

AMENDMENT TO RULES COMMITTEE PRINT 119-8
OFFERED BY MS. WASSERMAN SCHULTZ OF
FLORIDA

Add at the end of subtitle B of title XVII the following:

1 **SEC. 17____. PROTECT OUR CHILDREN REAUTHORIZA-**
2 **TION.**

3 (a) ESTABLISHMENT OF NATIONAL STRATEGY FOR
4 CHILD EXPLOITATION PREVENTION AND INTERDIC-
5 TION.—Section 101 of the PROTECT Our Children Act
6 of 2008 (34 U.S.C. 21111) is amended—

7 (1) in subsection (b), by striking “every second
8 year” and inserting “every fourth year”; and

9 (2) by striking subsection (c) and inserting the
10 following:

11 “(c) REQUIRED CONTENTS OF NATIONAL STRAT-
12 EGY.—The National Strategy established under subsection
13 (a) shall include the following:

14 “(1) An analysis of current trends, challenges,
15 and the overall magnitude of the threat of child ex-
16 ploitation.

1 “(2) An analysis of future trends and chal-
2 lenges, including new technologies, that will impact
3 the efforts to combat child exploitation.

4 “(3) Goals and strategic solutions to prevent
5 and interdict child exploitation, including—

6 “(A) plans for interagency coordination;

7 “(B) engagement with the judicial
8 branches of the Federal Government and State
9 governments;

10 “(C) legislative recommendations for com-
11 bating child exploitation;

12 “(D) cooperation with international, State,
13 local, and Tribal law enforcement agencies; and

14 “(E) engagement with the private sector
15 and other entities involved in efforts to combat
16 child exploitation.

17 “(4) An analysis of Federal efforts dedicated to
18 combating child exploitation, including—

19 “(A) a review of the policies and work of
20 the Department of Justice and other Federal
21 programs relating to the prevention and inter-
22 diction of child exploitation crimes, including
23 training programs, and investigative and pros-
24 ecution activity; and

1 “(B) a description of the efforts of the De-
2 partment of Justice to cooperate and coordinate
3 with, and provide technical assistance and sup-
4 port to, international, State, local, and Tribal
5 law enforcement agencies and private sector
6 and nonprofit entities with respect to child ex-
7 ploitation prevention and interdiction efforts.

8 “(5) An estimate of the resources required to
9 effectively respond to child exploitation crimes at
10 scale by—

11 “(A) each ICAC task force;

12 “(B) the Federal Bureau of Investigation,
13 including investigators, forensic interviewers,
14 and analysts of victims, witnesses, and
15 forensics;

16 “(C) Homeland Security Investigations, in-
17 cluding forensic interviewers and analysts of
18 victims, witnesses, and forensics;

19 “(D) the United States Marshals Service;

20 “(E) the United States Secret Service;

21 “(F) the United States Postal Service;

22 “(G) the criminal investigative offices of
23 the Department of Defense; and

24 “(H) any component of an agency de-
25 scribed in this paragraph;

1 “(6) A review of the Internet Crimes Against
2 Children Task Force Program, including—

3 “(A) the number of ICAC task forces and
4 the location of each ICAC task force;

5 “(B) the number of trained personnel at
6 each ICAC task force;

7 “(C) the amount of Federal grants award-
8 ed to each ICAC task force; and

9 “(D) an assessment of the Federal, State,
10 and local cooperation with respect to each ICAC
11 task force, including—

12 “(i) the number of arrests made by
13 each ICAC task force;

14 “(ii) the number of criminal referrals
15 to United States attorneys for prosecution;

16 “(iii) the number of prosecutions and
17 convictions from the referrals described in
18 clause (ii);

19 “(iv) the number, if available, of local
20 prosecutions and convictions based on
21 ICAC task force investigations; and

22 “(v) any other information determined
23 by the Attorney General demonstrating the
24 level of Federal, State, Tribal, and local
25 coordination and cooperation.

1 “(7) An assessment of training needs for each
2 ICAC task force and affiliated agencies.

3 “(8) An assessment of Federal investigative and
4 prosecution activity relating to reported incidents of
5 child exploitation crimes that include a number of
6 factors, including—

7 “(A) the number of investigations, arrests,
8 prosecutions and convictions for a crime of
9 child exploitation; and

10 “(B) the average sentence imposed and the
11 statutory maximum sentence that could be im-
12 posed for each crime of child exploitation.

