

117TH CONGRESS  
2D SESSION

# S. 3946

To reauthorize the Trafficking Victims Protection Act of 2017, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

MARCH 29, 2022

Mr. CORNYN (for himself and Ms. KLOBUCHAR) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To reauthorize the Trafficking Victims Protection Act of 2017, 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 “Abolish Human Traf-  
5 ficking Reauthorization Act of 2022”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

Sec. 3. Definitions.

**TITLE I—GRANTS RELATING TO HUMAN TRAFFICKING PREVENTION AND ASSISTANCE FOR VICTIMS OF HUMAN TRAFFICKING**

Sec. 101. Human trafficking prevention education grants.

Sec. 102. Protecting children abroad.

Sec. 103. Ensuring protection and confidentiality for human trafficking survivors.

Sec. 104. Temporary waivers.

Sec. 105. Grants for State improvements.

Sec. 106. Additional reauthorization.

**TITLE II—COMPENSATION OF VICTIMS OF HUMAN TRAFFICKING**

Sec. 201. Bankruptcy.

**TITLE III—CYBER HARASSMENT PREVENTION**

**Subtitle A—Cybercrime Statistics**

Sec. 311. National strategy, classification, and reporting on cybercrime.

**Subtitle B—Prioritizing Online Threat Enforcement**

Sec. 321. Improved investigative and forensic resources for enforcement of laws related to cybercrimes against individuals.

Sec. 322. Report.

Sec. 323. Training and technical assistance for States.

**TITLE IV—OTHER FEDERAL IMPROVEMENTS RELATING TO HUMAN TRAFFICKING**

Sec. 401. Youthful offenders.

Sec. 402. Prevention research.

Sec. 403. Reduction of barriers to obtain identity documents for trafficking survivors.

Sec. 404. Cybercrime.

Sec. 405. Office of Counter-Trafficking.

Sec. 406. Tip organizations.

Sec. 407. Data collection.

Sec. 408. Cumulative biennial report on data collection and statistics.

Sec. 409. Forced labor requirements.

Sec. 410. Homeland Security VAP.

Sec. 411. Multidisciplinary teams.

**1 SEC. 3. DEFINITIONS.**

2 In this Act:

3 (1) **COMPUTER.**—The term “computer” in-  
4 cludes a computer network and any interactive elec-  
5 tronic device.

1           (2) CYBERCRIME AGAINST INDIVIDUALS.—The  
 2           term “cybercrime against individuals” means a Fed-  
 3           eral, State, or local criminal offense that involves the  
 4           use of a computer to cause personal harm to an in-  
 5           dividual, such as the use of a computer to harass,  
 6           threaten, stalk, extort, coerce, cause fear, intimidate,  
 7           without consent distribute intimate images of, or vio-  
 8           late the privacy of, an individual, except that—

9                   (A) use of a computer need not be an ele-  
 10                  ment of the offense; and

11                  (B) the term does not include the use of a  
 12                  computer to cause harm to a commercial entity,  
 13                  government agency, or non-natural person.

14           (3) HOMELESS YOUTH.—The term “homeless  
 15           youth” has the meaning given the term “homeless  
 16           children and youths” in section 725 of the McKin-  
 17           ney-Vento Homeless Assistance Act (42 U.S.C.  
 18           11434a).

19           (4) LABOR TRAFFICKING.—The term “labor  
 20           trafficking” has the meaning given that term in sec-  
 21           tion 106(b)(2)(A) of the Trafficking Victims Protec-  
 22           tion Act of 2000 (22 U.S.C. 7104(b)(2)(A)).

23           (5) SEX TRAFFICKING.—The term “sex traf-  
 24           ficking” has the meaning given that term in section

1       103 of the Trafficking Victims Protection Act of  
2       2000 (22 U.S.C. 7102).

3           (6) SURVIVOR OF HUMAN TRAFFICKING.—The  
4       term “survivor of human trafficking” means a sur-  
5       vivor of human trafficking as defined in section 103  
6       of the Trafficking Victims Protection Act of 2000  
7       (22 U.S.C. 7102).

8       **TITLE I—GRANTS RELATING TO**  
9       **HUMAN TRAFFICKING PRE-**  
10      **VENTION AND ASSISTANCE**  
11      **FOR VICTIMS OF HUMAN**  
12      **TRAFFICKING**

13      **SEC. 101. HUMAN TRAFFICKING PREVENTION EDUCATION**  
14              **GRANTS.**

15           (a) IN GENERAL.—Section 106(b)(2) of the Victims  
16      of Trafficking and Violence Protection Act of 2000 (22  
17      U.S.C. 7104(b)(2)) is amended—

18           (1) by amending the paragraph heading to read  
19      as follows: “FREDERICK DOUGLASS HUMAN TRAF-  
20      FICKING PREVENTION EDUCATION GRANTS”;

21           (2) in subparagraph (A)—

22                   (A) in clause (iii), by striking “103(9)(B)”  
23                   and inserting “103(11)(B)”;

24                   (B) in clause (v), by striking “103(9)(A)”  
25                   and inserting “103(12)”;

1 (3) in subparagraph (B)—

2 (A) in the matter preceding clause (i), by  
3 inserting “, under a program to be known as  
4 ‘Frederick Douglass Human Trafficking Pre-  
5 vention Education Grants,’” after “may award  
6 grants”; and

7 (B) in clause (ii), by inserting “, linguis-  
8 tically accessible, and culturally responsive”  
9 after “age-appropriate”;

10 (4) in subparagraph (C), by amending the sub-  
11 paragraph heading to read as follows: “PROGRAM  
12 REQUIREMENTS FOR FREDERICK DOUGLASS HUMAN  
13 TRAFFICKING PREVENTION EDUCATION GRANTS”;  
14 and

15 (5) by striking subparagraph (D) and inserting  
16 the following:

17 “(D) PRIORITY.—In awarding Frederick  
18 Douglass Human Trafficking Prevention Edu-  
19 cation Grants under this paragraph, the Sec-  
20 retary of Health and Human Services shall give  
21 priority to local educational agencies that—

22 “(i) serve a high-intensity child sex or  
23 labor trafficking area;

24 “(ii) partner with nonprofit organiza-  
25 tions specializing in human trafficking pre-

1           vention education, law enforcement, and  
2           technology or social media companies to  
3           assist in training efforts to protect children  
4           from sexual exploitation and abuse, includ-  
5           ing grooming, child sex or labor traf-  
6           ficking, child sexual abuse materials, and  
7           human trafficking transmitted through  
8           technology;

9           “(iii) consult with the Secretary of  
10          Education, the Secretary of Housing and  
11          Urban Development, the Secretary of  
12          Labor, the Secretary of Health and  
13          Human Services, and the Attorney Gen-  
14          eral, as appropriate, to identify the geo-  
15          graphic areas in the United States with  
16          the highest prevalence of populations that  
17          are at high risk for being trafficked, in-  
18          cluding children who are members of a ra-  
19          cial or ethnic minority, homeless youth,  
20          foster youth, youth involved in the child  
21          welfare system, and children and youth  
22          who have run away from home or are in an  
23          out-of-home placement; or

24          “(iv) consult with the Secretary of  
25          Education, the Secretary of Housing and

1 Urban Development, the Secretary of  
2 Labor, the Secretary of Health and  
3 Human Services, and the Attorney Gen-  
4 eral, as appropriate, to identify the geo-  
5 graphic areas in the United States with  
6 the highest levels of child sex trafficking  
7 and child labor trafficking.

8 “(E) CRITERIA FOR SELECTION.—Grant-  
9 ees under this paragraph should be selected  
10 based on their demonstrated ability—

11 “(i) to engage stakeholders, including  
12 survivors of human trafficking, and Fed-  
13 eral, State, Tribal, and local partners, to  
14 develop programs described in subpara-  
15 graph (B);

16 “(ii) to train the trainers, parents or  
17 guardians, elementary and secondary  
18 school students, teachers, and other school  
19 personnel, particularly specialized instruc-  
20 tional support personnel, such as a sci-  
21 entifically validated brief screening tool to  
22 quickly detect and serve trafficking sur-  
23 vivors in a linguistically accessible, cul-  
24 turally responsive, age-appropriate and  
25 trauma-informed fashion; and

1 “(iii) to create a scalable, repeatable  
2 program that uses proven and tested best  
3 practices by researchers and employs ap-  
4 propriate technological tools and meth-  
5 odologies, including linguistically acces-  
6 sible, culturally responsive, age appropriate  
7 and trauma-informed approach and meas-  
8 urement and training curricula adapted for  
9 trainers, guardians, educators, and elemen-  
10 tary and secondary school students, to pre-  
11 vent child sexual exploitation and abuse,  
12 including grooming, child labor trafficking,  
13 the creation or distribution of child sexual  
14 abuse materials, and trafficking trans-  
15 mitted through technology.

16 “(F) DATA COLLECTION.—The Secretary  
17 of Health and Human Services and the Sec-  
18 retary of Labor shall consult with the Secretary  
19 of Education to determine the appropriate de-  
20 mographics of the recipients or of students at  
21 risk of being trafficked or exploited, to be col-  
22 lected and reported with respect to grants  
23 awarded under this paragraph.

