

115TH CONGRESS
1ST SESSION

H. R. 3067

To amend title 18, United States Code, to establish certain criminal violations for various aspects of harassment using the interstate telecommunications system, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 27, 2017

Ms. CLARK of Massachusetts (for herself, Mrs. BROOKS of Indiana, and Mr. MEEHAN) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, to establish certain criminal violations for various aspects of harassment using the interstate telecommunications system, and for other purposes.

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

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Online Safety Modernization Act of 2017”.

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

Sec. 1. Short title; table of contents.

TITLE I—INTERSTATE SEXTORTION PREVENTION

Sec. 101. Coercion of sexual acts, sexual contact, or sexually intimate visual depictions.

Sec. 102. Amendments to existing statutory offenses.

TITLE II—INTERSTATE SWATTING HOAX

Sec. 201. False communications to cause an emergency response.

TITLE III—INTERSTATE DOXXING PREVENTION

Sec. 301. Disclosure of personal information with the intent to cause harm.

TITLE IV—CYBERCRIME STATISTICS

Sec. 401. National strategy, classification, and reporting on cybercrime.

TITLE V—PRIORITIZING ONLINE THREAT ENFORCEMENT

Sec. 501. Improved investigative and forensic resources for enforcement of laws related to cybercrimes against individuals.

Sec. 502. Annual reports.

Sec. 503. Definition of cybercrimes against individuals.

TITLE VI—CYBERCRIME ENFORCEMENT TRAINING ASSISTANCE

Sec. 601. Local law enforcement grants.

Sec. 602. National Resource Center Grant.

1 **TITLE I—INTERSTATE**
2 **SEXTORTION PREVENTION**
3 **SEC. 101. COERCION OF SEXUAL ACTS, SEXUAL CONTACT,**
4 **OR SEXUALLY INTIMATE VISUAL DEPIC-**
5 **TIONS.**
6 (a) IN GENERAL.—Part 1 of title 18, United States
7 Code, is amended by adding at the end the following new
8 chapter:
9 **“CHAPTER 124—COERCION OF SEXUAL**
10 **ACTS, SEXUAL CONTACT, OR SEXU-**
11 **ALLY INTIMATE VISUAL DEPICTIONS**

“2751. Coercion of sexual acts.

“2752. Coercion of sexual contact.

“2753. Coerced production of sexually intimate visual depictions.

“2754. Coercion using sexually intimate visual depictions.

“2755. Extortion using sexually intimate visual depictions.
 “2756. Offenses involving minors.
 “2757. Offenses resulting in death or serious bodily injury.
 “2758. Attempt.
 “2759. Repeat offenders.
 “2760. Forfeitures.
 “2761. Mandatory restitution.
 “2762. Civil action.
 “2763. Definitions.

1 **“§ 2751. Coercion of sexual acts**

2 “(a) IN GENERAL.—Whoever, using the mail or any
 3 facility or means of interstate or foreign commerce, know-
 4 ingly causes any person to engage in a sexual act with
 5 another through coercion, fraud, or a threat to injure the
 6 person, property, or reputation of any person, shall be
 7 fined under this title or imprisoned for any number of
 8 years or for life, or both.

9 “(b) THREATS.—Whoever, with the intent to cause
 10 any person to engage in a sexual act with another, know-
 11 ingly transmits any communication containing a threat to
 12 injure the person, property, or reputation of any person,
 13 using the mail or any facility or means of interstate or
 14 foreign commerce, shall be fined under this title or impris-
 15 oned not more than 5 years, or both.

16 **“§ 2752. Coercion of sexual contact**

17 “(a) IN GENERAL.—Whoever, using the mail or any
 18 facility or means of interstate or foreign commerce, know-
 19 ingly causes any person to engage in sexual contact with
 20 another through coercion, fraud, or a threat to injure the
 21 person, property, or reputation of any person, shall be

1 fined under this title or imprisoned for not more than 10
2 years, or both.

3 “(b) THREATS.—Whoever, with the intent to cause
4 any person to engage in sexual contact with another,
5 knowingly transmits any communication containing a
6 threat to injure the person, property, or reputation of any
7 person, using the mail or any facility or means of inter-
8 state or foreign commerce, shall be fined under this title
9 or imprisoned not more than 5 years, or both.

10 **“§ 2753. Coerced production of sexually intimate vis-**
11 **ual depictions**

12 “(a) IN GENERAL.—Whoever, in a circumstance de-
13 scribed in subsection (b), knowingly causes any person to
14 produce a sexually intimate visual depiction of any person
15 through coercion, fraud, or a threat to injure the person,
16 property, or reputation of any person, shall—

17 “(1) if a sexual act with another results, be
18 fined under this title or imprisoned for any number
19 of years or for life, or both; and

20 “(2) in any other case, be fined under this title
21 or imprisoned not more than 20 years, or both.

22 “(b) CIRCUMSTANCES DESCRIBED.—The cir-
23 cumstances referred to in subsection (a) are—

24 “(1) that the person used the mail or any facil-
25 ity or means of interstate or foreign commerce to

1 cause any person to produce a sexually intimate vis-
2 ual depiction of any person;

3 “(2) that the person knows or has reason to
4 know that such visual depiction will be—

5 “(A) transported or transmitted using any
6 means or facility of interstate or foreign com-
7 merce;

8 “(B) transported or transmitted in or af-
9 fecting interstate or foreign commerce; or

10 “(C) mailed;

11 “(3) the visual depiction was produced or trans-
12 mitted using materials that have been mailed, or
13 shipped or transported in or affecting interstate or
14 foreign commerce by any means, including by com-
15 puter;

16 “(4) such visual depiction has actually been—

17 “(A) transported or transmitted using any
18 means or facility of interstate or foreign com-
19 merce;

20 “(B) transported or transmitted in or af-
21 fecting interstate or foreign commerce; or

22 “(C) mailed; or

23 “(5) any part of the offense occurred in a terri-
24 tory or possession of the United States or within the

1 special maritime and territorial jurisdiction of the
2 United States.

3 “(c) THREATS.—Whoever, with the intent to cause
4 another person to produce a sexually intimate visual depic-
5 tion of any person, knowingly transmits any communica-
6 tion containing a threat to injure the person, property, or
7 reputation of any person, using the mail or any facility
8 or means of interstate or foreign commerce, shall be fined
9 under this title or imprisoned not more than 5 years, or
10 both.

11 “(d) OFFENSES INVOLVING MINORS.—Notwith-
12 standing any other provision of law, in any case under this
13 section involving a victim under the age of 18 where the
14 sexually intimate visual depiction constitutes child pornog-
15 raphy as defined in section 2256(8), the offender shall be
16 punished as provided in section 2251(e).

17 “(e) DEFINITION.—In this section, the term ‘sexually
18 intimate visual depiction’ shall not include any computer-
19 generated sexually intimate visual depiction.

20 **“§ 2754. Coercion using sexually intimate visual de-**
21 **pictions**

22 “(a) IN GENERAL.—Whoever, using the mail or any
23 facility or means of interstate or foreign commerce, know-
24 ingly causes another person to engage or refrain from en-
25 gaging in conduct through a threat to publish any sexually

1 intimate visual depiction of the addressee or of an imme-
2 diate family member or intimate partner of the addressee,
3 shall be fined under this title or imprisoned not more than
4 7 years or both.

