

Calendar No. 581

113TH CONGRESS
2D SESSION

S. 2646

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

IN THE SENATE OF THE UNITED STATES

JULY 23, 2014

Mr. LEAHY (for himself, Ms. COLLINS, Mr. SCHUMER, Mr. FRANKEN, Mrs. MURRAY, Mr. BROWN, Mr. MURPHY, Mrs. BOXER, Mr. COONS, Mr. WHITEHOUSE, Ms. HIRONO, Mr. KING, Mr. DURBIN, Mr. BLUMENTHAL, Mrs. GILLIBRAND, and Mr. LEVIN) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

OCTOBER 1, 2014

Reported, under authority of the order of the Senate of September 18, 2014,
by Mr. LEAHY, with an amendment

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

A BILL

To reauthorize the Runaway and Homeless Youth Act, 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.**

4 This Act may be cited as the “Runaway and Home-
5 less Youth and Trafficking Prevention Act”.

1 **SEC. 2. REFERENCES.**

2 Except as otherwise specifically provided, whenever in
3 this Act an amendment or repeal is expressed in terms
4 of an amendment to, or repeal of, a provision, the amend-
5 ment or repeal shall be considered to be made to a provi-
6 sion of the Runaway and Homeless Youth Act (42 U.S.C.
7 5701 et seq.).

8 **SEC. 3. FINDINGS.**

9 Section 302 (42 U.S.C. 5701) is amended—

10 (1) in paragraph (2), by inserting “age, gender,
11 and culturally and” before “linguistically appro-
12 priate”;

13 (2) in paragraph (4), by striking “outside the
14 welfare system and the law enforcement system”
15 and inserting “, in collaboration with public assist-
16 ance systems, the law enforcement system, and the
17 child welfare system”;

18 (3) in paragraph (5)—

19 (A) by inserting “a safe place to live and”
20 after “youth need”; and

21 (B) by striking “and” at the end;

22 (4) in paragraph (6), by striking the period and
23 inserting “; and”; and

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

1 “(7) runaway and homeless youth are at a high
2 risk of becoming victims of sexual exploitation and
3 trafficking in persons.”.

4 **SEC. 4. BASIC CENTER GRANT PROGRAM.**

5 (a) GRANTS FOR CENTERS AND SERVICES.—Section
6 311(a) (42 U.S.C. 5711(a)) is amended—

7 (1) in paragraph (1), by striking “services” and
8 all that follows through the period and inserting
9 “safe shelter and services, including trauma-in-
10 formed services, for runaway and homeless youth
11 and, if appropriate, services for the families of such
12 youth, including (if appropriate) individuals identi-
13 fied by such youth as family.”; and

14 (2) in paragraph (2)—

15 (A) in subparagraph (A), by striking
16 “mental health,”;

17 (B) in subparagraph (B)—

18 (i) in clause (i), by striking “21 days;
19 and” and inserting “30 days,”;

20 (ii) in clause (ii)—

21 (I) by inserting “age, gender, and
22 culturally and linguistically appro-
23 priate” before “individual”;

24 (II) by inserting “, as appro-
25 priate,” after “group”; and

1 (III) by striking “as appropriate”
2 and inserting “including (if appro-
3 priate) counseling for individuals iden-
4 tified by such youth as family”; and
5 (iii) by adding at the end the fol-
6 lowing:

7 “(iii) suicide prevention services;
8 and”; and

9 (C) in subparagraph (C)—

10 (i) in clause (ii), by inserting “age,
11 gender, and culturally and linguistically
12 appropriate” before “home-based services”;

13 (ii) in clause (iii), by striking “and”
14 at the end;

15 (iii) in clause (iv), by striking “dis-
16 eases.” and inserting “infections;”; and

17 (iv) by adding at the end the fol-
18 lowing:

19 “(v) trauma-informed and gender-re-
20 sponsive services for runaway or homeless
21 youth, including such youth who are vic-
22 tims of trafficking in persons or sexual ex-
23 ploitation; and

24 “(vi) an assessment of family engage-
25 ment in support and reunification (if re-

1 unification is appropriate), interventions,
2 and services for parents or legal guardians
3 of such youth, or (if appropriate) individ-
4 uals identified by such youth as family.”.

5 (b) ELIGIBILITY; PLAN REQUIREMENTS.—Section
6 312 (42 U.S.C. 5712) is amended—

7 (1) in subsection (b)—

8 (A) in paragraph (5), by inserting “, or (if
9 appropriate) individuals identified by such
10 youth as family,” after “parents or legal guard-
11 ians”;

12 (B) in paragraph (6), by striking “cultural
13 minority and persons with limited ability to
14 speak English” and inserting “cultural minor-
15 ity, persons with limited ability to speak
16 English, and runaway or homeless youth who
17 are victims of trafficking in persons or sexual
18 exploitation”;

19 (C) by striking paragraph (7) and insert-
20 ing the following:

21 “(7) shall keep adequate statistical records
22 profiling the youth and family members of such
23 youth whom the applicant serves, including demo-
24 graphic information on and the number of—

1 “(A) such youth who are not referred to
2 out-of-home shelter services;

3 “(B) such youth who are members of vul-
4 nerable or underserved populations;

5 “(C) such youth who are victims of traf-
6 ficking in persons or sexual exploitation,
7 disaggregated by—

8 “(i) such youth who have been coerced
9 or forced into a commercial sex act, as de-
10 fined in section 103 of the Trafficking Vic-
11 tims Protection Act of 2000 (22 U.S.C.
12 7102);

13 “(ii) such youth who have been co-
14 erced or forced into other forms of labor;
15 and

16 “(iii) such youth who have engaged in
17 a commercial sex act, as so defined, for
18 any reason other than by coercion or force;

19 “(D) such youth who are pregnant or par-
20 enting;

21 “(E) such youth who have been involved in
22 the child welfare system; and

23 “(F) such youth who have been involved in
24 the juvenile justice system;”;

1 (D) by redesignating paragraphs (8)
2 through (13) as paragraphs (9) through (14);

3 (E) by inserting after paragraph (7) the
4 following:

5 “(8) shall ensure that—

6 “(A) the records described in paragraph
7 (7), on an individual runaway or homeless
8 youth, shall not be disclosed without the con-
9 sent of the individual youth and parent or legal
10 guardian of such youth, or (if appropriate) an
11 individual identified by such youth as family, to
12 anyone other than another agency compiling
13 statistical records or a government agency in-
14 volved in the disposition of criminal charges
15 against an individual runaway or homeless
16 youth; and

17 “(B) reports or other documents based on
18 the statistics described in paragraph (7) shall
19 not disclose the identity of any individual run-
20 away or homeless youth;”;

21 (F) in paragraph (9), as so redesignated,
22 by striking “statistical summaries” and insert-
23 ing “statistics”;

24 (G) in paragraph (13)(C), as so redesi-
25 gnated—

1 (i) by striking clause (i) and inserting:

2 “(i) the number and characteristics of
3 runaway and homeless youth, and youth at
4 risk of family separation, who participate
5 in the project, including such information
6 on—

7 “(I) such youth (including both
8 types of such participating youth) who
9 are victims of trafficking in persons or
10 sexual exploitation, disaggregated
11 by—

12 “(aa) such youth who have
13 been coerced or forced into a
14 commercial sex act, as defined in
15 section 103 of the Trafficking
16 Victims Protection Act of 2000
17 (22 U.S.C. 7102);

18 “(bb) such youth who have
19 been coerced or forced into other
20 forms of labor; and

21 “(cc) such youth who have
22 engaged in a commercial sex act,
23 as so defined, for any reason
24 other than by coercion or force;

1 “(II) such youth who are preg-
2 nant or parenting;

3 “(III) such youth who have been
4 involved in the child welfare system;
5 and

6 “(IV) such youth who have been
7 involved in the juvenile justice system;
8 and”;

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

11 (H) in paragraph (14), as so redesignated,
12 by striking the period and inserting “for nat-
13 ural disasters, inclement weather, and mental
14 health emergencies;”;

15 (I) by adding at the end the following:

16 “(15) shall provide age, gender, and culturally
17 and linguistically appropriate services to runaway
18 and homeless youth; and

19 “(16) shall assist youth in completing the Free
20 Application for Federal Student Aid described in
21 section 483 of the Higher Education Act of 1965
22 (20 U.S.C. 1090).”;

23 (2) in subsection (d)—

24 (A) in paragraph (1)—

1 (i) by inserting “age, gender, and cul-
 2 turally and linguistically appropriate” after
 3 “provide”;

4 (ii) by striking “families (including
 5 unrelated individuals in the family house-
 6 holds) of such youth” and inserting “fami-
 7 lies of such youth (including unrelated in-
 8 dividuals in the family households of such
 9 youth and, if appropriate, individuals iden-
 10 tified by such youth as family)”;

11 (iii) by inserting “suicide prevention,”
 12 after “physical health care,”; and

13 (B) in paragraph (4), by inserting “, in-
 14 cluding training on trauma-informed and youth-
 15 centered care” after “home-based services”.

16 (e) APPROVAL OF APPLICATIONS.—Section 313(b)
 17 (42 U.S.C. 5713(b)) is amended—

18 (1) by striking “priority to” and all that follows
 19 through “who” and inserting “priority to eligible ap-
 20 plicants who”;

21 (2) by striking “; and” and inserting a period;
 22 and

23 (3) by striking paragraph (2).

