

115TH CONGRESS  
1ST SESSION

# H. R. 3067

To amend title 18, United States Code, to establish certain criminal violations for various aspects of harassment using the interstate telecommunications system, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 27, 2017

Ms. CLARK of Massachusetts (for herself, Mrs. BROOKS of Indiana, and Mr. MEEHAN) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend title 18, United States Code, to establish certain criminal violations for various aspects of harassment using the interstate telecommunications system, and for other purposes.

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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Online Safety Modernization Act of 2017”.

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

Sec. 1. Short title; table of contents.

## TITLE I—INTERSTATE SEXTORTION PREVENTION

Sec. 101. Coercion of sexual acts, sexual contact, or sexually intimate visual depictions.

Sec. 102. Amendments to existing statutory offenses.

## TITLE II—INTERSTATE SWATTING HOAX

Sec. 201. False communications to cause an emergency response.

## TITLE III—INTERSTATE DOXXING PREVENTION

Sec. 301. Disclosure of personal information with the intent to cause harm.

## TITLE IV—CYBERCRIME STATISTICS

Sec. 401. National strategy, classification, and reporting on cybercrime.

## TITLE V—PRIORITIZING ONLINE THREAT ENFORCEMENT

Sec. 501. Improved investigative and forensic resources for enforcement of laws related to cybercrimes against individuals.

Sec. 502. Annual reports.

Sec. 503. Definition of cybercrimes against individuals.

## TITLE VI—CYBERCRIME ENFORCEMENT TRAINING ASSISTANCE

Sec. 601. Local law enforcement grants.

Sec. 602. National Resource Center Grant.

1                   **TITLE I—INTERSTATE**  
 2                   **SEXTORTION PREVENTION**  
 3 **SEC. 101. COERCION OF SEXUAL ACTS, SEXUAL CONTACT,**  
 4                   **OR SEXUALLY INTIMATE VISUAL DEPIC-**  
 5                   **TIONS.**  
 6           (a) IN GENERAL.—Part 1 of title 18, United States  
 7 Code, is amended by adding at the end the following new  
 8 chapter:  
 9 **“CHAPTER 124—COERCION OF SEXUAL**  
 10 **ACTS, SEXUAL CONTACT, OR SEXU-**  
 11 **ALLY INTIMATE VISUAL DEPICTIONS**

“2751. Coercion of sexual acts.

“2752. Coercion of sexual contact.

“2753. Coerced production of sexually intimate visual depictions.

“2754. Coercion using sexually intimate visual depictions.

- “2755. Extortion using sexually intimate visual depictions.
- “2756. Offenses involving minors.
- “2757. Offenses resulting in death or serious bodily injury.
- “2758. Attempt.
- “2759. Repeat offenders.
- “2760. Forfeitures.
- “2761. Mandatory restitution.
- “2762. Civil action.
- “2763. Definitions.

1 **“§ 2751. Coercion of sexual acts**

2       “(a) IN GENERAL.—Whoever, using the mail or any  
3 facility or means of interstate or foreign commerce, know-  
4 ingly causes any person to engage in a sexual act with  
5 another through coercion, fraud, or a threat to injure the  
6 person, property, or reputation of any person, shall be  
7 fined under this title or imprisoned for any number of  
8 years or for life, or both.

9       “(b) THREATS.—Whoever, with the intent to cause  
10 any person to engage in a sexual act with another, know-  
11 ingly transmits any communication containing a threat to  
12 injure the person, property, or reputation of any person,  
13 using the mail or any facility or means of interstate or  
14 foreign commerce, shall be fined under this title or impris-  
15 oned not more than 5 years, or both.

16 **“§ 2752. Coercion of sexual contact**

17       “(a) IN GENERAL.—Whoever, using the mail or any  
18 facility or means of interstate or foreign commerce, know-  
19 ingly causes any person to engage in sexual contact with  
20 another through coercion, fraud, or a threat to injure the  
21 person, property, or reputation of any person, shall be

1 fined under this title or imprisoned for not more than 10  
2 years, or both.

3 “(b) THREATS.—Whoever, with the intent to cause  
4 any person to engage in sexual contact with another,  
5 knowingly transmits any communication containing a  
6 threat to injure the person, property, or reputation of any  
7 person, using the mail or any facility or means of inter-  
8 state or foreign commerce, shall be fined under this title  
9 or imprisoned not more than 5 years, or both.

10 **“§ 2753. Coerced production of sexually intimate vis-  
11 ual depictions**

12 “(a) IN GENERAL.—Whoever, in a circumstance de-  
13 scribed in subsection (b), knowingly causes any person to  
14 produce a sexually intimate visual depiction of any person  
15 through coercion, fraud, or a threat to injure the person,  
16 property, or reputation of any person, shall—

17 “(1) if a sexual act with another results, be  
18 fined under this title or imprisoned for any number  
19 of years or for life, or both; and

20 “(2) in any other case, be fined under this title  
21 or imprisoned not more than 20 years, or both.

22 “(b) CIRCUMSTANCES DESCRIBED.—The cir-  
23 cumstances referred to in subsection (a) are—

24 “(1) that the person used the mail or any facil-  
25 ity or means of interstate or foreign commerce to

1 cause any person to produce a sexually intimate vis-  
2 ual depiction of any person;

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

5 “(A) transported or transmitted using any  
6 means or facility of interstate or foreign com-  
7 merce;

8 “(B) transported or transmitted in or af-  
9 fecting interstate or foreign commerce; or

10 “(C) mailed;

11 “(3) the visual depiction was produced or trans-  
12 mitted using materials that have been mailed, or  
13 shipped or transported in or affecting interstate or  
14 foreign commerce by any means, including by com-  
15 puter;

16 “(4) such visual depiction has actually been—

17 “(A) transported or transmitted using any  
18 means or facility of interstate or foreign com-  
19 merce;

20 “(B) transported or transmitted in or af-  
21 fecting interstate or foreign commerce; or

22 “(C) mailed; or

23 “(5) any part of the offense occurred in a terri-  
24 tory or possession of the United States or within the

1 special maritime and territorial jurisdiction of the  
2 United States.

3 “(c) THREATS.—Whoever, with the intent to cause  
4 another person to produce a sexually intimate visual depic-  
5 tion of any person, knowingly transmits any communica-  
6 tion containing a threat to injure the person, property, or  
7 reputation of any person, using the mail or any facility  
8 or means of interstate or foreign commerce, shall be fined  
9 under this title or imprisoned not more than 5 years, or  
10 both.

11 “(d) OFFENSES INVOLVING MINORS.—Notwith-  
12 standing any other provision of law, in any case under this  
13 section involving a victim under the age of 18 where the  
14 sexually intimate visual depiction constitutes child pornog-  
15 raphy as defined in section 2256(8), the offender shall be  
16 punished as provided in section 2251(e).

17 “(e) DEFINITION.—In this section, the term ‘sexually  
18 intimate visual depiction’ shall not include any computer-  
19 generated sexually intimate visual depiction.

20 **“§ 2754. Coercion using sexually intimate visual de-**  
21 **pictions**

22 “(a) IN GENERAL.—Whoever, using the mail or any  
23 facility or means of interstate or foreign commerce, know-  
24 ingly causes another person to engage or refrain from en-  
25 gaging in conduct through a threat to publish any sexually

1 intimate visual depiction of the addressee or of an imme-  
2 diate family member or intimate partner of the addressee,  
3 shall be fined under this title or imprisoned not more than  
4 7 years or both.