5 “(b) THREATS.—Whoever, with the intent to cause
6 another person to engage or refrain from engaging in con-
7 duct, knowingly transmits any communication containing
8 a threat to publish any sexually intimate visual depiction
9 of the addressee or of an immediate family member or inti-
10 mate partner of the addressee, using the mail or any facil-
11 ity or means of interstate or foreign commerce, shall be
12 fined under this title or imprisoned not more than 5 years,
13 or both.

14 “(c) DEFINITION.—In this section the term ‘sexually
15 intimate visual depiction’ includes any computer-generated
16 sexually intimate visual depiction that is indistinguishable
17 from an actual depiction of the addressee or of an imme-
18 diate family member or intimate partner of the addressee.

19 **“§ 2755. Extortion using sexually intimate visual de-**
20 **pictions**

21 “(a) IN GENERAL.—Whoever, using the mail or any
22 facility or means of interstate or foreign commerce, know-
23 ingly extorts any money, property, or other thing of value
24 from another person through a threat to publish any sexu-
25 ally intimate visual depiction of the addressee or of an im-

1 mediate family member or intimate partner of the ad-
2 dressee, shall be fined under this title or imprisoned not
3 more than 7 years or both.

4 “(b) THREATS.—Whoever, with the intent to extort
5 any money, property, or other thing of value from any per-
6 son, knowingly transmits any communication containing
7 a threat to publish any sexually intimate visual depiction
8 of the addressee or of an immediate family member or inti-
9 mate partner of the addressee, using the mail or any facil-
10 ity or means of interstate or foreign commerce, shall be
11 fined under this title or imprisoned not more than 5 years,
12 or both.

13 “(c) DEFINITION.—In this section the term ‘sexually
14 intimate visual depiction’ includes any computer-generated
15 sexually intimate visual depiction that is indistinguishable
16 from an actual depiction of the addressee or of an imme-
17 diate family member or intimate partner of the addressee.

18 **“§ 2756. Offenses involving minors**

19 “(a) OFFENSES INVOLVING MINORS UNDER 18.—If
20 the conduct that violates this chapter involves a victim or
21 intended victim who has attained the age of 12 years but
22 has not attained the age of 18 years, or who the defendant
23 believes has attained the age of 12 years but has not at-
24 tained the age of 18 years, the maximum term of impris-
25 onment authorized for that offense shall be increased by

1 5 years in addition to any penalty otherwise provided in
2 this chapter.

3 “(b) OFFENSES INVOLVING MINORS UNDER 12.—If
4 the conduct that violates this chapter involves a victim or
5 intended victim who has not attained the age of 12 years,
6 or who the defendant believes has not attained the age
7 of 12 years, the maximum term of imprisonment author-
8 ized for that offense shall be twice that otherwise provided
9 in this chapter.

10 **“§ 2757. Offenses resulting in death or serious bodily**
11 **injury**

12 “(a) OFFENSES RESULTING IN DEATH.—A person
13 who commits a violation of this chapter that results in the
14 death of any person, shall be fined under this title or im-
15 prisoned for any number of years or for life, or both.

16 “(b) OFFENSES RESULTING IN SERIOUS BODILY IN-
17 JURY.—A person who commits a violation of this chapter
18 that results in serious bodily injury to any person, shall
19 be fined under this title or imprisoned not more than 20
20 years, or both.

21 **“§ 2758. Attempt**

22 “(a) IN GENERAL.—An attempt to violate section
23 2751(a), 2752(a), 2753(a), 2754(a), or 2755(a) shall be
24 punishable in the same manner as a completed violation
25 of that section.

1 “(b) LIMITATION.—For the purposes of sections
 2 2751, 2752, 2753, 2754, and 2755, conduct consisting ex-
 3 clusively of a violation of 2751(b), 2752(b), 2753(c),
 4 2754(b), and 2755(b) shall not constitute an attempted
 5 violation of 2751(a), 2752(a), 2753(a), 2754(a), and
 6 2755(a).

7 **“§ 2759. Repeat offenders**

8 “(a) MAXIMUM TERM OF IMPRISONMENT.—The
 9 maximum term of imprisonment authorized for a violation
 10 of section 2751(a), 2752(a), or 2753(a)(1) after a prior
 11 sex offense conviction shall be twice the term of imprison-
 12 ment otherwise provided by this chapter, unless section
 13 3559(e) applies.

14 “(b) DEFINITIONS.—In this section—

15 “(1) the term ‘prior sex offense conviction’
 16 means a conviction for an offense—

17 “(A) under chapter 109A, chapter 110,
 18 chapter 117 or section 1591, 2751(a), 2752(a),
 19 2753(a)(1); or

20 “(B) under State law or the Uniform Code
 21 of Military Justice involving an offense de-
 22 scribed in subparagraph (A) or would be such
 23 an offense if committed under circumstances
 24 supporting federal jurisdiction; and

1 “(2) the term ‘State’ means a State of the
2 United States, the District of Columbia, and any
3 commonwealth, territory, or possession of the United
4 States.

5 **“§ 2760. Forfeitures**

6 “(a) IN GENERAL.—The court, in imposing sentence
7 on any person convicted of a violation of this chapter, shall
8 order, in addition to any other sentence imposed and irre-
9 spective of any provision of State law, that such person
10 shall forfeit to the United States—

11 “(1) such person’s interest in any property, real
12 or personal, that was used or intended to be used to
13 commit or to facilitate the commission of such viola-
14 tion; and

15 “(2) any property, real or personal, constituting
16 or derived from any proceeds that such person ob-
17 tained, directly or indirectly, as a result of such vio-
18 lation.

19 “(b) PROPERTY SUBJECT TO FORFEITURE.—

20 “(1) IN GENERAL.—The following shall be sub-
21 ject to forfeiture to the United States and no prop-
22 erty right shall exist in them:

23 “(A) any property, real or personal, used
24 or intended to be used to commit or to facilitate
25 the commission of any violation of this chapter;

1 “(B) any property, real or personal, that
2 constitutes or is derived from proceeds traceable
3 to any violation of this chapter; and

4 “(C) any visual depiction that was pro-
5 duced, used, or intended for use in violation of
6 this chapter.

7 “(2) APPLICABILITY OF CHAPTER 46.—The pro-
8 visions of chapter 46 of this title relating to civil for-
9 feitures shall apply to any seizure or civil forfeiture
10 under this subsection.

11 “(c) TRANSFER OF FORFEITED ASSETS.—

12 “(1) IN GENERAL.—The Attorney General is
13 authorized to transfer assets forfeited pursuant to
14 this section, or the proceeds derived from the sale
15 thereof, to satisfy victim restitution orders arising
16 from violations of this chapter.

17 “(2) USE OF NON-FORFEITED ASSETS.—Trans-
18 fers pursuant to paragraph (1) shall not reduce or
19 otherwise mitigate the obligation of a person con-
20 victed of a violation of this chapter to satisfy the full
21 amount of a restitution order through the use of
22 non-forfeited assets or to reimburse the Attorney
23 General for the value of assets or proceeds trans-
24 ferred under this subsection through the use of non-
25 forfeited assets.

1 **“§ 2761. Mandatory restitution**

2 “(a) IN GENERAL.—Notwithstanding section 3663 or
3 3663A, and in addition to any other civil or criminal pen-
4 alty authorized by law, the court shall order restitution
5 for any offense under this chapter.

6 “(b) SCOPE AND NATURE OF ORDER.—

7 “(1) DIRECTIONS.—The order of restitution
8 under this section shall direct the defendant to pay
9 to the victim (through the appropriate court mecha-
10 nism) the full amount of the victim’s losses as deter-
11 mined by the court pursuant to paragraph (2).

