interfering
8 with their ability to work, including preventing their
9 partners from going to work, harassing their part-
10 ners at work, limiting their partners' access to cash
11 or transportation, and sabotaging their partners'
12 child care arrangements.

13 (16) Economic abuse refers to behaviors that
14 control an intimate partner's ability to acquire, use,
15 and maintain access to, money, credit, ownership of
16 assets, or access to governmental or private financial
17 benefits, including defaulting on joint obligations
18 (such as school loans, credit card debt, mortgages,
19 or rent). Other forms of such abuse may include pre-
20 venting someone from attending school, threatening
21 to or actually terminating employment, controlling
22 or withholding access to cash, checking, or credit ac-
23 counts, and attempting to damage or sabotage the
24 creditworthiness of an intimate partner, including
25 forcing an intimate partner to write bad checks,

1 forcing an intimate partner to default on payments
2 related to household needs, such as housing, or fore-
3 ing an intimate partner into bankruptcy.

4 (17) The Patient Protection and Affordable
5 Care Act (Public Law 111–148), and the amend-
6 ments made by such Act, ensures that most health
7 plans must cover preventive services, including
8 screening and counseling for domestic violence, at no
9 additional cost. In addition, it prohibits insurance
10 companies from discriminating against patients for
11 preexisting conditions, like domestic violence.

12 (18) Yet, more can be done to help survivors.
13 Federal law in effect on the day before the date of
14 enactment of this Act does not explicitly—

15 (A) authorize survivors of domestic vio-
16 lence, dating violence, sexual assault, or stalk-
17 ing to take leave from work to seek legal assist-
18 ance and redress, counseling, or assistance with
19 safety planning activities;

20 (B) address the eligibility of survivors of
21 domestic violence, dating violence, sexual as-
22 sault, or stalking for unemployment compensa-
23 tion;

1 (C) provide job protection to survivors of
 2 domestic violence, dating violence, sexual as-
 3 sault, or stalking;

4 (D) prohibit insurers and employers who
 5 self-insure employee benefits from discrimi-
 6 nating against survivors of domestic violence,
 7 dating violence, sexual assault, or stalking and
 8 those who help them in determining eligibility,
 9 rates charged, and standards for payment of
 10 claims; or

11 (E) prohibit insurers from disclosing infor-
 12 mation about abuse and the location of the sur-
 13 vivors through insurance databases and other
 14 means.

15 (19) This Act aims to empower survivors of do-
 16 mestic violence, dating violence, sexual assault, or
 17 stalking to be free from violence, hardship, and con-
 18 trol, which restrains basic human rights to freedom
 19 and safety in the United States.

20 **SEC. 702. NATIONAL RESOURCE CENTER ON WORKPLACE**
 21 **RESPONSES TO ASSIST VICTIMS OF DOMES-**
 22 **TIC AND SEXUAL VIOLENCE.**

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

1 (1) in subsection (a)—

2 (A) by inserting “and sexual harassment”
3 after “domestic and sexual violence”; and

4 (B) by striking “employers and labor orga-
5 nizations” and inserting “employers, labor or-
6 ganizations, and victim service providers”;

7 (2) in subsection (b)(3), by striking “and stalk-
8 ing” and inserting “stalking, and sexual harass-
9 ment”;

10 (3) in subsection (c)(1), by inserting before the
11 period at the end “or sexual harassment”;

12 (4) in subsection (c)(2)(A), by inserting “or
13 sexual harassment” after “sexual violence”; and

14 (5) in subsection (e), by striking “\$1,000,000
15 for each of fiscal years 2014 through 2018” and in-
16 serting “\$2,000,000 for each of fiscal years 2021
17 through 2025”.

18 **SEC. 703. ENTITLEMENT TO UNEMPLOYMENT COMPENSA-**
19 **TION FOR VICTIMS OF SEXUAL AND OTHER**
20 **HARASSMENT AND SURVIVORS OF DOMESTIC**
21 **VIOLENCE, SEXUAL ASSAULT, OR STALKING.**

22 (a) UNEMPLOYMENT COMPENSATION PERSONNEL
23 TRAINING.—Section 303(a) of the Social Security Act (42
24 U.S.C. 503(a)) is amended—

1 (1) by redesignating paragraphs (4) through
2 (12) as paragraphs (5) through (13), respectively;
3 and

4 (2) by inserting after paragraph (3) the fol-
5 lowing new paragraph:

6 “(4)(A) Such methods of administration as will
7 ensure that—

8 “(i) applicants for unemployment com-
9 pensation and individuals inquiring about such
10 compensation are notified of the provisions of
11 section 3304(a)(19) of the Internal Revenue
12 Code of 1986; and

13 “(ii) claims reviewers and hearing per-
14 sonnel are trained in—

15 “(I) the nature and dynamics of sex-
16 ual and other harassment, domestic vio-
17 lence, sexual assault, or stalking; and

18 “(II) methods of ascertaining and
19 keeping confidential information about pos-
20 sible experiences of sexual and other har-
21 assment, domestic violence, sexual assault,
22 or stalking to ensure that—

23 “(aa) requests for unemployment
24 compensation based on separations
25 stemming from sexual and other har-

1 assment, domestic violence, sexual as-
2 sault, or stalking are identified and
3 adjudicated; and

4 “(bb) confidentiality is provided
5 for the individual’s claim and sub-
6 mitted evidence.

7 “(B) For purposes of this paragraph—

8 “(i) the terms ‘domestic violence’, ‘sexual
9 assault’, and ‘stalking’ have the meanings given
10 such terms in section 40002 of the Violence
11 Against Women Act of 1994;

12 “(ii) the term ‘sexual and other harass-
13 ment’ has the meaning given such term under
14 State law, regulation, or policy; and

15 “(iii) the term ‘survivor of domestic vio-
16 lence, sexual assault, or stalking’ means—

17 “(I) a person who has experienced or
18 is experiencing domestic violence, sexual
19 assault, or stalking; and

20 “(II) a person whose family or house-
21 hold member has experienced or is experi-
22 encing domestic violence, sexual assault, or
23 stalking.”.

1 (b) TANF PERSONNEL TRAINING.—Section 402(a)
 2 of the Social Security Act (42 U.S.C. 602(a)) is amended
 3 by adding at the end the following new paragraph:

4 “(8) CERTIFICATION THAT THE STATE WILL
 5 PROVIDE INFORMATION TO SURVIVORS OF SEXUAL
 6 AND OTHER HARASSMENT, DOMESTIC VIOLENCE,
 7 SEXUAL ASSAULT, OR STALKING.—

8 “(A) IN GENERAL.—A certification by the
 9 chief executive officer of the State that the
 10 State has established and is enforcing stand-
 11 ards and procedures to—

12 “(i) ensure that applicants for assist-
 13 ance under the State program funded
 14 under this part and individuals inquiring
 15 about such assistance are adequately noti-
 16 fied of—

17 “(I) the provisions of section
 18 3304(a)(19) of the Internal Revenue
 19 Code of 1986; and

20 “(II) assistance made available
 21 by the State to survivors of sexual
 22 and other harassment, domestic vio-
 23 lence, sexual assault, or stalking;

24 “(ii) ensure that case workers and
 25 other agency personnel responsible for ad-

1 ministering the State program funded
2 under this part are adequately trained in—

3 “(I) the nature and dynamics of
4 sexual and other harassment, domes-
5 tic violence, sexual assault, or stalk-
6 ing;

7 “(II) State standards and proce-
8 dures relating to the prevention of,
9 and assistance for individuals who are
10 survivors of sexual and other harass-
11 ment, domestic violence, sexual as-
12 sault, or stalking; and

13 “(III) methods of ascertaining
14 and keeping confidential information
15 about possible experiences of sexual
16 and other harassment, domestic vio-
17 lence, sexual assault, or stalking;

18 “(iii) ensure that, if a State has elect-
19 ed to establish and enforce standards and
20 procedures regarding the screening for,
21 and identification of, domestic violence
22 pursuant to paragraph (7)—

23 “(I) applicants for assistance
24 under the State program funded
25 under this part and individuals inquir-

1 ing about such assistance are ade-
2 quately notified of options available
3 under such standards and procedures;
4 and

5 “(II) case workers and other
6 agency personnel responsible for ad-
7 ministering the State program funded
8 under this part are provided with ade-
9 quate training regarding such stand-
10 ards and procedures and options
11 available under such standards and
12 procedures; and

13 “(iv) ensure that the training required
14 under subparagraphs (B) and, if applica-
15 ble, (C)(ii) is provided through a training
16 program operated by an eligible entity.

17 “(B) DEFINITIONS.—For purposes of this
18 paragraph—

19 “(i) the terms ‘domestic violence’,
20 ‘sexual assault’, and ‘stalking’ have the
21 meanings given such terms in section
22 40002 of the Violence Against Women Act
23 of 1994;

1 “(ii) the term ‘sexual and other har-
 2 assment’ has the meaning given such term
 3 under State law, regulation, or policy; and

4 “(iii) the term ‘survivor of domestic
 5 violence, sexual assault, or stalking’
 6 means—

7 “(I) a person who has experi-
 8 enced or is experiencing domestic vio-
 9 lence, sexual assault, or stalking; and

10 “(II) a person whose family or
 11 household member has experienced or
 12 is experiencing domestic violence, sex-
 13 ual assault, or stalking.”.

14 (c) SEXUAL AND OTHER HARASSMENT, DOMESTIC
 15 VIOLENCE, SEXUAL ASSAULT, OR STALKING TRAINING
 16 GRANT PROGRAM.—

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

20 (A) a grant to a national victim service
 21 provider in order for such organization to—

22 (i) develop and disseminate a model
 23 training program (and related materials)
 24 for the training required under section
 25 303(a)(4)(B) of the Social Security Act, as

1 added by subsection (b), and under sub-
2 paragraph (B) and, if applicable, subpara-
3 graph (C)(ii) of section 402(a)(8) of such
4 Act, as added by subsection (c); and

5 (ii) provide technical assistance with
6 respect to such model training program,
7 including technical assistance to the tem-
8 porary assistance for needy families pro-
9 gram and unemployment compensation
10 personnel; and

11 (B) grants to State, Tribal, or local agen-
12 cies in order for such agencies to contract with
13 eligible entities to provide State, Tribal, or local
14 caseworkers and other State, Tribal, or local
15 agency personnel responsible for administering
16 the temporary assistance for needy families pro-
17 gram established under part A of title IV of the
18 Social Security Act in a State or Indian res-
19 ervation with the training required under sub-
20 paragraph (B) and, if applicable, subparagraph
21 (C)(ii) of such section 402(a)(8).

22 (2) ELIGIBLE ENTITY DEFINED.—For purposes
23 of paragraph (1)(B), the term “eligible entity”
24 means an entity—

25 (A) that is—

1 (i) a State or Tribal domestic violence
2 coalition or sexual assault coalition;

3 (ii) a State or local victim service pro-
4 vider with recognized expertise in the dy-
5 namics of domestic violence, sexual assault,
6 or stalking whose primary mission is to
7 provide services to survivors of domestic vi-
8 olence, sexual assault, or stalking, includ-
9 ing a rape crisis center or domestic vio-
10 lence program; or

11 (iii) an organization with dem-
12 onstrated expertise in State or county wel-
13 fare laws and implementation of such laws
14 and experience with disseminating informa-
15 tion on such laws and implementation, but
16 only if such organization will provide the
17 required training in partnership with an
18 entity described in clause (i) or (ii); and

19 (B) that—

20 (i) has demonstrated expertise in the
21 dynamics of both domestic violence and
22 sexual assault, such as a joint domestic vi-
23 olence and sexual assault coalition; or

24 (ii) will provide the required training
25 in partnership with an entity described in

1 clause (i) or (ii) of subparagraph (A) in
2 order to comply with the dual domestic vio-
3 lence and sexual assault expertise require-
4 ment under clause (i).

5 (3) APPLICATION.—An entity seeking a grant
6 under this subsection shall submit an application to
7 the Secretary at such time, in such form and man-
8 ner, and containing such information as the Sec-
9 retary specifies.

10 (4) REPORTS.—

11 (A) REPORTS TO CONGRESS.—Not later
12 than a year after the date of the enactment of
13 this Act, and annually thereafter, the Secretary
14 shall submit to Congress a report on the grant
15 program established under this subsection.

16 (B) REPORTS AVAILABLE TO PUBLIC.—
17 The Secretary shall establish procedures for the
18 dissemination to the public of each report sub-
19 mitted under subparagraph (A). Such proce-
20 dures shall include the use of the internet to
21 disseminate such reports.

22 (5) AUTHORIZATION OF APPROPRIATIONS.—

23 (A) IN GENERAL.—There are authorized to
24 be appropriated—

1 (i) \$1,000,000 for fiscal year 2021 to
2 carry out the provisions of paragraph
3 (1)(A); and

4 (ii) \$12,000,000 for each of fiscal
5 years 2021 through 2025 to carry out the
6 provisions of paragraph (1)(B).

7 (B) THREE-YEAR AVAILABILITY OF GRANT
8 FUNDS.—Each recipient of a grant under this
9 subsection shall return to the Secretary any un-
10 used portion of such grant not later than 3
11 years after the date the grant was awarded, to-
12 gether with any earnings on such unused por-
13 tion.

14 (C) AMOUNTS RETURNED.—Any amounts
15 returned pursuant to subparagraph (B) shall be
16 available without further appropriation to the
17 Secretary for the purpose of carrying out the
18 provisions of paragraph (1)(B).

19 (d) EFFECT ON EXISTING LAWS, ETC.—

20 (1) MORE PROTECTIVE LAWS, AGREEMENTS,
21 PROGRAMS, AND PLANS.—Nothing in this title shall
22 be construed to supersede any provision of any Fed-
23 eral, State, or local law, collective bargaining agree-
24 ment, or employment benefits program or plan that
25 provides greater unemployment insurance benefits

1 for survivors of sexual and other harassment, domes-
2 tic violence, sexual assault, or stalking than the
3 rights established under this title.

4 (2) LESS PROTECTIVE LAWS, AGREEMENTS,
5 PROGRAMS, AND PLANS.—Any law, collective bar-
6 gaining agreement, or employment benefits program
7 or plan of a State or unit of local government is pre-
8 empted to the extent that such law, agreement, or
9 program or plan would impair the exercise of any
10 right established under this title or the amendments
11 made by this title.

