

In the House of Representatives, U. S.,

September 28, 2018.

Resolved, That the bill from the Senate (S. 1311) entitled “An Act to provide assistance in abolishing human trafficking in the United States.”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

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

2 (a) *SHORT TITLE.*—*This Act may be cited as the*
3 *“Abolish Human Trafficking Act of 2017”.*

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

Sec. 1. Short title; table of contents.

Sec. 2. Preserving Domestic Trafficking Victims’ Fund.

Sec. 3. Mandatory restitution for victims of commercial sexual exploitation.

Sec. 4. Victim-witness assistance in sexual exploitation cases.

Sec. 5. Victim protection training for the Department of Homeland Security.

Sec. 6. Direct services for child victims of human trafficking.

Sec. 7. Holistic training for Federal law enforcement officers and prosecutors.

Sec. 8. Best practices in delivering justice for victims of trafficking.

Sec. 9. Improving the national strategy to combat human trafficking.

Sec. 10. Specialized human trafficking training and technical assistance for service providers.

Sec. 11. Enhanced penalties for human trafficking, child exploitation, and repeat offenders.

Sec. 12. Targeting organized human trafficking perpetrators.

Sec. 13. Investigating complex human trafficking networks.

Sec. 14. Combating sex tourism.

Sec. 15. Human Trafficking Justice Coordinators.

Sec. 16. Interagency Task Force to Monitor and Combat Human Trafficking.

Sec. 17. Additional reporting on crime.

Sec. 18. Strengthening the national human trafficking hotline.

Sec. 19. Ending Government partnerships with the commercial sex industry.

Sec. 20. Understanding the effects of severe forms of trafficking in persons.

Sec. 21. Combating trafficking in persons.

Sec. 22. Grant accountability.

Sec. 23. HERO Act improvements.

1 **SEC. 2. PRESERVING DOMESTIC TRAFFICKING VICTIMS'**

2 **FUND.**

3 (a) *SENSE OF CONGRESS.*—*It is the sense of Congress*
 4 *that the Domestic Trafficking Victims' Fund established*
 5 *under section 3014 of title 18, United States Code—*

6 (1) *is intended to supplement, and not supplant,*
 7 *any other funding for domestic trafficking victims;*
 8 *and*

9 (2) *has achieved the objective described in para-*
 10 *graph (1) since the establishment of the Fund.*

11 (b) *ENSURING FULL FUNDING.*—*Section 3014 of title*
 12 *18, United States Code, is amended—*

13 (1) *in subsection (a), in the matter preceding*
 14 *paragraph (1), by striking “September 30, 2019” and*
 15 *inserting “September 30, 2021”;*

16 (2) *in subsection (e)(1), in the matter preceding*
 17 *subparagraph (A), by striking “2019” and inserting*
 18 *“2023”;*

19 (3) *in subsection (f), by inserting “, including*
 20 *the mandatory imposition of civil remedies for satis-*
 21 *faction of an unpaid fine as authorized under section*
 22 *3613, where appropriate” after “criminal cases”; and*

23 (4) *in subsection (h)(3), by inserting “and child*
 24 *victims of a severe form of trafficking (as defined in*

6 (a) *AMENDMENT.*—Chapter 117 of title 18, United
7 *States Code, is amended by adding at the end the following:*

9 “(a) Notwithstanding section 3663 or 3663A, and in
10 addition to any other civil or criminal penalty authorized
11 by law, the court shall order restitution for any offense
12 under this chapter.

21 “(2) An order of restitution under this section shall
22 be issued and enforced in accordance with section 3664 in
23 the same manner as an order under section 3663A.

1 “(3) As used in this subsection, the term ‘full amount
2 of the victim’s losses’ has the same meaning as provided
3 in section 2259(b)(3).

4 “(c) The forfeiture of property under this section shall
5 be governed by the provisions of section 413 (other than sub-
6 section (d) of such section) of the Controlled Substances Act
7 (21 U.S.C. 853).

8 “(d) As used in this section, the term ‘victim’ means
9 the individual harmed as a result of a crime under this
10 chapter, including, in the case of a victim who is under
11 18 years of age, incompetent, incapacitated, or deceased, the
12 legal guardian of the victim or a representative of the vic-
13 tim’s estate, or another family member, or any other person
14 appointed as suitable by the court, but in no event shall
15 the defendant be named such representative or guardian.”.

(b) *TABLE OF SECTIONS.*—The table of sections for chapter 117 of title 18, United States Code, is amended by inserting after the item relating to section 2428 the following:

“2429. *Mandatory restitution.*”.

20 *SEC. 4. VICTIM-WITNESS ASSISTANCE IN SEXUAL EXPLOI-*
21 *TATION CASES.*

(a) AVAILABILITY OF DOJ APPROPRIATIONS.—Section 524(c)(1)(B) of title 28, United States Code, is amended by inserting “, chapter 110 of title 18” after “chapter 77 of title 18”.