12 “(2) ENFORCEMENT.—An order of restitution
13 under this section shall be issued and enforced in ac-
14 cordance with section 3664 in the same manner as
15 an order under section 3663A.

16 “(3) DEFINITION.—For purposes of this sub-
17 section, the term ‘full amount of the victim’s losses’
18 includes any costs incurred by the victim for—

19 “(A) medical services relating to physical,
20 psychiatric, or psychological care;

21 “(B) physical and occupational therapy or
22 rehabilitation;

23 “(C) necessary transportation, temporary
24 housing, and child care expenses;

25 “(D) lost income;

1 “(E) attorneys’ fees, plus any costs in-
2 curred in obtaining a civil protection order; and

3 “(F) any other losses suffered by the vic-
4 tim as a proximate result of the offense.

5 “(4) ORDER MANDATORY.—

6 “(A) The issuance of a restitution order
7 under this section is mandatory.

8 “(B) A court may not decline to issue an
9 order under this section because of—

10 “(i) the economic circumstances of the
11 defendant; or

12 “(ii) the fact that a victim has, or is
13 entitled to, receive compensation for his or
14 her injuries from the proceeds of insurance
15 or any other source.

16 “(c) TRANSFER OF CRIME VICTIM’S RIGHTS.—In the
17 case of a victim who is under 18 years of age, incompetent,
18 incapacitated, or deceased, the legal guardian of the victim
19 or representative of the victim’s estate, another family
20 member, or any other person appointed as suitable by the
21 court, may assume the crime victim’s rights under this
22 chapter, but in no event shall the defendant be named as
23 such representative or guardian.

1 **“§ 2762. Civil action**

2 “(a) IN GENERAL.—An individual who is a victim of
3 an offense under this chapter may bring a civil action
4 against the perpetrator (or whoever knowingly benefits, fi-
5 nancially or by receiving anything of value from participa-
6 tion in a venture which that person knew or should have
7 known has engaged in an act in violation of this chapter)
8 in an appropriate district court of the United States and
9 may recover damages and any other appropriate relief, in-
10 cluding reasonable attorney’s fees.

11 “(b) JOINT AND SEVERAL LIABILITY.—An individual
12 who is found liable under this section shall be jointly and
13 severally liable with each other person, if any, who is found
14 liable under this section for damages arising from the
15 same violation of this chapter.

16 “(c) STAY PENDING CRIMINAL ACTION.—

17 “(1) Any civil action filed under this section
18 shall be stayed during the pendency of any criminal
19 action arising out of the same occurrence in which
20 the claimant is the victim.

21 “(2) In this subsection, the term ‘criminal ac-
22 tion’ includes an investigation and prosecution that
23 is pending, until final adjudication in the trial court.

24 “(d) STATUTE OF LIMITATIONS.—No action may be
25 maintained under this section unless it is commenced not
26 later than the later of—

1 “(1) 10 years after the cause of action arose;

2 or

3 “(2) 10 years after the victim reaches 18 years

4 of age, if the victim was a minor at the time of the

5 alleged offense.

6 **“§ 2763. Definitions**

7 “In this chapter:

8 “(1) SEXUAL ACT.—The term ‘sexual act’

9 means—

10 “(A) any genital to genital, oral to genital,

11 anal to genital, or oral to anal contact, not

12 through the clothing;

13 “(B) the penetration, however slight, of the

14 anal or genital opening of any person by a hand

15 or finger or by any object; or

16 “(C) the intentional touching, not through

17 the clothing, of the genitalia of or by any per-

18 son.

19 “(2) COERCION.—The term ‘coercion’ means—

20 “(A) threats of serious harm to or physical

21 restraint against any person;

22 “(B) any scheme, plan, or pattern intended

23 to cause a person to believe that failure to per-

24 form an act would result in serious harm to or

25 physical restraint against any person; or

1 “(C) the abuse or threatened abuse of law
2 or the legal process.

3 “(3) SEXUAL CONTACT.—The term ‘sexual con-
4 tact’ means the intentional touching, either directly
5 or through the clothing, of the genitalia, anus, groin,
6 breast, inner thigh, or buttocks of any person, or the
7 intentional transmission or transfer of male or fe-
8 male ejaculate onto any part of another person’s
9 body.

10 “(4) PRODUCE.—The term ‘produce’ means to
11 create, make, manufacture, photograph, film, video-
12 tape, record, or transmit live a visual depiction.

13 “(5) SEXUALLY INTIMATE VISUAL DEPIC-
14 TION.—The term ‘sexually intimate visual depiction’
15 means any photograph, film, video, or other record-
16 ing or live transmission of a person, whether pro-
17 duced by electronic, mechanical, or other means (in-
18 cluding depictions stored on undeveloped film and
19 videotape, data stored on computer disk or by any
20 electronic means that is capable of conversion into a
21 visual image, and data that is capable of conversion
22 into a visual image that has been transmitted by any
23 means, whether or not stored in a permanent for-
24 mat), that depicts—

1 “(A) the naked exhibition of the anus, the
2 post-pubescent female nipple, the genitals, or
3 the pubic area of any person;

4 “(B) any actual or simulated sexual con-
5 tact or sexual act;

6 “(C) bestiality; or

7 “(D) sadistic or masochistic conduct.

8 “(6) VICTIM.—The term ‘victim’ means the in-
9 dividual harmed as a result of a commission of a
10 crime under this chapter.

11 “(7) MINOR.—The term ‘minor’ means any per-
12 son who has not attained the age of 18 years.

13 “(8) PUBLISH.—The term ‘publish’ means to
14 circulate, deliver, distribute, disseminate, transmit,
15 or otherwise make available to another person, and
16 includes the hosting or display on the internet by an
17 information content provider.

18 “(9) IMMEDIATE FAMILY MEMBER.—The term
19 ‘immediate family member’ means the addressee’s—

20 “(A) spouse, parent, legal guardian, grand-
21 parent, sibling, child, grandchild, or person for
22 whom the addressee serves as legal guardian; or

23 “(B) any other person living in the ad-
24 dressee’s household and related to the addressee
25 by blood or marriage.

1 “(10) INTIMATE PARTNER.—The term ‘intimate
2 partner’ means a person who is or has been in a so-
3 cial relationship of a romantic or intimate nature
4 with the addressee, as determined by the length of
5 the relationship, the type of relationship, and the
6 frequency of interaction between the persons in-
7 volved in the relationship.

8 “(11) COMPUTER-GENERATED SEXUALLY INTI-
9 MATE VISUAL DEPICTION.—The term ‘computer-gen-
10 erated sexually intimate visual depiction’ means a
11 depiction that has been created, adapted, or modi-
12 fied through the use of any computer technology to
13 appear to be a sexually intimate visual depiction.

14 “(12) INDISTINGUISHABLE.—The term ‘indis-
15 tinguishable’, means virtually indistinguishable, in
16 that the computer-generated sexually intimate visual
17 depiction is such that an ordinary person viewing
18 the computer-generated depiction would conclude
19 that it is an actual depiction of the addressee or of
20 an immediate family member or intimate partner of
21 the addressee. This definition does not apply to de-
22 pictions that are drawings, cartoons, sculptures, or
23 paintings depicting any person.

