CITY OF BALTIMORE ORDINANCE 21.018

Introduced by: Councilmembers Burnett, Cohen, Dorsey, Porter, Middleton, Bullock

Introduced and read first time: February 8, 2021

Assigned to: Public Safety and Government Operations Committee

Committee Report: Favorable with amendments

Council action: Adopted

Read second time: April 5, 2021

AN ORDINANCE CONCERNING

Human-Trafficking Notice Requirements - Modifications

*	Traman 11 affecting fronte requirements - Productations
2 3	FOR the purpose of requiring city-owned or -occupied buildings to place a notice regarding the human-trafficking prevention hotline in certain locations; deleting an obsolete reference to
4	the "Maryland Department of Labor, Licensing, and Regulation"; providing that certain
5	businesses may obtain the required human-trafficking notices from the United States
6	Department of Homeland Security's Blue Campaign website; and conforming and clarifying
7	related provisions.
8	By repealing and re-ordaining, with amendments
9	Article 15 - Licensing and Regulation
0	Sections 42-1(g) and 42-2
1	Baltimore City Code
2	(Edition 2000)
.3	By adding
4	Article 15 - Licensing and Regulation
5	Section 42-2.1
6	Baltimore City Code
7	(Edition 2000)
8	SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the
9	Laws of Baltimore City read as follows:
20	Baltimore City Code
21	Article 15. Licensing and Regulation
22	Subtitle 42. Human-Trafficking Notice Requirements

EXPLANATION: CAPITALS indicate matter added to existing law.

[Brackets] indicate matter deleted from existing law.

<u>Underlining</u> indicates matter added to the bill by amendment.

<u>Strike out</u> indicates matter stricken from the bill by amendment or deleted from existing law by amendment.

1	§ 42-1. Definitions.
2	(g) Person.
3	(1) IN GENERAL.
4	"Person" means:
5	(I) [(1)] an individual;
6 7	(II) [(2)] a partnership, firm, association, corporation, or other entity of any kind; or
8 9	(III) [(3)] a receiver, trustee, guardian, personal representative, fiduciary, or representative of any kind.
10	(2) Exclusions.
11 12 13	"Person" does not include, unless otherwise expressly provided, a governmental entity or an instrumentality or unit of a governmental entity.
14	§ 42-2. Human trafficking prevention signs to be posted.
15	(a) Applicability.
16	The requirements of this section apply only to:
17	(1) adult-entertainment businesses;
18	(2) food service facilities;
19	(3) hotels; and
20	(4) permit holders.
21	(b) In general.
22 23	(1) The owner of any business described in subsection (a) of this section must post a sign that states the following:

1	"REPORT HUMAN TRAFFICKING:
2	National Human Trafficking Resource Center
3	Call 1-888-373-7888 or text "BeFree" (233733)
4	CALL FOR HELP IF YOU OR SOMEONE YOU KNOW:
5	 is being forced to have sex without consent
6	 has had an ID or documents taken away
7	 is being threatened by or is in debt to an employer
8	wants to leave a job but cannot freely do so
9	TOLL-FREE ‡ 24/7 ‡ CONFIDENTIAL ‡ INTERPRETERS AVAILABLE
10	This sign is required by Baltimore City law"
11	(2) The sign must:
12	(i) be at least 3 by 5 inches in size;
13	(ii) contain the text required under paragraph (1) of this subsection in English an
14	Spanish; and
15	(iii) draw attention to the phone number of the National Human Trafficking
16	Resource Center Hotline by showing the phone number in bold type.
17	(3) The owner of a business as provided in subsection (a) of this section may meet the
18	requirements of this subsection by creating their own signs, using a font size of not
19	less than 30 points for the hotline numbers and a font size of not less than 12 points
20	for the body text, or using copies of the signs created and made available online by
21	[the Maryland Department of Labor, Licensing, and Regulation under Maryland
22	Business Regulation Article § 15-207 if the signs are altered to indicate that they are
23 24	required by Baltimore City law rather than State law] THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY'S BLUE CAMPAIGN WEBSITE.
27	DEPARTMENT OF HOMELAND SECURITY S BLUE CAMPAIGN WEBSITE.
25	(c) Sign location.
26	(1) Adult-entertainment businesses and food service facilities must post a sign required
27	under this section in a conspicuous place in clear view of the public and employees
28	where similar notices are customarily posted and on the back of the door at the
29	entrance to each restroom.
30	(2) Permit holders must post the sign required under this section in a conspicuous place
81	in clear view of the public.
32	(3) Hotels must post the sign required under this section on the back of each hotel room
33	entry door.

