

110TH CONGRESS
1ST SESSION

H. R. 3845

AN ACT

To establish a Special Counsel for Child Exploitation Prevention and Interdiction within the Office of the Deputy Attorney General, to improve the Internet Crimes Against Children Task Force, to increase resources for regional computer forensic labs, and to make other improvements to increase the ability of law enforcement agencies to investigate and prosecute child predators.

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 “Providing Resources, Officers, and Technology to Eradi-
 6 cate Cyber Threats to Our Children Act of 2007” or the
 7 “PROTECT Our Children Act of 2007”.

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

- Sec. 1. Short title; table of contents.
- Sec. 2. Findings.
- Sec. 3. Definitions.

TITLE I—SPECIAL COUNSEL FOR CHILD EXPLOITATION
 PREVENTION AND INTERDICTION

- Sec. 101. Establishment of special counsel for child exploitation prevention and interdiction.
- Sec. 102. Establishment of National ICAC Task Force Program.
- Sec. 103. Purpose of ICAC task forces.
- Sec. 104. Duties and functions of task forces.
- Sec. 105. National ICAC Data Network Center.
- Sec. 106. ICAC grant program.
- Sec. 107. Authorization of appropriations.

TITLE II—ADDITIONAL MEASURES TO COMBAT CHILD
 EXPLOITATION

- Sec. 201. Additional regional computer forensic labs.
- Sec. 202. Additional field agents for the FBI.
- Sec. 203. Immigrations and customs enforcement enhancement.
- Sec. 204. Combating trafficking via the United States Postal Service.
- Sec. 205. Accountability provisions for child exploitation prevention and interdiction.

10 **SEC. 2. FINDINGS.**

11 Congress finds the following:

- 12 (1) The Internet has facilitated the growth of
 13 a multi-billion dollar global market for images and
 14 video of children being sexually-displayed, raped, and

1 tortured, far exceeding the capacity of law enforce-
2 ment to respond at the Federal, State, and local
3 level.

4 (2) The explosion of child pornography traf-
5 ficking is claiming very young victims. Research by
6 the Department of Justice, the University of New
7 Hampshire, and the National Center for Missing
8 and Exploited Children indicates that among those
9 arrested for possession of child pornography, 83 per-
10 cent have images of children 6-12 years old, 39 per-
11 cent have images of children 3-5 years old, and 19
12 percent have images of children under the age of 3
13 years old.

14 (3) The images and videos being trafficked typi-
15 cally depict sexual assaults that are both graphic
16 and brutal. The research described in paragraph (2)
17 also indicates that 80 percent of known child por-
18 nography possessors have images of children being
19 sexually penetrated and 21 percent have images de-
20 picting children bound, gagged, blindfolded, or “oth-
21 erwise enduring sadistic sex.” Just one percent of
22 such possessors restricted their collecting to images
23 of simple child nudity.

24 (4) Millions of children and teens in the United
25 States are at risk from sexual predators who are

1 hunting, stalking, and luring minors online. Along
2 with the incredible access to the world offered our
3 children by the Internet, the Internet also offers the
4 world access to our children.

5 (5) The Internet Crimes Against Children task
6 forces at the Department of Justice have identified
7 millions of child pornography transactions involving
8 images and video of child sexual assault from mil-
9 lions of computer IP addresses worldwide.

10 (6) The ICAC Program has been highly suc-
11 cessful in creating and sustaining an emerging na-
12 tional network of 59 Federal, State, and local task
13 forces in all 50 States, which form the backbone of
14 national readiness to combat child exploitation.

15 (7) In testimony before Congress, law enforce-
16 ment experts have expressed consensus that lack of
17 law enforcement resources, including dedicated fo-
18 rensic analysis capacity, is a severe problem at the
19 Federal, State, and local level, severely limiting the
20 number of predators that can be interdicted and
21 children that can be identified and rescued.

22 (8) The Federal Bureau of Investigation,
23 United States Immigrations and Customs Enforce-
24 ment, and the United States Postal Inspection Serv-
25 ice have each developed highly specialized and suc-

1 successful child exploitation investigative capabilities,
2 yet these agencies have testified to Congress that
3 they must triage the overwhelming number of child
4 exploitation crimes and cannot investigate a large
5 percentage of known crimes.

