



Possible Charges



Human Trafficking



O.C.G.A. 16-5-46 (Trafficking of Person for Labor or Sexual Servitude)
LABOR SERVITUDE - Defined as work or service of economic or financial value which is performed or provided by another and is induced or obtained by coercion or deception (O.C.G.A. 16-5-46(a)(5))

SEXUAL SERVITUDE - Defined as any sexually explicit conduct or performance involving sexually explicit conduct for which anything of value is directly or indirectly given, promised to, or received by any individual, which conduct is induced or obtained by coercion or deception) NOTE: If under the age of 18, do not need to prove coercion or deception

O.C.G.A. 16-6-11 (Pimping)

O.C.G.A. 16-6-12 (Pandering)

O.C.G.A. 16-6-10 (Keeping a Place of Prostitution)

Common Co-Occurring Crimes

- Drug sale
- Domestic violence
- Wage theft
- Solicitation of sex w/minor
- Lack of identification documents
- Immigration-related violation
- Business zoning violations
- Sexual exploitation of a minor
- Financial crimes
- Sexual abuse/neglect
- Racketeering
- Extortion
- Rape/statutory rape
- Cruelty to children

Additional Resources

1-866-ENDHTGA (1-866-363-9243)

- Option 1 - Law Enforcement Tip Line
- Option 2 - Minor Victims of Sex Trafficking
- Option 3 - Adult Victims of Sex Trafficking
- Option 4 - Labor Trafficking and Foreign-Born Nationals
- Option 5 - Residential Youth Services
- Option 6 - National Human Trafficking Hotline

State Resources:

- Division of Family and Children Services (DFCS): 1-855-GACHILD (1-855-422-4453)
- Human Exploitation And Trafficking Unit- GBI: 404-270-8433
- Human Trafficking Prosecution Unit - Attorney General: 404-656- 3300

Federal Partners

- Homeland Security Investigations: HSI Tip line: 1-866-347-2423
- Department of Labor - Wage and Hour: 1-866-4-USWAGE (1-866-487-9243)
- FBI Metro Atlanta Child Exploitation Task Force (MATCH) : 404-922-1391
- National Center for Missing & Exploited Children (NCMEC) - www.missingkids.com

Recruiting, enticing, soliciting, isolating, harboring, transporting, providing, **OR** obtaining (or attempting) a person by **force, fraud or coercion (F/F/C)** to perform labor or commercial sex acts

<p>Force physical violence: restraint, confinement, use of a weapon, inflicting physical harm, kidnapping, or rape to force the victim into submission, work-related injuries</p>	<p>Fraud false promise: such as a job, modeling opportunity, marriage, a better life</p>
<p>Coercion (1) threat of serious harm or physical restraint; (2) a scheme leading victims to believe the failure to perform would result in harm to any person; (3) or threatened abuse or abuse of law *Subjective element based on the victim's personal background and circumstances</p>	<p>Sex/Age Exception! NO elements of F/F/C are needed for sex or labor trafficking of a minor *A minor (<18 Yrs) CANNOT consent to commercial sex; therefore CANNOT be arrested for prostitution</p>

Federal Definition, 22 USC § 7102, 18 USC § 1589; 1590, 1591, 1592

Indicators / Actionable Facts

<p>Behavioral History of truancy / running away; Anxious, fearful, hostile, or non-cooperative behavior; Avoidance of eye contact; Hesitant to answer questions or scripted answers; Substance use; Dissociation; Self-harming behaviors</p>	<p>Circumstantial Unable to explain surroundings / what city they are in; Often isolated; Dependent on exploiter; Accompanied by person who speaks for them; Difficulty to provide home address; Owe large debt; Works excessive hours / days; Deceived about the nature of their job / location / employer</p>	
<p>Cell Phone Many unsaved numbers; Commercial sex ads; Many dating apps; texting apps: "Text Now", "Google Voice", "Text Me"; Hidden apps, Provocative posts; Mosquito ringtone (only young people can hear); very limited phone access (labor); many phones (sex)</p>	<p>Physical Signs of trauma / abuse / torture; Medical or dental neglect; branding / tattoos; Inappropriate clothing for age or weather <i>International Labor Organization</i></p>	<p>Property Lack of ID documents or are in others' possession (false docs) Multiple cell phones; Lots of cash; Multiple hotel keys / receipts; Sexual paraphernalia; Employment records not maintained</p>



