

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—115th Cong., 1st Sess.

S. 1312

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

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mr. GRASSLEY

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

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-
10 tories of the United States, and the District of Co-
11 lumbia.

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

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

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

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

18 (b) SENSE OF CONGRESS.—It is the sense of Con-
19 gress that Congress supports additional efforts to raise
20 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 “(d) **RULE OF CONSTRUCTION.**—Nothing in this sec-
9 tion shall be construed or applied so as to abridge the ex-
10 ercise of rights guaranteed under the First Amendment
11 to the Constitution of the United States.”.

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

“1595A. Civil injunctions.”.

16 **SEC. 202. IMPROVING SUPPORT FOR MISSING AND EX-**
17 **PLOITED CHILDREN.**

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

20 (1) by amending paragraph (1) to read as fol-
21 lows:

22 “(1) each year tens of thousands of children
23 run away, or are abducted or removed, from the con-
24 trol of a parent having legal custody without the

1 consent of that parent, under circumstances which
2 immediately place the child in grave danger;”;

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

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

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

9 (5) by striking paragraph (9);

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

12 “(10) a key component of such programs is the
13 National Center for Missing and Exploited Children
14 that—

15 “(A) serves as a nonprofit, national re-
16 source center and clearinghouse to provide as-
17 sistance to victims, families, child-serving pro-
18 fessionals, and the general public;

19 “(B) works with the Department of Jus-
20 tice, the Federal Bureau of Investigation, the
21 United States Marshals Service, the Depart-
22 ment of the Treasury, the Department of State,
23 U.S. Immigration and Customs Enforcement,
24 the United States Secret Service, the United
25 States Postal Inspection Service, other agencies,

1 and nongovernmental organizations in the effort
2 to find missing children and to prevent child
3 victimization; and

4 “(C) coordinates with each of the missing
5 children clearinghouses operated by the 50
6 States, the District of Columbia, Puerto Rico,
7 and international organizations to transmit im-
8 ages and information regarding missing and ex-
9 ploited children to law enforcement agencies,
10 nongovernmental organizations, and corporate
11 partners across the United States and around
12 the world instantly.”; and

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

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

18 (1) by striking paragraph (1) and inserting the
19 following:

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

23 (2) in paragraph (2) by striking “and” at the
24 end;

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

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

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

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

10 (1) in subsection (a)—

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

13 (B) in paragraph (6)(E)—

14 (i) by striking “telephone line” and
15 inserting “hotline”;

16 (ii) by striking “(b)(1)(A) and” and
17 inserting “(b)(1)(A),”; and

18 (iii) by inserting “, and the number
19 and types of reports to the tipline estab-
20 lished under subsection (b)(1)(K)(i)” be-
21 fore the semicolon at the end;

22 (2) in subsection (b)(1)—

23 (A) in subparagraph (A)—

1 (i) by striking “telephone line” each
2 place it appears and inserting “hotline”;
3 and

4 (ii) by striking “legal custodian” and
5 inserting “parent”;

6 (B) in subparagraph (C)—

7 (i) in clause (i)—

8 (I) by striking “restaurant” and
9 inserting “food”; and

10 (II) by striking “and” at the end;

11 (ii) in clause (ii) by adding “and” at
12 the end; and

13 (iii) by adding at the end the fol-
14 lowing:

15 “(iii) innovative and model programs,
16 services, and legislation that benefit miss-
17 ing and exploited children;”;

18 (C) by striking subparagraphs (E), (F),
19 and (G);

20 (D) by amending subparagraph (H) to
21 read as follows:

22 “(H) provide technical assistance and
23 training to families, law enforcement agencies,
24 State and local governments, elements of the
25 criminal justice system, nongovernmental agen-

1 cies, local educational agencies, and the general
2 public—

3 “(i) in the prevention, investigation,
4 prosecution, and treatment of cases involv-
5 ing missing and exploited children;

6 “(ii) to respond to foster children
7 missing from the State child welfare sys-
8 tem in coordination with child welfare
9 agencies and courts handling juvenile jus-
10 tice and dependency matters; and

