115TH CONGRESS
1ST SESSION

H. R. ___

To amend the Communications Act of 1934 to permit the enforcement against providers and users of interactive computer services of Federal and State criminal and civil law relating to sexual exploitation of children or sex trafficking of children.

IN THE HOUSE OF REPRESENTATIVES

Mrs. Wagner introduced the following bill; which was referred to the Committee on

A BILL

To amend the Communications Act of 1934 to permit the enforcement against providers and users of interactive computer services of Federal and State criminal and civil law relating to sexual exploitation of children or sex trafficking of children.

Be it enacted by the Senate and House of Representa-

tives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “No Immunity for Sex Traffickers Online Act of 2017”.

G:\VHLC\021417\021417.194.xml (6486264)
February 14, 2017 (4:58 p.m.)
SEC. 2. PERMITTING ENFORCEMENT OF FEDERAL AND
STATE CRIMINAL AND CIVIL LAW RELATING
TO SEXUAL EXPLOITATION OF CHILDREN OR
SEX TRAFFICKING OF CHILDREN.

(a) In General.—Section 230 of the Communications Act of 1934 (47 U.S.C. 230) is amended—

(1) in subsection (b)—

(A) in paragraph (4), by striking “; and” and inserting a semicolon;

(B) in paragraph (5), by striking the period at the end and inserting “; and”;

(C) by adding at the end the following:

“(6) to ensure vigorous enforcement against providers and users of interactive computer services of Federal and State criminal and civil law relating to sexual exploitation of children or sex trafficking of children, including through the availability of a civil remedy for victims of sex trafficking of children.”; and

(2) in subsection (e)—

(A) in paragraph (1)—

(i) by inserting “section 1591 of such title (relating to sex trafficking),” after “title 18, United States Code,”;
(ii) by striking “enforcement of section” and inserting the following: “enforcement of—

“(A) section”; and

(iii) by striking “statute.” and inserting the following: “statute; or

“(B) any State criminal statute relating to sexual exploitation of children or sex trafficking of children.”;

(B) in the second sentence of paragraph (3), by striking “No cause of action” and inserting “Except as provided in paragraphs (1)(B) and (5)(B), no cause of action”; and

(C) by adding at the end the following:

“(5) NO EFFECT ON CIVIL LAW RELATING TO SEXUAL EXPLOITATION OF CHILDREN OR SEX TRAFFICKING OF CHILDREN.—Nothing in this section shall be construed to impair the enforcement or limit the application of—

“(A) section 1595 of title 18, United States Code; or

“(B) any other Federal or State law (to the extent such law does not impose criminal penalties) relating to sexual exploitation of children or sex trafficking of children.”.
(b) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act and shall apply regardless of whether the conduct alleged occurred, or is alleged to have occurred, before, on, or after such date of enactment.