

115TH CONGRESS
1ST SESSION

S. 1312

To prioritize the fight against human trafficking in the United States.

IN THE SENATE OF THE UNITED STATES

JUNE 7, 2017

Mr. GRASSLEY (for himself, Mrs. FEINSTEIN, Mr. CORNYN, Ms. KLOBUCHAR, Mr. CORKER, and Mr. RUBIO) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To prioritize the fight against human trafficking in the
United States.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

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

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

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

Sec. 1. Short title; table of contents.
Sec. 2. Findings; sense of Congress.

TITLE I—FREDERICK DOUGLASS TRAFFICKING PREVENTION ACT
OF 2017

- Sec. 101. Training of school resource officers to recognize and respond to signs of human trafficking.
- Sec. 102. Training for school personnel.

TITLE II—JUSTICE FOR TRAFFICKING VICTIMS

- Sec. 201. Injunctive relief.
- Sec. 202. Improving support for missing and exploited children.
- Sec. 203. Forensic and investigative assistance.

TITLE III—SERVICES FOR TRAFFICKING SURVIVORS

- Sec. 301. Extension of anti-trafficking grant programs.
- Sec. 302. Establishment of Office of Victim Assistance.
- Sec. 303. Implementing a victim-centered approach to human trafficking.
- Sec. 304. Improving victim screening.
- Sec. 305. Improving victim services.

TITLE IV—IMPROVED DATA COLLECTION AND INTERAGENCY COORDINATION

- Sec. 401. Promoting data collection on human trafficking.
- Sec. 402. Crime reporting.
- Sec. 403. Human trafficking assessment.

TITLE V—TRAINING AND TECHNICAL ASSISTANCE

- Sec. 501. Encouraging a victim-centered approach to training of Federal law enforcement personnel.
- Sec. 502. Victim screening training.
- Sec. 503. Judicial training.
- Sec. 504. Training of tribal law enforcement and prosecutorial personnel.

TITLE VI—ACCOUNTABILITY

- Sec. 601. Grant accountability.

1 **SEC. 2. FINDINGS; SENSE OF CONGRESS.**

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

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

7 (2) Reliable data on the prevalence of human
 8 trafficking in the United States is not available, but
 9 cases have been reported in all 50 States, the terri-

1 tories of the United States, and the District of Co-
2 lumbia.

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

6 (4) More accurate and comprehensive data on
7 the prevalence of human trafficking is needed to
8 properly combat this form of modern slavery in the
9 United States.

10 (5) Victims of human trafficking can include
11 men, women, and children who are diverse with re-
12 spect to race, ethnicity, and nationality, among other
13 factors.

14 (6) Since the enactment of the Trafficking Vic-
15 tims Protection Act of 2000 (Public Law 106–386;
16 114 Stat. 1464), human traffickers have launched
17 increasingly sophisticated schemes to increase the
18 scope of their activities and the number of their vic-
19 tims.

20 (b) SENSE OF CONGRESS.—It is the sense of Con-
21 gress that Congress supports additional efforts to raise
22 awareness of and oppose human trafficking.

1 **TITLE I—FREDERICK DOUGLASS**
 2 **TRAFFICKING PREVENTION**
 3 **ACT OF 2017**

4 **SEC. 101. TRAINING OF SCHOOL RESOURCE OFFICERS TO**
 5 **RECOGNIZE AND RESPOND TO SIGNS OF**
 6 **HUMAN TRAFFICKING.**

7 Section 1701(b)(12) of title I of the Omnibus Crime
 8 Control and Safe Streets Act of 1968 (42 U.S.C.
 9 3796dd(b)(12)) is amended by inserting “, including the
 10 training of school resource officers in the prevention of
 11 human trafficking offenses” before the semicolon at the
 12 end.

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

14 Section 41201(f) of the Violence Against Women Act
 15 of 1994 (42 U.S.C. 14043c(f)) is amended by striking
 16 “2014 through 2018” and inserting “2019 through
 17 2022”.

18 **TITLE II—JUSTICE FOR**
 19 **TRAFFICKING VICTIMS**

20 **SEC. 201. INJUNCTIVE RELIEF.**

21 (a) IN GENERAL.—Chapter 77 of title 18, United
 22 States Code, is amended by inserting after section 1595
 23 the following:

1 **“§ 1595A. Civil injunctions**

2 “(a) IN GENERAL.—Whenever it shall appear that
3 any person is engaged or is about to engage in any act
4 that constitutes or will constitute a violation of this chap-
5 ter, chapter 110, or chapter 117, or a conspiracy under
6 section 371 to commit a violation of this chapter, chapter
7 110, or chapter 117, the Attorney General may bring a
8 civil action in a district court of the United States seeking
9 an order to enjoin such act.

10 “(b) ACTION BY COURT.—The court shall proceed as
11 soon as practicable to the hearing and determination of
12 a civil action brought under subsection (a), and may, at
13 any time before final determination, enter such a restrain-
14 ing order or prohibition, or take such other action, as is
15 warranted to prevent a continuing and substantial injury
16 to the United States or to any person or class of persons
17 for whose protection the civil action is brought.

18 “(c) PROCEDURE.—

19 “(1) IN GENERAL.—A proceeding under this
20 section shall be governed by the Federal Rules of
21 Civil Procedure, except that, if an indictment has
22 been returned against the respondent, discovery shall
23 be governed by the Federal Rules of Criminal Proce-
24 dure.

