

116TH CONGRESS
1ST SESSION

H. R. 1585

To reauthorize the Violence Against Women Act of 1994, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 7, 2019

Ms. BASS (for herself and Mr. FITZPATRICK) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committees on Energy and Commerce, Financial Services, Ways and Means, Education and Labor, Natural Resources, and Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To reauthorize the Violence Against Women Act of 1994,
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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Violence Against Women Reauthorization Act of 2019”.

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

Sec. 1. Short title; table of contents.

Sec. 2. Universal definitions and grant conditions.

TITLE I—ENHANCING LEGAL TOOLS TO COMBAT DOMESTIC VIOLENCE, DATING VIOLENCE, SEXUAL ASSAULT, AND STALKING

- Sec. 101. STOP grants.
- Sec. 102. Grants to improve the criminal justice response.
- Sec. 103. Legal assistance for victims.
- Sec. 104. Grants to support families in the justice system.
- Sec. 105. Outreach and services to underserved populations grants.
- Sec. 106. Criminal provisions.
- Sec. 107. Rape survivor child custody.

TITLE II—IMPROVING SERVICES FOR VICTIMS

- Sec. 201. Sexual Assault Services Program.
- Sec. 202. Rural domestic violence, dating violence, sexual assault, stalking, and child abuse enforcement assistance program.
- Sec. 203. Training and services to end violence against people with disabilities.
- Sec. 204. Training and services to end abuse in later life.

TITLE III—SERVICES, PROTECTION, AND JUSTICE FOR YOUNG VICTIMS

- Sec. 301. Rape prevention and education grant.
- Sec. 302. Creating hope through outreach, options, services, and education (CHOOSE) for children and youth.
- Sec. 303. Grants to combat violent crimes on campuses.
- Sec. 304. Combat online predators.

TITLE IV—VIOLENCE REDUCTION PRACTICES

- Sec. 401. Study conducted by the Centers for Disease Control and Prevention.
- Sec. 402. Saving Money and Reducing Tragedies (SMART) through Prevention grants.

TITLE V—STRENGTHENING THE HEALTHCARE SYSTEMS RESPONSE

- Sec. 501. Grants to strengthen the healthcare systems response to domestic violence, dating violence, sexual assault, and stalking.

TITLE VI—SAFE HOMES FOR VICTIMS

- Sec. 601. Housing protections for victims of domestic violence, dating violence, sexual assault, and stalking.
- Sec. 602. Ensuring compliance and implementation; prohibiting retaliation against victims.
- Sec. 603. Protecting the right to report crime from one's home.
- Sec. 604. Transitional housing assistance grants for victims of domestic violence, dating violence, sexual assault, or stalking.
- Sec. 605. Addressing the housing needs of victims of domestic violence, dating violence, sexual assault, and stalking.
- Sec. 606. United States Housing Act of 1937 amendments.

TITLE VII—ECONOMIC SECURITY FOR VICTIMS

- Sec. 701. Findings.
- Sec. 702. National Resource Center on workplace responses to assist victims of domestic and sexual violence.

- Sec. 703. Entitlement to unemployment compensation for victims of sexual and other harassment and survivors of domestic violence, dating violence, sexual assault, or stalking.
- Sec. 704. Study and reports on barriers to survivors' economic security access.
- Sec. 705. GAO Study.
- Sec. 706. Education and information programs for survivors.
- Sec. 707. Severability.

TITLE VIII—HOMICIDE REDUCTION INITIATIVES

- Sec. 801. Prohibiting persons convicted of misdemeanor crimes against dating partners and persons subject to protection orders.
- Sec. 802. Prohibiting stalkers and individuals subject to court order from possessing a firearm.

TITLE IX—SAFETY FOR INDIAN WOMEN

- Sec. 901. Findings and purposes.
- Sec. 902. Authorizing funding for the tribal access program.
- Sec. 903. Tribal jurisdiction over crimes of domestic violence, dating violence, sexual violence, sex trafficking, stalking, and violence against law enforcement officers.

TITLE X—OFFICE ON VIOLENCE AGAINST WOMEN

- Sec. 1001. Establishment of Office on Violence Against Women.

TITLE XI—IMPROVING CONDITIONS FOR WOMEN IN FEDERAL CUSTODY

- Sec. 1101. Improving the treatment of primary caretaker parents and other individuals in Federal prisons.
- Sec. 1102. Public health and safety of women.

TITLE XII—LAW ENFORCEMENT TOOLS TO ENHANCE PUBLIC SAFETY

- Sec. 1201. Notification to law enforcement agencies of prohibited purchase or attempted purchase of a firearm.
- Sec. 1202. Reporting of background check denials to State, local, and tribal authorities.
- Sec. 1203. Special assistant U.S. attorneys and cross-deputized attorneys.

TITLE XIII—CLOSING THE LAW ENFORCEMENT CONSENT LOOPHOLE

- Sec. 1301. Short title.
- Sec. 1302. Prohibition on engaging in sexual acts while acting under color of law.
- Sec. 1303. Incentives for States.
- Sec. 1304. Reports to Congress.
- Sec. 1305. Definition.

TITLE XIV—OTHER MATTERS

- Sec. 1401. National stalker and domestic violence reduction.
- Sec. 1402. Federal victim assistants reauthorization.

- Sec. 1403. Child abuse training programs for judicial personnel and practitioners reauthorization.
- Sec. 1404. Sex offender management.
- Sec. 1405. Court-appointed special advocate program.
- Sec. 1406. Rape kit backlog.
- Sec. 1407. Sexual assault forensic exam program grants.

1 **SEC. 2. UNIVERSAL DEFINITIONS AND GRANT CONDITIONS.**

2 Section 40002 of the Violence Against Women Act
3 of 1994 (34 U.S.C. 12291) is amended—

4 (1) in subsection (a)—

5 (A) by striking “In this title” and insert-
6 ing “In this title, including for the purpose of
7 grants authorized under this Act,”;

8 (B) by redesignating paragraphs (34)
9 through paragraph (45) as paragraphs (41)
10 through (52);

11 (C) by inserting after paragraph (33) the
12 following:

13 “(39) INTERNET ENABLED DEVICE.—The term
14 ‘internet enabled device’ means devices that have a
15 connection the Internet, send and receive informa-
16 tion and data, and maybe accessed via mobile device
17 technology, video technology, or computer tech-
18 nology, away from the location where the device is
19 installed, and may include home automation sys-
20 tems, door locks, and thermostats.

21 “(40) TECHNOLOGICAL ABUSE.—The term
22 ‘technological abuse’ means behavior intended to

1 harm, threaten, intimidate, control, stalk, harass,
2 impersonate, or monitor, except as otherwise per-
3 mitted by law, another person, that occurs using the
4 Internet, internet enabled devices, social networking
5 sites, computers, mobile devices, cellular telephones,
6 apps, location tracking devices, instant messages,
7 text messages, or other forms of technology. Techno-
8 logical abuse may include—

9 “(A) unwanted, repeated telephone calls,
10 text messages, instant messages, or social
11 media posts;

12 “(B) non-consensual accessing e-mail ac-
13 counts, texts or instant messaging accounts, so-
14 cial networking accounts, or cellular telephone
15 logs;

16 “(C) controlling or restricting a person’s
17 ability to access technology with the intent to
18 isolate them from support and social connec-
19 tion;

20 “(D) using tracking devices or location
21 tracking software for the purpose of monitoring
22 or stalking another person’s location;

23 “(E) impersonating a person (including
24 through the use of spoofing technology in photo
25 or video or the creation of accounts under a

1 false name) with the intent to deceive or cause
2 harm; or

3 “(F) sharing or urging or compelling the
4 sharing of another person’s private information,
5 photographs, or videos without their consent.”;

6 (D) in paragraph (19)(B), by striking
7 “and probation” and inserting “probation, and
8 vacatur or expungement”;

9 (E) by redesignating paragraphs (13)
10 through (33) as paragraphs (18) through (38);

11 (F) by striking paragraph (11) and insert-
12 ing the following:

13 “(13) DIGITAL SERVICES.—The term ‘digital
14 services’ means services, resources, information, sup-
15 port or referrals provided through electronic commu-
16 nications platforms and media, whether via mobile
17 device technology, video technology, or computer
18 technology, including utilizing the internet, as well
19 as any other emerging communications technologies
20 that are appropriate for the purposes of providing
21 services, resources, information, support, or referrals
22 for the benefit of victims of domestic violence, dating
23 violence, sexual assault, or stalking.

24 “(14) ECONOMIC ABUSE.—The term ‘economic
25 abuse’, in the context of domestic violence, dating vi-

1 olence, and abuse in later life, means behavior that
2 is coercive, deceptive, or unreasonably controls or re-
3 strains a person’s ability to acquire, use, or maintain
4 economic resources to which they are entitled, in-
5 cluding using coercion, fraud, or manipulation to—

6 “(A) restrict a person’s access to money,
7 assets, credit, or financial information;

8 “(B) unfairly use a person’s personal eco-
9 nomic resources, including money, assets, and
10 credit, for one’s own advantage; or

11 “(C) exert undue influence over a person’s
12 financial and economic behavior or decisions,
13 including forcing default on joint or other fi-
14 nancial obligations, exploiting powers of attor-
15 ney, guardianship, or conservatorship, or failing
16 or neglecting to act in the best interests of a
17 person to whom one has a fiduciary duty.

18 “(15) ELDER ABUSE.—The term ‘elder abuse’
19 has the meaning given that term in section 2 of the
20 Elder Abuse Prevention and Prosecution Act. The
21 terms ‘abuse’, ‘elder’, and ‘exploitation’ have the
22 meanings given those terms in section 2011 of the
23 Social Security Act (42 U.S.C. 1397j).

24 “(16) FORCED MARRIAGE.—The term ‘forced
25 marriage’ means a marriage to which one or both

1 parties do not or cannot consent, and in which one
2 or more elements of force, fraud, or coercion is
3 present. Forced marriage can be both a cause and
4 a consequence of domestic violence, dating violence,
5 sexual assault or stalking.

6 “(17) HOMELESS.—The term ‘homeless’ has
7 the meaning given such term in section 41403(6).”;

8 (G) by redesignating paragraphs (9) and

9 (10) as paragraphs (11) and (12), respectively;

10 (H) by amending paragraph (8) to read as

11 follows:

12 “(10) DOMESTIC VIOLENCE.—The term ‘domes-
13 tic violence’ means a pattern of behavior involving
14 the use or attempted use of physical, sexual, verbal,
15 emotional, economic, or technological abuse or any
16 other coercive behavior committed, enabled, or solie-
17 ited to gain or maintain power and control over a
18 victim, by a person who—

19 “(A) is a current or former spouse or dat-
20 ing partner of the victim, or other person simi-
21 larly situated to a spouse of the victim under
22 the family or domestic violence laws of the ju-
23 risdiction;

24 “(B) is cohabitating with or has
25 cohabitated with the victim as a spouse or dat-

1 ing partner, or other person similarly situated
2 to a spouse of the victim under the family or
3 domestic violence laws of the jurisdiction;

4 “(C) shares a child in common with the
5 victim;

6 “(D) is an adult family member of, or paid
7 or nonpaid caregiver for, a victim aged 50 or
8 older or an adult victim with disabilities; or

9 “(E) commits acts against a youth or adult
10 victim who is protected from those acts under
11 the family or domestic violence laws of the ju-
12 risdiction.”;

13 (I) by redesignating paragraphs (6) and
14 (7) as paragraphs (8) and (9), respectively;

15 (J) by amending paragraph (5) to read as
16 follows:

17 “(7) COURT-BASED AND COURT-RELATED PER-
18 SONNEL.—The term ‘court-based personnel’ and
19 ‘court-related personnel’ means persons working in
20 the court, whether paid or volunteer, including—

21 “(A) clerks, special masters, domestic rela-
22 tions officers, administrators, mediators, cus-
23 tody evaluators, guardians ad litem, lawyers,
24 negotiators, probation, parole, interpreters, vic-
25 tim assistants, victim advocates, and judicial,

1 administrative, or any other professionals or
2 personnel similarly involved in the legal process;

3 “(B) court security personnel;

4 “(C) personnel working in related, supple-
5 mentary offices or programs (such as child sup-
6 port enforcement); and

7 “(D) any other court-based or community-
8 based personnel having responsibilities or au-
9 thority to address domestic violence, dating vio-
10 lence, sexual assault, or stalking in the court
11 system.”;

12 (K) by redesignating paragraphs (2)
13 through (4) as paragraphs (4) through (6) re-
14 spectively;

15 (L) by inserting after paragraph (1) the
16 following:

17 “(3) ALTERNATIVE JUSTICE RESPONSE.—The
18 term ‘alternative justice response’ means a process,
19 whether court-ordered or community-based, that—

20 “(A) involves, on a voluntary basis, and to
21 the extent possible, those who have committed
22 a specific offense and those who have been
23 harmed as a result of the offense;

24 “(B) has the goal of collectively seeking ac-
25 countability from the accused, and developing a

1 process whereby the accused will take responsi-
2 bility for his or her actions, and a plan for pro-
3 viding relief to those harmed, through allocu-
4 tion, restitution, community service, or other
5 processes upon which the victim, the accused,
6 the community, and the court (if court-ordered)
7 can agree;

8 “(C) is conducted in a framework that pro-
9 tects victim safety and supports victim auton-
10 omy; and

11 “(D) provides that information disclosed
12 during such process may not be used for any
13 other law enforcement purpose, including im-
14 peachment or prosecution, without the express
15 permission of all participants.”;

16 (M) by redesignating paragraph (1) as
17 paragraph (2); and

18 (N) by inserting before paragraph (2) (as
19 redesignated in subparagraph (O) of this para-
20 graph) the following:

21 “(1) ABUSE IN LATER LIFE.—The term ‘abuse
22 in later life’ means neglect, abandonment, domestic
23 violence, dating violence, sexual assault, or stalking
24 of an adult over the age of 50 by any person, or eco-
25 nomic abuse of that adult by a person in an ongoing,

1 relationship of trust with the victim. Self-neglect is
2 not included in this definition.”; and

3 (2) in subsection (b)—

4 (A) in paragraph (2)—

5 (i) by redesignating subparagraphs
6 (F) and (G) as subparagraphs (H) and (I);

7 (ii) by inserting after subparagraph
8 (E) the following:

9 “(G) DEATH OF THE PARTY WHOSE PRI-
10 VACY HAD BEEN PROTECTED.—In the event of
11 the death of any victim whose confidentiality
12 and privacy is required to be protected under
13 this subsection, such requirement shall continue
14 to apply, and the right to authorize release of
15 any confidential or protected information is be
16 vested in the next of kin, except that consent
17 for release of the deceased victim’s information
18 may not be given by a person who had per-
19 petrated abuse against the deceased victim.”;

20 (iii) by redesignating subparagraphs
21 (D) through (E) as subparagraphs (E)

22 through (F); and

23 (iv) by inserting after subparagraph
24 (C) the following:

1 “(D) USE OF TECHNOLOGY.—Grantees
2 and subgrantees may use telephone, internet,
3 and other technologies to protect the privacy,
4 location and help-seeking activities of victims
5 using services. Such technologies may include—

6 “(i) software, apps or hardware that
7 block caller ID or conceal IP addresses, in-
8 cluding instances in which victims use dig-
9 ital services; or

10 “(ii) technologies or protocols that in-
11 hibit or prevent a perpetrator’s attempts to
12 use technology or social media to threaten,
13 harass or harm the victim, the victim’s
14 family, friends, neighbors or co-workers, or
15 the program providing services to them.”;

16 (B) in paragraph (3), by inserting after
17 “designed to reduce or eliminate domestic vio-
18 lence, dating violence, sexual assault, and stalk-
19 ing” the following: “provided that the confiden-
20 tiality and privacy requirements of this title are
21 maintained, and that personally identifying in-
22 formation about adult, youth, and child victims
23 of domestic violence, dating violence, sexual as-
24 sault and stalking is not requested or included

1 in any such collaboration or information-shar-
2 ing”;

3 (C) in paragraph (6), by adding at the end
4 the following: “However, such disbursing agen-
5 cies must ensure that the confidentiality and
6 privacy requirements of this title are main-
7 tained in making such reports, and that person-
8 ally identifying information about adult, youth
9 and child victims of domestic violence, dating
10 violence, sexual assault and stalking is not re-
11 quested or included in any such reports.”;

12 (D) in paragraph (11), by adding at the
13 end the following: “The Office on Violence
14 Against Women shall make all technical assist-
15 ance available as broadly as possible to any ap-
16 propriate grantees, subgrantees, potential
17 grantees, or other entities without regard to
18 whether the entity has received funding from
19 the Office on Violence Against Women for a
20 particular program or project.”;

21 (E) in paragraph (13)—

22 (i) in subparagraph (A), by inserting
23 after “the Violence Against Women Reau-
24 thorization Act of 2013” the following:
25 “(Public Law 113–4; 127 Stat. 54)”;

1 (ii) in subparagraph (C), by striking
2 “section 3789d of title 42, United States
3 Code” and inserting “section 809 of title I
4 of the Omnibus Crime Control and Safe
5 Streets Act of 1968 (34 U.S.C. 10228)”;

6 (F) in paragraph (14), by inserting after
7 “are also victims of” the following: “forced
8 marriage, or”; and

9 (G) in paragraph (16)(C)(i), by striking
10 “\$20,000 in Department funds, unless the Dep-
11 uty Attorney General” and inserting “\$100,000
12 in Department funds, unless the Director or
13 Principal Deputy Director of the Office on Vio-
14 lence Against Women, the Deputy Attorney
15 General,”.

16 **TITLE I—ENHANCING LEGAL**
17 **TOOLS TO COMBAT DOMES-**
18 **TIC VIOLENCE, DATING VIO-**
19 **LENCE, SEXUAL ASSAULT,**
20 **AND STALKING**

21 **SEC. 101. STOP GRANTS.**

22 (a) IN GENERAL.—Part T of title I of the Omnibus
23 Crime Control and Safe Streets Act of 1968 (34 U.S.C.
24 10441 et seq.) is amended—

25 (1) in section 2001(b)—

1 (A) in paragraph (3), by inserting before
2 the semicolon at the end the following: “includ-
3 ing implementation of the nondiscrimination re-
4 quirements in section 40002(b)(13) of the Vio-
5 lence Against Women Act of 1994”;

6 (B) in paragraph (9)—

7 (i) by striking “older and disabled
8 women” and inserting “people 50 years of
9 age or over and people with disabilities”;
10 and

11 (ii) by striking “older and disabled in-
12 dividuals” and inserting “people”;

13 (C) in paragraph (19), by striking “and”
14 at the end;

15 (D) in paragraph (20), by striking the pe-
16 riod at the end and inserting “; and”; and

17 (E) by inserting after paragraph (20), the
18 following:

19 “(21) developing and implementing laws, poli-
20 cies, procedures, or training to ensure the lawful re-
21 covery and storage of any dangerous weapon by the
22 appropriate law enforcement agency from an adju-
23 dicated perpetrator of any offense of domestic vio-
24 lence, dating violence, sexual assault, or stalking,
25 and the return of such weapon when appropriate,

1 where any Federal, State, tribal, or local court
2 has—

3 “(A)(i) issued protective or other restrain-
4 ing orders against such a perpetrator; or

5 “(ii) found such a perpetrator to be guilty
6 of misdemeanor or felony crimes of domestic vi-
7 olence, dating violence, sexual assault, or stalk-
8 ing; and

9 “(B) ordered the perpetrator to relinquish
10 dangerous weapons that the perpetrator pos-
11 sesses or has used in the commission of at least
12 one of the aforementioned crimes.

13 Policies, procedures, protocols, laws, regulations, or
14 training under this section shall include the safest
15 means of recovery of, and best practices for storage
16 of, relinquished and recovered dangerous weapons
17 and their return, when applicable, at such time as
18 the individual is no longer prohibited from pos-
19 sessed such weapons under Federal, State, or Trib-
20 al law, or posted local ordinances.”;

21 (2) in section 2007—

22 (A) in subsection (d)—

23 (i) by redesignating paragraphs (5)
24 and (6) as paragraphs (7) and (8), respec-
25 tively; and

1 (ii) by inserting after paragraph (4)
2 the following:

3 “(5) proof of compliance with the requirements
4 regarding protocols to strongly discourage compel-
5 ling victim testimony, described in section 2017;

6 “(6) proof of compliance with the requirements
7 regarding civil rights under section 40002(b)(13) of
8 the Violent Crime Control and Law Enforcement
9 Act of 1994;”;

10 (B) in subsection (i)—

11 (i) in paragraph (1), by inserting be-
12 fore the semicolon at the end the following:

13 “and the requirements under section
14 40002(b) of the Violent Crime Control and
15 Law Enforcement Act of 1994 (34 U.S.C.
16 12291(b))”; and

17 (ii) in paragraph (2)(C)(iv), by insert-
18 ing after “ethnicity,” the following: “sexual
19 orientation, gender identity,”; and

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

21 “(k) REVIEWS FOR COMPLIANCE WITH NON-
22 DISCRIMINATION REQUIREMENTS.—

23 “(1) IN GENERAL.—If allegations of discrimina-
24 tion in violation of section 40002(b)(13)(A) of the
25 Violence Against Women Act of 1994 (34 U.S.C.

1 12291(b)(13)(A)) by a potential grantee under this
2 part have been made to the Attorney General, the
3 Attorney General shall, prior to awarding a grant
4 under this part to such potential grantee, conduct a
5 review of the compliance of the potential grantee
6 with such section.

7 “(2) ESTABLISHMENT OF RULE.—Not later
8 than 1 year after the date of enactment of the Vio-
9 lence Against Women Reauthorization Act of 2019,
10 the Attorney General shall by rule establish proce-
11 dures for such a review.

12 “(3) ANNUAL REPORT.—Beginning on the date
13 that is 1 year after the date of enactment of the Vio-
14 lence Against Women Reauthorization Act of 2019,
15 the Attorney General shall report to the Committees
16 on the Judiciary of the Senate and of the House of
17 Representatives regarding compliance with section
18 40002(b)(13)(A) of the Violence Against Women Act
19 of 1994 (34 U.S.C. 12291(b)(13)(A)) by recipients
20 of grants under this part.”; and

21 (3) by adding at the end the following:

22 **“SEC. 2017. GRANT ELIGIBILITY REGARDING COMPELLING**
23 **VICTIM TESTIMONY.**

24 “In order to be eligible for a grant under this part,
25 a State, Indian tribal government, territorial government,

1 or unit of local government shall certify that, not later
2 than 3 years after the date of enactment of this section,
3 their laws, policies, or practices will include a detailed pro-
4 tocol to discourage the use of bench warrants, material
5 witness warrants, perjury charges, or other means of com-
6 pelling victim-witness testimony in the investigation, pros-
7 ecution, trial, or sentencing of a crime related to the do-
8 mestic violence, sexual assault, dating violence or stalking
9 of the victim.”.

