

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 1808
OFFERED BY MR. GUTHRIE OF KENTUCKY**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Improving Support for
3 Missing and Exploited Children Act of 2017”.

4 SEC. 2. FINDINGS.

5 Section 402 of the Missing Children’s Assistance Act
6 (42 U.S.C. 5771) is amended—

7 (1) by amending paragraph (1) to read as fol-
8 lows: to read as follows:

9 “(1) each year tens of thousands of children
10 run away, or are abducted or removed, from the con-
11 trol of a parent having legal custody without such
12 parent’s consent, under circumstances which imme-
13 diately place the child in grave danger;”,

14 (2) by striking paragraphs (4) and (5),

15 (3) in paragraph (6) by inserting “, including
16 child sex trafficking and sextortion” after “exploit-
17 ation”,

1 (4) in paragraph (8) by adding “and” at the
2 end,

3 (5) by striking paragraph (9),

4 (6) by amending paragraph (10) to read as fol-
5 lows:

6 “(10) a key component of such programs is the
7 National Center for Missing and Exploited Children
8 that—

9 “(A) serves as a nonprofit, national re-
10 source center and clearinghouse to provide as-
11 sistance to victims, families, child-serving pro-
12 fessionals, and the general public;

13 “(B) works with the Department of Jus-
14 tice, the Federal Bureau of Investigation, the
15 United States Marshals Service, the Depart-
16 ment of the Treasury, the Department of State,
17 the United States Immigration and Customs
18 Enforcement, the United States Secret Service,
19 the United States Postal Inspection Service,
20 other agencies, and nongovernmental organiza-
21 tions in the effort to find missing children and
22 to prevent child victimization; and

23 “(C) coordinates with each of the missing
24 children clearinghouses operated by the 50
25 States, the District of Columbia, Puerto Rico,

1 and international organizations to transmit im-
2 ages and information regarding missing and ex-
3 ploited children to law enforcement, nongovern-
4 mental organizations, and corporate partners
5 across the United States and around the world
6 instantly.”, and

7 (7) by redesignating paragraphs (6), (7), (8),
8 and (10) as paragraphs (4), (5), (6), and (7), re-
9 spectively.

10 **SEC. 3. DEFINITIONS.**

11 Section 403 of the Missing Children’s Assistance Act
12 (42 U.S.C. 5772) is amended—

13 (1) in paragraph (1)—

14 (A) by striking “legal custodian” each
15 place it appears and inserting “parent”,

16 (B) in subparagraph (A) by striking
17 “custodian’s” and inserting “parent’s”, and

18 (C) in subparagraph (C) by striking the
19 period and the end and inserting a semicolon,

20 (2) in paragraph (2) by striking “and” at the
21 end and inserting,

22 (3) in paragraph (3) by striking the period at
23 the end and inserting “; and”, and

24 (4) by adding at the end the following:

1 “(4) the term ‘parent’ includes a legal guardian
2 or other individual standing in loco parentis (such as
3 a grandparent or stepparent with whom the child
4 lives, or an individual who is legally responsible for
5 the child’s welfare).”.

6 **SEC. 4. DUTIES AND FUNCTIONS OF THE ADMINISTRATOR.**

7 Section 404 of the Missing Children’s Assistance Act
8 (42 U.S.C. 5773(b)) is amended—

9 (1) in subsection (a)—

10 (A) in paragraph (3) by striking “tele-
11 phone line” and inserting “hotline”, and

12 (B) in paragraph (6)(E)—

13 (i) by striking “telephone line” and
14 inserting “hotline”,

15 (ii) by striking “(b)(1)(A) and” and
16 inserting “(b)(1)(A),”, and

17 (iii) by inserting “, and the number
18 and types of reports to the tipline estab-
19 lished under subsection (b)(1)(K)(i)” be-
20 fore the semicolon at the end,

21 (2) in subsection (b)(1)—

22 (A) in subparagraph (A)—

23 (i) by striking “telephone line” each
24 place it appears and inserting “hotline”,

25 and

1 (ii) by striking “legal custodian” and
2 inserting “parent”,

3 (B) in subparagraph (C)—

4 (i) in clause (i)—

5 (I) by striking “restaurant” and
6 inserting “food”, and

7 (II) by striking “and” at the end,

8 (ii) in clause (ii) by adding “and” at
9 the end, and

10 (iii) by adding at the end the fol-
11 lowing:

12 “(iii) innovative and model programs,
13 services, and legislation that benefit miss-
14 ing and exploited children;”,

15 (C) by striking subparagraphs (E), (F),
16 and (G),

17 (D) by amending subparagraph (H) to
18 read as follows:

19 “(H) provide technical assistance and
20 training to families, law enforcement agencies,
21 State and local governments, elements of the
22 criminal justice system, nongovernmental agen-
23 cies, local educational agencies, and the general
24 public—

1 “(i) in the prevention, investigation,
2 prosecution, and treatment of cases involv-
3 ing missing and exploited children;

4 “(ii) to respond to foster children
5 missing from the State child welfare sys-
6 tem in coordination with child welfare
7 agencies and courts handling juvenile jus-
8 tice and dependency matters; and

9 “(iii) in the identification, location,
10 and recovery of victims of, and children at
11 risk for, child sex trafficking;”

12 (E) by amending subparagraphs (I), (J),
13 and (K) to read as follows:

14 “(I) provide assistance to families, law en-
15 forcement agencies, State and local govern-
16 ments, nongovernmental agencies, child-serving
17 professionals, and other individuals involved in
18 the location and recovery of missing and ab-
19 ducted children, both nationally, and in co-
20 operation with the Department of State, inter-
21 nationally;

22 “(J) provide support and technical assist-
23 ance to child-serving professionals involved in
24 helping to recover missing and exploited chil-
25 dren by searching public records databases to

1 help in the identification, location, and recovery
2 of such children, and help in the location and
3 identification of potential abductors and offend-
4 ers;

5 “(K) provide forensic and direct on-site
6 technical assistance and consultation to fami-
7 lies, law enforcement agencies, child-serving
8 professionals, and nongovernmental organiza-
9 tions in child abduction and exploitation cases,
10 including facial reconstruction of skeletal re-
11 mains and similar techniques to assist in the
12 identification of unidentified deceased chil-
13 dren;”.