6 (9) Child pornography and online child entice-
7 ment crimes have among the highest conviction rates
8 of any child sexual offense, and the research funded
9 by the Department of Justice indicates that the ma-
10 jority of child pornography offenders have committed
11 or attempted direct sexual contact offenses against
12 children. Investigating and prosecuting these preda-
13 tors is one of the most concrete and measurable
14 strategies for the prevention of future child sexual
15 abuse.

16 **SEC. 3. DEFINITIONS.**

17 In this Act, the following definitions shall apply:

18 (1) CHILD EXPLOITATION.—

19 (A) IN GENERAL.—Except as provided in
20 subparagraph (B), the term “child exploitation”
21 means any conduct, or an attempt or conspiracy
22 to commit such conduct, constituting criminal
23 sexual abuse of a minor, sexual exploitation of
24 a minor, abusive sexual contact of a minor, sex-

1 ually explicit conduct with a minor, or any simi-
 2 lar offense under Federal or State law.

3 (B) STATUTORY RAPE EXCEPTION.—The
 4 term “child exploitation” shall not include sex-
 5 ual conduct involving a minor if—

6 (i) the minor involved in such conduct
 7 has attained 16 years of age or older;

8 (ii) no other individual involved in
 9 such conduct is more than 4 years older
 10 than such minor; and

11 (iii) such conduct was consensual.

12 (2) MINOR.—The term “minor” means any per-
 13 son under the age of 18 years.

14 (3) SEXUALLY EXPLICIT CONDUCT.—The term
 15 “sexually explicit conduct” has the meaning given
 16 such term in section 2256 of title 18, United States
 17 Code.

18 **TITLE I—SPECIAL COUNSEL FOR**
 19 **CHILD EXPLOITATION PRE-**
 20 **VENTION AND INTERDICTION**

21 **SEC. 101. ESTABLISHMENT OF SPECIAL COUNSEL FOR**
 22 **CHILD EXPLOITATION PREVENTION AND**
 23 **INTERDICTION.**

24 (a) IN GENERAL.—The Attorney General shall ap-
 25 point a Special Counsel for Child Exploitation Prevention

1 and Interdiction within the Office of the Deputy Attorney
2 General.

3 (b) DUTIES OF THE SPECIAL COUNSEL.—The Spe-
4 cial Counsel appointed under subsection (a) shall have the
5 following duties:

6 (1) Coordinating the policies and strategies of
7 the Department of Justice related to the prevention
8 and investigation of child exploitation cases, includ-
9 ing the policies and strategies of the Office of Jus-
10 tice Programs, the Criminal Division of the Depart-
11 ment of Justice, the Executive Office of United
12 States Attorneys, the Federal Bureau of Investiga-
13 tion, and any other agency or bureau of the Depart-
14 ment of Justice whose activities relate to child ex-
15 ploitation cases.

16 (2) Pursuing memorandums of understanding
17 or other interagency agreements related to the pre-
18 vention, investigation, and apprehension of individ-
19 uals exploiting children, including seeking coopera-
20 tion and collaboration with—

21 (A) United States Immigration and Cus-
22 toms Enforcement;

23 (B) the Department of State;

24 (C) the Department of Commerce;

25 (D) the Department of Education; and

1 (E) other Federal agencies.

2 (3) Coordinating and overseeing the ICAC Task
3 Force Program established under section 102.

4 (4) Coordinating and overseeing the National
5 Internet Crimes Against Children Data Network
6 Center established under section 105.

7 (5) Reviewing and approving the grants award-
8 ed by the ICAC grant program as administered by
9 the Office of Justice Programs, including developing
10 and approving the funding formula established
11 under section 106, after consultation with the Office
12 of Justice Programs.

13 (6) Developing, providing, and coordinating
14 technical assistance and training for Federal, State,
15 local, and tribal law enforcement agencies related to
16 the prevention, investigation, and prosecution of
17 child exploitation crimes.

18 (7) Developing, providing, and coordinating
19 training and technical assistance to Federal, State,
20 local, and tribal law enforcement related to forensic
21 computer examination and analysis.

22 (8) Developing and overseeing research pro-
23 grams related to child exploitation prevention.

