

# Union Calendar No. 183

109TH CONGRESS  
1ST SESSION

# H. R. 972

**[Report No. 109–317, Parts I and II]**

To authorize appropriations for fiscal years 2006 and 2007 for the Trafficking Victims Protection Act of 2000, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 17, 2005

Mr. SMITH of New Jersey (for himself, Mr. LANTOS, Mr. PAYNE, Mr. BLUNT, Mr. WOLF, Mr. CARDIN, Ms. ROS-LEHTINEN, Mr. PITTS, Mr. PENCE, and Mr. FALEOMAVAEGA) introduced the following bill; which was referred to the Committee on International Relations, and in addition to the Committees on Armed Services, Judiciary, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

NOVEMBER 18, 2005

Reported from the Committee on International Relations with an amendment  
[Strike out all after the enacting clause and insert the part printed in *italic*]

NOVEMBER 18, 2005

Referral to the Committee on the Judiciary extended for a period ending not later than December 8, 2005

NOVEMBER 18, 2005

Committees on Armed Services and Energy and Commerce discharged

DECEMBER 8, 2005

Additional sponsors: Mr. BOOZMAN, Mr. SHIMKUS, Mrs. JONES of Ohio, Mr. CHABOT, Mr. BURTON of Indiana, Mr. WILSON of South Carolina, Mrs. MALONEY, Ms. MILLENDER-McDONALD, Mr. EVANS, Ms. KAPTUR, Ms. WATSON, Mr. ABERCROMBIE, Mr. ENGLISH of Pennsylvania, Mr. OWENS, Mr. MCINTYRE, Mr. Brown of Ohio, Ms. HARRIS, Mr. FOLEY, Ms. CORRINE BROWN of Florida, Mr. BERMAN, Ms. ROYBAL-ALLARD, Mr. TANCREDO, Mr. FRANKS of Arizona, Mr. CUMMINGS, Mrs. JO ANN

DAVIS of Virginia, Mr. MEEKS of New York, Mr. GUTIERREZ, Mr. MCGOVERN, Mr. McNULTY, Mr. DOGGETT, Mrs. NAPOLITANO, Mr. CROWLEY, Mr. GENE GREEN of Texas, Mr. SOUDER, Mr. KUCINICH, Mr. KING of New York, Ms. SCHAKOWSKY, Mr. EMANUEL, Mr. LYNCH, Mr. SANDERS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DELAHUNT, Mr. BUTTERFIELD, Ms. SLAUGHTER, Mr. BACHUS, Ms. SOLIS, Mr. McDERMOTT, Ms. WOOLSEY, Mr. PALLONE, Ms. ZOE LOFGREN of California, Mr. SCHIFF, Mr. BASS, Mr. BUYER, Mr. TERRY, Mr. WEINER, Mr. WEXLER, Mr. RADANOVICH, Mr. AKIN, Mr. GRIJALVA, Mr. MORAN of Virginia, Ms. MCCOLLUM of Minnesota, Mr. WELLER, Mr. CARDOZA, Mr. LEACH, Mr. FORTENBERRY, Mr. MENENDEZ, Mrs. DAVIS of California, Mr. FILNER, Mr. VAN HOLLEN, Mr. GEORGE MILLER of California, Mr. BISHOP of Georgia, Mr. LARSEN of Washington, Mr. CANNON, Mr. GORDON, Mr. HONDA, Mr. DAVIS of Illinois, Mrs. SCHMIDT, Mr. SNYDER, Mr. WAXMAN, Mr. PASTOR, Mr. SMITH of Washington, Mr. FOSSELLA, Mr. KLINE, Mr. REYES, Mr. PETERSON of Minnesota, Mr. LANGEVIN, Mr. RAHALL, Mr. MILLER of North Carolina, Ms. GRANGER, Mr. TURNER, Mr. PORTER, Mrs. TAUSCHER, Mr. ORTIZ, and Mr. STARK

DECEMBER 8, 2005

Reported from the Committee on the Judiciary with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in boldface roman]

[For text of introduced bill, see copy of bill as introduced on February 17, 2005]

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## A BILL

To authorize appropriations for fiscal years 2006 and 2007 for the Trafficking Victims Protection Act of 2000, and for other purposes.

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

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

4        (a) *SHORT TITLE.*—*This Act may be cited as the*  
 5        *“Trafficking Victims Protection Reauthorization Act of*  
 6        *2005”.*

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

*Sec. 1. Short title; table of contents.*

*Sec. 2. Findings.*

*TITLE I—COMBATTING INTERNATIONAL TRAFFICKING IN PERSONS*

*Sec. 101. Prevention of trafficking in conjunction with post-conflict and humanitarian emergency assistance.*

*Sec. 102. Protection of victims of trafficking in persons.*

*Sec. 103. Enhancing prosecutions of trafficking in persons offenses.*

*Sec. 104. Enhancing United States efforts to combat trafficking in persons.*

*Sec. 105. Additional activities to monitor and combat forced labor and child labor.*

*TITLE II—COMBATTING DOMESTIC TRAFFICKING IN PERSONS*

*Sec. 201. Prevention of domestic trafficking in persons.*

*Sec. 202. Establishment of grant program to develop, expand, and strengthen assistance programs for certain persons subject to trafficking.*

*Sec. 203. Protection of juvenile victims of trafficking in persons.*

*Sec. 204. Enhancing State and local efforts to combat trafficking in persons.*

*Sec. 205. Report to Congress.*

*Sec. 206. Definitions.*

*TITLE III—AUTHORIZATIONS OF APPROPRIATIONS*

*Sec. 301. Authorizations of appropriations.*

3 **SEC. 2. FINDINGS.**

4           *Congress finds the following:*

5                   (1) *The United States has demonstrated inter-*  
 6 *national leadership in combating human trafficking*  
 7 *and slavery through the enactment of the Trafficking*  
 8 *Victims Protection Act of 2000 (division A of Public*  
 9 *Law 106–386; 22 U.S.C. 7101 et seq.) and the Traf-*  
 10 *fficking Victims Protection Reauthorization Act of*  
 11 *2003 (Public Law 108–193).*

12                   (2) *The United States Government currently es-*  
 13 *timates that 600,000 to 800,000 individuals are traf-*  
 14 *ficked across international borders each year and ex-*

1        *exploited through forced labor and commercial sex ex-*  
2        *ploitation. An estimated 80 percent of such individ-*  
3        *uals are women and girls.*

4            (3) *Since the enactment of the Trafficking Vic-*  
5        *tims Protection Act of 2000, United States efforts to*  
6        *combat trafficking in persons have focused primarily*  
7        *on the international trafficking in persons, including*  
8        *the trafficking of foreign citizens into the United*  
9        *States.*

10           (4) *Trafficking in persons also occurs within the*  
11        *borders of a country, including the United States.*

12           (5) *No known studies exist that quantify the*  
13        *problem of trafficking in children for the purpose of*  
14        *commercial sexual exploitation in the United States.*  
15        *According to a report issued by researchers at the*  
16        *University of Pennsylvania in 2001, as many as*  
17        *300,000 children in the United States are at risk for*  
18        *commercial sexual exploitation, including trafficking,*  
19        *at any given time.*

20           (6) *Runaway and homeless children in the*  
21        *United States are highly susceptible to being domesti-*  
22        *cally trafficked for commercial sexual exploitation.*  
23        *According to the National Runaway Switchboard,*  
24        *every day in the United States, between 1,300,000*  
25        *and 2,800,000 runaway and homeless youth live on*

1        *the streets. One out of every seven children will run*  
2        *away from home before the age of 18.*

3                *(7) Following armed conflicts and during hu-*  
4        *manitarian emergencies, indigenous populations face*  
5        *increased security challenges and vulnerabilities*  
6        *which result in myriad forms of violence, including*  
7        *trafficking for sexual and labor exploitation. Foreign*  
8        *policy and foreign aid professionals increasingly rec-*  
9        *ognize the increased activity of human traffickers in*  
10       *post-conflict settings and during humanitarian emer-*  
11       *gencies.*

12               *(8) There is a need to protect populations in*  
13       *post-conflict settings and humanitarian emergencies*  
14       *from being trafficked for sexual or labor exploitation.*  
15       *The efforts of aid agencies to address the protection*  
16       *needs of, among others, internally displaced persons*  
17       *and refugees are useful in this regard. Nonetheless,*  
18       *there is a need for further integrated programs and*  
19       *strategies at the United States Agency for Inter-*  
20       *national Development, the Department of State, and*  
21       *the Department of Defense to combat human traf-*  
22       *ficking, including through protection and prevention*  
23       *methodologies, in post-conflict environments and dur-*  
24       *ing humanitarian emergencies.*

1           (9) *International and human rights organiza-*  
2           *tions have documented a correlation between inter-*  
3           *national deployments of military and civilian peace-*  
4           *keepers and aid workers and a resulting increase in*  
5           *the number of women and girls trafficked into pros-*  
6           *titution in post-conflict regions.*

7           (10) *The involvement of employees and contrac-*  
8           *tors of the United States Government and members of*  
9           *the Armed Forces in trafficking in persons, facili-*  
10          *tating the trafficking in persons, or exploiting the vic-*  
11          *tims of trafficking in persons is inconsistent with*  
12          *United States laws and policies and undermines the*  
13          *credibility and mission of United States Government*  
14          *programs in post-conflict regions.*

15          (11) *Further measures are needed to ensure that*  
16          *United States Government personnel and contractors*  
17          *are held accountable for involvement with acts of traf-*  
18          *ficking in persons, including by expanding United*  
19          *States criminal jurisdiction to all United States Gov-*  
20          *ernment contractors abroad.*

1 **TITLE I—COMBATTING INTER-**  
2 **NATIONAL TRAFFICKING IN**  
3 **PERSONS**

4 **SEC. 101. PREVENTION OF TRAFFICKING IN CONJUNCTION**  
5 **WITH POST-CONFLICT AND HUMANITARIAN**  
6 **EMERGENCY ASSISTANCE.**

7 (a) *AMENDMENT.*—Section 106 of the Trafficking Vic-  
8 tims Protection Act of 2000 (22 U.S.C. 7104) is amended  
9 by adding at the end the following new subsection:

10 “(h) *PREVENTION OF TRAFFICKING IN CONJUNCTION*  
11 *WITH POST-CONFLICT AND HUMANITARIAN EMERGENCY*  
12 *ASSISTANCE.*—The United States Agency for International  
13 Development, the Department of State, and the Department  
14 of Defense shall incorporate anti-trafficking and protection  
15 measures for vulnerable populations, particularly women  
16 and children, into their post-conflict and humanitarian  
17 emergency assistance and program activities.”.

