

119TH CONGRESS
1ST SESSION

H. R. 863

To establish a national human trafficking database at the Office for Victims of Crime of the Department of Justice, and to incentivize certain State agencies to report data to the database.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 31, 2025

Mr. KILEY of California (for himself, Mr. JOHNSON of Georgia, and Ms. HAGEMAN) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To establish a national human trafficking database at the Office for Victims of Crime of the Department of Justice, and to incentivize certain State agencies to report data to the database.

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 “National Human Traf-
5 ficking Database Act”.

1 **SEC. 2. NATIONAL HUMAN TRAFFICKING DATABASE.**

2 Title I of the Omnibus Crime Control and Safe
3 Streets Act of 1968 (34 U.S.C. 10101 et seq.) is amended
4 by adding at the end the following:

5 **“PART PP—NATIONAL HUMAN TRAFFICKING**
6 **DATABASE**

7 **“SEC. 3061. NATIONAL HUMAN TRAFFICKING DATABASE.**

8 “(a) DEFINITIONS.—In this section:

9 “(1) ANTI-HUMAN TRAFFICKING ORGANIZA-
10 TION.—The term ‘anti-human trafficking organiza-
11 tion’ means an organization whose main objective is
12 to address and combat human trafficking, including
13 by—

14 “(A) supporting populations known to be
15 at a higher risk of human trafficking;

16 “(B) raising awareness of human traf-
17 ficking; and

18 “(C) providing services to survivors of
19 human trafficking.

20 “(2) COVERED STATE AGENCY.—The term ‘cov-
21 ered State agency’ means—

22 “(A) a State bureau of investigation or
23 equivalent State law enforcement agency; or

24 “(B) a State agency other than an agency
25 described in subparagraph (A) that is empow-
26 ered by the State to coordinate a statewide

1 human trafficking response, which may be the
2 State public health agency or another agency as
3 determined by the State.

4 “(3) DIRECTOR OF THE OFFICE.—The term
5 ‘Director of the Office’ means the Director of the
6 Office for Victims of Crime.

7 “(4) HUMAN TRAFFICKING.—The term ‘human
8 trafficking’ means labor trafficking or sex traf-
9 ficking.

10 “(5) LABOR TRAFFICKING.—The term ‘labor
11 trafficking’ means conduct described in section
12 103(11)(B) of the Trafficking Victims Protection
13 Act of 2000 (22 U.S.C. 7102(11)(B)).

14 “(6) PRIMARY SERVICE.—With respect to an
15 anti-human trafficking organization, the term ‘pri-
16 mary service’ means the essential function of the or-
17 ganization, which may be—

18 “(A) preventing human trafficking;

19 “(B) identifying survivors of human traf-
20 ficking;

21 “(C) recovering survivors from human
22 trafficking situations; or

23 “(D) providing support for survivors to
24 exit human trafficking situations.

1 “(7) SEX TRAFFICKING.—The term ‘sex traf-
2 ficking’ has the meaning given the term in section
3 103(11)(A) of the Trafficking Victims Protection
4 Act of 2000 (22 U.S.C. 7102(11)(A)).

5 “(b) DUTIES OF OFFICE FOR VICTIMS OF CRIME.—

6 “(1) GRANTS.—

7 “(A) IN GENERAL.—For each fiscal year
8 for which amounts are made available to carry
9 out this section, the Director of the Office shall
10 award grants to covered State agencies to col-
11 lect and report to the Director of the Office
12 human trafficking data, directly or by contract
13 with a private or nonprofit organization with
14 expertise and experience in the collection of
15 human trafficking data, in accordance with sub-
16 section (c).

17 “(B) APPLICATION.—A covered State
18 agency seeking a grant under this subsection
19 shall submit an application to the Director of
20 the Office at such time, in such manner, and
21 containing such information as the Director of
22 the Office may reasonably require.

