

## Section by Section: The Invest in Child Safety Act of 2020

**Sec. 1.** Short Title.

**Sec. 2.** Definitions.

**Sec. 3.** This section establishes the Office to Enforce and Protect Against Child Sexual Exploitation within the Executive Office of the President which will develop an enforcement and protection strategy. It institutes a Director to head the Office who will:

- Be presidentially appointed, with consent of the Senate, and may serve up to two 5-year terms.
- Have proficiency in managing and coordinating large organizations and offices as well as investigating and prosecuting child sexual exploitation crimes, including those with a technological or cyber component.
- Coordinate the activities of the Office in conjunction with other federal agencies.

The Director will execute duties of the Office, which include:

- Coordinating the Office's programs in cooperation with foreign law enforcement agencies.
- Convening triannual meetings with high-level representatives from various associated federal agencies to ensure success of the enforcement and protection strategy.
- Holding public comment periods on funding priorities every fiscal year.
- Submitting an enforcement and protection strategy upon appointment as well as associated spending plans yearly to Congress.
- Submitting annual reports to Congress detailing the Office's work, which will (a) cover each program or agency utilized during the previous fiscal year, (b) evaluate the efficacy of the use of funds, and (c) discuss funding priorities for the Office for the current fiscal year. Annual reports are to include number and nature of:
  - Reports to the CyberTipline.
  - Investigations conducted relating to child sexual exploitation
  - Ongoing prosecutions of offenses involving child sexual exploitation
  - Prosecutions of offenses involving child sexual exploitation by judicial district.
  - Convictions of offenses involving child sexual exploitation.
  - Convictions of offenses involving child sexual exploitation by judicial district.
  - Referrals of offenses involving child exploitation to non-federal entities, including foreign law enforcement agencies, broken down by jurisdiction and entity.
  - Summaries of all transfers and grants made from the Fund as well as a summary of any unobligated funds from transfers and grants made for the previous year.
- Appearing before Senate and House judiciary committees to discuss the enforcement and protection strategy, including any updates.

- Analyzing and responding promptly to proposed policy change notifications from program and agency heads.

**Sec. 4.** This section establishes a transfer of \$5 billion from the general fund to create the Child Sexual Exploitation Treatment, Support, and Prevention Fund. It authorizes sums as necessary to increase funding, treatment, and support for victims, as well as bolster programs and services to identify, investigate, and prosecute criminals of child sexual exploitation. For each fiscal year 2021-2030, the Director will make transfers from the Fund to support the following agency programs:

- The Department of Justice (DOJ), for:
  - United States attorneys' offices.
  - Child Exploitation and Obscenity Section of the Criminal Division.
  - National Center for Missing and Exploited Children (NCMEC).
  - Internet Crimes Against Children Task Force
  - National Criminal Justice Training Center
- Federal Bureau of Investigation (FBI).
- The agency head of the Juvenile Justice and Delinquency Prevention Act for local children's advocacy centers.
- The Department of Health and Human Services (HHS) for the Street Outreach Program of Family and Youth Services Bureau.

The Director is also authorized to make grants and fund transfers to Executive agencies for treatment and support using amounts from the Fund. Services and programs eligible for this funding include:

- HHS for the Street Outreach Program.
- Local governments and Indian Tribes.
- Non-Federal entities or Executive agencies to provide training to school-based mental health services providers to detect cases of child sexual exploitation and treat victims
- The Internet Crimes Against Children Task Force Program, the Victim Identification program, and the Child Exploitation Investigations Unit of U.S. Immigration and Customs Enforcement
- NCMEC.
- Innocent Images National Initiative, Crimes Against Children Unit, Child Abduction Rapid Development Teams, and Child Exploitation and Human Trafficking Task Forces of the FBI.
- Child Exploitation and Obscenity Section of the Criminal Division of the DOJ, as well as the National Criminal Justice Training Center.
- Any other covered program or agency for programs of activities directed at addressing child sexual exploitation.

**Sec. 5.** This section directs the Office of Planning Research and Evaluation (OPRE) within HHS to consult with the National Institute of Justice (NIJ) within DOJ to conduct a study to identify risk factors of child sexual exploitation, as well as identify and evaluate promising child sexual exploitation prevention services and programs.

**Sec. 6.** This section instructs the Government Accountability Office to study and report on all federal funding (including grants) for the prevention, detection, enforcement, and treatment of child sexual exploitation. It will separately report on activities relating to child sexual abuse material (CSAM).

**Sec. 7.** This section amends Chapter 110 of title 18 of the United States Code to modernize the CyberTipline to reduce the proliferation of online child sexual exploitation. This includes increasing the time that tech companies hold onto evidence of CSAM.