24 “(G) REPORT.—Not later than 18 months  
25 after the date of the enactment of this Act, and



1 annually thereafter, the Secretary of Health  
2 and Human Services shall submit a report to  
3 the Committee on Health, Education, Labor,  
4 and Pensions of the Senate, the Committee on  
5 the Judiciary of the Senate, the Committee on  
6 Education and Labor of the House of Rep-  
7 resentatives, the Committee on Energy and  
8 Commerce of the House of Representatives, and  
9 the Committee on the Judiciary of the House of  
10 Representatives that identifies—

11 “(i) the total number of entities that  
12 received a Frederick Douglass Human  
13 Trafficking Prevention Education Grant  
14 during the preceding year;

15 “(ii) the total number of partnerships  
16 or consultants that included survivors,  
17 nonprofit organizations specialized in  
18 human trafficking prevention education,  
19 law enforcement, or technology or social  
20 media companies;

21 “(iii) the total number of elementary  
22 and secondary schools that established and  
23 implemented proper protocols and proce-  
24 dures through programs developed using  
25 grants received under this paragraph;

1 “(iv) the total number and geographic  
 2 distribution of trainers, guardians, stu-  
 3 dents, teachers, and other school personnel  
 4 trained assisted through grants received  
 5 under this paragraph;

6 “(v) the results of pre-training and  
 7 post-training surveys to gauge trainees’ in-  
 8 creased understanding of—

9 “(I) the scope and signs of child  
 10 trafficking and child sexual exploi-  
 11 tation and abuse;

12 “(II) how to interact with poten-  
 13 tial victims and survivors of child traf-  
 14 ficking and child sexual exploitation  
 15 and abuse using age-appropriate, cul-  
 16 turally and linguistically responsive,  
 17 and trauma-informed approaches; and

18 “(III) the manner in which to re-  
 19 spond to potential child trafficking  
 20 and child sexual exploitation and  
 21 abuse;

22 “(vi) the number of potential victims  
 23 and survivors of child trafficking and child  
 24 sexual exploitation and abuse identified  
 25 and served by grantees under this para-

graph, excluding any individually identifiable information about such children, in full compliance with all applicable privacy laws and regulations;

“(vii) the number of students in elementary or secondary school identified by grantees under this paragraph as being at risk of being trafficked or sexually exploited and abused, excluding any individually identifiable information about such students;

“(viii) the demographic characteristics of child trafficking survivors and victims, sexually exploited and abused children, and students at risk of being trafficked or sexually exploited and abused described in clauses (vi) and (vii), excluding any individually identifiable information about such children, in full compliance with the standards established by the Department of Education National Center for Education Statistics with respect to at-risk students; and

1 “(ix) any service gaps and best prac-  
 2 tices identified by grantees under this  
 3 paragraph.”.

4 (b) CONFORMING AMENDMENT.—Section  
 5 107(c)(4)(A) of the Victims of Trafficking and Violence  
 6 Protection Act of 2000 (22 U.S.C. 7105(c)(4)(A)) is  
 7 amended by inserting “in order to fulfill the purposes de-  
 8 scribed in section 111 of the Violence Against Women and  
 9 Department of Justice Reauthorization Act of 2005 (34  
 10 U.S.C. 20708)” before the period at the end.

11 **SEC. 102. PROTECTING CHILDREN ABROAD.**

12 Section 240(c)(1) of the William Wilberforce Traf-  
 13 ficking Victims Protection Reauthorization Act of 2008  
 14 (22 U.S.C. 212b(c)(1)) is amended to read as follows:

15 “(1) the term ‘covered sex offender’ means an  
 16 individual who—

17 “(A) is required to register, based on an  
 18 offense against a minor, under section 113 of  
 19 the Sex Offender Registration and Notification  
 20 Act (34 U.S.C. 20913); or

21 “(B) resides outside the United States, or  
 22 applies for or seeks to renew a passport outside  
 23 the United States, and would be required to  
 24 register, based on an offense against a minor,  
 25 under section 113 of the Sex Offender Registra-

1           tion and Notification Act, if the individual re-  
2           turned to the United States.”.

3 **SEC. 103. ENSURING PROTECTION AND CONFIDENTIALITY**  
4 **FOR HUMAN TRAFFICKING SURVIVORS.**

5       (a) IN GENERAL.—In order to ensure the safety of  
6 human trafficking survivors and their families—

7           (1) a grantee or subgrantee receiving Federal  
8 funds under a grant shall protect the confidentiality  
9 and privacy of survivors of human trafficking receiv-  
10 ing services from the grantee or subgrantee; and

11          (2) each entity applying to receive Federal  
12 funds in the form of a grant shall submit, in con-  
13 junction with the application for the grant, a privacy  
14 policy for human trafficking survivors and their fam-  
15 ilies that is in accordance with the requirements  
16 under this section.

17       (b) NONDISCLOSURE.—Subject to subsections (c),  
18 (d), and (e), a grantee or subgrantee shall agree, as a con-  
19 dition of receiving Federal funds, to not—

20           (1) disclose, reveal, or release any personally  
21 identifying information or individual information col-  
22 lected in connection with services requested, used, or  
23 denied through a program of the grantee or sub-  
24 grantee, regardless of whether the information has

1       been encoded, encrypted, hashed, or otherwise pro-  
2       tected; or

3           (2) disclose, reveal, or release individual client  
4       information regarding an individual who requested,  
5       used, or was denied services through a program of  
6       the grantee or subgrantee without the informed,  
7       written, and reasonably time-limited consent of the  
8       individual about whom information is sought, wheth-  
9       er in connection with the program for which the  
10      Federal funds were received or another Federal,  
11      State, Tribal, or territorial grant program.

12      (c) EXCEPTIONS RELATING TO MINORS.—

13           (1) IN GENERAL.—For purposes of subsection

14      (b)(2)—

15           (A) the informed, written, and reasonably  
16      time-limited consent described in such sub-  
17      section—

18           (i) in the case of an unemancipated  
19      minor shall be obtained from both the  
20      minor and a parent or guardian; and

21           (ii) in the case of person with a legal  
22      incapacity, shall be obtained from both the  
23      person and a court-appointed guardian;  
24      and

1 (B) such consent may not be given by the  
2 alleged or convicted trafficker of the minor or  
3 person with a legal incapacity, or the alleged or  
4 convicted trafficker of a parent or legal guard-  
5 ian of the minor or person with a legal inca-  
6 pacity.

7 (2) WAIVER OF PARENTAL CONSENT.—Not-  
8 withstanding the prohibition under subsection (b)(2),  
9 if a minor or a person with a legally incapacity is  
10 permitted by law to receive services without the con-  
11 sent of a parent or guardian, the minor or person  
12 may consent to the disclosure, revealing, or release  
13 of information without obtaining additional consent  
14 in accordance with paragraph (1) of this subsection.

15 (d) COMPELLED RELEASE.—If a grantee or sub-  
16 grantee is compelled by a statutory or court mandate to  
17 disclose, reveal, or release information described in sub-  
18 section (b), the grantee or subgrantee shall—

19 (1) make reasonable attempts to provide notice  
20 to survivors affected by the disclosure, revealing, or  
21 release of the information; and

22 (2) take steps necessary to protect the privacy  
23 and safety of the persons affected by the disclosure,  
24 revealing, or release of the information.

25 (e) INFORMATION SHARING.—

1           (1) IN GENERAL.—A grantee or subgrantee  
2       may share—

3           (A) nonpersonally identifying data in the  
4       aggregate regarding services to clients of the  
5       grantee or subgrantee and nonpersonally identi-  
6       fying demographic information, in order to  
7       identify underserved populations and comply  
8       with Federal, State, Tribal, or territorial re-  
9       porting, evaluation, or data collection require-  
10      ments;

11          (B) court-generated information and law  
12      enforcement-generated information contained in  
13      secure, governmental registries for protection  
14      order enforcement purposes;

15          (C) law enforcement-generated and pros-  
16      ecution-generated information necessary for law  
17      enforcement and prosecution purposes; and

18          (D) information necessary for the func-  
19      tioning of a multidisciplinary team.

20       (2) PROHIBITION.—Under no circumstances  
21      may a grantee or subgrantee—

22           (A) require a human trafficking survivor to  
23      provide consent to disclose, reveal, or release his  
24      or her personally identifying information as a



1 condition of eligibility for the services provided  
 2 by the grantee or subgrantee; or

3 (B) share any personally identifying infor-  
 4 mation of a human trafficking survivor in order  
 5 to comply with Federal, State, Tribal, or terri-  
 6 torial reporting, evaluation, or data collection  
 7 requirements, whether in connection with the  
 8 program for which the Federal funds were re-  
 9 ceived or another Federal, State, Tribal, or ter-  
 10 ritorial grant program.

