

Union Calendar No. 336

112TH CONGRESS
2^D SESSION

H. R. 4970

[Report No. 112-480, Part I]

To reauthorize the Violence Against Women Act of 1994.

IN THE HOUSE OF REPRESENTATIVES

APRIL 27, 2012

Mrs. ADAMS (for herself, Mrs. NOEM, Mrs. BLACKBURN, Mrs. BONO MACK, Mrs. McMORRIS RODGERS, Mrs. CAPITO, Ms. FOXX, Ms. BUERKLE, Mrs. ELLMERS, Ms. JENKINS, Mrs. EMERSON, Mrs. BLACK, Mrs. MYRICK, Mrs. SCHMIDT, Ms. GRANGER, Mrs. MILLER of Michigan, Mrs. LUMMIS, Mrs. HARTZLER, Mrs. ROBY, Mr. SMITH of Texas, Mr. SENSENBRENNER, Mr. MCCARTHY of California, Mr. GOWDY, Mr. ROSS of Florida, Mr. LATHAM, Mr. JOHNSON of Ohio, Mr. WEST, Mr. MILLER of Florida, Mr. NUGENT, Mr. AMODEI, Mr. BARLETTA, Mr. KELLY, Mr. WEBSTER, Mr. STIVERS, Mr. RENACCI, and Mr. DANIEL E. LUNGREN of California) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committees on Energy and Commerce, Education and the Workforce, and Financial Services, 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

MAY 15, 2012

Additional sponsors: Mr. McCOTTER, Mr. TIPTON, Mr. TERRY, Mr. HECK, and Mr. PENCE

MAY 15, 2012

Reported from the Committee on the Judiciary with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

MAY 15, 2012

The Committees on Energy and Commerce, Education and the Workforce, and Financial Services discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on April 27, 2012]

A BILL

To reauthorize the Violence Against Women Act of 1994.

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

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Violence Against Women*
 5 *Reauthorization Act of 2012”.*

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

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

- Sec. 1. Short title.*
- Sec. 2. Table of contents.*
- Sec. 3. VAWA definitions and grant conditions.*
- Sec. 4. Accountability provisions.*
- Sec. 5. Effective date.*

*TITLE I—ENHANCING JUDICIAL AND LAW ENFORCEMENT TOOLS
TO COMBAT VIOLENCE AGAINST WOMEN*

- Sec. 101. STOP grants.*
- Sec. 102. Grants to encourage arrest policies and enforcement of protection orders.*
- Sec. 103. Legal assistance for victims.*
- Sec. 104. Consolidation of grants to support families in the justice system.*
- Sec. 105. Court-appointed special advocate program.*
- Sec. 106. Outreach and services to underserved populations grant.*
- Sec. 107. Culturally specific services grant.*
- Sec. 108. Reduction in rape kit backlog.*

*TITLE II—IMPROVING SERVICES FOR VICTIMS OF DOMESTIC
VIOLENCE, DATING VIOLENCE, SEXUAL ASSAULT, AND STALKING*

- Sec. 201. Sexual assault services program.*
- Sec. 202. Rural domestic violence, dating violence, sexual assault, stalking, and
child abuse enforcement assistance.*
- Sec. 203. Training and services to end violence against women with disabilities
grants.*
- Sec. 204. Grant for training and services to end violence against women in later
life.*

*TITLE III—SERVICES, PROTECTION, AND JUSTICE FOR YOUNG
VICTIMS OF VIOLENCE*

- Sec. 301. Rape prevention and education grant.*
- Sec. 302. Creating hope through outreach, options, services, and education for
children and youth.*
- Sec. 303. Grants to combat violent crimes on campuses.*
- Sec. 304. National Center for Campus Public Safety.*

TITLE IV—VIOLENCE REDUCTION PRACTICES

- Sec. 401. Study conducted by the centers for disease control and prevention.*

Sec. 402. Saving money and reducing tragedies through prevention grants.

TITLE V—STRENGTHENING THE HEALTH CARE SYSTEM'S RESPONSE TO DOMESTIC VIOLENCE, DATING VIOLENCE, SEXUAL ASSAULT, AND STALKING

Sec. 501. Consolidation of grants to strengthen the health care system's response to domestic violence, dating violence, sexual assault, and stalking.

TITLE VI—SAFE HOMES FOR VICTIMS OF DOMESTIC VIOLENCE, DATING VIOLENCE, SEXUAL ASSAULT, AND STALKING

Sec. 601. Housing protections for victims of domestic violence, dating violence, sexual assault, and stalking.

Sec. 602. Transitional housing assistance grants for victims of domestic violence, dating violence, sexual assault, and stalking.

Sec. 603. Addressing the housing needs of victims of domestic violence, dating violence, sexual assault, and stalking.

TITLE VII—ECONOMIC SECURITY FOR VICTIMS OF VIOLENCE

Sec. 701. National Resource Center on Workplace Responses to assist victims of domestic and sexual violence.

TITLE VIII—IMMIGRATION PROVISIONS

Sec. 801. Fraud prevention initiatives.

Sec. 802. Clarification of the requirements applicable to U visas.

Sec. 803. Protections for a fiancée or fiancé of a citizen.

Sec. 804. Regulation of international marriage brokers.

Sec. 805. GAO report.

Sec. 806. Temporary Nature of U Visa Status.

Sec. 807. Annual report on immigration applications made by victims of abuse.

Sec. 808. Protection for children of VAWA self-petitioners.

Sec. 809. Public charge.

Sec. 810. Age-Out Protection for U Visa Applicants.

Sec. 811. Hardship waivers.

Sec. 812. Disclosure of Information for National Security Purpose.

Sec. 813. GAO report on requirements to cooperate with law enforcement officials.

Sec. 814. Consideration of other evidence.

TITLE IX—SAFETY FOR INDIAN WOMEN

Sec. 901. Grants to Indian tribal governments.

Sec. 902. Grants to Indian tribal coalitions.

Sec. 903. Consultation.

Sec. 904. Analysis and research on violence against Indian women.

Sec. 905. Assistant United States attorney domestic violence tribal liaisons.

TITLE X—CRIMINAL PROVISIONS

Sec. 1001. Criminal provisions relating to sexual abuse.

Sec. 1002. Sexual abuse in custodial settings.

Sec. 1003. Criminal provision relating to stalking, including cyberstalking.

Sec. 1004. Amendments to the Federal assault statute.

Sec. 1005. Mandatory minimum sentence.

1 **SEC. 3. VAWA DEFINITIONS AND GRANT CONDITIONS.**

2 (a) *DEFINITIONS.*—Subsection (a) of section 40002 of
3 the Violence Against Women Act of 1994 (42 U.S.C.
4 13925(a)) is amended—

5 (1) in paragraph (2), by inserting “to an
6 unemancipated minor” after “serious harm”;

7 (2) in paragraph (3), by striking “an organiza-
8 tion” and inserting “a nonprofit, nongovernmental,
9 or tribal organization that serves a specific geo-
10 graphic community”;

11 (3) in paragraph (6) by inserting “or intimate
12 partner” after “former spouse” and after “as a
13 spouse”;

14 (4) by amending paragraph (16) to read as fol-
15 lows:

16 “(16) *LEGAL ASSISTANCE.*—The term ‘legal as-
17 sistance’—

18 “(A) includes assistance to adult and youth
19 victims of domestic violence, dating violence, sex-
20 ual assault, and stalking in—

21 “(i) family, tribal, territorial, immi-
22 gration, employment, administrative agen-
23 cy, housing matters, campus administrative
24 or protection or stay away order pro-
25 ceedings, and other similar matters; and

1 “(ii) criminal justice investigations,
2 prosecutions and post-trial matters (includ-
3 ing sentencing, parole, and probation) that
4 impact the victim’s safety and privacy; and
5 “(B) may include services and assistance to
6 victims of domestic violence, dating violence, sex-
7 ual assault, or stalking who are also victims of
8 severe forms of trafficking in persons as defined
9 by section 103 of the Trafficking Victims Protec-
10 tion Act of 2000 (22 U.S.C. 7102);
11 except that intake or referral, without other action,
12 does not constitute legal assistance.”.

13 (5) by amending paragraph (18) to read as fol-
14 lows:

15 “(18) *PERSONALLY IDENTIFYING INFORMATION*
16 *OR PERSONAL INFORMATION.*—The term ‘personally
17 identifying information’ or ‘personal information’
18 means individually identifying information for or
19 about an individual, including information likely to
20 disclose the location of a victim of domestic violence,
21 dating violence, sexual assault, or stalking, regardless
22 of whether the information is encoded, encrypted,
23 hashed, or otherwise protected, including—

24 “(A) a first and last name;

25 “(B) a home or other physical address;

1 “(C) contact information (including a post-
2 al, e-mail or Internet protocol address, or tele-
3 phone or facsimile number);

4 “(D) a social security number, driver li-
5 cense number, passport number, or student iden-
6 tification number; and

7 “(E) any other information, including date
8 of birth, racial or ethnic background, or religious
9 affiliation, that would serve to identify any indi-
10 vidual.”;

11 (6) in paragraph (19), by striking “services”
12 and inserting “assistance”;

13 (7) in paragraph (21)—

14 (A) in subparagraph (A), by striking “or”
15 after the semicolon;

16 (B) in subparagraph (B)(ii), by striking the
17 period and inserting “; or”; and

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

19 “(C) any federally recognized Indian
20 tribe.”;

21 (8) in paragraph (22)—

22 (A) by striking “52” and inserting “57”;
23 and

24 (B) by striking “150,000” and inserting
25 “250,000”;

1 (9) by amending paragraph (23) to read as fol-
2 lows:

3 “(23) *SEXUAL ASSAULT.*—The term ‘sexual as-
4 sault’ means any nonconsensual sexual act proscribed
5 by Federal, tribal, or State law, including when the
6 victim lacks capacity to consent.”;

7 (10) by amending paragraph (33) to read as fol-
8 lows:

9 “(33) *UNDERSERVED POPULATIONS.*—The term
10 ‘underserved populations’ means populations who face
11 barriers to accessing and using victim services, and
12 includes populations underserved because of geo-
13 graphic location or religion, underserved racial and
14 ethnic populations, populations underserved because
15 of special needs (such as language barriers, disabil-
16 ities, alienage status, or age), and any other popu-
17 lation determined to be underserved by the Attorney
18 General or the Secretary of Health and Human Serv-
19 ices, as appropriate.”;

20 (11) by amending paragraph (37) to read as fol-
21 lows:

22 “(37) *YOUTH.*—The term ‘youth’ means a person
23 who is 11 to 24 years of age.”;

24 (12) by adding at the end the following new
25 paragraphs:

1 “(38) *ALASKA NATIVE VILLAGE*.—*The term*
2 *‘Alaska Native village’ has the same meaning given*
3 *such term in the Alaska Native Claims Settlement Act*
4 *(43 U.S.C. 1601 et seq.).*

5 “(39) *CHILD*.—*The term ‘child’ means a person*
6 *who is under 11 years of age.*

7 “(40) *CULTURALLY SPECIFIC*.—*The term ‘cul-*
8 *turally specific’ (except when used as part of the term*
9 *‘culturally specific services’) means primarily com-*
10 *posed of racial and ethnic minority groups (as de-*
11 *finied in section 1707(g) of the Public Health Service*
12 *Act (42 U.S.C. 300u–6(g)).*

13 “(41) *CULTURALLY SPECIFIC SERVICES*.—*The*
14 *term ‘culturally specific services’ means community-*
15 *based services and resources that are culturally rel-*
16 *evant and linguistically specific to culturally specific*
17 *communities.*

18 “(42) *HOMELESS, HOMELESS INDIVIDUAL,*
19 *HOMELESS PERSON*.—*The terms ‘homeless’, ‘homeless*
20 *individual’, and ‘homeless person’—*

21 “(A) *mean an individual who lacks a fixed,*
22 *regular, and adequate nighttime residence; and*

23 “(B) *includes—*

24 “(i) *an individual who—*

1 “(I) is sharing the housing of
2 other persons due to loss of housing,
3 economic hardship, or a similar rea-
4 son;

5 “(II) is living in a motel, hotel,
6 trailer park, or campground due to the
7 lack of alternative adequate accom-
8 modations;

9 “(III) is living in an emergency
10 or transitional shelter;

11 “(IV) is abandoned in a hospital;
12 or

13 “(V) is awaiting foster care place-
14 ment;

15 “(ii) an individual who has a primary
16 nighttime residence that is a public or pri-
17 vate place not designed for or ordinarily
18 used as a regular sleeping accommodation
19 for human beings; or

20 “(iii) migratory children (as defined
21 in section 1309 of the Elementary and Sec-
22 ondary Education Act of 1965; 20 U.S.C.
23 6399) who qualify as homeless under this
24 section because the children are living in
25 circumstances described in this paragraph.

1 “(43) *POPULATION SPECIFIC ORGANIZATION.*—
2 *The term ‘population specific organization’ means a*
3 *nonprofit, nongovernmental organization that pri-*
4 *marily serves members of a specific underserved popu-*
5 *lation and has demonstrated experience and expertise*
6 *providing targeted services to members of that specific*
7 *underserved population.*

8 “(44) *POPULATION SPECIFIC SERVICES.*—*The*
9 *term ‘population specific services’ means victim serv-*
10 *ices that—*

11 “(A) *address the safety, health, economic,*
12 *legal, housing, workplace, immigration, confiden-*
13 *tiality, or other needs of victims of domestic vio-*
14 *lence, dating violence, sexual assault, or stalking;*
15 *and*

16 “(B) *are designed primarily for, and are*
17 *targeted to, a specific underserved population.*

18 “(45) *RAPE CRISIS CENTER.*—*The term ‘rape*
19 *crisis center’ means—*

20 “(A) *a nonprofit, nongovernmental, or trib-*
21 *al organization that provides intervention and*
22 *related assistance, as specified in section*
23 *41601(b)(2)(C), to victims of sexual assault with-*
24 *out regard to the age of the victims; or*

25 “(B) *a governmental entity that—*

1 “(i) is located in a State other than a
2 Territory;

3 “(ii) provides intervention and related
4 assistance, as specified in section
5 41601(b)(2)(C), to victims of sexual assault
6 without regard to the age of the victims;

7 “(iii) is not a law enforcement agency
8 or other entity that is part of the criminal
9 justice system; and

10 “(iv) offers a level of confidentiality to
11 victims that is comparable to a nonprofit
12 entity that provides similar victim services.

13 “(46) *SEX TRAFFICKING*.—The term ‘sex traf-
14 ficking’ means any conduct proscribed by section
15 1591 of title 18, United States Code, whether or not
16 the conduct occurs in interstate or foreign commerce
17 or within the special maritime and territorial juris-
18 diction of the United States.

19 “(47) *TRIBAL COALITION*.—The term ‘tribal coa-
20 lition’ means an established nonprofit, nongovern-
21 mental Indian organization, Alaska Native organiza-
22 tion, or a Native Hawaiian organization that—

23 “(A) provides education, support, and tech-
24 nical assistance to member Indian service pro-
25 viders in a manner that enables those member

1 providers to establish and maintain culturally
2 appropriate services, including shelter and rape
3 crisis services, designed to assist Indian women
4 and the dependents of those women who are vic-
5 tims of domestic violence, dating violence, sexual
6 assault, and stalking; and

7 “(B) is comprised of board and general
8 members that are representative of—

9 “(i) the member service providers de-
10 scribed in subparagraph (A); and

11 “(ii) the tribal communities in which
12 the services are being provided.

13 “(48) UNIT OF LOCAL GOVERNMENT.—The term
14 ‘unit of local government’ means any city, county,
15 township, town, borough, parish, village, or other gen-
16 eral purpose political subdivision of a State.

17 “(49) VICTIM SERVICES.—The term ‘victim serv-
18 ices’—

19 “(A) means services provided to victims of
20 domestic violence, dating violence, sexual assault,
21 or stalking, including telephonic or web-based
22 hotlines, legal advocacy, economic advocacy,
23 emergency and transitional shelter, accompani-
24 ment and advocacy through medical, civil or
25 criminal justice, immigration, and social sup-

1 *port systems, crisis intervention, short-term indi-*
2 *vidual and group support services, information*
3 *and referrals, culturally specific services, popu-*
4 *lation specific services, and other related sup-*
5 *portive services; and*

6 *“(B) may include services and assistance to*
7 *victims of domestic violence, dating violence, sex-*
8 *ual assault, or stalking who are also victims of*
9 *severe forms of trafficking in persons as defined*
10 *by section 103 of the Trafficking Victims Protec-*
11 *tion Act of 2000 (22 U.S.C. 7102).*

12 *“(50) VICTIM SERVICE PROVIDER.—The term*
13 *‘victim service provider’ means a nonprofit, non-*
14 *governmental or tribal organization or rape crisis*
15 *center, including a State sexual assault coalition or*
16 *tribal coalition, that—*

17 *“(A) assists domestic violence, dating vio-*
18 *lence, sexual assault, or stalking victims, includ-*
19 *ing domestic violence shelters, faith-based organi-*
20 *zations, and other organizations; and*

21 *“(B) has a documented history of effective*
22 *work concerning domestic violence, dating vio-*
23 *lence, sexual assault, or stalking.”; and*

24 *(13) by striking paragraphs (17), (29), and (36),*
25 *and then reordering the remaining paragraphs of*

1 *such subsection (including the paragraphs added by*
2 *paragraph (12) of this subsection) in alphabetical*
3 *order based on the headings of such paragraphs, and*
4 *renumbering such paragraphs as so reordered.*

5 *(b) GRANTS CONDITIONS.—Subsection (b) of section*
6 *40002 of the Violence Against Women Act of 1994 (42*
7 *U.S.C. 13925(b)) is amended—*

8 *(1) in paragraph (2)—*

9 *(A) in subparagraph (B), by amending*
10 *clauses (i) and (ii) to read as follows:*

11 *“(i) disclose, reveal, or release any per-*
12 *sonally identifying information or indi-*
13 *vidual information collected in connection*
14 *with services requested, utilized, or denied*
15 *through grantees’ and subgrantees’ pro-*
16 *grams, regardless of whether the informa-*
17 *tion has been encoded, encrypted, hashed, or*
18 *otherwise protected; or*

19 *“(ii) disclose, reveal, or release indi-*
20 *vidual client information without the in-*
21 *formed, written, reasonably time-limited*
22 *consent of the person (or in the case of an*
23 *unemancipated minor, the minor and the*
24 *parent or guardian or in the case of legal*
25 *incapacity, a court-appointed guardian)*

1 *about whom information is sought, whether*
2 *for this program or any other Federal,*
3 *State, tribal, or territorial grant program,*
4 *except that—*

5 “(I) consent for release may not
6 be given by the abuser of the minor, in-
7 capacitated person, or the abuser of the
8 other parent of the minor; and

9 “(II) if a minor or a person with
10 a legally appointed guardian is per-
11 mitted by law to receive services with-
12 out the parent’s or guardian’s consent,
13 such minor or person with a guardian
14 may release information without addi-
15 tional consent.”;

16 (B) by amending subparagraph (D), to read
17 as follows:

18 “(D) INFORMATION SHARING.—

19 “(i) IN GENERAL.—Grantees and sub-
20 grantees may share—

21 “(I) nonpersonally identifying
22 data in the aggregate regarding serv-
23 ices to their clients and nonpersonally
24 identifying demographic information
25 in order to comply with Federal, State,

1 *tribal, or territorial reporting, evalua-*
2 *tion, or data collection requirements;*

3 “(II) *court-generated information*
4 *and law enforcement-generated infor-*
5 *mation contained in secure, govern-*
6 *mental registries for protection order*
7 *enforcement purposes; and*

8 “(III) *law enforcement-generated*
9 *and prosecution-generated information*
10 *necessary for law enforcement, intel-*
11 *ligence, national security, or prosecu-*
12 *tion purposes.*

13 “(ii) *LIMITATIONS.—Grantees and sub-*
14 *grantees may not—*

15 “(I) *require an adult, youth, or*
16 *child victim of domestic violence, dat-*
17 *ing violence, sexual assault, or stalking*
18 *to provide a consent to release his or*
19 *her personally identifying information*
20 *as a condition of eligibility for the*
21 *services provided by the grantee or sub-*
22 *grantee; or*

23 “(II) *share any personally identi-*
24 *fying information in order to comply*
25 *with Federal reporting, evaluation, or*

1 *data collection requirements, whether*
2 *for this program or any other Federal*
3 *grant program.”;*

4 *(C) by redesignating subparagraph (E) as*
5 *subparagraph (F);*

6 *(D) by inserting after subparagraph (D) the*
7 *following:*

8 *“(E) STATUTORILY MANDATED REPORTS OF*
9 *ABUSE OR NEGLECT.—Nothing in this para-*
10 *graph prohibits a grantee or subgrantee from re-*
11 *porting suspected abuse or neglect, as those terms*
12 *are defined by law, when specifically mandated*
13 *by the State or tribe involved.”; and*

14 *(E) by adding at the end the following new*
15 *subparagraph:*

16 *“(G) CONFIDENTIALITY ASSESSMENT AND*
17 *ASSURANCES.—Grantees and subgrantees shall*
18 *certify their compliance with the confidentiality*
19 *and privacy provisions required under this sec-*
20 *tion.”;*

21 *(2) by striking paragraph (3) and inserting the*
22 *following:*

23 *“(3) APPROVED ACTIVITIES.—In carrying out*
24 *the activities under this title, grantees and sub-*
25 *grantees may collaborate with and provide informa-*

1 *tion to Federal, State, local, tribal, and territorial*
2 *public officials and agencies to develop and imple-*
3 *ment policies, and develop and promote State, local,*
4 *or tribal legislation or model codes, designed to reduce*
5 *or eliminate domestic violence, dating violence, sexual*
6 *assault, and stalking.”;*

7 *(3) in paragraph (7), by inserting at the end the*
8 *following:*

9 *“Final reports of such evaluations shall be made pub-*
10 *lically available on the website of the disbursing agen-*
11 *cy.”; and*

12 *(4) by inserting after paragraph (11) the fol-*
13 *lowing:*

14 *“(12) DELIVERY OF LEGAL ASSISTANCE.—Any*
15 *grantee or subgrantee providing legal assistance with*
16 *funds awarded under this title shall comply with the*
17 *eligibility requirements in section 1201(d) of the Vio-*
18 *lence Against Women Act of 2000 (42 U.S.C. 3796gg-*
19 *6(d)).*

20 *“(13) CIVIL RIGHTS.—*

21 *“(A) NONDISCRIMINATION.—No person in*
22 *any State shall on the basis of actual or per-*
23 *ceived race, color, religion, national origin, sex,*
24 *or disability be excluded from participation in,*
25 *be denied the benefits of, or be subjected to dis-*

1 *crimination under, any program or activity*
2 *funded in whole or in part with funds made*
3 *available under the Violence Against Women Act*
4 *of 1994 (title IV of Public Law 103–322; 108*
5 *Stat. 1902), the Violence Against Women Act of*
6 *2000 (division B of Public Law 106–386; 114*
7 *Stat. 1491), the Violence Against Women and*
8 *Department of Justice Reauthorization Act of*
9 *2005 (title IX of Public Law 109–162; 119 Stat.*
10 *3080), the Violence Against Women Reauthoriza-*
11 *tion Act of 2012, or any other program or activ-*
12 *ity funded in whole or in part with funds appro-*
13 *priated for grants, cooperative agreements, and*
14 *other assistance administered by the Office on*
15 *Violence Against Women.*

16 “(B) *REASONABLE ACCOMMODATION.*—
17 *Nothing in this paragraph shall prevent consid-*
18 *eration of an individual’s gender for purposes of*
19 *a program or activity described in subparagraph*
20 *(A) if the grantee involved determines that gen-*
21 *der segregation or gender-specific programming*
22 *is necessary to the essential operation of such*
23 *program or activity. In such a case, alternative*
24 *reasonable accommodations are sufficient to meet*
25 *the requirements of this paragraph.*

1 “(C) *APPLICATION.*—*The provisions of*
2 *paragraphs (2) through (4) of section 809(c) of*
3 *title I of the Omnibus Crime Control and Safe*
4 *Streets Act of 1968 (42 U.S.C. 3789d(c)) shall*
5 *apply to violations of subparagraph (A).*

6 “(D) *RULE OF CONSTRUCTION.*—*Nothing in*
7 *this paragraph shall be construed, interpreted, or*
8 *applied to supplant, displace, preempt, or other-*
9 *wise diminish the responsibilities and liabilities*
10 *of grantees under other Federal or State civil*
11 *rights law, whether statutory or common.”.*

12 (c) *CONFORMING AMENDMENT.*—*Section 41403(6) of*
13 *the Violence Against Women Act of 1994 (14043e–2(6)) is*
14 *amended to read as follows:*

15 “(6) *the terms ‘homeless’, ‘homeless individual’,*
16 *and ‘homeless person’ have the meanings given such*
17 *terms in section 40002(a);”.*

18 **SEC. 4. ACCOUNTABILITY PROVISIONS.**

19 (a) *REQUIREMENT FOR DOJ GRANT APPLICANTS TO*
20 *INCLUDE CERTAIN INFORMATION ABOUT FEDERAL GRANTS*
21 *IN DOJ GRANT APPLICATIONS.*—*Each applicant for a*
22 *grant from the Department of Justice shall submit, as part*
23 *of the application for the grant, the following information:*

1 (1) *A list of each Federal grant the applicant*
2 *applied for during the one-year period preceding the*
3 *date of submission of the application.*

4 (2) *A list of each Federal grant the applicant re-*
5 *ceived during the five-year period preceding the date*
6 *of submission of the application.*

7 (b) *ENHANCING GRANT EFFICIENCY AND COORDINA-*
8 *TION.—*

9 (1) *IN GENERAL.—The Attorney General, in con-*
10 *sultation with the Secretary of Health and Human*
11 *Services, shall, to the greatest extent practicable, take*
12 *actions to further the coordination of the administra-*
13 *tion of grants within the Department of Justice to in-*
14 *crease the efficiency of such administration.*

15 (2) *REPORT.—Not later than 180 days after the*
16 *date of the enactment of this Act, the Attorney Gen-*
17 *eral shall submit to the Committee on the Judiciary*
18 *and the Committee on Appropriations of the Senate*
19 *and the Committee on the Judiciary and the Com-*
20 *mittee on Appropriations of the House of Representa-*
21 *tives a report on the actions taken by the Attorney*
22 *General under paragraph (1) and the progress of such*
23 *actions in achieving coordination described in such*
24 *paragraph.*

1 (c) *REQUIRING OFFICE OF AUDIT, ASSESSMENT, AND*
2 *MANAGEMENT FUNCTIONS TO APPLY TO VAWA GRANTS.*—

3 (1) *IN GENERAL.*—*Section 109(b) of the Omni-*
4 *bus Crime Control and Safe Streets Act of 1968 is*
5 *amended—*

6 (A) *by redesignating paragraph (3) as*
7 *paragraph (4); and*

8 (B) *by inserting after paragraph (2), the*
9 *following new paragraph:*

10 “(3) *Any program or activity funded in whole or*
11 *in part with funds made available under the Violence*
12 *Against Women Act of 1994 (title IV of Public Law*
13 *103–322; 108 Stat. 1902), the Violence Against*
14 *Women Act of 2000 (division B of Public Law 106–*
15 *386; 114 Stat. 1491), the Violence Against Women*
16 *and Department of Justice Reauthorization Act of*
17 *2005 (title IX of Public Law 109–162; 119 Stat.*
18 *3080), the Violence Against Women Reauthorization*
19 *Act of 2012, or any other program or activity funded*
20 *in whole or in part with funds appropriated for*
21 *grants, cooperative agreements, and other assistance*
22 *administered by the Office on Violence Against*
23 *Women.”.*

24 (2) *EFFECTIVE DATE.*—*The amendments made*
25 *by subsection (a) shall apply with respect to grant pe-*

1 riods beginning on or after the date of the enactment
2 of this Act.