24 **SEC. 5. TRANSITIONAL LIVING GRANT PROGRAM.**

25 Section 322(a) (42 U.S.C. 5714–2(a)) is amended—

1 (1) in paragraph (1)—

2 (A) by inserting “age, gender, and cul-
3 turally and linguistically appropriate” before
4 “information and counseling services”; and

5 (B) by striking “job attainment skills, and
6 mental and physical health care” and inserting
7 “job attainment skills, mental and physical
8 health care, and suicide prevention services”;

9 (2) by redesignating paragraphs (3) through
10 (8) and (9) through (16) as paragraphs (5) through
11 (10) and (12) through (19), respectively;

12 (3) by inserting after paragraph (2) the fol-
13 lowing:

14 “(3) to provide counseling to homeless youth
15 and to encourage, if appropriate, the involvement in
16 such counseling of their parents or legal guardians,
17 or (if appropriate) individuals identified by such
18 youth as family;

19 “(4) to provide aftercare services, if possible, to
20 homeless youth who have received shelter and serv-
21 ices from a transitional living youth project, includ-
22 ing (to the extent practicable) such youth who, after
23 receiving such shelter and services, relocate to a
24 State other than the State in which such project is
25 located;”;

1 (4) in paragraph (9), as so redesignated—

2 (A) by inserting “age, gender, and cul-
3 turally and linguistically appropriate” after “re-
4 ferral of homeless youth to”;

5 (B) by striking “and health care pro-
6 grams” and inserting “mental health service
7 and health care programs, including programs
8 providing comprehensive services to victims of
9 trafficking in persons or sexual exploitation,”;
10 and

11 (C) by striking “such services for youths;”
12 and inserting “such programs described in this
13 paragraph;”;

14 (5) by inserting after paragraph (10), as so re-
15 designated, the following:

16 “(11) to develop a plan to provide age, gender,
17 and culturally and linguistically appropriate services
18 that address the needs of homeless and street
19 youth;”;

20 (6) in paragraph (12), as so redesignated, by
21 striking “the applicant and statistical” through
22 “who participate in such project,” and inserting
23 “the applicant, statistical summaries describing the
24 number, the characteristics, and the demographic in-
25 formation of the homeless youth who participate in

1 such project, including the prevalence of trafficking
2 in persons and sexual exploitation of such youth,”;
3 and

4 (7) in paragraph (19), as so redesignated, by
5 inserting “regarding responses to natural disasters,
6 inclement weather, and mental health emergencies”
7 after “management plan”.

8 **SEC. 6. COORDINATING, TRAINING, RESEARCH, AND OTHER**
9 **ACTIVITIES.**

10 (a) **COORDINATION.**—Section 341 (42 U.S.C. 5714–
11 21) is amended—

12 (1) in the matter preceding paragraph (1), by
13 inserting “safety, well-being,” after “health,”; and

14 (2) in paragraph (2), by striking “other Federal
15 entities” and inserting “the Department of Housing
16 and Urban Development, the Department of Edu-
17 cation, the Department of Labor, and the Depart-
18 ment of Justice”.

19 (b) **GRANTS FOR TECHNICAL ASSISTANCE AND**
20 **TRAINING.**—Section 342 (42 U.S.C. 5714–22) is amended
21 by inserting “, including onsite and web-based techniques,
22 such as on-demand and online learning,” before “to public
23 and private entities”.

1 (e) GRANTS FOR RESEARCH, EVALUATION, DEM-
2 ONSTRATION, AND SERVICE PROJECTS.—Section 343 (42
3 U.S.C. 5714–23) is amended—

4 (1) in subsection (b)—

5 (A) in paragraph (5)—

6 (i) in subparagraph (A), by inserting
7 “violence, trauma, and” before “sexual
8 abuse and assault”;

9 (ii) in subparagraph (B), by striking
10 “sexual abuse and assault, and” and in-
11 sserting “sexual abuse or assault, traf-
12 ficking in persons, or sexual exploitation”;

13 (iii) in subparagraph (C), by striking
14 “who have been sexually victimized” and
15 inserting “who are victims of sexual abuse
16 or assault, trafficking in persons, or sexual
17 exploitation”; and

18 (iv) by adding at the end the fol-
19 lowing:

20 “(D) best practices for identifying and pro-
21 viding age, gender, and culturally and linguis-
22 tically appropriate services to—

23 “(i) vulnerable and underserved youth
24 populations; and

1 “(ii) youth who are victims of traf-
2 ficking in persons or sexual exploitation;
3 and

4 “(E) verifying youth as runaway or home-
5 less to complete the Free Application for Fed-
6 eral Student Aid described in section 483 of the
7 Higher Education Act of 1965 (20 U.S.C.
8 1090);”;

9 (B) in paragraph (9), by striking “and” at
10 the end;

11 (C) in paragraph (10), by striking the pe-
12 riod and inserting “; and”; and

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

14 “(11) examining the intersection between the
15 runaway and homeless youth populations and traf-
16 ficking in persons, including noting whether such
17 youth who are victims of trafficking in persons were
18 previously involved in the child welfare or juvenile
19 justice systems.”; and

20 (2) in subsection (e)(2)(B), by inserting “, in-
21 cluding such youth who are victims of trafficking in
22 persons or sexual exploitation” after “runaway or
23 homeless youth”.

1 (d) PERIODIC ESTIMATE OF INCIDENCE AND PREVA-
2 LENCE OF YOUTH HOMELESSNESS.—Section 345 (42
3 U.S.C. 5714–25) is amended—

4 (1) in subsection (a)—

5 (A) in paragraph (1)—

6 (i) by striking “13” and inserting
7 “12”; and

8 (ii) by striking “and” at the end;

9 (B) in paragraph (2), by striking the pe-
10 riod and inserting a semicolon; and

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

12 “(3) that includes demographic information
13 about and characteristics of runaway or homeless
14 youth, including such youth who are victims of traf-
15 ficking in persons or sexual exploitation; and

16 “(4) that does not disclose the identity of any
17 runaway or homeless youth.”; and

18 (2) in subsection (b)(1)—

19 (A) in the matter preceding subparagraph
20 (A), by striking “13” and inserting “12”;

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

23 (C) by redesignating subparagraph (B) as
24 subparagraph (C);

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

3 “(B) incidences, if any, of—

4 “(i) such individuals who are victims
5 of trafficking in persons; or

6 “(ii) such individuals who are victims
7 of sexual exploitation; and”;

8 (E) in subparagraph (C), as so redesignated—
9

10 (i) in clause (ii), by striking “; and”
11 and inserting “, including mental health
12 services;”;

13 (ii) by adding at the end the following:
14

15 “(iv) access to education and job
16 training; and”.

17 **SEC. 7. SEXUAL ABUSE PREVENTION PROGRAM.**

18 Section 351 (42 U.S.C. 5714–41) is amended—

19 (1) in subsection (a)—

20 (A) by inserting “public and” before “non-
21 profit”; and

22 (B) by striking “prostitution, or sexual ex-
23 ploitation.” and inserting “violence, trafficking
24 in persons, or sexual exploitation.”; and

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

1 “(c) **ELIGIBILITY REQUIREMENTS.**—To be eligible to
 2 receive a grant under subsection (a), an applicant shall
 3 certify to the Secretary that such applicant has systems
 4 in place to ensure that such applicant can provide age,
 5 gender, and culturally and linguistically appropriate serv-
 6 ices to all youth described in subsection (a).”.

7 **SEC. 8. GENERAL PROVISIONS.**

8 (a) **REPORTS.**—Section 382(a) (42 U.S.C. 5715(a))
 9 is amended—

10 (1) in paragraph (1)—

11 (A) by redesignating subparagraphs (B)
 12 through (D) as subparagraphs (C) through (E),
 13 respectively; and

14 (B) by inserting after subparagraph (A)
 15 the following:

16 “(B) collecting data on trafficking in per-
 17 sons and sexual exploitation of runaway and
 18 homeless youth;” and

19 (2) in paragraph (2)—

20 (A) by striking subparagraph (A) and in-
 21 serting the following:

22 “(A) the number and characteristics of
 23 homeless youth served by such projects, includ-
 24 ing—

1 “(i) such youth who are victims of
2 trafficking in persons or sexual exploi-
3 tation;

4 “(ii) such youth who are pregnant or
5 parenting;

6 “(iii) such youth who have been in-
7 volved in the child welfare system; and

8 “(iv) such youth who have been in-
9 volved in the juvenile justice system;”;

10 (B) in subparagraph (F), by striking
11 “intrafamily problems” and inserting “problems
12 within the family, including (if appropriate) in-
13 dividuals identified by such youth as family;”.

14 (b) **NONDISCRIMINATION.**—Part F is amended by in-
15 serting after section 386A (42 U.S.C. 5732–1) the fol-
16 lowing:

17 **“SEC. 386B. NONDISCRIMINATION.**

18 “(a) **IN GENERAL.**—No person in the United States
19 shall, on the basis of actual or perceived race, color, reli-
20 gion, national origin, sex, gender identity (as defined in
21 section 249(c)(4) of title 18, United States Code), sexual
22 orientation, or disability, be excluded from participation
23 in, denied the benefits of, or subjected to discrimination
24 under any program or activity funded in whole or in part
25 with funds made available under this title, or any other

1 program or activity funded in whole or in part with
 2 amounts appropriated for grants, cooperative agreements,
 3 or other assistance administered by the Administration for
 4 Children and Families of the Department of Health and
 5 Human Services.

6 “(b) DISQUALIFICATION.—Any State, locality, orga-
 7 nization, agency, or entity that violates the requirements
 8 of subsection (a) shall not be eligible to receive any grant,
 9 assistance, or funding provided under this title.”.

10 (c) DEFINITIONS.—Section 387 (42 U.S.C. 5732a) is
 11 amended—

12 (1) by redesignating paragraphs (7) and (8) as
 13 paragraphs (8) and (9), respectively;

14 (2) in paragraph (5)(B)(v)—

15 (A) by redesignating subclauses (II)
 16 through (IV) as subclauses (III) through (V),
 17 respectively;

18 (B) by inserting after subclause (I), the
 19 following:

20 “(II) trafficking in persons;”;

21 (C) in subclause (IV), as so redesignated—

22 (i) by striking “diseases” and insert-
 23 ing “infections”; and

24 (ii) by striking “and” at the end;

1 (D) in subclause (V), as so redesignated,
 2 by striking the period and inserting “; and”;
 3 and

4 (E) by adding at the end the following:
 5 “(VI) suicide.”;

6 (3) in paragraph (6)(B), by striking “prostitu-
 7 tion,” and inserting “trafficking in persons,”;

8 (4) by inserting after paragraph (6), the fol-
 9 lowing:

10 “(7) **TRAFFICKING IN PERSONS.**—The term
 11 ‘trafficking in persons’ has the meaning given the
 12 term ‘severe forms of trafficking in persons’ in sec-
 13 tion 103 of the Trafficking Victims Protection Act
 14 of 2000 (22 U.S.C. 7102).”;

15 (5) in paragraph (8), as so redesignated—

16 (A) by inserting “to homeless youth” after
 17 “provides”; and

18 (B) by inserting “; to establish a stable
 19 family or community supports,” after “self-suf-
 20 ficient living”; and

21 (6) in paragraph (9)(B), as so redesignated—

22 (A) in clause (ii)—

23 (i) by inserting “or able” after “will-
 24 ing”; and

25 (ii) by striking “or” at the end;

1 (B) in clause (iii), by striking the period
2 and inserting “; or”; and

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

4 “(iv) who is involved in the child wel-
5 fare or juvenile justice system, but who is
6 not receiving government-funded hous-
7 ing.”.

