

SHB 2320 - S COMM AMD

By Committee on Law & Justice

ADOPTED 03/06/2020

1 Strike everything after the enacting clause and insert the  
2 following:

3 "NEW SECTION. **Sec. 1.** (1) The legislature finds that human  
4 trafficking is a serious problem in the United States and in the  
5 state of Washington. Polaris project, the largest anti-human  
6 trafficking organization in the United States, hosts the national  
7 human trafficking hotline. Since the hotline's inception in 2007,  
8 over fifty thousand human trafficking cases have been discovered. In  
9 2018, the hotline identified over twenty-three thousand survivors of  
10 human trafficking nationally. Human trafficking is an international  
11 problem that will continue to exploit the most vulnerable individuals  
12 in a community if proper training and identification support is not  
13 provided to the community at large.

14 (2) The legislature also recognizes that human trafficking is  
15 prevalent within hotels and motels across the country and in  
16 Washington. In 2018, eighty-one percent of the active sex trafficking  
17 cases in the United States involved a victim who was compelled to  
18 provide a commercial sexual act at a hotel. In 2017, forty-five  
19 percent of youth victims surveyed reported having been exploited in  
20 hotels. There is evidence to suggest that training can be an  
21 effective way of raising awareness about human trafficking. According  
22 to the Washington-based anti-trafficking group businesses ending  
23 slavery and trafficking, hoteliers who received human trafficking  
24 awareness training reported a significant increase in the likelihood  
25 that they would call law enforcement if they suspected trafficking.

26 (3) It is the intent of the legislature to work toward the goal  
27 of ridding hotels and other places of accommodation in Washington of  
28 human trafficking.

29 NEW SECTION. **Sec. 2.** A new section is added to chapter 70.62  
30 RCW to read as follows:

1 (1) A transient accommodation shall provide annual training  
2 regarding human trafficking to each of its employees.

3 (2) Training must be provided to all employees no later than  
4 January 1, 2021, and to new employees no later than ninety days after  
5 they begin their employment.

6 (3) The training required under this section must include, at a  
7 minimum, the following:

8 (a) The definition of human trafficking and commercial  
9 exploitation of children, and the difference between sex trafficking  
10 and labor trafficking;

11 (b) Content that is culturally responsive;

12 (c) Guidance specific to the public lodging sector concerning how  
13 to identify individuals who may be victims of human trafficking based  
14 on behaviors and traits of trafficking regardless of race, creed,  
15 color, national origin, sex, sexual orientation, or class;

16 (d) Guidance concerning the role of the employees in  
17 appropriately responding to suspected human trafficking; and

18 (e) The contact information of appropriate agencies, including a  
19 national human trafficking hotline telephone number and the telephone  
20 numbers of appropriate local law enforcement agencies.

21 (4) By January 1, 2021, every operator of a transient  
22 accommodation shall post in a location conspicuous to employees  
23 signage regarding human trafficking awareness, printed in an easily  
24 legible font in English and any other language spoken by at least ten  
25 percent of the employees.

26 (5) By January 1, 2021, every operator of a transient  
27 accommodation shall implement procedures for the voluntary reporting  
28 of suspected human trafficking to the national human trafficking  
29 hotline or to a local law enforcement agency, and a policy to act as  
30 a guide for all employees on human trafficking prevention.

31 (6) Contents of the training and copies of the signage must be  
32 made available for inspection, upon request by the department.

33 **Sec. 3.** RCW 70.62.260 and 2004 c 162 s 1 are each amended to  
34 read as follows:

35 (1) (a) No person shall operate a transient accommodation as  
36 defined in this chapter without having a valid license issued by the  
37 department. Applications for a transient accommodation license shall  
38 be filed with the department sixty days or more before initiating  
39 business as a transient accommodation. All licenses issued under the

1 provisions of this chapter shall expire one year from the effective  
2 date.

3 (b) The department may not renew or issue a license to an  
4 applicant without first receiving written certification from the  
5 applicant that the human trafficking training requirements under  
6 section 2 of this act regarding training, signage, and procedures for  
7 reporting have been met.

8 (2) All applications for renewal of licenses shall be either: (a)  
9 Postmarked no later than midnight on the date the license expires; or  
10 (b) if personally presented to the department or sent by electronic  
11 means, received by the department by 5:00 p.m. on the date the  
12 license expires.

13 (3) A licensee that submits a license renewal application in  
14 accordance with this section and the rules and fee schedule adopted  
15 under this chapter shall be deemed to possess a valid license for the  
16 year following the expiration date of the expiring license, or until  
17 the department suspends or revokes the license pursuant to RCW  
18 70.62.270.

19 (4) The license of a licensee that fails to submit a license  
20 renewal application in accordance with this section, and the rules  
21 and fee schedule adopted under this chapter, shall become invalid on  
22 the thirty-fifth day after the expiration date, unless the licensee  
23 shall have corrected any and all deficiencies in the renewal  
24 application and paid a penalty fee as established by rule by the  
25 department before the thirty-fifth day following the expiration date.  
26 An invalid license may be reinstated upon reapplication as an  
27 applicant for a new license under subsection (1) of this section.

28 (5) Each license shall be issued only for the premises and  
29 persons named in the application."

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30 On page 1, line 1 of the title, after "trafficking;" strike the  
31 remainder of the title and insert "amending RCW 70.62.260; adding a  
32 new section to chapter 70.62 RCW; and creating a new section."

EFFECT: (1) Revises training description by removing references  
to implicit bias and replacing those references to require using  
Code Rev/RB:jlb 3 S-6867.1/20

behaviors and traits of trafficking to identify suspected trafficking victims, not race, creed, color, national origin, sex, sexual orientation, or class.

(2) Deletes language concerning potential harms of involving law enforcement without consent from a suspected trafficking victim.

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