



August 2018

# Human Trafficking in Iowa: The Basics



humantrafficking@dps.state.ia.us  
515-725-6330

Trafficking in persons has occurred for thousands of years.

Yet, there remain more questions than answers

“Human trafficking and exploitation has been in existence across the globe for thousands of years. From the ancient Greeks and Romans to the medieval times, and up until today, humans have been subject to various forms of physical and sexual slavery.”

Rutgers  
University  
Campus Coalition  
Against Human  
Trafficking

How many?

Where?

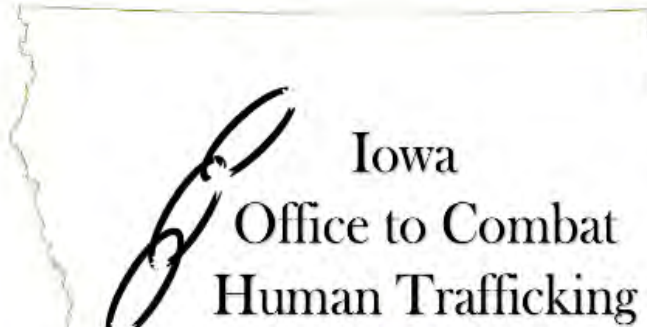
What kind?

Who to call?

What to do?

How to help?

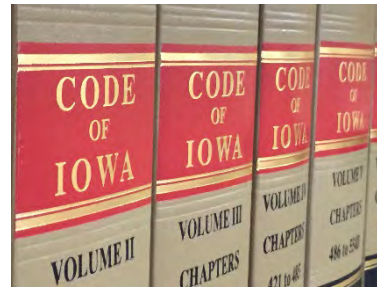
# What is happening in Iowa?



Iowa  
Office to Combat  
Human Trafficking



Office to Combat Human Trafficking



Statutory Changes



Training



Investigations



Support Programs

# Iowa Code § 80.45

Point of contact  
for activities to combat  
human trafficking in Iowa

Apply for or assist other  
government agencies in seeking  
grants

Consult with others  
about human trafficking

Research & recommend  
trainings to assist other  
government agencies

Develop strategy to collect  
criminal history data about  
human trafficking

Take other steps necessary to  
advance the purposes of the  
office

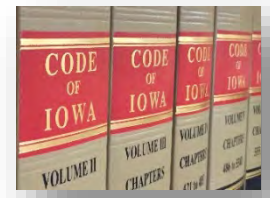
Develop strategy for  
information-sharing among  
government agencies

Submit a written report  
annually





# Statutory Developments



2006

Iowa Code Chapter 710A

2009

“Commercial sexual activity”  
definition expanded

Victim services  
available to minors

2012

“Human trafficking”  
definition expanded

Obscenity statute expanded  
definition of “visual depiction”

2015

Human Trafficking  
made a forcible felony

Ignorance is  
not a defense

Solicitation activities expanded  
for minor victims

AG given a “human trafficking  
enforcement fund”

