



GOV. MSG. NO. 1184

EXECUTIVE CHAMBERS  
KE KE'ENA O KE KIA'ĀINA

JOSH GREEN, M.D.  
GOVERNOR  
KE KIA'ĀINA

June 14, 2023

The Honorable Ronald D. Kouchi  
President of the Senate,  
and Members of the Senate  
Thirty-Second State Legislature  
State Capitol, Room 409  
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki  
Speaker, and Members of the  
House of Representatives  
Thirty-Second State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on June 14, 2023, the following bill was signed into law:

HB579 HD2 SD1 CD1

RELATING TO HUMAN TRAFFICKING.  
**ACT 083**

Sincerely,

Josh Green, M.D.  
Governor, State of Hawai'i

on JUN 14 2023

HOUSE OF REPRESENTATIVES  
THIRTY-SECOND LEGISLATURE, 2023  
STATE OF HAWAII

H.B. NO. 579  
H.D. 2  
S.D. 1  
C.D. 1

A BILL FOR AN ACT

RELATING TO HUMAN TRAFFICKING.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that children in the  
2 State are vulnerable to sex trafficking and commercial sexual  
3 exploitation. Foster children and runaways with histories of  
4 abuse and neglect are at particularly high risk. Other highly  
5 vulnerable groups include LGBTQ+ youth, immigrants, undocumented  
6 workers, and youth suffering from mental illnesses and substance  
7 abuse issues. Victims are often lured into sex trafficking  
8 through traffickers' use of emotional manipulation and control,  
9 force, fraud, or threats.

10 The legislature recognizes that, in the last decade, the  
11 commercial sexual exploitation of children has garnered greater  
12 attention in Hawaii and throughout the United States. The  
13 department of human services has received an increasing number  
14 of hotline calls involving witnesses or victims of child sex  
15 trafficking. However, because child sex trafficking is covert,  
16 it is difficult to accurately measure the scope of the problem,



1 and exploited youth do not necessarily identify themselves as  
2 victims.

3       The legislature further finds that to adequately assist all  
4 persons who have been sexually exploited, a statewide human  
5 trafficking program is needed to develop and utilize  
6 comprehensive interagency case management strategies and  
7 protocols, combined with a multidisciplinary response. It is  
8 the intent of the legislature that the department of the  
9 attorney general will provide leadership in addressing the  
10 commercial sexual exploitation of children and the broader issue  
11 of human trafficking.

12       Accordingly, the purpose of this Act is to require the  
13 department of the attorney general to:

- 14       (1) Address the needs of victims of human trafficking  
15           through the development and implementation of a  
16           statewide human trafficking prevention program; and  
17       (2) Report to the legislature on the State's efforts to  
18           address human trafficking and the commercial sexual  
19           exploitation of children.



1 SECTION 2. Chapter 28, Hawaii Revised Statutes, is amended  
2 by adding a new part to be appropriately designated and to read  
3 as follows:

4 "PART . HUMAN TRAFFICKING PREVENTION PROGRAM

5 §28- Definitions. As used in this part:

6 "Child" means a person under eighteen years of age.

7 "Commercial sexual exploitation of children" means any  
8 sexual activity involving a child for the exchange or promise of  
9 anything of value by any person.

10 "Human trafficking" includes "severe forms of trafficking  
11 in persons", as defined in title 22 United States Code section  
12 7102(11), and "sex trafficking", as defined in title 22 United  
13 States Code section 7102(12) and as described in section  
14 712-1202.

15 §28- Human trafficking prevention program. (a) The  
16 department of the attorney general shall develop and implement a  
17 program to prevent, and assist victims of, human trafficking.

18 The program shall:

- 19 (1) Assess the current needs of the State's  
20 anti-trafficking response and develop:



- 1 (A) A statewide strategy to prevent human
- 2 trafficking; and
- 3 (B) A plan to provide increased support and
- 4 assistance to victims of human trafficking and
- 5 victims of the commercial sexual exploitation of
- 6 children;
- 7 (2) Implement statewide strategies to address offender
- 8 accountability for child enticement, commercial sexual
- 9 exploitation, and human trafficking through law
- 10 enforcement efforts, prosecutions, and crime
- 11 prevention efforts;
- 12 (3) Promote public awareness of:
- 13 (A) Human trafficking and the commercial sexual
- 14 exploitation of children;
- 15 (B) The availability of services for victims of human
- 16 trafficking; and
- 17 (C) The availability of national and state hotlines
- 18 for victims and witnesses;
- 19 (4) Produce and maintain informational materials,
- 20 including a website, on:



- 1 (A) The prevention of human trafficking and the
- 2 commercial sexual exploitation of children; and
- 3 (B) The availability of public resources for victims
- 4 and witnesses;

5 (5) Develop and provide comprehensive training on ways to  
6 prevent, identify, and address human trafficking and  
7 the commercial sexual exploitation of children; and

8 (6) Apply for and monitor federal funding available for  
9 anti-trafficking efforts.

