

114TH CONGRESS
1ST SESSION

S. _____

To marshal resources to undertake a concerted, transformative effort that seeks to bring an end to modern slavery, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. CORKER introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To marshal resources to undertake a concerted, transformative effort that seeks to bring an end to modern slavery, and for other purposes.

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.**

4 This Act may be cited as the “End Modern Slavery
5 Initiative Act of 2015”.

6 **SEC. 2. SENSE OF CONGRESS.**

7 It is the sense of Congress that—

8 (1) the United States has a long history of do-
9 mestic and international engagement in preventing
10 and responding to modern slavery;

1 (2) modern slavery involves extensive criminal
2 activity and demands the full attention and commit-
3 ment of the United States;

4 (3) the United States Government should con-
5 tinue to coordinate across departments and agencies
6 to prevent and respond to this heinous activity that
7 involves over 21,000,000 people worldwide through
8 sustained investment in integrated, interagency anti-
9 trafficking initiatives;

10 (4) while United States Government efforts
11 continue to address many facets of modern slavery,
12 there is an urgent need today for international pub-
13 lic and private cooperation to increase resources
14 available to programs that can make a measureable
15 impact in reducing the prevalence of modern slavery
16 by building the capacity of foreign governments to
17 sustainably deter perpetrators of modern slavery
18 through—

19 (A) establishing and enforcing the rule of
20 law to hold perpetrators of modern slavery ac-
21 countable, including—

22 (i) those who enslave children and
23 adults in the sex trade; and

1 (ii) those who enslave through forced
2 labor and abusive labor recruitment prac-
3 tices and fees;

4 (B) promoting justice for victims of mod-
5 ern slavery;

6 (C) restoring and protecting survivors of
7 modern slavery; and

8 (D) building partnerships between govern-
9 ments, civil society organizations, private sector
10 entities and individuals, and survivors to seek
11 to bring an end to modern slavery; and

12 (5) countries that fall within the first and sec-
13 ond tiers of the United States Department of State's
14 annual Trafficking in Persons report could qualify
15 as partner countries for the purposes of this Act,
16 and many countries that fall within the Tier 2 watch
17 list may also qualify, and therefore should be eligible
18 for funding as partner countries under this Act,
19 along with key jurisdictions of other countries, such
20 as Tier 3 countries.

21 **SEC. 3. POLICY.**

22 It is the policy of the United States Government—
23 (1) to marshal resources to seek to bring to an
24 end modern slavery through the provision of match-
25 ing funds to a private grant-making institution, in

1 partnership with private donors and other govern-
2 ments, that selects and supports innovative strate-
3 gies with the aim of verifiably and sustainably reduc-
4 ing the prevalence of modern slavery by 50 percent
5 in targeted populations within partner countries (or
6 jurisdictions thereof) with a high prevalence of mod-
7 ern slavery;

8 (2) to allow such a private grant making insti-
9 tution the flexibility to work in jurisdictions of other
10 countries, where those jurisdictions have dem-
11 onstrated the type of commitment and capabilities
12 otherwise required of partner countries; and

13 (3) to engage other countries with a high preva-
14 lence of modern slavery through the full range of
15 United States Government foreign assistance pro-
16 grams in order to help those countries become eligi-
17 ble as partner countries for the purposes of receiving
18 additional assistance under the End Modern Slavery
19 Initiative established by this Act.

20 **SEC. 4. THE END MODERN SLAVERY INITIATIVE FOUNDA-**
21 **TION.**

22 (a) IN GENERAL.—Not later than 60 days after the
23 date of the enactment of this Act, there shall be estab-
24 lished and incorporated under the laws of the District of

1 Columbia an independent, private nonprofit corporation to
2 be known as “End Modern Slavery Initiative Foundation”.

3 (b) PURPOSE.—The purpose of the End Modern
4 Slavery Initiative Foundation shall be to work collabo-
5 ratively with government, civil society, and private institu-
6 tions in partner countries and key jurisdictions of other
7 countries with a high prevalence of modern slavery to iden-
8 tify and fund successful strategies to combat modern slav-
9 ery.