24 “(13) ACTUAL DEPICTION.—The term ‘actual
25 depiction’ means a depiction that has not been fab-

1 ricated or materially altered to change the appear-
 2 ance or physical characteristics of the persons, ob-
 3 jects, or activities depicted.

4 “(14) SERIOUS BODILY INJURY.—The term ‘se-
 5 rious bodily injury’ means bodily injury that involves
 6 a substantial risk of death, unconsciousness, extreme
 7 physical pain, protracted and obvious disfigurement,
 8 or protracted loss or impairment of the function of
 9 a bodily member, organ, or mental faculty.”.

10 (b) CLERICAL AMENDMENT.—The table of chapters
 11 at the beginning of part 1 of title 18, United States Code,
 12 is amended adding at the end the following new item:

**“CHAPTER 124—COERCION OF SEXUAL ACTS, SEXUAL CONTACT, OR
 SEXUALLY INTIMATE VISUAL DEPICTIONS”.**

13 (c) DIRECTIVE TO UNITED STATES SENTENCING
 14 COMMISSION.—

15 (1) IN GENERAL.—Pursuant to its authority
 16 under section 994(p) of title 28, United States Code,
 17 and in accordance with this section, the United
 18 States Sentencing Commission shall review and
 19 amend its guidelines and its policy statements appli-
 20 cable to persons convicted of an offense defined in
 21 chapter 124 added to title 18, United States Code,
 22 by this title, to ensure that the guidelines and policy
 23 statements are consistent with those amendments
 24 and reflect the intent of Congress that the guidelines

1 reflect the seriousness and great harm caused by
2 those offenses.

3 (2) CONSIDERATIONS.—In carrying out this
4 section, the United States Sentencing Commission
5 shall consider—

6 (A) the mandate of the United States Sen-
7 tencing Commission, pursuant to its authority
8 under section 994(p) of title 28, United States
9 Code, to promulgate guidelines that meet the
10 purposes of sentencing as set forth in section
11 3553(a)(2) of title 18, and in particular to en-
12 sure that sentencing courts properly consider
13 the seriousness of the offense, to promote re-
14 spect for the law, to provide just punishment
15 for the offense, to afford adequate deterrence to
16 criminal conduct, and to protect the public from
17 further crimes of the defendant; and

18 (B) the intent of Congress that the pen-
19 alties for defendants convicted of an offense
20 under that chapter are appropriately severe and
21 account for the nature of the visual depiction,
22 the acts engaged in, and the potential harm re-
23 sulting from the offense; the number and age of
24 the victims involved; and the degree to which
25 the victims have been harmed.

1 **SEC. 102. AMENDMENTS TO EXISTING STATUTORY OF-**
2 **FENSES.**

3 (a) Section 843(b)(2)(C) of title 10, United States
4 Code (Art. 43(b)(2)(C) of the Uniform Code of Military
5 Justice), is amended by inserting “, 2751(a), 2752(a), or
6 2753(a)(1)” after “section 1591”.

7 (b) Section 1001(a) of title 18, United States Code,
8 is amended by inserting “2751(a), 2752(a), or
9 2753(a)(1),” after “section 1591,”.

10 (c) Section 2251(e) of title 18, United States Code,
11 is amended by inserting “section 2751(a), section 2752(a),
12 section 2753(a)(1),” after “section 1591,”.

13 (d) Section 2252(b) of title 18, United States Code,
14 is amended—

15 (1) in subsection (1) by inserting “section
16 2751(a), section 2752(a), section 2753(a)(1),” after
17 “section 1591,”; and

18 (2) in subsection (2) by inserting “section
19 2751(a), section 2752(a), section 2753(a)(1),” after
20 “under this chapter,”.

21 (e) Section 2252A(b) of title 18, United States Code,
22 is amended—

23 (1) in subsection (1) by inserting “section
24 2751(a), section 2752(a), section 2753(a)(1),” after
25 “section 1591,”; and

1 (2) in subsection (2) by inserting “section
2 2751(a), section 2752(a), section 2753(a)(1),” after
3 “under this chapter,”.

4 (f) Section 2252A(g) of title 18, United States Code,
5 is amended by inserting “or section 2751(a), 2752(a), or
6 2753(a)(1) (involving a minor victim),” after “117 (involv-
7 ing a minor victim),”.

8 (g) Section 2255(a) of title 18, United States Code,
9 is amended—

10 (1) by striking “or” after “2422,”; and

11 (2) by inserting “, 2751(a), 2752(a), or
12 2753(a)(1)” after “2423”.

13 (h) Section 2260A of title 18, United States Code,
14 is amended—

15 (1) by striking “or” after “2423,”; and

16 (2) by inserting “2751(a), 2752(a), or
17 2753(a)(1),” after “2425,”.

18 (i) Section 2426(b)(1)(A) of title 18, United States
19 Code, is amended—

20 (1) by striking “or” after “chapter 110,”; and

21 (2) by inserting “, section 2751(a), section
22 2752(a), or section 2753(a)(1)” after “section
23 1591”.

24 (j) Section 2516(1)(c) of title 18, United States Code,
25 is amended by inserting “sections 2751, 2752, 2753,

1 2754, and 2755 (relating to coercion of sexual acts and
2 related crimes),” after “2425 (relating to transportation
3 for illegal sexual activity and related crimes),”.

4 (k) Section 3014(a) of title 18, United States Code,
5 is amended—

6 (1) by redesignating subsection (5) as sub-
7 section (6);

8 (2) in subsection (4), by striking “or” at the
9 end; and

10 (3) by inserting after subsection (4) the fol-
11 lowing:

12 “(5) section 2751(a), 2752(a), or 2753(a) (re-
13 lating to coercion of sexual acts and related crimes);
14 or”.

15 (l) Section 3142 of title 18, United States Code, is
16 amended—

17 (1) in subsection (c)—

18 (A) by striking “or” after “2423,”; and

19 (B) by inserting “, 2751(a), 2752(a), or
20 2753(a)(1)” after “2425”; and

21 (2) in subsection (e)(3)(E)—

22 (A) by striking “or” after “2423,”; and

23 (B) by inserting “, 2751(a), 2752(a), or
24 2753(a)(1)” after “2425”.

1 (m) Section 3156(a)(4)(C) of title 18, United States
2 Code, is amended by inserting “section 2751(a), 2752(a),
3 2753(a)(1), or” after “any felony under”.

4 (n) Section 3282(b) of title 18, United States Code,
5 is amended—

6 (1) in paragraph (1), by inserting “, section
7 2751(a), or section 2753(a)(1)” after “chapter
8 109A”; and

9 (2) in paragraph (2), by inserting “, section
10 2751(a), or section 2753(a)(1)” after “chapter
11 109A”.

12 (o) Section 3299 of title 18, United States Code, is
13 amended by inserting “, 2751(a), 2752(a), or 2753(a)(1)”
14 after “section 1591”.

15 (p) Section 3553(b)(2)(A) of title 18, United States
16 Code, is amended by inserting “2751(a), 2752(a), or
17 2753(a),” after “section 1591,”.

18 (q) Section 3559(c)(2)(F)(i) of title 18, United
19 States Code, is amended by inserting “coerced sexual act
20 (as described in sections 2751(a) and 2753(a)(1));” after
21 “sexual abuse (as described in sections 2241 and 2242)”.

22 (r) Section 3559(e)(2)(A) of title 18, United States
23 Code, is amended—

1 (1) by striking “or” after “2422(b) (relating to
2 coercion and enticement of a minor into prostitu-
3 tion),”; and

4 (2) by inserting “, or 2751(a) and 2753(a)(1)
5 (relating to coercion of sexual acts);” after “2423(a)
6 (relating to transportation of minors)”.