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

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

16 “(I) provide assistance to families, law en-
17 forcement agencies, State and local govern-
18 ments, nongovernmental agencies, child-serving
19 professionals, and other individuals involved in
20 the location and recovery of missing and ab-
21 ducted children nationally and, in cooperation
22 with the Department of State, internationally;

23 “(J) provide support and technical assist-
24 ance to child-serving professionals involved in
25 helping to recover missing and exploited chil-

1 dren by searching public records databases to
2 help in the identification, location, and recovery
3 of such children, and help in the location and
4 identification of potential abductors and offend-
5 ers;

6 “(K) provide forensic and direct on-site
7 technical assistance and consultation to fami-
8 lies, law enforcement agencies, child-serving
9 professionals, and nongovernmental organiza-
10 tions in child abduction and exploitation cases,
11 including facial reconstruction of skeletal re-
12 mains and similar techniques to assist in the
13 identification of unidentified deceased chil-
14 dren;”;

15 (F) by striking subparagraphs (L) and
16 (M);

17 (G) by amending subparagraph (N) to
18 read as follows:

19 “(N) provide training, technical assistance,
20 and information to nongovernmental organiza-
21 tions relating to non-compliant sex offenders
22 and to law enforcement agencies in identifying
23 and locating such individuals;”;

24 (H) by striking subparagraph (P);

1 (I) by amending subparagraph (Q) to read
2 as follows:

3 “(Q) work with families, law enforcement
4 agencies, electronic service providers, electronic
5 payment service providers, technology compa-
6 nies, nongovernmental organizations, and others
7 on methods to reduce the existence and dis-
8 tribution of online images and videos of sexually
9 exploited children—

10 “(i) by operating a tipline to—

11 “(I) provide to individuals and
12 electronic service providers an effec-
13 tive means of reporting Internet-re-
14 lated and other instances of child sex-
15 ual exploitation in the areas of—

16 “(aa) possession, manufac-
17 ture, and distribution of child
18 pornography;

19 “(bb) online enticement of
20 children for sexual acts;

21 “(cc) child sex trafficking;

22 “(dd) sex tourism involving
23 children;

24 “(ee) extra familial child
25 sexual molestation;

1 “(ff) unsolicited obscene ma-
2 terial sent to a child;

3 “(gg) misleading domain
4 names; and

5 “(hh) misleading words or
6 digital images on the Internet;
7 and

8 “(II) make reports received
9 through the tipline available to the ap-
10 propriate law enforcement agency for
11 its review and potential investigation;

12 “(ii) by operating a child victim iden-
13 tification program to assist law enforce-
14 ment agencies in identifying victims of
15 child pornography and other sexual crimes
16 to support the recovery of children from
17 sexually exploitative situations; and

18 “(iii) by utilizing emerging tech-
19 nologies to provide additional outreach and
20 educational materials to parents and fami-
21 lies;”;

22 (J) by striking subparagraph (R);

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

1 “(S) develop and disseminate programs
2 and information to families, child-serving pro-
3 fessionals, law enforcement agencies, State and
4 local governments, nongovernmental organiza-
5 tions, schools, local educational agencies, child-
6 serving organizations, and the general public
7 on—

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

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

12 “(iii) sexting and sextortion; and

13 “(T) provide technical assistance and
14 training to local educational agencies, schools,
15 State and local law enforcement agencies, indi-
16 viduals, and other nongovernmental organiza-
17 tions that assist with finding missing and ab-
18 ducted children in identifying and recovering
19 such children;”;

20 (L) by redesignating subparagraphs (H),
21 (I), (J), (K), (N), (O), (Q), (S), (T), (U), and
22 (V), as amended by this subsection, as subpara-
23 graphs (E) through (O), respectively.

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

1 (1) in subsection (a)—

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

4 (B) in paragraph (8)—

5 (i) by striking “legal custodians” and
6 inserting “parents”; and

7 (ii) by striking “custodians’” and in-
8 serting “parents’”; and

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

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

13 (1) by redesignating sections 407 and 408 as
14 section 408 and 409, respectively; and

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

16 **“SEC. 407. REPORTING.**

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

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

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

4 “(3) the number of children nationwide who are
5 reported to the grantee as victims of family abduc-
6 tions; and

7 “(4) the number of missing children recovered
8 nationwide whose recovery was reported to the
9 grantee.