10 (c) STATUS OF FOUNDATION.—The End Modern
11 Slavery Initiative Foundation shall not be an agency or
12 establishment of the United States Government.

13 (d) STATUS OF BOARD AND OFFICERS AND EMPLOY-
14 EES.—The members of the Board of Directors of the End
15 Modern Slavery Initiative Foundation shall not, by reason
16 of such membership, be officers or employees of the
17 United States, and the officers or employees of the End
18 Modern Slavery Initiative Foundation shall not be officers
19 or employees of the United States.

20 (e) TAX STATUS ELIGIBILITY.—The End Modern
21 Slavery Initiative Foundation shall be eligible to be treated
22 as an organization described in section 501(c)(3) of the
23 Internal Revenue Code of 1986 which is exempt from tax-
24 ation under section 501(a) of such code and, if such treat-
25 ment is conferred in accordance with the provisions of

1 such code, shall be subject to all provisions of such code
2 relevant to the conduct of organizations exempt from tax-
3 ation.

4 (f) FUNDING.—The End Modern Slavery Initiative
5 Foundation shall seek to obtain a minimum of
6 \$1,500,000,000 in aggregate funding from foreign govern-
7 ments and private sector organizations and individuals
8 over an initial seven year period, leveraging United States
9 Government grants provided to the Foundation as seed
10 funding and to complement the comprehensive foreign as-
11 sistance programs of the United States Government.

12 (g) ADDITIONAL PRIVATE SECTOR FUNDING
13 PLAN.—The Board of Directors shall, not later than 180
14 days after the date of the enactment of this Act, submit
15 to the appropriate congressional committees a plan to
16 raise an additional \$500,000,000 in commitments from
17 private sector entities to fully fund the End Modern Slav-
18 ery Initiative Foundation.

19 (h) AUTHORIZATION FOR THE RECEIPT OF
20 FUNDS.—The End Modern Slavery Initiative Foundation
21 may accept and utilize, consistent with the policies, prior-
22 ities, and purposes of this Act, any gift, donation, bequest,
23 or devise of real or personal property from any govern-
24 ment or private sector individual or organization, includ-

1 ing the provision of voluntary services or in-kind services
2 or products.

3 (i) GOVERNANCE.—

4 (1) BOARD OF DIRECTORS.—

5 (A) IN GENERAL.—The End Modern Slav-
6 ery Initiative Foundation shall be overseen by a
7 Board of Directors—

8 (i) which shall include individuals with
9 recognized relevant professional expertise
10 and a survivor of modern slavery; and

11 (ii) not more than 11 of whom will be
12 voting members.

13 (B) NON-VOTING ADVISORY DIRECTORS.—

14 The voting directors of the Board may appoint,
15 at their discretion, non-voting advisory direc-
16 tors, which may include a representative of the
17 Secretary of State such as the Ambassador-at-
18 Large and Director of the Office to Monitor
19 and Combat Trafficking in Persons.

20 (C) DECISIONS OF THE BOARD OF DIREC-
21 TORS.—Decisions of the Board of Directors
22 shall be made by a simple majority vote of vot-
23 ing directors present.

24 (D) RESPONSIBILITIES.—In addition to
25 other specific responsibilities provided for in

1 this Act, the voting directors of the Board of
2 Directors shall—

3 (i) oversee the monitoring and evalua-
4 tion of the End Modern Slavery Initiative
5 Foundation efforts and supported projects;
6 and

7 (ii) make prioritized program funding
8 decisions.

9 (E) QUORUM OF THE BOARD OF DIREC-
10 TORS.—In order to take official action, the
11 Board shall require a quorum composed of a
12 majority of its voting directors.