5       “(b) THREATS.—Whoever, with the intent to cause  
6 another person to engage or refrain from engaging in con-  
7 duct, knowingly transmits any communication containing  
8 a threat to publish any sexually intimate visual depiction  
9 of the addressee or of an immediate family member or inti-  
10 mate partner of the addressee, using the mail or any facil-  
11 ity or means of interstate or foreign commerce, shall be  
12 fined under this title or imprisoned not more than 5 years,  
13 or both.

14       “(c) DEFINITION.—In this section the term ‘sexually  
15 intimate visual depiction’ includes any computer-generated  
16 sexually intimate visual depiction that is indistinguishable  
17 from an actual depiction of the addressee or of an imme-  
18 diate family member or intimate partner of the addressee.

19 **“§ 2755. Extortion using sexually intimate visual de-**  
20 **pictions**

21       “(a) IN GENERAL.—Whoever, using the mail or any  
22 facility or means of interstate or foreign commerce, know-  
23 ingly extorts any money, property, or other thing of value  
24 from another person through a threat to publish any sexu-  
25 ally intimate visual depiction of the addressee or of an im-

1 mediate family member or intimate partner of the ad-  
2 dressee, shall be fined under this title or imprisoned not  
3 more than 7 years or both.

4 “(b) THREATS.—Whoever, with the intent to extort  
5 any money, property, or other thing of value from any per-  
6 son, knowingly transmits any communication containing  
7 a threat to publish any sexually intimate visual depiction  
8 of the addressee or of an immediate family member or inti-  
9 mate partner of the addressee, using the mail or any facil-  
10 ity or means of interstate or foreign commerce, shall be  
11 fined under this title or imprisoned not more than 5 years,  
12 or both.

13 “(c) DEFINITION.—In this section the term ‘sexually  
14 intimate visual depiction’ includes any computer-generated  
15 sexually intimate visual depiction that is indistinguishable  
16 from an actual depiction of the addressee or of an imme-  
17 diate family member or intimate partner of the addressee.

18 **“§ 2756. Offenses involving minors**

19 “(a) OFFENSES INVOLVING MINORS UNDER 18.—If  
20 the conduct that violates this chapter involves a victim or  
21 intended victim who has attained the age of 12 years but  
22 has not attained the age of 18 years, or who the defendant  
23 believes has attained the age of 12 years but has not at-  
24 tained the age of 18 years, the maximum term of impris-  
25 onment authorized for that offense shall be increased by



1 5 years in addition to any penalty otherwise provided in  
2 this chapter.

3 “(b) OFFENSES INVOLVING MINORS UNDER 12.—If  
4 the conduct that violates this chapter involves a victim or  
5 intended victim who has not attained the age of 12 years,  
6 or who the defendant believes has not attained the age  
7 of 12 years, the maximum term of imprisonment author-  
8 ized for that offense shall be twice that otherwise provided  
9 in this chapter.

10 **“§ 2757. Offenses resulting in death or serious bodily**  
11 **injury**

12 “(a) OFFENSES RESULTING IN DEATH.—A person  
13 who commits a violation of this chapter that results in the  
14 death of any person, shall be fined under this title or im-  
15 prisoned for any number of years or for life, or both.

16 “(b) OFFENSES RESULTING IN SERIOUS BODILY IN-  
17 JURY.—A person who commits a violation of this chapter  
18 that results in serious bodily injury to any person, shall  
19 be fined under this title or imprisoned not more than 20  
20 years, or both.

21 **“§ 2758. Attempt**

22 “(a) IN GENERAL.—An attempt to violate section  
23 2751(a), 2752(a), 2753(a), 2754(a), or 2755(a) shall be  
24 punishable in the same manner as a completed violation  
25 of that section.

1       “(b) LIMITATION.—For the purposes of sections  
2 2751, 2752, 2753, 2754, and 2755, conduct consisting ex-  
3 clusively of a violation of 2751(b), 2752(b), 2753(c),  
4 2754(b), and 2755(b) shall not constitute an attempted  
5 violation of 2751(a), 2752(a), 2753(a), 2754(a), and  
6 2755(a).

7       **“§ 2759. Repeat offenders**

8       “(a) MAXIMUM TERM OF IMPRISONMENT.—The  
9 maximum term of imprisonment authorized for a violation  
10 of section 2751(a), 2752(a), or 2753(a)(1) after a prior  
11 sex offense conviction shall be twice the term of imprison-  
12 ment otherwise provided by this chapter, unless section  
13 3559(e) applies.

14       “(b) DEFINITIONS.—In this section—

15               “(1) the term ‘prior sex offense conviction’  
16 means a conviction for an offense—

17                       “(A) under chapter 109A, chapter 110,  
18 chapter 117 or section 1591, 2751(a), 2752(a),  
19 2753(a)(1); or

20                       “(B) under State law or the Uniform Code  
21 of Military Justice involving an offense de-  
22 scribed in subparagraph (A) or would be such  
23 an offense if committed under circumstances  
24 supporting federal jurisdiction; and

1           “(2) the term ‘State’ means a State of the  
2           United States, the District of Columbia, and any  
3           commonwealth, territory, or possession of the United  
4           States.

5   **“§ 2760. Forfeitures**

6           “(a) IN GENERAL.—The court, in imposing sentence  
7           on any person convicted of a violation of this chapter, shall  
8           order, in addition to any other sentence imposed and irre-  
9           spective of any provision of State law, that such person  
10          shall forfeit to the United States—

11           “(1) such person’s interest in any property, real  
12           or personal, that was used or intended to be used to  
13           commit or to facilitate the commission of such viola-  
14           tion; and

15           “(2) any property, real or personal, constituting  
16           or derived from any proceeds that such person ob-  
17           tained, directly or indirectly, as a result of such vio-  
18           lation.

19          “(b) PROPERTY SUBJECT TO FORFEITURE.—

20           “(1) IN GENERAL.—The following shall be sub-  
21           ject to forfeiture to the United States and no prop-  
22           erty right shall exist in them:

23           “(A) any property, real or personal, used  
24           or intended to be used to commit or to facilitate  
25           the commission of any violation of this chapter;

1           “(B) any property, real or personal, that  
2           constitutes or is derived from proceeds traceable  
3           to any violation of this chapter; and

4           “(C) any visual depiction that was pro-  
5           duced, used, or intended for use in violation of  
6           this chapter.

7           “(2) APPLICABILITY OF CHAPTER 46.—The pro-  
8           visions of chapter 46 of this title relating to civil for-  
9           feitures shall apply to any seizure or civil forfeiture  
10          under this subsection.

11          “(c) TRANSFER OF FORFEITED ASSETS.—

12           “(1) IN GENERAL.—The Attorney General is  
13           authorized to transfer assets forfeited pursuant to  
14           this section, or the proceeds derived from the sale  
15           thereof, to satisfy victim restitution orders arising  
16           from violations of this chapter.

17           “(2) USE OF NON-FORFEITED ASSETS.—Trans-  
18           fers pursuant to paragraph (1) shall not reduce or  
19           otherwise mitigate the obligation of a person con-  
20           victed of a violation of this chapter to satisfy the full  
21           amount of a restitution order through the use of  
22           non-forfeited assets or to reimburse the Attorney  
23           General for the value of assets or proceeds trans-  
24           ferred under this subsection through the use of non-  
25           forfeited assets.

1 **“§ 2761. Mandatory restitution**

2       “(a) IN GENERAL.—Notwithstanding section 3663 or  
3 3663A, and in addition to any other civil or criminal pen-  
4 alty authorized by law, the court shall order restitution  
5 for any offense under this chapter.

