

1 AN ACT relating to the posting of signage to prevent human trafficking.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 211 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) The operator or manager of each of the following types of business or*
6 *establishment shall, pursuant to subsection (2) of this section, post a notice in a*
7 *conspicuous place near the public entrance of the establishment or in another*
8 *conspicuous location in clear view of the public and employees where similar*
9 *notices are customarily posted, this requirement may be satisfied by compliance*
10 *with KRS 176.415:*

11 *(a) A liquor store;*

12 *(b) An adult or sexually oriented business;*

13 *(c) A primary airport;*

14 *(d) An intercity passenger rail or light rail station;*

15 *(e) A bus station;*

16 *(f) A truck stop, which, for purposes of this section, means a privately owned*
17 *and operated facility that provides food, fuel, showers or other sanitary*
18 *facilities, and lawful overnight truck parking;*

19 *(g) An emergency department within an acute care hospital;*

20 *(h) An urgent care center;*

21 *(i) Privately operated job recruitment centers;*

22 *(j) A roadside rest area;*

23 *(k) A nail salon;*

24 *(l) A hotel or motel; or*

25 *(m) A business or establishment that offers massage or bodywork services for*
26 *compensation.*

27 *(2) Compliance with KRS 176.415 by the Department of Highways shall be deemed*

1 to satisfy the requirements of this section.

2 (3) Any notice posted pursuant to this section shall be in the following form:

3 (a) At least eight and one-half (8.5) inches by eleven (11) inches in size;

4 (b) Written in at least a sixteen (16) point font with legible formatting and font;

5 and

6 (c) Contain the following text:

7 "If you or someone you know is being forced to engage in any activity and cannot

8 leave – whether it is for commercial sex, housework, farm work, construction, factory,

9 retail, or restaurant work, or any other activity, please do any of the following:

10 Call the National Human Trafficking Resource Center at 1-888-363-7888 or

11 Text "Help" to 233733 (BeFree).

12 Victims of slavery and human trafficking are protected under United States and

13 Kentucky law.

14 The hotlines above are:

15 - Available 24 hours a day, 7 days a week;

16 - Toll-free;

17 - Operated by nonprofit, nongovernmental organizations;

18 - Anonymous and confidential;

19 - Accessible in more than 160 languages; and

20 - Able to provide help, referral to services, training, and general information."

21 (3) The notice to be posted pursuant to this section shall be printed in English,

22 Spanish, and in one (1) other language that is the most widely spoken language

23 in the county where the establishment is located and for which translation is

24 mandated by the federal Voting Rights Act, 42 U.S.C. secs. 1973 et. seq., as

25 applicable. This section does not require a business or other establishment in a

26 county where a language other than English or Spanish is the most widely

27 spoken language to print the notice in more than one (1) language in addition to

1 English and Spanish.

2 (4) On or before the effective date of this Act, the Department for Public Health shall
3 develop a model notice that complies with the requirements of this section and
4 make the model notices available for download on the department's Web site.

5 (5) A business or establishment that fails to comply with the requirements of this
6 section is liable for a civil penalty of five hundred dollars (\$500) for a first
7 offense and one thousand dollars (\$1,000) for each subsequent offense. The
8 department, the Attorney General, the cabinet, or any governmental entity
9 designated by the cabinet may bring an action to impose a civil penalty pursuant
10 to this section against a business or establishment if a regulating local or state
11 agency has:

12 (a) Provided the business or establishment with reasonable notice of
13 noncompliance which informs the business or establishment that it is
14 subject to a civil penalty if it does not correct the violation within thirty (30)
15 days from the date the notice is sent or delivered to the business or
16 establishment; and

17 (b) Verified that the violation was not corrected within the thirty (30) day period
18 described in this subsection.