

112TH CONGRESS
1ST SESSION

S. 1280

AN ACT

To amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of a sexual assault policy, the establishment of an Office of Victim Advocacy, the establishment of a Sexual Assault Advisory Council, and for other purposes.

4 This Act may be cited as the “Kate Puzey Peace
5 Corps Volunteer Protection Act of 2011”.

7 The Peace Corps Act is amended by inserting after
8 section 8 (22 U.S.C. 2507) the following new sections:

11 “SEC. 8A. (a) IN GENERAL.—As part of the training
12 provided to all volunteers under section 8(a), the President
13 shall develop and implement comprehensive sexual assault
14 risk-reduction and response training that, to the extent
15 practicable, conforms to best practices in the sexual as-
16 sault field.

“(b) DEVELOPMENT AND CONSULTATION WITH EXPERTS.—In developing the sexual assault risk-reduction and response training under subsection (a), the President shall consult with and incorporate, as appropriate, the recommendations and views of experts in the sexual assault field.

“(c) SUBSEQUENT TRAINING.—Once a volunteer has arrived in his or her country of service, the President shall provide the volunteer with training tailored to the country of service that includes cultural training relating to gender

1 relations, risk-reduction strategies, treatment available in
2 such country (including sexual assault forensic exams,
3 post-exposure prophylaxis (PEP) for HIV exposure,
4 screening for sexually transmitted diseases, and pregnancy
5 testing), MedEvac procedures, and information regarding
6 a victim's right to pursue legal action against a perpe-
7 trator.

8 “(d) INFORMATION REGARDING CRIMES AND
9 RISKS.—Each applicant for enrollment as a volunteer
10 shall be provided with information regarding crimes
11 against and risks to volunteers in the country in which
12 the applicant has been invited to serve, including an over-
13 view of past crimes against volunteers in the country.

14 “(e) CONTACT INFORMATION.—The President shall
15 provide each applicant, before the applicant enrolls as a
16 volunteer, with—

17 “(1) the contact information of the Inspector
18 General of the Peace Corps for purposes of reporting
19 sexual assault mismanagement or any other mis-
20 management, misconduct, wrongdoing, or violations
21 of law or policy whenever it involves a Peace Corps
22 employee, volunteer, contractor, or outside party
23 that receives funds from the Peace Corps;

24 “(2) clear, written guidelines regarding whom
25 to contact, including the direct telephone number for

1 the designated Sexual Assault Response Liaison
2 (SARL) and the Office of Victim Advocacy and what
3 steps to take in the event of a sexual assault or
4 other crime; and

5 “(3) contact information for a 24-hour sexual
6 assault hotline to be established for the purpose of
7 providing volunteers a mechanism to anonymously—

8 “(A) report sexual assault;

9 “(B) receive crisis counseling in the event
10 of a sexual assault; and

11 “(C) seek information about Peace Corps
12 sexual assault reporting and response proce-
13 dures.

14 “(f) DEFINITIONS.—In this section and sections 8B
15 through 8G:

16 “(1) PERSONALLY IDENTIFYING INFORMA-
17 TION.—The term ‘personally identifying information’
18 means individually identifying information for or
19 about a volunteer who is a victim of sexual assault,
20 including information likely to disclose the location
21 of such victim, including the following:

22 “(A) A first and last name.

23 “(B) A home or other physical address.

1 “(C) Contact information (including a
2 postal, email, or Internet protocol address, or
3 telephone or facsimile number).

4 “(D) A social security number.

5 “(E) Any other information, including date
6 of birth, racial or ethnic background, or reli-
7 gious affiliation, that, in combination with in-
8 formation described in subparagraphs (A)
9 through (D), would serve to identify the victim.

10 “(2) RESTRICTED REPORTING.—

11 “(A) IN GENERAL.—The term ‘restricted
12 reporting’ means a system of reporting that al-
13 lows a volunteer who is sexually assaulted to
14 confidentially disclose the details of his or her
15 assault to specified individuals and receive the
16 services outlined in section 8B(c) without the
17 dissemination of his or her personally identi-
18 fying information except as necessary for the
19 provision of such services, and without auto-
20 matically triggering an official investigative
21 process.

