

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 22-0191

Introduced by: Councilmember Burnett
Introduced and read first time: January 10, 2022
Assigned to: Public Safety and Government Operations Committee

Committee Report: Favorable, with amendments
Council action: Adopted
Read second time: May 16, 2022

AN ORDINANCE CONCERNING

1 Homeless Shelters and Transitional Housing Units Programs -
2 Human Trafficking Notice Requirements

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

9 BY adding

10 Article 15 - Licensing and Regulation

11 Section(s) 42A-1 through 42A-4 to be under the new subtitle designation

12 “Subtitle 42A. Temporary Shelter Human Trafficking Notice Requirements”

13 Baltimore City Code

14 (Edition 2000)

15 BY repealing and re-ordaining, with amendments,

16 Article 1 - Mayor, City Council, and Municipal Agencies

17 Section 40-14(e)(2)

18 Baltimore City Code

19 (Edition 2000)

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

22 Baltimore City Code

23 Article 15. Licensing and Regulation

24 SUBTITLE 42A. TEMPORARY SHELTER HUMAN TRAFFICKING NOTICE REQUIREMENTS

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.
Underlining indicates matter added to the bill by amendment.
~~Strike-out~~ indicates matter stricken from the bill by
amendment or deleted from existing law by amendment.

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1 § 42A-1. Definitions.

2 (A) *IN GENERAL.*

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

4 (B) *HOMELESS; HOMELESSNESS.*

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

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

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

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

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

12 “HOMELESS” OR “HOMELESSNESS” HAS THE MEANING STATED IN 24 C.F.R. 91.5
13 {“DEFINITIONS”}.

14 (C) *HOMELESS SHELTER.*

15 “HOMELESS SHELTER” MEANS A FACILITY THAT:

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

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

19 (D) *HUMAN TRAFFICKING.*

20 (1) *IN GENERAL.*

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

26 (2) *INCLUSIONS.*

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

28 (E) *TRANSITIONAL HOUSING UNIT.*

29 ~~“TRANSITIONAL HOUSING UNIT” MEANS A FACILITY OR LIVING AREA THAT IS PART OF A~~
30 ~~PROGRAM DESIGNED TO:~~

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1 ~~(1) PROVIDE HOUSING AND APPROPRIATE SUPPORTIVE SERVICES TO HOMELESS~~
2 ~~INDIVIDUALS; AND~~

3 ~~(2) FACILITATE THE MOVEMENT OF HOMELESS INDIVIDUALS TO INDEPENDENT LIVING~~
4 ~~ARRANGEMENTS.~~

5 “TRANSITIONAL HOUSING” HAS THE MEANING STATED IN 24 C.F.R. 91.5
6 {“DEFINITIONS”}.

7 **§ 42A-2. REQUIREMENTS.**

8 (A) ~~THE PERSON IN CHARGE~~ OPERATOR OF THE HOMELESS SHELTER OR TRANSITIONAL
9 HOUSING ~~UNIT~~ PROGRAM MUST POST A SIGN THAT STATES THE FOLLOWING:

10 **“REPORT HUMAN TRAFFICKING**

11 National Human Trafficking Resource Center

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

13 CALL FOR HELP IF YOU OR SOMEONE YOU KNOW:

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

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

19 This sign is required by Baltimore City law”.

20 (B) THE SIGN MUST:

21 (1) BE AT LEAST 16 BY 20 INCHES IN SIZE;

22 (2) CONTAIN THE TEXT REQUIRED UNDER THIS SECTION IN ENGLISH, SPANISH, AND
23 ANY OTHER LANGUAGES REQUIRED BY THE FEDERAL VOTING RIGHTS ACT FOR
24 VOTING MATERIALS IN BALTIMORE CITY; AND

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

28 (C) THE PERSON IN CHARGE MAY MEET THE REQUIREMENTS OF THIS SECTION BY CREATING
29 SIGNS USING A FONT SIZE OF NOT LESS THAN 30 POINTS FOR THE HOTLINE AND TEXT
30 NUMBERS AND A FONT SIZE OF NOT LESS THAN 12 POINTS FOR THE BODY TEXT, OR USING
31 COPIES OF THE SIGNS CREATED AND MADE AVAILABLE ONLINE BY THE UNITED STATES
32 DEPARTMENT OF HOMELAND SECURITY’S BLUE CAMPAIGN WEBSITE.

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1 § 42A-3. SIGN LOCATION.

2 (A) *PLACEMENT.*

3 A COPY OF THE HUMAN TRAFFICKING SIGN REQUIRED BY § 42A-2 {"REQUIREMENTS"} OF
4 THIS SUBTITLE SHALL BE POSTED BY THE PERSON IN CHARGE AT THE HOMELESS SHELTER
5 OR TRANSITIONAL HOUSING ~~UNIT~~ PROGRAM FACILITY OR LIVING AREA IN A CLEAR AND
6 CONSPICUOUS PLACE WHERE IT CAN BE EASILY SEEN AND READ BY INDIVIDUALS STAYING
7 AT THE HOMELESS SHELTER OR TRANSITIONAL HOUSING ~~UNIT~~ PROGRAM FACILITY OR
8 LIVING AREA.

9 (B) *LOCATIONS.*

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

11 (1) LOCKER ROOMS;

12 (2) CAFETERIAS;

13 (3) ~~SLEEPING FACILITIES~~ AREAS WHERE 1 OR MORE INDIVIDUALS SLEEP; AND

14 (4) ~~OTHER SIMILAR LOCATIONS~~ IN THE HOMELESS SHELTER OR TRANSITIONAL HOUSING
15 PROGRAM FACILITY OR LIVING AREA WHERE INDIVIDUALS RECEIVING PROGRAM
16 SERVICES REGULARLY CONGREGATE.

17 § 421A-4. PENALTIES FOR FAILURE TO POST SIGNAGE.

18 (A) *IN GENERAL.*

19 (1) *PREREQUISITE TO ISSUANCE.*

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

23 (2) *AUTHORIZATION TO ISSUE.*

24 IN ADDITION TO ANY OTHER CIVIL OR CRIMINAL REMEDY OR ENFORCEMENT
25 PROCEDURE, THIS SUBTITLE MAY BE ENFORCED BY ISSUANCE OF AN ENVIRONMENTAL
26 CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 40 {"ENVIRONMENTAL CONTROL
27 BOARD"}.

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1 (B) *PROCESS NOT EXCLUSIVE.*

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

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

5 EACH DAY A VIOLATION CONTINUES IS A SEPARATE OFFENSE.

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

7 **Subtitle 40. Environmental Control Board**

8 **§ 40-14. Violations to which subtitle applies.**

9 (e) *Provisions and penalties enumerated.*

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

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

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

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Certified as duly passed this 13 day of June, 2022



President, Baltimore City Council

Certified as duly delivered to His Honor, the Mayor,

this 13 day of June, 2022

Natawna B. Austin

Chief Clerk

Approved this 7 day of July, 2022



Mayor, Baltimore City

Approved for Form and Legal Sufficiency
This 17th Day of June, 2022.

Elena R DiPietro

Chief Solicitor