

**HOUSE BILL NO. 1507**

Introduced by

Representatives Buffalo, Heinert, C. Johnson, Jones, Magrum, Satrom, Schneider

Senators Hogan, Kannianen, Luick, Marcellais, Myrdal

1 A BILL for an Act to create and enact section 54-12-33.1 of the North Dakota Century Code,  
2 relating to human trafficking prevention training; and to provide a penalty.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** Section 54-12-33.1 of the North Dakota Century Code is created and enacted  
5 as follows:

6 **54-12-33.1. Human trafficking prevention training - Exemptions - Immunity -**  
7 **Enforcement.**

8 1. As used in this section:

9 a. "Human trafficking" means human trafficking as defined in chapter 12.1-41.

10 b. "Human trafficking commission" means the commission established under  
11 section 54-12-33.

12 c. "Lodging establishment" means any hotel, motel, resort, building, or structure that  
13 is used to provide sleeping accommodations to transient guests.

14 d. "Proprietor" means the person in charge of a lodging establishment and includes  
15 an owner, lessee, and manager.

16 2. Within ninety days of the effective date of this Act, the human trafficking commission  
17 shall establish an educational training program with a focus on the accurate and  
18 prompt identification and reporting of, or response to, suspected human trafficking. To  
19 the extent possible, the human trafficking commission shall allow the use of existing  
20 training modules and materials. The training must include:

21 a. Human trafficking awareness;

22 b. How to recognize potential victims of human trafficking;

23 c. How to identify activities commonly associated with human trafficking; and

- 1           d. Effective responses to human trafficking situations, including how to report  
2           suspected human trafficking to law enforcement.
- 3        3. A proprietor shall ensure each onsite employee receives the training described in  
4        subsection 2 within ninety days of the date of hire or within one hundred twenty days  
5        of the effective date of this Act, whichever is later, and annually thereafter. A proprietor  
6        shall:
- 7           a. In an employee roster or in each employee's personnel file, annually certify each  
8           employee has received the training approved by the human trafficking  
9           commission.
- 10          b. Conduct an ongoing awareness campaign for employees which addresses the  
11         information described in subsection 2.
- 12        4. A proprietor shall post and maintain a poster approved by the human trafficking  
13         commission which contains the information described in subsection 2 in a place  
14         readily accessible to each onsite employee.
- 15        5. The training requirements provided in this section do not apply to an employee who:
- 16           a. Is under sixteen years of age, unless the employee cleans guest rooms;  
17           b. Works exclusively in a food establishment; or  
18           c. Does not have direct contact with transient guests or guest rooms.
- 19        6. The human trafficking commission shall provide to a proprietor, the contact information  
20         for an organization that provides assistance and support services to human trafficking  
21         victims. A proprietor shall make the contact information available to transient guests or  
22         display the contact information at the lodging establishment's check-in area, lobby, or  
23         transient guest services.
- 24        7. A proprietor or employee of a lodging establishment who acts in good faith is immune  
25         from liability in any civil action for reporting suspected human trafficking activities.
- 26        8.    a. If a proprietor fails to comply with this section, the human trafficking commission  
27           shall provide written notice to the proprietor of the failure to provide the required  
28           prevention training and give the proprietor ninety days to comply with the  
29           requirements of this section.

- 1            b. A proprietor that violates this section after receiving notice from the human
- 2            trafficking commission of the violation and has been given ninety days to correct
- 3            the violation, is guilty of a class B misdemeanor.
- 4            c. A state's attorney may prosecute any violation of this section.