7 (s) Section 3583(k) of title 18, United States Code,
8 is amended—

9 (1) by striking “or” after “2423,”;

10 (2) by inserting “, 2751(a), 2752(a), or
11 2753(a)(1)” after “2425”;

12 (3) by striking “or” after “section 1201,” the
13 second place it occurs; and

14 (4) by inserting “2751(a), 2752(a), or
15 2753(a)(1),” after “1591,” the second place it oc-
16 curs.

17 (t) Section 2(1) of the PROTECT Our Children Act
18 of 2008 (42 U.S.C. 17601(1)) is amended—

19 (1) by striking “and” after “chapter 110,”; and

20 (2) by inserting “, and chapter 124” after
21 “chapter 117”.

TITLE II—INTERSTATE SWATTING HOAX

SEC. 201. FALSE COMMUNICATIONS TO CAUSE AN EMER- GENCY RESPONSE.

(a) IN GENERAL.—Chapter 47 of title 18, United States Code, is amended by adding at the end the following new section:

“§ 1041. False communications to cause an emergency response

“(a) CRIMINAL VIOLATION.—Whoever, in the absence of circumstances reasonably requiring an emergency response, uses the mail or any facility or means of interstate or foreign commerce to knowingly transmit false or misleading information that would reasonably be expected to cause an emergency response, shall—

“(1) if an emergency response results, be fined under this title or imprisoned not more than 5 years, or both;

“(2) if serious bodily injury (as defined in section 1365) results, be fined under this title or imprisoned not more than 20 years, or both;

“(3) if death results, be fined under this title or imprisoned for any number of years or for life, or both; and

1 “(4) in any other case, be fined under this title
2 or imprisoned not more than 1 year, or both.

3 “(b) CIVIL ACTION.—

4 “(1) IN GENERAL.—Any party incurring dam-
5 ages incident to an offense under this section may
6 bring a civil action against the perpetrator in an ap-
7 propriate district court of the United States and
8 may recover damages and any other appropriate re-
9 lief, including reasonable attorney’s fees.

10 “(2) JOINT AND SEVERAL LIABILITY.—An indi-
11 vidual who is found liable under this subsection shall
12 be jointly and severally liable with each other person,
13 if any, who is found liable under this subsection for
14 damages arising from the same violation of this sec-
15 tion.

16 “(3) STAY PENDING CRIMINAL ACTION.—

17 “(A) Any civil action filed under this sub-
18 section shall be stayed during the pendency of
19 any criminal action arising out of the same oc-
20 currence in which the claimant is the victim.

21 “(B) In this subsection, the term ‘criminal
22 action’ includes an investigation and prosecu-
23 tion that is pending, until final adjudication in
24 the trial court.

25 “(c) REIMBURSEMENT.—

1 “(1) IN GENERAL.—The court, in imposing a
2 sentence on a defendant convicted of an offense
3 under subsection (a), shall order the defendant to
4 reimburse any party, any State or local government,
5 or any private not-for-profit organization that pro-
6 vides fire or rescue service incurring expenses inci-
7 dent to any emergency response necessitated by such
8 offense.

9 “(2) LIABILITY.—A person ordered to make re-
10 imbursement under this subsection shall be jointly
11 and severally liable for such expenses with each
12 other person, if any, who is ordered to make reim-
13 bursement under this subsection for the same ex-
14 penses.

15 “(3) CIVIL JUDGMENT.—An order of reim-
16 bursement under this subsection shall, for the pur-
17 poses of enforcement, be treated as a civil judgment.

18 “(d) DEFINITIONS.—In this section:

19 “(1) EMERGENCY RESPONSE.—The term ‘emer-
20 gency response’ means any deployment of personnel
21 or equipment, order or advice to evacuate, or
22 issuance of a warning to the public or a threatened
23 person, organization, or establishment, by an agency
24 of the United States or a State charged with public
25 safety functions, including any agency charged with

1 detecting, preventing, or investigating crimes or with
 2 fire or rescue functions, or by a private not-for-profit
 3 organization that provides fire or rescue service.

4 “(2) STATE.—The term ‘State’ means each of
 5 the several States, the District of Columbia, each
 6 commonwealth, territory, or possession of the United
 7 States, and each federally recognized Indian tribe.”.

8 (b) TECHNICAL AMENDMENT.—The table of sections
 9 for chapter 47 of title 18, United States Code, is amended
 10 by adding at the end the following new item:

“1041. False communications to cause an emergency response.”.

11 **TITLE III—INTERSTATE** 12 **DOXXING PREVENTION**

13 **SEC. 301. DISCLOSURE OF PERSONAL INFORMATION WITH** 14 **THE INTENT TO CAUSE HARM.**

15 (a) IN GENERAL.—Chapter 41 of title 18, United
 16 States Code, is amended by adding at the end the fol-
 17 lowing:

18 **“§ 881. Publication of personally identifiable informa-** 19 **tion with the intent to cause harm**

20 “(a) CRIMINAL VIOLATION.—Whoever uses the mail
 21 or any facility or means of interstate or foreign commerce,
 22 to knowingly publish a person’s personally identifiable in-
 23 formation—

24 “(1) with the intent to threaten, intimidate, or
 25 harass any person, incite or facilitate the commis-

1 sion of a crime of violence against any person, or
2 place any person in reasonable fear of death or seri-
3 ous bodily injury; or

4 “(2) with the intent that the information will be
5 used to threaten, intimidate, or harass any person,
6 incite or facilitate the commission of a crime of vio-
7 lence against any person, or place any person in rea-
8 sonable fear of death or serious bodily injury,
9 shall be fined under this title or imprisoned not more than
10 5 years, or both.

11 “(b) CIVIL ACTION.—

12 “(1) IN GENERAL.—An individual who is a vic-
13 tim of an offense under this section may bring a civil
14 action against the perpetrator in an appropriate dis-
15 trict court of the United States and may recover
16 damages and any other appropriate relief, including
17 reasonable attorney’s fees.

18 “(2) JOINT AND SEVERAL LIABILITY.—An indi-
19 vidual who is found liable under this subsection shall
20 be jointly and severally liable with each other person,
21 if any, who is found liable under this subsection for
22 damages arising from the same violation of this sec-
23 tion.

24 “(3) STAY PENDING CRIMINAL ACTION.—

1 “(A) Any civil action filed under this sub-
2 section shall be stayed during the pendency of
3 any criminal action arising out of the same oc-
4 currence in which the claimant is the victim.

5 “(B) In this subsection, the term ‘criminal
6 action’ includes an investigation and prosecu-
7 tion that is pending, until final adjudication in
8 the trial court.

9 “(c) DEFINITIONS.—In this section:

10 “(1) PUBLISH.—The term ‘publish’ means to
11 circulate, deliver, distribute, disseminate, transmit,
12 or otherwise make available to another person.

13 “(2) CRIME OF VIOLENCE.—The term ‘crime of
14 violence’ has the meaning given the term in section
15 16.