12 (e) EFFECTIVE DATE.—

13 (1) UNEMPLOYMENT AMENDMENTS.—

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

21 (B) EXTENSION OF EFFECTIVE DATE FOR
22 STATE LAW AMENDMENT.—

23 (i) IN GENERAL.—Except as provided
24 in paragraph (2), in a case in which the
25 Secretary of Labor identifies a State as re-

1 quiring a change to its statutes, regula-
2 tions, or policies in order to comply with
3 the amendments made by this section, such
4 amendments shall apply in the case of
5 compensation paid for weeks beginning
6 after the earlier of—

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

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

21 (ii) SESSION DEFINED.—In this sub-
22 paragraph, the term “session” means a
23 regular, special, budget, or other session of
24 a State legislature.

25 (2) TANF AMENDMENT.—

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

5 (B) EXTENSION OF EFFECTIVE DATE FOR
6 STATE LAW AMENDMENT.—In the case of a
7 State plan under part A of title IV of the Social
8 Security Act which the Secretary of Health and
9 Human Services determines requires State ac-
10 tion (including legislation, regulation, or other
11 administrative action) in order for the plan to
12 meet the additional requirements imposed by
13 the amendment made by subsection (c), the
14 State plan shall not be regarded as failing to
15 comply with the requirements of such amend-
16 ment on the basis of its failure to meet these
17 additional requirements before the first day of
18 the first calendar quarter beginning after the
19 close of the first regular session of the State
20 legislature that begins after the date of enact-
21 ment of this Act. For purposes of the previous
22 sentence, in the case of a State that has a 2-
23 year legislative session, each year of the session
24 is considered to be a separate regular session of
25 the State legislature.

1 (f) DEFINITIONS.—In this section, the terms “domes-
 2 tic violence”, “sexual assault”, “stalking”, “survivor of
 3 domestic violence, sexual assault, or stalking”, and “victim
 4 service provider” have the meanings given such terms in
 5 section 3304(g) of the Internal Revenue Code of 1986.

6 **SEC. 704. STUDY AND REPORTS ON BARRIERS TO SUR-**
 7 **VIVORS’ ECONOMIC SECURITY ACCESS.**

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

15 (b) REPORTS.—Not later than 1 year after the date
 16 of enactment of this title, and every 5 years thereafter,
 17 the Secretary of Health and Human Services, in consulta-
 18 tion with the Secretary of Labor, shall submit a report
 19 to Congress on the study conducted under subsection (a).

20 (c) CONTENTS.—The study and reports under this
 21 section shall include—

22 (1) identification of geographic areas in which
 23 State laws, regulations, and practices have a strong
 24 impact on the ability of survivors of domestic vio-

1 lence, dating violence, sexual assault, or stalking to
2 exercise—

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

7 (B) other components of economic security,
8 including financial empowerment, affordable
9 housing, transportation, healthcare access, and
10 quality education and training opportunities;

11 (2) identification of geographic areas with
12 shortages in resources for such survivors, with an
13 accompanying analysis of the extent and impact of
14 such shortage;

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

21 (4) the recommendations of the Secretary of
22 Health and Human Services and the Secretary of
23 Labor with respect to resources, oversight, and en-
24 forcement tools to ensure successful implementation
25 of the provisions of this Act in order to support the

1 economic security and safety of survivors of domestic
2 violence, dating violence, sexual assault, or stalking;
3 and

4 (5) best practices for States, employers, health
5 carriers, insurers, and other private entities in ad-
6 dressing issues related to domestic violence, dating
7 violence, sexual assault, or stalking.

8 **SEC. 705. GAO STUDY.**

9 Not later than 2 years after the date of enactment
10 of this Act, the Comptroller General of the United States
11 shall submit to the Committee on Health, Education,
12 Labor, and Pensions of the Senate a report that examines,
13 with respect to survivors of domestic violence, dating vio-
14 lence, sexual assault, or stalking who are, or were, enrolled
15 at institutions of higher education and borrowed a loan
16 made, insured, or guaranteed under title IV of the Higher
17 Education Act of 1965 (20 U.S.C. 1070 et seq.) for which
18 the survivors have not repaid the total interest and prin-
19 cipal due, each of the following:

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

23 (2) The adequacy of policies and procedures re-
24 garding Federal student loan deferment, forbear-
25 ance, and grace periods when a survivor has to sus-

1 pend or terminate the survivor's enrollment at an in-
2 stitution of higher education due to domestic vio-
3 lence, dating violence, sexual assault, or stalking.

4 (3) The adequacy of institutional policies and
5 practices regarding retention or transfer of credits
6 when a survivor has to suspend or terminate the
7 survivor's enrollment at an institution of higher edu-
8 cation due to domestic violence, dating violence, sex-
9 ual assault, or stalking.

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

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

1 **SEC. 706. EDUCATION AND INFORMATION PROGRAMS FOR**
2 **SURVIVORS.**

3 (a) PUBLIC EDUCATION CAMPAIGN.—

4 (1) IN GENERAL.—The Secretary of Labor, in
5 conjunction with the Secretary of Health and
6 Human Services (through the Director of the Cen-
7 ters for Disease Control and Prevention and the
8 grant recipient under section 41501 of the Violence
9 Against Women Act of 1994 that establishes the na-
10 tional resource center on workplace responses to as-
11 sist victims of domestic and sexual violence) and the
12 Attorney General (through the Principal Deputy Di-
13 rector of the Office on Violence Against Women),
14 shall coordinate and provide for a national public
15 outreach and education campaign to raise public
16 awareness of the workplace impact of domestic vio-
17 lence, dating violence, sexual assault, and stalking,
18 including outreach and education for employers,
19 service providers, teachers, and other key partners.
20 This campaign shall pay special attention to ensure
21 that survivors are made aware of the existence of the
22 following types of workplace laws (Federal and/or
23 State): anti-discrimination laws that bar treating
24 survivors differently; leave laws, both paid and un-
25 paid that are available for use by survivors; unem-

1 ployment insurance laws and policies that address
2 survivor eligibility.

3 (2) DISSEMINATION.—The Secretary of Labor,
4 in conjunction with the Secretary of Health and
5 Human Services and the Attorney General, as de-
6 scribed in paragraph (1), may disseminate informa-
7 tion through the public outreach and education cam-
8 paign on the resources and rights referred to in this
9 subsection directly or through arrangements with
10 health agencies, professional and nonprofit organiza-
11 tions, consumer groups, labor organizations, institu-
12 tions of higher education, clinics, the media, and
13 Federal, State, and local agencies.

14 (3) INFORMATION.—The information dissemi-
15 nated under paragraph (2) shall include, at a min-
16 imum, a description of—

17 (A) the resources and rights that are—

18 (i) available to survivors of domestic
19 violence, dating violence, sexual assault, or
20 stalking; and

21 (ii) established in this Act and the Vi-
22 olence Against Women Act of 1994 (34
23 U.S.C. 12291 et seq.);

1 (B) guidelines and best practices on pre-
 2 vention of domestic violence, dating violence,
 3 stalking, and sexual assault;

4 (C) resources that promote healthy rela-
 5 tionships and communication skills;

6 (D) resources that encourage bystander
 7 intervention in a situation involving domestic vi-
 8 olence, dating violence, stalking, or sexual as-
 9 sault;

10 (E) resources that promote workplace poli-
 11 cies that support and help maintain the eco-
 12 nomic security of survivors of domestic violence,
 13 dating violence, sexual assault, or stalking, in-
 14 cluding guidelines and best practices to promote
 15 the creation of effective employee assistance
 16 programs; and

17 (F) resources and rights that the heads of
 18 Federal agencies described in paragraph (2) de-
 19 termine are appropriate to include.

20 (4) COMMON LANGUAGES.—The Secretary of
 21 Labor shall ensure that the information dissemi-
 22 nated to survivors under paragraph (2) is made
 23 available in commonly encountered languages.

24 (b) DEFINITIONS.—In this section:

25 (1) EMPLOYEE.—

1 (A) IN GENERAL.—The term “employee”
2 means any individual employed by an employer.
3 In the case of an individual employed by a pub-
4 lic agency, such term means an individual em-
5 ployed as described in section 3(e)(2) of the
6 Fair Labor Standards Act of 1938 (29 U.S.C.
7 203(e)(2)).

8 (B) BASIS.—The term includes a person
9 employed as described in subparagraph (A) on
10 a full- or part-time basis, for a fixed time pe-
11 riod, on a temporary basis, pursuant to a detail,
12 or as a participant in a work assignment as a
13 condition of receipt of Federal or State income-
14 based public assistance.

15 (2) EMPLOYER.—The term “employer”—

16 (A) means any person engaged in com-
17 merce or in any industry or activity affecting
18 commerce who employs 15 or more individuals;
19 and

20 (B) includes any person acting directly or
21 indirectly in the interest of an employer in rela-
22 tion to an employee, and includes a public agen-
23 cy that employs individuals as described in sec-
24 tion 3(e)(2) of the Fair Labor Standards Act of
25 1938, but does not include any labor organiza-

1 tion (other than when acting as an employer) or
2 anyone acting in the capacity of officer or agent
3 of such labor organization.

4 (3) FLSA TERMS.—The terms “employ” and
5 “State” have the meanings given the terms in sec-
6 tion 3 of the Fair Labor Standards Act of 1938 (29
7 U.S.C. 203).

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

17 (d) AUTHORIZATION OF APPROPRIATIONS.—There
18 are authorized to be appropriated to carry out this section,
19 such sums as may be necessary for each of fiscal years
20 2021 through 2025.

21 **SEC. 707. SEVERABILITY.**

22 If any provision of this Act, any amendment made
23 by this Act, or the application of such provision or amend-
24 ment to any person or circumstance is held to be unconsti-
25 tutional, the remainder of the provisions of this Act, the

1 amendments made by this Act, and the application of such
 2 provisions or amendments to any person or circumstance
 3 shall not be affected.

4 **TITLE VIII—HOMICIDE**

5 **REDUCTION INITIATIVES**

6 **SEC. 801. PROHIBITING PERSONS CONVICTED OF MIS-**
 7 **DEMEANOR CRIMES AGAINST DATING PART-**
 8 **NERS AND PERSONS SUBJECT TO PROTEC-**
 9 **TION ORDERS.**

10 Section 921(a) of title 18, United States Code, is
 11 amended—

12 (1) in paragraph (32), by striking all that fol-
 13 lows after “The term ‘intimate partner’” and insert-
 14 ing the following: “—

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

20 “(B) includes—

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

23 “(ii) any other person similarly situ-
 24 ated to a spouse who is protected by the
 25 domestic or family violence laws of the

1 State or tribal jurisdiction in which the in-
 2 jury occurred or where the victim resides.”;

3 (2) in paragraph (33)(A)—

4 (A) in clause (i), by inserting after “Fed-
 5 eral, State,” the following: “municipal,”; and

6 (B) in clause (ii), by inserting “dating
 7 partner (as defined in section 2266),” after
 8 “spouse,” each place it appears;

9 (3) by redesignating paragraphs (34) and (35)
 10 as paragraphs (35) and (36) respectively; and

11 (4) by inserting after paragraph (33) the fol-
 12 lowing:

13 “(34)(A) The term ‘misdemeanor crime of stalking’
 14 means an offense that—

15 “(i) is a misdemeanor crime of stalking under
 16 Federal, State, Tribal, or municipal law; and

17 “(ii) is a course of harassment, intimidation, or
 18 surveillance of another person that—

19 “(I) places that person in reasonable fear
 20 of material harm to the health or safety of—

21 “(aa) that person;

22 “(bb) an immediate family member
 23 (as defined in section 115) of that person;

24 “(cc) a household member of that per-
 25 son; or

1 “(dd) a spouse or intimate partner of
2 that person; or

3 “(II) causes, attempts to cause, or would
4 reasonably be expected to cause emotional dis-
5 tress to a person described in item (aa), (bb),
6 (cc), or (dd) of subclause (I).

7 “(B) A person shall not be considered to have been
8 convicted of such an offense for purposes of this chapter,
9 unless—

10 “(i) the person was represented by counsel in
11 the case, or knowingly and intelligently waived the
12 right to counsel in the case; and

13 “(ii) in the case of a prosecution for an offense
14 described in this paragraph for which a person was
15 entitled to a jury trial in the jurisdiction in which
16 the case was tried, either—

17 “(I) the case was tried by a jury; or

18 “(II) the person knowingly and intel-
19 ligently waived the right to have the case tried
20 by a jury, by guilty plea or otherwise.

21 “(C) A person shall not be considered to have been
22 convicted of such an offense for purposes of this chapter
23 if the conviction has been expunged or set aside, or is an
24 offense for which the person has been pardoned or has
25 had civil rights restored (if the law of the applicable juris-

1 diction provides for the loss of civil rights under such an
 2 offense) unless the pardon, expungement, or restoration
 3 of civil rights expressly provides that the person may not
 4 ship, transport, possess, or receive firearms.”.

