

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To provide justice for the victims of trafficking.

**IN THE SENATE OF THE UNITED STATES—113th Cong., 2d Sess.**

**S. 2646**

To reauthorize the Runaway and Homeless Youth Act, and  
for other purposes.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. CORNYN

Viz:

1 At the end, add the following:

2 **TITLE II—JUSTICE FOR VICTIMS**  
3 **OF TRAFFICKING ACT**

4 **SECTION 201. SHORT TITLE.**

5 This title may be cited as the “Justice for Victims  
6 of Trafficking Act of 2014”.

7 **SEC. 202. DOMESTIC TRAFFICKING VICTIMS’ FUND.**

8 (a) IN GENERAL.—Chapter 201 of title 18, United  
9 States Code, is amended by adding at the end the fol-  
10 lowing:

11 **“§ 3014. Additional special assessment**

12 “(a) In addition to the assessment imposed under  
13 section 3013, the court shall assess an amount of \$5,000

1 on any non-indigent person or entity convicted of an of-  
2 fense under—

3 “(1) chapter 77 (relating to peonage, slavery,  
4 and trafficking in persons);

5 “(2) chapter 109A (relating to sexual abuse);

6 “(3) chapter 110 (relating to sexual exploitation  
7 and other abuse of children);

8 “(4) chapter 117 (relating to transportation for  
9 illegal sexual activity and related crimes); or

10 “(5) section 274 of the Immigration and Na-  
11 tionality Act (8 U.S.C. 1324) (relating to human  
12 smuggling), unless the person induced, assisted,  
13 abetted, or aided only an individual who at the time  
14 of such action was the alien’s spouse, parent, son, or  
15 daughter (and no other individual) to enter the  
16 United States in violation of law.

17 “(b) An assessment under subsection (a) shall not be  
18 payable until the person subject to the assessment has sat-  
19 isfied all outstanding court-ordered fines and orders of  
20 restitution arising from the criminal convictions on which  
21 the special assessment is based.

22 “(c) There is established in the Treasury of the  
23 United States a fund, to be known as the ‘Domestic Traf-  
24 ficking Victims’ Fund’ (referred to in this section as the  
25 ‘Fund’), to be administered by the Attorney General, in

1 consultation with the Secretary of Homeland Security and  
2 the Secretary of Health and Human Services.

3 “(d) Notwithstanding section 3302 of title 31, United  
4 States Code, or any other law regarding the crediting of  
5 money received for the Government, there shall be depos-  
6 ited in the Fund an amount equal to the amount of the  
7 assessments collected under this section, which shall re-  
8 main available until expended.

9 “(e)(1) From amounts in the Fund, in addition to  
10 any other amounts available, and without further appro-  
11 priation, the Attorney General, in coordination with the  
12 Secretary of Health and Human Services shall, for each  
13 of fiscal years 2015 through 2019, use amounts available  
14 in the Fund to award grants or enhance victims’ program-  
15 ming under—

16 “(A) sections 202, 203, and 204 of the Traf-  
17 ficking Victims Protection Reauthorization Act of  
18 2005 (42 U.S.C. 14044a, 14044b, and 14044c);

19 “(B) subsections (b)(2) and (f) of section 107  
20 of the Trafficking Victims Protection Act of 2000  
21 (22 U.S.C. 7105); and

22 “(C) section 214(b) of the Victims of Child  
23 Abuse Act of 1990 (42 U.S.C. 13002(b)).

24 “(2) Of the amounts in the Fund used under para-  
25 graph (1), not less than \$2,000,000 shall be used for

1 grants to provide services for child pornography victims  
2 under section 214(b) of the Victims of Child Abuse Act  
3 of 1990 (42 U.S.C. 13002(b)).

4 “(f)(1) Effective on the day after the date of enact-  
5 ment of the Justice for Victims of Trafficking Act of 2014,  
6 on September 30 of each fiscal year, all unobligated bal-  
7 ances in the Fund shall be transferred to the Crime Vic-  
8 tims Fund established under section 1402 of the Victims  
9 of Crime Act of 1984 (42 U.S.C. 10601).

10 “(2) Amounts transferred under paragraph (1)—

11 “(A) shall be available for any authorized pur-  
12 pose of the Crime Victims Fund; and

13 “(B) shall remain available until expended.