25 “(2) SEALED PROCEEDINGS.—If a civil action
26 is brought under subsection (a) before an indictment

1 is returned against the respondent or while an in-
 2 dictment against the respondent is under seal—

3 “(A) the court shall place the civil action
 4 under seal; and

5 “(B) when the indictment is unsealed, the
 6 court shall unseal the civil action unless good
 7 cause exists to keep the civil action under seal.

8 “(3) THIRD PARTIES AND LIMITED LIABIL-
 9 ITY.—For any third party, other than a defendant,
 10 who is subject to a restraining order or prohibition
 11 under subsection (b), the third party shall not be
 12 held liable to another party, in a separate action, for
 13 any acts constituting the violation that the Attorney
 14 General sought be to enjoined under subsection (a),
 15 or for any acts taken by the third party to comply
 16 with the restraining order or prohibition, if—

17 “(A) there is no specific finding that the
 18 third party was in active concert or participated
 19 with any other person bound by the restraining
 20 order or prohibition; and

21 “(B) the third party voluntarily makes a
 22 good faith effort to comply with the restraining
 23 order or prohibition.

24 “(d) RULE OF CONSTRUCTION.—Nothing in this sec-
 25 tion shall be construed or applied so as to abridge the ex-

1 exercise of rights guaranteed under the First Amendment
 2 to the Constitution of the United States.”.

3 (b) TECHNICAL AND CONFORMING AMENDMENT.—
 4 The table of sections for chapter 77 of title 18, United
 5 States Code, is amended by inserting after the item relat-
 6 ing to section 1595 the following:

“1595A. Civil injunctions.”.

7 **SEC. 202. IMPROVING SUPPORT FOR MISSING AND EX-**
 8 **PLOITED CHILDREN.**

9 (a) FINDINGS.—Section 402 of the Missing Chil-
 10 dren’s Assistance Act (42 U.S.C. 5771) is amended—

11 (1) by amending paragraph (1) to read as fol-
 12 lows:

13 “(1) each year tens of thousands of children
 14 run away, or are abducted or removed, from the con-
 15 trol of a parent having legal custody without the
 16 consent of that parent, under circumstances which
 17 immediately place the child in grave danger;”;

18 (2) by striking paragraphs (4) and (5);

19 (3) in paragraph (6) by inserting “, including
 20 child sex trafficking and sextortion” after “exploit-
 21 ation”;

22 (4) in paragraph (8) by adding “and” at the
 23 end;

24 (5) by striking paragraph (9);

1 (6) by amending paragraph (10) to read as fol-
2 lows:

3 “(10) a key component of such programs is the
4 National Center for Missing and Exploited Children
5 that—

6 “(A) serves as a nonprofit, national re-
7 source center and clearinghouse to provide as-
8 sistance to victims, families, child-serving pro-
9 fessionals, and the general public;

10 “(B) works with the Department of Jus-
11 tice, the Federal Bureau of Investigation, the
12 United States Marshals Service, the Depart-
13 ment of the Treasury, the Department of State,
14 U.S. Immigration and Customs Enforcement,
15 the United States Secret Service, the United
16 States Postal Inspection Service, other agencies,
17 and nongovernmental organizations in the effort
18 to find missing children and to prevent child
19 victimization; and

20 “(C) coordinates with each of the missing
21 children clearinghouses operated by the 50
22 States, the District of Columbia, Puerto Rico,
23 and international organizations to transmit im-
24 ages and information regarding missing and ex-
25 ploited children to law enforcement agencies,

1 nongovernmental organizations, and corporate
 2 partners across the United States and around
 3 the world instantly.”; and

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

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

9 (1) in paragraph (1)—

10 (A) by striking “legal custodian” each
 11 place it appears and inserting “parent”;

12 (B) in subparagraph (A) by striking
 13 “custodian’s” and inserting “parent’s”; and

14 (C) in subparagraph (C) by striking the
 15 period and the end and inserting a semicolon;

16 (2) in paragraph (2) by striking “and” at the
 17 end;

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

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

21 “(4) the term ‘parent’ includes a legal guardian
 22 or other individual standing in loco parentis (such as
 23 a grandparent or stepparent with whom the child
 24 lives, or an individual who is legally responsible for
 25 the child’s welfare).”.

1 (c) DUTIES AND FUNCTIONS OF THE ADMINIS-
 2 TRATOR.—Section 404 of the Missing Children’s Assist-
 3 ance Act (42 U.S.C. 5773) is amended—

4 (1) in subsection (a)—

5 (A) in paragraph (3) by striking “tele-
 6 phone line” and inserting “hotline”; and

7 (B) in paragraph (6)(E)—

8 (i) by striking “telephone line” and
 9 inserting “hotline”;

10 (ii) by striking “(b)(1)(A) and” and
 11 inserting “(b)(1)(A),”; and

12 (iii) by inserting “, and the number
 13 and types of reports to the tipline estab-
 14 lished under subsection (b)(1)(K)(i)” be-
 15 fore the semicolon at the end;

16 (2) in subsection (b)(1)—

17 (A) in subparagraph (A)—

18 (i) by striking “telephone line” each
 19 place it appears and inserting “hotline”;
 20 and