Engaging with Victims



Be Trauma-Informed

- Question victims in a **CONVERSATIONAL** manner
 - Proactively communicate that **THEIR SAFETY is the priority**
 - Despite any past arrests, approach a situation with the mindset of **"what happened to this person"** instead of "what's wrong with this person"
 - Understand that many victims of trafficking experience trauma and **may tell their story in a non-linear manner OR have inconsistencies in their story**
 - Give the person **options; ask for their permission**
 - Have an HT service provider present at the scene if possible
- No fear of retribution from law enforcement

Sample Language:

- "Let me know if there is **anything you need or if you need to take a break?**"
- "I'll try and make this as brief as possible."
"My job is to **ensure your safety and I'm going to ask you some questions if that's**
- **ok**, you can answer each one in three ways: 'yes', 'no', or 'I don't know'", "You do not have to elaborate at all if you do not want to but any information is very helpful and I'm very appreciative."

Possible Questions

Conduct the interview in a safe and neutral environment separated from the trafficker.

Sometimes....

1. **lies are used to trick people into accepting a job** that doesn't exist, and they get trapped in a job or situation they never wanted.
2. people **make efforts to repay** a person who provided them with transportation, a place to stay, money, or something else they needed. The person they **owe money** to may require them to do things if they have difficulty paying because of the debt.
3. people do **illegal, unsafe, or even dangerous work** or stay in dangerous situations because if they don't, someone might hurt them or someone they love.
4. people are **not allowed to keep or hold on to their own identification**, travel documents or cell phone.
5. people work for someone or spend time with someone who does **not let them contact their family**, spend time with their friends, or **go where they want when they want**.
6. people live where they work or where the person in charge tells them to live, and they're **not allowed to live elsewhere**.
7. **people are told to lie about their situation**, including the kind of work they do.
8. people are hurt or threatened, or **threats are made to their family** or loved ones, or they are forced to do things they do not want to do in order to make money for someone else or to pay off a debt
9. people **feel forced to provide sexual favors** for money, food, shelter, etc.

HAS THIS HAPPENED TO YOU? HAVE YOU BEEN IN THIS SITUATION?



HT LE Protocol at the Scene



1. Ensure all **persons are safe** (give first aid/call EMS if imminent safety concerns)
2. **Separate all parties** from each other & obtain bio info (aliases, nicknames, social media accounts/names if possible)
3. Obtain interpreter, if needed (Contact translation line)
4. **Observe & collect ALL evidence of indicators/elements** of HT
5. Once HT is suspected, **contact your supervisor** through dispatch AND IF sex trafficking is suspected refer to Sexual Assault Center or hospital
6. If the potential victim is (**see Key Contacts**):
 - **If a minor:** contact DFCS AND the CSEC Response Team to coordinate the forensic interview; follow the Statewide Model Child Abuse Protocol* ****
 - **If an adult:** contact your Victim Service Coordinator

For Supervisors/Investigators, upon receipt of information about suspected HT:

1. Ensure **referrals are made to all appropriate** key partners 1-866-ENDHTGA
 - State and/or federal LE partners to deconflict
 - (a minor) CACGA
 - (an adult) CJCC/Wellspring Living
 - (foreign national/labor trafficking) Tapestry
 - (out of state issues) National Human Trafficking Hotline
2. Ensure **LEO Submit incident report**

Child (<18) Sexual Abuse Allegation Protocol

Always: Get basic information from REPORTER and/or CAREGIVER WITHOUT child present about how they learned of the abuse/alleged abuse:

1. How did you learn about this?
2. What do you know about what happened?
3. How did you find that out?
4. What type of abuse is alleged; is there need for a physical exam?
5. Is the child hurt?
6. Who is the alleged offender?
7. What is the jurisdiction?
8. Where did it happen?
9. When was the child last in the presence of the alleged offender?

Best case scenario: IF a child begins talking about the allegations **WITHOUT PROMPTING OR QUESTIONING**, listen. Do not follow-up or ask further questions. Say, "thank you for telling me" and proceed with speaking to others.

Worst case scenario: if the caregiver is non-protective /evasive/doesn't know, ask these questions of the child WITHOUT CAREGIVER PRESENT:

1. What happened?
2. Are you hurting?
3. Who did this?
4. Do they live with you?
5. For 10+ years only: When did you last see the person that did this?

Thank you to the S.C. Tri-County HTTF for allowing us to adapt their material for our purpose.