2016

Office to Combat Human  
Trafficking created in DPS

DHS has reporting  
requirements

2017

Iowa Law Enforcement  
Academy instructor funded

Local government regulation  
of massage businesses allowed

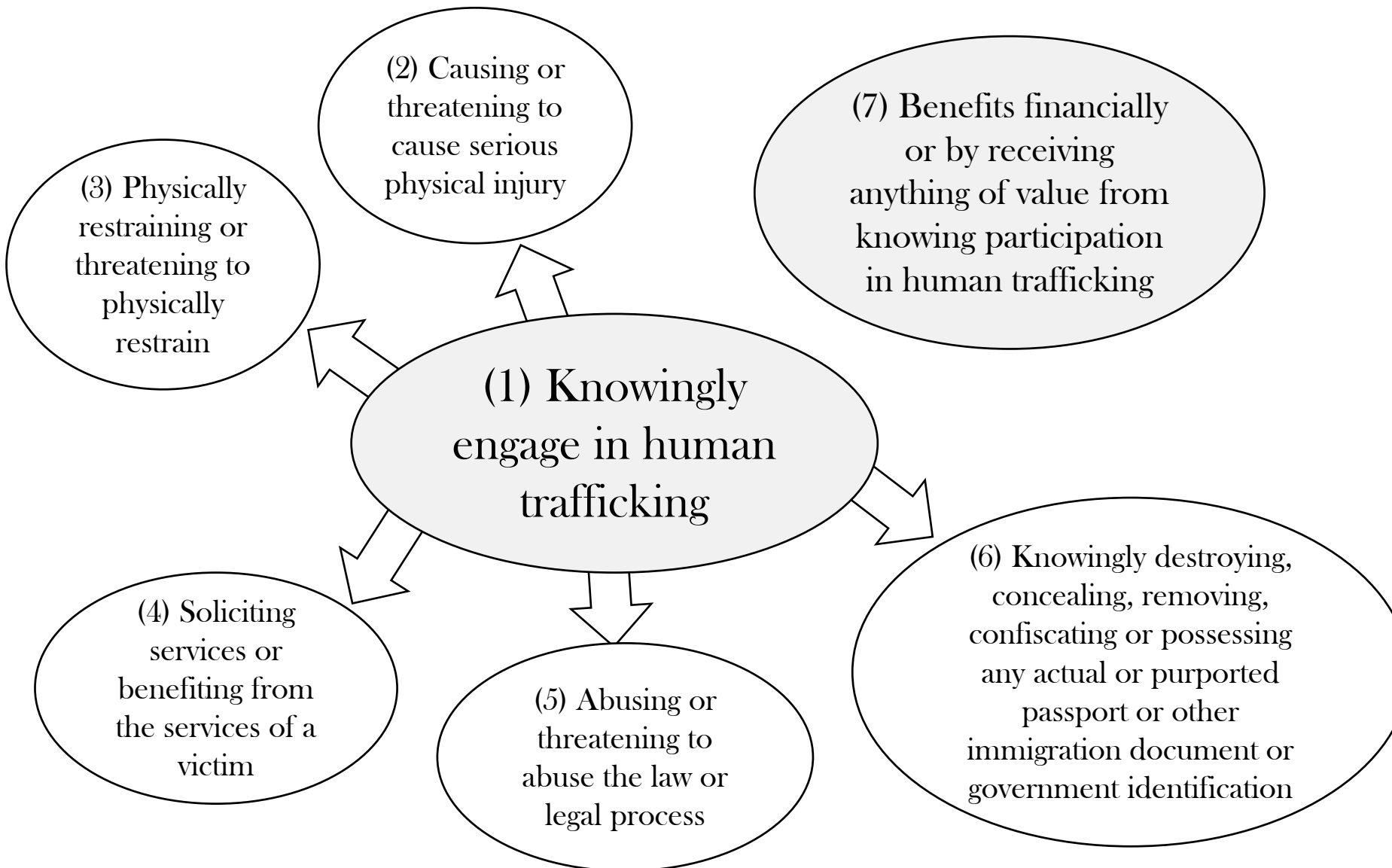
2018

Study group on Mandatory  
Reporter training on HT

Increased penalty for traffickers of  
victims age 18 & under

# Human Trafficking Crimes

## Iowa Code Chapter 710A



4. a. “Human trafficking” means participating in a venture to recruit, harbor, transport, supply provisions, or obtain a person for any of the following purposes:

(1) Forced labor or service that results in involuntary servitude, peonage, debt bondage, or slavery.

(2) Commercial sexual activity through the use of force, fraud, or coercion, except that if the trafficked person is under the age of eighteen, the commercial sexual activity need not involve force, fraud, or coercion.

b. “Human trafficking” also means knowingly purchasing or attempting to purchase services involving commercial sexual activity from a victim or another person engaged in human trafficking.

# Iowa Human Trafficking Law

Iowa Code Chapter 710A

## Felony offense:

B Felony (25 years)

C Felony (10 years)

D Felony (5 years)

## *Factors affecting seriousness:*

- ▶ Type of activity
- ▶ Age of victim
- ▶ Injury resulting

## Affirmative defense:

compulsion

## Sentencing:

Forcible felony

*No other mandatory  
sentencing provisions*



# Is it Human Trafficking or Prostitution?

## Prostitution

Sells or offers for sale the person's services as a partner in a sex act

Purchases or offers to purchase services as a partner in a sex act

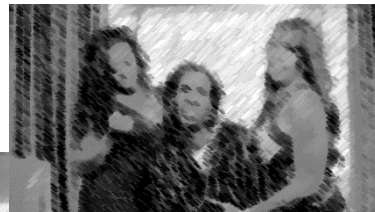


## Pimping

Solicits a patron for a prostitute

Knowingly takes or shares in the earnings of a prostitute,

Knowingly furnishes a room or other place to be used for the purpose of prostitution



