

Introduced by: Councilmember Burnett

*Henry Young, military / with
Belok*

*COSTELLO
Purcell
DORSEY
~~Burnett~~
JAN
Sotoloco
Sreed
Petersinger
Clare
Schweifer*

Prepared by: Department of Legislative Reference

Date: October 10, 2018

Referred to: JUDICIARY AND LEGISLATIVE INVESTIGATIONS Committee

Also referred for recommendation and report to municipal agencies listed on reverse.

CITY COUNCIL 18-0296

A BILL ENTITLED

AN ORDINANCE concerning

**Licensing and Regulation – National Human Trafficking Resource
Center Hotline Information Sign Posting**

FOR the purpose of requiring certain businesses to post a National Human Trafficking Resource Center hotline information sign in designated areas; requiring certain reports; defining certain terms; and establishing certain penalties.

BY repealing

Article 15 - Licensing and Regulation
Section(s) 1-26
Baltimore City Code
(Edition 2000)

Bob Dorsey

BY adding

Article 15 - Licensing and Regulation
Section(s) 42-1 to 42-5, to be under the new subtitle,
"Subtitle 42. Human Trafficking Notice Requirements"
Baltimore City Code
(Edition 2000)

*Robert [unclear]
Young
Shirley [unclear]*

BY repealing and reordaining, with amendments

Article 1 - Mayor, City Council, and Municipal Agencies
Section(s) 40-14(e)(2) and 41-14(1)
Baltimore City Code
(Edition 2000)

John Bullock, Mayoral Candidate

*Edward [unclear]
Dorsey*

*C.T. [unclear]
LeRue*

****The introduction of an Ordinance or Resolution by Councilmembers at the request of any person, firm or organization is a courtesy extended by the Councilmembers and not an indication of their position.**

Agencies

<input checked="" type="checkbox"/>	Baltimore City Public School System	<input checked="" type="checkbox"/>	Department of Public Works
<input checked="" type="checkbox"/>	Baltimore Development Corporation	<input checked="" type="checkbox"/>	Department of Real Estate
<input checked="" type="checkbox"/>	City Solicitor	<input checked="" type="checkbox"/>	Department of Recreation and Parks
<input checked="" type="checkbox"/>	Comptroller's Office	<input checked="" type="checkbox"/>	Department of Transportation
<input checked="" type="checkbox"/>	Department of Audits	<input checked="" type="checkbox"/>	Fire Department
<input checked="" type="checkbox"/>	Department of Finance	<input checked="" type="checkbox"/>	Health Department
<input checked="" type="checkbox"/>	Department of General Services	<input checked="" type="checkbox"/>	Mayor's Office of Employment Development
<input checked="" type="checkbox"/>	Department of Housing and Community Development	<input checked="" type="checkbox"/>	Mayor's Office of Human Services
<input checked="" type="checkbox"/>	Department of Human Resources	<input checked="" type="checkbox"/>	Mayor's Office of Information Technology
<input checked="" type="checkbox"/>	Department of Planning	<input checked="" type="checkbox"/>	Office of the Mayor
<input checked="" type="checkbox"/>	Other: <i>Dept. of Social Services</i>	<input checked="" type="checkbox"/>	Police Department
Other: _____	Other: _____	Other: _____	Other: _____
<input checked="" type="checkbox"/>	Baltimore City Public School System	<input checked="" type="checkbox"/>	Department of Public Works
<input checked="" type="checkbox"/>	Baltimore Development Corporation	<input checked="" type="checkbox"/>	Department of Real Estate
<input checked="" type="checkbox"/>	City Solicitor	<input checked="" type="checkbox"/>	Department of Recreation and Parks
<input checked="" type="checkbox"/>	Comptroller's Office	<input checked="" type="checkbox"/>	Department of Transportation
<input checked="" type="checkbox"/>	Department of Audits	<input checked="" type="checkbox"/>	Fire Department
<input checked="" type="checkbox"/>	Department of Finance	<input checked="" type="checkbox"/>	Health Department
<input checked="" type="checkbox"/>	Department of General Services	<input checked="" type="checkbox"/>	Mayor's Office of Employment Development
<input checked="" type="checkbox"/>	Department of Housing and Community Development	<input checked="" type="checkbox"/>	Mayor's Office of Human Services
<input checked="" type="checkbox"/>	Department of Human Resources	<input checked="" type="checkbox"/>	Mayor's Office of Information Technology
<input checked="" type="checkbox"/>	Department of Planning	<input checked="" type="checkbox"/>	Office of the Mayor
<input checked="" type="checkbox"/>	Other: <i>Dept. of Social Services</i>	<input checked="" type="checkbox"/>	Police Department
Other: _____	Other: _____	Other: _____	Other: _____
<input checked="" type="checkbox"/>	Board of Estimates	<input checked="" type="checkbox"/>	Environmental Control Board
<input checked="" type="checkbox"/>	Board of Ethics	<input checked="" type="checkbox"/>	Fire & Police Employees' Retirement System
<input checked="" type="checkbox"/>	Board of Municipal and Zoning Appeals	<input checked="" type="checkbox"/>	Labor Commissioner
<input checked="" type="checkbox"/>	Comm. for Historical and Architectural Preservation	<input checked="" type="checkbox"/>	Parking Authority Board
<input checked="" type="checkbox"/>	Commission on Sustainability	<input checked="" type="checkbox"/>	Planning Commission
<input checked="" type="checkbox"/>	Employees' Retirement System	<input checked="" type="checkbox"/>	Wage Commission
Other: _____	Other: _____	Other: _____	Other: _____
Other: _____	Other: _____	Other: _____	Other: _____

Boards and Commissions

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1 organization that works to prevent trafficking, protect victims by providing them with the
2 services they need, prosecute traffickers, and partner with a variety of organizations to eradicate
3 the scourge of human trafficking from our communities.

4 **WHEREAS**, human trafficking is the exploitation of an individual for financial gain through
5 forced labor or commercial sex. Between 14,500 and 17,500 individuals are trafficked into the
6 United States each year. Nationally, an estimated 4,457 to 20,995 youth ages 13-17 are involved
7 in the U.S. sex industry. In Maryland, there were over 440 cases of child sex trafficking reported
8 to local Departments of Social Services between July 2013 and July 2018. These reports
9 involved over 375 alleged minor victims, the majority of whom were Maryland residents
10 between the ages of 14-17 years old.

11 **WHEREAS**, youth who identify as LGBTQ may be additionally vulnerable to trafficking due
12 to lack of social supports, familial rejection, or both. According to the National Center for
13 Missing and Exploited Children, 74% of the children trafficked came from the foster care or
14 social services system when they ran away and were lured into sex trafficking.

15 **WHEREAS**, in Maryland, of the cases reported to the National Human Trafficking Hotline in
16 2017, the top two venues for sex trafficking were hotels and motels as well as illicit massage and
17 spa businesses. Trafficked individuals have very few opportunities to be alone and away from
18 their traffickers. Those locations are generally, hotel bathrooms, corner stores and groceries,
19 lunch breaks from construction sites. Strategically locating trafficking hotlines in locations that
20 are accessible for the trafficked individual and away from their trafficker means that these
21 individuals have access to the national hotline and can make a call for help. This legislation
22 seeks to address this issue.

23 **NOW, THEREFORE,**

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

26 **Baltimore City Code**

27 **Article 15. Licencing and Regulation**

28 **Subtitle 1. Adult Entertainment Businesses**

29 ***Part 3. Standards of Operation***

30 **[§ 1-26. Human trafficking prevention signs to be posted.]**

31 **[(a) *In General.*]**

32 **[(1) The owner of an adult-entertainment business must post, in each restroom on the**
33 **premises of the adult-entertainment business, a sign that states the following:**

34 **“REPORT HUMAN TRAFFICKING:**

35 **National Human Trafficking Resource Center**

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1-888-373-7888

Call for help if you or someone you know:

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

TOLL-FREE † 24/7 † CONFIDENTIAL † INTERPRETERS AVAILABLE

This sign is required by Baltimore City law.”

(2) The sign must:

(i) be at least 3 by 5 inches in size;

(ii) contain the text required under paragraph (1) of this subsection in English, Spanish, and any other languages required by the federal Voting Rights Act for voting materials in Baltimore City; and

(iii) draw attention to the phone number of the National Human Trafficking Resource Center Hotline by showing the phone number in bold type.

(3) The owner of an adult-entertainment business may meet the requirements of this subsection by using copies of the signs created and made available online by the Maryland Department of Labor, Licensing, and Regulation under Maryland Business Regulation Article § 15-207 if the signs are altered to indicate that they are required by Baltimore City law rather than State law.]

[(b) *Sign location.*]

[A sign required under this section must be posted:

(1) on the inside of each stall door in the restroom; or

(2) on the back of the door at the entrance to the restroom.]

SUBTITLE 42. HUMAN TRAFFICKING NOTICE REQUIREMENTS

§ 42-1. DEFINITIONS.

(A) *IN GENERAL.*

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

(B) *ADULT-ENTERTAINMENT BUSINESS.*

“ADULT-ENTERTAINMENT BUSINESS” HAS THE MEANING STATED IN § 1-1(C) {“ADULT-ENTERTAINMENT BUSINESS”} OF THIS ARTICLE.

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1 (C) FOOD SERVICE FACILITY.

2 "FOOD SERVICE FACILITY" HAS THE MEANING STATED IN THE HEALTH ARTICLE § 6-101(D)
3 {"FOOD SERVICE FACILITY"} OF THE CITY CODE.

4 (D) HOTEL.

5 "HOTEL" HAS THE MEANING STATED IN § 10-1(B) {"HOTEL"} OF THIS ARTICLE.

6 ~~(E) LICENSED CONSTRUCTION CONTRACTING SERVICE.~~

7 ~~(1) "LICENSED CONSTRUCTION CONTRACTING SERVICE" MEANS ANY LICENSED BUSINESS~~
8 ~~OR INDIVIDUAL WHO RECRUITS, SOLICITS, SUPERVISES, AND OTHERWISE EMPLOYS~~
9 ~~OTHERS FOR COMPENSATION FOR THE PURPOSE OF RESIDENTIAL OR COMMERCIAL~~
10 ~~CONSTRUCTION.~~

11 ~~(2) "LICENSED CONSTRUCTION CONTRACTING SERVICE" DOES NOT INCLUDE ANY BUSINESS~~
12 ~~OR INDIVIDUAL ENGAGED IN THE BUSINESS OF AGRICULTURAL PRODUCTION.~~

13 ~~(F) MESSAGE ESTABLISHMENT.~~

14 ~~"MESSAGE ESTABLISHMENT" HAS THE MEANING STATED IN § 11-1(C) {"MESSAGE~~
15 ~~ESTABLISHMENT"} OF THIS ARTICLE.~~

16 (E) MUST.

17 "MUST" IS A MANDATORY TERM USED TO EXPRESS A REQUIREMENT OR TO IMPOSE A DUTY.

18 (F) PERMIT HOLDER.

19 "PERMIT HOLDER" MEANS ANY PERSON HOLDING A BUILDING PERMIT ISSUED BY THE
20 DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT UNDER THE CITY BUILDING
21 CODE FOR CONSTRUCTION OR DEMOLITION.

22 (G) PERSON.

23 "PERSON" MEANS:

24 (1) AN INDIVIDUAL;

25 (2) A PARTNERSHIP, FIRM, ASSOCIATION, CORPORATION, OR OTHER ENTITY OF ANY
26 KIND; OR

27 (3) A RECEIVER, TRUSTEE, GUARDIAN, PERSONAL REPRESENTATIVE, FIDUCIARY, OR
28 REPRESENTATIVE OF ANY KIND.

29 (H) SHALL.

30 "SHALL" IS A MANDATORY TERM USED TO EXPRESS A REQUIREMENT OR TO IMPOSE A
31 DUTY.

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1 § 42-2. HUMAN TRAFFICKING PREVENTION SIGNS TO BE POSTED.

2 (A) APPLICABILITY.

3 THE REQUIREMENTS ~~SET FORTH IN~~ OF THIS SECTION ARE APPLY ONLY APPLICABLE TO:

4 (1) ADULT-ENTERTAINMENT BUSINESSES;

5 (2) FOOD SERVICE FACILITIES;

6 (3) HOTELS; AND

7 ~~(4) LICENSED CONSTRUCTION CONTRACTING SERVICES PROVIDING SERVICES~~
8 ~~PURSUANT TO A PERMIT ISSUED BY THE BALTIMORE CITY DEPARTMENT OF~~
9 ~~HOUSING AND COMMUNITY DEVELOPMENT; AND~~

10 ~~(5) MASSAGE ESTABLISHMENTS.~~

11 (4) PERMIT HOLDERS.

12 (B) IN GENERAL.

13 (1) THE OWNER OF ~~A ANY BUSINESS AS PROVIDED~~ DESCRIBED IN SUBSECTION (A) OF THIS
14 SECTION MUST POST, ~~IN EACH RESTROOM ON THE PREMISES BUSINESS,~~ A SIGN THAT
15 STATES THE FOLLOWING:

16 "REPORT HUMAN TRAFFICKING:

17 NATIONAL HUMAN TRAFFICKING RESOURCE CENTER

18 CALL 1-888-373-7888 OR TEXT "BEFREE" (233722)

19 CALL FOR HELP IF YOU OR SOMEONE YOU KNOW:

- 20 • IS BEING FORCED TO HAVE SEX WITHOUT CONSENT
- 21 • HAS HAD AN ID OR DOCUMENTS TAKEN AWAY
- 22 • IS BEING THREATENED BY OR IS IN DEBT TO AN EMPLOYER
- 23 • WANTS TO LEAVE A JOB BUT CANNOT FREELY DO SO

24 TOLL-FREE † 24/7 † CONFIDENTIAL † INTERPRETERS AVAILABLE

25 THIS SIGN IS REQUIRED BY BALTIMORE CITY LAW"

26 (2) THE SIGN MUST:

27 (1) BE AT LEAST ~~8.5 BY 11~~ 3 BY 5 INCHES IN SIZE;

28 (II) CONTAIN THE TEXT REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION IN
29 ~~ENGLISH, SPANISH, AND ANY OTHER LANGUAGES REQUIRED BY THE FEDERAL~~
30 ~~VOTING RIGHTS ACT FOR VOTING MATERIALS IN BALTIMORE CITY~~ ENGLISH AND
31 SPANISH; AND

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1 (III) DRAW ATTENTION TO THE PHONE NUMBER OF THE NATIONAL HUMAN
2 TRAFFICKING RESOURCE CENTER HOTLINE BY SHOWING THE PHONE NUMBER IN
3 BOLD TYPE.