3 (d) *VAWA GRANT ACCOUNTABILITY*.—Section 40002
4 of the Violence Against Women Act of 1994 (42 U.S.C.
5 13925) is further amended by adding at the end the fol-
6 lowing:

7 “(c) *ACCOUNTABILITY*.—All grants awarded under this
8 title shall be subject to the following accountability provi-
9 sions:

10 “(1) *AUDIT REQUIREMENT*.—Beginning in fiscal
11 year 2013, and in each fiscal year thereafter, the In-
12 specter General of the Department of Justice or the
13 Inspector General of the Department of Health and
14 Human Services, as applicable, shall conduct an
15 audit of not fewer than 10 percent of all grantees
16 under this title to prevent waste, fraud, and abuse of
17 funds by such grantees.

18 “(2) *MANDATORY EXCLUSION*.—A grantee de-
19 scribed in paragraph (1) that is found by the Inspec-
20 tor General of the Department of Justice or the In-
21 specter General of the Department of Health and
22 Human Services, as applicable, to have an unresolved
23 audit finding (as defined in paragraph (5)) shall not
24 be eligible to receive grant funds under this title dur-

1 *ing the 2 fiscal years beginning after the 12-month*
2 *period described in such paragraph.*

3 *“(3) REIMBURSEMENT.—If an entity is awarded*
4 *grant funds under this title during any period in*
5 *which the entity is prohibited from receiving funds*
6 *under paragraph (2), the head of the Federal agency*
7 *administering a grant program under this title*
8 *shall—*

9 *“(A) deposit into the General Fund of the*
10 *Treasury an amount equal to the grant funds*
11 *that were improperly awarded to the grantee;*
12 *and*

13 *“(B) seek to recoup the costs of the repay-*
14 *ment to the Fund from the entity that was erro-*
15 *neously awarded such grant funds.*

16 *“(4) UNRESOLVED AUDIT FINDING DEFINED.—In*
17 *this subsection, the term ‘unresolved audit finding’*
18 *means, with respect to a grantee described in para-*
19 *graph (1), an audit report finding, statement, or rec-*
20 *ommendation by the Inspector General of the Depart-*
21 *ment of Justice or the Inspector General of the De-*
22 *partment of Health and Human Service, as applica-*
23 *ble, that the grantee has utilized grant funds for an*
24 *unauthorized expenditure or otherwise unallowable*
25 *cost that is not closed or resolved within 12 months*

1 *from the date of an initial notification of the finding,*
2 *statement, or recommendation.*

3 “(5) *NONPROFIT ORGANIZATION REQUIRE-*
4 *MENTS.—*

5 “(A) *DEFINITION.—For purposes of this*
6 *paragraph, the term ‘nonprofit organization’*
7 *means an organization that is described in sec-*
8 *tion 501(c)(3) of the Internal Revenue Code of*
9 *1986 and is exempt from taxation under section*
10 *501(a) of such Code.*

11 “(B) *PROHIBITION.—The Attorney General*
12 *shall not award a grant under any grant pro-*
13 *gram under this title to a nonprofit organization*
14 *that holds money in offshore accounts for the*
15 *purpose of avoiding paying the tax described in*
16 *section 511(a) of the Internal Revenue Code of*
17 *1986.*

18 “(6) *ADMINISTRATIVE EXPENSES.—Unless other-*
19 *wise explicitly provided in authorizing legislation,*
20 *not more than 5.0 percent of the amounts authorized*
21 *to be appropriated under this title may be used by the*
22 *Attorney General for salaries and administrative ex-*
23 *penses of the Office on Violence Against Women.*

24 “(7) *CONFERENCE EXPENDITURES.—*

1 “(A) *LIMITATION.*—No amounts authorized
2 to be appropriated to the Department of Justice
3 or Department of Health and Human Services
4 under this title may be used by the Attorney
5 General, the Secretary of Health and Human
6 Services, or by any individual or organization
7 awarded funds under this title, to host or sup-
8 port any expenditure for conferences, unless in
9 the case of the Department of Justice, the Deputy
10 Attorney General or the appropriate Assistant
11 Attorney General, or in the case of the Depart-
12 ment of Health and Human Services the Deputy
13 Secretary, provides prior written authorization
14 that the funds may be expended to host or sup-
15 port any expenditure for such a conference.

16 “(B) *WRITTEN APPROVAL.*—Written author-
17 ization under subparagraph (A) shall include a
18 written estimate of all costs associated with the
19 conference, including the cost of all food and bev-
20 erages, audio/visual equipment, honoraria for
21 speakers, and any entertainment.

22 “(C) *REPORT.*—The Deputy Attorney Gen-
23 eral and Deputy Secretary of Health and
24 Human Services shall submit an annual report
25 to the Committee on the Judiciary and the Com-

1 *mittee on Health, Education, Labor, and Pen-*
2 *sions of the Senate and the Committee on the Ju-*
3 *diary and the Committee on Energy and Com-*
4 *merce of the House of Representatives on all con-*
5 *ference expenditures approved and denied during*
6 *the fiscal year for which the report is submitted.*

7 “(8) *PROHIBITION ON LOBBYING ACTIVITY.*—

8 “(A) *IN GENERAL.*—*Amounts authorized to*
9 *be appropriated under this title may not be uti-*
10 *lized by any grantee or subgrantee to lobby any*
11 *representative of the Federal Government (in-*
12 *cluding the Department of Justice) or a State,*
13 *local, or tribal government regarding the award*
14 *of grant funding.*

15 “(B) *PENALTY.*—*If the Attorney General*
16 *determines that any grantee or subgrantee receiv-*
17 *ing funds under this title has violated subpara-*
18 *graph (A), the Attorney General shall—*

19 “(i) *require the grantee or subgrantee*
20 *to repay such funds in full; and*

21 “(ii) *prohibit the grantee or subgrantee*
22 *from receiving any funds under this title for*
23 *not less than 5 years.*

24 “(9) *ANNUAL CERTIFICATION.*—*Beginning in the*
25 *first fiscal year beginning after the date of the enact-*

1 *ment of the Violence Against Women Reauthorization*
2 *Act of 2012, the Assistant Attorney General for the*
3 *Office of Justice Programs, the Director of the Office*
4 *on Violence Against Women, and the Deputy Sec-*
5 *retary for Health and Human Services shall submit*
6 *to the Committee on the Judiciary and the Committee*
7 *on Appropriations of the Senate and the Committee*
8 *on the Judiciary and the Committee on Appropria-*
9 *tions of the House of Representatives a certification*
10 *for such year that—*

11 *“(A) all audits issued by the Office of the*
12 *Inspector General under paragraph (1) have*
13 *been completed and reviewed by the Assistant At-*
14 *torney General for the Office of Justice Pro-*
15 *grams;*

16 *“(B) all mandatory exclusions required*
17 *under paragraph (2) have been issued;*

18 *“(C) all reimbursements required under*
19 *paragraph (3) have been made; and*

20 *“(D) includes a list of any grantees and*
21 *subgrantees excluded during the previous year*
22 *under paragraph (2).”.*

23 **SEC. 5. EFFECTIVE DATE.**

24 *Except as otherwise specifically provided in this Act,*
25 *the provisions of titles I, II, III, IV, VII, and sections 3,*

1 602, 901, and 902 of this Act shall not take effect until
2 the first day of the fiscal year following the date of enact-
3 ment of this Act.

4 **TITLE I—ENHANCING JUDICIAL**
5 **AND LAW ENFORCEMENT**
6 **TOOLS TO COMBAT VIOLENCE**
7 **AGAINST WOMEN**

8 **SEC. 101. STOP GRANTS.**

9 (a) *STOP GRANTS.*—Part T of title I of the Omnibus
10 *Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3711*
11 *et seq.) is amended—*

12 (1) *in section 2001(b) (42 U.S.C. 3796gg(b)), as*
13 *amended by paragraph (2)—*

14 (A) *in the matter preceding paragraph*
15 *(1)—*

16 (i) *by striking “equipment” and in-*
17 *serting “resources”; and*

18 (ii) *by inserting “for the protection*
19 *and safety of victims,” before “and specifi-*
20 *cally,”;*

21 (B) *in paragraph (1), by striking “sexual*
22 *assault” and all that follows through “dating vi-*
23 *olence” and inserting “domestic violence, dating*
24 *violence, sexual assault, and stalking”;*

1 (C) in paragraph (2), by striking “sexual
2 assault and domestic violence” and inserting
3 “domestic violence, dating violence, sexual as-
4 sault, and stalking”;

5 (D) in paragraph (3), by striking “sexual
6 assault and domestic violence” and inserting
7 “domestic violence, dating violence, sexual as-
8 sault, and stalking, as well as the appropriate
9 treatment of victims”;

10 (E) in paragraph (4)—

11 (i) by inserting “, classifying,” after
12 “identifying”; and

13 (ii) by striking “sexual assault and do-
14 mestic violence” and inserting “domestic vi-
15 olence, dating violence, sexual assault, and
16 stalking”;

17 (F) in paragraph (5)—

18 (i) by inserting “and legal assistance”
19 after “victim services”;

20 (ii) by striking “sexual assault and do-
21 mestic violence” and inserting “domestic vi-
22 olence, dating violence, sexual assault, and
23 stalking”; and

24 (iii) by striking “including crimes”
25 and all that follows and inserting “includ-

1 *ing crimes of domestic violence, dating vio-*
2 *lence, sexual assault, and stalking;”;*

3 *(G) by striking paragraph (6) and redesign-*
4 *ating paragraphs (7) through (14) as para-*
5 *graphs (6) through (13), respectively;*

6 *(H) in paragraph (6), as so redesignated by*
7 *subparagraph (G), by striking “sexual assault*
8 *and domestic violence” and inserting “domestic*
9 *violence, dating violence, sexual assault, and*
10 *stalking”;*

11 *(I) in paragraph (7), as so redesignated by*
12 *subparagraph (G), by striking “and dating vio-*
13 *lence” and inserting “dating violence, and stalk-*
14 *ing”;*

15 *(J) in paragraph (9), as so redesignated by*
16 *subparagraph (G)—*

17 *(i) by striking “domestic violence or*
18 *sexual assault” and inserting “domestic vio-*
19 *lence, dating violence, sexual assault, or*
20 *stalking”; and*

21 *(ii) by striking “such violence or as-*
22 *sault” and inserting “such violence, assault,*
23 *or stalking”;*

24 *(K) in paragraph (12), as so redesignated*
25 *by subparagraph (G)—*

1 (i) in subparagraph (A), by striking
2 “triage protocols to ensure that dangerous
3 or potentially lethal cases are identified and
4 prioritized” and inserting “the use of evi-
5 dence-based indicators to assess the risk of
6 domestic and dating violence homicide and
7 prioritize dangerous or potentially lethal
8 cases”; and

9 (ii) in subparagraph (D), by striking
10 “and” at the end;

11 (L) in paragraph (13), as so redesignated
12 by subparagraph (G)—

13 (i) in the matter preceding subpara-
14 graph (A)—

15 (I) by striking “to provide” and
16 inserting “providing”;

17 (II) by striking “nonprofit non-
18 governmental”; and

19 (III) by striking the comma after
20 “local governments”;

21 (ii) by inserting “and” after the semi-
22 colon in subparagraph (B); and

23 (iii) by striking the period at the end
24 of subparagraph (C) and inserting a semi-
25 colon;

1 (M) by inserting after paragraph (13), as so
2 redesignated by subparagraph (G), the following:

3 “(14) developing and promoting State, local, or
4 tribal legislation and policies that enhance best prac-
5 tices for responding to domestic violence, dating vio-
6 lence, sexual assault, and stalking;

7 “(15) developing, implementing, or enhancing
8 Sexual Assault Response Teams, or other similar co-
9 ordinated community responses to sexual assault;

10 “(16) developing and strengthening policies, pro-
11 tocols, best practices, and training for law enforce-
12 ment agencies and prosecutors relating to the inves-
13 tigation and prosecution of sexual assault cases and
14 the appropriate treatment of victims;

15 “(17) developing, enlarging, or strengthening
16 programs addressing sexual assault against men,
17 women, and youth in correctional and detention set-
18 tings;

19 “(18) identifying and conducting inventories of
20 backlogs of sexual assault evidence collection kits and
21 developing protocols and policies for responding to
22 and addressing such backlogs, including protocols and
23 policies for notifying and involving victims; and

24 “(19) with not more than 5 percent of the total
25 amount allocated to a State for this part, developing,

1 *enhancing, or strengthening prevention and edu-*
2 *catinal programming to address domestic violence,*
3 *dating violence, sexual assault, or stalking.”; and*

4 *(N) in the flush text at the end, by striking*
5 *“paragraph (14)” and inserting “paragraph*
6 *(13)”;*

7 *(2) in section 2007 (42 U.S.C. 3796gg–1)—*

8 *(A) in subsection (a), by striking “nonprofit*
9 *nongovernmental victim services programs” and*
10 *inserting “victim service providers”;*

11 *(B) in subsection (b)(6), by striking “(not*
12 *including populations of Indian tribes)”;*

13 *(C) in subsection (c)—*

14 *(i) by amending paragraph (2) to read*
15 *as follows:*

16 *“(2) grantees and subgrantees shall develop a*
17 *plan for implementation and may consult and coordi-*
18 *nate with—*

19 *“(A) the State sexual assault coalition;*

20 *“(B) the State domestic violence coalition;*

21 *“(C) the law enforcement entities within the*
22 *State;*

23 *“(D) prosecution offices;*

24 *“(E) State and local courts;*

1 “(F) tribal governments or tribal coalitions
2 in those States with State or federally recognized
3 Indian tribes;

4 “(G) representatives from underserved pop-
5 ulations;

6 “(H) victim service providers;

7 “(I) population specific organizations; and

8 “(J) other entities that the State or the At-
9 torney General identifies as necessary for the
10 planning process;”;

11 (ii) by striking paragraph (4);

12 (iii) by redesignating paragraph (3) as
13 paragraph (4);

14 (iv) by inserting after paragraph (2)
15 the following:

16 “(3) grantees shall coordinate the State imple-
17 mentation plan described in paragraph (2) with the
18 State plans described in section 307 of the Family Vi-
19 olence Prevention and Services Act (42 U.S.C. 10407)
20 and the plans described in the Victims of Crime Act
21 of 1984 (42 U.S.C. 10601 et seq.) and section 393A
22 of the Public Health Service Act (42 U.S.C. 280b-1b);
23 and”;

24 (v) in paragraph (4), as so redesign-
25 ated by clause (iii)—

1 (I) in subparagraph (A), by strik-
2 ing “and not less than 25 percent shall
3 be allocated for prosecutors”;

4 (II) by redesignating subpara-
5 graphs (B) and (C) as subparagraphs
6 (D) and (E);

7 (III) by inserting after subpara-
8 graph (A), the following:

9 “(B) not less than 25 percent shall be allo-
10 cated for prosecutors;

11 “(C) for each fiscal year beginning on or
12 after the date that is 2 years after the date of en-
13 actment of the Violence Against Women Reau-
14 thorization Act of 2012, not less than 20 percent
15 shall be allocated for programs or projects that
16 meaningfully address sexual assault, including
17 stranger rape, acquaintance rape, alcohol or
18 drug-facilitated rape, and rape within the con-
19 text of an intimate partner relationship;”;

20 (IV) in subparagraph (D), as so
21 redesignated by subclause (II), by
22 striking “culturally specific commu-
23 nity-based” and inserting “population
24 specific”; and

1 (V) in subparagraph (E), as so re-
2 designated by subclause (II), by strik-
3 ing “; and” and inserting a period;

4 (D) by amending subsection (d) to read as
5 follows:

6 “(d) *APPLICATION REQUIREMENTS.*—An application
7 for a grant under this part shall include—

8 “(1) the certifications of qualification required
9 under subsection (c);

10 “(2) proof of compliance with the requirements
11 for the payment of forensic medical exams and judi-
12 cial notification, described in section 2010;

13 “(3) proof of compliance with the requirements
14 for paying fees and costs relating to domestic violence
15 and protection order cases described in section 2011;

16 “(4) proof of compliance with the requirements
17 prohibiting polygraph examinations of victims of sex-
18 ual assault described in section 2013;

19 “(5) an implementation plan required under
20 subsection (i); and

21 “(6) any other documentation that the Attorney
22 General may require.”;

23 (E) in subsection (e)—

24 (i) in paragraph (2)—

1 (I) in subparagraph (A), by strik-
2 ing “domestic violence and sexual as-
3 sault” and inserting “domestic vio-
4 lence, dating violence, sexual assault,
5 and stalking”; and

6 (II) in subparagraph (D), by
7 striking “linguistically and culturally”
8 and inserting “population”; and

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

10 “(3) CONDITIONS.—In disbursing grants under
11 this part, the Attorney General may impose reason-
12 able conditions on grant awards disbursed after the
13 date of enactment of the Violence Against Women Re-
14 authorization Act of 2012 to ensure that the States
15 meet statutory, regulatory, and other programs re-
16 quirements.”;

17 (F) in subsection (f), by striking the period
18 at the end and inserting “, except that, for pur-
19 poses of this subsection, the costs of the projects
20 for victim services or tribes for which there is an
21 exemption under section 40002(b)(1) of the Vio-
22 lence Against Women Act of 1994 (42 U.S.C.
23 13925(b)(1)) shall not count toward the total
24 costs of the projects.”; and

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

1 “(i) *IMPLEMENTATION PLANS.*—A State applying for
2 a grant under this part shall—

3 “(1) develop an implementation plan in con-
4 sultation with representatives of the entities listed in
5 subsection (c)(2), that identifies how the State will
6 use the funds awarded under this part; and

7 “(2) submit to the Attorney General as part of
8 the application submitted in accordance with sub-
9 section (d)—

10 “(A) the implementation plan developed
11 under paragraph (1);

12 “(B) documentation from each member of
13 the planning committee with respect to the mem-
14 ber’s participation in the planning process;

15 “(C) documentation from the prosecution,
16 law enforcement, court, and victim services pro-
17 grams to be assisted, describing—

18 “(i) the need for the grant funds;

19 “(ii) the intended use of the grant
20 funds;

21 “(iii) the expected result of the grant
22 funds; and

23 “(iv) the demographic characteristics of
24 the populations to be served, including age,

1 *disability, race, ethnicity, and language*
2 *background;*

3 “(D) *a description of how the State will en-*
4 *sure that any subgrantees will consult with vic-*
5 *tim service providers during the course of devel-*
6 *oping their grant applications to ensure that the*
7 *proposed activities are designed to promote the*
8 *safety, confidentiality, and economic independ-*
9 *ence of victims;*

10 “(E) *demographic data on the distribution*
11 *of underserved populations within the State and*
12 *a description of how the State will meet the*
13 *needs of underserved populations, including the*
14 *minimum allocation for population specific serv-*
15 *ices required under subsection (c)(4)(C);*

16 “(F) *a description of how the State plans to*
17 *meet the requirements pursuant to regulations*
18 *issued under subsection (e)(2);*

19 “(G) *goals and objectives for reducing do-*
20 *mestic and dating violence-related homicides*
21 *within the State; and*

22 “(H) *any other information requested by*
23 *the Attorney General.*

1 “(j) *REALLOCATION OF FUNDS.*—A State may use any
2 returned or remaining funds for any authorized purpose
3 under this part if—

4 “(1) funds from a subgrant awarded under this
5 part are returned to the State; or

6 “(2) the State does not receive sufficient eligible
7 applications to award the full funding within the al-
8 locations under subsection (c)(4).”;

9 (3) in section 2010 (42 U.S.C. 3796gg-4)—

10 (A) in subsection (a), by amending para-
11 graph (1) to read as follows:

12 “(1) *IN GENERAL.*—A State, Indian tribal gov-
13 ernment, or unit of local government shall not be enti-
14 tled to funds under this subchapter unless the State,
15 Indian tribal government, unit of local government,
16 or another governmental entity—

17 “(A) incurs the full out-of-pocket cost of fo-
18 rensic medical exams described in subsection (b)
19 for victims of sexual assault; and

20 “(B) coordinates with health care providers
21 in the region to notify victims of sexual assault
22 of the availability of rape exams at no cost to the
23 victims.”;

24 (B) in subsection (b)—

1 (i) in paragraph (1), by inserting “or”
2 after the semicolon;

3 (ii) in paragraph (2), by striking “;
4 or” and inserting a period; and

5 (iii) by striking paragraph (3);

6 (C) in subsection (c), by striking “, except
7 that such funds” and all that follows and insert-
8 ing a period; and

9 (D) by amending subsection (d) to read as
10 follows:

11 “(d) NONCOOPERATION.—

12 “(1) IN GENERAL.—To be in compliance with
13 this section, a State, Indian tribal government, or
14 unit of local government shall comply with subsection
15 (b) without regard to whether the victim participates
16 in the criminal justice system or cooperates with law
17 enforcement.

