

113TH CONGRESS
1ST SESSION

S. 413

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

IN THE SENATE OF THE UNITED STATES

FEBRUARY 28, 2013

Mr. CORNYN (for himself, Mr. BLUMENTHAL, Mr. PORTMAN, and Ms. KLOBUCHAR) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

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

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 “Human Trafficking
5 Reporting Act of 2013”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

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

3 (2) According to the Trafficking Victims Pro-
4 tection Act of 2000 “severe forms of trafficking in
5 persons” means—

6 (A) sex trafficking in which a commercial
7 sex act is induced by force, fraud, or coercion,
8 or in which the person induced to perform such
9 act has not attained 18 years of age; or

10 (B) the recruitment, harboring, transpor-
11 tation, provision, or obtaining of a person for
12 labor or services, through the use of force,
13 fraud, or coercion for the purpose of subjection
14 to involuntary servitude, peonage, debt bondage,
15 or slavery.

16 (3) There is an acute need for better data col-
17 lection of incidents of human trafficking across the
18 United States in order to effectively combat severe
19 forms of trafficking in persons.

20 (4) The State Department’s 2012 Trafficking
21 in Persons report found that—

22 (A) the United States is a “source, transit
23 and destination country for men, women, and
24 children, subjected to forced labor, debt bond-

1 age, domestic servitude and sex trafficking,”;
2 and

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

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

11 (A) The illicit and underground nature of
12 human trafficking.

13 (B) The reluctance of victims to share in-
14 formation with authorities.

15 (C) Insufficient human trafficking data
16 collection and research efforts by governments
17 worldwide.

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

1 (7) The Federal Bureau of Investigation com-
 2 piles national crime statistics through the Uniform
 3 Crime Reporting Program.

4 (8) Under current law, State and local govern-
 5 ments receiving Edward Byrne Memorial Justice As-
 6 sistance grants are required to share data on part
 7 1 violent crimes with the Federal Bureau of Inves-
 8 tigation for inclusion in the Uniform Crime Report-
 9 ing Program.

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

15 **SEC. 3. HUMAN TRAFFICKING TO BE INCLUDED IN PART 1**
 16 **VIOLENT CRIMES FOR PURPOSES OF BYRNE**
 17 **GRANTS.**

18 Section 505 of the Omnibus Crime Control and Safe
 19 Streets Act of 1968 (42 U.S.C. 3755) is amended by add-
 20 ing at the end the following new subsection:

21 “(i) PART 1 VIOLENT CRIMES TO INCLUDE HUMAN
 22 TRAFFICKING.—For purposes of this section, the term
 23 ‘part 1 violent crimes’ shall include severe forms of traf-
 24 ficking in persons, as defined in section 103(8) of the

- 1 Trafficking Victims Protection Act of 2000 (22 U.S.C.
- 2 7102(8)).”.