8 (d) AUTHORIZATION OF APPROPRIATIONS.—Section
9 388(a) (42 U.S.C. 5751(a)) is amended—

10 (1) in paragraph (1), by striking “for fiscal
11 year 2009,” and all that follows through the period
12 and inserting “for each of fiscal years 2015 through
13 2019.”;

14 (2) in paragraph (3)(B), by striking “such
15 sums as may be necessary for fiscal years 2009,
16 2010, 2011, 2012, and 2013.” and inserting
17 “\$2,000,000 for each of fiscal years 2015 through
18 2019.”; and

19 (3) in paragraph (4), by striking “for fiscal
20 year 2009” and all that follows through the period
21 and inserting “for each of fiscal years 2015 through
22 2019.”.

23 **SECTION 1. SHORT TITLE.**

24 *This Act may be cited as the “Runaway and Homeless*
25 *Youth and Trafficking Prevention Act”.*

1 **TITLE I—RUNAWAY AND**
2 **HOMELESS YOUTH ACT**

3 **SEC. 101. REFERENCES.**

4 *Except as otherwise specifically provided, whenever in*
5 *this title an amendment or repeal is expressed in terms of*
6 *an amendment to, or repeal of, a provision, the amendment*
7 *or repeal shall be considered to be made to a provision of*
8 *the Runaway and Homeless Youth Act (42 U.S.C. 5701 et*
9 *seq.).*

10 **SEC. 102. FINDINGS.**

11 *Section 302 (42 U.S.C. 5701) is amended—*

12 (1) *in paragraph (2), by inserting “age, gender,*
13 *and culturally and” before “linguistically appro-*
14 *priate”;*

15 (2) *in paragraph (4), by striking “outside the*
16 *welfare system and the law enforcement system” and*
17 *inserting “, in collaboration with public assistance*
18 *systems, the law enforcement system, and the child*
19 *welfare system”;*

20 (3) *in paragraph (5)—*

21 (A) *by inserting “a safe place to live and”*
22 *after “youth need”; and*

23 (B) *by striking “and” at the end;*

24 (4) *in paragraph (6), by striking the period and*
25 *inserting “; and”; and*

1 (5) *by adding at the end the following:*

2 “(7) *runaway and homeless youth are at a high*
3 *risk of becoming victims of sexual exploitation and*
4 *trafficking in persons.*”.

5 **SEC. 103. BASIC CENTER GRANT PROGRAM.**

6 (a) *GRANTS FOR CENTERS AND SERVICES.*—Section
7 311(a) (42 U.S.C. 5711(a)) *is amended—*

8 (1) *in paragraph (1), by striking “services” and*
9 *all that follows through the period and inserting “safe*
10 *shelter and services, including trauma-informed serv-*
11 *ices, for runaway and homeless youth and, if appro-*
12 *priate, services for the families of such youth, includ-*
13 *ing (if appropriate) individuals identified by such*
14 *youth as family.”; and*

15 (2) *in paragraph (2)—*

16 (A) *in subparagraph (A), by striking “men-*
17 *tal health,”;*

18 (B) *in subparagraph (B)—*

19 (i) *in clause (i), by striking “21 days;*
20 *and” and inserting “30 days;”;*

21 (ii) *in clause (ii)—*

22 (I) *by inserting “age, gender, and*
23 *culturally and linguistically appro-*
24 *priate” before “individual”;*

1 (II) by inserting “, as appro-
2 priate,” after “group”; and

3 (III) by striking “as appropriate”
4 and inserting “including (if appro-
5 priate) counseling for individuals iden-
6 tified by such youth as family”; and

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

9 “(iii) suicide prevention services; and”;
10 and

11 (C) in subparagraph (C)—

12 (i) in clause (ii), by inserting “age,
13 gender, and culturally and linguistically
14 appropriate” before “home-based services”;

15 (ii) in clause (iii), by striking “and”
16 at the end;

17 (iii) in clause (iv), by striking “dis-
18 eases.” and inserting “infections;”; and

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

20 “(v) trauma-informed and gender-re-
21 sponsive services for runaway or homeless
22 youth, including such youth who are vic-
23 tims of trafficking in persons or sexual ex-
24 ploitation; and

1 “(vi) an assessment of family engage-
2 ment in support and reunification (if re-
3 unification is appropriate), interventions,
4 and services for parents or legal guardians
5 of such youth, or (if appropriate) individ-
6 uals identified by such youth as family.”.

7 (b) *ELIGIBILITY; PLAN REQUIREMENTS.*—Section 312
8 (42 U.S.C. 5712) is amended—

9 (1) in subsection (b)—

10 (A) in paragraph (5), by inserting “, or (if
11 appropriate) individuals identified by such
12 youth as family,” after “parents or legal guard-
13 ians”;

14 (B) in paragraph (6), by striking “cultural
15 minority and persons with limited ability to
16 speak English” and inserting “cultural minor-
17 ity, persons with limited ability to speak
18 English, and runaway or homeless youth who
19 are victims of trafficking in persons or sexual ex-
20 ploitation”;

21 (C) by striking paragraph (7) and inserting
22 the following:

23 “(7) shall keep adequate statistical records
24 profiling the youth and family members of such youth

1 whom the applicant serves, including demographic in-
2 formation on and the number of—

3 “(A) such youth who are not referred to out-
4 of-home shelter services;

5 “(B) such youth who are members of vulner-
6 able or underserved populations;

7 “(C) such youth who are victims of traf-
8 ficking in persons or sexual exploitation,
9 disaggregated by—

10 “(i) such youth who have been coerced
11 or forced into a commercial sex act, as de-
12 fined in section 103 of the Trafficking Vic-
13 tims Protection Act of 2000 (22 U.S.C.
14 7102);

15 “(ii) such youth who have been coerced
16 or forced into other forms of labor; and

17 “(iii) such youth who have engaged in
18 a commercial sex act, as so defined, for any
19 reason other than by coercion or force;

20 “(D) such youth who are pregnant or par-
21 enting;

22 “(E) such youth who have been involved in
23 the child welfare system; and

24 “(F) such youth who have been involved in
25 the juvenile justice system;”;

1 (D) by redesignating paragraphs (8)
2 through (13) as paragraphs (9) through (14);

3 (E) by inserting after paragraph (7) the fol-
4 lowing:

5 “(8) shall ensure that—

6 “(A) the records described in paragraph (7),
7 on an individual runaway or homeless youth,
8 shall not be disclosed without the consent of the
9 individual youth, and parent or legal guardian
10 of such youth or (if appropriate) an individual
11 identified by such youth as family, to anyone
12 other than another agency compiling statistical
13 records or a government agency involved in the
14 disposition of criminal charges against an indi-
15 vidual runaway or homeless youth; and

16 “(B) reports or other documents based on
17 the statistics described in paragraph (7) shall
18 not disclose the identity of any individual run-
19 away or homeless youth;”;

20 (F) in paragraph (9), as so redesignated, by
21 striking “statistical summaries” and inserting
22 “statistics”;

23 (G) in paragraph (13)(C), as so redesi-
24 gnated—

25 (i) by striking clause (i) and inserting:

1 “(i) the number and characteristics of
2 runaway and homeless youth, and youth at
3 risk of family separation, who participate
4 in the project, including such information
5 on—

6 “(I) such youth (including both
7 types of such participating youth) who
8 are victims of trafficking in persons or
9 sexual exploitation, disaggregated by—

10 “(aa) such youth who have
11 been coerced or forced into a com-
12 mercial sex act, as defined in sec-
13 tion 103 of the Trafficking Vic-
14 tims Protection Act of 2000 (22
15 U.S.C. 7102);

16 “(bb) such youth who have
17 been coerced or forced into other
18 forms of labor; and

19 “(cc) such youth who have
20 engaged in a commercial sex act,
21 as so defined, for any reason other
22 than by coercion or force;

23 “(II) such youth who are preg-
24 nant or parenting;

1 “(III) such youth who have been
2 involved in the child welfare system;
3 and

4 “(IV) such youth who have been
5 involved in the juvenile justice system;
6 and”;

7 (ii) in clause (ii), by striking “and” at
8 the end;

9 (H) in paragraph (14), as so redesignated,
10 by striking the period and inserting “for natural
11 disasters, inclement weather, and mental health
12 emergencies;”; and

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

14 “(15) shall provide age, gender, and culturally
15 and linguistically appropriate services to runaway
16 and homeless youth; and

17 “(16) shall assist youth in completing the Free
18 Application for Federal Student Aid described in sec-
19 tion 483 of the Higher Education Act of 1965 (20
20 U.S.C. 1090).”; and

21 (2) in subsection (d)—

22 (A) in paragraph (1)—

23 (i) by inserting “age, gender, and cul-
24 turally and linguistically appropriate”
25 after “provide”;

1 (ii) by striking “families (including
 2 unrelated individuals in the family house-
 3 holds) of such youth” and inserting “fami-
 4 lies of such youth (including unrelated indi-
 5 viduals in the family households of such
 6 youth and, if appropriate, individuals iden-
 7 tified by such youth as family)”; and

8 (iii) by inserting “suicide prevention,”
 9 after “physical health care,”; and

10 (B) in paragraph (4), by inserting “, in-
 11 cluding training on trauma-informed and youth-
 12 centered care” after “home-based services”.