18 “(2) COMPLIANCE PERIOD.—States, territories,
19 and Indian tribal governments shall have 3 years
20 from the date of enactment of the Violence Against
21 Women Reauthorization Act of 2012 to come into
22 compliance with this subsection.”; and

23 (4) in section 2011(a)(1) (42 U.S.C. 3796gg–
24 5(a)(1))—

1 (ii) in paragraph (1), by inserting
2 “and enforcement of protection orders across
3 State and tribal lines” before the period;

4 (iii) in paragraph (2), by striking
5 “and training in police departments to im-
6 prove tracking of cases” and inserting
7 “data collection systems, and training in
8 police departments to improve tracking of
9 cases and classification of complaints”;

10 (iv) in paragraph (4), by inserting
11 “and provide the appropriate training and
12 education about domestic violence, dating
13 violence, sexual assault, and stalking” after
14 “computer tracking systems”;

15 (v) in paragraph (5), by inserting
16 “and other victim services” after “legal ad-
17 vocacy service programs”;

18 (vi) in paragraph (6), by striking
19 “judges” and inserting “Federal, State,
20 tribal, territorial, and local judges, and
21 court-based and court-related personnel”;

22 (vii) in paragraph (8), by striking
23 “and sexual assault” and inserting “, dat-
24 ing violence, sexual assault, and stalking”;

1 *(viii) in paragraph (10), by striking*
2 *“non-profit, non-governmental victim serv-*
3 *ices organizations,” and inserting “victim*
4 *service providers, population specific orga-*
5 *nizations,”; and*

6 *(ix) by adding at the end the following:*

7 *“(14) To develop and implement training pro-*
8 *grams for prosecutors and other prosecution-related*
9 *personnel regarding best practices to ensure offender*
10 *accountability, victim safety, and victim consultation*
11 *in cases involving domestic violence, dating violence,*
12 *sexual assault, and stalking.*

13 *“(15) To develop or strengthen policies, protocols,*
14 *and training for law enforcement officers, prosecutors,*
15 *and the judiciary in recognizing, investigating, and*
16 *prosecuting instances of domestic violence, dating vio-*
17 *lence, sexual assault, and stalking.*

18 *“(16) To develop and promote State, local, or*
19 *tribal legislation and policies that enhance best prac-*
20 *tices for responding to the crimes of domestic violence,*
21 *dating violence, sexual assault, and stalking, includ-*
22 *ing the appropriate treatment of victims.*

23 *“(17) To develop, implement, or enhance sexual*
24 *assault nurse examiner programs or sexual assault fo-*

1 *rensic examiner programs, including the hiring and*
2 *training of such examiners.*

3 *“(18) To develop, implement, or enhance Sexual*
4 *Assault Response Teams or similar coordinated com-*
5 *munity responses to sexual assault.*

6 *“(19) To develop and strengthen policies, proto-*
7 *cols, and training for law enforcement officers and*
8 *prosecutors regarding the investigation and prosecu-*
9 *tion of sexual assault cases and the appropriate treat-*
10 *ment of victims of sexual assault.*

11 *“(20) To provide the following human immuno-*
12 *deficiency virus services for victims of sexual assault:*

13 *“(A) Testing.*

14 *“(B) Counseling.*

15 *“(C) Prophylaxis.*

16 *“(21) To identify and inventory backlogs of sex-*
17 *ual assault evidence collection kits and to develop pro-*
18 *ocols for responding to and addressing such backlogs,*
19 *including policies and protocols for notifying and in-*
20 *volving victims.*

21 *“(22) To develop multidisciplinary high-risk*
22 *teams focusing on reducing domestic violence and dat-*
23 *ing violence homicides by—*

1 “(A) using evidence-based indicators to as-
2 sess the risk of homicide and link high-risk vic-
3 tims to immediate crisis intervention services;

4 “(B) identifying and managing high-risk
5 offenders; and

6 “(C) providing ongoing victim advocacy
7 and referrals to comprehensive services including
8 legal, housing, health care, and economic assist-
9 ance.”;

10 (B) in subsection (c)—

11 (i) in paragraph (1)—

12 (I) in the matter preceding sub-
13 paragraph (A), by inserting “except for
14 a court,” before “certify”; and

15 (II) by redesignating subpara-
16 graphs (A) and (B) as clauses (i) and
17 (ii), respectively, and adjusting the
18 margin accordingly;

19 (ii) in paragraph (2), by inserting “ex-
20 cept for a court,” before “demonstrate”;

21 (iii) in paragraph (4)—

22 (I) by inserting “modification, en-
23 forcement, dismissal,” after “registra-
24 tion,” each place it appears;

1 (II) by inserting “dating vio-
2 lence,” after the second occurrence of
3 “domestic violence,”; and

4 (III) by striking “and” at the
5 end;

6 (iv) in paragraph (5)—

7 (I) in the matter preceding sub-
8 paragraph (A), by striking “, not later
9 than 3 years after the date of enact-
10 ment of this section,”;

11 (II) by redesignating subpara-
12 graphs (A) and (B) as clauses (i) and
13 (ii), respectively, and adjusting the
14 margin accordingly;

15 (III) in clause (ii), as redesi-
16 gnated by subclause (II) of this clause,
17 by striking “subparagraph (A)” and
18 inserting “clause (i)”;

19 (IV) by striking the period at the
20 end and inserting “; and”;

21 (v) by redesignating paragraphs (1)
22 through (5), as amended by this subpara-
23 graph, as subparagraphs (A) through (E),
24 respectively;

1 (vi) in the matter preceding subpara-
2 graph (A), as redesignated by clause (v) of
3 this subparagraph—

4 (I) by striking the second comma;

5 and

6 (II) by striking “grantees are
7 States” and inserting the following:

8 “grantees are—

9 “(1) States”; and

10 (vii) by adding at the end the fol-
11 lowing:

12 “(2) a State, tribal, or territorial domestic vio-
13 lence or sexual assault coalition or a victim service
14 provider that partners with a State, Indian tribal
15 government, or unit of local government that certifies
16 that the State, Indian tribal government, or unit of
17 local government meets the requirements under para-
18 graph (1).”;

19 (C) in subsection (d)—

20 (i) in paragraph (1)—

21 (I) in the matter preceding sub-
22 paragraph (A), by inserting “, policy,”
23 after “law”; and

24 (II) in subparagraph (A), by in-
25 serting “and the defendant is in cus-

1 *tody or has been served with the infor-*
2 *mation or indictment” before the semi-*
3 *colon; and*

4 *(ii) in paragraph (2), by striking “it”*
5 *and inserting “its”; and*

6 *(D) by adding at the end the following:*

7 *“(f) ALLOCATION FOR TRIBAL COALITIONS.—Of the*
8 *amounts appropriated for purposes of this part for each fis-*
9 *cal year, not less than 5 percent shall be available for grants*
10 *under section 2001(d) of the Omnibus Crime Control and*
11 *Safe Streets Act of 1968 (42 U.S.C. 3796gg(d)).*

12 *“(g) ALLOCATION FOR SEXUAL ASSAULT.—Of the*
13 *amounts appropriated for purposes of this part for each fis-*
14 *cal year, not less than 25 percent shall be available for*
15 *projects that address sexual assault, including stranger*
16 *rape, acquaintance rape, alcohol or drug-facilitated rape,*
17 *and rape within the context of an intimate partner rela-*
18 *tionship.”; and*

19 *(2) in section 2102(a) (42 U.S.C. 3796hh–*
20 *1(a))—*

21 *(A) in paragraph (1), by inserting “court,”*
22 *after “tribal government,”; and*

23 *(B) in paragraph (4), by striking “non-*
24 *profit, private sexual assault and domestic vio-*
25 *lence programs” and inserting “victim service*

1 *providers and, as appropriate, population spe-*
2 *cific organizations”.*

3 (b) *AUTHORIZATION OF APPROPRIATIONS.—Section*
4 *1001(a)(19) of title I of the Omnibus Crime Control and*
5 *Safe Streets Act of 1968 (42 U.S.C. 3793(a)(19)) is amend-*
6 *ed—*

7 (1) *by striking “\$75,000,000” and all that fol-*
8 *lows through “2011” and inserting “\$73,000,000 for*
9 *each of fiscal years 2013 through 2017”; and*

10 (2) *by striking the second period.*

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

12 *Section 1201 of the Violence Against Women Act of*
13 *2000 (42 U.S.C. 3796gg–6) is amended—*

14 (1) *in subsection (a)—*

15 (A) *in the first sentence, by striking “aris-*
16 *ing as a consequence of” and inserting “relating*
17 *to or arising out of”; and*

18 (B) *in the second sentence, by inserting “or*
19 *arising out of” after “relating to”;*

20 (2) *in subsection (b)—*

21 (A) *in the heading, by inserting “AND*
22 *GRANT CONDITIONS” after “DEFINITIONS”; and*

23 (B) *by inserting “and grant conditions”*
24 *after “definitions”;*

25 (3) *in subsection (c)—*

1 (A) in paragraph (1), by striking “victim
2 services organizations” and inserting “victim
3 service providers”; and

4 (B) by striking paragraph (3) and inserting
5 the following:

6 “(3) to implement, expand, and establish efforts
7 and projects to provide competent, supervised pro
8 bono legal assistance for victims of domestic violence,
9 dating violence, sexual assault, or stalking.”;

10 (4) in subsection (d)—

11 (A) in paragraph (1), by striking “sub-
12 section (c) has completed” and all that follows
13 and inserting the following: “this section—”

14 “(A) has demonstrated expertise in pro-
15 viding legal assistance or advocacy to victims of
16 domestic violence, dating violence, sexual assault,
17 or stalking in the targeted population; or

18 “(B)(i) is partnered with an entity or per-
19 son that has demonstrated expertise described in
20 subparagraph (A); and

21 “(ii) has completed, or will complete, train-
22 ing in connection with domestic violence, dating
23 violence, stalking, or sexual assault and related
24 legal issues, including training on evidence-based

1 *risk factors for domestic and dating violence*
2 *homicide;”*; and

3 *(B) in paragraph (2), by striking “stalking*
4 *organization” and inserting “stalking victim*
5 *service provider”*; and

6 *(5) in subsection (f)—*

7 *(A) in paragraph (1), by striking “this sec-*
8 *tion” and all that follows through the period at*
9 *the end and inserting “this section \$57,000,000*
10 *for each of fiscal years 2013 through 2017.”*; and

11 *(B) in paragraph (2), by adding at the end*
12 *the following new subparagraph:*

13 *“(D) Of the amount made available under*
14 *this subsection in each fiscal year, not more than*
15 *10 percent may be used for purposes described in*
16 *subsection (c)(3).”*.

17 **SEC. 104. CONSOLIDATION OF GRANTS TO SUPPORT FAMI-**
18 **LIES IN THE JUSTICE SYSTEM.**

19 *(a) IN GENERAL.—Title III of division B of the Vic-*
20 *tims of Trafficking and Violence Protection Act of 2000*
21 *(Public Law 106–386; 114 Stat. 1509) is amended by strik-*
22 *ing the section preceding section 1302 (42 U.S.C. 10420),*
23 *as amended by section 306 of the Violence Against Women*
24 *and Department of Justice Reauthorization Act of 2005*

1 *(Public Law 109–162; 119 Stat. 3016), and inserting the*
2 *following:*

3 **“SEC. 1301. COURT TRAINING AND SUPERVISED VISITATION**
4 **IMPROVEMENTS.**

5 *“(a) IN GENERAL.—The Attorney General may make*
6 *grants to States, units of local government, courts (includ-*
7 *ing juvenile courts), Indian tribal governments, nonprofit*
8 *organizations, legal services providers, and victim services*
9 *providers to improve the response of all aspects of the civil*
10 *and criminal justice system to families with a history of*
11 *domestic violence, dating violence, sexual assault, or stalk-*
12 *ing, or in cases involving allegations of child sexual abuse.*

13 *“(b) USE OF FUNDS.—A grant under this section may*
14 *be used to—*

15 *“(1) provide supervised visitation and safe visi-*
16 *tation exchange of children and youth by and between*
17 *parents in situations involving domestic violence, dat-*
18 *ing violence, child sexual abuse, sexual assault, or*
19 *stalking;*

20 *“(2) develop and promote State, local, and tribal*
21 *legislation, policies, and best practices for improving*
22 *civil and criminal court functions, responses, prac-*
23 *tices, and procedures in cases involving a history of*
24 *domestic violence or sexual assault, or in cases involv-*

1 *ing allegations of child sexual abuse, including cases*
2 *in which the victim proceeds pro se;*

3 *“(3) educate court-based and court-related per-*
4 *sonnel (including custody evaluators and guardians*
5 *ad litem) and child protective services workers on the*
6 *dynamics of domestic violence, dating violence, sexual*
7 *assault, and stalking, including information on per-*
8 *petrator behavior, evidence-based risk factors for do-*
9 *mestic and dating violence homicide, and on issues*
10 *relating to the needs of victims, including safety, secu-*
11 *rity, privacy, and confidentiality, including cases in*
12 *which the victim proceeds pro se;*

13 *“(4) provide adequate resources in juvenile court*
14 *matters to respond to domestic violence, dating vio-*
15 *lence, sexual assault (including child sexual abuse),*
16 *and stalking and ensure necessary services dealing*
17 *with the physical health and mental health of victims*
18 *are available;*

19 *“(5) enable courts or court-based or court-related*
20 *programs to develop or enhance—*

21 *“(A) court infrastructure (such as special-*
22 *ized courts, consolidated courts, dockets, intake*
23 *centers, or interpreter services);*

24 *“(B) community-based initiatives within*
25 *the court system (such as court watch programs,*

1 *victim assistants, pro se victim assistance pro-*
2 *grams, or community-based supplementary serv-*
3 *ices);*

4 “(C) *offender management, monitoring, and*
5 *accountability programs;*

6 “(D) *safe and confidential information-stor-*
7 *age and information-sharing databases within*
8 *and between court systems;*

9 “(E) *education and outreach programs to*
10 *improve community access, including enhanced*
11 *access for underserved populations; and*

12 “(F) *other projects likely to improve court*
13 *responses to domestic violence, dating violence,*
14 *sexual assault, and stalking;*

15 “(6) *collect data and provide training and tech-*
16 *nical assistance, including developing State, local,*
17 *and tribal model codes and policies, to improve the*
18 *capacity of grantees and communities to address the*
19 *civil justice needs of victims of domestic violence, dat-*
20 *ing violence, sexual assault, and stalking who have*
21 *legal representation, who are proceeding pro se, or*
22 *who are proceeding with the assistance of a legal ad-*
23 *vocate; and*

24 “(7) *improve training and education to assist*
25 *judges, judicial personnel, attorneys, child welfare*

1 *personnel, and legal advocates in the civil justice sys-*
2 *tem regarding domestic violence, dating violence, sex-*
3 *ual assault, stalking, or child abuse.*

4 “(c) *CONSIDERATIONS.*—

5 “(1) *IN GENERAL.*—*In making grants for pur-*
6 *poses described in paragraphs (1) through (6) of sub-*
7 *section (b), the Attorney General shall consider—*

8 “(A) *the number of families to be served by*
9 *the proposed programs and services;*

10 “(B) *the extent to which the proposed pro-*
11 *grams and services serve underserved popu-*
12 *lations;*

13 “(C) *the extent to which the applicant dem-*
14 *onstrates cooperation and collaboration with*
15 *nonprofit, nongovernmental entities in the local*
16 *community with demonstrated histories of effec-*
17 *tive work on domestic violence, dating violence,*
18 *sexual assault, or stalking, including State or*
19 *tribal domestic violence coalitions, State or trib-*
20 *al sexual assault coalitions, local shelters, and*
21 *programs for domestic violence and sexual as-*
22 *sault victims; and*

23 “(D) *the extent to which the applicant dem-*
24 *onstrates coordination and collaboration with*

1 *State, tribal, and local court systems, including*
2 *mechanisms for communication and referral.*

3 “(2) *OTHER GRANTS.*—*In making grants under*
4 *subsection (b)(8) the Attorney General shall take into*
5 *account the extent to which the grantee has expertise*
6 *addressing the judicial system’s handling of family*
7 *violence, child custody, child abuse and neglect, adop-*
8 *tion, foster care, supervised visitation, divorce, and*
9 *parentage.*

10 “(d) *APPLICANT REQUIREMENTS.*—*The Attorney Gen-*
11 *eral may make a grant under this section to an applicant*
12 *that—*

13 “(1) *demonstrates expertise in the areas of do-*
14 *mestic violence, dating violence, sexual assault, stalk-*
15 *ing, or child sexual abuse, as appropriate;*

16 “(2) *ensures that any fees charged to individuals*
17 *for use of supervised visitation programs and services*
18 *are based on the income of those individuals, unless*
19 *otherwise provided by court order;*

20 “(3) *if the applicant proposes to operate super-*
21 *vised visitation programs and services or safe visita-*
22 *tion exchange, demonstrates that adequate security*
23 *measures, including adequate facilities, procedures,*
24 *and personnel capable of preventing violence, and*
25 *adequate standards are, or will be, in place (includ-*

1 *ing the development of protocols or policies to ensure*
2 *that confidential information is not shared with*
3 *courts, law enforcement agencies, or child welfare*
4 *agencies unless necessary to ensure the safety of any*
5 *child or adult using the services of a program funded*
6 *under this section);*

7 *“(4) certifies that the organizational policies of*
8 *the applicant do not require mediation or counseling*
9 *involving offenders and victims being physically*
10 *present in the same place, in cases where domestic vi-*
11 *olence, dating violence, sexual assault, or stalking is*
12 *alleged;*

13 *“(5) certifies that any person providing legal as-*
14 *sistance through a program funded under this section*
15 *has completed or will complete training on domestic*
16 *violence, dating violence, sexual assault, and stalking,*
17 *including child sexual abuse, and related legal issues;*
18 *and*

19 *“(6) certifies that any person providing custody*
20 *evaluation or guardian ad litem services through a*
21 *program funded under this section has completed or*
22 *will complete training, developed with input from*
23 *and in collaboration with a tribal, State, territorial,*
24 *or local domestic violence, dating violence, sexual as-*
25 *sault, or stalking victim service provider or coalition,*

1 *on the dynamics of domestic violence and sexual as-*
2 *sault, including child sexual abuse, that includes*
3 *training on how to review evidence of past abuse and*
4 *the use of evidenced-based theories to make rec-*
5 *ommendations on custody and visitation.*

6 “(e) *AUTHORIZATION OF APPROPRIATIONS.—There is*
7 *authorized to be appropriated to carry out this section,*
8 *\$22,000,000 for each of the fiscal years 2013 through 2017.*
9 *Amounts appropriated pursuant to this subsection are au-*
10 *thorized to remain available until expended.*

11 “(f) *ALLOTMENT FOR INDIAN TRIBES.—*

12 “(1) *IN GENERAL.—Not less than 10 percent of*
13 *the total amount available under this section for each*
14 *fiscal year shall be available for grants under the pro-*
15 *gram authorized by section 2015 of title I of the Om-*
16 *nibus Crime Control and Safe Streets Act of 1968 (42*
17 *U.S.C. 3796gg–10).*

18 “(2) *APPLICABILITY OF PART.—The requirements*
19 *of this section shall not apply to funds allocated for*
20 *the program described in paragraph (1).”.*

21 “(b) *TECHNICAL AND CONFORMING AMENDMENT.—Sub-*
22 *title J of the Violence Against Women Act of 1994 (42*
23 *U.S.C. 14043 et seq.) is repealed.*

1 **SEC. 105. COURT-APPOINTED SPECIAL ADVOCATE PRO-**
2 **GRAM.**

3 *Subtitle B of title II of the Crime Control Act of 1990*
4 *(42 U.S.C. 13011 et seq.) is amended—*

5 *(1) in section 216 (42 U.S.C. 13012), by striking*
6 *“January 1, 2010” and inserting “January 1, 2015”;*

7 *(2) in section 217 (42 U.S.C. 13013)—*

8 *(A) in subsection (c)(2)(A), by striking*
9 *“Code of Ethics” and inserting “Standards for*
10 *Programs”;* and

11 *(B) by adding at the end the following new*
12 *subsection:*

13 *“(e) REPORTING.—An organization that receives a*
14 *grant under this section for a fiscal year shall submit to*
15 *the Administrator a report regarding the use of the grant*
16 *for the fiscal year, including a discussion of outcome per-*
17 *formance measures (which shall be established by the Ad-*
18 *ministrator) to determine the effectiveness of the programs*
19 *of the organization in meeting the needs of children in the*
20 *child welfare system.”;* and

21 *(3) in section 219(a) (42 U.S.C. 13014(a)), by*
22 *striking “fiscal years 2007 through 2011” and insert-*
23 *ing “fiscal years 2013 through 2017”.*

1 **SEC. 106. OUTREACH AND SERVICES TO UNDERSERVED**
2 **POPULATIONS GRANT.**

3 *Section 120 of the Violence Against Women and De-*
4 *partment of Justice Reauthorization Act of 2005 (42 U.S.C.*
5 *14045) is amended to read as follows:*

6 **“SEC. 120. GRANTS FOR OUTREACH AND SERVICES TO UN-**
7 **DERSERVED POPULATIONS.**

8 *“(a) GRANTS AUTHORIZED.—*

9 *“(1) IN GENERAL.—Of the amounts appro-*
10 *priated under the grant programs identified in para-*
11 *graph (2), the Attorney General shall take 2 percent*
12 *of such appropriated amounts and combine them to*
13 *award grants to eligible entities described in sub-*
14 *section (b) of this section to develop and implement*
15 *outreach strategies targeted at adult or youth victims*
16 *of domestic violence, dating violence, sexual assault,*
17 *or stalking in underserved populations and to provide*
18 *victim services to meet the needs of adult and youth*
19 *victims of domestic violence, dating violence, sexual*
20 *assault, and stalking in underserved populations. The*
21 *requirements of the grant programs identified in*
22 *paragraph (2) shall not apply to this grant program.*

23 *“(2) PROGRAMS COVERED.—The programs iden-*
24 *tified in this paragraph are the programs carried out*
25 *under the following provisions:*

1 “(A) *Part T of title I of the Omnibus Crime*
2 *Control and Safe Streets Act of 1968 (STOP*
3 *grants).*

4 “(B) *Part U of title I of the Omnibus*
5 *Crime Control and Safe Streets Act of 1968*
6 *(Grants to encourage arrest policies).*

7 “(b) *ELIGIBLE ENTITIES.—Eligible entities under this*
8 *section are—*

9 “(1) *population specific organizations that have*
10 *demonstrated experience and expertise in providing*
11 *population specific services in the relevant under-*
12 *served communities, or population specific organiza-*
13 *tions working in partnership with a victim service*
14 *provider or domestic violence or sexual assault coal-*
15 *ition;*

16 “(2) *victim service providers offering population*
17 *specific services for a specific underserved population;*
18 *or*

19 “(3) *victim service providers working in partner-*
20 *ship with a national, State, or local organization that*
21 *has demonstrated experience and expertise in pro-*
22 *viding population specific services in the relevant un-*
23 *derserved population.*

24 “(c) *PLANNING GRANTS.—The Attorney General may*
25 *use up to 20 percent of funds available under this section*

1 *to make one-time planning grants to eligible entities to sup-*
2 *port the planning and development of specially designed*
3 *and targeted programs for adult and youth victims in one*
4 *or more underserved populations, including—*

5 “(1) *identifying, building, and strengthening*
6 *partnerships with potential collaborators within un-*
7 *derserved populations, Federal, State, tribal, terri-*
8 *torial or local government entities, and public and*
9 *private organizations;*

10 “(2) *conducting a needs assessment of the com-*
11 *munity and the targeted underserved population or*
12 *populations to determine what the barriers are to*
13 *service access and what factors contribute to those*
14 *barriers, using input from the targeted underserved*
15 *population or populations;*

16 “(3) *identifying promising prevention, outreach,*
17 *and intervention strategies for victims from a tar-*
18 *geted underserved population or populations; and*

19 “(4) *developing a plan, with the input of the tar-*
20 *geted underserved population or populations, for—*

21 “(A) *implementing prevention, outreach,*
22 *and intervention strategies to address the bar-*
23 *riers to accessing services;*

24 “(B) *promoting community engagement in*
25 *the prevention of domestic violence, dating vio-*

1 *lence, sexual assault, and stalking within the*
2 *targeted underserved populations; and*

3 *“(C) evaluating the program.*

4 *“(d) IMPLEMENTATION GRANTS.—The Attorney Gen-*
5 *eral shall make grants to eligible entities for the purpose*
6 *of providing or enhancing population specific outreach and*
7 *victim services to adult and youth victims in one or more*
8 *underserved populations, including—*

9 *“(1) working with Federal, State, tribal, terri-*
10 *torial and local governments, agencies, and organiza-*
11 *tions to develop or enhance population specific victim*
12 *services;*

13 *“(2) strengthening the capacity of underserved*
14 *populations to provide population specific services;*

15 *“(3) strengthening the capacity of traditional*
16 *victim service providers to provide population specific*
17 *services;*

18 *“(4) strengthening the effectiveness of criminal*
19 *and civil justice interventions by providing training*
20 *for law enforcement, prosecutors, judges and other*
21 *court personnel on domestic violence, dating violence,*
22 *sexual assault, or stalking in underserved popu-*
23 *lations; or*

24 *“(5) working in cooperation with an underserved*
25 *population to develop and implement outreach, edu-*

1 *cation, prevention, and intervention strategies that*
2 *highlight available resources and the specific issues*
3 *faced by victims of domestic violence, dating violence,*
4 *sexual assault, or stalking from underserved popu-*
5 *lations.*

6 “(e) *APPLICATION.—An eligible entity desiring a grant*
7 *under this section shall submit an application to the Direc-*
8 *tor of the Office on Violence Against Women at such time,*
9 *in such form, and in such manner as the Director may pre-*
10 *scribe.*

11 “(f) *REPORTS.—Each eligible entity receiving a grant*
12 *under this section shall annually submit to the Director of*
13 *the Office on Violence Against Women a report that de-*
14 *scribes the activities carried out with grant funds during*
15 *the preceding fiscal year.*

16 “(g) *DEFINITIONS AND GRANT CONDITIONS.—In this*
17 *section the definitions and grant conditions in section*
18 *40002 of the Violence Against Women Act of 1994 (42*
19 *U.S.C. 13925) shall apply.*

20 “(h) *AUTHORIZATION OF APPROPRIATIONS.—In addi-*
21 *tion to the funds identified in subsection (a)(1), there are*
22 *authorized to be appropriated to carry out this section*
23 *\$2,000,000 for each of the fiscal years 2013 through 2017.”.*

1 **SEC. 107. CULTURALLY SPECIFIC SERVICES GRANT.**

2 *Section 121 of the Violence Against Women and De-*
3 *partment of Justice Reauthorization Act of 2005 (42 U.S.C.*
4 *14045a) is amended—*

5 *(1) in the section heading, by striking “AND*
6 ***LINGUISTICALLY*”;**

7 *(2) by striking “and linguistically” each place it*
8 *appears;*

9 *(3) by striking “and linguistic” each place it ap-*
10 *pears;*

11 *(4) by amending paragraph (2) of subsection (a)*
12 *to read as follows:*

13 *“(2) PROGRAMS COVERED.—The programs iden-*
14 *tified in this paragraph are the programs carried out*
15 *under the following provisions:*

16 *“(A) Part U of title I of the Omnibus Crime*
17 *Control and Safe Streets Act of 1968 (42 U.S.C.*
18 *3796hh) (Grants to encourage arrest policies).*

19 *“(B) Section 1201 of division B of the Vic-*
20 *tims of Trafficking and Violence Protection Act*
21 *of 2000 (42 U.S.C. 3796gg–6) (Legal assistance*
22 *for victims).*

23 *“(C) Section 40295 of the Violence Against*
24 *Women Act of 1994 (42 U.S.C. 13971) (Rural*
25 *domestic violence, dating violence, sexual assault,*

1 *stalking, and child abuse enforcement assist-*
2 *ance).*

3 “(D) Section 40802 of the Violence Against
4 Women Act of 1994 (42 U.S.C. 14041a) (*En-*
5 *hanced training and services to end violence*
6 *against women later in life).*

7 “(E) Section 1402 of division B of the Vic-
8 tims of Trafficking and Violence Protection Act
9 of 2000 (42 U.S.C. 3796gg–7) (*Education, train-*
10 *ing, and enhanced services to end violence*
11 *against and abuse of women with disabilities).*”;
12 *and*

13 (5) *in subsection (g), by striking “linguistic*
14 *and”.*

15 **SEC. 108. REDUCTION IN RAPE KIT BACKLOG.**

16 Section 2(c)(3) of the DNA Analysis Backlog Elimini-
17 nation Act of 2000 (42 U.S.C. 14135(c)(3)), is amended—

18 (1) *in subparagraph (B), by striking “2014” and*
19 *inserting “2012”; and*

20 (2) *by adding at the end the following new sub-*
21 *paragraph:*

22 “(C) *For each of the fiscal years 2013 and 2014,*
23 *not less than 75 percent of the grant amounts shall*
24 *be awarded for purposes under subsection (a)(2).*”.

