

TESTIMONY FOR HOUSE BILL 2038 HD 1 SD 1, RELATING TO HUMAN
TRAFFICKING.

To: Senator David Y. Ige, Chair
Senator Michelle N. Kidani, Vice Chair

RE: HB 2038 HD 1 SD 1, Relating to Human Trafficking

HEARING DATE: Friday, March 28, 2014, 9:25 am
Conference Room 211



Thank you for the opportunity to submit testimony in support of House Bill 2038 which will establish the Human Trafficking Victim Services Fund to provide support and services to human trafficking victims.

Human trafficking victims need quality programs, support, and a stable environment in order to overcome their recent situation. Many of these victims are children or young adults that could have a brighter future with support and encouragement. I feel that this fund will help to establish programs that could provide not only health and mental health services, housing, but also possibly employment assistance and any other support that they may need.

In closing, I would like to reiterate my support for HB 2038 HD 1 SD 1.

Sincerely,
Ashley Canillo
acanillo@hawaii.edu



From: mailinglist@capitol.hawaii.gov
To: [WAM Testimony](#)
Cc: j.munoz@courageworldwide.org
Subject: *Submitted testimony for HB2038 on Mar 28, 2014 09:25AM*
Date: Thursday, March 27, 2014 2:17:15 PM

HB2038

Submitted on: 3/27/2014

Testimony for WAM on Mar 28, 2014 09:25AM in Conference Room 211

Submitted By	Organization	Testifier Position	Present at Hearing
Jessica Munoz	Individual	Support	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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From: mailinglist@capitol.hawaii.gov
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Cc: kimberly.carson@hoolanapua.org
Subject: *Submitted testimony for HB2038 on Mar 28, 2014 09:25AM*
Date: Thursday, March 27, 2014 6:39:09 PM

HB2038

Submitted on: 3/27/2014

Testimony for WAM on Mar 28, 2014 09:25AM in Conference Room 211

Submitted By	Organization	Testifier Position	Present at Hearing
Kim Carson	Ho'ola Napua	Support	No

Comments:

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**TESTIMONY FOR HOUSE BILL 2038, HOUSE DRAFT 1, SENATE DRAFT 1,
RELATING TO HUMAN TRAFFICKING**

**Senate Committee on Ways and Means
Hon. David Y. Ige, Chair
Hon. Michelle N. Kidani, Vice Chair**

**Friday, March 28, 2014, 9:25 AM
State Capitol, Conference Room 211**

Honorable Chair Ige and committee members:

I am Kris Coffield, representing the IMUAlliance, a nonpartisan political advocacy organization that currently boasts over 175 local members. On behalf of our members, we offer this testimony in support of, with proposed amendments for House Bill 2038, HD1, relating to human trafficking.

Over the past three years, lawmakers have taken a tough stand against human trafficking in Hawaii, adding a comprehensive labor trafficking section to Hawaii's criminal code, upping penalties for those who promote prostitution (pimps), enacting laws that allow victims of coerced prostitution to vacate their criminal records, and criminalizing the solicitation of minors for prostitution as a felony offense. As these laws have been implemented, the scale and scope of the problem of human trafficking in Hawaii, especially sex-trafficking, has been highlighted. Today, IMUAlliance and Pacific Alliance to Stop Slavery, in a joint and ongoing study, estimate that there are no less than 125 high-risk sex-trafficking establishments in our state, mostly located in the City and County of Honolulu. Based on the upward trajectory in the number of cases being prosecuted as well as our experience as a victim services organization, we estimate that the fund called for by this bill would generate a self-sustaining \$150,000 per year, at minimum, if the fee amounts are amended to comport with national standards.

By creating a human trafficking victim services fund, this bill ensures that those who perpetrate exploitation on our shores pay for the services their victims demand, which include medical and psychological care, housing, and drug rehabilitation (particularly if narcotics have been used as a means of coercion). Victim rehabilitation takes an average of two years, though some of the traumatic effects of sexual exploitation can linger for a lifetime. The fund would be capitalized by levying a fee on persons convicted of the following trafficking and trafficking-related crimes: labor trafficking in the first or second degree (§707-781 and §707-782, class A

and B felonies, respectively), promoting prostitution in the first or second degree (§712-1202 and §712-1203, class A and B felonies, respectively), solicitation of minors for prostitution (§712-1209.1, currently a class C felony), habitual solicitation of prostitution (712-1209.5, class C felony), promoting travel for prostitution (§712-1208, class C felony), unlawful conduct with respect to documents (§707-787, class C felony), nonpayment of wages (§707-786, class C felony or misdemeanor, depending upon amount of lost wages), solicitation of prostitution near schools or public parks (§712-1209, misdemeanor), loitering for the purpose of engaging in or advancing prostitution (§712-1206, petty misdemeanor), street solicitation of prostitution in designated areas (§712-1207, petty misdemeanor), and general prostitution (§712-1200, petty misdemeanor).

To align the fees imposed by this bill with national standards and best prosecutorial practices, **we urge the committee to revise page 1, lines 13 to 17 to read:**

- (a) **\$5,000** when the offense is a class A felony;
- (b) **\$2,500** when the offense is a class B felony;
- (c) **\$1,000** when the offense is a class C felony;
- (d) **\$500** when the offense is a misdemeanor; or
- (e) **\$250** when the offense is a petty misdemeanor.

Mahalo for the opportunity to testify in support of this bill.

Sincerely,
Kris Coffield
Legislative Director