14 (F) by striking subparagraphs (L) and
15 (M),

16 (G) by amending subparagraph (N) to
17 read as follows:

18 “(N) provide training, technical assistance,
19 and information to nongovernmental organiza-
20 tions relating to non-compliant sex offenders
21 and to law enforcement agencies in identifying
22 and locating such individuals;”.

23 (H) by striking subparagraph (P),

24 (I) by amending subparagraph (Q) to read
25 as follows:

1 “(Q) work with families, law enforcement
2 agencies, electronic service providers, electronic
3 payment service providers, technology compa-
4 nies, nongovernmental organizations, and others
5 on methods to reduce the existence and dis-
6 tribution of online images and videos of sexually
7 exploited children—

8 “(i) by operating a tipline to provide
9 to individuals and electronic service pro-
10 viders an effective means of reporting
11 Internet-related and other instances of
12 child sexual exploitation in the areas of—

13 “(I) possession, manufacture,
14 and distribution of child pornography;

15 “(II) online enticement of chil-
16 dren for sexual acts;

17 “(III) child sex trafficking;

18 “(IV) sex tourism involving chil-
19 dren;

20 “(V) extra familial child sexual
21 molestation;

22 “(VI) unsolicited obscene mate-
23 rial sent to a child;

24 “(VII) misleading domain names;

25 and

1 “(VIII) misleading words or dig-
2 ital images on the Internet;
3 and subsequently to make such reports
4 available to the appropriate law enforce-
5 ment agency for its review and potential
6 investigation;

7 “(ii) by operating a child victim iden-
8 tification program to assist law enforce-
9 ment agencies in identifying victims of
10 child pornography and other sexual crimes
11 to support the recovery of children from
12 sexually exploitative situations; and

13 “(iii) by utilizing emerging tech-
14 nologies to provide additional outreach and
15 educational materials to parents and fami-
16 lies;”,

17 (J) by striking subparagraph (R),

18 (K) by amending subparagraphs (S) and
19 (T) to read as follows:

20 “(S) develop and disseminate programs
21 and information to families, child-serving pro-
22 fessionals, law enforcement agencies, State and
23 local governments, nongovernmental organiza-
24 tions, schools, local educational agencies, child-

1 serving organizations, and the general public
2 on—

3 “(i) the prevention of child abduction
4 and sexual exploitation;

5 “(ii) Internet safety, including tips for
6 social media and cyberbullying; and

7 “(iii) sexting and sextortion; and

8 “(T) provide technical assistance and
9 training to local educational agencies, schools,
10 State and local law enforcement agencies, indi-
11 viduals, and other nongovernmental organiza-
12 tions that assist with finding missing and ab-
13 ducted children in identifying and recovering
14 such children.”, and

15 (L) by redesignating subparagraphs (G),
16 (H), (I), (J), (K), (O), (Q), (S), and (T) as
17 subparagraphs (E) through (M), respectively.

18 **SEC. 5. GRANTS.**

19 Section 405 of the Missing Children’s Assistance Act
20 (42 U.S.C. 5775) is amended—

21 (1) in subsection (a)—

22 (A) in paragraph (7) by striking “(as de-
23 fined in section 403(1)(A))”, and

24 (B) in paragraph (8)—

1 (i) by striking “legal custodians” and
2 inserting “parents”, and

3 (ii) by striking “custodians’ ” and in-
4 sserting “parents’ ”, and

5 (2) in subsection (b)(1)(A) by striking “legal
6 custodians” and inserting “parents”.

7 **SEC. 6. REPORTING.**

8 The Missing Children’s Assistance Act (42 U.S.C.
9 5771 et seq.) is amended—

10 (1) by redesignating sections 407 and 408 as
11 section 408 and 409, respectively, and

12 (2) by inserting after section 406 the following:

13 **“SEC. 407. REPORTING.**

14 “(a) **REQUIRED REPORTING.**—As a condition of re-
15 ceiving funds under section 404(b), the grant recipient
16 shall, based solely on reports received by the grantee and
17 not involving any data collection by the grantee other than
18 those reports, annually provide to the Administrator and
19 make available to the general public, as appropriate—

20 “(1) the number of children nationwide who are
21 reported to the grantee as missing;

22 “(2) the number of children nationwide who are
23 reported to the grantee as victims of non-family ab-
24 ductions;

1 “(3) the number of children nationwide who are
2 reported to the grantee as victims of family abduc-
3 tions; and

4 “(4) the number of missing and abducted chil-
5 dren recovered nationwide whose recovery was re-
6 ported to the grantee.

7 “(b) INCIDENCE OF ATTEMPTED CHILD ABDUC-
8 TIONS.—As a condition of receiving funds under section
9 404(b), the grant recipient shall—

10 “(1) track the incidence of attempted child ab-
11 ductions in order to identify links and patterns;

12 “(2) provide such information to law enforce-
13 ment agencies; and

14 “(3) make such information available to the
15 general public, as appropriate.”.