5 **SEC. 802. PROHIBITING STALKERS AND INDIVIDUALS SUB-**
 6 **JECT TO COURT ORDER FROM POSSESSING A**
 7 **FIREARM.**

8 Section 922 of title 18, United States Code, is
 9 amended—

10 (1) in subsection (d)—

11 (A) in paragraph (8), by striking “that re-
 12 strains such person” and all that follows, and
 13 inserting “described in subsection (g)(8);”;

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

16 (C) by inserting after paragraph (9) the
 17 following:

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

20 (2) in subsection (g)—

21 (A) by amending paragraph (8) to read as
 22 follows:

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

24 “(A) that was issued—

1 “(i) after a hearing of which such per-
2 son received actual notice, and at which
3 such person had an opportunity to partici-
4 pate; or

5 “(ii) in the case of an ex parte order,
6 relative to which notice and opportunity to
7 be heard are provided—

8 “(I) within the time required by
9 State, tribal, or territorial law; and

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

14 “(B) that restrains such person from—

15 “(i) harassing, stalking, or threat-
16 ening an intimate partner of such person
17 or child of such intimate partner or person,
18 or engaging in other conduct that would
19 place an intimate partner in reasonable
20 fear of bodily injury to the partner or
21 child; or

22 “(ii) intimidating or dissuading a wit-
23 ness from testifying in court; and

24 “(C) that—

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

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

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

13 (C) by inserting after paragraph (9) the
 14 following:

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

17 **TITLE IX—SAFETY FOR INDIAN** 18 **WOMEN**

19 **SEC. 901. FINDINGS AND PURPOSE.**

20 (a) FINDINGS.—Congress finds that—

21 (1) American Indians and Alaska Natives are—

22 (A) 2.5 times more likely to experience a
 23 violent crime; and

24 (B) at least 2 times more likely to experi-
 25 ence a rape or sexual assault crime;

1 (2) 84.3 percent of American Indian and Alas-
2 ka Native women have experienced violence in their
3 lifetimes;

4 (3) according to the report of the Indian Law
5 and Order Commission under section 15(f) of the
6 Indian Law Enforcement Reform Act (25 U.S.C.
7 2812(f)), Alaska Native women are overrepresented
8 in the domestic violence victim population by 250
9 percent;

10 (4) the vast majority of American Indian and
11 Alaska Native victims, 96 percent of female victims
12 and 89 percent of male victims, report being victim-
13 ized by a non-Indian;

14 (5) Indian Tribes exercising special domestic vi-
15 olence criminal jurisdiction over non-Indians re-
16 stored in the Violence Against Women Reauthoriza-
17 tion Act of 2013 (Public Law 113–4; 127 Stat. 54)
18 have reported significant successes holding violent
19 offenders accountable for crimes of domestic vio-
20 lence, dating violence, and civil protection order vio-
21 lations;

22 (6) Tribal prosecutors for Indian Tribes exer-
23 cising special domestic violence criminal jurisdiction
24 report that the majority of domestic violence cases
25 involve children as either witnesses or victims;

1 (7) the Department of Justice reports that
2 American Indian and Alaska Native children suffer
3 exposure to violence at 1 of the highest rates in the
4 United States;

5 (8) childhood exposure to violence has imme-
6 diate and long-term effects, including—

7 (A) increased rates of altered neurological
8 development;

9 (B) poor physical and mental health;

10 (C) poor school performance;

11 (D) substance abuse; and

12 (E) overrepresentation in the juvenile jus-
13 tice system;

14 (9) according to the Centers for Disease Con-
15 trol and Prevention, homicide is—

16 (A) the third leading cause of death among
17 American Indian and Alaska Native women be-
18 tween the ages of 10 and 24; and

19 (B) the fifth leading cause of death for
20 American Indian and Alaska Native women be-
21 tween the ages of 25 and 34;

22 (10) on some reservations, Indian women are
23 murdered at rates of more than 10 times the na-
24 tional average;

1 (11) according to the 2017 report by the De-
2 partment of Justice entitled “Indian Country Inves-
3 tigations and Prosecutions”, 66 percent of criminal
4 prosecutions for crimes in Indian country that
5 United States attorneys declined to prosecute in-
6 volved assault, murder, and sexual assault;

7 (12) investigation into cases of missing and
8 murdered Indian women is made difficult for Tribal
9 law enforcement agencies due to a lack of resources,
10 such as—

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

13 (B) interjurisdictional and interagency co-
14 operation; and

15 (C) appropriate laws in effect;

16 (13) domestic violence calls are among the most
17 dangerous calls that law enforcement receives;

18 (14) the complicated jurisdictional scheme that
19 exists in Indian country—

20 (A) requires a high degree of commitment
21 and cooperation among Tribal, Federal, and
22 State law enforcement officials;

23 (B) impacts public safety in Indian com-
24 munities; and

1 (C) according to Tribal justice officials,
2 has been increasingly exploited by criminals;

3 (15) restoring and enhancing local and Tribal
4 capacity to address violence against women provides
5 for greater local control, safety, accountability, and
6 transparency; and

7 (16) Indian Tribes with restrictive settlement
8 Acts and Indian Tribes located in States with au-
9 thority under the amendments made by the Act of
10 August 15, 1953 (67 Stat. 590, chapter 506), such
11 as Indian Tribes located in the States of Maine and
12 Alaska, face unique public safety challenges.

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

14 (1) to clarify the responsibilities of Federal,
15 State, Tribal, and local governments with respect to
16 responding to cases of domestic violence, dating vio-
17 lence, stalking, trafficking, sexual violence, crimes
18 against children, and assault against Tribal law en-
19 forcement officers;

20 (2) to increase coordination and communication
21 among Federal, State, Tribal, and local law enforce-
22 ment agencies;

23 (3) to empower Indian Tribes and Native com-
24 munities, including urban Indian communities, with
25 the resources and information necessary to effec-

1 tively respond to cases of domestic violence, dating
2 violence, stalking, sex trafficking, sexual violence,
3 and missing and murdered Indians; and

4 (4) to increase—

5 (A) the collection of law enforcement data,
6 especially data relating to missing Indians and
7 murdered Indians; and

8 (B) the sharing of information among Fed-
9 eral, State, and Tribal officials responsible for
10 responding to, and investigating, crimes impact-
11 ing Indian tribes and Native communities, in-
12 cluding urban Indian communities, especially
13 crimes relating to cases of missing and mur-
14 dered Indians.

15 **SEC. 902. AUTHORIZATION FOR TRIBAL ACCESS PROGRAM.**

16 (a) ACCESS TO NATIONAL CRIME INFORMATION
17 DATABASES BY TRIBES.—Section 233(b) of the Tribal
18 Law and Order Act of 2010 (34 U.S.C. 41107) is amend-
19 ed—

20 (1) by striking paragraph (1) and inserting the
21 following:

22 “(1) IN GENERAL.—The Attorney General shall
23 ensure that—

24 “(A) tribal law enforcement officials that
25 meet applicable Federal or State requirements

1 shall be permitted access to national crime in-
2 formation databases;

3 “(B) technical assistance and training is
4 provided to Bureau of Indian Affairs and tribal
5 law enforcement agencies to gain access to, and
6 the ability to use and input information into,
7 the National Crime Information Center and
8 other national crime information databases pur-
9 suant to section 534 of title 28, United States
10 Code; and

11 “(C) as appropriate, tribal law enforcement
12 agencies and tribal justice systems are assigned
13 appropriate credentials or ORI numbers for
14 uniform crime reporting purposes.”; and

15 (2) in paragraph (3), by striking “with criminal
16 jurisdiction over Indian country”.

17 (b) ACQUISITION, PRESERVATION, AND EXCHANGE
18 OF IDENTIFICATION RECORDS AND INFORMATION.—Sec-
19 tion 534(d) of title 28, United States Code, is amended—

20 (1) by redesignating paragraphs (1) and (2) as
21 subparagraphs (A) and (B), respectively, and adjust-
22 ing the margins accordingly;

23 (2) in the matter preceding subparagraph (A),
24 as so redesignated, by striking “The Attorney Gen-
25 eral” and inserting the following:

1 “(1) IN GENERAL.—The Attorney General”;

2 and

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

4 “(2) TRIBAL ACCESS PROGRAM.—

5 “(A) IN GENERAL.—The Attorney General
6 shall establish a program, to be known as the
7 ‘Tribal Access Program’, to enhance the ability
8 of tribal governments to access, enter informa-
9 tion into, and obtain information from Federal
10 criminal information databases under this sec-
11 tion.

12 “(B) AUTHORIZATION OF APPROPRIA-
13 TIONS.—

14 “(i) IN GENERAL.—There is author-
15 ized to be appropriated to carry out the
16 Tribal Access Program under subpara-
17 graph (A)—

18 “(I) \$5,000,000 for each of fiscal
19 years 2021 through 2022, to remain
20 available until expended; and

21 “(II) \$7,000,000 for each fiscal
22 years 2023 through 2025, to remain
23 available until expended.

24 “(ii) ADDITIONAL FUNDING.—

1 “(I) IN GENERAL.—The Attorney
 2 General may use to carry out the
 3 Tribal Access Program under sub-
 4 paragraph (A) any balances remaining
 5 for amounts appropriated under the
 6 heading ‘VIOLENCE AGAINST WOMEN
 7 PREVENTION AND PROSECUTION PRO-
 8 GRAMS’ under the heading ‘STATE
 9 AND LOCAL LAW ENFORCEMENT AC-
 10 TIVITIES OFFICE ON VIOLENCE
 11 AGAINST WOMEN PREVENTION AND
 12 PROSECUTION PROGRAMS’ of the De-
 13 partment of Justice.

14 “(II) TRANSFER.—The Attorney
 15 General may transfer any amount de-
 16 scribed in subclause (I) to any De-
 17 partment of Justice account as needed
 18 to support the Tribal Access Program.

19 “(3) INFORMATION SHARING.—To the extent
 20 otherwise permitted by law, any report issued as a
 21 result of the analysis of information entered into
 22 Federal criminal information databases or obtained
 23 from Federal criminal databases shall be shared
 24 with each Indian tribe of jurisdiction, including In-
 25 dian tribes located in the State of Maine.”.

1 (c) IDENTIFICATION RECORDS.—The second para-
 2 graph of the matter under the heading “SALARIES AND
 3 EXPENSES” under the heading “FEDERAL BUREAU OF IN-
 4 VESTIGATION” of the Department of Justice Appropria-
 5 tion Act, 1973 (title II of Public Law 92–544; 86 Stat.
 6 115) is amended—

7 (1) by inserting “or Tribal” after “if authorized
 8 by State”; and

9 (2) “, Tribal,” before “and local governments”.

10 **SEC. 903. TRIBAL JURISDICTION OVER COVERED CRIMES.**

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

14 (1) in the section heading—

15 (A) by striking “**OF DOMESTIC VIO-**
 16 **LENCE**”; and

17 (B) by inserting “**COVERED**” before
 18 “**CRIMES**”;

19 (2) in subsection (a)—

20 (A) by striking paragraph (2);

21 (B) by redesignating paragraphs (1), (3),
 22 (4), (5), (6), and (7) as paragraphs (6), (8),
 23 (10), (11), (14), and (15), respectively; and

24 (C) by inserting before paragraph (6) (as
 25 so redesignated) the following:

1 “(1) ASSAULT OF TRIBAL JUSTICE PER-
 2 SONNEL.—The term ‘assault of tribal justice per-
 3 sonnel’ means any criminal violation of the law of
 4 the Indian tribe that has jurisdiction over the Indian
 5 country where the violation occurs that involves the
 6 threatened, attempted, or actual harmful or offen-
 7 sive touching of a law enforcement officer, a correc-
 8 tional officer, or an individual authorized to act for
 9 or on behalf of an Indian tribe or serving an Indian
 10 tribe, who is authorized under law to and engaging
 11 in the prevention, detection, investigation, arrest,
 12 pretrial detention, prosecution, or adjudication of an
 13 offense or the sentencing, including the probation,
 14 parole, incarceration, or rehabilitation, of an indi-
 15 vidual.

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

18 “(A) the age of 18; and

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

23 “(3) CHILD VIOLENCE.—The term ‘child vio-
 24 lence’ means the use, threatened use, or attempted
 25 use of violence against a child proscribed by the

1 criminal law of the Indian tribe that has jurisdiction
 2 over the Indian country where the violation occurs.

3 “(4) COERCION; COMMERCIAL SEX ACT.—The
 4 terms ‘coercion’ and ‘commercial sex act’ have the
 5 meanings given the terms in section 1591(e) of title
 6 18, United States Code.

7 “(5) COVERED CRIME.—The term ‘covered
 8 crime’ means—

9 “(A) assault of tribal justice personnel;

10 “(B) child violence;

11 “(C) dating violence;

12 “(D) domestic violence;

13 “(E) obstruction of justice;

14 “(F) sexual violence;

15 “(G) sex trafficking;

16 “(H) stalking; and

17 “(I) a violation of a protection order.”;

18 (D) in paragraph (6) (as so redesignated),

19 by striking “violence committed” and inserting

20 “the use, threatened use, or attempted use of
 21 violence that is committed”;

22 (E) by inserting after paragraph (6) (as so
 23 redesignated) the following:

1 “(7) DOMESTIC VIOLENCE.—The term ‘domes-
2 tic violence’ means the use, threatened use, or at-
3 tempted use of violence that is—

4 “(A) proscribed by the Indian tribe that
5 has jurisdiction over the Indian country where
6 the violation occurs; and

7 “(B) committed by—

8 “(i) a current or former spouse or in-
9 timate partner of the victim;

10 “(ii) a person with whom the victim
11 shares a child in common;

12 “(iii) a person who is cohabitating
13 with or has cohabitated with the victim as
14 a spouse or intimate partner;

15 “(iv) a person similarly situated to a
16 spouse of the victim under the domestic- or
17 family- violence laws of the Indian tribe
18 that has jurisdiction over the Indian coun-
19 try where the violation occurs; or

20 “(v) a person against an adult or
21 child victim who is protected from the acts
22 of that person under the domestic- or fam-
23 ily-violence laws of the Indian tribe that
24 has jurisdiction over the Indian country
25 where the violation occurs.”;

1 (F) by inserting after paragraph (8) (as so
2 redesignated) the following:

3 “(9) OBSTRUCTION OF JUSTICE.—The term
4 ‘obstruction of justice’ means any violation—

5 “(A) of the criminal law of the Indian tribe
6 that has jurisdiction over the Indian country
7 where the violation occurs; and

8 “(B) that involves interfering with the ad-
9 ministration or due process of the laws of the
10 Indian tribe, including any tribal criminal pro-
11 ceeding or investigation of a crime.”;

12 (G) in paragraph (10) (as so redesign-
13 ated), by striking “domestic violence” and in-
14 serting “tribal”;

15 (H) by inserting after paragraph (11) (as
16 so redesignated) the following:

17 “(12) SEX TRAFFICKING.—The term ‘sex traf-
18 ficking’ means conduct—

19 “(A) consisting of—

20 “(i) recruiting, enticing, harboring,
21 transporting, providing, obtaining, adver-
22 tising, maintaining, patronizing, or solie-
23 iting by any means a person; or

24 “(ii) benefitting, financially or by re-
25 ceiving anything of value, from participa-

1 tion in a venture that has engaged in an
2 act described in clause (i); and

3 “(B) carried out with the knowledge, or,
4 except if the act constituting the violation of
5 subparagraph (A)(i) is advertising, in reckless
6 disregard of the fact, that—

7 “(i) means of force, threats of force,
8 fraud, coercion, or any combination of such
9 means will be used to cause the person to
10 engage in a commercial sex act; or

11 “(ii) the person has not attained the
12 age of 18 years and will be caused to en-
13 gage in a commercial sex act.