1 (9) Directing and overseeing programs for child
2 exploitation prevention and education, including pro-
3 grams related to Internet safety.

4 (10) Maintaining liaison with the judicial
5 branches of the Federal and State Governments on
6 matters relating to child exploitation.

7 (11) Providing information to the President,
8 Congress, the judiciary, State, local, and tribal gov-
9 ernments, and the general public on matters relating
10 to child exploitation.

11 (12) Serving, at the request of the Attorney
12 General, as the representative of the Department of
13 Justice on domestic task forces, committees, or com-
14 missions addressing policies or issues relating to
15 child exploitation.

16 (13) Providing technical assistance, coordina-
17 tion, training, and support to—

18 (A) other components of the Department
19 of Justice, in efforts to develop policy and to
20 enforce Federal laws relating to child exploi-
21 tation cases, including the litigation of civil and
22 criminal actions relating to enforcing such laws;

23 (B) other Federal, State, local, and tribal
24 agencies, in efforts to develop policy, provide
25 technical assistance, and improve coordination

1 among agencies carrying out efforts to elimi-
2 nate child exploitation; and

3 (C) grantees, in efforts to combat child ex-
4 ploitation and to provide support and assistance
5 to victims of such exploitation.

6 (c) STAFF.—The Special Counsel appointed under
7 subsection (a) may hire or appoint such staff as may be
8 required to carry out the duties described in this section.

9 **SEC. 102. ESTABLISHMENT OF NATIONAL ICAC TASK FORCE**
10 **PROGRAM.**

11 (a) ESTABLISHMENT.—There is established within
12 the Department of Justice, under the general authority
13 of the Attorney General, a National Internet Crimes
14 Against Children Task Force (hereinafter in this title re-
15 ferred to as the “ICAC Task Force”), which shall consist
16 of a national program of State and local law enforcement
17 task forces dedicated to developing effective responses to
18 online enticement of children by sexual predators, child ex-
19 ploitation, and child obscenity and pornography cases.

20 (b) NATIONAL PROGRAM.—The National ICAC Task
21 Force Program established under subsection (a) shall in-
22 clude at least one ICAC task force in each State.

1 **SEC. 103. PURPOSE OF ICAC TASK FORCES.**

2 The National ICAC Task Force Program, and each
3 State or local ICAC task force that is part of the national
4 program of task forces, shall be dedicated towards—

5 (1) increasing the investigative capabilities of
6 State and local law enforcement officers in the de-
7 tection, investigation, and apprehension of Internet
8 crimes against children offenses or offenders, includ-
9 ing technology-facilitated child exploitation offenses;

10 (2) conducting proactive and reactive Internet
11 crimes against children investigations;

12 (3) providing training and technical assistance
13 to ICAC task forces and other Federal, State, and
14 local law enforcement agencies in the areas of inves-
15 tigation, forensics, prosecution, community out-
16 reach, and capacity-building, using recognized ex-
17 perts to assist in the development and delivery of
18 training programs;

19 (4) increasing the number of Internet crimes
20 against children offenses being investigated and
21 prosecuted in both Federal and State courts;

22 (5) creating a multiagency task force response
23 to Internet crimes against children offenses within
24 each State;

25 (6) enhancing nationwide responses to Internet
26 crimes against children offenses, including assisting

1 other ICAC task forces, as well as other Federal,
2 State, and local agencies with Internet crimes
3 against children investigations and prosecutions;

4 (7) developing and delivering Internet crimes
5 against children public awareness and prevention
6 programs; and

7 (8) participating in such other activities, both
8 proactive and reactive, that will enhance investiga-
9 tions and prosecutions of Internet crimes against
10 children.