14 “(g) The amount assessed under subsection (a) shall,  
15 subject to subsection (b), be collected in the manner that  
16 fines are collected in criminal cases.

17 “(h) The obligation to pay an assessment imposed on  
18 or after the date of enactment of the Justice for Victims  
19 of Trafficking Act of 2014 shall not cease until the assess-  
20 ment is paid in full.”.

21 (b) TECHNICAL AND CONFORMING AMENDMENT.—

22 The table of sections for chapter 201 of title 18, United  
23 States Code, is amended by inserting after the item relat-  
24 ing to section 3013 the following:

“3014. Additional special assessment.”.

1 **SEC. 203. OFFICIAL RECOGNITION OF AMERICAN VICTIMS**  
2 **OF HUMAN TRAFFICKING.**

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

6 “(4) OFFICIAL RECOGNITION OF AMERICAN VIC-  
7 TIMS OF HUMAN TRAFFICKING.—

8 “(A) IN GENERAL.—Upon receiving cred-  
9 ible information that establishes by a prepon-  
10 derance of the evidence that a covered indi-  
11 vidual is a victim of a severe form of trafficking  
12 and at the request of the covered individual, the  
13 Secretary of Health and Human Services shall  
14 promptly issue a determination that the covered  
15 individual is a victim of a severe form of traf-  
16 ficking. The Secretary shall have exclusive au-  
17 thority to make such a determination.

18 “(B) COVERED INDIVIDUAL DEFINED.—In  
19 this subsection, the term ‘covered individual’  
20 means—

21 “(i) a citizen of the United States; or

22 “(ii) an alien lawfully admitted for  
23 permanent residence (as that term is de-  
24 fined in section 101(20) of the Immigra-  
25 tion and Nationality Act (8 U.S.C.  
26 1101(20))).

1           “(C) PROCEDURE.—For purposes of this  
2 paragraph, in determining whether a covered  
3 individual has provided credible information  
4 that the covered individual is a victim of a se-  
5 vere form of trafficking, the Secretary of  
6 Health and Human Services shall consider all  
7 relevant and credible evidence, and if appro-  
8 priate, consult with the Attorney General, the  
9 Secretary of Homeland Security, or the Sec-  
10 retary of Labor.

11           “(D) PRESUMPTIVE EVIDENCE.—For pur-  
12 poses of this paragraph, the following forms of  
13 evidence shall receive deference in determining  
14 whether a covered individual has established  
15 that the covered individual is a victim of a se-  
16 vere form of trafficking:

17           “(i) A sworn statement by the covered  
18 individual or a representative of the cov-  
19 ered individual if the covered individual is  
20 present at the time of such statement but  
21 not able to competently make such sworn  
22 statement.

23           “(ii) Police, government agency, or  
24 court records or files.

1                   “(iii) Documentation from a social  
2                   services, trafficking, or domestic violence  
3                   program, child welfare or runaway and  
4                   homeless youth program, or a legal, clin-  
5                   ical, medical, or other professional from  
6                   whom the covered individual has sought as-  
7                   sistance in dealing with the crime.

8                   “(iv) A statement from any other in-  
9                   dividual with knowledge of the cir-  
10                  cumstances that provided the basis for the  
11                  claim.

12                  “(v) Physical evidence.

13                  “(E) REGULATIONS REQUIRED.—Not later  
14                  than 18 months after the date of enactment of  
15                  the Justice for Victims of Trafficking Act of  
16                  2014, the Secretary of Health and Human  
17                  Services shall adopt regulations to implement  
18                  this paragraph.

19                  “(F) RULE OF CONSTRUCTION; OFFICIAL  
20                  RECOGNITION OPTIONAL.—Nothing in this  
21                  paragraph shall be construed to require a cov-  
22                  ered individual to obtain a determination under  
23                  this paragraph in order to be defined or classi-  
24                  fied as a victim of a severe form of trafficking  
25                  under this section.”.