10 (b) **AUTHORIZATION OF APPROPRIATIONS.**—Section
11 1001(a)(18) of the Omnibus Crime Control and Safe
12 Streets Act of 1968 (34 U.S.C. 10261(a)(18)) is amended
13 by striking “2014 through 2018” and inserting “2020
14 through 2024”.

15 **SEC. 102. GRANTS TO IMPROVE THE CRIMINAL JUSTICE RE-**
16 **SPONSE.**

17 (a) **IN GENERAL.**—Section 2101 of the Omnibus
18 Crime Control and Safe Streets Act of 1968 (34 U.S.C.
19 10461) is amended—

20 (1) by striking subsection (a) and inserting the
21 following:

22 “(a) **GENERAL PROGRAM PURPOSE.**—The purpose of
23 this part is to assist States, State and local courts (includ-
24 ing juvenile courts), Indian tribal governments, tribal
25 courts, and units of local government to develop and

1 strengthen effective law enforcement and prosecution
2 strategies to combat violent crimes against women, and
3 to develop and strengthen victim services in cases involv-
4 ing violent crimes against women.”;

5 (2) in subsection (b)—

6 (A) in paragraph (1), by striking
7 “proarrest” and inserting “offender account-
8 ability and homicide reduction”;

9 (B) in paragraph (8)—

10 (i) by striking “older individuals (as
11 defined in section 102 of the Older Ameri-
12 cans Act of 1965 (42 U.S.C. 3002))” and
13 inserting “people 50 years of age or over”;
14 and

15 (ii) by striking “individuals with dis-
16 abilities (as defined in section 3(2) of the
17 Americans with Disabilities Act of 1990
18 (42 U.S.C. 12102(2)))” and inserting
19 “people with disabilities (as defined in the
20 Americans with Disabilities Act of 1990
21 (42 U.S.C. 12102))”;

22 (C) in paragraph (19), by inserting before
23 the period at the end the following “, including
24 victims among underserved populations (as de-

1 fined in section 40002(a)(46) of the Violence
2 Against Women Act of 1994”); and

3 (D) by adding at the end the following:

4 “(23) To develop and implement an alternative
5 justice response (as such term is defined in section
6 40002(a) of the Violence Against Women Act of
7 1994).

8 “(24) To develop and implement policies, proce-
9 dures, protocols, laws, regulations, or training to en-
10 sure the lawful recovery and storage of any dan-
11 gerous weapon by the appropriate law enforcement
12 agency from an adjudicated perpetrator of any of-
13 fense of domestic violence, dating violence, sexual as-
14 sault, or stalking, and the return of such weapon
15 when appropriate, where any Federal, State, tribal,
16 or local court has—

17 “(A)(i) issued protective or other restrain-
18 ing orders against such a perpetrator; or

19 “(ii) found such a perpetrator to be guilty
20 of misdemeanor or felony crimes of domestic vi-
21 olence, dating violence, sexual assault, or stalk-
22 ing; and

23 “(B) ordered the perpetrator to relinquish
24 dangerous weapons that the perpetrator pos-

1 sesses or has used in the commission of at least
2 one of the aforementioned crimes.

3 Policies, procedures, protocols, laws, regulations, or
4 training under this section shall include the safest
5 means of recovery of and best practices for storage
6 of relinquished and recovered dangerous weapons
7 and their return, when applicable, at such time as
8 the persons are no longer prohibited from possessing
9 such weapons under Federal, State, Tribal or munic-
10 ipal law.”; and

11 (3) in subsection (c)(1)—

12 (A) in subparagraph (A)—

13 (i) in clause (i), by striking “encour-
14 age or mandate arrests of domestic vio-
15 lence offenders” and inserting “encourage
16 arrests of offenders”; and

17 (ii) in clause (ii), by striking “encour-
18 age or mandate arrest of domestic violence
19 offenders” and inserting “encourage arrest
20 of offenders”; and

21 (B) by inserting after subparagraph (E)

22 the following:

23 “(F) certify that, not later than 3 years
24 after the date of the enactment of this subpara-
25 graph, their laws, policies, or practices will in-

1 clude a detailed protocol to strongly discourage
2 the use of bench warrants, material witness
3 warrants, perjury charges, or other means of
4 compelling victim-witness testimony in the in-
5 vestigation, prosecution, trial, or sentencing of
6 a crime related to the domestic violence, sexual
7 assault, dating violence or stalking of the vic-
8 tim.”.

9 (b) **AUTHORIZATION OF APPROPRIATIONS.**—Section
10 1001(a)(19) of the Omnibus Crime Control and Safe
11 Streets Act of 1968 (34 U.S.C. 10261(a)(19)) is amended
12 by striking “2014 through 2018” and inserting “2020
13 through 2024”.

14 **SEC. 103. LEGAL ASSISTANCE FOR VICTIMS.**

15 Section 1201 of division B of the Victims of Traf-
16 ficking and Violence Protection Act of 2000 (34 U.S.C.
17 20121) is amended—

18 (1) in subsection (a), by inserting after “no cost
19 to the victims” the following: “. When legal assist-
20 ance to a dependent is necessary for the safety of a
21 victim, such assistance may be provided.”;

22 (2) in subsection (c)—

23 (A) in paragraph (1), by inserting after
24 “stalking, and sexual assault” the following: “,

1 or for dependents when necessary for the safety
2 of a victim”;

3 (B) in paragraph (2), by inserting after
4 “stalking, and sexual assault” the following: “,
5 or for dependents when necessary for the safety
6 of a victim,” and

7 (C) in paragraph (3), by inserting after
8 “sexual assault, or stalking” the following: “, or
9 for dependents when necessary for the safety of
10 a victim,”; and

11 (3) in subsection (f)(1), by striking “2014
12 through 2018” and inserting “2020 through 2024”.

13 **SEC. 104. GRANTS TO SUPPORT FAMILIES IN THE JUSTICE**
14 **SYSTEM.**

15 Section 1301 of division B of the Victims of Traf-
16 ficking and Violence Protection Act of 2000 (34 U.S.C.
17 12464) is amended—

18 (1) in subsection (b)—

19 (A) in paragraph (7), by striking “and” at
20 the end;

21 (B) in paragraph (8)—

22 (i) by striking “to improve” and in-
23 serting “improve”; and

24 (ii) by striking the period at the end
25 and inserting a semicolon; and

1 (C) by inserting after paragraph (8) the
2 following:

3 “(9) develop and implement an alternative jus-
4 tice response (as such term is defined in section
5 40002(a) of the Violence Against Women Act of
6 1994); and

7 “(10) develop and implement laws, policies, pro-
8 cedures, or training to ensure the lawful recovery
9 and storage of any dangerous weapon by the appro-
10 priate law enforcement agency from an adjudicated
11 perpetrator of any offense of domestic violence, dat-
12 ing violence, sexual assault, or stalking, and the re-
13 turn of such weapon when appropriate, where any
14 Federal, State, tribal, or local court has—

15 “(A)(i) issued protective or other restrain-
16 ing orders against such a perpetrator; or

17 “(ii) found such a perpetrator to be guilty
18 of misdemeanor or felony crimes of domestic vi-
19 olence, dating violence, sexual assault, or stalk-
20 ing; and

21 “(B) ordered the perpetrator to relinquish
22 dangerous weapons that the perpetrator pos-
23 sesses or has used in the commission of at least
24 one of the aforementioned crimes.

1 Policies, procedures, protocols, laws, regulations, or
2 training under this section shall include the safest
3 means of recovery of, and best practices for storage
4 of, relinquished and recovered dangerous weapons
5 and their return, when applicable, at such time as
6 the individual is no longer prohibited from pos-
7 sessing such weapons under Federal, State, or Trib-
8 al law, or posted local ordinances.”; and

9 (2) in subsection (e), by striking “2014 through
10 2018” and inserting “2020 through 2024”.

11 **SEC. 105. OUTREACH AND SERVICES TO UNDERSERVED**
12 **POPULATIONS GRANTS.**

13 Section 120(h) of the Violence Against Women and
14 Department of Justice Reauthorization Act of 2005 (34
15 U.S.C. 20123(h)) is amended by striking “2014 through
16 2018” and inserting “2020 through 2024”.

17 **SEC. 106. CRIMINAL PROVISIONS.**

18 Section 2265 of title 18, United States Code, is
19 amended—

20 (1) in subsection (d)(3)—

21 (A) by striking “restraining order or in-
22 junction,”; and

23 (B) by adding at the end the following:

24 “The prohibition under this paragraph applies
25 to all protection orders for the protection of a

1 person residing within a State, territorial, or
2 tribal jurisdiction, whether or not the protection
3 order was issued by that State, territory, or
4 Tribe.”; and

5 (2) in subsection (e), by adding at the end the
6 following: “This applies to all Alaska tribes without
7 respect to ‘Indian country’ or the population of the
8 Native village associated with the Tribe.”.

9 **SEC. 107. RAPE SURVIVOR CHILD CUSTODY.**

10 Section 409 of the Justice for Victims of Trafficking
11 Act of 2015 (34 U.S.C. 21308) is amended by striking
12 “2015 through 2019” and inserting “2020 through
13 2024”.

14 **TITLE II—IMPROVING SERVICES**
15 **FOR VICTIMS**

16 **SEC. 201. SEXUAL ASSAULT SERVICES PROGRAM.**

17 Section 41601(f)(1) of the Violent Crime Control and
18 Law Enforcement Act of 1994 (34 U.S.C. 12511(f)(1))
19 is amended by striking “2014 through 2018” and insert-
20 ing “2020 through 2024”.

1 **SEC. 202. RURAL DOMESTIC VIOLENCE, DATING VIOLENCE,**
2 **SEXUAL ASSAULT, STALKING, AND CHILD**
3 **ABUSE ENFORCEMENT ASSISTANCE PRO-**
4 **GRAM.**

5 Section 40295 of the Violent Crime Control and Law
6 Enforcement Act of 1994 (34 U.S.C. 12341) is amend-
7 ed—

8 (1) in subsection (a)(3), by striking “women”
9 and inserting “adults, youth,”; and

10 (2) in subsection (e)(1), by striking “2014
11 through 2018” and inserting “2020 through 2024”.

12 **SEC. 203. TRAINING AND SERVICES TO END VIOLENCE**
13 **AGAINST PEOPLE WITH DISABILITIES.**

14 Section 1402 of division B of the Victims of Traf-
15 ficking and Violence Protection Act of 2000 (34 U.S.C.
16 20122) is amended—

17 (1) in the heading, by striking “**WOMEN**” and
18 inserting “**PEOPLE**”;

19 (2) in subsection (a), by striking “individuals”
20 each place it appears and inserting “people”;

21 (3) in subsection (b)—

22 (A) by striking “disabled individuals” each
23 place it appears and inserting “people with dis-
24 abilities”;

1 (B) in paragraph (3), by inserting after
 2 “law enforcement” the following: “and other
 3 first responders”; and

4 (C) in paragraph (8), by striking “pro-
 5 viding advocacy and intervention services with-
 6 in” and inserting “to enhance the capacity of”;

7 (4) in subsection (c), by striking “disabled indi-
 8 viduals” and inserting “people with disabilities”; and
 9 (5) in subsection (e), by striking “2014 through
 10 2018” and inserting “2020 through 2024”.

11 **SEC. 204. TRAINING AND SERVICES TO END ABUSE IN**
 12 **LATER LIFE.**

13 Section 40801 of the Violent Crime Control and Law
 14 Enforcement Act of 1994 (34 U.S.C. 12421)—

15 (1) in the heading, by striking “**ENHANCED**
 16 **TRAINING**” and inserting “**TRAINING**”;

17 (2) by striking subsection “(a) DEFINITIONS.—
 18 In this section—” and all that follows through para-
 19 graph (1) of subsection (b) and inserting the fol-
 20 lowing: “The Attorney General shall make grants to
 21 eligible entities in accordance with the following.”;

22 (3) by redesignating paragraphs (2) through
 23 (5) of subsection (b) as paragraphs (1) through (4);

24 (4) in paragraph (1) (as redesignated by para-
 25 graph (3) of this subsection)—

1 (A) by striking “, including domestic vio-
2 lence, dating violence, sexual assault, stalking,
3 exploitation, and neglect” each place it appears;

4 (B) in subparagraph (A)—

5 (i) in clause (i), by inserting after
6 “elder abuse” the following: “and abuse in
7 later life”;

8 (ii) in clauses (ii) and (iii), by insert-
9 ing after “victims of” the following: “elder
10 abuse and”; and

11 (iii) in clause (iv), by striking “advo-
12 cates, victim service providers, and courts
13 to better serve victims of abuse in later
14 life” and inserting “leaders, victim advo-
15 cates, victim service providers, courts, and
16 first responders to better serve older vic-
17 tims”;

18 (C) in subparagraph (B)—

19 (i) in clause (i), by striking “or other
20 community-based organizations in recog-
21 nizing and addressing instances of abuse in
22 later life” and inserting “community-based
23 organizations, or other professionals who
24 may identify or respond to abuse in later
25 life”; and

1 (ii) in clause (ii), by inserting after
2 “victims of” the following: “elder abuse
3 and”; and

4 (D) in subparagraph (D), by striking “sub-
5 paragraph (B)(ii)” and inserting “paragraph
6 (2)(B)”;

7 (5) in paragraph (2) (as redesignated by para-
8 graph (3))—

9 (A) in subparagraph (A), by striking “over
10 50 years of age” and inserting “50 years of age
11 or over”; and

12 (B) in subparagraph (B), by striking “in
13 later life” and inserting “50 years of age or
14 over”; and

15 (6) in paragraph (4) (as redesignated by para-
16 graph (3)), by striking “2014 through 2018” and
17 inserting “2020 through 2024”.

18 **TITLE III—SERVICES, PROTEC-**
19 **TION, AND JUSTICE FOR**
20 **YOUNG VICTIMS**

21 **SEC. 301. RAPE PREVENTION AND EDUCATION GRANT.**

22 Section 393A of the Public Health Service Act (42
23 U.S.C. 280b–1b) is amended—

24 (1) in subsection (a)—

1 (A) in paragraph (2), by inserting before
2 the semicolon at the end the following “or dig-
3 ital services (as such term is defined in section
4 40002(a) of the Violence Against Women Act of
5 1994)”;

6 (B) in paragraph (7), by striking “sexual
7 assault” and inserting “sexual violence, sexual
8 assault, and sexual harassment”;

9 (2) in subsection (b), by striking “Indian trib-
10 al” and inserting “Indian Tribal”; and

11 (3) in subsection (c)—

12 (A) in paragraph (1), by striking
13 “\$50,000,000 for each of fiscal years 2014
14 through 2018” and inserting “\$150,000,000
15 for each of fiscal years 2020 through 2024”;
16 and

17 (B) in paragraph (3), by adding at the end
18 the following: “Not less than 80 percent of the
19 total amount made available under this sub-
20 section in each fiscal year shall be awarded in
21 accordance with this paragraph.”.

1 **SEC. 302. CREATING HOPE THROUGH OUTREACH, OPTIONS,**
2 **SERVICES, AND EDUCATION (CHOOSE) FOR**
3 **CHILDREN AND YOUTH.**

4 Section 41201 of the Violent Crime Control and Law
5 Enforcement Act of 1994 (34 U.S.C. 12451) is amend-
6 ed—

7 (1) in subsection (a)—

8 (A) by striking “stalking, or sex traf-
9 ficking” and inserting “or stalking”; and

10 (B) by adding at the end the following:
11 “Grants awarded under this section may be
12 used to address sex trafficking or bullying as
13 part of a comprehensive program focused pri-
14 marily on domestic violence, dating violence,
15 sexual assault, or stalking.”;

16 (2) in subsection (b)—

17 (A) in paragraph (1)—

18 (i) in the matter preceding subpara-
19 graph (A), by striking “target youth who
20 are victims of domestic violence, dating vi-
21 olence, sexual assault, stalking, and sex
22 trafficking” and inserting “target youth,
23 including youth in underserved populations
24 who are victims of domestic violence, sex-
25 ual assault, and stalking”;

- 1 (ii) in subparagraph (A), by striking
2 “stalking, and sex trafficking” and insert-
3 ing “and stalking”;
- 4 (iii) in subparagraph (B)—
- 5 (I) by striking “stalking, or sex
6 trafficking” and inserting “or stalk-
7 ing”; and
- 8 (II) by striking “or” at the end;
- 9 (iv) in subparagraph (C)—
- 10 (I) by striking “stalking, and sex
11 trafficking” and inserting “or stalk-
12 ing”; and
- 13 (II) by striking the period at the
14 end and inserting “; or”; and
- 15 (v) by inserting after subparagraph
16 (C) the following:
- 17 “(D) clarify State or local mandatory re-
18 porting policies and practices regarding peer-to-
19 peer dating violence, sexual assault, and stalk-
20 ing.”; and
- 21 (B) in paragraph (2)—
- 22 (i) by striking “stalking, or sex traf-
23 ficking” each place it appears and insert-
24 ing “or stalking”;

1 (ii) in subparagraph (C), by inserting
2 “confidential” before “support services”;

3 (iii) in subparagraph (D), by striking
4 “stalking, and sex trafficking” and insert-
5 ing “and stalking”; and

6 (iv) in subparagraph (E), by inserting
7 after “programming for youth” the fol-
8 lowing: “, including youth in underserved
9 populations,”;

10 (3) in subsection (c)—

11 (A) in paragraph (1), by striking “stalk-
12 ing, or sex trafficking” and inserting “or stalk-
13 ing”; and

14 (B) in paragraph (2)(A), by striking
15 “paragraph (1)” and inserting “subparagraph
16 (A) or (B) of paragraph (1)”;

17 (4) in subsection (d)(3), by striking “stalking,
18 and sex trafficking” and inserting “and stalking, in-
19 cluding training on working with youth in under-
20 served populations”; and

21 (5) in subsection (f), by striking “\$15,000,000
22 for each of fiscal years 2014 through 2018” and in-
23 serting “\$25,000,000 for each of fiscal years 2020
24 through 2024”.

1 **SEC. 303. GRANTS TO COMBAT VIOLENT CRIMES ON CAM-**
2 **PUSES.**

3 Section 304 of the Violence Against Women and De-
4 partment of Justice Reauthorization Act of 2005 (34
5 U.S.C. 20125) is amended—

6 (1) in subsection (b)—

7 (A) in paragraph (2), by striking the sec-
8 ond sentence;

9 (B) by amending paragraph (3) to read as
10 follows:

11 “(3) To provide prevention and education pro-
12 gramming about domestic violence, dating violence,
13 sexual assault, and stalking, including technological
14 abuse and reproductive and sexual coercion, that is
15 age-appropriate, culturally relevant, ongoing, deliv-
16 ered in multiple venues on campus, accessible, pro-
17 motes respectful nonviolent behavior as a social
18 norm, and engages men and boys. Such program-
19 ming should be developed in partnership or collabo-
20 ratively with experts in intimate partner and sexual
21 violence prevention and intervention.”;

22 (C) in paragraph (9), by striking “and pro-
23 vide” and inserting “, provide, and dissemi-
24 nate”;

1 (D) in paragraph (10), by inserting after
2 “or adapt” the following “and disseminate”;
3 and

4 (E) by inserting after paragraph (10) the
5 following:

6 “(11) To train campus health centers on how to
7 recognize and respond to domestic violence, dating
8 violence, sexual assault, and stalking, including
9 training health providers on how to provide universal
10 education to all members of the campus community
11 on the impacts of violence on health and unhealthy
12 relationships and how providers can support ongoing
13 outreach efforts.”;

14 (2) in subsection (c)(3), by striking “2014
15 through 2018” and inserting “2020 through 2024”;

16 (3) in subsection (d)—

17 (A) in paragraph (3)(B), by striking “for
18 all incoming students” and inserting “for all
19 students”; and

20 (B) in paragraph (4)(C), by inserting after
21 “sex,” the following: “sexual orientation, gender
22 identity,”; and

23 (4) in subsection (e), by striking “\$12,000,000
24 for each of fiscal years 2014 through 2018” and in-

1 serting “\$16,000,000 for each of fiscal years 2020
2 through 2024”.

3 **SEC. 304. COMBAT ONLINE PREDATORS.**

4 (a) IN GENERAL.—Chapter 110A of title 18, United
5 States Code, is amended by inserting after section 2261A
6 the following:

7 **“§ 2261B. Enhanced penalty for stalkers of children**

8 “(a) IN GENERAL.—Except as provided in subsection
9 (b), if the victim of an offense under section 2261A is
10 under the age of 18 years, the maximum term of imprison-
11 ment for the offense is 5 years greater than the maximum
12 term of imprisonment otherwise provided for that offense
13 in section 2261.

14 “(b) LIMITATION.—Subsection (a) shall not apply to
15 a person who violates section 2261A if—

16 “(1) the person is subject to a sentence under
17 section 2261(b)(5); and

18 “(2)(A) the person is under the age of 18 at
19 the time the offense occurred; or

20 “(B) the victim of the offense is not less than
21 15 nor more than 17 years of age and not more
22 than 3 years younger than the person who com-
23 mitted the offense at the time the offense oc-
24 curred.”.

1 (b) CLERICAL AMENDMENT.—The table of sections
2 at the beginning of chapter 110A of title 18, United States
3 Code, is amended by inserting after the item relating to
4 19 section 2261A the following new item:

“2261B. Enhanced penalty for stalkers of children.”.

5 (c) CONFORMING AMENDMENT.—Section 2261A of
6 title 18, United States Code, is amended in the matter
7 following paragraph (2)(B), by striking “section 2261(b)
8 of this title” and inserting “section 2261(b) or section
9 2262B, as the case may be”.

10 (d) REPORT ON BEST PRACTICES REGARDING EN-
11 FORCEMENT OF ANTI-STALKING LAWS.—Not later than
12 1 year after the date of the enactment of this Act, the
13 Attorney General shall submit a report to Congress, which
14 shall—

15 (1) include an evaluation of Federal, tribal,
16 State, and local efforts to enforce laws relating to
17 stalking; and

18 (2) identify and describe those elements of such
19 efforts that constitute the best practices for the en-
20 forcement of such laws.

1 **TITLE IV—VIOLENCE**
2 **REDUCTION PRACTICES**

3 **SEC. 401. STUDY CONDUCTED BY THE CENTERS FOR DIS-**
4 **EASE CONTROL AND PREVENTION.**

5 Section 402 of the Violence Against Women and De-
6 partment of Justice Reauthorization Act of 2005 (42
7 U.S.C. 280b–4) is amended—

8 (1) in subsection (b), by striking “violence
9 against women” and inserting “violence against
10 adults, youth,”; and

11 (2) in subsection (c), by striking “2014 through
12 2018” and inserting “2020 through 2024”.