11 (f) STATUTORILY MANDATED REPORTS OF HUMAN  
 12 TRAFFICKING, EXPLOITATION, ABUSE OR NEGLECT.—  
 13 Nothing in this section shall be construed to prohibit a  
 14 grantee or subgrantee from reporting suspected human  
 15 trafficking, exploitation, abuse or neglect, as those terms  
 16 are defined under, and as such reporting is specifically  
 17 mandated by, Federal, State, local, or Tribal laws.

18 **SEC. 104. TEMPORARY WAIVERS.**

19 (a) WAIVER OF MATCH REQUIREMENTS.—The non-  
 20 Federal match requirements set forth in subsection (g) of  
 21 section 202 of the Trafficking Victims Protection Reau-  
 22 thorization Act of 2005 (34 U.S.C. 20702) shall not apply  
 23 to grants under such section during fiscal year 2023.

24 (b) WAIVER OF FEDERAL SHARE LIMITATIONS.—  
 25 The Federal share limitations set forth in subsections

1 (b)(2)(C) and (f)(3)(B) of section 107 of the Trafficking  
 2 Victims Protection Act of 2000 (22 U.S.C. 7105) shall  
 3 not apply to grants under subsections (b)(2) and (f)(3)  
 4 of such section during fiscal year 2023.

5 **SEC. 105. GRANTS FOR STATE IMPROVEMENTS.**

6 (a) IN GENERAL.—Title II of the Trafficking Victims  
 7 Protection Reauthorization Act of 2005 (34 U.S.C. 20701  
 8 et seq.) is amended by inserting after section 204 the fol-  
 9 lowing:

10 **“SEC. 204A. ENHANCING THE ABILITY OF STATE, LOCAL,**  
 11 **AND TRIBAL CHILD WELFARE AGENCIES TO**  
 12 **IDENTIFY AND RESPOND TO CHILDREN WHO**  
 13 **ARE, OR ARE AT RISK OF BEING, VICTIMS OF**  
 14 **TRAFFICKING.**

15 “(a) GRANTS TO ENHANCE CHILD WELFARE SERV-  
 16 ICES.—The Secretary of Health and Human Services may  
 17 make grants to eligible States to develop, improve, or ex-  
 18 pand programs that assist State, local, or Tribal child wel-  
 19 fare agencies with identifying and responding to—

20 “(1) children considered victims of ‘child abuse  
 21 and neglect’ and of ‘sexual abuse’ under the applica-  
 22 tion of section 111(b)(1) of the Child Abuse Preven-  
 23 tion and Treatment Act (42 U.S.C. 5106g(b)(1)) be-  
 24 cause of being identified as being a victim or at risk  
 25 of being a victim of sex trafficking; and

1           “(2) children over whom such agencies have re-  
2           sponsibility for placement, care, or supervision and  
3           for whom there is reasonable cause to believe are, or  
4           are at risk of being a victim of 1 or more severe  
5           forms of trafficking in persons.

6           “(b) DEFINITIONS.—In this section:

7           “(1) CHILD.—The term ‘child’ means an indi-  
8           vidual who has not attained 18 years of age or such  
9           older age as the State has elected under section  
10          475(8) of the Social Security Act (42 U.S.C.  
11          675(8)). At the option of an eligible State, such  
12          term may include an individual who has not attained  
13          26 years of age.

14          “(2) ELIGIBLE STATE.—The term ‘eligible  
15          State’ means a State that meets 1 or more of the  
16          following criteria:

17                 “(A) ELIMINATION OF THIRD PARTY CON-  
18                 TROL REQUIREMENT.—The State has elimi-  
19                 nated any requirement relating to identification  
20                 of a controlling third party who causes a child  
21                 to engage in a commercial sex act in order for  
22                 the child to be considered a victim of 1 or more  
23                 severe forms of trafficking in persons, or a vic-  
24                 tim of trafficking, for purposes of accessing  
25                 child welfare services and care.

1           “(B) APPLICATION OF STANDARD FOR  
2 HUMAN TRAFFICKING.—The State considers a  
3 child to be a victim of trafficking if the indi-  
4 vidual is a victim of a severe form of trafficking  
5 in persons as described in subparagraph (A) of  
6 section 103(11) of the Trafficking Victims Pro-  
7 tection Act of 2000 (22 U.S.C. 7102(11)).

8           “(C) DEVELOPMENT AND IMPLEMENTA-  
9 TION OF STATE CHILD WELFARE PLAN PROTO-  
10 COLS.—The State agency responsible for ad-  
11 ministering the State plan for foster care and  
12 adoption assistance under part E of title IV of  
13 the Social Security Act (42 U.S.C. 670 et seq.)  
14 has developed and is implementing protocols  
15 that meet the following reporting requirements:

16           “(i) The requirement to report imme-  
17 diately, and in no case later than 24 hours  
18 after receiving, information on children or  
19 youth who have been identified as being a  
20 victim of sex trafficking to law enforce-  
21 ment authorities under paragraph (34)(A)  
22 of section 471(a) of the Social Security Act  
23 (42 U.S.C. 671(a)).

24           “(ii) The requirement to report imme-  
25 diately, and in no case later than 24 hours

1 after receiving, information on missing or  
2 abducted children or youth to law enforce-  
3 ment authorities, including children or  
4 youth classified as ‘runaways’, for entry  
5 into the National Crime Information Cen-  
6 ter (NCIC) database of the Federal Bu-  
7 reau of Investigation, and to the National  
8 Center for Missing and Exploited Children,  
9 under paragraph (35)(B) of such section.

10 “(iii) The requirement to report to the  
11 Secretary of Health and Human Services  
12 the total number of children and youth  
13 who are victims of sex trafficking under  
14 paragraph (34)(B) of such section.

15 “(D) TRAFFICKING-SPECIFIC PROTOCOL.—

16 The State has developed and implemented a  
17 specialized protocol for responding when victims  
18 of trafficking are exploited by a third party  
19 trafficker to ensure the response focuses on the  
20 child’s specific safety needs as a victim of traf-  
21 ficking, and that includes the development and  
22 use of an alternative mechanism for inves-  
23 tigating and responding to cases of child sex  
24 trafficking in which the alleged offender is not  
25 the child’s parent or caregiver without utilizing

existing processes for investigating and responding to other forms of child abuse or neglect or requiring the filing of an abuse or neglect petition.

“(3) STATE.—The term ‘State’ means each of the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands. Such term includes an Indian tribe, tribal organization, or tribal consortium with a plan approved under section 479B of the Social Security Act (42 U.S.C. 679e), or which is receiving funding to provide foster care under part E of title IV of such Act pursuant to a cooperative agreement or contract with a State.

“(4) OTHER TERMS.—The terms ‘commercial sex act’, ‘severe forms of trafficking in persons’, ‘sex trafficking’, ‘victim of a severe form of trafficking’, and ‘victim of trafficking’ have the meanings given those terms in section 103 of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7102).”.

(b) FUNDING.—Section 113(b) of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7110(b)) is amended by adding at the end the following:

1           “(3) GRANTS FOR STATE IMPROVEMENTS.—To  
2       carry out the purposes of section 204A of the Traf-  
3       ficking Victims Protection Reauthorization Act of  
4       2005, there are authorized to be appropriated  
5       \$8,000,000 to the Secretary of Health and Human  
6       Services for each of fiscal years 2022 through  
7       2027.”.

8       (c) SENSE OF CONGRESS REGARDING HEALTH CARE  
9       PROFESSIONALS AND SOCIAL SERVICE PROVIDERS.—It is  
10      the sense of Congress that State and local licensing boards  
11      throughout the United States should facilitate access for  
12      health care and behavioral health care practitioners and  
13      social service providers, as a condition of receiving new  
14      or renewal licensure, to training guided by the Department  
15      of Health and Human Service’s Core Competencies for  
16      Human Trafficking Response in Health Care and Behav-  
17      ioral Health Systems on—

18           (1) the scope and signs of human trafficking  
19      and child sexual exploitation and abuse that present  
20      in the applicable health care, behavioral health, or  
21      social services settings;

22           (2) how to interact with potential victims of  
23      trafficking (as defined in section 103 of the Traf-  
24      ficking Victims Protection Act of 2000 (22 U.S.C.  
25      7102)) and with trafficking survivors, using an age-

1 appropriate, gender-responsive, culturally and lin-  
2 guistically appropriate, and trauma-informed ap-  
3 proach; and

4 (3) the manner in which to respond to potential  
5 victims and to survivors of human trafficking (as de-  
6 fined in section 103 of the Trafficking Victims Pro-  
7 tection Act of 2000 (22 U.S.C. 7102)) or child sex-  
8 ual exploitation and abuse.

9 **SEC. 106. ADDITIONAL REAUTHORIZATION.**

10 (a) AIRPORT PERSONNEL TRAINING TO IDENTIFY  
11 AND REPORT HUMAN TRAFFICKING VICTIMS.—Section  
12 303 of the Frederick Douglass Trafficking Victims Pre-  
13 vention and Protection Reauthorization Act of 2018 (Pub-  
14 lic Law 115–425; 132 Stat. 5488) is amended by striking  
15 “2018 through 2021” and inserting “2021 through  
16 2027”.