6       “(b) SCOPE AND NATURE OF ORDER.—

7               “(1) DIRECTIONS.—The order of restitution  
8 under this section shall direct the defendant to pay  
9 to the victim (through the appropriate court mecha-  
10 nism) the full amount of the victim’s losses as deter-  
11 mined by the court pursuant to paragraph (2).

12               “(2) ENFORCEMENT.—An order of restitution  
13 under this section shall be issued and enforced in ac-  
14 cordance with section 3664 in the same manner as  
15 an order under section 3663A.

16               “(3) DEFINITION.—For purposes of this sub-  
17 section, the term ‘full amount of the victim’s losses’  
18 includes any costs incurred by the victim for—

19                       “(A) medical services relating to physical,  
20 psychiatric, or psychological care;

21                       “(B) physical and occupational therapy or  
22 rehabilitation;

23                       “(C) necessary transportation, temporary  
24 housing, and child care expenses;

25                       “(D) lost income;

1           “(E) attorneys’ fees, plus any costs in-  
2           curred in obtaining a civil protection order; and

3           “(F) any other losses suffered by the vic-  
4           tim as a proximate result of the offense.

5           “(4) ORDER MANDATORY.—

6           “(A) The issuance of a restitution order  
7           under this section is mandatory.

8           “(B) A court may not decline to issue an  
9           order under this section because of—

10           “(i) the economic circumstances of the  
11           defendant; or

12           “(ii) the fact that a victim has, or is  
13           entitled to, receive compensation for his or  
14           her injuries from the proceeds of insurance  
15           or any other source.

16           “(c) TRANSFER OF CRIME VICTIM’S RIGHTS.—In the  
17           case of a victim who is under 18 years of age, incompetent,  
18           incapacitated, or deceased, the legal guardian of the victim  
19           or representative of the victim’s estate, another family  
20           member, or any other person appointed as suitable by the  
21           court, may assume the crime victim’s rights under this  
22           chapter, but in no event shall the defendant be named as  
23           such representative or guardian.

1 **“§ 2762. Civil action**

2       “(a) IN GENERAL.—An individual who is a victim of  
3 an offense under this chapter may bring a civil action  
4 against the perpetrator (or whoever knowingly benefits, fi-  
5 nancially or by receiving anything of value from participa-  
6 tion in a venture which that person knew or should have  
7 known has engaged in an act in violation of this chapter)  
8 in an appropriate district court of the United States and  
9 may recover damages and any other appropriate relief, in-  
10 cluding reasonable attorney’s fees.

11       “(b) JOINT AND SEVERAL LIABILITY.—An individual  
12 who is found liable under this section shall be jointly and  
13 severally liable with each other person, if any, who is found  
14 liable under this section for damages arising from the  
15 same violation of this chapter.

16       “(c) STAY PENDING CRIMINAL ACTION.—

17               “(1) Any civil action filed under this section  
18 shall be stayed during the pendency of any criminal  
19 action arising out of the same occurrence in which  
20 the claimant is the victim.

21               “(2) In this subsection, the term ‘criminal ac-  
22 tion’ includes an investigation and prosecution that  
23 is pending, until final adjudication in the trial court.

24       “(d) STATUTE OF LIMITATIONS.—No action may be  
25 maintained under this section unless it is commenced not  
26 later than the later of—

1           “(1) 10 years after the cause of action arose;

2           or

3           “(2) 10 years after the victim reaches 18 years

4           of age, if the victim was a minor at the time of the

5           alleged offense.

6   **“§ 2763. Definitions**

7           “In this chapter:

8           “(1) SEXUAL ACT.—The term ‘sexual act’

9           means—

10                   “(A) any genital to genital, oral to genital,

11                   anal to genital, or oral to anal contact, not

12                   through the clothing;

13                   “(B) the penetration, however slight, of the

14                   anal or genital opening of any person by a hand

15                   or finger or by any object; or

16                   “(C) the intentional touching, not through

17                   the clothing, of the genitalia of or by any per-

18                   son.

19           “(2) COERCION.—The term ‘coercion’ means—

20                   “(A) threats of serious harm to or physical

21                   restraint against any person;

22                   “(B) any scheme, plan, or pattern intended

23                   to cause a person to believe that failure to per-

24                   form an act would result in serious harm to or

25                   physical restraint against any person; or



1           “(C) the abuse or threatened abuse of law  
2           or the legal process.

3           “(3) SEXUAL CONTACT.—The term ‘sexual con-  
4           tact’ means the intentional touching, either directly  
5           or through the clothing, of the genitalia, anus, groin,  
6           breast, inner thigh, or buttocks of any person, or the  
7           intentional transmission or transfer of male or fe-  
8           male ejaculate onto any part of another person’s  
9           body.

10          “(4) PRODUCE.—The term ‘produce’ means to  
11          create, make, manufacture, photograph, film, video-  
12          tape, record, or transmit live a visual depiction.

13          “(5) SEXUALLY INTIMATE VISUAL DEPIC-  
14          TION.—The term ‘sexually intimate visual depiction’  
15          means any photograph, film, video, or other record-  
16          ing or live transmission of a person, whether pro-  
17          duced by electronic, mechanical, or other means (in-  
18          cluding depictions stored on undeveloped film and  
19          videotape, data stored on computer disk or by any  
20          electronic means that is capable of conversion into a  
21          visual image, and data that is capable of conversion  
22          into a visual image that has been transmitted by any  
23          means, whether or not stored in a permanent for-  
24          mat), that depicts—

1           “(A) the naked exhibition of the anus, the  
2           post-pubescent female nipple, the genitals, or  
3           the pubic area of any person;

4           “(B) any actual or simulated sexual con-  
5           tact or sexual act;

6           “(C) bestiality; or

7           “(D) sadistic or masochistic conduct.

8           “(6) VICTIM.—The term ‘victim’ means the in-  
9           dividual harmed as a result of a commission of a  
10          crime under this chapter.

11          “(7) MINOR.—The term ‘minor’ means any per-  
12          son who has not attained the age of 18 years.

13          “(8) PUBLISH.—The term ‘publish’ means to  
14          circulate, deliver, distribute, disseminate, transmit,  
15          or otherwise make available to another person, and  
16          includes the hosting or display on the internet by an  
17          information content provider.

18          “(9) IMMEDIATE FAMILY MEMBER.—The term  
19          ‘immediate family member’ means the addressee’s—

20               “(A) spouse, parent, legal guardian, grand-  
21               parent, sibling, child, grandchild, or person for  
22               whom the addressee serves as legal guardian; or

23               “(B) any other person living in the ad-  
24               dressee’s household and related to the addressee  
25               by blood or marriage.

1           “(10) INTIMATE PARTNER.—The term ‘intimate  
2 partner’ means a person who is or has been in a so-  
3 cial relationship of a romantic or intimate nature  
4 with the addressee, as determined by the length of  
5 the relationship, the type of relationship, and the  
6 frequency of interaction between the persons in-  
7 volved in the relationship.

8           “(11) COMPUTER-GENERATED SEXUALLY INTI-  
9 MATE VISUAL DEPICTION.—The term ‘computer-gen-  
10 erated sexually intimate visual depiction’ means a  
11 depiction that has been created, adapted, or modi-  
12 fied through the use of any computer technology to  
13 appear to be a sexually intimate visual depiction.

14           “(12) INDISTINGUISHABLE.—The term ‘indis-  
15 tinguishable’, means virtually indistinguishable, in  
16 that the computer-generated sexually intimate visual  
17 depiction is such that an ordinary person viewing  
18 the computer-generated depiction would conclude  
19 that it is an actual depiction of the addressee or of  
20 an immediate family member or intimate partner of  
21 the addressee. This definition does not apply to de-  
22 pictions that are drawings, cartoons, sculptures, or  
23 paintings depicting any person.

