

Mr. COLLINS of Georgia (during the reading). Mr. Speaker, I ask unanimous consent to dispense with the reading of the amendment.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Georgia?

There was no objection.

The SPEAKER pro tempore. Is there objection to the original request of the gentleman from Georgia?

There was no objection.

A motion to reconsider was laid on the table.

DIRECTING THE CLERK OF THE HOUSE OF REPRESENTATIVES TO MAKE CORRECTIONS IN THE ENROLLMENT OF H.R. 1551

Mr. COLLINS of Georgia. Mr. Speaker, I ask unanimous consent to take from the Speaker's table (S. Con. Res. 48) directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 1551, and ask for its immediate consideration in the House.

The Clerk read the title of the concurrent resolution.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Georgia?

There was no objection.

The text of the concurrent resolution is as follows:

S. CON. RES. 48

Resolved by the Senate (the House of Representatives concurring). That, in the enrollment of the bill H.R. 1551, the Clerk of the House of Representatives shall make the following corrections:

(1) Amend the long title so as to read: "An Act to modernize copyright law, and for other purposes."

(2) In section 1(a), strike "Orrin G. Hatch" and insert "Orrin G. Hatch-Bob Goodlatte". Passed the Senate September 25, 2018.

The concurrent resolution was concurred in.

A motion to reconsider was laid on the table.

MARRAKESH TREATY IMPLEMENTATION ACT

Mr. GOODLATTE. Mr. Speaker, I ask unanimous consent that the Committee on the Judiciary be discharged from further consideration of the bill (S. 2559) to amend title 17, United States Code, to implement the Marrakesh Treaty, and for other purposes, and ask for its immediate consideration in the House.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Virginia?

There was no objection.

The text of the bill is as follows:

S. 2559

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Marrakesh Treaty Implementation Act".

SEC. 2. IMPLEMENTATION AMENDMENTS.

(a) IN GENERAL.—Chapter 1 of title 17, United States Code, is amended—

(1) in section 121—

(A) in subsection (a)—

(i) by inserting "in the United States" after "distribute";

(ii) by striking "nondramatic";

(iii) by inserting "or of a previously published musical work that has been fixed in the form of text or notation" after "literary work";

(iv) by striking "specialized formats" and inserting "accessible formats"; and

(v) by striking "blind or other persons with disabilities" and inserting "eligible persons";

(B) in subsection (b)(1)—

(i) in subparagraph (A)—

(I) by inserting "in the United States" after "distributed";

(II) by striking "a specialized format" and inserting "an accessible format"; and

(III) by striking "blind or other persons with disabilities" and inserting "eligible persons"; and

(ii) in subparagraph (B), by striking "a specialized format" and inserting "an accessible format";

(C) in subsection (c)(3), by striking "specialized formats" and inserting "accessible formats"; and

(D) in subsection (d)—

(i) by striking paragraphs (2) and (4);

(ii) by redesignating paragraph (1) as paragraph (2);

(iii) by redesignating paragraph (3) as paragraph (4);

(iv) by inserting before paragraph (2), as so redesignated, the following:

"(1) 'accessible format' means an alternative manner or form that gives an eligible person access to the work when the copy or phonorecord in the accessible format is used exclusively by the eligible person to permit him or her to have access as feasibly and comfortably as a person without such disability as described in paragraph (3);"

(v) by inserting after paragraph (2), as so redesignated, the following:

"(3) 'eligible person' means an individual who, regardless of any other disability—

"(A) is blind;

"(B) has a visual impairment or perceptual or reading disability that cannot be improved to give visual function substantially equivalent to that of a person who has no such impairment or disability and so is unable to read printed works to substantially the same degree as a person without an impairment or disability; or

"(C) is otherwise unable, through physical disability, to hold or manipulate a book or to focus or move the eyes to the extent that would be normally acceptable for reading; and"; and

(vi) in paragraph (4), as so redesignated, by striking "and" at the end and inserting a period; and

(2) by inserting after section 121 the following:

"§ 121A. Limitations on exclusive rights: reproduction for blind or other people with disabilities in Marrakesh Treaty countries"

"(a) Notwithstanding the provisions of sections 106 and 602, it is not an infringement of copyright for an authorized entity, acting pursuant to this section, to export copies or phonorecords of a previously published literary work or of a previously published musical work that has been fixed in the form of text or notation in accessible formats to another country when the exportation is made either to—

"(1) an authorized entity located in a country that is a Party to the Marrakesh Treaty; or

"(2) an eligible person in a country that is a Party to the Marrakesh Treaty,

if prior to the exportation of such copies or phonorecords, the authorized entity engaged in the exportation did not know or have reasonable grounds to know that the copies or phonorecords would be used other than by eligible persons.

"(b) Notwithstanding the provisions of sections 106 and 602, it is not an infringement of copyright for an authorized entity or an eligible person, or someone acting on behalf of an eligible person, acting pursuant to this section, to import copies or phonorecords of a previously published literary work or of a previously published musical work that has been fixed in the form of text or notation in accessible formats.