13 **SEC. 402. SAVING MONEY AND REDUCING TRAGEDIES**
14 **(SMART) THROUGH PREVENTION GRANTS.**

15 Section 41303 of the Violence Against Women Act
16 of 1994 (34 U.S.C. 12463) is amended—

17 (1) in subsection (b)(1)—

18 (A) in subparagraph (C), by striking
19 “and” at the end;

20 (B) in subparagraph (D), by striking the
21 period at the end and inserting “; and”; and

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

23 “(E) strategies within each of these areas
24 addressing the unmet needs of underserved pop-
25 ulations.”;

1 (2) in subsection (d)(3)—

2 (A) in subparagraph (A), by striking
3 “and” at the end;

4 (B) in subparagraph (B), by striking the
5 period at the end and inserting “; and”; and

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

7 “(C) include a focus on the unmet needs of
8 underserved populations.”;

9 (3) in subsection (f), by striking “\$15,000,000
10 for each of fiscal years 2014 through 2018” and in-
11 sserting “\$45,000,000 for each of fiscal years 2020
12 through 2024”; and

13 (4) in subsection (g), by adding at the end the
14 following:

15 “(3) REMAINING AMOUNTS.—Any amounts not
16 made available under paragraphs (1) and (2) may be
17 used for any set of purposes described in paragraph
18 (1), (2), or (3) of subsection (b), or for a project
19 that fulfills two or more of such sets of purposes.”.

1 **TITLE V—STRENGTHENING THE**
2 **HEALTHCARE SYSTEMS RE-**
3 **SPONSE**

4 **SEC. 501. GRANTS TO STRENGTHEN THE HEALTHCARE SYS-**
5 **TEMS RESPONSE TO DOMESTIC VIOLENCE,**
6 **DATING VIOLENCE, SEXUAL ASSAULT, AND**
7 **STALKING.**

8 Section 399P of the Public Health Service Act (42
9 U.S.C. 280g-4) is amended—

10 (1) in subsection (a)—

11 (A) in paragraph (2), by striking “and” at
12 the end;

13 (B) in paragraph (3), by striking the pe-
14 riod at the end and inserting “; and”; and

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

16 “(4) the development or enhancement and im-
17 plementation of training programs to improve the
18 capacity of early childhood programs to address do-
19 mestic violence, dating violence, sexual assault, and
20 stalking among families they serve.”;

21 (2) in subsection (b)(1)—

22 (A) in subparagraph (A)(ii), by inserting “,
23 including labor and sex trafficking” after “vio-
24 lence and abuse”;

25 (B) in subparagraph (B)(ii)—

1 (i) by striking “on-site access to”; and

2 (ii) by striking “patients by increas-
3 ing” and all that follows through the semi-
4 colon and inserting the following: “patients
5 by—

6 “(I) increasing the capacity of
7 existing health care professionals and
8 public health staff to address domestic
9 violence, dating violence, sexual as-
10 sult, and stalking;

11 “(II) contracting with or hiring
12 advocates for victims of domestic vio-
13 lence or sexual assault to provide such
14 services; or

15 “(III) providing funding to State
16 domestic and sexual violence coalitions
17 to improve the capacity of such coali-
18 tions to coordinate and support health
19 advocates and other health system
20 partnerships;”;

21 (C) in subparagraph (B)(iii), by striking
22 “and” at the end;

23 (D) in subparagraph (B)(iv) by striking
24 the period at the end and inserting the fol-
25 lowing: “, with priority given to programs ad-

1 ministered through the Health Resources and
2 Services Administration, Office of Women’s
3 Health; and”]; and

4 (E) in subparagraph (B), by adding at the
5 end the following:

6 “(v) the development, implementation,
7 dissemination, and evaluation of best prac-
8 tices, tools, and training materials for be-
9 havioral health professionals to identify
10 and respond to domestic violence, sexual
11 violence, stalking, and dating violence.”];

12 (3) in subsection (b)(2)(A)—

13 (A) in the heading, by striking “CHILD
14 AND ELDER ABUSE” and inserting the fol-
15 lowing: “CHILD ABUSE AND ABUSE IN LATER
16 LIFE”; and

17 (B) by striking “child or elder abuse” and
18 inserting the following: “child abuse or abuse in
19 later life”];

20 (4) in subsection (b)(2)(C)(i), by striking “elder
21 abuse” and inserting “abuse in later life”];

22 (5) in subsection (b)(2)(C)(iii), by striking “or”
23 at the end;

24 (6) in subsection (b)(2)(C)(iv)—

1 (A) by inserting “mental health,” after
2 “dental,”; and

3 (B) by striking “exams.” and inserting
4 “exams and certifications;”;

5 (7) in subsection (b)(2)(C), by inserting after
6 clause (iv) the following:

7 “(v) development of a State-level pilot
8 program to—

9 “(I) improve the response of sub-
10 stance use disorder treatment pro-
11 grams and systems to domestic vio-
12 lence, dating violence, sexual assault,
13 and stalking; and

14 “(II) improve the capacity of
15 substance use disorder treatment pro-
16 grams and systems to serve survivors
17 of domestic violence, dating violence,
18 sexual assault, and stalking dealing
19 with substance use disorder; or

20 “(vi) development and utilization of
21 existing technical assistance and training
22 resources to improve the capacity of sub-
23 stance use disorder treatment programs to
24 address domestic violence, dating violence,

1 sexual assault, and stalking among pa-
2 tients the programs serve.”;

3 (8) in subsection (d)(2)(A)—

4 (A) by inserting “or behavioral health,”
5 after “of health”;

6 (B) by inserting “behavioral” after “phys-
7 ical or”; and

8 (C) by striking “mental” before “health
9 care”;

10 (9) in subsection (d)(2)(B)—

11 (A) by striking “or health system” and in-
12 serting “behavioral health treatment system,”;
13 and

14 (B) after “physical or” by striking “men-
15 tal” and inserting “behavioral”;

16 (10) in subsection (f) in the heading, by strik-
17 ing “RESEARCH AND EVALUATION” and inserting
18 “RESEARCH, EVALUATION, AND DATA COLLEC-
19 TION”;

20 (11) in subsection (f)(1), by striking “research
21 and evaluation” and inserting “research, evaluation,
22 or data collection”;

23 (12) in subsection (f)(1)(B), by inserting after
24 “health care” the following: “or behavioral health”;

25 (13) in subsection (f)(2)—

1 (A) in the heading, by inserting after “RE-
2 SEARCH” the following: “AND DATA COLLEC-
3 TION”;

4 (B) in the matter preceding subparagraph
5 (A), by inserting “or data collection” before
6 “authorized in paragraph (1)”;

7 (C) in subparagraph (C), by striking
8 “and” at the end;

9 (D) in subparagraph (D), by striking the
10 period at the end and inserting a semicolon;
11 and

12 (E) by inserting after subparagraph (D)
13 the following:

14 “(E) research on the intersection of sub-
15 stance use disorder and domestic violence, dat-
16 ing violence, sexual assault, and stalking, in-
17 cluding the effect of coerced use and efforts by
18 an abusive partner or other to interfere with
19 substance use disorder treatment and recovery;
20 and

21 “(F) improvement of data collection using
22 existing Federal surveys by including questions
23 about domestic violence, dating violence, sexual
24 assault, or stalking and substance use disorder,
25 coerced use, and mental or behavioral health.”;

1 (14) in subsection (g), by striking “2014
2 through 2018” and inserting “2020 through 2024”;
3 and

4 (15) in subsection (h), by striking “herein” and
5 “provided for”.

6 **TITLE VI—SAFE HOMES FOR** 7 **VICTIMS**

8 **SEC. 601. HOUSING PROTECTIONS FOR VICTIMS OF DOMES-** 9 **TIC VIOLENCE, DATING VIOLENCE, SEXUAL** 10 **ASSAULT, AND STALKING.**

11 Section 41411 of the Violence Against Women Act
12 of 1994 (34 U.S.C. 12491) is amended—

13 (1) in subsection (a)—

14 (A) in paragraph (1)(A), by striking
15 “brother, sister,” and inserting “sibling”;

16 (B) in paragraph (3)—

17 (i) in subparagraph (A), by inserting
18 before the semicolon at the end the fol-
19 lowing: “including the direct loan program
20 under such section”;

21 (ii) in subparagraph (D), by striking
22 “the program under subtitle A” and in-
23 serting “the programs under subtitles A
24 through D”;

25 (iii) in subparagraph (I)—

1 (I) by inserting after “sections
2 514, 515, 516, 533,” the following:
3 “542,”; and

4 (II) by striking “and” at the end;
5 (iv) in subparagraph (J), by striking
6 the period at the end and inserting a semi-
7 colon; and

8 (v) by adding at the end the following:

9 “(K) the provision of assistance from the
10 Housing Trust Fund as established under sec-
11 tion 1338 of the Federal Housing Enterprises
12 Financial Safety and Soundness Act of 1992
13 (12 U.S.C. 4501);

14 “(L) the provision of assistance for hous-
15 ing under the Comprehensive Service Programs
16 for Homeless Veterans program under sub-
17 chapter II of chapter 20 of title 38, United
18 States Code (38 U.S.C. 2011 et seq.);

19 “(M) the provision of assistance for hous-
20 ing and facilities under the grant program for
21 homeless veterans with special needs under sec-
22 tion 2061 of title 38, United States Code;

23 “(N) the provision of assistance for perma-
24 nent housing under the program for financial
25 assistance for supportive services for very low-

1 income veteran families in permanent housing
2 under section 2044 of title 38, United States
3 Code; and

4 “(O) any other Federal housing programs
5 providing affordable housing to low-income per-
6 sons by means of restricted rents or rental as-
7 sistance as identified by the appropriate agen-
8 cy.”; and

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

10 “(4) COVERED HOUSING PROVIDER.—The term
11 ‘covered housing provider’ refers to the individual or
12 entity under a covered housing program that has re-
13 sponsibility for the administration or oversight of
14 housing assisted under a covered housing program
15 and includes public housing agencies, sponsors, own-
16 ers, mortgagors, managers, Continuums of Care,
17 State and local governments or agencies thereof, and
18 nonprofit or for-profit organizations or entities.

19 “(5) CONTINUUM OF CARE.—The term ‘Con-
20 tinuum of Care’ means an entity receiving a grant
21 under subtitle C of title IV of the McKinney-Vento
22 Homeless Assistance Act (42 U.S.C. 11381 et seq.).

23 “(6) INTERNAL TRANSFER.—The term ‘internal
24 transfer’ means a transfer to a unit of the same cov-
25 ered housing provider and under the same covered

1 housing program except for programs under McKin-
2 ney-Vento Homeless Assistance Act.

3 “(7) EXTERNAL TRANSFER.—The term ‘exter-
4 nal transfer’ means a transfer to a unit of a dif-
5 ferent covered housing provider under any covered
6 housing program.”;

7 (2) in subsection (b)(3)—

8 (A) in the heading, by inserting after
9 “CRIMINAL ACTIVITY” the following: “AND FAM-
10 ILY BREAK-UP”;

11 (B) in subparagraph (A), to read as fol-
12 lows:

13 “(A) DENIAL OF ASSISTANCE, TENANCY,
14 AND OCCUPANCY RIGHTS PROHIBITED.—

15 “(i) IN GENERAL.—A tenant shall not
16 be denied assistance, tenancy, or occu-
17 pancy rights to housing assisted under a
18 covered housing program solely on the
19 basis of criminal activity directly relating
20 to domestic violence, dating violence, sex-
21 ual assault, or stalking that is engaged in
22 by a member of the household of the ten-
23 ant or any guest or other person under the
24 control of the tenant, if the tenant or an
25 affiliated individual of the tenant is the

1 victim or threatened victim of such domes-
2 tic violence, dating violence, sexual assault,
3 or stalking.

4 “(ii) CRIMINAL ACTIVITY ENGAGED IN
5 BY PERPETRATOR OF ABUSE.—A tenant
6 shall not be denied assistance, tenancy, or
7 occupancy rights to housing assisted under
8 a covered housing program solely on the
9 basis of criminal activity, including drug-
10 related criminal activity (as such term is
11 defined section 3(b)(9) of the United
12 States Housing Act of 1937 (42 U.S.C.
13 1437a(b)(9))), engaged in by the pepe-
14 trator of the domestic violence, dating vio-
15 lence, sexual assault, or stalking.

16 “(iii) REVIEW PRIOR TO DENIAL OF
17 ASSISTANCE.—Prior to denying assistance,
18 tenancy, or occupancy rights to housing as-
19 sisted under a covered housing program to
20 a tenant on the basis of criminal activity of
21 the tenant, including drug-related criminal
22 activity, the covered housing provider must
23 conduct an individualized review of the to-
24 tality of the circumstances regarding the
25 criminal activity at issue if the tenant is a

1 victim of domestic violence, dating violence,
2 sexual assault, or stalking. Such review
3 shall include consideration of—

4 “(I) the nature and severity of
5 the criminal activity;

6 “(II) the amount of time that
7 has elapsed since the occurrence of
8 the criminal activity;

9 “(III) if the tenant engaged in
10 more than one instance of criminal ac-
11 tivity, the frequency and duration of
12 the criminal activity;

13 “(IV) whether the criminal activ-
14 ity was related to a symptom of a dis-
15 ability, including a substance use dis-
16 order;

17 “(V) whether the victim was co-
18 erced by the perpetrator of domestic
19 violence, dating violence, sexual as-
20 sault, or stalking;

21 “(VI) whether the victim has
22 taken affirmative steps to reduce the
23 likelihood that the criminal activity
24 will recur; and

25 “(VII) any mitigating factors.

1 The covered housing program must provide
2 the tenant with a written summary of its
3 review and the tenant shall have the oppor-
4 tunity to invoke the covered housing pro-
5 gram’s grievance policy to dispute the find-
6 ings.”;

7 (C) in subparagraph (B)—

8 (i) in the heading, by striking “BI-
9 FURCATION” and inserting “FAMILY
10 BREAK-UP”;

11 (ii) by redesignating clauses (i) and
12 (ii) as clauses (ii) and (iii) respectively;

13 (iii) by inserting before clause (ii) (as
14 redesignated by clause (ii) of this subpara-
15 graph) the following:

16 “(i) IN GENERAL.—If a family break-
17 up results from an occurrence of domestic
18 violence, dating violence, sexual assault, or
19 stalking, and the perpetrator no longer re-
20 sides in the unit and was the sole tenant
21 eligible to receive assistance under a cov-
22 ered housing program, the covered housing
23 provider shall—

24 “(I) provide any other tenant or
25 resident the opportunity to establish

1 eligibility for the covered housing pro-
2 gram; or

3 “(II) provide that tenant or resi-
4 dent with at least 180 days to remain
5 in the unit under the same terms and
6 conditions as the perpetrator and find
7 new housing or establish eligibility for
8 another covered housing program.”;

9 (iv) in clause (ii) (as redesignated by
10 clause (ii) of this subparagraph)—

11 (I) in the heading, by striking
12 “IN GENERAL” and inserting “EVIC-
13 TION”; and

14 (II) by inserting after “a public
15 housing agency” the following: “, par-
16 ticipating jurisdictions, Continuums of
17 Care, grantees,”; and

18 (v) by striking clause (iii) (as redesi-
19 gnated by clause (ii) of this subparagraph);
20 (D) in subparagraph (C)—

21 (i) in clause (iii), by striking “or” at
22 the end;

23 (ii) in clause (iv), by striking the pe-
24 riod at the end and inserting “; or”; and

1 (iii) by adding at the end the fol-
2 lowing:

3 “(v) to limit any right, remedy, or
4 procedure otherwise available under the Vi-
5 olence Against Women Reauthorization Act
6 of 2005 (Public Law 109–162, 119 Stat.
7 2960) prior to the date of enactment of the
8 Violence Against Women Reauthorization
9 Act of 2019.”; and

10 (E) by inserting after subparagraph (C)
11 the following:

12 “(D) EARLY TERMINATION.—A covered
13 housing provider shall permit a tenant assisted
14 under the covered housing program to termi-
15 nate the lease at any time prior to the end date
16 of the lease, without penalty, if the tenant has
17 been a victim of domestic violence, dating vio-
18 lence, sexual assault, or stalking and the ten-
19 ant—

20 “(i) sends notice of the early lease ter-
21 mination to the landlord in writing prior to
22 or within 3 days of vacating the premises
23 unless a shorter notice period is provided
24 for under State law;

1 “(ii)(I) reasonably believes that the
2 tenant is threatened with imminent harm
3 if the tenant remains within the same
4 dwelling unit subject to the lease; or

5 “(II) is a victim of sexual assault, the
6 sexual assault occurred on the premises
7 during the 180-day period preceding the
8 request for lease termination; and

9 “(iii) provides a form of documenta-
10 tion consistent with the requirements out-
11 lined in subsection (c)(3).

12 Nothing in this subparagraph may be construed
13 to preclude any automatic termination of a
14 lease by operation of law.”;

15 (3) in subsection (c)(4), in the matter preceding
16 subparagraph (A)—

17 (A) by striking “Any information sub-
18 mitted to a public housing agency or owner or
19 manager” and inserting “Covered housing pro-
20 viders shall ensure any information submitted”;
21 and

22 (B) by inserting after “owner or manager”
23 the following: “of housing assisted under a cov-
24 ered housing program”;

1 (4) by amending subsection (e) to read as fol-
2 lows:

3 “(e) EMERGENCY TRANSFERS.—

4 “(1) IN GENERAL.—Tenants who are victims of
5 domestic violence, dating violence, sexual assault, or
6 stalking shall be transferred to another available and
7 safe dwelling unit assisted under a covered housing
8 program if—

9 “(A) the tenant expressly requests the
10 transfer from the covered housing provider; and

11 “(B)(i) the tenant reasonably believes that
12 the tenant is threatened with imminent harm
13 from further violence if the tenant remains
14 within the same dwelling unit assisted under a
15 covered housing program; or

16 “(ii) in the case of a tenant who is a victim
17 of sexual assault, the sexual assault occurred on
18 the premises during the 180-day period pre-
19 ceding the request for transfer.

20 A tenant who is not in good standing retains
21 the right to an emergency transfer if they meet
22 the eligibility requirements in this section and
23 the eligibility requirements of the program to
24 which the tenant intends to transfer.

1 “(2) POLICIES.—Each appropriate agency shall
2 adopt an emergency transfer policy to be overseen by
3 the Department for Housing and Urban Develop-
4 ment for use by the covered housing programs with-
5 in the jurisdiction of a regional office of the Depart-
6 ment. Such emergency transfer policies shall reflect
7 the variations in program operation and administra-
8 tion by covered housing program type. The policies
9 must, at a minimum—

10 “(A) describe a process to permit tenants
11 who are victims of domestic violence, dating vio-
12 lence, sexual assault, or stalking an internal
13 transfer to another available and safe dwelling
14 unit assisted under the same covered housing
15 program;

16 “(B) describe a process to permit tenants
17 who are victims of domestic violence, dating vio-
18 lence, sexual assault, or stalking to complete an
19 emergency external transfer to another available
20 and safe dwelling unit of a covered housing pro-
21 vider;

22 “(C) mandate that emergency internal and
23 external transfers take priority over non-emer-
24 gency transfers;

1 “(D) mandate that emergency internal and
2 external transfers take priority over existing
3 waiting lists for a covered housing program;

4 “(E) ensure a victim of domestic violence,
5 dating violence, sexual assault, or stalking is
6 transferred into a comparable covered housing
7 program if available;

8 “(F) incorporate confidentiality measures
9 to ensure that the appropriate regional office of
10 the Department of Housing and Urban Devel-
11 opment (hereinafter in this section referred to
12 as a ‘HUD regional office’) and the covered
13 housing provider do not disclose any informa-
14 tion regarding a tenant who is victim of domes-
15 tic violence, dating violence, sexual assault, or
16 stalking, including the location of a new dwell-
17 ing unit to any person or entity without the
18 written authorization of the tenant; and

19 “(G) mandate a uniform policy for how a
20 victim of domestic violence, dating violence, sex-
21 ual assault, or stalking requests an emergency
22 internal or external transfer.

23 “(3) REGIONAL OFFICES.—Each HUD regional
24 office shall develop and implement an external emer-
25 gency transfer plan for all covered housing providers

1 within the regional office’s jurisdictional reach.
2 HUD regional offices shall develop and implement
3 such plans in collaboration with the local Continua
4 of Care and shall defer to emergency transfer prior-
5 ities and strategies set by local Continua of Care. In
6 addition to reflecting the policies of the appropriate
7 agencies as defined by paragraph (2), the plan shall,
8 at a minimum—

9 “(A) set forth policies and procedures to
10 identify an emergency external transfer a com-
11 parable covered housing program, if available,
12 within 30 days of an approved request; and

13 “(B) set forth policies and procedures for
14 the local Continua of Care to—

15 “(i) coordinate emergency external
16 transfers among all covered housing pro-
17 viders participating in the Continuum of
18 Care;

19 “(ii) coordinate emergency transfers
20 with Continua of Care in other jurisdic-
21 tions in cases where the victim requests an
22 out-of-jurisdiction transfer; and

23 “(iii) ensure a victim is not required
24 to be reassessed through the local Con-

1 tinuum of Care intake process when seek-
2 ing an emergency transfer placement.

3 “(4) COVERED HOUSING PROVIDERS.—Each
4 covered housing provider shall—

5 “(A) provide a victim of domestic violence,
6 dating violence, sexual assault, or stalking re-
7 siding in a dwelling unit assisted under a cov-
8 ered housing program an internal transfer to
9 another safe dwelling unit assisted under the
10 same covered housing program, if available, not
11 later than 10 days after an approved request
12 for an emergency transfer;

13 “(B) if an internal transfer described
14 under subparagraph (A) is unavailable or if the
15 victim of domestic violence, dating violence, sex-
16 ual assault, or stalking determines that a dwell-
17 ing unit provided by an internal transfer de-
18 scribed under subparagraph (A), contact the re-
19 gional office of the appropriate agency within
20 10 days of an approved request for an emer-
21 gency transfer for an external emergency trans-
22 fer under paragraph (3); and

23 “(C) allow a victim of domestic violence,
24 dating violence, sexual assault, or stalking to
25 temporarily relocate, and maintain eligibility for

1 the covered housing program without the loss of
2 their housing status, to housing not eligible for
3 assistance under a covered housing program or
4 to housing assisted under another covered hous-
5 ing program if there are no alternative com-
6 parable housing program units available until a
7 safe internal or external housing unit under the
8 covered housing program is available.”;

9 (5) in subsection (f), by adding at the end the
10 following: “The Secretary shall establish these poli-
11 cies and procedures within 60 days after passage of
12 the Violence Against Women Reauthorization Act of
13 2019.”;

14 (6) by redesignating subsection (g) as sub-
15 section (j); and

16 (7) by inserting after subsection (f) the fol-
17 lowing:

18 “(g) EMERGENCY TRANSFER VOUCHERS.—Provision
19 of emergency transfer vouchers to victims of domestic vio-
20 lence, dating violence, sexual assault, or stalking under
21 subsection (e), shall be considered an eligible use of any
22 funding for tenant protection voucher assistance available
23 under section 8(o) of the United States Housing Act of
24 1937 (42 U.S.C. 1437f(o)).