1 (b) *AMENDMENT TO TITLE 31.—Section*
 2 *9705(a)(2)(B)(v) of title 31, United States Code, is amend-*
 3 *ed by inserting “, chapter 109A of title 18 (relating to sex-*
 4 *ual abuse), chapter 110 of title 18 (relating to child sexual*
 5 *exploitation), or chapter 117 of title 18 (relating to trans-*
 6 *portation for illegal sexual activity and related crimes)”*
 7 *after “(relating to human trafficking)”.*

8 **SEC. 5. VICTIM PROTECTION TRAINING FOR THE DEPART-**
 9 **MENT OF HOMELAND SECURITY.**

10 (a) *IN GENERAL.—Title IX of the Justice for Victims*
 11 *of Trafficking Act of 2015 (6 U.S.C. 641 et seq.) is amended*
 12 *by adding at the end the following:*

13 **“SEC. 906. VICTIM PROTECTION TRAINING FOR THE DE-**
 14 **PARTMENT OF HOMELAND SECURITY.**

15 “(a) *DIRECTIVE TO DHS LAW ENFORCEMENT OFFI-*
 16 *CIALS AND TASK FORCES.—*

17 “(1) *IN GENERAL.—Not later than 180 days*
 18 *after the date of enactment of this section, the Sec-*
 19 *retary shall issue a directive to—*

20 “(A) *all Federal law enforcement officers*
 21 *and relevant personnel employed by the Depart-*
 22 *ment who may be involved in the investigation*
 23 *of human trafficking offenses; and*

1 “(B) members of all task forces led by the
2 Department that participate in the investigation
3 of human trafficking offenses.

4 “(2) *REQUIRED INSTRUCTIONS.*—The directive
5 required to be issued under paragraph (1) shall in-
6 clude instructions on—

7 “(A) the investigation of individuals who
8 patronize or solicit human trafficking victims as
9 being engaged in severe trafficking in persons
10 and how such individuals should be investigated
11 for their roles in severe trafficking in persons;
12 and

13 “(B) how victims of sex or labor trafficking
14 often engage in criminal acts as a direct result
15 of severe trafficking in persons and such individ-
16 uals are victims of a crime and affirmative
17 measures should be taken to avoid arresting,
18 charging, or prosecuting such individuals for
19 any offense that is the direct result of their vic-
20 timization.

21 “(b) *VICTIM SCREENING PROTOCOL.*—

22 “(1) *IN GENERAL.*—Not later than 180 days
23 after the date of enactment of this section, the Sec-
24 retary shall issue a screening protocol for use during

1 *all anti-trafficking law enforcement operations in*
2 *which the Department is involved.*

3 “(2) *REQUIREMENTS.—The protocol required to*
4 *be issued under paragraph (1) shall—*

5 “(A) *require the individual screening of all*
6 *adults and children who are suspected of engag-*
7 *ing in commercial sex acts, child labor that is a*
8 *violation of law, or work in violation of labor*
9 *standards to determine whether each individual*
10 *screened is a victim of human trafficking;*

11 “(B) *require affirmative measures to avoid*
12 *arresting, charging, or prosecuting human traf-*
13 *ficking victims for any offense that is the direct*
14 *result of their victimization;*

15 “(C) *be developed in consultation with rel-*
16 *evant interagency partners and nongovernmental*
17 *organizations that specialize in the prevention of*
18 *human trafficking or in the identification and*
19 *support of victims of human trafficking and sur-*
20 *vivors of human trafficking; and*

21 “(D) *include—*

22 “(i) *procedures and practices to ensure*
23 *that the screening process minimizes trau-*
24 *ma or revictimization of the person being*
25 *screened; and*

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

4 “(c) *MANDATORY TRAINING.—The training described*
 5 *in sections 902 and 904 shall include training necessary*
 6 *to implement—*

7 “(1) *the directive required under subsection (a);*
 8 *and*

9 “(2) *the protocol required under subsection (b).”.*

10 “(b) *TABLE OF CONTENTS AMENDMENT.—The table of*
 11 *contents in section 1(b) of the Justice for Victims of Traf-*
 12 *icking Act of 2015 (Public Law 114–22; 129 Stat. 227)*
 13 *is amended by inserting after the item relating to section*
 14 *905 the following:*

“Sec. 906. Victim protection training for the Department of Homeland Secu-
city.”.

15 **SEC. 6. DIRECT SERVICES FOR CHILD VICTIMS OF HUMAN**
 16 **TRAFFICKING.**

17 *Section 214(b) of the Victims of Child Abuse Act of*
 18 *1990 (34 U.S.C. 20304(b)) is amended—*

19 (1) *in the heading by inserting “CHILD VICTIMS*
 20 *OF A SEVERE FORM OF TRAFFICKING IN PERSONS*
 21 *AND” before “VICTIMS OF CHILD PORNOGRAPHY”; and*

22 (2) *by inserting “victims of a severe form of traf-*
 23 *icking (as defined in section 103 of the Trafficking*
 24 *Victims Protection Act of 2000 (22 U.S.C.*

1 7102(9)(A))) who were under the age of 18 at the time
 2 of the offense and” before “victims of child pornog-
 3 raphy”.

4 **SEC. 7. HOLISTIC TRAINING FOR FEDERAL LAW ENFORCE-**
 5 **MENT OFFICERS AND PROSECUTORS.**

6 *All training required under the Combat Human Traf-*
 7 *ficking Act of 2015 (34 U.S.C. 20709) and section 105(c)(4)*
 8 *of the Trafficking Victims Protection Act of 2000 (22 U.S.C.*
 9 *7105(c)(4)) shall—*

10 (1) *emphasize that an individual who knowingly*
 11 *solicits or patronizes a commercial sex act from a*
 12 *person who was a minor (consistent with section*
 13 *1591(c) of title 18, United States Code) or was subject*
 14 *to force, fraud, or coercion is guilty of an offense*
 15 *under chapter 77 of title 18, United States Code, and*
 16 *is a party to a human trafficking offense;*