4 (3) THE OWNER OF A BUSINESS AS PROVIDED IN SUBSECTION (A) OF THIS SECTION MAY
5 MEET THE REQUIREMENTS OF THIS SUBSECTION BY CREATING THEIR OWN SIGNS, USING
6 A FONT SIZE OF NOT LESS THAN 30 POINTS FOR THE HOTLINE NUMBERS AND A FONT
7 SIZE OF NOT LESS THAN 12 POINTS FOR THE BODY TEXT, OR USING COPIES OF THE SIGNS
8 CREATED AND MADE AVAILABLE ONLINE BY THE MARYLAND DEPARTMENT OF LABOR,
9 LICENSING, AND REGULATION UNDER MARYLAND BUSINESS REGULATION ARTICLE
10 § 15-207 IF THE SIGNS ARE ALTERED TO INDICATE THAT THEY ARE REQUIRED BY
11 BALTIMORE CITY LAW RATHER THAN STATE LAW.

12 (C) SIGN LOCATION.

13 ~~(1) EXCEPTED AS PROVIDED IN PARAGRAPH (2), A SIGN REQUIRED UNDER THIS SECTION~~
14 ~~MUST BE POSTED:~~

15 ~~(1) CONSPICUOUS PLACE IN CLEAR VIEW OF THE PUBLIC AND EMPLOYEES WHERE~~
16 ~~SIMILAR NOTICES ARE CUSTOMARILY POSTED; AND~~

17 ~~(2) ON THE BACK OF THE DOOR AT THE ENTRANCE TO EACH RESTROOM.~~

18 ~~(2) LICENSED CONSTRUCTION CONTRACTING SERVICES SHALL POST THE SIGN REQUIRED~~
19 ~~UNDER THIS SECTION WHERE ANY REQUIRED PERMITS ARE POSTED.~~

20 (1) ADULT-ENTERTAINMENT BUSINESSES AND FOOD SERVICE FACILITIES MUST POST A
21 SIGN REQUIRED UNDER THIS SECTION IN A CONSPICUOUS PLACE IN CLEAR VIEW OF THE
22 PUBLIC AND EMPLOYEES WHERE SIMILAR NOTICES ARE CUSTOMARILY POSTED AND ON
23 THE BACK OF THE DOOR AT THE ENTRANCE TO EACH RESTROOM.

24 (2) PERMIT HOLDERS MUST POST THE SIGN REQUIRED UNDER THIS SECTION IN A
25 CONSPICUOUS PLACE IN CLEAR VIEW OF THE PUBLIC.

26 (3) HOTELS MUST POST THE SIGN REQUIRED UNDER THIS SECTION ON THE BACK OF EACH
27 HOTEL ROOM ENTRY DOOR.

28 (D) HOTELS TO CERTIFY.

29 BEGINNING IN CALENDAR YEAR 2020, ANY PERSON WHO OWNS OR OPERATES A HOTEL
30 WITHIN THE CITY MUST ANNUALLY CERTIFY TO THE HOUSING COMMISSIONER, IN THE
31 FORM AND MANNER REQUIRED BY THE DEPARTMENT OF HOUSING AND COMMUNITY
32 DEVELOPMENT, NO LATER THAN DECEMBER 31 OF EACH YEAR, THAT THE HOTEL IS IN
33 COMPLIANCE WITH THIS SECTION.

34 ~~§ 42-3. ENFORCEMENT BY CITATION.~~

35 ~~(A) IN GENERAL.~~

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

3 ~~(1) AN ENVIRONMENTAL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 40~~
4 ~~{“ENVIRONMENTAL CONTROL BOARD”}; OR~~

5 ~~(2) A CIVIL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 41 {“CIVIL~~
6 ~~CITATIONS”}~~

7 ~~(B) PROCESS NOT EXCLUSIVE.~~

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

10 ~~(C) DUTY TO ENFORCE.~~

11 ENFORCEMENT OF THIS SUBTITLE SHALL BE CONDUCTED BY:

12 ~~(1) THE BALTIMORE CITY BOARD OF LIQUOR LICENSE COMMISSIONERS, WITH REGARD~~
13 ~~TO ADULT ENTERTAINMENT BUSINESSES;~~

14 ~~(2) THE BALTIMORE CITY DEPARTMENT OF HEALTH, WITH REGARD TO FOOD SERVICE~~
15 ~~FACILITIES AND MASSAGE ESTABLISHMENTS; AND~~

16 ~~(3) THE BALTIMORE CITY DEPARTMENT OF HOUSING AND COMMUNITY~~
17 ~~DEVELOPMENT, WITH REGARD TO LICENSED CONSTRUCTION CONTRACTING~~
18 ~~SERVICES AND HOTELS.~~

19 ~~§ 42-4. PENALTIES.~~

20 ANY PERSON WHO VIOLATES ANY PROVISIONS OF THIS SUBTITLE IS GUILTY OF A
21 MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000-
22 FOR EACH OFFENSE.

23 ~~§ 42-5. ANNUAL REPORT.~~

24 ~~(A) IN GENERAL.~~

25 ON OR BEFORE JUNE 30 OF EACH YEAR, THE COMMISSIONER OF THE BALTIMORE CITY
26 HEALTH DEPARTMENT AND THE COMMISSIONER OF THE BALTIMORE CITY DEPARTMENT
27 OF HOUSING AND COMMUNITY DEVELOPMENT SHALL EACH PREPARE AND SUBMIT TO THE
28 MAYOR AND THE CITY COUNCIL AN ANNUAL REPORT DETAILING COMPLIANCE WITH THIS
29 SUBTITLE.

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1 ~~(B) CONTENTS~~

2 THE REPORT SHALL INCLUDE THE FOLLOWING INFORMATION FOR THE PREVIOUS
3 CALENDAR YEAR:

4 ~~(1) THE NUMBER OF INSPECTIONS CONDUCTED OF BUSINESSES REGULATED UNDER THIS~~
5 ~~SUBTITLE; AND~~

6 ~~(2) THE NUMBER OF CITATIONS ISSUED PURSUANT TO THIS SUBTITLE.~~

7 § 42-3. {RESERVED}

8 § 42-4. DUTY TO ENFORCE.

9 ENFORCEMENT OF THIS SUBTITLE SHALL BE CONDUCTED BY:

10 (I) THE BOARD OF LIQUOR LICENSE COMMISSIONERS FOR BALTIMORE CITY, WITH REGARD
11 TO ADULT-ENTERTAINMENT BUSINESSES;

12 (II) THE BALTIMORE CITY DEPARTMENT OF HEALTH, WITH REGARD TO FOOD SERVICE
13 FACILITIES; AND

14 (III) THE BALTIMORE CITY DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT,
15 WITH REGARD TO HOTELS AND PERMIT HOLDERS.

16 § 42-5. ANNUAL REPORT.

17 (A) IN GENERAL.

18 ON OR BEFORE JUNE 30 OF EACH YEAR, THE COMMISSIONER OF THE BALTIMORE CITY
19 HEALTH DEPARTMENT, THE COMMISSIONER OF THE BALTIMORE CITY DEPARTMENT OF
20 HOUSING AND COMMUNITY DEVELOPMENT, AND THE CHAIR OF THE BOARD OF LIQUOR
21 LICENSE COMMISSIONERS FOR BALTIMORE CITY SHALL EACH PREPARE AND SUBMIT TO
22 THE MAYOR AND THE CITY COUNCIL AN ANNUAL REPORT DETAILING COMPLIANCE WITH
23 THIS SUBTITLE.

24 (B) CONTENTS.

25 THE REPORT SHALL INCLUDE THE FOLLOWING INFORMATION FOR THE PREVIOUS
26 CALENDAR YEAR:

27 (1) THE NUMBER OF INSPECTIONS CONDUCTED OF BUSINESSES REGULATED UNDER THIS
28 SUBTITLE; AND

29 (2) THE NUMBER OF CITATIONS ISSUED PURSUANT TO THIS SUBTITLE.

30 § 42-6. {RESERVED}

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§ 42-7. ENFORCEMENT BY CITATION.

(A) *IN GENERAL.*

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

(1) AN ENVIRONMENTAL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 40 {"ENVIRONMENTAL CONTROL BOARD"}; OR

(2) A CIVIL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 41 {"CIVIL CITATIONS"}.

(B) *PROCESS NOT EXCLUSIVE.*

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

§ 42-8. CRIMINAL PENALTIES.

ANY PERSON WHO VIOLATES ANY PROVISIONS OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000 FOR EACH OFFENSE.

Article 1. Mayor, City Council, and Municipal Agencies

Subtitle 40. Environmental Control Board

§ 40-14. Violations to which subtitle applies.

(e) Provisions and penalties enumerated.

(2) Article 15. Licensing and Regulation

....

SUBTITLE 42. HUMAN TRAFFICKING NOTICE REQUIREMENTS

1ST OFFENSE \$ 500

SUBSEQUENT OFFENSE \$1000

Subtitle 41. Civil Citations

§ 41-14. Offenses to which subtitle applies – Listing.

(1) Article 15. Licensing and Regulation

....

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1 SUBTITLE 42. HUMAN TRAFFICKING NOTICE REQUIREMENTS

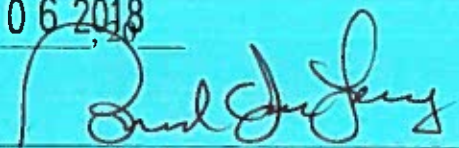
2 1ST OFFENSE \$ 500

3 SUBSEQUENT OFFENSE \$1000

4 SECTION 2. AND BE IT FURTHER ORDAINED, That the catchlines contained in this Ordinance
5 are not law and may not be considered to have been enacted as a part of this or any prior
6 Ordinance.

7 SECTION 3. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect ~~on the 30th day~~
8 180 days after the date it is enacted.

Certified as duly passed this _____ day of DEC 06 2018



President, Baltimore City Council

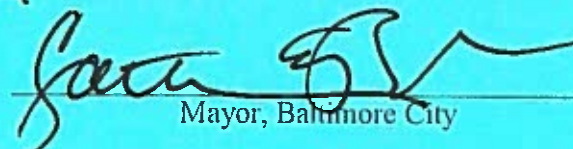
Certified as duly delivered to Her Honor, the Mayor,

this _____ day of DEC 06 2018



Chief Clerk

Approved this 28 day of January, 2019



Mayor, Baltimore City

Approved For Form and Legal Sufficiency

This 17th Day of December 2018



Chief Solicitor

TD-12/5/18

AMENDMENTS TO COUNCIL BILL 18-0296
(1st Reader Copy, as proposed to be amended by the Judiciary Committee)

By: Councilmember Burnett
{To be offered on the Council Floor}

Amendment No. 1

On page 2 of the Committee Amendments, strike Amendment No. 2, its entirety, and substitute:

“Amendment No. 2

On page 4, in line 19, after “*APPLICABILITY*”, insert “;”; on that same page, in line 20, strike “*SET FORTH IN*” and substitute “OF”; in that same line, strike “*ARE*” and substitute “APPLY”; in that same line, strike “*APPLICABLE*”; on that same page, in line 30, strike “*A*” and substitute “ANY”; and, in that same line, strike “*AS PROVIDED*” and substitute “DESCRIBED”.”

ADOPTED

Amendment No. 2

On page 2 of the Committee Amendments, strike Amendment No. 4, its entirety, and substitute:

“Amendment No. 4

On page 5, strike lines 25 through 31 in their entireties and substitute:

“(1) ADULT-ENTERTAINMENT BUSINESSES AND FOOD SERVICE FACILITIES MUST POST A SIGN REQUIRED UNDER THIS SECTION IN A CONSPICUOUS PLACE IN CLEAR VIEW OF THE PUBLIC AND EMPLOYEES WHERE SIMILAR NOTICES ARE CUSTOMARILY POSTED AND ON THE BACK OF THE DOOR AT THE ENTRANCE TO EACH RESTROOM.

“(2) PERMIT HOLDERS MUST POST THE SIGN REQUIRED UNDER THIS SECTION IN A CONSPICUOUS PLACE IN CLEAR VIEW OF THE PUBLIC.

“(3) HOTELS MUST POST THE SIGN REQUIRED UNDER THIS SECTION ON THE BACK OF EACH HOTEL ROOM ENTRY DOOR.”;

and, on that same page, after line 31, insert:

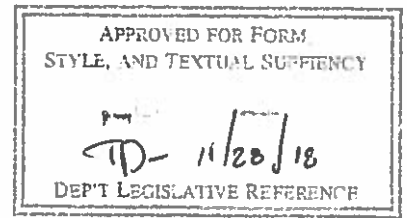
“(D) HOTELS TO CERTIFY.

BEGINNING IN CALENDAR YEAR 2020. ANY PERSON WHO OWNS OR OPERATES A HOTEL WITHIN THE CITY MUST ANNUALLY CERTIFY TO THE HOUSING COMMISSIONER. IN THE FORM AND MANNER REQUIRED BY THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT. NO LATER THAN DECEMBER 31 OF EACH YEAR. THAT THE HOTEL IS IN COMPLIANCE WITH THIS SECTION.” .

Amendment No. 3

On page 5 of Bill 18-0296, beginning with line 13, strike “ENGLISH” down through and including “CITY” in line 14, and substitute “ENGLISH AND SPANISH” .

Amendments to Council Bill 18-0296
(1st Reader Copy)



By: the Judiciary and Legislative Investigations Committee

Amendment No. 1

On page 4, strike lines 7 through 16 in their entireties and substitute:

(E) MUST.

ADOPTED

“MUST” IS A MANDATORY TERM USED TO EXPRESS A REQUIREMENT OR TO IMPOSE A DUTY.