24           “(13) ACTUAL DEPICTION.—The term ‘actual  
25 depiction’ means a depiction that has not been fab-

1       ricated or materially altered to change the appear-  
2       ance or physical characteristics of the persons, ob-  
3       jects, or activities depicted.

4               “(14) SERIOUS BODILY INJURY.—The term ‘se-  
5       rious bodily injury’ means bodily injury that involves  
6       a substantial risk of death, unconsciousness, extreme  
7       physical pain, protracted and obvious disfigurement,  
8       or protracted loss or impairment of the function of  
9       a bodily member, organ, or mental faculty.”.

10       (b) CLERICAL AMENDMENT.—The table of chapters  
11       at the beginning of part 1 of title 18, United States Code,  
12       is amended adding at the end the following new item:

**“CHAPTER 124—COERCION OF SEXUAL ACTS, SEXUAL CONTACT, OR  
SEXUALLY INTIMATE VISUAL DEPICTIONS”.**

13       (c) DIRECTIVE TO UNITED STATES SENTENCING  
14       COMMISSION.—

15               (1) IN GENERAL.—Pursuant to its authority  
16       under section 994(p) of title 28, United States Code,  
17       and in accordance with this section, the United  
18       States Sentencing Commission shall review and  
19       amend its guidelines and its policy statements appli-  
20       cable to persons convicted of an offense defined in  
21       chapter 124 added to title 18, United States Code,  
22       by this title, to ensure that the guidelines and policy  
23       statements are consistent with those amendments  
24       and reflect the intent of Congress that the guidelines

1 reflect the seriousness and great harm caused by  
2 those offenses.

3 (2) CONSIDERATIONS.—In carrying out this  
4 section, the United States Sentencing Commission  
5 shall consider—

6 (A) the mandate of the United States Sen-  
7 tencing Commission, pursuant to its authority  
8 under section 994(p) of title 28, United States  
9 Code, to promulgate guidelines that meet the  
10 purposes of sentencing as set forth in section  
11 3553(a)(2) of title 18, and in particular to en-  
12 sure that sentencing courts properly consider  
13 the seriousness of the offense, to promote re-  
14 spect for the law, to provide just punishment  
15 for the offense, to afford adequate deterrence to  
16 criminal conduct, and to protect the public from  
17 further crimes of the defendant; and

18 (B) the intent of Congress that the pen-  
19 alties for defendants convicted of an offense  
20 under that chapter are appropriately severe and  
21 account for the nature of the visual depiction,  
22 the acts engaged in, and the potential harm re-  
23 sulting from the offense; the number and age of  
24 the victims involved; and the degree to which  
25 the victims have been harmed.

1 **SEC. 102. AMENDMENTS TO EXISTING STATUTORY OF-**  
2 **FENSES.**

3 (a) Section 843(b)(2)(C) of title 10, United States  
4 Code (Art. 43(b)(2)(C) of the Uniform Code of Military  
5 Justice), is amended by inserting “, 2751(a), 2752(a), or  
6 2753(a)(1)” after “section 1591”.

7 (b) Section 1001(a) of title 18, United States Code,  
8 is amended by inserting “2751(a), 2752(a), or  
9 2753(a)(1),” after “section 1591.”.

10 (c) Section 2251(e) of title 18, United States Code,  
11 is amended by inserting “section 2751(a), section 2752(a),  
12 section 2753(a)(1),” after “section 1591.”.

13 (d) Section 2252(b) of title 18, United States Code,  
14 is amended—

15 (1) in subsection (1) by inserting “section  
16 2751(a), section 2752(a), section 2753(a)(1),” after  
17 “section 1591,”; and

18 (2) in subsection (2) by inserting “section  
19 2751(a), section 2752(a), section 2753(a)(1),” after  
20 “under this chapter,”.

21 (e) Section 2252A(b) of title 18, United States Code,  
22 is amended—

23 (1) in subsection (1) by inserting “section  
24 2751(a), section 2752(a), section 2753(a)(1),” after  
25 “section 1591,”; and

1           (2) in subsection (2) by inserting “section  
2           2751(a), section 2752(a), section 2753(a)(1),” after  
3           “under this chapter,”.

4           (f) Section 2252A(g) of title 18, United States Code,  
5 is amended by inserting “or section 2751(a), 2752(a), or  
6 2753(a)(1) (involving a minor victim),” after “117 (involv-  
7 ing a minor victim),”.

8           (g) Section 2255(a) of title 18, United States Code,  
9 is amended—

10           (1) by striking “or” after “2422,”; and

11           (2) by inserting “, 2751(a), 2752(a), or  
12 2753(a)(1)” after “2423”.

13           (h) Section 2260A of title 18, United States Code,  
14 is amended—

15           (1) by striking “or” after “2423,”; and

16           (2) by inserting “2751(a), 2752(a), or  
17 2753(a)(1),” after “2425,”.

18           (i) Section 2426(b)(1)(A) of title 18, United States  
19 Code, is amended—

20           (1) by striking “or” after “chapter 110,”; and

21           (2) by inserting “, section 2751(a), section  
22 2752(a), or section 2753(a)(1)” after “section  
23 1591”.

24           (j) Section 2516(1)(c) of title 18, United States Code,  
25 is amended by inserting “sections 2751, 2752, 2753,

1 2754, and 2755 (relating to coercion of sexual acts and  
2 related crimes),” after “2425 (relating to transportation  
3 for illegal sexual activity and related crimes),”.

4 (k) Section 3014(a) of title 18, United States Code,  
5 is amended—

6 (1) by redesignating subsection (5) as sub-  
7 section (6);

8 (2) in subsection (4), by striking “or” at the  
9 end; and

10 (3) by inserting after subsection (4) the fol-  
11 lowing:

12 “(5) section 2751(a), 2752(a), or 2753(a) (re-  
13 lating to coercion of sexual acts and related crimes);  
14 or”.

15 (l) Section 3142 of title 18, United States Code, is  
16 amended—

17 (1) in subsection (c)—

18 (A) by striking “or” after “2423,”; and

19 (B) by inserting “, 2751(a), 2752(a), or  
20 2753(a)(1)” after “2425”; and

21 (2) in subsection (e)(3)(E)—

22 (A) by striking “or” after “2423,”; and

23 (B) by inserting “, 2751(a), 2752(a), or  
24 2753(a)(1)” after “2425”.



1 (m) Section 3156(a)(4)(C) of title 18, United States  
2 Code, is amended by inserting “section 2751(a), 2752(a),  
3 2753(a)(1), or” after “any felony under”.

4 (n) Section 3282(b) of title 18, United States Code,  
5 is amended—

6 (1) in paragraph (1), by inserting “, section  
7 2751(a), or section 2753(a)(1)” after “chapter  
8 109A”; and

9 (2) in paragraph (2), by inserting “, section  
10 2751(a), or section 2753(a)(1)” after “chapter  
11 109A”.

12 (o) Section 3299 of title 18, United States Code, is  
13 amended by inserting “, 2751(a), 2752(a), or 2753(a)(1)”  
14 after “section 1591”.

15 (p) Section 3553(b)(2)(A) of title 18, United States  
16 Code, is amended by inserting “2751(a), 2752(a), or  
17 2753(a),” after “section 1591,”.

18 (q) Section 3559(e)(2)(F)(i) of title 18, United  
19 States Code, is amended by inserting “coerced sexual act  
20 (as described in sections 2751(a) and 2753(a)(1));” after  
21 “sexual abuse (as described in sections 2241 and 2242)”.