1 “(h) AUTHORIZATION OF APPROPRIATIONS.—There
2 are authorized to be appropriated to carry out emergency
3 transfers under this section, \$20,000,000 under section
4 8(o) of the United States Housing Act of 1937 (42 U.S.C.
5 1437f(o)) for each of fiscal years 2020 through 2024.

6 “(i) IMPLEMENTATION.—

7 “(1) TRAINING FOR STAFF OF COVERED HOUS-
8 ING PROGRAMS.—The Secretary of Housing and
9 Urban Development, in partnership with domestic
10 violence experts, shall develop mandatory training
11 for staff of covered housing providers to provide a
12 basic understanding of domestic violence, dating vio-
13 lence, sexual assault, and stalking, and to facilitate
14 implementation of this section. All staff of covered
15 housing providers shall attend the basic under-
16 standing training once annually; and all staff and
17 managers engaged in tenant services shall attend
18 both the basic understanding training and the imple-
19 mentation training once annually.

20 “(2) REFERRALS.—The appropriate agency
21 with respect to each covered housing program shall
22 supply all appropriate staff of the covered housing
23 providers with a referral listing of public contact in-
24 formation for all domestic violence, dating violence,

1 sexual assault, and stalking service providers offer-
2 ing services in its coverage area.

3 “(3) IMPLEMENTATION.—The appropriate
4 agency with respect to each covered housing pro-
5 gram shall implement this section, as this section
6 applies to the covered housing program.”.

7 **SEC. 602. ENSURING COMPLIANCE AND IMPLEMENTATION;**
8 **PROHIBITING RETALIATION AGAINST VIC-**
9 **TIMS.**

10 Chapter 2 of subtitle N of title IV of the Violence
11 Against Women Act of 1994 (34 U.S.C. 12491 et seq.)
12 is amended by inserting after section 41411 the following:

13 **“SEC. 41412. COMPLIANCE REVIEWS.**

14 “(a) ANNUAL COMPLIANCE REVIEWS.—Each appro-
15 priate agency administering a covered housing program
16 shall establish a process by which to review compliance
17 with the requirements of this subtitle, on an annual basis,
18 of the covered housing providers administered by that
19 agency. Such a review shall examine the following topics:

20 “(1) Covered housing provider compliance with
21 requirements prohibiting the denial of assistance,
22 tenancy, or occupancy rights on the basis of domes-
23 tic violence, dating violence, sexual assault, or stalk-
24 ing.

1 “(2) Covered housing provider compliance with
2 confidentiality provisions set forth in section
3 41411(c)(4).

4 “(3) Covered housing provider compliance with
5 the notification requirements set forth in section
6 41411(d)(2).

7 “(4) Covered housing provider compliance with
8 accepting documentation set forth in section
9 41411(e).

10 “(5) Covered housing provider compliance with
11 emergency transfer requirements set forth in section
12 41411(e).

13 “(6) Covered housing provider compliance with
14 the prohibition on retaliation set forth in section
15 41414.

16 “(b) REGULATIONS.—Each appropriate agency shall
17 issue regulations to implement subsection (a) not later
18 than one year after the effective date of the Violence
19 Against Women Reauthorization Act of 2019. These regu-
20 lations shall—

21 “(1) define standards of compliance for covered
22 housing providers;

23 “(2) include detailed reporting requirements, in-
24 cluding the number of emergency transfers re-
25 quested and granted, as well as the length of time

1 needed to process emergency transfers,
2 disaggregated by external and internal transfers;
3 and

4 “(3) include standards for corrective action
5 plans where a covered housing provider has failed to
6 meet compliance standards.

7 “(c) PUBLIC DISCLOSURE.—Each appropriate agen-
8 cy shall ensure that an agency-level assessment of the in-
9 formation collected during the compliance review process
10 completed pursuant to this subsection is made publicly
11 available. This agency-level assessment shall include an
12 evaluation of each topic identified in subsection (a).

13 “(d) RULES OF CONSTRUCTION.—Nothing in this
14 section shall be construed—

15 “(1) to limit any claim filed or other proceeding
16 commenced, by the date of enactment of the Vio-
17 lence Against Women Reauthorization Act of 2019,
18 with regard to any right, remedy, or procedure oth-
19 erwise available under the Violence Against Women
20 Reauthorization Act of 2005 (Public Law 109–162,
21 119 Stat. 2960), as in effect on the day prior to
22 such date of enactment; or

23 “(2) to supersede any provision of any Federal,
24 State, or local law that provides greater protection

1 than this subsection for victims of domestic violence,
2 dating violence, sexual assault, or stalking.

3 **“SEC. 41413. DEPARTMENT OF HOUSING AND URBAN DE-**
4 **VELOPMENT VIOLENCE AGAINST WOMEN DI-**
5 **RECTOR.**

6 “(a) ESTABLISHMENT.—There shall be, within the
7 Office of the Secretary of the Department of Housing and
8 Urban Development, a Violence Against Women Director
9 (hereinafter in this section referred to as the ‘Director’).

10 “(b) DUTIES.—The Director shall—

11 “(1) support implementation of the provisions
12 of this subtitle;

13 “(2) coordinate development of Federal regula-
14 tions, policy, protocols, and guidelines on matters re-
15 lating to the implementation of this subtitle, at each
16 agency administering a covered housing program;

17 “(3) advise and coordinate with designated offi-
18 cials within the United States Interagency Council
19 on Homelessness, the Department of Housing and
20 Urban Development, the Department of the Treas-
21 ury, the Department of Agriculture, the Department
22 of Health and Human Services, the Department of
23 Veterans Affairs, and the Department of Justice
24 concerning legislation, implementation, and other

1 issues relating to or affecting the housing provisions
2 under this subtitle;

3 “(4) provide technical assistance, coordination,
4 and support to each appropriate agency regarding
5 advancing housing protections and access to housing
6 for victims of domestic violence, dating violence, sex-
7 ual assault, and stalking, including compliance with
8 this subtitle;

9 “(5) ensure that adequate technical assistance
10 is made available to covered housing providers re-
11 garding implementation of this subtitle, as well as
12 other issues related to advancing housing protections
13 for victims of domestic violence, dating violence, sex-
14 ual assault, and stalking, including compliance with
15 this subtitle;

16 “(6) act as a liaison with the judicial branches
17 of Federal, State, and local governments on matters
18 relating to the housing needs of victims of domestic
19 violence, dating violence, sexual assault, and stalk-
20 ing;

21 “(7) implement a quality control system and a
22 corrective action plan system for those covered hous-
23 ing providers that fail to comply with this subtitle,
24 wherein—

1 “(A) such corrective action plans shall be
2 developed in partnership with national, State,
3 or local programs focused on child or adult vic-
4 tims of domestic violence, dating violence, sex-
5 ual assault, or stalking; and

6 “(B) such corrective action plans shall in-
7 clude provisions requiring covered housing pro-
8 viders to review and develop appropriate no-
9 tices, procedures, and staff training to improve
10 compliance with this subtitle, in partnership
11 with national, State, or local programs focused
12 on child or adult victims;

13 “(8) establish a formal reporting process to re-
14 ceive individual complaints concerning noncompli-
15 ance with this subtitle;

16 “(9) coordinate the development of interagency
17 guidelines to ensure that information concerning
18 available dwelling units is forwarded to the Director
19 by all covered housing providers for use by the Sec-
20 retary in facilitating the emergency transfer process;

21 “(10) coordinate with HUD regional offices and
22 officials at each appropriate agency the development
23 of Federal regulations, policy, protocols, and guide-
24 lines regarding uniform timeframes for the comple-
25 tion of emergency transfers; and

1 “(11) ensure that the guidance and notices to
2 victims are distributed in commonly encountered lan-
3 guages.

4 “(c) EMERGENCY TRANSFER DATABASE.—

5 “(1) IN GENERAL.—The Director shall main-
6 tain a database of information about dwelling units
7 that are available for occupancy or that will be avail-
8 able for occupancy for tenants who are transferred
9 under section 41411(e) and establish the format for
10 its use. The emergency transfer database may be a
11 new system or a modification of an existing data-
12 base. The database shall incorporate information
13 from all covered housing providers.

14 “(2) REPORTING REQUIREMENTS.—Not later
15 than 3 business days after a covered housing pro-
16 vider becomes aware of an available dwelling or a
17 dwelling that will imminently become available, the
18 covered housing provider shall report information
19 about that dwelling to the Director, including the
20 following:

21 “(A) Project name, if applicable.

22 “(B) Dwelling address.

23 “(C) Date of availability.

24 “(D) Number of bedrooms.

1 “(E) Restrictions on eligibility of potential
2 tenants under the covered housing program for
3 that dwelling.

4 “(F) Accessibility, including whether the
5 dwelling is accessible by elevator.

6 “(G) Smoking policy.

7 “(H) Pet policy.

8 “(I) Monthly rent and estimated utilities.

9 “(J) Eligibility of the dwelling for assist-
10 ance under other covered housing programs.

11 “(K) Property manager contact informa-
12 tion.

13 “(L) Legal owner.

14 “(3) DATA ACCESS.—The Director shall have
15 access to all information in the database and shall
16 regularly monitor its usage. The Director shall de-
17 termine how covered housing providers shall have ac-
18 cess to the database, and establish policies for the
19 coordination of emergency transfers across jurisdic-
20 tions.

21 “(d) RULES OF CONSTRUCTION.—Nothing in this
22 section shall be construed—

23 “(1) to limit any claim filed or other proceeding
24 commenced, by the date of enactment of the Vio-
25 lence Against Women Reauthorization Act of 2019,

1 with regard to any right, remedy, or procedure oth-
2 erwise available under the Violence Against Women
3 Reauthorization Act of 2005 (Public Law 109–162,
4 119 Stat. 2960), as in effect on the day prior to
5 such date of enactment; or

6 “(2) to supersede any provision of any Federal,
7 State, or local law that provides greater protection
8 than this subsection for victims of domestic violence,
9 dating violence, sexual assault, or stalking.

10 **“SEC. 41414. PROHIBITION ON RETALIATION.**

11 “(a) NONDISCRIMINATION REQUIREMENT.—No cov-
12 ered housing provider shall discriminate against any per-
13 son because that person has opposed any act or practice
14 made unlawful by this subtitle, or because that individual
15 testified, assisted, or participated in any matter related
16 to this subtitle.

17 “(b) PROHIBITION ON COERCION.—No covered hous-
18 ing provider shall coerce, intimidate, threaten, or interfere
19 with, or retaliate against, any person in the exercise or
20 enjoyment of, or on account of the person having exercised
21 or enjoyed, or on account of the person having aided or
22 encouraged any other individual in the exercise or enjoy-
23 ment of, any rights or protections under this subtitle, in-
24 cluding—

1 of assistance, and shall not be penalized based on their
2 requests for assistance or based on criminal activity of
3 which they are a victim or otherwise not at fault under
4 statutes, ordinances, regulations, or policies adopted or en-
5 forced by covered governmental entities as defined in sub-
6 section (d). Penalties that are prohibited include—

7 “(1) actual or threatened assessment of pen-
8 alties, fees, or fines;

9 “(2) actual or threatened eviction;

10 “(3) actual or threatened refusal to rent or
11 renew tenancy;

12 “(4) actual or threatened refusal to issue an oc-
13 cupancy permit or landlord permit; and

14 “(5) actual or threatened closure of the prop-
15 erty, or designation of the property as a nuisance or
16 a similarly negative designation.

17 “(b) REPORTING.—Consistent with the process pro-
18 vided for in section 104(b) of the Housing and Community
19 Development Act of 1974 (42 U.S.C. 5304(b)), covered
20 governmental entities shall—

21 “(1) report any of their laws or policies, or, as
22 applicable, the laws or policies adopted by sub-
23 grantees, that impose penalties on landlords, home-
24 owners, residents, occupants, guests, or housing ap-
25 plicants based on requests for law enforcement or

1 emergency assistance or based on criminal activity
2 that occurred at a property; and

3 “(2) certify that they are in compliance with
4 the protections under this subtitle or describe the
5 steps they will take within 180 days to come into
6 compliance, or to ensure compliance among sub-
7 grantees.

8 “(c) OVERSIGHT.—Oversight and accountability
9 mechanisms provided for under title VIII of the Civil
10 Rights Act of 1968 (42 U.S.C. 3601 et seq.) shall be avail-
11 able to address violations of this section.

12 “(d) DEFINITION.—For purposes of this section,
13 ‘covered governmental entity’ shall mean any municipal,
14 county, or State government that receives funding pursu-
15 ant to section 106 of the Housing and Community Devel-
16 opment Act of 1974 (42 U.S.C. 5306).

17 “(e) SUBGRANTEES.—For those covered govern-
18 mental entities that distribute funds to subgrantees, com-
19 pliance with subsection (b)(1) includes inquiring about the
20 existence of laws and policies adopted by subgrantees that
21 impose penalties on landlords, homeowners, residents, oc-
22 cupants, guests, or housing applicants based on requests
23 for law enforcement or emergency assistance or based on
24 criminal activity that occurred at a property.”

1 (b) SUPPORTING EFFECTIVE, ALTERNATIVE CRIME
2 REDUCTION METHODS.—

3 (1) ADDITIONAL AUTHORIZED USE OF BYRNE-
4 JAG FUNDS.—Section 501(a)(1) of subpart 1 of part
5 E of title I of the Omnibus Crime Control and Safe
6 Streets Act of 1968 (34 U.S.C. 10152(a)(1)) is
7 amended by adding after subparagraph (H) the fol-
8 lowing:

9 “(I) Programs for the development and im-
10 plementation of alternative methods of reducing
11 crime in communities, to supplant punitive pro-
12 grams or policies. For purposes of this subpara-
13 graph, a punitive program or policy is a pro-
14 gram or policy that (i) imposes a penalty on a
15 victim of domestic violence, dating violence, sex-
16 ual assault, or stalking, on the basis of a re-
17 quest by the victim for law enforcement or
18 emergency assistance; or (ii) imposes a penalty
19 on such a victim because of criminal activity at
20 the property in which the victim resides.”.

21 (2) ADDITIONAL AUTHORIZED USE OF COPS
22 FUNDS.—Section 1701(b) of part Q of title I of the
23 Omnibus Crime Control and Safe Streets Act of
24 1968 (34 U.S.C. 10381(b)) is amended—

1 (A) in paragraph (22), by striking “and”
2 after the semicolon;

3 (B) in paragraph (23), by striking the pe-
4 riod at the end and inserting “; and”; and

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

6 “(24) to develop and implement alternative
7 methods of reducing crime in communities, to sup-
8 plant punitive programs or policies (as such term is
9 defined in section 501(a)(1)(I)).”.

10 (3) ADDITIONAL AUTHORIZED USE OF GRANTS
11 TO ENCOURAGE ARREST POLICIES.—Section 2101(b)
12 of part U of title I of the Omnibus Crime Control
13 and Safe Streets Act of 1968 (34 U.S.C. 10461(b))
14 is amended by adding after paragraph (22) the fol-
15 lowing:

16 “(23) To develop and implement alternative
17 methods of reducing crime in communities, to sup-
18 plant punitive programs or policies. For purposes of
19 this paragraph, a punitive program or policy is a
20 program or policy that (A) imposes a penalty on a
21 victim of domestic violence, dating violence, sexual
22 assault, or stalking, on the basis of a request by the
23 victim for law enforcement or emergency assistance;
24 or (B) imposes a penalty on such a victim because

1 of criminal activity at the property in which the vic-
2 tim resides.”.

3 **SEC. 604. TRANSITIONAL HOUSING ASSISTANCE GRANTS**
4 **FOR VICTIMS OF DOMESTIC VIOLENCE, DAT-**
5 **ING VIOLENCE, SEXUAL ASSAULT, OR STALK-**
6 **ING.**

7 Section 40299 of the Violence Against Women Act
8 of 1994 (34 U.S.C. 12351) is amended—

9 (1) in subsection (a), in the matter preceding
10 paragraph (1)—

11 (A) by striking “the Director of the Vio-
12 lence Against Women Office” and inserting
13 “the Director of the Office on Violence Against
14 Women”; and

15 (B) by inserting after “, other nonprofit,
16 nongovernmental organizations” the following:
17 “, population-specific organizations”; and

18 (2) in subsection (g)—

19 (A) in paragraph (1), by striking “2014
20 through 2018” and inserting “2020 through
21 2024”; and

22 (B) in paragraph (2), by striking “5 per-
23 cent” and inserting “8 percent”.

1 **SEC. 605. ADDRESSING THE HOUSING NEEDS OF VICTIMS**
2 **OF DOMESTIC VIOLENCE, DATING VIOLENCE,**
3 **SEXUAL ASSAULT, AND STALKING.**

4 (a) MCKINNEY-VENTO HOMELESS ASSISTANCE
5 GRANTS.—Section 423(a) of the McKinney-Vento Home-
6 less Assistance Act (42 U.S.C. 11383(a)) is amended—

7 (1) in paragraph (6), by inserting after “cur-
8 rently residing in permanent housing,” the following:
9 “who are seeking an external emergency transfer (as
10 such term is defined in section 41411 of the Vio-
11 lence Against Women Act of 1994) pursuant to sec-
12 tion 41411 of the Violence Against Women Act of
13 1994,”; and

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

15 “(13) Facilitating and coordinating activities to
16 ensure compliance with section 41411(e) of the Vio-
17 lence Against Women Act of 1994, including, in con-
18 sultation with the regional office (if applicable) of
19 the appropriate agency (as such term is defined in
20 section 41411 of the Violence Against Women Act of
21 1994), development of external emergency transfer
22 memoranda of understanding between covered hous-
23 ing providers, participating in the local Continua of
24 Care, facilitation of external emergency transfers be-
25 tween those covered housing providers participating
26 in the local Continua of Care, and monitoring com-

1 pliance with the confidentiality protections of section
2 41411(c)(4) of the Violence Against Women Act of
3 1994 for reporting to that regional office.”.

4 (b) ALLOCATION OF AMOUNTS AND INCENTIVES FOR
5 SPECIFIC ELIGIBLE ACTIVITIES.—Section 428 of the
6 McKinney-Vento Homeless Assistance Act (42 U.S.C.
7 11386b) is amended—

8 (1) in subsection (d), by adding at the end the
9 following:

10 “(4) DEVELOPMENT OF SUPPORTIVE SERVICES
11 AND COORDINATION REGARDING EMERGENCY
12 TRANSFERS.—The Secretary shall provide bonuses
13 or other incentives to geographic areas for devel-
14 oping supportive services under section 423(a)(6)
15 and facilitating and coordinating activities for emer-
16 gency transfers under section 423(a)(13) that have
17 been proven to be effective at reducing homelessness
18 among victims of domestic violence, dating violence,
19 sexual assault, and stalking.”; and

20 (2) by adding at the end the following:

21 “(f) MINIMUM ALLOCATION FOR MONITORING AND
22 FACILITATING COMPLIANCE.—From the amounts made
23 available to carry out this part for a fiscal year, a portion
24 equal to not less than 5 percent of the sums made avail-
25 able to carry out part B and this part shall be made avail-

1 able to monitor and facilitate compliance with section
2 41411 of the Violence Against Women Act of 1994, in-
3 cluding supportive services under section 423(a)(6) and
4 facilitation and coordination activities under section
5 423(a)(13).”.

6 (c) DEFINITION OF DOMESTIC VIOLENCE AND
7 OTHER DANGEROUS OR LIFE-THREATENING CONDITIONS
8 AMENDED.—Section 103(b) of the McKinney-Vento
9 Homeless Assistance Act (42 U.S.C. 11302(b)) is amend-
10 ed by striking “in the individual’s or family’s current
11 housing situation”.

12 (d) COLLABORATIVE GRANTS TO INCREASE THE
13 LONG-TERM STABILITY OF VICTIMS.—Section 41404(i)
14 of the Violence Against Women Act of 1994 (34 U.S.C.
15 12474(i)) is amended by striking “2014 through 2018”
16 and inserting “2020 through 2024”.

17 (e) GRANTS TO COMBAT VIOLENCE AGAINST WOMEN
18 IN PUBLIC AND ASSISTED HOUSING.—Section 41405 of
19 the Violence Against Women Act of 1994 (34 U.S.C.
20 12475) is amended—

21 (1) in subsection (b), by striking “the Director
22 of the Violence Against Women Office” and insert-
23 ing “the Director of the Office on Violence Against
24 Women”;

1 (2) in subsection (c)(2)(D), by inserting after
2 “linguistically and culturally specific service pro-
3 viders,” the following: “population-specific organiza-
4 tions,”; and

5 (3) in subsection (g), by striking “2014 through
6 2018” and inserting the following: “2020 through
7 2024”.

8 **SEC. 606. UNITED STATES HOUSING ACT OF 1937 AMEND-**
9 **MENTS.**

10 Section 5A(d) of the United States Housing Act of
11 1937 (42 U.S.C. 1437e–1(d)) is amended—

12 (1) in paragraph (13), to read as follows:

13 “(13) DOMESTIC VIOLENCE, DATING VIOLENCE,
14 SEXUAL ASSAULT, OR STALKING PROGRAMS.—

15 “(A) COPIES.—A copy of—

16 “(i) all standardized notices issued
17 pursuant to the housing protections under
18 subtitle N of the Violence Against Women
19 Act of 1994, including the notice required
20 under section 41411(d) of the Violence
21 Against Women Act of 1994;

22 “(ii) the emergency transfer plan
23 issued pursuant to section 41411 of the
24 Violence Against Women Act of 1994; and

1 “(iii) any and all memoranda of un-
2 derstanding with other covered housing
3 providers developed to facilitate emergency
4 transfers under section 41411(e) of the Vi-
5 olence Against Women Act of 1994.

6 “(B) DESCRIPTIONS.—A description of—

7 “(i) any activities, services, or pro-
8 grams provided or offered by an agency, ei-
9 ther directly or in partnership with other
10 service providers, to child or adult victims
11 of domestic violence, dating violence, sex-
12 ual assault, or stalking;

13 “(ii) any activities, services, or pro-
14 grams provided or offered by a public
15 housing agency that helps child and adult
16 victims of domestic violence, dating vio-
17 lence, sexual assault, or stalking, to obtain
18 or maintain housing;

19 “(iii) any activities, services, or pro-
20 grams provided or offered by a public
21 housing agency to prevent domestic vio-
22 lence, dating violence, sexual assault, and
23 stalking, or to enhance victim safety in as-
24 sisted families; and

1 “(iv) all training and support services
2 offered to staff of the public housing agen-
3 cy to provide a basic understanding of do-
4 mestic violence, dating violence, sexual as-
5 sault, and stalking, and to facilitate imple-
6 mentation of the housing protections of
7 section 41411 of the Violence Against
8 Women Act of 1994.”; and

9 (2) in paragraph (16), by inserting “the Vio-
10 lence Against Women Act of 1994,” before “the
11 Fair Housing Act”.