(F) PERMIT HOLDER.

“PERMIT HOLDER” MEANS ANY PERSON HOLDING A BUILDING PERMIT ISSUED BY THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT UNDER THE CITY BUILDING CODE FOR CONSTRUCTION OR DEMOLITION.

(G) PERSON.

“PERSON” MEANS:

(1) AN INDIVIDUAL;

(2) A PARTNERSHIP, FIRM, ASSOCIATION, CORPORATION, OR OTHER ENTITY OF ANY KIND; OR

(3) A RECEIVER, TRUSTEE, GUARDIAN, PERSONAL REPRESENTATIVE, FIDUCIARY, OR REPRESENTATIVE OF ANY KIND.

(H) SHALL.

“SHALL” IS A MANDATORY TERM USED TO EXPRESS A REQUIREMENT OR TO IMPOSE A DUTY.”;

on that same page, in line 23, after the semi-colon, insert: “AND”; on that same page, strike lines 24 through 27 in their entireties and substitute: “(4) PERMIT HOLDERS.”; and, on that same page, in line 31, strike “, IN EACH RESTROOM ON THE PREMISES BUSINESS.”.

Amendment No. 2

On page 4, in line 19, after "*APPLICABILITY*", insert: ";"; on that same page, in line 20, strike "SET FORTH IN" and substitute: "OF"; in that same line, strike "ARE" and substitute: "APPLY"; in that same line, strike "APPLICABLE"; on that same page, in line 30, strike "A" and substitute: "ANY"; in that same line, strike "AS PROVIDED" and substitute: "DESCRIBED"; on page 5, in line 25, strike "EXCEPTED" and substitute: "EXCEPT"; and, on that same page, in line 27, before "CONSPICUOUS", insert: "IN A".

Amendment No. 3

On page 5, in line 2, before "1-888-373-7888", insert: "CALL"; on that same page and line, after "1-888-373-7888", insert: "OR TEXT 'BEFREE' (233722)"; on that same page, in line 11, strike "8.5 BY 11" and substitute: "3 BY 5"; and, on that same page, in line 19, after "BY", insert: "CREATING THEIR OWN SIGNS, USING A FONT SIZE OF NOT LESS THAN 30 POINTS FOR THE HOTLINE NUMBERS AND A FONT SIZE OF NOT LESS THAN 12 POINTS FOR THE BODY TEXT, OR".

Amendment No. 4

On page 5, strike lines 30 through 31 in their entirety and substitute:

"(2) HOTELS MUST POST THE SIGN REQUIRED UNDER THIS SECTION ON THE BACK OF EACH HOTEL ROOM ENTRY DOOR.";

and, on that same page, after line 31, insert:

"(D) HOTELS TO CERTIFY.

BEGINNING IN CALENDAR YEAR 2020, ANY PERSON WHO OWNS OR OPERATES A HOTEL WITHIN THE CITY MUST ANNUALLY CERTIFY TO THE HOUSING COMMISSIONER, NO LATER THAN AUGUST 1 OF EACH YEAR, THAT THE HOTEL IS IN COMPLIANCE WITH THIS SECTION."

Amendment No. 5

On page 1, in line 14, strike "42-5" and substitute: "42-8"; on page 6, strike lines 1 through 31 in their entirety; and, on page 7, strike 1 through 6 in their entirety and substitute:

"§ 42-3. {RESERVED}"

§ 42-4. DUTY TO ENFORCE.

ENFORCEMENT OF THIS SUBTITLE SHALL BE CONDUCTED BY:

- (I) THE BOARD OF LIQUOR LICENSE COMMISSIONERS FOR BALTIMORE CITY, WITH REGARD TO ADULT-ENTERTAINMENT BUSINESSES;
- (II) THE BALTIMORE CITY DEPARTMENT OF HEALTH, WITH REGARD TO FOOD SERVICE FACILITIES; AND
- (III) THE BALTIMORE CITY DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT, WITH REGARD TO HOTELS AND PERMIT HOLDERS.

§ 42-5. ANNUAL REPORT.

(A) IN GENERAL.

ON OR BEFORE JUNE 30 OF EACH YEAR, THE COMMISSIONER OF THE BALTIMORE CITY HEALTH DEPARTMENT, THE COMMISSIONER OF THE BALTIMORE CITY DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT, AND THE CHAIR OF THE BOARD OF LIQUOR LICENSE COMMISSIONERS FOR BALTIMORE CITY SHALL EACH PREPARE AND SUBMIT TO THE MAYOR AND THE CITY COUNCIL AN ANNUAL REPORT DETAILING COMPLIANCE WITH THIS SUBTITLE.

(B) CONTENTS.

THE REPORT SHALL INCLUDE THE FOLLOWING INFORMATION FOR THE PREVIOUS CALENDAR YEAR:

- (1) THE NUMBER OF INSPECTIONS CONDUCTED OF BUSINESSES REGULATED UNDER THIS SUBTITLE; AND
- (2) THE NUMBER OF CITATIONS ISSUED PURSUANT TO THIS SUBTITLE.

§ 42-6. {RESERVED}

§ 42-7. ENFORCEMENT BY CITATION.

(A) IN GENERAL.

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

(1) AN ENVIRONMENTAL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 40 {"ENVIRONMENTAL CONTROL BOARD"}; OR

(2) A CIVIL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 41 {"CIVIL CITATIONS"}.

(B) PROCESS NOT EXCLUSIVE.

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

§ 42-8. CRIMINAL PENALTIES.

ANY PERSON WHO VIOLATES ANY PROVISIONS OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000 FOR EACH OFFENSE."

Amendment 6

On page 1, in line 6, strike "and"; later in that same line, after "penalties", insert: "; and establishing a special effective date"; and, on page 7, in line 26, strike "on the 30^h day" and substitute "180 days".

**BALTIMORE CITY COUNCIL
JUDICIARY AND LEGISLATIVE INVESTIGATIONS COMMITTEE
VOTING RECORD**

BILL#: CC-18-0296

DATE: 11/27/18

TITLE: Licensing and Regulation - National Human Trafficking Resource Center
Hotline Information Sign Posting

MOTION BY: Scott **SECONDED BY:** Clarke

- FAVORABLE FAVORABLE WITH AMENDMENTS
 UNFAVORABLE WITHOUT RECOMMENDATION

NAME	YEAS	NAYS	ABSENT	ABSTAIN
Costello, E., Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Clarke, M., Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bullock, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Pinkett, L.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Reisinger, E.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott, B.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stokes, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
*	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
*	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
*	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
*	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOTALS	<u>6</u>	<u>0</u>	<u>1</u>	<u>0</u>

CHAIRPERSON: E.T. Andrews

COMMITTEE STAFF: Matthew L. Peters, Initials: MP

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor

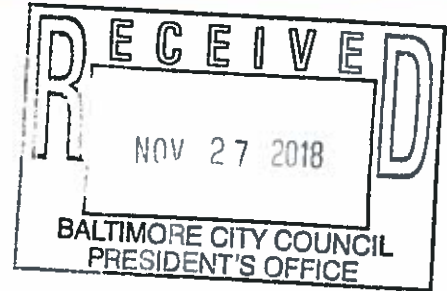


MAYOR'S OFFICE OF HUMAN SERVICES

714 Redwood Street, 5th Floor
Baltimore, Maryland 21202

November 27, 2018

The Honorable President and Members
of the Baltimore City Council
Attn: Natawna B. Austin, Executive Secretary
Room 409, City Hall
100 N. Holliday Street
Baltimore, MD 21202



Re: City Council Bill 18-0296 Licensing and Regulation – National Human Trafficking Resource Center Hotline Information Sign Posting

Dear President and City Council Members:

The Mayor's Office of Human Services ("MOHS") has reviewed City Council Bill 18-0296, entitled, "Licensing and Regulation – National Human Trafficking Resource Center Hotline Information Sign Posting." This legislation would require national human trafficking prevention signage to be posted and maintained on the premises of adult entertainment businesses, food service facilities, hotels, licensed construction contracting services and massage establishments.

From a Human Services perspective, Council Bill #18-0296 represents a common sense plan for educating the public about issues related to human trafficking, its broad impact and the importance of linking victims to supportive services. In particular, MOHS works closely with providers and advocates to address issues related to youth homelessness. This bill has the potential to benefit this group immensely.

Local studies conducted by MOHS have identified at least 1,400 youth experiencing homelessness in Baltimore over the course of a year. This number is anticipated to be a low estimate due to the difficulties in identifying and counting youth. Some additional numbers to note:

- 27% of youth experiencing homelessness in Baltimore report that they are living with a stranger or in a location not meant for human habitation – such as outdoors, in a car, or in abandoned/vacant housing. These youth, without any support for housing or temporary shelter, are at the highest risk of being trafficked.
- 7% of youth experiencing homelessness in Baltimore report that they receive their income through sex work which can be closely tied to human trafficking.

Nationally, an estimated 4.2 million young people (ages 13-25) experience homelessness annually, including 700,000 unaccompanied youth ages 13 to 17, according to research from Chapin Hall at The University of Chicago. Many of those young people will become victims of human trafficking. Research from numerous studies have found trafficking rates among youth and young adults experiencing homelessness ranging from 19% to 40%. Although the varying populations and methods of these studies do not allow for a definitive number, using lower end estimates, this means that approximately 800,000 of the youth and young adults who experience homelessness in a year may also be victims of human trafficking.

F



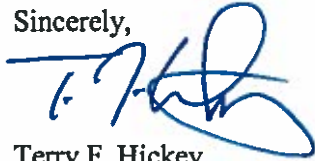
177

Interviews with youth who participated in the Chapin Hall study illustrate some common intersections between homelessness and human trafficking¹:

- Basic needs, such as the lack of a safe place to sleep often play a role in trafficking experiences.
- Homelessness and trafficking begin early, often well before age 18.
- LGBTQ youth and youth who have been in foster care experience trafficking at higher rates than other youth experiencing homelessness.
- Girls and young women are more likely to experience trafficking, but boys and young men also experience high levels of trafficking.
- Youth experiencing homelessness who have also been victims of sex trafficking are more likely to experience mental health and substance use issues.

Council Bill #18-0296 provides a reasonable framework for expanding public education on human trafficking, it is likely to lead to increased public reporting and will ultimately increase the utilization of supportive services for youth and adults. For these reasons, the Mayor's Office of Human Services recommends a **favorable report** on Council Bill #18-0296.

Sincerely,



Terry F. Hickey
Director





Catherina Pugh
Mayor

BALTIMORE POLICE DEPARTMENT



Gary Tuggle
Interim Police Commissioner

November 26, 2018

Honorable President and Members of the Baltimore City Council
Room 400, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202

Attention: Natawna Austin, Executive Secretary

**Re: City Council Bill No. 18-0296
Licensing and Regulation- National Human Trafficking Resource Center Hotline
Information Sign Posting**

Dear Council President Young and Members of the City Council:

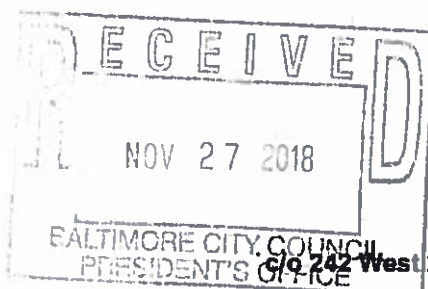
The Baltimore Police Department (BPD) has reviewed Council Bill 18-0296. This legislation is for the purpose of requiring certain businesses to post a National Human Trafficking Recourse Center hotline information sign in designated areas; requiring certain reports; defining certain terms; and establishing certain penalties.

The BPD supports this bill. This initiative will raise awareness of Human Trafficking in Baltimore City. Human Trafficking is one of the most underreported crimes in the City, yet national estimates and intelligence suggest that the City is a hot spot for such activity. This legislation provides another valuable tool to help the BPD tackle this problem.

Thank you for the opportunity to comment. The BPD looks forward to working with the City Council on this matter.

Sincerely,

Danielle Butcher
Office of the Commissioner





The Baltimore City Department of
HOUSING & COMMUNITY
DEVELOPMENT

MEMORANDUM

To: The Honorable President and Members of the Baltimore City Council
c/o Natawna Austin, Executive Secretary

From: Michael Braverman, Housing Commissioner *MB*

Date: November 21, 2018

Re: City Council Bill 18-0296, Licensing and Regulation – National Human Trafficking
Resource Center Hotline Information Sign Posting

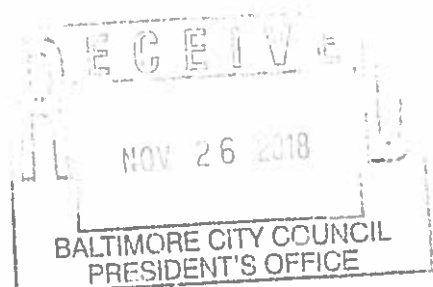
The Department of Housing and Community Development (HCD) has reviewed City Council Bill 18-0296, for the purpose of requiring certain businesses to post a National Human Trafficking Resource Center hotline information sign in designated areas; requiring certain reports; defining certain terms; and establishing certain penalties.

If enacted, this bill will require hotels and construction and demolition sites to post the aforementioned sign in designated areas. HCD will be responsible for enforcement in hotels and on construction and demolition sites. Hotels will be required to post the sign on the back of room doors. Construction and demolitions sites will be required to post the sign in clear view of employees.

In regard to hotels, HCD will add to the rental license inspection checklist that the sign be posted on the back of all room doors. Inspectors will check for the signs in accordance with existing criteria for the proportion of units that must be inspected in multi-family dwellings. For example, a hotel containing 76-100 units is required to have 17 units inspected, distributed among different buildings and floors within the property. Failing to post the sign in any inspected room will result in a failed inspection. Therefore, in order to be receive their license, hotels must comply with the posting requirements established in this bill.

In regard to construction and demolition sites, HCD will issue a copy of the sign, along with guidelines for posting it, to all recipients of construction or demolition permits. We will also be responsible for issuing citations to permit-holders who fail to post the signs.

