

GENERAL DISTRIBUTION

**WEST VIRGINIA
DIVISION OF CORRECTIONS
& REHABILITATION**

NUMBER: 336.00

EFFECTIVE DATE: 06 May 2025

SUBJECT: HUMAN TRAFFICKING

POLICY DIRECTIVE

PURPOSE:

To affirm the Division of Corrections and Rehabilitation's commitment to combating and reporting any and all information regarding human trafficking and its condonation of human trafficking in any form.

REFERENCE:

Victims of Trafficking and Violence Protection Act of 2000; and WV Code §61-14-1, *et seq.*

RESPONSIBILITY:

No additional written instructions on this subject are required.

CANCELLATION:

Any previous written instruction on the subject including DCR Policy Directive 336.00, dated 01 November 2019

APPLICABILITY:

All facilities and work units within the Division of Corrections and Rehabilitation (DCR). This Policy is available for general distribution.

DEFINITIONS:

Human Trafficking: Also known as trafficking in persons, is a crime that involves compelling or coercing a person to provide labor or services, or to engage in commercial sex acts. The coercion can be subtle or overt, physical or psychological. Exploitation of a minor for commercial sex is human trafficking, regardless of whether any form of force, fraud, or coercion was used.

POLICY:

- I. The Trafficking Victims Protection Act of 2000 and its subsequent reauthorizations recognize and define two primary forms of human trafficking:
 - A. Sex trafficking is the recruitment, harboring, transportation, provision, obtaining, patronizing, or soliciting of a person for the purpose of a commercial sex act in which a commercial sex act is induced by force, fraud, or coercion, or in which the person induced to perform such act has not attained 18 years of age. (22 U.S.C. § 7102(11)(A)).
 - B. Forced labor is the recruitment, harboring, transportation, provision, or obtaining of a person for labor or services, through the use of force, fraud, or coercion for the purpose of subjection to involuntary servitude, peonage, debt bondage, or slavery. (22 U.S.C. § 7102(11)(B)).
- II. West Virginia Code §61-14-2 makes it a felony to knowingly and willfully traffic an adult or minor, or knowingly and willfully aid, assist or abet in any manner in the trafficking of an adult or minor.
- III. According to the Blue Campaign, a national public awareness campaign designed to educate the public, law enforcement, and other industry partners to recognize the indicators of human trafficking, the following are some common indicators to help recognize human trafficking.
 - A. Does the person appear disconnected from family, friends, community organizations, or houses of worship?
 - B. Has a child stopped attending school?
 - C. Has the person had a sudden or dramatic change in behavior?
 - D. Is a juvenile engaged in commercial sex acts?
 - E. Is the person disoriented or confused, or showing signs of mental or physical abuse?
 - F. Does the person have bruises in various stages of healing?
 - G. Is the person fearful, timid, or submissive?
 - H. Does the person show signs of having been denied food, water, sleep, or medical care?
 - I. Is the person often in the company of someone to whom he or she defers? Or someone who seems to be in control of the situation, e.g., where they go or who they talk to?
 - J. Does the person appear to be coached on what to say?

- K. Is the person living in unsuitable conditions?
- L. Does the person lack personal possessions and appear not to have a stable living situation?
- M. Does the person have freedom of movement? Can the person freely leave where they live? Are there unreasonable security measures?
- IV. Any information pertaining to or about human trafficking should be reported in an incident report. Copies of all such incident reports are to be provided to Corrections Investigative Division (CID) for potential referral to law enforcement.
- V. To get help from the National Human Trafficking Hotline: 1-888-373-7888
or text HELP or INFO TO BeFree (233733)

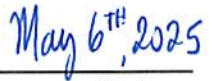
ATTACHMENT(S):

None.

APPROVED SIGNATURE:



William K. Marshall III, Commissioner



Date