

116TH CONGRESS
1ST SESSION

H. R. 836

To establish the Interdiction for the Protection of Child Victims of Exploitation and Human Trafficking Program to train law enforcement officers to identify and assist victims of child exploitation and human trafficking.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 29, 2019

Mr. McCAUL (for himself and Mr. CUELLAR) introduced the following bill;
which was referred to the Committee on the Judiciary

A BILL

To establish the Interdiction for the Protection of Child Victims of Exploitation and Human Trafficking Program to train law enforcement officers to identify and assist victims of child exploitation and human trafficking.

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 “Interdiction for the
5 Protection of Child Victims of Exploitation and Human
6 Trafficking Act”.

1 **SEC. 2. INTERDICTION FOR THE PROTECTION OF CHILD**
 2 **VICTIMS OF EXPLOITATION AND HUMAN**
 3 **TRAFFICKING.**

4 (a) AMENDMENT.—Title II of the Trafficking Vic-
 5 tims Protection Reauthorization Act of 2005 (34 U.S.C.
 6 20701 et seq.) is amended by adding at the end the fol-
 7 lowing:

8 **“SEC. 208. INTERDICTION FOR THE PROTECTION OF CHILD**
 9 **VICTIMS OF EXPLOITATION AND HUMAN**
 10 **TRAFFICKING.**

11 “(a) DEFINITIONS.—In this section—

12 “(1) the term ‘human trafficking’ has the
 13 meaning given the term ‘severe forms of trafficking
 14 in persons’ in section 103 of the Trafficking Victims
 15 Protection Act of 2000 (22 U.S.C. 7102); and

16 “(2) the term ‘pilot program’ means the Inter-
 17 diction for the Protection of Child Victims of Exploi-
 18 tation and Human Trafficking Program required to
 19 be established under subsection (b).

20 “(b) INTERDICTION FOR THE PROTECTION OF CHILD
 21 VICTIMS OF EXPLOITATION AND HUMAN TRAFFICKING
 22 PROGRAM.—

23 “(1) ESTABLISHMENT.—The Attorney General
 24 shall establish a pilot program, which shall be known
 25 as the ‘Interdiction for the Protection of Child Vic-
 26 tims of Exploitation and Human Trafficking Pro-

1 gram' to provide training to Federal, State, Tribal,
2 territorial, and local law enforcement officers and
3 other relevant professionals on child exploitation and
4 human trafficking in accordance with the purposes
5 described in paragraph (2).

6 “(2) PURPOSES.—The pilot program shall pro-
7 vide training for law enforcement officers and other
8 relevant professionals, including first responders and
9 child welfare professionals, on—

10 “(A) identifying potential child victims of
11 human trafficking;

12 “(B) identifying children who are missing;

13 “(C) identifying children who are at risk of
14 being trafficked, exploited, or sexually abused;

15 “(D) identifying individuals who are likely
16 to engage in trafficking, exploitation, or sexual
17 abuse of child victims;

18 “(E) implementing proper protocols and
19 procedures for—

20 “(i) communicating with potential
21 child victims; and

22 “(ii) encouraging their cooperation
23 with law enforcement investigations and
24 any resulting prosecutions when appro-
25 priate;

1 “(F) implementing proper protocols and
2 procedures for referring such victims to appro-
3 priate social or victims service agencies or orga-
4 nizations;

5 “(G) implementing proper protocols and
6 procedures for interacting with victims in a
7 manner that are trauma-informed, culturally
8 and linguistically relevant, gender responsive,
9 and age appropriate; and

10 “(H) establishing a train-the-trainer pro-
11 gram in which law enforcement officers who
12 complete the pilot program training described
13 in this subsection are given further instruction
14 on how to train other law enforcement officers
15 in order to increase the availability of the train-
16 ing program.

17 “(3) FUNCTIONS.—

18 “(A) IN GENERAL.—The pilot program—

19 “(i) shall incorporate the functions of
20 the Interdiction for the Protection of Chil-
21 dren Program funded through the Office of
22 Community Oriented Policing Services of
23 the Department of Justice that was oper-
24 ating on the day before the date of enact-
25 ment of the Interdiction for the Protection

1 of Child Victims of Exploitation and
2 Human Trafficking Act;

3 “(ii) shall incorporate the functions of
4 the initiatives authorized under subpara-
5 graphs (B) and (C);

6 “(iii) may engage stakeholders, in-
7 cluding victims of child exploitation and
8 any Federal, State, Tribal, territorial, or
9 local partners, to develop a flexible training
10 module—

11 “(I) for achieving the purposes
12 described in paragraph (2); and

13 “(II) that adapts to various
14 needs and settings of law enforcement
15 officers and other relevant profes-
16 sionals;

17 “(iv) may engage with, and continue
18 the data collection, analysis, and sharing of
19 criminal incidents and reports conducted
20 by, Federal, State, Tribal, territorial, and
21 local partners, including fusion centers and
22 the Behavioral Analysis Unit of the United
23 States Marshals Service related to the
24 Interdiction for the Protection of Children
25 Program that was operating on the day be-

1 fore the date of enactment of the Interdic-
2 tion for the Protection of Child Victims of
3 Exploitation and Human Trafficking Act;

4 “(v) may provide technical assistance
5 for law enforcement education programs,
6 in furtherance of the purposes described in
7 paragraph (2)—