16 “(3) PERSONALLY IDENTIFIABLE INFORMA-
17 TION.—The term ‘personally identifiable informa-
18 tion’ means—

19 “(A) any information that can be used to
20 distinguish or trace an individual’s identity,
21 such as name, prior legal name, alias, mother’s
22 maiden name, social security number, date or
23 place of birth, address, phone number, or bio-
24 metric data;

1 “(B) any information that is linked or
2 linkable to an individual, such as medical, fi-
3 nancial, education, consumer, or employment
4 information, data, or records; or

5 “(C) any other sensitive private informa-
6 tion that is linked or linkable to a specific iden-
7 tifiable individual, such as gender identity, sex-
8 ual orientation, or any sexually intimate visual
9 depiction.

10 “(4) SEXUALLY INTIMATE VISUAL DEPIC-
11 TION.—The term ‘sexually intimate visual depiction’
12 means any photograph, film, video, or other record-
13 ing or live transmission of a person, whether pro-
14 duced by electronic, mechanical, or other means (in-
15 cluding depictions stored on undeveloped film and
16 videotape, data stored on computer disk or by any
17 electronic means that is capable of conversion into a
18 visual image, and data that is capable of conversion
19 into a visual image that has been transmitted by any
20 means, whether or not stored in a permanent for-
21 mat), that depicts—

22 “(A) the naked exhibition of the anus, the
23 post-pubescent female nipple, the genitals, or
24 the pubic area of any person;

1 “(B) any actual or simulated sexual con-
 2 tact or sexual act (as defined in section 2763);

3 “(C) bestiality; or

4 “(D) sadistic or masochistic conduct.

5 “(d) ATTEMPT.—An attempt to violate this section
 6 shall be punishable in the same manner as a completed
 7 violation of this section.

8 “(e) ACTIVITIES OF LAW ENFORCEMENT.—This sec-
 9 tion does not prohibit any lawfully authorized investiga-
 10 tive, protective, or intelligence activity of a law enforce-
 11 ment agency of the United States, a State, or political sub-
 12 division of a State, or of an intelligence agency of the
 13 United States.”.

14 (b) CLERICAL AMENDMENT.—The table of sections
 15 at the beginning of chapter 41 title 18, United States
 16 Code, is amended by adding at the end the following new
 17 item:

“881. Publication of personally identifiable information with the intent to cause
 harm.”.

18 **TITLE IV—CYBERCRIME** 19 **STATISTICS**

20 **SEC. 401. NATIONAL STRATEGY, CLASSIFICATION, AND RE-** 21 **PORTING ON CYBERCRIME.**

22 (a) NATIONAL STRATEGY.—The Attorney General
 23 shall develop a national strategy to reduce the incidence
 24 of cybercrimes against individuals, coordinate investiga-

1 tions of cybercrimes against individuals by Federal law en-
2 forcement agencies, and increase the number of Federal
3 prosecutions of cybercrimes against individuals.

4 (b) CLASSIFICATION OF CYBERCRIMES AGAINST IN-
5 DIVIDUALS FOR PURPOSES OF CRIME REPORTS.—Pursu-
6 ant to authority under section 534 of title 28, United
7 States Code, the Director of the Federal Bureau of Inves-
8 tigation shall—

9 (1) design and create within the Uniform Crime
10 Reports a category for offenses that constitute
11 cybercrimes against individuals;

12 (2) to the extent feasible, within the category
13 established pursuant to paragraph (1), establish sub-
14 categories for each type of cybercrime against an in-
15 dividual which is an offense under Federal or State
16 law;

17 (3) classify the category established pursuant to
18 paragraph (1) as a Part 1 crime in the Uniform
19 Crime Reports; and

20 (4) classify each type of cybercrime against an
21 individual which is an offense under Federal or
22 State law as a Group A offense for the purpose of
23 the National Incident-Based Reporting System.

24 (c) ANNUAL SUMMARY.—The Attorney General shall
25 publish an annual summary of the information reported

1 in the Uniform Crime Reports and the National Incident-
2 Based Reporting System relating to cybercrimes against
3 individuals.

4 (d) DEFINITIONS.—In this section:

5 (1) The term “cybercrimes against individuals”
6 means Federal, State, or local criminal offenses that
7 involve the use of a computer to cause personal
8 harm to an individual, such as the use of a computer
9 to harass, threaten, stalk, extort, coerce, cause fear,
10 intimidate, without consent distribute intimate im-
11 ages of, or violate the privacy of, an individual, ex-
12 cept that—

13 (A) use of a computer need not be an ele-
14 ment of such an offense; and

15 (B) such term does not include the use of
16 a computer to cause harm to a commercial enti-
17 ty, government agency, or any non-natural per-
18 sons.

19 (2) The term “computer” includes a computer
20 network and any interactive electronic device.

1 **TITLE V—PRIORITIZING ONLINE**
2 **THREAT ENFORCEMENT**

3 **SEC. 501. IMPROVED INVESTIGATIVE AND FORENSIC RE-**
4 **SOURCES FOR ENFORCEMENT OF LAWS RE-**
5 **LATED TO CYBERCRIMES AGAINST INDIVID-**
6 **UALS.**

7 (a) IN GENERAL.—Subject to the availability of ap-
8 propriations to carry out this subsection, the Attorney
9 General, in consultation with the Director of the Federal
10 Bureau of Investigation, shall, with respect to cybercrimes
11 against individuals—

12 (1) ensure that there are at least 10 additional
13 operational agents of the Federal Bureau of Inves-
14 tigation designated to support the Criminal Division
15 of the Department of Justice in the investigation
16 and coordination of cybercrimes against individuals;

17 (2) ensure that each office of a United States
18 Attorney designates at least 1 Assistant United
19 States Attorney as responsible for investigating and
20 prosecuting cybercrimes against individuals; and

21 (3) ensure the implementation of a regular and
22 comprehensive training program—

23 (A) the purpose of which is to train agents
24 of the Federal Bureau of Investigation in the
25 investigation and prosecution of such crimes

1 and the enforcement of laws related to
2 cybercrimes against individuals; and

3 (B) that includes relevant forensic training
4 related to investigating and prosecuting
5 cybercrimes against individuals.

6 (b) ADDITIONAL FUNDING FOR RESOURCES.—

7 (1) AUTHORIZATION.—In addition to amounts
8 otherwise authorized for resources to investigate and
9 prosecute criminal activity, there are authorized to
10 be appropriated to carry out this section \$4,000,000
11 for each of fiscal years 2018 through 2022.

12 (2) AVAILABILITY.—Any amounts appropriated
13 under paragraph (1) shall remain available until ex-
14 pended.

15 (3) USE OF ADDITIONAL FUNDING.—Funds
16 made available under this subsection shall be used
17 by the Director of the Federal Bureau of Investiga-
18 tion and the Attorney General, for the Federal Bu-
19 reau of Investigation and the Criminal Division of
20 the Department of Justice, respectively, to—

21 (A) hire and train law enforcement officers
22 to—

23 (i) investigate cybercrimes against
24 person; and

1 (ii) assist in the prosecution of such
2 crimes; and

3 (B) enable relevant units of the Depart-
4 ment of Justice, including units responsible for
5 investigating cybercrimes against individuals, to
6 procure advanced tools of forensic science and
7 expert computer forensic assistance, including
8 from nongovernmental entities, to investigate,
9 prosecute, and study such crimes.

10 **SEC. 502. ANNUAL REPORTS.**

11 (a) REPORT OF THE ATTORNEY GENERAL.—Not
12 later than 1 year after the date of the enactment of this
13 Act, and annually thereafter, the Attorney General shall
14 submit a report to Congress on actions taken to carry out
15 this title. The initial report required under this subsection
16 shall be submitted by May 1, 2018. All subsequent annual
17 reports shall be submitted by May 1st of each fiscal year
18 thereafter. The report required under this subsection may
19 be submitted as part of the annual performance report of
20 the Department of Justice, and shall include, with respect
21 to the authorizations under section 501, the following:

22 (1) The number of law enforcement officers
23 hired and trained.

