

# Colorado Human Trafficking Council March Meeting

## Minutes

March 27, 2015, 9:00 am to 11 am  
Jefferson County Department of Human Services

### **ATTENDEES**

#### **MEETING PARTICIPANTS**

Becky Bullard, Vice Chair  
Thomas Acker  
Jill Brogdon  
Mari Dennis  
Matt Dodson (cc)  
Janet Drake  
Amanda Finger  
Sterling Harris  
Lynn Johnson  
Jason Korth  
Katie Kurtz  
Angela Lytle  
Pat Medige  
Karen Moldovan  
Don Moseley  
Jo-Ann O'Neil  
Michelle Salazar (cc)  
Tammy Schneiderman  
Sheriff Justin Smith  
Dan Steele

#### **Absent**

Stephanie Villafuerte (excused)  
Lester Bacani (excused)  
Bob Coulson (excused)  
Claude d'Estree (excused)  
Lawrence Hilton (excused)  
Marty Zaffaroni (excused)  
Maureen Cain

### **STAFF**

Nancy Feldman, OVP Manager  
Maria Trujillo, Human Trafficking Manager  
Terri Livermore, Human Trafficking Coordinator

<p><b>Issue/Topic:</b> Welcome and Introductions</p> <p>Action Motion to approve minutes Janet moved, Tom second Approved: unanimously</p>	<p><b>Discussion:</b></p> <ul style="list-style-type: none"> <li>• Welcome</li> <li>• Vice Chair Bullard chairing today’s meeting</li> <li>• New Member introduction – Jason Korth (Faith-based organization slot – Restore Innocence)</li> <li>• Announcements             <ul style="list-style-type: none"> <li>○ 10<sup>th</sup> anniversary celebration of the Laboratory to Combat Human Trafficking – event on April 9<sup>th</sup> at LCHT (Posner Center) from 5:30pm to 7:30pm</li> </ul> </li> <li>• Minutes – reviewed and approved</li> <li>• Packet overview</li> </ul>
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<p><b>Issue/Topic:</b> Public Comment</p> <p><b>Actions:</b> None</p>	<p style="text-align: center;"><b>Discussion</b></p> <p>Debbie Carroll – Jefferson County:</p> <ul style="list-style-type: none"> <li>• The foster care and court systems are ineffective for determining the best interests of children; instead, they funnel children into the sex trade</li> </ul> <p>Rosemary Van Gorder – Fort Collins (via email):</p> <ul style="list-style-type: none"> <li>• The child welfare system has too much authority regarding the removal of children from families, and family courts don’t afford due process and inadequately assess information when making decisions</li> </ul>
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<p><b>Issue/Topic:</b> Legislative Update</p> <p><b>Action</b> None</p>	<p style="text-align: center;"><b>Discussion</b></p> <p>Legislative Update Presentation provided by Jane Drake:          HB1019 – strike below; in Appropriations – directs the Council to address Safe Harbor          SB30 – Affirmative defense for trafficking victims; waiting for Governor’s signature          SB122 – Massage parlor reauthorization – through Senate, on House floor; no opposition          HB1078 – Reporting missing children in custody of state agency within 24 hours to Law Enforcement and National Center for Missing and Exploited Children (NCMEC); signed by Governor          HB1060 – New to update: defendants charged with sex crimes be advised a protection order is in place as a condition of their bond; signed by Governor</p> <p><b>Discussion</b>          HB1019 Directives</p> <ul style="list-style-type: none"> <li>• By January 2016 - recommendations and explanations must include a discussion of the benefits and problems associated with SAFE Harbor</li> <li>• Adds new, specific SAFE Harbor directives to the Council</li> <li>• Legislative TF determined this would be initial effort</li> <li>• Complex issues with many viewpoints</li> <li>• Goal is to bring together draft language rather than issue a report</li> </ul> <p>Will HB1019 impact other Council TF deadlines and activities? No</p>
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	<p>How does Legislative TF see labor trafficking fitting into future work?</p> <ul style="list-style-type: none"> <li>• Maintaining a space for labor, but with only one meeting it's difficult to determine specifics</li> <li>• Right now LTF is driven by legislative mandates which are focused on sex trafficking</li> </ul>
<p><b>Issue/Topic:</b> Guidelines and Taglines</p> <p><b>Action</b> None</p>	<p><b>Discussion</b></p> <p>Committee has met; will develop a tagline and guiding principles to capture Council's entire body of work and demonstrate the Council is representative of all forms of human trafficking</p> <p>Will have draft language to present at the April meeting</p>