1 **SEC. 109. ASSISTANCE TO VICTIMS OF SEXUAL ASSAULT**
 2 **TRAINING PROGRAMS.**

3 *Section 40152(c) of the Violence Against Women Act*
 4 *of 1994 (42 U.S.C. 13941(c)) is amended by striking “to*
 5 *carry out this section” and all that follows through the pe-*
 6 *riod at the end and inserting “to carry out this section*
 7 *\$5,000,000 for each of fiscal years 2013 through 2017.”.*

8 **SEC. 110. CHILD ABUSE TRAINING PROGRAMS FOR JUDI-**
 9 **CIAL PERSONNEL AND PRACTITIONERS.**

10 *Section 224(a) of the Victims of Child Abuse Act of*
 11 *1990 (42 U.S.C. 13024(a)) is amended by striking*
 12 *“\$2,300,000” and all that follows through the period at the*
 13 *end and inserting “\$2,300,000 for each of fiscal years 2013*
 14 *through 2017.”.*

15 **TITLE II—IMPROVING SERVICES**
 16 **FOR VICTIMS OF DOMESTIC**
 17 **VIOLENCE, DATING VIO-**
 18 **LENCE, SEXUAL ASSAULT,**
 19 **AND STALKING**

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

21 *(a) GRANTS TO STATES AND TERRITORIES.—Section*
 22 *41601(b) of the Violence Against Women Act of 1994 (42*
 23 *U.S.C. 14043g(b)) is amended—*

24 *(1) in paragraph (1), by striking “other pro-*
 25 *grams” and all that follows through the period at the*
 26 *end and inserting “other nongovernmental or tribal*

1 *programs and projects to assist individuals who have*
2 *been victimized by sexual assault, without regard to*
3 *the age of the individual.”;*

4 (2) *in paragraph (2)—*

5 (A) *in subparagraph (B), by striking “non-*
6 *profit, nongovernmental organizations for pro-*
7 *grams and activities” and inserting “nongovern-*
8 *mental or tribal programs and activities”;* and

9 (B) *in subparagraph (C)(v), by striking*
10 *“linguistically and”;* and

11 (3) *in paragraph (4)—*

12 (A) *in the first sentence—*

13 (i) *by inserting “and territory” after*
14 *“each State”;*

15 (ii) *by striking “1.50 percent” and in-*
16 *serting “0.75 percent”;* and

17 (iii) *by striking “, except that” and all*
18 *that follows through “of the total appropri-*
19 *ations”;* and

20 (B) *in the last sentence, by striking “the*
21 *preceding formula” and inserting “this para-*
22 *graph”.*

23 (b) *AUTHORIZATION OF APPROPRIATIONS.—Section*
24 *41601(f)(1) of the Violence Against Women Act of 1994 (42*
25 *U.S.C. 14043g(f)(1)) is amended by striking “\$50,000,000*

1 *to remain available until expended for each of the fiscal*
2 *years 2007 through 2011” and inserting “\$40,000,000 to*
3 *remain available until expended for each of fiscal years*
4 *2013 through 2017”.*

5 **SEC. 202. RURAL DOMESTIC VIOLENCE, DATING VIOLENCE,**
6 **SEXUAL ASSAULT, STALKING, AND CHILD**
7 **ABUSE ENFORCEMENT ASSISTANCE.**

8 *Section 40295 of the Violence Against Women Act of*
9 *1994 (42 U.S.C. 13971) is amended—*

10 *(1) in subsection (a)(1)(H), by inserting “, in-*
11 *cluding sexual assault forensic examiners” before the*
12 *semicolon;*

13 *(2) in subsection (b)—*

14 *(A) in paragraph (1)—*

15 *(i) by striking “victim advocacy*
16 *groups” and inserting “victim service pro-*
17 *viders”; and*

18 *(ii) by inserting “, including devel-*
19 *oping multidisciplinary teams focusing on*
20 *high-risk cases with the goal of preventing*
21 *domestic and dating violence homicides” be-*
22 *fore the semicolon;*

23 *(B) in paragraph (2)—*

24 *(i) by striking “and other long- and*
25 *short-term assistance” and inserting “legal*

1 assistance, and other long-term and short-
2 term victim services and population specific
3 services”; and

4 (ii) by striking “and” at the end;

5 (C) in paragraph (3), by striking the period
6 at the end and inserting “; and”; and

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

8 “(4) to develop, expand, or strengthen programs
9 addressing sexual assault, including sexual assault fo-
10 rensic examiner programs, Sexual Assault Response
11 Teams, law enforcement training, and programs ad-
12 dressing rape kit backlogs.”; and

13 (3) in subsection (e)(1), by striking “\$55,000,000
14 for each of the fiscal years 2007 through 2011” and
15 inserting “\$50,000,000 for each of fiscal years 2013
16 through 2017”.

17 **SEC. 203. TRAINING AND SERVICES TO END VIOLENCE**
18 **AGAINST WOMEN WITH DISABILITIES**
19 **GRANTS.**

20 Section 1402 of division B of the Victims of Traf-
21 ficking and Violence Protection Act of 2000 (42 U.S.C.
22 3796gg-7) is amended—

23 (1) in subsection (b)—

24 (A) in paragraph (1), by inserting “(in-
25 cluding using evidence-based indicators to assess

1 *the risk of domestic and dating violence homi-*
 2 *cide)” after “risk reduction”;*

3 *(B) in paragraph (4), by striking “victim*
 4 *service organizations” and inserting “victim*
 5 *service providers”;* and

6 *(C) in paragraph (5), by striking “victim*
 7 *services organizations” and inserting “victim*
 8 *service providers”;*

9 *(2) in subsection (c)(1)(D), by striking “non-*
 10 *profit and nongovernmental victim services organiza-*
 11 *tion, such as a State” and inserting “victim service*
 12 *provider, such as a State or tribal”;* and

13 *(3) in subsection (e), by striking “\$10,000,000*
 14 *for each of the fiscal years 2007 through 2011” and*
 15 *inserting “\$9,000,000 for each of fiscal years 2013*
 16 *through 2017”.*

17 **SEC. 204. GRANT FOR TRAINING AND SERVICES TO END VI-**
 18 **OLENCE AGAINST WOMEN IN LATER LIFE.**

19 *Section 40802 of the Violence Against Women Act of*
 20 *1994 (42 U.S.C. 14041a) is amended to read as follows:*

21 **“SEC. 40802. GRANT FOR TRAINING AND SERVICES TO END**
 22 **VIOLENCE AGAINST WOMEN IN LATER LIFE.**

23 “(a) *DEFINITIONS.—In this section:*

24 “(1) *The term ‘eligible entity’ means an entity*
 25 *that—*

1 “(A) is—

2 “*(i) a State;*

3 “*(ii) a unit of local government;*

4 “*(iii) a tribal government or tribal or-*
5 *ganization;*

6 “*(iv) a population specific organiza-*
7 *tion with demonstrated experience in assist-*
8 *ing individuals in later life;*

9 “*(v) a victim service provider; or*

10 “*(vi) a State, tribal, or territorial do-*
11 *mestic violence or sexual assault coalition;*

12 *and*

13 “(B) is partnered with—

14 “*(i) a law enforcement agency;*

15 “*(ii) an office of a prosecutor;*

16 “*(iii) a victim service provider; or*

17 “*(iv) a nonprofit program or govern-*
18 *ment agency with demonstrated experience*
19 *in assisting individuals in later life.*

20 “(2) *The term ‘elder abuse’ means domestic vio-*
21 *lence, dating violence, sexual assault, or stalking com-*
22 *mitted against individuals in later life.*

23 “(3) *The term ‘individual in later life’ means an*
24 *individual who is 60 years of age or older.*

25 “(b) *GRANT PROGRAM.—*

1 “(1) *GRANTS AUTHORIZED.*—*The Attorney Gen-*
2 *eral may make grants to eligible entities to carry out*
3 *the activities described in paragraph (2). In award-*
4 *ing such grants, the Attorney General shall consult*
5 *with the Secretary of Health and Human Services to*
6 *ensure that the activities funded under this section*
7 *are not duplicative with the activities funded under*
8 *the elder abuse prevention programs of the Depart-*
9 *ment of Health and Human Services.*

10 “(2) *MANDATORY AND PERMISSIBLE ACTIVI-*
11 *TIES.*—

12 “(A) *MANDATORY ACTIVITIES.*—*An eligible*
13 *entity receiving a grant under this section shall*
14 *use the funds received under the grant to—*

15 “(i) *provide training programs to as-*
16 *sist law enforcement agencies, prosecutors,*
17 *agencies of States or units of local govern-*
18 *ment, population specific organizations, vic-*
19 *tim service providers, victim advocates, and*
20 *relevant officers in Federal, tribal, State,*
21 *territorial, and local courts in recognizing*
22 *and addressing instances of elder abuse;*

23 “(ii) *provide or enhance services for*
24 *victims of elder abuse;*

1 “(iii) establish or support multidisci-
2 plinary collaborative community responses
3 to victims of elder abuse; and

4 “(iv) conduct cross-training for law en-
5 forcement agencies, prosecutors, agencies of
6 States or units of local government, attor-
7 neys, health care providers, population spe-
8 cific organizations, faith-based advocates,
9 victim service providers, and courts to bet-
10 ter serve victims of elder abuse.

11 “(B) *PERMISSIBLE ACTIVITIES*.—An eligible
12 entity receiving a grant under this section may
13 use not more than 10 percent of the funds re-
14 ceived under the grant to—

15 “(i) provide training programs to as-
16 sist attorneys, health care providers, faith-
17 based leaders, or other community-based or-
18 ganizations in recognizing and addressing
19 instances of elder abuse; or

20 “(ii) conduct outreach activities and
21 awareness campaigns to ensure that victims
22 of elder abuse receive appropriate assist-
23 ance.

24 “(3) *UNDERSERVED POPULATIONS*.—In making
25 grants under this section, the Attorney General shall

1 *give priority to proposals providing culturally spe-*
 2 *cific or population specific services.*

3 “(4) *AUTHORIZATION OF APPROPRIATIONS.—*
 4 *There is authorized to be appropriated to carry out*
 5 *this section \$9,000,000 for each of fiscal years 2013*
 6 *through 2017.”.*

7 ***TITLE III—SERVICES, PROTEC-***
 8 ***TION, AND JUSTICE FOR***
 9 ***YOUNG VICTIMS OF VIO-***
 10 ***LENCE***

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

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

14 (1) *in subsection (a)—*

15 (A) *in the matter preceding paragraph (1),*
 16 *by inserting “, territorial, or tribal” after “crisis*
 17 *centers, State”; and*

18 (B) *in paragraph (6), by inserting “and al-*
 19 *cohol” after “about drugs”;*

20 (2) *in subsection (c)(1), by striking “\$80,000,000*
 21 *for each of fiscal years 2007 through 2011” and in-*
 22 *serting “\$50,000,000 for each of fiscal years 2013*
 23 *through 2017”; and*

24 (3) *in subsection (c), by adding at the end the*
 25 *following new paragraph:*

1 “(3) *FUNDING FORMULA.*—Amounts provided
 2 under this section shall be allotted to each State, ter-
 3 ritory, and the District of Columbia based on popu-
 4 lation. If the amounts appropriated under paragraph
 5 (1) exceed \$48,000,000 in any fiscal year, a min-
 6 imum allocation of \$150,000 shall be awarded to each
 7 State and territory and the District of Columbia. Any
 8 remaining funds shall be allotted to each State and
 9 territory and the District of Columbia based on popu-
 10 lation.”.

11 **SEC. 302. CREATING HOPE THROUGH OUTREACH, OPTIONS,**
 12 **SERVICES, AND EDUCATION FOR CHILDREN**
 13 **AND YOUTH.**

14 (a) *IN GENERAL.*—Subtitle L of the Violence Against
 15 Women Act of 1994 (42 U.S.C. 14043c et seq.) is amended
 16 by striking sections 41201 through 41204 and inserting the
 17 following:

18 **“SEC. 41201. CREATING HOPE THROUGH OUTREACH, OP-**
 19 **TIONS, SERVICES, AND EDUCATION FOR CHIL-**
 20 **DREN AND YOUTH (CHOOSE CHILDREN AND**
 21 **YOUTH).**

22 “(a) *GRANTS AUTHORIZED.*—The Attorney General,
 23 working in collaboration with the Secretary of Health and
 24 Human Services and the Secretary of Education, shall
 25 award grants to enhance the safety of youth and children

1 *who are victims of, or exposed to, domestic violence, dating*
2 *violence, sexual assault, or stalking and to prevent future*
3 *violence.*

4 “(b) *PROGRAM PURPOSES.—Funds provided under*
5 *this section may be used for the following program purpose*
6 *areas:*

7 “(1) *SERVICES TO ADVOCATE FOR AND RESPOND*
8 *TO YOUTH.—To develop, expand, and strengthen vic-*
9 *tim interventions and services that target youth who*
10 *are victims of domestic violence, dating violence, sex-*
11 *ual assault, and stalking. Services may include vic-*
12 *tim services, counseling, advocacy, mentoring, edu-*
13 *cational support, transportation, legal assistance in*
14 *civil, criminal and administrative matters, such as*
15 *family law cases, housing cases, child welfare pro-*
16 *ceedings, campus administrative proceedings, and*
17 *civil protection order proceedings, services to address*
18 *sex trafficking, population specific services, and other*
19 *activities that support youth in finding safety, sta-*
20 *bility, and justice and in addressing the emotional,*
21 *cognitive, and physical effects of trauma on youth.*

22 *Funds may be used to—*

23 “(A) *assess and analyze available services*
24 *for youth victims of domestic violence, dating vi-*
25 *olence, sexual assault, and stalking, determining*

1 *relevant barriers to such services in a particular*
2 *locality, and developing a community protocol to*
3 *address such problems collaboratively;*

4 “(B) *develop and implement policies, prac-*
5 *tices, and procedures to effectively respond to do-*
6 *mestic violence, dating violence, sexual assault,*
7 *or stalking against youth; or*

8 “(C) *provide technical assistance and train-*
9 *ing to enhance the ability of school personnel,*
10 *victim service providers, child protective service*
11 *workers, staff of law enforcement agencies, pros-*
12 *ecutors, court personnel, individuals who work in*
13 *after school programs, medical personnel, social*
14 *workers, mental health personnel, and workers in*
15 *other programs that serve children and youth to*
16 *improve their ability to appropriately respond to*
17 *the needs of children and youth who are victims*
18 *of domestic violence, dating violence, sexual as-*
19 *sault, and stalking, as well as homeless youth,*
20 *and to properly refer such children, youth, and*
21 *their families to appropriate services.*

22 “(2) *SUPPORTING YOUTH THROUGH EDUCATION*
23 *AND PROTECTION.—To enable secondary or elemen-*
24 *tary schools that serve students in any of grades five*

1 *through twelve and institutions of higher education*
2 *to—*

3 *“(A) provide training to school personnel,*
4 *including health care providers and security per-*
5 *sonnel, on the needs of students who are victims*
6 *of domestic violence, dating violence, sexual as-*
7 *sault, or stalking;*

8 *“(B) develop and implement age-appro-*
9 *priate prevention and intervention policies in*
10 *accordance with State law in secondary or ele-*
11 *mentary schools that serve students in any of*
12 *grades five through twelve, including appropriate*
13 *responses to, and identification and referral pro-*
14 *cedures for, students who are experiencing or*
15 *perpetrating domestic violence, dating violence,*
16 *sexual assault, or stalking, and procedures for*
17 *handling the requirements of court protective or-*
18 *ders issued to or against students;*

19 *“(C) provide support services for student*
20 *victims of domestic violence, dating violence, sex-*
21 *ual assault, or stalking, such as a resource per-*
22 *son who is either on-site or on-call;*

23 *“(D) provide evidence-based educational*
24 *programs for students regarding domestic vio-*

1 *lence, dating violence, sexual assault, and stalk-*
2 *ing; or*

3 “(E) *develop strategies to increase identi-*
4 *fication, support, referrals, and prevention pro-*
5 *grams for youth who are at high risk of domestic*
6 *violence, dating violence, sexual assault, or stalk-*
7 *ing.*

8 “(c) *ELIGIBLE APPLICANTS.—*

9 “(1) *IN GENERAL.—To be eligible to receive a*
10 *grant under this section, an entity shall be—*

11 “(A) *a victim service provider, tribal non-*
12 *profit organization, population specific organi-*
13 *zation, or community-based organization with a*
14 *demonstrated history of effective work addressing*
15 *the needs of youth, including runaway or home-*
16 *less youth, who are victims of domestic violence,*
17 *dating violence, sexual assault, or stalking; or*

18 “(B) *a victim service provider that is*
19 *partnered with an entity that has a dem-*
20 *onstrated history of effective work addressing the*
21 *needs of youth.*

22 “(2) *PARTNERSHIPS.—*

23 “(A) *EDUCATION.—To be eligible to receive*
24 *a grant for the purposes described in subsection*
25 *(b)(2), an entity described in paragraph (1)*

1 *shall be partnered with an elementary school or*
2 *secondary school (as such terms are defined in*
3 *section 9101 of the Elementary and Secondary*
4 *Education Act of 1965), charter school (as de-*
5 *fined in section 5210 of such Act), a school that*
6 *is operated or supported by the Bureau of In-*
7 *dian Education, or a legally operating private*
8 *school, a school administered by the Department*
9 *of Defense under section 2164 of title 10, United*
10 *States Code, or section 1402 of the Defense De-*
11 *pendents' Education Act of 1978, a group of such*
12 *schools, a local educational agency (as defined in*
13 *section 9101(26) of the Elementary and Sec-*
14 *ondary Education Act of 1965), or an institu-*
15 *tion of higher education (as defined in section*
16 *101(a) of the Higher Education Act of 1965).*

17 “(B) *OTHER PARTNERSHIPS.*—*All appli-*
18 *cants under this section are encouraged to work*
19 *in partnership with organizations and agencies*
20 *that work with the relevant youth population.*
21 *Such entities may include—*

22 “(i) *a State, tribe, unit of local govern-*
23 *ment, or territory;*

24 “(ii) *a population specific or commu-*
25 *nity-based organization;*

1 “(iii) batterer intervention programs
2 or sex offender treatment programs with
3 specialized knowledge and experience work-
4 ing with youth offenders; or

5 “(iv) any other agencies or nonprofit,
6 nongovernmental organizations with the ca-
7 pacity to provide effective assistance to the
8 adult, youth, and child victims served by
9 the partnership.

10 “(d) *GRANTEE REQUIREMENTS.*—Applicants for
11 grants under this section shall establish and implement
12 policies, practices, and procedures that—

13 “(1) require and include appropriate referral
14 systems for child and youth victims;

15 “(2) protect the confidentiality and privacy of
16 child and youth victim information, particularly in
17 the context of parental or third-party involvement
18 and consent, mandatory reporting duties, and work-
19 ing with other service providers with priority on vic-
20 tim safety and autonomy;

21 “(3) ensure that all individuals providing inter-
22 vention or prevention programs to children or youth
23 through a program funded under this section have
24 completed, or will complete, sufficient training in

1 *connection with domestic violence, dating violence,*
2 *sexual assault, and stalking; and*

3 *“(4) ensure that parents are informed of the pro-*
4 *grams funded under this program that are being of-*
5 *fered at their child’s school.*

6 *“(e) PRIORITY.—The Attorney General shall prioritize*
7 *grant applications under this section that coordinate with*
8 *prevention programs in the community.*

9 *“(f) DEFINITIONS AND GRANT CONDITIONS.—In this*
10 *section, the definitions and grant conditions provided for*
11 *in section 40002 shall apply.*

12 *“(g) AUTHORIZATION OF APPROPRIATIONS.—There is*
13 *authorized to be appropriated to carry out this section,*
14 *\$15,000,000 for each of the fiscal years 2013 through 2017.*

15 *“(h) ALLOTMENT.—*

16 *“(1) IN GENERAL.—Not less than 50 percent of*
17 *the total amount appropriated under this section for*
18 *each fiscal year shall be used for the purposes de-*
19 *scribed in subsection (b)(1).*

20 *“(2) INDIAN TRIBES.—Not less than 10 percent*
21 *of the total amount appropriated under this section*
22 *for each fiscal year shall be made available for grants*
23 *under the program authorized by section 2015 of the*
24 *Omnibus Crime Control and Safe Streets Act of 1968*
25 *(42 U.S.C. 3796gg–10).”.*

1 (b) *VAWA GRANT REQUIREMENTS.—Section 40002(b)*
2 *of the Violence Against Women Act of 1994 (42 U.S.C.*
3 *13925(b)), as amended by section 3(b)(4), is further amend-*
4 *ed by adding at the end the following:*

5 “(14) *REQUIREMENT FOR EVIDENCE-BASED PRO-*
6 *GRAMS.—Any educational programming, training, or*
7 *public awareness communications regarding domestic*
8 *violence, dating violence, sexual assault, or stalking*
9 *that are funded under this title must be evidence-*
10 *based.”.*

11 **SEC. 303. GRANTS TO COMBAT VIOLENT CRIMES ON CAM-**
12 **PUSES.**

13 *Section 304 of the Violence Against Women and De-*
14 *partment of Justice Reauthorization Act of 2005 (42 U.S.C.*
15 *14045b) is amended—*

16 (1) *in subsection (a)—*

17 (A) *in paragraph (1)—*

18 (i) *by striking “and” after “stalking*
19 *on campuses,”;*

20 (ii) *by striking “crimes against women*
21 *on” and inserting “crimes on”; and*

22 (iii) *by inserting “, and to develop and*
23 *strengthen prevention education and aware-*
24 *ness programs” before the period; and*

1 (B) in paragraph (2), by striking
2 “\$500,000” and inserting “\$300,000”;

3 (2) in subsection (b)—

4 (A) in paragraph (2)—

5 (i) by inserting “, strengthen,” after
6 “To develop”; and

7 (ii) by striking “assault and stalking,”
8 and inserting “assault, and stalking, in-
9 cluding the use of technology to commit
10 these crimes,”;

11 (B) in paragraph (4)—

12 (i) by inserting “and population spe-
13 cific services” after “strengthen victim serv-
14 ices programs”;

15 (ii) by striking “entities carrying out”
16 and all that follows through “stalking vic-
17 tim services programs” and inserting “vic-
18 tim service providers”; and

19 (iii) by inserting “, regardless of
20 whether the services provided by such pro-
21 gram are provided by the institution or in
22 coordination with community victim service
23 providers” before the period at the end; and

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

1 “(9) To provide evidence-based educational pro-
2 gramming for students regarding domestic violence,
3 dating violence, sexual assault, and stalking.

4 “(10) To develop or adapt population specific
5 strategies and projects for victims of domestic vio-
6 lence, dating violence, sexual assault, and stalking
7 from underserved populations on campus.”;

8 (3) in subsection (c)—

9 (A) in paragraph (2)—

10 (i) in subparagraph (B), by striking
11 “any non-profit” and all that follows
12 through “victim services programs” and in-
13 serting “victim service providers”;

14 (ii) by redesignating subparagraphs
15 (D) through (F) as subparagraphs (E)
16 through (G), respectively; and

17 (iii) by inserting after subparagraph
18 (C), the following:

19 “(D) describe how underserved populations
20 in the campus community will be adequately
21 served, including the provision of relevant popu-
22 lation specific services;”; and

23 (B) in paragraph (3), by striking “2007
24 through 2011” and inserting “2013 through
25 2017”;

1 (4) in subsection (d)—

2 (A) by striking paragraph (3); and

3 (B) by inserting after paragraph (2), the
4 following:

5 “(3) *GRANTEE MINIMUM REQUIREMENTS.*—Each
6 grantee shall comply with the following minimum re-
7 quirements during the grant period:

8 “(A) *The grantee shall create a coordinated*
9 *community response including both organiza-*
10 *tions external to the institution and relevant di-*
11 *visions of the institution.*

12 “(B) *The grantee shall establish a manda-*
13 *tory prevention and education program on do-*
14 *mestic violence, dating violence, sexual assault,*
15 *and stalking for all incoming students.*

16 “(C) *The grantee shall train all campus law*
17 *enforcement to respond effectively to domestic vi-*
18 *olence, dating violence, sexual assault, and stalk-*
19 *ing.*

20 “(D) *The grantee shall train all members of*
21 *campus disciplinary boards to respond effectively*
22 *to situations involving domestic violence, dating*
23 *violence, sexual assault, or stalking.”; and*

24 (5) in subsection (e), by striking “\$12,000,000”
25 and all that follows through the period and inserting

1 “\$12,000,000 for each of the fiscal years 2013 through
2 2017.”.

3 **SEC. 304. NATIONAL CENTER FOR CAMPUS PUBLIC SAFETY.**

4 (a) *ESTABLISHMENT.*—Title I of the Omnibus Crime
5 Control and Safe Streets Act of 1968 (42 U.S.C. 3711 et
6 seq.) is amended by adding at the end the following new
7 part:

8 **“PART LL—NATIONAL CENTER FOR CAMPUS**
9 **PUBLIC SAFETY**

10 **“SEC. 3021. NATIONAL CENTER FOR CAMPUS PUBLIC SAFE-**
11 **TY.**

12 “(a) *AUTHORITY TO ESTABLISH AND OPERATE CEN-*
13 *TER.*—

14 “(1) *IN GENERAL.*—The Director of the Office of
15 Community Oriented Policing Services is authorized
16 to establish and operate a National Center for Cam-
17 pus Public Safety (referred to in this section as the
18 ‘Center’).