"(c) In conducting activities under subsection (a) or (b), an authorized entity shall establish and follow its own practices, in keeping with its particular circumstances, to—

"(1) establish that the persons the authorized entity serves are eligible persons;

"(2) limit to eligible persons and authorized entities the distribution of accessible format copies by the authorized entity;

"(3) discourage the reproduction and distribution of unauthorized copies;

"(4) maintain due care in, and records of, the handling of copies of works by the authorized entity, while respecting the privacy of eligible persons on an equal basis with others; and

"(5) facilitate effective cross-border exchange of accessible format copies by making publicly available—

"(A) the titles of works for which the authorized entity has accessible format copies or phonorecords and the specific accessible formats in which they are available; and

"(B) information on the policies, practices, and authorized entity partners of the authorized entity for the cross-border exchange of accessible format copies.

"(d) Nothing in this section shall be construed to establish—

"(1) a cause of action under this title; or

"(2) a basis for regulation by any Federal agency.

"(e) Nothing in this section shall be construed to limit the ability to engage in any activity otherwise permitted under this title.

"(f) For purposes of this section—

"(1) the terms 'accessible format', 'authorized entity', and 'eligible person' have the meanings given those terms in section 121; and

"(2) the term 'Marrakesh Treaty' means the Marrakesh Treaty to Facilitate Access to Published Works by Visually Impaired Persons and Persons with Print Disabilities concluded at Marrakesh, Morocco, on June 28, 2013."

(b) TABLE OF SECTIONS AMENDMENT.—The table of sections for chapter 1 of title 17, United States Code, is amended by inserting after the item relating to section 121 the following:

"121A. Limitations on exclusive rights: reproduction for blind or other people with disabilities in Marrakesh Treaty countries."

The bill was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

PERMISSION FOR MEMBER TO BE
CONSIDERED AS FIRST SPONSOR
OF H.R. 2327

Mr. STIVERS. Mr. Speaker, I ask unanimous consent that I may hereafter be considered to be the first sponsor of H.R. 2327, a bill originally introduced by Representative RON DESANTIS of Florida, for the purposes of adding cosponsors and requesting reprintings pursuant to clause 7 of rule XII.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Ohio?

There was no objection.

PREVENTING CHILD
EXPLOITATION ACT OF 2018

Mrs. ROBY. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 6847) to amend title 18, United States Code, to expand and strengthen Federal sex offenses, to reauthorize certain programs established by the Adam Walsh Child Protection and Safety Act of 2006, and for other purposes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 6847

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) **SHORT TITLE.**—This Act may be cited as the “Preventing Child Exploitation Act of 2018”.

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

Sec. 1. Short title; table of contents.

**TITLE I—STRENGTHENING FEDERAL
SEX OFFENSE LAWS**

Sec. 101. Expanding the definition of illicit sexual conduct.

Sec. 102. Expanding the definition of Federal sex offense.

Sec. 103. Failure of sex offenders to register.

Sec. 104. Prior military offenses included for purposes of recidivist sentencing provisions.

Sec. 105. Sexual exploitation of children.

Sec. 106. Limited liability for certain persons when responding to search warrants or other legal process.

**TITLE II—ADAM WALSH
REAUTHORIZATION ACT**

Sec. 201. Short title.

Sec. 202. Sex offender management assistance (SOMA) program reauthorization.

Sec. 203. Reauthorization of Federal assistance with respect to violations of registration requirements.

Sec. 204. Duration of sex offender registration requirements for certain juveniles.

Sec. 205. Public access to juvenile sex offender information.

Sec. 206. Protection of local governments from State noncompliance penalty under SORNA.

Sec. 207. Additional information to be included in annual report on enforcement of registration requirements.

Sec. 208. Ensuring supervision of released sexually dangerous persons.

Sec. 209. Tribal Access Program.

Sec. 210. Alternative mechanisms for in-person verification.

Sec. 211. Clarification of aggravated sexual abuse.

Sec. 212. Comprehensive examination of sex offender issues.

Sec. 213. Assisting States with juvenile registration.

**TITLE I—STRENGTHENING FEDERAL SEX
OFFENSE LAWS**

**SEC. 101. EXPANDING THE DEFINITION OF IL-
LICIT SEXUAL CONDUCT.**

Section 2423(f)(1) of title 18, United States Code, is amended—

(1) by striking “a sexual act (as defined in section 2246) with” and inserting “any conduct involving”; and

(2) by striking “if the sexual act” and inserting “if the conduct”.

**SEC. 102. EXPANDING THE DEFINITION OF FED-
ERAL SEX OFFENSE.**

Section 3559 of title 18, United States Code, is amended—

(1) in subsection (e)(2)(A)—

(A) by inserting after “2244(a)(1)” the following “or 2244(a)(5)”; and

(B) by striking the “or” before “2423(a)”; and

(C) by striking “into prostitution”; and

(D) by inserting “or 2423(c) (relating to illicit sexual conduct)” before the semicolon at the end; and

(2) in subsection (e)(3), by striking “or 2423(a)” and inserting “, 2423(a), or 2423(c)”.