1	(d) Hotels to certify.
2 3 4 5	Beginning in calendar year 2020, any person who owns or operates a hotel within the Cit 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.
6	§ 42-2.1. CITY-OWNED OR -OCCUPIED BUILDINGS.
7	(A) IN GENERAL.
8 9 10	EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, IN EACH CITY-OWNED OR -OCCUPIED BUILDING, AT LEAST 1 SIGN DESCRIBED IN \S 42-2(B) OF THIS SUBTITLE MUST BE POSTED IN EACH:
11 12 13	(1) LOCATION WHERE THE NOTICE REQUIRED BY SUBTITLE 4 {"WAGES AND HOURS"}, PART V {"ENFORCEMENT"} OF THE STATE LABOR AND EMPLOYMENT ARTICLE IS POSTED;
14	(2) PUBLIC RESTROOM; AND
15 16	(3) PUBLIC ENTRANCEWAY OR MAIN LOBBY TO THE BUILDING OR PORTION OF THE BUILDING OCCUPIED BY THE CITY.
17	(B) FACILITIES OCCUPIED BY THE BALTIMORE CITY PUBLIC SCHOOL SYSTEM.
18 19 20 21	(1) THE DEPARTMENT OF GENERAL SERVICES, IN CONSULTATION WITH THE BALTIMORE CITY BOARD OF SCHOOL COMMISSIONERS, MAY DEVELOP ALTERNATE, AGE-APPROPRIATE HUMAN TRAFFICKING NOTICE SIGNAGE FOR USE IN CITY OWNED FACILITIES OCCUPIED BY THE BALTIMORE CITY PUBLIC SCHOOL SYSTEM.
22 23	(2) AT A MINIMUM, ANY ALTERNATE SIGN DEVELOPED UNDER THIS SUBSECTION SHALL MEET THE FORM REQUIREMENTS SET FORTH IN § 42-2(B)(2) OF THIS SUBTITLE.
24	(C) EXCEPTIONS.
25	THIS SECTION DOES NOT APPLY TO ANY CITY OWNED BUILDING THAT IS VACANT.
26	(B) EXCEPTIONS.
27	THIS SECTION DOES NOT APPLY TO:
28	(1) ANY CITY-OWNED BUILDING THAT IS VACANT OR NOT IN REGULAR USE; OR
29 30	(2) ANY CITY-OWNED BUILDING THAT IS OCCUPIED BY THE BALTIMORE CITY PUBLIC SCHOOL SYSTEM.
31 32 33	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.

Certified as duly passed this 19 day of Ap	ril, 20 <u>21</u>				
	President, Baltimore City Council				
Certified as duly delivered to His Honor, the Mayor,					
this 19 day of April , 20 21					
	Katanna & Austin Chief Clerk				
	Chief Clerk				
1) M					
Approved this $\frac{12}{12}$ day of $\frac{12}{12}$, 20	<u> </u>				
	NO				
	Mayor, Baltimore City				
	A TRUE COPY				
Appropriate for forms and land and sufficient	Henry Reymond Director of Pinance				
Approved for form and legal sufficiency This 21st day of April, 2021.	Dilector or Linguise				
Elena DiRetro					
Chief Solicitor					