19 “(2) *GRANT AUTHORITY.*—The Director of the
20 Office of Community Oriented Policing Services is
21 authorized to award grants to institutions of higher
22 education and other nonprofit organizations to assist
23 in carrying out the functions of the Center required
24 under subsection (b).

25 “(b) *FUNCTIONS OF THE CENTER.*—The center shall—

1 “(1) provide quality education and training for
2 campus public safety agencies of institutions of higher
3 education and the agencies’ collaborative partners, in-
4 cluding campus mental health agencies;

5 “(2) foster quality research to strengthen the
6 safety and security of institutions of higher education;

7 “(3) serve as a clearinghouse for the identifica-
8 tion and dissemination of information, policies, pro-
9 cedures, and best practices relevant to campus public
10 safety, including off-campus housing safety, the pre-
11 vention of violence against persons and property, and
12 emergency response and evacuation procedures;

13 “(4) develop protocols, in conjunction with the
14 Attorney General, the Secretary of Homeland Secu-
15 rity, the Secretary of Education, State, local, and
16 tribal governments and law enforcement agencies, pri-
17 vate and nonprofit organizations and associations,
18 and other stakeholders, to prevent, protect against, re-
19 spond to, and recover from, natural and man-made
20 emergencies or dangerous situations involving an im-
21 mediate threat to the health or safety of the campus
22 community;

23 “(5) promote the development and dissemination
24 of effective behavioral threat assessment and manage-
25 ment models to prevent campus violence;

1 “(6) coordinate campus safety information (in-
2 cluding ways to increase off-campus housing safety)
3 and resources available from the Department of Jus-
4 tice, the Department of Homeland Security, the De-
5 partment of Education, State, local, and tribal gov-
6 ernments and law enforcement agencies, and private
7 and nonprofit organizations and associations;

8 “(7) increase cooperation, collaboration, and
9 consistency in prevention, response, and problem-solv-
10 ing methods among law enforcement, mental health,
11 and other agencies and jurisdictions serving institu-
12 tions of higher education;

13 “(8) develop standardized formats and models
14 for mutual aid agreements and memoranda of under-
15 standing between campus security agencies and other
16 public safety organizations and mental health agen-
17 cies; and

18 “(9) report annually to Congress and the Attor-
19 ney General on activities performed by the Center
20 during the previous 12 months.

21 “(c) COORDINATION WITH AVAILABLE RESOURCES.—
22 In establishing the Center, the Director of the Office of Com-
23 munity Oriented Policing Services shall—

1 “(1) consult with the Secretary of Homeland Se-
2 curity, the Secretary of Education, and the Attorney
3 General of each State; and

4 “(2) coordinate the establishment and operation
5 of the Center with campus public safety resources that
6 may be available within the Department of Homeland
7 Security and the Department of Education.

8 “(d) *DEFINITION OF INSTITUTION OF HIGHER EDU-*
9 *CATION.—In this section, the term ‘institution of higher*
10 *education’ has the meaning given the term in section 101*
11 *of the Higher Education Act of 1965 (20 U.S.C. 1001).”.*

12 (b) *JUSTICE PROGRAM CONSOLIDATIONS.—Effective*
13 *30 days after the date of enactment of this section, the Office*
14 *of Dispute Resolution of the Department of Justice and the*
15 *jurisdiction and employees of such office shall be—*

16 (1) *transferred to the Office of Legal Policy of*
17 *the Department of Justice; and*

18 (2) *funded through the general administration*
19 *appropriation of the Office of Legal Policy.*

20 **TITLE IV—VIOLENCE**
21 **REDUCTION PRACTICES**

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

24 Section 402(c) of the Violence Against Women and De-
25 partment of Justice Reauthorization Act of 2005 (42 U.S.C.

1 280b–4(c) is amended by striking “\$2,000,000 for each of
2 the fiscal years 2007 through 2011” and inserting
3 “\$1,000,000 for each of the fiscal years 2013 through 2017”.

4 **SEC. 402. SAVING MONEY AND REDUCING TRAGEDIES**
5 **THROUGH PREVENTION GRANTS.**

6 (a) *SMART PREVENTION.*—Section 41303 of the Vio-
7 lence Against Women Act of 1994 (42 U.S.C. 14043d–2)
8 is amended to read as follows:

9 **“SEC. 41303. SAVING MONEY AND REDUCING TRAGEDIES**
10 **THROUGH PREVENTION (SMART PREVEN-**
11 **TION).**

12 “(a) *GRANTS AUTHORIZED.*—The Attorney General,
13 in consultation with the Secretary of Health and Human
14 Services and the Secretary of Education, is authorized to
15 award grants for the purpose of preventing domestic vio-
16 lence, dating violence, sexual assault, and stalking by tak-
17 ing a comprehensive approach that focuses on youth, chil-
18 dren exposed to violence, and men as leaders and influencers
19 of social norms.

20 “(b) *USE OF FUNDS.*—Funds provided under this sec-
21 tion may be used for the following purposes:

22 “(1) *TEEN DATING VIOLENCE AWARENESS AND*
23 *PREVENTION.*—To develop, maintain, or enhance pro-
24 grams that change attitudes and behaviors around the
25 acceptability of domestic violence, dating violence,

1 *sexual assault, and stalking and provide education*
2 *and skills training to young individuals and individ-*
3 *uals who influence young individuals. The prevention*
4 *program may use evidence-based, evidence-informed,*
5 *or innovative strategies and practices focused on*
6 *youth. Such a program should include—*

7 *“(A) evidence-based age education on do-*
8 *mestic violence, dating violence, sexual assault,*
9 *stalking, and sexual coercion, as well as healthy*
10 *relationship skills, in school, in the community,*
11 *or in health care settings;*

12 *“(B) community-based collaboration and*
13 *training for those with influence on youth, such*
14 *as parents, teachers, coaches, health care pro-*
15 *viders, faith-leaders, older teens, and mentors;*

16 *“(C) education and outreach to change envi-*
17 *ronmental factors contributing to domestic vio-*
18 *lence, dating violence, sexual assault, and stalk-*
19 *ing; and*

20 *“(D) policy development targeted to preven-*
21 *tion, including school-based policies and proto-*
22 *cols.*

23 *“(2) CHILDREN EXPOSED TO VIOLENCE AND*
24 *ABUSE.—To develop, maintain or enhance programs*
25 *designed to prevent future incidents of domestic vio-*

1 *lence, dating violence, sexual assault, and stalking by*
2 *preventing, reducing and responding to children’s ex-*
3 *posure to violence in the home. Such programs may*
4 *include—*

5 *“(A) providing services for children exposed*
6 *to domestic violence, dating violence, sexual as-*
7 *sault or stalking, including direct counseling or*
8 *advocacy, and support for the non-abusing par-*
9 *ent; and*

10 *“(B) training and coordination for edu-*
11 *cational, after-school, and childcare programs on*
12 *how to safely and confidentially identify children*
13 *and families experiencing domestic violence, dat-*
14 *ing violence, sexual assault, or stalking and*
15 *properly refer children exposed and their fami-*
16 *lies to services and violence prevention programs.*

17 *“(3) ENGAGING MEN AS LEADERS AND ROLE*
18 *MODELS.—To develop, maintain or enhance programs*
19 *that work with men to prevent domestic violence, dat-*
20 *ing violence, sexual assault, and stalking by helping*
21 *men to serve as role models and social influencers of*
22 *other men and youth at the individual, school, com-*
23 *munity or statewide levels.*

24 *“(c) ELIGIBLE ENTITIES.—To be eligible to receive a*
25 *grant under this section, an entity shall be—*

1 “(1) a victim service provider, community-based
2 organization, tribe or tribal organization, or other
3 nonprofit, nongovernmental organization that has a
4 history of effective work preventing domestic violence,
5 dating violence, sexual assault, or stalking and exper-
6 tise in the specific area for which they are applying
7 for funds; or

8 “(2) a partnership between a victim service pro-
9 vider, community-based organization, tribe or tribal
10 organization, or other nonprofit, nongovernmental or-
11 ganization that has a history of effective work pre-
12 venting domestic violence, dating violence, sexual as-
13 sault, or stalking and at least one of the following
14 that has expertise in serving children exposed to do-
15 mestic violence, dating violence, sexual assault, or
16 stalking, youth domestic violence, dating violence, sex-
17 ual assault, or stalking prevention, or engaging men
18 to prevent domestic violence, dating violence, sexual
19 assault, or stalking:

20 “(A) A public, charter, tribal, or nationally
21 accredited private middle or high school, a school
22 administered by the Department of Defense
23 under section 2164 of title 10, United States
24 Code or section 1402 of the Defense Dependents’

1 *Education Act of 1978, a group of schools, or a*
2 *school district.*

3 “(B) *A local community-based organization,*
4 *population-specific organization, or faith-based*
5 *organization that has established expertise in*
6 *providing services to youth.*

7 “(C) *A community-based organization, pop-*
8 *ulation-specific organization, university or*
9 *health care clinic, faith-based organization, or*
10 *other nonprofit, nongovernmental organization.*

11 “(D) *A nonprofit, nongovernmental entity*
12 *providing services for runaway or homeless*
13 *youth affected by domestic violence, dating vio-*
14 *lence, sexual assault, or stalking.*

15 “(E) *Health care entities eligible for reim-*
16 *bursement under title XVIII of the Social Secu-*
17 *rity Act, including providers that target the spe-*
18 *cial needs of children and youth.*

19 “(F) *Any other agencies, population-specific*
20 *organizations, or nonprofit, nongovernmental or-*
21 *ganizations with the capacity to provide nec-*
22 *essary expertise to meet the goals of the program.*

23 “(d) *GRANTEE REQUIREMENTS.—*

24 “(1) *IN GENERAL.—Applicants for grants under*
25 *this section shall prepare and submit to the Director*

1 *an application at such time, in such manner, and*
2 *containing such information as the Director may re-*
3 *quire that demonstrates the capacity of the applicant*
4 *and partnering organizations to undertake the*
5 *project.*

6 “(2) *POLICIES AND PROCEDURES.*—*Applicants*
7 *under this section shall establish and implement poli-*
8 *cies, practices, and procedures that are consistent*
9 *with the best practices developed under section 402 of*
10 *the Violence Against Women and Department of Jus-*
11 *tice Reauthorization Act of 2005 (42 U.S.C. 280b–4)*
12 *and—*

13 “(A) *include appropriate referral systems to*
14 *direct any victim identified during program ac-*
15 *tivities to highly qualified follow-up care;*

16 “(B) *protect the confidentiality and privacy*
17 *of adult and youth victim information, particu-*
18 *larly in the context of parental or third-party*
19 *involvement and consent, mandatory reporting*
20 *duties, and working with other service providers;*

21 “(C) *ensure that all individuals providing*
22 *prevention programming through a program*
23 *funded under this section have completed or will*
24 *complete sufficient training in connection with*

1 *domestic violence, dating violence, sexual assault*
2 *or stalking; and*

3 “(D) *document how prevention programs*
4 *are coordinated with service programs in the*
5 *community.*

6 “(3) *PREFERENCE.—In selecting grant recipients*
7 *under this section, the Attorney General shall give*
8 *preference to applicants that—*

9 “(A) *include outcome-based evaluation; and*

10 “(B) *identify any other community, school,*
11 *or State-based efforts that are working on domes-*
12 *tic violence, dating violence, sexual assault, or*
13 *stalking prevention and explain how the grantee*
14 *or partnership will add value, coordinate with*
15 *other programs, and not duplicate existing ef-*
16 *forts.*

17 “(e) *DEFINITIONS AND GRANT CONDITIONS.—In this*
18 *section, the definitions and grant conditions provided for*
19 *in section 40002 shall apply.*

20 “(f) *AUTHORIZATION OF APPROPRIATIONS.—There is*
21 *authorized to be appropriated to carry out this section,*
22 *\$15,000,000 for each of fiscal years 2013 through 2017.*

23 “(g) *ALLOTMENT.—*

24 “(1) *IN GENERAL.—Not less than 25 percent of*
25 *the total amounts appropriated under this section in*

1 *each fiscal year shall be used for each set of purposes*
2 *described in paragraphs (1), (2), and (3) of subsection*
3 *(b).*

4 “(2) *INDIAN TRIBES.*—*Not less than 10 percent*
5 *of the total amounts appropriated under this section*
6 *in each fiscal year shall be made available for grants*
7 *to Indian tribes or tribal organizations.”.*

8 *(b) REPEALS.*—*The following provisions are repealed:*

9 (1) *Sections 41304 and 41305 of the Violence*
10 *Against Women Act of 1994 (42 U.S.C. 14043d–3 and*
11 *14043d–4).*

12 (2) *Section 403 of the Violence Against Women*
13 *and Department of Justice Reauthorization Act of*
14 *2005 (42 U.S.C. 14045c).*

1 **TITLE V—STRENGTHENING THE**
 2 **HEALTH CARE SYSTEM’S RE-**
 3 **SPONSE TO DOMESTIC VIO-**
 4 **LENCE, DATING VIOLENCE,**
 5 **SEXUAL ASSAULT, AND**
 6 **STALKING**

7 **SEC. 501. CONSOLIDATION OF GRANTS TO STRENGTHEN**
 8 **THE HEALTH CARE SYSTEM’S RESPONSE TO**
 9 **DOMESTIC VIOLENCE, DATING VIOLENCE,**
 10 **SEXUAL ASSAULT, AND STALKING.**

11 *(a) GRANTS.—Section 399P of the Public Health Serv-*
 12 *ice Act (42 U.S.C. 280g–4) is amended to read as follows:*

13 **“SEC. 399P. GRANTS TO STRENGTHEN THE HEALTH CARE**
 14 **SYSTEM’S RESPONSE TO DOMESTIC VIO-**
 15 **LENCE, DATING VIOLENCE, SEXUAL ASSAULT,**
 16 **AND STALKING.**

17 *“(a) IN GENERAL.—The Secretary shall award grants*
 18 *for—*

19 *“(1) the development or enhancement and imple-*
 20 *mentation of interdisciplinary training for health*
 21 *professionals, public health staff, and allied health*
 22 *professionals;*

23 *“(2) the development or enhancement and imple-*
 24 *mentation of education programs for medical, nurs-*
 25 *ing, dental, and other health profession students and*

1 *residents to prevent and respond to domestic violence,*
2 *dating violence, sexual assault, and stalking; and*

3 *“(3) the development or enhancement and imple-*
4 *mentation of comprehensive statewide strategies to*
5 *improve the response of clinics, public health facili-*
6 *ties, hospitals, and other health settings (including be-*
7 *havioral and mental health programs) to domestic vi-*
8 *olence, dating violence, sexual assault, and stalking.*

9 *“(b) USE OF FUNDS.—*

10 *“(1) REQUIRED USES.—Amounts provided under*
11 *a grant under this section shall be used to—*

12 *“(A) fund interdisciplinary training and*
13 *education programs under paragraphs (1) and*
14 *(2) of subsection (a) that—*

15 *“(i) are designed to train medical, psy-*
16 *chology, dental, social work, nursing, and*
17 *other health profession students, interns,*
18 *residents, fellows, or current health care*
19 *providers to identify and provide health*
20 *care services (including mental or behav-*
21 *ioral health care services and referrals to*
22 *appropriate community services) to individ-*
23 *uals who are or who have been victims of*
24 *domestic violence, dating violence, sexual*
25 *assault, or stalking; and*

1 “(i) plan and develop clinical train-
2 ing components for integration into ap-
3 proved internship, residency, and fellowship
4 training or continuing medical or other
5 health education training that address
6 physical, mental, and behavioral health
7 issues, including protective factors, related
8 to domestic violence, dating violence, sexual
9 assault, stalking, and other forms of violence
10 and abuse, focus on reducing health dispari-
11 ties and preventing violence and abuse, and
12 include the primacy of victim safety and
13 confidentiality; and

14 “(B) design and implement comprehensive
15 strategies to improve the response of the health
16 care system to domestic or sexual violence in
17 clinical and public health settings, hospitals,
18 clinics, and other health settings (including be-
19 havioral and mental health), under subsection
20 (a)(3) through—

21 “(i) the implementation, dissemina-
22 tion, and evaluation of policies and proce-
23 dures to guide health professionals and pub-
24 lic health staff in identifying and respond-
25 ing to domestic violence, dating violence,

1 *sexual assault, and stalking, including*
2 *strategies to ensure that health information*
3 *is maintained in a manner that protects the*
4 *patient’s privacy and safety, and safely uses*
5 *health information technology to improve*
6 *documentation, identification, assessment,*
7 *treatment, and follow-up care;*

8 “(ii) *the development of on-site access*
9 *to services to address the safety, medical,*
10 *and mental health needs of patients by in-*
11 *creasing the capacity of existing health care*
12 *professionals and public health staff to ad-*
13 *dress domestic violence, dating violence, sex-*
14 *ual assault, and stalking, or by contracting*
15 *with or hiring domestic or sexual assault*
16 *advocates to provide such services or to*
17 *model other services appropriate to the geo-*
18 *graphic and cultural needs of a site;*

19 “(iii) *the development of measures and*
20 *methods for the evaluation of the practice of*
21 *identification, intervention, and documenta-*
22 *tion regarding victims of domestic violence,*
23 *dating violence, sexual assault, and stalk-*
24 *ing, including the development and testing*
25 *of quality improvement measurements; and*

1 “(iv) the provision of training and fol-
2 lowup technical assistance to health care
3 professionals, and public health staff, and
4 allied health professionals to identify, as-
5 sess, treat, and refer clients who are victims
6 of domestic violence, dating violence, sexual
7 assault, or stalking, including using tools
8 and training materials already developed.

9 “(2) *PERMISSIBLE USES.*—

10 “(A) *CHILD AND ELDER ABUSE.*—To the ex-
11 tent consistent with the purpose of this section,
12 a grantee may use amounts received under this
13 section to address, as part of a comprehensive
14 programmatic approach implemented under the
15 grant, issues relating to child or elder abuse.

16 “(B) *RURAL AREAS.*—Grants funded under
17 paragraphs (1) and (2) of subsection (a) may be
18 used to offer to rural areas community-based
19 training opportunities (which may include the
20 use of distance learning networks and other
21 available technologies needed to reach isolated
22 rural areas) for medical, nursing, and other
23 health profession students and residents on do-
24 mestic violence, dating violence, sexual assault,

1 *stalking, and, as appropriate, other forms of vio-*
2 *lence and abuse.*

3 “(C) *OTHER USES.*—*Grants funded under*
4 *subsection (a)(3) may be used for—*

5 “(i) *the development of training mod-*
6 *ules and policies that address the overlap of*
7 *child abuse, domestic violence, dating vio-*
8 *lence, sexual assault, and stalking and elder*
9 *abuse, as well as childhood exposure to do-*
10 *mestic and sexual violence;*

11 “(ii) *the development, expansion, and*
12 *implementation of sexual assault forensic*
13 *medical examination or sexual assault*
14 *nurse examiner programs;*

15 “(iii) *the inclusion of the health effects*
16 *of lifetime exposure to violence and abuse as*
17 *well as related protective factors and behav-*
18 *ioral risk factors in health professional*
19 *training schools, including medical, dental,*
20 *nursing, social work, and mental and be-*
21 *havioral health curricula, and allied health*
22 *service training courses; or*

23 “(iv) *the integration of knowledge of*
24 *domestic violence, dating violence, sexual*
25 *assault, and stalking into health care ac-*

1 *creditation and professional licensing ex-*
2 *aminations, such as medical, dental, social*
3 *work, and nursing boards, and where ap-*
4 *propriate, other allied health exams.*

5 “(c) *REQUIREMENTS FOR GRANTEES.*—

6 “(1) *CONFIDENTIALITY AND SAFETY.*—

7 “(A) *IN GENERAL.*—*Grantees under this*
8 *section shall ensure that all programs developed*
9 *with grant funds address issues of confidentiality*
10 *and patient safety and comply with applicable*
11 *confidentiality and nondisclosure requirements*
12 *under section 40002(b)(2) of the Violence Against*
13 *Women Act of 1994 and the Family Violence*
14 *Prevention and Services Act, and that faculty*
15 *and staff associated with delivering educational*
16 *components are fully trained in procedures that*
17 *will protect the immediate and ongoing security*
18 *and confidentiality of the patients, patient*
19 *records, and staff. Such grantees shall consult en-*
20 *tities with demonstrated expertise in the con-*
21 *fidentiality and safety needs of victims of domes-*
22 *tic violence, dating violence, sexual assault, and*
23 *stalking on the development and adequacy of*
24 *confidentially and security procedures, and pro-*
25 *vide documentation of such consultation.*

1 “(B) *ADVANCE NOTICE OF INFORMATION*
2 *DISCLOSURE.*—Grantees under this section shall
3 provide to patients advance notice about any cir-
4 cumstances under which information may be dis-
5 closed, such as mandatory reporting laws, and
6 shall give patients the option to receive informa-
7 tion and referrals without affirmatively dis-
8 closing abuse.

9 “(2) *LIMITATION ON ADMINISTRATIVE EX-*
10 *PENSES.*—A grantee shall use not more than 10 per-
11 cent of the amounts received under a grant under this
12 section for administrative expenses.

13 “(3) *PREFERENCE.*—In selecting grant recipients
14 under this section, the Secretary shall give preference
15 to applicants based on the strength of their evaluation
16 strategies, with priority given to outcome-based eval-
17 uations.

18 “(4) *APPLICATION.*—

19 “(A) *SUBSECTION (a) (1) AND (2) GRANT-*
20 *EES.*—An entity desiring a grant under para-
21 graph (1) or (2) of subsection (a) shall submit
22 an application to the Secretary at such time, in
23 such manner, and containing such information
24 and assurances as the Secretary may require, in-
25 cluding—

1 “(i) documentation that the applicant
2 represents a team of entities working col-
3 laboratively to strengthen the response of the
4 health care system to domestic violence, dat-
5 ing violence, sexual assault, or stalking, and
6 which includes at least one of each of—

7 “(I) an accredited school of
8 allopathic or osteopathic medicine,
9 psychology, nursing, dentistry, social
10 work, or other health field;

11 “(II) a health care facility or sys-
12 tem; or

13 “(III) a government or nonprofit
14 entity with a history of effective work
15 in the fields of domestic violence, dat-
16 ing violence, sexual assault, or stalk-
17 ing; and

18 “(ii) strategies for the dissemination
19 and sharing of curricula and other edu-
20 cational materials developed under the
21 grant, if any, with other interested health
22 professions schools and national resource re-
23 positories for materials on domestic vio-
24 lence, dating violence, sexual assault, and
25 stalking.

1 “(B) *SUBSECTION (a)(3) GRANTEES.*—An
2 *entity desiring a grant under subsection (a)(3)*
3 *shall submit an application to the Secretary at*
4 *such time, in such manner, and containing such*
5 *information and assurances as the Secretary*
6 *may require, including—*

7 “(i) *documentation that all training,*
8 *education, screening, assessment, services,*
9 *treatment, and any other approach to pa-*
10 *tient care will be informed by an under-*
11 *standing of violence and abuse victimiza-*
12 *tion and trauma-specific approaches that*
13 *will be integrated into prevention, interven-*
14 *tion, and treatment activities;*

15 “(ii) *strategies for the development and*
16 *implementation of policies to prevent and*
17 *address domestic violence, dating violence,*
18 *sexual assault, and stalking over the life-*
19 *span in health care settings;*

20 “(iii) *a plan for consulting with State*
21 *and tribal domestic violence or sexual as-*
22 *sault coalitions, national nonprofit victim*
23 *advocacy organizations, State or tribal law*
24 *enforcement task forces (where appropriate),*
25 *and population-specific organizations with*

1 *demonstrated expertise in addressing domes-*
2 *tic violence, dating violence, sexual assault,*
3 *or stalking;*

4 “(iv) with respect to an application for
5 a grant under which the grantee will have
6 contact with patients, a plan, developed in
7 collaboration with local victim service pro-
8 viders, to respond appropriately to and
9 make correct referrals for individuals who
10 disclose that they are victims of domestic vi-
11 olence, dating violence, sexual assault, stalk-
12 ing, or other types of violence, and docu-
13 mentation provided by the grantee of an on-
14 going collaborative relationship with a local
15 victim service provider; and

16 “(v) with respect to an application for
17 a grant proposing to fund a program de-
18 scribed in subsection (b)(2)(C)(ii), a certifi-
19 cation that any sexual assault forensic med-
20 ical examination and sexual assault nurse
21 examiner programs supported with such
22 grant funds will adhere to the guidelines set
23 forth by the Attorney General.