**SEC. 103. FAILURE OF SEX OFFENDERS TO REG-
ISTER.**

Section 2250(d) of title 18, United States Code, is amended—

(1) by inserting after “Federal law (including the Uniform Code of Military Justice),” the following: “State law,”; and

(2) by adding at the end the following:

“(3) **DEFINITION.**—In this section, the term ‘crime of violence’ has the meaning given such term in section 16.”.

**SEC. 104. PRIOR MILITARY OFFENSES INCLUDED
FOR PURPOSES OF RECIDIVIST SEN-
TENCING PROVISIONS.**

(a) **AGGRAVATED SEXUAL ABUSE.**—Section 2241(c) of title 18, United States Code, is amended by inserting after “State offense” the following: “or an offense under the Uniform Code of Military Justice”.

(b) **SEXUAL EXPLOITATION OF CHILDREN.**—Section 2251(e) of title 18, United States Code, is amended by striking “section 920 of title 10 (article 120 of the Uniform Code of Military Justice), or under” each place it appears and inserting “the Uniform Code of Military Justice or”.

(c) **CERTAIN ACTIVITIES RELATING TO MATERIAL INVOLVING THE SEXUAL EXPLOITATION OF MINORS.**—Section 2252 of title 18, United States Code, is amended—

(1) in subsection (b)(1), by striking “section 920 of title 10 (article 120 of the Uniform Code of Military Justice), or under” and inserting “the Uniform Code of Military Justice or”; and

(2) in subsection (b)(2), by striking “section 920 of title 10 (article 120 of the Uniform Code of Military Justice), or under” and inserting “the Uniform Code of Military Justice or”.

(d) **CERTAIN ACTIVITIES RELATING TO MATERIAL CONSTITUTING OR CONTAINING CHILD PORNOGRAPHY.**—Section 2252A of title 18, United States Code, is amended—

(1) in subsection (b)(1), by striking “section 920 of title 10 (article 120 of the Uniform Code of Military Justice), or under” and inserting “the Uniform Code of Military Justice or”; and

(2) in subsection (b)(2), by striking “section 920 of title 10 (article 120 of the Uniform Code of Military Justice), or under” and inserting “the Uniform Code of Military Justice or”.

(e) **REPEAT OFFENDERS.**—Section 2426(b)(1)(B) of title 18, United States Code, is amended by inserting after “State law” the following: “or the Uniform Code of Military Justice”.

(f) **SENTENCING CLASSIFICATION.**—Section 3559 of title 18, United States Code, is amended—

(1) in subsection (e)(2)(B)—

(A) by striking “State sex offense” and inserting “State or Military sex offense”; and

(B) by inserting after “under State law” the following: “or the Uniform Code of Military Justice”; and

(2) in subsection (e)(2)(C), by inserting after “State” the following: “or Military”.

SEC. 105. SEXUAL EXPLOITATION OF CHILDREN.

Section 2251 of title 18, United States Code, is amended—

(1) by amending subsections (a) and (b) to read as follows:

“(a) Any person who, in a circumstance described in subsection (f), knowingly—

“(1) employs, uses, persuades, induces, entices, or coerces a minor to engage in any sexually explicit conduct for the purpose of producing any visual depiction of such conduct, or transmitting a live visual depiction of such conduct;

“(2) produces or causes to be produced a visual depiction of a minor engaged in any sexually explicit conduct where the production of such visual depiction involves the use of a minor engaging in sexually explicit conduct and such visual depiction is of such conduct;

“(3) transmits or causes to be transmitted a live visual depiction of a minor engaged in any sexually explicit conduct;

“(4) has a minor assist any other person to engage in any sexually explicit conduct during the commission of an offense set forth in paragraphs (1) through (3) of this subsection; or

“(5) transports any minor in or affecting interstate or foreign commerce with the intent that such minor be used in the production or live transmission of a visual depiction of a minor engaged in any sexually explicit conduct,

shall be punished as provided under subsection (e).

“(b) Any parent, legal guardian, or person having custody or control of a minor who, in a circumstance described in subsection (f), knowingly permits such minor to engage in, or to assist any other person to engage in, sexually explicit conduct knowing that a visual depiction of such conduct will be produced or transmitted shall be punished as provided under subsection (e).”;

(2) in subsection (c)—

(A) in paragraph (1)—

(i) by striking “employs, uses, persuades, induces, entices, or coerces any minor to engage in, or who has a minor assist any other person to engage in, any sexually explicit conduct” and inserting “engages in any conduct described in paragraphs (1) through (5) of subsection (a)”; and

(ii) by striking “, for the purpose of producing any visual depiction of such conduct,”;

(B) in paragraph (2)(A), by inserting after “transported” the following: “or transmitted”; and

(C) in paragraph (2)(B), by inserting after “transports” the following: “or transmits”; and

(3) by adding at the end the following:

“(f) The circumstances referred to in subsections (a) and (b) are—

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

“(A) transported or transmitted using any means or facility of interstate or foreign commerce;

“(B) transported or transmitted in or affecting interstate or foreign commerce; or

“(C) mailed;

“(2) the visual depiction was produced or transmitted using materials that have been