14 “(13) SEXUAL VIOLENCE.—The term ‘sexual vi-
15 olence’ means any nonconsensual sexual act of con-
16 tact proscribed by the criminal law of the Indian
17 tribe that has jurisdiction over the Indian country
18 where the violation occurs, including in any case in
19 which the victim lacks the capacity to consent to the
20 act.”;

21 (I) in paragraph (14) (as so redesign-
22 nated)—

23 (i) in the paragraph heading, by strik-
24 ing “DOMESTIC VIOLENCE” and inserting
25 “TRIBAL”; and

1 (ii) by striking “domestic violence”
 2 and inserting “tribal”; and

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

4 “(16) STALKING.—The term ‘stalking’ means
 5 engaging in a course of conduct directed at a spe-
 6 cific person proscribed by the criminal law of the In-
 7 dian tribe that has jurisdiction over the Indian coun-
 8 try where the violation occurs that would cause a
 9 reasonable person—

10 “(A) to fear for the safety of the person or
 11 the safety of others; or

12 “(B) to suffer substantial emotional dis-
 13 tress.

14 “(17) VIOLATION OF A PROTECTION ORDER.—
 15 The term ‘violation of a protection order’ means an
 16 act that—

17 “(A) occurs in the Indian country of the
 18 participating tribe; and

19 “(B) violates a provision of a protection
 20 order that—

21 “(i) prohibits or provides protection
 22 against violent or threatening acts or har-
 23 assment against, sexual violence against,
 24 contact or communication with, or physical
 25 proximity to, another person;

1 “(ii) was issued against the defend-
2 ant;

3 “(iii) is enforceable by the partici-
4 pating tribe; and

5 “(iv) is consistent with section
6 2265(b) of title 18, United States Code.”;

7 (3) in subsection (b)—

8 (A) by striking “domestic violence” each
9 place the term appears and inserting “tribal”;

10 (B) in paragraph (1), by inserting “, in-
11 cluding any participating tribe in the State of
12 Maine,” before “include”; and

13 (C) in paragraph (4)—

14 (i) in subparagraph (A)(i), by insert-
15 ing “, other than obstruction of justice or
16 assault of tribal justice personnel,” after
17 “offense”; and

18 (ii) in subparagraph (B)—

19 (I) in clause (ii), by striking “or”
20 at the end;

21 (II) in clause (iii)(II), by striking
22 the period at the end and inserting “;
23 or”; and

24 (III) by adding at the end the
25 following:

1 “(iv) is being prosecuted for a covered
2 crime.”;

3 (4) by striking subsection (c) and inserting the
4 following:

5 “(c) CRIMINAL CONDUCT.—A participating tribe may
6 exercise special tribal criminal jurisdiction over a defend-
7 ant for a covered crime that occurs in the Indian country
8 of the participating tribe.”;

9 (5) in subsection (d), by striking “domestic vio-
10 lence” each place the term appears and inserting
11 “tribal”; and

12 (6) by striking subsections (f) through (h) and
13 inserting the following:

14 “(f) ALASKA SPECIAL TRIBAL CRIMINAL JURISDIC-
15 TION PILOT PROGRAM.—

16 “(1) DEFINITION OF NATIVE VILLAGE.—In this
17 subsection:

18 “(A) NATIVE VILLAGE.—The term ‘Native
19 village’ has the meaning given the term in sec-
20 tion 3 of the Alaska Native Claims Settlement
21 Act (43 U.S.C. 1602).

22 “(B) VILLAGE AREA.—The term ‘village
23 area’ means the Alaska Native Village Statis-
24 tical Area covering all or any portion of a Na-
25 tive village.

1 “(2) ESTABLISHMENT.—The Attorney General
2 shall establish a pilot program for Native villages in
3 Alaska to exercise special tribal criminal jurisdiction
4 in village areas.

5 “(3) REQUIREMENT.—The Attorney General
6 shall model the pilot program established under
7 paragraph (2) on the special tribal criminal jurisdic-
8 tion established under this section.

9 “(4) SELECTION OF PARTICIPATING TRIBES.—
10 The Attorney General shall ensure that Native vil-
11 lages selected to participate in the pilot program es-
12 tablished under paragraph (2)—

13 “(A) are predominantly composed of Indi-
14 ans;

15 “(B) lack a permanent State law enforce-
16 ment presence; and

17 “(C) meet such other criteria as the Attor-
18 ney General considers appropriate to carry out
19 the purposes of this subsection.

20 “(g) GRANTS AND REIMBURSEMENT TO TRIBAL
21 GOVERNMENTS.—

22 “(1) REIMBURSEMENT.—

23 “(A) IN GENERAL.—The Attorney General
24 may reimburse governments of Indian tribes (or
25 authorized designees of those governments) for

1 expenses incurred in exercising special tribal
2 criminal jurisdiction.

3 “(B) ELIGIBLE EXPENSES.—Eligible ex-
4 penses for reimbursement shall include—

5 “(i) expenses incurred to arrest or
6 prosecute offenders and to detain inmates,
7 including costs associated with providing
8 health care;

9 “(ii) expenses relating to indigent de-
10 fense services; and

11 “(iii) costs associated with probation
12 and rehabilitation services.

13 “(C) REGULATIONS.—Not later than 1
14 year after the date of enactment of this sub-
15 paragraph, the Attorney General shall, after
16 consultation with Indian tribes, promulgate reg-
17 ulations to carry out this paragraph that set
18 the maximum allowable reimbursements under
19 this paragraph.

20 “(2) GRANTS.—The Attorney General may
21 award grants to the governments of Indian tribes (or
22 to authorized designees of those governments)—

23 “(A) to strengthen tribal criminal justice
24 systems to assist Indian tribes in exercising
25 special tribal criminal jurisdiction, including—

1 “(i) law enforcement, including the
2 capacity of law enforcement, court per-
3 sonnel, or other non-law enforcement enti-
4 ties that have no Federal or State arrest
5 authority but have been designated by an
6 Indian tribe as responsible for maintaining
7 public safety within its territorial jurisdic-
8 tion, to enter information into and obtain
9 information from national crime informa-
10 tion databases;

11 “(ii) prosecution;

12 “(iii) trial and appellate courts, in-
13 cluding facilities construction;

14 “(iv) probation systems;

15 “(v) detention and correctional facili-
16 ties, including facilities construction;

17 “(vi) alternative rehabilitation centers;

18 “(vii) culturally appropriate services
19 and assistance for victims and their fami-
20 lies; and

21 “(viii) criminal codes and rules of
22 criminal procedure, appellate procedure,
23 and evidence;

24 “(B) to provide indigent criminal defend-
25 ants with the effective assistance of licensed de-

1 fense counsel, at no cost to the defendant, in
2 criminal proceedings in which a participating
3 tribe prosecutes covered crimes;

4 “(C) to ensure that, in criminal pro-
5 ceedings in which a participating tribe exercises
6 special tribal criminal jurisdiction, jurors are
7 summoned, selected, and instructed in a man-
8 ner consistent with all applicable requirements;
9 and

10 “(D) to accord victims of covered crimes
11 rights that are similar to the rights of a crime
12 victim described in section 3771(a) of title 18,
13 United States Code, consistent with tribal law
14 and custom.

15 “(h) SUPPLEMENT, NOT SUPPLANT.—Amounts
16 made available under subsection (g)(2) shall supplement
17 and not supplant any other Federal, State, tribal, or local
18 government amounts made available to carry out activities
19 described in this section.

20 “(i) AUTHORIZATION OF APPROPRIATIONS.—There is
21 authorized to be appropriated \$7,000,000 for each of fis-
22 cal years 2021 through 2025 to carry out subsections (f)
23 and (g) and to provide training, technical assistance, data
24 collection, and evaluation of the criminal justice systems
25 of participating tribes.

1 “(j) USE OF FUNDS.—Of the funds appropriated
2 under this section for each fiscal year—

3 “(1) not less than 25 percent shall be used for
4 the purposes described in subsection (g)(1); and

5 “(2) not less than 25 percent shall be used for
6 the purposes described in subsection (g)(2).”.

7 **SEC. 904. REPORTS.**

8 (a) DEFINITIONS.—In this section:

9 (1) COVERED DATABASE.—The term “covered
10 database” means—

11 (A) the database of the National Crime In-
12 formation Center;

13 (B) the Combined DNA Index System;

14 (C) the Next Generation Identification
15 System; and

16 (D) any other database or system of a law
17 enforcement agency under which a report of a
18 missing Indian or murdered Indian may be sub-
19 mitted, including—

20 (i) the Violent Criminal Apprehension
21 Program; and

22 (ii) the National Missing and Uniden-
23 tified Persons System.

1 (2) DEATH INVESTIGATION.—The term “death
2 investigation” has the meaning determined by the
3 Attorney General.

4 (3) INDIAN.—The term “Indian” has the mean-
5 ing given the term in section 4 of the Indian Self-
6 Determination and Education Assistance Act (25
7 U.S.C. 5304).

8 (4) INDIAN LANDS.—The term “Indian lands”
9 has the meaning given the term in section 3 of the
10 Native American Business Development, Trade Pro-
11 motion, and Tourism Act of 2000 (25 U.S.C. 4302).

12 (5) INDIAN TRIBE.—The term “Indian tribe”
13 has the meaning given the term in section 4 of the
14 Indian Self-Determination and Education Assistance
15 Act (25 U.S.C. 5304).

16 (6) MISSING.—The term “missing” has the
17 meaning determined by the Attorney General.

18 (7) NOTIFICATION SYSTEM.—The term “notifi-
19 cation system” means—

20 (A) the Criminal Justice Information Net-
21 work;

22 (B) the AMBER Alert communications
23 network established under subtitle A of title III
24 of the PROTECT Act (34 U.S.C. 20501 et
25 seq.); and

1 (C) any other system or public notification
 2 system that relates to a report of a missing or
 3 murdered Indian, including any Federal, State,
 4 local, or Tribal notification system.

5 (8) SEXUAL ASSAULT.—The term “sexual as-
 6 sault” has the meaning determined by the Attorney
 7 General.

8 (9) SPECIAL CASE OF INTEREST TO INDIAN
 9 TRIBES.—The term “special case of interest to In-
 10 dian tribes” means a case involving—

11 (A) a missing Indian;

12 (B) a missing person whose last known lo-
 13 cation is believed to be on, in, or near Indian
 14 lands;

15 (C) death investigation of an Indian;

16 (D) death investigation of a person found
 17 on, in, or near Indian lands;

18 (E) sexual assault of an Indian; or

19 (F) sexual assault on, in, or near Indian
 20 lands.

21 (b) ANNUAL REPORTING REQUIREMENTS.—

22 (1) IN GENERAL.—Beginning in the first fiscal
 23 year after the date of enactment of this Act, and an-
 24 nually thereafter, the Attorney General shall include
 25 in the annual report submitted to Congress under

1 section 10(b) of the Indian Law Enforcement Re-
2 form Act (25 U.S.C. 2809(b))—

3 (A) a summary of known statistics relating
4 to special cases of interest to Indian tribes in-
5 vestigated by the law enforcement agencies of
6 the Department of Justice or reported in the
7 National Missing and Unidentified Persons Sys-
8 tem; and

9 (B) recommendations regarding methods
10 to improve collection of the data relating to spe-
11 cial cases of interest to Indian tribes.

12 (2) REQUIREMENTS.—

13 (A) PRIVACY.—To the maximum extent
14 practicable, the information submitted under
15 paragraph (1) shall maintain victim privacy by
16 excluding information that can be used, to-
17 gether with the information alone or in conjunc-
18 tion with other information—

19 (i) to identify, contact, or locate an in-
20 dividual; or

21 (ii) to identify an individual in con-
22 text.

23 (B) VARIATIONS AND TRENDS.—The At-
24 torney General shall ensure that the statistics

1 described in paragraph (1)(A) reflect variations
2 and trends in—

3 (i) age;

4 (ii) gender;

5 (iii) Tribal enrollment and affiliation,
6 if available; and

7 (iv) any other variation or trend that
8 the Attorney General determines to be ap-
9 propriate.

10 (c) GOVERNMENT ACCOUNTABILITY OFFICE RE-
11 PORT.—Not later than 18 months after the date of enact-
12 ment of this Act, the Comptroller General of the United
13 States shall submit to the Committee on Indian Affairs
14 and the Committee on the Judiciary of the Senate and
15 the Committee on the Judiciary and the Committee on
16 Natural Resources of the House of Representatives a com-
17 prehensive report that includes—

18 (1) a review of—

19 (A) Federal, State, local, and Tribal law
20 enforcement agency jurisdiction, including—

21 (i) the facts that determine which law
22 enforcement agency has jurisdiction over a
23 case; and

24 (ii) interjurisdictional coordination
25 best practices;

1 (B) the response policies and procedures
2 with respect to a report of a missing Indian or
3 murdered Indian of—

4 (i) the Federal Bureau of Investiga-
5 tion;

6 (ii) the Bureau of Indian Affairs; and

7 (iii) any other Federal law enforce-
8 ment agency responsible for responding to,
9 or investigating, a report of a missing In-
10 dian or murdered Indian;

11 (C) the covered databases relating to spe-
12 cial cases of interest to Indian tribes;

13 (D) the requirements for reporting infor-
14 mation that is specific to special cases of inter-
15 est to Indian tribes in covered databases;

16 (E) the impact that staffing levels may
17 have on the effectiveness of the response of law
18 enforcement to special cases of interest to In-
19 dian tribes; and

20 (F) notification systems relating to special
21 cases of interest to Indian tribes, including no-
22 tification systems used to alert—

23 (i) other law enforcement agencies;

24 and

25 (ii) the public; and

1 (2) recommendations for improving—

2 (A) the policies of the Federal Bureau of
3 Investigation, the Bureau of Indian Affairs, and
4 other Federal law enforcement agencies for in-
5 vestigating and reporting missing Indians and
6 murdered Indians;

7 (B) coordination in response to special
8 cases of interest to Indian tribes between and
9 among—

10 (i) Federal law enforcement agencies;

11 and

12 (ii)(I) other Federal law enforcement
13 agencies; and

14 (II) State, local, and Tribal law en-
15 forcement agencies;

16 (C) Tribal access to covered databases; and

17 (D) technical assistance to Indian tribes
18 for covered database access and use.

19 (d) INCLUSION OF GENDER IN MISSING AND UN-
20 IDENTIFIED PERSONS STATISTICS.—Beginning in the
21 first calendar year beginning after the date of enactment
22 of this Act, and annually thereafter, the Federal Bureau
23 of Investigation shall include gender in the annual statis-
24 tics relating to missing and unidentified persons published

1 on the public website of the Federal Bureau of Investiga-
 2 tion.