17 (2) *develop specific curriculum for—*

18 (A) *under appropriate circumstances, ar-*
 19 *resting and prosecuting buyers of commercial*
 20 *sex, child labor that is a violation of law, or*
 21 *forced labor as a form of primary prevention;*
 22 *and*

23 (B) *investigating and prosecuting individ-*
 24 *uals who knowingly benefit financially from par-*

1 *ticipation in a venture that has engaged in any*
 2 *act of human trafficking; and*

3 *(3) specify that any comprehensive approach to*
 4 *eliminating human trafficking shall include a de-*
 5 *mand reduction component.*

6 **SEC. 8. BEST PRACTICES IN DELIVERING JUSTICE FOR VIC-**
 7 **TIMS OF TRAFFICKING.**

8 *Not later than 180 days after the date of enactment*
 9 *of this Act, the Attorney General shall issue guidance to*
 10 *all offices and components of the Department of Justice—*

11 *(1) emphasizing that an individual who know-*
 12 *ingly solicits or patronizes a commercial sex act from*
 13 *a person who was a minor (consistent with section*
 14 *1591(c) of title 18, United States Code) or was subject*
 15 *to force, fraud, or coercion is guilty of an offense*
 16 *under chapter 77 of title 18, United States Code, and*
 17 *is a party to a severe form of trafficking in persons,*
 18 *as that term is defined in section 103(9) of the Traf-*
 19 *ficking Victims Protection Act of 2000 (22 U.S.C.*
 20 *7102(9));*

21 *(2) recommending and implementing best prac-*
 22 *tices for the collection of special assessments under*
 23 *section 3014 of title 18, United States Code, as added*
 24 *by section 101 of the Justice for Victims of Traf-*
 25 *ficking Act of 2015 (Public Law 114–22; 129 Stat.*

1 228), including a directive that civil liens are an au-
 2 thorized collection method and remedy under section
 3 3613 of title 18, United States Code; and

4 (3) clarifying that commercial sexual exploi-
 5 tation is a form of gender-based violence.

6 **SEC. 9. IMPROVING THE NATIONAL STRATEGY TO COMBAT**
 7 **HUMAN TRAFFICKING.**

8 Section 606(b) of the Justice for Victims of Trafficking
 9 Act of 2015 (34 U.S.C. 20711(b)) is amended by adding
 10 at the end the following:

11 “(6) A national strategy to prevent human traf-
 12 ficking and reduce demand for human trafficking vic-
 13 tims.”.

14 **SEC. 10. SPECIALIZED HUMAN TRAFFICKING TRAINING AND**
 15 **TECHNICAL ASSISTANCE FOR SERVICE PRO-**
 16 **VIDERS.**

17 (a) *IN GENERAL.*—Section 111 of the Violence Against
 18 Women and Department of Justice Reauthorization Act of
 19 2005 (34 U.S.C. 20708) is amended—

20 (1) in the heading, by striking “**LAW EN-**
 21 **FORCEMENT TRAINING PROGRAMS**” and insert-
 22 ing “**SPECIALIZED HUMAN TRAFFICKING TRAIN-**
 23 **ING AND TECHNICAL ASSISTANCE FOR SERVICE**
 24 **PROVIDERS**”;

(2) in subsection (a)(2), by striking “means a State or a local government.” and inserting the following: “means—

“(A) a State or unit of local government;

“(B) a federally recognized Indian tribal government, as determined by the Secretary of the Interior;

“(C) a victim service provider;

“(D) a nonprofit or for-profit organization (including a tribal nonprofit or for-profit organization);

“(E) a national organization; or

“(F) an institution of higher education (including tribal institutions of higher education).”;

(3) by striking subsection (b) and inserting the following:

“(b) GRANTS AUTHORIZED.—The Attorney General may award grants to eligible entities to—

“(1) provide training to identify and protect victims of trafficking;

“(2) improve the quality and quantity of services offered to trafficking survivors; and

“(3) improve victim service providers’ partnerships with Federal, State, tribal, and local law enforcement agencies and other relevant entities.”; and

1 (4) in subsection (c)—

2 (A) in paragraph (2), by striking “or” at
3 the end;

4 (B) in paragraph (3), by striking the period
5 at the end and inserting a semicolon; and

6 (C) by inserting after paragraph (3) the fol-
7 lowing:

8 “(4) provide technical assistance on the range of
9 services available to victim service providers who
10 serve trafficking victims;

11 “(5) develop and distribute materials, including
12 materials identifying best practices in accordance
13 with Federal law and policies, to support victim serv-
14 ice providers working with human trafficking victims;

15 “(6) identify and disseminate other publicly
16 available materials in accordance with Federal law to
17 help build capacity of service providers;

18 “(7) provide training at relevant conferences,
19 through webinars, or through other mechanisms in ac-
20 cordance with Federal law; or

21 “(8) assist service providers in developing addi-
22 tional resources such as partnerships with Federal,
23 State, tribal, and local law enforcement agencies and
24 other relevant entities in order to access a range of
25 available services in accordance with Federal law.”.

1 (b) *TECHNICAL AND CONFORMING AMENDMENT.*—*The*
 2 *table of contents in section 2 of the Violence Against Women*
 3 *and Department of Justice Reauthorization Act of 2005*
 4 *(Public Law 109–162; 119 Stat. 2960) is amended by strik-*
 5 *ing the item relating to section 111 and inserting the fol-*
 6 *lowing:*

“Sec. 111. Grants for specialized human trafficking training and technical assist-
 ance for service providers.”.