13 (F) ADDITIONAL RESPONSIBILITIES OF
14 THE BOARD OF DIRECTORS.—The Board of Di-
15 rectors shall—

16 (i) by majority vote of voting directors
17 delegate relevant authorities to the Chief
18 Executive Officer appointed pursuant to
19 paragraph (2)(A) concerning agreements
20 made with governments or private sector
21 individuals or organizations, programmatic
22 and monitoring and evaluation strategies
23 of the End Modern Slavery Initiative
24 Foundation, and other matters related to
25 the End Modern Slavery Initiative Founda-

1 tion, consistent with the policies, priorities,
2 and purposes of this Act; and

3 (ii) reserve the right of review and ap-
4 proval of major agreements as appropriate.

5 (G) LONG-TERM STRATEGY REVIEW, AP-
6 PROVAL, AND SUBMISSION.—Not later than five
7 years after the date of the enactment of this
8 Act, the Board of Directors shall review, ap-
9 prove, and submit to governments, entities, or
10 individuals providing funding to the End Mod-
11 ern Slavery Initiative Foundation, as well as the
12 appropriate congressional committees, the strat-
13 egy required to be developed pursuant to para-
14 graph (2)(D).

15 (2) CHIEF EXECUTIVE OFFICER.—

16 (A) IN GENERAL.—The day-to-day oper-
17 ations of the End Modern Slavery Initiative
18 Foundation shall be run by a Chief Executive
19 Officer, who shall be a United States citizen
20 and shall be employed at the exclusive discre-
21 tion of the Board of Directors.

22 (B) AUTHORITY OF THE CHIEF EXECU-
23 TIVE OFFICER.—The Chief Executive Officer of
24 the End Modern Slavery Initiative Foundation
25 shall be authorized to take all actions author-

1 ized by the Board of Directors, consistent with
2 the policies, priorities, and purposes of this Act,
3 including the hiring and termination of any em-
4 ployees of the End Modern Slavery Initiative
5 Foundation.

6 (C) RESPONSIBILITIES OF THE CHIEF EX-
7 ECUTIVE OFFICER.—The Chief Executive Offi-
8 cer shall be responsible for—

9 (i) ensuring matching funding require-
10 ments pursuant to this Act are met;

11 (ii) ensuring that foreign government
12 and private sector funding commitments
13 are fully realized;

14 (iii) developing all necessary strategies
15 and agreements for the End Modern Slav-
16 ery Initiative Foundation;

17 (iv) identifying funding requirements;

18 (v) preparing and presenting to the
19 Board of Directors for approval a portfolio
20 of priority projects to be funded;

21 (vi) administering the End Modern
22 Slavery Initiative Foundation procurement
23 processes;

24 (vii) developing reliable baseline data
25 and ensuring that such data and the proc-

1 ess of obtaining such data are subject to
2 outside, independent audits;

3 (viii) developing and administering the
4 monitoring and evaluation of funded pro-
5 grams;

6 (ix) complying with all relevant audit-
7 ing, accounting, taxation, and legal re-
8 quirements;

9 (x) preparing, publicly publishing, and
10 submitting to each government, private in-
11 dividual, or corporation that has contrib-
12 uted funds an annual report of approxi-
13 mately 50 pages with appropriate annexes
14 on the activities and results of the End
15 Modern Slavery Initiative Foundation;

16 (xi) ensuring the sharing, among ap-
17 propriate governmental and nongovern-
18 mental partners and interested parties in
19 the global anti-slavery community, of cor-
20 porate and nonprofit best practices, includ-
21 ing those developed or identified by the
22 End Modern Slavery Initiative Foundation
23 or others through its supported programs;

24 (xii) working to encourage partner
25 countries to hold accountable those who

1 enslave children and adults in the sex
2 trade;

3 (xiii) working to develop best practices
4 to help ensure that corporate supply chains
5 do not involve the use of victims of modern
6 slavery, including ending forced labor and
7 addressing the role of abusive labor re-
8 cruitment practices and fees; and

9 (xiv) undertaking consultations, as the
10 Chief Executive Officer deems necessary or
11 is directed by the Board of Directors, with
12 appropriate governmental and nongovern-
13 mental partners with respect to End Mod-
14 ern Slavery Initiative Foundation strate-
15 gies, programs, and projects.