23 “(C) GRANT CONDITION.—A covered State
24 agency may not receive a grant under subpara-
25 graph (A) unless the agency certifies to the Di-

1 rector of the Office that, not later than 180
2 days after the date on which the agency re-
3 ceives the grant, the agency will identify how
4 the agency will collect or ensure the collection
5 and reporting of human trafficking data de-
6 scribed in subsection (c)(1)(A).

7 “(D) USE OF GRANT.—A covered State
8 agency may only use a grant received under
9 subparagraph (A) to collect and report the data
10 described in section (c)(1)(A).

11 “(2) GUIDANCE FOR USE OF GRANT FUNDS.—
12 Not later than 180 days after the date of enactment
13 of the National Human Trafficking Database Act,
14 the Director of the Office shall issue guidance that
15 includes goals and guidelines for the use of grants
16 awarded under paragraph (1).

17 “(c) DATABASE.—

18 “(1) ESTABLISHMENT.—

19 “(A) INITIAL SUBMISSION OF STATE
20 DATA.—Not later than 1 year after the date of
21 enactment of the National Human Trafficking
22 Database Act, each covered State agency that
23 has received a grant under subsection (b)(1)
24 shall report to the Director of the Office, for

1 the most recently ended fiscal year (as of that
2 date of enactment) for the State—

3 “(i) where such data is available—

4 “(I) with respect to each county
5 in the State—

6 “(aa) the number of pros-
7 ecutions, arrests, or convictions
8 for human trafficking;

9 “(bb) aggregated and
10 anonymized data from State-level
11 human trafficking hotlines;

12 “(cc) aggregated and
13 anonymized data from the Na-
14 tional Human Trafficking Hot-
15 line, operated by the Administra-
16 tion for Children and Families;

17 “(dd) aggregated and
18 anonymized data from State-level
19 children’s services agencies;

20 “(ee) aggregated and
21 anonymized human trafficking
22 data from the Office of Justice
23 Services of the Bureau of Indian
24 Affairs, including the Missing
25 and Murdered Unit;

1 “(ff) aggregated and
2 anonymized human trafficking
3 data from the Center for Coun-
4 tering Human Trafficking of the
5 Department of Homeland Secu-
6 rity;

7 “(gg) the presence and like-
8 lihood of criminal activity known
9 to be correlated with human traf-
10 ficking, including crimes of pros-
11 titution, drug distribution, sexual
12 assault, and gang-related vio-
13 lence; and

14 “(hh) the number of sur-
15 vivors of human trafficking who
16 have been served by nongovern-
17 mental human trafficking victim
18 service organizations;

19 “(II) the name and primary serv-
20 ice of each anti-human trafficking or-
21 ganization operating in each county in
22 the State; and

23 “(III) the total number of State-
24 level human trafficking prosecutions,
25 which the covered State agency shall

1 compile by collecting the necessary in-
2 formation from the prosecutor’s office
3 for each county in the State, cat-
4 egorized by sex, race, citizenship, pri-
5 mary language, and prior convictions;
6 and

7 “(ii) if any data described in clause (i)
8 is not available, a statement explaining
9 why the data is not available.

10 “(B) ESTABLISHMENT.—Not later than 18
11 months after the date of enactment of the Na-
12 tional Human Trafficking Database Act, the
13 Director of the Office shall publish on the inter-
14 net website of the Department of Justice a
15 database that includes, for each State—

16 “(i) the data for each county in the
17 State, as reported by the covered State
18 agency under subparagraph (A)(i)(I), in
19 accordance with subsection (d);

20 “(ii) the name and primary service of
21 each anti-human trafficking organization
22 operating in each county in the State, as
23 reported by the covered State agency under
24 subparagraph (A)(i)(II);

1 “(iii) the total number of State-level
2 human trafficking prosecutions, as re-
3 ported by the covered State agency under
4 subparagraph (A)(i)(III);

5 “(iv) any statement from the covered
6 State agency of the State described in sub-
7 paragraph (A)(ii);

8 “(v)(I) except as provided in sub-
9 clause (II)—

10 “(aa) the 10 counties in the
11 State with the highest rates of human
12 trafficking; and

13 “(bb) the 10 counties in the
14 State with the lowest rates of human
15 trafficking; or

16 “(II) if the State has fewer than 20
17 counties, a list of the counties in the State,
18 ranked by rate of human trafficking from
19 highest to lowest; and

20 “(vi) the number of Federal prosecu-
21 tions, arrests, or convictions for human
22 trafficking occurring in the State.