1 (2) The number and type of investigations and
2 prosecutions resulting from law enforcement officers
3 designated to cybercrimes against individuals.

4 (3) The advanced tools of forensic science pro-
5 cured to investigate, prosecute, and study
6 cybercrimes against individuals.

7 **SEC. 503. DEFINITION OF CYBERCRIMES AGAINST INDIVID-**
8 **UALS.**

9 The term “cybercrimes against individuals” means
10 Federal, State, or local criminal offenses that involve the
11 use of a computer to cause personal harm to an individual,
12 such as the use of a computer to harass, threaten, stalk,
13 extort, coerce, cause fear, intimidate, without consent dis-
14 tribute intimate images of, or violate the privacy of, an
15 individual, except that—

16 (1) use of a computer need not be an element
17 of such an offense; and

18 (2) such term does not include the use of a
19 computer to cause harm to a commercial entity, gov-
20 ernment agency, or any non-natural persons.

1 **TITLE VI—CYBERCRIME EN-**
2 **FORCEMENT TRAINING AS-**
3 **SISTANCE**

4 **SEC. 601. LOCAL LAW ENFORCEMENT GRANTS.**

5 (a) IN GENERAL.—Subject to the availability of ap-
6 propriations, the Attorney General shall award grants
7 under this section to States and units of local government
8 for the prevention, enforcement, and prosecution of
9 cybercrimes against individuals.

10 (b) APPLICATION.—

11 (1) IN GENERAL.—To request a grant under
12 this section, the chief executive officer of a State or
13 unit of local government shall submit an application
14 to the Attorney General within 90 days after the
15 date on which funds to carry out this section are ap-
16 propriated for a fiscal year, in such form as the At-
17 torney General may require. Such application shall
18 include the following:

19 (A) A certification that Federal funds
20 made available under this section will not be
21 used to supplant State or local funds, but will
22 be used to increase the amounts of such funds
23 that would, in the absence of Federal funds, be
24 made available for law enforcement activities.

1 (B) An assurance that, not fewer than 30
2 days before the application (or any amendment
3 to the application) was submitted to the Attor-
4 ney General, the application (or amendment)
5 was submitted for review to the governing body
6 of the State or unit of local government (or to
7 an organization designated by that governing
8 body).

9 (C) An assurance that, before the applica-
10 tion (or any amendment to the application) was
11 submitted to the Attorney General—

12 (i) the application (or amendment)
13 was made public; and

14 (ii) an opportunity to comment on the
15 application (or amendment) was provided
16 to citizens and to neighborhood or commu-
17 nity-based organizations, to the extent ap-
18 plicable law or established procedure
19 makes such an opportunity available.

20 (D) An assurance that, for each fiscal year
21 covered by an application, the applicant shall
22 maintain and report such data, records, and in-
23 formation (programmatic and financial) as the
24 Attorney General may reasonably require.

1 (E) A certification, made in a form accept-
2 able to the Attorney General and executed by
3 the chief executive officer of the applicant (or
4 by another officer of the applicant, if qualified
5 under regulations promulgated by the Attorney
6 General), that—

7 (i) the programs to be funded by the
8 grant meet all the requirements of this sec-
9 tion;

10 (ii) all the information contained in
11 the application is correct;

12 (iii) there has been appropriate co-
13 ordination with affected agencies; and

14 (iv) the applicant will comply with all
15 provisions of this section and all other ap-
16 plicable Federal laws.

17 (F) A certification that the State or in the
18 case of a unit of local government, the State in
19 which the unit of local government is located,
20 has in effect criminal laws which prohibit
21 cybercrimes against individuals.

22 (G) A certification that any equipment de-
23 scribed in subsection (c)(7) purchased using
24 grant funds awarded under this section will be
25 used primarily for investigations and forensic

1 analysis of evidence in matters involving
2 cybercrimes against individuals.

3 (c) USE OF FUNDS.—Grants awarded under this sec-
4 tion may only be used for programs that provide—

5 (1) training for State or local law enforcement
6 personnel relating to cybercrimes against individuals,
7 including—

8 (A) training such personnel to identify and
9 protect victims of cybercrimes against individ-
10 uals;

11 (B) training such personnel to utilize Fed-
12 eral, State, local, and other resources to assist
13 victims of cybercrimes against individuals;

14 (C) training such personnel to identify and
15 investigate cybercrimes against individuals;

16 (D) training such personnel to enforce and
17 utilize the laws that prohibit cybercrimes
18 against individuals;

19 (E) training such personnel to utilize tech-
20 nology to assist in the investigation of
21 cybercrimes against individuals and enforce-
22 ment of laws that prohibit such crimes; and

23 (F) the payment of overtime incurred as a
24 result of such training;

1 (2) training for State or local prosecutors,
2 judges, and judicial personnel, relating to
3 cybercrimes against individuals, including—

4 (A) training such personnel to identify, in-
5 vestigate, prosecute, or adjudicate cybercrimes
6 against individuals;

7 (B) training such personnel to utilize laws
8 that prohibit cybercrimes against individuals;

9 (C) training such personnel to utilize Fed-
10 eral, State, local, and other resources to assist
11 victims of cybercrimes against individuals; and

12 (D) training such personnel to utilize tech-
13 nology to assist in the prosecution or adjudica-
14 tion of acts of cybercrimes against individuals,
15 including the use of technology to protect vic-
16 tims of such crimes;

17 (3) training for State or local emergency dis-
18 patch personnel relating to cybercrimes against indi-
19 viduals, including—

20 (A) training such personnel to identify and
21 protect victims of cybercrimes against individ-
22 uals;

23 (B) training such personnel to utilize Fed-
24 eral, State, local, and other resources to assist
25 victims of cybercrimes against individuals;

1 (C) training such personnel to utilize tech-
2 nology to assist in the identification of and re-
3 sponse to cybercrimes against individuals; and

4 (D) the payment of overtime incurred as a
5 result of such training;

6 (4) assistance to State or local law enforcement
7 agencies in enforcing laws that prohibit cybercrimes
8 against individuals, including expenses incurred in
9 performing enforcement operations, such as overtime
10 payments;

11 (5) assistance to State or local law enforcement
12 agencies in educating the public in order to prevent,
13 deter, and identify violations of laws that prohibit
14 cybercrimes against individuals;

15 (6) assistance to State or local law enforcement
16 agencies to establish task forces that operate solely
17 to conduct investigations, forensic analyses of evi-
18 dence, and prosecutions in matters involving
19 cybercrimes against individuals;

20 (7) assistance to State or local law enforcement
21 and prosecutors in acquiring computers, computer
22 equipment, and other equipment necessary to con-
23 duct investigations and forensic analysis of evidence
24 in matters involving cybercrimes against individuals,
25 including expenses incurred in the training, mainte-

1 nance, or acquisition of technical updates necessary
2 for the use of such equipment for the duration of a
3 reasonable period of use of such equipment;

4 (8) assistance in the facilitation and promotion
5 of sharing, with State and local law enforcement of-
6 ficers and prosecutors, of the expertise and informa-
7 tion of Federal law enforcement agencies about the
8 investigation, analysis, and prosecution of matters
9 involving laws that prohibit cybercrimes against indi-
10 viduals, including the use of multijurisdictional task
11 forces; or

12 (9) assistance to State and local law enforce-
13 ment and prosecutors in processing interstate extra-
14 dition requests for violations of laws involving
15 cybercrimes against individuals, including expenses
16 incurred in the extradition of an offender from one
17 State to another.

