

JAN 19 2018

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# A BILL FOR AN ACT

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RELATING TO HUMAN TRAFFICKING.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1       SECTION 1.   Section 371-20, Hawaii Revised Statutes, is  
2 amended to read as follows:

3       "**§371-20   National Human Trafficking Resource Center**  
4 **hotline; posting requirement; penalty.**   (a) Every employer  
5 specified in subsection (b) shall post and keep posted in a  
6 place readily accessible to individuals in the employer's employ  
7 a poster no smaller than eight and one-half inches by eleven  
8 inches in size that states the following:

9       "If you or someone you know is being forced to engage in  
10 any activity and cannot leave - whether it is commercial  
11 sex, housework, farm work, or any other similar activity -  
12 call the National Human Trafficking Resource Center Hotline  
13 at 1-888-373-7888 to access help and services.

14       Victims of human trafficking are protected under United  
15 States and Hawaii law.

16       The hotline is:

17       (1) Available twenty-four hours a day, seven days a week;



- 1 (2) Toll-free;
- 2 (3) Operated by a nonprofit, nongovernmental organization;
- 3 (4) Anonymous and confidential;
- 4 (5) Accessible in one hundred seventy languages; and
- 5 (6) Able to provide help, referral to services, training,
- 6 and general information."

7 (b) For purposes of this section, "employer" means any  
8 person that:

- 9 (1) Holds a class 5 or class 11 liquor license pursuant to  
10 section 281-31;
- 11 (2) Maintains a massage therapy establishment that employs  
12 [~~five~~] three or more people; or
- 13 (3) Employs one or more erotic or nude massagers or exotic  
14 or nude dancers as defined in section 712-1210.

15 (c) A poster required under subsection (a) shall be  
16 printed in English and the director may supplement the required  
17 information.

18 (d) The department shall make available on its public  
19 website an electronic version of the poster required by  
20 subsection (a) for employers to print.



1       (e) Any employer who [~~wilfully and knowingly~~] fails,  
2 neglects, or refuses to perform any act required by this section  
3 shall be fined [~~not more than \$100~~] \$500 for the first offense  
4 and \$1,000 for each separate offense[-] thereafter. Each day  
5 the violation continues shall constitute a separate offense.  
6 All penalties collected under this subsection shall be deposited  
7 in the human trafficking victim services fund pursuant to  
8 section 706-650.5. Any action taken to impose or collect the  
9 penalty provided for in this subsection shall be considered a  
10 civil action.

11       (f) The department may contract with any state or county  
12 department or agency, including but not limited to the county  
13 liquor commissions, for the purposes of implementing or  
14 enforcing this section."

15       SECTION 2. This Act does not affect rights and duties that  
16 matured, penalties that were incurred, and proceedings that were  
17 begun before its effective date.

18       SECTION 3. Statutory material to be repealed is bracketed  
19 and stricken. New statutory material is underscored.



# S.B. NO. 2095

1 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:





# S.B. NO. 2095

**Report Title:**

National Human Trafficking Resource Center Hotline

**Description:**

Expands the poster requirement to massage therapy establishments that employ three or more people. Increases the penalties for violations of the poster requirement and deposits the penalties in the human trafficking victim services fund. Allows the Department of Labor and Industrial Relations to contract with any state or county department or agency for implementation or enforcement.

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