23 “(C) COLLECTION OF DATA REGARDING
24 ANTI-HUMAN TRAFFICKING ORGANIZATIONS.—

1 In carrying out subparagraph (A)(ii), a covered
2 State agency may coordinate with—

3 “(i) the Administration for Children
4 and Families, in its capacity as the oper-
5 ator of the National Human Trafficking
6 Hotline;

7 “(ii) the Office for Victims of Crime;

8 “(iii) the Office on Violence Against
9 Women;

10 “(iv) the Bureau of Justice Statistics;

11 “(v) any office of the United States
12 attorney in the State;

13 “(vi) the Office of Justice Services of
14 the Bureau of Indian Affairs;

15 “(vii) the Center for Countering
16 Human Trafficking of the Department of
17 Homeland Security;

18 “(viii) a relevant State-level human
19 trafficking task force or Missing and Mur-
20 dered Indigenous People task force; and

21 “(ix) the Office of National Drug
22 Control Policy, including the High Inten-
23 sity Drug Trafficking Areas Program.

24 “(2) ADMINISTRATION.—

1 “(A) SUBMISSION OF STATE DATA.—Not
2 later than 90 days after the last day of each fis-
3 cal year, beginning with fiscal year 2025, each
4 covered State agency that received a grant
5 under subsection (b)(1) for that fiscal year shall
6 report to the Director of the Office the data de-
7 scribed in paragraph (1)(A) of this subsection
8 (and any statement described in clause (ii) of
9 that paragraph, if applicable) for that fiscal
10 year for the State.

11 “(B) UPDATING DATABASE.—Not later
12 than 180 days after the last day of each fiscal
13 year, beginning with fiscal year 2025, the Di-
14 rector of the Office shall update the database
15 established under paragraph (1)(B) using the
16 data provided by covered State agencies for
17 that fiscal year under paragraph (1)(A) (and
18 including any statements described in clause (ii)
19 of that paragraph, if applicable), as well as, for
20 purposes of paragraph (1)(B)(iv), data provided
21 by Federal law enforcement agencies.

22 “(3) REPORT.—Not later than 180 days after
23 the last day of each fiscal year, beginning with fiscal
24 year 2025, the Director of the Office shall report to

1 Congress the contents of the database established
2 under paragraph (1)(B) for that fiscal year.

3 “(d) SURVIVOR CONFIDENTIALITY.—In order to en-
4 sure the safety of survivors of human trafficking and their
5 families, a covered State agency that receives a grant
6 under subsection (b)(1), in collecting and reporting data
7 under this section, shall protect the confidentiality and
8 privacy of those survivors and their families.

9 “(e) RULES OF CONSTRUCTION.—Nothing in this
10 section shall be construed—

11 “(1) to permit the Department of Justice to
12 make any funding decisions based on the collected
13 data described in subsection (c); or

14 “(2) to permit the Department of Justice, or
15 any covered State agency that receives a grant
16 under subsection (b)(1), to demand, access, or pub-
17 licize personally identifying information about sur-
18 vivors of human trafficking from any source.

19 “(f) AUTHORIZATION OF APPROPRIATIONS.—

20 “(1) IN GENERAL.—There are authorized to be
21 appropriated to the Director of the Office for each
22 of fiscal years 2025 through 2028—

23 “(A) \$50,000,000 to carry out subsection
24 (b); and

1 “(B) \$1,000,000 to carry out paragraphs
2 (1)(B), (2)(B), and (3) of subsection (c).

3 “(2) AVAILABILITY OF FUNDS.—The amounts
4 authorized under paragraph (1) shall remain avail-
5 able until expended.”.

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