17 (b) HERO CORPS HIRING.—Section 890A(g)(2) of  
18 the Homeland Security Act of 2002 (6 U.S.C. 473(g)(2))  
19 is amended by striking “2019 through 2022” and insert-  
20 ing “2022 through 2027”.

21 (c) REAUTHORIZING THE SPECIAL ASSESSMENT AND  
22 ENSURING FULL FUNDING FOR THE DOMESTIC TRAF-  
23 FICKING VICTIMS’ FUND.—Section 3014 of title 18,  
24 United States Code, is amended—



(1) in subsection (a), in the matter preceding paragraph (1), by striking “and ending on September 11, 2022”; and

(2) in subsection (e)(1)—

(A) in the matter preceding subparagraph

(A), by striking “2023” and inserting “2027”;

(B) in subparagraph (A), by striking “(42 U.S.C. 14044c)” and inserting “(34 U.S.C. 20705)”;

(C) in subparagraph (C), by striking “(42 U.S.C. 13002(b))” and inserting “(34 U.S.C. 20304)”;

(D) in subparagraph (D), by striking “(42 U.S.C. 17616)” and inserting “(34 U.S.C. 21116)”.

(d) EXTENSION OF ANTI-TRAFFICKING GRANT PROGRAMS.—The Trafficking Victims Protection Act of 2000 (22 U.S.C. 7101 et seq.) is amended—

(1) in section 112A(b)(4) (22 U.S.C. 7109a(b)(4)), by striking “2018 through 2021” and inserting “2022 through 2027”;

(2) in section 112B(d) (22 U.S.C. 7109b(d)) is amended by striking “2008 through 2011” and inserting “2022 through 2027”; and

(3) in section 113 (22 U.S.C. 7110)—

1 (A) in subsection (d)—

2 (i) in paragraph (1), by striking  
3 “2018 through 2021” and inserting “2022  
4 through 2027”; and

5 (ii) in paragraph (3), by striking  
6 “2018 through 2021” and inserting “2022  
7 through 2027”;

8 (B) in subsection (e)(3), by striking “2008  
9 through 2011” and inserting “2022 through  
10 2027”; and

11 (C) in subsection (f), by striking “2018  
12 through 2021..” and inserting “2022 through  
13 2027.”.

14 **TITLE II—COMPENSATION OF**  
15 **VICTIMS OF HUMAN TRAF-**  
16 **FICKING**

17 **SEC. 201. BANKRUPTCY.**

18 Section 523(a) of title 11, United States Code, is  
19 amended—

20 (1) in paragraph (18), by striking “or” at the  
21 end;

22 (2) in paragraph (19), by striking the period at  
23 the end and inserting “; or”; and

24 (3) by inserting after paragraph (19) the fol-  
25 lowing:

1 “(20) for injury to an individual by the debtor relat-  
 2 ing to a violation of chapter 77 of title 18, including injury  
 3 caused by an instance in which the debtor knowingly bene-  
 4 fitted financially, or by receiving anything of value, from  
 5 participation in a venture that the debtor knew or should  
 6 have known engaged in an act in violation of chapter 77  
 7 of title 18.”.

## 8 **TITLE III—CYBER HARASSMENT** 9 **PREVENTION**

### 10 **Subtitle A—Cybercrime Statistics**

#### 11 **SEC. 311. NATIONAL STRATEGY, CLASSIFICATION, AND RE-** 12 **PORTING ON CYBERCRIME.**

13 (a) NATIONAL STRATEGY.—The Attorney General, in  
 14 consultation with the Secretary of Homeland Security,  
 15 shall develop a national strategy to—

16 (1) reduce the incidence of cybercrimes against  
 17 individuals;

18 (2) coordinate investigations of cybercrimes  
 19 against individuals by Federal law enforcement  
 20 agencies; and

21 (3) increase the number of Federal prosecutions  
 22 of cybercrimes against individuals.

23 (b) CLASSIFICATION OF CYBERCRIMES AGAINST IN-  
 24 DIVIDUALS FOR PURPOSES OF CRIME REPORTS.—In ac-  
 25 cordance with the authority of the Attorney General under

1 section 534 of title 28, United States Code, the Director  
2 of the Federal Bureau of Investigation shall—

3 (1) design and create within the Uniform Crime  
4 Reports a category for offenses that constitute  
5 cybercrimes against individuals;

6 (2) to the extent feasible, within the category  
7 established under paragraph (1), establish subcat-  
8 egories for each type of cybercrime against individ-  
9 uals that is an offense under Federal or State law;

10 (3) classify the category established under para-  
11 graph (1) as a Part I crime in the Uniform Crime  
12 Reports; and

13 (4) classify each type of cybercrime against in-  
14 dividuals that is an offense under Federal or State  
15 law as a Group A offense for the purpose of the Na-  
16 tional Incident-Based Reporting System.

17 (c) ANNUAL SUMMARY.—The Attorney General shall  
18 publish an annual summary of the information reported  
19 in the Uniform Crime Reports and the National Incident-  
20 Based Reporting System relating to cybercrimes against  
21 individuals.

## **Subtitle B—Prioritizing Online Threat Enforcement**

### **SEC. 321. IMPROVED INVESTIGATIVE AND FORENSIC RE- SOURCES FOR ENFORCEMENT OF LAWS RE- LATED TO CYBERCRIMES AGAINST INDIVID- UALS.**

Subject to the availability of appropriations to carry out this section, the Attorney General, in consultation with the Director of the Federal Bureau of Investigation and the Secretary of Homeland Security, including the Executive Associate Director of Homeland Security Investigations, shall, with respect to cybercrimes against individuals—

(1) ensure that there are not less than 10 additional operational agents of the Federal Bureau of Investigation designated to support the Criminal Division of the Department of Justice in the investigation and coordination of cybercrimes against individuals;

(2) ensure that each office of a United States Attorney designates at least 1 Assistant United States Attorney as responsible for investigating and prosecuting cybercrimes against individuals; and

(3) ensure the implementation of a regular and comprehensive training program—

(A) the purpose of which is to train agents of the Federal Bureau of Investigation in the investigation and prosecution of such crimes and the enforcement of laws related to cybercrimes against individuals; and

(B) that includes relevant forensic training related to investigating and prosecuting cybercrimes against individuals.

**9 SEC. 322. REPORT.**

(a) IN GENERAL.—Not later than 1 year after the date on which the collection of statistical data under section 311 begins and once each year thereafter, the Director of the Office for Victims of Crime shall submit a report to the Committee on the Judiciary of the Senate and the Committee on the Judiciary of the House of Representatives that addresses, to the extent data are available, the nature, extent, and amount of funding under the Victims of Crime Act of 1984 (34 U.S.C. 20101 et seq.) for victims of cybercrimes against individuals.

(b) CONTENTS.—The report required under subsection (a) shall include—

(1) an analysis of victims' assistance, victims' compensation, and discretionary grants under which victims of cybercrimes against individuals received assistance;

1           (2) recommendations for improving services for  
2 victims of cybercrimes against individuals; and

3           (3) efforts by the Department of Justice to con-  
4 duct outreach to State and local law enforcement  
5 agencies on the process for collaborating with the  
6 Federal Government for the purpose of investigating  
7 and prosecuting interstate and international  
8 cybercrime cases.

9 **SEC. 323. TRAINING AND TECHNICAL ASSISTANCE FOR**  
10 **STATES.**

11       The Attorney General, in consultation with the Sec-  
12 retary of Homeland Security, the Director of the United  
13 States Secret Service, and nongovernmental and survivor  
14 stakeholders, shall create, compile, evaluate, and dissemi-  
15 nate materials and information, and provide the necessary  
16 training and technical assistance, to assist States and  
17 units of local government in—

18           (1) investigating, prosecuting, pursuing, pre-  
19 venting, understanding, and mitigating the impact  
20 of—

21               (A) physical, sexual, and psychological  
22 abuse of cybercrime victims, including victims  
23 of human trafficking that is facilitated by inter-  
24 active computer services;

25               (B) exploitation of cybercrime victims; and

1 (C) neglect of cybercrime; and

2 (2) assessing, addressing, and mitigating the  
3 physical and psychological trauma to victims of  
4 cybercrime.

5 **TITLE IV—OTHER FEDERAL IM-**  
6 **PROVEMENTS RELATING TO**  
7 **HUMAN TRAFFICKING**

8 **SEC. 401. YOUTHFUL OFFENDERS.**

9 (a) SENTENCING JUVENILE VICTIM OFFENDERS  
10 WHO HAVE BEEN TRAFFICKED, ABUSED, OR AS-  
11 SAULTED.—

12 (1) SENTENCING JUVENILE VICTIM OFFEND-  
13 ERS.—

14 (A) IN GENERAL.—Section 3553 of title  
15 18, United States Code, is amended—

16 (i) by redesignating subsection (g) as  
17 subsection (i); and

18 (ii) by inserting after subsection (f)  
19 the following:

20 “(g) SENTENCING JUVENILE VICTIM OFFENDERS.—

21 “(1) STATUTORY MINIMUMS.—In the case of a  
22 juvenile victim offender, the court shall have the au-  
23 thority to impose a sentence that is below a level es-  
24 tablished by statute as a minimum sentence in rec-  
25 ognition of the potential effect of trauma on the of-



1 fender's conduct, if the effect of trauma on the of-  
2 fender's conduct is established by clear and con-  
3 vincing evidence.

