

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5114

68th Legislature
2023 Regular Session

Passed by the Senate March 1, 2023
Yeas 48 Nays 0

President of the Senate

Passed by the House April 12, 2023
Yeas 94 Nays 1

**Speaker of the House of
Representatives**

Approved

Governor of the State of Washington

CERTIFICATE

I, Sarah Bannister, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5114** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5114

Passed Legislature - 2023 Regular Session

State of Washington

68th Legislature

2023 Regular Session

By Senate Human Services (originally sponsored by Senators C. Wilson, Trudeau, Frame, Hasegawa, Kuderer, Liiias, Lovelett, Nguyen, Nobles, Pedersen, Randall, Saldaña, Stanford, Valdez, Warnick, and Wellman)

READ FIRST TIME 01/27/23.

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 or that an individual self-identify as a sex trafficking
31 victim in order to initially access services;

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

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

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

1 (4) The office shall:

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

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

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

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

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

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

19 (e) Collect the following data:

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

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

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

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

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

33 (i) The number of clients served;

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

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

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

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

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

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

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

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

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

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

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