22 “(B) EXCEPTIONS.—In cases in which vol-
23 unteers elect restricted reporting, disclosure of
24 their personally identifying information is au-
25 thorized to the following persons or organiza-

1 tions when disclosure would be for the following
2 reasons:

3 “(i) Peace Corps staff or law enforce-
4 ment when authorized by the victim in
5 writing.

6 “(ii) Peace Corps staff or law enforce-
7 ment to prevent or lessen a serious or im-
8 minent threat to the health or safety of the
9 victim or another person.

10 “(iii) SARLs, victim advocates or
11 healthcare providers when required for the
12 provision of victim services.

13 “(iv) State and Federal courts when
14 ordered, or if disclosure is required by
15 Federal or State statute.

16 “(C) NOTICE OF DISCLOSURE AND PRI-
17 VACY PROTECTION.—In cases in which informa-
18 tion is disclosed pursuant to subparagraph (B),
19 the President shall—

20 “(i) make reasonable attempts to pro-
21 vide notice to the volunteer with respect to
22 whom such information is being released;
23 and

1 “(ii) take such action as is necessary
2 to protect the privacy and safety of the vol-
3 unteer.

4 “(3) SEXUAL ASSAULT.—The term ‘sexual as-
5 sault’ means any conduct prescribed by chapter
6 109A of title 18, United States Code, whether or not
7 the conduct occurs in the special maritime and terri-
8 torial jurisdiction of the United States, and includes
9 both assaults committed by offenders who are
10 strangers to the victim and assaults committed by
11 offenders who are known or related by blood or mar-
12 riage to the victim.

13 “(4) STALKING.—The term ‘stalking’ means
14 engaging in a course of conduct directed at a spe-
15 cific person that would cause a reasonable person
16 to—

17 “(A) fear for his or her safety or the safety
18 of others; or

19 “(B) suffer substantial emotional distress.

20 “SEXUAL ASSAULT POLICY

21 “SEC. 8B. (a) IN GENERAL.—The President shall de-
22 velop and implement a comprehensive sexual assault policy
23 that—

24 “(1) includes a system for restricted and unre-
25 stricted reporting of sexual assault;

1 “(2) mandates, for each Peace Corps country
2 program, the designation of a Sexual Assault Re-
3 sponse Liaison (SARL), who shall receive com-
4 prehensive training on procedures to respond to re-
5 ports of sexual assault, with duties including ensur-
6 ing that volunteers who are victims of sexual assault
7 are moved to a safe environment and accompanying
8 victims through the in-country response at the re-
9 quest of the victim;

10 “(3) requires SARLs to immediately contact a
11 Victim Advocate upon receiving a report of sexual
12 assault in accordance with the restricted and unre-
13 stricted reporting guidelines promulgated by the
14 Peace Corps;

15 “(4) to the extent practicable, conforms to best
16 practices in the sexual assault field;

17 “(5) is applicable to all posts at which volun-
18 teers serve; and

19 “(6) includes a guarantee that volunteers will
20 not suffer loss of living allowances for reporting a
21 sexual assault.

22 “(b) DEVELOPMENT AND CONSULTATION WITH EX-
23 PERTS.—In developing the sexual assault policy under
24 subsection (a), the President shall consult with and incor-
25 porate, as appropriate, the recommendations and views of

1 experts in the sexual assault field, including experts with
2 international experience.

3 “(c) ELEMENTS.—The sexual assault policy devel-
4 oped under subsection (a) shall include, at a minimum,
5 the following services with respect to a volunteer who has
6 been a victim of sexual assault:

7 “(1) The option of pursuing either restricted or
8 unrestricted reporting of an assault.

9 “(2) Provision of a SARL and Victim’s Advo-
10 cate to the volunteer.

11 “(3) At a volunteer’s discretion, provision of a
12 sexual assault forensic exam in accordance with ap-
13 plicable host country law.

14 “(4) If necessary, the provision of emergency
15 health care, including a mechanism for such volun-
16 teer to evaluate such provider.

17 “(5) If necessary, the provision of counseling
18 and psychiatric medication.

19 “(6) Completion of a safety and treatment plan
20 with the volunteer, if necessary.

21 “(7) Evacuation of such volunteer for medical
22 treatment, accompanied by a Peace Corps staffer at
23 the request of such volunteer. When evacuated to
24 the United States, such volunteer shall be provided,
25 to the extent practicable, a choice of medical pro-

1 viders including a mechanism for such volunteers to
2 evaluate the provider.

