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**HOUSE BILL 1089**

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**State of Washington**

**68th Legislature**

**2023 Regular Session**

**By** Representatives Orwall, Ortiz-Self, Leavitt, Reed, Berry, Peterson, Lekanoff, Goodman, Taylor, Doglio, Simmons, Timmons, Reeves, Wylie, Pollet, Davis, Santos, and Ormsby

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1 AN ACT Relating to supporting adults with lived experience of sex  
2 trafficking; adding a new section to chapter 43.280 RCW; and creating  
3 a new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** (1) As the first state in the nation to  
6 pass a human trafficking law, Washington has consistently been at the  
7 forefront of work to address and prevent human trafficking. The  
8 legislature is continuing this leadership by prioritizing the  
9 delivery of services for adults with lived experience of sex  
10 trafficking by developing a long-term, coordinated, and supportive  
11 network of services.

12 (2) The legislature finds that numerous sex trafficking victims  
13 are moved throughout the state of Washington by their traffickers,  
14 established by the following:

15 (a) In 2020, the national human trafficking hotline ranked  
16 Washington 11th in the nation for reported cases of human  
17 trafficking.

18 (b) In 2020, 819 survivors of sex trafficking were served by  
19 human service agencies in Washington.

1 (c) In 2020, the highest numbers of likely sex trafficking  
2 victims were identified or served in King, Pierce, Benton, Franklin,  
3 Clark, Snohomish, Spokane, and Thurston counties.

4 (3) The legislature finds that the trauma of sex trafficking  
5 often starts in childhood and continues into adulthood, established  
6 by the following:

7 (a) A local study of sex trafficking victims in King county  
8 estimated 500-700 youth experiencing exploitation in King county  
9 alone.

10 (b) According to data from the national hotline, among likely sex  
11 trafficking victims in Washington who reported their age of entry  
12 into exploitation, 89 percent reported that they were children when  
13 first exploited.

14 (4) The legislature finds that vulnerable black, brown,  
15 indigenous, lesbian, gay, bisexual, transgender, queer, questioning,  
16 two-spirit, intersex, asexual, and other identities that fall outside  
17 of cisgender and heterosexual paradigms are disproportionately  
18 trafficked for sex, including that:

19 (a) While King county's population is seven percent black, 45  
20 percent of children involved in sex trafficking cases are African  
21 American;

22 (b) Black females currently represent about 13 percent of the  
23 United States population but represent 40 percent of suspected human  
24 trafficking victims;

25 (c) While King county's population was .9 percent indigenous in  
26 2020, 10 percent of people receiving services for trafficking and  
27 sexual exploitation identified as Native American;

28 (d) One case worker in Pierce county reported that over the past  
29 two years, 78 percent of the missing and murdered indigenous women  
30 and persons cases she worked on involved missing women who had  
31 indicators of human trafficking.

32 (5) In order to reduce the trauma, violence, and disproportionate  
33 impact of sex trafficking, the legislature intends to create a  
34 network of healing, support, and transition services for adults with  
35 lived experience of sex trafficking tailored to the self-determined  
36 needs of each individual.

37 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.280  
38 RCW to read as follows:

1 (1) For the purposes of this section, the following definitions  
2 apply:

3 (a) "Adult with lived experience of sex trafficking" means any  
4 person age 18 or older who was a person who has been forced or  
5 coerced to perform a commercial sex act including, but not limited  
6 to, being a victim of offenses defined in  
7 RCW 9A.40.100, 9A.88.070, 9.68A.101, and the trafficking victims  
8 protection act of 2000, 22 U.S.C. Sec. 7101 et seq.; or a person who  
9 was induced to perform a commercial sex act when they were less than  
10 18 years of age including but not limited to the offenses defined in  
11 chapter 9.68A RCW.

12 (b) "Healing, support, and transition service provider" means an  
13 entity or person that provides healing and transition services that  
14 meet the self-determined needs of adults with lived experience of sex  
15 trafficking ages 18 and older.

16 (c) "Healing, support, and transition services" means safe and  
17 trauma-informed services that are tailored to the self-determined  
18 needs of each individual. Healing, support, and transition services  
19 include:

20 (i) Advocacy;

21 (ii) Safety planning;

22 (iii) Housing and related support including support related to  
23 relocation;

24 (iv) Substance use disorder treatment;

25 (v) Medical and behavioral health services and other trauma-  
26 informed services;

27 (vi) Legal advocacy, which may include immigration system  
28 support, vacatur support, or other civil legal assistance;

29 (vii) Translation and interpretation;

30 (viii) Education;

31 (ix) Job training;

32 (x) Employment support;

33 (xi) Outreach; and

34 (xii) Emergency financial assistance.

35 (d) "Office" means the office of crime victims advocacy  
36 established under RCW 43.280.080.