3 **TITLE X—OFFICE ON VIOLENCE**
 4 **AGAINST WOMEN**

5 **SEC. 1001. ESTABLISHMENT OF OFFICE ON VIOLENCE**
 6 **AGAINST WOMEN.**

7 (a) ESTABLISHMENT OF OFFICE ON VIOLENCE
 8 AGAINST WOMEN.—Section 2002 of title I of the Omnibus
 9 Crime Control and Safe Streets Act of 1968 (34 U.S.C.
 10 10442) is amended—

11 (1) in subsection (a), by striking “a Violence
 12 Against Women Office” and inserting “an Office on
 13 Violence Against Women”;

14 (2) in subsection (b), by inserting after “within
 15 the Department of Justice” the following: “, not
 16 subsumed by any other office”;

17 (3) in subsection (c)(2), by striking “Violence
 18 Against Women Act of 1994 (title VI of Public Law
 19 103–322) and the Violence Against Women Act of
 20 2000 (division B of Public Law 106–386)” and in-
 21 serting “Violence Against Women Act of 1994 (title
 22 VII of Public Law 103–322), the Violence Against
 23 Women Act of 2000 (division B of Public Law 106–
 24 386), the Violence Against Women and Department
 25 of Justice Reauthorization Act of 2005 (title IX of

1 Public Law 109–162; 119 Stat. 3080), the Violence
 2 Against Women Reauthorization Act of 2013 (Public
 3 Law 113–4; 127 Stat. 54), and the Violence Against
 4 Women Reauthorization Act of 2019”.

5 (b) DIRECTOR OF THE OFFICE ON VIOLENCE
 6 AGAINST WOMEN.—Section 2003 of the Omnibus Crime
 7 Control and Safe Streets Act of 1968 (34 U.S.C. 10443)
 8 is amended to read as follows:

9 **“SEC. 2003. DIRECTOR OF THE OFFICE ON VIOLENCE**
 10 **AGAINST WOMEN.**

11 “(a) APPOINTMENT.—The President, by and with the
 12 advice and consent of the Senate, shall appoint a Director
 13 for the Office on Violence Against Women (in this title
 14 referred to as the ‘Director’) to be responsible, under the
 15 general authority of the Attorney General, for the admin-
 16 istration, coordination, and implementation of the pro-
 17 grams and activities of the Office.

18 “(b) OTHER EMPLOYMENT.—The Director shall
 19 not—

20 “(1) engage in any employment other than that
 21 of serving as Director; or

22 “(2) hold any office in, or act in any capacity
 23 for, any organization, agency, or institution with
 24 which the Office makes any contract or other agree-
 25 ment under the Violence Against Women Act of

1 1994 (title IV of Public Law 103–322), the Violence
 2 Against Women Act of 2000 (division B of Public
 3 Law 106–386), the Violence Against Women and
 4 Department of Justice Reauthorization Act of 2005
 5 (title IX of Public Law 109–162; 119 Stat. 3080),
 6 the Violence Against Women Reauthorization Act of
 7 2013 (Public Law 113–4; 127 Stat. 54), or the Vio-
 8 lence Against Women Reauthorization Act of 2019.

9 “(c) VACANCY.—In the case of a vacancy, the Presi-
 10 dent may designate an officer or employee who shall act
 11 as Director during the vacancy.

12 “(d) COMPENSATION.—The Director shall be com-
 13 pensated at a rate of pay not to exceed the rate payable
 14 for level V of the Executive Schedule under section 5316
 15 of title 5, United States Code.”.

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 to read as follows:

20 **“SEC. 2004. DUTIES AND FUNCTIONS OF DIRECTOR OF THE**
 21 **OFFICE ON VIOLENCE AGAINST WOMEN.**

22 “The Director shall have the following duties:

23 “(1) Maintaining liaison with the judicial
 24 branches of the Federal and State Governments on
 25 matters relating to violence against women.

1 “(2) Providing information to the President,
2 the Congress, the judiciary, State, local, and tribal
3 governments, and the general public on matters re-
4 lating to violence against women.

5 “(3) Serving, at the request of the Attorney
6 General, as the representative of the Department of
7 Justice on domestic task forces, committees, or com-
8 missions addressing policy or issues relating to vio-
9 lence against women.

10 “(4) Serving, at the request of the President,
11 acting through the Attorney General, as the rep-
12 resentative of the United States Government on
13 human rights and economic justice matters related
14 to violence against women in international fora, in-
15 cluding, but not limited to, the United Nations.

16 “(5) Carrying out the functions of the Depart-
17 ment of Justice under the Violence Against Women
18 Act of 1994 (title IV of Public Law 103–322), the
19 Violence Against Women Act of 2000 (division B of
20 Public Law 106–386), the Violence Against Women
21 and Department of Justice Reauthorization Act of
22 2005 (title IX of Public Law 109–162; 119 Stat.
23 3080), the Violence Against Women Reauthorization
24 Act of 2013 (Public Law 113–4; 127 Stat. 54), and

1 the Violence Against Women Reauthorization Act of
2 2019, including with respect to those functions—

3 “(A) the development of policy, protocols,
4 and guidelines;

5 “(B) the development and management of
6 grant programs and other programs, and the
7 provision of technical assistance under such
8 programs; and

9 “(C) the awarding and termination of
10 grants, cooperative agreements, and contracts.

11 “(6) Providing technical assistance, coordina-
12 tion, and support to—

13 “(A) other components of the Department
14 of Justice, in efforts to develop policy and to
15 enforce Federal laws relating to violence against
16 women, including the litigation of civil and
17 criminal actions relating to enforcing such laws;

18 “(B) other Federal, State, local, and tribal
19 agencies, in efforts to develop policy, provide
20 technical assistance, synchronize Federal defini-
21 tions and protocols, and improve coordination
22 among agencies carrying out efforts to elimi-
23 nate violence against women, including Indian
24 or indigenous women; and

1 “(C) grantees, in efforts to combat violence
2 against women and to provide support and as-
3 sistance to victims of such violence.

4 “(7) Exercising such other powers and func-
5 tions as may be vested in the Director pursuant to
6 this subchapter or by delegation of the Attorney
7 General.

8 “(8) Establishing such rules, regulations, guide-
9 lines, and procedures as are necessary to carry out
10 any function of the Office.”.

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

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

1 **TITLE XI—IMPROVING CONDI-**
 2 **TIONS FOR WOMEN IN FED-**
 3 **ERAL CUSTODY**

4 **SEC. 1101. IMPROVING THE TREATMENT OF PRIMARY**
 5 **CARETAKER PARENTS AND OTHER INDIVID-**
 6 **UALS IN FEDERAL PRISONS.**

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

10 (b) IN GENERAL.—Chapter 303 of title 18, United
 11 States Code, is amended by adding at the end the fol-
 12 lowing:

13 **“§ 4051. Treatment of primary caretaker parents and**
 14 **other individuals**

15 “(a) DEFINITIONS.—In this section—

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

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

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

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

1 “(5) the term ‘primary caretaker parent’ has
2 the meaning given the term in section 31903 of the
3 Family Unity Demonstration Project Act (34 U.S.C.
4 12242);

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

8 “(7) the term ‘vulnerable person’ means an in-
9 dividual who—

10 “(A) is under 21 years of age or over 60
11 years of age;

12 “(B) is pregnant;

13 “(C) identifies as lesbian, gay, bisexual,
14 transgender, or intersex;

15 “(D) is victim or witness of a crime;

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

18 “(F) has a serious mental or physical ill-
19 ness or disability; or

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

24 “(i) by any court or administrative ju-
25 dicial proceeding;

1 “(ii) by any corrections official;

2 “(iii) by the individual’s attorney or
3 legal service provider; or

4 “(iv) by the individual.

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) PROHIBITION ON PLACEMENT OF PREGNANT
2 PRISONERS OR PRISONERS IN POST-PARTUM RECOVERY
3 IN SEGREGATED HOUSING UNITS.—

4 “(1) PLACEMENT IN SEGREGATED HOUSING
5 UNITS.—A covered institution may not place a pris-
6 oner who is pregnant or in post-partum recovery in
7 a segregated housing unit unless the prisoner pre-
8 sents an immediate risk of harm to the prisoner or
9 others.

10 “(2) RESTRICTIONS.—Any placement of a pris-
11 oner described in subparagraph (A) in a segregated
12 housing unit shall be limited and temporary.

13 “(d) PARENTING CLASSES.—The Director shall pro-
14 vide parenting classes to each prisoner who is a primary
15 caretaker parent, and such classes shall be made available
16 to prisoners with limited English proficiency in compliance
17 with title VI of the Civil Rights Act of 1964.

18 “(e) TRAUMA SCREENING.—The Director shall pro-
19 vide training, including cultural competency training, to
20 each correctional officer and each employee of the Bureau
21 of Prisons who regularly interacts with prisoners, includ-
22 ing each instructor and health care professional, to enable
23 those correctional officers and employees to—

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

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

6 “(f) INMATE HEALTH.—

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

10 “(2) HYGIENIC PRODUCTS.—The Director shall
11 make essential hygienic products, including sham-
12 poo, toothpaste, toothbrushes, and any other hygien-
13 ic product that the Director determines appropriate,
14 available without charge to prisoners.

15 “(3) GYNECOLOGIST ACCESS.—The Director
16 shall ensure that all prisoners have access to a gyne-
17 cologist as appropriate.

18 “(g) USE OF SEX-APPROPRIATE CORRECTIONAL OF-
19 FICERS.—

20 “(1) REGULATIONS.—The Director shall make
21 rules under which—

22 “(A) a correctional officer may not conduct
23 a strip search of a prisoner of the opposite sex
24 unless—

1 “(i) the prisoner presents a risk of
2 immediate harm to the prisoner or others,
3 and no other correctional officer of the
4 same sex as the prisoner, or medical staff
5 is available to assist; or

6 “(ii) the prisoner has previously re-
7 quested that an officer of a different sex
8 conduct searches;

9 “(B) a correctional officer may not enter a
10 restroom reserved for prisoners of the opposite
11 sex unless—

12 “(i) a prisoner in the restroom pre-
13 sents a risk of immediate harm to them-
14 selves or others; or

15 “(ii) there is a medical emergency in
16 the restroom and no other correctional offi-
17 cer of the appropriate sex is available to
18 assist;

19 “(C) a transgender prisoner’s sex is deter-
20 mined according to the sex with which they
21 identify; and

22 “(D) a correctional officer may not search
23 or physically examine a prisoner for the sole
24 purpose of determining the prisoner’s genital
25 status or sex.

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

5 (c) SUBSTANCE ABUSE TREATMENT.—Section
6 3621(e) of title 18, United States Code, is amended by
7 adding at the end the following:

8 “(7) ELIGIBILITY OF PRIMARY CARETAKER
9 PARENTS AND PREGNANT WOMEN.—The Director of
10 the Bureau of Prisons may not prohibit an eligible
11 prisoner who is a primary caretaker parent (as de-
12 fined in section 4051) or pregnant from partici-
13 pating in a program of residential substance abuse
14 treatment provided under paragraph (1) on the basis
15 of a failure by the eligible prisoner, before being
16 committed to the custody of the Bureau of Prisons,
17 to disclose to any official of the Bureau of Prisons
18 that the prisoner had a substance abuse problem on
19 or before the date on which the eligible prisoner was
20 committed to the custody of the Bureau of Pris-
21 ons.”.

22 (d) IMPLEMENTATION DATE.—

23 (1) IN GENERAL.—Not later than 2 years after
24 the date of enactment of this Act, the Director of

1 the Bureau of Prisons shall implement this section
 2 and the amendments made by this section.

3 (2) REPORT.—Not later than 1 year after the
 4 date of enactment of this Act, the Director of the
 5 Bureau of Prisons shall submit to the Committee on
 6 the Judiciary of the Senate and the Committee on
 7 the Judiciary of the House of Representatives a re-
 8 port on the implementation of this section and the
 9 amendments made by this section.

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

“4051. Treatment of primary caretaker parents and other individuals.”.

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

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

18 (b) ESTABLISHMENT.—Not later than 270 days after
 19 the date of the enactment of this section, the Director of
 20 the Federal Bureau of Prisons (in this section referred
 21 to as the “Director”) shall establish a pilot program (in
 22 this section referred to as the “Program”) in accordance
 23 with this section to permit women incarcerated in Federal
 24 prisons and the children born to such women during incar-

1 ceration to reside together while the inmate serves a term
2 of imprisonment in a separate housing wing of the prison.

3 (c) PURPOSES.—The purposes of this section are
4 to—

5 (1) prevent infant mortality among infants born
6 to incarcerated mothers and greatly reduce the trauma and stress experienced by the fetuses of pregnant inmates;

9 (2) reduce the recidivism rates of federally incarcerated women and mothers, and enhance public safety by improving the effectiveness of the Federal prison system for women as a population with special needs;

14 (3) establish female offender risk and needs assessment as the cornerstones of a more effective and efficient Federal prison system;

17 (4) implement a validated post-sentencing risk and needs assessment system that relies on dynamic risk factors to provide Federal prison officials with a roadmap to address the pre- and post-natal needs of Federal pregnant offenders, manage limited resources, and enhance public safety;

23 (5) perform regular outcome evaluations of the effectiveness of programs and interventions for federally incarcerated pregnant women and mothers to

1 assure that such programs and interventions are evi-
 2 dence-based and to suggest changes, deletions, and
 3 expansions based on the results of such evaluations;
 4 and

5 (6) assist the Department of Justice to address
 6 the underlying cost structure of the Federal prison
 7 system and ensure that the Department can con-
 8 tinue to run prison nurseries safely and securely
 9 without compromising the scope or quality of the
 10 Department's critical health, safety and law enforce-
 11 ment missions.

12 (d) DUTIES OF THE DIRECTOR OF BUREAU OF PRIS-
 13 ONS.—

14 (1) IN GENERAL.—The Director shall carry out
 15 this section in consultation with—

16 (A) a licensed and board-certified gyne-
 17 cologist or obstetrician;

18 (B) the Director of the Administrative Of-
 19 fice of the United States Courts;

20 (C) the Director of the Office of Probation
 21 and Pretrial Services;

22 (D) the Director of the National Institute
 23 of Justice; and

24 (E) the Secretary of Health and Human
 25 Services.