3 “(8) An explanation to the volunteer of avail-
4 able law enforcement and prosecutorial options, and
5 legal representation.

6 “(d) TRAINING.—The President shall train all staff
7 outside the United States regarding the sexual assault pol-
8 icy developed under subsection (a).

9 “OFFICE OF VICTIM ADVOCACY

10 “SEC. 8C. (a) ESTABLISHMENT OF OFFICE OF VIC-
11 TIMS ADVOCACY.—

12 “(1) IN GENERAL.—The President shall estab-
13 lish an Office of Victim Advocacy in Peace Corps
14 headquarters headed by a full-time victim advocate
15 who shall report directly to the Director. The Office
16 of Victim Advocacy may deploy personnel abroad
17 when necessary to help assist victims.

18 “(2) PROHIBITION.—Peace Corps Medical Offi-
19 cers, Safety and Security Officers, and program
20 staff may not serve as victim advocates. The victim
21 advocate referred to in paragraph (1) may not have
22 any other duties in the Peace Corps that are not
23 reasonably connected to victim advocacy.

24 “(3) EXEMPTION.—The victim advocate and
25 any additional victim advocates shall be exempt from
26 the limitations specified in subparagraphs (A) and

1 (B) of paragraph (2) and paragraph (5) under sec-
2 tion 7(a) of the Peace Corps Act (22 U.S.C.
3 2506(a)).

4 “(b) RESPONSIBILITIES.—

5 “(1) VICTIMS OF SEXUAL ASSAULT.—The Of-
6 fice of Victim Advocacy shall help develop and up-
7 date the sexual assault risk-reduction and response
8 training described in section 8A and the sexual as-
9 sault policy described in section 8B, ensure that vol-
10 unteers who are victims of sexual assault receive
11 services specified in section 8B(c), and facilitate
12 their access to such services.

13 “(2) OTHER CRIMES.—In addition to assisting
14 victims of sexual assault in accordance with para-
15 graph (1), the Office of Victim Advocacy shall assist
16 volunteers who are victims of crime by making such
17 victims aware of the services available to them and
18 facilitating their access to such services.

19 “(3) PRIORITY.—The Office of Victim Advocacy
20 shall give priority to cases involving serious crimes,
21 including sexual assault and stalking.

22 “(c) STATUS UPDATES.—The Office of Victim Advoca-
23 cy shall provide to volunteers who are victims regular
24 updates on the status of their cases if such volunteers have
25 opted to pursue prosecution.

7 “SEC. 8D. (a) ESTABLISHMENT.—There is estab-
8 lished a Sexual Assault Advisory Council (in this section
9 referred to as the ‘Council’).

“(c) FUNCTIONS; MEETINGS.—The Council shall meet not less often than annually to review the sexual assault risk-reduction and response training developed under section 8A, the sexual assault policy developed under section 8B, and such other matters related to sexual assault the Council views as appropriate, to ensure that such

1 training and policy conform to the extent practicable to
2 best practices in the sexual assault field.

3 “(d) REPORTS.—On an annual basis for 5 years after
4 the date of the enactment of this section and at the discre-
5 tion of the Council thereafter, the Council shall submit
6 to the President and the Committee on Foreign Relations
7 and the Committee on Appropriations of the Senate and
8 the Committee on Foreign Affairs and the Committee on
9 Appropriations of the House of Representatives a report
10 on its findings based on the reviews conducted pursuant
11 to subsection (c).

12 “(e) EMPLOYEE STATUS.—Members of the Council
13 shall not be considered employees of the United States
14 Government for any purpose and shall not receive com-
15 pensation other than reimbursement of travel expenses
16 and per diem allowance in accordance with section 5703
17 of title 5, United States Code.

18 “(f) NONAPPLICABILITY OF FACA.—The Federal
19 Advisory Committee Act (5 U.S.C. App.) shall not apply
20 to the Council.

21 “VOLUNTEER FEEDBACK AND PEACE CORPS REVIEW

22 “SEC. 8E. (a) MONITORING AND EVALUATION.—Not
23 later than 1 year after the date of the enactment of this
24 section, the President shall establish goals, metrics, and
25 monitoring and evaluation plans for all Peace Corps pro-
26 grams. Monitoring and evaluation plans shall incorporate

1 best practices from monitoring and evaluation studies and
2 analyses.

