

118TH CONGRESS
1ST SESSION

S. 2051

AN ACT

To reauthorize the Missing Children's Assistance Act, and
for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Missing Children’s As-
3 sistance Reauthorization Act of 2023”.

4 **SEC. 2. MISSING CHILDREN’S ASSISTANCE ACT AMEND-**
5 **MENTS.**

6 (a) IN GENERAL.—

7 (1) DEFINITIONS.—Section 403 of the Missing
8 Children’s Assistance Act (34 U.S.C. 11292) is
9 amended—

10 (A) in paragraph (3), by striking “and” at
11 the end;

12 (B) in paragraph (4), by striking the pe-
13 riod at the end and inserting a semicolon; and

14 (C) by adding at the end the following:

15 “(5) the term ‘child sexual abuse material’ has
16 the meaning given the term ‘child pornography’ in
17 section 2256 of title 18, United States Code;

18 “(6) the term ‘child sexual exploitation’ means
19 the sexual victimization or abuse of a child;

20 “(7) the term ‘sexting’ means sending and re-
21 ceiving messages containing sexually explicit, nude,
22 or partially nude images by cell phone or messaging
23 application;

24 “(8) the term ‘sextortion’—

1 “(A) means sexual exploitation in which
 2 coercion, a threat, or blackmail, is used to
 3 cause a child to—

4 “(i) provide child sexual abuse mate-
 5 rial; or

6 “(ii) agree to engage in sexual activ-
 7 ity; and

8 “(B) may involve a threat to publicly dis-
 9 close nude or sexual images of a child if the
 10 child does not comply with a demand to—

11 “(i) engage in conduct described in
 12 clause (i) or (ii) of subparagraph (A); or

13 “(ii) provide financial payment; and

14 “(9) the term ‘sexually exploited child’ means a
 15 child who has been victimized by any form of sexual
 16 exploitation, including—

17 “(A) the live-streaming, production, dis-
 18 tribution, or possession of child sexual abuse
 19 material;

20 “(B) enticement for sexual abuse;

21 “(C) sexual molestation or abuse;

22 “(D) sextortion; and

23 “(E) child sex trafficking.”.

(2) DUTIES AND FUNCTIONS OF THE ADMINISTRATOR.—Section 404 of the Missing Children’s Assistance Act (34 U.S.C. 11293) is amended—

(A) in subsection (a)(6)(E), by striking “the tipline established” and inserting “the CyberTipline established”; and

(B) in subsection (b)(1)—

(i) in subparagraph (A)—

(I) in clause (i)—

(aa) by striking “hotline by which” and inserting “call center to which”; and

(bb) by striking “individuals may report” and all that follows and inserting “individuals may—

“(I) report child sexual exploitation and the location of any missing child; and

“(II) request information pertaining to procedures necessary to reunite such child with such child’s parent;”;

(II) by redesignating clause (ii) as clause (iii); and

(III) by inserting after clause (i) the following:

1 “(ii) manage the AMBER Alert Secondary
2 Distribution Program; and”;

3 (ii) in subparagraph (D), by striking
4 “with their families” and inserting “with
5 their parents”;

6 (iii) in subparagraph (F), by striking
7 “to families” and inserting “to parents”;

8 (iv) by striking subparagraph (G) and
9 inserting the following:

10 “(G) provide technical assistance and case-
11 related resources, including—

12 “(i) referrals to—

13 “(I) child-serving professionals
14 involved in helping to recover missing
15 and exploited children; and

16 “(II) law enforcement officers in
17 their efforts to identify, locate, and re-
18 cover missing and exploited children;
19 and

20 “(ii) searching public records data-
21 bases and publicly accessible open source
22 data to—

23 “(I) locate and identify potential
24 abductors and offenders involved in
25 attempted or actual abductions; and

1 “(II) identify, locate, and recover
2 abducted children;”;

3 (v) in subparagraph (H), by inserting
4 “on long-term missing child cases” after
5 “techniques to assist”;

6 (vi) by striking subparagraph (I) and
7 inserting the following:

8 “(I) provide training, technical assistance,
9 and information to—

10 “(i) nongovernmental organizations
11 with respect to procedures and resources to
12 conduct background checks on individuals
13 working with children; and

14 “(ii) law enforcement agencies with
15 respect to identifying and locating non-
16 compliant sex offenders;”;