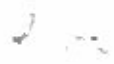
HCD supports the passage of City Council Bill 18-0296.





MB:td

cc: Mr. Kyron Banks, *Mayor's Office of Government Relations*



CITY OF BALTIMORE

CATHY KINI-E. PUGH, Mayor



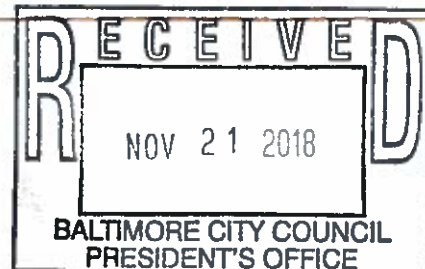
November 21, 2018

DEPARTMENT OF LAW

ANDRE M. DAVIS, CITY SOLICITOR
100 N. Holliday Street
Suite 101, City Hall
Baltimore, Maryland 21202

The Honorable President and Members
of the Baltimore City Council
Attn: Natawna B. Austin, Executive Secretary
Room 409, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202

forwarded



Re: City Council Bill 18-0296 Licensing and Regulation – National Human Trafficking Resource Center Hotline Information Sign Posting

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 18-0296 for form and legal sufficiency. The bill would require certain businesses to post a National Human Trafficking Resource Center hotline information sign in designated areas; require certain reports, define certain terms, and establish certain penalties.

To raise awareness and combat the problem of human trafficking, the City may require that these signs be posted in places where victims of human trafficking have been known to travel. State law currently requires the posting of similar notices in rest areas, welcome centers and transportation centers, bus stations, truck stops, adult entertainment establishments, and in certain hotels where crimes related to human trafficking have occurred. MD Code, Trans., § 8-655; Bus. Reg., §§ 15-207, 19-103.

Requiring businesses to post information may raise potential First Amendment issues, but whether this particular disclosure is compelled speech has not yet been directly addressed by the case law. Although the Attorney General has advised in the past that this disclosure would be commercial speech, lessening the legal hurdle the law would be required to surpass, recent cases suggest that this disclosure could be considered noncommercial, subject to a strict scrutiny analysis. *See, e.g.* May 18, 2010, Letter of the Attorney General to the Honorable Martin O'Malley (noting that courts have merely required a reasonable relationship between the government interest and the disclosure in the commercial context, but the compelled endorsement of a particular viewpoint would be different); *but see PSEG Long Island v. Town of North Hempstead*, 158 F. Supp. 3d 149, 168 (E.D. N.Y. 2016) (mandatory posting of warning signs on utility poles not commercial speech). Generally speaking, if the goal is to raise awareness, as it is here, the disclosure will be upheld if reasonably related to the government interest. *American Meat Institute v. United States Department of Agriculture*, 760 F.3d 18 (D.C.Cir.2014) (required disclosure of country-of-origin information about meat products upheld).

Research of the City task force on human trafficking, as well as data from across the





10/1/11

10/1/11

country, reveals that these locations are frequented by human trafficking victims. The Law Department recommends bolstering the data in the bill with further information concerning each type of business and how it has been historically a place where victims of human trafficking pass through. This will increase the likelihood that a court will find a connection between the purpose of the bill and the required disclosure. The penalties imposed are within the Charter limits.

Finally, the Law Department recommends adding "IN A" before "CONSPICUOUS PLACE" in line 27, page 5.

The Law Department, therefore, approves City Council Bill 18-0296 for form and legal sufficiency.


Sincerely,

A handwritten signature in blue ink that reads "Ashlea H. Brown". The signature is written in a cursive, flowing style.

Ashlea H. Brown
Assistant Solicitor

cc: Andre M. Davis, City Solicitor
Karen Stokes, Director, Mayor's Office of Government Relations
Kyron Banks, Mayor's Legislative Liaison
Elena DiPietro, Chief Solicitor, General Counsel Division
Hilary Ruley, Chief Solicitor
Victor K. Tervala, Chief Solicitor
Avery Aisenstark



F R O M	Name & Title	Mary Beth Haller, Esq., Interim Commissioner	Health Department	
	Agency Name & Address	Health Department 1001 E. Fayette Street Baltimore, Maryland 21201		
	Subject: Position:	CC #18-0296 FAVORABLE W/ AMENDMENT		

To: President and Members
of the City Council
c/o 409 City Hall

November 27, 2018

The Baltimore City Health Department (BCHD) is pleased to have the opportunity to review Council Bill #18-0296, entitled, "Licensing and Regulation – National Human Trafficking Resource Center Hotline Information Sign Posting." This legislation would require adult-entertainment businesses, food services facilities, hotels, licensed construction contracting services, and massage establishments to post a National Human Trafficking Resource Center Hotline information sign in designated areas.

Council Bill #18-0296 represents a prudent, common-sense step towards building awareness of human trafficking and connecting victims to services. Between July 2013 and July 2018, over 440 cases of child sex trafficking were reported to the Department of Social Services in Maryland, a majority of which involved Maryland residents between the ages of 14 and 17. Nationally, between 14,500 and 17,500 individuals are trafficked each year.¹

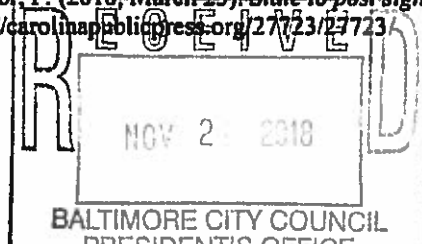
The concerning prevalence of human trafficking cases has prompted a majority of U.S. states to adopt legislation similar to #18-0296.² In 2018, North Carolina passed provisions that would require various businesses and hospitals to hang posters advertising the national human trafficking hotline. During a press conference concerning these provisions, North Carolina Attorney General Josh Stein indicated that "human trafficking is a heinous but poorly understood crime" and "these signs will let victims know there is help on the other end of a phone call and help educate the public so we can look for the telltale signs of trafficking."³ His comments highlight the importance of public awareness legislation like #18-0296 as a part of a larger strategy to combat trafficking.

Human trafficking is a severe violation of human rights, and a serious public health issue. The physical and behavioral health implications of trafficking cannot be understated. Victims often experience significant physical abuse, injury, physical exhaustion, and even starvation.

¹ Council Bill – 18-029, <https://baltimore.legistar.com/LegislationDetail.aspx?ID=3703128&GUID=68D5EC33-EECE-49D1-954A-053782F64139&Options=ID|Text|&Search=18-029>

² U.S. Department of Transportation. (2018). *Compendium of Human Trafficking Awareness Poster State Laws*. https://cms.dot.gov/sites/dot.gov/files/pictures/HT_Awareness_Poster_Laws.pdf

³ Taylor, F. (2018, March 23). *State to post signs in effort to combat human-trafficking crimes*. <https://carolinapublicpress.org/27723/27723>



Fav w/ Amend



Sexual assault, which is often a characteristic of trafficking experiences, can cause severe physical and psychological trauma. Sustained physical and sexual abuse as a result of trafficking puts victims at a significantly higher risk of post-traumatic stress disorder, depression, substance use, and in extreme cases, self-mutilation or suicide.

Victims forced to work in the commercial sex trade are also more susceptible to STDs, unwanted pregnancy, and other various gynecological issues.⁴ Labor trafficking victims are at a heightened risk of developing chronic back, respiratory, visual, auditory, and cardiovascular problems as a result of dangerous working conditions. Exacerbating these health implications is the trafficking victims' lack of access to quality healthcare. Victims are consistently denied preventative care and often treated by unqualified, unregulated individuals hired by the trafficker.⁵

Considering the lasting, severe health effects of trafficking, a coordinated and effective public health response is paramount. This bill is an important part of this response. It prudently uses data to focus its efforts on the venues in which most human trafficking victims are identified. According to the National Human Trafficking Hotline Data Report, hotels, adult-entertainment businesses, food service facilities, construction services sites, and massage establishments are all among the most frequent venues for labor and sex trafficking.⁶

From the perspective of BCHD, enforcement may be somewhat cumbersome. While BCHD's Bureau of Environmental Health currently inspects food service facilities, it does not have the capacity, including manpower and state authority, to inspect massage establishments. For this reason, **BCHD proposes amending #18-0296 to remove massage establishments from BCHD's oversight.** With respect to food service facilities oversight, BCHD anticipates a nominal burden on existing resources.

Altogether, #18-0296 provides an effective framework for business compliance and accountability. It will expand knowledge about human trafficking, promote reporting, and help increase the utilization of victim services—all of which are BCHD priorities. For the forgoing reasons, the Baltimore City Health Department urges a **favorable with amendment report on Council Bill #18-0296.**

⁴ The Advocates For Human Rights. (2005, September 1). *Health Consequences of Trafficking*. http://www.stopvaw.org/health_consequences_of_trafficking

⁵ U.S. Department of Health and Human Services. (N.D.). *Resources: Common Health Issues Seen in Victims of Human Trafficking*. https://www.acf.hhs.gov/sites/default/files/orr/health_problems_seen_in_traffick_victims.pdf

⁶ National Human Trafficking Hotline. (2017, September). *2016 National Hotline Annual Report*. <https://humantraffickinghotline.org/sites/default/files/2016%20National%20Report.pdf>



MEMORANDUM

TO: Honorable President and Members of the City Council
Attention: Natawna B. Austin, Executive Secretary

FROM: William H. Cole, President and CEO *[Signature]*

DATE: November 8, 2018

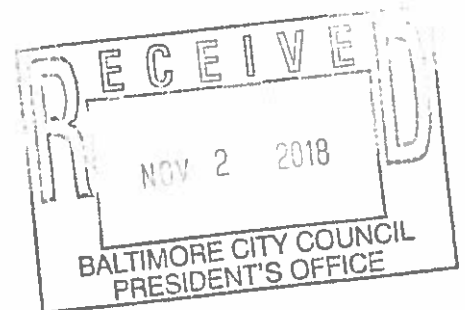
SUBJECT: City Council Bill No. 18-0296
Licensing and Regulation - National Human Trafficking Resource Center Hotline
Information Sign Posting

The Baltimore Development Corporation (BDC) has been asked to comment on City Council Bill No. 18-0296 for the purpose of requiring national human trafficking prevention signage to be posted and maintained on the premises of adult entertainment businesses, food service facilities, hotels, licensed construction contracting services, and massage establishments.


Upon review, the requirements of this Bill do not seem to be overly burdensome to the businesses listed. As drafted, Bill No. 18-0296 takes effect 30 days after the date of enactment but does not include any provisions to notify potentially affected businesses prior to the effective date. BDC is concerned that a 30-day enactment of this Bill may not leave adequate time to notify potentially affected businesses of the new law, leaving them at risk of being penalized for a violation without prior warning. Furthermore, as currently written, the Bill specifies a misdemeanor for violators. BDC does not support any criminal penalties for violators of this requirement, if enacted.

BDC has no objection to Bill No. 18-0296, but submits the preceding comments for consideration by the City Council.

cc: Kyron Banks



No obj

FROM	NAME & TITLE	Henry Raymond, Finance Director <i>HR</i>	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Bureau of the Budget and Management Research Room 432, City Hall (410) 396-4941		
	SUBJECT	City Council Bill #18-0296 -- National Human Trafficking Resource Center Hotline Information Sign Posting		

DATE:

TO

The Honorable President and
Members of the City Council
Room 400, City Hall

November 13, 2018

Attention: Ms. Natawna Austin

The Department of Finance is herein reporting on City Council Bill #18-0296, introduced for the purpose of adding Subtitle 42 to Article 15 of the City Code, requiring that certain businesses post a National Human Trafficking Resource Center hotline information sign in designated areas; requiring certain reports; defining certain terms; and establishing certain penalties.

Background:

The Maryland Human Trafficking Task Force is the State's primary organization that works to prevent trafficking, protect victims by providing them with the services they need, prosecute traffickers, and partner with a variety of organizations to eradicate human trafficking from our communities.

Trafficked individuals have few opportunities to be alone and away from their traffickers. Strategically locating trafficking hotline signs in locations that are accessible for the trafficked individual means that these individuals have access to the national hotline for a brief moment and can make a call for help.

Human trafficking prevention signs are to be posted within adult-entertainment businesses, food service facilities, hotels, massage establishments, and on the premises of licensed construction contracting businesses providing services pursuant to a permit issued by the Baltimore City Department of Housing and Community Development.

Duty to enforce this legislation will rest upon the Baltimore City Board of Liquor License Commissioners (with regard to adult-entertainment businesses), the Department of Health (with regard to food service facilities and massage establishments), and the Department of Housing and Community Development (with regard to licensed construction contracting services and hotels). On or before June 30th of each calendar year – the last day of the fiscal year – the Commissioners of the Baltimore City Health Department and the Department of Housing and Community Development shall each prepare and submit to the Mayor and City Council an annual report detailing compliance with this legislation.

Analysis:

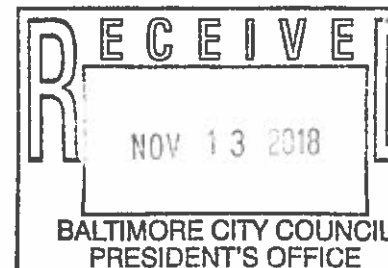
The Department of Finance does not expect that any significant revenue will be generated from the addition of Subtitle 42 to Article 15 of the City Code. Moreover, Finance believes that the operating budget impact on each agency for enforcing compliance may be absorbed within existing appropriation, and total cost should not exceed that of one fulltime position. The overall budget impact will be negligible, although the aggregate cost of enforcement is expected to outweigh the revenue generated.

Conclusion:

The Department of Finance has no objection to the passage of Council Bill # 18-0296.

cc: Kyron Banks

No obj



City of Baltimore

City Council
City Hall, Room 408
100 North Holliday Street
Baltimore, Maryland
21202

Meeting Minutes - Final

Judiciary and Legislative Investigations

Tuesday, November 27, 2018

10:15 AM

Du Burns Council Chamber, 4th floor, City Hall

18-0296

CALL TO ORDER

INTRODUCTIONS

ATTENDANCE

Present 6 - Member Eric T. Costello, Member Mary Pat Clarke, Member Leon F. Pinkett III, Member John T. Bullock, Member Brandon M. Scott, and Member Robert Stokes Sr.