24 “(d) *ELIGIBLE ENTITIES.*—

1 “(1) *IN GENERAL.*—*To be eligible to receive*
2 *funding under paragraph (1) or (2) of subsection (a),*
3 *an entity shall be—*

4 “(A) *a nonprofit organization with a his-*
5 *tory of effective work in the field of training*
6 *health professionals with an understanding of,*
7 *and clinical skills pertinent to, domestic violence,*
8 *dating violence, sexual assault, or stalking, and*
9 *lifetime exposure to violence and abuse;*

10 “(B) *an accredited school of allopathic or*
11 *osteopathic medicine, psychology, nursing, den-*
12 *tistry, social work, or allied health;*

13 “(C) *a health care provider membership or*
14 *professional organization, or a health care sys-*
15 *tem; or*

16 “(D) *a State, tribal, territorial, or local en-*
17 *tity.*

18 “(2) *SUBSECTION (a)(3) GRANTEES.*—*To be eli-*
19 *gible to receive funding under subsection (a)(3), an*
20 *entity shall be—*

21 “(A) *a State department (or other division)*
22 *of health, a State, tribal, or territorial domestic*
23 *violence or sexual assault coalition or victim*
24 *service provider, or any other nonprofit, non-*
25 *governmental organization with a history of ef-*

1 *fective work in the fields of domestic violence,*
2 *dating violence, sexual assault, or stalking, and*
3 *health care, including physical or mental health*
4 *care; or*

5 *“(B) a local victim service provider, a local*
6 *department (or other division) of health, a local*
7 *health clinic, hospital, or health system, or any*
8 *other community-based organization with a his-*
9 *tory of effective work in the field of domestic vio-*
10 *lence, dating violence, sexual assault, or stalking*
11 *and health care, including physical or mental*
12 *health care.*

13 *“(e) TECHNICAL ASSISTANCE.—*

14 *“(1) IN GENERAL.—Of the funds made available*
15 *to carry out this section for any fiscal year, the Sec-*
16 *retary may make grants or enter into contracts to*
17 *provide technical assistance with respect to the plan-*
18 *ning, development, and operation of any program, ac-*
19 *tivity or service carried out pursuant to this section.*
20 *Not more than 8 percent of the funds appropriated*
21 *under this section in each fiscal year may be used to*
22 *fund technical assistance under this subsection.*

23 *“(2) AVAILABILITY OF MATERIALS.—The Sec-*
24 *retary shall make publicly available materials devel-*
25 *oped by grantees under this section, including mate-*

1 *rials on training, best practices, and research and*
2 *evaluation.*

3 *“(3) REPORTING.—The Secretary shall publish a*
4 *biennial report on—*

5 *“(A) the distribution of funds under this*
6 *section; and*

7 *“(B) the programs and activities supported*
8 *by such funds.*

9 *“(f) RESEARCH AND EVALUATION.—*

10 *“(1) IN GENERAL.—Of the funds made available*
11 *to carry out this section for any fiscal year, the Sec-*
12 *retary may use not more than 20 percent to make a*
13 *grant or enter into a contract for research and eval-*
14 *uation of—*

15 *“(A) grants awarded under this section; and*

16 *“(B) other training for health professionals*
17 *and effective interventions in the health care set-*
18 *ting that prevent domestic violence, dating vio-*
19 *lence, and sexual assault across the lifespan, pre-*
20 *vent the health effects of such violence, and im-*
21 *prove the safety and health of individuals who*
22 *are currently being victimized.*

23 *“(2) RESEARCH.—Research authorized in para-*
24 *graph (1) may include—*

1 “(A) research on the effects of domestic vio-
2 lence, dating violence, sexual assault, and child-
3 hood exposure to domestic violence, dating vio-
4 lence, or sexual assault on health behaviors,
5 health conditions, and health status of individ-
6 uals, families, and populations, including under-
7 served populations;

8 “(B) research to determine effective health
9 care interventions to respond to and prevent do-
10 mestic violence, dating violence, sexual assault,
11 and stalking;

12 “(C) research on the impact of domestic,
13 dating, and sexual violence, childhood exposure
14 to such violence, and stalking on the health care
15 system, health care utilization, health care costs,
16 and health status; and

17 “(D) research on the impact of adverse
18 childhood experiences on adult experience with
19 domestic violence, dating violence, sexual assault,
20 stalking, and adult health outcomes, including
21 how to reduce or prevent the impact of adverse
22 childhood experiences through the health care set-
23 ting.

1 “(g) *AUTHORIZATION OF APPROPRIATIONS.*—*There is*
 2 *authorized to be appropriated to carry out this section*
 3 *\$10,000,000 for each of fiscal years 2013 through 2017.*

4 “(h) *DEFINITIONS.*—*Except as otherwise provided in*
 5 *this section, the definitions in section 40002 of the Violence*
 6 *Against Women Act of 1994 apply to this section.*”.

7 (b) *REPEALS.*—*The following provisions are repealed:*

8 (1) *Chapter 11 of subtitle B of the Violence*
 9 *Against Women Act of 1994 (relating to research on*
 10 *effective interventions to address violence; 42 U.S.C.*
 11 *13973; as added by section 505 of Public Law 109—*
 12 *162 (119 Stat. 3028)) .*

13 (2) *Section 758 of the Public Health Service Act*
 14 *(42 U.S.C. 294h).*

15 **TITLE VI—SAFE HOMES FOR VIC-**
 16 **TIMS OF DOMESTIC VIO-**
 17 **LENCE, DATING VIOLENCE,**
 18 **SEXUAL ASSAULT, AND**
 19 **STALKING**

20 **SEC. 601. HOUSING PROTECTIONS FOR VICTIMS OF DOMES-**
 21 **TIC VIOLENCE, DATING VIOLENCE, SEXUAL**
 22 **ASSAULT, AND STALKING.**

23 (a) *AMENDMENT.*—*Subtitle N of the Violence Against*
 24 *Women Act of 1994 (42 U.S.C. 14043e et seq.) is amended—*

1 (1) by inserting after the subtitle heading the fol-
2 lowing:

3 **“CHAPTER 1—GRANT PROGRAMS”;**

4 (2) in section 41402 (42 U.S.C. 14043e–1), in
5 the matter preceding paragraph (1), by striking “sub-
6 title” and inserting “chapter”;

7 (3) in section 41403 (42 U.S.C. 14043e–2), in
8 the matter preceding paragraph (1), by striking “sub-
9 title” and inserting “chapter”; and

10 (4) by adding at the end the following:

11 **“CHAPTER 2—HOUSING RIGHTS**

12 **“SEC. 41411. HOUSING PROTECTIONS FOR VICTIMS OF DO-**
13 **MESTIC VIOLENCE, DATING VIOLENCE, SEX-**
14 **UAL ASSAULT, AND STALKING.**

15 “(a) *DEFINITIONS.*—In this chapter:

16 “(1) *AFFILIATED INDIVIDUAL.*—The term ‘affili-
17 ated individual’ means, with respect to an indi-
18 vidual—

19 “(A) a spouse, parent, brother, sister, or
20 child of that individual, or an individual to
21 whom that individual stands in loco parentis; or

22 “(B) any individual, tenant, or lawful occu-
23 pant living in the household of that individual.

24 “(2) *APPROPRIATE AGENCY.*—The term ‘appro-
25 priate agency’ means, with respect to a covered hous-

1 *ing program, the Executive department (as defined in*
2 *section 101 of title 5, United States Code) that carries*
3 *out the covered housing program.*

4 “(3) *COVERED HOUSING PROGRAM.*—*The term*
5 *‘covered housing program’ means—*

6 “(A) *the program under section 202 of the*
7 *Housing Act of 1959 (12 U.S.C. 1701q);*

8 “(B) *the program under section 811 of the*
9 *Cranston-Gonzalez National Affordable Housing*
10 *Act (42 U.S.C. 8013);*

11 “(C) *the program under subtitle D of title*
12 *VIII of the Cranston-Gonzalez National Afford-*
13 *able Housing Act (42 U.S.C. 12901 et seq.);*

14 “(D) *each of the programs under title IV of*
15 *the McKinney-Vento Homeless Assistance Act (42*
16 *U.S.C. 11360 et seq.);*

17 “(E) *the program under subtitle A of title*
18 *II of the Cranston-Gonzalez National Affordable*
19 *Housing Act (42 U.S.C. 12741 et seq.);*

20 “(F) *the program under paragraph (3) of*
21 *section 221(d) of the National Housing Act (12*
22 *U.S.C. 1715l(d)) for insurance of mortgages that*
23 *bear interest at a rate determined under the pro-*
24 *viso under paragraph (5) of such section 221(d);*

1 “(G) the program under section 236 of the
2 *National Housing Act (12 U.S.C. 1715z-1)*;

3 “(H) the programs under sections 6 and 8
4 of the *United States Housing Act of 1937 (42*
5 *U.S.C. 1437d and 1437f)*;

6 “(I) rural housing assistance provided
7 under sections 514, 515, 516, 533, and 538 of the
8 *Housing Act of 1949 (42 U.S.C. 1484, 1485,*
9 *1486, 1490m, and 1490p-2)*; and

10 “(J) the low-income housing tax credit pro-
11 gram under section 42 of the *Internal Revenue*
12 *Code of 1986.*

13 “(b) *PROHIBITED BASIS FOR DENIAL OR TERMI-*
14 *NATION OF ASSISTANCE OR EVICTION.—*

15 “(1) *IN GENERAL.—An applicant for or tenant*
16 *of housing assisted under a covered housing program*
17 *may not be denied admission to, denied assistance*
18 *under, terminated from participation in, or evicted*
19 *from the housing program or housing on the basis*
20 *that the applicant or tenant is or has been a victim*
21 *of domestic violence, dating violence, sexual assault,*
22 *or stalking, if the applicant or tenant otherwise quali-*
23 *fies for admission, assistance, participation, or occu-*
24 *pancy.*

1 “(2) *CONSTRUCTION OF LEASE TERMS.*—An in-
2 cident of actual or threatened domestic violence, dat-
3 ing violence, sexual assault, or stalking shall not be
4 construed as—

5 “(A) a serious or repeated violation of a
6 lease for housing assisted under a covered hous-
7 ing program by the victim or threatened victim
8 of such incident; or

9 “(B) good cause for terminating the assist-
10 ance, tenancy, or occupancy rights to housing as-
11 sisted under a covered housing program of the
12 victim or threatened victim of such incident.

13 “(3) *TERMINATION ON THE BASIS OF CRIMINAL*
14 *ACTIVITY.*—

15 “(A) *DENIAL OF ASSISTANCE, TENANCY,*
16 *AND OCCUPANCY RIGHTS PROHIBITED.*—No per-
17 son may deny assistance, tenancy, or occupancy
18 rights to housing assisted under a covered hous-
19 ing program to a tenant solely on the basis of
20 criminal activity directly relating to domestic
21 violence, dating violence, sexual assault, or stalk-
22 ing that is engaged in by a member of the house-
23 hold of the tenant or any guest or other person
24 under the control of the tenant, if the tenant or
25 an affiliated individual of the tenant is the vic-

1 *tim or threatened victim of such domestic vio-*
2 *lence, dating violence, sexual assault, or stalking.*

3 “(B) *BIFURCATION.*—

4 “(i) *IN GENERAL.*—*Notwithstanding*
5 *subparagraph (A), a public housing agency*
6 *or owner or manager of housing assisted*
7 *under a covered housing program may bi-*
8 *furcate a lease for the housing in order to*
9 *evict, remove, or terminate assistance to*
10 *any individual who is a tenant or lawful*
11 *occupant of the housing and who engages in*
12 *criminal activity directly relating to domes-*
13 *tic violence, dating violence, sexual assault,*
14 *or stalking against an affiliated individual*
15 *or other individual, without evicting, re-*
16 *moving, terminating assistance to, or other-*
17 *wise penalizing a victim of such criminal*
18 *activity who is also a tenant or lawful occu-*
19 *pant of the housing.*

20 “(ii) *EFFECT OF EVICTION ON OTHER*
21 *TENANTS.*—*If a public housing agency or*
22 *owner or manager of housing assisted under*
23 *a covered housing program evicts, removes,*
24 *or terminates assistance to an individual*
25 *under clause (i), and the individual is the*

1 *sole tenant eligible to receive assistance*
2 *under a covered housing program, the pub-*
3 *lic housing agency or owner or manager of*
4 *housing assisted under the covered housing*
5 *program shall provide any remaining ten-*
6 *ant an opportunity to establish eligibility*
7 *for the covered housing program. If a tenant*
8 *described in the preceding sentence cannot*
9 *establish eligibility, the public housing*
10 *agency or owner or manager of the housing*
11 *shall provide the tenant a reasonable time,*
12 *as determined by the appropriate agency, to*
13 *find new housing or to establish eligibility*
14 *for housing under another covered housing*
15 *program.*

16 “(C) *RULES OF CONSTRUCTION.*—*Nothing*
17 *in subparagraph (A) shall be construed—*

18 “(i) *to limit the authority of a public*
19 *housing agency or owner or manager of*
20 *housing assisted under a covered housing*
21 *program, when notified of a court order, to*
22 *comply with a court order with respect to—*

23 “(I) *the rights of access to or con-*
24 *trol of property, including civil protec-*
25 *tion orders issued to protect a victim of*

1 *domestic violence, dating violence, sex-*
2 *ual assault, or stalking; or*

3 “*(II) the distribution or posses-*
4 *sion of property among members of a*
5 *household in a case;*

6 “*(ii) to limit any otherwise available*
7 *authority of a public housing agency or*
8 *owner or manager of housing assisted under*
9 *a covered housing program to evict or ter-*
10 *minate assistance to a tenant for any viola-*
11 *tion of a lease not premised on the act of vi-*
12 *olence in question against the tenant or an*
13 *affiliated person of the tenant, if the public*
14 *housing agency or owner or manager does*
15 *not subject an individual who is or has been*
16 *a victim of domestic violence, dating vio-*
17 *lence, sexual assault, or stalking to a more*
18 *demanding standard than other tenants in*
19 *determining whether to evict or terminate;*

20 “*(iii) to limit the authority to termi-*
21 *nate assistance to a tenant or evict a tenant*
22 *from housing assisted under a covered hous-*
23 *ing program if a public housing agency or*
24 *owner or manager of the housing can dem-*
25 *onstrate that an actual and imminent*

1 *threat to other tenants or individuals em-*
2 *ployed at or providing service to the prop-*
3 *erty would be present if the assistance is not*
4 *terminated or the tenant is not evicted; or*

5 *“(iv) to supersede any provision of any*
6 *Federal, State, or local law that provides*
7 *greater protection than this section for vic-*
8 *tims of domestic violence, dating violence,*
9 *sexual assault, or stalking.*

10 “(c) *DOCUMENTATION.*—

11 “(1) *REQUEST FOR DOCUMENTATION.*—*If an ap-*
12 *plicant for, or tenant of, housing assisted under a cov-*
13 *ered housing program represents to a public housing*
14 *agency or owner or manager of the housing that the*
15 *individual is entitled to protection under subsection*
16 *(b), the public housing agency or owner or manager*
17 *may request, in writing, that the applicant or tenant*
18 *submit to the public housing agency or owner or*
19 *manager a form of documentation described in para-*
20 *graph (3).*

21 “(2) *FAILURE TO PROVIDE CERTIFICATION.*—

22 “(A) *IN GENERAL.*—*If an applicant or ten-*
23 *ant does not provide the documentation requested*
24 *under paragraph (1) within 14 business days*
25 *after the tenant receives a request in writing for*

1 *such certification from a public housing agency*
2 *or owner or manager of housing assisted under*
3 *a covered housing program, nothing in this*
4 *chapter may be construed to limit the authority*
5 *of the public housing agency or owner or man-*
6 *ager to—*

7 “(i) *deny admission by the applicant*
8 *or tenant to the covered program;*

9 “(ii) *deny assistance under the covered*
10 *program to the applicant or tenant;*

11 “(iii) *terminate the participation of*
12 *the applicant or tenant in the covered pro-*
13 *gram; or*

14 “(iv) *evict the applicant, the tenant, or*
15 *a lawful occupant that commits violations*
16 *of a lease.*

17 “(B) *EXTENSION.—A public housing agency*
18 *or owner or manager of housing may extend the*
19 *14-day deadline under subparagraph (A) at its*
20 *discretion.*

21 “(3) *FORM OF DOCUMENTATION.—A form of doc-*
22 *umentation described in this paragraph is—*

23 “(A) *a certification form approved by the*
24 *appropriate agency that—*

1 “(i) states that an applicant or tenant
2 is a victim of domestic violence, dating vio-
3 lence, sexual assault, or stalking;

4 “(ii) states that the incident of domes-
5 tic violence, dating violence, sexual assault,
6 or stalking that is the ground for protection
7 under subsection (b) meets the requirements
8 under subsection (b); and

9 “(iii) includes the name of the indi-
10 vidual who committed the domestic violence,
11 dating violence, sexual assault, or stalking,
12 if the name is known and safe to provide;

13 “(B) a document that—

14 “(i) is signed by—

15 “(I) an employee, agent, or volun-
16 teer of a victim service provider, an at-
17 torney, a medical professional, or a
18 mental health professional from whom
19 an applicant or tenant has sought as-
20 sistance relating to domestic violence,
21 dating violence, sexual assault, or
22 stalking, or the effects of the abuse; and

23 “(II) the applicant or tenant; and

24 “(ii) states under penalty of perjury
25 that the individual described in clause (i)(I)

1 *believes that the incident of domestic vio-*
2 *lence, dating violence, sexual assault, or*
3 *stalking that is the ground for protection*
4 *under subsection (b) meets the requirements*
5 *under subsection (b);*

6 “(C) a record of a Federal, State, tribal,
7 territorial, or local law enforcement agency,
8 court, or administrative agency; or

9 “(D) at the discretion of a public housing
10 agency or owner or manager of housing assisted
11 under a covered housing program, a statement or
12 other evidence provided by an applicant or ten-
13 ant.

14 “(4) *CONFIDENTIALITY.*—Any information sub-
15 mitted to a public housing agency or owner or man-
16 ager under this subsection, including the fact that an
17 individual is a victim of domestic violence, dating vi-
18 olence, sexual assault, or stalking shall be maintained
19 in confidence by the public housing agency or owner
20 or manager and may not be entered into any shared
21 database or disclosed to any other entity or indi-
22 vidual, except to the extent that the disclosure is—

23 “(A) requested or consented to by the indi-
24 vidual in writing;

1 “(B) required for use in an eviction pro-
2 ceeding under subsection (b); or

3 “(C) otherwise required by applicable law.

4 “(5) *DOCUMENTATION NOT REQUIRED.*—Nothing
5 in this subsection shall be construed to require a pub-
6 lic housing agency or owner or manager of housing
7 assisted under a covered housing program to request
8 that an individual submit documentation of the sta-
9 tus of the individual as a victim of domestic violence,
10 dating violence, sexual assault, or stalking.

11 “(6) *COMPLIANCE NOT SUFFICIENT TO CON-*
12 *STITUTE EVIDENCE OF UNREASONABLE ACT.*—Com-
13 pliance with subsection (b) by a public housing agen-
14 cy or owner or manager of housing assisted under a
15 covered housing program based on documentation re-
16 ceived under this subsection, shall not be sufficient to
17 constitute evidence of an unreasonable act or omission
18 by the public housing agency or owner or manager or
19 an employee or agent of the public housing agency or
20 owner or manager. Nothing in this paragraph shall
21 be construed to limit the liability of a public housing
22 agency or owner or manager of housing assisted
23 under a covered housing program for failure to com-
24 ply with subsection (b).

1 “(7) *RESPONSE TO CONFLICTING CERTIFI-*
2 *CATION.—If a public housing agency or owner or*
3 *manager of housing assisted under a covered housing*
4 *program receives documentation under this subsection*
5 *that contains conflicting information, the public hous-*
6 *ing agency or owner or manager may require an ap-*
7 *plicant or tenant to submit third-party documenta-*
8 *tion, as described in subparagraph (B), (C), or (D)*
9 *of paragraph (3).*

10 “(8) *PREEMPTION.—Nothing in this subsection*
11 *shall be construed to supersede any provision of any*
12 *Federal, State, or local law that provides greater pro-*
13 *tection than this subsection for victims of domestic vi-*
14 *olence, dating violence, sexual assault, or stalking.*

15 “(d) *NOTIFICATION.—*

16 “(1) *DEVELOPMENT.—The Secretary of Housing*
17 *and Urban Development shall develop a notice of the*
18 *rights of individuals under this section, including the*
19 *right to confidentiality and the limits thereof, and in-*
20 *clude such notice in documents required by law to be*
21 *provided to tenants assisted under a covered housing*
22 *program.*

23 “(2) *PROVISION.—The applicable public housing*
24 *agency or owner or manager of housing assisted*
25 *under a covered housing program shall provide the*

1 *notice developed under paragraph (1) to an applicant*
2 *for or tenant of housing assisted under a covered*
3 *housing program—*

4 “(A) *at the time the applicant is denied*
5 *residency in a dwelling unit assisted under the*
6 *covered housing program;*

7 “(B) *at the time the individual is admitted*
8 *to a dwelling unit assisted under the covered*
9 *housing program; and*

10 “(C) *in multiple languages, consistent with*
11 *guidance issued by the Secretary of Housing and*
12 *Urban Development in accordance with Execu-*
13 *tive Order 13166 (42 U.S.C. 2000d–1 note; relat-*
14 *ing to access to services for persons with limited*
15 *English proficiency).*

16 “(e) *EMERGENCY RELOCATION AND TRANSFERS.—*
17 *Each appropriate agency shall develop a model emergency*
18 *relocation and transfer plan for voluntary use by public*
19 *housing agencies and owners or managers of housing as-*
20 *sisted under a covered housing program that—*

21 “(1) *allows tenants who are victims of domestic*
22 *violence, dating violence, sexual assault, or stalking to*
23 *relocate or transfer to another available and safe*
24 *dwelling unit assisted under a covered housing pro-*

1 *gram and retain their status as tenants under the*
2 *covered housing program if—*

3 *“(A) the tenant expressly requests to move;*

4 *“(B)(i) the tenant reasonably believes that*
5 *the tenant is threatened with imminent harm*
6 *from further violence if the tenant remains with-*
7 *in the same dwelling unit assisted under a cov-*
8 *ered housing program; or*

9 *“(ii) the sexual assault, domestic violence,*
10 *dating violence, or stalking occurred on the*
11 *premises during the 90-day period preceding the*
12 *request to move; and*

13 *“(C) the tenant has provided documentation*
14 *as described in subparagraph (A), (B), (C) or*
15 *(D) of subsection (c)(3) if requested by a public*
16 *housing agency or owner or manager;*

17 *“(2) incorporates reasonable confidentiality*
18 *measures to ensure that the public housing agency or*
19 *owner or manager does not disclose the location of the*
20 *dwelling unit of a tenant to a person that commits*
21 *an act of domestic violence, dating violence, sexual as-*
22 *sault, or stalking against the tenant;*

23 *“(3) describes how the appropriate agency will*
24 *coordinate relocations or transfers between dwelling*
25 *units assisted under a covered housing program;*

1 “(4) takes into consideration the existing rules
2 and regulations of the covered housing program;

3 “(5) is tailored to the specific type of the covered
4 housing program based on the volume and avail-
5 ability of dwelling units under the control or manage-
6 ment of the public housing agency, owner, or man-
7 ager; and

8 “(6) provides guidance for use in situations in
9 which it is not feasible for an individual public hous-
10 ing agency, owner, or manager to effectuate a trans-
11 fer.

12 “(f) *POLICIES AND PROCEDURES FOR EMERGENCY*
13 *TRANSFER.*—*The Secretary of Housing and Urban Devel-*
14 *opment shall establish policies and procedures under which*
15 *a victim requesting an emergency transfer under subsection*
16 *(e) may receive, subject to the availability of tenant protec-*
17 *tion vouchers for assistance under section 8(o)(16) of the*
18 *United States Housing Act of 1937 (42 U.S.C.*
19 *1437f(o)(16)), assistance under such section.*

20 “(g) *IMPLEMENTATION.*—*The appropriate agency with*
21 *respect to each covered housing program shall implement*
22 *this section, as this section applies to the covered housing*
23 *program.”.*

24 “(b) *CONFORMING AMENDMENTS.*—

1 (1) *SECTION 6.*—*Section 6 of the United States*
2 *Housing Act of 1937 (42 U.S.C. 1437d) is amended—*

3 (A) *in subsection (c)—*

4 (i) *by striking paragraph (3); and*

5 (ii) *by redesignating paragraphs (4)*
6 *and (5) as paragraphs (3) and (4), respec-*
7 *tively;*

8 (B) *in subsection (l)—*

9 (i) *in paragraph (5), by striking “,*
10 *and that an incident” and all that follows*
11 *through “victim of such violence”; and*

12 (ii) *in paragraph (6), by striking “;*
13 *except that” and all that follows through*
14 *“stalking.”; and*

15 (C) *by striking subsection (u).*

16 (2) *SECTION 8.*—*Section 8 of the United States*
17 *Housing Act of 1937 (42 U.S.C. 1437f) is amended—*

18 (A) *in subsection (c), by striking paragraph*

19 (9);

20 (B) *in subsection (d)(1)—*

21 (i) *in subparagraph (A), by striking*
22 *“and that an applicant” and all that fol-*
23 *lows through “assistance or admission”;*
24 *and*

25 (ii) *in subparagraph (B)—*

1 (I) in clause (ii), by striking “,
2 and that an incident” and all that fol-
3 lows through “victim of such violence”;
4 and

5 (II) in clause (iii), by striking “,
6 except that:” and all that follows
7 through “stalking.”;

8 (C) in subsection (f)—

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

11 (ii) in paragraph (7), by striking the
12 semicolon at the end and inserting a period;
13 and

14 (iii) by striking paragraphs (8), (9),
15 (10), and (11);

16 (D) in subsection (o)—

17 (i) in paragraph (6)(B), by striking
18 the last sentence;

19 (ii) in paragraph (7)—

20 (I) in subparagraph (C), by strik-
21 ing “and that an incident” and all
22 that follows through “victim of such vi-
23 olence”; and

1 (ii) in subparagraph (D), by
2 striking “; except that” and all that
3 follows through “stalking.”; and
4 (iii) by striking paragraph (20); and
5 (E) by striking subsection (ee).

