

AMENDMENT NO. _____ Calendar No. _____

Purpose: To amend the Omnibus Crime Control and Safe Streets Act of 1968 to include human trafficking as a part 1 violent crime for purposes of the Edward Byrne Memorial Justice Assistance Grant Program.

IN THE SENATE OF THE UNITED STATES—113th Cong., 1st Sess.

S. 744

To provide for comprehensive immigration reform and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. CORNYN (for himself, Mr. BLUMENTHAL, and Mr. FRANKEN)

Viz:

1 At the end of title I, insert the following:

2 **SECTION 1117. HUMAN TRAFFICKING REPORTING.**

3 (a) **SHORT TITLE.**—This section may be cited as the
4 “Human Trafficking Reporting Act of 2013”.

5 (b) **FINDINGS.**—Congress finds the following:

6 (1) Human trafficking is a form of modern-day
7 slavery.

8 (2) According to the Trafficking Victims Pro-
9 tection Act of 2000 “severe forms of trafficking in
10 persons” means—

1 (A) sex trafficking in which a commercial
2 sex act is induced by force, fraud, or coercion,
3 or in which the person induced to perform such
4 act has not attained 18 years of age; or

5 (B) the recruitment, harboring, transpor-
6 tation, provision, or obtaining of a person for
7 labor or services, through the use of force,
8 fraud, or coercion for the purpose of subjection
9 to involuntary servitude, peonage, debt bondage,
10 or slavery.

11 (3) There is an acute need for better data col-
12 lection of incidents of human trafficking across the
13 United States in order to effectively combat severe
14 forms of trafficking in persons.

15 (4) The State Department's 2012 Trafficking
16 in Persons report found that—

17 (A) the United States is a “source, transit
18 and destination country for men, women, and
19 children, subjected to forced labor, debt bond-
20 age, domestic servitude and sex trafficking,”;
21 and

22 (B) the United States needs to “improve
23 data collection on human trafficking cases at
24 the federal, state and local levels”.

1 (5) The International Organization for Migra-
2 tion has reported that in order to effectively combat
3 human trafficking there must be reliable and stand-
4 ardized data, however, the following barriers for
5 data collection exist:

6 (A) The illicit and underground nature of
7 human trafficking.

8 (B) The reluctance of victims to share in-
9 formation with authorities.

10 (C) Insufficient human trafficking data
11 collection and research efforts by governments
12 world-wide.

13 (6) A 2009 report to the Department of Health
14 and Human Services entitled Human Trafficking
15 Into and Within the United States: A Review of the
16 Literature found that “the data and methodologies
17 for estimating the prevalence of human trafficking
18 globally and nationally are not well developed, and
19 therefore estimates have varied widely and changed
20 significantly over time”.

21 (7) The Federal Bureau of Investigation com-
22 piles national crime statistics through the Uniform
23 Crime Reporting Program.

24 (8) Under current law, State and local govern-
25 ments receiving Edward Byrne Memorial Justice As-

1 sistance grants are required to share data on part
2 1 violent crimes with the Federal Bureau of Inves-
3 tigation for inclusion in the Uniform Crime Report-
4 ing Program.

5 (9) The addition of severe forms of trafficking
6 in persons to the definition of part 1 violent crimes
7 will ensure that statistics on this heinous crime will
8 be compiled and available through the Federal Bu-
9 reau of Investigation’s Uniform Crime Report.

10 (c) HUMAN TRAFFICKING TO BE INCLUDED IN PART
11 1 VIOLENT CRIMES FOR PURPOSES OF BYRNE GRANTS.—
12 Section 505 of the Omnibus Crime Control and Safe
13 Streets Act of 1968 (42 U.S.C. 3755) is amended by add-
14 ing at the end the following new subsection:

15 “(i) PART 1 VIOLENT CRIMES TO INCLUDE HUMAN
16 TRAFFICKING.—For purposes of this section, the term
17 ‘part 1 violent crimes’ shall include severe forms of traf-
18 ficking in persons, as defined in section 103(8) of the
19 Trafficking Victims Protection Act of 2000 (22 U.S.C.
20 7102(8)).”.