21 (ii) by striking “legal custodian” and
 22 inserting “parent”;

23 (B) in subparagraph (C)—

24 (i) in clause (i)—

1 (I) by striking “restaurant” and
2 inserting “food”; and

3 (II) by striking “and” at the end;
4 (ii) in clause (ii) by adding “and” at
5 the end; and

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

8 “(iii) innovative and model programs,
9 services, and legislation that benefit miss-
10 ing and exploited children;”;

11 (C) by striking subparagraphs (E), (F),
12 and (G);

13 (D) by amending subparagraph (H) to
14 read as follows:

15 “(H) provide technical assistance and
16 training to families, law enforcement agencies,
17 State and local governments, elements of the
18 criminal justice system, nongovernmental agen-
19 cies, local educational agencies, and the general
20 public—

21 “(i) in the prevention, investigation,
22 prosecution, and treatment of cases involv-
23 ing missing and exploited children;

24 “(ii) to respond to foster children
25 missing from the State child welfare sys-

tem in coordination with child welfare agencies and courts handling juvenile justice and dependency matters; and

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

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

“(I) provide assistance to families, law enforcement agencies, State and local governments, nongovernmental agencies, child-serving professionals, and other individuals involved in the location and recovery of missing and abducted children nationally and, in cooperation with the Department of State, internationally;

“(J) provide support and technical assistance to child-serving professionals involved in helping to recover missing and exploited children by searching public records databases to help in the identification, location, and recovery of such children, and help in the location and identification of potential abductors and offenders;

“(K) provide forensic and direct on-site technical assistance and consultation to fami-

1 lies, law enforcement agencies, child-serving
2 professionals, and nongovernmental organiza-
3 tions in child abduction and exploitation cases,
4 including facial reconstruction of skeletal re-
5 mains and similar techniques to assist in the
6 identification of unidentified deceased chil-
7 dren;”;

8 (F) by striking subparagraphs (L) and
9 (M);

10 (G) by amending subparagraph (N) to
11 read as follows:

12 “(N) provide training, technical assistance,
13 and information to nongovernmental organiza-
14 tions relating to non-compliant sex offenders
15 and to law enforcement agencies in identifying
16 and locating such individuals;”;

17 (H) by striking subparagraph (P);

18 (I) by amending subparagraph (Q) to read
19 as follows:

20 “(Q) work with families, law enforcement
21 agencies, electronic service providers, electronic
22 payment service providers, technology compa-
23 nies, nongovernmental organizations, and others
24 on methods to reduce the existence and dis-

1 tribution of online images and videos of sexually
2 exploited children—

3 “(i) by operating a tipline to—

4 “(I) provide to individuals and
5 electronic service providers an effec-
6 tive means of reporting Internet-re-
7 lated and other instances of child sex-
8 ual exploitation in the areas of—

9 “(aa) possession, manufac-
10 ture, and distribution of child
11 pornography;

12 “(bb) online enticement of
13 children for sexual acts;

14 “(cc) child sex trafficking;

15 “(dd) sex tourism involving
16 children;

17 “(ee) extra familial child
18 sexual molestation;

19 “(ff) unsolicited obscene ma-
20 terial sent to a child;

21 “(gg) misleading domain
22 names; and

23 “(hh) misleading words or
24 digital images on the Internet;
25 and

1 “(II) make reports received
2 through the tipline available to the ap-
3 propriate law enforcement agency for
4 its review and potential investigation;

5 “(ii) by operating a child victim iden-
6 tification program to assist law enforce-
7 ment agencies in identifying victims of
8 child pornography and other sexual crimes
9 to support the recovery of children from
10 sexually exploitative situations; and

11 “(iii) by utilizing emerging tech-
12 nologies to provide additional outreach and
13 educational materials to parents and fami-
14 lies;”;

15 (J) by striking subparagraph (R);

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

18 “(S) develop and disseminate programs
19 and information to families, child-serving pro-
20 fessionals, law enforcement agencies, State and
21 local governments, nongovernmental organiza-
22 tions, schools, local educational agencies, child-
23 serving organizations, and the general public
24 on—

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

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

5 “(iii) sexting and sextortion; and

6 “(T) provide technical assistance and
7 training to local educational agencies, schools,
8 State and local law enforcement agencies, indi-
9 viduals, and other nongovernmental organiza-
10 tions that assist with finding missing and ab-
11 ducted children in identifying and recovering
12 such children;”; and

13 (L) by redesignating subparagraphs (H),
14 (I), (J), (K), (N), (O), (Q), (S), (T), (U), and
15 (V), as amended by this subsection, as subpara-
16 graphs (E) through (O), respectively.

17 (d) GRANTS.—Section 405 of the Missing Children’s
18 Assistance Act (42 U.S.C. 5775) is amended—

19 (1) in subsection (a)—

20 (A) in paragraph (7) by striking “(as de-
21 fined in section 403(1)(A))”; and

22 (B) in paragraph (8)—

23 (i) by striking “legal custodians” and
24 inserting “parents”; and

1 (ii) by striking “custodians’ ” and in-
 2 serting “parents’ ”; and

3 (2) in subsection (b)(1)(A) by striking “legal
 4 custodians” and inserting “parents”.