11 **SEC. 104. DUTIES AND FUNCTIONS OF TASK FORCES.**

12 Each State or local ICAC task force that is part of
13 the national program of task forces shall—

14 (1) consist of State and local investigators,
15 prosecutors, forensic specialists, and education spe-
16 cialists who are dedicated to addressing the goals of
17 such task force;

18 (2) work consistently towards achieving the
19 purposes described in section 103;

20 (3) engage in proactive investigations, forensic
21 examinations, and effective prosecutions of Internet
22 crimes against children;

23 (4) provide forensic, preventive, and investiga-
24 tive assistance to parents, educators, prosecutors,

1 law enforcement, and others concerned with Internet
2 crimes against children;

3 (5) develop multijurisdictional, multiagency re-
4 sponses and partnerships to Internet crimes against
5 children offenses through ongoing informational, ad-
6 ministrative, and technological support to other
7 State and local law enforcement agencies, as a
8 means for such agencies to acquire the necessary
9 knowledge, personnel, and specialized equipment to
10 investigate and prosecute such offenses;

11 (6) participate in nationally coordinated inves-
12 tigations in any case in which the Attorney General
13 determines such participation to be necessary, as
14 permitted by the available resources of such task
15 force;

16 (7) establish or adopt investigative and prosecu-
17 tion standards, consistent with established norms, to
18 which such task force shall comply;

19 (8) investigate, and seek prosecution on, tips
20 related to Internet crimes against children, including
21 tips from other law enforcement agencies, ICAC task
22 forces, the National Center for Missing and Ex-
23 ploited Children, and other Federal, State, and local
24 agencies;

1 (9) develop procedures for handling seized evi-
2 dence;

3 (10) maintain such reports and records as are
4 required under this title; and

5 (11) seek to comply with national standards re-
6 garding the investigation and prosecution of Internet
7 crimes against children, as set forth by the Attorney
8 General, to the extent such standards are consistent
9 with the law of the State where the task force is lo-
10 cated.

11 **SEC. 105. NATIONAL ICAC DATA NETWORK CENTER.**

12 (a) IN GENERAL.—The Attorney General shall estab-
13 lish a National Internet Crimes Against Children Data
14 Network Center.

15 (b) PURPOSE OF CENTER.—The National Internet
16 Crimes Against Children Data Network Center established
17 under subsection (a) shall be dedicated to assisting—

18 (1) the National ICAC Task Force Program es-
19 tablished under this title; and

20 (2) Federal, State, local, and tribal agencies in-
21 vestigating and prosecuting child exploitation.

22 (c) MANDATORY REQUIREMENTS FOR CENTER.—
23 The National Internet Crimes Against Children Data Net-
24 work Center established under subsection (a) shall develop

1 and maintain an integrated technology and training pro-
2 gram that provides—

3 (1) a secure system enabling online communica-
4 tion and collaboration by ICAC task forces, Federal
5 law enforcement agencies, and other State and local
6 law enforcement agencies regarding ongoing inves-
7 tigations;

8 (2) a secure, online system for resolving case
9 conflicts, for use by ICAC task forces, Federal law
10 enforcement agencies, and other State and local law
11 enforcement agencies;

12 (3) a secure data storage and analysis system
13 for use by ICAC task forces, Federal law enforce-
14 ment agencies, and other State and local law en-
15 forcement agencies;

16 (4) guidelines for the use of such Data Network
17 by Federal, State, and local law enforcement agen-
18 cies; and

19 (5) training and technical assistance on the use
20 of such Data Network by Federal, State, and local
21 law enforcement agencies.

22 (d) ICAC DATA NETWORK STEERING COMMITTEE.—
23 The Attorney General shall establish an ICAC Data Net-
24 work Center Steering Committee to provide guidance to
25 the Center relating to the program under subsection (c),

1 and to assist in the development of strategic plans for the
2 Center. The Steering Committee shall consist of 9 mem-
3 bers with expertise in child exploitation prevention and
4 interdiction prosecution, investigation, or prevention, in-
5 cluding—

6 (1) 3 representatives elected by the local direc-
7 tors of the ICAC task forces;

8 (2) 1 representative from the law enforcement
9 agency having primary responsibility for hosting and
10 maintaining the ICAC Data Network;

11 (3) 1 representative of the Federal Bureau of
12 Investigation's Innocent Images National Initiative
13 or Regional Computer Forensic Lab program;

14 (4) 1 representative of the Immigration and
15 Customs Enforcement's Cyber Crimes Center;

16 (5) 1 representative of the United States Postal
17 Inspection Service;

18 (6) 1 representative of the Department of Jus-
19 tice's Child Exploitation and Obscenity Section or a
20 United States Attorney's Office; and

21 (7) 1 representative appointed by the Special
22 Counsel for Child Exploitation Prevention and Inter-
23 diction.