18 (d) REPORT TO THE SECRETARY.—On the date that
19 is one year after the date on which a State or unit of local
20 government receives a grant under this section, and annu-
21 ally thereafter, the chief executive of such State or unit
22 of local government shall submit to the Attorney General
23 a report which contains—

1 (1) a summary of the activities carried out dur-
2 ing the previous year with any grant received by
3 such State or unit of local government;

4 (2) an evaluation of the results of such activi-
5 ties; and

6 (3) such other information as the Attorney
7 General may reasonably require.

8 (e) REPORT TO CONGRESS.—Not later than Novem-
9 ber 1 of each even-numbered fiscal year, the Attorney
10 General shall submit to the Committee on the Judiciary
11 of the House of Representatives and the Committee on
12 the Judiciary of the Senate a report that contains a com-
13 pilation of the information contained in the report sub-
14 mitted under subsection (d).

15 (f) AUTHORIZATION OF APPROPRIATIONS.—

16 (1) IN GENERAL.—There are authorized to be
17 appropriated to carry out this section \$20,000,000
18 for each of fiscal years 2018 through 2022.

19 (2) LIMITATION.—Of the amount made avail-
20 able under paragraph (1) in any fiscal year, not
21 more than 5 percent may be used for evaluation,
22 monitoring, technical assistance, salaries, and ad-
23 ministrative expenses.

24 (g) DEFINITIONS.—In this section:

1 (1) The term “cybercrimes against individuals”
2 means the criminal offenses applicable in the rel-
3 evant State or unit of local government that involve
4 the use of a computer to cause personal harm to an
5 individual, such as the use of a computer to harass,
6 threaten, stalk, extort, coerce, cause fear, intimidate,
7 without consent distribute intimate images of, or vio-
8 late the privacy of, an individual, except that—

9 (A) use of a computer need not be an ele-
10 ment of such an offense; and

11 (B) such term does not include the use of
12 a computer to cause harm to a commercial enti-
13 ty, government agency, or any non-natural per-
14 sons.

15 (2) The term “computer” includes a computer
16 network and an interactive electronic device.

17 **SEC. 602. NATIONAL RESOURCE CENTER GRANT.**

18 (a) IN GENERAL.—Subject to the availability of ap-
19 propriations, the Attorney General shall award a grant
20 under this section to an eligible entity for the purpose of
21 the establishment and maintenance of a National Re-
22 source Center on Cybercrimes Against Individuals to pro-
23 vide resource information, training, and technical assist-
24 ance to improve the capacity of individuals, organizations,

1 governmental entities, and communities to prevent, en-
2 force, and prosecute cybercrimes against individuals.

3 (b) APPLICATION.—To request a grant under this
4 section, an eligible entity shall submit an application to
5 the Attorney General not later than 90 days after the date
6 on which funds to carry out this section are appropriated
7 for fiscal year 2018 in such form as the Attorney General
8 may require. Such application shall include the following:

9 (1) An assurance that, for each fiscal year cov-
10 ered by an application, the applicant shall maintain
11 and report such data, records, and information (pro-
12 grammatic and financial) as the Attorney General
13 may reasonably require.

14 (2) A certification, made in a form acceptable
15 to the Attorney General, that—

16 (A) the programs funded by the grant
17 meet all the requirements of this section;

18 (B) all the information contained in the
19 application is correct; and

20 (C) the applicant will comply with all pro-
21 visions of this section and all other applicable
22 Federal laws.

23 (c) USE OF FUNDS.—The eligible entity awarded a
24 grant under this section shall use such amounts for the

1 establishment and maintenance of a National Resource
2 Center on Cybercrimes Against Individuals, which shall—

3 (1) offer a comprehensive array of technical as-
4 sistance and training resources to Federal, State,
5 and local governmental agencies, community-based
6 organizations, and other professionals and interested
7 parties, related to cybercrimes against individuals,
8 including programs and research related to victims;

9 (2) maintain a resource library which shall col-
10 lect, prepare, analyze, and disseminate information
11 and statistics related to—

12 (A) the incidence of cybercrimes against
13 individuals;

14 (B) the enforcement, and prosecution of
15 laws relating to cybercrimes against individuals;
16 and

17 (C) the provision of supportive services and
18 resources for victims of cybercrimes against in-
19 dividuals; and

20 (3) conduct research related to—

21 (A) the causes of cybercrimes against indi-
22 viduals;

23 (B) the effect of cybercrimes against indi-
24 viduals on victims of such crimes; and

1 (C) model solutions to prevent or deter
2 cybercrimes against individuals or to enforce
3 the laws relating to cybercrimes against individ-
4 uals.

5 (d) DURATION OF GRANT.—

6 (1) IN GENERAL.—The grant awarded under
7 this section shall be awarded for a period of 5 years.

8 (2) RENEWAL.—A grant under this section may
9 be renewed for additional 5-year periods if the At-
10 torney General determines that the funds made
11 available to the recipient were used in a manner de-
12 scribed in subsection (c), and if the recipient resub-
13 mits an application described in subsection (b) in
14 such form, and at such time as the Attorney General
15 may reasonably require.

16 (e) SUBGRANTS.—The eligible entity awarded a grant
17 under this section may make subgrants to other nonprofit
18 private organizations with relevant subject matter exper-
19 tise in order to establish and maintain the National Re-
20 source Center on Cybercrimes Against Individuals in ac-
21 cordance with subsection (c).

22 (f) REPORT TO THE SECRETARY.—On the date that
23 is one year after the date on which an eligible entity re-
24 ceives a grant under this section, and annually thereafter

1 for the duration of the grant period, the entity shall sub-
 2 mit to the Attorney General a report which contains—

3 (1) a summary of the activities carried out
 4 under the grant program during the previous year;

5 (2) an evaluation of the results of such activi-
 6 ties; and

7 (3) such other information as the Attorney
 8 General may reasonably require.

9 (g) REPORT TO CONGRESS.—Not later than Novem-
 10 ber 1 of each even-numbered fiscal year, the Attorney
 11 General shall submit to the Committee on the Judiciary
 12 of the House of Representatives and the Committee on
 13 the Judiciary of the Senate a report that contains a com-
 14 pilation of the information contained in the report sub-
 15 mitted under subsection (d).

16 (h) AUTHORIZATION OF APPROPRIATIONS.—There
 17 are authorized to be appropriated to carry out this section
 18 \$4,000,000 for each of fiscal years 2018 through 2022.

19 (i) DEFINITIONS.—In this section:

20 (1) CYBERCRIMES AGAINST INDIVIDUALS.—The
 21 term “cybercrimes against individuals” has the
 22 meaning given such term in section 601(g).

23 (2) ELIGIBLE ENTITY.—The term “eligible enti-
 24 ty” means a nonprofit private organization that fo-
 25 cuses on cybercrimes against individuals and that—

1 (A) provides documentation to the Attor-
2 ney General demonstrating experience working
3 directly on issues of cybercrimes against indi-
4 viduals; and

5 (B) includes on the entity's advisory board
6 representatives who have a documented history
7 of working directly on issues of cybercrimes
8 against individuals and who are geographically
9 and culturally diverse.

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