13 “(9) A review of all available statistical data in-
14 dicating the overall magnitude of child pornography
15 trafficking in the United States and internationally,
16 including—

17 “(A) the number of foreign and domestic
18 suspects observed engaging in accessing and
19 sharing child pornography;

20 “(B) the number of tips or other statistical
21 data from the CyberTipline of the National
22 Center for Missing and Exploited Children and
23 other data indicating the magnitude of child
24 pornography trafficking; and

1 “(C) any other statistical data indicating
2 the type, nature, and extent of child exploi-
3 tation crime in the United States and abroad.”.

4 (b) ESTABLISHMENT OF NATIONAL ICAC TASK
5 FORCE PROGRAM.—Section 102 of the PROTECT Our
6 Children Act of 2008 (34 U.S.C. 21112) is amended—

7 (1) in subsection (a)(1)—

8 (A) by inserting “, Tribal, military,” after
9 “State”; and

10 (B) by striking “and child obscenity and
11 pornography cases” and inserting “child ob-
12 scenity and pornography cases, and the identi-
13 fication of child victims”;

14 (2) in subsection (b)—

15 (A) in paragraph (2), by striking “consult
16 with and consider” and all that follows through
17 “track record of success.” and inserting “,
18 evaluate the task forces funded under the ICAC
19 Task Force Program to determine if those task
20 forces are operating in an effective manner.”;

21 (B) in paragraph (3)(B)—

22 (i) by striking “establish a new task
23 force” and inserting “establish a new or
24 continue an existing task force”; and

1 (ii) by striking “state” and inserting
2 “State”; and

3 (C) in paragraph (4)—

4 (i) in subparagraph (A), by striking
5 “may” and inserting “shall”;

6 (ii) by striking subparagraph (B); and

7 (iii) by redesignating subparagraph
8 (C) as subparagraph (B); and

9 (3) by adding at the end the following:

10 “(c) LIMITED LIABILITY FOR ICAC TASK FORCES.—

11 “(1) IN GENERAL.—Except as provided in para-
12 graph (2), a civil claim or criminal charge against an
13 ICAC task force established pursuant to this section
14 and sections 103 and 104, including any law en-
15 forcement agency that participates on such a task
16 force or a director, officer, employee, or agent of
17 such a law enforcement agency, arising from the
18 prioritization decisions with respect to leads related
19 to internet crimes against children described in sec-
20 tion 104(8), may not be brought in any Federal or
21 State court.

22 “(2) INTENTIONAL, RECKLESS, OR OTHER MIS-
23 CONDUCT.—Paragraph (1) shall not apply to a claim
24 if the ICAC task force or law enforcement agency,

1 or a director, officer, employee, or agent of that law
2 enforcement agency—

3 “(A) engaged in intentional misconduct; or

4 “(B) acted, or failed to act—

5 “(i) with actual malice;

6 “(ii) with reckless disregard to a sub-
7 stantial risk of causing physical injury
8 without legal justification; or

9 “(iii) for a purpose unrelated to the
10 performance of any responsibility or func-
11 tion under section 104(8).”.

12 (c) PURPOSE OF ICAC TASK FORCES.—Section 103
13 of the PROTECT Our Children Act of 2008 (34 U.S.C.
14 21113) is amended—

15 (1) in paragraph (1), by inserting “, and the
16 identification of child victims of those crimes” before
17 the semicolon at the end;

18 (2) in paragraph (2), by inserting “and
19 prioritizing investigations that task force personnel,
20 through the background, training and experience of
21 those personnel and the consideration of all relevant
22 circumstances, determine to be most likely to result
23 in positive case outcomes and in the rescue of chil-
24 dren” before the semicolon at the end;

25 (3) in paragraph (3)—

1 (A) by striking “and local law enforce-
2 ment” and inserting “Tribal, military, and local
3 law enforcement”; and

4 (B) by inserting “, including probation and
5 parole agencies, child advocacy centers, and
6 child protective services,” after “agencies”;

7 (4) in paragraph (8), by striking “and” at the
8 end;

9 (5) in paragraph (9), by striking the period at
10 the end and inserting “; and”; and

11 (6) by adding at the end the following:

12 “(10) educating the judiciary on—

13 “(A) the link between intrafamilial contact
14 offenses and technology-facilitated crimes; and

15 “(B) characteristics of internet offenders,
16 including the interest of online offenders in in-
17 cest-themed material, sadism, and other related
18 paraphilias or illegal activity.”.