24 (e) AUTHORIZATION OF APPROPRIATIONS.—There
25 are authorized to be appropriated for each of the fiscal

1 years 2009 through 2016, \$2,000,000 to carry out the
2 provisions of this section, including for—

- 3 (1) the establishment of the National Internet
4 Crimes Against Children Data Network Center; and
5 (2) the costs of operating and maintaining such
6 Center.

7 **SEC. 106. ICAC GRANT PROGRAM.**

8 (a) ESTABLISHMENT.—

9 (1) IN GENERAL.—The Office of Justice Pro-
10 grams, in consultation with the Special Counsel for
11 Child Exploitation Prevention and Interdiction, is
12 authorized to award grants to State and local ICAC
13 task forces to assist in carrying out the duties and
14 functions described under section 104.

15 (2) FORMULA GRANTS.—

16 (A) DEVELOPMENT OF FORMULA.—At
17 least 75 percent of the total funds appropriated
18 to carry out this section shall be available to
19 award or otherwise distribute grants pursuant
20 to a funding formula established by the Office
21 of Justice Programs, in consultation with the
22 Special Counsel for Child Exploitation Preven-
23 tion and Interdiction, in accordance with the re-
24 quirements in subparagraph (B).

1 (B) FORMULA REQUIREMENTS.—Any for-
2 mula established by the Office of Justice Pro-
3 grams, in consultation with the Special Counsel
4 for Child Exploitation Prevention and Interdic-
5 tion, under subparagraph (A) shall—

6 (i) ensure that each State or local
7 ICAC task force shall, at a minimum, re-
8 ceive an amount equal to 0.5 percent of
9 the funds available to award or otherwise
10 distribute grants under subparagraph (A);

11 and

12 (ii) take into consideration the fol-
13 lowing factors:

14 (I) The population of each State,
15 as determined by the most recent de-
16 cennial census performed by the Bu-
17 reau of the Census.

18 (II) The number of investigative
19 leads within the applicant’s jurisdic-
20 tion generated by the ICAC Data Net-
21 work, the Cyber Tipline, and other
22 sources.

23 (III) The number of criminal
24 cases related to Internet crimes
25 against children referred to a task

1 force for Federal, State, or local pro-
2 secution.

3 (IV) The number of successful
4 prosecutions of child exploitation
5 cases by a task force.

6 (V) The amount of training,
7 technical assistance, and public edu-
8 cation or outreach by a task force re-
9 lated to the prevention, investigation,
10 or prosecution of child exploitation of-
11 fenses.

12 (VI) Such other criteria as the
13 Attorney General determines dem-
14 onstrate the level of need for addi-
15 tional resources by a task force.

16 (3) DISTRIBUTION OF REMAINING FUNDS
17 BASED ON NEED.—

18 (A) IN GENERAL.—Any funds remaining
19 from the total funds appropriated to carry out
20 this section after funds have been made avail-
21 able to award or otherwise distribute formula
22 grants under paragraph (2)(A) shall be distrib-
23 uted to State and local ICAC task forces based
24 upon need, as set forth by criteria established
25 by the Office of Justice Programs, in consulta-

1 tion with the Special Counsel for Child Exploi-
2 tation Prevention and Interdiction. Such cri-
3 teria shall include the factors under paragraph
4 (2)(B)(ii).

5 (B) MATCHING REQUIREMENT.—A State
6 or local ICAC task force shall contribute match-
7 ing non-Federal funds in an amount equal to
8 not less than 25 percent of the amount of funds
9 received by the State or local ICAC task force
10 under subparagraph (A) of this paragraph. A
11 State or local ICAC task force that is not able
12 or willing to contribute matching funds in ac-
13 cordance with this subparagraph shall not be el-
14 igible for funds under subparagraph (A) of this
15 paragraph.

16 (b) APPLICATION.—

17 (1) IN GENERAL.—Each State or local ICAC
18 task force seeking a grant under this section shall
19 submit an application to the Attorney General at
20 such time, in such manner, and accompanied by
21 such information as the Attorney General may rea-
22 sonably require.