Absent 1 - Member Edward Reisinger

ITEM SCHEDULED FOR PUBLIC HEARING

18-0296

Licensing and Regulation - National Human Trafficking Resource Center Hotline Information Sign Posting

For the purpose of requiring certain businesses to post a National Human Trafficking Resource Center hotline information sign in designated areas; requiring certain reports; defining certain terms; and establishing certain penalties.

Sponsors: Kristerfer Burnett, President Young, Bill Henry, Sharon Green Middleton, Brandon M. Scott, Eric T. Costello, Leon F. Pinkett, III, Ryan Dorsey, Zeke Cohen, Robert Stokes, Sr., Shannon Sneed, Edward Reisinger, Mary Pat Clarke, John T. Bullock, Isaac "Yitzy" Schleifer

A motion was made by Member Scott, seconded by Member Clarke, that this Ordinance be Recommended Favorably with Amendment. The motion carried by the following vote:

Yes: 6 - Member Costello, Member Clarke, Member Pinkett III, Member Bullock, Member Scott, and Member Stokes Sr.

Absent: 1 - Member Reisinger

ADJOURNMENT



HEARING NOTES

Bill: 18-0296

Licensing and Regulation - National Human Trafficking Resource Center Hotline Information Sign Posting

Committee: Judiciary and Legislative Investigations
Chaired By: Councilmember Eric Costello

Hearing Date: November 27, 2018
Time: 10:55 AM to 11:45 AM
Location: Clarence "Du" Burns Chamber
Total Attendance: ~30
Committee Members in Attendance:
Eric Costello Mary Pat Clarke Brandon Scott
Leon Pinkett Robert Stokes John Bullock

Bill Synopsis in the file? yes no n/a
Attendance sheet in the file? yes no n/a
Agency reports read? yes no n/a
Hearing televised or audio-digitally recorded? yes no n/a
Certification of advertising/posting notices in the file?..... yes no n/a
Evidence of notification to property owners? yes no n/a
Final vote taken at this hearing? yes no n/a
Motioned by: **Councilmember Scott**
Seconded by: **Councilmember Clarke**
Final Vote: **Favorable as Amended**

Major Speakers

(This is not an attendance record.)

- D'Paul Nibber, Health Department
- Vijay Ramasamy, Health Department
- Ashlea Brown, Law Department

Major Issues Discussed

1. Chairman Costello opened the proceedings and introduced the committee members in attendance.
2. Councilman Burnett discussed the problem of human trafficking, and the goal of the bill to help victims of human trafficking get help.
3. Chairman Costello reviewed the reports and recommendations from the agencies to which the bill was referred.
4. Councilman Burnett read aloud a letter from the Baltimore City State's Attorney in support of the bill.
5. Representatives from the Health Department testified in support of the bill. In particular, they noted that trafficking is difficult for law enforcement to detect, and that posting signs with information about trafficking and resources for victims, such as those required by the bill, will help trafficking victims get help and promote public awareness of trafficking. They also testified that the types of businesses subject to the bill correspond with some of the most common venues for human trafficking. Finally, they discussed how trafficking impacts the physical and mental health of victims, including increased risk for sexually transmitted disease, work place injury, malnutrition, and suicide.
6. Councilman Burnett discussed his proposed amendments to the bill.
7. A representative from the Law Department suggested making a City agency responsible for enforcing the bill's requirements at adult entertainment businesses. The Health Department noted that it does not have enough inspectors to take on that role.
8. A representative from the University of Maryland School of Social Work testified in support of the bill with Councilman Burnett's amendments.
9. The Committee considered and adopted Councilman Burnett's amendments.

Further Study

Was further study requested?

Yes No

If yes, describe. N/A

Committee Vote

E. Costello: Yea
M. Clarke: Yea
J. Bullock: Yea
L. Pinkett: Yea
E. Reisinger: Absent
B. Scott: Yea
R. Stokes: Yea

Matthew Peters

Matthew L. Peters, Committee Staff

Date: November 27, 2018

cc: Bill File
OCS Chrono File



**CITY OF BALTIMORE
CITY COUNCIL HEARING ATTENDANCE RECORD**

Committee: Judiciary and Legislative Investigations

Chairperson: Eri

Date: November 27, 2018

Time: 10:15 AM

Place: Clarence "Du" Burns Chambers

Subject: Ordinance - Licensing and Regulation - National Human Trafficking Resource Center Hotline Information Signage

PLEASE PRINT

IF YOU WANT TO TESTIFY PLEASE CHECK HERE

FIRST NAME	LAST NAME	ST. #	ADDRESS/ORGANIZATION NAME	ZIP	EMAIL ADDRESS
John	Doe	100	North Charles Street	21202	Johndoenbmore@yahoo.com
Sharon	Dobson		HCAD		
Stephanie	Hsu		BPC		
Tyria	Difen		HCAD		
Stue	Admon		BPD		
Danielle	Boutwell		BPD		
Terry	Hickey		MOTIS		
Nadine	Fingon-Carr		UMB SSW	21218	
Donut	Mobilis		RCA		
Frank	Bastan		MHLA		

(* NOTE: IF YOU ARE COMPENSATED OR INCUR EXPENSES IN CONNECTION WITH THIS BILL, YOU MAY BE REQUIRED BY LAW TO REGISTER WITH THE CITY BOARD OF ETHICS. REGISTRATION IS A SIMPLE PROCESS. FOR INFORMATION AND FORMS, CALL OR WRITE: BALTIMORE CITY BOARD OF ETHICS, LEGISLATIVE REFERENCE, 626 CITY HALL, BALTIMORE, MD 21202. TEL: 410-396-4730. FAX: 410-396-8483.





November 27, 2018

Councilman Eric Costello, Chair
Judiciary & Legislative Investigations Committee
100 Holliday Street, Suite 500
Baltimore, Maryland 21202

**Re: City Council Bill 18-0296 – National Human Trafficking Resource Center
Hotline Information Sign Posting**

Dear Councilman Costello and Committee Members:

I have reviewed City Council Bill 18-0296 and offer my full support. This bill requires certain businesses to post a National Human Trafficking Resource Center hotline information sign in designated areas. This bill also establishes compliance reporting and punishes violations by means of civil citation.

In 2007 the Office of the State's Attorney for Baltimore City (SAO) partnered with the U.S. Attorney's Office and the Office of the Attorney General of Maryland to form the Maryland Human Trafficking Task Force. The SAO remains committed to ending this repulsive human rights violation. The Maryland National Hotline reported 115 cases in 2017 that resulted from 444 calls consisting of reported trafficking tips, service referral access, requests for crisis assistance, and requests for general information. Providing greater exposure to the National Hotline will increase calls, in turn providing greater opportunity to share resources for survivors. Subsequently, law enforcement will develop more actionable leads; the investigation, arrest, and prosecution of traffickers in conjunction with this Office will increase.

The National Hotline's mission is to connect human trafficking survivors to critical support services and to equip the anti-trafficking community with tools to effectively combat all forms of human trafficking. This legislation will assist the mission of the National Hotline and has potential to save lives and reduce exploitation in Baltimore City. The National Hotline will provide victims and survivors, regardless of race, ethnicity, gender, disability, age, or religion, unlimited access to resources in more than 200 languages. While human trafficking remains largely hidden within our communities, the National Hotline postings will bring forth support victims need.

The SAO is committed to all anti-human trafficking efforts in Baltimore City. Through partnerships with organizations including the Mayor's Office and the Baltimore Police Department, this Office has an active voice in the City's multidisciplinary response to human trafficking. I am determined to continue the collaboration and inter-agency communication necessary to tackle this problem and improve policies to protect individuals at risk of being trafficked.

STATE'S ATTORNEY
Marilyn J. Mosby



OFFICE of the STATE'S ATTORNEY for BALTIMORE CITY
120 East Baltimore Street | Baltimore, Maryland 21202

DIRECT DIAL
443-984-6000

Please vote favorably for City Council Bill 18-0296. Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink that reads "Marilyn J. Mosby".

Marilyn J. Mosby
State's Attorney for Baltimore City



**Testimony to City Council
Council Bill 18-0296: Licensing and Regulation-National Human Trafficking Resource Center Hotline
Information Sign Posting**

**** SUPPORT ****

November 26, 2018

Council Bill 18-0296 will strengthen Baltimore's response to human trafficking by aiding youth and adults who have been victimized by posting hotline information in restrooms in multiple commercial establishments. Adult-entertainment businesses, food service facilities, hotels, and construction sites are all establishments where human trafficking is facilitated, and are frequent by victims of trafficking. Having signs posted in private areas, like bathroom stalls, sheds light and provides information on the prevalence of commercial sexual exploitation in an easily accessible manner. Easy access to the National Human Trafficking Resource Center makes available a resource that fuels thousands of calls from agencies, survivors and concerned citizens who want to report what they have witnessed, what has been done to them, what they have been forced to do, and most of all, gain access to help.

Baltimore Child Abuse Center (BCAC), Maryland's first nationally accredited children's advocacy center, annually helps over 1000 victims of all forms of child sexual abuse, child sexual assault and trafficking with forensic interviews, medical treatment, family advocacy, and referrals for mental health services in a supportive and friendly setting with a goal of preventing future abuse. BCAC, along with its Anti-Trafficking and Exploitation Program supports CB18-0296 because it will enhance the effectiveness of Maryland's human trafficking framework by improving access to justice for individuals who have been degraded and victimized through trafficking.

As the Anti-Trafficking & Exploitation Coordinator at BCAC, I conduct trainings, and participate in regional and statewide taskforce dedicated to combatting human trafficking. I have also had the opportunity to listen to the testimonies of countless survivors of commercial sexual exploitation and trafficking who have said that they were victimized in the establishments listed in this bill, and that very act left them hopeless, broken, lost and demoralized. They received broken promises of financial gain, while their traffickers profited off their victimization. Therefore, having a posting that could provide hope in a place of seclusion, isolation and hopelessness will be beneficial and helpful in their recognition that what was happening to them was happening to others, and that they can receive help.

Posting of signs is a common and successful practice already employed by domestic violence groups in bathrooms for private access to victims, as well as in Maryland's airports in alerting people about human trafficking. CB18-0296 extends that concept and would provide a simple and effective resource for those who are currently being trafficked and those who are highly vulnerable to being trafficked, such as homeless LGBTQ youth. For these reasons, Baltimore Child Abuse Center supports CB18-0296. We respectfully urge a favorable report.

A handwritten signature in black ink, appearing to read "Janet Imobisa". The signature is fluid and cursive, written over a white background.

Janet Imobisa
Anti-Trafficking & Exploitation Coordinator
Baltimore Child Abuse Center





UNIVERSITY *of* MARYLAND SCHOOL OF SOCIAL WORK

**TESTIMONY IN SUPPORT OF BALTIMORE CITY BILL
18-0296 “Licensing and Regulation- National Human Trafficking Resource Center
Hotline Information Sign Posting”**

To: Councilman Eric Costello, Chair of the Judiciary and Legislative Investigations Committee, Councilman Kristerfer Burnett

From: Amelia Rubenstein, MSW, LCSW-C, Clinical Research Specialist, Child Sex Trafficking Victims Initiative, Maryland Human Trafficking Task Force, Victim Services Committee, Governor’s Working Group on Safe Harbor

Date: November 21, 2018

The Child Sex Trafficking Victims Initiative (CSTVI) is a federally funded partnership between the University of Maryland School of Social Work (UMSSW) and Maryland Department of Human Services to address sex trafficking within the child welfare population. CSTVI works to improve victim identification through statewide implementation of a sex trafficking screening tool, train and equip child welfare staff with necessary knowledge and skills for responding to trafficked youth, and ensure all victims receive comprehensive, trauma-informed care through capacity-building of service providers.

The Child Sex Trafficking Victims Initiative supports passage of Baltimore City Bill 18-0296 “Licensing and Regulation- National Human Trafficking Resource Center Hotline Information Sign Posting” to improve victim access to intervention and services. Human trafficking is a hidden crime and many victims are not aware that their experiences constitute abuse and exploitation. Victims are isolated from friends and family, and may avoid reporting to law enforcement for fear of retribution from their trafficker.

The Child Sex Trafficking Victims Initiative and the Maryland Department of Human Services (DHS) track data on child sex trafficking cases through collection and analysis of all child maltreatment reports of alleged child sex trafficking cases screened in by Maryland’s twenty-four Local Department of Social Services agencies (LDSSs).

Baltimore City has the highest number of alleged child sex trafficking cases in the state, with over 100 case reports received by DSS since 2013. Many of these youth were trafficked in Baltimore City hotels, motels, and adult entertainment (“strip”) clubs; the specific venues targeted by this bill for posting requirements.

The signs required by Bill 18-0296 ensure that employees working in sectors which may make them vulnerable to trafficking (restaurants, hotels/hospitality, adult entertainment) have immediate access to a hotline should they experience exploitation. Vulnerable workers should not have to rely on word of mouth or the possible chance encounter with a social services agency to learn that there are people who can help.

Given the vulnerability of these victims, our community should take any opportunity to ensure no person is ever left in a violent or exploitative situation with no way to call for help. As a social worker, serving female survivors of sex trafficking in Baltimore City, I often asked my clients what would have helped them access help earlier. These survivors inevitably replied that they simply did not know support was available for “people like us.” Lack of awareness of the nature of this crime and available resources must change if victims are to find safety. Clearly posted signs that identify specific indicators of trafficking and offer a 24/7 emergency response may be the difference between life or death for a victim of trafficking.

For these reasons, we support the passage of Baltimore City Bill 18-0296 “Licensing and Regulation- National Human Trafficking Resource Center Hotline Information Sign Posting”

From: Costello, Eric
To: jewel brown
Cc: Burnett, Kristerfer; Abadir, Adam; Peters, Matthew
Subject: RE: 18-0296 "Licensing and Regulation- National Human Trafficking Resource Center Hotline Information Sign Posting"
Date: Sunday, November 25, 2018 5:17:36 PM

Matt, please add below to the bill file.