18 (b) *STUDY AND REPORT.*—

19 (1) *STUDY.*—

20 (A) *IN GENERAL.*—The Secretary of State  
21 and the Administrator of the United States  
22 Agency for International Development, in con-  
23 sultation with the Secretary of Defense, shall  
24 conduct a study regarding the threat and prac-  
25 tice of trafficking in persons generated by post-

1           *conflict and humanitarian emergencies in for-*  
2           *oreign countries.*

3           *(B) FACTORS.—In carrying out the study,*  
4           *the Secretary of State and the Administrator of*  
5           *the United States Agency for International De-*  
6           *velopment shall examine—*

7                     *(i) the vulnerabilities to human traf-*  
8                     *ficking of commonly affected populations,*  
9                     *particularly women and children, generated*  
10                    *by post-conflict and humanitarian emer-*  
11                    *gencies;*

12                    *(ii) the various forms of trafficking in*  
13                    *persons, both internal and trans-border, in-*  
14                    *cluding both sexual and labor exploitation;*

15                    *(iii) a collection of best practices im-*  
16                    *plemented to date to combat human traf-*  
17                    *ficking in such areas; and*

18                    *(iv) proposed recommendations to bet-*  
19                    *ter combat trafficking in persons in con-*  
20                    *junction with post-conflict reconstruction*  
21                    *and humanitarian emergencies assistance.*

22            *(2) REPORT.—Not later than 180 days after the*  
23            *date of the enactment of this Act, the Secretary of*  
24            *State and the Administrator of the United States*  
25            *Agency for International Development, with the con-*





1           *study to identify best practices for the rehabilita-*  
2           *tion of victims of trafficking in group residential*  
3           *facilities in foreign countries.*

4           (B) *FACTORS.*—*In carrying out the study*  
5           *under subparagraph (A), the Administrator*  
6           *shall—*

7                   (i) *investigate factors relating to the*  
8                   *rehabilitation of victims of trafficking in*  
9                   *group residential facilities, such as the ap-*  
10                  *propriate size of such facilities, services to*  
11                  *be provided, length of stay, and cost; and*

12                  (ii) *give consideration to ensure the*  
13                  *safety and security of victims of trafficking,*  
14                  *provide alternative sources of income for*  
15                  *such victims, assess and provide for the edu-*  
16                  *cational needs of such victims, including lit-*  
17                  *eracy, and assess the psychological needs of*  
18                  *such victims and provide professional coun-*  
19                  *seling, as appropriate.*

20           (2) *PILOT PROGRAM.*—*Upon completion of the*  
21           *study carried out pursuant to paragraph (1), the Ad-*  
22           *ministrator of the United States Agency for Inter-*  
23           *national Development shall establish and carry out a*  
24           *pilot program to establish residential treatment facili-*

1 *ties in foreign countries for victims of trafficking*  
2 *based upon the best practices identified in the study.*

3 (3) *PURPOSES.—The purposes of the pilot pro-*  
4 *gram established pursuant to paragraph (2) are to—*

5 (A) *provide benefits and services to victims*  
6 *of trafficking, including shelter, psychological*  
7 *counseling, and assistance in developing inde-*  
8 *pendent living skills;*

9 (B) *assess the benefits of providing residen-*  
10 *tial treatment facilities for victims of trafficking,*  
11 *as well as the most efficient and cost-effective*  
12 *means of providing such facilities; and*

13 (C) *assess the need for and feasibility of es-*  
14 *tablishing additional residential treatment facili-*  
15 *ties for victims of trafficking.*

16 (4) *SELECTION OF SITES.—The Administrator of*  
17 *the United States Agency for International Develop-*  
18 *ment shall select 2 sites at which to operate the pilot*  
19 *program established pursuant to paragraph (2).*

20 (5) *FORM OF ASSISTANCE.—In order to carry*  
21 *out the responsibilities of this subsection, the Admin-*  
22 *istrator of the United States Agency for International*  
23 *Development shall enter into contracts with, or make*  
24 *grants to, organizations with relevant expertise in the*  
25 *delivery of services to victims of trafficking.*



1 **“§ 3271. *Trafficking in persons offenses committed by***  
2 ***persons employed by or accompanying the***  
3 ***Federal Government outside the United***  
4 ***States***

5 *“(a) Whoever, while employed by or accompanying the*  
6 *Federal Government outside the United States, engages in*  
7 *conduct outside the United States that would constitute an*  
8 *offense under chapter 77 or 117 of this title if the conduct*  
9 *had been engaged in within the United States or within*  
10 *the special maritime and territorial jurisdiction of the*  
11 *United States shall be punished as provided for that offense.*

12 *“(b) No prosecution may be commenced against a per-*  
13 *son under this section if a foreign government, in accord-*  
14 *ance with jurisdiction recognized by the United States, has*  
15 *prosecuted or is prosecuting such person for the conduct*  
16 *constituting such offense, except upon the approval of the*  
17 *Attorney General or the Deputy Attorney General (or a per-*  
18 *son acting in either such capacity), which function of ap-*  
19 *proval may not be delegated.*

20 **“§ 3272. *Definitions***

21 *“As used in this chapter:*

22 *“(1) The term ‘employed by the Federal Govern-*  
23 *ment outside the United States’ means—*

24 *“(A) employed as a civilian employee of the*  
25 *Federal Government, as a Federal contractor*  
26 *(including a subcontractor at any tier), or as an*

1           *employee of a Federal contractor (including a*  
 2           *subcontractor at any tier);*

3           *“(B) present or residing outside the United*  
 4           *States in connection with such employment; and*

5           *“(C) not a national of or ordinarily resi-*  
 6           *dent in the host nation.*

7           *“(2) The term ‘accompanying the Federal Gov-*  
 8           *ernment outside the United States’ means—*

9           *“(A) a dependant of—*

10           *“(i) a civilian employee of the Federal*  
 11           *Government; or*

12           *“(ii) a Federal contractor (including a*  
 13           *subcontractor at any tier) or an employee of*  
 14           *a Federal contractor (including a subcon-*  
 15           *tractor at any tier);*

16           *“(B) residing with such civilian employee,*  
 17           *contractor, or contractor employee outside the*  
 18           *United States; and*

19           *“(C) not a national of or ordinarily resi-*  
 20           *dent in the host nation.”.*

21           *(2) CLERICAL AMENDMENT.—The table of chap-*  
 22           *ters at the beginning of such part is amended by in-*  
 23           *serting after the item relating to chapter 212 the fol-*  
 24           *lowing new item:*

**“212A. Extraterritorial jurisdiction over certain traf-**  
**ficking in persons offenses ..... 3271”.**

1       (b) *LAUNDERING OF MONETARY INSTRUMENTS.*—Sec-  
2 *tion 1956(c)(7)(B) of title 18, United States Code, is*  
3 *amended—*

4           (1) *in clause (v), by striking “or” at the end;*

5           (2) *in clause (vi), by adding “or” at the end;*

6       *and*

7           (3) *by adding at the end the following new*  
8 *clause:*

9                   “(vii) *trafficking in persons, selling or*  
10 *buying of children, sexual exploitation of*  
11 *children, or transporting, recruiting or har-*  
12 *boring a person, including a child, for com-*  
13 *mercial sex acts;”.*

14       (c) *DEFINITION OF RACKETEERING ACTIVITY.*—Sec-  
15 *tion 1961(1)(B) of title 18, United States Code, is amended*  
16 *by striking “1581–1591” and inserting “1581–1592”.*

17       (d) *CIVIL AND CRIMINAL FORFEITURES.*—

18           (1) *IN GENERAL.*—Chapter 117 of title 18,  
19 *United States Code, is amended by adding at the end*  
20 *the following new section:*

21 **“§ 2428. Forfeitures**

22           “(a) *IN GENERAL.*—The court, in imposing sentence  
23 *on any person convicted of a violation of this chapter, shall*  
24 *order, in addition to any other sentence imposed and irre-*

1 *spective of any provision of State law, that such person*  
2 *shall forfeit to the United States—*

3 *“(1) such person’s interest in any property, real*  
4 *or personal, that was used or intended to be used to*  
5 *commit or to facilitate the commission of such viola-*  
6 *tion; and*

7 *“(2) any property, real or personal, constituting*  
8 *or derived from any proceeds that such person ob-*  
9 *tained, directly or indirectly, as a result of such vio-*  
10 *lation.*

11 *“(b) PROPERTY SUBJECT TO FORFEITURE.—*

12 *“(1) IN GENERAL.—The following shall be subject*  
13 *to forfeiture to the United States and no property*  
14 *right shall exist in them:*

15 *“(A) Any property, real or personal, used or*  
16 *intended to be used to commit or to facilitate the*  
17 *commission of any violation of this chapter.*

18 *“(B) Any property, real or personal, that*  
19 *constitutes or is derived from proceeds traceable*  
20 *to any violation of this chapter.*

21 *“(2) APPLICABILITY OF CHAPTER 46.—The pro-*  
22 *visions of chapter 46 of this title relating to civil for-*  
23 *feitures shall apply to any seizure or civil forfeiture*  
24 *under this subsection.”.*



1           (2) *CLERICAL AMENDMENT.*—*The table of sec-*  
 2           *tions at the beginning of such chapter is amended by*  
 3           *adding at the end the following new item:*

“2428. *Forfeitures.*”.

4   **SEC. 104. ENHANCING UNITED STATES EFFORTS TO COM-**  
 5                           **BAT TRAFFICKING IN PERSONS.**

6           (a) *APPOINTMENT TO INTERAGENCY TASK FORCE TO*  
 7   *MONITOR AND COMBAT TRAFFICKING.*—*Section 105(b) of*  
 8   *the Trafficking Victims Protection Act of 2000 (22 U.S.C.*  
 9   *7103(b)) is amended—*

10           (1) *by striking “the Director of Central Intel-*  
 11           *ligence” and inserting “the Director of National In-*  
 12           *telligence”;* *and*

13           (2) *by inserting “, the Secretary of Defense, the*  
 14           *Secretary of Homeland Security” after “the Director*  
 15           *of National Intelligence” (as added by paragraph*  
 16           *(1)).*

17           (b) *MINIMUM STANDARDS FOR THE ELIMINATION OF*  
 18   *TRAFFICKING.*—

19           (1) *AMENDMENTS.*—*Section 108(b) of the Traf-*  
 20           *ficking Victims Protection Act of 2000 (22 U.S.C.*  
 21           *7106(b)) is amended—*

22                           (A) *in paragraph (3), by adding at the end*  
 23                           *before the period the following: “, measures to re-*  
 24                           *duce the demand for commercial sex acts and for*  
 25                           *participation in international sex tourism by*

1           *nationals of the country, measures to ensure that*  
2           *its nationals who are deployed abroad as part of*  
3           *a peacekeeping or other similar mission do not*  
4           *engage in or facilitate severe forms of trafficking*  
5           *in persons or exploit victims of such trafficking,*  
6           *and measures to prevent the use of forced labor*  
7           *or child labor in violation of international*  
8           *standards”;* and

9           *(B) in the first sentence of paragraph (7),*  
10          *by striking “persons,” and inserting “persons,*  
11          *including nationals of the country who are de-*  
12          *ployed abroad as part of a peacekeeping or other*  
13          *similar mission who engage in or facilitate se-*  
14          *vere forms of trafficking in persons or exploit*  
15          *victims of such trafficking,”.*

16          (2) *EFFECTIVE DATE.*—*The amendments made*  
17          *by subparagraphs (A) and (B) of paragraph (1) take*  
18          *effect beginning two years after the date of the enact-*  
19          *ment of this Act.*

20          (c) *RESEARCH.*—

21                 (1) *AMENDMENTS.*—*Section 112A of the Traf-*  
22          *fficking Victims Protection Act of 2000 (22 U.S.C.*  
23          *7109a) is amended—*

24                         (A) *in the first sentence of the matter pre-*  
25                         *ceding paragraph (1)—*

1                   (i) by striking “The President” and in-  
2                   serting “(a) IN GENERAL.—The President”;  
3                   and

4                   (ii) by striking “the Director of Cen-  
5                   tral Intelligence” and inserting “the Direc-  
6                   tor of National Intelligence”;

7                   (B) in paragraph (3), by adding at the end  
8                   before the period the following: “, particularly  
9                   HIV/AIDS”;

10                  (C) by adding at the end the following new  
11                  paragraphs:

12                  “(4) Subject to subsection (b), the interrelation-  
13                  ship between trafficking in persons and terrorism, in-  
14                  cluding the use of profits from trafficking in persons  
15                  to finance terrorism.

16                  “(5) An effective mechanism for quantifying the  
17                  number of victims of trafficking on a national, re-  
18                  gional, and international basis.

19                  “(6) The abduction and enslavement of children  
20                  for use as soldiers, including steps taken to eliminate  
21                  the abduction and enslavement of children for use as  
22                  soldiers and recommendations for such further steps  
23                  as may be necessary to rapidly end the abduction and  
24                  enslavement of children for use as soldiers.”; and

1                   (D) by further adding at the end the fol-  
2                   lowing new subsections:

3           “(b) *ROLE OF HUMAN SMUGGLING AND TRAFFICKING*  
4 *CENTER.*—The research initiatives described in subsection  
5 (a)(4) shall be carried out by the Human Smuggling and  
6 Trafficking Center (established pursuant to section 7202 of  
7 the Intelligence Reform and Terrorism Prevention Act of  
8 2004 (Public Law 108–458)).

9           “(c) *DEFINITIONS.*—In this section:

10           “(1) *AIDS.*—The term ‘AIDS’ means the ac-  
11           quired immune deficiency syndrome.

12           “(2) *HIV.*—The term ‘HIV’ means the human  
13           immunodeficiency virus, the pathogen that causes  
14           AIDS.

15           “(3) *HIV/AIDS.*—The term ‘HIV/AIDS’ means,  
16           with respect to an individual, an individual who is  
17           infected with HIV or living with AIDS.”.

18           (2) *REPORT.*—

19           (A) *IN GENERAL.*—Not later than one year  
20           after the date of the enactment of this Act, the  
21           Human Smuggling and Trafficking Center (es-  
22           tablished pursuant to section 7202 of the Intel-  
23           ligence Reform and Terrorism Prevention Act of  
24           2004 (Public Law 108–458)) shall submit to the  
25           appropriate congressional committees a report

1           *on the results of the research initiatives carried*  
2           *out pursuant to section 112A(4) of the Traf-*  
3           *ficking Victims Protection Act of 2000 (as added*  
4           *by paragraph (1)(C) of this subsection).*

5           *(B) DEFINITION.—In this paragraph, the*  
6           *term “appropriate congressional committees”*  
7           *means—*

8                     *(i) the Committee on International Re-*  
9                     *lations and the Committee on the Judiciary*  
10                    *of the House of Representatives; and*

11                    *(ii) the Committee on Foreign Rela-*  
12                    *tions and the Committee on the Judiciary*  
13                    *of the Senate.*

14           *(d) FOREIGN SERVICE OFFICER TRAINING.—Section*  
15           *708(a) of the Foreign Service Act of 1980 (22 U.S.C.*  
16           *4028(a)) is amended—*

17                    *(1) in the matter preceding paragraph (1), by*  
18                    *inserting “, the Director of the Office to Monitor and*  
19                    *Combat Trafficking,” after “the International Reli-*  
20                    *gious Freedom Act of 1998”;*

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

23                    *(3) in paragraph (2), by striking the period at*  
24                    *the end and inserting “; and”;* and

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

1           “(3) *instruction on international documents and*  
2           *United States policy on trafficking in persons, in-*  
3           *cluding provisions of the Trafficking Victims Protec-*  
4           *tion Act of 2000 (division A of Public Law 106–386;*  
5           *22 U.S.C. 7101 et seq.) which may affect the United*  
6           *States bilateral relationships.”.*

7           (e) *PREVENTION OF TRAFFICKING BY PEACE-*  
8           *KEEPERS.—*

9           (1) *INCLUSION IN TRAFFICKING IN PERSONS RE-*  
10           *PORT.—Section 110(b)(1) of the Trafficking Victims*  
11           *Protection Act of 2000 (22 U.S.C. 7107(b)(1)) is*  
12           *amended—*

13                   (A) *in subparagraph (B), by striking “and”*  
14                   *at the end;*

15                   (B) *in subparagraph (C), by striking the*  
16                   *period at the end and inserting “; and”; and*

17                   (C) *by adding at the end the following new*  
18                   *subparagraph:*

19                           “(D) *information on the measures taken by*  
20                           *the United Nations, the Organization for Secu-*  
21                           *rity and Cooperation in Europe, the North At-*  
22                           *lantic Treaty Organization and, as appropriate,*  
23                           *other multilateral organizations in which the*  
24                           *United States participates, to prevent the in-*  
25                           *volvement of the organization’s employees, con-*

1           *tractor personnel, and peacekeeping forces in*  
2           *trafficking in persons or the exploitation of vic-*  
3           *tims of trafficking.”.*

4           (2) *REPORT BY SECRETARY OF STATE.—At least*  
5           *15 days prior to voting for a new or reauthorized*  
6           *peacekeeping mission under the auspices of the United*  
7           *Nations, the North Atlantic Treaty Organization, or*  
8           *any other multilateral organization in which the*  
9           *United States participates (or in an emergency, as*  
10          *far in advance as is practicable), the Secretary of*  
11          *State shall submit to the Committee on International*  
12          *Relations of the House of Representatives, the Com-*  
13          *mittee on Foreign Relations of the Senate, and any*  
14          *other appropriate congressional committee a report*  
15          *that contains—*

16                 (A) *a description of measures taken by the*  
17                 *organization to prevent the organization’s em-*  
18                 *ployees, contractor personnel, and peacekeeping*  
19                 *forces serving in the peacekeeping mission from*  
20                 *trafficking in persons, exploiting victims of traf-*  
21                 *ficking, or committing acts of sexual exploitation*  
22                 *or abuse, and the measures in place to hold ac-*  
23                 *countable any such individuals who engage in*  
24                 *any such acts while participating in the peace-*  
25                 *keeping mission; and*

1                   (B) an analysis of the effectiveness of each  
2                   of the measures referred to in subparagraph (A).

3 **SEC. 105. ADDITIONAL ACTIVITIES TO MONITOR AND COM-**  
4 **BAT FORCED LABOR AND CHILD LABOR.**

5           (a) *ACTIVITIES OF THE DEPARTMENT OF STATE.*—

6                   (1) *FINDING.*—Congress finds that in the report  
7                   submitted to Congress by the Secretary of State in  
8                   June 2005 pursuant to section 110(b) of the Traf-  
9                   ficking Victims Protection Act of 2000 (22 U.S.C.  
10                  7107(b)), the list of countries whose governments do  
11                  not comply with the minimum standards for the  
12                  elimination of trafficking and are not making signifi-  
13                  cant efforts to bring themselves into compliance was  
14                  composed of a large number of countries in which the  
15                  trafficking involved forced labor, including the traf-  
16                  ficking of women into domestic servitude.

17                  (2) *SENSE OF CONGRESS.*—It is the sense of  
18                  Congress that the Director of the Office to Monitor  
19                  and Combat Trafficking of the Department of State  
20                  should intensify the focus of the Office on forced labor  
21                  in the countries described in paragraph (1) and other  
22                  countries in which forced labor continues to be a seri-  
23                  ous human rights concern.

24           (b) *ACTIVITIES OF THE DEPARTMENT OF LABOR.*—



1           (1) *IN GENERAL.*—*The Secretary of Labor, act-*  
2           *ing through the head of the Bureau of International*  
3           *Labor Affairs of the Department of Labor, shall carry*  
4           *out additional activities to monitor and combat*  
5           *forced labor and child labor in foreign countries as*  
6           *described in paragraph (2).*

7           (2) *ADDITIONAL ACTIVITIES DESCRIBED.*—*The*  
8           *additional activities referred to in paragraph (1)*  
9           *are—*

10           (A) *to monitor the use of forced labor and*  
11           *child labor in violation of international stand-*  
12           *ards;*

13           (B) *to provide information regarding traf-*  
14           *ficking in persons for the purpose of forced labor*  
15           *to the Office to Monitor and Combat Trafficking*  
16           *of the Department of State for inclusion in traf-*  
17           *ficking in persons report required by section*  
18           *110(b) of the Trafficking Victims Protection Act*  
19           *of 2000 (22 U.S.C. 7107(b));*

20           (C) *to develop and make available to the*  
21           *public a list of goods from countries that the Bu-*  
22           *reau of International Labor Affairs has reason to*  
23           *believe are produced by forced labor or child*  
24           *labor in violation of international standards;*

1           (D) to work with persons who are involved  
2           in the production of goods on the list described  
3           in subparagraph (C) to create a standard set of  
4           practices that will reduce the likelihood that such  
5           persons will produce goods using the labor de-  
6           scribed in such subparagraph; and

7           (E) to consult with other departments and  
8           agencies of the United States Government to re-  
9           duce forced and child labor internationally and  
10          ensure that products made by forced labor and  
11          child labor in violation of international stand-  
12          ards are not imported into the United States.

13 **TITLE II—COMBATTING DOMES-**  
14 **TIC TRAFFICKING IN PER-**  
15 **SONS**

16 **SEC. 201. PREVENTION OF DOMESTIC TRAFFICKING IN PER-**  
17 **SONS.**

18           (a) *PROGRAM TO REDUCE DEMAND FOR COMMERCIAL*  
19 *SEX ACTS.*—

20           (1) *PROGRAM.*—*The Secretary of Health and*  
21 *Human Services and the Attorney General shall iden-*  
22 *tify best practices to reduce the demand for commer-*  
23 *cial sex acts in the United States and shall carry out*  
24 *a program to implement such best practices.*

1           (2) *REPORTS.*—*The Secretary and the Attorney*  
2           *General shall prepare and post on the respective*  
3           *Internet Web sites of the Department of Health and*  
4           *Human Services and the Department of Justice re-*  
5           *ports on the best practices identified under paragraph*  
6           *(1).*

7           (3) *DEFINITION.*—*In this subsection, the term*  
8           *“commercial sex act” has the meaning given the term*  
9           *in section 103(3) of the Trafficking Victims Protec-*  
10          *tion Act of 2000 (22 U.S.C. 7102(3)).*

11          (b) *TERMINATION OF CERTAIN GRANTS, CONTRACTS,*  
12          *AND COOPERATIVE AGREEMENTS.*—*Section 106(g) of the*  
13          *Trafficking Victims Protection Act of 2000 (22 U.S.C.*  
14          *7104) is amended—*

15                 (1) *by striking “COOPERATIVE AGREEMENTS.—*  
16                 *” and all that follows through “The President shall”*  
17                 *and inserting “COOPERATIVE AGREEMENTS.—The*  
18                 *President shall”;*

19                 (2) *by striking “described in paragraph (2)”;*  
20                 *and*

21                 (3) *by striking paragraph (2).*

1 **SEC. 202. ESTABLISHMENT OF GRANT PROGRAM TO DE-**  
2 **VELOP, EXPAND, AND STRENGTHEN ASSIST-**  
3 **ANCE PROGRAMS FOR CERTAIN PERSONS**  
4 **SUBJECT TO TRAFFICKING.**

5 (a) *GRANT PROGRAM.*—Subject to the availability of  
6 appropriations, the Secretary of Health and Human Serv-  
7 ices may make grants to States, Indian tribes, units of local  
8 government, and nonprofit, nongovernmental victims' serv-  
9 ice organizations to develop, expand, and strengthen assist-  
10 ance programs for United States citizens or aliens admitted  
11 for permanent residence who are the subject of sex traf-  
12 ficking or severe forms of trafficking in persons that occurs,  
13 in whole or in part, within the territorial jurisdiction of  
14 the United States.

15 (b) *SELECTION FACTOR.*—In selecting among appli-  
16 cants for grants under subsection (a), the Secretary shall  
17 give priority to applicants with experience in the delivery  
18 of services to persons who have been subjected to sexual  
19 abuse or commercial sexual exploitation and to applicants  
20 who would employ survivors of sexual abuse or commercial  
21 sexual exploitation as part of their proposed project.

22 (c) *LIMITATION ON FEDERAL SHARE.*—The Federal  
23 share of a grant made under this section may not exceed  
24 75 percent of the total costs of the projects described in the  
25 application submitted.

1 **SEC. 203. PROTECTION OF JUVENILE VICTIMS OF TRAF-**  
2 **FICKING IN PERSONS.**

3 (a) *ESTABLISHMENT OF PILOT PROGRAM.*—Not later  
4 than 180 days after the date of the enactment of this Act,  
5 the Secretary of Health and Human Services shall establish  
6 and carry out a pilot program to establish residential treat-  
7 ment facilities in the United States for juveniles subjected  
8 to trafficking.

9 (b) *PURPOSES.*—The purposes of the pilot program es-  
10 tablished pursuant to subsection (a) are to—

11 (1) *provide benefits and services to juveniles sub-*  
12 *jected to trafficking, including shelter, psychological*  
13 *counseling, and assistance in developing independent*  
14 *living skills;*

15 (2) *assess the benefits of providing residential*  
16 *treatment facilities for juveniles subjected to traf-*  
17 *ficking, as well as the most efficient and cost-effective*  
18 *means of providing such facilities; and*

19 (3) *assess the need for and feasibility of estab-*  
20 *lishing additional residential treatment facilities for*  
21 *juveniles subjected to trafficking.*

22 (c) *SELECTION OF SITES.*—The Secretary of Health  
23 and Human Services shall select 3 sites at which to operate  
24 the pilot program established pursuant to subsection (a).

25 (d) *FORM OF ASSISTANCE.*—In order to carry out the  
26 responsibilities of this section, the Secretary of Health and

1 *Human Services shall enter into contracts with, or make*  
2 *grants to, organizations with relevant expertise in the deliv-*  
3 *ery of services to juveniles who have been subjected to sexual*  
4 *abuse or commercial sexual exploitation.*

5 (e) *REPORT.—Not later than one year after the date*  
6 *on which the first pilot program is established pursuant to*  
7 *subsection (a), the Secretary of Health and Human Services*  
8 *shall submit to Congress a report on the implementation*  
9 *of this section.*

10 (f) *DEFINITION.—In this section, the term “juvenile*  
11 *subjected to trafficking” means a United States citizen, or*  
12 *alien admitted for permanent residence, who is the subject*  
13 *of sex trafficking or severe forms of trafficking in persons*  
14 *that occurs, in whole or in part, within the territorial juris-*  
15 *diction of the United States and who has not attained 18*  
16 *years of age at the time the person is identified as having*  
17 *been the subject of sex trafficking or severe forms of traf-*  
18 *ficking in persons.*

19 (g) *AUTHORIZATION OF APPROPRIATIONS.—There are*  
20 *authorized to be appropriated to the Secretary of Health*  
21 *and Human Services to carry out this section \$5,000,000*  
22 *for each of the fiscal years 2006 and 2007.*

1 **SEC. 204. ENHANCING STATE AND LOCAL EFFORTS TO COM-**  
2 **BAT TRAFFICKING IN PERSONS.**

3 (a) *ESTABLISHMENT OF GRANT PROGRAM FOR LAW*  
4 *ENFORCEMENT.*—Subject to the availability of appropria-  
5 tions, the Attorney General may make grants to States and  
6 local law enforcement agencies to develop, expand, or  
7 strengthen programs to investigate and prosecute acts of se-  
8 vere forms of trafficking in persons that involve United  
9 States citizens, or aliens admitted for permanent residence,  
10 and that occur, in whole or in part, within the territorial  
11 jurisdiction of the United States.

12 (b) *MULTI-DISCIPLINARY APPROACH REQUIRED.*—  
13 Grants under subsection (a) may be made only for pro-  
14 grams in which the State or local law enforcement agency  
15 works collaboratively with victim service providers and  
16 other relevant nongovernmental organizations, including  
17 faith-based organizations and organizations with experi-  
18 ence in the delivery of services to persons who are the subject  
19 of trafficking in persons.

20 (c) *LIMITATION ON FEDERAL SHARE.*—The Federal  
21 share of a grant made under this section may not exceed  
22 75 percent of the total costs of the projects described in the  
23 application submitted.

24 **SEC. 205. REPORT TO CONGRESS.**

25 Section 105(d)(7) of the Trafficking Victims Protection  
26 Act of 2000 (22 U.S.C. 7103(d)(7)) is amended—

1           (1) *in subparagraph (F), by striking “and” at*  
2 *the end;*

3           (2) *by redesignating subparagraph (G) as sub-*  
4 *paragraph (H); and*

5           (3) *by inserting after subparagraph (F) the fol-*  
6 *lowing new subparagraph:*

7                   *“(G) the amount, recipient, and purpose of*  
8 *each grant under sections 202 and 204 of the*  
9 *Trafficking Victims Protection Reauthorization*  
10 *Act of 2005; and”.*

11 **SEC. 206. DEFINITIONS.**

12 *In this title:*

13           (1) *SEVERE FORMS OF TRAFFICKING IN PER-*  
14 *SONS.—The term “severe forms of trafficking in per-*  
15 *sons” has the meaning given the term in section*  
16 *103(8) of the Trafficking Victims Protection Act of*  
17 *2000 (22 U.S.C. 7102(8)).*

18           (2) *SEX TRAFFICKING.—The term “sex traf-*  
19 *ficking” has the meaning given the term in section*  
20 *103(9) of the Trafficking Victims Protection Act of*  
21 *2000 (22 U.S.C. 7102(9)).*



1 **TITLE III—AUTHORIZATIONS OF**  
2 **APPROPRIATIONS**

3 **SEC. 301. AUTHORIZATIONS OF APPROPRIATIONS.**

4 *Section 113 of the Trafficking Victims Protection Act*  
5 *of 2000 (22 U.S.C. 7110) is amended—*

6 *(1) in subsection (a)—*

7 *(A) by striking “and \$5,000,000” and in-*  
8 *serting “\$5,000,000”;*

9 *(B) by adding at the end before the period*  
10 *the following: “, and \$5,500,000 for each of the*  
11 *fiscal years 2006 and 2007”;* and

12 *(C) by further adding at the end the fol-*  
13 *lowing new sentence: “In addition, there are au-*  
14 *thorized to be appropriated to the Office to Mon-*  
15 *itor and Combat Trafficking for official recep-*  
16 *tion and representation expenses \$3,000 for each*  
17 *of the fiscal years 2006 and 2007.”;*

18 *(2) in subsection (b), by striking “2004 and*  
19 *2005” and inserting “2004, 2005, 2006, and 2007”;*

20 *(3) in subsection (c)(1), by striking “2004 and*  
21 *2005” each place it appears and inserting “2004,*  
22 *2005, 2006, and 2007”;*

23 *(4) in subsection (d), by striking “2004 and*  
24 *2005” each place it appears and inserting “2004,*  
25 *2005, 2006, and 2007”;*

1           (5) *in subsection (e)—*

2                   (A) *in paragraphs (1) and (2), by striking*  
3           “2003 through 2005” *and inserting “2003*  
4           *through 2007”;* *and*

5                   (B) *in paragraph (3), by striking*  
6           “\$300,000 for fiscal year 2004 and \$300,000 for  
7           *fiscal year 2005” and inserting “\$300,000 for*  
8           *each of the fiscal years 2004 through 2007”;*

9           (6) *in subsection (f), by striking “2004 and*  
10          2005” *and inserting “2004, 2005, 2006, and 2007”;*  
11          *and*

12           (7) *by adding at the end the following new sub-*  
13          *sections:*

14          “(h) *AUTHORIZATION OF APPROPRIATIONS TO DIREC-*  
15          *TOR OF THE FBI.—There are authorized to be appropriated*  
16          *to the Director of the Federal Bureau of Investigation*  
17          *\$15,000,000 for fiscal year 2006, to remain available until*  
18          *expended, to investigate severe forms of trafficking in per-*  
19          *sons.*

20          “(i) *AUTHORIZATION OF APPROPRIATIONS TO THE*  
21          *SECRETARY OF HOMELAND SECURITY.—There are author-*  
22          *ized to be appropriated to the Secretary of Homeland Secu-*  
23          *arity, \$18,000,000 for each of the fiscal years 2006 and 2007,*  
24          *to remain available until expended, for investigations by*

1 *the Bureau of Immigration and Customs Enforcement of*  
 2 *severe forms of trafficking in persons.”.*

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

4 **(a) SHORT TITLE.—This Act may be cited as**  
 5 **the “Trafficking Victims Protection Reauthor-**  
 6 **ization Act of 2005”.**

7 **(b) TABLE OF CONTENTS.—The table of con-**  
 8 **tents for this Act is as follows:**

**Sec. 1. Short title; table of contents.**

**Sec. 2. Findings.**

**TITLE I—COMBATTING INTERNATIONAL TRAFFICKING IN  
 PERSONS**

**Sec. 101. Prevention of trafficking in conjunction with post-**  
**conflict and humanitarian emergency assistance.**

**Sec. 102. Protection of victims of trafficking in persons.**

**Sec. 103. Enhancing prosecutions of trafficking in persons of-**  
**fenses.**

**Sec. 104. Enhancing United States efforts to combat trafficking**  
**in persons.**

**Sec. 105. Additional activities to monitor and combat forced**  
**labor and child labor.**

**TITLE II—COMBATTING DOMESTIC TRAFFICKING IN  
 PERSONS**

**Sec. 201. Prevention of domestic trafficking in persons.**

**Sec. 202. Establishment of grant program to develop, expand,**  
**and strengthen assistance programs for certain**  
**persons subject to trafficking.**

**Sec. 203. Protection of juvenile victims of trafficking in per-**  
**sons.**

**Sec. 204. Enhancing State and local efforts to combat traf-**  
**ficking in persons.**

**Sec. 205. Report to Congress.**

**Sec. 206. Senior Policy Operating Group.**

**Sec. 207. Definitions.**

**TITLE III—AUTHORIZATIONS OF APPROPRIATIONS**

**Sec. 301. Authorizations of appropriations.**

9 **SEC. 2. FINDINGS.**

10 **Congress finds the following:**

1           **(1) The United States has dem-**  
2           **onstrated international leadership in**  
3           **combating human trafficking and slavery**  
4           **through the enactment of the Trafficking**  
5           **Victims Protection Act of 2000 (division A**  
6           **of Public Law 106–386; 22 U.S.C. 7101 et**  
7           **seq.) and the Trafficking Victims Protec-**  
8           **tion Reauthorization Act of 2003 (Public**  
9           **Law 108–193).**

10           **(2) The United States Government**  
11           **currently estimates that 600,000 to**  
12           **800,000 individuals are trafficked across**  
13           **international borders each year and ex-**  
14           **ploited through forced labor and com-**  
15           **mercial sex exploitation. An estimated 80**  
16           **percent of such individuals are women**  
17           **and girls.**

18           **(3) Since the enactment of the Traf-**  
19           **ficking Victims Protection Act of 2000,**  
20           **United States efforts to combat traf-**  
21           **ficking in persons have focused primarily**  
22           **on the international trafficking in per-**  
23           **sons, including the trafficking of foreign**  
24           **citizens into the United States.**

1           **(4) Trafficking in persons also occurs**  
2           **within the borders of a country, includ-**  
3           **ing the United States.**

4           **(5) No known studies exist that quan-**  
5           **tify the problem of trafficking in children**  
6           **for the purpose of commercial sexual ex-**  
7           **ploitation in the United States. According**  
8           **to a report issued by researchers at the**  
9           **University of Pennsylvania in 2001, as**  
10          **many as 300,000 children in the United**  
11          **States are at risk for commercial sexual**  
12          **exploitation, including trafficking, at any**  
13          **given time.**

14          **(6) Runaway and homeless children**  
15          **in the United States are highly suscep-**  
16          **tible to being domestically trafficked for**  
17          **commercial sexual exploitation. Accord-**  
18          **ing to the National Runaway Switch-**  
19          **board, every day in the United States, be-**  
20          **tween 1,300,000 and 2,800,000 runaway**  
21          **and homeless youth live on the streets.**  
22          **One out of every seven children will run**  
23          **away from home before the age of 18.**

24          **(7) Following armed conflicts and**  
25          **during humanitarian emergencies, indig-**

1       enous populations face increased security  
2       challenges and vulnerabilities which re-  
3       sult in myriad forms of violence, includ-  
4       ing trafficking for sexual and labor ex-  
5       ploitation. Foreign policy and foreign aid  
6       professionals increasingly recognize the  
7       increased activity of human traffickers in  
8       post-conflict settings and during humani-  
9       tarian emergencies.

10           (8) There is a need to protect popu-  
11       lations in post-conflict settings and hu-  
12       manitarian emergencies from being traf-  
13       ficked for sexual or labor exploitation.  
14       The efforts of aid agencies to address the  
15       protection needs of, among others, inter-  
16       nally displaced persons and refugees are  
17       useful in this regard. Nonetheless, there  
18       is a need for further integrated programs  
19       and strategies at the United States Agen-  
20       cy for International Development, the De-  
21       partment of State, and the Department of  
22       Defense to combat human trafficking, in-  
23       cluding through protection and preven-  
24       tion methodologies, in post-conflict envi-

1        **ronments and during humanitarian emer-**  
2        **gencies.**

3            **(9) International and human rights**  
4        **organizations have documented a cor-**  
5        **relation between international deploy-**  
6        **ments of military and civilian peace-**  
7        **keepers and aid workers and a resulting**  
8        **increase in the number of women and**  
9        **girls trafficked into prostitution in post-**  
10       **conflict regions.**

11           **(10) The involvement of employees**  
12       **and contractors of the United States Gov-**  
13       **ernment and members of the Armed**  
14       **Forces in trafficking in persons, facili-**  
15       **tating the trafficking in persons, or ex-**  
16       **ploiting the victims of trafficking in per-**  
17       **sons is inconsistent with United States**  
18       **laws and policies and undermines the**  
19       **credibility and mission of United States**  
20       **Government programs in post-conflict re-**  
21       **gions.**

22           **(11) Further measures are needed to**  
23       **ensure that United States Government**  
24       **personnel and contractors are held ac-**  
25       **countable for involvement with acts of**





1           **(1) STUDY.—**

2                   **(A) IN GENERAL.—**The Secretary of  
3           **State and the Administrator of the**  
4           **United States Agency for Inter-**  
5           **national Development, in consulta-**  
6           **tion with the Secretary of Defense,**  
7           **shall conduct a study regarding the**  
8           **threat and practice of trafficking in**  
9           **persons generated by post-conflict**  
10           **and humanitarian emergencies in for-**  
11           **foreign countries.**

12                   **(B) FACTORS.—**In carrying out the  
13           **study, the Secretary of State and the**  
14           **Administrator of the United States**  
15           **Agency for International Develop-**  
16           **ment shall examine—**

17                           **(i) the vulnerabilities to**  
18                           **human trafficking of commonly**  
19                           **affected populations, particularly**  
20                           **women and children, generated**  
21                           **by post-conflict and humanitarian**  
22                           **emergencies;**

23                           **(ii) the various forms of traf-**  
24                           **ficking in persons, both internal**

1           **and trans-border, including both**  
2           **sexual and labor exploitation;**

3           **(iii) a collection of best prac-**  
4           **tices implemented to date to com-**  
5           **bat human trafficking in such**  
6           **areas; and**

7           **(iv) proposed recommenda-**  
8           **tions to better combat trafficking**  
9           **in persons in conjunction with**  
10          **post-conflict reconstruction and**  
11          **humanitarian emergencies assist-**  
12          **ance.**

13           **(2) REPORT.—Not later than 180 days**  
14          **after the date of the enactment of this**  
15          **Act, the Secretary of State and the Ad-**  
16          **ministrator of the United States Agency**  
17          **for International Development, with the**  
18          **concurrence of the Secretary of Defense,**  
19          **shall transmit to the Committee on Inter-**  
20          **national Relations and the Committee on**  
21          **Armed Services of the House of Rep-**  
22          **resentatives and the Committee on For-**  
23          **ign Relations and the Committee on**  
24          **Armed Services of the Senate a report**

1       **that contains the results of the study con-**  
2       **ducted pursuant to paragraph (1).**

3       **SEC. 102. PROTECTION OF VICTIMS OF TRAFFICKING IN**  
4               **PERSONS.**

5       **(a) ACCESS TO INFORMATION.—Section**  
6       **107(c)(2) of the Trafficking Victims Protection**  
7       **Act of 2000 (22 U.S.C. 7105(c)(2)) is amended**  
8       **by adding at the end the following new sen-**  
9       **tence: “To the extent practicable, victims of**  
10       **severe forms of trafficking shall have access**  
11       **to information about federally funded or ad-**  
12       **ministered anti-trafficking programs that**  
13       **provide services to victims of severe forms of**  
14       **trafficking.”.**

15       **(b) ESTABLISHMENT OF PILOT PROGRAM FOR**  
16       **RESIDENTIAL REHABILITATIVE FACILITIES FOR**  
17       **VICTIMS OF TRAFFICKING.—**

18               **(1) STUDY.—**

19                       **(A) IN GENERAL.—Not later than**  
20                       **180 days after the date of the enact-**  
21                       **ment of this Act, the Administrator of**  
22                       **the United States Agency for Inter-**  
23                       **national Development shall carry out**  
24                       **a study to identify best practices for**  
25                       **the rehabilitation of victims of traf-**

1           **ficking in group residential facilities**  
2           **in foreign countries.**

3           **(B) FACTORS.—In carrying out the**  
4           **study under subparagraph (A), the**  
5           **Administrator shall—**

6                   **(i) investigate factors relating**  
7                   **to the rehabilitation of victims of**  
8                   **trafficking in group residential**  
9                   **facilities, such as the appropriate**  
10                  **size of such facilities, services to**  
11                  **be provided, length of stay, and**  
12                  **cost; and**

13                   **(ii) give consideration to en-**  
14                   **sure the safety and security of**  
15                   **victims of trafficking, provide al-**  
16                   **ternative sources of income for**  
17                   **such victims, assess and provide**  
18                   **for the educational needs of such**  
19                   **victims, including literacy, and**  
20                   **assess the psychological needs of**  
21                   **such victims and provide profes-**  
22                   **sional counseling, as appropriate.**

23           **(2) PILOT PROGRAM.—Upon completion**  
24           **of the study carried out pursuant to para-**  
25           **graph (1), the Administrator of the**

1       **United States Agency for International**  
2       **Development shall establish and carry**  
3       **out a pilot program to establish residen-**  
4       **tial treatment facilities in foreign coun-**  
5       **tries for victims of trafficking based upon**  
6       **the best practices identified in the study.**

7           **(3) PURPOSES.—The purposes of the**  
8       **pilot program established pursuant to**  
9       **paragraph (2) are to—**

10           **(A) provide benefits and services**  
11       **to victims of trafficking, including**  
12       **shelter, psychological counseling, and**  
13       **assistance in developing independent**  
14       **living skills;**

15           **(B) assess the benefits of pro-**  
16       **viding residential treatment facilities**  
17       **for victims of trafficking, as well as**  
18       **the most efficient and cost-effective**  
19       **means of providing such facilities;**  
20       **and**

21           **(C) assess the need for and feasi-**  
22       **bility of establishing additional resi-**  
23       **dential treatment facilities for vic-**  
24       **tims of trafficking.**

1           **(4) SELECTION OF SITES.—**The Adminis-  
2           **trator of the United States Agency for**  
3           **International Development shall select 2**  
4           **sites at which to operate the pilot pro-**  
5           **gram established pursuant to paragraph**  
6           **(2).**

7           **(5) FORM OF ASSISTANCE.—**In order to  
8           **carry out the responsibilities of this sub-**  
9           **section, the Administrator of the United**  
10          **States Agency for International Develop-**  
11          **ment shall enter into contracts with, or**  
12          **make grants to, organizations with rel-**  
13          **evant expertise in the delivery of services**  
14          **to victims of trafficking.**

15          **(6) REPORT.—**Not later than one year  
16          **after the date on which the first pilot**  
17          **program is established pursuant to para-**  
18          **graph (2), the Administrator of the**  
19          **United States Agency for International**  
20          **Development shall submit to the Com-**  
21          **mittee on International Relations of the**  
22          **House of Representatives and the Com-**  
23          **mittee on Foreign Relations of the Senate**  
24          **a report on the implementation of this**  
25          **subsection.**

1           **(7) AUTHORIZATION OF APPROPRIA-**  
 2           **TIONS.—There are authorized to be appro-**  
 3           **priated to the Administrator of the**  
 4           **United States Agency for International**  
 5           **Development to carry out this subsection**  
 6           **\$2,500,000 for each of the fiscal years 2006**  
 7           **and 2007.**

8 **SEC. 103. ENHANCING PROSECUTIONS OF TRAFFICKING IN**  
 9           **PERSONS OFFENSES.**

10           **(a) EXTRATERRITORIAL JURISDICTION OVER**  
 11 **CERTAIN TRAFFICKING IN PERSONS OFFENSES.—**

12           **(1) IN GENERAL.—Part II of title 18,**  
 13           **United States Code, is amended by insert-**  
 14           **ing after chapter 212 the following new**  
 15           **chapter:**

16 **“CHAPTER 212A—EXTRATERRITORIAL JU-**  
 17 **RISDICTION OVER CERTAIN TRAF-**  
 18 **FICKING IN PERSONS OFFENSES**

**“Sec.**

**“3271. Trafficking in persons offenses committed by persons  
 employed by or accompanying the Federal Gov-  
 ernment outside the United States.**

**“3272. Definitions.**

1 **“§ 3271. Trafficking in persons offenses committed by**  
2 **persons employed by or accompanying**  
3 **the Federal Government outside the**  
4 **United States**

5 **“(a) Whoever, while employed by or ac-**  
6 **companying the Federal Government outside**  
7 **the United States, engages in conduct outside**  
8 **the United States that would constitute an of-**  
9 **fense under chapter 77 or 117 of this title if**  
10 **the conduct had been engaged in within the**  
11 **United States or within the special maritime**  
12 **and territorial jurisdiction of the United**  
13 **States shall be punished as provided for that**  
14 **offense.**

15 **“(b) No prosecution may be commenced**  
16 **against a person under this section if a for-**  
17 **ign government, in accordance with jurisdic-**  
18 **tion recognized by the United States, has**  
19 **prosecuted or is prosecuting such person for**  
20 **the conduct constituting such offense, except**  
21 **upon the approval of the Attorney General or**  
22 **the Deputy Attorney General (or a person act-**  
23 **ing in either such capacity), which function of**  
24 **approval may not be delegated.**

25 **“§ 3272. Definitions**

26 **“As used in this chapter:**



1           **“(1) The term ‘employed by the Fed-**  
2 **eral Government outside the United**  
3 **States’ means—**

4           **“(A) employed as a civilian em-**  
5 **ployee of the Federal Government, as**  
6 **a Federal contractor (including a sub-**  
7 **contractor at any tier), or as an em-**  
8 **ployee of a Federal contractor (in-**  
9 **cluding a subcontractor at any tier);**

10           **“(B) present or residing outside**  
11 **the United States in connection with**  
12 **such employment; and**

13           **“(C) not a national of or ordi-**  
14 **narily resident in the host nation.**

15           **“(2) The term ‘accompanying the Fed-**  
16 **eral Government outside the United**  
17 **States’ means—**

18           **“(A) a dependant of—**

19           **“(i) a civilian employee of the**  
20 **Federal Government; or**

21           **“(ii) a Federal contractor (in-**  
22 **cluding a subcontractor at any**  
23 **tier) or an employee of a Federal**  
24 **contractor (including a subcon-**  
25 **tractor at any tier);**

1           **“(B) residing with such civilian**  
 2           **employee, contractor, or contractor**  
 3           **employee outside the United States;**  
 4           **and**

5           **“(C) not a national of or ordi-**  
 6           **narily resident in the host nation.”.**

7           **(2) CLERICAL AMENDMENT.—The table**  
 8           **of chapters at the beginning of such part**  
 9           **is amended by inserting after the item re-**  
 10          **lating to chapter 212 the following new**  
 11          **item:**

**“212A. Extraterritorial jurisdiction over certain traf-**  
           **ficking in persons offenses ..... 3271”.**

12          **(b) LAUNDERING OF MONETARY INSTRU-**  
 13          **MENTS.—Section 1956(c)(7)(B) of title 18,**  
 14          **United States Code, is amended—**

15               **(1) in clause (v), by striking “or” at**  
 16               **the end;**

17               **(2) in clause (vi), by adding “or” at**  
 18               **the end; and**

19               **(3) by adding at the end the following**  
 20               **new clause:**

21                       **“(vii) trafficking in persons,**  
 22                       **selling or buying of children, sex-**  
 23                       **ual exploitation of children, or**  
 24                       **transporting, recruiting or har-**

1           **borning a person, including a**  
2           **child, for commercial sex acts;”.**

3           **(c) DEFINITION OF RACKETEERING ACTIV-**  
4 **ITY.—Section 1961(1)(B) of title 18, United**  
5 **States Code, is amended by striking “1581-**  
6 **1591” and inserting “1581-1592”.**

7           **(d) CIVIL AND CRIMINAL FORFEITURES.—**

8           **(1) IN GENERAL.—Chapter 117 of title**  
9 **18, United States Code, is amended by**  
10 **adding at the end the following new sec-**  
11 **tion:**

12 **“§ 2428. Forfeitures**

13           **“(a) IN GENERAL.—The court, in imposing**  
14 **sentence on any person convicted of a viola-**  
15 **tion of this chapter, shall order, in addition to**  
16 **any other sentence imposed and irrespective**  
17 **of any provision of State law, that such per-**  
18 **son shall forfeit to the United States—**

19           **“(1) such person’s interest in any**  
20 **property, real or personal, that was used**  
21 **or intended to be used to commit or to fa-**  
22 **cilitate the commission of such violation;**  
23 **and**

24           **“(2) any property, real or personal,**  
25 **constituting or derived from any pro-**

1 ceeds that such person obtained, directly  
2 or indirectly, as a result of such violation.

3 **“(b) PROPERTY SUBJECT TO FORFEITURE.—**

4 **“(1) IN GENERAL.—The following shall**  
5 **be subject to forfeiture to the United**  
6 **States and no property right shall exist**  
7 **in them:**

8 **“(A) Any property, real or per-**  
9 **sonal, used or intended to be used to**  
10 **commit or to facilitate the commis-**  
11 **sion of any violation of this chapter.**

12 **“(B) Any property, real or per-**  
13 **sonal, that constitutes or is derived**  
14 **from proceeds traceable to any viola-**  
15 **tion of this chapter.**

16 **“(2) APPLICABILITY OF CHAPTER 46.—**  
17 **The provisions of chapter 46 of this title**  
18 **relating to civil forfeitures shall apply to**  
19 **any seizure or civil forfeiture under this**  
20 **subsection.”.**

21 **(2) CLERICAL AMENDMENT.—The table**  
22 **of sections at the beginning of such chap-**  
23 **ter is amended by adding at the end the**  
24 **following new item:**

**“2428. Forfeitures.”.**

1 SEC. 104. ENHANCING UNITED STATES EFFORTS TO COM-  
2 BAT TRAFFICKING IN PERSONS.

3 (a) APPOINTMENT TO INTERAGENCY TASK  
4 FORCE TO MONITOR AND COMBAT TRAF-  
5 FICKING.—Section 105(b) of the Trafficking  
6 Victims Protection Act of 2000 (22 U.S.C.  
7 7103(b)) is amended—

8 (1) by striking “the Director of Cen-  
9 tral Intelligence” and inserting “the Di-  
10 rector of National Intelligence”; and

11 (2) by inserting “, the Secretary of De-  
12 fense, the Secretary of Homeland Secu-  
13 rity” after “the Director of National Intel-  
14 ligence” (as added by paragraph (1)).

15 (b) MINIMUM STANDARDS FOR THE ELIMI-  
16 NATION OF TRAFFICKING.—

17 (1) AMENDMENTS.—Section 108(b) of  
18 the Trafficking Victims Protection Act of  
19 2000 (22 U.S.C. 7106(b)) is amended—

20 (A) in paragraph (3), by adding at  
21 the end before the period the fol-  
22 lowing: “, measures to reduce the de-  
23 mand for commercial sex acts and for  
24 participation in international sex  
25 tourism by nationals of the country,  
26 measures to ensure that its nationals

1           **who are deployed abroad as part of a**  
2           **peacekeeping or other similar mis-**  
3           **sion do not engage in or facilitate se-**  
4           **vere forms of trafficking in persons**  
5           **or exploit victims of such trafficking,**  
6           **and measures to prevent the use of**  
7           **forced labor or child labor in viola-**  
8           **tion of international standards”; and**

9           **(B) in the first sentence of para-**  
10          **graph (7), by striking “persons,” and**  
11          **inserting “persons, including nation-**  
12          **als of the country who are deployed**  
13          **abroad as part of a peacekeeping or**  
14          **other similar mission who engage in**  
15          **or facilitate severe forms of traf-**  
16          **ficking in persons or exploit victims**  
17          **of such trafficking.”.**

18          **(2) EFFECTIVE DATE.—The amendments**  
19          **made by subparagraphs (A) and (B) of**  
20          **paragraph (1) take effect beginning two**  
21          **years after the date of the enactment of**  
22          **this Act.**

23          **(c) RESEARCH.—**

1           **(1) AMENDMENTS.—Section 112A of the**  
2           **Trafficking Victims Protection Act of**  
3           **2000 (22 U.S.C. 7109a) is amended—**

4           **(A) in the first sentence of the**  
5           **matter preceding paragraph (1)—**

6           **(i) by striking “The President”**  
7           **and inserting “(a) IN GENERAL.—**  
8           **The President”; and**

9           **(ii) by striking “the Director**  
10           **of Central Intelligence” and in-**  
11           **serting “the Director of National**  
12           **Intelligence”;**

13           **(B) in paragraph (3), by adding at**  
14           **the end before the period the fol-**  
15           **lowing: “, particularly HIV/AIDS”;**

16           **(C) by adding at the end the fol-**  
17           **lowing new paragraphs:**

18           **“(4) Subject to subsection (b), the**  
19           **interrelationship between trafficking in**  
20           **persons and terrorism, including the use**  
21           **of profits from trafficking in persons to**  
22           **finance terrorism.**

23           **“(5) An effective mechanism for quan-**  
24           **tifying the number of victims of traf-**

1       **ficking on a national, regional, and inter-**  
2       **national basis.**

3           **“(6) The abduction and enslavement**  
4       **of children for use as soldiers, including**  
5       **steps taken to eliminate the abduction**  
6       **and enslavement of children for use as**  
7       **soldiers and recommendations for such**  
8       **further steps as may be necessary to rap-**  
9       **idly end the abduction and enslavement**  
10       **of children for use as soldiers.”; and**

11           **(D) by further adding at the end**  
12       **the following new subsections:**

13       **“(b) ROLE OF HUMAN SMUGGLING AND TRAF-**  
14       **FICKING CENTER.—The research initiatives de-**  
15       **scribed in subsection (a)(4) shall be carried**  
16       **out by the Human Smuggling and Trafficking**  
17       **Center (established pursuant to section 7202**  
18       **of the Intelligence Reform and Terrorism Pre-**  
19       **vention Act of 2004 (Public Law 108–458)).**

20       **“(c) DEFINITIONS.—In this section:**

21           **“(1) AIDS.—The term ‘AIDS’ means**  
22       **the acquired immune deficiency syn-**  
23       **drome.**



1           **“(2) HIV.—The term ‘HIV’ means the**  
2           **human immunodeficiency virus, the**  
3           **pathogen that causes AIDS.**

4           **“(3) HIV/AIDS.—The term ‘HIV/AIDS’**  
5           **means, with respect to an individual, an**  
6           **individual who is infected with HIV or**  
7           **living with AIDS.”.**

8           **(2) REPORT.—**

9           **(A) IN GENERAL.—Not later than**  
10           **one year after the date of the enact-**  
11           **ment of this Act, the Human Smug-**  
12           **gling and Trafficking Center (estab-**  
13           **lished pursuant to section 7202 of the**  
14           **Intelligence Reform and Terrorism**  
15           **Prevention Act of 2004 (Public Law**  
16           **108–458)) shall submit to the appro-**  
17           **priate congressional committees a re-**  
18           **port on the results of the research**  
19           **initiatives carried out pursuant to**  
20           **section 112A(4) of the Trafficking Vic-**  
21           **tims Protection Act of 2000 (as added**  
22           **by paragraph (1)(C) of this sub-**  
23           **section).**

1           **(B) DEFINITION.—**In this para-  
2 graph, the term “appropriate congress-  
3 sional committees” means—

4           **(i) the Committee on Inter-**  
5 **national Relations and the Com-**  
6 **mittee on the Judiciary of the**  
7 **House of Representatives; and**

8           **(ii) the Committee on Foreign**  
9 **Relations and the Committee on**  
10 **the Judiciary of the Senate.**

11       **(d) FOREIGN SERVICE OFFICER TRAINING.—**  
12 **Section 708(a) of the Foreign Service Act of**  
13 **1980 (22 U.S.C. 4028(a)) is amended—**

14           **(1) in the matter preceding paragraph**  
15 **(1), by inserting “, the Director of the Of-**  
16 **fice to Monitor and Combat Trafficking,”**  
17 **after “the International Religious Free-**  
18 **dom Act of 1998”;**

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

21           **(3) in paragraph (2), by striking the**  
22 **period at the end and inserting “; and”;**  
23 **and**

24           **(4) by adding at the end the fol-**  
25 **lowing:**

1           **“(3) instruction on international doc-**  
2           **uments and United States policy on traf-**  
3           **ficking in persons, including provisions**  
4           **of the Trafficking Victims Protection Act**  
5           **of 2000 (division A of Public Law 106–386;**  
6           **22 U.S.C. 7101 et seq.) which may affect**  
7           **the United States bilateral relation-**  
8           **ships.”.**

9           **(e) PREVENTION OF TRAFFICKING BY PEACE-**  
10          **KEEPERS.—**

11           **(1) INCLUSION IN TRAFFICKING IN PER-**  
12          **SONS REPORT.—Section 110(b)(1) of the**  
13          **Trafficking Victims Protection Act of**  
14          **2000 (22 U.S.C. 7107(b)(1)) is amended—**

15                   **(A) in subparagraph (B), by strik-**  
16                   **ing “and” at the end;**

17                   **(B) in subparagraph (C), by strik-**  
18                   **ing the period at the end and insert-**  
19                   **ing “; and”; and**

20                   **(C) by adding at the end the fol-**  
21                   **lowing new subparagraph:**

22                   **“(D) information on the measures**  
23                   **taken by the United Nations, the Or-**  
24                   **ganization for Security and Coopera-**  
25                   **tion in Europe, the North Atlantic**

1           **Treaty Organization and, as appro-**  
2           **priate, other multilateral organiza-**  
3           **tions in which the United States par-**  
4           **ticipates, to prevent the involvement**  
5           **of the organization’s employees, con-**  
6           **tractor personnel, and peacekeeping**  
7           **forces in trafficking in persons or the**  
8           **exploitation of victims of traf-**  
9           **ficking.”.**

10           **(2) REPORT BY SECRETARY OF STATE.—**

11           **At least 15 days prior to voting for a new**  
12           **or reauthorized peacekeeping mission**  
13           **under the auspices of the United Nations,**  
14           **the North Atlantic Treaty Organization,**  
15           **or any other multilateral organization in**  
16           **which the United States participates (or**  
17           **in an emergency, as far in advance as is**  
18           **practicable), the Secretary of State shall**  
19           **submit to the Committee on International**  
20           **Relations of the House of Representa-**  
21           **tives, the Committee on Foreign Rela-**  
22           **tions of the Senate, and any other appro-**  
23           **priate congressional committee a report**  
24           **that contains—**

1           **(A) a description of measures**  
2           **taken by the organization to prevent**  
3           **the organization’s employees, con-**  
4           **tractor personnel, and peacekeeping**  
5           **forces serving in the peacekeeping**  
6           **mission from trafficking in persons,**  
7           **exploiting victims of trafficking, or**  
8           **committing acts of sexual exploi-**  
9           **tation or abuse, and the measures in**  
10           **place to hold accountable any such**  
11           **individuals who engage in any such**  
12           **acts while participating in the peace-**  
13           **keeping mission; and**

14           **(B) an analysis of the effective-**  
15           **ness of each of the measures referred**  
16           **to in subparagraph (A).**

17 **SEC. 105. ADDITIONAL ACTIVITIES TO MONITOR AND COM-**  
18           **BAT FORCED LABOR AND CHILD LABOR.**

19           **(a) ACTIVITIES OF THE DEPARTMENT OF**  
20 **STATE.—**

21           **(1) FINDING.—Congress finds that in**  
22           **the report submitted to Congress by the**  
23           **Secretary of State in June 2005 pursuant**  
24           **to section 110(b) of the Trafficking Vic-**  
25           **tims Protection Act of 2000 (22 U.S.C.**

1       **7107(b)), the list of countries whose gov-**  
2       **ernments do not comply with the min-**  
3       **imum standards for the elimination of**  
4       **trafficking and are not making signifi-**  
5       **cant efforts to bring themselves into com-**  
6       **pliance was composed of a large number**  
7       **of countries in which the trafficking in-**  
8       **volved forced labor, including the traf-**  
9       **ficking of women into domestic servitude.**

10       **(2) SENSE OF CONGRESS.—It is the**  
11       **sense of Congress that the Director of the**  
12       **Office to Monitor and Combat Trafficking**  
13       **of the Department of State should inten-**  
14       **sify the focus of the Office on forced**  
15       **labor in the countries described in para-**  
16       **graph (1) and other countries in which**  
17       **forced labor continues to be a serious**  
18       **human rights concern.**

19       **(b) ACTIVITIES OF THE DEPARTMENT OF**  
20       **LABOR.—**

21       **(1) IN GENERAL.—The Secretary of**  
22       **Labor, acting through the head of the Bu-**  
23       **reau of International Labor Affairs of the**  
24       **Department of Labor, shall carry out ad-**  
25       **ditional activities to monitor and combat**

1       **forced labor and child labor in foreign**  
2       **countries as described in paragraph (2).**

3               **(2)     ADDITIONAL     ACTIVITIES     DE-**  
4       **SCRIBED.—The additional activities re-**  
5       **ferred to in paragraph (1) are—**

6               **(A) to monitor the use of forced**  
7       **labor and child labor in violation of**  
8       **international standards;**

9               **(B) to provide information re-**  
10       **garding trafficking in persons for the**  
11       **purpose of forced labor to the Office**  
12       **to Monitor and Combat Trafficking of**  
13       **the Department of State for inclusion**  
14       **in trafficking in persons report re-**  
15       **quired by section 110(b) of the Traf-**  
16       **ficking Victims Protection Act of 2000**  
17       **(22 U.S.C. 7107(b));**

18               **(C) to develop and make available**  
19       **to the public a list of goods from**  
20       **countries that the Bureau of Inter-**  
21       **national Labor Affairs has reason to**  
22       **believe are produced by forced labor**  
23       **or child labor in violation of inter-**  
24       **national standards;**

1           **(D) to work with persons who are**  
2 **involved in the production of goods**  
3 **on the list described in subparagraph**  
4 **(C) to create a standard set of prac-**  
5 **tices that will reduce the likelihood**  
6 **that such persons will produce goods**  
7 **using the labor described in such sub-**  
8 **paragraph; and**

9           **(E) to consult with other depart-**  
10 **ments and agencies of the United**  
11 **States Government to reduce forced**  
12 **and child labor internationally and**  
13 **ensure that products made by forced**  
14 **labor and child labor in violation of**  
15 **international standards are not im-**  
16 **ported into the United States.**

17 **TITLE II—COMBATTING DOMES-**  
18 **TIC TRAFFICKING IN PER-**  
19 **SONS**

20 **SEC. 201. PREVENTION OF DOMESTIC TRAFFICKING IN**  
21 **PERSONS.**

22 **(a) PROGRAM TO REDUCE TRAFFICKING IN**  
23 **PERSONS AND DEMAND FOR COMMERCIAL SEX**  
24 **ACTS IN THE UNITED STATES.—**



1           **(1) COMPREHENSIVE RESEARCH AND STA-**  
2           **TISTICAL REVIEW AND ANALYSIS OF INCI-**  
3           **DENTS OF TRAFFICKING IN PERSONS AND**  
4           **COMMERCIAL SEX ACTS.—**

5           **(A) IN GENERAL.—**The Attorney  
6           **General shall use available data from**  
7           **State and local authorities as well as**  
8           **research data to carry out a biennial**  
9           **comprehensive research and statis-**  
10          **tical review and analysis of severe**  
11          **forms of trafficking in persons, and a**  
12          **biennial comprehensive research and**  
13          **statistical review and analysis of sex**  
14          **trafficking and unlawful commercial**  
15          **sex acts in the United States, and**  
16          **shall submit to Congress separate bi-**  
17          **ennial reports on the findings.**

18          **(B) CONTENTS.—**The research and  
19          **statistical review and analysis under**  
20          **this paragraph shall consist of two**  
21          **separate studies, utilizing the same**  
22          **statistical data where appropriate, as**  
23          **follows:**

24                  **(i) The first study shall ad-**  
25                  **dress severe forms of trafficking**

1           **in persons in the United States**  
2           **and shall include, but need not be**  
3           **limited to—**

4                   **(I) the estimated number**  
5                   **and demographic characteris-**  
6                   **tics of persons engaged in**  
7                   **acts of severe forms of traf-**  
8                   **ficking in persons; and**

9                   **(II) the number of inves-**  
10                   **tigations, arrests, prosecu-**  
11                   **tions, and incarcerations of**  
12                   **persons engaged in acts of se-**  
13                   **vere forms of trafficking in**  
14                   **persons by States and their**  
15                   **political subdivisions.**

16           **(ii) The second study shall ad-**  
17           **dress sex trafficking and unlawful**  
18           **commercial sex acts in the United**  
19           **States and shall include, but need**  
20           **not be limited to—**

21                   **(I) the estimated number**  
22                   **and demographic characteris-**  
23                   **tics of persons engaged in sex**  
24                   **trafficking and commercial**

1 sex acts, including purchasers  
2 of commercial sex acts;

3 (II) the estimated value in  
4 dollars of the commercial sex  
5 economy, including the esti-  
6 mated average annual per-  
7 sonal income derived from  
8 acts of sex trafficking;

9 (III) the number of inves-  
10 tigation, arrests, prosecu-  
11 tions, and incarcerations of  
12 persons engaged in sex traf-  
13 ficking and unlawful commer-  
14 cial sex acts, including pur-  
15 chasers of commercial sex  
16 acts, by States and their polit-  
17 ical subdivisions; and

18 (IV) a description of the  
19 differences in the enforce-  
20 ment of laws relating to un-  
21 lawful commercial sex acts  
22 across the United States.

23 (2) **TRAFFICKING CONFERENCE.**—

24 (A) **IN GENERAL.**—The Attorney  
25 General, in consultation and coopera-

1           **tion with the Secretary of Health and**  
2           **Human Services, shall conduct an an-**  
3           **annual conference in each of the fiscal**  
4           **years 2006, 2007, and 2008, and there-**  
5           **after conduct a biennial conference,**  
6           **addressing severe forms of trafficking**  
7           **in persons and commercial sex acts**  
8           **that occur, in whole or in part, within**  
9           **the territorial jurisdiction of the**  
10          **United States. At each such con-**  
11          **ference, the Attorney General, or his**  
12          **designee, shall—**

13                 **(i) announce and evaluate the**  
14                 **findings contained in the re-**  
15                 **search and statistical reviews car-**  
16                 **ried out under paragraph (1);**

17                 **(ii) disseminate best methods**  
18                 **and practices for enforcement of**  
19                 **laws prohibiting acts of severe**  
20                 **forms of trafficking in persons**  
21                 **and other laws related to acts of**  
22                 **trafficking in persons, including,**  
23                 **but not limited to, best methods**  
24                 **and practices for training State**  
25                 **and local law enforcement per-**

1           sonnel on the enforcement of  
2           such laws;

3           (iii) disseminate best methods  
4           and practices for training State  
5           and local law enforcement per-  
6           sonnel on the enforcement of laws  
7           prohibiting sex trafficking and  
8           commercial sex acts, including,  
9           but not limited to, best methods  
10          for investigating and prosecuting  
11          exploiters and persons who solicit  
12          or purchase an unlawful commer-  
13          cial sex act; and

14          (iv) disseminate best methods  
15          and practices for training State  
16          and local law enforcement per-  
17          sonnel on collaborating with so-  
18          cial service providers and rel-  
19          evant nongovernmental organiza-  
20          tions and establishing trust of  
21          persons subjected to commercial  
22          sex acts or severe forms of traf-  
23          ficking in persons.

24          (B) PARTICIPATION.—Each annual  
25          conference conducted under this

1 paragraph shall involve the participa-  
2 tion of persons with expertise or pro-  
3 fessional responsibilities with rel-  
4 evance to trafficking in persons, in-  
5 cluding, but not limited to—

6 (i) Federal government offi-  
7 cials, including law enforcement  
8 and prosecutorial officials;

9 (ii) State and local govern-  
10 ment officials, including law en-  
11 forcement and prosecutorial offi-  
12 cials;

13 (iii) persons who have been  
14 subjected to severe forms of traf-  
15 ficking in persons or commercial  
16 sex acts;

17 (iv) medical personnel;

18 (v) social service providers  
19 and relevant nongovernmental or-  
20 ganizations; and

21 (vi) academic experts.

22 (C) REPORTS.—The Attorney Gen-  
23 eral and the Secretary of Health and  
24 Human Services shall prepare and  
25 post on the respective Internet Web

1 sites of the Department of Justice  
2 and the Department of Health and  
3 Human Services reports on the find-  
4 ings and best practices identified and  
5 disseminated at the conference de-  
6 scribed in this paragraph.

7 (b) **TERMINATION OF CERTAIN GRANTS, CON-**  
8 **TRACTS, AND COOPERATIVE AGREEMENTS.—Sec-**  
9 **tion 106(g) of the Trafficking Victims Protec-**  
10 **tion Act of 2000 (22 U.S.C. 7104) is amended—**

11 (1) by striking “**COOPERATIVE AGREE-**  
12 **MENTS.—**” and all that follows through  
13 “**The President shall**” and inserting “**CO-**  
14 **OPERATIVE AGREEMENTS.—The President**  
15 **shall**”;

16 (2) by striking “described in para-  
17 graph (2)”;

18 (3) by striking paragraph (2).

19 (c) **AUTHORIZATION OF APPROPRIATIONS.—**  
20 **There are authorized to be appropriated—**

21 (1) \$2,500,000 for each of the fiscal  
22 years 2006 and 2007 to carry out the ac-  
23 tivities described in subsection  
24 (a)(1)(B)(i) and \$2,500,000 for each of the  
25 fiscal years 2006 and 2007 to carry out

1 the activities described in subsection  
2 (a)(1)(B)(ii); and

3 (2) \$1,000,000 for each of the fiscal  
4 years 2006 through 2007 to carry out the  
5 activities described in subsection (a)(2).

6 SEC. 202. ESTABLISHMENT OF GRANT PROGRAM TO DE-  
7 VELOP, EXPAND, AND STRENGTHEN ASSIST-  
8 ANCE PROGRAMS FOR CERTAIN PERSONS  
9 SUBJECT TO TRAFFICKING.

10 (a) GRANT PROGRAM.—The Secretary of  
11 Health and Human Services may make grants  
12 to States, Indian tribes, units of local govern-  
13 ment, and nonprofit, nongovernmental vic-  
14 tims' service organizations to establish, de-  
15 velop, expand, and strengthen assistance pro-  
16 grams for United States citizens or aliens ad-  
17 mitted for permanent residence who are the  
18 subject of sex trafficking or severe forms of  
19 trafficking in persons that occurs, in whole or  
20 in part, within the territorial jurisdiction of  
21 the United States.

