

115TH CONGRESS  
1ST SESSION

# H. R. 1188

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IN THE SENATE OF THE UNITED STATES

MAY 23, 2017

Received; read twice and referred to the Committee on the Judiciary

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## AN ACT

To reauthorize certain programs established by the Adam Walsh Child Protection and Safety Act of 2006, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Adam Walsh Reau-  
3 thorization Act of 2017”.

4 **SEC. 2. SEX OFFENDER MANAGEMENT ASSISTANCE (SOMA)**  
5 **PROGRAM REAUTHORIZATION.**

6 Section 126(d) of the Adam Walsh Child Protection  
7 and Safety Act of 2006 (42 U.S.C. 16926(d)) is amended  
8 to read as follows:

9 “(d) **AUTHORIZATION OF APPROPRIATIONS.**—There  
10 are authorized to be appropriated to the Attorney General  
11 \$20,000,000 for each of the fiscal years 2018 through  
12 2022, to be available only for the SOMA program.”.

13 **SEC. 3. REAUTHORIZATION OF FEDERAL ASSISTANCE WITH**  
14 **RESPECT TO VIOLATIONS OF REGISTRATION**  
15 **REQUIREMENTS.**

16 Section 142(b) of the Adam Walsh Child Protection  
17 and Safety Act of 2006 (42 U.S.C. 16941(b)) is amended  
18 to read as follows:

19 “(b) For each of fiscal years 2018 through 2022, of  
20 amounts made available to the United States Marshals  
21 Service, not less than \$60,000,000 shall be available to  
22 carry out this section.”.

23 **SEC. 4. DURATION OF SEX OFFENDER REGISTRATION RE-**  
24 **QUIREMENTS FOR CERTAIN JUVENILES.**

25 Subparagraph (B) of section 115(b)(2) of the Adam  
26 Walsh Child Protection and Safety Act of 2006 (42 U.S.C.

1 16915(b)(2)) is amended by striking “25 years” and in-  
2 serting “15 years”.

3 **SEC. 5. PUBLIC ACCESS TO JUVENILE SEX OFFENDER IN-**  
4 **FORMATION.**

5 Section 118(c) of the Adam Walsh Child Protection  
6 and Safety Act of 2006 (42 U.S.C. 16918(c)) is amend-  
7 ed—

8 (1) by striking “and” after the semicolon in  
9 paragraph (3);

10 (2) by redesignating paragraph (4) as para-  
11 graph (5); and

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

14 “(4) any information about a sex offender for  
15 whom the offense giving rise to the duty to register  
16 was an offense for which the offender was adju-  
17 dicated delinquent; and”.

18 **SEC. 6. PROTECTION OF LOCAL GOVERNMENTS FROM**  
19 **STATE NONCOMPLIANCE PENALTY UNDER**  
20 **SORNA.**

21 Section 125 of the Adam Walsh Child Protection and  
22 Safety Act of 2006 (42 U.S.C. 16925(a)) is amended—

23 (1) by striking “jurisdiction” each place it ap-  
24 pears and inserting “State”;

25 (2) in subsection (a)—

1 (A) by striking “subpart 1 of part E” and  
2 inserting “section 505(c)”; and

3 (B) by striking “(42 U.S.C. 3750 et seq.)”  
4 and inserting “(42 U.S.C. 3755(c))”; and

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

6 “(e) CALCULATION OF ALLOCATION TO UNITS OF  
7 LOCAL GOVERNMENT.—Notwithstanding the formula  
8 under section 505(c) of the Omnibus Crime Control and  
9 Safe Streets Act 1968 (42 U.S.C. 3755(c)), a State which  
10 is subject to a reduction in funding under subsection (a)  
11 shall—

12 “(1) calculate the amount to be made available  
13 to units of local government by the State pursuant  
14 to the formula under section 505(c) using the  
15 amount that would otherwise be allocated to that  
16 State for that fiscal year under section 505(c) of  
17 that Act, and make such amount available to such  
18 units of local government; and

19 “(2) retain for the purposes described in section  
20 501 any amount remaining after the allocation re-  
21 quired by paragraph (1).”.