3 “(b) PERFORMANCE PLANS AND ELEMENTS.—The
4 President shall establish performance plans with perform-
5 ance elements and standards for Peace Corps representa-
6 tives and shall review the performance of Peace Corps rep-
7 resentatives not less than annually to determine whether
8 they have met these performance elements and standards.
9 Nothing in this subsection shall be construed as limiting
10 the discretion of the President to remove a Peace Corps
11 representative.

12 “(c) ANNUAL VOLUNTEER SURVEYS.—The President
13 shall annually conduct a confidential survey of volunteers
14 regarding the effectiveness of Peace Corps programs and
15 staff and the safety of volunteers. The results shall be pro-
16 vided in aggregate form without identifying information
17 to the Committee on Foreign Relations and the Committee
18 on Appropriations of the Senate and the Committee on
19 Foreign Affairs and the Committee on Appropriations of
20 the House of Representatives. Results from the annual
21 volunteer survey shall be considered in reviewing the per-
22 formance of Peace Corps representatives under subsection
23 (a).

24 “(d) PEACE CORPS INSPECTOR GENERAL.—The In-
25 spector General of the Peace Corps shall—

1 “(1) submit to the Committee on Foreign Rela-
2 tions and the Committee on Appropriations of the
3 Senate and the Committee on Foreign Affairs and
4 the Committee on Appropriations of the House of
5 Representatives—

6 “(A) a biennial report on reports received
7 from volunteers relating to misconduct, mis-
8 management, or policy violations of Peace
9 Corps staff, any breaches of the confidentiality
10 of volunteers, and any actions taken to assure
11 the safety of volunteers who provide such re-
12 ports;

13 “(B) a report, not later than two years
14 after the date of the enactment of this section
15 and every three years thereafter, evaluating the
16 effectiveness and implementation of the sexual
17 assault risk-reduction and response training de-
18 veloped under section 8A and the sexual assault
19 policy developed under section 8B, including a
20 case review of a statistically significant number
21 of cases; and

22 “(C) a report, not later than two years
23 after the date of the enactment of this section,
24 describing how Peace Corps representatives are
25 hired, how Peace Corps representatives are ter-

1 minated, and how Peace Corps representatives
2 hire staff, including an assessment of the imple-
3 mentation of the performance plans described
4 in subsection (b); and

5 “(2) when conducting audits or evaluations of
6 Peace Corps programs overseas, notify the Director
7 of the Peace Corps about the results of such evalua-
8 tions, including concerns the Inspector General has
9 noted, if any, about the performance of Peace Corps
10 representatives, for appropriate action.

11 “ESTABLISHMENT OF A POLICY ON STALKING

12 “SEC. 8F. (a) IN GENERAL.—The President shall de-
13 velop and implement a comprehensive policy on stalking
14 that—

15 “(1) requires an immediate, effective, and thor-
16 ough response from the Peace Corps upon receipt of
17 a report of stalking;

18 “(2) provides, during training, all Peace Corps
19 volunteers with a point of contact for the reporting
20 of stalking; and

21 “(3) protects the confidentiality of volunteers
22 who report stalking to the maximum extent prac-
23 ticable.

24 “(b) DEVELOPMENT AND CONSULTATION WITH EX-
25 PERTS.—In developing the stalking policy under sub-
26 section (a), the President shall consult with and incor-

1 porate, as appropriate, the recommendations and views of
 2 those with expertise regarding the crime of stalking.

3 “(c) TRAINING OF IN-COUNTRY STAFF.—The Presi-
 4 dent shall provide for the training of all in-country staff
 5 regarding the stalking policy developed under subsection
 6 (a).

7 “ESTABLISHMENT OF A CONFIDENTIALITY PROTECTION
 8 POLICY

9 “SEC. 8G. (a) IN GENERAL.—The President shall es-
 10 tablish and maintain a process to allow volunteers to re-
 11 port incidents of misconduct or mismanagement, or viola-
 12 tions of any policy, of the Peace Corps in order to protect
 13 the confidentiality and safety of such volunteers and of
 14 the information reported, and to ensure that such infor-
 15 mation is acted on appropriately. This process shall con-
 16 form to existing best practices regarding confidentiality.