4 “(2) SUSPENSION OF SENTENCE.—

5 “(A) IN GENERAL.—Subject to subpara-  
6 graph (B), in the case of a juvenile offender,  
7 the court shall have the authority to suspend  
8 any portion of an imposed sentence.

9 “(B) LIMITATION.—For an offense for  
10 which the minimum sentence under the statute  
11 is not less than 10 years, the court may not  
12 suspend the sentence imposed on a juvenile vic-  
13 tim offender to be less than 3 years.

14 “(3) DETENTION.—A court may order that a  
15 juvenile victim offender serve a sentence in a juve-  
16 nile facility if—

17 “(A) the court imposes a sentence below  
18 the level established by statute as a minimum  
19 sentence under paragraph (1) or suspends in  
20 whole or in part the sentence imposed under  
21 paragraph (2); and

22 “(B) the period of imprisonment imposed  
23 or that is not suspended ends not later than the  
24 21st birthday of the juvenile victim offender.

1           “(4) JUVENILE VICTIM OFFENDER DEFINED.—

2           In this subsection, the term ‘juvenile victim offender’  
3           means an individual who—

4                   “(A) has not attained the age of 18 years;  
5                   and

6                   “(B) has been convicted of a violent of-  
7                   fense against a person who the court finds, by  
8                   clear and convincing evidence, engaged in con-  
9                   duct against such individual, not earlier than 1  
10                  year before such violent offense, that is an of-  
11                  fense under section 1591 or an offense under  
12                  chapter 71, 109A, 110, or 117.”.

13                  (B) APPLICATION.—The amendments  
14                  made by subparagraph (A) shall apply to a con-  
15                  viction entered on or after the date of enact-  
16                  ment of this Act.

17           (2) DIRECTIVE TO SENTENCING COMMISSION.—

18           Pursuant to its authority under section 994(p) of  
19           title 28, United States Code, and in accordance with  
20           this subsection, the United States Sentencing Com-  
21           mission shall review its guidelines and its policy  
22           statements with respect to juvenile victim offenders  
23           (as defined in subsection (g) of section 3553 of title  
24           18, United States Code, as added by paragraph (1))  
25           to ensure that the guidelines and policy statements

1       are consistent with the amendments made by para-  
2       graph (1).

3       (b) SENTENCING JUVENILE OFFENDERS.—

4           (1) SENTENCING JUVENILE OFFENDERS.—

5               (A) IN GENERAL.—Section 3553 of chap-  
6       ter 227 of title 18, United States Code, is  
7       amended—

8               (i) in subsection (a)—

9                   (I) in paragraph (6), by striking  
10               “and” at the end;

11                  (II) in paragraph (7), by striking  
12               the period at the end and inserting “;  
13               and”; and

14                  (III) by adding at the end the  
15               following:

16               “(8) in the case of a juvenile (as such term is  
17       defined in section 5031), the diminished culpability  
18       of juveniles compared to that of adults.”; and

19               (ii) by inserting after subsection (g),  
20               as added by subsection (b), the following:

21       “(h) LIMITATION ON STATUTORY MINIMUM FOR JU-  
22       VENILE OFFENDERS.—In the case of a juvenile (as such  
23       term is defined in section 5031), the court shall have the  
24       authority to impose a sentence that is 35 percent below  
25       a level established by statute as a minimum sentence so

1 as to reflect the juvenile’s age and prospect for rehabilita-  
 2 tion.”.

3 (B) APPLICATION.—The amendments  
 4 made by subparagraph (A) shall apply to a con-  
 5 viction entered on or after the date of enact-  
 6 ment of this Act.

7 (2) DIRECTIVE TO SENTENCING COMMISSION.—  
 8 Pursuant to its authority under section 994(p) of  
 9 title 28, United States Code, and in accordance with  
 10 this subsection, the United States Sentencing Com-  
 11 mission shall review its guidelines and its policy  
 12 statements with respect to juveniles (as defined in  
 13 section 5031 of title 18, United States Code) to en-  
 14 sure that the guidelines and policy statements are  
 15 consistent with the amendments made by paragraph  
 16 (1).

17 (c) PAROLE FOR JUVENILES.—

18 (1) IN GENERAL.—Chapter 403 of title 18,  
 19 United States Code, is amended by inserting after  
 20 section 5032 the following:

21 **“§ 5032A. Modification of an imposed term of impris-**  
 22 **onment for violations of law committed**  
 23 **prior to age 18**

24 “(a) IN GENERAL.—Notwithstanding any other pro-  
 25 vision of law, a court may reduce a term of imprisonment

1 imposed upon a defendant convicted as an adult for an  
2 offense committed and completed before the defendant at-  
3 tained 18 years of age if—

4 “(1) the defendant has served not less than 20  
5 years in custody for the offense; and

6 “(2) the court finds, after considering the fac-  
7 tors and information set forth in subsection (c), that  
8 the defendant is not a danger to the safety of any  
9 person or the community and that the interests of  
10 justice warrant a sentence modification.

11 “(b) SUPERVISED RELEASE.—Any defendant whose  
12 sentence is reduced pursuant to subsection (a) shall be or-  
13 dered to serve a period of supervised release of not less  
14 than 5 years following release from imprisonment. The  
15 conditions of supervised release and any modification or  
16 revocation of the term of supervised release shall be in  
17 accordance with section 3583.

18 “(c) FACTORS AND INFORMATION TO BE CONSID-  
19 ERED IN DETERMINING WHETHER TO MODIFY A TERM  
20 OF IMPRISONMENT.—The court, in determining whether  
21 to reduce a term of imprisonment pursuant to subsection  
22 (a), shall consider—

23 “(1) the factors described in section 3553(a),  
24 including the nature of the offense and the history  
25 and characteristics of the defendant;

1           “(2) the age of the defendant at the time of the  
2 offense;

3           “(3) a report and recommendation of the Bu-  
4 reau of Prisons, including information on whether  
5 the defendant has substantially complied with the  
6 rules of each institution in which the defendant has  
7 been confined and whether the defendant has com-  
8 pleted any educational, vocational, or other prison  
9 program, where available;

10          “(4) a report and recommendation of the  
11 United States attorney for any district in which an  
12 offense for which the defendant is imprisoned was  
13 prosecuted;

14          “(5) whether the defendant has demonstrated  
15 maturity, rehabilitation, and a fitness to reenter so-  
16 ciety sufficient to justify a sentence reduction;

17          “(6) any statement, which may be presented  
18 orally or otherwise, by any victim of an offense for  
19 which the defendant is imprisoned or by a family  
20 member of the victim if the victim is deceased;

21          “(7) any report from a physical, mental, or psy-  
22 chiatric examination of the defendant conducted by  
23 a licensed health care professional;

24          “(8) the family and community circumstances  
25 of the defendant at the time of the offense, including

1 any history of abuse, trauma, or involvement in the  
2 child welfare system;

3 “(9) the extent of the role of the defendant in  
4 the offense and whether, and to what extent, an  
5 adult was involved in the offense;

6 “(10) any statement, which may be presented  
7 orally or in writing, by a prosecutor or law enforce-  
8 ment officer who was involved in the original inves-  
9 tigation or criminal proceeding for which the defend-  
10 ant is incarcerated;

11 “(11) the diminished culpability of juveniles as  
12 compared to that of adults, and the hallmark fea-  
13 tures of youth, including immaturity, impetuosity,  
14 and failure to appreciate risks and consequences,  
15 which counsel against sentencing juveniles to the  
16 otherwise applicable term of imprisonment; and

17 “(12) any other information the court deter-  
18 mines relevant to the decision of the court.

19 “(d) LIMITATION ON APPLICATIONS PURSUANT TO  
20 THIS SECTION.—

21 “(1) SECOND APPLICATION.—Not earlier than  
22 5 years after the date on which an order entered by  
23 a court on an initial application under this section  
24 becomes final, a court shall entertain a second appli-  
25 cation by the same defendant under this section.

1           “(2) FINAL APPLICATION.—Not earlier than 5  
 2       years after the date on which an order entered by  
 3       a court on a second application under paragraph (1)  
 4       becomes final, a court shall entertain a final applica-  
 5       tion by the same defendant under this section.

6           “(3) PROHIBITION.—A court may not entertain  
 7       an application filed after an application filed under  
 8       paragraph (2) by the same defendant.

9           “(e) PROCEDURES.—

10          “(1) NOTICE.—The Bureau of Prisons shall  
 11       provide written notice of this section to—

12               “(A) any defendant who has served not  
 13       less than 19 years in prison for an offense com-  
 14       mitted and completed before the defendant at-  
 15       tained 18 years of age for which the defendant  
 16       was convicted as an adult; and

17               “(B) the sentencing court, the United  
 18       States attorney, and the Federal Public De-  
 19       fender or Executive Director of the Community  
 20       Defender Organization for the judicial district  
 21       in which the sentence described in subpara-  
 22       graph (A) was imposed.