8 “(I) to implement nationwide law
9 enforcement protocols; or

10 “(II) to develop and distribute
11 continuing education training mate-
12 rials;

13 “(vi) may develop a strategy, as the
14 Attorney General considers appropriate, to
15 incentivize—

16 “(I) the implementation of na-
17 tionwide law enforcement officer pro-
18 tocols referred to in clause (v)(I); and

19 “(II) the utilization of the train-
20 ing materials developed under clause
21 (v)(II);

22 “(vii) may develop a reliable method-
23 ology for collecting, sharing, and reporting
24 data among Federal, State, Tribal, terri-
25 torial, and local law enforcement partners,

1 including fusion centers, on the number of
2 missing, at-risk, or exploited children iden-
3 tified and served by law enforcement offi-
4 cers or other relevant professionals; and

5 “(viii) may conduct an independent
6 evaluation of the effectiveness of training
7 provided under the pilot program.

8 “(B) GRANTS AUTHORIZED.—

9 “(i) IN GENERAL.—The Attorney
10 General, acting through the Director of
11 Community Oriented Policing Services,
12 shall award grants, on a competitive basis,
13 to Federal, State, Tribal, territorial, and
14 local law enforcement agencies that rep-
15 resent diversity in geography, the demo-
16 graphics of the population served, and the
17 predominant types of cases encountered,
18 including missing children, at-risk children,
19 and victims of child exploitation and traf-
20 ficking.

21 “(ii) USE OF FUNDS.—A law enforce-
22 ment agency that receives a grant under
23 this subparagraph shall—

1 “(I) provide training activities
2 designed to achieve the purposes de-
3 scribed in paragraph (2);

4 “(II) include relevant profes-
5 sionals from State partner agencies in
6 training to ensure multi-disciplinary
7 understanding of issues and resources;

8 “(III) carry out the data collec-
9 tion and reporting activities described
10 in subparagraph (A)(iv) and sub-
11 section (c); and

12 “(IV) share data and information
13 related to incidents where trained offi-
14 cers successfully identified a missing,
15 at-risk, or exploited child with appro-
16 priate Federal, State, Tribal, terri-
17 torial, and local law enforcement part-
18 ners, as specified by the Attorney
19 General under subparagraph (A)(iv).

20 “(C) DUTIES.—The Attorney General shall
21 support—

22 “(i) the training activities described in
23 paragraph (2); and

24 “(ii) the data collection, analysis, and
25 sharing of criminal incidents and reports

1 conducted by Federal, State, Tribal, terri-
2 torial, and local law enforcement partners
3 that provide ongoing support for the pilot
4 program and the Interdiction for the Pro-
5 tection of Children Program that was oper-
6 ating on the day before the date of enact-
7 ment of the Interdiction for the Protection
8 of Child Victims of Exploitation and
9 Human Trafficking Act.

10 “(4) TERMINATION.—The pilot program shall
11 terminate on October 1, 2023.

12 “(c) DATA COLLECTION AND REPORTING REQUIRE-
13 MENTS.—

14 “(1) DATA COLLECTION.—

15 “(A) IN GENERAL.—During each of fiscal
16 years 2020 through 2023, the Attorney General
17 shall collect data regarding—

18 “(i) the total number of grants award-
19 ed under the pilot program—

20 “(I) during the previous fiscal
21 year; and

22 “(II) before the previous fiscal
23 year;

24 “(ii) the total number of law enforce-
25 ment agencies, law enforcement officers,

1 and other relevant professionals trained
2 through the pilot program during each of
3 the periods described in subclauses (I) and
4 (II) of clause (i); and

5 “(iii) the number of children, and the
6 demographic data of the children when
7 available, who are successfully identified as
8 missing, at-risk, or victims of exploitation
9 by law enforcement officers who received
10 training through the pilot program.

11 “(B) INITIAL REPORT.—In addition to the
12 data required to be collected under subpara-
13 graph (A), the Attorney General shall collect
14 data, for purposes of the initial report to be
15 submitted under paragraph (3), regarding—

16 “(i) the total number of trainings con-
17 ducted under the Interdiction for the Pro-
18 tection of Children Program referred to in
19 subsection (b)(3)(A)(i); and

20 “(ii) the total number of law enforce-
21 ment agencies, law enforcement officers,
22 and other relevant professionals trained
23 through such program.

24 “(2) REPORTING.—Not later than December
25 31, 2019, and annually thereafter through December

1 31, 2023, the Attorney General shall submit a re-
2 port to Congress that contains the data collected
3 pursuant to paragraph (1).

4 “(d) AUTHORIZATION OF APPROPRIATIONS.—Of the
5 amount authorized to be appropriated under section
6 113(d) of the Trafficking Victims Prevention Act of 2000
7 (22 U.S.C. 7110(d)), the Attorney General may use such
8 sums as may be necessary to carry out this section for
9 each of fiscal years 2020 through 2023.”.

10 (b) TECHNICAL AND CONFORMING AMENDMENT.—
11 The table of contents in section 1(b) of the Trafficking
12 Victims Protection Reauthorization Act of 2004 (Public
13 Law 109–164; 119 Stat. 3558) is amended by inserting
14 after the item relating to section 207 the following:

“Sec. 208. Interdiction for the protection of child victims of exploitation and
human trafficking.”.

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