

SECOND REGULAR SESSION

HOUSE BILL NO. 1678

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SEITZ.

5028H.02I

JOSEPH ENGLER, Chief Clerk

AN ACT

To repeal section 315.005, RSMo, and to enact in lieu thereof two new sections relating to human trafficking awareness training.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 315.005, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 315.005 and 315.085, to read as follows:

315.005. As used in sections 315.005 to 315.065, unless the context clearly indicates otherwise, the following terms mean:

(1) "Code", the standards relating to fire safety, sanitation, electrical wiring, fuel-burning appliances, plumbing, swimming pools and spas, sewage and waste treatment and disposal as adopted by the department. The department in its discretion, may incorporate, in whole or in part, the standards or codes promulgated by the National Fire Protection Association, Building Officials and Code Administration International, Inc., Great Lakes Upper Mississippi River Board of State Sanitary Engineers, and American Society of Sanitary Engineers;

(2) "Department", the director of the department of health and senior services or an agent of the director of the department of health and senior services;

(3) "Guest room", any room or unit where sleeping accommodations are regularly furnished to the public;

(4) **"Hosting platform", an electronic platform used by a rental operator to advertise or facilitate the rental of a short-term rental;**

EXPLANATION — Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 **(5) "Human trafficking", the use of force, fraud, or coercion to obtain some type**
17 **of labor or commercial sex act as defined in 22 U.S.C. Section 7102 and the commission**
18 **of an offense established under sections 566.200 to 566.223;**

19 **(6) "Human trafficking awareness training", training established or approved**
20 **by the department that includes, but is not limited to, the following components:**

21 **(a) The definition of human trafficking and commercial exploitation of children;**

22 **(b) Guidance on how to identify persons at risk for trafficking;**

23 **(c) Guidance on how to identify the signs of trafficking and persons potentially**
24 **engaged in the act of trafficking;**

25 **(d) Differences between labor and sex trafficking, specific to the hotel sector;**

26 **(e) Guidance on the role of hospitality employees in reporting and responding to**
27 **instances of human trafficking; and**

28 **(f) Contact information for the national human trafficking hotline toll-free**
29 **number and text line and contact information for the local law enforcement agency.**

30 **(7) "Lodging establishment", any building, group of buildings, structure, facility,**
31 **place, or places of business where five or more guest rooms are provided, which is owned,**
32 **maintained, or operated by any person and which is kept, used, maintained, advertised or held**
33 **out to the public for hire which can be construed to be a hotel, motel, motor hotel, apartment**
34 **hotel, tourist court, resort, cabins, tourist home, bunkhouse, dormitory, or other similar place**
35 **by whatever name called, and includes all such accommodations operated for hire as lodging**
36 **establishments for either transient guests, permanent guests, or for both transient and**
37 **permanent guests;**

38 ~~[(5)]~~ **(8) "Owner", the person responsible for obtaining a license from the department**
39 **for operating the lodging establishment;**

40 ~~[(6)]~~ **(9) "Permanent guest", any person who rents and occupies a guest room in a**
41 **lodging establishment for a period of thirty-one days or more;**

42 ~~[(7)]~~ **(10) "Person", any individual, partnership, corporation, association,**
43 **organization, firm, or federal, state, county, city, village, or municipal association or**
44 **corporation;**

45 **(11) "Short-term rental property", residential or multifamily property used or**
46 **offered for rent for transient guest use through a hosting platform;**

47 ~~[(8)]~~ **(12) "Transient guest", any person who rents and occupies a guest room in a**
48 **lodging establishment for a period of less than thirty-one days.**

315.085. 1. Every employee of a lodging establishment and every operator of a
2 **short-term rental property in this state shall be required to receive human trafficking**
3 **awareness training within one-hundred-eighty days of employment or the first listing of**
4 **a short-term rental property on a hosting platform, and after the first year of**

5 employment or listing, annual human trafficking awareness training not later than
6 December thirty-first.

7 2. Every operator of a lodging establishment or short-term rental property in
8 this state shall implement procedures and adopt policies for the reporting of suspected
9 human trafficking to the national human trafficking hotline or to a local law
10 enforcement agency.

11 3. Any person who operates a lodging establishment or short-term rental
12 property shall maintain records of employee or operator training. Such records shall be
13 kept on file by the operator of the lodging establishment or short-term rental property
14 for the period during which the employee is employed by the establishment or the
15 operator manages the short-term rental property listing, and for one year after such
16 employment or operation ends. A lodging establishment or short-term rental property
17 operator shall provide records to the department within a reasonable amount of time,
18 but no later than ten business days, after such request is made in writing.

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