## Pandering

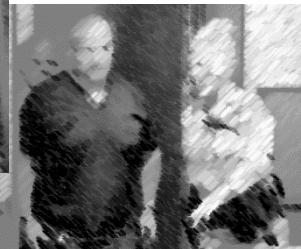
Persuades, arranges, coerces, or otherwise causes another, not a minor, to become a prostitute or to return to the practice of prostitution after having abandoned it

Keeps or maintains any premises for the purposes of prostitution or takes a share in the income from such premises knowing the character and content of such income



## Leasing Premises

Rented or let any building, structure or part thereof, boat, trailer or other place offering shelter or seclusion, and who knows, or has reason to know, that the lessee or tenant is using such for the purposes of prostitution, and who does not, immediately upon acquiring such knowledge, terminate the tenancy or effectively put an end to such practice of prostitution in such place





# Is it Human Trafficking or Prostitution?

Prostitution
Pimping
Pandering
Leasing Premises

## “Voluntary Prostitution”

A study by Farley et al. reports that 64% of adults in prostitution experienced threats with a weapon and 71% were physically assaulted. Another study found 50% of women prostituting outdoors and 26% of those indoors (saunas and apartments) experienced violence within the past six months. In a survey of prostituted persons across nine countries, 89% said they wanted to escape.

*ProstitutionResearch.com*

## Human Trafficking

**FORCE =**  
VIOLENCE / THREAT OF VIOLENCE



**FRAUD =**  
DEBT BONDAGE, DECEITFUL LABOR RECRUITMENT



**COERCION =**  
EMOTIONAL MANIPULATION, THREAT OF LAW ENFORCEMENT /  
IMMIGRATION, THREATS AGAINST FAMILY



# Federal Human Trafficking

**Peonage, 18 U.S.C. § 1581**

**Involuntary Servitude, 18 U.S.C. § 1584**

**Forced Labor, 18 U.S.C. § 1589**

**Trafficking with Respect to Peonage, Slavery, Involuntary Servitude, or Forced Labor, 18 U.S.C. § 1590**

**Sex Trafficking of Children or by Force, Fraud, or Coercion, 18 U.S.C. § 1591**

**Unlawful Conduct with Respect to Documents in Furtherance of Trafficking, Peonage, Slavery, Involuntary Servitude, or Forced Labor, 18 U.S.C. § 1592**

**Mandatory Restitution, 18 U.S.C. § 1593**

**Attempt and Forfeiture, 18 U.S.C. §§ 1594(a) and (b) Private Right of Action, 18 U.S.C. § 1595**

**Visa Fraud, 18 U.S.C. § 1546**



# THE A-M-P MODEL

## ACTION

Induce  
Recruits  
Harbors  
Transports  
Provides  
or  
Obtains

## MEANS\*

Force  
Fraud  
or  
Coercion

## PURPOSE

Commercial Sex  
(Sex Trafficking)  
or  
Labor/Services  
(Labor Trafficking)

\* Minors induced into commercial sex are human trafficking victims—regardless if force, fraud or coercion is present.

