

**CITY OF BALTIMORE
COUNCIL BILL 22-0191
(First Reader)**

Introduced by: Councilmembers Burnett, Middleton, Porter, Bullock

Introduced and read first time: January 10, 2022

Assigned to: Public Safety and Government Operations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, Department of General Services, Mayor's Office of Neighborhood Safety and Engagement, Mayor's Office of Homeless Services

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Homeless Shelters and Transitional Housing**
3 **Units - Human Trafficking Notice Requirements**

4 FOR the purpose of requiring homeless shelters and transitional housing units within the City of
5 Baltimore to place a notice regarding a certain human trafficking prevention hotline in certain
6 locations; providing that the required human trafficking notices may be obtained from the
7 United States Department of Homeland Security's Blue Campaign website; providing for
8 certain penalties; and generally relating to human trafficking notice requirements for
9 homeless shelters and transitional housing units.

10 BY adding

11 Article 15 - Licensing and Regulation
12 Section(s) 42A-1 through 42A-4 to be under the new subtitle designation
13 "Subtitle 42A. Temporary Shelter Human Trafficking Notice Requirements"
14 Baltimore City Code
15 (Edition 2000)

16 BY repealing and re-ordaining, with amendments,
17 Article 1 - Mayor, City Council, and Municipal Agencies
18 Section 40-14(e)(2)
19 Baltimore City Code
20 (Edition 2000)

21 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
22 Laws of Baltimore City read as follows:

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

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Baltimore City Code

Article 15. Licensing and Regulation

SUBTITLE 42A. TEMPORARY SHELTER HUMAN TRAFFICKING NOTICE REQUIREMENTS

§ 42A-1. Definitions.

(A) *IN GENERAL.*

IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANING INDICATED.

(B) *HOMELESS; HOMELESSNESS.*

“HOMELESS” OR “HOMELESSNESS” MEANS AN INDIVIDUAL’S STATE OF:

(1) HAVING NO PRESENT POSSESSORY INTEREST IN A LIVING ACCOMMODATION AND LACKING THE MEANS NECESSARY TO OBTAIN THAT INTEREST; AND

(2) HAVING A POSSESSORY INTEREST IN A LIVING ACCOMMODATION BUT:

(I) THE INABILITY TO SECURE ENTRY INTO THAT ACCOMMODATION; OR

(II) OCCUPATION OF THE ACCOMMODATION WOULD LIKELY LEAD TO VIOLENCE FROM ANOTHER OCCUPANT.

(C) *HOMELESS SHELTER.*

“HOMELESS SHELTER” MEANS A FACILITY THAT:

(1) PROVIDES TEMPORARY SHELTER WITH OVERNIGHT SLEEPING ACCOMMODATIONS FOR HOMELESS INDIVIDUALS; AND

(2) DOES NOT REQUIRE OCCUPANTS TO SIGN A LEASE.

(D) *HUMAN TRAFFICKING.*

(1) *IN GENERAL.*

“HUMAN TRAFFICKING” MEANS THE RECRUITMENT, HARBORING, TRANSPORTATION, PROVISION, OR OBTAINING OF A PERSON FOR LABOR OR SERVICES, THROUGH THE USE OF FORCE, FRAUD, OR COERCION FOR THE PURPOSE OF SUBJECTION TO INVOLUNTARY SERVITUDE, PEONAGE, DEBT BONDAGE, SLAVERY, OR COMMERCIAL SEXUAL EXPLOITATION.

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1 (2) *INCLUSIONS.*

2 “HUMAN TRAFFICKING” INCLUDES LABOR TRAFFICKING AND SEX TRAFFICKING.

3 (E) *TRANSITIONAL HOUSING UNIT.*

4 “TRANSITIONAL HOUSING UNIT” MEANS A FACILITY OR LIVING AREA THAT IS PART OF A
5 PROGRAM DESIGNED TO:

6 (1) PROVIDE HOUSING AND APPROPRIATE SUPPORTIVE SERVICES TO HOMELESS
7 INDIVIDUALS; AND

8 (2) FACILITATE THE MOVEMENT OF HOMELESS INDIVIDUALS TO INDEPENDENT LIVING
9 ARRANGEMENTS.

10 **§ 42A-2. SIGN TO BE POSTED.**

11 (A) *IN GENERAL.*

12 THE PERSON IN CHARGE OF THE HOMELESS SHELTER OR TRANSITIONAL HOUSING UNIT
13 MUST POST A SIGN THAT STATES THE FOLLOWING:

14 **“REPORT HUMAN TRAFFICKING**

15 National Human Trafficking Resource Center

16 **Call 1-888-373-7888 or text “BeFree” (233733)**

17 CALL FOR HELP IF YOU OR SOMEONE YOU KNOW:

- 18 • is being forced to have sex without consent
19 • has had an ID or documents taken away
20 • is being threatened by or is in debt to an employer
21 • wants to leave a job but cannot freely do so