23 (2) CONTENTS.—Each application submitted
24 pursuant to paragraph (1) shall—

1 (A) describe the activities for which assist-
2 ance under this section is sought; and

3 (B) provide such additional assurances as
4 the Attorney General determines to be essential
5 to ensure compliance with the requirements of
6 this title.

7 (c) ALLOWABLE USES.—Grants awarded under this
8 section may be used to—

9 (1) hire personnel, investigators, prosecutors,
10 education specialists, and forensic specialists;

11 (2) establish and support forensic laboratories
12 utilized in Internet crimes against children investiga-
13 tions;

14 (3) support investigations and prosecutions of
15 Internet crimes against children;

16 (4) conduct and assist with education programs
17 to help children and parents protect themselves from
18 Internet predators;

19 (5) conduct and attend training sessions related
20 to successful investigations and prosecutions of
21 Internet crimes against children; and

22 (6) fund any other activities directly related to
23 preventing, investigating, or prosecuting Internet
24 crimes against children.

25 (d) REPORTING REQUIREMENTS.—

1 (1) ICAC REPORTS.—To measure the results of
2 the activities funded by grants under this section,
3 and to assist the Attorney General in complying with
4 the Government Performance and Results Act (Pub-
5 lic Law 103–62; 107 Stat. 285), each State or local
6 ICAC task force receiving a grant under this section
7 shall, on an annual basis, submit a report to the At-
8 torney General that sets forth the following:

9 (A) Staffing levels of the task force, in-
10 cluding the number of investigators, prosecu-
11 tors, education specialists, and forensic special-
12 ists dedicated to investigating and prosecuting
13 Internet crimes against children.

14 (B) Investigation and prosecution perform-
15 ance measures of the task force, including—

16 (i) the number of investigations initi-
17 ated related to Internet crimes against
18 children;

19 (ii) the number of arrests related to
20 Internet crimes against children;

21 (iii) the number of prosecutions for
22 Internet crimes against children, includ-
23 ing—

1 (I) whether the prosecution re-
2 sulted in a conviction for such crime;
3 and

4 (II) the sentence and the statu-
5 tory maximum for such crime under
6 State law.

7 (C) The number of referrals made by the
8 task force to the United States Attorneys office,
9 including whether the referral was accepted by
10 the United States Attorney.

11 (D) Statistics that account for the dispo-
12 sition of investigations that do not result in ar-
13 rests or prosecutions, such as referrals to other
14 law enforcement.

15 (E) The number of investigative technical
16 assistance sessions that the task force provided
17 to nonmember law enforcement agencies.

18 (F) The number of computer forensic ex-
19 aminations that the task force completed.

20 (G) The number of law enforcement agen-
21 cies participating in Internet crimes against
22 children program standards established by the
23 task force.

24 (2) REPORT TO CONGRESS.—Not later than 1
25 year after the date of enactment of this Act, the At-

1 torney General shall submit a report to Congress
2 on—

3 (A) the progress of the development of the
4 ICAC Task Forces established under this title;
5 and

6 (B) the number of Federal and State in-
7 vestigations, prosecutions, and convictions in
8 the prior 12-month period related to child ex-
9 ploitation.

10 **SEC. 107. AUTHORIZATION OF APPROPRIATIONS.**

11 (a) IN GENERAL.—There are authorized to be appro-
12 priated to carry out this title—

- 13 (1) \$60,000,000 for fiscal year 2009;
14 (2) \$75,000,000 for fiscal year 2010;
15 (3) \$75,000,000 for fiscal year 2011;
16 (4) \$75,000,000 for fiscal year 2012;
17 (5) \$75,000,000 for fiscal year 2013;
18 (6) \$75,000,000 for fiscal year 2014;
19 (7) \$100,000,000 for fiscal year 2015; and
20 (8) \$100,000,000 for fiscal year 2016.

21 (b) AVAILABILITY.—Funds appropriated under sub-
22 section (a) shall remain available until expended.