1 (2) DUTIES.—The Director shall, in accordance
2 with paragraph (3)—

3 (A) develop an offender risk and needs as-
4 sessment system particular to the health and
5 sensitivities of federally incarcerated pregnant
6 women and mothers in accordance with this
7 subsection;

8 (B) develop recommendations regarding re-
9 cidivism reduction programs and productive ac-
10 tivities in accordance with subsection (c);

11 (C) conduct ongoing research and data
12 analysis on—

13 (i) the best practices relating to the
14 use of offender risk and needs assessment
15 tools particular to the health and sensitivi-
16 ties of federally incarcerated pregnant
17 women and mothers;

18 (ii) the best available risk and needs
19 assessment tools particular to the health
20 and sensitivities of federally incarcerated
21 pregnant women and mothers and the level
22 to which they rely on dynamic risk factors
23 that could be addressed and changed over
24 time, and on measures of risk of recidi-

vism, individual needs, and responsiveness
to recidivism reduction programs;

(iii) the most effective and efficient
uses of such tools in conjunction with re-
cidivism reduction programs, productive
activities, incentives, and rewards; and

(iv) which recidivism reduction pro-
grams are the most effective—

(I) for federally incarcerated
pregnant women and mothers classi-
fied at different recidivism risk levels;
and

(II) for addressing the specific
needs of federally incarcerated preg-
nant women and mothers;

(D) on a biennial basis, review the system
developed under subparagraph (A) and the rec-
ommendations developed under subparagraph
(B), using the research conducted under sub-
paragraph (C), to determine whether any revi-
sions or updates should be made, and if so,
make such revisions or updates;

(E) hold periodic meetings with the indi-
viduals listed in paragraph (1) at intervals to be
determined by the Director;

1 (F) develop tools to communicate par-
 2 enting program availability and eligibility cri-
 3 teria to each employee of the Bureau of Prisons
 4 and each pregnant inmate to ensure that each
 5 pregnant inmate in the custody of a Bureau of
 6 Prisons facility understands the resources avail-
 7 able to such inmate; and

8 (G) report to Congress in accordance with
 9 subsection (i).

10 (3) METHODS.—In carrying out the duties
 11 under paragraph (2), the Director shall—

12 (A) consult relevant stakeholders; and

13 (B) make decisions using data that is
 14 based on the best available statistical and em-
 15 pirical evidence.

16 (e) ELIGIBILITY.—An inmate may apply to partici-
 17 pate in the Program if the inmate—

18 (1) is pregnant at the beginning of or during
 19 the term of imprisonment; and

20 (2) is in the custody or control of the Federal
 21 Bureau of Prisons.

22 (f) PROGRAM TERMS.—

23 (1) TERM OF PARTICIPATION.—To correspond
 24 with the purposes and goals of the Program to pro-
 25 mote bonding during the critical stages of child de-

1 velopment, an eligible inmate selected for the Pro-
2 gram may participate in the Program, subject to
3 subsection (g), until the earliest of—

4 (A) the date that the inmate’s term of im-
5 prisonment terminates;

6 (B) the date the inmate fails to meet any
7 medical criteria established by the Director or
8 the Director’s designee along with a collective
9 determination of the persons listed in sub-
10 section (d)(1); or

11 (C) 30 months.

12 (2) INMATE REQUIREMENTS.—For the duration
13 of an inmate’s participation in the Program, the in-
14 mate shall agree to—

15 (A) take substantive steps towards acting
16 in the role of a parent or guardian to any child
17 of that inmate;

18 (B) participate in any educational or coun-
19 seling opportunities established by the Director,
20 including topics such as child development, par-
21 enting skills, domestic violence, vocational train-
22 ing, or substance abuse, as appropriate;

23 (C) abide by any court decision regarding
24 the legal or physical custody of the child;

1 (D) transfer to the Federal Bureau of
2 Prisons any child support payments for the in-
3 fant of the participating inmate from any per-
4 son or governmental entity; and

5 (E) specify a person who has agreed to
6 take at least temporary custody of the child if
7 the inmate's participation in the Program ter-
8 minates before the inmate's release.

9 (g) CONTINUITY OF CARE.—The Director shall take
10 appropriate actions to prevent detachment or disruption
11 of either an inmate's or infant's health and bonding-based
12 well-being due to termination of the Program.

13 (h) REPORTING.—

14 (1) IN GENERAL.—Not later than 6 months
15 after the date of the enactment of this section and
16 once each year thereafter for 5 years, the Director
17 shall submit a report to the Congress with regards
18 to progress in implementing the Program.

19 (2) FINAL REPORT.—Not later than 6 months
20 after the termination of the Program, the Director
21 shall issue a final report to the Congress that con-
22 tains a detailed statement of the Director's findings
23 and conclusions, including recommendations for leg-
24 islation, administrative actions, and regulations the
25 Director considers appropriate.

1 (i) AUTHORIZATION OF APPROPRIATIONS.—To carry
 2 out this section, there is authorized to be appropriated
 3 \$10,000,000 for each of fiscal years 2021 through 2025.

4 **SEC. 1103. RESEARCH AND REPORT ON WOMEN IN FED-**
 5 **ERAL INCARCERATION.**

6 Not later than 18 months after the date of enactment
 7 of this Act, and thereafter, every other year, the National
 8 Institutes of Justice, in consultation with the Bureau of
 9 Justice Statistics and the Bureau of Prisons (including
 10 the Women and Special Population Branch) shall prepare
 11 a report on the status of women in Federal incarceration.
 12 Depending on the topic to be addressed, and the facility,
 13 data shall be collected from Bureau of Prisons personnel
 14 and a sample that is representative of the population of
 15 incarcerated women. The report shall include:

16 (1) With regard to Federal facilities wherein
 17 women are incarcerated—

18 (A) responses by such women to questions
 19 from the Adverse Childhood Experience
 20 (ACES) questionnaire;

21 (B) demographic data of such women, in-
 22 cluding sexual orientation and gender identity;

23 (C) responses by such women to questions
 24 about the extent of exposure to sexual victim-

1 ization, sexual violence and domestic violence
2 (both inside and outside of incarceration);

3 (D) the number of such women were preg-
4 nant at the time that they entered incarcer-
5 ation;

6 (E) the number of such women who have
7 children age 18 or under, and if so, how many;
8 and

9 (F) the crimes for which such women are
10 incarcerated and the length of their sentence.

11 (2) With regard to all Federal facilities where
12 persons are incarcerated—

13 (A) a list of best practices with respect to
14 women’s incarceration and transition, including
15 staff led programs, services and management
16 practices (including making sanitary products
17 readily available and easily accessible, and ac-
18 cess to and provision of healthcare);

19 (B) the availability of trauma treatment at
20 each facility (including number of beds, and
21 number of trained staff);

22 (C) rates of serious mental illness broken
23 down by gender and security level and a list of
24 residential programs available by site; and

1 (D) the availability of vocational education
 2 and a list of vocational programs provided by
 3 each facility.

4 **SEC. 1104. REENTRY PLANNING AND SERVICES FOR INCAR-**
 5 **CERATED WOMEN.**

6 The Attorney General, in coordination with the Chief
 7 of U.S. Probation and Pretrial Services and the Director
 8 of the Bureau of Prisons (including Women and Special
 9 Population Branch), shall collaborate on a model of gen-
 10 der responsive transition for incarcerated women, includ-
 11 ing the development of a national standard on prevention
 12 with respect to domestic and sexual violence. In developing
 13 the model, the Chief and the Director shall consult with
 14 such experts within the Federal Government (including
 15 the Office on Violence Against Women of the Department
 16 of Justice) and in the victim service provider community
 17 (including sexual and domestic violence and homelessness,
 18 job training and job placement service providers) as are
 19 necessary to the completion of a comprehensive plan.
 20 Issues addressed should include—

- 21 (1) the development by the Bureau of Prisons
- 22 of a contract for gender collaborative services; and
- 23 (2) identification by re-entry affairs coordina-
- 24 tors and responsive planning for the needs of re-en-
- 25 tering women with respect to—

1 (A) housing, including risk of homeless-
2 ness;

3 (B) previous exposure to and risk for do-
4 mestic and sexual violence; and

5 (C) the need for parenting classes, assist-
6 ance securing childcare, or assistance in seeking
7 or securing jobs that afford flexibility (as might
8 be necessary in the re-entry, parenting or other
9 contexts).

10 **TITLE XII—LAW ENFORCEMENT**
11 **TOOLS TO ENHANCE PUBLIC**
12 **SAFETY**

13 **SEC. 1201. NOTIFICATION TO LAW ENFORCEMENT AGEN-**
14 **CIES OF PROHIBITED PURCHASE OR AT-**
15 **TEMPTED PURCHASE OF A FIREARM.**

16 (a) IN GENERAL.—Title I of the NICS Improvement
17 Amendments Act of 2007 (18 U.S.C. 922 note) is amend-
18 ed by adding at the end the following:

19 **“SEC. 108. NOTIFICATION TO LAW ENFORCEMENT AGEN-**
20 **CIES OF PROHIBITED PURCHASE OF A FIRE-**
21 **ARM.**

22 “(a) IN GENERAL.—In the case of a background
23 check conducted by the National Instant Criminal Back-
24 ground Check System pursuant to the request of a li-
25 censed importer, licensed manufacturer, or licensed dealer

1 of firearms (as such terms are defined in section 921 of
 2 title 18, United States Code), which background check de-
 3 termines that the receipt of a firearm by a person would
 4 violate subsection (g)(8), (g)(9), or (g)(10) of section 922
 5 of title 18, United States Code, and such determination
 6 is made after 3 business days have elapsed since the li-
 7 censee contacted the System and a firearm has been trans-
 8 ferred to that person, the System shall notify the law en-
 9 forcement agencies described in subsection (b).

10 “(b) LAW ENFORCEMENT AGENCIES DESCRIBED.—

11 The law enforcement agencies described in this subsection
 12 are the law enforcement agencies that have jurisdiction
 13 over the location from which the licensee contacted the
 14 system and the law enforcement agencies that have juris-
 15 diction over the location of the residence of the person for
 16 which the background check was conducted, as follows:

17 “(1) The field office of the Bureau of Alcohol,
 18 Tobacco, Firearms, and Explosives.

19 “(2) The local law enforcement agency.

20 “(3) The State law enforcement agency.

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

22 (b) CLERICAL AMENDMENT.—The table of contents
 23 of the NICS Improvement Amendments Act of 2007 (18
 24 10 U.S.C. 922 note) is amended by inserting after the
 25 item relating to section 107 the following:

“Sec. 108. Notification to law enforcement agencies of prohibited purchase of a firearm.”.

1 **SEC. 1202. REPORTING OF BACKGROUND CHECK DENIALS**
 2 **TO STATE, LOCAL, AND TRIBAL AUTHORI-**
 3 **TIES.**

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

7 **“§ 925B. Reporting of background check denials to**
 8 **State, local, and Tribal authorities**

9 “(a) IN GENERAL.—If the national instant criminal
 10 background check system established under section 103
 11 of the Brady Handgun Violence Prevention Act (18 U.S.C.
 12 922 note) provides a notice pursuant to section 922(t) of
 13 this title that the receipt of a firearm by a person would
 14 violate subsection (g)(8), (g)(9), or (g)(10) of section 922
 15 of this title or State law, the Attorney General shall, in
 16 accordance with subsection (b) of this section—

17 “(1) report to the law enforcement authorities
 18 of the State where the person sought to acquire the
 19 firearm and, if different, the law enforcement au-
 20 thorities of the State of residence of the person—

21 “(A) that the notice was provided;

22 “(B) of the specific provision of law that
 23 would have been violated;

1 “(C) of the date and time the notice was
2 provided;

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

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

6 “(2) report the incident to local or tribal law
7 enforcement authorities and, where practicable,
8 State, tribal, or local prosecutors, in the jurisdiction
9 where the firearm was sought and in the jurisdiction
10 where the person resides.

11 “(b) REQUIREMENTS FOR REPORT.—A report is
12 made in accordance with this subsection if the report is
13 made within 24 hours after the provision of the notice de-
14 scribed in subsection (a), except that the making of the
15 report may be delayed for so long as is necessary to avoid
16 compromising an ongoing investigation.

17 “(c) RULE OF CONSTRUCTION.—Nothing in sub-
18 section (a) shall be construed to require a report with re-
19 spect to a person to be made to the same State authorities
20 that originally issued the notice with respect to the per-
21 son.”.

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

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

1 **SEC. 1203. SPECIAL ASSISTANT UNITED STATES ATTOR-**
2 **NEYS AND CROSS-DEPUTIZED ATTORNEYS.**

3 (a) IN GENERAL.—Chapter 44 of title 18, United
4 States Code, as amended by this Act, is further amended
5 by inserting after section 925B the following:

6 **“§ 925C. Special assistant United States attorneys**
7 **and cross-deputized attorneys**

8 “(a) IN GENERAL.—In order to improve the enforce-
9 ment of paragraphs (8), (9), and (10) of section 922(g),
10 the Attorney General may—

11 “(1) appoint, in accordance with section 543 of
12 title 28, qualified State, tribal, territorial and local
13 prosecutors and qualified attorneys working for the
14 United States Government to serve as special assist-
15 ant United States attorneys for the purpose of pros-
16 ecuting violations of such paragraphs;

17 “(2) deputize State, tribal, territorial and local
18 law enforcement officers for the purpose of enhanc-
19 ing the capacity of the agents of the Bureau of Alco-
20 hol, Tobacco, Firearms, and Explosives in respond-
21 ing to and investigating violations of such para-
22 graphs; and

23 “(3) establish, in order to receive and expedite
24 requests for assistance from State, tribal, territorial
25 and local law enforcement agencies responding to in-
26 timate partner violence cases where such agencies

1 have probable cause to believe that the offenders
2 may be in violation of such paragraphs, points of
3 contact within—

4 “(A) each Field Division of the Bureau of
5 Alcohol, Tobacco, Firearms, and Explosives;
6 and

7 “(B) each District Office of the United
8 States Attorneys.

9 “(b) IMPROVE INTIMATE PARTNER AND PUBLIC
10 SAFETY.—The Attorney General shall—

11 “(1) identify no less than 75 jurisdictions
12 among States, territories and tribes where there are
13 high rates of firearms violence and threats of fire-
14 arms violence against intimate partners and other
15 persons protected under paragraphs (8), (9), and
16 (10) of section 922(g) and where local authorities
17 lack the resources to address such violence; and

18 “(2) make such appointments as described in
19 subsection (a) in jurisdictions where enhanced en-
20 forcement of such paragraphs is necessary to reduce
21 firearms homicide and injury rates.