10 “(b) **INCIDENCE OF ATTEMPTED CHILD ABDUC-**
11 **TIONS.**—As a condition of receiving funds under section
12 404(b), the grant recipient shall—

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

15 “(2) provide such information to law enforce-
16 ment agencies; and

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

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

20 Section 3056(f) of title 18, United States Code, is
21 amended—

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

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

1 **TITLE III—SERVICES FOR**
2 **TRAFFICKING SURVIVORS**

3 **SEC. 301. EXTENSION OF ANTI-TRAFFICKING GRANT PRO-**
4 **GRAMS.**

5 (a) **TRAFFICKING VICTIMS PROTECTION ACT OF**
6 **2000.**—The Trafficking Victims Protection Act of 2000
7 (22 U.S.C. 7101 et seq.) is amended—

8 (1) in section 112A(b)(4) (22 U.S.C.
9 7109a(b)(4)), by striking “2014 through 2017” and
10 inserting “2018 through 2021”;

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

12 (A) in subsection (d)—

13 (i) in the paragraph (1), by striking
14 “\$11,000,000 for each of fiscal years 2014
15 through 2017” and inserting “\$45,000,000
16 for each of fiscal years 2018 through
17 2021”; and

18 (ii) in paragraph (3), by striking
19 “2014 through 2017” and inserting “2018
20 through 2021”; and

21 (B) in subsection (e)—

22 (i) in paragraph (1), by striking
23 “2014 through 2017” and inserting “2018
24 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) of the William Wilberforce
18 Trafficking Victims Protection Reauthorization Act of
19 2008 (8 U.S.C. 1232(c)(6)(F)) is amended—

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

23 (2) in clause (ii), by striking “the fiscal years
24 2016 and 2017” and inserting “fiscal years 2018
25 through 2021”.

1 (e) REINSTATEMENT AND REAUTHORIZATION OF
2 GRANTS TO COMBAT CHILD SEX TRAFFICKING.—

3 (1) REINSTATEMENT OF EXPIRED PROVI-
4 SION.—

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

9 (B) CONFORMING AMENDMENT.—Section
10 1241(b) of the Violence Against Women Reau-
11 thorization Act of 2013 (42 U.S.C. 14044a
12 note) is repealed.

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

16 (3) REAUTHORIZATION.—Section 202(i) of the
17 Trafficking Victims Protection Reauthorization Act
18 of 2005, as amended by paragraph (1), is amended
19 by striking “2014 through 2017” and inserting
20 “2018 through 2021”.

21 **SEC. 302. ESTABLISHMENT OF OFFICE OF VICTIM ASSIST-**
22 **ANCE.**

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

1 (1) in section 442—

2 (A) by striking “bureau” each place such
3 term appears, except in subsection (a)(1), and
4 inserting “agency”;

5 (B) by striking “the Bureau of Border Se-
6 curity” each place such term appears and in-
7 serting “U.S. Immigration and Customs En-
8 forcement”;

9 (C) in the section heading, by striking
10 “**BUREAU OF BORDER SECURITY**” and in-
11 serting “**U.S. IMMIGRATION AND CUSTOMS**
12 **ENFORCEMENT**”;

13 (D) in subsection (a)—

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

16 (ii) in paragraph (1), by striking “a
17 bureau to be known as the ‘Bureau of Bor-
18 der Security’.” and inserting “an agency to
19 be known as ‘U.S. Immigration and Cus-
20 toms Enforcement’.”;

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

1 (iv) in paragraph (4), by striking “the
2 Bureau.” and inserting “the agency.”; and
3 (E) in subsection (b)(2)—

4 (i) in the matter preceding subpara-
5 graph (A), by striking “Bureau of Border
6 Security” and inserting “U.S. Immigration
7 and Customs Enforcement”; and

8 (ii) in subparagraph (B), by striking
9 “the Bureau of” before “Citizenship and
10 Immigration Services” and inserting
11 “U.S.”; and

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

14 (b) FORMALIZATION OF OFFICE OF VICTIM ASSIST-
15 ANCE.—Section 442 of the Homeland Security Act of
16 2002 (6 U.S.C. 252) is amended by adding at the end
17 the following:

18 “(d) OFFICE OF VICTIM ASSISTANCE.—

19 “(1) IN GENERAL.—There is established in
20 Homeland Security Investigations of U.S. Immigra-
21 tion and Customs Enforcement the Office of Victim
22 Assistance.

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

1 “(A) to provide national oversight to en-
2 sure that all employees of the U.S. Immigration
3 and Customs Enforcement comply with all ap-
4 plicable Federal laws and policies concerning
5 victims’ rights, access to information, advise-
6 ment of legal rights, just and fair treatment of
7 victims, and respect for victims’ privacy and
8 dignity;

9 “(B) to oversee and support specially
10 trained victim assistance personnel through
11 guidance, training, travel, technical assistance,
12 and equipment to support Homeland Security
13 Investigations in domestic and international in-
14 vestigations with a potential or identified victim
15 or witness.

16 “(3) FUNCTIONS.—The Office of Victim Assist-
17 ance shall—

18 “(A) fund and provide guidance, training,
19 travel, technical assistance, equipment, emer-
20 gency funding for urgent victim needs as identi-
21 fied, and coordination of victim assistance per-
22 sonnel throughout Homeland Security Inves-
23 tigations to provide potential and identified vic-
24 tims and witnesses with access to the rights and
25 services to which they are entitled by law;

1 “(B) provide training throughout the U.S.
2 Immigration and Customs Enforcement on vic-
3 tim-related policies, issues, roles of victim as-
4 sistance personnel, and the victim-centered ap-
5 proach in investigations;

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

13 “(i) where there is a human traf-
14 ficking task force in which Homeland Se-
15 curity Investigations participates;

16 “(ii) where there is a task force tar-
17 geting child sexual exploitation in which
18 Homeland Security Investigations partici-
19 pates; and

20 “(iii) in each Homeland Security In-
21 vestigations Special Agent in Charge Office
22 to address victims of other Federal crimes,
23 such as telemarketing fraud, which Home-
24 land Security Investigations investigates;

1 “(D) provide forensic interview specialists
2 in each Homeland Security Investigations Spe-
3 cial Agent in Charge Office to conduct victim-
4 centered and legally sufficient fact finding fo-
5 rensic interviews, both domestically and inter-
6 nationally;

7 “(E) provide case consultation, operational
8 planning, coordination of services, and technical
9 assistance and training to special agents re-
10 garding all issues related to victims and wit-
11 nesses of all ages;

12 “(F) establish victim-related policies for
13 Homeland Security Investigations, including
14 policies related to human trafficking, child sex-
15 ual exploitation, and other Federal crimes in-
16 vestigated by Homeland Security Investigations;
17 and

18 “(G) collaborate with other Federal, State,
19 local, and tribal governmental, nongovern-
20 mental, and nonprofit entities regarding policy,
21 outreach, and training activities.

22 “(4) DATA COLLECTION.—The Office of Victim
23 Assistance shall collect and maintain data in a man-
24 ner that protects the confidentiality of the data and
25 omits personally identifying information and subject

1 to other Federal laws regarding victim confiden-
2 tiality, including—

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

4 “(B) each alleged crime that the victim
5 was subjected to, and in the case of human
6 trafficking, each purpose for which the victim
7 was trafficked, such as commercial sex or
8 forced labor; and

9 “(C) whether the victim was an adult or a
10 minor child.

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

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

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

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

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

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

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

5 (d) FUNDING.—The Director of the Office for Vic-
6 tims of Crime of the Department of Justice may transfer
7 amounts described in subparagraph (C) of section
8 1402(d)(3) of the Victims of Crime Act of 1984 (42
9 U.S.C. 10601(d)(3)), as added by section 305 of this Act,
10 to the Office of Victim Assistance of the Department of
11 Homeland Security for the costs for providing direct vic-
12 tim assistance services, including victim assistance special-
13 ists and forensic interview specialists, by the Office of Vic-
14 tim Assistance.

15 (e) CONFORMING AMENDMENT.—The table of con-
16 tents in section 1(b) of the Homeland Security Act of
17 2002 (Public Law 107–296; 116 Stat. 2135) is amended
18 by striking the item relating to section 442 and inserting
19 the following:

 “Sec. 442. Establishment of U.S. Immigration and Customs Enforcement.”.

20 **SEC. 303. IMPLEMENTING A VICTIM-CENTERED APPROACH**
21 **TO HUMAN TRAFFICKING.**

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

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

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

2 “(D) PRIORITY.—In selecting recipients of
3 grants under this paragraph that are only avail-
4 able for law enforcement operations or task
5 forces, the Attorney General may give priority
6 to any applicant that files an attestation with
7 the Attorney General stating that—

8 “(i) the grant funds awarded under
9 this paragraph—

10 “(I) will be used to assist in the
11 prevention of severe forms of traf-
12 ficking in persons;

13 “(II) will be used to strengthen
14 efforts to investigate and prosecute
15 those who knowingly benefit finan-
16 cially from participation in a venture
17 that has engaged in any act of human
18 trafficking;

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

1 “(IV) will not be used to require
2 a victim of human trafficking to col-
3 laborate with law enforcement officers
4 as a condition of access to any shelter
5 or restorative services; and

6 “(ii) the applicant will provide dedi-
7 cated resources for anti-human trafficking
8 law enforcement officers for a period that
9 is longer than the duration of the grant re-
10 ceived under this paragraph.”.

11 **SEC. 304. IMPROVING VICTIM SCREENING.**

12 (a) IN GENERAL.—The Trafficking Victims Protec-
13 tion Act of 2000 (22 U.S.C. 7101 et seq.) is amended by
14 inserting after section 107A (22 U.S.C. 7105a) the fol-
15 lowing:

16 **“SEC. 107B. IMPROVING DOMESTIC VICTIM SCREENING**
17 **PROCEDURES.**

18 “(a) VICTIM SCREENING TOOLS.—Not later than Oc-
19 tober 1, 2018, the Attorney General shall compile and dis-
20 seminate, to all grantees who are awarded grants to pro-
21 vide victims’ services under subsection (b) or (f) of section
22 107, information about reliable and effective tools for the
23 identification of victims of human trafficking.

24 “(b) USE OF SCREENING PROCEDURES.—Beginning
25 not later than October 1, 2018, the Attorney General, in

1 consultation with the Secretary of Health and Human
2 Services, shall identify recommended practices for the
3 screening of human trafficking victims and shall encour-
4 age the use of such practices by grantees receiving a grant
5 to provide victim services to youth under subsection (b)
6 or (f) of section 107.”.

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

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

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

15 **SEC. 305. IMPROVING VICTIM SERVICES.**

16 Section 1402(d)(3) of the Victims of Crime Act of
17 1984 (42 U.S.C. 10601(d)(3)) is amended by adding at
18 the end the following:

19 “(C)(i) The Director may use not more than 1
20 percent of the amount to be distributed from the
21 Fund under this paragraph in a particular fiscal
22 year to provide and improve direct assistance serv-
23 ices for crime victims, including victim assistance co-
24 ordinators and specialists, in the Federal criminal
25 justice system (as described in section 3771 of title

1 18, United States Code, and section 503 of the Vic-
2 tims' Rights and Restitution Act of 1990 (42 U.S.C.
3 10607)) by a department or agency of the Federal
4 Government other than the Department of Justice.

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

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

12 **SEC. 401. PROMOTING DATA COLLECTION ON HUMAN**
13 **TRAFFICKING.**

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

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

1 mittee on the Judiciary and the Committee on Appropria-
2 tions of the House of Representatives a report on the sta-
3 tus of the Innocence Lost National Initiative, which shall
4 include, for each of the last 5 fiscal years, information
5 on—

6 (1) the number of human traffickers who were
7 arrested, disaggregated by—

8 (A) the number of individuals arrested for
9 patronizing or soliciting an adult;

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

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

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

18 (2) the number of adults who were arrested on
19 charges of prostitution;

20 (3) the number of minor victims who were iden-
21 tified;

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

1 (5) the placement of and social services pro-
2 vided to each such minor victim as part of each
3 State operation.

