

117TH CONGRESS  
2D SESSION

# S. 895

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## AN ACT

To amend the Internal Revenue Code of 1986 to provide an exemption from gross income for mandatory restitution or civil damages as recompense for trafficking in persons.

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

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Human Trafficking  
3 Survivor Tax Relief Act”.

4 **SEC. 2. EXEMPTING FROM FEDERAL INCOME TAXATION**  
5 **RESTITUTION AND CIVIL DAMAGES AWARD-**  
6 **ED UNDER SECTIONS 1593 AND 1595 OF TITLE**  
7 **18, UNITED STATES CODE.**

8       (a) IN GENERAL.—Part III of subchapter B of chap-  
9 ter 1 of the Internal Revenue Code of 1986, as amended  
10 by section 9501(b)(4) of the American Rescue Plan Act  
11 of 2021 (Public Law 117–2), is amended by inserting be-  
12 fore section 140 the following new section:

13 **“SEC. 139J. CERTAIN AMOUNT RECEIVED AS RESTITUTION**  
14 **OR CIVIL DAMAGES AS RECOMPENSE FOR**  
15 **TRAFFICKING IN PERSONS.**

16       “(a) EXCLUSION FROM GROSS INCOME.—Gross in-  
17 come shall not include any civil damages, restitution, or  
18 other monetary award (including compensatory or statu-  
19 tory damages and restitution imposed in a criminal mat-  
20 ter) awarded—

21               “(1) pursuant to an order of restitution under  
22 section 1593 of title 18, United States Code, or

23               “(2) in an action under section 1595 of title 18,  
24 United States Code.”.

25       (b) CONFORMING AMENDMENT.—The table of sec-  
26 tions for part III of subchapter B of chapter 1 of the In-

1 ternal Revenue Code of 1986 is amended by inserting be-  
2 fore the item relating to section 140 the following new  
3 item:

“Sec. 139J. Certain amount received as restitution or civil damages as rec-  
ompense for trafficking in persons.”.

4 (c) EFFECTIVE DATE.—The amendments made by  
5 this section shall apply to taxable years beginning after  
6 the date of the enactment of this Act.

Passed the Senate April 27, 2022.

Attest:

*Secretary.*

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