7 **SEC. 11. ENHANCED PENALTIES FOR HUMAN TRAFFICKING,**
 8 **CHILD EXPLOITATION, AND REPEAT OFFEND-**
 9 **ERS.**

10 *Part I of title 18, United States Code, is amended—*
 11 *(1) in chapter 77—*

12 *(A) in section 1583(a), in the flush text fol-*
 13 *lowing paragraph (3), by striking “not more*
 14 *than 20 years” and inserting “not more than 30*
 15 *years”;*

16 *(B) in section 1587, by striking “four*
 17 *years” and inserting “10 years”; and*

18 *(C) in section 1591(d), by striking “20*
 19 *years” and inserting “25 years”; and*

20 *(2) in section 2426—*

21 *(A) in subsection (a), by striking “twice”*
 22 *and inserting “3 times”; and*

1 (B) in subsection (b)(1)(B) by striking
 2 “paragraph (1)” and inserting “subparagraph
 3 (A)”.

4 **SEC. 12. TARGETING ORGANIZED HUMAN TRAFFICKING**
 5 **PERPETRATORS.**

6 Section 521(c) of title 18, United States Code, is
 7 amended—

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

10 (2) by redesignating paragraph (3) as para-
 11 graph (4);

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

14 “(3) a Federal offense involving human traf-
 15 ficking, sexual abuse, sexual exploitation, or transpor-
 16 tation for prostitution or any illegal sexual activity;
 17 and”; and

18 (4) in paragraph (4), as so redesignated, by
 19 striking “(1) or (2)” and inserting “(1), (2), or (3)”.

20 **SEC. 13. INVESTIGATING COMPLEX HUMAN TRAFFICKING**
 21 **NETWORKS.**

22 Section 2516 of title 18, United States Code, is amend-
 23 ed—

24 (1) in subsection (1)(c)—

1 (A) by inserting “section 1582 (vessels for
2 slave trade), section 1583 (enticement into slav-
3 ery),” after “section 1581 (peonage),”; and

4 (B) by inserting “section 1585 (seizure, de-
5 tention, transportation or sale of slaves), section
6 1586 (service on vessels in slave trade), section
7 1587 (possession of slaves aboard vessel), section
8 1588 (transportation of slaves from United
9 States),” after “section 1584 (involuntary ser-
10 vitude),”; and

11 (2) in subsection (2)—

12 (A) by striking “kidnapping human” and
13 inserting “kidnapping, human”; and

14 (B) by striking “production, ,” and insert-
15 ing “production, prostitution,”.

16 **SEC. 14. COMBATING SEX TOURISM.**

17 Section 2423 of title 18, United States Code, is amend-
18 ed—

19 (1) in subsection (b), by striking “for the pur-
20 pose” and inserting “with a motivating purpose”;
21 and

22 (2) in subsection (d), by striking “for the pur-
23 pose of engaging” and inserting “with a motivating
24 purpose of engaging”.

1 **SEC. 15. HUMAN TRAFFICKING JUSTICE COORDINATORS.**

2 *Section 606 of the Justice for Victims of Trafficking*
 3 *Act of 2015 (34 U.S.C. 20711) is amended—*

4 *(1) in subsection (b)(1)—*

5 *(A) by striking subparagraph (B); and*

6 *(B) by redesignating subparagraphs (C)*
 7 *and (D) as subparagraphs (B) and (C), respec-*
 8 *tively; and*

9 *(2) by adding at the end the following:*

10 *“(c) HUMAN TRAFFICKING JUSTICE COORDINATORS.—*
 11 *The Attorney General shall designate in each Federal judi-*
 12 *cial district not less than 1 assistant United States attorney*
 13 *to serve as the Human Trafficking Coordinator for the dis-*
 14 *trict who, in addition to any other responsibilities, works*
 15 *with a human trafficking victim-witness specialist and*
 16 *shall be responsible for—*

17 *“(1) implementing the National Strategy with*
 18 *respect to all forms of human trafficking, including*
 19 *labor trafficking and sex trafficking;*

20 *“(2) prosecuting, or assisting in the prosecution*
 21 *of, human trafficking cases;*

22 *“(3) conducting public outreach and awareness*
 23 *activities relating to human trafficking;*

24 *“(4) ensuring the collection of data required to*
 25 *be collected under clause (viii) of section 105(d)(7)(Q)*
 26 *of the Trafficking Victims Protection Act of 2000 (22*

1 U.S.C. 7103(d)(7)(Q)), as added by section 17 of the
2 Abolish Human Trafficking Act of 2017, is sought;

3 “(5) coordinating with other Federal agencies,
4 State, tribal, and local law enforcement agencies, vic-
5 tim service providers, and other relevant non-govern-
6 mental organizations to build partnerships on activi-
7 ties relating to human trafficking; and

8 “(6) ensuring the collection of restitution for vic-
9 tims is sought as required to be ordered under section
10 1593 of title 18, United States Code, and section 2429
11 of such title, as added by section 3 of the Abolish
12 Human Trafficking Act of 2017.