37 (2) Subject to the availability of amounts appropriated for this  
38 specific purpose, the office shall administer funding for healing,  
39 support, and transition services for adults with lived experience of  
40 sex trafficking. At least one of the healing, support, and transition

1 service providers must be located east of the crest of the Cascade  
2 mountains, and at least one of the healing, support, and transition  
3 service providers must be located west of the crest of the Cascade  
4 mountains. Law enforcement, service providers, the department of  
5 children, youth, and families, and other state or local organizations  
6 may refer adults to healing, support, and transition services or  
7 adults may self-refer.

8 (3) The healing, support, and transition service providers  
9 receiving funding under this section must:

10 (a) Offer healing, support, and transition services designed to  
11 enhance safety and reduce and prevent further trauma;

12 (b) Provide ongoing services for adults with lived experience of  
13 sex trafficking;

14 (c) Provide culturally, developmentally, and linguistically  
15 informed and responsive services with priority given to underserved  
16 populations in the region, which are most impacted by sex  
17 trafficking. Depending on the region, underserved populations may  
18 include people who are African American, Asian, Native Hawaiian,  
19 Pacific Islander, American Indian, Alaska Native, lesbian, gay,  
20 bisexual, transgender, queer, questioning, two-spirit, intersex,  
21 asexual, other identities that fall outside of cisgender and  
22 heterosexual paradigms +, or Latine;

23 (d) Incorporate into the program leadership from communities with  
24 unique risk factors for sex trafficking, sex trafficking survivor  
25 leadership, survivor-informed services, and survivor mentorship;

26 (e) Meet core needs, provide long-term services, and offer skill  
27 training to increase the range of options available to participants,  
28 including transition services;

29 (f) Not require proof of identification in order to access  
30 services;

31 (g) Regularly participate in coordination meetings for healing,  
32 support, and transition service providers;

33 (h) Provide training and information to law enforcement officers,  
34 prosecutors, service providers and other first responders, and  
35 communities with culturally specific risk factors for sex trafficking  
36 on how to engage and refer individuals to these services; and

37 (i) Report data on outcomes of the healing, support, and  
38 transition services to the office, collected on a quarterly basis  
39 from clients who may be compensated for survey participation.

40 (4) The office shall:

1 (a) Prioritize funding for healing, support, and transition  
2 service providers located in underserved areas of the state that have  
3 a need for healing, support, and transition services;

4 (b) Provide additional funding to one statewide organization led  
5 by adults with lived experience of sex trafficking for the purpose of  
6 providing coordinating support and convening statewide coordination  
7 meetings, no less than quarterly, for healing, support, and  
8 transition service providers and related service providers following  
9 a request for proposals;

10 (c) Issue a request for proposals for healing, support, and  
11 transition service providers by September 1, 2023;

12 (d) Include the following stakeholders in the development of the  
13 request for proposals and prioritization of funding:

14 (i) Diverse community representatives who have lived experience  
15 of transitioning out of sex trafficking; and

16 (ii) The secretary of the department of children, youth, and  
17 families, or their designee;

18 (e) Collect the following data:

19 (i) Nonidentifiable demographic data of clients served, including  
20 whether clients are current or former foster youth;

21 (ii) Data on trafficking and trauma verification, including the  
22 number of clients that have been verified as adults with lived  
23 experience of sex trafficking based on information self-disclosed by  
24 the client or a referring entity, the type of trafficking, and prior  
25 trauma history;

26 (iii) Data on the services provided to clients; and

27 (iv) Data on outcomes of the healing, support, and transition  
28 services, collected on a quarterly basis from clients;

29 (f) By December 1, 2024, submit an initial report to the relevant  
30 committees of the legislature that includes the following information  
31 by service providers:

32 (i) The number of clients served;

33 (ii) Nonidentifiable demographic data of the clients served,  
34 including whether clients are current or former foster youth; and

35 (iii) Date on the services provided to clients; and

36 (g) Beginning December 1, 2025, submit an annual report to:

37 (i) The relevant committees of the legislature that includes the  
38 following information by service provider:

39 (A) Nonidentifiable demographic data of clients served, including  
40 whether clients are current or former foster youth;

1 (B) Data on trafficking and trauma verification, including the  
2 number of clients that have been verified as adults with lived  
3 experience of sex trafficking based on information self-disclosed by  
4 the client or a referring entity, the type of trafficking, and prior  
5 trauma history;

6 (C) Data on the services provided to clients;

7 (D) Data on outcomes of the healing, support, and transition  
8 services, collected on a quarterly basis from clients; and

9 (E) Any recommendations for modification or expansion of the  
10 healing, support, and transition services; and

11 (ii) The department of children, youth, and families that  
12 includes data on current and former foster youth provided healing,  
13 support, and transition services. The department of children, youth,  
14 and families shall use this data for coordination with its liaisons  
15 for commercially sexually exploited children.

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