6 (3) *RULE OF CONSTRUCTION.*—Nothing in this
7 Act, or the amendments made by this Act, shall be
8 construed—

9 (A) to limit the rights or remedies available
10 to any person under section 6 or 8 of the United
11 States Housing Act of 1937 (42 U.S.C. 1437d
12 and 1437f), as in effect on the day before the
13 date of enactment of this Act;

14 (B) to limit any right, remedy, or procedure
15 otherwise available under any provision of part
16 5, 91, 880, 882, 883, 884, 886, 891, 903, 960,
17 966, 982, or 983 of title 24, Code of Federal Reg-
18 ulations, that—

19 (i) was issued under the Violence
20 Against Women and Department of Justice
21 Reauthorization Act of 2005 (Public Law
22 109–162; 119 Stat. 2960) or an amendment
23 made by that Act; and

24 (ii) provides greater protection for vic-
25 tims of domestic violence, dating violence,

1 *sexual assault, and stalking than this Act or*
 2 *the amendments made by this Act; or*

3 (C) *to disqualify an owner, manager, or*
 4 *other individual from participating in or receiv-*
 5 *ing the benefits of the low-income housing tax*
 6 *credit program under section 42 of the Internal*
 7 *Revenue Code of 1986 because of noncompliance*
 8 *with the provisions of this Act or the amend-*
 9 *ments made by this Act.*

10 **SEC. 602. TRANSITIONAL HOUSING ASSISTANCE GRANTS**
 11 **FOR VICTIMS OF DOMESTIC VIOLENCE, DAT-**
 12 **ING VIOLENCE, SEXUAL ASSAULT, AND**
 13 **STALKING.**

14 *Chapter 11 of subtitle B of the Violence Against*
 15 *Women Act of 1994 (42 U.S.C. 13975; as added by section*
 16 *611 of Public Law 108–21 (117 Stat. 693)) is amended—*

17 (1) *in the chapter heading, by striking*
 18 **“CHILD VICTIMS OF DOMESTIC VIO-**
 19 **LENCE, STALKING, OR SEXUAL AS-**
 20 **SAULT”** *and inserting “VICTIMS OF DO-*
 21 **MESTIC VIOLENCE, DATING VIOLENCE,**
 22 **SEXUAL ASSAULT, OR STALKING”;** *and*

23 (2) *in section 40299 (42 U.S.C. 13975)—*

24 (A) *in the header, by striking “CHILD VIC-*
 25 **TIMS OF DOMESTIC VIOLENCE, STALKING,**

1 **OR SEXUAL ASSAULT**” and inserting “**VIC-**
2 **TIMS OF DOMESTIC VIOLENCE, DATING VI-**
3 **OLENCE, SEXUAL ASSAULT, OR STALKING**”;

4 (B) in subsection (a)(1), by striking “flee-
5 ing”;

6 (C) by striking subsection (f); and

7 (D) in subsection (g)—

8 (i) in paragraph (1), by striking
9 “\$40,000,000 for each of the fiscal years
10 2007 through 2011” and inserting
11 “\$35,000,000 for each of fiscal years 2013
12 through 2017”; and

13 (ii) in paragraph (3)—

14 (I) in subparagraph (A), by strik-
15 ing “eligible” and inserting “quali-
16 fied”; and

17 (II) by adding at the end the fol-
18 lowing:

19 “(D) **QUALIFIED APPLICATION DEFINED.**—

20 In this paragraph, the term ‘qualified applica-
21 tion’ means an application that—

22 “(i) has been submitted by an eligible
23 applicant;

1 “(ii) does not propose any significant
2 activities that may compromise victim safe-
3 ty;

4 “(iii) reflects an understanding of the
5 dynamics of domestic violence, dating vio-
6 lence, sexual assault, or stalking; and

7 “(iv) does not propose prohibited ac-
8 tivities, including mandatory services for
9 victims, background checks of victims, or
10 clinical evaluations to determine eligibility
11 for services.”.

12 **SEC. 603. ADDRESSING THE HOUSING NEEDS OF VICTIMS**
13 **OF DOMESTIC VIOLENCE, DATING VIOLENCE,**
14 **SEXUAL ASSAULT, AND STALKING.**

15 *Subtitle N of the Violence Against Women Act of 1994*
16 *(42 U.S.C. 14043e et seq.) is amended—*

17 (1) *in section 41404(i) (42 U.S.C. 14043e-3(i)),*
18 *by striking “\$10,000,000 for each of fiscal years 2007*
19 *through 2011” and inserting “\$4,000,000 for each of*
20 *fiscal years 2013 through 2017”; and*

21 (2) *in section 41405(g) (42 U.S.C. 14043e-4(g)),*
22 *by striking “\$10,000,000 for each of fiscal years 2007*
23 *through 2011” and inserting “\$4,000,000 for each of*
24 *fiscal years 2013 through 2017”.*

1 **TITLE VII—ECONOMIC SECURITY**
2 **FOR VICTIMS OF VIOLENCE**

3 **SEC. 701. NATIONAL RESOURCE CENTER ON WORKPLACE**
4 **RESPONSES TO ASSIST VICTIMS OF DOMES-**
5 **TIC AND SEXUAL VIOLENCE.**

6 *Section 41501(e) of the Violence Against Women Act*
7 *of 1994 (42 U.S.C. 14043f(e)) is amended by striking “fiscal*
8 *years 2007 through 2011” and inserting “fiscal years 2013*
9 *through 2017”.*

10 **TITLE VIII—IMMIGRATION**
11 **PROVISIONS**

12 **SEC. 801. FRAUD PREVENTION INITIATIVES.**

13 *(a) CREDIBLE EVIDENCE CONSIDERED.—Section*
14 *240A(b)(2) of the Immigration and Nationality Act (8*
15 *U.S.C. 1229b) is amended by striking subparagraph (D)*
16 *and inserting the following:*

17 *“(D) CREDIBLE EVIDENCE CONSIDERED.—*
18 *In acting on applications under this paragraph,*
19 *the Attorney General shall consider any credible*
20 *evidence relevant to the application, including*
21 *credible evidence submitted by a national of the*
22 *United States or an alien lawfully admitted for*
23 *permanent residence accused of the conduct de-*
24 *scribed in subparagraph (A)(i).”.*

1 **(b) APPLICATION OF SPECIAL RULE FOR BATTERED**
2 *SPOUSE, PARENT, OR CHILD.*—Section 204(a)(1) of the Im-
3 *migration and Nationality Act (8 U.S.C. 1154(a)(1)) is*
4 *amended—*

5 *(1) in subparagraph (A)(iii), by inserting after*
6 *subclause (II) the following:*

7 *“(III)(aa) Upon filing, each peti-*
8 *tion under this clause shall be trans-*
9 *ferred to a local office of United States*
10 *Citizenship and Immigration Services*
11 *and assigned to an investigative officer*
12 *for adjudication and final determina-*
13 *tion of eligibility.*

14 *“(bb) During the adjudication of*
15 *each petition under this paragraph, an*
16 *investigative officer from a local office*
17 *of United States Citizenship and Im-*
18 *migration Services shall conduct an*
19 *in-person interview of the alien who*
20 *filed the petition. The investigative of-*
21 *ficer may also gather other evidence*
22 *and interview other witnesses, includ-*
23 *ing the accused United States citizen*
24 *or lawful permanent resident, if they*
25 *consent to be interviewed.*

1 “(cc) *All interviews under this*
2 *clause shall be conducted under oath*
3 *and subject to applicable penalties for*
4 *perjury.*

5 “(dd) *Upon the conclusion of the*
6 *adjudication process under this sub-*
7 *paragraph, the investigative officer*
8 *shall issue a final written determina-*
9 *tion to approve or deny the petition.*
10 *The investigative officer shall not ap-*
11 *prove the petition unless the officer*
12 *finds, in writing and with particu-*
13 *larity, that all requirements under this*
14 *paragraph, including proof that the*
15 *alien is a victim of the conduct de-*
16 *scribed in clause (iii)(I)(bb), have been*
17 *proven by clear and convincing evi-*
18 *dence.*

19 “(IV) *During the adjudication of*
20 *a petition under this clause—*

21 “(aa) *the petition shall not*
22 *be granted unless the petition is*
23 *supported by clear and convincing*
24 *evidence; and*

1 “(bb) all credible evidence
2 submitted by an accused national
3 of the United States or alien law-
4 fully admitted for permanent resi-
5 dence shall be considered.

6 “(V)(aa) During the adjudication
7 of a petition under this paragraph, the
8 investigative officer at the local office
9 of United States Citizenship and Im-
10 migration Services shall determine
11 whether any Federal, State, territorial,
12 tribal, or local law enforcement agency
13 has undertaken an investigation or
14 prosecution of the abusive conduct al-
15 leged by the petitioning alien.

16 “(bb) If an investigation or pros-
17 ecution was commenced, the investiga-
18 tive officer shall—

19 “(AA) obtain as much infor-
20 mation as possible about the in-
21 vestigation or prosecution; and

22 “(BB) consider that informa-
23 tion as part of the adjudication of
24 the petition.

1 “(cc) *If an investigation or prosecution is pending, the adjudication of*
2 *the petition shall be stayed pending the*
3 *conclusion of the investigation or prosecution.* *If no investigation has been*
4 *undertaken or if a prosecutor’s office*
5 *has not commenced a prosecution after*
6 *the matter was referred to it, that fact*
7 *shall be considered by the investigative*
8 *officer as part of the adjudication of*
9 *the petition.*

12 “(VI)(aa) *If an investigative officer makes a written finding that the*
13 *petitioning alien made a material mis-*
14 *representation on a petition, during an*
15 *interview, or during any other aspect*
16 *of the adjudication—*

18 “(AA) *the alien’s petition*
19 *shall be denied and the alien shall*
20 *be removed from the country on*
21 *an expedited basis;*

22 “(BB) *the alien shall be per-*
23 *manently ineligible for any lawful*
24 *immigration status or benefits;*

1 “(CC) any public assistance
2 or other public benefits received by
3 the alien or the alien’s bene-
4 ficiaries shall be immediately dis-
5 continued; and

6 “(DD) the alien and the
7 alien’s beneficiaries shall not be
8 eligible for any programs or ini-
9 tiatives undertaken by the Depart-
10 ment of Homeland Security or
11 any other agency or department
12 to delay or exempt removal, in-
13 cluding deferred action.

14 “(bb) Upon receiving any evidence
15 of any material misrepresentation on a
16 petition, during an interview, or dur-
17 ing any other aspect of the adjudica-
18 tion, the appropriate officer of United
19 States Citizenship and Immigration
20 Services and the Secretary of Home-
21 land Security shall—

22 “(AA) deny the petition and
23 process the alien for expedited re-
24 moval, pursuant to item
25 (aa)(AA); and

1 “(BB) refer the matter and
2 all evidence to the Federal Bureau
3 of Investigation for a criminal in-
4 vestigation.

5 “(VII) If a petition filed under
6 this paragraph is denied, any obliga-
7 tions under an underlying affidavit of
8 support previously filed by the accused
9 national of the United States or alien
10 lawfully admitted for permanent resi-
11 dence shall be terminated.”;

12 (2) in subparagraph (A)(iv), by adding at the
13 end the following: “The petition shall be adjudicated
14 according to the procedures that apply to self-peti-
15 tioners under clause (iii).”;

16 (3) in subparagraph (A)(vii), by adding at the
17 end the following: “The petition shall be adjudicated
18 according to the procedures that apply to self-peti-
19 tioners under clause (iii).”;

20 (4) in subparagraph (B)(ii), by inserting after
21 subclause (II) the following:

22 “(III)(aa) Upon filing, each peti-
23 tion under this clause shall be trans-
24 ferred to a local office of United States
25 Citizenship and Immigration Services

1 *and assigned to an investigative officer*
2 *for adjudication and final determina-*
3 *tion of eligibility.*

4 “(bb) *During the adjudication of*
5 *each petition under this paragraph, an*
6 *investigative officer from a local office*
7 *of United States Citizenship and Im-*
8 *migration Services shall conduct an*
9 *in-person interview of the alien who*
10 *filed the petition. The investigative of-*
11 *ficer may also gather other evidence*
12 *and interview other witnesses, includ-*
13 *ing the accused United States citizen*
14 *or lawful permanent resident, if they*
15 *consent to be interviewed.*

16 “(cc) *All interviews under this*
17 *clause shall be conducted under oath*
18 *and subject to applicable penalties for*
19 *perjury.*

20 “(dd) *Upon the conclusion of the*
21 *adjudication process under this sub-*
22 *paragraph, the investigative officer*
23 *shall issue a final written determina-*
24 *tion to approve or deny the petition.*
25 *The investigative officer shall not ap-*

1 *prove the petition unless the officer*
2 *finds, in writing and with particu-*
3 *larity, that all requirements under this*
4 *paragraph, including proof that the*
5 *alien is a victim of the conduct de-*
6 *scribed in clause (ii)(I)(bb), have been*
7 *proven by clear and convincing evi-*
8 *dence.*

9 “(IV) *During the adjudication of*
10 *a petition under this clause—*

11 “(aa) *the petition shall not*
12 *be granted unless the petition is*
13 *supported by clear and convincing*
14 *evidence; and*

15 “(bb) *all credible evidence*
16 *submitted by an accused national*
17 *of the United States or alien law-*
18 *fully admitted for permanent resi-*
19 *dence shall be considered.*

20 “(V)(aa) *During the adjudication*
21 *of a petition under this clause, the in-*
22 *vestigative officer at the local office of*
23 *United States Citizenship and Immi-*
24 *gration Services shall determine wheth-*
25 *er any Federal, State, territorial, trib-*

1 *al, or local law enforcement agency has*
2 *undertaken an investigation or pros-*
3 *ecution of the abusive conduct alleged*
4 *by the petitioning alien.*

5 *“(bb) If an investigation or pros-*
6 *ecution was commenced, the investiga-*
7 *tive officer shall—*

8 *“(AA) obtain as much infor-*
9 *mation as possible about the in-*
10 *vestigation or prosecution; and*

11 *“(BB) consider that informa-*
12 *tion as part of the adjudication of*
13 *the petition.*

14 *“(cc) If an investigation or pros-*
15 *ecution is pending, the adjudication of*
16 *the petition shall be stayed pending the*
17 *conclusion of the investigation or pros-*
18 *ecution. If no investigation has been*
19 *undertaken or if a prosecutor’s office*
20 *has not commenced a prosecution after*
21 *the matter was referred to it, that fact*
22 *shall be considered by the investigative*
23 *officer as part of the adjudication of*
24 *the petition.*

1 “(VI)(aa) *If an investigative offi-*
2 *cer makes a written finding that the*
3 *petitioning alien made a material mis-*
4 *representation on a petition, during an*
5 *interview, or during any other aspect*
6 *of the adjudication—*

7 “(AA) *the alien’s petition*
8 *shall be denied and the alien shall*
9 *be removed from the country on*
10 *an expedited basis;*

11 “(BB) *the alien shall be per-*
12 *manently ineligible for any lawful*
13 *immigration status or benefits;*

14 “(CC) *any public assistance*
15 *or other public benefits received by*
16 *the alien or the alien’s bene-*
17 *ficiaries shall be immediately dis-*
18 *continued; and*

19 “(DD) *the alien and the*
20 *alien’s beneficiaries shall not be*
21 *eligible for any programs or ini-*
22 *tiatives undertaken by the Depart-*
23 *ment of Homeland Security or*
24 *any other agency or department*

1 to delay or exempt removal, in-
2 cluding deferred action.

3 “(bb) Upon receiving any evidence
4 of any material misrepresentation on a
5 petition, during an interview, or dur-
6 ing any other aspect of the adjudica-
7 tion, the appropriate officer of United
8 States Citizenship and Immigration
9 Services and the Secretary of Home-
10 land Security shall—

11 “(AA) deny the petition and
12 process the alien for expedited re-
13 moval, pursuant to subclause
14 (VI)(aa)(AA); and

15 “(BB) refer the matter and
16 all evidence to the Federal Bureau
17 of Investigation for a criminal in-
18 vestigation.

19 “(VII) If a petition filed under
20 this clause is denied, any obligations
21 under an underlying affidavit of sup-
22 port previously filed by the accused na-
23 tional of the United States or alien
24 lawfully admitted for permanent resi-
25 dence shall be terminated.”; and

1 (5) in subparagraph (B)(iii), by adding at the
2 end the following: “The petition shall be adjudicated
3 according to the procedures that apply to self-peti-
4 tioners under clause (ii).”.

5 **SEC. 802. CLARIFICATION OF THE REQUIREMENTS APPLICA-**
6 **BLE TO U VISAS.**

7 Section 214(p)(1) of the Immigration and Nationality
8 Act (8 U.S.C. 1184(p)(1)) is amended as follows:

9 (1) By striking “The petition” and inserting the
10 following:

11 “(A) *IN GENERAL.*—The petition”.

12 (2) By adding at the end the following:

13 “(B) *CERTIFICATION REQUIREMENTS.*—
14 Each certification submitted under subpara-
15 graph (A) shall confirm under oath that—

16 “(i) the criminal activity is actively
17 under investigation or a prosecution has
18 been commenced; and

19 “(ii) the petitioner has provided to law
20 enforcement information that will assist in
21 identifying the perpetrator of the criminal
22 activity or the perpetrator’s identity is
23 known.

24 “(C) *REQUIREMENT FOR CERTIFICATION.*—

25 No application for a visa under section

1 101(a)(15)(U) may be granted unless accom-
2 panied by the certification as described in this
3 paragraph.”.

4 **SEC. 803. PROTECTIONS FOR A FIANCÉE OR FIANCÉ OF A**
5 **CITIZEN.**

6 (a) *IN GENERAL.*—Section 214 of the Immigration
7 and Nationality Act (8 U.S.C. 1184) is amended—

8 (1) in subsection (d)—

9 (A) in paragraph (1), by striking “crime.”
10 and inserting “crime described in paragraph
11 (3)(B) and information on any permanent pro-
12 tection or restraining order issued against the
13 petitioner related to any specified crime de-
14 scribed in paragraph (3)(B)(i).”; and

15 (B) in paragraph (3)(B)(i), by striking
16 “abuse, and stalking.” and inserting “abuse,
17 stalking, or an attempt to commit any such
18 crime.”; and

19 (2) in subsection (r)—

20 (A) in paragraph (1), by striking “crime.”
21 and inserting “crime described in paragraph
22 (5)(B) and information on any permanent pro-
23 tection or restraining order issued against the
24 petitioner related to any specified crime de-
25 scribed in subsection (5)(B)(i).”; and

1 (B) in paragraph (5)(B)(i), by striking
2 “abuse, and stalking.” and inserting “abuse,
3 stalking, or an attempt to commit any such
4 crime.”.

5 (b) *PROVISION OF INFORMATION TO K NON-*
6 *IMMIGRANTS.*—Section 833 of the International Marriage
7 *Broker Regulation Act of 2005 (8 U.S.C. 1375a) is amended*
8 *in subsection (b)(1)(A), by striking “or” after “orders” and*
9 *inserting “and”.*

10 **SEC. 804. REGULATION OF INTERNATIONAL MARRIAGE**
11 **BROKERS.**

12 (a) *IMPLEMENTATION OF THE INTERNATIONAL MAR-*
13 *RIAGE BROKER ACT OF 2005.*—Not later than 90 days after
14 *the date of the enactment of this Act, the Attorney General*
15 *shall submit to Congress a report that includes the name*
16 *of the component of the Department of Justice responsible*
17 *for prosecuting violations of the International Marriage*
18 *Broker Act of 2005 (subtitle D of Public Law 109–162; 119*
19 *Stat. 3066) and the amendments made by this title.*

20 (b) *REGULATION OF INTERNATIONAL MARRIAGE BRO-*
21 *KERS.*—Section 833(d) of the International Marriage
22 *Broker Regulation Act of 2005 (8 U.S.C. 1375a(d)) is*
23 *amended as follows:*

24 (1) *By amending paragraph (1) to read as fol-*
25 *lows:*

1 “(1) *PROHIBITION ON MARKETING OF OR TO*
2 *CHILDREN.—*

3 “(A) *IN GENERAL.—An international mar-*
4 *riage broker shall not provide any individual or*
5 *entity with personal contact information, photo-*
6 *graph, or general information about the back-*
7 *ground or interests of any individual under the*
8 *age of 18.*

9 “(B) *COMPLIANCE.—To comply with the re-*
10 *quirements of subparagraph (A), an inter-*
11 *national marriage broker shall—*

12 “(i) *obtain a valid copy of each foreign*
13 *national client’s birth certificate or other*
14 *proof of age document issued by an appro-*
15 *priate government entity;*

16 “(ii) *indicate on such certificate or*
17 *document the date it was received by the*
18 *international marriage broker;*

19 “(iii) *retain the original of such cer-*
20 *tificate or document for 5 years after such*
21 *date of receipt; and*

22 “(iv) *produce such certificate or docu-*
23 *ment upon request to an appropriate au-*
24 *thority charged with the enforcement of this*
25 *paragraph.”.*

1 (2) *In paragraph (2)(B)(ii), by striking “or*
2 *stalking.” and inserting “stalking, or an attempt to*
3 *commit any such crime.”.*

4 **SEC. 805. GAO REPORT.**

5 (a) *REQUIREMENT FOR REPORT.—Not later than 1*
6 *year after the date of the enactment of this Act, the Comp-*
7 *troller General of the United States shall submit to the Com-*
8 *mittee on the Judiciary of the Senate and the Committee*
9 *on the Judiciary of the House of Representatives a report*
10 *regarding the adjudication of petitions and applications*
11 *under section 101(a)(15)(U) of the Immigration and Na-*
12 *tionality Act (8 U.S.C. 1101(a)(15)(U)) and the self-peti-*
13 *tioning process for VAWA self-petitioners (as that term is*
14 *defined in section 101(a)(51) of the Immigration and Na-*
15 *tionality Act (8 U.S.C. 1101(a)(51)).*

16 (b) *CONTENTS.—The report required by subsection (a)*
17 *shall—*

18 (1) *assess the efficiency and reliability of the*
19 *process for reviewing such petitions and applications,*
20 *including whether the process includes adequate safe-*
21 *guards against fraud and abuse; and*

22 (2) *identify possible improvements to the adju-*
23 *dications of petitions and applications in order to re-*
24 *duce fraud and abuse.*

1 **SEC. 806. TEMPORARY NATURE OF U VISA STATUS.**

2 (a) *IN GENERAL.*—Section 245 of the Immigration
3 and Nationality Act (8 U.S.C. 1255) is amended by strik-
4 ing subsection (m).

5 (b) *DURATION OF NONIMMIGRANT STATUS.*—Section
6 214(p)(6) of such Act (8 U.S.C. 1184(p)(6)) is amended by
7 striking “Such alien’s nonimmigrant status shall be ex-
8 tended beyond the 4-year period authorized under this sec-
9 tion if the alien is eligible for relief under section 245(m)
10 and is unable to obtain such relief because regulations have
11 not been issued to implement such section and shall be ex-
12 tended during the pendency of an application for adjust-
13 ment of status under section 245(m).”.

14 (c) *SURVIVING RELATIVE CONSIDERATION FOR CER-*
15 *TAIN PETITIONS AND APPLICATIONS.*—Section 204(l)(2)(E)
16 of such Act (8 U.S.C. 1154(l)(2)(E)) is amended by striking
17 “or in ‘U’ nonimmigrant status as described in section
18 101(a)(15)(U)(ii);” and inserting a semicolon.

19 (d) *EFFECTIVE DATE.*—The amendments made by this
20 section shall apply to applications for adjustment of status
21 submitted on or after the date of the enactment of this Act,
22 and to previously filed applications that are pending on
23 the date of enactment of this Act.

1 **SEC. 807. ANNUAL REPORT ON IMMIGRATION APPLICA-**
2 **TIONS MADE BY VICTIMS OF ABUSE.**

3 *Not later than December 1, 2012, and annually there-*
4 *after, the Secretary of Homeland Security shall submit to*
5 *the Committee on the Judiciary of the Senate and the Com-*
6 *mittee on the Judiciary of the House of Representatives a*
7 *report that includes the following:*

8 (1) *The number of aliens who—*

9 (A) *submitted an application for non-*
10 *immigrant status under paragraph (15)(T)(i),*
11 *(15)(U)(i), or (51) of section 101(a) of the Immi-*
12 *gration and Nationality Act (8 U.S.C. 1101(a))*
13 *during the preceding fiscal year;*

14 (B) *were granted such nonimmigrant status*
15 *during such fiscal year; or*

16 (C) *were denied such nonimmigrant status*
17 *during such fiscal year.*

18 (2) *The mean amount of time and median*
19 *amount of time to adjudicate an application for such*
20 *nonimmigrant status during such fiscal year.*

21 (3) *The mean amount of time and median*
22 *amount of time between the receipt of an application*
23 *for such nonimmigrant status and the issuance of*
24 *work authorization to an eligible applicant during*
25 *the preceding fiscal year.*

1 (4) *The number of aliens granted continued pres-*
2 *ence in the United States under section 107(c)(3) of*
3 *the Trafficking Victims Protection Act of 2000 (22*
4 *U.S.C. 7105(c)(3)) during the preceding fiscal year.*

5 (5) *A description of any actions being taken to*
6 *reduce the adjudication and processing time, while*
7 *ensuring the safe and competent processing, of an ap-*
8 *plication described in paragraph (1) or a request for*
9 *continued presence referred to in paragraph (4).*

10 (6) *The actions being taken to combat fraud and*
11 *to ensure program integrity.*

12 (7) *Each type of criminal activity by reason of*
13 *which an alien received nonimmigrant status under*
14 *section 101(a)(15)(U) of the Immigration and Na-*
15 *tionality Act (8 U.S.C 1101(a)(15)(U)) during the*
16 *preceding fiscal year and the number of occurrences*
17 *of that criminal activity that resulted in such aliens*
18 *receiving such status.*

19 **SEC. 808. PROTECTION FOR CHILDREN OF VAWA SELF-PETI-**
20 **TIONERS.**

21 *Section 204(l)(2) of the Immigration and Nationality*
22 *Act (8 U.S.C. 1154(l)(2)) is amended—*

23 (1) *in subparagraph (E), by striking “or” at the*
24 *end;*

1 (2) by redesignating subparagraph (F) as sub-
2 paragraph (G); and

3 (3) by inserting after subparagraph (E) the fol-
4 lowing:

5 “(F) a child of an alien who filed a pending
6 or approved petition for classification or appli-
7 cation for adjustment of status or other benefit
8 specified in section 101(a)(51) as a VAWA self-
9 petitioner; or”.