13 “(d) DEPARTMENT OF JUSTICE COORDINATOR.—Not
14 later than 60 days after the date of enactment of the Abolish
15 Human Trafficking Act of 2017, the Attorney General shall
16 designate an official who shall coordinate human traf-
17 ficking efforts within the Department of Justice who, in ad-
18 dition to any other responsibilities, shall be responsible
19 for—

20 “(1) coordinating, promoting, and supporting
21 the work of the Department of Justice relating to
22 human trafficking, including investigation, prosecu-
23 tion, training, outreach, victim support, grant-mak-
24 ing, and policy activities;

1 “(2) in consultation with survivors of human
2 trafficking, or anti-human trafficking organizations,
3 producing and disseminating, including making pub-
4 licly available when appropriate, replication guides
5 and training materials for law enforcement officers,
6 prosecutors, judges, emergency responders, individuals
7 working in victim services, adult and child protective
8 services, social services, and public safety, medical
9 personnel, mental health personnel, financial services
10 personnel, and any other individuals whose work may
11 bring them in contact with human trafficking regard-
12 ing how to—

13 “(A) identify signs of human trafficking;

14 “(B) conduct investigations in human traf-
15 ficking cases;

16 “(C) address evidentiary issues and other
17 legal issues; and

18 “(D) appropriately assess, respond to, and
19 interact with victims and witnesses in human
20 trafficking cases, including in administrative,
21 civil, and criminal judicial proceedings; and

22 “(3) carrying out such other duties as the Attor-
23 ney General determines necessary in connection with
24 enhancing the understanding, prevention, and detec-
25 tion of, and response to, human trafficking.”.

1 **SEC. 16. INTERAGENCY TASK FORCE TO MONITOR AND**
 2 **COMBAT HUMAN TRAFFICKING.**

3 *Section 105(d)(7)(Q) of the Trafficking Victims Pro-*
 4 *tection Act of 2000 (22 U.S.C. 7103(d)(7)(Q)) is amended—*

5 *(1) in clause (vi), by striking “and” at the end;*

6 *and*

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

8 *“(viii) the number of convictions ob-*
 9 *tained under chapter 77 of title 18, United*
 10 *States Code, aggregated separately by the*
 11 *form of offense committed with respect to*
 12 *the victim, including recruiting, enticing,*
 13 *harboring, transporting, providing, obtain-*
 14 *ing, advertising, maintaining, patronizing,*
 15 *or soliciting a human trafficking victim;*
 16 *and”.*

17 **SEC. 17. ADDITIONAL REPORTING ON CRIME.**

18 *Section 237(b) of the William Wilberforce Trafficking*
 19 *Victims Protection Reauthorization Act of 2008 (28 U.S.C.*
 20 *534 note) is amended—*

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

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

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

1 “(4) incidents of assisting or promoting prostitu-
 2 tion, child labor that is a violation of law, or forced
 3 labor of an individual under the age of 18 as de-
 4 scribed in paragraph (1); and

5 “(5) incidents of purchasing or soliciting com-
 6 mercial sex acts, child labor that is a violation of law,
 7 or forced labor with an individual under the age of
 8 18 as described in paragraph (2).”.

9 **SEC. 18. STRENGTHENING THE NATIONAL HUMAN TRAF-**
 10 **FICKING HOTLINE.**

11 (a) *REPORTING REQUIREMENT.*—Section 105(d)(3) of
 12 the Victims of Trafficking and Violence Protection Act of
 13 2000 (22 U.S.C. 7103(d)(3)) is amended—

14 (1) by inserting “and providing an annual re-
 15 port on the case referrals received from the national
 16 human trafficking hotline by Federal departments
 17 and agencies” after “international trafficking”; and

18 (2) by inserting “and reporting requirements”
 19 after “Any data collection procedures”.

20 (b) *HOTLINE INFORMATION.*—Section 107(b)(1)(B)(ii)
 21 of such Act (22 U.S.C. 7105(b)(1)(B)(ii)) is amended by
 22 adding at the end the following: “The number of the na-
 23 tional human trafficking hotline described in this clause
 24 shall be posted in a visible place in all Federal buildings.”.

1 **SEC. 19. ENDING GOVERNMENT PARTNERSHIPS WITH THE**
 2 **COMMERCIAL SEX INDUSTRY.**

3 *No Federal funds or resources may be used for the op-*
 4 *eration of, participation in, or partnership with any pro-*
 5 *gram that involves the provision of funding or resources to*
 6 *an organization that—*

7 *(1) has the primary purpose of providing adult*
 8 *entertainment; and*

9 *(2) derives profits from the commercial sex trade.*

10 **SEC. 20. UNDERSTANDING THE EFFECTS OF SEVERE FORMS**
 11 **OF TRAFFICKING IN PERSONS.**

12 *(a) IN GENERAL.—Title VI of the Justice for Victims*
 13 *of Trafficking Act of 2015 (Public Law 114–22; 129 Stat.*
 14 *258) is amended by adding at the end the following:*

15 **“SEC. 607. UNDERSTANDING THE PHYSICAL AND PSYCHO-**
 16 **LOGICAL EFFECTS OF SEVERE FORMS OF**
 17 **TRAFFICKING IN PERSONS.**

18 *“(a) IN GENERAL.—The National Institute of Justice*
 19 *and the Centers for Disease Control and Prevention shall*
 20 *jointly conduct a study on the short-term and long-term*
 21 *physical and psychological effects of serious harm (as that*
 22 *term is defined in section 1589(c)(2) and section 1591(e)(4)*
 23 *of title 18, United States Code, as amended by the William*
 24 *Wilberforce Trafficking Victims Protection Reauthorization*
 25 *Act of 2008 (Public Law 110–457; 122 Stat. 5044)) in order*
 26 *to determine the most effective types of services for individ-*

1 uals who are identified as victims of these crimes, including
 2 victims in cases that were not investigated or prosecuted
 3 by any law enforcement agency, and how new or current
 4 treatment and programming options should be tailored to
 5 address the unique needs and barriers associated with these
 6 victims.