13 (c) *APPROVAL OF APPLICATIONS.*—Section 313(b) (42
 14 U.S.C. 5713(b)) is amended—

15 (1) by striking “priority to” and all that follows
 16 through “who” and inserting “priority to eligible ap-
 17 plicants who”;

18 (2) by striking “; and” and inserting a period;
 19 and

20 (3) by striking paragraph (2).

21 **SEC. 104. TRANSITIONAL LIVING GRANT PROGRAM.**

22 Section 322(a) (42 U.S.C. 5714–2(a)) is amended—

23 (1) in paragraph (1)—

1 (A) by inserting “age, gender, and cul-
2 turally and linguistically appropriate” before
3 “information and counseling services”; and

4 (B) by striking “job attainment skills, and
5 mental and physical health care” and inserting
6 “job attainment skills, mental and physical
7 health care, and suicide prevention services”;

8 (2) by redesignating paragraphs (3) through (8)
9 and (9) through (16) as paragraphs (5) through (10)
10 and (12) through (19), respectively;

11 (3) by inserting after paragraph (2) the fol-
12 lowing:

13 “(3) to provide counseling to homeless youth and
14 to encourage, if appropriate, the involvement in such
15 counseling of their parents or legal guardians, or (if
16 appropriate) individuals identified by such youth as
17 family;

18 “(4) to provide aftercare services, if possible, to
19 homeless youth who have received shelter and services
20 from a transitional living youth project, including (to
21 the extent practicable) such youth who, after receiving
22 such shelter and services, relocate to a State other
23 than the State in which such project is located;”;

24 (4) in paragraph (9), as so redesignated—

1 (A) by inserting “age, gender, and cul-
2 turally and linguistically appropriate” after “re-
3 ferral of homeless youth to”;

4 (B) by striking “and health care programs”
5 and inserting “mental health service and health
6 care programs, including programs providing
7 comprehensive services to victims of trafficking
8 in persons or sexual exploitation,”; and

9 (C) by striking “such services for youths;”
10 and inserting “such programs described in this
11 paragraph;”;

12 (5) by inserting after paragraph (10), as so re-
13 designated, the following:

14 “(11) to develop a plan to provide age, gender,
15 and culturally and linguistically appropriate services
16 that address the needs of homeless and street youth;”;

17 (6) in paragraph (12), as so redesignated, by
18 striking “the applicant and statistical” through “who
19 participate in such project,” and inserting “the ap-
20 plicant, statistical summaries describing the number,
21 the characteristics, and the demographic information
22 of the homeless youth who participate in such project,
23 including the prevalence of trafficking in persons and
24 sexual exploitation of such youth,”; and

1 (7) *in paragraph (19), as so redesignated, by in-*
 2 *serting “regarding responses to natural disasters, in-*
 3 *clement weather, and mental health emergencies”*
 4 *after “management plan”.*

5 **SEC. 105. COORDINATING, TRAINING, RESEARCH, AND**
 6 **OTHER ACTIVITIES.**

7 (a) *COORDINATION.—Section 341 (42 U.S.C. 5714–21)*
 8 *is amended—*

9 (1) *in the matter preceding paragraph (1), by*
 10 *inserting “safety, well-being,” after “health,”; and*

11 (2) *in paragraph (2), by striking “other Federal*
 12 *entities” and inserting “the Department of Housing*
 13 *and Urban Development, the Department of Edu-*
 14 *cation, the Department of Labor, and the Department*
 15 *of Justice”.*

16 (b) *GRANTS FOR TECHNICAL ASSISTANCE AND TRAIN-*
 17 *ING.—Section 342 (42 U.S.C. 5714–22) is amended by in-*
 18 *serting “, including onsite and web-based techniques, such*
 19 *as on-demand and online learning,” before “to public and*
 20 *private entities”.*

21 (c) *GRANTS FOR RESEARCH, EVALUATION, DEM-*
 22 *ONSTRATION, AND SERVICE PROJECTS.—Section 343 (42*
 23 *U.S.C. 5714–23) is amended—*

24 (1) *in subsection (b)—*

25 (A) *in paragraph (5)—*

1 (i) in subparagraph (A), by inserting
2 “violence, trauma, and” before “sexual
3 abuse and assault”;

4 (ii) in subparagraph (B), by striking
5 “sexual abuse and assault; and” and insert-
6 ing “sexual abuse or assault, trafficking in
7 persons, or sexual exploitation;”;

8 (iii) in subparagraph (C), by striking
9 “who have been sexually victimized” and
10 inserting “who are victims of sexual abuse
11 or assault, trafficking in persons, or sexual
12 exploitation”; and

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

14 “(D) best practices for identifying and pro-
15 viding age, gender, and culturally and linguis-
16 tically appropriate services to—

17 “(i) vulnerable and underserved youth
18 populations; and

19 “(ii) youth who are victims of traf-
20 ficking in persons or sexual exploitation;
21 and

22 “(E) verifying youth as runaway or home-
23 less to complete the Free Application for Federal
24 Student Aid described in section 483 of the

1 *Higher Education Act of 1965 (20 U.S.C.*
2 *1090);”;*

3 *(B) in paragraph (9), by striking “and” at*
4 *the end;*

5 *(C) in paragraph (10), by striking the pe-*
6 *riod and inserting “; and”; and*

7 *(D) by adding at the end the following:*

8 *“(11) examining the intersection between the*
9 *runaway and homeless youth populations and traf-*
10 *ficking in persons, including noting whether such*
11 *youth who are victims of trafficking in persons were*
12 *previously involved in the child welfare or juvenile*
13 *justice systems.”; and*

14 *(2) in subsection (c)(2)(B), by inserting “, in-*
15 *cluding such youth who are victims of trafficking in*
16 *persons or sexual exploitation” after “runaway or*
17 *homeless youth”.*

18 *(d) PERIODIC ESTIMATE OF INCIDENCE AND PREVA-*
19 *LENCE OF YOUTH HOMELESSNESS.—Section 345 (42*
20 *U.S.C. 5714–25) is amended—*

21 *(1) in subsection (a)—*

22 *(A) in paragraph (1)—*

23 *(i) by striking “13” and inserting*
24 *“12”; and*

25 *(ii) by striking “and” at the end;*

1 (B) in paragraph (2), by striking the period
2 and inserting a semicolon; and

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

4 “(3) that includes demographic information
5 about and characteristics of runaway or homeless
6 youth, including such youth who are victims of traf-
7 ficking in persons or sexual exploitation; and

8 “(4) that does not disclose the identity of any
9 runaway or homeless youth.”; and

10 (2) in subsection (b)(1)—

11 (A) in the matter preceding subparagraph
12 (A), by striking “13” and inserting “12”;

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

15 (C) by redesignating subparagraph (B) as
16 subparagraph (C);

17 (D) by inserting after subparagraph (A) the
18 following:

19 “(B) incidences, if any, of—

20 “(i) such individuals who are victims
21 of trafficking in persons; or

22 “(ii) such individuals who are victims
23 of sexual exploitation; and”;

24 (E) in subparagraph (C), as so redesign-
25 ated—

1 (i) in clause (ii), by striking “; and”
 2 and inserting “, including mental health
 3 services;”; and

4 (ii) by adding at the end the following:
 5 “(iv) access to education and job train-
 6 ing; and”.

7 **SEC. 106. SEXUAL ABUSE PREVENTION PROGRAM.**

8 Section 351 (42 U.S.C. 5714–41) is amended—

9 (1) in subsection (a)—

10 (A) by inserting “public and” before “non-
 11 profit”; and

12 (B) by striking “prostitution, or sexual ex-
 13 ploitation.” and inserting “violence, trafficking
 14 in persons, or sexual exploitation.”; and

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

16 “(c) *ELIGIBILITY REQUIREMENTS.*—To be eligible to
 17 receive a grant under subsection (a), an applicant shall cer-
 18 tify to the Secretary that such applicant has systems in
 19 place to ensure that such applicant can provide age, gender,
 20 and culturally and linguistically appropriate services to all
 21 youth described in subsection (a).”.

22 **SEC. 107. GENERAL PROVISIONS.**

23 (a) *REPORTS.*—Section 382(a) (42 U.S.C. 5715(a)) is
 24 amended—

25 (1) in paragraph (1)—

1 (A) by redesignating subparagraphs (B)
2 through (D) as subparagraphs (C) through (E),
3 respectively; and

4 (B) by inserting after subparagraph (A) the
5 following:

6 “(B) collecting data on trafficking in per-
7 sons and sexual exploitation of runaway and
8 homeless youth;” and

9 (2) in paragraph (2)—

10 (A) by striking subparagraph (A) and in-
11 sserting the following:

12 “(A) the number and characteristics of
13 homeless youth served by such projects, includ-
14 ing—

15 “(i) such youth who are victims of
16 trafficking in persons or sexual exploitation;

17 “(ii) such youth who are pregnant or
18 parenting;

19 “(iii) such youth who have been in-
20 volved in the child welfare system; and

21 “(iv) such youth who have been in-
22 volved in the juvenile justice system;” and

23 (B) in subparagraph (F), by striking
24 “intrafamily problems” and inserting “problems

1 *within the family, including (if appropriate) in-*
2 *dividuals identified by such youth as family,”.*

3 **(b) NONDISCRIMINATION.**—*Part F is amended by in-*
4 *serting after section 386A (42 U.S.C. 5732–1) the following:*

5 **“SEC. 386B. NONDISCRIMINATION.**

6 **“(a) IN GENERAL.**—*No person in the United States*
7 *shall, on the basis of actual or perceived race, color, religion,*
8 *national origin, sex, gender identity (as defined in section*
9 *249(c)(4) of title 18, United States Code), sexual orienta-*
10 *tion, or disability, be excluded from participation in, de-*
11 *nied the benefits of, or subjected to discrimination under*
12 *any program or activity funded in whole or in part with*
13 *funds made available under this title, or any other program*
14 *or activity funded in whole or in part with amounts appro-*
15 *priated for grants, cooperative agreements, or other assist-*
16 *ance administered by the Administration for Children and*
17 *Families of the Department of Health and Human Services.*