10 (b) Each public official and state and county department  
11 shall render all necessary assistance and cooperation within the  
12 official's or department's jurisdictional power to share  
13 information and assist the program in carrying out its duties  
14 under this part."

15 SECTION 3. (a) The department of the attorney general  
16 shall submit a report to the legislature no later than twenty  
17 days prior to the convening of the regular session of 2026 on  
18 the State's efforts to address the commercial sexual  
19 exploitation of children; and shall submit a report to the  
20 legislature no later than twenty days prior to the convening of



1 the regular session of 2027 on the State's efforts to address  
2 human trafficking.

3 (b) Each report identified in subsection (a) shall  
4 include:

- 5 (1) Plans to assist state and county agencies in  
6 identifying and responding to victims;
- 7 (2) Best practices used in other states to identify and  
8 serve victims;
- 9 (3) A comprehensive evaluation of applicable programs and  
10 services currently offered by the State;
- 11 (4) Strategies for public outreach and education;
- 12 (5) An assessment of any barriers that inhibit government  
13 agencies, law enforcement agencies, service providers,  
14 and nongovernmental organizations in the State from  
15 supporting victims and holding offenders accountable;
- 16 (6) A review of criminal statutes in chapter 712, Hawaii  
17 Revised Statutes, on prostitution and sex trafficking;
- 18 (7) Plans for a training program for educators, community  
19 members, members of law enforcement agencies, and  
20 mandatory reporters of child abuse, including an  
21 outline of the training content and an assessment of



- 1           whether training should be mandatory and in what  
2           intervals;
- 3           (8) Statewide assessment tools that may be used by first  
4           responders, medical professionals, and service  
5           providers to identify victims;
- 6           (9) Plans for prevention strategies that mitigate the risk  
7           factors for victims and offenders;
- 8           (10) Recommendations for enhancing statewide collaboration  
9           and coordination through multidisciplinary teams,  
10          committees, and task forces;
- 11          (11) An analysis of the existing data regarding  
12          trafficking, which may include but shall not be  
13          limited to the following:
- 14                (A) Data specific to the commercial sexual  
15                exploitation of children, including:
- 16                   (i) The number of reports to national and state  
17                   hotlines alleging the sexual trafficking of  
18                   a child;
- 19                   (ii) The total number of children in the State  
20                   suspected to be victims of sex trafficking,  
21                   including demographic information and



1 information on whether each child was  
2 previously served by the department of the  
3 attorney general or department of human  
4 services;

5 (iii) The total number of children in the State  
6 confirmed to be victims of sex trafficking,  
7 including demographic information and  
8 information on whether each child was  
9 previously served by the department of the  
10 attorney general or department of human  
11 services;

12 (iv) Data collected by state-contracted service  
13 providers, including the types and aggregate  
14 costs of services provided to children in  
15 the State who are suspected or confirmed  
16 victims of sex trafficking, number of  
17 children in the State receiving each type of  
18 service, and total number of new children  
19 and families in the State served through  
20 these service providers;



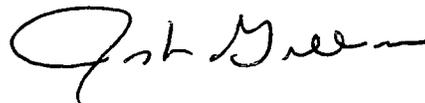
- 1 (v) The total number of reports made to the
- 2 department of the attorney general via the
- 3 National Center for Missing and Exploited
- 4 Children CyberTipline, and the number of
- 5 these reports that resulted in an arrest;
- 6 and
- 7 (vi) The number of arrests, prosecutions, and
- 8 convictions in the State, delineated by
- 9 county and disaggregated by race, for crimes
- 10 related to human trafficking, commercial
- 11 sexual exploitation, or the commercial
- 12 sexual exploitation of children;
- 13 (B) Data specific to sex and labor trafficking;
- 14 (C) The identification of any gaps in the State's
- 15 ability to collect data; and
- 16 (D) Recommendations for improving data collection and
- 17 data sharing among service providers,
- 18 nongovernmental organizations, and government
- 19 agencies, including law enforcement agencies; and
- 20 (12) Any proposed legislation.



1           (c) The department of the attorney general may submit  
2 additional reports to the legislature providing data, status  
3 updates, and recommendations, as determined by the department.

4           SECTION 4. This Act shall take effect upon its approval.

**APPROVED this 14th day of June , 2023**



**GOVERNOR OF THE STATE OF HAWAII**



HB No. 579, HD 2, SD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 2, 2023  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-Second Legislature of the State of Hawaii, Regular Session of 2023.



Scott K. Saiki  
Speaker  
House of Representatives

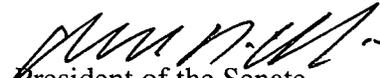


Brian L. Takeshita  
Chief Clerk  
House of Representatives

**THE SENATE OF THE STATE OF HAWAI'I**

Date: May 2, 2023  
Honolulu, Hawai'i 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-Second Legislature of the State of Hawai'i, Regular Session of 2023.

  
President of the Senate

  
Clerk of the Senate