22 (r) Section 3559(e)(2)(A) of title 18, United States  
23 Code, is amended—

1           (1) by striking “or” after “2422(b) (relating to  
2 coercion and enticement of a minor into prostitu-  
3 tion),”; and

4           (2) by inserting “, or 2751(a) and 2753(a)(1)  
5 (relating to coercion of sexual acts);” after “2423(a)  
6 (relating to transportation of minors)”.

7           (s) Section 3583(k) of title 18, United States Code,  
8 is amended—

9           (1) by striking “or” after “2423,”;

10           (2) by inserting “, 2751(a), 2752(a), or  
11 2753(a)(1)” after “2425”;

12           (3) by striking “or” after “section 1201,” the  
13 second place it occurs; and

14           (4) by inserting “2751(a), 2752(a), or  
15 2753(a)(1),” after “1591,” the second place it oc-  
16 curs.

17           (t) Section 2(1) of the PROTECT Our Children Act  
18 of 2008 (42 U.S.C. 17601(1)) is amended—

19           (1) by striking “and” after “chapter 110,”; and

20           (2) by inserting “, and chapter 124” after  
21 “chapter 117”.

1                   **TITLE II—INTERSTATE**  
2                   **SWATTING HOAX**

3 **SEC. 201. FALSE COMMUNICATIONS TO CAUSE AN EMER-**  
4                   **GENCY RESPONSE.**

5           (a) IN GENERAL.—Chapter 47 of title 18, United  
6 States Code, is amended by adding at the end the fol-  
7 lowing new section:

8 **“§ 1041. False communications to cause an emergency**  
9                   **response**

10           “(a) CRIMINAL VIOLATION.—Whoever, in the ab-  
11 sence of circumstances reasonably requiring an emergency  
12 response, uses the mail or any facility or means of inter-  
13 state or foreign commerce to knowingly transmit false or  
14 misleading information that would reasonably be expected  
15 to cause an emergency response, shall—

16                   “(1) if an emergency response results, be fined  
17                   under this title or imprisoned not more than 5 years,  
18                   or both;

19                   “(2) if serious bodily injury (as defined in sec-  
20                   tion 1365) results, be fined under this title or im-  
21                   prisoned not more than 20 years, or both;

22                   “(3) if death results, be fined under this title  
23                   or imprisoned for any number of years or for life,  
24                   or both; and

1           “(4) in any other case, be fined under this title  
2 or imprisoned not more than 1 year, or both.

3           “(b) CIVIL ACTION.—

4           “(1) IN GENERAL.—Any party incurring dam-  
5 ages incident to an offense under this section may  
6 bring a civil action against the perpetrator in an ap-  
7 propriate district court of the United States and  
8 may recover damages and any other appropriate re-  
9 lief, including reasonable attorney’s fees.

10           “(2) JOINT AND SEVERAL LIABILITY.—An indi-  
11 vidual who is found liable under this subsection shall  
12 be jointly and severally liable with each other person,  
13 if any, who is found liable under this subsection for  
14 damages arising from the same violation of this sec-  
15 tion.

16           “(3) STAY PENDING CRIMINAL ACTION.—

17           “(A) Any civil action filed under this sub-  
18 section shall be stayed during the pendency of  
19 any criminal action arising out of the same oc-  
20 currence in which the claimant is the victim.

21           “(B) In this subsection, the term ‘criminal  
22 action’ includes an investigation and prosecu-  
23 tion that is pending, until final adjudication in  
24 the trial court.

25           “(c) REIMBURSEMENT.—

1           “(1) IN GENERAL.—The court, in imposing a  
2 sentence on a defendant convicted of an offense  
3 under subsection (a), shall order the defendant to  
4 reimburse any party, any State or local government,  
5 or any private not-for-profit organization that pro-  
6 vides fire or rescue service incurring expenses inci-  
7 dent to any emergency response necessitated by such  
8 offense.

9           “(2) LIABILITY.—A person ordered to make re-  
10 imbursement under this subsection shall be jointly  
11 and severally liable for such expenses with each  
12 other person, if any, who is ordered to make reim-  
13 bursement under this subsection for the same ex-  
14 penses.

15           “(3) CIVIL JUDGMENT.—An order of reim-  
16 bursement under this subsection shall, for the pur-  
17 poses of enforcement, be treated as a civil judgment.

18           “(d) DEFINITIONS.—In this section:

19           “(1) EMERGENCY RESPONSE.—The term ‘emer-  
20 gency response’ means any deployment of personnel  
21 or equipment, order or advice to evacuate, or  
22 issuance of a warning to the public or a threatened  
23 person, organization, or establishment, by an agency  
24 of the United States or a State charged with public  
25 safety functions, including any agency charged with

1 detecting, preventing, or investigating crimes or with  
 2 fire or rescue functions, or by a private not-for-profit  
 3 organization that provides fire or rescue service.

4 “(2) STATE.—The term ‘State’ means each of  
 5 the several States, the District of Columbia, each  
 6 commonwealth, territory, or possession of the United  
 7 States, and each federally recognized Indian tribe.”.

8 (b) TECHNICAL AMENDMENT.—The table of sections  
 9 for chapter 47 of title 18, United States Code, is amended  
 10 by adding at the end the following new item:

“1041. False communications to cause an emergency response.”.

11 **TITLE III—INTERSTATE**  
 12 **DOXXING PREVENTION**

13 **SEC. 301. DISCLOSURE OF PERSONAL INFORMATION WITH**  
 14 **THE INTENT TO CAUSE HARM.**

15 (a) IN GENERAL.—Chapter 41 of title 18, United  
 16 States Code, is amended by adding at the end the fol-  
 17 lowing:

18 **“§ 881. Publication of personally identifiable informa-**  
 19 **tion with the intent to cause harm**

20 “(a) CRIMINAL VIOLATION.—Whoever uses the mail  
 21 or any facility or means of interstate or foreign commerce,  
 22 to knowingly publish a person’s personally identifiable in-  
 23 formation—

24 “(1) with the intent to threaten, intimidate, or  
 25 harass any person, incite or facilitate the commis-

1 sion of a crime of violence against any person, or  
2 place any person in reasonable fear of death or seri-  
3 ous bodily injury; or

4 “(2) with the intent that the information will be  
5 used to threaten, intimidate, or harass any person,  
6 incite or facilitate the commission of a crime of vio-  
7 lence against any person, or place any person in rea-  
8 sonable fear of death or serious bodily injury,  
9 shall be fined under this title or imprisoned not more than  
10 5 years, or both.

11 “(b) CIVIL ACTION.—

12 “(1) IN GENERAL.—An individual who is a vic-  
13 tim of an offense under this section may bring a civil  
14 action against the perpetrator in an appropriate dis-  
15 trict court of the United States and may recover  
16 damages and any other appropriate relief, including  
17 reasonable attorney’s fees.

18 “(2) JOINT AND SEVERAL LIABILITY.—An indi-  
19 vidual who is found liable under this subsection shall  
20 be jointly and severally liable with each other person,  
21 if any, who is found liable under this subsection for  
22 damages arising from the same violation of this sec-  
23 tion.

24 “(3) STAY PENDING CRIMINAL ACTION.—

1           “(A) Any civil action filed under this sub-  
2           section shall be stayed during the pendency of  
3           any criminal action arising out of the same oc-  
4           currence in which the claimant is the victim.

5           “(B) In this subsection, the term ‘criminal  
6           action’ includes an investigation and prosecu-  
7           tion that is pending, until final adjudication in  
8           the trial court.

9           “(c) DEFINITIONS.—In this section:

10           “(1) PUBLISH.—The term ‘publish’ means to  
11           circulate, deliver, distribute, disseminate, transmit,  
12           or otherwise make available to another person.