12 **TITLE VII—ECONOMIC SECURITY** 13 **FOR VICTIMS**

14 **SEC. 701. FINDINGS.**

15 Congress finds the following:

16 (1) Over 1 in 3 women experience sexual vio-
17 lence, and 1 in 5 women have survived completed or
18 attempted rape. Such violence has a devastating im-
19 pact on women’s physical and emotional health, fi-
20 nancial security, and ability to maintain their jobs,
21 and thus impacts interstate commerce and economic
22 security.

23 (2) The Office on Violence Against Women of
24 the Department of Justice defines domestic violence
25 as a pattern of abusive behavior in any relationship

1 that is used by one intimate partner to gain or
2 maintain power and control over another intimate
3 partner. Domestic violence can include physical, sex-
4 ual, emotional, economic, or psychological actions or
5 threats of actions that influence another person. Do-
6 mestic violence includes any behaviors that intimi-
7 date, manipulate, humiliate, isolate, frighten, ter-
8 rorize, coerce, threaten, blame, hurt, injure, or
9 wound an individual.

10 (3) The Centers for Disease Control and Pre-
11 vention report that domestic violence or intimate
12 partner violence is a serious public health issue for
13 millions of individuals in the United States. Nearly
14 1 in 4 women and 1 in 9 men in the United States
15 have suffered sexual violence, physical violence, or
16 stalking by an intimate partner.

17 (4) Homicide is one of the leading causes of
18 death for women on the job. Domestic partners or
19 relatives commit 43 percent of workplace homicides
20 against women. One study found that intimate part-
21 ner violence resulted in 142 homicides among women
22 at work in the United States from 2003 to 2008, a
23 figure which represents 22 percent of the 648 work-
24 place homicides among women during the period. In
25 fact, in 2010, homicides against women at work in-

1 creased by 13 percent despite continuous declines in
2 overall workplace homicides in recent years.

3 (5) Women in the United States are 11 times
4 more likely to be murdered with guns than women
5 in other high-income countries. Female intimate
6 partners are more likely to be murdered with a fire-
7 arm than all other means combined. The presence of
8 a gun in domestic violence situations increases the
9 risk of homicide for women by 500 percent.

10 (6) Violence can have a dramatic impact on the
11 survivor of such violence. Studies indicate that 44
12 percent of surveyed employed adults experienced the
13 effect of domestic violence in the workplace, and 64
14 percent indicated their workplace performance was
15 affected by such violence. Another recent survey
16 found that 78 percent of offenders used workplace
17 resources to express anger, check up on, pressure, or
18 threaten a survivor. Sexual assault, whether occur-
19 ring in or out of the workplace, can impair an em-
20 ployee's work performance, require time away from
21 work, and undermine the employee's ability to main-
22 tain a job. Nearly 50 percent of sexual assault sur-
23 vivors lose their jobs or are forced to quit in the
24 aftermath of the assaults.

1 (7) Studies find that 60 percent of single
2 women lack economic security and 81 percent of
3 households with single mothers live in economic inse-
4 curity. Significant barriers that survivors confront
5 include access to housing, transportation, and child
6 care. Ninety-two percent of homeless women have
7 experienced domestic violence, and more than 50
8 percent of such women cite domestic violence as the
9 direct cause for homelessness. Survivors are deprived
10 of their autonomy, liberty, and security, and face
11 tremendous threats to their health and safety.

12 (8) The Centers for Disease Control and Pre-
13 vention report that survivors of severe intimate part-
14 ner violence lose nearly 8,000,000 days of paid work,
15 which is the equivalent of more than 32,000 full-
16 time jobs and almost 5,600,000 days of household
17 productivity each year. Therefore, women dispropor-
18 tionately need time off to care for their health or to
19 find safety solutions, such as obtaining a restraining
20 order or finding housing, to avoid or prevent further
21 violence.

22 (9) Annual costs of intimate partner violence
23 are estimated to be more than \$8,300,000,000. Ac-
24 cording to the Centers for Disease Control and Pre-
25 vention, the costs of intimate partner violence

1 against women in 1995 exceeded an estimated
2 \$5,800,000,000. These costs included nearly
3 \$4,100,000,000 in the direct costs of medical and
4 mental health care and nearly \$1,800,000,000 in the
5 indirect costs of lost productivity. These statistics
6 are generally considered to be underestimated be-
7 cause the costs associated with the criminal justice
8 system are not included.

9 (10) Fifty-five percent of senior executives re-
10 cently surveyed said domestic violence has a harmful
11 effect on their company's productivity, and more
12 than 70 percent said domestic violence negatively af-
13 fects attendance. Seventy-eight percent of human re-
14 sources professionals consider partner violence a
15 workplace issue. However, more than 70 percent of
16 United States workplaces have no formal program or
17 policy that addresses workplace violence, let alone
18 domestic violence. In fact, only four percent of em-
19 ployers provided training on domestic violence.

20 (11) Studies indicate that one of the best pre-
21 dictors of whether a survivor will be able to stay
22 away from his or her abuser is the degree of his or
23 her economic independence. However, domestic vio-
24 lence, dating violence, sexual assault, and stalking

1 often negatively impact a survivor's ability to main-
2 tain employment.

3 (12) Abusers frequently seek to exert financial
4 control over their partners by actively interfering
5 with their ability to work, including preventing their
6 partners from going to work, harassing their part-
7 ners at work, limiting their partners' access to cash
8 or transportation, and sabotaging their partners'
9 child care arrangements.

10 (13) Economic abuse refers to behaviors that
11 control an intimate partner's ability to acquire, use,
12 and maintain access to, money, credit, ownership of
13 assets, or access to governmental or private financial
14 benefits, including defaulting on joint obligations
15 (such as school loans, credit card debt, mortgages,
16 or rent). Other forms of such abuse may include pre-
17 venting someone from attending school, threatening
18 to or actually terminating employment, controlling
19 or withholding access to cash, checking, or credit ac-
20 counts, and attempting to damage or sabotage the
21 creditworthiness of an intimate partner, including
22 forcing an intimate partner to write bad checks,
23 forcing an intimate partner to default on payments
24 related to household needs, such as housing, or forc-
25 ing an intimate partner into bankruptcy.

1 (14) The Patient Protection and Affordable
2 Care Act (Public Law 111–148), and the amend-
3 ments made by such Act, ensures that most health
4 plans must cover preventive services, including
5 screening and counseling for domestic violence, at no
6 additional cost. In addition, it prohibits insurance
7 companies from discriminating against patients for
8 preexisting conditions, like domestic violence.

9 (15) Yet, more can be done to help survivors.
10 Federal law in effect on the day before the date of
11 enactment of this Act does not explicitly—

12 (A) authorize survivors of domestic vio-
13 lence, dating violence, sexual assault, or stalk-
14 ing to take leave from work to seek legal assist-
15 ance and redress, counseling, or assistance with
16 safety planning activities;

17 (B) address the eligibility of survivors of
18 domestic violence, dating violence, sexual as-
19 sault, or stalking for unemployment compensa-
20 tion;

21 (C) provide job protection to survivors of
22 domestic violence, dating violence, sexual as-
23 sault, or stalking;

24 (D) prohibit insurers and employers who
25 self-insure employee benefits from discrimi-

1 nating against survivors of domestic violence,
 2 dating violence, sexual assault, or stalking and
 3 those who help them in determining eligibility,
 4 rates charged, and standards for payment of
 5 claims; or

6 (E) prohibit insurers from disclosing infor-
 7 mation about abuse and the location of the sur-
 8 vivors through insurance databases and other
 9 means.

10 (16) This Act aims to empower survivors of do-
 11 mestic violence, dating violence, sexual assault, or
 12 stalking to be free from violence, hardship, and con-
 13 trol, which restrains basic human rights to freedom
 14 and safety in the United States.

15 **SEC. 702. NATIONAL RESOURCE CENTER ON WORKPLACE**
 16 **RESPONSES TO ASSIST VICTIMS OF DOMES-**
 17 **TIC AND SEXUAL VIOLENCE.**

18 Section 41501 of the Violent Crime Control and Law
 19 Enforcement Act of 1994 (34 U.S.C. 12501) is amend-
 20 ed—

21 (1) in subsection (a)—

22 (A) by inserting “and sexual harassment”
 23 after “domestic and sexual violence”; and

1 (B) by striking “employers and labor orga-
2 nizations” and inserting “employers, labor or-
3 ganizations, and victim service providers”;

4 (2) in subsection (b)(3), by striking “and stalk-
5 ing” and inserting “stalking, and sexual harass-
6 ment”;

7 (3) in subsection (c)(1), by inserting before the
8 period at the end “or sexual harassment”;

9 (4) in subsection (c)(2)(A), by inserting “or
10 sexual harassment;” after “sexual violence”; and

11 (5) in subsection (e), by striking “\$1,000,000
12 for each of fiscal years 2014 through 2018” and in-
13 serting “\$2,000,000 for each of fiscal years 2020
14 through 2024”.

15 **SEC. 703. ENTITLEMENT TO UNEMPLOYMENT COMPENSA-**
16 **TION FOR VICTIMS OF SEXUAL AND OTHER**
17 **HARASSMENT AND SURVIVORS OF DOMESTIC**
18 **VIOLENCE, DATING VIOLENCE, SEXUAL AS-**
19 **SAULT, OR STALKING.**

20 (a) UNEMPLOYMENT COMPENSATION.—

21 (1) Section 3304(a) of the Internal Revenue
22 Code of 1986 is amended by striking “and” at the
23 end of paragraph (18), by redesignating paragraph
24 (19) as paragraph (20), and by inserting after para-
25 graph (18) the following new paragraphs:

1 “(19) no person may be denied compensation
2 under such State law solely on the basis of the indi-
3 vidual having a voluntary separation from work if
4 such separation is attributable to such individual
5 being a victim of sexual or other harassment or a
6 survivor of domestic violence, dating violence, sexual
7 assault, or stalking; and”.

8 (2) Section 3304 of the Internal Revenue Code
9 of 1986 is amended by adding at the end the fol-
10 lowing new subsection:

11 “(g) SEXUAL OR OTHER HARASSMENT; ETC.—

12 “(1) DOCUMENTATION.—For purposes of sub-
13 section (a)(19), a voluntary separation of an indi-
14 vidual shall be considered to be attributable to such
15 individual being a survivor of victim of sexual or
16 other harassment or a survivor of domestic violence,
17 dating violence, sexual assault, or stalking if such in-
18 dividual submits such evidence as the State deems
19 sufficient.

20 “(2) SUFFICIENT DOCUMENTATION.—For pur-
21 poses of paragraph (1), a State shall deem suffi-
22 cient, at a minimum—

23 “(A) evidence of such harassment, violence,
24 assault, or stalking in the form of—

1 “(i) a sworn statement and a form of
2 identification,

3 “(ii) a police or court record, or

4 “(iii) documentation from a survivor
5 services organization, an attorney, a police
6 officer, a medical professional, a social
7 worker, an antiviolence counselor, a mem-
8 ber of the clergy, or another professional,
9 and

10 “(B) an attestation that such voluntary
11 separation is attributable to such harassment,
12 violence, assault, or stalking.

13 “(3) DEFINITIONS.—For purposes of this sec-
14 tion—

15 “(A) The terms ‘domestic violence’, ‘dating
16 violence’, ‘sexual assault’, and ‘stalking’ have
17 the meanings given such terms in section 40002
18 of the Violence Against Women Act of 1994.

19 “(B) The term ‘survivor of domestic vio-
20 lence, dating violence, sexual assault, or stalk-
21 ing’ has the meaning given such term in section
22 41502 of the Violence Against Women Act of
23 1994.

24 “(C) The term ‘survivor services organiza-
25 tion’ means an organization exempt from tax

1 under section 501(a) that provides assistance to
2 or advocates for survivors of domestic violence,
3 dating violence, sexual assault, or stalking.”.

4 (b) UNEMPLOYMENT COMPENSATION PERSONNEL
5 TRAINING.—Section 303(a) of the Social Security Act (42
6 U.S.C. 503(a)) is amended—

7 (1) by redesignating paragraphs (4) through
8 (12) as paragraphs (5) through (13), respectively;
9 and

10 (2) by inserting after paragraph (3) the fol-
11 lowing new paragraph:

12 “(4)(A) Such methods of administration as will
13 ensure that—

14 “(i) applicants for unemployment com-
15 pensation and individuals inquiring about such
16 compensation are notified of the provisions of
17 section 3304(a)(19) of the Internal Revenue
18 Code of 1986; and

19 “(ii) claims reviewers and hearing per-
20 sonnel are trained in—

21 “(I) the nature and dynamics of sex-
22 ual and other harassment, domestic vio-
23 lence, dating violence, sexual assault, or
24 stalking; and

1 “(II) methods of ascertaining and
2 keeping confidential information about pos-
3 sible experiences of sexual and other har-
4 assment, domestic violence, dating violence,
5 sexual assault, or stalking to ensure that—

6 “(aa) requests for unemployment
7 compensation based on separations
8 stemming from sexual and other har-
9 assment, domestic violence, dating vio-
10 lence, sexual assault, or stalking are
11 identified and adjudicated; and

12 “(bb) confidentiality is provided
13 for the individual’s claim and sub-
14 mitted evidence.

15 “(B) For purposes of this paragraph—

16 “(i) the terms ‘domestic violence’, ‘dating
17 violence’, ‘sexual assault’, and ‘stalking’ have
18 the meanings given such terms in section 40002
19 of the Violence Against Women Act of 1994;

20 “(ii) the term ‘sexual and other harass-
21 ment’ has the meaning given such term under
22 State law, regulation, or policy; and

23 “(iii) the term ‘survivor of domestic vio-
24 lence, dating violence, sexual assault, or stalk-
25 ing’ means—

1 “(I) a person who has experienced or
2 is experiencing domestic violence, dating
3 violence, sexual assault, or stalking; and

4 “(II) a person whose family or house-
5 hold member has experienced or is experi-
6 encing domestic violence, dating violence,
7 sexual assault, or stalking.”.

8 (c) TANF PERSONNEL TRAINING.—Section 402(a)
9 of the Social Security Act (42 U.S.C. 602(a)) is amended
10 by adding at the end the following new paragraph:

11 “(8) CERTIFICATION THAT THE STATE WILL PRO-
12 VIDE INFORMATION TO SURVIVORS OF SEXUAL AND
13 OTHER HARASSMENT, DOMESTIC VIOLENCE, DATING VI-
14 OLENCE, SEXUAL ASSAULT, OR STALKING.—

15 “(A) IN GENERAL.—A certification by the chief
16 executive officer of the State that the State has es-
17 tablished and is enforcing standards and procedures
18 to—

19 “(i) ensure that applicants for assistance
20 under State program funded under this part
21 and individuals inquiring about such assistance
22 are adequately notified of—

23 “(I) the provisions of section
24 3304(a)(19) of the Internal Revenue Code
25 of 1986; and

1 “(II) assistance made available by the
2 State to survivors of sexual and other har-
3 assment, domestic violence, dating violence,
4 sexual assault, or stalking;

5 “(ii) ensure that case workers and other
6 agency personnel responsible for administering
7 the State program funded under this part are
8 adequately trained in—

9 “(I) the nature and dynamics of sex-
10 ual and other harassment, domestic vio-
11 lence, dating violence, sexual assault, or
12 stalking;

13 “(II) State standards and procedures
14 relating to the prevention of, and assist-
15 ance for individuals who are survivors of
16 sexual and other harassment, domestic vio-
17 lence, dating violence, sexual assault, or
18 stalking; and

19 “(III) methods of ascertaining and
20 keeping confidential information about pos-
21 sible experiences of sexual and other har-
22 assment, domestic violence, dating violence,
23 sexual assault, or stalking;

24 “(iii) ensure that, if a State has elected to
25 establish and enforce standards and procedures

1 regarding the screening for, and identification
2 of, domestic violence pursuant to paragraph
3 (7)—

4 “(I) applicants for assistance under
5 the State program funded under this part
6 and individuals inquiring about such as-
7 sistance are adequately notified of options
8 available under such standards and proce-
9 dures; and

10 “(II) case workers and other agency
11 personnel responsible for administering the
12 State program funded under this part are
13 provided with adequate training regarding
14 such standards and procedures and options
15 available under such standards and proce-
16 dures; and

17 “(iv) ensure that the training required
18 under subparagraphs (B) and, if applicable,
19 (C)(ii) is provided through a training program
20 operated by an eligible entity.

21 “(B) DEFINITIONS.—For purposes of this para-
22 graph—

23 “(i) the terms ‘domestic violence’, ‘dating
24 violence’, ‘sexual assault’, and ‘stalking’ have

1 the meanings given such terms in section 40002
2 of the Violence Against Women Act of 1994;

3 “(ii) the term ‘sexual and other harass-
4 ment’ has the meaning given such term under
5 State law, regulation, or policy; and

6 “(iii) the term ‘survivor of domestic vio-
7 lence, dating violence, sexual assault, or stalk-
8 ing’ means—

9 “(I) a person who has experienced or
10 is experiencing domestic violence, dating
11 violence, sexual assault, or stalking; and

12 “(II) a person whose family or house-
13 hold member has experienced or is experi-
14 encing domestic violence, dating violence,
15 sexual assault, or stalking.”.

16 (d) SEXUAL AND OTHER HARASSMENT, DOMESTIC
17 VIOLENCE, DATING VIOLENCE, SEXUAL ASSAULT, OR
18 STALKING TRAINING GRANT PROGRAM.—

19 (1) GRANTS AUTHORIZED.—The Secretary of
20 Labor (in this subsection referred to as the “Sec-
21 retary”) is authorized to award—

22 (A) a grant to a national survivor services
23 organization in order for such organization to—

24 (i) develop and disseminate a model
25 training program (and related materials)

1 for the training required under section
2 303(a)(4)(B) of the Social Security Act, as
3 added by subsection (b), and under sub-
4 paragraph (B) and, if applicable, subpara-
5 graph (C)(ii) of section 402(a)(8) of such
6 Act, as added by subsection (c); and

7 (ii) provide technical assistance with
8 respect to such model training program,
9 including technical assistance to the tem-
10 porary assistance for needy families pro-
11 gram and unemployment compensation
12 personnel; and

13 (B) grants to State, tribal, or local agen-
14 cies in order for such agencies to contract with
15 eligible entities to provide State, tribal, or local
16 caseworkers and other State, tribal, or local
17 agency personnel responsible for administering
18 the temporary assistance for needy families pro-
19 gram established under part A of title IV of the
20 Social Security Act in a State or Indian res-
21 ervation with the training required under sub-
22 paragraph (B) and, if applicable, subparagraph
23 (C)(ii) of such section 402(a)(8).

1 (2) ELIGIBLE ENTITY DEFINED.—For purposes
2 of paragraph (1)(B), the term “eligible entity”
3 means an entity—

4 (A) that is—

5 (i) a State or tribal domestic violence
6 coalition or sexual assault coalition;

7 (ii) a State or local survivor services
8 organization with recognized expertise in
9 the dynamics of domestic violence, dating
10 violence, sexual assault, or stalking whose
11 primary mission is to provide services to
12 survivors of domestic violence, dating vio-
13 lence, sexual assault, or stalking, including
14 a rape crisis center or domestic violence
15 program; or

16 (iii) an organization with dem-
17 onstrated expertise in State or county wel-
18 fare laws and implementation of such laws
19 and experience with disseminating informa-
20 tion on such laws and implementation, but
21 only if such organization will provide the
22 required training in partnership with an
23 entity described in clause (i) or (ii); and

24 (B) that—

1 (i) has demonstrated expertise in the
2 dynamics of both domestic violence and
3 sexual assault, such as a joint domestic vi-
4 olence and sexual assault coalition; or

5 (ii) will provide the required training
6 in partnership with an entity described in
7 clause (i) or (ii) of subparagraph (A) in
8 order to comply with the dual domestic vio-
9 lence and sexual assault expertise require-
10 ment under clause (i).

11 (3) APPLICATION.—An entity seeking a grant
12 under this subsection shall submit an application to
13 the Secretary at such time, in such form and man-
14 ner, and containing such information as the Sec-
15 retary specifies.

16 (4) REPORTS.—

17 (A) REPORTS TO CONGRESS.—Not later
18 than a year after the date of the enactment of
19 this Act, and annually thereafter, the Secretary
20 shall submit to Congress a report on the grant
21 program established under this subsection.

22 (B) REPORTS AVAILABLE TO PUBLIC.—
23 The Secretary shall establish procedures for the
24 dissemination to the public of each report sub-
25 mitted under subparagraph (A). Such proce-

1 dures shall include the use of the internet to
2 disseminate such reports.

3 (5) AUTHORIZATION OF APPROPRIATIONS.—

4 (A) IN GENERAL.—There are authorized to
5 be appropriated—

6 (i) \$1,000,000 for fiscal year 2020 to
7 carry out the provisions of paragraph
8 (1)(A); and

9 (ii) \$12,000,000 for each of fiscal
10 years 2020 through 2024 to carry out the
11 provisions of paragraph (1)(B).

12 (B) THREE-YEAR AVAILABILITY OF GRANT
13 FUNDS.—Each recipient of a grant under this
14 subsection shall return to the Secretary any un-
15 used portion of such grant not later than 3
16 years after the date the grant was awarded, to-
17 gether with any earnings on such unused por-
18 tion.

19 (C) AMOUNTS RETURNED.—Any amounts
20 returned pursuant to subparagraph (B) shall be
21 available without further appropriation to the
22 Secretary for the purpose of carrying out the
23 provisions of paragraph (1)(B).

24 (e) EFFECT ON EXISTING LAWS, ETC.—

1 (1) MORE PROTECTIVE LAWS, AGREEMENTS,
2 PROGRAMS, AND PLANS.—Nothing in this title shall
3 be construed to supersede any provision of any Fed-
4 eral, State, or local law, collective bargaining agree-
5 ment, or employment benefits program or plan that
6 provides greater unemployment insurance benefits
7 for survivors of sexual and other harassment, domes-
8 tic violence, dating violence, sexual assault, or stalk-
9 ing than the rights established under this title.

10 (2) LESS PROTECTIVE LAWS, AGREEMENTS,
11 PROGRAMS, AND PLANS.—Any law, collective bar-
12 gaining agreement, or employment benefits program
13 or plan of a State or unit of local government is pre-
14 empted to the extent that such law, agreement, or
15 program or plan would impair the exercise of any
16 right established under this title or the amendments
17 made by this title.

18 (f) EFFECTIVE DATE.—

19 (1) UNEMPLOYMENT AMENDMENTS.—

20 (A) IN GENERAL.—Except as provided in
21 subparagraph (B) and paragraph (2), the
22 amendments made by this section shall apply in
23 the case of compensation paid for weeks begin-
24 ning on or after the expiration of 180-day pe-

1 riod beginning on the date of enactment of this
2 Act.