23          “(2) CRIME VICTIMS RIGHTS.—

24               “(A) NOTICE.—Upon receiving notice  
 25       under paragraph (1), the United States attor-



1           ney shall provide any notifications required  
2           under section 3771.

3           “(B) VICTIM SERVICES.—Victims notified  
4           under subparagraph (A) shall be provided the  
5           same treatment and services provided by the  
6           Department of Justice to victims in similar  
7           criminal proceedings, and shall be given notice  
8           of the availability of such treatment and serv-  
9           ices when contacted under this section.

10          “(3) APPLICATION.—

11           “(A) IN GENERAL.—An application for a  
12           sentence reduction under this section shall be  
13           filed as a motion to reduce the sentence of the  
14           defendant and may include affidavits or other  
15           written material.

16           “(B) REQUIREMENT.—A motion to reduce  
17           a sentence under this section shall be filed with  
18           the sentencing court and a copy shall be served  
19           on the United States attorney for the judicial  
20           district in which the sentence was imposed.

21          “(4) EXPANDING THE RECORD; HEARING.—

22           “(A) EXPANDING THE RECORD.—After the  
23           filing of a motion to reduce a sentence under  
24           this section, the court may direct the parties to

1 expand the record by submitting additional  
2 written materials relating to the motion.

3 “(B) HEARING.—

4 “(i) IN GENERAL.—The court shall  
5 conduct a hearing on the motion, at which  
6 the defendant and counsel for the defend-  
7 ant shall be given the opportunity to be  
8 heard.

9 “(ii) EVIDENCE.—In a hearing under  
10 this section, the court may allow parties to  
11 present evidence.

12 “(iii) DEFENDANT’S PRESENCE.—At  
13 a hearing under this section, the defendant  
14 shall be present unless the defendant  
15 waives the right to be present. The re-  
16 quirement under this clause may be satis-  
17 fied by the defendant appearing by video  
18 teleconference.

19 “(iv) COUNSEL.—A defendant who is  
20 unable to obtain counsel is entitled to have  
21 counsel appointed to represent the defend-  
22 ant for proceedings under this section, in-  
23 cluding any appeal, unless the defendant  
24 waives the right to counsel.

1                   “(v) FINDINGS.—The court shall state  
 2                   in open court, and file in writing, the rea-  
 3                   sons for granting or denying a motion  
 4                   under this section.

5                   “(C) APPEAL.—The Government or the  
 6                   defendant may file a notice of appeal in the dis-  
 7                   trict court for review of a final order under this  
 8                   section. The time limit for filing such appeal  
 9                   shall be governed by rule 4(a) of the Federal  
 10                  Rules of Appellate Procedure.

11                  “(f) EDUCATIONAL AND REHABILITATIVE PRO-  
 12                  GRAMS.—A defendant who is convicted and sentenced as  
 13                  an adult for an offense committed and completed before  
 14                  the defendant attained 18 years of age may not be de-  
 15                  prived of any educational, training, or rehabilitative pro-  
 16                  gram that is otherwise available to the general prison pop-  
 17                  ulation.”.

18                  (2) TABLE OF SECTIONS.—The table of sections  
 19                  for chapter 403 of title 18, United States Code, is  
 20                  amended by inserting after the item relating to sec-  
 21                  tion 5032 the following:

“5032A. Modification of an imposed term of imprisonment for violations of law  
 committed prior to age 18.”.

22                  (3) APPLICABILITY.—The amendments made  
 23                  by this subsection shall apply to any conviction en-

1       tered before, on, or after the date of enactment of  
2       this Act.

3   **SEC. 402. PREVENTION RESEARCH.**

4       (a) IN GENERAL.—The Secretary of Health and  
5   Human Services (referred to in this section as the “Sec-  
6   retary”), acting through the Director of the Centers for  
7   Disease Control and Prevention and in coordination with  
8   the Department of Justice, the Department of Homeland  
9   Security, the Department of Housing and Urban Develop-  
10   ment, the Department of Labor, and the Department of  
11   State, including the Office to Monitor and Combat Traf-  
12   ficking in Persons of the Department of State, shall de-  
13   velop a research agenda on primary prevention of human  
14   trafficking in the United States, in accordance with Fed-  
15   eral law. Such research agenda shall include research to  
16   support effective screening tools and primary prevention  
17   programs, including education and prevention campaigns.

18       (b) CONSULTATION.—In developing the research  
19   agenda under subsection (a), the Secretary shall consult  
20   with a panel of service providers, university researchers,  
21   advocates, human trafficking prevention education ex-  
22   perts, survivors of human trafficking, and community and  
23   faith-based organizations.

1 (c) REPORT TO CONGRESS.—Not later than 1 year  
 2 after the date of enactment of this Act, the Secretary shall  
 3 submit to Congress a report that includes—

4 (1) a list of members of the panel under sub-  
 5 section (b) and the organization or institute each  
 6 such member represents, if any;

7 (2) a description of the research agenda devel-  
 8 oped under subsection (a) and the plan to implement  
 9 that agenda;

10 (3) recommendations for congressional prior-  
 11 ities to assist the Secretary in carrying out the agen-  
 12 da developed under subsection (a), including by ef-  
 13 fectively advancing knowledge about trafficking in  
 14 persons in the United States and providing the  
 15 means by which to prevent or reduce both sex and  
 16 labor trafficking; and

17 (4) recommendations for supporting State and  
 18 local practitioners.

19 **SEC. 403. REDUCTION OF BARRIERS TO OBTAIN IDENTITY**  
 20 **DOCUMENTS FOR TRAFFICKING SURVIVORS.**

21 (a) ALTERNATIVE IDENTITY DOCUMENTS ACCEPT-  
 22 ED.—A survivor of human trafficking or a homeless youth  
 23 may provide to a Federal agency any of the following doc-  
 24 uments in lieu of a birth certificate or passport to prove  
 25 identity, age, and residency of the survivor:

1           (1) A school-issued document, including a  
2 school ID, school record, or transcript.

3           (2) A W-2 or a 1099 tax form.

4           (3) A State or Federal court document.

5           (4) A medical insurance policy identification  
6 card or medical record.

7           (5) A United States military ID or United  
8 States military dependent ID.

9           (6) An employee ID or other employee record.

10          (7) A vehicle registration or title.

11          (8) A Certificate of Degree of Indian Blood.

12          (9) A State or local government ID.

13          (10) A doctor or hospital bill.

14          (11) A utility bill.

15          (12) A consular ID card.

16          (13) A paycheck or paycheck stub.

17          (b) MINORS.—A survivor of human trafficking who  
18 is a minor or a homeless youth shall not be required to  
19 obtain the consent or signature of the parent or guardian  
20 of the minor to receive from a Federal agency a copy of  
21 the government-issued identity card issued to the minor.

22          (c) FEES.—Federal agencies shall not charge a sur-  
23 vivor of human trafficking or a homeless youth a fee to  
24 obtain a copy of a government-issued identity card.

1       (d) TECHNICAL ASSISTANCE AND GRANTS.—The De-  
2   partment of Justice is authorized to provide technical as-  
3   sistance and grants to States to encourage the States to  
4   remove existing barriers and support human trafficking  
5   survivors and homeless youth with access to personal iden-  
6   tification documents by—

7           (1) accepting from a survivor of human traf-  
8       fficking or a homeless youth to prove identity, age,  
9       and residency in lieu of a birth certificate or pass-  
10      port, a “statement of identity, residency, and date of  
11      birth” from—

12           (A) the head, or the designee of the head,  
13       of a human trafficking service provider funded  
14       by the Department of Justice or the Depart-  
15       ment of Health and Human Services;

16           (B) a social worker, attorney, or other di-  
17       rect service worker at a human trafficking serv-  
18       ice provider funded by the Department of Jus-  
19       tice or the Department of Health and Human  
20       Services;

21           (C) a liaison described in section  
22       722(g)(1)(J)(ii) of the McKinney-Vento Home-  
23       less Assistance Act (42 U.S.C.  
24       11432(g)(1)(J)(ii));

1 (D) the head, or the designee of the head,  
2 of a shelter funded by the Department of Hous-  
3 ing and Urban Development;

4 (E) the head, or the designee of the head,  
5 of a shelter funded by the Runaway and Home-  
6 less Youth Act (34 U.S.C. 11201 et seq.);

7 (F) a local, State, Federal, or Tribal law  
8 enforcement officer; or

9 (G) a local, State, Federal, or Tribal gov-  
10 ernment official with responsibility for issuing  
11 personal identification documents;

12 (2) removing any requirement that a survivor of  
13 human trafficking who is a minor or a homeless  
14 youth be required to obtain the consent or signature  
15 of the parent or guardian of the minor to receive  
16 from a Federal agency a certification or a copy of  
17 the birth record, government ID, or drivers' license  
18 of the minor; or

19 (3) preventing a survivor of human trafficking  
20 or homeless youth from being charged a fee for cop-  
21 ies of the birth record, government-issued identity  
22 card, or drivers' license of the survivor of human  
23 trafficking.