1 **SEC. 204. VICTIM-CENTERED HUMAN TRAFFICKING DETER-**  
2 **RENCE BLOCK GRANT PROGRAM.**

3 (a) IN GENERAL.—Section 203 of the Trafficking  
4 Victims Protection Reauthorization Act of 2005 (42  
5 U.S.C. 14044b) is amended to read as follows:

6 **“SEC. 203. VICTIM-CENTERED CHILD HUMAN TRAFFICKING**  
7 **DETERRENCE BLOCK GRANT PROGRAM.**

8 “(a) GRANTS AUTHORIZED.—The Attorney General  
9 may make block grants to an eligible entity to develop,  
10 improve, or expand comprehensive domestic child human  
11 trafficking deterrence programs that assist law enforce-  
12 ment officers, prosecutors, judicial officials, and qualified  
13 victims’ services organizations in collaborating to rescue  
14 and restore the lives of victims, while investigating and  
15 prosecuting offenses involving child human trafficking.

16 “(b) AUTHORIZED ACTIVITIES.—Grants awarded  
17 under subsection (a) may be used for—

18 “(1) the establishment or enhancement of spe-  
19 cialized training programs for law enforcement offi-  
20 cers, first responders, health care officials, child wel-  
21 fare officials, juvenile justice personnel, prosecutors,  
22 and judicial personnel to—

23 “(A) identify victims and acts of child  
24 human trafficking;

25 “(B) address the unique needs of child vic-  
26 tims of human trafficking;



1           “(C) facilitate the rescue of child victims of  
2 human trafficking;

3           “(D) investigate and prosecute acts of  
4 human trafficking, including the soliciting, pa-  
5 tronizing, or purchasing of commercial sex acts  
6 from children, as well as training to build cases  
7 against complex criminal networks involved in  
8 child human trafficking;

9           “(E) use laws that prohibit acts of child  
10 human trafficking, child sexual abuse, and child  
11 rape, and to assist in the development of State  
12 and local laws to prohibit, investigate, and pros-  
13 ecute acts of child human trafficking; and

14           “(F) implement and provide education on  
15 safe harbor laws enacted by States, aimed at  
16 preventing the criminalization and prosecution  
17 of child sex trafficking victims for prostitution  
18 offenses;

19           “(2) the establishment or enhancement of dedi-  
20 cated anti-trafficking law enforcement units and  
21 task forces to investigate child human trafficking of-  
22 fenses and to rescue victims, including—

23           “(A) funding salaries, in whole or in part,  
24 for law enforcement officers, including patrol  
25 officers, detectives, and investigators, except

1 that the percentage of the salary of the law en-  
2 forcement officer paid for by funds from a  
3 grant awarded under this section shall not be  
4 more than the percentage of the officer's time  
5 on duty that is dedicated to working on cases  
6 involving child human trafficking;

7 “(B) investigation expenses for cases in-  
8 volving child human trafficking, including—

9 “(i) wire taps;

10 “(ii) consultants with expertise spe-  
11 cific to cases involving child human traf-  
12 ficking;

13 “(iii) travel; and

14 “(iv) other technical assistance ex-  
15 penditures;

16 “(C) dedicated anti-trafficking prosecution  
17 units, including the funding of salaries for  
18 State and local prosecutors, including assisting  
19 in paying trial expenses for prosecution of child  
20 human trafficking offenders, except that the  
21 percentage of the total salary of a State or local  
22 prosecutor that is paid using an award under  
23 this section shall be not more than the percent-  
24 age of the total number of hours worked by the

1 prosecutor that is spent working on cases in-  
2 volving child human trafficking;

3 “(D) the establishment of child human  
4 trafficking victim witness safety, assistance,  
5 and relocation programs that encourage co-  
6 operation with law enforcement investigations  
7 of crimes of child human trafficking by  
8 leveraging existing resources and delivering  
9 child human trafficking victims’ services  
10 through coordination with—

11 “(i) child advocacy centers;

12 “(ii) social service agencies;

13 “(iii) State governmental health serv-  
14 ice agencies;

15 “(iv) housing agencies;

16 “(v) legal services agencies; and

17 “(vi) non-governmental organizations  
18 and shelter service providers with substan-  
19 tial experience in delivering comprehensive  
20 services to victims of child human traf-  
21 ficking; and

22 “(E) the establishment or enhancement of  
23 other necessary victim assistance programs or  
24 personnel, such as victim or child advocates,

1 child-protective services, child forensic inter-  
2 views, or other necessary service providers; and

3 “(3) the establishment or enhancement of prob-  
4 lem solving court programs for trafficking victims  
5 that include—