5 (e) REPORTING.—The Missing Children’s Assistance
 6 Act (42 U.S.C. 5771 et seq.) is amended—

7 (1) by redesignating sections 407 and 408 as
 8 section 408 and 409, respectively; and

9 (2) by inserting after section 406 the following:

10 **“SEC. 407. REPORTING.**

11 “(a) REQUIRED REPORTING.—As a condition of re-
 12 ceiving funds under section 404(b), the grant recipient
 13 shall, based solely on reports received by the grantee and
 14 not involving any data collection by the grantee other than
 15 those reports, annually provide to the Administrator and
 16 make available to the general public, as appropriate—

17 “(1) the number of children nationwide who are
 18 reported to the grantee as missing;

19 “(2) the number of children nationwide who are
 20 reported to the grantee as victims of non-family ab-
 21 ductions;

22 “(3) the number of children nationwide who are
 23 reported to the grantee as victims of family abduc-
 24 tions; and

1 “(4) the number of missing children recovered
2 nationwide whose recovery was reported to the
3 grantee.

4 “(b) INCIDENCE OF ATTEMPTED CHILD ABDUC-
5 TIONS.—As a condition of receiving funds under section
6 404(b), the grant recipient shall—

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

9 “(2) provide such information to law enforce-
10 ment agencies; and

11 “(3) make such information available to the
12 general public, as appropriate.”.

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

14 Section 3056(f) of title 18, United States Code, is
15 amended—

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

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

TITLE III—SERVICES FOR TRAFFICKING SURVIVORS

SEC. 301. EXTENSION OF ANTI-TRAFFICKING GRANT PRO- GRAMS.

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

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

(2) in section 113 (22 U.S.C. 7110)—

(A) in subsection (d)—

(i) in the paragraph (1), by striking “\$11,000,000 for each of fiscal years 2014 through 2017” and inserting “\$45,000,000 for each of fiscal years 2018 through 2021”; and

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

(B) in subsection (e)—

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

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

4 (C) in subsection (f), by striking “2014
5 through 2017” and inserting “2018 through
6 2021”.

7 (b) ANNUAL TRAFFICKING CONFERENCE.—Section
8 201(c)(2) of the Trafficking Victims Protection Reauthor-
9 ization Act of 2005 (42 U.S.C. 14044(c)(2)) is amended
10 by striking “2017” and inserting “2021”.

11 (c) GRANTS TO STATE AND LOCAL LAW ENFORCE-
12 MENT FOR ANTI-TRAFFICKING PROGRAMS.—Section
13 204(e) of the Trafficking Victims Protection Reauthoriza-
14 tion Act of 2005 (42 U.S.C. 14044c(e)) is amended by
15 striking “2017” and inserting “2021”.

16 (d) CHILD ADVOCATES FOR UNACCOMPANIED MI-
17 NORS.—Section 235(c)(6)(F)(ii) of the William Wilber-
18 force Trafficking Victims Protection Reauthorization Act
19 of 2008 (8 U.S.C. 1232(c)(6)(F)(ii)) is amended by strik-
20 ing “the fiscal years 2016 and 2017” and inserting “fiscal
21 years 2018 through 2021”.

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

24 (1) REINSTATEMENT OF EXPIRED PROVI-
25 SION.—

1 (A) IN GENERAL.—Section 202 of the
2 Trafficking Victims Protection Reauthorization
3 Act of 2005 (42 U.S.C. 14044a) is amended to
4 read as such section read on March 6, 2017.

5 (B) CONFORMING AMENDMENT.—Section
6 1241(b) of the Violence Against Women Reau-
7 thorization Act of 2013 (42 U.S.C. 14044a
8 note) is repealed.

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

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

17 **SEC. 302. ESTABLISHMENT OF OFFICE OF VICTIM ASSIST-**
18 **ANCE.**

19 (a) TECHNICAL AMENDMENTS.—Subtitle D of title
20 IV of the Homeland Security Act of 2002 (6 U.S.C. 251
21 et seq.) is amended—

22 (1) in section 442—

23 (A) by striking “bureau” each place such
24 term appears, except in subsection (a)(1), and
25 inserting “agency”;

(B) by striking “the Bureau of Border Security” each place such term appears and inserting “U.S. Immigration and Customs Enforcement”;

(C) in the section heading, by striking “**BUREAU OF BORDER SECURITY**” and inserting “**U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT**”;

(D) in subsection (a)—

(i) in the heading, by striking “OF BUREAU”; and

(ii) in paragraph (1), by striking “a bureau to be known as the ‘Bureau of Border Security’.” and inserting “an agency to be known as ‘U.S. Immigration and Customs Enforcement’.”;

(iii) in paragraph (3)(C), by striking “the Bureau of” before “Citizenship and Immigration Services” and inserting “U.S.”; and

(iv) in paragraph (4), by striking “the Bureau.” and inserting “the agency.”; and

(E) in subsection (b)(2)—

(i) in the matter preceding subparagraph (A), by striking “Bureau of Border

1 Security” and inserting “U.S. Immigration
2 and Customs Enforcement”; and

3 (ii) in subparagraph (B), by striking
4 “the Bureau of” before “Citizenship and
5 Immigration Services” and inserting
6 “U.S.”; and

7 (2) in section 443(2), by striking “such bu-
8 reau” and inserting “such agency”.