16 (D) LONG-TERM STRATEGY DEVELOPMENT
17 AND CONSULTATIONS.—Not later than four
18 years after the date of the enactment of this
19 Act, the Chief Executive Officer, in consultation
20 with the Board of Directors, shall initiate dis-
21 cussions with appropriate governmental and
22 nongovernmental partners and begin develop-
23 ment of a strategy that seeks to end modern
24 slavery globally based on empirical evidence and
25 best practices identified by the End Modern

1 Slavery Initiative Foundation, including funding
2 requirements to fully implement such a strat-
3 egy.

4 (j) LIMITATIONS AND PROHIBITIONS.—

5 (1) ISSUANCE OF STOCK AND DIVIDENDS.—The
6 End Modern Slavery Initiative Foundation may not
7 issue any shares of stock or declare or pay divi-
8 dends.

9 (2) CONFLICTS OF INTEREST.—

10 (A) ASSETS.—No part of the assets of the
11 End Modern Slavery Initiative Foundation shall
12 inure to the benefit of any member of the
13 Board of Directors, any officer or employee of
14 the End Slavery Initiative Foundation, or any
15 other individual, except as reasonable salary or
16 compensation for services for officers and em-
17 ployees, reasonable reimbursement for expenses
18 incurred in the course of such employment, or
19 for other individuals, as specific beneficiaries of
20 services provided pursuant to supported
21 projects.

22 (B) RELATIONSHIP TO GRANTEES.—No
23 voting director of the Board of Directors may
24 be a member of the board of directors or an of-

1 ficer, employee, or consultant to, any grantee of
2 the End Modern Slavery Initiative Foundation.

3 (C) COMPENSATION.—No director of the
4 Board of Directors may receive compensation
5 for service on the Board of Directors, other
6 than reasonable reimbursement for expenses in-
7 curred in the course of such service.

8 (3) LOBBYING RESTRICTION.—Any Federal
9 funds provided to the End Modern Slavery Initiative
10 Foundation or any other nonprofit organization pur-
11 suant to the authorization of funding provided under
12 this Act shall be subject to the restrictions and pro-
13 hibitions of section 1352 of title 31, United States
14 Code.

15 (k) RECORDKEEPING, AUDITING, OVERSIGHT, AND
16 REPORTING REQUIREMENTS.—

17 (1) IN GENERAL.—The End Modern Slavery
18 Initiative Foundation shall be subject to the same
19 auditing, recordkeeping, and reporting obligations as
20 required pursuant to subsections (e), (f), (g), and (i)
21 of section 504 of the National Endowment for De-
22 mocracy Act (22 U.S.C. 4413).

23 (2) COMPTROLLER GENERAL AUDIT AUTHOR-
24 ITY.—

1 (A) IN GENERAL.—The Comptroller Gen-
2 eral of the United States may evaluate the fi-
3 nancial transactions of the End Slavery Initia-
4 tive Foundation as well as the programs or ac-
5 tivities the End Slavery Initiative Foundation
6 carries out pursuant to this Act.

7 (B) ACCESS TO RECORDS.—The End Slav-
8 ery Initiative Foundation shall provide the
9 Comptroller General, or his duly authorized
10 representatives, access to such records as the
11 Comptroller General determines necessary to
12 conduct evaluations authorized by this Act.

13 (l) RULE OF CONSTRUCTION.—Nothing in this Act
14 shall be construed to make the End Modern Slavery Initia-
15 tive Foundation an agency or establishment of the United
16 States Government or to make the members of the Board
17 of Directors of the End Slavery Initiative Foundation, or
18 the officers or employees of the End Slavery Initiative, of-
19 ficers or employees of the United States.