Hope you had a great Thanksgiving! -EC

Eric T. Costello
Baltimore City Council, 11th District
(m) 443-813-1457 | (o) 410-396-4816
(e) eric.costello@baltimorecity.gov
[Twitter](#) | [Facebook](#) | [Instagram](#)

From: jewel brown [mailto:worthhministries@gmail.com]
Sent: Sunday, November 25, 2018 10:43 AM
To: Costello, Eric
Cc: Burnett, Kristerfer; Abadir, Adam
Subject: Fwd: 18-0296 "Licensing and Regulation- National Human Trafficking Resource Center Hotline Information Sign Posting"

Pastor Jewel Brown
W.O.R.T.H.H. Ministries
12 Chinook Court
Randallstown, MD 21133

November 25, 2018

The Honorable Councilman Eric Costello
Chair of the Judiciary and Legislative Investigations Committee
Baltimore City Hall
Baltimore, MD 21202
(eric.costello@baltimorecity.gov)

RE:18-0296 "Licensing and Regulation- National Human Trafficking Resource Center Hotline Information Sign Posting"

Dear Councilman Costello:

I have been made aware of the 18-0296 "Licensing and Regulation- National Human Trafficking Resource Center Hotline Information Sign Posting" bill that is scheduled for a hearing date of November 27, 2019. As the president of W.O.R.T.H.H.

Ministries, a non-denominational educational community outreach ministry working in the Greater Baltimore area, I am writing this letter of support on behalf of bill.

For over five years our group has been involved in providing goods and financial support to agencies who provide services for people in recovery from human trafficking. We support the goals of these agencies to empower individuals in their recovery. In addition our group has sponsored educational forums for the community to become aware of human trafficking in Baltimore.

The posting of the hotline signs will allow victims to have access to information to assist them with getting to safety. We believe the aspect of increased numbers of signs posting hotline information in Baltimore will increase the possibility of reaching victims or potential victims with a lifeline of information and hope. I am heartened to see this move by Baltimore City Council to provide residents and people who may be passing thru the city, who may be victims or know of suspected victims, this life-changing information.

Sincerely,
Pastor Jewel Brown

Peters, Matthew

From: Costello, Eric
Sent: Monday, November 26, 2018 4:48 PM
To: Teresa CUTTING
Cc: Peters, Matthew; Burnett, Kristerfer; Abadir, Adam
Subject: RE: RE:18-0296 "Licensing and Regulation- National Human Trafficking Resource Center Hotline Information Sign Posting"

Matt, please add to the bill file.

Eric T. Costello
Baltimore City Council, 11th District
(m) 443-813-1457 | (o) 410-396-4816
(e) eric.costello@baltimorecity.gov
[Twitter](#) | [Facebook](#) | [Instagram](#)

From: Teresa CUTTING [mailto:joyindancing@yahoo.com]
Sent: Monday, November 26, 2018 2:29 PM
To: Costello, Eric
Cc: Teresa CUTTING
Subject: RE:18-0296 "Licensing and Regulation- National Human Trafficking Resource Center Hotline Information Sign Posting"

Teresa Jeter-Cutting
Board Member
SafeHouse of HOPE

November 26 2018

The Honorable Councilman Eric Costello
Chair of the Judiciary and Legislative Investigations Committee
Baltimore City Hall
Baltimore, MD 21202
(eric.costello@baltimorecity.gov)

RE:18-0296 "Licensing and Regulation- National Human Trafficking Resource Center Hotline Information Sign Posting"

Dear Councilman Costello:

I have been made aware of the 18-0296 "Licensing and Regulation- National Human Trafficking Resource Center Hotline Information Sign Posting" bill that is scheduled for a hearing date of November 27, 2019. As a board member with SafeHouse of Hope, Victim Service Agency, I am writing this letter of support on behalf of bill.

SafeHouse of Hope has provided services for survivors of sex trafficking inclusive of but not limited to transitional housing, life skills, drop in services advocacy, street outreach, training to other advocates and potential abolitionists and education and awareness sessions to the community and professionals.

The posting of the hotline signs will allow victims to have access to information to assist them with getting them to a safe place and to assure hope from a horrific situation. Also the increased numbers of signs posting hotline information in all arenas will also provide awareness of the issues and heighten sensitivity to the general public. I am excited to see the

introduction of this legislation by the Baltimore City Council and look forward to the passage of the bill. Thank you for your service

Sincerely

Teresa Jeter-Cutting

City of Baltimore

City Council
City Hall, Room 408
100 North Holliday Street
Baltimore, Maryland
21202

Meeting Agenda - Final

Judiciary and Legislative Investigations

Tuesday, November 27, 2018

10:15 AM

Du Burns Council Chamber, 4th floor, City Hall

18-0296

CALL TO ORDER

INTRODUCTIONS

ATTENDANCE

ITEM SCHEDULED FOR PUBLIC HEARING

18-0296

Licensing and Regulation - National Human Trafficking Resource Center
Hotline Information Sign Posting

For the purpose of requiring certain businesses to post a National Human
Trafficking Resource Center hotline information sign in designated areas;
requiring certain reports; defining certain terms; and establishing certain
penalties.

Sponsors:

Kristerfer Burnett, President Young, Bill Henry, Sharon Green Middleton, Brandon M.
Scott, Eric T. Costello, Leon F. Pinkett, III, Ryan Dorsey, Zeke Cohen, Robert Stokes,
Sr., Shannon Sneed, Edward Reisinger, Mary Pat Clarke, John T. Bullock, Isaac "Yitzy"
Schleifer

ADJOURNMENT

THIS MEETING IS OPEN TO THE PUBLIC

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



OFFICE OF COUNCIL SERVICES

LARRY E. GREENE, Director
415 City Hall, 100 N. Holliday Street
Baltimore, Maryland 21202
410-396-7215 / Fax: 410-545-7596
email: larry.greene@baltimorecity.gov

BILL SYNOPSIS

Committee: Judiciary and Legislative Investigations

Bill 18-0296

Licensing And Regulation - National Human Trafficking Resource Center Hotline Information Sign Posting

Sponsor: Councilmember Burnett, et al
Introduced: October 15, 2018

Purpose:

For the purpose of requiring certain businesses to post a National Human Trafficking Resource Center hotline information sign in designated areas; requiring certain reports; defining certain terms; and establishing certain penalties.

Effective: 30th day after the date it is enacted.

Hearing Date/Time/Location: November 27, 2018/10:15 a.m./Clarence "Du" Burns Chamber

AGENCY REPORTS

Table with 2 columns: Agency Name and Report Status. Rows include Department of Finance (No Objection), Department of Health (Favorable with Amendment), Baltimore Development Corporation (No Objection), City Solicitor (Favorable), Department of Housing and Community Development, Office of Human Services, Department of Social Services, and Police Department.

ANALYSIS

Background

Human trafficking is the exploitation of an individual for financial gain through forced labor or commercial sex. In 2017 and 2018, of the cases reported to the National Human Trafficking Hotline from Maryland, the top two venues for sex trafficking were hotels/motels and illicit massage/spa businesses. In 2018, restaurants/food service was the second most common venue for labor trafficking behind domestic work. In 2017, construction was the second most common venue for labor trafficking behind domestic work.

The National Human Trafficking Hotline and Resource Center provides human trafficking victims and survivors with access to support and services to get help and stay safe. It also provides tools to the anti-trafficking community to combat all forms of human trafficking. The Hotline is operated by Polaris—a nonprofit, nongovernmental organization—with funding from the U.S. Department of Health and Human Services and other donors.

Current Law

Article 15, Subtitle 1 of the Baltimore City Code governs adult entertainment businesses, including licensing, various requirements and prohibitions, and penalties for violations. Section 1-26 requires the owner of an adult entertainment business to post a sign in each restroom that provides information on human trafficking and a phone number to report human trafficking to the National Human Trafficking Hotline.

Article 1, Subtitle 40 of the Baltimore City Code establishes the Environmental Control Board and gives it the authority to enforce sanitation, environmental, health, safety, and other quality-of-life provisions of law listed in Section 40-14. Section 40-14 also enumerates the penalties for violations of those provisions.

Article 1, Subtitle 41 of the Baltimore City Code authorizes enforcement officers, including police officers and special enforcement officers, to issue civil citations for certain offenses listed in Section 41-14. Section 41-14 also enumerates the penalties for violations of those provisions.

Bill Summary

Bill 18-0296 repeals Section 1-26 of Article 15, Subtitle 1 of the Baltimore City Code, and adds a new Subtitle 42 with similar signage requirements for all adult entertainment businesses, food service facilities, hotels, licensed construction contracting services, and massage establishments. The signs must be at least 8.5 by 11 inches in size, include specific content

described in the bill, and show the National Human Trafficking Hotline number in bold type. Adult entertainment businesses, food service facilities, hotels, and massage establishments must post the required sign in a conspicuous place in clear view of the public and employees, and on the back of the door at the entrance to each restroom. Licensed construction contracting services must post the required sign where required permits are posted.

The requirements of the bill can be enforced through environmental citations or civil citations. The Baltimore City Board of Liquor License Commissioners is charged with enforcing the provisions of the bill with regard to adult entertainment businesses, the Department of Health is responsible for enforcing the provisions with regard to food service facilities and massage establishments, and the Department of Housing and Community Development is responsible for enforcement with regard to construction contracting services and hotels.

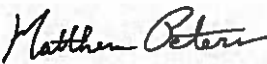
The bill provides that any person who violates the new Subtitle 42 is guilty of a misdemeanor and subject to a fine of up to \$1000 for each offense. It also amends Article 1, Subtitles 40 and 41 to include violations of Article 15, Subtitle 42 in the lists of violations within the jurisdiction of the Environmental Control Board and subject to civil citations. The enumerated penalty for the first violation of Article 15, Subtitle 42 is a \$500 fine, and any subsequent violation is subject to a \$1000 fine.

Finally, the bill requires the Department of Health and the Department of Housing and Community Development to each submit annual reports detailing compliance with its provisions. The reports must include the number of businesses regulated under Subtitle 42 that were inspected and the number of citations issued pursuant to the subtitle for the previous calendar year.

ADDITIONAL INFORMATION

Fiscal Note: None

Information Source(s): Baltimore City Code, National Human Trafficking Resource Center, Maryland Human Trafficking Task Force, Department of Finance, Department of Health, Department of Law, Baltimore Development Corporation, Bill 18-0296.

Analysis by: 
Analysis Date: November 23, 2018

Direct Inquiries to: (410) 396-1268

**CITY OF BALTIMORE
COUNCIL BILL 18-0296
(First Reader)**

Introduced by: Councilmember Burnett, President Young, Councilmembers Henry, Middleton,
Scott, Costello, Pinkett, Dorsey, Cohen, Stokes, Sneed, Reisinger, Clarke, Bullock, Schleifer
Introduced and read first time: October 15, 2018

Assigned to: Judiciary and Legislative Investigations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Baltimore Development Corporation,
Health Department, Department of Social Services, Police Department, Department of Housing
and Community Development, Department of Finance, Mayor's Office of Human Services

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Licensing and Regulation – National Human Trafficking Resource**
3 **Center Hotline Information Sign Posting**

4 FOR the purpose of requiring certain businesses to post a National Human Trafficking Resource
5 Center hotline information sign in designated areas; requiring certain reports; defining certain
6 terms; and establishing certain penalties.

7 BY repealing

8 Article 15 - Licensing and Regulation
9 Section(s) 1-26
10 Baltimore City Code
11 (Edition 2000)

12 BY adding

13 Article 15 - Licensing and Regulation
14 Section(s) 42-1 to 42-5, to be under the new subtitle,
15 “Subtitle 42. Human Trafficking Notice Requirements”
16 Baltimore City Code
17 (Edition 2000)

18 BY repealing and reordaining, with amendments

19 Article 1 - Mayor, City Council, and Municipal Agencies
20 Section(s) 40-14(e)(2) and 41-14(1)
21 Baltimore City Code
22 (Edition 2000)

23 **Recitals**

24 **WHEREAS**, human trafficking is a form of modern slavery that occurs in every state,
25 including Maryland. The Maryland Human Trafficking Task Force is the State's primary

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

Council Bill 18-0296

1 organization that works to prevent trafficking, protect victims by providing them with the
2 services they need, prosecute traffickers, and partner with a variety of organizations to eradicate
3 the scourge of human trafficking from our communities.

4 **WHEREAS**, human trafficking is the exploitation of an individual for financial gain through
5 forced labor or commercial sex. Between 14,500 and 17,500 individuals are trafficked into the
6 United States each year. Nationally, an estimated 4,457 to 20,995 youth ages 13-17 are involved
7 in the U.S. sex industry. In Maryland, there were over 440 cases of child sex trafficking reported
8 to local Departments of Social Services between July 2013 and July 2018. These reports
9 involved over 375 alleged minor victims, the majority of whom were Maryland residents
10 between the ages of 14-17 years old.

11 **WHEREAS**, youth who identify as LGBTQ may be additionally vulnerable to trafficking due
12 to lack of social supports, familial rejection, or both. According to the National Center for
13 Missing and Exploited Children, 74% of the children trafficked came from the foster care or
14 social services system when they ran away and were lured into sex trafficking.

15 **WHEREAS**, in Maryland, of the cases reported to the National Human Trafficking Hotline in
16 2017, the top two venues for sex trafficking were hotels and motels as well as illicit massage and
17 spa businesses. Trafficked individuals have very few opportunities to be alone and away from
18 their traffickers. Those locations are generally, hotel bathrooms, corner stores and groceries,
19 lunch breaks from construction sites. Strategically locating trafficking hotlines in locations that
20 are accessible for the trafficked individual and away from their trafficker means that these
21 individuals have access to the national hotline and can make a call for help. This legislation
22 seeks to address this issue.

23 **NOW, THEREFORE,**

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

26 **Baltimore City Code**

27 **Article 15. Licencing and Regulation**

28 **Subtitle 1. Adult Entertainment Businesses**

29 ***Part 3. Standards of Operation***

30 **[§ 1-26. Human trafficking prevention signs to be posted.]**

31 **[(a) *In General.*]**

32 [(1) The owner of an adult-entertainment business must post, in each restroom on the
33 premises of the adult-entertainment business, a sign that states the following:

34 **“REPORT HUMAN TRAFFICKING:**

35 **National Human Trafficking Resource Center**

Council Bill 18-0296

1 1-888-373-7888

2 Call for help if you or someone you know:

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

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

8 This sign is required by Baltimore City law.”

9 (2) The sign must:

10 (i) be at least 3 by 5 inches in size;

11 (ii) contain the text required under paragraph (1) of this subsection in English,
12 Spanish, and any other languages required by the federal Voting Rights Act for
13 voting materials in Baltimore City; and

14 (iii) draw attention to the phone number of the National Human Trafficking Resource
15 Center Hotline by showing the phone number in bold type.

16 (3) The owner of an adult-entertainment business may meet the requirements of this
17 subsection by using copies of the signs created and made available online by the
18 Maryland Department of Labor, Licensing, and Regulation under Maryland Business
19 Regulation Article § 15-207 if the signs are altered to indicate that they are required
20 by Baltimore City law rather than State law.]

21 [(b) *Sign location.*]

22 [A sign required under this section must be posted:

23 (1) on the inside of each stall door in the restroom; or

24 (2) on the back of the door at the entrance to the restroom.]
25

26 SUBTITLE 42. HUMAN TRAFFICKING NOTICE REQUIREMENTS

27 § 42-1. DEFINITIONS.

28 (A) *IN GENERAL.*

29 IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

30 (B) *ADULT-ENTERTAINMENT BUSINESS.*

31 “ADULT-ENTERTAINMENT BUSINESS” HAS THE MEANING STATED IN § 1-1(C) {“ADULT-
32 ENTERTAINMENT BUSINESS”} OF THIS ARTICLE.
33

Council Bill 18-0296

1 (C) *FOOD SERVICE FACILITY.*

2 "FOOD SERVICE FACILITY" HAS THE MEANING STATED IN THE HEALTH ARTICLE § 6-101(D)
3 {"FOOD SERVICE FACILITY"} OF THE CITY CODE.

4 (D) *HOTEL.*

5 "HOTEL" HAS THE MEANING STATED IN § 10-1(B) {"HOTEL"} OF THIS ARTICLE.
6

7 (E) *LICENSED CONSTRUCTION CONTRACTING SERVICE.*

8 (1) "LICENSED CONSTRUCTION CONTRACTING SERVICE" MEANS ANY LICENSED BUSINESS
9 OR INDIVIDUAL WHO RECRUITS, SOLICITS, SUPERVISES, AND OTHERWISE EMPLOYS
10 OTHERS FOR COMPENSATION FOR THE PURPOSE OF RESIDENTIAL OR COMMERCIAL
11 CONSTRUCTION.

12 (2) "LICENSED CONSTRUCTION CONTRACTING SERVICE" DOES NOT INCLUDE ANY BUSINESS
13 OR INDIVIDUAL ENGAGED IN THE BUSINESS OF AGRICULTURAL PRODUCTION.

14 (F) *MASSAGE ESTABLISHMENT.*

15 "MASSAGE ESTABLISHMENT" HAS THE MEANING STATED IN § 11-1(C) {"MASSAGE
16 ESTABLISHMENT"} OF THIS ARTICLE.
17

18 **§ 42-2. HUMAN TRAFFICKING PREVENTION SIGNS TO BE POSTED.**

19 (A) *APPLICABILITY*

20 THE REQUIREMENTS SET FORTH IN THIS SECTION ARE ONLY APPLICABLE TO:

- 21 (1) ADULT-ENTERTAINMENT BUSINESSES;
22 (2) FOOD SERVICE FACILITIES;
23 (3) HOTELS;
24 (4) LICENSED CONSTRUCTION CONTRACTING SERVICES PROVIDING SERVICES
25 PURSUANT TO A PERMIT ISSUED BY THE BALTIMORE CITY DEPARTMENT OF
26 HOUSING AND COMMUNITY DEVELOPMENT; AND
27 (5) MASSAGE ESTABLISHMENTS.
28

29 (B) *IN GENERAL.*

30 (1) THE OWNER OF A BUSINESS AS PROVIDED IN SUBSECTION (A) OF THIS SECTION MUST
31 POST, IN EACH RESTROOM ON THE PREMISES BUSINESS, A SIGN THAT STATES THE
32 FOLLOWING:

33 "REPORT HUMAN TRAFFICKING:

Council Bill 18-0296

1 NATIONAL HUMAN TRAFFICKING RESOURCE CENTER

2 1-888-373-7888

3 CALL FOR HELP IF YOU OR SOMEONE YOU KNOW:

- 4 • IS BEING FORCED TO HAVE SEX WITHOUT CONSENT
5 • HAS HAD AN ID OR DOCUMENTS TAKEN AWAY
6 • IS BEING THREATENED BY OR IS IN DEBT TO AN EMPLOYER
7 • WANTS TO LEAVE A JOB BUT CANNOT FREELY DO SO

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

9 THIS SIGN IS REQUIRED BY BALTIMORE CITY LAW”

10 (2) THE SIGN MUST:

- 11 (I) BE AT LEAST 8.5 BY 11 INCHES IN SIZE;
12 (II) CONTAIN THE TEXT REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION IN
13 ENGLISH, SPANISH, AND ANY OTHER LANGUAGES REQUIRED BY THE FEDERAL
14 VOTING RIGHTS ACT FOR VOTING MATERIALS IN BALTIMORE CITY; AND
15 (III) DRAW ATTENTION TO THE PHONE NUMBER OF THE NATIONAL HUMAN
16 TRAFFICKING RESOURCE CENTER HOTLINE BY SHOWING THE PHONE NUMBER IN
17 BOLD TYPE.

18 (3) THE OWNER OF A BUSINESS AS PROVIDED IN SUBSECTION (A) OF THIS SECTION MAY
19 MEET THE REQUIREMENTS OF THIS SUBSECTION BY USING COPIES OF THE SIGNS
20 CREATED AND MADE AVAILABLE ONLINE BY THE MARYLAND DEPARTMENT OF LABOR,
21 LICENSING, AND REGULATION UNDER MARYLAND BUSINESS REGULATION ARTICLE
22 § 15-207 IF THE SIGNS ARE ALTERED TO INDICATE THAT THEY ARE REQUIRED BY
23 BALTIMORE CITY LAW RATHER THAN STATE LAW.

24 (C) *SIGN LOCATION.*

25 (1) EXCEPTED AS PROVIDED IN PARAGRAPH (2), A SIGN REQUIRED UNDER THIS SECTION
26 MUST BE POSTED:

27 (1) CONSPICUOUS PLACE IN CLEAR VIEW OF THE PUBLIC AND EMPLOYEES WHERE
28 SIMILAR NOTICES ARE CUSTOMARILY POSTED; AND

29 (2) ON THE BACK OF THE DOOR AT THE ENTRANCE TO EACH RESTROOM.

30 (2) LICENSED CONSTRUCTION CONTRACTING SERVICES SHALL POST THE SIGN REQUIRED
31 UNDER THIS SECTION WHERE ANY REQUIRED PERMITS ARE POSTED.

Council Bill 18-0296

1 **§ 42-3. ENFORCEMENT BY CITATION.**

2 (A) *IN GENERAL.*

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

5 (1) AN ENVIRONMENTAL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 40
6 {"ENVIRONMENTAL CONTROL BOARD"}; OR

7 (2) A CIVIL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 41 {"CIVIL
8 CITATIONS"}

9 (B) *PROCESS NOT EXCLUSIVE.*

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

12 (C) *DUTY TO ENFORCE.*

13 ENFORCEMENT OF THIS SUBTITLE SHALL BE CONDUCTED BY:

14 (1) THE BALTIMORE CITY BOARD OF LIQUOR LICENSE COMMISSIONERS, WITH REGARD
15 TO ADULT-ENTERTAINMENT BUSINESSES;

16 (2) THE BALTIMORE CITY DEPARTMENT OF HEALTH, WITH REGARD TO FOOD SERVICE
17 FACILITIES AND MASSAGE ESTABLISHMENTS; AND

18 (3) THE BALTIMORE CITY DEPARTMENT OF HOUSING AND COMMUNITY
19 DEVELOPMENT, WITH REGARD TO LICENSED CONSTRUCTION CONTRACTING
20 SERVICES AND HOTELS.

21 **§ 42-4. PENALTIES.**

22 ANY PERSON WHO VIOLATES ANY PROVISIONS OF THIS SUBTITLE IS GUILTY OF A
23 MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000
24 FOR EACH OFFENSE.

25 **§ 42-5. ANNUAL REPORT.**

26 (A) *IN GENERAL.*

27 ON OR BEFORE JUNE 30 OF EACH YEAR, THE COMMISSIONER OF THE BALTIMORE CITY
28 HEALTH DEPARTMENT AND THE COMMISSIONER OF THE BALTIMORE CITY DEPARTMENT
29 OF HOUSING AND COMMUNITY DEVELOPMENT SHALL EACH PREPARE AND SUBMIT TO THE
30 MAYOR AND THE CITY COUNCIL AN ANNUAL REPORT DETAILING COMPLIANCE WITH THIS
31 SUBTITLE.

Council Bill 18-0296

1 (B) CONTENTS

2 THE REPORT SHALL INCLUDE THE FOLLOWING INFORMATION FOR THE PREVIOUS
3 CALENDAR YEAR:

4 (1) THE NUMBER OF INSPECTIONS CONDUCTED OF BUSINESSES REGULATED UNDER THIS
5 SUBTITLE; AND

6 (2) THE NUMBER OF CITATIONS ISSUED PURSUANT TO THIS SUBTITLE.

7 Article 1. Mayor, City Council, and Municipal Agencies

8 Subtitle 40. Environmental Control Board

9 § 40-14. Violations to which subtitle applies.

10 (e) Provisions and penalties enumerated.

11 (2) Article 15. Licensing and Regulation

12

13 SUBTITLE 42. HUMAN TRAFFICKING NOTICE REQUIREMENTS

14 1ST OFFENSE \$ 500

15 SUBSEQUENT OFFENSE \$1000

16 Subtitle 41. Civil Citations

17 § 41-14. Offenses to which subtitle applies – Listing.

18 (1) Article 15. Licensing and Regulation

19

20 SUBTITLE 42. HUMAN TRAFFICKING NOTICE REQUIREMENTS

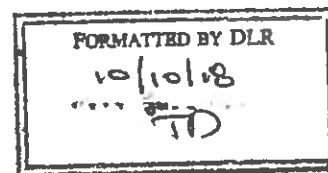
21 1ST OFFENSE \$ 500

22 SUBSEQUENT OFFENSE \$1000

23 SECTION 2. AND BE IT FURTHER ORDAINED, That the catchlines contained in this Ordinance
24 are not law and may not be considered to have been enacted as a part of this or any prior
25 Ordinance.

26 SECTION 3. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the 30th day
27 after the date it is enacted.

INTRODUCTORY*
CITY OF BALTIMORE
COUNCIL BILL _____



Introduced by: Councilmember Burnett

A BILL ENTITLED

AN ORDINANCE concerning

**Licensing and Regulation – National Human Trafficking Resource
Center Hotline Information Sign Posting**

FOR the purpose of requiring certain businesses to post a National Human Trafficking Resource Center hotline information sign in designated areas; requiring certain reports; defining certain terms; and establishing certain penalties.

BY repealing

Article 15 - Licensing and Regulation
Section(s) 1-26
Baltimore City Code
(Edition 2000)

BY adding

Article 15 - Licensing and Regulation
Section(s) 42-1 to 42-5, to be under the new subtitle,
“Subtitle 42. Human Trafficking Notice Requirements”
Baltimore City Code
(Edition 2000)

BY repealing and reordaining, with amendments

Article 1 - Mayor, City Council, and Municipal Agencies
Section(s) 40-14(e)(2) and 41-14(1)
Baltimore City Code
(Edition 2000)

Recitals

WHEREAS, human trafficking is a form of modern slavery that occurs in every state, including Maryland. The Maryland Human Trafficking Task Force is the State's primary organization that works to prevent trafficking, protect victims by providing them with the services they need, prosecute traffickers, and partner with a variety of organizations to eradicate the scourge of human trafficking from our communities.

WHEREAS, human trafficking is the exploitation of an individual for financial gain through

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

* WARNING: THIS IS AN UNOFFICIAL, INTRODUCTORY COPY OF THE BILL.
THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.

forced labor or commercial sex. Between 14,500 and 17,500 individuals are trafficked into the United States each year. Nationally, an estimated 4,457 to 20,995 youth ages 13-17 are involved in the U.S. sex industry. In Maryland, there were over 440 cases of child sex trafficking reported to local Departments of Social Services between July 2013 and July 2018. These reports involved over 375 alleged minor victims, the majority of whom were Maryland residents between the ages of 14-17 years old.

WHEREAS, youth who identify as LGBTQ may be additionally vulnerable to trafficking due to lack of social supports, familial rejection, or both. According to the National Center for Missing and Exploited Children, 74% of the children trafficked came from the foster care or social services system when they ran away and were lured into sex trafficking.

WHEREAS, in Maryland, of the cases reported to the National Human Trafficking Hotline in 2017, the top two venues for sex trafficking were hotels and motels as well as illicit massage and spa businesses. Trafficked individuals have very few opportunities to be alone and away from their traffickers. Those locations are generally, hotel bathrooms, corner stores and groceries, lunch breaks from construction sites. Strategically locating trafficking hotlines in locations that are accessible for the trafficked individual and away from their trafficker means that these individuals have access to the national hotline and can make a call for help. This legislation seeks to address this issue.

NOW, THEREFORE,

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

Baltimore City Code

Article 15. Licencing and Regulation

Subtitle 1. Adult Entertainment Businesses

Part 3. Standards of Operation

[§ 1-26. Human trafficking prevention signs to be posted.]

[(a) *In General.*]

[(1) The owner of an adult-entertainment business must post, in each restroom on the premises of the adult-entertainment business, a sign that states the following:

“REPORT HUMAN TRAFFICKING:

National Human Trafficking Resource Center

1-888-373-7888

Call for help if you or someone you know:

- is being forced to have sex without consent

- has had an ID or documents taken away
- is being threatened by or is in debt to an employer
- wants to leave a job but cannot freely do so

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

This sign is required by Baltimore City law.”

