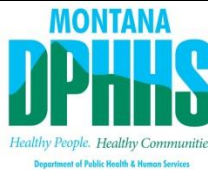


Department of Public Health and Human Services– Policy



Category:	<i>Child and Family Services Division</i>
Policy:	<i>3.2.6.1 (POL) Prevent Sex Trafficking</i>
Policy Number	<i>(optional)</i>

1. PURPOSE

The purpose of this policy is to outline the Federal Title IV-E requirements for identifying, reporting and determining services to victims of sex trafficking and the ways in which the Montana Child and Family Services Division (CFSD) will adhere to those requirements.

2. POLICY

It is the policy of the Montana Child and Family Services Division (CFSD) to adhere to all Title IV-E requirements as well as identify, report and determine services for any youth who are at-risk of becoming a sex trafficking victim or who are a sex trafficking victim.

3. SCOPE

Any child or youth in the placement, care or supervision of the Title IV-E agency who is at-risk of becoming a sex trafficking victim or who is a sex trafficking victim (including those not removed from home; those who have run away from foster care and under age eighteen or such higher age elected under 475(8); and youth not in foster care who are receiving services under the Chafee Foster Care Independence Program (CFCIP).

Report immediately (no later than twenty-four hours) to law enforcement children or youth described above who the agency identifies as being a sex trafficking victim. Victim information will be entered into the National Crime Information Center (NCIC) database.

Implement protocols to locate missing children from foster care, determine the factors that lead to the child's being absent from foster care and to the extent possible address those factors in subsequent placements, determine the child's experiences while absent from care, including whether the child is a sex trafficking victim, and report related information as required.

4. RESPONSIBILITY

It is the responsibility of all Child and Family Services Division (CFSD) staff to comply with this policy. Child Protection Specialists (CPS) are required to complete sex trafficking assessments, report any findings and, if necessary, determine services for trafficking victims.

5. DEFINITIONS

CFCIP means the Chafee Foster Care Independence Program.

CFSD means Child and Family Services Division.

Department of Public Health and Human Services– Policy



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(optional)

‘Child abuse and neglect’ and ‘sexual abuse’ means that a child shall be considered a victim of ‘child abuse and neglect’ and of ‘sexual abuse’ if the child is identified, by a state or local agency employee of the state or locally involved, as being a victim of sex trafficking or sever forms of trafficking.

CPS means Child Protection Specialist.

NCIC means the National Crime Information Center.

Title IV-E means Title IV-E of the Social Security Act.

Sex Trafficking means the recruitment, harboring, transportation, provision, obtaining, patronizing, or soliciting of a person for the purpose of a commercial sex act.

Severe forms of trafficking in persons means sex trafficking 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 eighteen years of age.

6. RELATED DOCUMENTATION

Preventing Sex Trafficking Procedure, and
Runaway or Missing Youth Procedure.

7. RELATED FEDERAL, STATE OR REGULATORY GUIDANCE

Public Law 114-22, the Justice for Victims of Sex Trafficking Act of 2015
Public Las 113-183, the Preventing Sex Trafficking and Strengthening Family Act
Titles IV-B, IV-E, and section 1114A of the Social Security Act
Title 1 of the Child Abuse Prevention and Treatment Act
Section 103(10) of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7120)