17 “(b) GUIDANCE.—The President shall provide addi-
 18 tional training to officers and employees of the Peace
 19 Corps who have access to information reported by volun-
 20 teers under subsection (a) in order to protect against the
 21 inappropriate disclosures of such information and ensure
 22 the safety of such volunteers.

23 “(c) PENALTY.—Any Peace Corps volunteer or staff
 24 member who is responsible for maintaining confidentiality
 25 under subsection (a) and who breaches such duty shall be
 26 subject to disciplinary action, including termination, and

1 in the case of a staff member, ineligibility for re-employ-
 2 ment with the Peace Corps.

3 “REMOVAL AND ASSESSMENT AND EVALUATION

4 “SEC. 8H. (a) IN GENERAL.—If a volunteer requests
 5 removal from the site in which such volunteer is serving
 6 because the volunteer feels at risk of imminent bodily
 7 harm, the President shall, as expeditiously as practical
 8 after receiving such request, remove the volunteer from
 9 the site. If the President receives such a request, the
 10 President shall assess and evaluate the safety of such site
 11 and may not assign another volunteer to the site until
 12 such time as the assessment and evaluation is complete
 13 and the site has been determined to be safe. Volunteers
 14 may remain at a site during the assessment and evalua-
 15 tion.

16 “(b) DETERMINATION OF SITE AS UNSAFE.—If the
 17 President determines that a site is unsafe for any remain-
 18 ing volunteers at the site, the President shall, as expedi-
 19 tiously as practical, remove all volunteers from the site.

20 “(c) TRACKING AND RECORDING.—The President
 21 shall establish a global tracking and recording system to
 22 track and record incidents of crimes against volunteers.

23 “REPORTING REQUIREMENTS

24 “SEC. 8I. (a) IN GENERAL.—The President shall an-
 25 nually submit to the Committee on Foreign Relations and
 26 the Committee on Appropriations of the Senate and the

1 Committee on Foreign Affairs and the Committee on Ap-
2 propriations of the House of Representatives a report
3 summarizing information on—

4 “(1) sexual assault of volunteers;

5 “(2) other crimes against volunteers;

6 “(3) the number of arrests, prosecutions, and incar-
7 cerations for crimes involving Peace Corps volunteers for
8 every country in which volunteers serve; and

9 “(4) the annual rate of early termination of volun-
10 teers, including demographic data associated with such
11 early termination.

12 “(b) GAO.—Not later than one year after the date
13 of the enactment of this section, the Comptroller General
14 of the United States shall submit to the Committee on
15 Foreign Relations and the Committee on Appropriations
16 of the Senate and the Committee on Foreign Affairs and
17 the Committee on Appropriations of the House of Rep-
18 resentatives a report evaluating the quality and accessi-
19 bility of health care provided through the Department of
20 Labor to returned volunteers upon their separation from
21 the Peace Corps.

22 “(c) ACCESS TO COMMUNICATIONS.—

23 “(1) IN GENERAL.—The President shall deter-
24 mine the level of access to communication, including
25 cellular and Internet access, of each volunteer.

1 “(2) REPORT.—Not later than six months after
 2 the date of the enactment of this section, the Presi-
 3 dent shall submit to the Committee on Foreign Rela-
 4 tions and the Committee on Appropriations of the
 5 Senate and the Committee on Foreign Affairs and
 6 the Committee on Appropriations of the House of
 7 Representatives a report on the costs, feasibility,
 8 and benefits of providing all volunteers with access
 9 to adequate communication, including cellular serv-
 10 ice and Internet access.”.

11 **SEC. 3. RETENTION OF COUNSEL FOR CRIME VICTIMS.**

12 Section 5(l) of the Peace Corps Act (22 U.S.C.
 13 2504(l)) is amended by inserting before the period at the
 14 end the following: “and counsel may be employed and
 15 counsel fees, court costs and other expenses may be paid
 16 in the support of volunteers who are parties, complaining
 17 witnesses, or otherwise participating in the prosecution of
 18 crimes committed against such volunteers”.

