

## HOUSE BILL NO. 2589

## AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on General Laws

on \_\_\_\_\_)

(Patron Prior to Substitute—Delegate Cordoza)

*A BILL to amend and reenact §§ 9.1-116.5 and 33.2-267.1 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 4.1-203.2, relating to nonprofit organizations supplying human trafficking informational materials to state entities for distribution.*

**Be it enacted by the General Assembly of Virginia:**

**1. That §§ 9.1-116.5 and 33.2-267.1 of the Code of Virginia is amended and reenacted and that the Code of Virginia is amended by adding a section numbered 4.1-203.2 as follows:**

**§ 4.1-203.2. Human trafficking informational materials; on-premises retail licensees.**

*A. A nonprofit organization that has been granted tax-exempt status under § 501(c)(3) of the Internal Revenue Code may supply to the Authority copies of informational materials about human trafficking. The nonprofit organization shall not charge the Authority for such materials. The form of the materials may include adhesive stickers. The materials shall not include information on topics other than human trafficking. The materials shall be limited in content to objectively verifiable information, except that the materials may include logos, symbols, graphics, or similar devices and may include a cover letter to on-premises retail licensees to urge the licensees to post the adhesive materials or other materials at the licensees' premises. Any such informational materials shall be reviewed and approved by the state Sex Trafficking Response Coordinator (the Coordinator) pursuant to § 9.1-116.5 prior to being supplied to the Authority.*

*B. Except as provided in this subsection, if a nonprofit organization that has been granted tax-exempt status under § 501(c)(3) of the Internal Revenue Code supplies the Authority with informational materials that have been reviewed and approved by the Coordinator as described in subsection A, the Authority shall include a copy of the materials with the issuance and renewal of every on-premises retail license. The number of copies of the materials that the Authority sends to licensees shall not exceed the number of copies that the organization supplies to the Authority. If the Authority determines that the materials have offensive or inappropriate content, the Authority may refuse to include the materials with on-premises retail license issuance or renewal or otherwise assist in distributing the materials.*

**§ 9.1-116.5. Sex Trafficking Response Coordinator; duties; report.**

A. There is established within the Department a Sex Trafficking Response Coordinator (the Coordinator).

The Coordinator shall:

1. Create a statewide plan for local and state agencies to identify and respond to victims of sex trafficking;

2. Coordinate the development of standards and guidelines for treatment programs for victims of sex trafficking;

3. Maintain a list of programs that provide treatment or specialized services to victims of sex trafficking and make such list available to law-enforcement agencies, attorneys for the Commonwealth, crime victim and witness assistance programs, the Department of Juvenile Justice, the Department of Social Services, the Department of Education, and school divisions;

4. Oversee the development of a curriculum to be completed by persons convicted of solicitation of prostitution under § 18.2-346.01; ~~and~~

5. Promote strategies for the education, training, and awareness of sex trafficking and for the reduction of demand for commercial sex; *and*

6. *Review and approve any informational materials about human trafficking that a nonprofit organization seeks to supply to the Alcoholic Beverage Control Authority pursuant to § 4.1-203.2 or the Department of Transportation pursuant to § 33.2-267.1.*

B. The Coordinator may request and shall receive from every department, division, board, bureau, commission, authority, or other agency created by the Commonwealth, or to which the Commonwealth is a party or any political subdivision thereof, cooperation and assistance in the performance of its duties. The Coordinator may also consult and exchange information with local government agencies and interested stakeholders.

C. The Coordinator shall report annually on or before October 1 to the Governor and the General Assembly. The report shall include a summary of activities for the year and any recommendations to address sex trafficking within the Commonwealth. The Department shall ensure that such report is available to the public.

**§ 33.2-267.1. Human trafficking hotline and informational materials; posted notice required.**

A. *A nonprofit organization that has been granted tax-exempt status under § 501(c)(3) of the Internal Revenue Code may supply to the Department copies of informational materials about human trafficking. The nonprofit organization shall not charge the Department for such materials. The form of the materials may*

60 *include adhesive stickers. The materials shall not include information on topics other than human trafficking.*  
61 *The materials shall be limited in content to objectively verifiable information, except that the materials may*  
62 *include logos, symbols, graphics, or similar devices. Any such informational materials shall be reviewed and*  
63 *approved by the state Sex Trafficking Response Coordinator (the Coordinator) pursuant to § 9.1-116.5 prior*  
64 *to being supplied to the Department.*

65       B. The Department shall post ~~notice~~ *notices* at all rest areas along Interstate System highways in the  
66 Commonwealth of the existence of a human trafficking hotline to alert possible witnesses or victims of  
67 human trafficking to the availability of a means to report crimes or gain assistance. The notice required by  
68 this section shall (i) be posted in a place readily visible and accessible to the public, *which shall include on*  
69 *the entry door of each restroom and in each restroom stall at the rest area,* and (ii) meet the requirements  
70 specified in subsection C of § 40.1-11.3. *If a nonprofit organization that has been granted tax-exempt status*  
71 *under § 501(c)(3) of the Internal Revenue Code supplies the Department with informational materials that*  
72 *have been reviewed and approved by the Coordinator as described in subsection A, the Department shall*  
73 *make such materials available at all rest areas along Interstate System highways in the Commonwealth in a*  
74 *place readily visible and accessible to the public. If the Department determines that the materials have*  
75 *offensive or inappropriate content, the Department may refuse to post such materials or otherwise assist in*  
76 *distributing the materials.*