6 “(A) mandatory and regular training re-  
7 quirements for judicial officials involved in the  
8 administration or operation of the court pro-  
9 gram described under this paragraph;

10 “(B) continuing judicial supervision of vic-  
11 tims of child human trafficking who have been  
12 identified by a law enforcement or judicial offi-  
13 cer as a potential victim of child human traf-  
14 ficking, regardless of whether the victim has  
15 been charged with a crime related to human  
16 trafficking;

17 “(C) the development of a specialized and  
18 individualized, court-ordered treatment program  
19 for identified victims of child human trafficking,  
20 including—

21 “(i) State-administered outpatient  
22 treatment;

23 “(ii) life skills training;

24 “(iii) housing placement;

25 “(iv) vocational training;

1 “(v) education;

2 “(vi) family support services; and

3 “(vii) job placement;

4 “(D) centralized case management involv-  
5 ing the consolidation of all of each child human  
6 trafficking victim’s cases and offenses, and the  
7 coordination of all trafficking victim treatment  
8 programs and social services;

9 “(E) regular and mandatory court appear-  
10 ances by the victim during the duration of the  
11 treatment program for purposes of ensuring  
12 compliance and effectiveness;

13 “(F) the ultimate dismissal of relevant  
14 non-violent criminal charges against the victim,  
15 where such victim successfully complies with the  
16 terms of the court-ordered treatment program;  
17 and

18 “(G) collaborative efforts with child advo-  
19 cacy centers, child welfare agencies, shelters,  
20 and non-governmental organizations to provide  
21 comprehensive services to victims and encour-  
22 age cooperation with law enforcement.

23 “(c) APPLICATION.—

24 “(1) IN GENERAL.—An eligible entity shall sub-  
25 mit an application to the Attorney General for a

1 grant under this section in such form and manner  
2 as the Attorney General may require.

3 “(2) REQUIRED INFORMATION.—An application  
4 submitted under this subsection shall—

5 “(A) describe the activities for which as-  
6 sistance under this section is sought;

7 “(B) include a detailed plan for the use of  
8 funds awarded under the grant; and

9 “(C) provide such additional information  
10 and assurances as the Attorney General deter-  
11 mines to be necessary to ensure compliance  
12 with the requirements of this section.

13 “(3) PREFERENCE.—In reviewing applications  
14 submitted in accordance with paragraphs (1) and  
15 (2), the Attorney General shall give preference to  
16 grant applications if—

17 “(A) the application includes a plan to use  
18 awarded funds to engage in all activities de-  
19 scribed under paragraphs (1) through (3) of  
20 subsection (b); or

21 “(B) the application includes a plan by the  
22 State or unit of local government to continue  
23 funding of all activities funded by the award  
24 after the expiration of the award.

25 “(d) DURATION AND RENEWAL OF AWARD.—

1           “(1) IN GENERAL.—A grant under this section  
2           shall expire 3 years after the date of award of the  
3           grant.

4           “(2) RENEWAL.—A grant under this section  
5           shall be renewable not more than 2 times and for a  
6           period of not greater than 2 years.

7           “(e) EVALUATION.—The Attorney General shall  
8           enter into a contract with a non-governmental organiza-  
9           tion, including an academic or non-profit organization,  
10          that has experience in issues related to child human traf-  
11          ficking and evaluation of grant programs to conduct peri-  
12          odic evaluations of grants made under this section to de-  
13          termine the impact and effectiveness of programs funded  
14          with grants awarded under this section.

15          “(f) MANDATORY EXCLUSION.—An eligible entity  
16          awarded funds under this section that is found to have  
17          used grant funds for any unauthorized expenditure or oth-  
18          erwise unallowable cost shall not be eligible for any grant  
19          funds awarded under the block grant for 2 fiscal years  
20          following the year in which the unauthorized expenditure  
21          or unallowable cost is reported.

22          “(g) COMPLIANCE REQUIREMENT.—An eligible enti-  
23          ty shall not be eligible to receive a grant under this section  
24          if within the 5 fiscal years before submitting an applica-  
25          tion for a grant under this section, the grantee has been

1 found to have violated the terms or conditions of a Govern-  
2 ment grant program by utilizing grant funds for unauthor-  
3 ized expenditures or otherwise unallowable costs.

4 “(h) ADMINISTRATIVE CAP.—The cost of admin-  
5 istering the grants authorized by this section shall not ex-  
6 ceed 5 percent of the total amount expended to carry out  
7 this section.