20 **SEC. 5. AUTHORIZATION FOR GRANTS TO END MODERN**
21 **SLAVERY.**

22 (a) GRANT AUTHORIZATION.—The Secretary of
23 State is authorized, subject to the availability of appro-
24 priations and on an annual basis, to make grants of fund-
25 ing for purposes of this Act in the amounts authorized

1 in subsection (b) to the End Modern Slavery Initiative
2 Foundation or other nonprofit organization that—

3 (1) funds programs and projects in partner
4 countries and key jurisdictions of other countries in
5 order to seek to end modern slavery, including by
6 funding programs and projects that—

7 (A) contribute to the freeing and sustain-
8 able recovery of victims of modern slavery;

9 (B) prevent individuals from being subject
10 to modern slavery; or

11 (C) enforce laws that punish both individ-
12 uals and corporate entities that engage in mod-
13 ern slavery; and

14 (2) seeks to receive foreign government con-
15 tributions in a ratio of two-to-one and private sector
16 contributions in a ratio of three-to-one to United
17 States Government funding.

18 (b) AUTHORIZATION OF APPROPRIATIONS FOR FIS-
19 CAL YEARS 2015 THROUGH 2022.—In addition to such
20 sums as may otherwise be available for such purposes,
21 there is authorized to be appropriated to the Department
22 of State for the purpose of making the grants authorized
23 under subsection (a)—

24 (1) for fiscal year 2015, \$1,000,000; and

1 (2) for each fiscal year from 2016 through
2 2022, \$35,714,285.

3 (c) CONDITIONS FOR UNITED STATES GOVERNMENT
4 FUNDING.—

5 (1) MATCHING GOVERNMENT FUNDING.—Ex-
6 cept as provided under paragraphs (4) and (5),
7 funding provided pursuant to grants authorized
8 under subsection (a) shall only be available for ex-
9 penditure by the grantee during a fiscal year if
10 matching funding equal to twice the total amount of
11 such funding has been obtained from one or more
12 other governments in such fiscal year.

13 (2) MATCHING PRIVATE SECTOR FUNDING.—
14 Except as provided under paragraphs (4) and (5),
15 funding provided pursuant to grants authorized
16 under subsection (a) shall only be available for ex-
17 penditure by the grantee during a fiscal year if
18 matching funding equal to the total amount of such
19 funding has been obtained from private sector enti-
20 ties in such fiscal year.

21 (3) LIMITATION ON ADMINISTRATIVE COSTS.—
22 Funding provided pursuant to the grants authorized
23 under subsection (a) shall only be available for ex-
24 penditure by the grantee for a fiscal year in which
25 the prior fiscal year administrative costs are no more

1 than 10 percent of modified total direct costs or oth-
2 erwise meet the administrative cost requirements of
3 section 200.414 of title 2, Code of Federal Regula-
4 tions.

5 (4) INITIAL EXEMPTION.—

6 (A) IN GENERAL.—Notwithstanding the
7 matching funding requirement in paragraphs
8 (1) and (2), funding provided pursuant to
9 grants authorized under subsection (a) shall be
10 available for expenditure by a grantee in fiscal
11 years 2015 and 2016.

12 (B) ADDITIONAL MATCHING REQUIRE-
13 MENT.—To the extent that matching funding is
14 not obtained in fiscal years 2015 or 2016, as
15 generally required by paragraphs (1) and (2),
16 the grantee must obtain such funding no later
17 than September 30, 2018.

18 (C) LIMITATION ON FUNDING.—No fund-
19 ing provided pursuant to grants authorized
20 under subsection (a) shall be available for ex-
21 penditure by the grantee during any fiscal year
22 after 2018 until the requirement in subpara-
23 graph (B) is met.

24 (5) ADDITIONAL EXEMPTIONS.—

1 (A) IN GENERAL.—If during any fiscal
2 year the matching requirement described in
3 paragraph (1) or (2) is not achieved, the Sec-
4 retary of State may provide a one-year exemp-
5 tion from fulfillment of such requirement pro-
6 vided that—

7 (i) a plan is in place to make up the
8 funding shortfall during the next fiscal
9 year and to meet the matching require-
10 ments in future years;

11 (ii) the plan is submitted to the ap-
12 propriate congressional committees; and

13 (iii) the grantee has obtained match-
14 ing funding, in the proportion required by
15 such paragraphs, for the total amount of
16 any prior year shortfalls.