22 “(c) QUALIFIED DEFINED.—For purposes of this
23 section, the term ‘qualified’ means, with respect to an at-
24 torney, that the attorney is a licensed attorney in good
25 standing with any relevant licensing authority.”.

1 (b) CLERICAL AMENDMENT.—The table of sections
 2 for such chapter is amended by inserting after the item
 3 relating to section 925B the following:

“925C. Special assistant United States attorneys and cross-deputized attorneys.”

4 **TITLE XIII—CLOSING THE LAW**
 5 **ENFORCEMENT CONSENT**
 6 **LOOPHOLE**

7 **SEC. 1301. SHORT TITLE.**

8 This title may be cited as the “Closing the Law En-
 9 forcement Consent Loophole Act of 2019”.

10 **SEC. 1302. PROHIBITION ON ENGAGING IN SEXUAL ACTS**

11 **WHILE ACTING UNDER COLOR OF LAW.**

12 (a) IN GENERAL.—Section 2243 of title 18, United
 13 States Code, is amended—

14 (1) in the section heading, by adding at the end
 15 the following: “**or by any person acting**
 16 **under color of law**”;

17 (2) by redesignating subsections (c) and (d) as
 18 subsections (d) and (e), respectively;

19 (3) by inserting after subsection (b) the fol-
 20 lowing:

21 “(c) OF AN INDIVIDUAL BY ANY PERSON ACTING
 22 UNDER COLOR OF LAW.—

23 “(1) IN GENERAL.—Whoever, acting under
 24 color of law, knowingly engages in a sexual act with

1 an individual, including an individual who is under
2 arrest, in detention, or otherwise in the actual cus-
3 tody of any Federal law enforcement officer, shall be
4 fined under this title, imprisoned not more than 15
5 years, or both.

6 “(2) DEFINITION.—In this subsection, the term
7 ‘sexual act’ has the meaning given the term in sec-
8 tion 2246.”; and

9 (4) in subsection (d), as so redesignated, by
10 adding at the end the following:

11 “(3) In a prosecution under subsection (c), it is not
12 a defense that the other individual consented to the sexual
13 act.”.

14 (b) DEFINITION.—Section 2246 of title 18, United
15 States Code, is amended—

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

18 (2) in paragraph (6), by striking the period at
19 the end and inserting “; and”; and

20 (3) by inserting after paragraph (6) the fol-
21 lowing:

22 “(7) the term ‘Federal law enforcement officer’
23 has the meaning given the term in section 115.”.

24 (c) CLERICAL AMENDMENT.—The table of sections
25 for chapter 109A of title 18, United States Code, is

1 amended by amending the item related to section 2243
2 to read as follows:

“2243. Sexual abuse of a minor or ward or by any person acting under color
of law.”.

3 **SEC. 1303. INCENTIVES FOR STATES.**

4 (a) **AUTHORITY TO MAKE GRANTS.**—The Attorney
5 General is authorized to make grants to States that have
6 in effect a law that—

7 (1) makes it a criminal offense for any person
8 acting under color of law of the State to engage in
9 a sexual act with an individual, including an indi-
10 vidual who is under arrest, in detention, or otherwise
11 in the actual custody of any law enforcement officer;
12 and

13 (2) prohibits a person charged with an offense
14 described in paragraph (1) from asserting the con-
15 sent of the other individual as a defense.

16 (b) **REPORTING REQUIREMENT.**—A State that re-
17 ceives a grant under this section shall submit to the Attor-
18 ney General, on an annual basis, information on—

19 (1) the number of reports made to law enforce-
20 ment agencies in that State regarding persons en-
21 gaging in a sexual act while acting under color of
22 law during the previous year; and

1 (2) the disposition of each case in which sexual
2 misconduct by a person acting under color of law
3 was reported during the previous year.

4 (c) APPLICATION.—A State seeking a grant under
5 this section shall submit an application to the Attorney
6 General at such time, in such manner, and containing
7 such information as the Attorney General may reasonably
8 require, including information about the law described in
9 subsection (a).

10 (d) GRANT AMOUNT.—The amount of a grant to a
11 State under this section shall be in an amount that is not
12 greater than 10 percent of the average of the total amount
13 of funding of the 3 most recent awards that the State re-
14 ceived under the following grant programs:

15 (1) Part T of title I of the Omnibus Crime Con-
16 trol and Safe Streets Act of 1968 (34 U.S.C. 10441
17 et seq.) (commonly referred to as the “STOP Vio-
18 lence Against Women Formula Grant Program”).

19 (2) Section 41601 of the Violence Against
20 Women Act of 1994 (34 U.S.C. 12511) (commonly
21 referred to as the “Sexual Assault Services Pro-
22 gram”).

23 (e) GRANT TERM.—

24 (1) IN GENERAL.—The Attorney General shall
25 provide an increase in the amount provided to a

1 State under the grant programs described in sub-
2 section (d) for a 2-year period.

3 (2) RENEWAL.—A State that receives a grant
4 under this section may submit an application for a
5 renewal of such grant at such time, in such manner,
6 and containing such information as the Attorney
7 General may reasonably require.

8 (3) LIMIT.—A State may not receive a grant
9 under this section for more than 4 years.

10 (f) USES OF FUNDS.—A State that receives a grant
11 under this section shall use—

12 (1) 25 percent of such funds for any of the per-
13 missible uses of funds under the grant program de-
14 scribed in paragraph (1) of subsection (d); and

15 (2) 75 percent of such funds for any of the per-
16 missible uses of funds under the grant program de-
17 scribed in paragraph (2) of subsection (d).

18 (g) AUTHORIZATION OF APPROPRIATIONS.—There
19 are authorized to be appropriated to carry out this chapter
20 \$5,000,000 for each of fiscal years 2021 through 2025.

21 (h) DEFINITION.—For purposes of this section, the
22 term “State” means each of the several States and the
23 District of Columbia, Indian Tribes, and the Common-
24 wealth of Puerto Rico, Guam, American Samoa, the Vir-
25 gin Islands, and the Northern Mariana Islands.

1 **SEC. 1304. REPORTS TO CONGRESS.**

2 (a) REPORT BY ATTORNEY GENERAL.—Not later
3 than 1 year after the date of enactment of this Act, and
4 each year thereafter, the Attorney General shall submit
5 to Congress a report containing—

6 (1) the information required to be reported to
7 the Attorney General under section 3(b); and

8 (2) information on—

9 (A) the number of reports made, during
10 the previous year, to Federal law enforcement
11 agencies regarding persons engaging in a sexual
12 act while acting under color of law; and

13 (B) the disposition of each case in which
14 sexual misconduct by a person acting under
15 color of law was reported.

16 (b) REPORT BY GAO.—Not later than 1 year after
17 the date of enactment of this Act, and each year there-
18 after, the Comptroller General of the United States shall
19 submit to Congress a report on any violations of section
20 2243(c) of title 18, United States Code, as amended by
21 section 2, committed during the 1-year period covered by
22 the report.

23 **SEC. 1305. DEFINITION.**

24 In this title, the term “sexual act” has the meaning
25 given the term in section 2246 of title 18, United States
26 Code.

1 **TITLE XIV—OTHER MATTERS**

2 **SEC. 1401. 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 “2021
7 through 2025”.

8 **SEC. 1402. FEDERAL VICTIM ASSISTANTS REAUTHORIZA-**

9 **TION.**

10 Section 40114 of the Violence Against Women Act
11 of 1994 (Public Law 103–322) is amended to read as fol-
12 lows:

13 **“SEC. 40114. AUTHORIZATION FOR FEDERAL VICTIM’S**

14 **COUNSELORS.**

15 “There are authorized to be appropriated for the
16 United States Attorneys for the purpose of appointing vic-
17 tim/witness counselors for the prosecution of sex crimes
18 and domestic violence crimes where applicable (such as the
19 District of Columbia), \$1,000,000 for each of fiscal years
20 2021 through 2025.”.

1 **SEC. 1403. CHILD ABUSE TRAINING PROGRAMS FOR JUDI-**
2 **CIAL PERSONNEL AND PRACTITIONERS RE-**
3 **AUTHORIZATION.**

4 Section 224(a) of the Crime Control Act of 1990 (34
5 U.S.C. 20334(a)) is amended by striking “2014 through
6 2018” and inserting “2021 through 2025”.

7 **SEC. 1404. SEX OFFENDER MANAGEMENT.**

8 Section 40152(c) of the Violent Crime Control and
9 Law Enforcement Act of 1994 (34 U.S.C. 12311(c)) is
10 amended by striking “2014 through 2018” and inserting
11 “2021 through 2025”.

12 **SEC. 1405. COURT-APPOINTED SPECIAL ADVOCATE PRO-**
13 **GRAM.**

14 Section 219(a) of the Crime Control Act of 1990 (34
15 U.S.C. 20324(a)) is amended by striking “2014 through
16 2018” and inserting “2021 through 2025”.

17 **SEC. 1406. RAPE KIT BACKLOG.**

18 Section 2 of the DNA Analysis Backlog Elimination
19 Act of 2000 (34 U.S.C. 40701) is amended—

20 (1) in subsection (f)—

21 (A) in paragraph (1) by striking “and” at
22 the end;

23 (B) by redesignating paragraph (2) as
24 paragraph (3); and

25 (C) by inserting after paragraph (1) the
26 following:

1 “(2) information on best practices for state and
2 local governments to reduce the backlog of DNA evi-
3 dence”; and

4 (2) in subsection (j), by striking “2015 through
5 2019” and inserting “2021 through 2025”.

6 **SEC. 1407. SEXUAL ASSAULT FORENSIC EXAM PROGRAM**
7 **GRANTS.**

8 Section 304(d) of the DNA Sexual Assault Justice
9 Act of 2004 (34 U.S.C. 40723(d)) is amended by striking
10 “2015 through 2019” and inserting “2021 through
11 2025”.

12 **SEC. 1408. REVIEW ON LINK BETWEEN SUBSTANCE USE**
13 **AND VICTIMS OF DOMESTIC VIOLENCE DAT-**
14 **ING VIOLENCE, SEXUAL ASSAULT, OR STALK-**
15 **ING.**

16 Not later than 2 years after the date of enactment
17 of this Act, the Secretary of the Department of Health
18 and Human Services shall complete a review and submit
19 a report to Congress on whether being a victim of domestic
20 violence, dating violence, sexual assault, or stalking in-
21 creases the likelihood of having a substance use disorder.

1 **SEC. 1409. INTERAGENCY WORKING GROUP TO STUDY FED-**
2 **ERAL EFFORTS TO COLLECT DATA ON SEX-**
3 **UAL VIOLENCE.**

4 (a) ESTABLISHMENT.—Not later than 180 days after
5 the date of the enactment of this Act, the Attorney Gen-
6 eral shall establish an interagency working group (in this
7 section referred to as the “Working Group”) to study Fed-
8 eral efforts to collect data on sexual violence and to make
9 recommendations on the harmonization of such efforts.

10 (b) COMPOSITION.—The Working Group shall be
11 comprised of at least one representative from the following
12 agencies, who shall be selected by the head of that agency:

13 (1) The Centers for Disease Control and Pre-
14 vention.

15 (2) The Department of Education.

16 (3) The Department of Health and Human
17 Services.

18 (4) The Department of Justice.

19 (c) DUTIES.—The Working Group shall consider the
20 following:

21 (1) What activity constitutes different acts of
22 sexual violence.

23 (2) Whether reports that use the same terms
24 for acts of sexual violence are collecting the same
25 data on these acts.

1 (3) Whether the context which led to an act of
2 sexual violence should impact how that act is ac-
3 counted for in reports.

4 (4) Whether the data collected is presented in
5 a way that allows the general public to understand
6 what acts of sexual violence are included in each
7 measurement.

8 (5) Steps that agencies that compile reports re-
9 lating to sexual violence can take to avoid double
10 counting incidents of sexual violence.

11 (d) REPORT REQUIRED.—Not later than 2 years
12 after the date of the enactment of this Act, the Working
13 Group shall publish and submit to Congress a report on
14 the following:

15 (1) The activities of the Working Group.

16 (2) Recommendations to harmonize Federal ef-
17 forts to collect data on sexual violence.

18 (3) Actions Federal agencies can take to imple-
19 ment the recommendations described in paragraph
20 (2).

21 (4) Recommendations for congressional action
22 to implement the recommendations described in
23 paragraph (2).

1 (e) TERMINATION.—The Working Group shall termi-
 2 nate 30 days after the date on which the report is sub-
 3 mitted pursuant to subsection (d).

4 (f) DEFINITIONS.—In this section:

5 (1) HARMONIZE.—The term “harmonize” in-
 6 cludes efforts to coordinate sexual violence data col-
 7 lection to produce complementary information, as
 8 appropriate, without compromising programmatic
 9 needs.

10 (2) SEXUAL VIOLENCE.—The term “sexual vio-
 11 lence” includes an unwanted sexual act (including
 12 both contact and non-contact) about which the Fed-
 13 eral Government collects information.

14 **TITLE XV—CYBERCRIME** 15 **ENFORCEMENT**

16 **SEC. 1501. LOCAL LAW ENFORCEMENT GRANTS FOR EN-** 17 **FORCEMENT OF CYBERCRIMES.**

18 (a) IN GENERAL.—Subject to the availability of ap-
 19 propriations, the Attorney General shall award grants
 20 under this section to States and units of local government
 21 for the prevention, enforcement, and prosecution of
 22 cybercrimes against individuals.

23 (b) APPLICATION.—

24 (1) IN GENERAL.—To request a grant under
 25 this section, the chief executive officer of a State or

1 unit of local government shall submit an application
2 to the Attorney General within 90 days after the
3 date on which funds to carry out this section are ap-
4 propriated for a fiscal year, in such form as the At-
5 torney General may require. Such application shall
6 include the following:

7 (A) A certification that Federal funds
8 made available under this section will not be
9 used to supplant State or local funds, but will
10 be used to increase the amounts of such funds
11 that would, in the absence of Federal funds, be
12 made available for law enforcement activities.

13 (B) An assurance that, not fewer than 30
14 days before the application (or any amendment
15 to the application) was submitted to the Attor-
16 ney General, the application (or amendment)
17 was submitted for review to the governing body
18 of the State or unit of local government (or to
19 an organization designated by that governing
20 body).