17 (vii) in subparagraph (J), by striking
18 “with their families” and inserting “with
19 their parents”;

20 (viii) in subparagraph (K)—

21 (I) in clause (i)—

22 (aa) in the matter preceding
23 subclause (I), by striking
24 “tipline” and inserting
25 “CyberTipline”;

1 (bb) in subclause (I)—

2 (AA) in item (aa), by
3 striking “child pornography”
4 and inserting “child sexual
5 abuse material”; and

6 (BB) in item (ee), by
7 striking “extra-familial”;
8 and

9 (cc) in subclause (II)—

10 (AA) by striking
11 “tipline” and inserting
12 “CyberTipline”; and

13 (BB) by adding “and”
14 at the end;

15 (II) in clause (ii)—

16 (aa) by striking “child por-
17 nography” and inserting “child
18 sexual abuse material”;

19 (bb) by inserting “and”
20 after “other sexual crimes”; and

21 (cc) by striking “; and” at
22 the end and inserting “, includ-
23 ing by providing information on
24 legal remedies available to such
25 victims;”; and

1 (III) by striking clause (iii);
 2 (ix) by redesignating subparagraphs
 3 (L) through (O) as subparagraphs (M)
 4 through (P), respectively;
 5 (x) by inserting after subparagraph
 6 (K) the following:
 7 “(L) provide support services, consultation,
 8 and assistance to missing and sexually exploited
 9 children, parents, their families, and child-serv-
 10 ing professionals on—
 11 “(i) recovery support, including coun-
 12 seling recommendations and community
 13 support;
 14 “(ii) family and peer support;
 15 “(iii) the removal of child sexual
 16 abuse material and sexually exploitive con-
 17 tent depicting children from the internet,
 18 including by facilitating requests to pro-
 19 viders (as defined in section 2258E of title
 20 18, United States Code) to remove visual
 21 depictions of victims that—
 22 “(I) constitute or are associated
 23 with child sexual abuse material; or

1 “(II) do not constitute child sex-
 2 ual abuse material but are sexually
 3 suggestive;”;

4 (xi) in subparagraph (M), as so redes-
 5 ignated—

6 (I) in the matter preceding clause
 7 (i), by inserting “educational” before
 8 “information to families”;

9 (II) in clause (i)—

10 (aa) by striking “child ab-
 11 duction and” and inserting
 12 “missing children and child”; and

13 (bb) by adding “and” at the
 14 end; and

15 (III) by striking clauses (ii) and
 16 (iii) and inserting the following:

17 “(ii) internet safety, including tips
 18 and strategies to promote safety for chil-
 19 dren using technology (including social
 20 media) and reduce risk relating to—

21 “(I) cyberbullying;

22 “(II) child sex trafficking;

23 “(III) youth-produced child sex-
 24 ual abuse material or sexting;

25 “(IV) sextortion; and

1 “(V) online enticement;”;

2 (xii) in subparagraph (N), as so re-
 3 designated, by inserting “and preventing
 4 child sexual exploitation” after “recovering
 5 such children”;

6 (xiii) by striking subparagraph (O), as
 7 so redesignated, and inserting the fol-
 8 lowing:

9 “(O) assist the efforts of law enforcement
 10 agencies and State child welfare agencies to—

11 “(i) coordinate on the reporting, docu-
 12 mentation, and resolution of cases involv-
 13 ing children missing from a State child
 14 welfare system; and

15 “(ii) respond to foster children miss-
 16 ing from a State child welfare system;
 17 and”; and

18 (xiv) in subparagraph (P), as so re-
 19 designated, by inserting “and recovery sup-
 20 port services” after “technical assistance”.

21 (3) AUTHORIZATION OF APPROPRIATIONS.—

22 Section 409(a) of the Missing Children’s Assistance
 23 Act (34 U.S.C. 11297(a)) is amended by striking
 24 “\$40,000,000 for each of the fiscal years 2014
 25 through 2023, up to \$32,200,000” and inserting

1 “\$49,300,000 for each of fiscal years 2024 through
2 2028, up to \$41,500,000”.

3 (b) EFFECTIVE DATE.—This Act, and the amend-
4 ments made by this Act, shall take effect on October 1,
5 2023.

Passed the Senate July 26, 2023.

Attest:

Secretary.

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