13           “(2) CRIME OF VIOLENCE.—The term ‘crime of  
14           violence’ has the meaning given the term in section  
15           16.

16           “(3) PERSONALLY IDENTIFIABLE INFORMA-  
17           TION.—The term ‘personally identifiable informa-  
18           tion’ means—

19           “(A) any information that can be used to  
20           distinguish or trace an individual’s identity,  
21           such as name, prior legal name, alias, mother’s  
22           maiden name, social security number, date or  
23           place of birth, address, phone number, or bio-  
24           metric data;



1           “(B) any information that is linked or  
2           linkable to an individual, such as medical, fi-  
3           nancial, education, consumer, or employment  
4           information, data, or records; or

5           “(C) any other sensitive private informa-  
6           tion that is linked or linkable to a specific iden-  
7           tifiable individual, such as gender identity, sex-  
8           ual orientation, or any sexually intimate visual  
9           depiction.

10          “(4) SEXUALLY INTIMATE VISUAL DEPIC-  
11          TION.—The term ‘sexually intimate visual depiction’  
12          means any photograph, film, video, or other record-  
13          ing or live transmission of a person, whether pro-  
14          duced by electronic, mechanical, or other means (in-  
15          cluding depictions stored on undeveloped film and  
16          videotape, data stored on computer disk or by any  
17          electronic means that is capable of conversion into a  
18          visual image, and data that is capable of conversion  
19          into a visual image that has been transmitted by any  
20          means, whether or not stored in a permanent for-  
21          mat), that depicts—

22                 “(A) the naked exhibition of the anus, the  
23                 post-pubescent female nipple, the genitals, or  
24                 the pubic area of any person;

1           “(B) any actual or simulated sexual con-  
2           tact or sexual act (as defined in section 2763);

3           “(C) bestiality; or

4           “(D) sadistic or masochistic conduct.

5           “(d) ATTEMPT.—An attempt to violate this section  
6 shall be punishable in the same manner as a completed  
7 violation of this section.

8           “(e) ACTIVITIES OF LAW ENFORCEMENT.—This sec-  
9 tion does not prohibit any lawfully authorized investiga-  
10 tive, protective, or intelligence activity of a law enforce-  
11 ment agency of the United States, a State, or political sub-  
12 division of a State, or of an intelligence agency of the  
13 United States.”.

14           (b) CLERICAL AMENDMENT.—The table of sections  
15 at the beginning of chapter 41 title 18, United States  
16 Code, is amended by adding at the end the following new  
17 item:

“881. Publication of personally identifiable information with the intent to cause  
harm.”.

18           **TITLE IV—CYBERCRIME**  
19           **STATISTICS**

20           **SEC. 401. NATIONAL STRATEGY, CLASSIFICATION, AND RE-**  
21           **PORTING ON CYBERCRIME.**

22           (a) NATIONAL STRATEGY.—The Attorney General  
23 shall develop a national strategy to reduce the incidence  
24 of cybercrimes against individuals, coordinate investiga-

1 tions of cybercrimes against individuals by Federal law en-  
2 forcement agencies, and increase the number of Federal  
3 prosecutions of cybercrimes against individuals.

4 (b) CLASSIFICATION OF CYBERCRIMES AGAINST IN-  
5 DIVIDUALS FOR PURPOSES OF CRIME REPORTS.—Pursu-  
6 ant to authority under section 534 of title 28, United  
7 States Code, the Director of the Federal Bureau of Inves-  
8 tigation shall—

9 (1) design and create within the Uniform Crime  
10 Reports a category for offenses that constitute  
11 cybercrimes against individuals;

12 (2) to the extent feasible, within the category  
13 established pursuant to paragraph (1), establish sub-  
14 categories for each type of cybercrime against an in-  
15 dividual which is an offense under Federal or State  
16 law;

17 (3) classify the category established pursuant to  
18 paragraph (1) as a Part 1 crime in the Uniform  
19 Crime Reports; and

20 (4) classify each type of cybercrime against an  
21 individual which is an offense under Federal or  
22 State law as a Group A offense for the purpose of  
23 the National Incident-Based Reporting System.

24 (c) ANNUAL SUMMARY.—The Attorney General shall  
25 publish an annual summary of the information reported

1 in the Uniform Crime Reports and the National Incident-  
2 Based Reporting System relating to cybercrimes against  
3 individuals.

4 (d) DEFINITIONS.—In this section:

5 (1) The term “cybercrimes against individuals”  
6 means Federal, State, or local criminal offenses that  
7 involve the use of a computer to cause personal  
8 harm to an individual, such as the use of a computer  
9 to harass, threaten, stalk, extort, coerce, cause fear,  
10 intimidate, without consent distribute intimate im-  
11 ages of, or violate the privacy of, an individual, ex-  
12 cept that—

13 (A) use of a computer need not be an ele-  
14 ment of such an offense; and

15 (B) such term does not include the use of  
16 a computer to cause harm to a commercial enti-  
17 ty, government agency, or any non-natural per-  
18 sons.

19 (2) The term “computer” includes a computer  
20 network and any interactive electronic device.

1 **TITLE V—PRIORITIZING ONLINE**  
2 **THREAT ENFORCEMENT**

3 **SEC. 501. IMPROVED INVESTIGATIVE AND FORENSIC RE-**  
4 **SOURCES FOR ENFORCEMENT OF LAWS RE-**  
5 **LATED TO CYBERCRIMES AGAINST INDIVID-**  
6 **UALS.**

7 (a) IN GENERAL.—Subject to the availability of ap-  
8 propriations to carry out this subsection, the Attorney  
9 General, in consultation with the Director of the Federal  
10 Bureau of Investigation, shall, with respect to cybercrimes  
11 against individuals—

12 (1) ensure that there are at least 10 additional  
13 operational agents of the Federal Bureau of Inves-  
14 tigation designated to support the Criminal Division  
15 of the Department of Justice in the investigation  
16 and coordination of cybercrimes against individuals;

17 (2) ensure that each office of a United States  
18 Attorney designates at least 1 Assistant United  
19 States Attorney as responsible for investigating and  
20 prosecuting cybercrimes against individuals; and

21 (3) ensure the implementation of a regular and  
22 comprehensive training program—

23 (A) the purpose of which is to train agents  
24 of the Federal Bureau of Investigation in the  
25 investigation and prosecution of such crimes

1 and the enforcement of laws related to  
2 cybercrimes against individuals; and

3 (B) that includes relevant forensic training  
4 related to investigating and prosecuting  
5 cybercrimes against individuals.

6 (b) ADDITIONAL FUNDING FOR RESOURCES.—

7 (1) AUTHORIZATION.—In addition to amounts  
8 otherwise authorized for resources to investigate and  
9 prosecute criminal activity, there are authorized to  
10 be appropriated to carry out this section \$4,000,000  
11 for each of fiscal years 2018 through 2022.

12 (2) AVAILABILITY.—Any amounts appropriated  
13 under paragraph (1) shall remain available until ex-  
14 pended.

15 (3) USE OF ADDITIONAL FUNDING.—Funds  
16 made available under this subsection shall be used  
17 by the Director of the Federal Bureau of Investiga-  
18 tion and the Attorney General, for the Federal Bu-  
19 reau of Investigation and the Criminal Division of  
20 the Department of Justice, respectively, to—

21 (A) hire and train law enforcement officers  
22 to—

23 (i) investigate cybercrimes against  
24 person; and

1                   (ii) assist in the prosecution of such  
2                   crimes; and

3                   (B) enable relevant units of the Depart-  
4                   ment of Justice, including units responsible for  
5                   investigating cybercrimes against individuals, to  
6                   procure advanced tools of forensic science and  
7                   expert computer forensic assistance, including  
8                   from nongovernmental entities, to investigate,  
9                   prosecute, and study such crimes.