7 “(b) *REPORT*.—Not later than 3 years after the date
 8 of enactment of the Abolish Human Trafficking Act of 2017,
 9 the National Institute of Justice and the Centers for Disease
 10 Control and Prevention shall make available to the public
 11 the results, including any associated recommendations, of
 12 the study conducted under subsection (a).”.

13 (b) *TABLE OF CONTENTS AMENDMENT*.—The table of
 14 contents in section 1(b) of the Justice for Victims of Traf-
 15 ficking Act of 2015 (Public Law 114–22; 129 Stat. 227)
 16 is amended by inserting after the item relating to section
 17 606 the following:

“Sec. 607. Understanding the physical and psychological effects of severe forms of
 trafficking in persons.”.

18 **SEC. 21. COMBATING TRAFFICKING IN PERSONS.**

19 Section 113 of the Trafficking Victims Prevention Act
 20 of 2000 (22 U.S.C. 7110) is amended—

21 (1) in subsection (b)(2), by striking “2014
 22 through 2017” and inserting “2018 through 2021”;
 23 and

1 (2) *in subsection (i), by striking “2014 through*
 2 *2017” and inserting “2018 through 2021”.*

3 **SEC. 22. GRANT ACCOUNTABILITY.**

4 (a) *DEFINITIONS.—In this section—*

5 (1) *the term “covered agency” means an agency*
 6 *authorized to award grants under this Act;*

7 (2) *the term “covered grant” means a grant au-*
 8 *thorized to be awarded under this Act; and*

9 (3) *the term “covered official” means the head of*
 10 *a covered agency.*

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

13 (1) *AUDIT REQUIREMENT.—*

14 (A) *DEFINITION.—In this paragraph, the*
 15 *term “unresolved audit finding” means a find-*
 16 *ing in the final audit report of the Inspector*
 17 *General of a covered agency that the audited*
 18 *grantee has utilized funds under a covered grant*
 19 *for an unauthorized expenditure or otherwise un-*
 20 *allowable cost that is not closed or resolved with-*
 21 *in 12 months from the date when the final audit*
 22 *report is issued.*

23 (B) *AUDITS.—Beginning in the first fiscal*
 24 *year beginning after the date of enactment of*
 25 *this Act, and in each fiscal year thereafter, the*

1 *Inspector General of a covered agency shall con-*
2 *duct audits of recipients of covered grants to pre-*
3 *vent waste, fraud, and abuse of funds by grant-*
4 *ees. The Inspector General shall determine the*
5 *appropriate number of grantees to be audited*
6 *each year.*

7 (C) *MANDATORY EXCLUSION.*—*A recipient*
8 *of funds under a covered grant that is found to*
9 *have an unresolved audit finding shall not be eli-*
10 *gible to receive funds under a covered grant dur-*
11 *ing the first 2 fiscal years beginning after the*
12 *end of the 12-month period described in subpara-*
13 *graph (A).*

14 (D) *PRIORITY.*—*In awarding covered*
15 *grants, a covered official shall give priority to el-*
16 *igible applicants that did not have an unresolved*
17 *audit finding during the 3 fiscal years before*
18 *submitting an application for the covered grant.*

19 (E) *REIMBURSEMENT.*—*If an entity is*
20 *awarded funds under a covered grant during the*
21 *2-fiscal-year period during which the entity is*
22 *barred from receiving covered grants under sub-*
23 *paragraph (C), a covered official shall—*

24 (i) *deposit an amount equal to the*
25 *amount of the grant funds that were im-*

properly awarded to the grantee into the
General Fund of the Treasury; and

(ii) seek to recoup the costs of the re-
payment to the fund from the recipient of
the covered grant that was erroneously
awarded grant funds.

(2) NONPROFIT ORGANIZATION REQUIRE-
MENTS.—

(A) DEFINITION.—For purposes of this
paragraph and each covered grant program, the
term “nonprofit organization” means an organi-
zation that is described in section 501(c)(3) of
the Internal Revenue Code of 1986 and is exempt
from taxation under section 501(a) of such Code.

(B) PROHIBITION.—A covered grant may
not be awarded to a nonprofit organization that
holds money in offshore accounts for the purpose
of avoiding paying the tax described in section
511(a) of the Internal Revenue Code of 1986.

(C) DISCLOSURE.—Each nonprofit organi-
zation that is awarded a covered grant and uses
the procedures prescribed in regulations to create
a rebuttable presumption of reasonableness for
the compensation of its officers, directors, trust-
ees, and key employees, shall disclose to the ap-

1 *plicable covered official, in the application for*
 2 *the covered grant, the process for determining*
 3 *such compensation, including the independent*
 4 *persons involved in reviewing and approving*
 5 *such compensation, the comparability data used,*
 6 *and contemporaneous substantiation of the delib-*
 7 *eration and decision. Upon request, a covered of-*
 8 *ficial shall make the information disclosed under*
 9 *this subparagraph available for public inspec-*
 10 *tion.*

11 (3) *CONFERENCE EXPENDITURES.—*

12 (A) *LIMITATION.—No amounts made avail-*
 13 *able to a covered agency to carry out a covered*
 14 *grant program may be used by a covered official,*
 15 *or by any individual or entity awarded discre-*
 16 *tionary funds through a cooperative agreement*
 17 *under a covered grant program, to host or sup-*
 18 *port any expenditure for conferences that uses*
 19 *more than \$20,000 in funds made available by*
 20 *the covered agency, unless the covered official*
 21 *provides prior written authorization that the*
 22 *funds may be expended to host the 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, bev-
 2 erages, audio-visual equipment, honoraria for
 3 speakers, and entertainment.

4 (C) *REPORT.*—

5 (i) *DEPARTMENT OF JUSTICE.*—*The*
 6 *Deputy Attorney General shall submit an*
 7 *annual report to the appropriate commit-*
 8 *tees of Congress on all conference expendi-*
 9 *tures approved under this paragraph.*

10 (ii) *DEPARTMENT OF HEALTH AND*
 11 *HUMAN SERVICES.*—*The Deputy Secretary*
 12 *of Health and Human Services shall submit*
 13 *to the appropriate committees of Congress*
 14 *an annual report on all conference expendi-*
 15 *tures approved under this paragraph.*

16 (iii) *DEPARTMENT OF HOMELAND SE-*
 17 *CURITY.*—*The Deputy Secretary of Home-*
 18 *land Security shall submit to the appro-*
 19 *priate committees of Congress an annual re-*
 20 *port on all conference expenditures ap-*
 21 *proved under this paragraph.*

22 (4) *ANNUAL CERTIFICATION.*—*Beginning in the*
 23 *first fiscal year beginning after the date of enactment*
 24 *of this Act, each covered official shall submit to the*

1 *appropriate committees of Congress an annual certifi-*
 2 *cation—*

3 *(A) indicating whether—*

4 *(i) all audits issued by the Office of the*
 5 *Inspector General of the applicable covered*
 6 *agency under paragraph (1) have been com-*
 7 *pleted and reviewed by the appropriate offi-*
 8 *cial;*

9 *(ii) all mandatory exclusions required*
 10 *under paragraph (1)(C) have been issued;*
 11 *and*

12 *(iii) all reimbursements required under*
 13 *paragraph (1)(E) have been made; and*

14 *(B) that includes a list of any recipients of*
 15 *a covered grant excluded under paragraph (1)*
 16 *from the previous year.*

17 *(c) PREVENTING DUPLICATIVE GRANTS.—*

18 *(1) IN GENERAL.—Before a covered official*
 19 *awards a covered grant, the covered official shall com-*
 20 *pare potential awards under the covered grant pro-*
 21 *gram with other covered grants awarded to determine*
 22 *if duplicate grant awards are awarded for the same*
 23 *purpose.*

24 *(2) REPORT.—If a covered official awards dupli-*
 25 *cate covered grants to the same applicant for the same*

1 *purpose the covered official shall submit to the appro-*
 2 *priate committees of Congress a report that in-*
 3 *cludes—*

4 *(A) a list of all duplicate covered grants*
 5 *awarded, including the total dollar amount of*
 6 *any duplicate covered grants awarded; and*

7 *(B) the reason the covered official awarded*
 8 *the duplicate covered grants.*

9 **SEC. 23. HERO ACT IMPROVEMENTS.**

10 *(a) IN GENERAL.—Section 890A of the Homeland Se-*
 11 *curity Act of 2002 (6 U.S.C. 473) is amended—*

12 *(1) in subsection (a)—*

13 *(A) in paragraph (1), by inserting “Home-*
 14 *land Security Investigations,” after “Customs*
 15 *Enforcement,”; and*

16 *(B) by striking paragraph (2) and inserting*
 17 *the following:*

18 *“(2) PURPOSE.—The Center shall provide inves-*
 19 *tigative assistance, training, and equipment to sup-*
 20 *port domestic and international investigations of*
 21 *cyber-related crimes by the Department.”;*

22 *(2) in subsection (b)—*

23 *(A) in paragraph (2)(C), by inserting after*
 24 *“personnel” the following: “, which shall include*
 25 *participating in training for Homeland Security*

Investigations personnel conducted by Internet Crimes Against Children Task Forces”; and

(B) in paragraph (3)—

(i) in subparagraph (B)—

(I) in the matter preceding clause

(i), by inserting “in child exploitation investigations” after “Enforcement”; and

(II) in clause (i), by inserting

“child” before “victims”;

(ii) in subparagraph (C), by inserting

“child exploitation” after “number of”; and

(iii) in subparagraph (D), by inserting

“child exploitation” after “number of”; and

(3) in subsection (c)(2)—

(A) in subparagraph (A), in the matter preceding clause (i), by inserting “and administer the Digital Forensics and Document and Media Exploitation program” after “forensics”;

(B) in subparagraph (C), by inserting “and emerging technologies” after “forensics”; and

(C) in subparagraph (D), by striking “and the National Association to Protect Children” and inserting “, the National Association to Protect Children, and other governmental entities”.

1 (b) *HERO CHILD-RESCUE CORPS*.—Section 890A of
 2 the *Homeland Security Act of 2002* (6 U.S.C. 473) is
 3 amended—

4 (1) by redesignating subsection (e) as subsection
 5 (g);

6 (2) by inserting after subsection (d) the fol-
 7 lowing:

8 “(e) *HERO CHILD-RESCUE CORPS*.—

9 “(1) *ESTABLISHMENT*.—

10 “(A) *IN GENERAL*.—There is established
 11 within the Center a *Human Exploitation Rescue*
 12 *Operation Child-Rescue Corps Program* (referred
 13 to in this section as the ‘*HERO Child-Rescue*
 14 *Corps Program*’), which shall be a Department-
 15 wide program, in collaboration with the Depart-
 16 ment of Defense and the *National Association to*
 17 *Protect Children*.

