

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—115th Cong., 2d Sess.

H.R. 767

To establish the Stop, Observe, Ask, and Respond to Health and Wellness Training pilot program to address human trafficking in the health care system.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by _____

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Stop, Observe, Ask,
5 and Respond to Health and Wellness Act of 2018” or the
6 “SOAR to Health and Wellness Act of 2018”.

7 **SEC. 2. PROGRAM ESTABLISHMENT.**

8 Part E of title XII of the Public Health Service Act
9 (42 U.S.C. 300d-51 et seq.) is amended by adding at the
10 end the following:

1 **“SEC. 1254. STOP, OBSERVE, ASK, AND RESPOND TO**
2 **HEALTH AND WELLNESS TRAINING PRO-**
3 **GRAM.**

4 “(a) IN GENERAL.—The Secretary shall establish a
5 program to be known as the Stop, Observe, Ask, and Re-
6 spond to Health and Wellness Training Program or the
7 SOAR to Health and Wellness Training Program (in this
8 section referred to as the ‘Program’) to provide training
9 to health care and social service providers on human traf-
10 ficking in accordance with this section.

11 “(b) ACTIVITIES.—

12 “(1) IN GENERAL.—The Program shall include
13 the Stop, Observe, Ask, and Respond to Health and
14 Wellness Training Program’s activities existing on
15 the day before the date of enactment of this section
16 and the authorized initiatives described in paragraph
17 (2).

18 “(2) AUTHORIZED INITIATIVES.—The author-
19 ized initiatives of the Program shall include—

20 “(A) engaging stakeholders, including vic-
21 tims of human trafficking and Federal, State,
22 local, and tribal partners, to develop a flexible
23 training module—

24 “(i) for supporting activities under
25 subsection (c); and

1 “(ii) that adapts to changing needs,
2 settings, health care providers, and social
3 service providers;

4 “(B) providing technical assistance to
5 grantees related to implementing activities de-
6 scribed in subsection (c) and reporting on any
7 best practices identified by the grantees;

8 “(C) developing a reliable methodology for
9 collecting data, and reporting such data, on the
10 number of human trafficking victims identified
11 and served by grantees in a manner that, at a
12 minimum, prevents disclosure of individually
13 identifiable information consistent with all ap-
14 plicable privacy laws and regulations; and

15 “(D) integrating, as appropriate, the train-
16 ing described in paragraphs (1) through (4) of
17 subsection (c) with training programs, in effect
18 on the date of enactment of this section, for
19 health care and social service providers for vic-
20 tims of intimate partner violence, sexual as-
21 sault, stalking, child abuse, child neglect, child
22 maltreatment, and child sexual exploitation.

23 “(c) GRANTS.—The Secretary may award grants to
24 appropriate entities to train health care and social service
25 providers to—

1 “(1) identify potential human trafficking vic-
2 tims;

3 “(2) implement best practices for working with
4 law enforcement to report and facilitate communica-
5 tion with human trafficking victims, in accordance
6 with all applicable Federal, State, local, and tribal
7 laws, including legal confidentiality requirements for
8 patients and health care and social service providers;

9 “(3) implement best practices for referring such
10 victims to appropriate health care, social, or victims
11 service agencies or organizations; and

12 “(4) provide such victims with coordinated, age-
13 appropriate, culturally relevant, trauma-informed,
14 patient-centered, and evidence-based care.

15 “(d) CONSIDERATION IN AWARDING GRANTS.—The
16 Secretary, in making awards under this section, shall give
17 consideration to—

18 “(1) geography;

19 “(2) the demographics of the population to be
20 served;

21 “(3) the predominant types of human traf-
22 ficking cases involved; and

23 “(4) health care and social service provider pro-
24 files.

25 “(e) DATA COLLECTION AND REPORTING.—

1 “(1) IN GENERAL.—The Secretary shall collect
2 data and report on the following:

3 “(A) The total number of entities that re-
4 ceived a grant under this section.

5 “(B) The total number and geographic dis-
6 tribution of health care and social service pro-
7 viders trained through the Program.

8 “(2) INITIAL REPORT.—In addition to the data
9 required to be collected under paragraph (1), for
10 purposes of the initial report to be submitted under
11 paragraph (3), the Secretary shall collect data on
12 the total number of facilities and health care profes-
13 sional organizations that were operating under, and
14 the total number of health care and social service
15 providers trained through, the Stop, Observe, Ask,
16 and Respond to Health and Wellness Training Pro-
17 gram existing prior to the establishment of the Pro-
18 gram under this section.

19 “(3) ANNUAL REPORT.—Not later than 1 year
20 after the date of enactment of this section, and an-
21 nually thereafter, the Secretary shall submit an an-
22 nual report to Congress on the data collected under
23 this subsection in a manner that, at a minimum,
24 prevents the disclosure of individually identifiable in-

1 formation consistent with all applicable privacy laws
2 and regulations.

3 “(f) SHARING BEST PRACTICES.—The Secretary
4 shall make available, on the Internet website of the De-
5 partment of Health and Human Services, a description of
6 the best practices and procedures used by entities that re-
7 ceive a grant for carrying out activities under this section.

8 “(g) DEFINITION.—In this section, the term ‘human
9 trafficking’ has the meaning given the term ‘severe forms
10 of trafficking in persons’ as defined in section 103 of the
11 Trafficking Victims Protection Act of 2000.

12 “(h) AUTHORIZATION OF APPROPRIATIONS.—There
13 is authorized to be appropriated to carry out this Act,
14 \$4,000,000 for each of fiscal years 2020 through 2024.”.