1 **SEC. 404. CYBERCRIME.**

2       Subject to the availability of appropriations, the At-  
 3 torney General and the Secretary of Homeland Security  
 4 shall provide incentive pay, in an amount that is not more  
 5 than 25 percent of the basic pay of the individual, to an  
 6 individual appointed to a position in the Department of  
 7 Justice or the Department of Homeland Security (includ-  
 8 ing positions in Homeland Security Investigations), re-  
 9 spectively, requiring significant cyber skills to aid in the  
 10 protection of trafficking victims, prevention of trafficking  
 11 in persons, or prosecution of buyers of and traffickers in  
 12 persons, in accordance with the comparable level of the  
 13 General Schedule.

14 **SEC. 405. OFFICE OF COUNTER-TRAFFICKING.**

15       (a) IN GENERAL.—Section 102 of title 49, United  
 16 States Code, is amended—

17           (1) by redesignating subsection (h) as sub-  
 18 section (i); and

19           (2) by inserting after subsection (g) the fol-  
 20 lowing:

21       “(h) OFFICE OF COUNTER-TRAFFICKING.—

22           “(1) ESTABLISHMENT.—There is established,  
 23 in the Department, the Office of Counter-Trafficking  
 24 (referred to in this subsection as the ‘Office’), which  
 25 shall plan, coordinate, and implement department-

1 wide counter-trafficking initiatives, including efforts  
2 to combat sex and labor trafficking.

3 “(2) FUNCTIONS.—The Office shall—

4 “(A) collaborate with other entities of the  
5 Department to articulate the vision and prior-  
6 ities for anti-trafficking efforts, including  
7 grants;

8 “(B) expand the Transportation Leaders  
9 Against Human Trafficking initiative;

10 “(C) facilitate stronger public-private part-  
11 nerships to combat human trafficking;

12 “(D) develop and implement interagency  
13 counter-trafficking projects, including by coordi-  
14 nating with the Department of Justice, the De-  
15 partment of Health and Human Services, and  
16 the Department of Homeland Security;

17 “(E) create and oversee an online portal to  
18 permit transportation stakeholders to track  
19 data on measurable counter-trafficking initia-  
20 tives; and

21 “(F) coordinate with the Department of  
22 State to establish transportation-based counter-  
23 trafficking programs across North America and  
24 around the world.”.

1 (b) AUTHORIZATION OF APPROPRIATIONS.—There  
2 are authorized to be appropriated to the Office of Counter-  
3 Trafficking of the Department of Transportation  
4 \$1,000,000 for each of the fiscal years 2023 through  
5 2027, which shall be used—

6 (1) to educate and train transportation per-  
7 sonnel on how to identify and stop human traf-  
8 ficking;

9 (2) to raise awareness among transportation  
10 personnel and the traveling public on recognizing  
11 and reporting human trafficking;

12 (3) to conduct research or collect data on traf-  
13 ficking within the transportation sector; and

14 (4) to provide grants to State, tribal, and local  
15 governments, United States territories, transit agen-  
16 cies, port authorities, metropolitan planning organi-  
17 zations, political subdivisions of a State or local gov-  
18 ernment, a collaboration among any such entities,  
19 and qualified nonprofit organizations, for the pur-  
20 poses of developing and supporting human traf-  
21 ficking prevention programs.

22 **SEC. 406. TIP ORGANIZATIONS.**

23 Section 524(c)(1) of title 28, United States Code, is  
24 amended—

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

3           (2) in subparagraph (I), by striking the period  
4     at the end and inserting “; and”; and

5           (3) by adding at the end the following new sub-  
6     paragraph:

7           “(J) at the discretion of the Attorney General,  
8     payments to reimburse operating expenses and pro-  
9     gram costs incurred by crime-tip organizations  
10    that—

11           “(i) annually waive their qualification  
12    for—

13           “(I) awards for information leading to  
14    forfeiture under subparagraph (C); and

15           “(II) receiving payment from equi-  
16    tably shared forfeiture funds; and

17           “(ii) offer rewards for information about  
18    violations of Federal criminal laws prohibiting  
19    human trafficking.”.

20   **SEC. 407. DATA COLLECTION.**

21       (a) **DISAGGREGATED DATA.**—The Department of  
22    Justice shall collect and submit to Congress—

23           (1) disaggregated data regarding the number of  
24    victims trafficked by third parties and by family  
25    members;

1           (2) disaggregated data regarding victims traf-  
2       ficked by victim age; and

3           (3) disaggregated data regarding victims traf-  
4       ficked by the type of trafficking (labor, sex, labor  
5       and sex, or unknown).

6       (b) CONTINUED PRESENCE DATA.—

7           (1) IN GENERAL.—The data described in para-  
8       graph (2), disaggregated by type of trafficking  
9       (labor, sex, labor and sex, or unknown)—

10           (A) shall be included in the report required  
11       under section 105(d)(7) of the Trafficking Vic-  
12       tims Protection Act of 2000 (22 U.S.C.  
13       7103(d)(7));

14           (B) should be included in reports from any  
15       Federal, State, Tribal, or local agency that re-  
16       ceives Federal counter trafficking in persons  
17       funding; and

18           (C) for data included under subparagraph  
19       (A) or (B), shall include demographic charac-  
20       teristics of the victim of trafficking, including  
21       age, sex, race, ethnicity, and national origin.

22           (2) DATA DESCRIBED.—The data described in  
23       this paragraph are the following:

1           (A)(i) The number of requests for contin-  
2           ued presence that were received from, or on be-  
3           half of, potential trafficking victims.

4           (ii) For each request referred to in clause  
5           (i), whether the request was filed or was not  
6           filed.

7           (iii) For each request that was filed,  
8           whether the request was approved or denied.

9           (B) In each applicable case—

10           (i) the month and year when the con-  
11           tinued presence request was filed;

12           (ii) if the continued presence request  
13           was not filed, the reasons for such failure  
14           to file; and

15           (iii) if the continued presence request  
16           was denied, the reasons for such denial.

17           (C) For each potential human trafficking  
18           case described in subparagraph (A)—

19           (i) whether or not an investigation  
20           was initiated into the case; and

21           (ii) if an investigation was not initi-  
22           ated, the reasons for such failure to inves-  
23           tigate.

24           (D) The number of requests for T visa cer-  
25           tifications that were received from, or on behalf

of, potential trafficking victims and the outcomes of such requests, indicating whether or not a T visa certification was provided.

(E) In each applicable case—

(i) the month and year when the T visa certification request for approval was submitted; and

(ii) if such request was denied, the reasons for such denial.

(F) Whether an investigation was initiated into each potential human trafficking case described in subparagraph (D).

**SEC. 408. CUMULATIVE BIENNIAL REPORT ON DATA COLLECTION AND STATISTICS.**

Not later than 280 days after the date of enactment of this Act, and every 2 years thereafter, the Attorney General and the Secretary of Health and Human Services shall each submit to the Committee on the Judiciary and the Committee on Health, Education, Labor, and Pensions of the Senate and the Committee on the Judiciary and the Committee on Energy and Commerce of the House of Representatives the status of the required data collection and reporting requirements of the Attorney General and the Secretary, respectively, related to trafficking, which shall include the status of—

1           (1) the study required under section  
2           201(a)(1)(B)(ii) of the Trafficking Victims Protec-  
3           tion Reauthorization Act of 2005 (34 U.S.C.  
4           20701(a)(1)(B)(ii));

5           (2) the State reports required under section  
6           237(b) of the William Wilberforce Trafficking Vic-  
7           tims Protection Reauthorization Act of 2008 (34  
8           U.S.C. 41309(b)) to be included in the Uniform  
9           Crime Reporting Program and the National Inci-  
10          dent-Based Reporting System;

11          (3) the report required under section  
12          237(c)(1)(A) of the William Wilberforce Trafficking  
13          Victims Protection Reauthorization Act of 2008  
14          (Public Law 110–457; 122 Stat. 5084);

15          (4) the report required under section  
16          237(c)(1)(B) of the William Wilberforce Trafficking  
17          Victims Protection Reauthorization Act of 2008  
18          (Public Law 110–457; 122 Stat. 5084);

19          (5) the report required under section  
20          237(c)(1)(C) of the William Wilberforce Trafficking  
21          Victims Protection Reauthorization Act of 2008  
22          (Public Law 110–457; 122 Stat. 5084); and

23          (6) the comprehensive study required under sec-  
24          tion 237(c)(2) of the William Wilberforce Traf-



1       ficking Victims Protection Reauthorization Act of  
2       2008 (Public Law 110–457; 122 Stat. 5085).