# Types of Trafficking

Sex Trafficking



Bonded Labor



Child Soldiers



Debt Bondage Among Migrant Laborers

Involuntary Domestic Servitude



Forced Marriages



Forced Child Labor

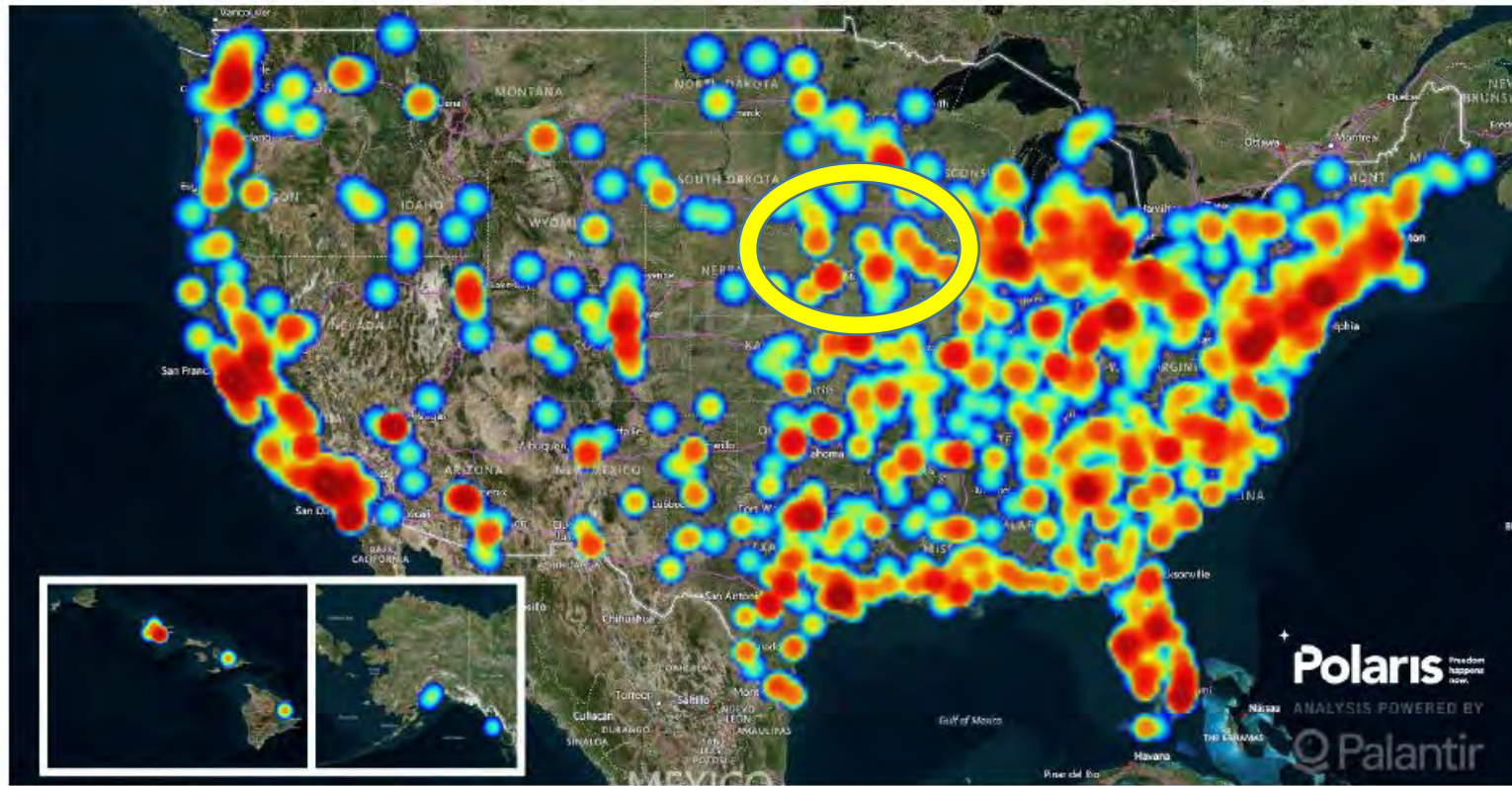




# National Human Trafficking Hotline

## 2016

### Locations of Potential Human Trafficking Cases in the U.S.



This map only reflects cases where the location of the potential trafficking was known. Some cases may involve more than one location.



# Investigations



## National Human Trafficking Hotline

FY17

174 tips tied to Iowa

34 tips provided to the DPS

***1 tip resulted in criminal charges***

***3 tips resulted in investigations***

14 tips had insufficient information

1 tip not actionable (outdated info)

7 tips currently undetermined

Anonymous tips often are not referred to law enforcement because of lack of verifiable details, or preference of reporting party

## Office to Combat Human Trafficking

FY 17

60 reports from law enforcement agencies  
(sufficient to be investigated)

Reports from law enforcement are based on  
facts verified through investigations

Investigations require

- (1) a criminal nexus (not just mere suspicion or social discomfort)
- (2) sufficient detail to allow for verification of facts
- (3) timely information that facilitates further investigation that is meaningful and appropriate

# Training



## Law Enforcement

Training for law enforcement officers focused on intelligence led policing (criminal organization focused)

Training for all law enforcement officers:  
Iowa Law Enforcement Academy & the Crime Victim Assistance Division of the Attorney General's office

## Justice System

Training for lawyers focused on juvenile representation & criminal issues

Training for judges, with emphasis on juveniles

Children's Justice Project includes human trafficking topics

## Victim Services

Training for all aspects related to human trafficking:

- Food, clothing, shelter
- Health care
- Counseling
- Substance abuse
- Language/translation
- Legal services
- Education & vocation
- Safety planning

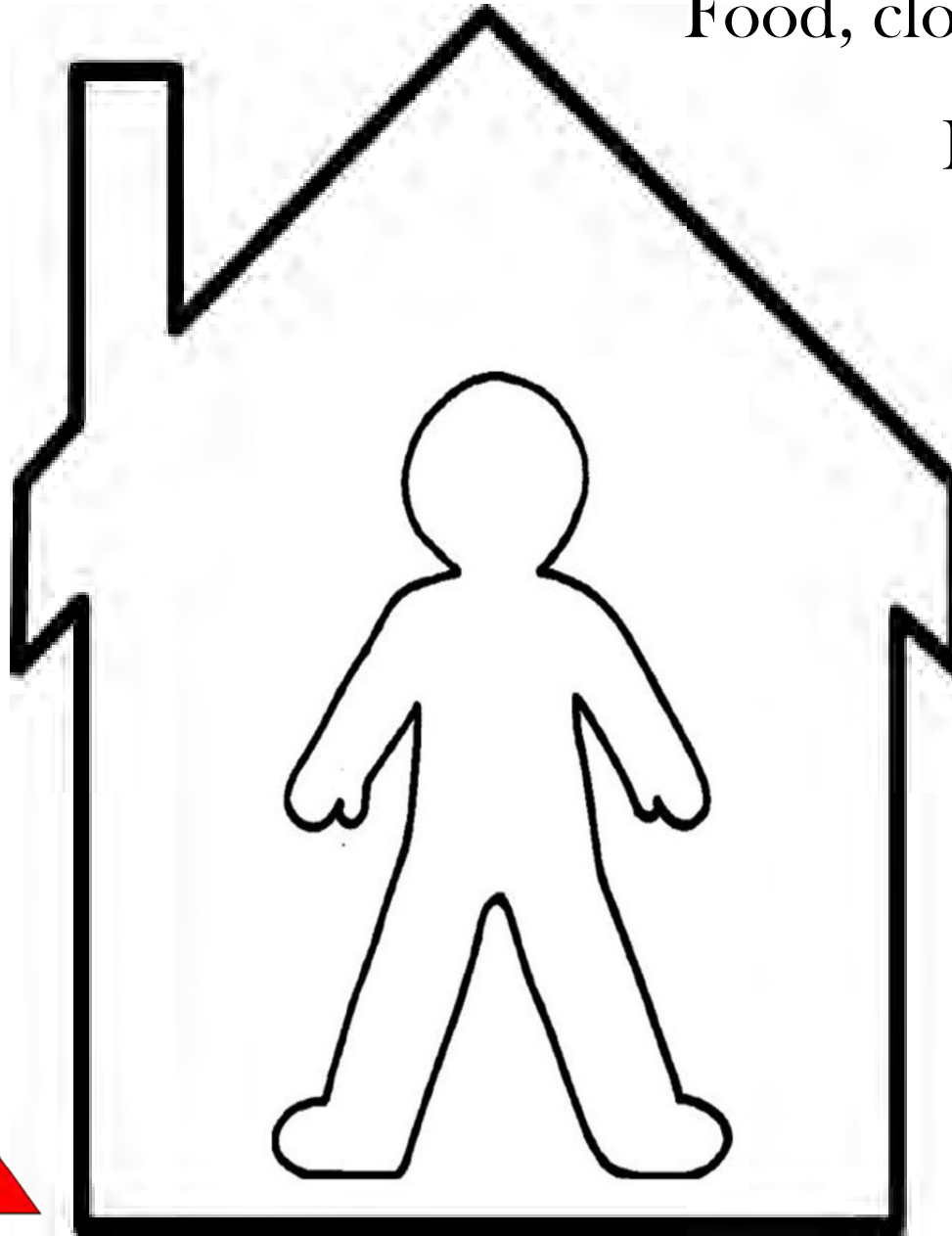
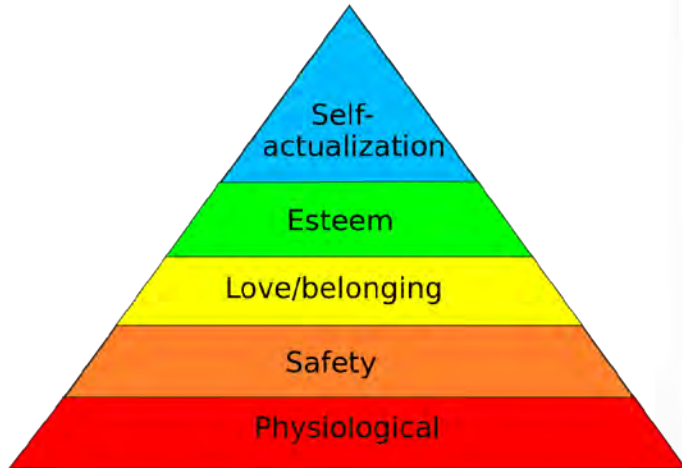
## Public

Training to address

- Public awareness
- Deterrence (e.g., buyers)
- Prevention
- Detection
- Fundraising
- Coordination of resources



# Support for Survivors



Food, clothing, shelter

Health care

Transportation

Counseling

Substance abuse

Legal services

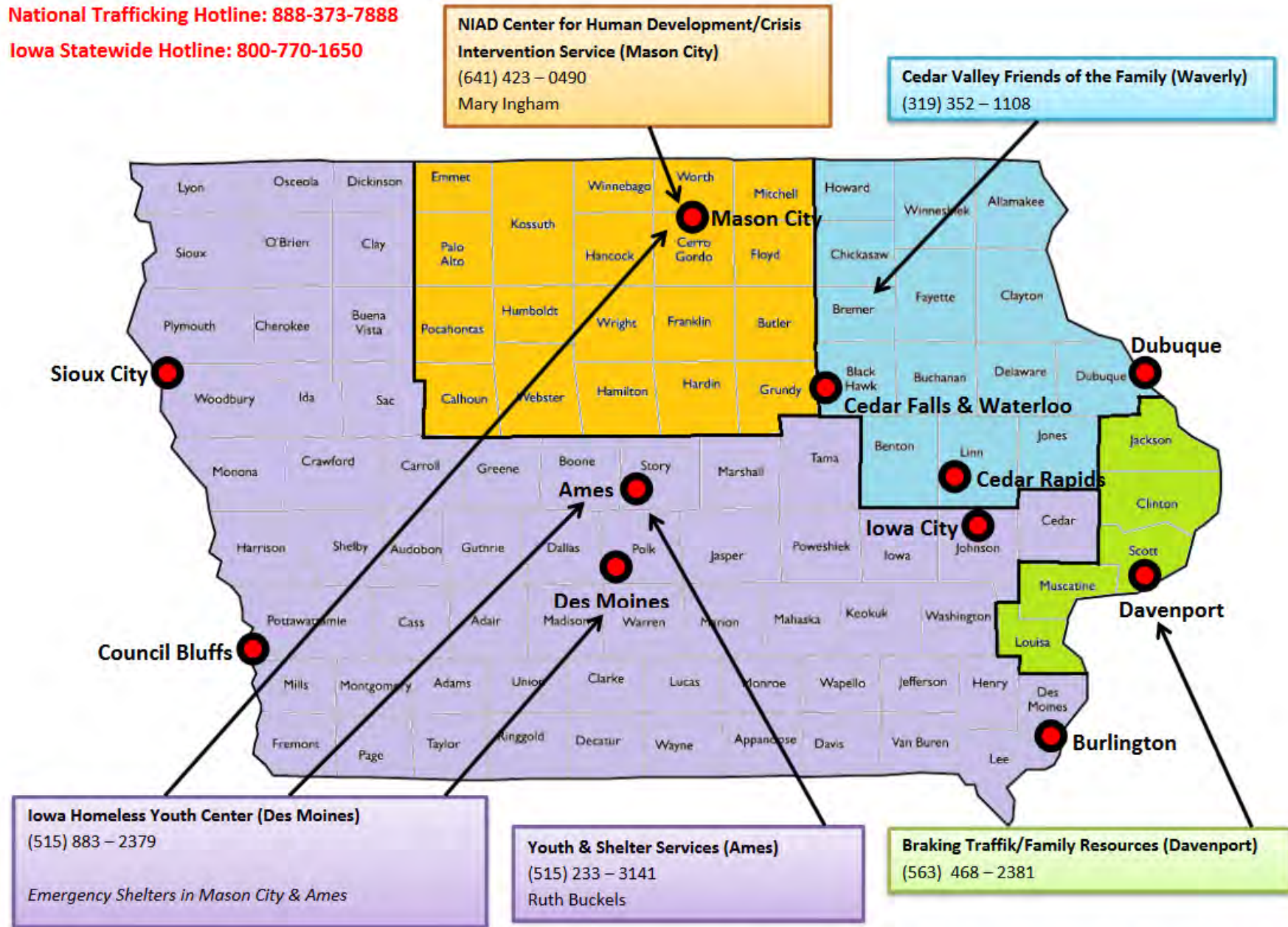
Safety planning

Education & vocation

# Iowa Human Trafficking Resources

**National Trafficking Hotline: 888-373-7888**

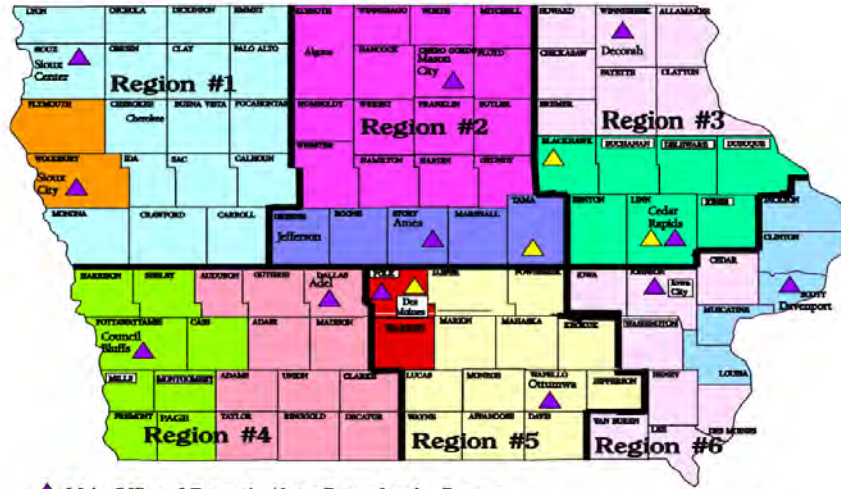
**Iowa Statewide Hotline: 800-770-1650**



Iowa Attorney General's Office, Crime Victim Assistance Division: (515) 281 - 5044



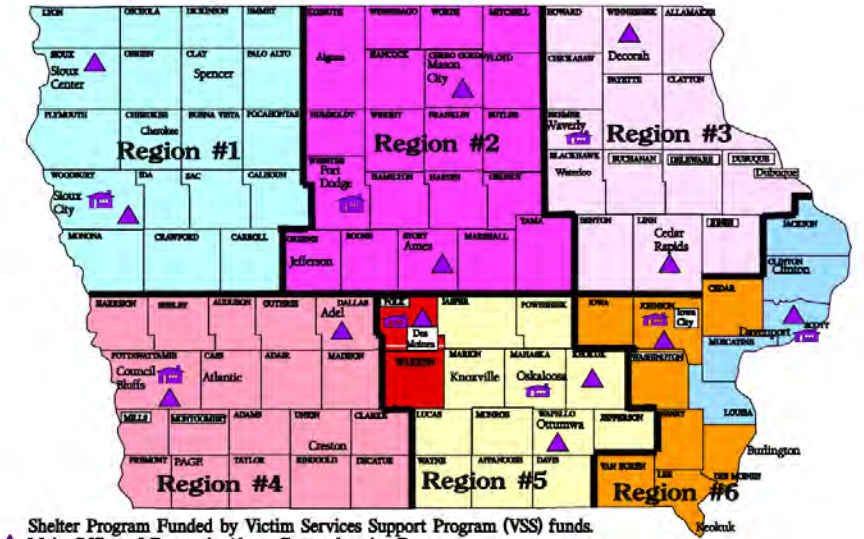
# Iowa Domestic Abuse Comprehensive Programs funded by the Victim Services Support Program (VSS)



- ▲ Main Office of Domestic Abuse Comprehensive Program
- ▲ Main Office of Culturally-Specific (CSP) Domestic Abuse Comprehensive Program (DAC)  
3 CSP DAC Programs Main Office Based in Des Moines

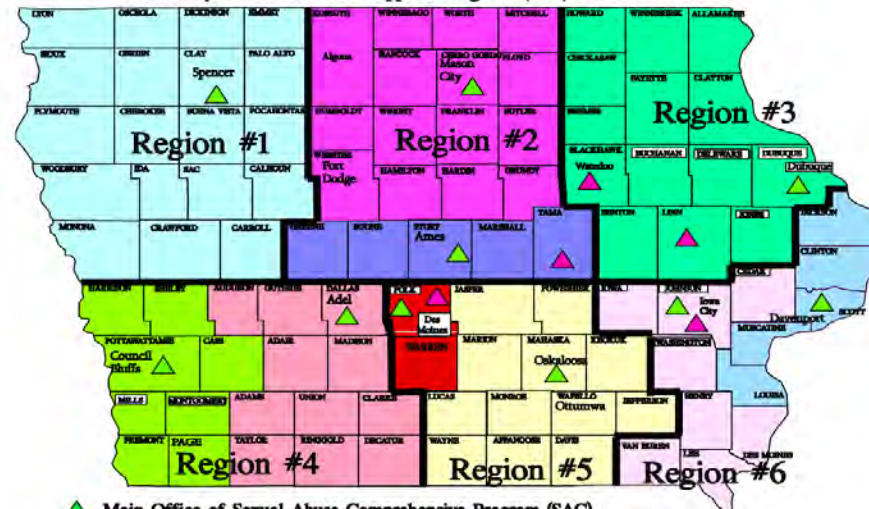
# Programs for Victim Services

# Iowa Shelter Programs



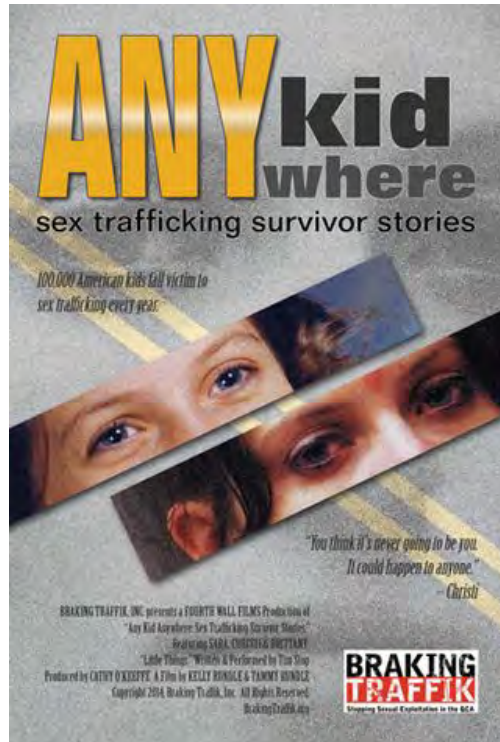
- ▲ Shelter Program Funded by Victim Services Support Program (VSS) funds.
- ▲ Main Office of Domestic Abuse Comprehensive Program

# Iowa Sexual Abuse Comprehensive Programs funded by Victim Services Support Program (VSS) Funds



- ▲ Main Office of Sexual Abuse Comprehensive Program (SAC)
- ▲ Main Office of Culturally-Specific (CSP) Sexual Abuse Comprehensive Program (SAC)  
3 CSP SAC Main Office Based in Des Moines

# Learn More



Braking Traffik

<https://vimeo.com/147555481>



On Netflix



On PBS

<http://www.pbs.org/independentlens/films/path-appears/>

# Our Partners in State Government

Iowa Attorney General's Crime Victim Assistance Division:

<https://www.iowaattorneygeneral.gov/for-crime-victims/fighting-human-trafficking>

Iowa Law Enforcement Academy

<https://ileatraining.org/default.aspx/MenuItemID/107/MenuGroup/Home.htm>

Iowa Department of Transportation

<https://iowadot.gov/endslavery/>