21 (C) An assurance that, before the applica-
22 tion (or any amendment to the application) was
23 submitted to the Attorney General—

24 (i) the application (or amendment)
25 was made public; and

1 (ii) an opportunity to comment on the
2 application (or amendment) was provided
3 to community members and to neighbor-
4 hood or community-based organizations, to
5 the extent applicable law or established
6 procedure makes such an opportunity
7 available.

8 (D) An assurance that, for each fiscal year
9 covered by an application, the applicant shall
10 maintain and report such data, records, and in-
11 formation (programmatic and financial) as the
12 Attorney General may reasonably require.

13 (E) A certification, made in a form accept-
14 able to the Attorney General and executed by
15 the chief executive officer of the applicant (or
16 by another officer of the applicant, if qualified
17 under regulations promulgated by the Attorney
18 General), that—

19 (i) the programs to be funded by the
20 grant meet all the requirements of this sec-
21 tion;

22 (ii) all the information contained in
23 the application is correct;

24 (iii) there has been appropriate co-
25 ordination with affected agencies; and

1 (iv) the applicant will comply with all
2 provisions of this section and all other ap-
3 plicable Federal laws.

4 (F) A certification that the State or in the
5 case of a unit of local government, the State in
6 which the unit of local government is located,
7 has in effect criminal laws which prohibit
8 cybercrimes against individuals.

9 (G) A certification that any equipment de-
10 scribed in subsection (c)(7) purchased using
11 grant funds awarded under this section will be
12 used primarily for investigations and forensic
13 analysis of evidence in matters involving
14 cybercrimes against individuals.

15 (c) USE OF FUNDS.—Grants awarded under this sec-
16 tion may only be used for programs that provide—

17 (1) training for State or local law enforcement
18 personnel relating to cybercrimes against individuals,
19 including—

20 (A) training such personnel to identify and
21 protect victims of cybercrimes against individ-
22 uals;

23 (B) training such personnel to utilize Fed-
24 eral, State, local, and other resources to assist
25 victims of cybercrimes against individuals;

1 (C) training such personnel to identify and
2 investigate cybercrimes against individuals;

3 (D) training such personnel to enforce and
4 utilize the laws that prohibit cybercrimes
5 against individuals;

6 (E) training such personnel to utilize tech-
7 nology to assist in the investigation of
8 cybercrimes against individuals and enforce-
9 ment of laws that prohibit such crimes; and

10 (F) the payment of overtime incurred as a
11 result of such training;

12 (2) training for State or local prosecutors,
13 judges, and judicial personnel, relating to
14 cybercrimes against individuals, including—

15 (A) training such personnel to identify, in-
16 vestigate, prosecute, or adjudicate cybercrimes
17 against individuals;

18 (B) training such personnel to utilize laws
19 that prohibit cybercrimes against individuals;

20 (C) training such personnel to utilize Fed-
21 eral, State, local, and other resources to assist
22 victims of cybercrimes against individuals; and

23 (D) training such personnel to utilize tech-
24 nology to assist in the prosecution or adjudica-
25 tion of acts of cybercrimes against individuals,

1 including the use of technology to protect vic-
2 tims of such crimes;

3 (3) training for State or local emergency dis-
4 patch personnel relating to cybercrimes against indi-
5 viduals, including—

6 (A) training such personnel to identify and
7 protect victims of cybercrimes against individ-
8 uals;

9 (B) training such personnel to utilize Fed-
10 eral, State, local, and other resources to assist
11 victims of cybercrimes against individuals;

12 (C) training such personnel to utilize tech-
13 nology to assist in the identification of and re-
14 sponse to cybercrimes against individuals; and

15 (D) the payment of overtime incurred as a
16 result of such training;

17 (4) assistance to State or local law enforcement
18 agencies in enforcing laws that prohibit cybercrimes
19 against individuals, including expenses incurred in
20 performing enforcement operations, such as overtime
21 payments;

22 (5) assistance to State or local law enforcement
23 agencies in educating the public in order to prevent,
24 deter, and identify violations of laws that prohibit
25 cybercrimes against individuals;

1 (6) assistance to State or local law enforcement
2 agencies to establish task forces that operate solely
3 to conduct investigations, forensic analyses of evi-
4 dence, and prosecutions in matters involving
5 cybercrimes against individuals;

6 (7) assistance to State or local law enforcement
7 and prosecutors in acquiring computers, computer
8 equipment, and other equipment necessary to con-
9 duct investigations and forensic analysis of evidence
10 in matters involving cybercrimes against individuals,
11 including expenses incurred in the training, mainte-
12 nance, or acquisition of technical updates necessary
13 for the use of such equipment for the duration of a
14 reasonable period of use of such equipment;

15 (8) assistance in the facilitation and promotion
16 of sharing, with State and local law enforcement of-
17 ficers and prosecutors, of the expertise and informa-
18 tion of Federal law enforcement agencies about the
19 investigation, analysis, and prosecution of matters
20 involving laws that prohibit cybercrimes against indi-
21 viduals, including the use of multijurisdictional task
22 forces; or

23 (9) assistance to State and local law enforce-
24 ment and prosecutors in processing interstate extra-
25 dition requests for violations of laws involving

1 cybercrimes against individuals, including expenses
2 incurred in the extradition of an offender from one
3 State to another.

4 (d) REPORT TO THE SECRETARY.—On the date that
5 is 1 year after the date on which a State or unit of local
6 government receives a grant under this section, and annu-
7 ally thereafter, the chief executive of such State or unit
8 of local government shall submit to the Attorney General
9 a report which contains—

10 (1) a summary of the activities carried out dur-
11 ing the previous year with any grant received by
12 such State or unit of local government;

13 (2) an evaluation of the results of such activi-
14 ties; and

15 (3) such other information as the Attorney
16 General may reasonably require.

17 (e) REPORT TO CONGRESS.—Not later than Novem-
18 ber 1 of each even-numbered fiscal year, the Attorney
19 General shall submit to the Committee on the Judiciary
20 of the House of Representatives and the Committee on
21 the Judiciary of the Senate a report that contains a com-
22 pilation of the information contained in the report sub-
23 mitted under subsection (d).

24 (f) AUTHORIZATION OF APPROPRIATIONS.—

1 (1) IN GENERAL.—There are authorized to be
2 appropriated to carry out this section \$20,000,000
3 for each of fiscal years 2021 through 2025.

4 (2) LIMITATION.—Of the amount made avail-
5 able under paragraph (1) in any fiscal year, not
6 more than 5 percent may be used for evaluation,
7 monitoring, technical assistance, salaries, and ad-
8 ministrative expenses.

9 (g) DEFINITIONS.—In this section:

10 (1) The term “cybercrimes against individuals”
11 means the criminal offenses applicable in the rel-
12 evant State or unit of local government that involve
13 the use of a computer to cause personal harm to an
14 individual, such as the use of a computer to harass,
15 threaten, stalk, extort, coerce, cause fear, intimidate,
16 without consent distribute intimate images of, or vio-
17 late the privacy of, an individual, except that—

18 (A) use of a computer need not be an ele-
19 ment of such an offense; and

20 (B) such term does not include the use of
21 a computer to cause harm to a commercial enti-
22 ty, government agency, or any non-natural per-
23 sons.

24 (2) The term “computer” includes a computer
25 network and an interactive electronic device.

1 **SEC. 1502. NATIONAL RESOURCE CENTER GRANT.**

2 (a) IN GENERAL.—Subject to the availability of ap-
3 propriations, the Attorney General shall award a grant
4 under this section to an eligible entity for the purpose of
5 the establishment and maintenance of a National Re-
6 source Center on Cybercrimes Against Individuals to pro-
7 vide resource information, training, and technical assist-
8 ance to improve the capacity of individuals, organizations,
9 governmental entities, and communities to prevent, en-
10 force, and prosecute cybercrimes against individuals.

11 (b) APPLICATION.—To request a grant under this
12 section, an eligible entity shall submit an application to
13 the Attorney General not later than 90 days after the date
14 on which funds to carry out this section are appropriated
15 for fiscal year 2021 in such form as the Attorney General
16 may require. Such application shall include the following:

17 (1) An assurance that, for each fiscal year cov-
18 ered by an application, the applicant shall maintain
19 and report such data, records, and information (pro-
20 grammatic and financial) as the Attorney General
21 may reasonably require.

22 (2) A certification, made in a form acceptable
23 to the Attorney General, that—

24 (A) the programs funded by the grant
25 meet all the requirements of this section;

1 (B) all the information contained in the
2 application is correct; and

3 (C) the applicant will comply with all pro-
4 visions of this section and all other applicable
5 Federal laws.

6 (c) USE OF FUNDS.—The eligible entity awarded a
7 grant under this section shall use such amounts for the
8 establishment and maintenance of a National Resource
9 Center on Cybercrimes Against Individuals, which shall—

10 (1) offer a comprehensive array of technical as-
11 sistance and training resources to Federal, State,
12 and local governmental agencies, community-based
13 organizations, and other professionals and interested
14 parties, related to cybercrimes against individuals,
15 including programs and research related to victims;

16 (2) maintain a resource library which shall col-
17 lect, prepare, analyze, and disseminate information
18 and statistics related to—

19 (A) the incidence of cybercrimes against
20 individuals;

21 (B) the enforcement, and prosecution of
22 laws relating to cybercrimes against individuals;
23 and

1 (C) the provision of supportive services and
2 resources for victims of cybercrimes against in-
3 dividuals; and

4 (3) conduct research related to—

5 (A) the causes of cybercrimes against indi-
6 viduals;

7 (B) the effect of cybercrimes against indi-
8 viduals on victims of such crimes; and

9 (C) model solutions to prevent or deter
10 cybercrimes against individuals or to enforce
11 the laws relating to cybercrimes against individ-
12 uals.

13 (d) DURATION OF GRANT.—

14 (1) IN GENERAL.—The grant awarded under
15 this section shall be awarded for a period of 5 years.

16 (2) RENEWAL.—A grant under this section may
17 be renewed for additional 5-year periods if the At-
18 torney General determines that the funds made
19 available to the recipient were used in a manner de-
20 scribed in subsection (c), and if the recipient resub-
21 mits an application described in subsection (b) in
22 such form, and at such time as the Attorney General
23 may reasonably require.

24 (e) SUBGRANTS.—The eligible entity awarded a grant
25 under this section may make subgrants to other nonprofit

1 private organizations with relevant subject matter exper-
2 tise in order to establish and maintain the National Re-
3 source Center on Cybercrimes Against Individuals in ac-
4 cordance with subsection (c).

5 (f) REPORT TO THE SECRETARY.—On the date that
6 is 1 year after the date on which an eligible entity receives
7 a grant under this section, and annually thereafter for the
8 duration of the grant period, the entity shall submit to
9 the Attorney General a report which contains—

10 (1) a summary of the activities carried out
11 under the grant program during the previous year;

12 (2) an evaluation of the results of such activi-
13 ties; and

14 (3) such other information as the Attorney
15 General may reasonably require.

16 (g) REPORT TO CONGRESS.—Not later than Novem-
17 ber 1 of each even-numbered fiscal year, the Attorney
18 General shall submit to the Committee on the Judiciary
19 of the House of Representatives and the Committee on
20 the Judiciary of the Senate a report that contains a com-
21 pilation of the information contained in the report sub-
22 mitted under subsection (d).

23 (h) AUTHORIZATION OF APPROPRIATIONS.—There
24 are authorized to be appropriated to carry out this section
25 \$4,000,000 for each of fiscal years 2021 through 2025.

1 (i) DEFINITIONS.—In this section:

2 (1) CYBERCRIMES AGAINST INDIVIDUALS.—The
3 term “cybercrimes against individuals” has the
4 meaning given such term in section 1501(g).

5 (2) ELIGIBLE ENTITY.—The term “eligible enti-
6 ty” means a nonprofit private organization that fo-
7 cuses on cybercrimes against individuals and that—

8 (A) provides documentation to the Attor-
9 ney General demonstrating experience working
10 directly on issues of cybercrimes against indi-
11 viduals; and

12 (B) includes on the entity’s advisory board
13 representatives who have a documented history
14 of working directly on issues of cybercrimes
15 against individuals and who are geographically
16 and culturally diverse.

17 **SEC. 1503. NATIONAL STRATEGY, CLASSIFICATION, AND RE-**
18 **PORTING ON CYBERCRIME.**

19 (a) DEFINITIONS.—In this section:

20 (1) COMPUTER.—The term “computer” in-
21 cludes a computer network and any interactive elec-
22 tronic device.

23 (2) CYBERCRIME AGAINST INDIVIDUALS.—The
24 term “cybercrime against individuals” means a Fed-
25 eral, State, Tribal, or local criminal offense that in-

1 volves the use of a computer to cause personal harm
2 to an individual, such as the use of a computer to
3 harass, threaten, stalk, extort, coerce, cause fear, in-
4 timidate, without consent distribute intimate images
5 of, or violate the privacy of, an individual, except
6 that—

7 (A) use of a computer need not be an ele-
8 ment of the offense; and

9 (B) the term does not include the use of a
10 computer to cause harm to a commercial entity,
11 government agency, or non-natural person.

12 (b) NATIONAL STRATEGY.—The Attorney General
13 shall develop a national strategy to—

14 (1) reduce the incidence of cybercrimes against
15 individuals;

16 (2) coordinate investigations of cybercrimes
17 against individuals by Federal law enforcement
18 agencies; and

19 (3) increase the number of Federal prosecutions
20 of cybercrimes against individuals.

21 (c) CLASSIFICATION OF CYBERCRIMES AGAINST IN-
22 DIVIDUALS FOR PURPOSES OF CRIME REPORTS.—In ac-
23 cordance with the authority of the Attorney General under
24 section 534 of title 28, United States Code, the Director
25 of the Federal Bureau of Investigation shall—

1 (1) design and create within the Uniform Crime
2 Reports a category for offenses that constitute
3 cybercrimes against individuals;

4 (2) to the extent feasible, within the category
5 established under paragraph (1), establish subcat-
6 egories for each type of cybercrime against individ-
7 uals that is an offense under Federal or State law;

8 (3) classify the category established under para-
9 graph (1) as a Part I crime in the Uniform Crime
10 Reports; and

11 (4) classify each type of cybercrime against in-
12 dividuals that is an offense under Federal or State
13 law as a Group A offense for the purpose of the Na-
14 tional Incident-Based Reporting System.

15 (d) ANNUAL SUMMARY.—The Attorney General shall
16 publish an annual summary of the information reported
17 in the Uniform Crime Reports and the National Incident-
18 Based Reporting System relating to cybercrimes against
19 individuals.

○