19 **SEC. 4. SENSE OF CONGRESS ON STAFFING OF OFFICE OF**
 20 **VICTIM ADVOCACY.**

21 It is the sense of Congress that—

22 (1) the Office of Victim Advocacy established
 23 under section 8C of the Peace Corps Act, as added
 24 by section 2, should provide an adequate number of

1 victim advocates so that each victim of crime re-
 2 ceives critical information and support;

3 (2) any full-time victim advocates and any addi-
 4 tional victim advocates should be credentialed by a
 5 national victims assistance body; and

6 (3) the training required under section 8A(a) of
 7 the Peace Corps Act, as added by section 2, should
 8 be credentialed by a national victims assistance
 9 body.

10 **SEC. 5. PERSONAL SERVICE CONTRACTS.**

11 The Peace Corps Act is amended—

12 (1) in section 7(a)(3) (22 U.S.C. 2506(a)(3)),
 13 by inserting “, or contracted with for personal serv-
 14 ices under section 10(a)(5),” after “employed, ap-
 15 pointed, or assigned under this subsection”; and

16 (2) in section 10(a)(5) (22 U.S.C. 2509(a)(5)),
 17 by striking “any purpose” and inserting “the pur-
 18 poses of any law administered by the Office of Per-
 19 sonnel Management (except that the President may
 20 determine the applicability to such individuals of
 21 provisions of the Foreign Service Act of 1980 (22
 22 U.S.C. 3901 et seq.))”.

1 **SEC. 6. INDEPENDENCE OF THE INSPECTOR GENERAL OF**
 2 **THE PEACE CORPS.**

3 Section 7(a) of the Peace Corps Act (22 U.S.C.
 4 2506(a)) is amended by adding at the end the following
 5 new paragraph:

6 “(7) The limitations specified in subparagraphs
 7 (A) and (B) of paragraph (2) and in paragraph (5)
 8 shall not apply to—

9 “(A) the Inspector General of the Peace
 10 Corps; and

11 “(B) officers and employees of the Office
 12 of the Inspector General of the Peace Corps.”.

13 **SEC. 7. CONFORMING SAFETY AND SECURITY AGREEMENT**
 14 **REGARDING PEACE CORPS VOLUNTEERS**
 15 **SERVING IN FOREIGN COUNTRIES.**

16 (a) IN GENERAL.—Not later than 180 days after the
 17 date of the enactment of this Act, the Director of the
 18 Peace Corps shall consult with the Assistant Secretary of
 19 State for Diplomatic Security and enter into a memo-
 20 randum of understanding that specifies the duties and ob-
 21 ligations of the Peace Corps and the Bureau of Diplomatic
 22 Security of the Department of State with respect to the
 23 protection of Peace Corps volunteers and staff members
 24 serving in foreign countries, including with respect to in-
 25 vestigations of safety and security incidents and crimes
 26 committed against volunteers and staff members.

1 (b) INSPECTOR GENERAL REVIEW.—

2 (1) REVIEW.—The Inspector General of the
3 Peace Corps shall review the memorandum of under-
4 standing described in subsection (a) and be afforded
5 the opportunity to recommend changes that advance
6 the safety and security of Peace Corps volunteers be-
7 fore entry into force of the memorandum of under-
8 standing.

9 (2) REPORT.—The Director of the Peace Corps
10 shall consider the recommendations of the Inspector
11 General of the Peace Corps regarding the memo-
12 randum of understanding described in subsection
13 (a). If the Director enters into the memorandum of
14 understanding without implementing a recommenda-
15 tion of the Inspector General, the Director shall sub-
16 mit to the Inspector General a written explanation
17 relating thereto.

18 (c) FAILURE TO MEET DEADLINE.—

19 (1) REQUIREMENT TO SUBMIT REPORT.—If, by
20 the date that is 180 days after the date of the enact-
21 ment of this Act, the Director of the Peace Corps
22 is unable to obtain agreement with the Assistant
23 Secretary of State for Diplomatic Security and cer-
24 tification by the Inspector General of the Peace
25 Corps, the Director shall submit to the committees

1 of Congress specified in paragraph (2) a report ex-
2 plaining the reasons for such failure and a certifi-
3 cation that substantial steps are being taken to
4 make progress toward agreement.