18 **“(b) DISQUALIFICATION.**—*Any State, locality, organi-*
19 *zation, agency, or entity that violates the requirements of*
20 *subsection (a) shall not be eligible to receive any grant, as-*
21 *sistance, or funding provided under this title.*

22 **“SEC. 386C. ACCOUNTABILITY.**

23 **“(a) IN GENERAL.**—*All grants awarded by the Sec-*
24 *retary under this title shall be subject to the following ac-*
25 *countability provisions:*

1 “(1) *AUDIT REQUIREMENT.*—

2 “(A) *DEFINITION.*—*In this paragraph, the*
3 *term ‘unresolved audit finding’ means an audit*
4 *report finding in the final audit report of the In-*
5 *spector General of the Department of Health and*
6 *Human Services that the grantee has used grant*
7 *funds for an unauthorized expenditure or other-*
8 *wise unallowable cost that is not closed or re-*
9 *solved during the 12-month period beginning on*
10 *the date on which the final audit report is*
11 *issued.*

12 “(B) *REQUIREMENT.*—*Beginning in the*
13 *first fiscal year beginning after the date of enact-*
14 *ment of the Runaway and Homeless Youth and*
15 *Trafficking Prevention Act, and in each fiscal*
16 *year thereafter, the Inspector General of the De-*
17 *partment of Health and Human Services shall*
18 *conduct audits of recipients of grants under this*
19 *title to prevent waste, fraud, and abuse of funds*
20 *by grantees. The Inspector General shall deter-*
21 *mine the appropriate number of grantees to be*
22 *audited each year.*

23 “(C) *MANDATORY EXCLUSION.*—*A recipient*
24 *of grant funds under this title that is found to*
25 *have an unresolved audit finding shall not be eli-*

1 gible to receive grant funds under this title dur-
2 ing the first 2 fiscal years beginning after the
3 end of the 12-month period described in subpara-
4 graph (A).

5 “(D) *PRIORITY*.—In awarding grants under
6 this title, the Secretary shall give priority to eli-
7 gible applicants that did not have an unresolved
8 audit finding during the 3 fiscal years before
9 submitting an application for a grant under this
10 title.

11 “(E) *REIMBURSEMENT*.—If an entity is
12 awarded grant funds under this title during the
13 2-fiscal-year period during which the entity is
14 barred from receiving grants under subpara-
15 graph (C), the Secretary shall—

16 “(i) deposit an amount equal to the
17 amount of the grant funds that were im-
18 properly awarded to the grantee into the
19 General Fund of the Treasury; and

20 “(ii) seek to recoup the costs of the re-
21 payment to the fund from the grant recipi-
22 ent that was erroneously awarded grant
23 funds.

24 “(2) *NONPROFIT ORGANIZATION REQUIRE-*
25 *MENTS*.—

1 “(A) *DEFINITION.*—*For purposes of this*
2 *paragraph and the grant programs under this*
3 *title, the term ‘nonprofit organization’ means an*
4 *organization that is described in section*
5 *501(c)(3) of the Internal Revenue Code of 1986*
6 *and is exempt from taxation under section*
7 *501(a) of such Code.*

8 “(B) *PROHIBITION.*—*The Secretary may*
9 *not award a grant under this title to a nonprofit*
10 *organization that holds money in offshore ac-*
11 *counts for the purpose of avoiding paying the tax*
12 *described in section 511(a) of the Internal Rev-*
13 *enue Code of 1986.*

14 “(C) *DISCLOSURE.*—*Each nonprofit organi-*
15 *zation that is awarded a grant under this title*
16 *and uses the procedures prescribed in regulations*
17 *to create a rebuttable presumption of reasonable-*
18 *ness for the compensation of its officers, direc-*
19 *tors, trustees, and key employees, shall disclose to*
20 *the Secretary, in the application for the grant,*
21 *the process for determining such compensation,*
22 *including the independent persons involved in*
23 *reviewing and approving such compensation, the*
24 *comparability data used, and contemporaneous*
25 *substantiation of the deliberation and decision.*

1 *Upon request, the Secretary shall make the infor-*
2 *mation disclosed under this subparagraph avail-*
3 *able for public inspection.*

4 “(3) *CONFERENCE EXPENDITURES.*—

5 “(A) *LIMITATION.*—*No amounts authorized*
6 *to be appropriated to the Department of Health*
7 *and Human Services under this title may be*
8 *used by the Secretary, or by any individual or*
9 *entity awarded discretionary funds through a co-*
10 *operative agreement under this title, to host or*
11 *support any expenditure for conferences that uses*
12 *more than \$20,000 in funds made available to*
13 *the Department of Health and Human Services,*
14 *unless the Deputy Secretary or the appropriate*
15 *Assistant Secretary, Director, or principal dep-*
16 *uty (as designated by the Deputy Secretary) pro-*
17 *vides prior written authorization that the funds*
18 *may be expended to host the conference.*

19 “(B) *WRITTEN APPROVAL.*—*Written ap-*
20 *proval under subparagraph (A) shall include a*
21 *written estimate of all costs associated with the*
22 *conference, including the cost of all food, bev-*
23 *erages, audio-visual equipment, honoraria for*
24 *speakers, and entertainment.*

1 “(C) *REPORT.*—*The Deputy Secretary shall*
2 *submit an annual report to the Committee on the*
3 *Judiciary of the Senate and the Committee on*
4 *Education and the Workforce of the House of*
5 *Representatives on all conference expenditures*
6 *approved under this paragraph.*

7 “(4) *ANNUAL CERTIFICATION.*—*Beginning in the*
8 *first fiscal year beginning after the date of enactment*
9 *of the Runaway and Homeless Youth and Trafficking*
10 *Prevention Act, the Secretary shall submit, to the*
11 *Committee on the Judiciary and the Committee on*
12 *Appropriations of the Senate and the Committee on*
13 *Education and the Workforce and the Committee on*
14 *Appropriations of the House of Representatives, an*
15 *annual certification indicating whether—*

16 “(A) *all audits issued by the Office of the*
17 *Inspector General under paragraph (1) have*
18 *been completed and reviewed by the appropriate*
19 *Assistant Secretary or Director;*

20 “(B) *all mandatory exclusions required*
21 *under paragraph (1)(C) have been issued;*

22 “(C) *all reimbursements required under*
23 *paragraph (1)(E) have been made; and*

1 “(D) includes a list of any grant recipients
2 excluded under paragraph (1) from the previous
3 year.

4 “(5) PROHIBITION ON LOBBYING ACTIVITY.—

5 “(A) IN GENERAL.—Amounts authorized to
6 be appropriated under this title may not be uti-
7 lized by any grant recipient to—

8 “(i) lobby any representative of the De-
9 partment of Health and Human Services
10 regarding the award of grant funding; or

11 “(ii) lobby any representative of a Fed-
12 eral, State, local, or tribal government re-
13 garding the award of grant funding.

14 “(B) PENALTY.—If the Secretary deter-
15 mines that any recipient of a grant under this
16 title has violated subparagraph (A), the Sec-
17 retary shall—

18 “(i) require the grant recipient to
19 repay the grant amount in full; and

20 “(ii) prohibit the grant recipient from
21 receiving another grant under this title for
22 not less than 5 years.

23 “(b) DEFINITION.—In this section, the term ‘grant’ in-
24 cludes a contract or agreement for Federal financial assist-
25 ance.”.

1 (c) *DEFINITIONS.*—Section 387 (42 U.S.C. 5732a) is
2 amended—

3 (1) by redesignating paragraphs (1) through (6),
4 and (7) and (8), as paragraphs (2) through (7), and
5 (9) and (10), respectively;

6 (2) by inserting before paragraph (2), as so re-
7 designated, the following:

8 “(1) *CULTURALLY AND LINGUISTICALLY APPRO-*
9 *PRIATE.*—The term ‘culturally and linguistically ap-
10 *propriate*’, with respect to services, has the meaning
11 given the term ‘culturally and linguistically appro-
12 *priate services*’ in the ‘National Standards for Cul-
13 *turally and Linguistically Appropriate Services in*
14 *Health and Health Care*’, issued in April 2013, by the
15 *Office of Minority Health of the Department of*
16 *Health and Human Services.*”;

17 (3) in paragraph (6)(B)(v), as so redesignated—

18 (A) by redesignating subclauses (II) through
19 (IV) as subclauses (III) through (V), respectively;

20 (B) by inserting after subclause (I), the fol-
21 lowing:

22 “(II) *trafficking in persons*.”;

23 (C) in subclause (IV), as so redesignated—

24 (i) by striking “*diseases*” and inserting
25 “*infections*”; and

- 1 (ii) by striking “and” at the end;
- 2 (D) in subclause (V), as so redesignated, by
- 3 striking the period and inserting “; and”; and
- 4 (E) by adding at the end the following:
- 5 “(VI) suicide.”;
- 6 (4) in paragraph (7)(B), as so redesignated, by
- 7 striking “prostitution,” and inserting “trafficking in
- 8 persons,”;
- 9 (5) by inserting after paragraph (7), as so redesi-
- 10 gnated, the following:
- 11 “(8) *TRAFFICKING IN PERSONS.*—The term ‘traf-
- 12 ficking in persons’ has the meaning given the term
- 13 ‘severe forms of trafficking in persons’ in section 103
- 14 of the Trafficking Victims Protection Act of 2000 (22
- 15 U.S.C. 7102).”;
- 16 (6) in paragraph (9), as so redesignated—
- 17 (A) by inserting “to homeless youth” after
- 18 “provides”; and
- 19 (B) by inserting “, to establish a stable fam-
- 20 ily or community supports,” after “self-sufficient
- 21 living”; and
- 22 (7) in paragraph (10)(B), as so redesignated—
- 23 (A) in clause (ii)—
- 24 (i) by inserting “or able” after “will-
- 25 ing”; and

1 (ii) by striking “or” at the end;

2 (B) in clause (iii), by striking the period
3 and inserting “; or”; and

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

5 “(iv) who is involved in the child wel-
6 fare or juvenile justice system, but who is
7 not receiving government-funded housing.”.