10 **SEC. 809. PUBLIC CHARGE.**

11 Section 212(a)(4) of the Immigration and Nationality
12 Act (8 U.S.C. 1182(a)(4)) is amended by adding at the end
13 the following:

14 “(E) *SPECIAL RULE FOR QUALIFIED ALIEN*
15 *VICTIMS.—Subparagraphs (A), (B), and (C)*
16 *shall not apply to an alien who—*

17 “(i) is a VAWA self-petitioner;

18 “(ii) is an applicant for, or is granted,
19 nonimmigrant status under section
20 101(a)(15)(U); or

21 “(iii) is a qualified alien described in
22 section 431(c) of the Personal Responsibility
23 and Work Opportunity Reconciliation Act
24 of 1996 (8 U.S.C. 1641(c)).”.

1 **SEC. 810. AGE-OUT PROTECTION FOR U VISA APPLICANTS.**

2 *Section 214(p) of the Immigration and Nationality*
3 *Act (8 U.S.C. 1184(p)) is amended by adding at the end*
4 *the following:*

5 “(7) *AGE DETERMINATIONS.*—

6 “(A) *CHILDREN.*—*An unmarried alien who*
7 *seeks to accompany, or follow to join, a parent*
8 *granted status under section 101(a)(15)(U)(i),*
9 *and who was under 21 years of age on the date*
10 *on which such parent petitioned for such status,*
11 *shall continue to be classified as a child for pur-*
12 *poses of section 101(a)(15)(U)(ii), if the alien at-*
13 *tains 21 years of age after such parent’s petition*
14 *was filed but while it was pending.*

15 “(B) *PRINCIPAL ALIENS.*—*An alien de-*
16 *scribed in clause (i) of section 101(a)(15)(U)*
17 *shall continue to be treated as an alien described*
18 *in clause (ii)(I) of such section if the alien at-*
19 *tains 21 years of age after the alien’s application*
20 *for status under such clause (i) is filed but while*
21 *it is pending.”.*

22 **SEC. 811. HARDSHIP WAIVERS.**

23 (a) *IN GENERAL.*—*Section 216(c)(4) of the Immigra-*
24 *tion and Nationality Act (8 U.S.C. 1186a(c)(4)) is amend-*
25 *ed—*

1 (1) *in subparagraph (A), by striking the comma*
2 *at the end and inserting a semicolon;*

3 (2) *in subparagraph (B), by striking “(1), or”*
4 *and inserting “(1); or”;*

5 (3) *in subparagraph (C), by striking the period*
6 *at the end and inserting a semicolon and “or”;* and

7 (4) *by inserting after subparagraph (C) the fol-*
8 *lowing:*

9 *“(D) the alien meets the requirements under*
10 *section 204(a)(1)(A)(iii)(II)(aa)(BB) and fol-*
11 *lowing the marriage ceremony was battered by*
12 *or subject to extreme cruelty perpetrated by the*
13 *alien’s intended spouse and was not at fault in*
14 *failing to meet the requirements of paragraph*
15 *(1).”.*

16 (b) *TECHNICAL CORRECTIONS.—Section 216(c)(4) of*
17 *the Immigration and Nationality Act (8 U.S.C.*
18 *1186a(c)(4)), as amended by subsection (a), is further*
19 *amended—*

20 (1) *in the matter preceding subparagraph (A),*
21 *by striking “The Attorney General, in the Attorney*
22 *General’s” and inserting “The Secretary of Homeland*
23 *Security, in the Secretary’s”;* and

24 (2) *in the undesignated paragraph at the end—*

1 (A) in the first sentence, by striking “Attor-
2 ney General” and inserting “Secretary of Home-
3 land Security”;

4 (B) in the second sentence, by striking “At-
5 torney General” and inserting “Secretary”;

6 (C) in the third sentence, by striking “At-
7 torney General.” and inserting “Secretary.”; and

8 (D) in the fourth sentence, by striking “At-
9 torney General” and inserting “Secretary”.

10 **SEC. 812. DISCLOSURE OF INFORMATION FOR NATIONAL**
11 **SECURITY PURPOSE.**

12 (a) *INFORMATION SHARING.*—Section 384(b) of the Il-
13 *legal Immigration Reform and Immigrant Responsibility*
14 *Act of 1996 (8 U.S.C. 1367(b)) is amended—*

15 (1) in paragraph (1)—

16 (A) by inserting “Secretary of Homeland
17 Security or the” before “Attorney General may”;
18 and

19 (B) by inserting “Secretary’s or the” before
20 “Attorney General’s discretion”;

21 (2) in paragraph (2)—

22 (A) by inserting “Secretary of Homeland
23 Security or the” before “Attorney General may”;

24 (B) by inserting “Secretary or the” before
25 “Attorney General for”; and

1 (C) by inserting “in a manner that protects
2 the confidentiality of such information” after
3 “law enforcement purpose”;

4 (3) in paragraph (5), by striking “Attorney Gen-
5 eral is” and inserting “Secretary of Homeland Secu-
6 rity and the Attorney General are”; and

7 (4) by adding at the end a new paragraph as
8 follows:

9 “(8) Notwithstanding subsection (a)(2), the Sec-
10 retary of Homeland Security, the Secretary of State,
11 or the Attorney General may provide in the discretion
12 of either such Secretary or the Attorney General for
13 the disclosure of information to national security offi-
14 cials to be used solely for a national security purpose
15 in a manner that protects the confidentiality of such
16 information.”.

17 (b) *GUIDELINES.*—Subsection (d) (as added by section
18 817(4) of the Violence Against Women and Department of
19 Justice Reauthorization Act of 2005) of section 384 of the
20 Illegal Immigration Reform and Immigrant Responsibility
21 Act of 1996 (8 U.S.C. 1367(d)) is amended by inserting
22 “and severe forms of trafficking in persons or criminal ac-
23 tivity listed in section 101(a)(15)(U) of the Immigration
24 and Nationality Act (8 U.S.C. 1101(a)(15)(u))” after “do-
25 mestic violence”.

1 (c) *IMPLEMENTATION.*—Not later than 180 days after
2 the date of enactment of this Act, the Attorney General and
3 Secretary of Homeland Security shall provide the guidance
4 required by section 384(d) of the Illegal Immigration Re-
5 form and Immigrant Responsibility Act of 1996 (8 U.S.C.
6 1367(d)), consistent with the amendments made by sub-
7 sections (a) and (b).

8 (d) *CLERICAL AMENDMENT.*—Section 384(a)(1) of the
9 Illegal Immigration Reform and Immigrant Responsibility
10 Act of 1996 is amended by striking “241(a)(2)” in the mat-
11 ter following subparagraph (F) and inserting “237(a)(2)”.

12 **SEC. 813. GAO REPORT ON REQUIREMENTS TO COOPERATE**
13 **WITH LAW ENFORCEMENT OFFICIALS.**

14 (a) *REQUIREMENT FOR REPORT.*—Not later than three
15 years after the date of enactment of this Act, the Comp-
16 troller General of the United States shall submit a report
17 to the Committee on the Judiciary of the Senate and the
18 Committee on the Judiciary of the House of Representatives
19 a report regarding the adjudication of petitions and appli-
20 cations under section 101(a)(15)(U) of the Immigration
21 and Nationality Act (8 U.S.C. 1101(a)(15)(U)).

22 (b) *CONTENTS.*—The report required by subsection (a)
23 shall—

24 (1) assess the effectiveness of the requirements set
25 out in Section 802 of this Act in ensuring that poten-

1 *tial U visa recipients aid in the investigation, appre-*
2 *hension, and prosecution of criminals;*

3 *(2) determine the effect of the requirements set*
4 *out in Section 802 of this Act, on the number of U*
5 *visas issued annually; and*

6 *(3) determine the effect of the requirements set*
7 *out in Section 802 of this Act, on the number of indi-*
8 *viduals seeking U visas.*

9 **SEC. 814. CONSIDERATION OF OTHER EVIDENCE.**

10 *Section 237(a)(2)(E)(i) of the Immigration and Na-*
11 *tionality Act (8 U.S.C. 1227(a)(2)(E)(i)) is amended by*
12 *adding at the end the following: “If the conviction records*
13 *do not conclusively establish whether a crime of domestic*
14 *violence constitutes a crime of violence (as defined in section*
15 *16 of title 18, United States Code), the Attorney General*
16 *may consider any other evidence that the Attorney General*
17 *determines to be reliable in making this determination, in-*
18 *cluding sentencing reports and police reports.”.*

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

21 **SEC. 901. GRANTS TO INDIAN TRIBAL GOVERNMENTS.**

22 *Section 2015(a) of title I of the Omnibus Crime Con-*
23 *trol and Safe Streets Act of 1968 (42 U.S.C. 3796gg–10(a))*
24 *is amended—*

1 (1) in paragraph (2), by inserting “sex traf-
2 ficking,” after “sexual assault,”;

3 (2) in paragraph (4), by inserting “sex traf-
4 ficking,” after “sexual assault,”;

5 (3) in paragraph (5), by striking “and stalking”
6 and all that follows and inserting “sexual assault, sex
7 trafficking, and stalking,”;

8 (4) in paragraph (7)—

9 (A) by inserting “sex trafficking,” after
10 “sexual assault,” each place it appears; and

11 (B) by striking “and” at the end;

12 (5) in paragraph (8)—

13 (A) by inserting “sex trafficking,” after
14 “stalking,”; and

15 (B) by striking the period at the end and
16 inserting a semicolon; and

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

18 “(9) provide services to address the needs of
19 youth who are victims of domestic violence, dating vi-
20 olence, sexual assault, sex trafficking, or stalking and
21 the needs of children exposed to domestic violence,
22 dating violence, sexual assault, or stalking, including
23 support for the nonabusing parent or the caretaker of
24 the child; and

1 “(10) develop and promote legislation and poli-
2 cies that enhance best practices for responding to vio-
3 lent crimes against Indian women, including the
4 crimes of domestic violence, dating violence, sexual as-
5 sault, sex trafficking, and stalking.”.

6 **SEC. 902. GRANTS TO INDIAN TRIBAL COALITIONS.**

7 Section 2001(d) of title I of the Omnibus Crime Con-
8 trol and Safe Streets Act of 1968 (42 U.S.C. 3796gg(d))
9 is amended—

10 (1) in paragraph (1)—

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

13 (B) in subparagraph (C), by striking the
14 period at the end and inserting “; and”; and

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

16 “(D) developing and promoting State, local,
17 or tribal legislation and policies that enhance
18 best practices for responding to violent crimes
19 against Indian women, including the crimes of
20 domestic violence, dating violence, sexual assault,
21 stalking, and sex trafficking.”; and

22 (2) in paragraph (2)(B), by striking “individ-
23 uals or”.

1 **SEC. 903. CONSULTATION.**

2 *Section 903 of the Violence Against Women and De-*
3 *partment of Justice Reauthorization Act of 2005 (42 U.S.C.*
4 *14045d) is amended—*

5 *(1) in subsection (a)—*

6 *(A) by striking “and the Violence Against*
7 *Women Act of 2000” and inserting “, the Vio-*
8 *lence Against Women Act of 2000”; and*

9 *(B) by inserting “, and the Violence Against*
10 *Women Reauthorization Act of 2012” before the*
11 *period at the end;*

12 *(2) in subsection (b)—*

13 *(A) in the matter preceding paragraph (1),*
14 *by striking “Secretary of the Department of*
15 *Health and Human Services” and inserting*
16 *“Secretary of Health and Human Services, the*
17 *Secretary of the Interior,”; and*

18 *(B) in paragraph (2), by striking “and*
19 *stalking” and inserting “stalking, and sex traf-*
20 *ficking”; and*

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

22 *“(c) ANNUAL REPORT.—The Attorney General shall*
23 *submit to Congress an annual report on the annual con-*
24 *sultations required under subsection (a) that—*

1 *actment of the Violence Against Women Reauth-*
2 *thorization Act of 2012, the National”;* and

3 (B) *by inserting “and in Native villages (as*
4 *defined in section 3 of the Alaska Native Claims*
5 *Settlement Act (43 U.S.C. 1602))” before the pe-*
6 *riod at the end;*

7 (2) *in paragraph (2)(A)—*

8 (A) *in clause (iv), by striking “and” at the*
9 *end;*

10 (B) *in clause (v), by striking the period at*
11 *the end and inserting “; and”;* and

12 (C) *by adding at the end the following:*

13 “(vi) *sex trafficking.*”;

14 (3) *in paragraph (4), by striking “this Act” and*
15 *inserting “the Violence Against Women Reauthoriza-*
16 *tion Act of 2012”;* and

17 (4) *in paragraph (5), by striking “this section*
18 *\$1,000,000 for each of fiscal years 2007 and 2008”*
19 *and inserting “this subsection \$1,000,000 for each of*
20 *fiscal years 2013 and 2014”.*

21 (b) *AUTHORIZATION OF APPROPRIATIONS.—Section*
22 *905(b)(2) of the Violence Against Women and Department*
23 *of Justice Reauthorization Act of 2005 (28 U.S.C. 534 note)*
24 *is amended by striking “fiscal years 2007 through 2011”*
25 *and inserting “fiscal years 2013 through 2017”.*

1 **SEC. 905. ASSISTANT UNITED STATES ATTORNEY DOMESTIC**
2 **VIOLENCE TRIBAL LIAISONS.**

3 (a) *APPOINTMENT.*—*The Attorney General is author-*
4 *ized and encouraged to appoint the Assistant United States*
5 *Attorney Tribal Liaison appointed in each judicial district*
6 *that includes Indian country to also serve as a domestic*
7 *violence tribal liaison.*

8 (b) *DUTIES.*—*The duties of a domestic violence tribal*
9 *liaison appointed under this section shall include the fol-*
10 *lowing:*

11 (1) *Encouraging and assisting in arrests and*
12 *Federal prosecution for crimes, including mis-*
13 *demeanor crimes, of domestic violence, dating vio-*
14 *lence, sexual assault, and stalking that occur in In-*
15 *dian country.*

16 (2) *Conducting training sessions for tribal law*
17 *enforcement officers and other individuals and enti-*
18 *ties responsible for responding to crimes in Indian*
19 *country to ensure that such officers, individuals, and*
20 *entities understand their arrest authority over non-*
21 *Indian offenders.*

22 (3) *Developing multidisciplinary teams to com-*
23 *bat domestic and sexual violence offenses against In-*
24 *dians by non-Indians.*

25 (4) *Consulting and coordinating with tribal jus-*
26 *tice officials and victims' advocates to address any*

1 *backlog in the prosecution of crimes, including mis-*
 2 *demeanor crimes, of domestic violence, dating vio-*
 3 *lence, sexual assault, and stalking that occur in In-*
 4 *dian country.*

5 *(5) Developing working relationships and main-*
 6 *taining communication with tribal leaders, tribal*
 7 *community and victims' advocates, and tribal justice*
 8 *officials to gather information from, and share appro-*
 9 *priate information with, tribal justice officials.*

10 *(c) INDIAN COUNTRY.—In this section, the term “In-*
 11 *dian country” has the meaning given such term in section*
 12 *1151 of title 18.*

13 *(d) AUTHORIZATION OF APPROPRIATIONS.—There are*
 14 *authorized to be appropriated such sums as may be nec-*
 15 *essary to carry out this section.*

16 **TITLE X—CRIMINAL PROVISIONS**

17 **SEC. 1001. CRIMINAL PROVISIONS RELATING TO SEXUAL** 18 **ABUSE.**

19 *(a) SEXUAL ABUSE OF A MINOR OR WARD.—Section*
 20 *2243(b) of title 18, United States Code, is amended to read*
 21 *as follows:*

22 *“(b) OF A WARD.—*

23 *“(1) OFFENSES.—It shall be unlawful for any*
 24 *person to knowingly engage, or knowingly attempt to*
 25 *engage, in a sexual act with another person who is—*

1 “(A) *in official detention or supervised by,*
2 *or otherwise under the control of, the United*
3 *States—*

4 “(i) *during arrest;*

5 “(ii) *during pretrial release;*

6 “(iii) *while in official detention or cus-*
7 *tody; or*

8 “(iv) *while on probation, supervised*
9 *release, or parole;*

10 “(B) *under the professional custodial, su-*
11 *pervisory, or disciplinary control or authority of*
12 *the person engaging or attempting to engage in*
13 *the sexual act; and*

14 “(C) *at the time of the sexual act—*

15 “(i) *in the special maritime and terri-*
16 *torial jurisdiction of the United States;*

17 “(ii) *in a Federal prison, or in any*
18 *prison, institution, or facility in which per-*
19 *sons are held in custody by direction of, or*
20 *pursuant to a contract or agreement with,*
21 *the United States; or*

22 “(iii) *under supervision or other con-*
23 *trol by the United States, or by direction of,*
24 *or pursuant to a contract or agreement*
25 *with, the United States.*

1 “(2) *PENALTIES.—Whoever violates paragraph*
2 *(1)(A) shall—*

3 *“(A) be fined under this title, imprisoned*
4 *for not more than 15 years, or both; and*

5 *“(B) if, in the course of committing the vio-*
6 *lation of paragraph (1), the person engages in*
7 *conduct that would constitute an offense under*
8 *section 2241 or 2242 if committed in the special*
9 *maritime and territorial jurisdiction of the*
10 *United States, be subject to the penalties pro-*
11 *vided for under section 2241 or 2242, respec-*
12 *tively.”.*

13 ***(b) PENALTIES FOR SEXUAL ABUSE.—***

14 ***(1) IN GENERAL.—Chapter 13 of title 18, United***
15 ***States Code, is amended by adding at the end the fol-***
16 ***lowing:***

17 **“§ 250. Penalties for sexual abuse**

18 ***“(a) OFFENSE.—It shall be unlawful for any person,***
19 ***in the course of committing an offense under this chapter***
20 ***or under section 901 of the Fair Housing Act (42 U.S.C.***
21 ***3631) to engage in conduct that would constitute an offense***
22 ***under chapter 109A if committed in the special maritime***
23 ***and territorial jurisdiction of the United States.***

24 ***“(b) PENALTIES.—A person that violates subsection***
25 ***(a) shall be subject to the penalties under the provision of***

1 *chapter 109A that would have been violated if the conduct*
2 *was committed in the special maritime and territorial ju-*
3 *isdiction of the United States, unless a greater penalty is*
4 *otherwise authorized by law.”.*

5 (2) *CLERICAL AMENDMENT.—The table of sec-*
6 *tions for chapter 13 of title 18, United States Code,*
7 *is amended by adding at the end the following:*

“250. Penalties for sexual abuse.”.

8 **SEC. 1002. SEXUAL ABUSE IN CUSTODIAL SETTINGS.**

9 (a) *SUITS BY PRISONERS.—Section 7(e) of the Civil*
10 *Rights of Institutionalized Persons Act (42 U.S.C. 1997e(e))*
11 *is amended by inserting before the period at the end the*
12 *following: “or the commission of a sexual act (as defined*
13 *in section 2246 of title 18, United States Code)”.*

14 (b) *UNITED STATES AS DEFENDANT.—Section*
15 *1346(b)(2) of title 28, United States Code, is amended by*
16 *inserting before the period at the end the following: “or the*
17 *commission of a sexual act (as defined in section 2246 of*
18 *title 18)”.*

19 (c) *ADOPTION AND EFFECT OF NATIONAL STAND-*
20 *ARDS.—Section 8 of the Prison Rape Elimination Act of*
21 *2003 (42 U.S.C. 15607) is amended—*

22 (1) *by redesignating subsection (c) as subsection*
23 *(e); and*

24 (2) *by inserting after subsection (b) the fol-*
25 *lowing:*

1 “(c) *APPLICABILITY TO DETENTION FACILITIES OPER-*
2 *ATED BY THE DEPARTMENT OF HOMELAND SECURITY.—*

3 “(1) *IN GENERAL.—Not later than 180 days*
4 *after the date of enactment of the Violence Against*
5 *Women Reauthorization Act of 2012, the Secretary of*
6 *Homeland Security shall publish a final rule adopt-*
7 *ing national standards for the detection, prevention,*
8 *reduction, and punishment of rape and sexual assault*
9 *in facilities that maintain custody of aliens detained*
10 *for a violation of the immigrations laws of the United*
11 *States.*

12 “(2) *APPLICABILITY.—The standards adopted*
13 *under paragraph (1) shall apply to detention facili-*
14 *ties operated by the Department of Homeland Secu-*
15 *rity and to detention facilities operated under con-*
16 *tract with, or pursuant to an intergovernmental serv-*
17 *ice agreement with, the Department.*

18 “(3) *COMPLIANCE.—The Secretary of Homeland*
19 *Security shall—*

20 “(A) *assess compliance with the standards*
21 *adopted under paragraph (1) on a regular basis;*
22 *and*

23 “(B) *include the results of the assessments*
24 *in performance evaluations of facilities com-*
25 *pleted by the Department of Homeland Security.*

1 “(4) *CONSIDERATIONS.*—*In adopting standards*
2 *under paragraph (1), the Secretary of Homeland Se-*
3 *curity shall give due consideration to the rec-*
4 *ommended national standards provided by the Com-*
5 *mission under section 7(e).*

6 “(d) *APPLICABILITY TO CUSTODIAL FACILITIES OPER-*
7 *ATED BY THE DEPARTMENT OF HEALTH AND HUMAN*
8 *SERVICES.*—

9 “(1) *IN GENERAL.*—*Not later than 180 days*
10 *after the date of enactment of the Violence Against*
11 *Women Reauthorization Act of 2012, the Secretary of*
12 *Health and Human Services shall publish a final rule*
13 *adopting national standards for the detection, preven-*
14 *tion, reduction, and punishment of rape and sexual*
15 *assault in facilities that maintain custody of unac-*
16 *companied alien children (as defined in section*
17 *462(g) of the Homeland Security Act of 2002 (6*
18 *U.S.C. 279(g)).*

19 “(2) *APPLICABILITY.*—*The standards adopted*
20 *under paragraph (1) shall apply to facilities operated*
21 *by the Department of Health and Human Services*
22 *and to facilities operated under contract with the De-*
23 *partment.*

24 “(3) *COMPLIANCE.*—*The Secretary of Health and*
25 *Human Services shall—*

1 *timidate such person and in the course of, or as a result*
2 *of, such travel or course of conduct—*

3 “(1) *places that person in reasonable fear of the*
4 *death of, or serious bodily injury to such person, a*
5 *member of their immediate family (as defined in sec-*
6 *tion 115), or their spouse or intimate partner; or*

7 “(2) *causes or attempts to cause serious bodily*
8 *injury or serious emotional distress to such person, a*
9 *member of their immediate family (as defined in sec-*
10 *tion 115), or their spouse or intimate partner;*

11 *shall be punished as provided in subsection (b).*

12 “(b) *The punishment for an offense under this section*
13 *is the same as that for an offense under section 2261, except*
14 *that if—*

15 “(1) *the offense involves conduct in violation of*
16 *a protection order; or*

17 “(2) *the victim of the offense is under the age of*
18 *18 years or over the age of 65 years, the offender has*
19 *reached the age of 18 years at the time the offense was*
20 *committed, and the offender knew or should have*
21 *known that the victim was under the age of 18 years*
22 *or over the age of 65 years;*

23 *the maximum term of imprisonment that may be imposed*
24 *is increased by 5 years over the term of imprisonment other-*
25 *wise provided for that offense in section 2261”.*

1 (i) by striking “substantial bodily in-
2 jury to an individual who has not attained
3 the age of 16 years” and inserting “substan-
4 tial bodily injury to a spouse or intimate
5 partner, a dating partner, or an individual
6 who has not attained the age of 16 years”;
7 and

8 (ii) by striking “fine” and inserting “a
9 fine”; and

10 (G) by adding at the end the following:

11 “(8) Assault of a spouse, intimate partner, or
12 dating partner by strangling, suffocating, or attempt-
13 ing to strangle or suffocate, by a fine under this title,
14 imprisonment for not more than 10 years, or both.”;
15 and

16 (2) in subsection (b)—

17 (A) by striking “(b) As used in this sub-
18 section—” and inserting the following:

19 “(b) In this section—”;

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

22 (C) in paragraph (2), by striking the period
23 at the end and inserting a semicolon; and

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

1 “(3) the terms ‘dating partner’ and ‘spouse or
2 intimate partner’ have the meanings given those
3 terms in section 2266;

4 “(4) the term ‘strangling’ means knowingly or
5 recklessly impeding the normal breathing or circula-
6 tion of the blood of a person by applying pressure to
7 the throat or neck, regardless of whether that conduct
8 results in any visible injury or whether there is any
9 intent to kill or protractedly injure the victim; and

10 “(5) the term ‘suffocating’ means knowingly or
11 recklessly impeding the normal breathing of a person
12 by covering the mouth of the person, the nose of the
13 person, or both, regardless of whether that conduct re-
14 sults in any visible injury or whether there is any in-
15 tent to kill or protractedly injure the victim.”.

16 **(b) INDIAN MAJOR CRIMES.**—Section 1153(a) of title
17 18, United States Code, is amended by striking “assault
18 with intent to commit murder, assault with a dangerous
19 weapon, assault resulting in serious bodily injury (as de-
20 fined in section 1365 of this title)” and inserting “a felony
21 assault under section 113”.

22 **SEC. 1005. MANDATORY MINIMUM SENTENCE.**

23 Section 2241 of title 18, United States Code, is amend-
24 ed—

1 (1) *in subsection (a), in the undesignated matter*
2 *following paragraph (2), by striking “any term of*
3 *years or life” and inserting “not less than 10 years*
4 *or imprisoned for life”; and*

5 (2) *in subsection (b), in the undesignated matter*
6 *following paragraph (2), by striking “any term of*
7 *years or life” and inserting “not less than 5 years or*
8 *imprisoned for life”.*

Union Calendar No. 336

112TH CONGRESS
2^D SESSION

H. R. 4970

[Report No. 112-480, Part I]

A BILL

To reauthorize the Violence Against Women Act of 1994.

MAY 15, 2012

Reported from the Committee on the Judiciary with an amendment

MAY 15, 2012

The Committees on Energy and Commerce, Education and the Workforce, and Financial Services discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed