

29, Labor. For complete classification of this Act to the Code, see Short Title note set out under section 1801 of Title 29 and Tables.

The Sentencing Act of 1987, referred to in subsec. (b)(3), is Pub. L. 100-182, Dec. 7, 1987, 101 Stat. 1266. Section 21(a) of the Act is set out as a note under section 994 of Title 28, Judiciary and Judicial Procedure. For complete classification of this Act to the Code, see Short Title of 1987 Amendment note set out under section 3551 of Title 18, Crimes and Criminal Procedure, and Tables.

CODIFICATION

Section is comprised of section 112 of Pub. L. 106-386. Subsec. (a) of section 112 of Pub. L. 106-386 enacted sections 1589 to 1594 of Title 18, Crimes and Criminal Procedure, and amended sections 1581, 1583, and 1584 of Title 18.

§ 7109a. Research on domestic and international trafficking in persons

The President, acting through the Council of Economic Advisors, the National Research Council of the National Academies, the Secretary of Labor, the Secretary of Health and Human Services, the Attorney General, the Secretary of State, the Administrator of the United States Agency for International Development, and the Director of Central Intelligence, shall carry out research, including by providing grants to nongovernmental organizations, as well as relevant United States Government agencies and international organizations, which furthers the purposes of this chapter and provides data to address the problems identified in the findings of this chapter. Such research initiatives shall, to the maximum extent practicable, include, but not be limited to, the following:

- (1) The economic causes and consequences of trafficking in persons.
- (2) The effectiveness of programs and initiatives funded or administered by Federal agencies to prevent trafficking in persons and to protect and assist victims of trafficking.
- (3) The interrelationship between trafficking in persons and global health risks.

(Pub. L. 106-386, div. A, § 112A, as added Pub. L. 108-193, § 6(g)(1), Dec. 19, 2003, 117 Stat. 2883.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this division” meaning division A of Pub. L. 106-386, Oct. 28, 2000, 114 Stat. 1466, which is classified principally to this chapter. For complete classification of division A to the Code, see Short Title note set out under section 7101 of this title and Tables.

DELEGATION OF FUNCTIONS

For delegation of functions of President under this section, see section 6 of Ex. Ord. No. 13257, Feb. 13, 2002, 67 F.R. 7259, as amended, set out as a note under section 7103 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 7110 of this title.

§ 7110. Authorizations of appropriations

(a) Authorization of appropriations in support of the Task Force

To carry out the purposes of section 104¹ and sections 7103(e), 7103(f) and 7107 of this title,

there are authorized to be appropriated to the Secretary of State \$1,500,000 for fiscal year 2001, \$3,000,000 for each of the fiscal years 2002 and 2003, and \$5,000,000 for each of the fiscal years 2004 and 2005.

(b) Authorization of appropriations to the Secretary of Health and Human Services

To carry out the purposes of section 7105(b) of this title, there are authorized to be appropriated to the Secretary of Health and Human Services \$5,000,000 for fiscal year 2001 and \$10,000,000 for fiscal year 2002 and \$15,000,000 for each of the fiscal years 2004 and 2005.

(c) Authorization of appropriations to the Secretary of State

(1) Bilateral assistance to combat trafficking

(A) Prevention

To carry out the purposes of section 7104 of this title, there are authorized to be appropriated to the Secretary of State \$10,000,000 for each of the fiscal years 2004 and 2005.

(B) Protection

To carry out the purposes of section 7105(a) of this title, there are authorized to be appropriated to the Secretary of State \$15,000,000 for fiscal year 2003 and \$10,000,000 for each of the fiscal years 2004 and 2005.

(C) Prosecution and meeting minimum standards

To carry out the purposes of section 2152d of this title, there are authorized to be appropriated \$10,000,000 for each of the fiscal years 2004 and 2005 to assist in promoting prosecution of traffickers and otherwise to assist countries in meeting the minimum standards described in section 7106 of this title, including \$250,000 for each such fiscal year to carry out training activities for law enforcement officers, prosecutors, and members of the judiciary with respect to trafficking in persons at the International Law Enforcement Academies.

(2) Voluntary contributions to OSCE

To carry out the purposes of section 2152d¹ of this title, there is authorized to be appropriated to the Secretary of State for each of the fiscal years 2001 through 2005 \$300,000 for voluntary contributions to advance projects aimed at preventing trafficking, promoting respect for human rights of trafficking victims, and assisting the Organization for Security and Cooperation in Europe participating states in related legal reform for such fiscal year.

(3) Preparation of annual country reports on human rights

To carry out the purposes of section 104,¹ there are authorized to be appropriated to the Secretary of State such sums as may be necessary to include the additional information required by that section in the annual Country Reports on Human Rights Practices, including the preparation and publication of the list described in subsection (a)(1) of that section.¹

(d) Authorization of appropriations to Attorney General

To carry out the purposes of section 7105(b) of this title, there are authorized to be appro-

¹ See References in Text note below.

priated to the Attorney General \$5,000,000 for fiscal year 2001 and \$10,000,000 for fiscal year 2002 and \$15,000,000 for each of the fiscal years 2004 and 2005. To carry out the purposes of section 2152d of this title, there are authorized to be appropriated to the President, acting through the Attorney General and the Secretary of State, \$250,000 for each of fiscal years 2004 and 2005 to carry out training activities for law enforcement officers, prosecutors, and members of the judiciary with respect to trafficking in persons at the International Law Enforcement Academies.

(e) Authorization of appropriations to President

(1) Foreign victim assistance

To carry out the purposes of section 7104 of this title, there are authorized to be appropriated to the President \$5,000,000 for fiscal year 2001, \$10,000,000 for fiscal year 2002, and \$15,000,000 for each of the fiscal years 2003 through 2005.

(2) Assistance to foreign countries to meet minimum standards

To carry out the purposes of section 2152d¹ of this title, there are authorized to be appropriated to the President \$5,000,000 for fiscal year 2001, \$10,000,000 for fiscal year 2002, and \$15,000,000 for each of the fiscal years 2003 through 2005.

(3) Research

To carry out the purposes of section 7109a of this title, there are authorized to be appropriated to the President \$300,000 for fiscal year 2004 and \$300,000 for fiscal year 2005.

(f) Authorization of appropriations to the Secretary of Labor

To carry out the purposes of section 7105(b) of this title, there are authorized to be appropriated to the Secretary of Labor \$5,000,000 for fiscal year 2001 and \$10,000,000 for fiscal year 2002 and \$10,000,000 for each of the fiscal years 2004 and 2005.

(g) Limitation on use of funds

(1) Restriction on programs

No funds made available to carry out this chapter, or any amendment made by this chapter, may be used to promote, support, or advocate the legalization or practice of prostitution. Nothing in the preceding sentence shall be construed to preclude assistance designed to promote the purposes of this Act by ameliorating the suffering of, or health risks to, victims while they are being trafficked or after they are out of the situation that resulted from such victims being trafficked.

(2) Restriction on organizations

No funds made available to carry out this chapter, or any amendment made by this chapter, may be used to implement any program that targets victims of severe forms of trafficking in persons described in section 7102(8)(A) of this title through any organization that has not stated in either a grant application, a grant agreement, or both, that it does not promote, support, or advocate the legalization or practice of prostitution. The pre-

ceding sentence shall not apply to organizations that provide services to individuals solely after they are no longer engaged in activities that resulted from such victims being trafficked.

(Pub. L. 106-386, div. A, §113, Oct. 28, 2000, 114 Stat. 1490; Pub. L. 107-228, div. A, title VI, §682(b), Sept. 30, 2002, 116 Stat. 1410; Pub. L. 108-193, §7, Dec. 19, 2003, 117 Stat. 2884.)

REFERENCES IN TEXT

Section 104, referred to in subsecs. (a) and (c)(3), means section 104 of Pub. L. 106-386, which amended sections 2151n and 2304 of this title. Section 104(a) of Pub. L. 106-386, which does not contain a par. (1), amended generally subsec. (f) of section 2151n of this title.

Section 2152d of this title, referred to in subsecs. (c)(2) and (e)(2), was in the original "section 109", meaning section 109 of Pub. L. 106-386 which was translated as reading section 134 of the Foreign Assistance Act of 1961 which was enacted by section 109 and is classified to section 2152d of this title, to reflect the probable intent of Congress.

This chapter, referred to in subsec. (g), was in the original "this division" meaning division A of Pub. L. 106-386, Oct. 28, 2000, 114 Stat. 1466, which is classified principally to this chapter. For complete classification of division A to the Code, see Short Title note set out under section 7101 of this title and Tables.

This Act, referred to in subsec. (g)(1), is the Victims of Trafficking and Violence Protection Act of 2000, Pub. L. 106-386, Oct. 28, 2000, 114 Stat. 1464, as amended. For complete classification of this Act to the Code, see Short Title note set out under section 7101 of this title and Tables.

AMENDMENTS

2003—Subsec. (a). Pub. L. 108-193, §7(1), substituted "7103(e), 7103(f)" for "7103" and ", \$3,000,000 for each of the fiscal years 2002 and 2003, and \$5,000,000 for each of the fiscal years 2004 and 2005" for "and \$3,000,000 for each of the fiscal years 2002 and 2003".

Subsec. (b). Pub. L. 108-193, §7(2), inserted before period at end "and \$15,000,000 for each of the fiscal years 2004 and 2005".

Subsec. (c)(1). Pub. L. 108-193, §7(3)(A), amended heading and text of par. (1) generally. Text read as follows: "To carry out the purposes of section 7105(a) of this title, there are authorized to be appropriated to the Secretary of State \$5,000,000 for fiscal year 2001, \$10,000,000 for fiscal year 2002, and \$15,000,000 for fiscal year 2003."

Subsec. (c)(2). Pub. L. 108-193, §7(3)(B), substituted "for each of the fiscal years 2001 through 2005" for "for each of the fiscal years 2001, 2002, and 2003".

Subsec. (d). Pub. L. 108-193, §7(4), inserted "and \$15,000,000 for each of the fiscal years 2004 and 2005" after "fiscal year 2002" and inserted at end sentence relating to authorization of appropriations to carry out training activities at the International Law Enforcement Academies.

Subsec. (e). Pub. L. 108-193, §7(5), substituted "for each of the fiscal years 2003 through 2005" for "for fiscal year 2003" in pars. (1) and (2) and added par. (3).

Subsec. (f). Pub. L. 108-193, §7(6), inserted "and \$10,000,000 for each of the fiscal years 2004 and 2005" before period at end.

Subsec. (g). Pub. L. 108-193, §7(7), added subsec. (g).

2002—Subsec. (a). Pub. L. 107-228, §682(b)(1), substituted "for each of the fiscal years 2002 and 2003" for "for fiscal year 2002".

Subsec. (c)(1). Pub. L. 107-228, §682(b)(2)(A), substituted ", \$10,000,000 for fiscal year 2002, and \$15,000,000 for fiscal year 2003" for "and \$10,000,000 for fiscal year 2002".

Subsec. (c)(2). Pub. L. 107-228, §682(b)(2)(B), substituted "there is authorized to be appropriated to the

Secretary of State for each of the fiscal years 2001, 2002, and 2003” for “there are authorized to be appropriated to the Secretary of State” and “for such fiscal year” for “for fiscal year 2001”.

Subsec. (e)(1), (2). Pub. L. 107-228, §682(b)(3), substituted “, \$10,000,000 for fiscal year 2002, and \$15,000,000 for fiscal year 2003” for “and \$10,000,000 for fiscal year 2002”.

CHAPTER 79—TRADE SANCTIONS REFORM AND EXPORT ENHANCEMENT

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CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 7210, 7211 of this title.

§ 7201. Definitions

In this chapter:

(1) Agricultural commodity

The term “agricultural commodity” has the meaning given the term in section 102 of the Agricultural Trade Act of 1978 (7 U.S.C. 5602).

(2) Agricultural program

The term “agricultural program” means—

(A) any program administered under the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1691 et seq.);

(B) any program administered under section 1431 of title 7;

(C) any program administered under the Agricultural Trade Act of 1978 (7 U.S.C. 5601 et seq.);

(D) the dairy export incentive program administered under section 713a-14 of title 15;

(E) any commercial export sale of agricultural commodities; or

(F) any export financing (including credits or credit guarantees) provided by the United States Government for agricultural commodities.

(3) Joint resolution

The term “joint resolution” means—

(A) in the case of section 7202(a)(1) of this title, only a joint resolution introduced within 10 session days of Congress after the date on which the report of the President under section 7202(a)(1) of this title is received by Congress, the matter after the resolving clause of which is as follows: “That Congress approves the report of the President pursuant to section 903(a)(1) of the Trade Sanctions Reform and Export Enhancement Act of 2000, transmitted on _____.”, with the blank completed with the appropriate date; and

(B) in the case of section 7205(1)¹ of this title, only a joint resolution introduced within 10 session days of Congress after the date on which the report of the President under section 7205(2)¹ of this title is received by Congress, the matter after the resolving clause of which is as follows: “That Congress approves the report of the President pursuant to section 906(1) of the Trade Sanctions Reform and Export Enhancement Act of 2000, transmitted on _____.”, with the blank completed with the appropriate date.

(4) Medical device

The term “medical device” has the meaning given the term “device” in section 321 of title 21.

(5) Medicine

The term “medicine” has the meaning given the term “drug” in section 321 of title 21.

(6) Unilateral agricultural sanction

The term “unilateral agricultural sanction” means any prohibition, restriction, or condition on carrying out an agricultural program with respect to a foreign country or foreign entity that is imposed by the United States for reasons of foreign policy or national security, except in a case in which the United States imposes the measure pursuant to—

(A) a multilateral regime and the other member countries of that regime have agreed to impose substantially equivalent measures; or

(B) a mandatory decision of the United Nations Security Council.

(7) Unilateral medical sanction

The term “unilateral medical sanction” means any prohibition, restriction, or condition on exports of, or the provision of assistance consisting of, medicine or a medical device with respect to a foreign country or foreign entity that is imposed by the United States for reasons of foreign policy or national security, except in a case in which the United States imposes the measure pursuant to—

(A) a multilateral regime and the other member countries of that regime have agreed to impose substantially equivalent measures; or

(B) a mandatory decision of the United Nations Security Council.

(Pub. L. 106-387, §1(a) [title IX, §902], Oct. 28, 2000, 114 Stat. 1549, 1549A-67.)

¹ So in original. Probably should be section “7204”.