8 (d) *AUTHORIZATION OF APPROPRIATIONS.*—Section
9 388(a) (42 U.S.C. 5751(a)) is amended—

10 (1) in paragraph (1), by striking “for fiscal year
11 2009,” and all that follows through the period and in-
12 serting “for each of fiscal years 2015 through 2019.”;

13 (2) in paragraph (3)(B), by striking “such sums
14 as may be necessary for fiscal years 2009, 2010, 2011,
15 2012, and 2013.” and inserting “\$2,000,000 for each
16 of fiscal years 2015 through 2019.”; and

17 (3) in paragraph (4), by striking “for fiscal year
18 2009” and all that follows through the period and in-
19 serting “for each of fiscal years 2015 through 2019.”.

20 **TITLE II—COMBATTING HUMAN**
21 **TRAFFICKING**

22 **SEC. 201. SHORT TITLE.**

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

1 **SEC. 202. DOMESTIC TRAFFICKING VICTIMS' FUND.**

2 (a) *IN GENERAL.*—Chapter 201 of title 18, United
3 States Code, is amended by adding at the end the following:

4 **“§ 3014. Additional special assessment**

5 “(a) *In addition to the assessment imposed under sec-*
6 *tion 3013, the court shall assess an amount of \$5,000 on*
7 *any non-indigent person or entity convicted of an offense*
8 *under—*

9 “(1) *chapter 77 (relating to peonage, slavery,*
10 *and trafficking in persons);*

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

12 “(3) *chapter 110 (relating to sexual exploitation*
13 *and other abuse of children);*

14 “(4) *chapter 117 (relating to transportation for*
15 *illegal sexual activity and related crimes); or*

16 “(5) *section 274 of the Immigration and Nation-*
17 *ality Act (8 U.S.C. 1324) (relating to human smug-*
18 *gling), unless the person induced, assisted, abetted, or*
19 *aided only an individual who at the time of such ac-*
20 *tion was the alien’s spouse, parent, son, or daughter*
21 *(and no other individual) to enter the United States*
22 *in violation of law.*

23 “(b) *An assessment under subsection (a) shall not be*
24 *payable until the person subject to the assessment has satis-*
25 *fied all outstanding court-ordered fines and orders of res-*

1 *titution arising from the criminal convictions on which the*
2 *special assessment is based.*

3 “(c) *There is established in the Treasury of the United*
4 *States a fund, to be known as the ‘Domestic Trafficking*
5 *Victims’ Fund’ (referred to in this section as the ‘Fund’),*
6 *to be administered by the Attorney General, in consultation*
7 *with the Secretary of Homeland Security and the Secretary*
8 *of Health and Human Services.*

9 “(d) *Notwithstanding section 3302 of title 31, United*
10 *States Code, or any other law regarding the crediting of*
11 *money received for the Government, there shall be deposited*
12 *in the Fund an amount equal to the amount of the assess-*
13 *ments collected under this section, which shall remain avail-*
14 *able until expended.*

15 “(e)(1) *From amounts in the Fund, in addition to any*
16 *other amounts available, and without further appropria-*
17 *tion, the Attorney General, in coordination with the Sec-*
18 *retary of Health and Human Services shall, for each of fis-*
19 *cal years 2015 through 2019, use amounts available in the*
20 *Fund to award grants or enhance victims’ programming*
21 *under—*

22 “(A) *sections 202, 203, and 204 of the Traf-*
23 *ficking Victims Protection Reauthorization Act of*
24 *2005 (42 U.S.C. 14044a, 14044b, and 14044c);*

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

4 “(C) section 214(b) of the *Victims of Child Abuse*
5 *Act of 1990* (42 U.S.C. 13002(b)).

6 “(2) Of the amounts in the Fund used under para-
7 graph (1), not less than \$2,000,000 shall be used for grants
8 to provide services for child pornography victims under sec-
9 tion 214(b) of the *Victims of Child Abuse Act of 1990* (42
10 U.S.C. 13002(b)).

11 “(f)(1) Effective on the day after the date of enactment
12 of the *Justice for Victims of Trafficking Act of 2014*, on
13 September 30 of each fiscal year, all unobligated balances
14 in the Fund shall be transferred to the *Crime Victims Fund*
15 established under section 1402 of the *Victims of Crime Act*
16 of 1984 (42 U.S.C. 10601).

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

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

20 “(B) shall remain available until expended.

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

24 “(h) The obligation to pay an assessment imposed on
25 or after the date of enactment of the *Justice for Victims*

1 of Trafficking Act of 2014 shall not cease until the assess-
 2 ment is paid in full.”.

3 (b) *TECHNICAL AND CONFORMING AMENDMENT.*—The
 4 table of sections for chapter 201 of title 18, United States
 5 Code, is amended by inserting after the item relating to
 6 section 3013 the following:

“3014. *Additional special assessment.*”.

7 **SEC. 203. OFFICIAL RECOGNITION OF AMERICAN VICTIMS**
 8 **OF HUMAN TRAFFICKING.**

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

12 “(4) *OFFICIAL RECOGNITION OF AMERICAN VIC-*
 13 *TIMS OF HUMAN TRAFFICKING.*—

14 “(A) *IN GENERAL.*—Upon receiving credible
 15 information that establishes by a preponderance
 16 of the evidence that a covered individual is a vic-
 17 tim of a severe form of trafficking and at the re-
 18 quest of the covered individual, the Secretary of
 19 Health and Human Services shall promptly
 20 issue a determination that the covered individual
 21 is a victim of a severe form of trafficking. The
 22 Secretary shall have exclusive authority to make
 23 such a determination.

1 “(B) *COVERED INDIVIDUAL DEFINED.*—*In*
2 *this subsection, the term ‘covered individual’*
3 *means—*

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

5 “(ii) *an alien lawfully admitted for*
6 *permanent residence (as that term is de-*
7 *fined in section 101(20) of the Immigration*
8 *and Nationality Act (8 U.S.C. 1101(20))).*

9 “(C) *PROCEDURE.*—*For purposes of this*
10 *paragraph, in determining whether a covered in-*
11 *dividual has provided credible information that*
12 *the covered individual is a victim of a severe*
13 *form of trafficking, the Secretary of Health and*
14 *Human Services shall consider all relevant and*
15 *credible evidence, and if appropriate, consult*
16 *with the Attorney General, the Secretary of*
17 *Homeland Security, or the Secretary of Labor.*

18 “(D) *PRESUMPTIVE EVIDENCE.*—*For pur-*
19 *poses of this paragraph, the following forms of*
20 *evidence shall receive deference in determining*
21 *whether a covered individual has established that*
22 *the covered individual is a victim of a severe*
23 *form of trafficking:*

24 “(i) *A sworn statement by the covered*
25 *individual or a representative of the covered*

1 *individual if the covered individual is*
2 *present at the time of such statement but*
3 *not able to competently make such sworn*
4 *statement.*

5 “(ii) *Police, government agency, or*
6 *court records or files.*

7 “(iii) *Documentation from a social*
8 *services, trafficking, or domestic violence*
9 *program, child welfare or runaway and*
10 *homeless youth program, or a legal, clinical,*
11 *medical, or other professional from whom*
12 *the covered individual has sought assistance*
13 *in dealing with the crime.*

14 “(iv) *A statement from any other indi-*
15 *vidual with knowledge of the circumstances*
16 *that provided the basis for the claim.*

17 “(v) *Physical evidence.*

18 “(E) *REGULATIONS REQUIRED.—Not later*
19 *than 18 months after the date of enactment of the*
20 *Justice for Victims of Trafficking Act of 2014,*
21 *the Secretary of Health and Human Services*
22 *shall adopt regulations to implement this para-*
23 *graph.*

24 “(F) *RULE OF CONSTRUCTION; OFFICIAL*
25 *RECOGNITION OPTIONAL.—Nothing in this para-*

1 *graph shall be construed to require a covered in-*
 2 *dividual to obtain a determination under this*
 3 *paragraph in order to be defined or classified as*
 4 *a victim of a severe form of trafficking under*
 5 *this section.”.*

6 **SEC. 204. VICTIM-CENTERED HUMAN TRAFFICKING DETER-**
 7 **RENCE BLOCK GRANT PROGRAM.**

8 *(a) IN GENERAL.—Section 203 of the Trafficking Vic-*
 9 *tims Protection Reauthorization Act of 2005 (42 U.S.C.*
 10 *14044b) is amended to read as follows:*

11 **“SEC. 203. VICTIM-CENTERED CHILD HUMAN TRAFFICKING**
 12 **DETERRENCE BLOCK GRANT PROGRAM.**

13 *“(a) GRANTS AUTHORIZED.—The Attorney General*
 14 *may make block grants to an eligible entity to develop, im-*
 15 *prove, or expand comprehensive domestic child human traf-*
 16 *ficking deterrence programs that assist law enforcement of-*
 17 *ficers, prosecutors, judicial officials, and qualified victims’*
 18 *services organizations in collaborating to rescue and restore*
 19 *the lives of victims, while investigating and prosecuting of-*
 20 *fenses involving child human trafficking.*

21 *“(b) AUTHORIZED ACTIVITIES.—Grants awarded*
 22 *under subsection (a) may be used for—*

23 *“(1) the establishment or enhancement of special-*
 24 *ized training programs for law enforcement officers,*
 25 *first responders, health care officials, child welfare of-*

1 *officials, juvenile justice personnel, prosecutors, and ju-*
2 *dicial personnel to—*

3 *“(A) identify victims and acts of child*
4 *human trafficking;*

5 *“(B) address the unique needs of child vic-*
6 *tims of human trafficking;*

7 *“(C) facilitate the rescue of child victims of*
8 *human trafficking;*

9 *“(D) investigate and prosecute acts of*
10 *human trafficking, including the soliciting, pa-*
11 *tronizing, or purchasing of commercial sex acts*
12 *from children, as well as training to build cases*
13 *against complex criminal networks involved in*
14 *child human trafficking;*