1 **SEC. 7. ADDITIONAL INFORMATION TO BE INCLUDED IN**  
2 **ANNUAL REPORT ON ENFORCEMENT OF REG-**  
3 **ISTRATION REQUIREMENTS.**

4 Section 635 of the Adam Walsh Child Protection and  
5 Safety Act of 2006 (42 U.S.C. 16991) is amended—

6 (1) by striking “Not later than July 1 of each  
7 year” and inserting “On January 1 of each year,”;

8 (2) in paragraph (3), by inserting before the  
9 semicolon at the end the following: “, and an anal-  
10 ysis of any common reasons for noncompliance with  
11 such Act”;

12 (3) in paragraph (4), by striking “and” at the  
13 end;

14 (4) in paragraph (5), by striking the period at  
15 the end and inserting a semicolon; and

16 (5) by adding after paragraph (5) the following:

17 “(6) the number of sex offenders registered in  
18 the National Sex Offender Registry;

19 “(7) the number of sex offenders registered in  
20 the National Sex Offender Registry who—

21 “(A) are adults;

22 “(B) are juveniles; and

23 “(C) are adults, but who are required to  
24 register as a result of conduct committed as a  
25 juvenile; and

1           “(8) to the extent such information is obtain-  
2           able, of the number of sex offenders registered in the  
3           National Sex Offender Registry who are juveniles—

4                   “(A) the percentage of such offenders who  
5                   were adjudicated delinquent; and

6                   “(B) the percentage of such offenders who  
7                   were prosecuted as adults.”.

8   **SEC. 8. ENSURING SUPERVISION OF RELEASED SEXUALLY**  
9                   **DANGEROUS PERSONS.**

10           (a) **PROBATION OFFICERS.**—Section 3603 of title 18,  
11   United States Code, is amended in paragraph (8)(A) by  
12   striking “or 4246” and inserting “, 4246, or 4248”.

13           (b) **PRETRIAL SERVICES OFFICERS.**—Section 3154  
14   of title 18, United States Code, is amended in paragraph  
15   (12)(A) by striking “or 4246” and inserting “, 4246, or  
16   4248”.

17   **SEC. 9. CIVIL REMEDY FOR SURVIVORS OF CHILD SEXUAL**  
18                   **EXPLOITATION AND HUMAN TRAFFICKING.**

19           Section 2255(b) of title 18, United States Code, is  
20   amended—

21                   (1) by striking “three years” and inserting “10  
22                   years”; and

23                   (2) by inserting “ends” before the period at the  
24                   end.

1 **SEC. 10. TRIBAL ACCESS PROGRAM.**

2       The Attorney General is authorized to provide tech-  
3 nical assistance, including equipment, to tribal govern-  
4 ments for the purpose of enabling such governments to  
5 access, enter information into, and obtain information  
6 from, Federal criminal information databases, as author-  
7 ized under section 534(d) of title 28, United States Code.  
8 The Department of Justice Working Capital Fund (estab-  
9 lished under section 527 of title 28, United States Code)  
10 may be reimbursed by federally recognized tribes for tech-  
11 nical assistance provided pursuant to this section.

12 **SEC. 11. ALTERNATIVE MECHANISMS FOR IN-PERSON**  
13 **VERIFICATION.**

14       Section 116 of the Adam Walsh Child Protection and  
15 Safety Act of 2006 (42 U.S.C. 16916) is amended—

16           (1) by striking “A sex offender shall” and in-  
17 sserting the following:

18           “(a) IN GENERAL.—Except as provided in subsection  
19 (b), a sex offender shall”; and

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

21           “(b) ALTERNATIVE VERIFICATION METHOD.—A ju-  
22 risdiction may allow a sex offender to comply with the re-  
23 quirements under subsection (a) by an alternative  
24 verification method approved by the Attorney General, ex-  
25 cept that each offender shall appear in person not less  
26 than one time per year. The Attorney General shall ap-

1 prove an alternative verification method described in this  
2 subsection prior to its implementation by a jurisdiction in  
3 order to ensure that such method provides for verification  
4 that is sufficient to ensure the public safety.”.

5 **SEC. 12. CLARIFICATION OF AGGRAVATED SEXUAL ABUSE.**

6 Section 111(8) of the Adam Walsh Child Protection  
7 and Safety Act of 2006 (42 U.S.C. 16911(8)) is amended  
8 by inserting “subsection (a) or (b) of” before “section  
9 2241 of title 18, United States Code”.

10 **SEC. 13. COMPREHENSIVE EXAMINATION OF SEX OF-**  
11 **FENDER ISSUES.**

12 Section 634(c) of the Adam Walsh Child Protection  
13 and Safety Act of 2006 is amended by adding at the end  
14 the following:

15 “(3) **ADDITIONAL REPORT.**—Not later than 1  
16 year after the date of enactment of the Adam Walsh  
17 Reauthorization Act of 2017, the National Institute  
18 of Justice shall submit to Congress a report on the  
19 public safety impact, recidivism, and collateral con-  
20 sequences of long-term registration of juvenile sex  
21 offenders, based on the information collected for the  
22 study under subsection (a) and any other informa-

1 tion the National Institute of Justice determines  
2 necessary for such report.”.

Passed the House of Representatives May 22, 2017.

Attest: KAREN L. HAAS,  
*Clerk.*