19 (d) DUTIES AND FUNCTIONS OF TASK FORCES.—
20 Section 104 of the PROTECT Our Children Act of 2008
21 (34 U.S.C. 21114) is amended—

22 (1) in paragraph (3)—

23 (A) by inserting “reactive and” before
24 “proactive”;

1 (B) by inserting “conduct digital” before
2 “forensic examinations”; and

3 (C) by inserting “engage in” before “effec-
4 tive prosecutions”;

5 (2) by striking paragraph (8) and inserting the
6 following:

7 “(8) investigate, seek prosecution with respect
8 to, and identify child victims from leads relating to
9 Internet crimes against children, including
10 CyberTipline reports, with prioritization determined
11 according to circumstances and by each task force,
12 as described in section 102;”;

13 (3) by striking paragraph (9); and

14 (4) by redesignating paragraphs (10) and (11)
15 as paragraphs (9) and (10), respectively.

16 (e) NATIONAL INTERNET CRIMES AGAINST CHIL-
17 DREN DATA SYSTEM.—Section 105 of the PROTECT
18 Our Children Act of 2008 (34 U.S.C. 21115) is amend-
19 ed—

20 (1) in subsection (a), by striking “shall estab-
21 lish” and inserting “may establish”;

22 (2) in subsection (b) by striking “continue and
23 build upon Operation Fairplay developed by the Wy-
24 oming Attorney General’s office, which has estab-

1 lished a secure, dynamic undercover infrastructure
2 that has facilitated” and inserting “facilitate”; and
3 (3) in subsection (g)—

4 (A) by striking paragraph (3);

5 (B) by redesignating paragraphs (4)
6 through (8) as paragraphs (3) through (7), re-
7 spectively; and

8 (C) in paragraph (7), as so redesignated,
9 by striking “1 representative” and inserting “2
10 representatives”.

11 (f) ICAC GRANT PROGRAM.—Section 106 of the
12 PROTECT Our Children Act of 2008 (34 U.S.C. 21116)
13 is amended—

14 (1) in subsection (a)—

15 (A) in paragraph (2)(B)(ii)(II), by striking
16 “Operation Fairplay,”; and

17 (B) in paragraph (3)—

18 (i) by striking subparagraph (A) and
19 inserting the following:

20 “(A) Not less than 20 percent of the total
21 funds appropriated to carry out this section
22 shall be distributed to support the ICAC Task
23 Force Program through grants to—

1 “(i) provide training and technical as-
2 sistance to members of the ICAC Task
3 Force Program;

4 “(ii) maintain, enhance, research, and
5 develop tools and technology to assist
6 members of the ICAC Task Force Pro-
7 gram;

8 “(iii) provide other support to the
9 ICAC Task Force Program determined by
10 the Attorney General;

11 “(iv) conduct research;

12 “(v) support the annual National Law
13 Enforcement Training on Child Exploi-
14 tation of the Office of Juvenile Justice and
15 Delinquency Prevention; and

16 “(vi) provide wellness training.”; and

17 (2) in subsection (d)(1)—

18 (A) in subparagraph (B)—

19 (i) in clause (ii), by striking “and” at
20 the end;

21 (ii) in clause (iii), by striking “, in-
22 cluding” and all that follows through
23 “such crime under State law.” and insert-
24 ing “; and”; and

1 (iii) by adding at the end the fol-
2 lowing:

3 “(iv) the number of child victims iden-
4 tified.”;

5 (B) by striking subparagraph (D); and

6 (C) by redesignating subparagraphs (E)
7 through (G) as subparagraphs (D) through (F),
8 respectively.

9 (g) AUTHORIZATION OF APPROPRIATIONS.—Section
10 107(a) of the PROTECT Our Children Act of 2008 (34
11 U.S.C. 21117(a)) is amended—

12 (1) in paragraph (9), by striking “and” at the
13 end;

14 (2) in paragraph (10), by striking the period at
15 the end and inserting a semicolon; and

16 (3) by adding at the end the following:

17 “(11) \$70,000,000 for fiscal year 2026;

18 “(12) \$80,000,000 for fiscal year 2027; and

19 “(13) \$90,000,000 for fiscal year 2028.”.

20 (h) ADDITIONAL REGIONAL COMPUTER FORENSIC
21 LABS.—The PROTECT Our Children Act of 2008 (34
22 U.S.C. 21101 et seq.) is amended by striking title II.

23 (i) REPORTING REQUIREMENTS OF PROVIDERS.—
24 Section 2258A(c) of title 18, United States Code, is
25 amended, in the matter preceding paragraph (1), by in-

- 1 inserting “and all supplemental data included in the report”
- 2 after “each report made under subsection (a)(1)”.