15 *“(E) use laws that prohibit acts of child*
16 *human trafficking, child sexual abuse, and child*
17 *rape, and to assist in the development of State*
18 *and local laws to prohibit, investigate, and pros-*
19 *ecute acts of child human trafficking; and*

20 *“(F) implement and provide education on*
21 *safe harbor laws enacted by States, aimed at pre-*
22 *venting the criminalization and prosecution of*
23 *child sex trafficking victims for prostitution of-*
24 *fenses;*

1 “(2) the establishment or enhancement of dedi-
2 cated anti-trafficking law enforcement units and task
3 forces to investigate child human trafficking offenses
4 and to rescue victims, including—

5 “(A) funding salaries, in whole or in part,
6 for law enforcement officers, including patrol of-
7 ficers, detectives, and investigators, except that
8 the percentage of the salary of the law enforce-
9 ment officer paid for by funds from a grant
10 awarded under this section shall not be more
11 than the percentage of the officer’s time on duty
12 that is dedicated to working on cases involving
13 child human trafficking;

14 “(B) investigation expenses for cases involv-
15 ing child human trafficking, including—

16 “(i) wire taps;

17 “(ii) consultants with expertise specific
18 to cases involving child human trafficking;

19 “(iii) travel; and

20 “(iv) other technical assistance expend-
21 itures;

22 “(C) dedicated anti-trafficking prosecution
23 units, including the funding of salaries for State
24 and local prosecutors, including assisting in
25 paying trial expenses for prosecution of child

1 *human trafficking offenders, except that the per-*
2 *centage of the total salary of a State or local*
3 *prosecutor that is paid using an award under*
4 *this section shall be not more than the percentage*
5 *of the total number of hours worked by the pros-*
6 *ecutor that is spent working on cases involving*
7 *child human trafficking;*

8 *“(D) the establishment of child human traf-*
9 *ficking victim witness safety, assistance, and re-*
10 *location programs that encourage cooperation*
11 *with law enforcement investigations of crimes of*
12 *child human trafficking by leveraging existing*
13 *resources and delivering child human trafficking*
14 *victims’ services through coordination with—*

15 *“(i) child advocacy centers;*

16 *“(ii) social service agencies;*

17 *“(iii) State governmental health service*
18 *agencies;*

19 *“(iv) housing agencies;*

20 *“(v) legal services agencies; and*

21 *“(vi) non-governmental organizations*
22 *and shelter service providers with substan-*
23 *tial experience in delivering comprehensive*
24 *services to victims of child human traf-*
25 *ficking; and*

1 “(E) the establishment or enhancement of
2 other necessary victim assistance programs or
3 personnel, such as victim or child advocates,
4 child-protective services, child forensic inter-
5 views, or other necessary service providers; and

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

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

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

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

24 “(i) State-administered outpatient
25 treatment;

1 “(ii) life skills training;

2 “(iii) housing placement;

3 “(iv) vocational training;

4 “(v) education;

5 “(vi) family support services; and

6 “(vii) job placement;

7 “(D) centralized case management involving
8 the consolidation of all of each child human traf-
9 ficking victim’s cases and offenses, and the co-
10 ordination of all trafficking victim treatment
11 programs and social services;

12 “(E) regular and mandatory court appear-
13 ances by the victim during the duration of the
14 treatment program for purposes of ensuring com-
15 pliance and effectiveness;

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

21 “(G) collaborative efforts with child advo-
22 cacy centers, child welfare agencies, shelters, and
23 non-governmental organizations to provide com-
24 prehensive services to victims and encourage co-
25 operation with law enforcement.

1 “(c) *APPLICATION.*—

2 “(1) *IN GENERAL.*—*An eligible entity shall sub-*
3 *mit an application to the Attorney General for a*
4 *grant under this section in such form and manner as*
5 *the Attorney General may require.*

6 “(2) *REQUIRED INFORMATION.*—*An application*
7 *submitted under this subsection shall—*

8 “(A) *describe the activities for which assist-*
9 *ance under this section is sought;*

10 “(B) *include a detailed plan for the use of*
11 *funds awarded under the grant; and*

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

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

20 “(A) *the application includes a plan to use*
21 *awarded funds to engage in all activities de-*
22 *scribed under paragraphs (1) through (3) of sub-*
23 *section (b); or*

24 “(B) *the application includes a plan by the*
25 *State or unit of local government to continue*

1 *funding of all activities funded by the award*
2 *after the expiration of the award.*

3 “(d) *DURATION AND RENEWAL OF AWARD.*—

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

7 “(2) *RENEWAL.*—*A grant under this section*
8 *shall be renewable not more than 2 times and for a*
9 *period of not greater than 2 years.*

10 “(e) *EVALUATION.*—*The Attorney General shall enter*
11 *into a contract with a non-governmental organization, in-*
12 *cluding an academic or non-profit organization, that has*
13 *experience in issues related to child human trafficking and*
14 *evaluation of grant programs to conduct periodic evalua-*
15 *tions of grants made under this section to determine the*
16 *impact and effectiveness of programs funded with grants*
17 *awarded under this section.*

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

1 “(g) *COMPLIANCE REQUIREMENT.*—*An eligible entity*
2 *shall not be eligible to receive a grant under this section*
3 *if within the 5 fiscal years before submitting an application*
4 *for a grant under this section, the grantee has been found*
5 *to have violated the terms or conditions of a Government*
6 *grant program by utilizing grant funds for unauthorized*
7 *expenditures or otherwise unallowable costs.*

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

12 “(i) *FEDERAL SHARE.*—*The Federal share of the cost*
13 *of a program funded by a grant awarded under this section*
14 *shall be—*

15 “(1) *70 percent in the first year;*

16 “(2) *60 percent in the second year; and*

17 “(3) *50 percent in the third year, and all subse-*
18 *quent years.*

19 “(j) *AUTHORIZATION OF FUNDING; FULLY OFFSET.*—
20 *For purposes of carrying out this section, the Attorney Gen-*
21 *eral, in consultation with the Secretary of Health and*
22 *Human Services, is authorized to award not more than*
23 *\$7,000,000 of the funds available in the Domestic Traf-*
24 *ficking Victims’ Fund, established under section 3014 of*

1 *title 18, United States Code, for each of fiscal years 2015*
2 *through 2019.*

3 “(k) *DEFINITIONS.—In this section—*

4 “(1) *the term ‘child’ means a person under the*
5 *age of 18;*

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

9 “(3) *the term ‘child human trafficking’ means 1*
10 *or more severe forms of trafficking in persons (as de-*
11 *finied in section 103 of the Trafficking Victims Protec-*
12 *tion Act of 2000 (22 U.S.C. 7102)) involving a victim*
13 *who is a child; and*

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

16 “(A) *has significant criminal activity in-*
17 *volving child human trafficking;*

18 “(B) *has demonstrated cooperation between*
19 *Federal, State, local, and, where applicable, trib-*
20 *al law enforcement agencies, prosecutors, and so-*
21 *cial service providers in addressing child human*
22 *trafficking;*

23 “(C) *has developed a workable, multi-dis-*
24 *ciplinary plan to combat child human traf-*
25 *ficking, including—*

1 “(i) the establishment of a shelter for
2 victims of child human trafficking, through
3 existing or new facilities;

4 “(ii) the provision of trauma-informed,
5 gender-responsive rehabilitative care to vic-
6 tims of child human trafficking;

7 “(iii) the provision of specialized
8 training for law enforcement officers and
9 social service providers for all forms of
10 human trafficking, with a focus on domestic
11 child human trafficking;

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

17 “(v) cooperation or referral agreements
18 with organizations providing outreach or
19 other related services to runaway and home-
20 less youth;

21 “(vi) law enforcement protocols or pro-
22 cedures to screen all individuals arrested for
23 prostitution, whether adult or child, for vic-
24 timization by sex trafficking and by other

1 *crimes, such as sexual assault and domestic*
2 *violence; and*

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

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

12 “*(l) GRANT ACCOUNTABILITY; SPECIALIZED VICTIMS’*
13 *SERVICE REQUIREMENT.—No grant funds under this sec-*
14 *tion may be awarded or transferred to any entity unless*
15 *such entity has demonstrated substantial experience pro-*
16 *viding services to victims of human trafficking or related*
17 *populations (such as runaway and homeless youth), or em-*
18 *ploys staff specialized in the treatment of human trafficking*
19 *victims.”.*

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

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

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

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

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

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

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

13 *(B) by inserting after subsection (a) the fol-*
14 *lowing:*

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

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

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

25 *(1) by redesignating subsection (f) as subsection*
26 *(g); and*

1 (2) by inserting after subsection (e) the following:

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

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

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

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

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

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

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

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

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

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

8 *Section 505 of title I of the Omnibus Crime Control*
 9 *and Safe Streets Act of 1968 (42 U.S.C. 3755) is amended*
 10 *by adding at the end the following:*

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

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

17 *(a) CLARIFICATION OF RANGE OF CONDUCT PUNISHED*
 18 *AS SEX TRAFFICKING.—Section 1591 of title 18, United*
 19 *States Code, is amended—*

20 *(1) in subsection (a)(1), by striking “or main-*
 21 *tains” and inserting “maintains, patronizes, or solici-*
 22 *its”;*

23 *(2) in subsection (b)—*

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

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

4 (3) in subsection (c)—

5 (A) by striking “or maintained” and insert-
 6 ing “, maintained, patronized, or solicited”; and

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

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

14 (c) *PURPOSE.*—The purpose of the amendments made
 15 by this section is to clarify the range of conduct punished
 16 as sex trafficking.

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

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

1 *and prosecution of persons who patronize, or solicit children*
2 *for sex.*

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

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

8 (b) *ACCOUNTABILITY.*—*All covered grants shall be sub-*
9 *ject to the following accountability provisions:*

10 (1) *AUDIT REQUIREMENT.*—

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

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

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

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

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

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

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

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

1 ent that was erroneously awarded grant
2 funds.