3 (B) EXTENSION OF EFFECTIVE DATE FOR
4 STATE LAW AMENDMENT.—

5 (i) IN GENERAL.—Except as provided
6 in paragraph (2), in a case in which the
7 Secretary of Labor identifies a State as re-
8 quiring a change to its statutes, regula-
9 tions, or policies in order to comply with
10 the amendments made by this section, such
11 amendments shall apply in the case of
12 compensation paid for weeks beginning
13 after the earlier of—

14 (I) the date the State changes its
15 statutes, regulations, or policies in
16 order to comply with such amend-
17 ments; or

18 (II) the end of the first session of
19 the State legislature which begins
20 after the date of enactment of this
21 Act or which began prior to such date
22 and remained in session for at least
23 25 calendar days after such date, ex-
24 cept that in no case shall such amend-
25 ments apply before the date that is

1 180 days after the date of enactment
2 of this Act.

3 (ii) SESSION DEFINED.—In this sub-
4 paragraph, the term “session” means a
5 regular, special, budget, or other session of
6 a State legislature.

7 (2) TANF AMENDMENT.—

8 (A) IN GENERAL.—Except as provided in
9 subparagraph (B), the amendment made by
10 subsection (c) shall take effect on the date of
11 enactment of this Act.

12 (B) EXTENSION OF EFFECTIVE DATE FOR
13 STATE LAW AMENDMENT.—In the case of a
14 State plan under part A of title IV of the Social
15 Security Act which the Secretary of Health and
16 Human Services determines requires State ac-
17 tion (including legislation, regulation, or other
18 administrative action) in order for the plan to
19 meet the additional requirements imposed by
20 the amendment made by subsection (c), the
21 State plan shall not be regarded as failing to
22 comply with the requirements of such amend-
23 ment on the basis of its failure to meet these
24 additional requirements before the first day of
25 the first calendar quarter beginning after the

1 close of the first regular session of the State
2 legislature that begins after the date of enact-
3 ment of this Act. For purposes of the previous
4 sentence, in the case of a State that has a two-
5 year legislative session, each year of the session
6 is considered to be a separate regular session of
7 the State legislature.

8 (g) DEFINITIONS.—In this section, the terms “sexual
9 and other harassment”, “domestic violence”, “dating vio-
10 lence”, “sexual assault”, “stalking”, “survivor of sexual
11 and other harassment, domestic violence, dating violence,
12 sexual assault, or stalking”, and “survivor services organi-
13 zation” have the meanings given such terms in section
14 3304(g) of the Internal Revenue Code of 1986.

15 **SEC. 704. STUDY AND REPORTS ON BARRIERS TO SUR-**
16 **VIVORS’ ECONOMIC SECURITY ACCESS.**

17 (a) STUDY.—The Secretary of Health and Human
18 Services, in consultation with the Secretary of Labor, shall
19 conduct a study on the barriers that survivors of domestic
20 violence, dating violence, sexual assault, or stalking
21 throughout the United States experience in maintaining
22 economic security as a result of issues related to domestic
23 violence, dating violence, sexual assault, or stalking.

24 (b) REPORTS.—Not later than 1 year after the date
25 of enactment of this title, and every 5 years thereafter,

1 the Secretary of Health and Human Services, in consulta-
2 tion with the Secretary of Labor, shall submit a report
3 to Congress on the study conducted under subsection (a).

4 (c) CONTENTS.—The study and reports under this
5 section shall include—

6 (1) identification of geographic areas in which
7 State laws, regulations, and practices have a strong
8 impact on the ability of survivors of domestic vio-
9 lence, dating violence, sexual assault, or stalking to
10 exercise—

11 (A) any rights under this Act without com-
12 promising personal safety or the safety of oth-
13 ers, including family members and excluding
14 the abuser; and

15 (B) other components of economic security;

16 (2) identification of geographic areas with
17 shortages in resources for such survivors, with an
18 accompanying analysis of the extent and impact of
19 such shortage;

20 (3) analysis of factors related to industries,
21 workplace settings, employer practices, trends, and
22 other elements that impact the ability of such sur-
23 vivors to exercise any rights under this Act without
24 compromising personal safety or the safety of others,
25 including family members;

1 (4) the recommendations of the Secretary of
2 Health and Human Services and the Secretary of
3 Labor with respect to resources, oversight, and en-
4 forcement tools to ensure successful implementation
5 of the provisions of this Act in order to support the
6 economic security and safety of survivors of domestic
7 violence, dating violence, sexual assault, or stalking;
8 and

9 (5) best practices for States, employers, health
10 carriers, insurers, and other private entities in ad-
11 dressing issues related to domestic violence, dating
12 violence, sexual assault, or stalking.

13 **SEC. 705. GAO STUDY.**

14 Not later than 18 months after the date of enactment
15 of this Act, the Comptroller General of the United States
16 shall submit to the Committee on Health, Education,
17 Labor, and Pensions of the Senate a report that examines,
18 with respect to survivors of domestic violence, dating vio-
19 lence, sexual assault, or stalking who are, or were, enrolled
20 at institutions of higher education and borrowed a loan
21 made, insured, or guaranteed under title IV of the Higher
22 Education Act of 1965 (20 U.S.C. 1070 et seq.) for which
23 the survivors have not repaid the total interest and prin-
24 cipal due, each of the following:

1 (1) The implications of domestic violence, dat-
2 ing violence, sexual assault, or stalking on a bor-
3 rower's ability to repay their Federal student loans.

4 (2) The adequacy of policies and procedures re-
5 garding Federal student loan deferment, forbear-
6 ance, and grace periods when a survivor has to sus-
7 pend or terminate the survivor's enrollment at an in-
8 stitution of higher education due to domestic vio-
9 lence, dating violence, sexual assault, or stalking.

10 (3) The adequacy of institutional policies and
11 practices regarding retention or transfer of credits
12 when a survivor has to suspend or terminate the
13 survivor's enrollment at an institution of higher edu-
14 cation due to domestic violence, dating violence, sex-
15 ual assault, or stalking.

16 (4) The availability or any options for a sur-
17 vivor of domestic violence, dating violence, sexual as-
18 sault, or stalking who attended an institution of
19 higher education that committed unfair, deceptive,
20 or abusive acts or practices, or otherwise substan-
21 tially misrepresented information to students, to be
22 able to seek a defense to repayment of the survivor's
23 Federal student loan.

24 (5) The limitations faced by a survivor of do-
25 mestic violence, dating violence, sexual assault, or

1 stalking to obtain any relief or restitution on the
2 survivor's Federal student loan debt due to the use
3 of forced arbitration, gag orders, or bans on class
4 actions.

5 **SEC. 706. EDUCATION AND INFORMATION PROGRAMS FOR**
6 **SURVIVORS.**

7 (a) PUBLIC EDUCATION CAMPAIGN.—

8 (1) IN GENERAL.—The Secretary of Labor, in
9 conjunction with the Secretary of Health and
10 Human Services (through the Director of the Cen-
11 ters for Disease Control and Prevention and the
12 grant recipient under section 41501 of the Violence
13 Against Women Act of 1994 that establishes the na-
14 tional resource center on workplace responses to as-
15 sist victims of domestic and sexual violence) and the
16 Attorney General (through the Principal Deputy Di-
17 rector of the Office on Violence Against Women),
18 shall coordinate and provide for a national public
19 outreach and education campaign to raise public
20 awareness of the workplace impact of domestic vio-
21 lence, dating violence, sexual assault, and stalking,
22 including outreach and education for employers,
23 service providers, teachers, and other key partners.
24 This campaign shall pay special attention to ensure
25 that survivors are made aware of the existence of the

1 following types of workplace laws (Federal and/or
2 State): anti-discrimination laws that bar treating
3 survivors differently; leave laws, both paid and un-
4 paid that are available for use by survivors; unem-
5 ployment insurance laws and policies that address
6 survivor eligibility.

7 (2) DISSEMINATION.—The Secretary of Labor,
8 in conjunction with the Secretary of Health and
9 Human Services and the Attorney General, as de-
10 scribed in paragraph (1), may disseminate informa-
11 tion through the public outreach and education cam-
12 paign on the resources and rights referred to in this
13 subsection directly or through arrangements with
14 health agencies, professional and nonprofit organiza-
15 tions, consumer groups, labor organizations, institu-
16 tions of higher education, clinics, the media, and
17 Federal, State, and local agencies.

18 (3) INFORMATION.—The information dissemi-
19 nated under paragraph (2) shall include, at a min-
20 imum, a description of—

21 (A) the resources and rights that are—

22 (i) available to survivors of domestic
23 violence, dating violence, sexual assault, or
24 stalking; and

1 (ii) established in this Act and the Vi-
2 olence Against Women Act of 1994 (34
3 U.S.C. 12291 et seq.);

4 (B) guidelines and best practices on pre-
5 vention of domestic violence, dating violence,
6 stalking, and sexual assault;

7 (C) resources that promote healthy rela-
8 tionships and communication skills;

9 (D) resources that encourage bystander
10 intervention in a situation involving domestic vi-
11 olence, dating violence, stalking, or sexual as-
12 sult;

13 (E) resources that promote workplace poli-
14 cies that support and help maintain the eco-
15 nomic security of survivors of domestic violence,
16 dating violence, sexual assault, or stalking; and

17 (F) resources and rights that the heads of
18 Federal agencies described in paragraph (2) de-
19 termine are appropriate to include.

20 (b) DEFINITIONS.—In this section:

21 (1) EMPLOYEE.—

22 (A) IN GENERAL.—The term “employee”
23 means any individual employed by an employer.
24 In the case of an individual employed by a pub-
25 lic agency, such term means an individual em-

1 employed as described in section 3(e)(2) of the
2 Fair Labor Standards Act of 1938 (29 U.S.C.
3 203(e)(2)).

4 (B) BASIS.—The term includes a person
5 employed as described in subparagraph (A) on
6 a full- or part-time basis, for a fixed time pe-
7 riod, on a temporary basis, pursuant to a detail,
8 or as a participant in a work assignment as a
9 condition of receipt of Federal or State income-
10 based public assistance.

11 (2) EMPLOYER.—The term “employer”—

12 (A) means any person engaged in com-
13 merce or in any industry or activity affecting
14 commerce who employs 15 or more individuals;
15 and

16 (B) includes any person acting directly or
17 indirectly in the interest of an employer in rela-
18 tion to an employee, and includes a public agen-
19 cy that employs individuals as described in sec-
20 tion 3(e)(2) of the Fair Labor Standards Act of
21 1938, but does not include any labor organiza-
22 tion (other than when acting as an employer) or
23 anyone acting in the capacity of officer or agent
24 of such labor organization.

1 (3) FLSA TERMS.—The terms “employ” and
2 “State” have the meanings given the terms in sec-
3 tion 3 of the Fair Labor Standards Act of 1938 sec-
4 tion 3 of the Fair Labor Standards Act of 1938 (29
5 U.S.C. 203).

6 (c) STUDY ON WORKPLACE RESPONSES.—The Sec-
7 retary of Labor, in conjunction with the Secretary of
8 Health and Human Services, shall conduct a study on the
9 status of workplace responses to employees who experience
10 domestic violence, dating violence, sexual assault, or stalk-
11 ing while employed, in each State and nationally, to im-
12 prove the access of survivors of domestic violence, dating
13 violence, sexual assault, or stalking to supportive resources
14 and economic security.

15 (d) AUTHORIZATION OF APPROPRIATIONS.—There
16 are authorized to be appropriated to carry out this section,
17 such sums as may be necessary for each of fiscal years
18 2020 through 2024.

19 **SEC. 707. SEVERABILITY.**

20 If any provision of this Act, any amendment made
21 by this Act, or the application of such provision or amend-
22 ment to any person or circumstance is held to be unconsti-
23 tutional, the remainder of the provisions of this Act, the
24 amendments made by this Act, and the application of such

1 provisions or amendments to any person or circumstance
2 shall not be affected.

3 **TITLE VIII—HOMICIDE**
4 **REDUCTION INITIATIVES**

5 **SEC. 801. PROHIBITING PERSONS CONVICTED OF MIS-**
6 **DEMEANOR CRIMES AGAINST DATING PART-**
7 **NERS AND PERSONS SUBJECT TO PROTEC-**
8 **TION ORDERS.**

9 Section 921(a) of title 18, United States Code, is
10 amended—

11 (1) in paragraph (32), by striking all that fol-
12 lows after “The term ‘intimate partner’” and insert-
13 ing the following: “—

14 “(A) means, with respect to a person, the
15 spouse of the person, a former spouse of the
16 person, an individual who is a parent of a child
17 of the person, and an individual who cohabi-
18 tates or has cohabited with the person; and

19 “(B) includes—

20 “(i) a dating partner or former dating
21 partner (as defined in section 2266); and

22 “(ii) any other person similarly situ-
23 ated to a spouse who is protected by the
24 domestic or family violence laws of the

1 State or tribal jurisdiction in which the in-
2 jury occurred or where the victim resides.”;

3 (2) in paragraph (33)(A)—

4 (A) in clause (i), by inserting after “Fed-
5 eral, State,” the following: “municipal,”; and

6 (B) in clause (ii), by inserting “intimate
7 partner,” after “spouse,” each place it appears;

8 (3) by redesignating paragraphs (34) and (35)
9 as paragraphs (35) and (36) respectively; and

10 (4) by inserting after paragraph (33) the fol-
11 lowing:

12 “(34)(A) the term ‘misdemeanor crime of stalk-
13 ing’ means an offense that—

14 “(i) is a misdemeanor crime of stalking
15 under Federal, State, Tribal, or municipal law;
16 and

17 “(ii) is a course of harassment, intimidat-
18 ion, or surveillance of another person that—

19 “(I) places that person in reasonable
20 fear of material harm to the health or safe-
21 ty of—

22 “(aa) that person;

23 “(bb) an immediate family mem-
24 ber (as defined in section 115) of that
25 person;

1 “(cc) a household member of that
2 person; or

3 “(dd) a spouse or intimate part-
4 ner of that person; or

5 “(II) causes, attempts to cause, or
6 would reasonably be expected to cause
7 emotional distress to a person described in
8 item (aa), (bb), (cc), or (dd) of subclause
9 (I).

10 “(B) A person shall not be considered to have
11 been convicted of such an offense for purposes of
12 this chapter, unless—

13 “(i) the person was represented by counsel
14 in the case, or knowingly and intelligently
15 waived the right to counsel in the case; and

16 “(ii) in the case of a prosecution for an of-
17 fense described in this paragraph for which a
18 person was entitled to a jury trial in the juris-
19 diction in which the case was tried, either—

20 “(I) the case was tried by a jury; or

21 “(II) the person knowingly and intel-
22 ligently waived the right to have the case
23 tried by a jury, by guilty plea or otherwise.

24 “(C) A person shall not be considered to have
25 been convicted of such an offense for purposes of

1 this chapter if the conviction has been expunged or
2 set aside, or is an offense for which the person has
3 been pardoned or has had civil rights restored (if the
4 law of the applicable jurisdiction provides for the
5 loss of civil rights under such an offense) unless the
6 pardon, expungement, or restoration of civil rights
7 expressly provides that the person may not ship,
8 transport, possess, or receive firearms.”.

9 **SEC. 802. PROHIBITING STALKERS AND INDIVIDUALS SUB-**
10 **JECT TO COURT ORDER FROM POSSESSING A**
11 **FIREARM.**

12 Section 922 of title 18, United States Code, is
13 amended—

14 (1) in subsection (d)—

15 (A) in paragraph (8), by striking “that re-

16 strains such person” and all that follows, and

17 inserting “described in subsection (g)(8);”;

18 (B) in paragraph (9), by striking the pe-

19 riod at the end and inserting “; or”; and

20 (C) by inserting after paragraph (9) the

21 following:

22 “(10) who has been convicted in any court of

23 a misdemeanor crime of stalking.”; and

24 (2) in subsection (g)—

1 (A) by amending paragraph (8) to read as
2 follows:

3 “(8) who is subject to a court order—

4 “(A) that was issued—

5 “(i) after a hearing of which such per-
6 son received actual notice, and at which
7 such person had an opportunity to partici-
8 pate; or

9 “(ii) in the case of an ex parte order,
10 relative to which notice and opportunity to
11 be heard are provided—

12 “(I) within the time required by
13 State, tribal, or territorial law; and

14 “(II) in any event within a rea-
15 sonable time after the order is issued,
16 sufficient to protect the due process
17 rights of the person;

18 “(B) that restrains such person from—

19 “(i) harassing, stalking, or threat-
20 ening an intimate partner of such person
21 or child of such intimate partner or person,
22 or engaging in other conduct that would
23 place an intimate partner in reasonable
24 fear of bodily injury to the partner or
25 child; or

1 “(ii) intimidating or dissuading a wit-
2 ness from testifying in court; and

3 “(C) that—

4 “(i) includes a finding that such per-
5 son represents a credible threat to the
6 physical safety of such individual described
7 in subparagraph (B); or

8 “(ii) by its terms explicitly prohibits
9 the use, attempted use, or threatened use
10 of physical force against such individual
11 described in subparagraph (B) that would
12 reasonably be expected to cause bodily in-
13 jury;”;

14 (B) in paragraph (9), by striking the
15 comma at the end and inserting “; or”; and

16 (C) by inserting after paragraph (9) the
17 following:

18 “(10) who has been convicted in any court of
19 a misdemeanor crime of stalking;”.

20 **TITLE IX—SAFETY FOR INDIAN**
21 **WOMEN**

22 **SEC. 901. FINDINGS AND PURPOSES.**

23 (a) FINDINGS.—Congress finds the following:

24 (1) American Indians and Alaska Natives are
25 2.5 times as likely to experience violent crimes—and

1 at least 2 times more likely to experience rape or
2 sexual assault crimes—compared to all other races.

3 (2) More than 4 in 5 American Indian and
4 Alaska Native women, or 84.3 percent, have experi-
5 enced violence in their lifetime.

6 (3) The vast majority of Native victims—96%
7 of women and 89% of male victims—report being
8 victimized by a non-Indian.

9 (4) Native victims of sexual violence are three
10 times as likely to have experienced sexual violence by
11 an interracial perpetrator as non-Hispanic White
12 victims and Native stalking victims are nearly 4
13 times as likely to be stalked by someone of a dif-
14 ferent race.

15 (5) While tribes exercising jurisdiction over
16 non-Indians have reported significant successes, the
17 inability to prosecute crimes related to the Special
18 Domestic Violence Criminal Jurisdiction crimes con-
19 tinues to leave Tribes unable to fully hold domestic
20 violence offenders accountable.

21 (6) Tribal prosecutors report that the majority
22 of domestic violence cases involve children either as
23 witnesses or victims, and Department of Justice re-
24 ports that American Indian and Alaska Native chil-

1 dren suffer exposure to violence at rates higher than
2 any other race in the United States.

3 (7) Childhood exposure to violence has imme-
4 diate and long-term effects, including: increased
5 rates of altered neurological development, poor phys-
6 ical and mental health, poor school performance,
7 substance abuse, and overrepresentation in the juve-
8 nile justice system.

9 (8) According to the Centers for Disease Con-
10 trol and Prevention, homicide is the third leading
11 cause of death among American Indian and Alaska
12 Native women between 10 and 24 years of age and
13 the fifth leading cause of death for American Indian
14 and Alaska Native women between 25 and 34 years
15 of age.

16 (9) On some reservations, Indian women are
17 murdered at more than 10 times the national aver-
18 age.

19 (10) According to a 2010 Government Account-
20 ability Office report, United States Attorneys de-
21 clined to prosecute nearly 52 percent of violent
22 crimes that occur in Indian country.

23 (11) Investigation into cases of missing and
24 murdered Indian women is made difficult for tribal

1 law enforcement agencies due to a lack of resources,
2 such as—

3 (A) necessary training, equipment, or
4 funding;

5 (B) a lack of interagency cooperation; and

6 (C) a lack of appropriate laws in place.

7 (12) Domestic violence calls are among the
8 most dangerous calls that law enforcement receives.

9 (13) The complicated jurisdictional scheme that
10 exists in Indian country—

11 (A) has a significant negative impact on
12 the ability to provide public safety to Indian
13 communities;

14 (B) has been increasingly exploited by
15 criminals; and

16 (C) requires a high degree of commitment
17 and cooperation among tribal, Federal, and
18 State law enforcement officials.

19 (14) Restoring and enhancing local, tribal ca-
20 pacity to address violence against women provides
21 for greater local control, safety, accountability, and
22 transparency.

23 (15) In States with restrictive land settlement
24 acts such as Alaska, “Indian country” is limited, re-
25 sources for local tribal responses either nonexistent

1 or insufficient to meet the needs, jurisdiction unneces-
2 sarily complicated and increases the already high
3 levels of victimization of American Indian and Alas-
4 ka Native women. According to the Tribal Law and
5 Order Act Commission Report, Alaska Native
6 women are overrepresented in the domestic violence
7 victim population by 250 percent; they comprise 19
8 percent of the State population, but are 47 percent
9 of reported rape victims. And among other Indian
10 Tribes, Alaska Native women suffer the highest
11 rates of domestic and sexual violence in the country.

12 (b) PURPOSES.—The purposes of this title are—

13 (1) to clarify the responsibilities of Federal,
14 State, tribal, and local governments with respect to
15 responding to cases of domestic violence, dating vio-
16 lence, stalking, trafficking, sexual violence, crimes
17 against children, and assault against tribal law en-
18 forcement officers and murdered Indians;

19 (2) to increase coordination and communication
20 among Federal, State, tribal, and local law enforce-
21 ment agencies;

22 (3) to empower tribal governments with the re-
23 sources and information necessary to effectively re-
24 spond to cases of domestic violence, dating violence,

1 stalking, sex trafficking, sexual violence, and missing
2 and murdered Indians; and

3 (4) to increase the collection of data related to
4 missing and murdered Indians and the sharing of in-
5 formation among Federal, State, and tribal officials
6 responsible for responding to and investigating cases
7 of missing and murdered Indians.

8 **SEC. 902. AUTHORIZING FUNDING FOR THE TRIBAL ACCESS**
9 **PROGRAM.**

10 Section 534 of title 28, United States Code, is
11 amended by adding at the end the following:

12 “(g) AUTHORIZATION OF APPROPRIATIONS.—There
13 is authorized to be appropriated \$3,000,000 for each of
14 fiscal years 2020 through 2024, to remain available until
15 expended, for the purposes of enhancing the ability of trib-
16 al government entities to access, enter information into,
17 and obtain information from, Federal criminal informa-
18 tion databases, as authorized by this section.”.