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

7 **SEC. 402. CRIME REPORTING.**

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

10 (1) in paragraph (3), by striking “in the form
11 of annual Uniform Crime Reports for the United
12 States” and inserting “not less frequently than an-
13 nually”; and

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

15 “(4) INTERAGENCY COORDINATION.—

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

1 “(B) FOR REPORT.—Not later than 6
2 months after the date of enactment of this
3 paragraph, the head of each department or
4 agency within the Federal Government that is
5 subject to the mandatory reporting require-
6 ments under paragraph (2) shall provide the
7 Director of the Federal Bureau of Investigation
8 such information as the Director determines is
9 necessary to complete the first report required
10 under paragraph (5).

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

1 **SEC. 403. HUMAN TRAFFICKING ASSESSMENT.**

2 Not later than 1 year after the date of enactment
3 of this Act, and annually thereafter, the Executive Asso-
4 ciate Director of Homeland Security Investigations shall
5 submit to the Committee on Homeland Security and Gov-
6 ernmental Affairs and the Committee on the Judiciary of
7 the Senate, and the Committee on Homeland Security and
8 the Committee on the Judiciary of the House of Rep-
9 resentatives a report on human trafficking investigations
10 undertaken by Homeland Security Investigations that in-
11 cludes—

12 (1) the number of confirmed human trafficking
13 investigations by category, including labor traf-
14 ficking, sex trafficking, and transnational and do-
15 mestic human trafficking;

16 (2) the number of victims by category, includ-
17 ing—

18 (A) whether the victim is a victim of sex
19 trafficking or a victim of labor trafficking; and

20 (B) whether the victim is a minor or an
21 adult; and

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

1 **TITLE V—TRAINING AND**
2 **TECHNICAL ASSISTANCE**

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

6 (a) TRAINING CURRICULUM IMPROVEMENTS.—The
7 Attorney General, Secretary of Homeland Security, and
8 Secretary of Labor shall periodically, but not less fre-
9 quently than once every 2 years, implement improvements
10 to the training programs on human trafficking for employ-
11 ees of the Department of Justice, Department of Home-
12 land Security, and Department of Labor, respectively,
13 after consultation with survivors of human trafficking, or
14 trafficking victims service providers, and Federal law en-
15 forcement agencies responsible for the prevention, deter-
16 rence, and prosecution of offenses involving human traf-
17 ficking (such as individuals serving as, or who have served
18 as, investigators in a Federal agency and who have exper-
19 tise in identifying human trafficking victims and inves-
20 tigating human trafficking cases).

21 (b) ADVANCED TRAINING CURRICULUM.—

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

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

4 (A) emphasizes a multidisciplinary, collabo-
5 rative effort by law enforcement officers and
6 victim service providers to offer comprehensive
7 services and resources for victims and a broad
8 range of investigation and prosecution options
9 in response to perpetrators;

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

20 (C) explains that—

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

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

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

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

13 (1) in subsection (c)(1)(A)—

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

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

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

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

1 “(iv) how—

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

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

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

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

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

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

23 “(A) require the individual screening of all
24 adults and children who are suspected of engag-
25 ing in commercial sex acts or who are subject

1 to labor exploitation that may be in violation of
2 child labor laws to determine whether each indi-
3 vidual screened is a victim of human traf-
4 ficking;

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

9 “(C) require all Federal law enforcement
10 officers and relevant department personnel who
11 participate in human trafficking investigations
12 to receive training on enforcement of the pro-
13 tocol;

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

21 “(E) include—

22 “(i) procedures and practices to en-
23 sure that the screening process minimizes
24 trauma or revictimization of the person
25 being screened; and

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

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

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

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

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

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

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

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

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

1 **TITLE VI—ACCOUNTABILITY**

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

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

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

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

9 (2) by adding at the end the following

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

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

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