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

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

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

17 (C) DISCLOSURE.—Each nonprofit organi-
18 zation that is awarded a covered grant and uses
19 the procedures prescribed in regulations to create
20 a rebuttable presumption of reasonableness for
21 the compensation of its officers, directors, trust-
22 ees and key employees, shall disclose to the Attor-
23 ney General, in the application for the grant, the
24 process for determining such compensation, in-
25 cluding the independent persons involved in re-

1 *viewing and approving such compensation, the*
2 *comparability data used, and contemporaneous*
3 *substantiation of the deliberation and decision.*
4 *Upon request, the Attorney General shall make*
5 *the information disclosed under this subsection*
6 *available for public inspection.*

7 (3) *CONFERENCE EXPENDITURES.—*

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

23 (B) *WRITTEN APPROVAL.—Written ap-*
24 *proval under subparagraph (A) shall include a*
25 *written estimate of all costs associated with the*

1 conference, including the cost of all food and bev-
2 erages, audiovisual equipment, honoraria for
3 speakers, and any entertainment.

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

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

19 (i) all audits issued by the Office of the
20 Inspector General under paragraph (1) have
21 been completed and reviewed by the appro-
22 priate Assistant Attorney General or Direc-
23 tor;

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

1 (iii) all reimbursements required under
2 paragraph (1)(E) have been made; and

3 (iv) includes a list of any grant recipi-
4 ents excluded under paragraph (1) from the
5 previous year.

6 (4) *PROHIBITION ON LOBBYING ACTIVITY.*—

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

11 (i) lobby any representative of the De-
12 partment of Justice regarding the award of
13 grant funding; or

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

17 (B) *PENALTY.*—If the Attorney General de-
18 termines that any recipient of a covered grant
19 has violated subparagraph (A), the Attorney
20 General shall—

21 (i) require the grant recipient to repay
22 the grant in full; and

23 (ii) prohibit the grant recipient from
24 receiving another covered grant for not less
25 than 5 years.

TITLE III—OTHER MATTERS**SEC. 301. RESPONSE TO MISSING CHILDREN AND VICTIMS
OF CHILD SEX TRAFFICKING.**

(a) *MISSING CHILDREN’S ASSISTANCE ACT.*—Section 404(b)(1)(P)(iii) of the Missing Children’s Assistance Act (42 U.S.C. 5773(b)(1)(P)(iii)) is amended by striking “child prostitution” and inserting “child sex trafficking”.

(b) *CRIME CONTROL ACT OF 1990.*—Section 3702 of the Crime Control Act of 1990 (42 U.S.C. 5780) is amended—

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

(2) in paragraph (3)—

(A) by redesignating subparagraphs (B) and (C) as subparagraphs (C) and (D), respectively; and

(B) by inserting after subparagraph (A) the following:

“(B) a recent photograph of the child, if available;”; and

(3) in paragraph (4)—

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

(B) in subparagraph (A)—

1 (i) by striking “60 days” and inserting
2 “30 days”; and

3 (ii) by inserting “and a photograph
4 taken within the previous 180 days” after
5 “dental records”;

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

8 (D) by redesignating subparagraph (C) as
9 subparagraph (D);

10 (E) by inserting after subparagraph (B) the
11 following:

12 “(C) notify the National Center for Missing
13 and Exploited Children of each report received
14 relating to a child reported missing from a foster
15 care family home or childcare institution;”;

16 (F) in subparagraph (D), as redesignated—

17 (i) by inserting “State and local child
18 welfare systems and” before “the National
19 Center for Missing and Exploited Chil-
20 dren”; and

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

23 (G) by adding at the end the following:

24 “(E) grant permission to the National
25 Crime Information Center Terminal Contractor

1 *for the State to update the missing person record*
 2 *in the National Crime Information Center com-*
 3 *puter networks with additional information*
 4 *learned during the investigation relating to the*
 5 *missing person.”.*

6 **SEC. 302. COMBAT HUMAN TRAFFICKING ACT.**

7 *(a) SHORT TITLE.—This section may be cited as the*
 8 *“Combat Human Trafficking Act of 2014”.*

9 *(b) BUREAU OF JUSTICE STATISTICS REPORT ON*
 10 *STATE ENFORCEMENT OF SEX TRAFFICKING PROHIBI-*
 11 *TIONS.—*

12 *(1) DEFINITIONS.—In this subsection—*

13 *(A) the terms “commercial sex act”, “severe*
 14 *forms of trafficking in persons”, “State”, and*
 15 *“Task Force” have the meanings given those*
 16 *terms in section 103 of the Trafficking Victims*
 17 *Protection Act of 2000 (22 U.S.C. 7102);*

18 *(B) the term “covered offense” means the*
 19 *provision, obtaining, patronizing, or soliciting of*
 20 *a commercial sex act involving a person subject*
 21 *to severe forms of trafficking in persons; and*

22 *(C) the term “State law enforcement officer”*
 23 *means any officer, agent, or employee of a State*
 24 *authorized by law or by a State government*
 25 *agency to engage in or supervise the prevention,*

1 *detection, investigation, or prosecution of any*
2 *violation of criminal law.*

3 (2) *REPORT.*—*The Director of the Bureau of*
4 *Justice Statistics shall—*

5 (A) *prepare an annual report on—*

6 (i) *the rates of—*

7 (I) *arrest of individuals by State*
8 *law enforcement officers for a covered*
9 *offense;*

10 (II) *prosecution (including spe-*
11 *cific charges) of individuals in State*
12 *court systems for a covered offense; and*

13 (III) *conviction of individuals in*
14 *State court systems for a covered of-*
15 *fense; and*

16 (ii) *sentences imposed on individuals*
17 *convicted in State court systems for a cov-*
18 *ered offense; and*

19 (B) *submit the annual report prepared*
20 *under subparagraph (A) to—*

21 (i) *the Committee on the Judiciary of*
22 *the House of Representatives;*

23 (ii) *the Committee on the Judiciary of*
24 *the Senate;*

25 (iii) *the Task Force;*

- 1 (iv) *the Senior Policy Operating*
2 *Group established under section 105(g) of*
3 *the Trafficking Victims Protection Act of*
4 *2000 (22 U.S.C. 7103(g)); and*
5 (v) *the Attorney General.*

6 (c) *DEPARTMENT OF JUSTICE TRAINING AND POL-*
7 *ICY.—*

8 (1) *DEFINITIONS.—In this subsection—*

9 (A) *the terms “commercial sex act” and*
10 *“State” have the meaning given those terms in*
11 *section 103 of the Trafficking Victims Protection*
12 *Act of 2000 (22 U.S.C. 7102);*

13 (B) *the term “Federal law enforcement offi-*
14 *cer” has the meaning given the term in section*
15 *115 of title 18, United States Code;*

16 (C) *the term “local law enforcement officer”*
17 *means any officer, agent, or employee of a unit*
18 *of local government authorized by law or by a*
19 *local government agency to engage in or super-*
20 *vises the prevention, detection, investigation, or*
21 *prosecution of any violation of criminal law;*
22 *and*

23 (D) *the term “State law enforcement offi-*
24 *cer” means any officer, agent, or employee of a*
25 *State authorized by law or by a State govern-*

1 *ment agency to engage in or supervise the pre-*
2 *vention, detection, investigation, or prosecution*
3 *of any violation of criminal law.*

4 (2) *TRAINING.—The Attorney General shall en-*
5 *sure that each anti-human trafficking program oper-*
6 *ated by the Department of Justice, including each*
7 *anti-human trafficking training program for Federal,*
8 *State, or local law enforcement officers, includes tech-*
9 *nical training on effective methods for investigating*
10 *and prosecuting individuals who obtain, patronize, or*
11 *solicit commercial sex acts.*

12 (3) *POLICY FOR FEDERAL LAW ENFORCEMENT*
13 *OFFICERS.—The Attorney General shall ensure that*
14 *Federal law enforcement officers are engaged in ac-*
15 *tivities, programs, or operations involving the detec-*
16 *tion, investigation, and prosecution of individuals de-*
17 *scribed in paragraph (2).*

18 (d) *WIRETAP AUTHORITY FOR HUMAN TRAFFICKING*
19 *VIOLATIONS.—Section 2516(1)(c) of title 18, United States*
20 *Code, is amended—*

21 (1) *by inserting before “section 1591” the fol-*
22 *lowing: “section 1581 (peonage), section 1584 (invol-*
23 *untary servitude), section 1589 (forced labor), section*
24 *1590 (trafficking with respect to peonage, slavery, in-*
25 *voluntary servitude, or forced labor),”;* and

1 (2) by inserting before “section 1751” the fol-
2 lowing: “section 1592 (unlawful conduct with respect
3 to documents in furtherance of trafficking, peonage,
4 slavery, involuntary servitude, or forced labor),”.

5 (e) *STRENGTHENING CRIME VICTIMS’ RIGHTS.*—

6 (1) *NOTIFICATION OF PLEA AGREEMENT OR*
7 *OTHER AGREEMENT.*—Section 3771(a) of title 18,
8 *United States Code, is amended by adding at the end*
9 *the following:*

10 “(9) *The right to be informed in a timely man-*
11 *ner of any plea agreement or deferred prosecution*
12 *agreement.”.*

13 (2) *APPELLATE REVIEW OF PETITIONS RELATING*
14 *TO CRIME VICTIMS’ RIGHTS.*—

15 (A) *IN GENERAL.*—Section 3771(d)(3) of
16 *title 18, United States Code, is amended by in-*
17 *serting after the fifth sentence the following: “In*
18 *deciding such application, the court of appeals*
19 *shall apply ordinary standards of appellate re-*
20 *view.”.*

21 (B) *APPLICATION.*—*The amendment made*
22 *by paragraph (1) shall apply with respect to any*
23 *petition for a writ of mandamus filed under sec-*
24 *tion 3771(d)(3) of title 18, United States Code,*

1 *that is pending on the date of enactment of this*
2 *Act.*

Calendar No. 581

113TH CONGRESS
2^D SESSION

S. 2646

A BILL

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

OCTOBER 1, 2014

Reported with an amendment