1 **TITLE II—ADDITIONAL MEAS-**
2 **URES TO COMBAT CHILD EX-**
3 **PLOITATION**

4 **SEC. 201. ADDITIONAL REGIONAL COMPUTER FORENSIC**
5 **LABS.**

6 (a) **ADDITIONAL RESOURCES.**—The Attorney Gen-
7 eral shall establish additional computer forensic capacity
8 to address the current backlog for computer forensics, in-
9 cluding for child exploitation investigations. The Attorney
10 General may utilize funds under this title to establish new
11 regional computer forensic laboratories within the Re-
12 gional Computer Forensic Laboratories Program operated
13 by the Federal Bureau of Investigation or may increase
14 capacity at existing laboratories.

15 (b) **NEW COMPUTER FORENSIC LABS.**—If the Attor-
16 ney General determines that new regional computer foren-
17 sic laboratories are needed under subsection (a) to address
18 existing backlogs, such new laboratories shall be estab-
19 lished pursuant to subsection (d).

20 (c) **PURPOSE OF NEW RESOURCES.**—The additional
21 forensic capacity established by the resources provided
22 under this section shall prioritize its activities to assist
23 Federal agencies, State and local Internet Crimes Against
24 Children task forces, and other Federal, State, and local

1 law enforcement agencies in preventing, investigating, and
2 prosecuting Internet crimes against children.

3 (d) LOCATION OF NEW LABS.—The location of any
4 new regional computer forensic laboratories under this
5 section shall be determined by the Attorney General, in
6 consultation with the Director of the Federal Bureau of
7 Investigation, the Regional Computer Forensic Laboratory
8 National Steering Committee, and other relevant stake-
9 holders.

10 (e) REPORT.—Not later than 1 year after the date
11 of enactment of this Act, and every year thereafter, the
12 Attorney General shall submit a report to the Congress
13 on how the funds appropriated under this section were uti-
14 lized.

15 (f) AUTHORIZATION OF APPROPRIATIONS.—There
16 are authorized to be appropriated for fiscal years 2009
17 through 2016, \$7,000,000 to carry out the provisions of
18 this section.

19 **SEC. 202. ADDITIONAL FIELD AGENTS FOR THE FBI.**

20 (a) IN GENERAL.—There are authorized to be appro-
21 priated to the Attorney General \$30,000,000 for each of
22 the fiscal years 2009 through 2016 to fund the hiring of
23 full-time Federal Bureau of Investigation field agents and
24 associated analysts and support staff in addition to the

1 number of such employees serving in those capacities on
2 the date of enactment of this Act.

3 (b) SOLE PURPOSE.—The sole purpose of the addi-
4 tional staff required to be hired under subsection (a) is
5 to work on child exploitation cases as part of the Federal
6 Bureau of Investigation’s Innocent Images National Ini-
7 tiative.

8 **SEC. 203. IMMIGRATIONS AND CUSTOMS ENFORCEMENT**
9 **ENHANCEMENT.**

10 (a) ADDITIONAL AGENTS.—There are authorized to
11 be appropriated to the Secretary of Homeland Security
12 \$15,000,000, for each of the fiscal years 2009 through
13 2016, to fund the hiring of full-time agents and associated
14 analysts and support staff within the Bureau of Immigra-
15 tion and Customs Enforcement in addition to the number
16 of such employees serving in those capacities on the date
17 of enactment of this Act.

18 (b) SOLE PURPOSE.—The sole purpose of the addi-
19 tional staff required to be hired under subsection (a) is
20 to work on child exploitation and child obscenity cases.

21 **SEC. 204. COMBATING TRAFFICKING VIA THE UNITED**
22 **STATES POSTAL SERVICE.**

23 (a) IN GENERAL.—There are authorized to be appro-
24 priated to the Postmaster General \$5,000,000, for each
25 of the fiscal years 2009 through 2016, to fund the hiring

- 1 Law 109–248; 120 Stat. 587), and any other law related
- 2 to combating child exploitation and child obscenity.

Passed the House of Representatives November 14,
2007.

Attest:

Clerk.

110TH CONGRESS
1ST SESSION

H. R. 3845

AN ACT

To establish a Special Counsel for Child Exploitation Prevention and Interdiction within the Office of the Deputy Attorney General, to improve the Internet Crimes Against Children Task Force, to increase resources for regional computer forensic labs, and to make other improvements to increase the ability of law enforcement agencies to investigate and prosecute child predators.