1 **SEC. 903. TRIBAL JURISDICTION OVER CRIMES OF DOMES-**
2 **TIC VIOLENCE, DATING VIOLENCE, OBSTRUC-**
3 **TION OF JUSTICE, SEXUAL VIOLENCE, SEX**
4 **TRAFFICKING, STALKING, AND ASSAULT OF A**
5 **LAW ENFORCEMENT OFFICER OR CORREC-**
6 **TIONS OFFICER.**

7 Section 204 of Public Law 90–284 (25 U.S.C. 1304)
8 (commonly known as the “Indian Civil Rights Act of
9 1968”) is amended—

10 (1) in the heading, by striking “**CRIMES OF**
11 **DOMESTIC VIOLENCE**” and inserting “**CRIMES**
12 **OF DOMESTIC VIOLENCE, DATING VIOLENCE,**
13 **OBSTRUCTION OF JUSTICE, SEXUAL VIOLENCE,**
14 **SEX TRAFFICKING, STALKING, AND ASSAULT**
15 **OF A LAW ENFORCEMENT OR CORRECTIONS**
16 **OFFICER**”;

17 (2) in paragraph (6), in the heading, by strik-
18 ing “SPECIAL DOMESTIC VIOLENCE CRIMINAL JURIS-
19 DICTION” and inserting “SPECIAL TRIBAL CRIMINAL
20 JURISDICTION”;

21 (3) by striking “special domestic violence crimi-
22 nal jurisdiction” each place such term appears and
23 inserting “special tribal criminal jurisdiction”;

24 (4) in subsection (a)—

25 (A) by adding at the end the following:

1 “(12) STALKING.—The term ‘stalking’ means
2 engaging in a course of conduct directed at a spe-
3 cific person proscribed by the criminal law of the In-
4 dian tribe that has jurisdiction over the Indian coun-
5 try where the violation occurs that would cause a
6 reasonable person to—

7 “(A) fear for the person’s safety or the
8 safety of others; or

9 “(B) suffer substantial emotional dis-
10 tress.”;

11 (B) by redesignating paragraphs (6) and
12 (7) as paragraphs (10) and (11);

13 (C) by inserting before paragraph (10) (as
14 redesignated) the following:

15 “(8) SEX TRAFFICKING.—

16 “(A) IN GENERAL.—The term ‘sex traf-
17 ficking’ means conduct—

18 “(i) consisting of—

19 “(I) recruiting, enticing, har-
20 boring, transporting, providing, ob-
21 taining, advertising, maintaining, pa-
22 tronizing, or soliciting by any means a
23 person; or

24 “(II) benefiting, financially or by
25 receiving anything of value, from par-

1 ticipation in a venture that has en-
2 gaged in an act described in subclause
3 (I); and

4 “(ii) carried out with the knowledge,
5 or, except where the act constituting the
6 violation of clause (i) is advertising, in
7 reckless disregard of the fact, that—

8 “(I) means of force, threats of
9 force, fraud, coercion, or any combina-
10 tion of such means will be used to
11 cause the person to engage in a com-
12 mercial sex act; or

13 “(II) the person has not attained
14 the age of 18 years and will be caused
15 to engage in a commercial sex act.

16 “(B) DEFINITIONS.—In this paragraph,
17 the terms ‘coercion’ and ‘commercial sex act’
18 have the meanings given the terms in section
19 1591(e) of title 18, United States Code.

20 “(9) SEXUAL VIOLENCE.—The term ‘sexual vio-
21 lence’ means any nonconsensual sexual act or con-
22 tact proscribed by the criminal law of the Indian
23 tribe that has jurisdiction over the Indian country
24 where the violation occurs, including in any case in

1 which the victim lacks the capacity to consent to the
2 act.”;

3 (D) by redesignating paragraphs (4) and
4 (5) as paragraphs (6) and (7);

5 (E) by redesignating paragraphs (1)
6 through (3) as paragraphs (2) through (4);

7 (F) in paragraph (3) (as redesignated), to
8 read as follows:

9 “(3) DOMESTIC VIOLENCE.—The term ‘domes-
10 tic violence’ means violence—

11 “(A) committed by a current or former
12 spouse or intimate partner of the victim, by a
13 person with whom the victim shares a child in
14 common, by a person who is cohabitating with
15 or has cohabitated with the victim as a spouse
16 or intimate partner, or by a person similarly
17 situated to a spouse of the victim under the
18 domestic- or family-violence laws of an Indian
19 tribe that has jurisdiction over the Indian coun-
20 try where the violence occurs; or

21 “(B) committed against a victim who is a
22 child under the age of 18, or an elder (as such
23 term is defined by tribal law) who resides or
24 has resided in the same household as the de-
25 fendant.”;

1 (G) by inserting before paragraph (2) (as
2 redesignated), the following:

3 “(1) ASSAULT OF A LAW ENFORCEMENT OR
4 CORRECTIONAL OFFICER.—The term ‘assault of a
5 law enforcement or correctional officer’ means any
6 criminal violation of the law of the Indian tribe that
7 has jurisdiction over the Indian country where the
8 violation occurs that involves the threatened, at-
9 tempted, or actual harmful or offensive touching of
10 a law enforcement or correctional officer.”; and

11 (H) by inserting after paragraph (4) (as
12 redesignated), the following:

13 “(5) OBSTRUCTION OF JUSTICE.—The term
14 ‘obstruction of justice’ means any violation of the
15 criminal law of the Indian tribe that has jurisdiction
16 over the Indian country where the violation occurs,
17 and the violation involves interfering with the ad-
18 ministration or due process of the tribe’s laws in-
19 cluding any tribal criminal proceeding or investiga-
20 tion of a crime.”;

21 (5) in subsection (b)(1), by inserting after “the
22 powers of self-government of a participating tribe”
23 the following: “, including any participating tribes in
24 the State of Maine,”;

25 (6) in subsection (b)(4)—

1 (A) in subparagraph (A)(i), by inserting
2 after “over an alleged offense” the following: “,
3 other than obstruction of justice or an act of
4 assault of a law enforcement or corrections offi-
5 cer,”; and

6 (B) in subparagraph (B)—

7 (i) in clause (ii), by striking “or” at
8 the end;

9 (ii) in clause (iii)(II), by striking the
10 period at the end and inserting the fol-
11 lowing: “; or”; and

12 (iii) by adding at the end the fol-
13 lowing:

14 “(iv) is being prosecuted for a crime
15 of sexual violence, stalking, sex trafficking,
16 obstructing justice, or assaulting a police
17 or corrections officer under the laws of the
18 prosecuting tribe.”;

19 (7) in subsection (c)—

20 (A) in the matter preceding paragraph (1),
21 by striking “domestic violence” and inserting
22 “tribal”; and

23 (B) in paragraph (1)—

24 (i) in the paragraph heading, by strik-
25 ing “AND DATING VIOLENCE” and insert-

1 ing “, DATING VIOLENCE, OBSTRUCTION
2 OF JUSTICE, SEXUAL VIOLENCE, STALK-
3 ING, SEX TRAFFICKING, OR ASSAULT OF A
4 LAW ENFORCEMENT OR CORRECTIONS OF-
5 FICER”; and

6 (ii) by striking “or dating violence”
7 and inserting “, dating violence, obstruc-
8 tion of justice, sexual violence, stalking,
9 sex trafficking, or assault of a law enforce-
10 ment or corrections officer”;

11 (8) in subsection (d), by striking “domestic vio-
12 lence” each place it appears and inserting “tribal”;

13 (9) in subsection (f)—

14 (A) by striking “special domestic violence”
15 each place it appears and inserting “special
16 tribal”;

17 (B) in paragraph (2), by striking “pros-
18 ecutes” and all that follows through the semi-
19 colon at the end and inserting the following:
20 “prosecutes—

21 “(A) a crime of domestic violence;

22 “(B) a crime of dating violence;

23 “(C) a criminal violation of a protection
24 order;

25 “(D) a crime of sexual violence;

1 “(E) a crime of stalking;

2 “(F) a crime of sex trafficking;

3 “(G) a crime of obstruction of justice; or

4 “(H) a crime of assault of a law enforce-
5 ment or correctional officer.”;

6 (C) in paragraph (4), by inserting “sexual
7 violence, stalking, sex trafficking, assault of a
8 law enforcement or correctional officer,” after
9 “dating violence,”; and

10 (D) by adding at the end the following:

11 “(5) to create a pilot project to allow up to five
12 Indian tribes in Alaska to implement special tribal
13 criminal jurisdiction.”;

14 (10) by redesignating subsections (g) and (h) as
15 subsections (h) and (i), respectively;

16 (11) by inserting after subsection (f) the fol-
17 lowing:

18 “(g) INDIAN COUNTRY DEFINED.—For purposes of
19 the pilot project described in subsection (f)(5), the defini-
20 tion of ‘Indian country’ shall include Alaska Native-owned
21 Townsites, Allotments, and former reservation lands ac-
22 quired in fee by Alaska Native Village Corporations pursu-
23 ant to the Alaska Native Claims Settlement Act (43
24 U.S.C. 33) and other lands transferred in fee to Native
25 villages.”; and

1 (12) in subsection (i) (as redesignated) by strik-
2 ing “fiscal years 2014 through 2018” and inserting
3 “fiscal years 2020 through 2024”.

4 **TITLE X—OFFICE ON VIOLENCE**
5 **AGAINST WOMEN**

6 **SEC. 1001. ESTABLISHMENT OF OFFICE ON VIOLENCE**
7 **AGAINST WOMEN.**

8 (a) ESTABLISHMENT OF OFFICE ON VIOLENCE
9 AGAINST WOMEN.—Section 2002 of title I of the Omnibus
10 Crime Control and Safe Streets Act of 1968 (34 U.S.C.
11 10442) is amended—

12 (1) in subsection (a), by striking “a Violence
13 Against Women Office” and inserting “an Office on
14 Violence Against Women”;

15 (2) in subsection (b), by inserting after “within
16 the Department of Justice” the following: “, not
17 subsumed by any other office”;

18 (3) in subsection (c)(2), by striking “Violence
19 Against Women Act of 1994 (title VI of Public 103–
20 322) and the Violence Against Women Act of 2000
21 (Division B of Public Law 106–386)” and inserting
22 “Violence Against Women Act of 1994 (title VI1 of
23 Public 103–322), the Violence Against Women Act
24 of 2000 (Division B of Public Law 106–386), the
25 Violence Against Women and Department of Justice

1 Reauthorization Act of 2005 (title IX of Public Law
2 109–162; 119 Stat. 3080), the Violence Against
3 Women Reauthorization Act of 2013 (Public Law
4 113–4; 127 Stat. 54), and the Violence Against
5 Women Reauthorization Act of 2019”.

6 (b) DIRECTOR OF THE OFFICE ON VIOLENCE
7 AGAINST WOMEN.—Section 2003 of the Omnibus Crime
8 Control and Safe Streets Act of 1968 (34 U.S.C. 10443)
9 is amended to read as follows:

10 **“SEC. 2003. DIRECTOR OF THE OFFICE ON VIOLENCE**
11 **AGAINST WOMEN.**

12 “(a) APPOINTMENT.—The President, by and with the
13 advice and consent of the Senate, shall appoint a Director
14 for the Office on Violence Against Women (in this title
15 referred to as the ‘Director’) to be responsible, under the
16 general authority of the Attorney General, for the admin-
17 istration, coordination, and implementation of the pro-
18 grams and activities of the Office.

19 “(b) OTHER EMPLOYMENT.—The Director shall
20 not—

21 “(1) engage in any employment other than that
22 of serving as Director; or

23 “(2) hold any office in, or act in any capacity
24 for, any organization, agency, or institution with
25 which the Office makes any contract or other agree-

1 “(1) Maintaining liaison with the judicial
2 branches of the Federal and State governments on
3 matters relating to violence against women.

4 “(2) Providing information to the President,
5 the Congress, the judiciary, State, local, and tribal
6 governments, and the general public on matters re-
7 lating to violence against women.

8 “(3) Serving, at the request of the Attorney
9 General, as the representative of the Department of
10 Justice on domestic task forces, committees, or com-
11 missions addressing policy or issues relating to vio-
12 lence against women.

13 “(4) Serving, at the request of the President,
14 acting through the Attorney General, as the rep-
15 resentative of the United States Government on
16 human rights and economic justice matters related
17 to violence against women in international fora, in-
18 cluding, but not limited to, the United Nations.

19 “(5) Carrying out the functions of the Depart-
20 ment of Justice under the Violence Against Women
21 Act of 1994 (title IV of Public Law 103–322), the
22 Violence Against Women Act of 2000 (division B of
23 Public Law 106–386), the Violence Against Women
24 and Department of Justice Reauthorization Act of
25 2005 (title IX of Public Law 109–162; 119 Stat.

1 3080), the Violence Against Women Reauthorization
2 Act of 2013 (Public Law 113–4; 127 Stat. 54), and
3 the Violence Against Women Reauthorization Act of
4 2019, including with respect to those functions—

5 “(A) the development of policy, protocols,
6 and guidelines;

7 “(B) the development and management of
8 grant programs and other programs, and the
9 provision of technical assistance under such
10 programs; and

11 “(C) the award and termination of grants,
12 cooperative agreements, and contracts.

13 “(6) Providing technical assistance, coordina-
14 tion, and support to—

15 “(A) other components of the Department
16 of Justice, in efforts to develop policy and to
17 enforce Federal laws relating to violence against
18 women, including the litigation of civil and
19 criminal actions relating to enforcing such laws;

20 “(B) other Federal, State, local, and tribal
21 agencies, in efforts to develop policy, provide
22 technical assistance, synchronize Federal defini-
23 tions and protocols, and improve coordination
24 among agencies carrying out efforts to elimi-

1 nate violence against women, including Indian
2 or indigenous women; and

3 “(C) grantees, in efforts to combat violence
4 against women and to provide support and as-
5 sistance to victims of such violence.

6 “(7) Exercising such other powers and func-
7 tions as may be vested in the Director pursuant to
8 this subchapter or by delegation of the Attorney
9 General.

10 “(8) Establishing such rules, regulations, guide-
11 lines, and procedures as are necessary to carry out
12 any function of the Office.”.

13 (d) **STAFF OF OFFICE ON VIOLENCE AGAINST**
14 **WOMEN.**—Section 2005 of the Omnibus Crime Control
15 and Safe Streets Act of 1968 (34 U.S.C. 10445) is amend-
16 ed in the heading, by striking “**VIOLENCE AGAINST**
17 **WOMEN OFFICE**” and inserting “**OFFICE ON VIO-**
18 **LENCE AGAINST WOMEN**”.

19 (e) **CLERICAL AMENDMENT.**—Section 121(a)(1) of
20 the Violence Against Women and Department of Justice
21 Reauthorization Act of 2005 (34 U.S.C. 20124(a)(1)) is
22 amended by striking “the Violence Against Women Of-
23 fice” and inserting “the Office on Violence Against
24 Women”.

1 **TITLE XI—IMPROVING CONDI-**
2 **TIONS FOR WOMEN IN FED-**
3 **ERAL CUSTODY**

4 **SEC. 1101. IMPROVING THE TREATMENT OF PRIMARY**
5 **CARETAKER PARENTS AND OTHER INDIVID-**
6 **UALS IN FEDERAL PRISONS.**

7 (a) SHORT TITLE.—This section may be cited as the
8 “Ramona Brant Improvement of Conditions for Women
9 in Federal Custody Act”.

10 (b) IN GENERAL.—Chapter 303 of title 18, United
11 States Code, is amended by adding at the end the fol-
12 lowing:

13 **“§ 4050. Treatment of primary caretaker parents and**
14 **other individuals**

15 “(a) DEFINITIONS.—In this section—

16 “(1) the term ‘correctional officer’ means a cor-
17 rectional officer of the Bureau of Prisons;

18 “(2) the term ‘covered institution’ means a
19 Federal penal or correctional institution;

20 “(3) the term ‘Director’ means the Director of
21 the Bureau of Prisons;

22 “(4) the term ‘post-partum recovery’ means the
23 first 8-week period of post-partum recovery after
24 giving birth;

1 “(5) the term ‘primary caretaker parent’ has
2 the meaning given the term in section 31903 of the
3 Family Unity Demonstration Project Act (34 U.S.C.
4 12242);

5 “(6) the term ‘prisoner’ means an individual
6 who is incarcerated in a Federal penal or correc-
7 tional institution, including a vulnerable person; and

8 “(7) the term ‘vulnerable person’ means an in-
9 dividual who—

10 “(A) is under 21 years of age or over 60
11 years of age;

12 “(B) is pregnant;

13 “(C) identifies as lesbian, gay, bisexual,
14 transgender, or intersex;

15 “(D) is victim or witness of a crime;

16 “(E) has filed a nonfrivolous civil rights
17 claim in Federal or State court;

18 “(F) has a serious mental or physical ill-
19 ness or disability; or

20 “(G) during the period of incarceration,
21 has been determined to have experienced or to
22 be experiencing severe trauma or to be the vic-
23 tim of gender-based violence—

24 “(i) by any court or administrative ju-
25 dicial proceeding;

1 “(ii) by any corrections official;

2 “(iii) by the individual’s attorney or
3 legal service provider; or

4 “(iv) by the individual.

5 “(b) GEOGRAPHIC PLACEMENT.—

6 “(1) ESTABLISHMENT OF OFFICE.—The Direc-
7 tor shall establish within the Bureau of Prisons an
8 office that determines the placement of prisoners.

9 “(2) PLACEMENT OF PRISONERS.—In deter-
10 mining the placement of a prisoner, the office estab-
11 lished under paragraph (1) shall—

12 “(A) if the prisoner has children, place the
13 prisoner as close to the children as possible;

14 “(B) in deciding whether to assign a
15 transgender or intersex prisoner to a facility for
16 male or female prisoners, and in making other
17 housing and programming assignments, con-
18 sider on a case-by-case basis whether a place-
19 ment would ensure the prisoner’s health and
20 safety, including serious consideration of the
21 prisoner’s own views with respect to their safe-
22 ty, and whether the placement would present
23 management or security problems; and

24 “(C) consider any other factor that the of-
25 fice determines to be appropriate.

1 “(c) PROHIBITION ON PLACEMENT OF PREGNANT
2 PRISONERS OR PRISONERS IN POST-PARTUM RECOVERY
3 IN SEGREGATED HOUSING UNITS.—

4 “(1) PLACEMENT IN SEGREGATED HOUSING
5 UNITS.—A covered institution may not place a pris-
6 oner who is pregnant or in post-partum recovery in
7 a segregated housing unit unless the prisoner pre-
8 sents an immediate risk of harm to the prisoner or
9 others.

10 “(2) RESTRICTIONS.—Any placement of a pris-
11 oner described in subparagraph (A) in a segregated
12 housing unit shall be limited and temporary.

13 “(d) PARENTING CLASSES.—The Director shall pro-
14 vide parenting classes to each prisoner who is a primary
15 caretaker parent.

16 “(e) TRAUMA SCREENING.—The Director shall pro-
17 vide training to each correctional officer and each em-
18 ployee of the Bureau of Prisons who regularly interacts
19 with prisoners, including each instructor and health care
20 professional, to enable those correctional officers and em-
21 ployees to—

22 “(1) identify a prisoner who has a mental or
23 physical health need relating to trauma the prisoner
24 has experienced; and

1 “(2) refer a prisoner described in paragraph (1)
2 to the proper healthcare professional for treatment.

3 “(f) INMATE HEALTH.—

4 “(1) HEALTH CARE ACCESS.—The Director
5 shall ensure that all prisoners receive adequate
6 health care.

7 “(2) HYGIENIC PRODUCTS.—The Director shall
8 make essential hygienic products, including sham-
9 poo, toothpaste, toothbrushes, and any other hygien-
10 ic product that the Director determines appropriate,
11 available without charge to prisoners.

12 “(3) GYNECOLOGIST ACCESS.—The Director
13 shall ensure that all prisoners have access to a gyne-
14 cologist as appropriate.

15 “(g) USE OF SEX-APPROPRIATE CORRECTIONAL OF-
16 FICERS.—

17 “(1) REGULATIONS.—The Director shall make
18 rules under which—

19 “(A) a correctional officer may not conduct
20 a strip search of a prisoner of the opposite sex
21 unless—

22 “(i) the prisoner presents a risk of
23 immediate harm to the prisoner or others,
24 and no other correctional officer of the

1 same sex as the prisoner, or medical staff
2 is available to assist; or

3 “(ii) the prisoner has previously re-
4 quested that an officer of a different sex
5 conduct searches;

6 “(B) a correctional officer may not enter a
7 restroom reserved for prisoners of the opposite
8 sex unless—

9 “(i) a prisoner in the restroom pre-
10 sents a risk of immediate harm to them-
11 selves or others; or

12 “(ii) there is a medical emergency in
13 the restroom and no other correctional offi-
14 cer of the appropriate sex is available to
15 assist;

16 “(C) a transgender prisoner’s sex is deter-
17 mined according to the sex with which they
18 identify; and

19 “(D) a correctional officer may not search
20 or physically examine a prisoner for the sole
21 purpose of determining the prisoner’s genital
22 status or sex.

23 “(2) RELATION TO OTHER LAWS.—Nothing in
24 paragraph (1) shall be construed to affect the re-

1 requirements under the Prison Rape Elimination Act
2 of 2003 (42 U.S.C. 15601 et seq.).”.

3 (c) SUBSTANCE ABUSE TREATMENT.—Section
4 3621(e) of title 18, United States Code, is amended by
5 adding at the end the following:

6 “(7) ELIGIBILITY OF PRIMARY CARETAKER
7 PARENTS AND PREGNANT WOMEN.—The Director of
8 the Bureau of Prisons may not prohibit an eligible
9 prisoner who is a primary caretaker parent (as de-
10 fined in section 4050) or pregnant from partici-
11 pating in a program of residential substance abuse
12 treatment provided under paragraph (1) on the basis
13 of a failure by the eligible prisoner, before being
14 committed to the custody of the Bureau of Prisons,
15 to disclose to any official of the Bureau of Prisons
16 that the prisoner had a substance abuse problem on
17 or before the date on which the eligible prisoner was
18 committed to the custody of the Bureau of Pris-
19 ons.”.

20 (d) IMPLEMENTATION DATE.—

21 (1) IN GENERAL.—Not later than 2 years after
22 the date of enactment of this Act, the Director of
23 the Bureau of Prisons shall implement this section
24 and the amendments made by this section.

1 (2) REPORT.—Not later than 1 year after the
2 date of enactment of this Act, the Director of the
3 Bureau of Prisons shall submit to the Committee on
4 the Judiciary of the Senate and the Committee on
5 the Judiciary of the House of Representatives a re-
6 port on the implementation of this section and the
7 amendments made by this section.

8 (e) TECHNICAL AND CONFORMING AMENDMENT.—
9 The table of sections for chapter 303 of title 18, United
10 States Code, is amended by adding at the end the fol-
11 lowing:

 “4050. Treatment of primary caretaker parents and other individuals.”.

12 **SEC. 1102. PUBLIC HEALTH AND SAFETY OF WOMEN.**

13 (a) SHORT TITLE.—This section may be cited as the
14 “Stop Infant Mortality And Recidivism Reduction Act” or
15 the “SIMARRA Act”.

16 (b) ESTABLISHMENT.—Not later than 270 days after
17 the date of the enactment of this section, the Director of
18 the Federal Bureau of Prisons (in this section referred
19 to as the “Director”) shall establish a pilot program (in
20 this section referred to as the “Program”) in accordance
21 with this section to permit women incarcerated in Federal
22 prisons and the children born to such women during incar-
23 ceration to reside together while the inmate serves a term
24 of imprisonment in a separate housing wing of the prison.

