

PERMISSION FOR MEMBER TO BE
CONSIDERED AS FIRST SPONSOR
OF H.R. 2327

Mr. STIVERS. Mr. Speaker, I ask unanimous consent that I may hereafter be considered to be the first sponsor of H.R. 2327, a bill originally introduced by Representative RON DESANTIS of Florida, for the purposes of adding cosponsors and requesting reprintings pursuant to clause 7 of rule XII.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Ohio?

There was no objection.

PREVENTING CHILD
EXPLOITATION ACT OF 2018

Mrs. ROBY. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 6847) to amend title 18, United States Code, to expand and strengthen Federal sex offenses, to reauthorize certain programs established by the Adam Walsh Child Protection and Safety Act of 2006, and for other purposes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 6847

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) **SHORT TITLE.**—This Act may be cited as the “Preventing Child Exploitation Act of 2018”.

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

Sec. 1. Short title; table of contents.

**TITLE I—STRENGTHENING FEDERAL
SEX OFFENSE LAWS**

Sec. 101. Expanding the definition of illicit sexual conduct.

Sec. 102. Expanding the definition of Federal sex offense.

Sec. 103. Failure of sex offenders to register.

Sec. 104. Prior military offenses included for purposes of recidivist sentencing provisions.

Sec. 105. Sexual exploitation of children.

Sec. 106. Limited liability for certain persons when responding to search warrants or other legal process.

**TITLE II—ADAM WALSH
REAUTHORIZATION ACT**

Sec. 201. Short title.

Sec. 202. Sex offender management assistance (SOMA) program reauthorization.

Sec. 203. Reauthorization of Federal assistance with respect to violations of registration requirements.

Sec. 204. Duration of sex offender registration requirements for certain juveniles.

Sec. 205. Public access to juvenile sex offender information.

Sec. 206. Protection of local governments from State noncompliance penalty under SORNA.

Sec. 207. Additional information to be included in annual report on enforcement of registration requirements.

Sec. 208. Ensuring supervision of released sexually dangerous persons.

Sec. 209. Tribal Access Program.

Sec. 210. Alternative mechanisms for in-person verification.

Sec. 211. Clarification of aggravated sexual abuse.

Sec. 212. Comprehensive examination of sex offender issues.

Sec. 213. Assisting States with juvenile registration.

**TITLE I—STRENGTHENING FEDERAL SEX
OFFENSE LAWS**

**SEC. 101. EXPANDING THE DEFINITION OF IL-
LICIT SEXUAL CONDUCT.**

Section 2423(f)(1) of title 18, United States Code, is amended—

(1) by striking “a sexual act (as defined in section 2246) with” and inserting “any conduct involving”; and

(2) by striking “if the sexual act” and inserting “if the conduct”.

**SEC. 102. EXPANDING THE DEFINITION OF FED-
ERAL SEX OFFENSE.**

Section 3559 of title 18, United States Code, is amended—

(1) in subsection (e)(2)(A)—

(A) by inserting after “2244(a)(1)” the following “or 2244(a)(5)”; and

(B) by striking the “or” before “2423(a)”; and

(C) by striking “into prostitution”; and

(D) by inserting “or 2423(c) (relating to illicit sexual conduct)” before the semicolon at the end; and

(2) in subsection (e)(3), by striking “or 2423(a)” and inserting “, 2423(a), or 2423(c)”.

**SEC. 103. FAILURE OF SEX OFFENDERS TO REG-
ISTER.**

Section 2250(d) of title 18, United States Code, is amended—

(1) by inserting after “Federal law (including the Uniform Code of Military Justice),” the following: “State law,”; and

(2) by adding at the end the following:

“(3) **DEFINITION.**—In this section, the term ‘crime of violence’ has the meaning given such term in section 16.”.

**SEC. 104. PRIOR MILITARY OFFENSES INCLUDED
FOR PURPOSES OF RECIDIVIST SEN-
TENCING PROVISIONS.**

(a) **AGGRAVATED SEXUAL ABUSE.**—Section 2241(c) of title 18, United States Code, is amended by inserting after “State offense” the following: “or an offense under the Uniform Code of Military Justice”.