10 **SEC. 502. ANNUAL REPORTS.**

11           (a) REPORT OF THE ATTORNEY GENERAL.—Not  
12 later than 1 year after the date of the enactment of this  
13 Act, and annually thereafter, the Attorney General shall  
14 submit a report to Congress on actions taken to carry out  
15 this title. The initial report required under this subsection  
16 shall be submitted by May 1, 2018. All subsequent annual  
17 reports shall be submitted by May 1st of each fiscal year  
18 thereafter. The report required under this subsection may  
19 be submitted as part of the annual performance report of  
20 the Department of Justice, and shall include, with respect  
21 to the authorizations under section 501, the following:

22                   (1) The number of law enforcement officers  
23                   hired and trained.





1 **TITLE VI—CYBERCRIME EN-**  
2 **FORCEMENT TRAINING AS-**  
3 **SISTANCE**

4 **SEC. 601. LOCAL LAW ENFORCEMENT GRANTS.**

5 (a) IN GENERAL.—Subject to the availability of ap-  
6 propriations, the Attorney General shall award grants  
7 under this section to States and units of local government  
8 for the prevention, enforcement, and prosecution of  
9 cybercrimes against individuals.

10 (b) APPLICATION.—

11 (1) IN GENERAL.—To request a grant under  
12 this section, the chief executive officer of a State or  
13 unit of local government shall submit an application  
14 to the Attorney General within 90 days after the  
15 date on which funds to carry out this section are ap-  
16 propriated for a fiscal year, in such form as the At-  
17 torney General may require. Such application shall  
18 include the following:

19 (A) A certification that Federal funds  
20 made available under this section will not be  
21 used to supplant State or local funds, but will  
22 be used to increase the amounts of such funds  
23 that would, in the absence of Federal funds, be  
24 made available for law enforcement activities.

1           (B) An assurance that, not fewer than 30  
2 days before the application (or any amendment  
3 to the application) was submitted to the Attor-  
4 ney General, the application (or amendment)  
5 was submitted for review to the governing body  
6 of the State or unit of local government (or to  
7 an organization designated by that governing  
8 body).

9           (C) An assurance that, before the applica-  
10 tion (or any amendment to the application) was  
11 submitted to the Attorney General—

12                 (i) the application (or amendment)  
13 was made public; and

14                 (ii) an opportunity to comment on the  
15 application (or amendment) was provided  
16 to citizens and to neighborhood or commu-  
17 nity-based organizations, to the extent ap-  
18 plicable law or established procedure  
19 makes such an opportunity available.

20           (D) An assurance that, for each fiscal year  
21 covered by an application, the applicant shall  
22 maintain and report such data, records, and in-  
23 formation (programmatic and financial) as the  
24 Attorney General may reasonably require.

1           (E) A certification, made in a form accept-  
2           able to the Attorney General and executed by  
3           the chief executive officer of the applicant (or  
4           by another officer of the applicant, if qualified  
5           under regulations promulgated by the Attorney  
6           General), that—

7                   (i) the programs to be funded by the  
8                   grant meet all the requirements of this sec-  
9                   tion;

10                   (ii) all the information contained in  
11                   the application is correct;

12                   (iii) there has been appropriate co-  
13                   ordination with affected agencies; and

14                   (iv) the applicant will comply with all  
15                   provisions of this section and all other ap-  
16                   plicable Federal laws.

17           (F) A certification that the State or in the  
18           case of a unit of local government, the State in  
19           which the unit of local government is located,  
20           has in effect criminal laws which prohibit  
21           cybercrimes against individuals.

22           (G) A certification that any equipment de-  
23           scribed in subsection (e)(7) purchased using  
24           grant funds awarded under this section will be  
25           used primarily for investigations and forensic

1 analysis of evidence in matters involving  
2 cybercrimes against individuals.

3 (c) USE OF FUNDS.—Grants awarded under this sec-  
4 tion may only be used for programs that provide—

5 (1) training for State or local law enforcement  
6 personnel relating to cybercrimes against individuals,  
7 including—

8 (A) training such personnel to identify and  
9 protect victims of cybercrimes against individ-  
10 uals;

11 (B) training such personnel to utilize Fed-  
12 eral, State, local, and other resources to assist  
13 victims of cybercrimes against individuals;

14 (C) training such personnel to identify and  
15 investigate cybercrimes against individuals;

16 (D) training such personnel to enforce and  
17 utilize the laws that prohibit cybercrimes  
18 against individuals;

19 (E) training such personnel to utilize tech-  
20 nology to assist in the investigation of  
21 cybercrimes against individuals and enforce-  
22 ment of laws that prohibit such crimes; and

23 (F) the payment of overtime incurred as a  
24 result of such training;

1           (2) training for State or local prosecutors,  
2 judges, and judicial personnel, relating to  
3 cybercrimes against individuals, including—

4           (A) training such personnel to identify, in-  
5 vestigate, prosecute, or adjudicate cybercrimes  
6 against individuals;

7           (B) training such personnel to utilize laws  
8 that prohibit cybercrimes against individuals;

9           (C) training such personnel to utilize Fed-  
10 eral, State, local, and other resources to assist  
11 victims of cybercrimes against individuals; and

12           (D) training such personnel to utilize tech-  
13 nology to assist in the prosecution or adjudica-  
14 tion of acts of cybercrimes against individuals,  
15 including the use of technology to protect vic-  
16 tims of such crimes;

17           (3) training for State or local emergency dis-  
18 patch personnel relating to cybercrimes against indi-  
19 viduals, including—

20           (A) training such personnel to identify and  
21 protect victims of cybercrimes against individ-  
22 uals;

23           (B) training such personnel to utilize Fed-  
24 eral, State, local, and other resources to assist  
25 victims of cybercrimes against individuals;

1 (C) training such personnel to utilize tech-  
2 nology to assist in the identification of and re-  
3 sponse to cybercrimes against individuals; and

4 (D) the payment of overtime incurred as a  
5 result of such training;

6 (4) assistance to State or local law enforcement  
7 agencies in enforcing laws that prohibit cybercrimes  
8 against individuals, including expenses incurred in  
9 performing enforcement operations, such as overtime  
10 payments;

11 (5) assistance to State or local law enforcement  
12 agencies in educating the public in order to prevent,  
13 deter, and identify violations of laws that prohibit  
14 cybercrimes against individuals;

15 (6) assistance to State or local law enforcement  
16 agencies to establish task forces that operate solely  
17 to conduct investigations, forensic analyses of evi-  
18 dence, and prosecutions in matters involving  
19 cybercrimes against individuals;

20 (7) assistance to State or local law enforcement  
21 and prosecutors in acquiring computers, computer  
22 equipment, and other equipment necessary to con-  
23 duct investigations and forensic analysis of evidence  
24 in matters involving cybercrimes against individuals,  
25 including expenses incurred in the training, mainte-

1 nance, or acquisition of technical updates necessary  
2 for the use of such equipment for the duration of a  
3 reasonable period of use of such equipment;

4 (8) assistance in the facilitation and promotion  
5 of sharing, with State and local law enforcement of-  
6 ficers and prosecutors, of the expertise and informa-  
7 tion of Federal law enforcement agencies about the  
8 investigation, analysis, and prosecution of matters  
9 involving laws that prohibit cybercrimes against indi-  
10 viduals, including the use of multijurisdictional task  
11 forces; or

12 (9) assistance to State and local law enforce-  
13 ment and prosecutors in processing interstate extra-  
14 dition requests for violations of laws involving  
15 cybercrimes against individuals, including expenses  
16 incurred in the extradition of an offender from one  
17 State to another.

18 (d) REPORT TO THE SECRETARY.—On the date that  
19 is one year after the date on which a State or unit of local  
20 government receives a grant under this section, and annu-  
21 ally thereafter, the chief executive of such State or unit  
22 of local government shall submit to the Attorney General  
23 a report which contains—

1           (1) a summary of the activities carried out dur-  
2           ing the previous year with any grant received by  
3           such State or unit of local government;

4           (2) an evaluation of the results of such activi-  
5           ties; and

6           (3) such other information as the Attorney  
7           General may reasonably require.

8           (e) REPORT TO CONGRESS.—Not later than Novem-  
9           ber 1 of each even-numbered fiscal year, the Attorney  
10          General shall submit to the Committee on the Judiciary  
11          of the House of Representatives and the Committee on  
12          the Judiciary of the Senate a report that contains a com-  
13          pilation of the information contained in the report sub-  
14          mitted under subsection (d).

15          (f) AUTHORIZATION OF APPROPRIATIONS.—

16           (1) IN GENERAL.—There are authorized to be  
17           appropriated to carry out this section \$20,000,000  
18           for each of fiscal years 2018 through 2022.

19           (2) LIMITATION.—Of the amount made avail-  
20           able under paragraph (1) in any fiscal year, not  
21           more than 5 percent may be used for evaluation,  
22           monitoring, technical assistance, salaries, and ad-  
23           ministrative expenses.

24          (g) DEFINITIONS.—In this section:



1           (1) The term “cybercrimes against individuals”  
2 means the criminal offenses applicable in the rel-  
3 evant State or unit of local government that involve  
4 the use of a computer to cause personal harm to an  
5 individual, such as the use of a computer to harass,  
6 threaten, stalk, extort, coerce, cause fear, intimidate,  
7 without consent distribute intimate images of, or vio-  
8 late the privacy of, an individual, except that—

9                   (A) use of a computer need not be an ele-  
10                   ment of such an offense; and

11                   (B) such term does not include the use of  
12 a computer to cause harm to a commercial enti-  
13 ty, government agency, or any non-natural per-  
14 sons.

15           (2) The term “computer” includes a computer  
16 network and an interactive electronic device.

17 **SEC. 602. NATIONAL RESOURCE CENTER GRANT.**

18           (a) IN GENERAL.—Subject to the availability of ap-  
19 propriations, the Attorney General shall award a grant  
20 under this section to an eligible entity for the purpose of  
21 the establishment and maintenance of a National Re-  
22 source Center on Cybercrimes Against Individuals to pro-  
23 vide resource information, training, and technical assist-  
24 ance to improve the capacity of individuals, organizations,

1 governmental entities, and communities to prevent, en-  
2 force, and prosecute cybercrimes against individuals.

3 (b) APPLICATION.—To request a grant under this  
4 section, an eligible entity shall submit an application to  
5 the Attorney General not later than 90 days after the date  
6 on which funds to carry out this section are appropriated  
7 for fiscal year 2018 in such form as the Attorney General  
8 may require. Such application shall include the following:

9 (1) An assurance that, for each fiscal year cov-  
10 ered by an application, the applicant shall maintain  
11 and report such data, records, and information (pro-  
12 grammatic and financial) as the Attorney General  
13 may reasonably require.

14 (2) A certification, made in a form acceptable  
15 to the Attorney General, that—

16 (A) the programs funded by the grant  
17 meet all the requirements of this section;

18 (B) all the information contained in the  
19 application is correct; and

20 (C) the applicant will comply with all pro-  
21 visions of this section and all other applicable  
22 Federal laws.

23 (c) USE OF FUNDS.—The eligible entity awarded a  
24 grant under this section shall use such amounts for the

1 establishment and maintenance of a National Resource  
2 Center on Cybercrimes Against Individuals, which shall—

3           (1) offer a comprehensive array of technical as-  
4           sistance and training resources to Federal, State,  
5           and local governmental agencies, community-based  
6           organizations, and other professionals and interested  
7           parties, related to cybercrimes against individuals,  
8           including programs and research related to victims;

9           (2) maintain a resource library which shall col-  
10          lect, prepare, analyze, and disseminate information  
11          and statistics related to—

12                   (A) the incidence of cybercrimes against  
13                   individuals;

14                   (B) the enforcement, and prosecution of  
15                   laws relating to cybercrimes against individuals;  
16                   and

17                   (C) the provision of supportive services and  
18                   resources for victims of cybercrimes against in-  
19                   dividuals; and

20          (3) conduct research related to—

21                   (A) the causes of cybercrimes against indi-  
22                   viduals;

23                   (B) the effect of cybercrimes against indi-  
24                   viduals on victims of such crimes; and

1           (C) model solutions to prevent or deter  
2           cybercrimes against individuals or to enforce  
3           the laws relating to cybercrimes against individ-  
4           uals.

5           (d) DURATION OF GRANT.—

6           (1) IN GENERAL.—The grant awarded under  
7           this section shall be awarded for a period of 5 years.

8           (2) RENEWAL.—A grant under this section may  
9           be renewed for additional 5-year periods if the At-  
10          torney General determines that the funds made  
11          available to the recipient were used in a manner de-  
12          scribed in subsection (c), and if the recipient resub-  
13          mits an application described in subsection (b) in  
14          such form, and at such time as the Attorney General  
15          may reasonably require.

16          (e) SUBGRANTS.—The eligible entity awarded a grant  
17          under this section may make subgrants to other nonprofit  
18          private organizations with relevant subject matter exper-  
19          tise in order to establish and maintain the National Re-  
20          source Center on Cybercrimes Against Individuals in ac-  
21          cordance with subsection (c).

22          (f) REPORT TO THE SECRETARY.—On the date that  
23          is one year after the date on which an eligible entity re-  
24          ceives a grant under this section, and annually thereafter

1 for the duration of the grant period, the entity shall sub-  
2 mit to the Attorney General a report which contains—

3 (1) a summary of the activities carried out  
4 under the grant program during the previous year;

5 (2) an evaluation of the results of such activi-  
6 ties; and

7 (3) such other information as the Attorney  
8 General may reasonably require.

9 (g) REPORT TO CONGRESS.—Not later than Novem-  
10 ber 1 of each even-numbered fiscal year, the Attorney  
11 General shall submit to the Committee on the Judiciary  
12 of the House of Representatives and the Committee on  
13 the Judiciary of the Senate a report that contains a com-  
14 pilation of the information contained in the report sub-  
15 mitted under subsection (d).

16 (h) AUTHORIZATION OF APPROPRIATIONS.—There  
17 are authorized to be appropriated to carry out this section  
18 \$4,000,000 for each of fiscal years 2018 through 2022.

19 (i) DEFINITIONS.—In this section:

20 (1) CYBERCRIMES AGAINST INDIVIDUALS.—The  
21 term “cybercrimes against individuals” has the  
22 meaning given such term in section 601(g).

23 (2) ELIGIBLE ENTITY.—The term “eligible enti-  
24 ty” means a nonprofit private organization that fo-  
25 cuses on cybercrimes against individuals and that—

1           (A) provides documentation to the Attor-  
2           ney General demonstrating experience working  
3           directly on issues of cybercrimes against indi-  
4           viduals; and

5           (B) includes on the entity’s advisory board  
6           representatives who have a documented history  
7           of working directly on issues of cybercrimes  
8           against individuals and who are geographically  
9           and culturally diverse.

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