18 “(B) *PRIVATE SECTOR COLLABORATION*.—
 19 As part of the *HERO Child-Rescue Corps Pro-*
 20 *gram*, the *National Association to Protect Chil-*
 21 *dren* shall provide logistical support for program
 22 participants.

23 “(2) *PURPOSE*.—The purpose of the *HERO*
 24 *Child-Rescue Corps Program* shall be to recruit,
 25 train, equip, and employ members of the *Armed*

1 *Forces on active duty and wounded, ill, and injured*
 2 *veterans to combat and prevent child exploitation, in-*
 3 *cluding in investigative, intelligence, analyst, inspec-*
 4 *tion, and forensic positions or any other positions de-*
 5 *termined appropriate by the employing agency.*

6 “(3) *FUNCTIONS.—The HERO Child-Rescue*
 7 *Program shall—*

8 “(A) *provide, recruit, train, and equip par-*
 9 *ticipants of the Program in the areas of digital*
 10 *forensics, investigation, analysis, intelligence,*
 11 *and victim identification, as determined by the*
 12 *Center and the needs of the Department; and*

13 “(B) *ensure that during the internship pe-*
 14 *riod, participants of the Program are assigned to*
 15 *investigate and analyze—*

16 “(i) *child exploitation;*

17 “(ii) *child pornography;*

18 “(iii) *unidentified child victims;*

19 “(iv) *human trafficking;*

20 “(v) *traveling child sex offenders; and*

21 “(vi) *forced child labor, including the*
 22 *sexual exploitation of minors.*

23 “(f) *PAID INTERNSHIP AND HIRING PROGRAM.—*

24 “(1) *IN GENERAL.—The Secretary shall establish*
 25 *a paid internship and hiring program for the purpose*

1 of placing participants of the HERO Child-Rescue
2 Corps Program (in this subsection referred to as ‘par-
3 ticipants’) into paid internship positions, for the sub-
4 sequent appointment of the participants to permanent
5 positions, as described in the guidelines promulgated
6 under paragraph (3).

7 “(2) *INTERNSHIP POSITIONS.*—Under the paid
8 internship and hiring program required to be estab-
9 lished under paragraph (1), the Secretary shall assign
10 or detail participants to positions within United
11 States Immigration and Customs Enforcement or any
12 other Federal agency in accordance with the guide-
13 lines promulgated under paragraph (3).

14 “(3) *PLACEMENT.*—

15 “(A) *IN GENERAL.*—The Secretary shall
16 promulgate guidelines for assigning or detailing
17 participants to positions within United States
18 Immigration and Customs Enforcement and
19 other Federal agencies, which shall include re-
20 quirements for internship duties and agreements
21 regarding the subsequent appointment of the
22 participants to permanent positions.

23 “(B) *PREFERENCE.*—The Secretary shall
24 give a preference to Homeland Security Inves-

1 *tigations in assignments or details under the*
 2 *guidelines promulgated under subparagraph (A).*

3 “(4) *TERM OF INTERNSHIP.*—*An appointment to*
 4 *an internship position under this subsection shall be*
 5 *for a term not to exceed 12 months.*

6 “(5) *RATE AND TERM OF PAY.*—*After completion*
 7 *of initial group training and upon beginning work at*
 8 *an assigned office, a participant appointed to an in-*
 9 *ternship position under this subsection who is not re-*
 10 *ceiving monthly basic pay as a member of the Armed*
 11 *Forces on active duty shall receive compensation at a*
 12 *rate that is—*

13 “(A) *not less than the minimum rate of*
 14 *basic pay payable for a position at level GS–5*
 15 *of the General Schedule; and*

16 “(B) *not more than the maximum rate of*
 17 *basic pay payable for a position at level GS–7*
 18 *of the General Schedule.*

19 “(6) *ELIGIBILITY.*—*In establishing the paid in-*
 20 *ternship and hiring program required under para-*
 21 *graph (1), the Secretary shall ensure that the eligi-*
 22 *bility requirements for participation in the internship*
 23 *program are the same as the eligibility requirements*
 24 *for participation in the HERO Child-Rescue Corps*
 25 *Program.*

1 “(7) *HERO CORPS HIRING.*—*The Secretary shall*
 2 *establish within Homeland Security Investigations*
 3 *positions, which shall be in addition to any positions*
 4 *in existence on the date of enactment of this sub-*
 5 *section, for the hiring and permanent employment of*
 6 *graduates of the paid internship program required to*
 7 *be established under paragraph (1).”; and*

8 *(3) in subsection (g), as so redesignated—*

9 *(A) by striking “There are authorized” and*
 10 *inserting the following:*

11 *“(1) IN GENERAL.—There are authorized”; and*

12 *(B) by adding at the end the following:*

13 *“(2) ALLOCATION.—Of the amount made avail-*
 14 *able pursuant to paragraph (1) in each of fiscal years*
 15 *2019 through 2022, not more than \$10,000,000 shall*
 16 *be used to carry out subsection (e) and not less than*
 17 *\$2,000,000 shall be used to carry out subsection (f).”.*

18 *(c) TECHNICAL AND CONFORMING AMENDMENT.—Sec-*
 19 *tion 302 of the HERO Act of 2015 (Public Law 114–22;*
 20 *129 Stat. 255) is amended—*

21 *(1) by striking subsection (c); and*

- 1 (2) *by redesignating subsection (d) as subsection*
- 2 *(c).*

Attest:

Clerk.

115TH CONGRESS
2^D SESSION

S. 1311

AMENDMENT