

Regular Session, 2012

SENATE BILL NO. 435

BY SENATOR BROOME

COMMERCIAL REGULATIONS. Requires National Human Trafficking Resource Center hotline information to be posted at certain establishments, truck stops, and rest stops. (8/1/12)

1 AN ACT  
2 To enact R.S. 15:541.1, relative to human trafficking; to provide that certain establishments  
3 shall post information regarding the National Human Trafficking Resource Center  
4 hotline; to provide for the form and content of the posting; to provide for languages  
5 in which the information is to be posted; to provide for certain departments to notify  
6 affected establishments of the requirements; to provide for a civil penalty; and to  
7 provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 15:541.1 is hereby enacted to read as follows:

10 **§541.1. Posting of the National Human Trafficking Resource Center hotline;**  
11 **content; languages; notice; civil penalty**

12 **A. All of the following establishments shall be required to post**  
13 **information regarding the National Human Trafficking Resource Center**  
14 **hotline:**

15 **(1) Every massage parlor, spa, or hotel that has been found to be a**  
16 **public nuisance for prostitution as set forth in R.S. 13:4711.**

17 **(2) Every strip club or other sexually-oriented business as set forth in**

1           **R.S. 37:3558(C).**

2                   **(3) Every highway truck stop or highway rest stop.**

3                   **B. (1) Such information shall be posted prominently both inside and**  
4 **outside the premises described in Subsection A of this Section.**

5                   **(2) Such posting shall be no smaller than eight and one-half inches by**  
6 **eleven inches and shall contain the following wording:**

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

11                   **The victims of human trafficking are protected under U.S. law and the**  
12 **laws of Louisiana.**

13                   **The hotline consists of the following services:**

14                   **(a) Available 24 hours a day, 7 days a week.**

15                   **(b) Toll-free.**

16                   **(c) Operated by a non-profit, non-governmental organization.**

17                   **(d) Anonymous and confidential.**

18                   **(e) Accessible in 170 languages.**

19                   **(f) Able to provide help, referral to services, training, and general**  
20 **information".**

21                   **(3) The posting shall be printed in English, Spanish, and any other**  
22 **languages that the Department of Public Safety and Corrections shall require.**

23                   **C. The following departments of the state shall provide each**  
24 **establishment described in Subsection A of this Section over which that**  
25 **department exercises any regulatory control or authority with the notice**  
26 **required by this Section. The departments shall post on their websites a sample**  
27 **of the posting described in Subsection B of this Section which shall be accessible**  
28 **for download. The departments are as follows:**

29                   **(1) Department of Revenue.**

- 1                   **(2) Department of Transportation and Development.**
- 2                   **D. A civil penalty of five hundred dollars shall be assessed for each**
- 3                   **violation of this Section. The departments listed in Subsection C of this Section**
- 4                   **are charged with the enforcement of this Section and may assess the civil**
- 5                   **penalty.**

The original instrument was prepared by Mary Dozier O'Brien. The following digest, which does not constitute a part of the legislative instrument, was prepared by Cathy Wells.

#### DIGEST

Broome (SB 435)

Proposed law provides that certain massage parlors, spas, and hotels, as well as every strip club, sexually-oriented business, highway truck stop, and highway rest stop shall display a posting alerting citizens to the assistance of the National Human Trafficking Resource Center (NHTRC) hotline.

Proposed law provides for the wording of the posting and for the minimum size of such posting.

Proposed law provides that such posting shall be in English and Spanish, as well as any other language mandated by the Dept. of Public Safety and Corrections.

Proposed law requires the Dept. of Revenue and the Dept. of Transportation and Development to notify the affected establishments which that department exercises any regulatory authority, to post on their respective websites a sample of the posting, and to enforce these provisions.

Proposed law provides for a civil penalty of \$500 to be assessed by the appropriate state department or agency.

Effective August 1, 2012.

(Adds R.S. 15:541.1)

#### Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary B to the original bill.

1. Changes the state departments tasked with enforcement from DPS&C, DOTD, and LWC to Revenue and DOTD