8 “(i) FEDERAL SHARE.—The Federal share of the  
9 cost of a program funded by a grant awarded under this  
10 section shall be—

11 “(1) 70 percent in the first year;

12 “(2) 60 percent in the second year; and

13 “(3) 50 percent in the third year, and all subse-  
14 quent years.

15 “(j) AUTHORIZATION OF FUNDING; FULLY OFF-  
16 SET.—For purposes of carrying out this section, the At-  
17 torney General, in consultation with the Secretary of  
18 Health and Human Services, is authorized to award not  
19 more than \$7,000,000 of the funds available in the Do-  
20 mestic Trafficking Victims’ Fund, established under sec-  
21 tion 3014 of title 18, United States Code, for each of fiscal  
22 years 2015 through 2019.

23 “(k) DEFINITIONS.—In this section—

24 “(1) the term ‘child’ means a person under the  
25 age of 18;



1           “(2) the term ‘child advocacy center’ means a  
2 center created under subtitle A of the Victims of  
3 Child Abuse Act of 1990 (42 U.S.C. 13001 et seq.);

4           “(3) the term ‘child human trafficking’ means  
5 1 or more severe forms of trafficking in persons (as  
6 defined in section 103 of the Trafficking Victims  
7 Protection Act of 2000 (22 U.S.C. 7102)) involving  
8 a victim who is a child; and

9           “(4) the term ‘eligible entity’ means a State or  
10 unit of local government that—

11           “(A) has significant criminal activity in-  
12 volving child human trafficking;

13           “(B) has demonstrated cooperation be-  
14 tween Federal, State, local, and, where applica-  
15 ble, tribal law enforcement agencies, prosecu-  
16 tors, and social service providers in addressing  
17 child human trafficking;

18           “(C) has developed a workable, multi-dis-  
19 ciplinary plan to combat child human traf-  
20 ficking, including—

21           “(i) the establishment of a shelter for  
22 victims of child human trafficking, through  
23 existing or new facilities;

1           “(ii) the provision of trauma-in-  
2           formed, gender-responsive rehabilitative  
3           care to victims of child human trafficking;

4           “(iii) the provision of specialized  
5           training for law enforcement officers and  
6           social service providers for all forms of  
7           human trafficking, with a focus on domes-  
8           tic child human trafficking;

9           “(iv) prevention, deterrence, and pros-  
10          ecution of offenses involving child human  
11          trafficking, including soliciting, patron-  
12          izing, or purchasing human acts with chil-  
13          dren;

14          “(v) cooperation or referral agree-  
15          ments with organizations providing out-  
16          reach or other related services to runaway  
17          and homeless youth;

18          “(vi) law enforcement protocols or  
19          procedures to screen all individuals ar-  
20          rested for prostitution, whether adult or  
21          child, for victimization by sex trafficking  
22          and by other crimes, such as sexual assault  
23          and domestic violence; and

1                   “(vii) cooperation or referral agree-  
2                   ments with State child welfare agencies  
3                   and child advocacy centers; and

4                   “(D) provides an assurance that, under the  
5                   plan under subparagraph (C), a victim of child  
6                   human trafficking shall not be required to col-  
7                   laborate with law enforcement officers to have  
8                   access to any shelter or services provided with  
9                   a grant under this section.

10           “(1) GRANT ACCOUNTABILITY; SPECIALIZED VIC-  
11 TIMS’ SERVICE REQUIREMENT.—No grant funds under  
12 this section may be awarded or transferred to any entity  
13 unless such entity has demonstrated substantial experi-  
14 ence providing services to victims of human trafficking or  
15 related populations (such as runaway and homeless  
16 youth), or employs staff specialized in the treatment of  
17 human trafficking victims.”.

18           (b) TABLE OF CONTENTS.—The table of contents in  
19 section 1(b) of the Trafficking Victims Protection Reau-  
20 thorization Act of 2005 (22 U.S.C. 7101 note) is amended  
21 by striking the item relating to section 203 and inserting  
22 the following:

“Sec. 203. Victim-centered child human trafficking deterrence block grant pro-  
gram.”.