(2) The sign must:

- (i) be at least 3 by 5 inches in size;
- (ii) contain the text required under paragraph (1) of this subsection in English, Spanish, and any other languages required by the federal Voting Rights Act for voting materials in Baltimore City; and
- (iii) draw attention to the phone number of the National Human Trafficking Resource Center Hotline by showing the phone number in bold type.

(3) The owner of an adult-entertainment business may meet the requirements of this subsection by using copies of the signs created and made available online by the Maryland Department of Labor, Licensing, and Regulation under Maryland Business Regulation Article § 15-207 if the signs are altered to indicate that they are required by Baltimore City law rather than State law.]

[(b) *Sign location.*]

[A sign required under this section must be posted:

- (1) on the inside of each stall door in the restroom; or
- (2) on the back of the door at the entrance to the restroom.]

SUBTITLE 42. HUMAN TRAFFICKING NOTICE REQUIREMENTS

§ 42-1. DEFINITIONS.

(A) *IN GENERAL.*

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

(B) *ADULT-ENTERTAINMENT BUSINESS.*

“ADULT-ENTERTAINMENT BUSINESS” HAS THE MEANING STATED IN § 1-1(C) {“ADULT-ENTERTAINMENT BUSINESS”} OF THIS ARTICLE.

(C) *FOOD SERVICE FACILITY.*

“FOOD SERVICE FACILITY” HAS THE MEANING STATED IN THE HEALTH ARTICLE § 6-101(D) {“FOOD SERVICE FACILITY”} OF THE CITY CODE.

(D) *HOTEL.*

“HOTEL” HAS THE MEANING STATED IN § 10-1(B) {“HOTEL”} OF THIS ARTICLE.

(E) *LICENSED CONSTRUCTION CONTRACTING SERVICE.*

(1) “LICENSED CONSTRUCTION CONTRACTING SERVICE” MEANS ANY LICENSED BUSINESS OR INDIVIDUAL WHO RECRUITS, SOLICITS, SUPERVISES, AND OTHERWISE EMPLOYS OTHERS FOR COMPENSATION FOR THE PURPOSE OF RESIDENTIAL OR COMMERCIAL CONSTRUCTION.

(2) “LICENSED CONSTRUCTION CONTRACTING SERVICE” DOES NOT INCLUDE ANY BUSINESS OR INDIVIDUAL ENGAGED IN THE BUSINESS OF AGRICULTURAL PRODUCTION.

(F) *MASSAGE ESTABLISHMENT.*

“MASSAGE ESTABLISHMENT” HAS THE MEANING STATED IN § 11-1(C) {“MASSAGE ESTABLISHMENT”} OF THIS ARTICLE.

§ 42-2. HUMAN TRAFFICKING PREVENTION SIGNS TO BE POSTED.

(A) *APPLICABILITY*

THE REQUIREMENTS SET FORTH IN THIS SECTION ARE ONLY APPLICABLE TO:

- (1) ADULT-ENTERTAINMENT BUSINESSES;
- (2) FOOD SERVICE FACILITIES;
- (3) HOTELS;
- (4) LICENSED CONSTRUCTION CONTRACTING SERVICES PROVIDING SERVICES PURSUANT TO A PERMIT ISSUED BY THE BALTIMORE CITY DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT; AND
- (5) MASSAGE ESTABLISHMENTS.

(B) *IN GENERAL.*

(1) THE OWNER OF A BUSINESS AS PROVIDED IN SUBSECTION (A) OF THIS SECTION MUST POST, IN EACH RESTROOM ON THE PREMISES BUSINESS, A SIGN THAT STATES THE FOLLOWING:

“REPORT HUMAN TRAFFICKING:

NATIONAL HUMAN TRAFFICKING RESOURCE CENTER

1-888-373-7888

CALL FOR HELP IF YOU OR SOMEONE YOU KNOW:

- IS BEING FORCED TO HAVE SEX WITHOUT CONSENT
- HAS HAD AN ID OR DOCUMENTS TAKEN AWAY
- IS BEING THREATENED BY OR IS IN DEBT TO AN EMPLOYER
- WANTS TO LEAVE A JOB BUT CANNOT FREELY DO SO

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

THIS SIGN IS REQUIRED BY BALTIMORE CITY LAW”

(2) THE SIGN MUST:

- (I) BE AT LEAST 8.5 BY 11 INCHES IN SIZE;
 - (II) CONTAIN THE TEXT REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION IN ENGLISH, SPANISH, AND ANY OTHER LANGUAGES REQUIRED BY THE FEDERAL VOTING RIGHTS ACT FOR VOTING MATERIALS IN BALTIMORE CITY; AND
 - (III) DRAW ATTENTION TO THE PHONE NUMBER OF THE NATIONAL HUMAN TRAFFICKING RESOURCE CENTER HOTLINE BY SHOWING THE PHONE NUMBER IN BOLD TYPE.
- (3) THE OWNER OF A BUSINESS AS PROVIDED IN SUBSECTION (A) OF THIS SECTION MAY MEET THE REQUIREMENTS OF THIS SUBSECTION BY USING COPIES OF THE SIGNS CREATED AND MADE AVAILABLE ONLINE BY THE MARYLAND DEPARTMENT OF LABOR, LICENSING, AND REGULATION UNDER MARYLAND BUSINESS REGULATION ARTICLE § 15-207 IF THE SIGNS ARE ALTERED TO INDICATE THAT THEY ARE REQUIRED BY BALTIMORE CITY LAW RATHER THAN STATE LAW.

(C) *SIGN LOCATION.*

- (1) EXCEPTED AS PROVIDED IN PARAGRAPH (2), A SIGN REQUIRED UNDER THIS SECTION MUST BE POSTED:
 - (1) CONSPICUOUS PLACE IN CLEAR VIEW OF THE PUBLIC AND EMPLOYEES WHERE SIMILAR NOTICES ARE CUSTOMARILY POSTED; AND
 - (2) ON THE BACK OF THE DOOR AT THE ENTRANCE TO EACH RESTROOM.
- (2) LICENSED CONSTRUCTION CONTRACTING SERVICES SHALL POST THE SIGN REQUIRED UNDER THIS SECTION WHERE ANY REQUIRED PERMITS ARE POSTED.

§ 42-3. ENFORCEMENT BY CITATION.

(A) *IN GENERAL.*

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

- (1) AN ENVIRONMENTAL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 40 {"ENVIRONMENTAL CONTROL BOARD"}; OR
- (2) A CIVIL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 41 {"CIVIL CITATIONS"}

(B) *PROCESS NOT EXCLUSIVE.*

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

(C) *DUTY TO ENFORCE.*

ENFORCEMENT OF THIS SUBTITLE SHALL BE CONDUCTED BY:

- (1) THE BALTIMORE CITY BOARD OF LIQUOR LICENSE COMMISSIONERS, WITH REGARD TO ADULT-ENTERTAINMENT BUSINESSES;
- (2) THE BALTIMORE CITY DEPARTMENT OF HEALTH, WITH REGARD TO FOOD SERVICE FACILITIES AND MASSAGE ESTABLISHMENTS; AND
- (3) THE BALTIMORE CITY DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT, WITH REGARD TO LICENSED CONSTRUCTION CONTRACTING SERVICES AND HOTELS.

§ 42-4. PENALTIES.

ANY PERSON WHO VIOLATES ANY PROVISIONS OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000 FOR EACH OFFENSE.

§ 42-5. ANNUAL REPORT.

(A) *IN GENERAL.*

ON OR BEFORE JUNE 30 OF EACH YEAR, THE COMMISSIONER OF THE BALTIMORE CITY HEALTH DEPARTMENT AND THE COMMISSIONER OF THE BALTIMORE CITY DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT SHALL EACH PREPARE AND SUBMIT TO THE MAYOR AND THE CITY COUNCIL AN ANNUAL REPORT DETAILING COMPLIANCE WITH THIS SUBTITLE.

(B) *CONTENTS*

THE REPORT SHALL INCLUDE THE FOLLOWING INFORMATION FOR THE PREVIOUS CALENDAR YEAR:

- (1) THE NUMBER OF INSPECTIONS CONDUCTED OF BUSINESSES REGULATED UNDER THIS SUBTITLE; AND

(2) THE NUMBER OF CITATIONS ISSUED PURSUANT TO THIS SUBTITLE.

Article 1. Mayor, City Council, and Municipal Agencies

Subtitle 40. Environmental Control Board

§ 40-14. Violations to which subtitle applies.

(e) *Provisions and penalties enumerated.*

(2) *Article 15. Licensing and Regulation*

....

SUBTITLE 42. HUMAN TRAFFICKING NOTICE REQUIREMENTS

1ST OFFENSE \$ 500

SUBSEQUENT OFFENSE \$1000

Subtitle 41. Civil Citations

§ 41-14. Offenses to which subtitle applies – Listing.

(1) *Article 15. Licensing and Regulation*

....

SUBTITLE 42. HUMAN TRAFFICKING NOTICE REQUIREMENTS

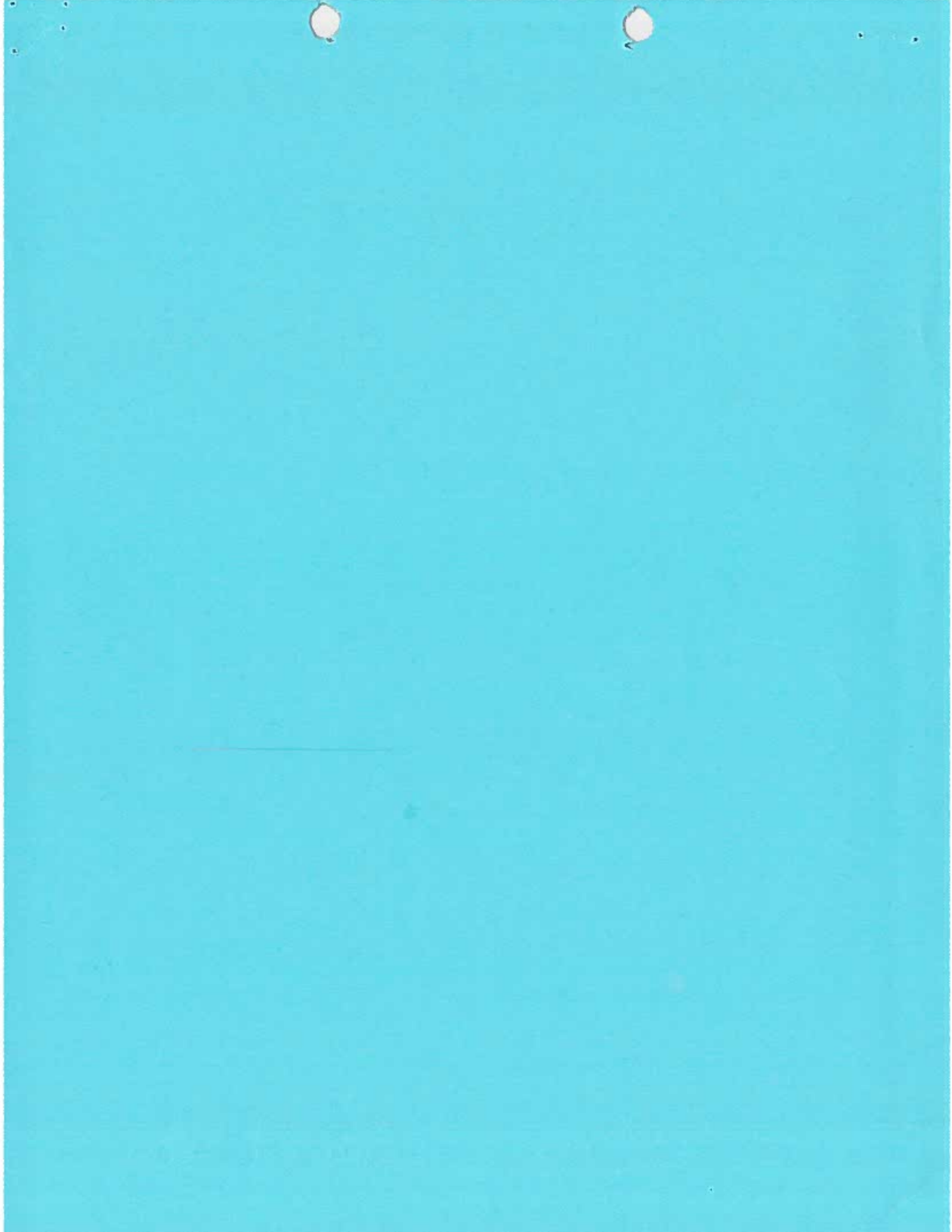
1ST OFFENSE \$ 500

SUBSEQUENT OFFENSE \$1000

SECTION 2. AND BE IT FURTHER ORDAINED, That the catchlines contained in this Ordinance are not law and may not be considered to have been enacted as a part of this or any prior Ordinance.

SECTION 3. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the 30th day after the date it is enacted.





ACTION BY THE CITY COUNCIL

OCT 15 2018
20

FIRST READING (INTRODUCTION) _____

PUBLIC HEARING HELD ON November 27, 2018 _____ 20

COMMITTEE REPORT AS OF December 3, 2018 _____ 20

_____ FAVORABLE _____ UNFAVORABLE FAVORABLE AS AMENDED _____ WITHOUT RECOMMENDATION

[Handwritten Signature]

Chair

COMMITTEE MEMBERS:

COMMITTEE MEMBERS:

SECOND READING: The Council's action being favorable (unfavorable), this City Council bill was (was not) ordered printed for Third Reading on:

DEC 03 2018

20

Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING _____ DEC 06 2018
20

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (ENROLLED) _____ 20

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (RE-ENROLLED) _____ 20

WITHDRAWAL _____ 20

There being no objections to the request for withdrawal, it was so ordered that this City Council Ordinance be withdrawn from the files of the City Council.

[Handwritten Signature]

President

[Handwritten Signature]

Chief Clerk