9 (b) FORMALIZATION OF OFFICE OF VICTIM ASSIST-
10 ANCE.—Section 442 of the Homeland Security Act of
11 2002 (6 U.S.C. 252) is amended by adding at the end
12 the following:

13 “(d) OFFICE OF VICTIM ASSISTANCE.—

14 “(1) IN GENERAL.—There is established in
15 Homeland Security Investigations of U.S. Immigra-
16 tion and Customs Enforcement the Office of Victim
17 Assistance.

18 “(2) PURPOSE.—The purpose of the Office of
19 Victim Assistance shall be—

20 “(A) to provide national oversight to en-
21 sure that all employees of the U.S. Immigration
22 and Customs Enforcement comply with all ap-
23 plicable Federal laws and policies concerning
24 victims’ rights, access to information, advise-
25 ment of legal rights, just and fair treatment of

1 victims, and respect for victims' privacy and
2 dignity;

3 “(B) to oversee and support specially
4 trained victim assistance personnel through
5 guidance, training, travel, technical assistance,
6 and equipment to support Homeland Security
7 Investigations in domestic and international in-
8 vestigations with a potential or identified victim
9 or witness.

10 “(3) FUNCTIONS.—The Office of Victim Assist-
11 ance shall—

12 “(A) fund and provide guidance, training,
13 travel, technical assistance, equipment, emer-
14 gency funding for urgent victim needs as identi-
15 fied, and coordination of victim assistance per-
16 sonnel throughout Homeland Security Inves-
17 tigation to provide potential and identified vic-
18 tims and witnesses with access to the rights and
19 services to which they are entitled by law;

20 “(B) provide training throughout the U.S.
21 Immigration and Customs Enforcement on vic-
22 tim-related policies, issues, roles of victim as-
23 sistance personnel, and the victim-centered ap-
24 proach in investigations;

1 “(C) provide victim assistance specialists
2 to assess victims’ needs, provide referrals for
3 comprehensive assistance, and work with special
4 agents to integrate victim assistance consider-
5 ations throughout the investigation and judicial
6 processes, as needed, by locating such special-
7 ists—

8 “(i) where there is a human traf-
9 ficking task force in which Homeland Se-
10 curity Investigations participates;

11 “(ii) where there is a task force tar-
12 geting child sexual exploitation in which
13 Homeland Security Investigations partici-
14 pates; and

15 “(iii) in each Homeland Security In-
16 vestigations Special Agent in Charge Office
17 to address victims of other Federal crimes,
18 such as telemarketing fraud, which Home-
19 land Security Investigations investigates;

20 “(D) provide forensic interview specialists
21 in each Homeland Security Investigations Spe-
22 cial Agent in Charge Office to conduct victim-
23 centered and legally sufficient fact finding fo-
24 rensic interviews, both domestically and inter-
25 nationally;

1 “(E) provide case consultation, operational
2 planning, coordination of services, and technical
3 assistance and training to special agents re-
4 garding all issues related to victims and wit-
5 nesses of all ages;

6 “(F) establish victim-related policies for
7 Homeland Security Investigations, including
8 policies related to human trafficking, child sex-
9 ual exploitation, and other Federal crimes in-
10 vestigated by Homeland Security Investigations;
11 and

12 “(G) collaborate with other Federal, State,
13 local, and tribal governmental, nongovern-
14 mental, and nonprofit entities regarding policy,
15 outreach, and training activities.

16 “(4) DATA COLLECTION.—The Office of Victim
17 Assistance shall collect and maintain data in a man-
18 ner that protects the confidentiality of the data and
19 omits personally identifying information and subject
20 to other Federal laws regarding victim confiden-
21 tiality, including—

22 “(A) the sex and race of the victim;

23 “(B) each alleged crime that the victim
24 was subjected to, and in the case of human
25 trafficking, each purpose for which the victim

1 was trafficked, such as commercial sex or
2 forced labor; and

3 “(C) whether the victim was an adult or a
4 minor child.

5 “(5) AVAILABILITY OF DATA TO CONGRESS.—

6 The Office of Victim Assistance shall make the data
7 collected and maintained under paragraph (4) avail-
8 able to the committees of Congress set forth in sec-
9 tion 105(d)(7) of the Trafficking Victims Protection
10 Act of 2000 (22 U.S.C. 7103(d)(7)).”.

11 (c) REPORTING REQUIREMENT.—Section 105(d)(7)
12 of the Trafficking Victims Protection Act of 2000 (22
13 U.S.C. 7103(d)(7)) is amended—

14 (1) in subparagraph (Q)(vii), by striking “and”
15 at the end;

16 (2) in subparagraph (R), by striking the period
17 at the end and inserting “; and”; and

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

19 “(S) the data collected by Homeland Secu-
20 rity Investigations of U.S. Immigration and
21 Customs Enforcement under section 442(d)(4)
22 of the Homeland Security Act of 2002.”.

23 (d) FUNDING.—The Director of the Office for Vic-
24 tims of Crime of the Department of Justice may transfer
25 amounts described in subparagraph (C) of section

1 1402(d)(3) of the Victims of Crime Act of 1984 (42
 2 U.S.C. 10601(d)(3)), as added by section 305 of this Act,
 3 to the Office of Victim Assistance of the Department of
 4 Homeland Security for the costs for providing direct vic-
 5 tim assistance services, including victim assistance special-
 6 ists and forensic interview specialists, by the Office of Vic-
 7 tim Assistance.

8 **SEC. 303. IMPLEMENTING A VICTIM-CENTERED APPROACH**
 9 **TO HUMAN TRAFFICKING.**

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

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

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

15 “(D) PRIORITY.—In selecting recipients of
 16 grants under this paragraph that are only avail-
 17 able for law enforcement operations or task
 18 forces, the Attorney General may give priority
 19 to any applicant that files an attestation with
 20 the Attorney General stating that—

21 “(i) the grant funds awarded under
 22 this paragraph—

23 “(I) will be used to assist in the
 24 prevention of severe forms of traf-
 25 ficking in persons;

1 “(II) will be used to strengthen
2 efforts to investigate and prosecute
3 those who knowingly benefit finan-
4 cially from participation in a venture
5 that has engaged in any act of human
6 trafficking;

7 “(III) will be used to take affirm-
8 ative measures to avoid arresting,
9 charging, or prosecuting victims of
10 human trafficking for any offense that
11 is the direct result of their victimiza-
12 tion; and

13 “(IV) will not be used to require
14 a victim of human trafficking to col-
15 laborate with law enforcement officers
16 as a condition of access to any shelter
17 or restorative services; and

18 “(ii) the applicant will provide dedi-
19 cated resources for anti-human trafficking
20 law enforcement officers for a period that
21 is longer than the duration of the grant re-
22 ceived under this paragraph.”.

1 **SEC. 304. IMPROVING VICTIM SCREENING.**

2 (a) IN GENERAL.—The Trafficking Victims Protec-
 3 tion Act of 2000 (22 U.S.C. 7101 et seq.) is amended by
 4 inserting after section 107A the following:

5 **“SEC. 107B. IMPROVING DOMESTIC VICTIM SCREENING**
 6 **PROCEDURES.**

7 “(a) VICTIM SCREENING TOOLS.—Not later than Oc-
 8 tober 1, 2018, the Attorney General shall compile and dis-
 9 seminate, to all grantees who are awarded grants to pro-
 10 vide victims’ services under subsection (b) or (f) of section
 11 107, information about reliable and effective tools for the
 12 identification of victims of human trafficking.

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

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

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

1 (c) AMENDMENT TO TITLE 18.—Section 1593A of
 2 title 18, United States Code, is amended by striking “sec-
 3 tion 1581(a), 1592, or 1595(a)” and inserting “this chap-
 4 ter”.

5 **SEC. 305. IMPROVING VICTIM SERVICES.**

6 Section 1402(d)(3) of the Victims of Crime Act of
 7 1984 (42 U.S.C. 10601(d)(3)) is amended by adding at
 8 the end the following:

9 “(C)(i) The Director may use not more than 1
 10 percent of the amount to be distributed from the
 11 Fund under this paragraph in a particular fiscal
 12 year to provide and improve direct assistance serv-
 13 ices for crime victims, including victim assistance co-
 14 ordinators and specialists, in the Federal criminal
 15 justice system (as described in section 3771 of title
 16 18, United States Code, and section 503 of the Vic-
 17 tims’ Rights and Restitution Act of 1990 (42 U.S.C.
 18 10607)) by a department or agency of the Federal
 19 Government other than the Department of Justice.

20 “(ii) Beginning in the first fiscal year beginning
 21 after the date of enactment of this subparagraph
 22 and every fiscal year thereafter, the Director shall
 23 solicit requests for funding under clause (i).”.

1 **TITLE IV—IMPROVED DATA COL-**
2 **LECTION AND INTERAGENCY**
3 **COORDINATION**

4 **SEC. 401. PROMOTING DATA COLLECTION ON HUMAN**
5 **TRAFFICKING.**

6 (a) PREVALENCE OF HUMAN TRAFFICKING.—Not
7 later than 1 year after the date of enactment of this Act,
8 the Attorney General shall submit to Congress a report
9 on the efforts of the National Institute of Justice to de-
10 velop a methodology to assess the prevalence of human
11 trafficking in the United States, including a timeline for
12 completion of the methodology.

13 (b) INNOCENCE LOST NATIONAL INITIATIVE.—Not
14 later than 180 days after the date of enactment of this
15 Act, the Director of the Federal Bureau of Investigation
16 shall submit to the Committee on the Judiciary and the
17 Committee on Appropriations of the Senate and the Com-
18 mittee on the Judiciary and the Committee on Appropria-
19 tions of the House of Representatives a report on the sta-
20 tus of the Innocence Lost National Initiative, which shall
21 include, for each of the last 5 fiscal years, information
22 on—

23 (1) the number of human traffickers who were
24 arrested, disaggregated by—

1 (A) the number of individuals arrested for
2 patronizing or soliciting an adult;

3 (B) the number of individuals arrested for
4 recruitment, harboring, maintaining, or obtain-
5 ing an adult;

6 (C) the number of individuals arrested for
7 patronizing or soliciting a minor; and

8 (D) the number of individuals arrested for
9 recruitment, harboring, maintaining, or obtain-
10 ing a minor;

11 (2) the number of adults who were arrested on
12 charges of prostitution, disaggregated by race, gen-
13 der, and age;

14 (3) the number of minor victims who were iden-
15 tified;

16 (4) the number of minor victims who were ar-
17 rested and formally petitioned by a juvenile court or
18 criminally charged; and

19 (5) the placement of and social services pro-
20 vided to each such minor victim as part of each
21 State operation.

22 (c) AVAILABILITY OF REPORTS.—The reports re-
23 quired under subsections (a) and (b) shall be posted on
24 the website of the Department of Justice.

1 **SEC. 402. CRIME REPORTING.**

2 Section 7332(c) of the Uniform Federal Crime Re-
3 porting Act of 1988 (28 U.S.C. 534 note) is amended—

4 (1) in paragraph (3), by striking “in the form
5 of annual Uniform Crime Reports for the United
6 States” and inserting “not less frequently than an-
7 nually”; and

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

9 “(4) INTERAGENCY COORDINATION.—

10 “(A) IN GENERAL.—Not later than 90
11 days after the date of enactment of this para-
12 graph, the Director of the Federal Bureau of
13 Investigation shall coordinate with the head of
14 each department or agency within the Federal
15 Government that is subject to the mandatory
16 reporting requirements under paragraph (2) for
17 the purpose of ensuring successful implementa-
18 tion of paragraph (2).

19 “(B) FOR REPORT.—Not later than 6
20 months after the date of enactment of this
21 paragraph, the head of each department or
22 agency within the Federal Government that is
23 subject to the mandatory reporting require-
24 ments under paragraph (2) shall provide the
25 Director of the Federal Bureau of Investigation
26 such information as the Director determines is

1 necessary to complete the first report required
2 under paragraph (5).

3 “(5) ANNUAL REPORT BY FEDERAL BUREAU OF
4 INVESTIGATION.—Not later than 1 year after the
5 date of enactment of this paragraph, and annually
6 thereafter, the Director of the Federal Bureau of In-
7 vestigation shall prepare and submit to the Com-
8 mittee on the Judiciary of the Senate and the Com-
9 mittee on the Judiciary of the House of Representa-
10 tives a report detailing the efforts of the depart-
11 ments and agencies within the Federal Government
12 to come into compliance with paragraph (2). The re-
13 port shall contain a list of all departments and agen-
14 cies within the Federal Government subject to para-
15 graph (2) and whether each department or agency is
16 in compliance with paragraph (2).”.

17 **SEC. 403. HUMAN TRAFFICKING ASSESSMENT.**

18 Not later than 1 year after the date of enactment
19 of this Act, and annually thereafter, the Executive Asso-
20 ciate Director of Homeland Security Investigations shall
21 submit to the Committee on Homeland Security and Gov-
22 ernmental Affairs and the Committee on the Judiciary of
23 the Senate, and the Committee on Homeland Security and
24 the Committee on the Judiciary of the House of Rep-
25 resentatives a report on human trafficking investigations

1 undertaken by Homeland Security Investigations that in-
2 cludes—

3 (1) the number of confirmed human trafficking
4 investigations by category, including labor traf-
5 ficking, sex trafficking, and transnational and do-
6 mestic human trafficking;

7 (2) the number of victims by category, includ-
8 ing—

9 (A) whether the victim is a victim of sex
10 trafficking or a victim of labor trafficking; and

11 (B) whether the victim is a minor or an
12 adult; and

13 (3) an analysis of the data described in para-
14 graphs (1) and (2) and other data available to
15 Homeland Security Investigations that indicates any
16 general human trafficking or investigatory trends.

17 **TITLE V—TRAINING AND**
18 **TECHNICAL ASSISTANCE**

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

22 (a) TRAINING CURRICULUM IMPROVEMENTS.—The
23 Attorney General, Secretary of Homeland Security, and
24 Secretary of Labor shall periodically, but not less fre-
25 quently than once every 2 years, implement improvements

1 to the training programs on human trafficking for employ-
2 ees of the Department of Justice, Department of Home-
3 land Security, and Department of Labor, respectively,
4 after consultation with survivors of human trafficking and
5 Federal law enforcement agencies responsible for the pre-
6 vention, deterrence, and prosecution of offenses involving
7 human trafficking (such as individuals serving as, or who
8 have served as, investigators in a Federal agency and who
9 have expertise in identifying human trafficking victims
10 and investigating human trafficking cases).

11 (b) ADVANCED TRAINING CURRICULUM.—

12 (1) IN GENERAL.—Not later than 1 year after
13 the date of enactment of this Act, the Attorney Gen-
14 eral and the Secretary of Homeland Security shall
15 develop an advanced training curriculum, to supple-
16 ment the basic curriculum for investigative personnel
17 of the Department of Justice and the Department of
18 Homeland Security, respectively, that—

19 (A) emphasizes a multidisciplinary, collabo-
20 rative effort by law enforcement officers and
21 victim service providers to offer comprehensive
22 services and resources for victims and a broad
23 range of investigation and prosecution options
24 in response to perpetrators;

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

(C) explains that—

(i) victims of commercial sexual exploitation, forced labor, or other offenses related to human trafficking are victims of a crime; and

(ii) a comprehensive approach to eliminating human trafficking should include demand reduction as a component.

(2) USE OF CURRICULUM.—The Attorney General and the Secretary of Homeland Security shall provide training using the curriculum developed under paragraph (1) to—

(A) all law enforcement officers employed by the Department of Justice and the Department of Homeland Security, respectively, who

1 may be involved in the investigation of human
2 trafficking offenses; and

3 (B) members of task forces that partici-
4 pate in the investigation of human trafficking
5 offenses.

6 (c) TRAINING COMPONENTS.—Section 107(c)(4)(B)
7 of the Trafficking Victims Protection Act of 2000 (22
8 U.S.C. 7105(c)(4)(B)) is amended—

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

10 (2) in clause (iii), by striking the period at the
11 end and inserting “; and”; and

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

13 “(iv) a discussion clarifying that an
14 individual who knowingly solicits or pa-
15 tronizes a commercial sex act from a per-
16 son who was a minor (consistent with sec-
17 tion 1591(c) of title 18, United States
18 Code) or was subject to force, fraud, or co-
19 ercion is guilty of an offense under chapter
20 77 of title 18, United States Code, and is
21 a party to a human trafficking offense.”.

22 **SEC. 502. VICTIM SCREENING TRAINING.**

23 Section 114 of the Justice for Victims of Trafficking
24 Act of 2015 (42 U.S.C. 14044g) is amended—

25 (1) in subsection (c)(1)(A)—

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

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

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

6 “(iii) individually screening all adults
7 and children who are suspected of engag-
8 ing in commercial sex acts or who are sub-
9 ject to labor exploitation that may be in
10 violation of child labor laws to determine
11 whether each individual screened is a vic-
12 tim of human trafficking; and

13 “(iv) how—

14 “(I) victims of sex or labor traf-
15 ficking often engage in criminal acts
16 as a direct result of severe trafficking
17 in persons; and

18 “(II) such individuals are victims
19 of a crime and affirmative measures
20 should be taken to avoid arresting,
21 charging, or prosecuting such individ-
22 uals for any offense that is the direct
23 result of their victimization.”; and

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

1 “(f) DEPARTMENT OF JUSTICE VICTIM SCREENING
2 PROTOCOL.—

3 “(1) IN GENERAL.—Not later than 180 days
4 after the date of enactment of this subsection, the
5 Attorney General shall issue a screening protocol for
6 use during all anti-trafficking law enforcement oper-
7 ations in which the Department of Justice is in-
8 volved.

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

11 “(A) require the individual screening of all
12 adults and children who are suspected of engag-
13 ing in commercial sex acts or who are subject
14 to labor exploitation that may be in violation of
15 child labor laws to determine whether each indi-
16 vidual screened is a victim of human traf-
17 ficking;

18 “(B) require affirmative measures to avoid
19 arresting, charging, or prosecuting human traf-
20 ficking victims for any offense that is the direct
21 result of their victimization;

22 “(C) require all Federal law enforcement
23 officers and relevant department personnel who
24 participate in human trafficking investigations

1 to receive training on enforcement of the pro-
2 tocol;

3 “(D) be developed in consultation with
4 State and local law enforcement agencies, the
5 Department of Health and Human Services,
6 survivors of human trafficking, and nongovern-
7 mental organizations that specialize in the iden-
8 tification, prevention, and restoration of victims
9 of human trafficking; and

10 “(E) include—

11 “(i) procedures and practices to en-
12 sure that the screening process minimizes
13 trauma or revictimization of the person
14 being screened; and

15 “(ii) guidelines on assisting victims of
16 human trafficking in identifying and re-
17 ceiving victim services.”.

18 **SEC. 503. JUDICIAL TRAINING.**

19 Section 223(b)(2) of the Victims of Child Abuse Act
20 of 1990 (42 U.S.C. 13023(b)(2)) is amended—

21 (1) in subparagraph (B) by striking “and” at
22 the end;

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

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

1 “(D) procedures for identifying, and improving
 2 the judicial response to, children who are vulnerable
 3 to child sex trafficking, including development of a
 4 victim-centered approach to addressing commercial
 5 sexual exploitation of children.”.

6 **SEC. 504. TRAINING OF TRIBAL LAW ENFORCEMENT AND**
 7 **PROSECUTORIAL PERSONNEL.**

8 The Attorney General, in consultation with the Direc-
 9 tor of the Office of Tribal Justice, shall carry out a pro-
 10 gram under which tribal law enforcement officials may re-
 11 ceive technical assistance and training to pursue a victim-
 12 centered approach to investigating and prosecuting severe
 13 forms of trafficking in persons (as defined in section 103
 14 of the Trafficking Victims Protection Act of 2000 (22
 15 U.S.C. 7102)).

16 **TITLE VI—ACCOUNTABILITY**

17 **SEC. 601. GRANT ACCOUNTABILITY.**

18 Section 1236 of the Violence Against Women Reau-
 19 thorization Act of 2013 (22 U.S.C. 7113) is amended—

20 (1) in the matter preceding paragraph (1), by
 21 striking “All grants” and inserting the following:

22 “(a) IN GENERAL.—For fiscal year 2013, and each
 23 fiscal year thereafter, all grants”; and

24 (2) by adding at the end the following

1 “(b) APPLICATION TO ADDITIONAL GRANTS.—For
2 purposes of subsection (a), for fiscal year 2018, and each
3 fiscal year thereafter, the term ‘grant awarded by the At-
4 torney General under this title or an Act amended by this
5 title’ includes a grant under any of the following:

6 “(1) Section 223 of the Victims of Child Abuse
7 Act of 1990 (42 U.S.C. 13023).

8 “(2) The program under section 504 of the
9 Trafficking Victims Protection Act of 2017.”.

○