1 **SEC. 205. DIRECT SERVICES FOR VICTIMS OF CHILD POR-**  
2 **NOGRAPHY.**

3 The Victims of Child Abuse Act of 1990 (42 U.S.C.  
4 13001 et seq.) is amended—

5 (1) in section 212(5) (42 U.S.C. 13001a(5)), by  
6 inserting “, including human trafficking and the  
7 production of child pornography” before the semi-  
8 colon at the end; and

9 (2) in section 214 (42 U.S.C. 13002)—

10 (A) by redesignating subsections (b), (c),  
11 and (d) as subsections (c), (d), and (e), respec-  
12 tively; and

13 (B) by inserting after subsection (a) the  
14 following:

15 “(b) DIRECT SERVICES FOR VICTIMS OF CHILD POR-  
16 NOGRAPHY.—The Administrator, in coordination with the  
17 Director and with the Director of the Office of Victims  
18 of Crime, may make grants to develop and implement spe-  
19 cialized programs to identify and provide direct services  
20 to victims of child pornography.”.

21 **SEC. 206. INCREASING RESTITUTION FOR TRAFFICKING**  
22 **VICTIMS.**

23 (a) TITLE 18 AMENDMENTS.—Section 1594 of title  
24 18, United States Code, is amended—

25 (1) by redesignating subsection (f) as sub-  
26 section (g); and

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

3           “(f) Notwithstanding any other provision of law, the  
4           Attorney General shall transfer assets forfeited pursuant  
5           to this section, or the proceeds derived from the sale there-  
6           of, to satisfy victim restitution orders arising from viola-  
7           tions of this chapter. Such transfers shall have priority  
8           over any other claims to the assets or their proceeds.”.

9           (b) TITLE 28 AMENDMENT.—Section 524(c)(1)(B)  
10          of title 28, United States Code, is amended by inserting  
11          “chapter 77 of title 18,” after “criminal drug laws of the  
12          United States or of”.

13          (c) TITLE 31 AMENDMENT.—Section 9703(a)(2)(B)  
14          of title 31, United States Code (relating to the Depart-  
15          ment of the Treasury Forfeiture Fund), is amended—

16                 (1) in clause (iii)(III), by striking “and” at the  
17                 end;

18                 (2) in clause (iv), by striking the period at the  
19                 end and inserting “; and”; and

20                 (3) by inserting after clause (iv) the following:

21                         “(v) the United States Immigration  
22                         and Customs Enforcement with respect to  
23                         a violation of chapter 77 of title 18 (relat-  
24                         ing to human trafficking).”.

1 **SEC. 207. STREAMLINING STATE AND LOCAL HUMAN TRAF-**  
2 **FICKING INVESTIGATIONS.**

3 Section 2516(2) of title 18, United States Code, is  
4 amended by inserting “human trafficking, child sexual ex-  
5 ploitation, child pornography production,” after “kidnap-  
6 ping.”.

7 **SEC. 208. ENHANCING HUMAN TRAFFICKING REPORTING.**

8 (a) IN GENERAL.—Section 505 of title I of the Omni-  
9 bus Crime Control and Safe Streets Act of 1968 (42  
10 U.S.C. 3755) is amended by adding at the end the fol-  
11 lowing:

12 “(i) PART 1 VIOLENT CRIMES TO INCLUDE HUMAN  
13 TRAFFICKING.—For purposes of this section, the term  
14 ‘part 1 violent crimes’ shall include severe forms of traf-  
15 ficking in persons, as defined in section 103 of the Traf-  
16 ficking Victims Protection Act of 2000 (22 U.S.C.  
17 7102).”.

18 (b) CRIME CONTROL ACT AMENDMENTS.—Section  
19 3702 of the Crime Control Act of 1990 (42 U.S.C. 5780)  
20 is amended—

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

23 (2) in paragraph (4)—

24 (A) in the matter preceding subparagraph  
25 (A), by striking “paragraph (2)” and inserting  
26 “paragraph (3)”; and

1 (B) in subparagraph (A), by inserting  
2 “and a photograph taken within the previous  
3 180 days” after “dental records”;

4 (C) in subparagraph (B), by striking  
5 “and” at the end;

6 (D) by redesignating subparagraph (C) as  
7 subparagraph (D); and

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

10 “(C) notify the National Center for Miss-  
11 ing and Exploited Children of each report re-  
12 ceived relating to a child reported missing from  
13 a foster care family home or childcare institu-  
14 tion; and”.