17 (B) LIMITATION ON FUNDING.—During an
18 exemption provided pursuant to subparagraph
19 (A), funding provided pursuant to grants au-
20 thorized under subsection (a) shall only be
21 available for expenditure by the grantee during
22 a fiscal year in an amount that is equal in pro-
23 portion to the proportion of matching funds se-
24 cured in accordance with paragraphs (1) and
25 (2).

1 (C) LIMITED QUANTITY.—The Secretary of
2 State may provide no more than a total of two
3 exemptions pursuant to subparagraph (A) dur-
4 ing fiscal years 2017 through 2022.

5 (6) AVAILABILITY OF ADDITIONAL FUNDS.—In
6 fiscal years in which the grantee obtains matching
7 funding to address a shortfall of funding required by
8 paragraph (1) or (2) from a prior year, the funds
9 previously restricted as a result of such shortfall
10 shall be available for expenditure by the grantee in
11 such later fiscal year in an amount that is equal in
12 proportion, pursuant to such paragraphs, to the
13 amount obtained.

14 (7) FUNDING ADDITIONAL TO EXISTING AU-
15 THORIZATIONS.—Amounts authorized by this section
16 are in addition to funds otherwise authorized to be
17 appropriated for combatting trafficking in persons,
18 forced labor, or related programs.

19 (d) DURATION OF FUNDING.—Funds appropriated
20 pursuant to subsection (b) shall remain available until ex-
21 pended subject to the conditions on such funds described
22 in subsection (c).

23 (e) IMPLEMENTATION OF POLICIES, PRIORITIES,
24 AND PURPOSES.—No funds received pursuant to the pro-
25 visions of this section may be obligated or expended by

1 the Secretary of State or the End Modern Slavery Initia-
2 tive Foundation or other nonprofit organization except to
3 the extent that such obligation and expenditure is con-
4 sistent with the policies, priorities, and purposes of this
5 Act.

6 **SEC. 6. ADDITIONAL SUPPORT FROM MEMBER GOVERN-**
7 **MENTS.**

8 (a) IN GENERAL.—The United States Government
9 shall seek, and shall encourage other foreign governments
10 providing support to the End Modern Slavery Initiative
11 Foundation, consistent with the individual priorities and
12 policies of such governments, to provide additional support
13 for projects in partner countries and key jurisdictions of
14 other countries supported by the End Modern Slavery Ini-
15 tiative Foundation through the commitment of new re-
16 sources, or the redirection of existing resources, including
17 funding and personnel as appropriate, to efforts that are
18 consistent with the policies, priorities, and purposes of this
19 Act, including the provision of economic, development, law
20 enforcement, rule of law, and training assistance that is
21 aimed, among other things, at strengthening government
22 institutions and providing appropriate services to victims
23 of modern slavery.

24 (b) DIPLOMATIC EFFORTS.—The United States Gov-
25 ernment shall also seek, and shall encourage other foreign

1 governments providing support to the End Modern Slavery
2 Initiative Foundation, consistent with the individual prior-
3 ities and policies of such governments, to undertake diplo-
4 matic efforts in partner countries and key jurisdictions of
5 other countries with a high prevalence of modern slavery
6 that support the policies, priorities, and purposes of this
7 Act and End Modern Slavery Initiative supported projects.

8 (c) PRIORITIZATION OF ADDITIONAL EFFORTS.—

9 The United States Government shall also seek, and shall
10 encourage other foreign governments providing support to
11 the End Modern Slavery Initiative Foundation, consistent
12 with the individual priorities and policies of such govern-
13 ments, to undertake efforts to support partner countries
14 and key jurisdictions of other countries in their efforts to
15 address the areas of key concern highlighted by the De-
16 partment of State’s annual Trafficking in Persons Report.

17 **SEC. 7. PRIORITIES AND POLICIES OF THE END MODERN**
18 **SLAVERY INITIATIVE.**

19 (a) IN GENERAL.—The key priorities of the End
20 Modern Slavery Initiative shall be—

- 21 (1) to select partner countries and key jurisdic-
22 tions in other countries;
- 23 (2) to provide support for programs and
24 projects that collectively or individually seek to
25 achieve a measurable and sustainable reduction of

1 modern slavery in targeted populations within part-
2 ner countries (or jurisdictions thereof) and key juris-
3 dictions of other countries of at least 50 percent in
4 the prevalence of modern slavery over a seven year
5 period and that are based on goals and outcomes
6 that are capable of being empirically measured;

7 (3) to prioritize programs and projects con-
8 sistent with this Act;

9 (4) to work with partner countries and entities
10 funded by the End Modern Slavery Initiative to col-
11 laboratively establish budgeted national plans that
12 identify and leverage partner country public and pri-
13 vate funding and institutions, and leverage current
14 and expected outside assistance, including programs
15 supported by the End Modern Slavery Initiative
16 Foundation; and

17 (5) to establish national coordinators and lead-
18 ership councils in partner countries.

19 (b) SELECTION OF PARTNER COUNTRIES.—In select-
20 ing partner countries, the End Modern Slavery Initiative
21 shall consider and prioritize the funding of projects and
22 programs in countries and jurisdictions where there is—

23 (1) a documented high prevalence of modern
24 slavery within the country as evidenced by assess-

1 ments in the Department of State’s annual Traf-
2 ficking in Persons Report; and

3 (2)(A) a demonstrated political motivation and
4 sustained commitment by government entities of
5 such country to undertake meaningful measures to
6 address severe forms of trafficking in persons, in-
7 cluding prevention, protection of victims, and the en-
8 actment and enforcement of anti-trafficking laws
9 against perpetrators; or

10 (B) a demonstrated presence of an active and
11 independent civil society that can and will support
12 the efforts of the End Modern Slavery Initiative.

13 (c) SELECTION OF KEY JURISDICTIONS OF OTHER
14 COUNTRIES.—In selecting key jurisdictions of other coun-
15 tries, the End Modern Slavery Initiative shall consider and
16 prioritize the funding of projects and programs in key ju-
17 risdictions where there is—

18 (1) a documented high prevalence of modern
19 slavery within the jurisdiction as evidenced by as-
20 sessments in the Department of State’s annual Traf-
21 ficking in Persons Report; and

22 (2)(A) a demonstrated political motivation and
23 sustained commitment by government entities of
24 such jurisdiction to undertake meaningful measures
25 to address severe forms of trafficking in persons, in-

1 including prevention, protection of victims, and the en-
2 actment and enforcement of anti-trafficking laws
3 against perpetrators; or

4 (B) a demonstrated presence of an active and
5 independent civil society that can and will support
6 the efforts of the End Modern Slavery Initiative.

7 (d) POLICIES FOR END MODERN SLAVERY INITIA-
8 TIVE OPERATIONS AND SUPPORTED PROGRAMS IN PART-
9 NER COUNTRIES.—End Modern Slavery Initiative pro-
10 grams in partner programs shall include strategies that—

11 (1) develop the capacity of national and local
12 government institutions to enforce the law, end im-
13 punity of perpetrators, and sustainably deter the
14 crime;

15 (2) contribute to the freeing and sustainable re-
16 covery of victims of modern slavery, prevent individ-
17 uals from being subject to modern slavery, or create
18 and enforce laws that punish both individual and
19 corporate perpetrators of modern slavery; and

20 (3) set out clear, defined goals and outcomes
21 that are capable of empirical measurement against
22 baseline data.

23 (e) CONSULTATION WITH STATE DEPARTMENT.—In
24 selecting partner countries and key jurisdictions of other
25 countries and funding programs in such countries and ju-

1 jurisdictions, the End Modern Slavery Initiative should con-
2 sult with the Department of State, including the Office
3 to Monitor and Combat Trafficking in Persons.

4 (f) INTERAGENCY CONSULTATION.—In providing the
5 views of the United States Government to the End Modern
6 Slavery Initiative pursuant to subsection (e), the Depart-
7 ment of State, including the Office to Monitor and Combat
8 Trafficking in Persons, should consult with the United
9 States Department of Justice, the United States Agency
10 for International Development, the United States Depart-
11 ment of Labor, and any other appropriate Federal depart-
12 ments and agencies.