5 (2) COMMITTEES OF CONGRESS SPECIFIED.—
6 The committees of Congress specified in this para-
7 graph are the Committee on Foreign Relations of
8 the Senate and the Committee on Foreign Affairs of
9 the House of Representatives.

10 **SEC. 8. PORTFOLIO REVIEWS.**

11 (a) IN GENERAL.—The Director of the Peace Corps
12 shall, at least once every 3 years, perform a review to
13 evaluate the allocation and delivery of resources across the
14 countries the Peace Corps serves or is considering for serv-
15 ice. Such portfolio reviews shall at a minimum include the
16 following with respect to each such country:

17 (1) An evaluation of the country's commitment
18 to the Peace Corps program.

19 (2) An analysis of the safety and security of
20 volunteers.

21 (3) An evaluation of the country's need for as-
22 sistance.

23 (4) An analysis of country program costs.

24 (5) An evaluation of the effectiveness of man-
25 agement of each post within a country.

1 (6) An evaluation of the country’s congruence
 2 with the Peace Corp’s mission and strategic prior-
 3 ities.

4 (b) BRIEFING.—Upon request of the Chairman and
 5 Ranking Member of the Committee on Foreign Relations
 6 of the Senate or the Committee on Foreign Affairs of the
 7 House of Representatives, the Director of the Peace Corps
 8 shall brief such committees on each portfolio review re-
 9 quired under subsection (a). If requested, each such brief-
 10 ing shall discuss performance measures and sources of
 11 data used (such as project status reports, volunteer sur-
 12 veys, impact studies, reports of Inspector General of the
 13 Peace Corps, and any relevant external sources) in making
 14 the findings and conclusions in such review.

15 **SEC. 9. CONFORMING AMENDMENTS.**

16 (a) INCLUSION OF SEXUAL ASSAULT RISK-REDUC-
 17 TION AND RESPONSE TRAINING.—The Peace Corps Act
 18 is amended—

19 (1) in section 5(a) (22 U.S.C. 2504(a)), in the
 20 second sentence, by inserting “(including training
 21 under section 8A)” after “training”; and

22 (2) in section 8(a) (22 U.S.C. 2507(a)), in the
 23 first sentence, by inserting “, including training
 24 under section 8A,” after “training”.

1 (b) CERTAIN SERVICES.—Section 5(e) of the Peace
 2 Corps Act (22 U.S.C. 2504(e)) is amended, in the first
 3 sentence—

4 (1) by inserting “(including, if necessary, for
 5 volunteers and trainees, services under section 8B)”
 6 after “health care”; and

7 (2) by inserting “including services provided in
 8 accordance with section 8B (except that the six-
 9 month limitation shall not apply in the case of such
 10 services),” before “as the President”.

11 **SEC. 10. OFFSET OF COSTS AND PERSONNEL.**

12 Notwithstanding any other provision of law, the Di-
 13 rect of the Peace Corps shall—

14 (1) eliminate such initiatives, positions, and
 15 programs within the Peace Corps (other than within
 16 the Office of Inspector General) as the Director
 17 deems necessary to ensure any and all costs incurred
 18 to carry out the provisions of this Act, and the
 19 amendments made by this Act, are entirely offset;

20 (2) ensure no net increase in personnel are
 21 added to carry out the provisions of this Act, with
 22 any new full or part time employees or equivalents
 23 offset by eliminating an equivalent number of exist-
 24 ing staff (other than within the Office of Inspector
 25 General);

(3) report to Congress not later than 60 days after the date of the enactment of this Act the actions taken to ensure compliance with paragraphs (1) and (2), including the specific initiatives, positions, and programs within the Peace Corps that have been eliminated to ensure that the costs of carrying out this Act will be offset; and

(4) not implement any other provision of this Act (other than paragraphs (1), (2), and (3)) or any amendment made by this Act until the Director has certified that the actions specified in paragraphs (1), (2), and (3) have been completed.

SEC. 11. SUNSET.

This Act and the amendments made by this Act shall cease to be effective 7 years after the date of the enactment of this Act.

Passed the Senate September 26, 2011.

Attest:

Secretary.

112TH CONGRESS
1ST Session

S. 1280

AN ACT

To amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of a sexual assault policy, the establishment of an Office of Victim Advocacy, the establishment of a Sexual Assault Advisory Council, and for other purposes.