15 **SEC. 209. REDUCING DEMAND FOR SEX TRAFFICKING.**

16 (a) IN GENERAL.—Section 1591 of title 18, United  
17 States Code, is amended—

18 (1) in subsection (a)(1), by striking “or main-  
19 tains” and inserting “maintains, patronizes, or solie-  
20 its”;

21 (2) in subsection (b)—

22 (A) in paragraph (1), by striking “or ob-  
23 tained” and inserting “obtained, patronized, or  
24 solicited”; and

1 (B) in paragraph (2), by striking “or ob-  
2 tained” and inserting “obtained, patronized, or  
3 solicited”; and

4 (3) in subsection (c)—

5 (A) by striking “or maintained” and in-  
6 serting “, maintained, patronized, or solicited”;  
7 and

8 (B) by striking “knew that the person”  
9 and inserting “knew, or recklessly disregarded  
10 the fact, that the person”.

11 (b) DEFINITION AMENDED.—Section 103(10) of the  
12 Trafficking Victims Protection Act of 2000 (22 U.S.C.  
13 7102(10)) is amended by striking “or obtaining” and in-  
14 serting “obtaining, patronizing, or soliciting”.

15 (c) PURPOSE.—The purpose of the amendments  
16 made by this section is to clarify the range of conduct pun-  
17 ished as sex trafficking.

18 **SEC. 210. USING EXISTING TASK FORCES TO TARGET OF-**  
19 **FENDERS WHO EXPLOIT CHILDREN.**

20 Not later than 180 days after the date of enactment  
21 of this Act, the Attorney General shall ensure that all task  
22 forces and working groups within the Innocence Lost Na-  
23 tional Initiative engage in activities, programs, or oper-  
24 ations to increase the investigative capabilities of State  
25 and local law enforcement officers in the detection, inves-



1 tigation, and prosecution of persons who patronize, or so-  
2 licit children for sex.

3 **SEC. 211. GRANT ACCOUNTABILITY.**

4 (a) DEFINITION.—In this section, the term “covered  
5 grant” means a grant awarded by the Attorney General  
6 under section 203 of the Trafficking Victims Protection  
7 Reauthorization Act (42 U.S.C. 14044b).

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

10 (1) AUDIT REQUIREMENT.—

11 (A) IN GENERAL.—Beginning in the first  
12 fiscal year beginning after the date of the en-  
13 actment of this Act, and in each fiscal year  
14 thereafter, the Inspector General of the Depart-  
15 ment of Justice shall conduct audits of recipi-  
16 ents of a covered grant to prevent waste, fraud,  
17 and abuse of funds by grantees. The Inspector  
18 General shall determine the appropriate number  
19 of grantees to be audited each year.

20 (B) DEFINITION.—In this paragraph, the  
21 term “unresolved audit finding” means a find-  
22 ing in the final audit report of the Inspector  
23 General of the Department of Justice that the  
24 audited grantee has utilized grant funds for an  
25 unauthorized expenditure or otherwise unallow-

1           able cost that is not closed or resolved within  
2           12 months from the date when the final audit  
3           report is issued.

4           (C) MANDATORY EXCLUSION.—A recipient  
5           of a covered grant that is found to have an un-  
6           resolved audit finding shall not be eligible to re-  
7           ceive a covered grant during the following 2 fis-  
8           cal years.

9           (D) PRIORITY.—In awarding covered  
10          grants the Attorney General shall give priority  
11          to eligible entities that did not have an unre-  
12          solved audit finding during the 3 fiscal years  
13          prior to submitting an application for a covered  
14          grant.

15          (E) REIMBURSEMENT.—If an entity is  
16          awarded a covered grant during the 2-fiscal-  
17          year period in which the entity is barred from  
18          receiving grants under subparagraph (C), the  
19          Attorney General shall—

20                 (i) deposit an amount equal to the  
21                 grant funds that were improperly awarded  
22                 to the grantee into the General Fund of  
23                 the Treasury; and

24                 (ii) seek to recoup the costs of the re-  
25                 payment to the fund from the grant recipi-

1           ent that was erroneously awarded grant  
2           funds.

3           (2) NONPROFIT ORGANIZATION REQUIRE-  
4           MENTS.—

5           (A) DEFINITION.—For purposes of this  
6           paragraph and covered grants, the term “non-  
7           profit organization” means an organization that  
8           is described in section 501(c)(3) of the Internal  
9           Revenue Code of 1986 and is exempt from tax-  
10          ation under section 501(a) of such Code.

11          (B) PROHIBITION.—The Attorney General  
12          may not award a covered grant to a nonprofit  
13          organization that holds money in offshore ac-  
14          counts for the purpose of avoiding paying the  
15          tax described in section 511(a) of the Internal  
16          Revenue Code of 1986.

17          (C) DISCLOSURE.—Each nonprofit organi-  
18          zation that is awarded a covered grant and uses  
19          the procedures prescribed in regulations to cre-  
20          ate a rebuttable presumption of reasonableness  
21          for the compensation of its officers, directors,  
22          trustees and key employees, shall disclose to the  
23          Attorney General, in the application for the  
24          grant, the process for determining such com-  
25          pensation, including the independent persons

1 involved in reviewing and approving such com-  
2 pensation, the comparability data used, and  
3 contemporaneous substantiation of the delibera-  
4 tion and decision. Upon request, the Attorney  
5 General shall make the information disclosed  
6 under this subsection available for public in-  
7 spection.

8 (3) CONFERENCE EXPENDITURES.—

9 (A) LIMITATION.—No amounts authorized  
10 to be appropriated to the Department of Justice  
11 under this Act, or the amendments made by  
12 this Act, may be used by the Attorney General,  
13 or by any individual or organization awarded  
14 discretionary funds through a cooperative  
15 agreement under this Act, or the amendments  
16 made by this Act, to host or support any ex-  
17 penditure for conferences that uses more than  
18 \$20,000 in Department funds, unless the Dep-  
19 uty Attorney General or such Assistant Attor-  
20 ney Generals, Directors, or principal deputies as  
21 the Deputy Attorney General may designate,  
22 provides prior written authorization that the  
23 funds may be expended to host a conference.

24 (B) WRITTEN APPROVAL.—Written ap-  
25 proval under subparagraph (A) shall include a

1 written estimate of all costs associated with the  
2 conference, including the cost of all food and  
3 beverages, audiovisual equipment, honoraria for  
4 speakers, and any entertainment.

5 (C) REPORT.—The Deputy Attorney Gen-  
6 eral shall submit an annual report to the Com-  
7 mittee on the Judiciary of the Senate and the  
8 Committee on the Judiciary of the House of  
9 Representatives on all approved conference ex-  
10 penditures referenced in this paragraph.

11 (D) ANNUAL CERTIFICATION.—Beginning  
12 in the first fiscal year beginning after the date  
13 of the enactment of this Act, the Attorney Gen-  
14 eral shall submit, to the Committee on the Ju-  
15 diciary and the Committee on Appropriations of  
16 the Senate and the Committee on the Judiciary  
17 and the Committee on Appropriations of the  
18 House of Representatives, an annual certifi-  
19 cation that—

20 (i) all audits issued by the Office of  
21 the Inspector General under paragraph (1)  
22 have been completed and reviewed by the  
23 appropriate Assistant Attorney General or  
24 Director;

1 (ii) all mandatory exclusions required  
2 under paragraph (1)(C) have been issued;

3 (iii) all reimbursements required  
4 under paragraph (1)(E) have been made;  
5 and

6 (iv) includes a list of any grant recipi-  
7 ents excluded under paragraph (1) from  
8 the previous year.

9 (4) PROHIBITION ON LOBBYING ACTIVITY.—

10 (A) IN GENERAL.—Amounts authorized to  
11 be appropriated under this Act, or any amend-  
12 ments made by this Act, may not be utilized by  
13 any grant recipient to—

14 (i) lobby any representative of the De-  
15 partment of Justice regarding the award of  
16 grant funding; or

17 (ii) lobby any representative of a Fed-  
18 eral, state, local, or tribal government re-  
19 garding the award of grant funding.

20 (B) PENALTY.—If the Attorney General  
21 determines that any recipient of a covered grant  
22 has violated subparagraph (A), the Attorney  
23 General shall—

24 (i) require the grant recipient to repay  
25 the grant in full; and

1                   (ii) prohibit the grant recipient from  
2                   receiving another covered grant for not less  
3                   than 5 years.