(b) **SEXUAL EXPLOITATION OF CHILDREN.**—Section 2251(e) of title 18, United States Code, is amended by striking “section 920 of title 10 (article 120 of the Uniform Code of Military Justice), or under” each place it appears and inserting “the Uniform Code of Military Justice or”.

(c) **CERTAIN ACTIVITIES RELATING TO MATERIAL INVOLVING THE SEXUAL EXPLOITATION OF MINORS.**—Section 2252 of title 18, United States Code, is amended—

(1) in subsection (b)(1), by striking “section 920 of title 10 (article 120 of the Uniform Code of Military Justice), or under” and inserting “the Uniform Code of Military Justice or”; and

(2) in subsection (b)(2), by striking “section 920 of title 10 (article 120 of the Uniform Code of Military Justice), or under” and inserting “the Uniform Code of Military Justice or”.

(d) **CERTAIN ACTIVITIES RELATING TO MATERIAL CONSTITUTING OR CONTAINING CHILD PORNOGRAPHY.**—Section 2252A of title 18, United States Code, is amended—

(1) in subsection (b)(1), by striking “section 920 of title 10 (article 120 of the Uniform Code of Military Justice), or under” and inserting “the Uniform Code of Military Justice or”; and

(2) in subsection (b)(2), by striking “section 920 of title 10 (article 120 of the Uniform Code of Military Justice), or under” and inserting “the Uniform Code of Military Justice or”.

(e) **REPEAT OFFENDERS.**—Section 2426(b)(1)(B) of title 18, United States Code, is amended by inserting after “State law” the following: “or the Uniform Code of Military Justice”.

(f) **SENTENCING CLASSIFICATION.**—Section 3559 of title 18, United States Code, is amended—

(1) in subsection (e)(2)(B)—

(A) by striking “State sex offense” and inserting “State or Military sex offense”; and

(B) by inserting after “under State law” the following: “or the Uniform Code of Military Justice”; and

(2) in subsection (e)(2)(C), by inserting after “State” the following: “or Military”.

SEC. 105. SEXUAL EXPLOITATION OF CHILDREN.

Section 2251 of title 18, United States Code, is amended—

(1) by amending subsections (a) and (b) to read as follows:

“(a) Any person who, in a circumstance described in subsection (f), knowingly—

“(1) employs, uses, persuades, induces, entices, or coerces a minor to engage in any sexually explicit conduct for the purpose of producing any visual depiction of such conduct, or transmitting a live visual depiction of such conduct;

“(2) produces or causes to be produced a visual depiction of a minor engaged in any sexually explicit conduct where the production of such visual depiction involves the use of a minor engaging in sexually explicit conduct and such visual depiction is of such conduct;

“(3) transmits or causes to be transmitted a live visual depiction of a minor engaged in any sexually explicit conduct;

“(4) has a minor assist any other person to engage in any sexually explicit conduct during the commission of an offense set forth in paragraphs (1) through (3) of this subsection; or

“(5) transports any minor in or affecting interstate or foreign commerce with the intent that such minor be used in the production or live transmission of a visual depiction of a minor engaged in any sexually explicit conduct,

shall be punished as provided under subsection (e).

“(b) Any parent, legal guardian, or person having custody or control of a minor who, in a circumstance described in subsection (f), knowingly permits such minor to engage in, or to assist any other person to engage in, sexually explicit conduct knowing that a visual depiction of such conduct will be produced or transmitted shall be punished as provided under subsection (e).”;

(2) in subsection (c)—

(A) in paragraph (1)—

(i) by striking “employs, uses, persuades, induces, entices, or coerces any minor to engage in, or who has a minor assist any other person to engage in, any sexually explicit conduct” and inserting “engages in any conduct described in paragraphs (1) through (5) of subsection (a)”; and

(ii) by striking “, for the purpose of producing any visual depiction of such conduct,”;

(B) in paragraph (2)(A), by inserting after “transported” the following: “or transmitted”; and

(C) in paragraph (2)(B), by inserting after “transports” the following: “or transmits”;

(3) by adding at the end the following:

“(f) The circumstances referred to in subsections (a) and (b) are—

“(1) that the person knows or has reason to know that such visual depiction will be—

“(A) transported or transmitted using any means or facility of interstate or foreign commerce;

“(B) transported or transmitted in or affecting interstate or foreign commerce; or

“(C) mailed;

“(2) the visual depiction was produced or transmitted using materials that have been