

MOTION

IMMIGRANT AFFAIRS, CIVIL RIGHTS AND EQUITY

In 2012, to assist victims and the general public with accessing resources and reporting criminal activity related to human trafficking, the California Governor signed Senate Bill (SB) 1193 which added Section 52.6 to the California Civil Code.

Civil Code Section 52.6 requires that certain establishments including adult or sexually oriented businesses, primary airports, passenger rail, bus stations and truck stops, emergency rooms, and urgent care centers post the following notice in Spanish and English and any other language common in the area where the business is located:

"If you or someone you know is being forced to engage in any activity and cannot leave - whether it is commercial sex, housework, farmwork, construction, factory, retail, or restaurant work, or any other activity - call the National Human Trafficking Resource Center at 1-888-373-7888 or the California Coalition to Abolish Slavery and Trafficking (CAST) at 1-888-KEY-2-FRE(EDOM)."

Civil Code 52.6 also established the following penalties:

\$500 for a first offense.

\$1,000 for each subsequent offense.

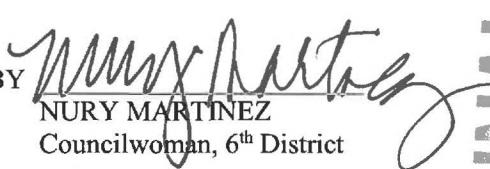
State law provides local agencies with authority to impose civil penalties provided such local agency has provided any violators with reasonable notice of noncompliance, which informs the business or establishment that it is subject to civil penalty if it does not correct the violation within 30 days from the date the notice is sent to the business or establishment.

On April 26, 2017, the City Council adopted Motion (Martinez-Wesson) which instructed staff to report on the establishment of compliance checks pursuant to Civil Code 52.6 and on the feasibility of bringing civil enforcement actions against violators of this section.

The City of Los Angeles needs to ensure that all tools and efforts to abolish Human Trafficking are in place and that establishments located within the City that are required to comply with Civil Code 52.6 are in compliance. Therefore, the Council should instruct City staff to report with the City's enforcement efforts associated with the implementation of California Civil Code Section 52.6 (SB 1193) related to human trafficking

I THEREFORE MOVE that the City Council instruct the Los Angeles Police Department and request the City Attorney to report relative to the City's enforcement efforts associated with the implementation of California Civil Code Section 52.6 (SB 1193) related to human trafficking.

PRESENTED BY


NURY MARTINEZ

Councilwoman, 6th District

JAN 19 2018

SECONDED BY 

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