<p><b>Issue/Topic:</b> Presentation: Federal Legislation</p> <p><b>Action</b> None</p>	<p><b>Discussion</b></p> <p>Lynn Johnson presenting on Federal Human Trafficking legislation</p> <ul style="list-style-type: none"> <li>• HR159 – Stop exploitation through Trafficking/grants</li> <li>• HR181 – Justice for victims of trafficking/grants</li> <li>• HR246 – Improve response to victims of child sex trafficking</li> <li>• HR285 – Penalty for selling/advertising sex services for minors/trafficked persons</li> <li>• HR350 – Prevent children from become victims/expand housing resources</li> <li>• HR357 – Expand training for federal govt personnel</li> <li>• HR398 – Enhancement of health care industry training; best practice/grant to develop best practice training</li> <li>• HR460 – Train Homeland Security personnel</li> <li>• HR468 – Increase services to runaway/homeless trafficking victims (Hyde Amendment stalled this bill)</li> <li>• HR469 – Assist state child protective services systems to better ID and address child victims of sex trafficking (some concerns with this bill; also silo issues)</li> <li>• HR514 – State Department to prioritize trafficking</li> <li>• HR515 – Tourism travel issue – ID and notify when sex offenders are traveling into the US (Angel Watch Center)</li> <li>• PO113-183 (known as 4980) – Already passed and has some money; Child Welfare requirements - comprehensive authority to analyze and conduct prevention services; more information on this issue at next meeting</li> </ul> <p>No money attached to most of these proposals. Bills seem to maintain a "silo" orientation rather than an emphasis on mutli-disiplinary approaches. There are many who talk about multi-disciplinary, but is not translating legislatively</p> <p><b>Comments</b></p> <p>Of the proposed legislations the primary focus is on children, other populations need protections too.</p> <p>Coordinating federal legislation with state activities – how will federal legislation affect CO activities</p> <p>Nothing has passed yet; will address each piece if and when it passes</p>
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	<p>Reiteration that the need exists to address legislation that affects labor trafficking; it doesn't currently appear that the federal or state level is addressing any labor trafficking laws/issues</p> <p>Federal Legislative Snapshot</p> <ul style="list-style-type: none"> <li>• Currently focused on data collection, provision of information and training efforts</li> <li>• No significant action thus far; most efforts are stepping stone legislation</li> <li>• Beginning stages</li> </ul> <p>Polaris Project: Departments of Homeland Security and Labor are considering new regulations on the H2A visa program – they are currently seeking comment on the proposed regulations</p> <p>Next month's presentation will focus on labor trafficking</p>
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<p><b>Issue/Topic:</b></p>	<p><b>Discussion</b></p>
<p>General Discussion</p> <p><b>Action</b></p> <p>Dept of Labor will report back regarding current labor trafficking response plan</p>	<p><b>Collecting/Tracking human trafficking data</b></p> <ul style="list-style-type: none"> <li>• CDAC Human Trafficking checkbox - CDAC collects DA information in Action; CDAC added an indicator box "human trafficking." Not a charge, but can be checked for all associated charges</li> <li>• Probably no training but an email would probably suffice</li> <li>• Innocence Lost does track, but only child victims</li> </ul> <p><b>Statistics – case filings</b></p> <ul style="list-style-type: none"> <li>• Can find sex trafficking within filings but more difficult to determine labor trafficking from filed charges</li> </ul> <p><b>Labor Trafficking</b></p> <p>Law enforcement perspective: so much relates to immigration (not domestic); must work with Feds, due to Visas and undocumented immigrants; requires a crackdown on employers</p> <p>Most abuses committed on sheep herders who are potential victims of Labor Trafficking involves immigrants who are here legally</p> <p>Implementation of existing laws is important; Council can have a role working on infrastructure – encourage LE to respond to violations; LE does not necessarily have the focus on and capacity to respond (most LE trafficking efforts are housed in Vice Units or something similar)</p> <p>Having trouble getting LE to take traveling sales crews seriously; most victims are here legally (no victims through COVA have had successful criminal/legal outcomes)</p> <ul style="list-style-type: none"> <li>• Mostly addressed administratively with entities following laws; victims don't report</li> <li>• Dept of Labor will look into response plan and report back at next meeting</li> </ul>

	<p>Is there a way to build an infrastructure response for Labor Trafficking within LE and DA offices?</p> <ul style="list-style-type: none"> <li>• A possible unit to utilize is the economic crimes unit (DA’s office)</li> <li>• Traditionally been handled by Vice – trained in HT elements (most have been wage violations; not risen to HT level; possibly house in Fraud unit)</li> <li>• Need for a plan is critical</li> <li>• Issue: crossover with federal authority creates complications</li> <li>• Not having enough reported, prosecutable cases reported to dedicate resources</li> <li>• Money and document analysis challenging; people crimes are easier to understand and address</li> <li>• Smaller jurisdictions: don’t have special units/task forces; regular units handle all cases</li> <li>• Tend to focus on fraud issue in magazine sales; until victims self ID as victims</li> <li>• Need to recognize it for what it is; similar to child sex trafficking a decade ago             <ul style="list-style-type: none"> <li>○ Training for prosecutors (economic crime types) and LE regarding Labor Trafficking</li> </ul> </li> <li>• LE agencies not equipped to handle this issue; training makes sense</li> <li>• ID kids and parents of kids who are trafficked</li> <li>• Specific Scenario: legal immigrant drives without license and has accident; rancher makes worker pay; what are possible avenues?             <ul style="list-style-type: none"> <li>○ Wage theft possible; would have to look further for coercion</li> </ul> </li> <li>• State laws do apply and there can be a response locally, even with federal intersection</li> <li>• Colorado Legal Services and several others can do training on Labor Trafficking</li> <li>• Any labor trafficking involvement with DORA?</li> <li>• Need to educate everywhere – including legislators and public</li> </ul>
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<p><b>Issue/Topic:</b> Wrap-up</p> <p><b>Action</b> Motion to adjourn Janet moved, Debi second Approved unanimously</p>	<p><b>Discussion</b> New Expense Form – electronic only (see Maria)</p>
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