1 (c) PURPOSES.—The purposes of this section are
2 to—

3 (1) prevent infant mortality among infants born
4 to incarcerated mothers and greatly reduce the trauma
5 and stress experienced by the unborn fetuses of
6 pregnant inmates;

7 (2) reduce the recidivism rates of federally incarcerated
8 women and mothers, and enhance public safety by improving
9 the effectiveness of the Federal prison system for women as a
10 population with special needs;

11 (3) establish female offender risk and needs assessment
12 as the cornerstones of a more effective and efficient Federal
13 prison system;

14 (4) implement a validated post-sentencing risk and needs
15 assessment system that relies on dynamic risk factors to provide
16 Federal prison officials with a roadmap to address the pre- and
17 post-natal needs of Federal pregnant offenders, manage limited
18 resources, and enhance public safety;

19 (5) perform regular outcome evaluations of the effectiveness
20 of programs and interventions for federally incarcerated pregnant
21 women and mothers to assure that such programs and interventions
22 are evidence-based and to suggest changes, deletions, and
23
24
25

1 expansions based on the results of such evaluations;
2 and

3 (6) assist the Department of Justice to address
4 the underlying cost structure of the Federal prison
5 system and ensure that the Department can con-
6 tinue to run prison nurseries safely and securely
7 without compromising the scope or quality of the
8 Department's critical health, safety and law enforce-
9 ment missions.

10 (d) DUTIES OF THE DIRECTOR OF THE BUREAU OF
11 PRISONS.—

12 (1) IN GENERAL.—The Director shall carry out
13 this section in consultation with—

14 (A) a licensed and board-certified gyne-
15 cologist or obstetrician;

16 (B) the Director of the Administrative Of-
17 fice of the United States Courts;

18 (C) the Director of the Office of Probation
19 and Pretrial Services;

20 (D) the Director of the National Institute
21 of Justice; and

22 (E) the Secretary of Health and Human
23 Services.

24 (2) DUTIES.—The Director shall, in accordance
25 with paragraph (3)—

1 (A) develop an offender risk and needs as-
2 essment system particular to the health and
3 sensitivities of federally incarcerated pregnant
4 women and mothers in accordance with this
5 subsection;

6 (B) develop recommendations regarding re-
7 cidivism reduction programs and productive ac-
8 tivities in accordance with subsection (c);

9 (C) conduct ongoing research and data
10 analysis on—

11 (i) the best practices relating to the
12 use of offender risk and needs assessment
13 tools particular to the health and sensitivi-
14 ties of federally incarcerated pregnant
15 women and mothers;

16 (ii) the best available risk and needs
17 assessment tools particular to the health
18 and sensitivities of federally incarcerated
19 pregnant women and mothers and the level
20 to which they rely on dynamic risk factors
21 that could be addressed and changed over
22 time, and on measures of risk of recidi-
23 vism, individual needs, and responsiveness
24 to recidivism reduction programs;

1 (iii) the most effective and efficient
2 uses of such tools in conjunction with re-
3 cidivism reduction programs, productive
4 activities, incentives, and rewards; and

5 (iv) which recidivism reduction pro-
6 grams are the most effective—

7 (I) for federally incarcerated
8 pregnant women and mothers classi-
9 fied at different recidivism risk levels;
10 and

11 (II) for addressing the specific
12 needs of federally incarcerated preg-
13 nant women and mothers;

14 (D) on a biennial basis, review the system
15 developed under subparagraph (A) and the rec-
16 ommendations developed under subparagraph
17 (B), using the research conducted under sub-
18 paragraph (C), to determine whether any revi-
19 sions or updates should be made, and if so,
20 make such revisions or updates;

21 (E) hold periodic meetings with the indi-
22 viduals listed in paragraph (1) at intervals to be
23 determined by the Director; and

24 (F) report to Congress in accordance with
25 subsection (i).

1 (3) METHODS.—In carrying out the duties
2 under paragraph (2), the Director shall—

3 (A) consult relevant stakeholders; and

4 (B) make decisions using data that is
5 based on the best available statistical and em-
6 pirical evidence.

7 (e) ELIGIBILITY.—An inmate may apply to partici-
8 pate in the Program if the inmate—

9 (1) is pregnant at the beginning of or during
10 the term of imprisonment; and

11 (2) is in the custody or control of the Federal
12 Bureau of Prisons.

13 (f) PROGRAM TERMS.—

14 (1) TERM OF PARTICIPATION.—To correspond
15 with the purposes and goals of the Program to pro-
16 mote bonding during the critical stages of child de-
17 velopment, an eligible inmate selected for the Pro-
18 gram may participate in the Program, subject to
19 subsection (g), until the earliest of—

20 (A) the date that the inmate’s term of im-
21 prisonment terminates;

22 (B) the date the infant fails to meet any
23 medical criteria established by the Director or
24 the Director’s designee along with a collective

1 determination of the persons listed in sub-
2 section (d)(1); or

3 (C) 30 months.

4 (2) INMATE REQUIREMENTS.—For the duration
5 of an inmate’s participation in the Program, the in-
6 mate shall agree to—

7 (A) take substantive steps towards acting
8 in the role of a parent or guardian to any child
9 of that inmate;

10 (B) participate in any educational or coun-
11 seling opportunities established by the Director,
12 including topics such as child development, par-
13 enting skills, domestic violence, vocational train-
14 ing, or substance abuse, as appropriate;

15 (C) abide by any court decision regarding
16 the legal or physical custody of the child;

17 (D) transfer to the Federal Bureau of
18 Prisons any child support payments for the in-
19 fant of the participating inmate from any per-
20 son or governmental entity; and

21 (E) specify a person who has agreed to
22 take at least temporary custody of the child if
23 the inmate’s participation in the Program ter-
24 minates before the inmate’s release.

1 (g) CONTINUITY OF CARE.—The Director shall take
2 appropriate actions to prevent detachment or disruption
3 of either an inmate’s or infant’s health and bonding-based
4 well-being due to termination of the Program.

5 (h) REPORTING.—

6 (1) IN GENERAL.—Not later than 6 months
7 after the date of the enactment of this section and
8 once each year thereafter for 5 years, the Director
9 shall submit a report to the Congress with regards
10 to progress in implementing the Program.

11 (2) FINAL REPORT.—Not later than 6 months
12 after the termination of the Program, the Director
13 shall issue a final report to the Congress that con-
14 tains a detailed statement of the Director’s findings
15 and conclusions, including recommendations for leg-
16 islation, administrative actions, and regulations the
17 Director considers appropriate.

18 (i) AUTHORIZATION OF APPROPRIATIONS.—To carry
19 out this section, there is authorized to be appropriated
20 \$10,000,000 for each of fiscal years 2020 through 2024.

1 **TITLE XII—LAW ENFORCEMENT**
2 **TOOLS TO ENHANCE PUBLIC**
3 **SAFETY**

4 **SEC. 1201. NOTIFICATION TO LAW ENFORCEMENT AGEN-**
5 **CIES OF PROHIBITED PURCHASE OR AT-**
6 **TEMPTED PURCHASE OF A FIREARM.**

7 (a) IN GENERAL.—Title I of the NICS Improvement
8 Amendments Act of 2007 (18 U.S.C. 922 note) is amend-
9 ed by adding at the end the following:

10 **“SEC. 108. NOTIFICATION TO LAW ENFORCEMENT AGEN-**
11 **CIES OF PROHIBITED PURCHASE OF A FIRE-**
12 **ARM.**

13 “(a) IN GENERAL.—In the case of a background
14 check conducted by the National Instant Criminal Back-
15 ground Check System pursuant to the request of a li-
16 censed importer, licensed manufacturer, or licensed dealer
17 of firearms (as such terms are defined in section 921 of
18 title 18, United States Code), which background check de-
19 termines that the receipt of a firearm by a person would
20 violate subsection (g)(8), (g)(9), or (g)(10) of section 922
21 of title 18, United States Code, and such determination
22 is made after 3 business days have elapsed since the li-
23 censee contacted the System and a firearm has been trans-
24 ferred to that person, the System shall notify the law en-
25 forcement agencies described in subsection (b).

1 “(b) LAW ENFORCEMENT AGENCIES DESCRIBED.—
 2 The law enforcement agencies described in this subsection
 3 are the law enforcement agencies that have jurisdiction
 4 over the location from which the licensee contacted the
 5 system and the law enforcement agencies that have juris-
 6 diction over the location of the residence of the person for
 7 which the background check was conducted, as follows:

8 “(1) The field office of the Federal Bureau of
 9 Investigation.

10 “(2) The local law enforcement agency.

11 “(3) The State law enforcement agency.

12 “(4) The Tribal law enforcement agency.”.

13 (b) CLERICAL AMENDMENT.—The table of contents
 14 of the NICS Improvement Amendments Act of 2007 (18
 15 U.S.C. 922 note) is amended by inserting after the
 16 item relating to section 106 the following:

“Sec. 108. Notification to law enforcement agencies of prohibited purchase of
 a firearm.”.

17 **SEC. 1202. REPORTING OF BACKGROUND CHECK DENIALS**
 18 **TO STATE, LOCAL, AND TRIBAL AUTHORI-**
 19 **TIES.**

20 (a) IN GENERAL.—Chapter 44 of title 18, United
 21 States Code, is amended by inserting after section 925A
 22 the following:

1 **“§ 925B. Reporting of background check denials to**
2 **State, local, and tribal authorities**

3 “(a) IN GENERAL.—If the national instant criminal
4 background check system established under section 103
5 of the Brady Handgun Violence Prevention Act (18 U.S.C.
6 922 note) provides a notice pursuant to section 922(t) of
7 this title that the receipt of a firearm by a person would
8 violate subsection (g)(8), (g)(9), or (g)(10) of section 922
9 of this title or State law, the Attorney General shall, in
10 accordance with subsection (b) of this section—

11 “(1) report to the law enforcement authorities
12 of the State where the person sought to acquire the
13 firearm and, if different, the law enforcement au-
14 thorities of the State of residence of the person—

15 “(A) that the notice was provided;

16 “(B) of the specific provision of law that
17 would have been violated;

18 “(C) of the date and time the notice was
19 provided;

20 “(D) of the location where the firearm was
21 sought to be acquired; and

22 “(E) of the identity of the person; and

23 “(2) report the incident to local or tribal law
24 enforcement authorities and, where practicable,
25 State, tribal, or local prosecutors, in the jurisdiction

1 where the firearm was sought and in the jurisdiction
2 where the person resides.

3 “(b) REQUIREMENTS FOR REPORT.—A report is
4 made in accordance with this subsection if the report is
5 made within 24 hours after the provision of the notice de-
6 scribed in subsection (a), except that the making of the
7 report may be delayed for so long as is necessary to avoid
8 compromising an ongoing investigation.

9 “(c) RULE OF CONSTRUCTION.—Nothing in sub-
10 section (a) shall be construed to require a report with re-
11 spect to a person to be made to the same State authorities
12 that originally issued the notice with respect to the per-
13 son.”.

14 (b) CLERICAL AMENDMENT.—The table of sections
15 for such chapter is amended by inserting after the item
16 relating to section 925A the following:

“925B. Reporting of background check denials to State, local, and tribal au-
thorities.”.

17 **SEC. 1203. SPECIAL ASSISTANT U.S. ATTORNEYS AND**
18 **CROSS-DEPUTIZED ATTORNEYS.**

19 (a) IN GENERAL.—Chapter 44 of title 18, United
20 States Code, as amended by this Act, is further amended
21 by inserting after section 925B the following:

1 **“§ 925C. Special assistant U.S. attorneys and cross-**
2 **deputized attorneys**

3 “(a) IN GENERAL.—In order to improve the enforce-
4 ment of paragraphs (8), (9), and (10) of section 922(g),
5 the Attorney General may—

6 “(1) appoint, in accordance with section 543 of
7 title 28, qualified State, tribal, territorial and local
8 prosecutors and qualified attorneys working for the
9 United States Government to serve as special assist-
10 ant United States attorneys for the purpose of pros-
11 ecuting violations of such paragraphs;

12 “(2) deputize State, tribal, territorial and local
13 law enforcement officers for the purpose of enhanc-
14 ing the capacity of the agents of the Bureau of Alco-
15 hol, Tobacco, Firearms and Explosives in responding
16 to and investigating violations of such paragraphs;
17 and

18 “(3) establish, in order to receive and expedite
19 requests for assistance from State, tribal, territorial
20 and local law enforcement agencies responding to in-
21 timate partner violence cases where such agencies
22 have probable cause to believe that the offenders
23 may be in violation of such paragraphs, points of
24 contact within—

25 “(A) each Field Division of the Bureau of
26 Alcohol, Tobacco, Firearms and Explosives; and

1 “(B) each District Office of the United
2 States Attorneys.

3 “(b) IMPROVE INTIMATE PARTNER AND PUBLIC
4 SAFETY.—The Attorney General shall—

5 “(1) identify no less than 75 jurisdictions
6 among States, territories and tribes where there are
7 high rates of firearms violence and threats of fire-
8 arms violence against intimate partners and other
9 persons protected under paragraphs (8), (9), and
10 (10) of section 922(g) and where local authorities
11 lack the resources to address such violence; and

12 “(2) make such appointments as described in
13 subsection (a) in jurisdictions where enhanced en-
14 forcement of such paragraphs is necessary to reduce
15 firearms homicide and injury rates.

16 “(c) QUALIFIED DEFINED.—For purposes of this
17 section, the term ‘qualified’ means, with respect to an at-
18 torney, that the attorney is a licensed attorney in good
19 standing with any relevant licensing authority.”.

20 (b) CLERICAL AMENDMENT.—The table of sections
21 for such chapter is amended by inserting after the item
22 relating to section 925B the following:

“925C. Special assistant U.S. attorneys and cross-deputized attorneys.”.

1 **TITLE XIII—CLOSING THE LAW**
2 **ENFORCEMENT CONSENT**
3 **LOOPHOLE**

4 **SEC. 1301. SHORT TITLE.**

5 This title may be cited as the “Closing the Law En-
6 forcement Consent Loophole Act of 2019”.

7 **SEC. 1302. PROHIBITION ON ENGAGING IN SEXUAL ACTS**
8 **WHILE ACTING UNDER COLOR OF LAW.**

9 (a) IN GENERAL.—Section 2243 of title 18, United
10 States Code, is amended—

11 (1) in the section heading, by adding at the end
12 the following: “**or by any person acting**
13 **under color of law**”;

14 (2) by redesignating subsections (c) and (d) as
15 subsections (d) and (e), respectively;

16 (3) by inserting after subsection (b) the fol-
17 lowing:

18 “(c) OF AN INDIVIDUAL BY ANY PERSON ACTING
19 UNDER COLOR OF LAW.—

20 “(1) IN GENERAL.—Whoever, acting under
21 color of law, knowingly engages in a sexual act with
22 an individual, including an individual who is under
23 arrest, in detention, or otherwise in the actual cus-
24 tody of any Federal law enforcement officer, shall be

1 fined under this title, imprisoned not more than 15
2 years, or both.

3 “(2) DEFINITION.—In this subsection, the term
4 ‘sexual act’ has the meaning given the term in sec-
5 tion 2246.”; and

6 (4) in subsection (d), as so redesignated, by
7 adding at the end the following:

8 “(3) In a prosecution under subsection (c), it is not
9 a defense that the other individual consented to the sexual
10 act.”.

11 (b) DEFINITION.—Section 2246 of title 18, United
12 States Code, is amended—

13 (1) in paragraph (5), by striking “and” at the
14 end;

15 (2) in paragraph (6), by striking the period at
16 the end and inserting “; and”; and

17 (3) by inserting after paragraph (6) the fol-
18 lowing:

19 “(7) the term ‘Federal law enforcement officer’
20 has the meaning given the term in section 115.”.

21 (c) CLERICAL AMENDMENT.—The table of sections
22 for chapter 109A of title 18, United States Code, is
23 amended by amending the item related to section 2243
24 to read as follows:

“2243. Sexual abuse of a minor or ward or by any person acting under color
of law.”.

1 **SEC. 1303. INCENTIVES FOR STATES.**

2 (a) **AUTHORITY TO MAKE GRANTS.**—The Attorney
3 General is authorized to make grants to States that have
4 in effect a law that—

5 (1) makes it a criminal offense for any person
6 acting under color of law of the State to engage in
7 a sexual act with an individual, including an indi-
8 vidual who is under arrest, in detention, or otherwise
9 in the actual custody of any law enforcement officer;
10 and

11 (2) prohibits a person charged with an offense
12 described in paragraph (1) from asserting the con-
13 sent of the other individual as a defense.

14 (b) **REPORTING REQUIREMENT.**—A State that re-
15 ceives a grant under this section shall submit to the Attor-
16 ney General, on an annual basis, information on—

17 (1) the number of reports made to law enforce-
18 ment agencies in that State regarding persons en-
19 gaging in a sexual act while acting under color of
20 law during the previous year; and

21 (2) the disposition of each case in which sexual
22 misconduct by a person acting under color of law
23 was reported during the previous year.

24 (c) **APPLICATION.**—A State seeking a grant under
25 this section shall submit an application to the Attorney
26 General at such time, in such manner, and containing

1 such information as the Attorney General may reasonably
2 require, including information about the law described in
3 subsection (a).

4 (d) GRANT AMOUNT.—The amount of a grant to a
5 State under this section shall be in an amount that is not
6 greater than 10 percent of the average of the total amount
7 of funding of the 3 most recent awards that the State re-
8 ceived under the following grant programs:

9 (1) Part T of title I of the Omnibus Crime Con-
10 trol and Safe Streets Act of 1968 (34 U.S.C. 10441
11 et seq.) (commonly referred to as the “STOP Vio-
12 lence Against Women Formula Grant Program”).

13 (2) Section 41601 of the Violence Against
14 Women Act of 1994 (34 U.S.C. 12511) (commonly
15 referred to as the “Sexual Assault Services Pro-
16 gram”).

17 (e) GRANT TERM.—

18 (1) IN GENERAL.—The Attorney General shall
19 provide an increase in the amount provided to a
20 State under the grant programs described in sub-
21 section (d) for a 2-year period.

22 (2) RENEWAL.—A State that receives a grant
23 under this section may submit an application for a
24 renewal of such grant at such time, in such manner,

1 and containing such information as the Attorney
2 General may reasonably require.

3 (3) LIMIT.—A State may not receive a grant
4 under this section for more than 4 years.

5 (f) USES OF FUNDS.—A State that receives a grant
6 under this section shall use—

7 (1) 25 percent of such funds for any of the per-
8 missible uses of funds under the grant program de-
9 scribed in paragraph (1) of subsection (d); and

10 (2) 75 percent of such funds for any of the per-
11 missible uses of funds under the grant program de-
12 scribed in paragraph (2) of subsection (d).

13 (g) AUTHORIZATION OF APPROPRIATIONS.—There
14 are authorized to be appropriated to carry out this chapter
15 \$5,000,000 for each of fiscal years 2020 through 2024.

16 (h) DEFINITION.—For purposes of this section, the
17 term “State” means each of the several States and the
18 District of Columbia, Indian Tribes, and the Common-
19 wealth of Puerto Rico, Guam, American Samoa, the Vir-
20 gin Islands, and the Northern Mariana Islands.

21 **SEC. 1304. REPORTS TO CONGRESS.**

22 (a) REPORT BY ATTORNEY GENERAL.—Not later
23 than 1 year after the date of enactment of this Act, and
24 each year thereafter, the Attorney General shall submit
25 to Congress a report containing—

1 (1) the information required to be reported to
2 the Attorney General under section 3(b); and

3 (2) information on—

4 (A) the number of reports made, during
5 the previous year, to Federal law enforcement
6 agencies regarding persons engaging in a sexual
7 act while acting under color of law; and

8 (B) the disposition of each case in which
9 sexual misconduct by a person acting under
10 color of law was reported.

11 (b) REPORT BY GAO.—Not later than 1 year after
12 the date of enactment of this Act, and each year there-
13 after, the Comptroller General of the United States shall
14 submit to Congress a report on any violations of section
15 2243(c) of title 18, United States Code, as amended by
16 section 2, committed during the 1-year period covered by
17 the report.

18 **SEC. 1305. DEFINITION.**

19 In this title, the term “sexual act” has the meaning
20 given the term in section 2246 of title 18, United States
21 Code.

1 **TITLE XIV—OTHER MATTERS**

2 **SEC. 1401. NATIONAL STALKER AND DOMESTIC VIOLENCE**

3 **REDUCTION.**

4 Section 40603 of the Violent Crime Control and Law
5 Enforcement Act of 1994 (34 U.S.C. 12402) is amended
6 by striking “2014 through 2018” and inserting “2020
7 through 2024”.

8 **SEC. 1402. FEDERAL VICTIM ASSISTANTS REAUTHORIZA-**

9 **TION.**

10 Section 40114 of the Violence Against Women Act
11 of 1994 (Public Law 103–322) is amended to read as fol-
12 lows:

13 **“SEC. 40114. AUTHORIZATION FOR FEDERAL VICTIM’S**

14 **COUNSELORS.**

15 “There are authorized to be appropriated for the
16 United States Attorneys for the purpose of appointing vic-
17 tim/witness counselors for the prosecution of sex crimes
18 and domestic violence crimes where applicable (such as the
19 District of Columbia), \$1,000,000 for each of fiscal years
20 2020 through 2024.”.

1 **SEC. 1403. CHILD ABUSE TRAINING PROGRAMS FOR JUDI-**
2 **CIAL PERSONNEL AND PRACTITIONERS RE-**
3 **AUTHORIZATION.**

4 Section 224(a) of the Crime Control Act of 1990 (34
5 U.S.C. 20334(a)) is amended by striking “2014 through
6 2018” and inserting “2020 through 2024”.

7 **SEC. 1404. SEX OFFENDER MANAGEMENT.**

8 Section 40152(e) of the Violent Crime Control and
9 Law Enforcement Act of 1994 (34 U.S.C. 12311(c)) is
10 amended by striking “2014 through 2018” and inserting
11 “2020 through 2024”.

12 **SEC. 1405. COURT-APPOINTED SPECIAL ADVOCATE PRO-**
13 **GRAM.**

14 Section 219(a) of the Crime Control Act of 1990 (34
15 U.S.C. 20324(a)) is amended by striking “2014 through
16 2018” and inserting “2020 through 2024”.

17 **SEC. 1406. RAPE KIT BACKLOG.**

18 Section 2(j) of the DNA Analysis Backlog Elimini-
19 nation Act of 2000 (34 U.S.C. 40701) is amended by
20 striking “2015 through 2019” and inserting “2020
21 through 2024”.

22 **SEC. 1407. SEXUAL ASSAULT FORENSIC EXAM PROGRAM**
23 **GRANTS.**

24 Section 304(d) of the DNA Sexual Assault Justice
25 Act of 2004 (34 U.S.C. 40723(d)) is amended by striking

1 “2015 through 2019” and inserting “2020 through
2 2024”.

○