

HOUSE BILL 338

C2, E4
HB 382/20 – ECM

(PRE-FILED)

11r0713

By: **Delegate Ebersole**

Requested: September 24, 2020

Introduced and read first time: January 13, 2021

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Business Regulation – Innkeepers – Records and Human Trafficking Awareness**
3 **Training**

4 FOR the purpose of requiring an innkeeper to maintain a certain record-keeping system of
5 guest transactions and receipts; requiring that certain records be kept for a certain
6 period; requiring the Governor’s Office of Crime Prevention, Youth, and Victim
7 Services and the Maryland Department of Labor to approve a certain training
8 program for identification and reporting of suspected human trafficking; providing
9 certain requirements for a certain training program; requiring a certain innkeeper
10 to ensure that certain employees receive certain training; requiring, on an annual
11 basis, an innkeeper to make a certain certification to the Department; and generally
12 relating to innkeepers and human trafficking.

13 BY repealing and reenacting, without amendments,
14 Article – Business Regulation
15 Section 15–201
16 Annotated Code of Maryland
17 (2015 Replacement Volume and 2020 Supplement)

18 BY adding to
19 Article – Business Regulation
20 Section 15–209
21 Annotated Code of Maryland
22 (2015 Replacement Volume and 2020 Supplement)

23 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
24 That the Laws of Maryland read as follows:

25 **Article – Business Regulation**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 15-201.

2 (a) In this subtitle the following words have the meanings indicated.

3 (b) "Innkeeper" means the owner, operator, manager, or keeper of a lodging
4 establishment, or the agent of an owner, operator, manager, or keeper of a lodging
5 establishment.

6 (c) "Lodging establishment" means an inn, hotel, motel, or other establishment
7 that has at least four rooms available for a fee to transient guests for lodging or sleeping
8 purposes.

9 15-209.

10 (A) (1) AN INNKEEPER SHALL MAINTAIN A COMPUTERIZED
11 RECORD-KEEPING SYSTEM OF ALL GUEST TRANSACTIONS AND RECEIPTS.

12 (2) THE RECORDS MAINTAINED IN ACCORDANCE WITH THIS SECTION
13 SHALL BE RETAINED BY THE INNKEEPER FOR NOT LESS THAN 6 MONTHS FROM THE
14 DATE OF THE CREATION OF THE RECORD.

15 (B) (1) THE GOVERNOR'S OFFICE OF CRIME PREVENTION, YOUTH, AND
16 VICTIM SERVICES AND THE DEPARTMENT SHALL APPROVE AN EDUCATIONAL
17 TRAINING PROGRAM AND A REFRESHER TRAINING PROGRAM FOR THE ACCURATE
18 AND PROMPT IDENTIFICATION AND REPORTING OF SUSPECTED HUMAN
19 TRAFFICKING.

20 (2) THE TRAINING PROGRAM SHALL INCLUDE A VIDEO
21 PRESENTATION THAT OFFERS GUIDANCE TO EMPLOYEES OF INNKEEPERS ON:

22 (I) THE RECOGNITION OF POTENTIAL VICTIMS OF HUMAN
23 TRAFFICKING; AND

24 (II) THE ACTIVITIES COMMONLY ASSOCIATED WITH HUMAN
25 TRAFFICKING.

26 (C) (1) AN INNKEEPER SHALL ENSURE THAT ALL EMPLOYEES OF THE
27 LODGING ESTABLISHMENT RECEIVE THE ANNUAL TRAINING DESCRIBED IN
28 SUBSECTION (B) OF THIS SECTION.

29 (2) ON OR BEFORE OCTOBER 1, 2022, AND ON OR BEFORE OCTOBER
30 1 EACH YEAR THEREAFTER, AN INNKEEPER SHALL CERTIFY TO THE DEPARTMENT
31 THAT ALL EMPLOYEES OF THE LODGING ESTABLISHMENT HAVE RECEIVED THE
32 ANNUAL TRAINING PRESCRIBED BY THIS SECTION.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2021.