3   **SEC. 409. FORCED LABOR REQUIREMENTS.**

4       (a) DEPARTMENT OF JUSTICE.—

5           (1) IN GENERAL.—Not later than 2 years after  
6       the date of enactment of this Act, the Attorney Gen-  
7       eral shall establish a team of not less than 10 agents  
8       within the Civil Rights Unit of the Federal Bureau  
9       of Investigation to be assigned to exclusively inves-  
10      tigate labor trafficking.

11       (2) AUTHORIZATION OF APPROPRIATIONS.—

12      There are authorized to be appropriated to carry out  
13      paragraph (1) \$2,000,000 for each of fiscal years  
14      2022 to 2027, to remain available until expended.

15      (b) DEPARTMENT OF HOMELAND SECURITY.—

16       (1) IN GENERAL.—Not later than 2 years after  
17      the date of enactment of this Act, the Secretary of  
18      Homeland Security shall establish a team of not less  
19      than 10 agents within the Center for Countering  
20      Human Trafficking of the Department of Homeland  
21      Security to be assigned to exclusively investigate  
22      labor trafficking.

23       (2) AUTHORIZATION OF APPROPRIATIONS.—

24      There are authorized to be appropriated to carry out

1 paragraph (1) \$2,000,000 for each of fiscal years  
2 2022 to 2027, to remain available until expended.

3 **SEC. 410. HOMELAND SECURITY VAP.**

4 Section 442 of the Homeland Security Act of 2002  
5 (6 U.S.C. 252) is amended by adding at the end the fol-  
6 lowing:

7 “(d) HOMELAND SECURITY INVESTIGATIONS VICTIM  
8 ASSISTANCE PROGRAM.—

9 “(1) IN GENERAL.—There is established within  
10 Homeland Security Investigations of U.S. Immigra-  
11 tion and Customs Enforcement a Victim Assistance  
12 Program.

13 “(2) FUNCTIONS.—The Victim Assistance Pro-  
14 gram established under paragraph (1) shall—

15 “(A) provide oversight, guidance, training,  
16 travel, equipment, and coordination to victim  
17 assistance personnel nationwide;

18 “(B) locate, at a minimum—

19 “(i) a forensic interview specialist and  
20 a victim assistance specialist in each office  
21 of the Special Agent in Charge of Home-  
22 land Security Investigations;

23 “(ii) a victim assistance specialist in  
24 each office of Homeland Security Inves-

1                   tigations participating in a human traf-  
2                   ficking task force;

3                   “(iii) a victim assistance specialist in  
4                   each regional attaché office of Homeland  
5                   Security Investigations; and

6                   “(iv) a victim assistance specialist in  
7                   each office of Homeland Security Inves-  
8                   tigations participating in a child sexual ex-  
9                   ploitation task force; and

10                  “(C) provide training on such topics as vic-  
11                  tims’ rights, victim-related policies, roles of fo-  
12                  rensic interviewers and victim assistance spe-  
13                  cialists, and the victim-centered approach.

14                  “(3) AUTHORIZATION OF APPROPRIATIONS.—  
15                  There is authorized to be appropriated to carry out  
16                  this subsection \$25,000,000 for each of fiscal years  
17                  2022 through 2027.”.

18 **SEC. 411. MULTIDISCIPLINARY TEAMS.**

19                  (a) AMENDMENT.—Chapter 33 of title 28, United  
20                  States Code, is amended by adding at the end the fol-  
21                  lowing:

22 **“§ 540D. Multidisciplinary teams**

23                  “(a) DEFINITION.—In this section, the term ‘child  
24                  sexual abuse investigation’ includes an investigation of  
25                  child sexual abuse material.

1 “(b) MULTIDISCIPLINARY TEAMS REQUIRED.—

2 “(1) IN GENERAL.—The Director of the Fed-  
3 eral Bureau of Investigation (referred to in this sec-  
4 tion as the ‘Director’) shall establish and maintain,  
5 except as provided in paragraph (2), multidisci-  
6 plinary teams on child sexual abuse and sex and  
7 labor trafficking investigations for the purposes  
8 specified in subsection (c).

9 “(2) CHILD ADVOCACY CENTERS.—The Direc-  
10 tor—

11 “(A) may work with local child advocacy  
12 centers to provide appropriate multidisciplinary  
13 investigations of child sexual abuse and other  
14 investigations; and

15 “(B) shall allow, facilitate, and encourage  
16 multidisciplinary teams to collaborate with ap-  
17 propriate child advocacy centers with regard to  
18 availability, provision, and use of services to  
19 and by such victims and families.

20 “(3) MEMORANDA OF UNDERSTANDING.—The  
21 Director shall seek to enter into a memorandum of  
22 understanding with a national reputable accrediting  
23 organization for children’s advocacy centers under  
24 which—

1           “(A) the children’s advocacy services of the  
2           national organization are made available to all  
3           field offices of the Federal Bureau of Investiga-  
4           tion in the continental United States; and

5           “(B) special agents and other employees of  
6           the Federal Bureau of Investigation are made  
7           aware of the existence of such memoranda and  
8           its purposes.

9           “(c) PURPOSES.—The purposes of each multidisci-  
10          plinary team maintained under subsection (b) shall be as  
11          follows:

12           “(1) To provide for the sharing of information  
13          among such team and other appropriate personnel  
14          regarding the progress of investigations into and res-  
15          olutions of incidents of child sexual abuse and sex  
16          and labor trafficking reported to or otherwise inves-  
17          tigated by the Federal Bureau of Investigation.

18           “(2) To provide for and enhance collaborative  
19          efforts among such team and other appropriate per-  
20          sonnel regarding investigations into the abuse.

21           “(3) To enhance the social services available to  
22          victims in connection with such incidents, including  
23          through the enhancement of cooperation among spe-  
24          cialists and other personnel providing such services  
25          in connection with such incidents.

1           “(4) To carry out other duties regarding the re-  
2           sponse to child sexual abuse investigations.

3           “(d) PERSONNEL.—

4           “(1) IN GENERAL.—Each multidisciplinary  
5           team maintained under subsection (b) shall be com-  
6           posed of the following:

7                   “(A) Appropriate investigative personnel.

8                   “(B) Appropriate mental health profes-  
9                   sionals.

10                  “(C) Appropriate medical personnel.

11                  “(D) Family advocacy case workers.

12                  “(E) Child advocacy center personnel.

13                  “(F) Appropriate prosecutors.

14           “(2) EXPERTISE AND TRAINING.—

15                  “(A) IN GENERAL.—Any individual as-  
16                  signed to a multidisciplinary team shall possess  
17                  such expertise, and shall undertake such train-  
18                  ing as is required to maintain such expertise, in  
19                  order to ensure that members of the team re-  
20                  main appropriately qualified to carry out the  
21                  purposes of the team under this section.

22                  “(B) REQUIREMENT.—The training and  
23                  expertise required under subparagraph (A) shall  
24                  include training and expertise on special vic-  
25                  tims’ crimes, including child sexual abuse.

1 “(e) SHARING OF INFORMATION.—

2 “(1) ACCESS TO INFORMATION.—Personnel of  
3 child advocacy centers who are assigned to work on  
4 an investigation under this section shall be granted  
5 access to the case information necessary to perform  
6 their role conducting forensic interviews, providing  
7 mental health treatment, medical care, and victim  
8 advocacy for Federal Bureau of Investigation cases.

9 “(2) SHARING INFORMATION WITH FBI.—Child  
10 advocacy centers shall provide the Federal Bureau of  
11 Investigation with forensic interview recordings and  
12 documentation, medical reports, and other case in-  
13 formation on Federal Bureau of Investigation-re-  
14 lated cases.

15 “(3) SECURITY CLEARANCES.—

16 “(A) IN GENERAL.—The Federal Bureau  
17 of Investigation shall provide security clear-  
18 ances to not more than 20 individuals who are  
19 personnel of child advocacy centers for purposes  
20 of case review by multidisciplinary teams.

21 “(B) AUTHORIZATION OF APPROPRIA-  
22 TIONS.—There is authorized to be appropriated  
23 such sums as are necessary to carry out sub-  
24 paragraph (A).

1       “(f) USE OF TEAMS.—Multidisciplinary teams re-  
 2       quired under this section shall be made available for minor  
 3       and adolescent reporting of child sexual abuse, as well as  
 4       adult reporting of child sexual abuse.

5       “(g) CASE REVIEW BY MULTIDISCIPLINARY TEAM.—  
 6       Child sexual abuse investigations shall be regularly re-  
 7       viewed by a multidisciplinary team under this section at  
 8       regularly scheduled times to—

9               “(1) share information about case progress;

10              “(2) address any investigative or prosecutorial  
 11       barriers; and

12              “(3) ensure that victims receive support and  
 13       needed treatment.

14       “(h) AVAILABILITY OF VICTIM ADVOCATES.—The  
 15       Director shall make victim advocates available to all re-  
 16       porting victims.”.

17       (b) TECHNICAL AND CONFORMING AMENDMENT.—  
 18       The table of sections for chapter 33 of title 28, United  
 19       States Code, is amended by inserting after the item relat-  
 20       ing to section 540C the following:

“540D. Multidisciplinary teams.”.

○