22 TOLL-FREE ‡ 24/7 ‡ CONFIDENTIAL ‡ INTERPRETERS AVAILABLE

23 This sign is required by Baltimore City law”.

24 (B) *REQUIREMENTS.*

25 (1) THE SIGN MUST:

26 (I) BE AT LEAST 16 BY 20 INCHES IN SIZE;

27 (II) CONTAIN THE TEXT REQUIRED UNDER THIS SECTION IN ENGLISH, SPANISH, AND
28 ANY OTHER LANGUAGES REQUIRED BY THE FEDERAL VOTING RIGHTS ACT FOR
29 VOTING MATERIALS IN BALTIMORE CITY; AND

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(III) DRAW ATTENTION TO THE PHONE AND TEXT NUMBERS OF THE NATIONAL HUMAN TRAFFICKING RESOURCE CENTER HOTLINE BY SHOWING THE PHONE AND TEXT NUMBERS IN BOLD TYPE.

(2) THE PERSON IN CHARGE MAY MEET THE REQUIREMENTS OF THIS SECTION BY:

(I) CREATING SIGNS USING A FONT SIZE OF NOT LESS THAN 30 POINTS FOR THE HOTLINE AND TEXT NUMBERS AND A FONT SIZE OF NOT LESS THAN 12 POINTS FOR THE BODY TEXT; OR

(II) USING COPIES OF THE SIGNS CREATED AND MADE AVAILABLE ONLINE BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY’S BLUE CAMPAIGN WEBSITE.

§ 42A-3. SIGN PLACEMENT.

(A) *IN GENERAL.*

A COPY OF THE HUMAN TRAFFICKING SIGN REQUIRED BY § 42A-2 {“SIGN TO BE POSTED”} OF THIS SUBTITLE SHALL BE POSTED BY THE PERSON IN CHARGE AT THE HOMELESS SHELTER OR TRANSITIONAL HOUSING UNIT IN A CLEAR AND CONSPICUOUS PLACE WHERE IT CAN BE EASILY SEEN AND READ BY INDIVIDUALS STAYING AT THE HOMELESS SHELTER OR TRANSITIONAL HOUSING UNIT.

(B) *INCLUSIONS.*

LOCATIONS WHERE THE REQUIRED HUMAN TRAFFICKING SIGN MAY BE PLACED INCLUDE:

- (1) LOCKER ROOMS;
- (2) CAFETERIAS;
- (3) SLEEPING FACILITIES; AND
- (4) OTHER SIMILAR LOCATIONS.

§ 42A-4. ENFORCEMENT BY CITATION.

(A) *IN GENERAL.*

(1) *PREREQUISITE TO ISSUANCE.*

A CITATION UNDER THIS SECTION MAY ONLY BE ISSUED AFTER THE ISSUANCE OF A WRITTEN WARNING AND A FAILURE TO CORRECT THE VIOLATION WITHIN 30 DAYS OF THE DATE OF THE WARNING.

(2) *AUTHORIZATION TO ISSUE.*

IN ADDITION TO ANY OTHER CIVIL OR CRIMINAL REMEDY OR ENFORCEMENT PROCEDURE, THIS SUBTITLE MAY BE ENFORCED BY ISSUANCE OF AN ENVIRONMENTAL

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1 CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 40 {"ENVIRONMENTAL CONTROL
2 BOARD"}.

3 (B) *PROCESS NOT EXCLUSIVE.*

4 THE ISSUANCE OF A CITATION TO ENFORCE THIS SUBTITLE DOES NOT PRECLUDE PURSUING
5 ANY OTHER CIVIL OR CRIMINAL REMEDY OR ENFORCEMENT ACTION AUTHORIZED BY LAW.

6 (C) *EACH DAY A SEPARATE OFFENSE.*

7 EACH DAY A VIOLATION CONTINUES IS A SEPARATE OFFENSE.

8 **Article 1. Mayor, City Council, and Municipal Agencies**

9 **Subtitle 40. Environmental Control Board**

10 **§ 40-14. Violations to which subtitle applies.**

11 (e) *Provisions and penalties enumerated.*

12 (2) **Article 15. Licensing and Regulation**

13	Subtitle 12. Commercial Parking Facilities	\$1,000
14	Subtitle 13. Special-Event Parking Lots	\$750
15	Subtitle 17. Street Vendors	\$500
16	Subtitle 21. Third-Party Food Delivery Platform	\$1,000
17	Subtitle 42. Human Trafficking Notice Requirements	
18	1st offense	\$500
19	Subsequent offense	\$1,000
20	SUBTITLE 42A. TEMPORARY SHELTER HUMAN TRAFFICKING	
21	NOTICE REQUIREMENTS	\$50
22	Subtitle 43. Public Restrooms	\$100
23	Subtitle 48. Short-Term Residential Rentals	
24	§ 48-6. License required {for host}	\$500
25	§ 48-16. {Operational requirements for} hosting platforms	\$1,000
26	§ 48-21. {Offenses there listed as cause for} denial,	
27	suspension, or revocation of license	\$500
28	All other provisions	\$250

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1 **SECTION 2. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th day
2 after the date it is enacted.