13 **SEC. 8. MONITORING AND EVALUATION OF SUPPORTED**
14 **PROGRAMS.**

15 (a) IN GENERAL.—The Board of Directors shall re-
16 view, on a no less than annual basis, specific and detailed
17 criteria for the monitoring and evaluation of End Modern
18 Slavery Initiative supported projects.

19 (b) REQUIREMENTS FOR CRITERIA.—The criteria re-
20 quired to be established pursuant to subsection (a) shall
21 be designed to measure progress against baseline data and
22 shall be rigorously designed based on international cor-
23 porate and nongovernmental best practices.

24 (c) SUPPORTED PROJECT REQUIREMENTS.—Each
25 supported project shall be regularly and rigorously mon-

1 itored and evaluated, on a not less than biennial basis,
2 by an independent monitoring and evaluation entity,
3 against the specific and detailed criteria established pursu-
4 ant to subsection (a), and shall have its progress towards
5 its stated goals measured by such entity against baseline
6 data.

7 (d) SURVEY METHODOLOGY.—The End Modern
8 Slavery Initiative shall support the development of a sci-
9 entifically sound, representative survey methodology for
10 measuring prevalence with reference to existing research
11 and experience and shall apply the methodology consist-
12 ently to determine the baseline prevalence in target popu-
13 lations and outcomes in order to periodically assess
14 progress in reducing prevalence.

15 (e) SUSPENSION AND TERMINATION OF SUPPORTED
16 PROJECTS.—The Board of Directors shall establish, and
17 revise on a no less than annual basis, specific and detailed
18 criteria for the suspension and termination, as appro-
19 priate, of projects supported by the End Modern Slavery
20 Initiative Foundation that regularly or consistently fail to
21 meet the criteria required by this section.

22 **SEC. 9. DEFINITIONS.**

23 In this Act:

1 (1) APPROPRIATE CONGRESSIONAL COMMIT-
2 TEES.—The term “appropriate congressional com-
3 mittees” means—

4 (A) the Committees on Foreign Relations
5 and Appropriations of the Senate; and

6 (B) the Committees on Foreign Affairs
7 and Appropriations of the House of Representa-
8 tives.

9 (2) KEY JURISDICTIONS OF OTHER COUN-
10 TRIES.—The term “key jurisdictions of other coun-
11 tries” means specific jurisdictions, located in coun-
12 tries that do not qualify to be partner countries, that
13 have a demonstrated commitment to, and institu-
14 tions capable of, achieving a significant reduction in
15 the incidence of modern slavery within a period of
16 seven years and have been determined to be appro-
17 priate to receive funds by the Board of Directors
18 pursuant to the criteria and priorities set forth in
19 this Act.

20 (3) MODERN SLAVERY.—The term “modern
21 slavery” means—

22 (A) the recruitment, harboring, transpor-
23 tation, provision, or obtaining of a person for
24 the purpose of a commercial sex act in which
25 such commercial sex act is induced by force,

1 fraud, or coercion, or in which the person in-
2 duced to perform such act has not attained 18
3 years of age; or

4 (B) the recruitment, harboring, transpor-
5 tation, provision, or obtaining of a person for
6 labor or services, through the use of force,
7 fraud, or coercion for the purpose of subjection
8 to involuntary servitude, peonage, debt bondage,
9 or slavery.

10 (4) PARTNER COUNTRIES.—The term “partner
11 countries” means countries that have a dem-
12 onstrated commitment to, and institutions capable
13 of, achieving a significant reduction in the incidence
14 of modern slavery within a period of seven years and
15 have been determined to be appropriate to receive
16 funds by the Board of Directors pursuant to the cri-
17 teria and priorities set forth in this Act.

18 (5) TERMS DEFINED IN TITLE 18, UNITED
19 STATES CODE.—Terms defined in title 18, United
20 States Code, and not otherwise defined in this sec-
21 tion shall have the meaning provided in such title.