22 (b) SELECTION FACTOR.—In selecting  
23 among applicants for grants under subsection  
24 (a), the Secretary shall give priority to appli-  
25 cants with experience in the delivery of serv-



1 ices to persons who have been subjected to  
2 sexual abuse or commercial sexual exploi-  
3 tation and to applicants who would employ  
4 survivors of sexual abuse or commercial sex-  
5 ual exploitation as a part of their proposed  
6 project.

7 (c) **LIMITATION ON FEDERAL SHARE.—**The  
8 Federal share of a grant made under this sec-  
9 tion may not exceed 75 percent of the total  
10 costs of the projects described in the applica-  
11 tion submitted.

12 (d) **AUTHORIZATION OF APPROPRIATIONS.—**  
13 There are authorized to be appropriated  
14 \$10,000,000 for each of the fiscal years 2006  
15 and 2007 to carry out the activities described  
16 in this section.

17 **SEC. 203. PROTECTION OF JUVENILE VICTIMS OF TRAF-**  
18 **FICKING IN PERSONS.**

19 (a) **ESTABLISHMENT OF PILOT PROGRAM.—**  
20 Not later than 180 days after the date of the  
21 enactment of this Act, the Secretary of Health  
22 and Human Services shall establish and carry  
23 out a pilot program to establish residential  
24 treatment facilities in the United States for  
25 juveniles subjected to trafficking.

1       **(b) PURPOSES.—The purposes of the pilot**  
2 **program established pursuant to subsection**  
3 **(a) are to—**

4           **(1) provide benefits and services to**  
5 **juveniles subjected to trafficking, includ-**  
6 **ing shelter, psychological counseling, and**  
7 **assistance in developing independent liv-**  
8 **ing skills;**

9           **(2) assess the benefits of providing**  
10 **residential treatment facilities for juve-**  
11 **niles subjected to trafficking, as well as**  
12 **the most efficient and cost-effective**  
13 **means of providing such facilities; and**

14           **(3) assess the need for and feasibility**  
15 **of establishing additional residential**  
16 **treatment facilities for juveniles sub-**  
17 **jected to trafficking.**

18       **(c) SELECTION OF SITES.—The Secretary of**  
19 **Health and Human Services shall select three**  
20 **sites at which to operate the pilot program es-**  
21 **tablished pursuant to subsection (a).**

22       **(d) FORM OF ASSISTANCE.—In order to**  
23 **carry out the responsibilities of this section,**  
24 **the Secretary of Health and Human Services**

1 shall enter into contracts with, or make  
2 grants to, organizations that—

3 (1) have relevant expertise in the de-  
4 livery of services to juveniles who have  
5 been subjected to sexual abuse or com-  
6 mercial sexual exploitation; or

7 (2) have entered into partnerships  
8 with organizations that have expertise as  
9 described in paragraph (1) for the pur-  
10 pose of implementing the contracts or  
11 grants.

12 (e) REPORT.—Not later than one year after  
13 the date on which the first pilot program is  
14 established pursuant to subsection (a), the  
15 Secretary of Health and Human Services shall  
16 submit to Congress a report on the implemen-  
17 tation of this section.

18 (f) DEFINITION.—In this section, the term  
19 “juvenile subjected to trafficking” means a  
20 United States citizen, or alien admitted for  
21 permanent residence, who is the subject of  
22 sex trafficking or severe forms of trafficking  
23 in persons that occurs, in whole or in part,  
24 within the territorial jurisdiction of the  
25 United States and who has not attained 18

1 years of age at the time the person is identi-  
2 fied as having been the subject of sex traf-  
3 ficking or severe forms of trafficking in per-  
4 sons.

5 (g) AUTHORIZATION OF APPROPRIATIONS.—

6 There are authorized to be appropriated to  
7 the Secretary of Health and Human Services  
8 to carry out this section \$5,000,000 for each of  
9 the fiscal years 2006 and 2007.

10 SEC. 204. ENHANCING STATE AND LOCAL EFFORTS TO

11 COMBAT TRAFFICKING IN PERSONS.

12 (a) ESTABLISHMENT OF GRANT PROGRAM FOR

13 LAW ENFORCEMENT.—

14 (1) IN GENERAL.—The Attorney Gen-  
15 eral may make grants to States and local  
16 law enforcement agencies to establish,  
17 develop, expand, or strengthen pro-  
18 grams—

19 (A) to investigate and prosecute  
20 acts of severe forms of trafficking in  
21 persons, and related offenses, which  
22 involve United States citizens, or  
23 aliens admitted for permanent resi-  
24 dence, and that occur, in whole or in

1 part, within the territorial jurisdic-  
2 tion of the United States;

3 (B) to investigate and prosecute  
4 persons who engage in the purchase  
5 of commercial sex acts;

6 (C) to educate persons charged  
7 with, or convicted of, purchasing or  
8 attempting to purchase commercial  
9 sex acts; and

10 (D) to educate and train law en-  
11 forcement personnel in how to estab-  
12 lish trust of persons subjected to traf-  
13 ficking and encourage cooperation  
14 with prosecution efforts.

15 (2) DEFINITION.—In this subsection,  
16 the term “related offenses” includes viola-  
17 tions of tax laws, transacting in illegally  
18 derived proceeds, money laundering,  
19 racketeering, and other violations of  
20 criminal laws committed in connection  
21 with an act of sex trafficking or a severe  
22 form of trafficking in persons.

23 (b) MULTI-DISCIPLINARY APPROACH RE-  
24 QUIRED.—Grants under subsection (a) may be  
25 made only for programs in which the State or

1 local law enforcement agency works collabo-  
2 ratively with social service providers and rel-  
3 evant nongovernmental organizations, in-  
4 cluding organizations with experience in the  
5 delivery of services to persons who are the  
6 subject of trafficking in persons.

7 (c) LIMITATION ON FEDERAL SHARE.—The  
8 Federal share of a grant made under this sec-  
9 tion may not exceed 75 percent of the total  
10 costs of the projects described in the applica-  
11 tion submitted.

12 (d) AUTHORIZATION OF APPROPRIATIONS.—  
13 There are authorized to be appropriated to  
14 the Attorney General to carry out this section  
15 \$25,000,000 for each of the fiscal years 2006  
16 and 2007.

17 SEC. 205. REPORT TO CONGRESS.

18 Section 105(d)(7) of the Trafficking Vic-  
19 tims Protection Act of 2000 (22 U.S.C.  
20 7103(d)(7)) is amended—

- 21 (1) in subparagraph (F), by striking
- 22 “and” at the end;
- 23 (2) by redesignating subparagraph
- 24 (G) as subparagraph (H); and

1           **(3) by inserting after subparagraph**  
2           **(F) the following new subparagraph:**

3                   **“(G) the amount, recipient, and**  
4                   **purpose of each grant under sections**  
5                   **202 and 204 of the Trafficking Victims**  
6                   **Protection Act of 2005; and”.**

7   **SEC. 206. SENIOR POLICY OPERATING GROUP.**

8           **Each Federal department or agency in-**  
9           **involved in grant activities related to combat-**  
10          **ting trafficking or providing services to per-**  
11          **sons subjected to trafficking inside the United**  
12          **States shall, as the department or agency de-**  
13          **termines appropriate, apprise the Senior Pol-**  
14          **icy Operating Group established by section**  
15          **105(f) of the Victims of Trafficking and Vio-**  
16          **lence Protection Act of 2000 (22 U.S.C.**  
17          **7103(f)), under the procedures established by**  
18          **the Senior Policy Operating Group, of such**  
19          **activities of the department or agency to en-**  
20          **sure that the activities are consistent with the**  
21          **purposes of the Trafficking Victims Protec-**  
22          **tion Act of 2000 (22 U.S.C. 7101 et seq.).**

23   **SEC. 207. DEFINITIONS.**

24           **In this title:**

1           **(1) SEVERE FORMS OF TRAFFICKING IN**  
2           **PERSONS.—The term “severe forms of traf-**  
3           **ficking in persons” has the meaning**  
4           **given the term in section 103(8) of the**  
5           **Trafficking Victims Protection Act of**  
6           **2000 (22 U.S.C. 7102(8)).**

7           **(2) SEX TRAFFICKING.—The term “sex**  
8           **trafficking” has the meaning given the**  
9           **term in section 103(9) of the Trafficking**  
10           **Victims Protection Act of 2000 (22 U.S.C.**  
11           **7102(9)).**

12           **(3) COMMERCIAL SEX ACT.—The term**  
13           **“commercial sex act” has the meaning**  
14           **given the term in section 103(3) of the**  
15           **Trafficking Victims Protection Act of**  
16           **2000 (22 U.S.C. 7102(3)).**

## 17   **TITLE III—AUTHORIZATIONS OF** 18           **APPROPRIATIONS**

### 19   **SEC. 301. AUTHORIZATIONS OF APPROPRIATIONS.**

20           **Section 113 of the Trafficking Victims Pro-**  
21           **tection Act of 2000 (22 U.S.C. 7110) is amend-**  
22           **ed—**

23                   **(1) in subsection (a)—**

24                           **(A) by striking “and \$5,000,000”**  
25                           **and inserting “\$5,000,000”;**



1           **(B) by adding at the end before**  
2           **the period the following: “, and**  
3           **\$5,500,000 for each of the fiscal years**  
4           **2006 and 2007”;** and

5           **(C) by further adding at the end**  
6           **the following new sentence: “In addi-**  
7           **tion, there are authorized to be ap-**  
8           **propriated to the Office to Monitor**  
9           **and Combat Trafficking for official**  
10          **reception and representation ex-**  
11          **penses \$3,000 for each of the fiscal**  
12          **years 2006 and 2007.”;**

13          **(2) in subsection (b), by striking “2004**  
14          **and 2005” and inserting “2004, 2005, 2006,**  
15          **and 2007”;**

16          **(3) in subsection (c)(1), by striking**  
17          **“2004 and 2005” each place it appears and**  
18          **inserting “2004, 2005, 2006, and 2007”;**

19          **(4) in subsection (d), by striking “2004**  
20          **and 2005” each place it appears and in-**  
21          **serting “2004, 2005, 2006, and 2007”;**

22          **(5) in subsection (e)—**

23                 **(A) in paragraphs (1) and (2), by**  
24                 **striking “2003 through 2005” and in-**  
25                 **serting “2003 through 2007”; and**

1           **(B) in paragraph (3), by striking**  
2           **“\$300,000 for fiscal year 2004 and**  
3           **\$300,000 for fiscal year 2005” and in-**  
4           **serting “\$300,000 for each of the fiscal**  
5           **years 2004 through 2007”;**

6           **(6) in subsection (f), by striking “2004**  
7           **and 2005” and inserting “2004, 2005, 2006,**  
8           **and 2007”; and**

9           **(7) by adding at the end the following**  
10          **new subsections:**

11          **“(h) AUTHORIZATION OF APPROPRIATIONS TO**  
12          **DIRECTOR OF THE FBI.—There are authorized**  
13          **to be appropriated to the Director of the Fed-**  
14          **eral Bureau of Investigation \$15,000,000 for**  
15          **fiscal year 2006, to remain available until ex-**  
16          **pende d, to investigate severe forms of traf-**  
17          **ficking in persons.**

18          **“(i) AUTHORIZATION OF APPROPRIATIONS TO**  
19          **THE SECRETARY OF HOMELAND SECURITY.—**  
20          **There are authorized to be appropriated to**  
21          **the Secretary of Homeland Security,**  
22          **\$18,000,000 for each of the fiscal years 2006**  
23          **and 2007, to remain available until expended,**  
24          **for investigations by the Bureau of Immigra-**

1 tion and Customs Enforcement of severe  
2 forms of trafficking in persons.”.

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1<sup>ST</sup> Session

**H. R. 972**

[Report No. 109-317, Parts I and II]

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**A BILL**

To authorize appropriations for fiscal years 2006 and 2007 for the Trafficking Victims Protection Act of 2000, and for other purposes.

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DECEMBER 8, 2005

Reported from the Committee on the Judiciary with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed