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Labor Trafficking

Overview

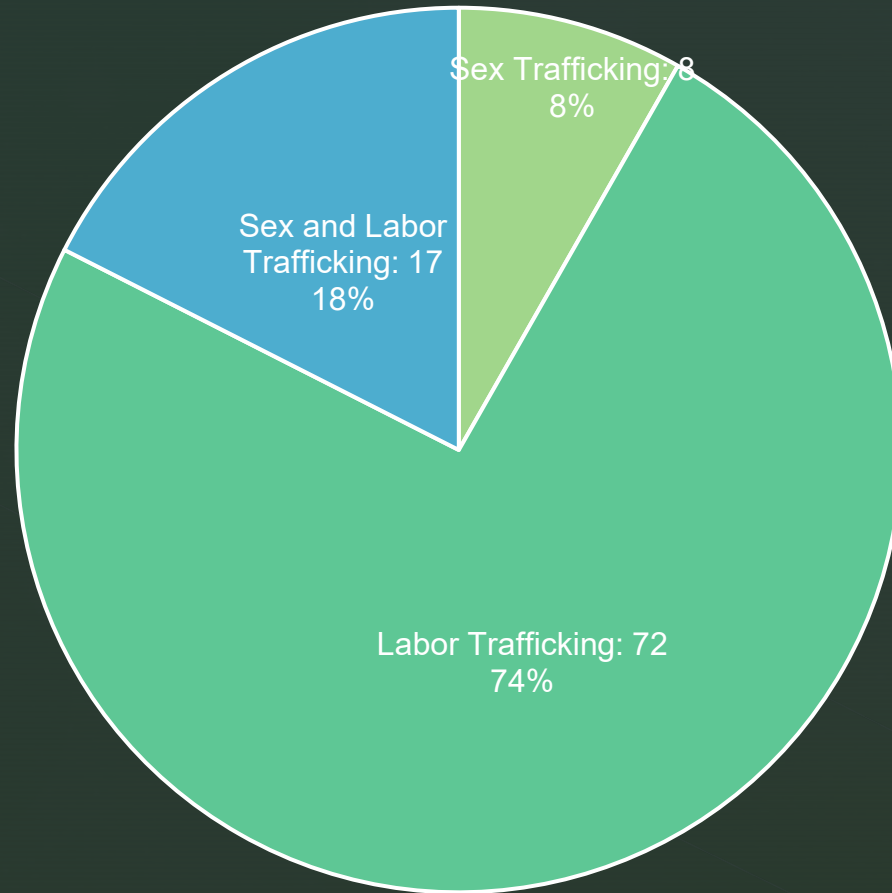
- Who we are and what we do
- Human trafficking power and control
- Immigration Status as a tool of control
- Federal definition of labor trafficking
- Case examples
- What AIJ can do for survivors of labor trafficking



Alaska Institute for Justice

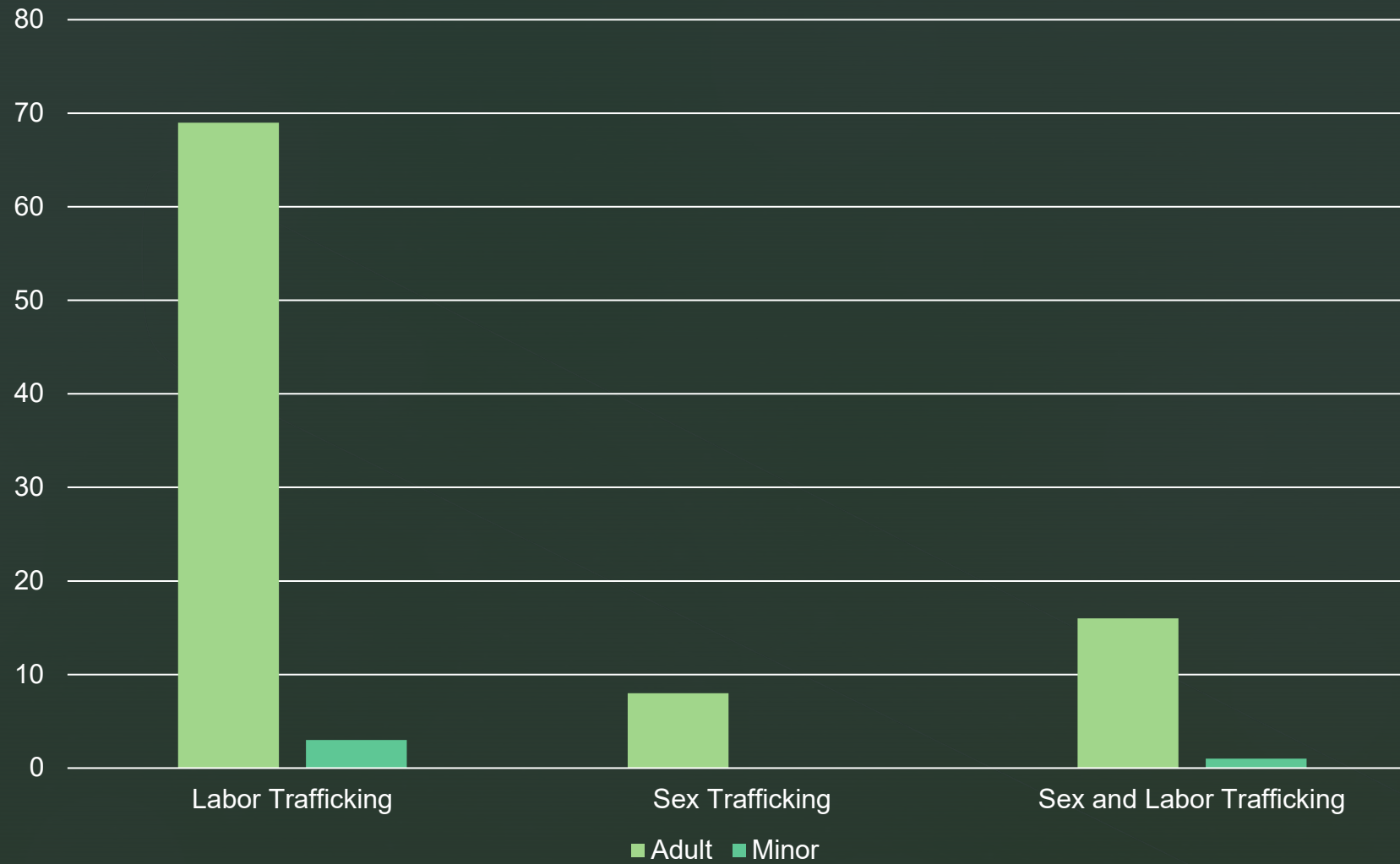
- ▶ Non-Profit founded in 2005
- ▶ AIJ is dedicated to protecting the human rights of all Alaskans through legal services, policy and education
- ▶ Three components:
 - ▶ Alaska Immigration Justice Project (AIJP)
 - ▶ Language Interpreter Center (LIC)
 - ▶ Research and Policy

New
Trafficking Victims Served
7/1/2022 to 7/1/2023

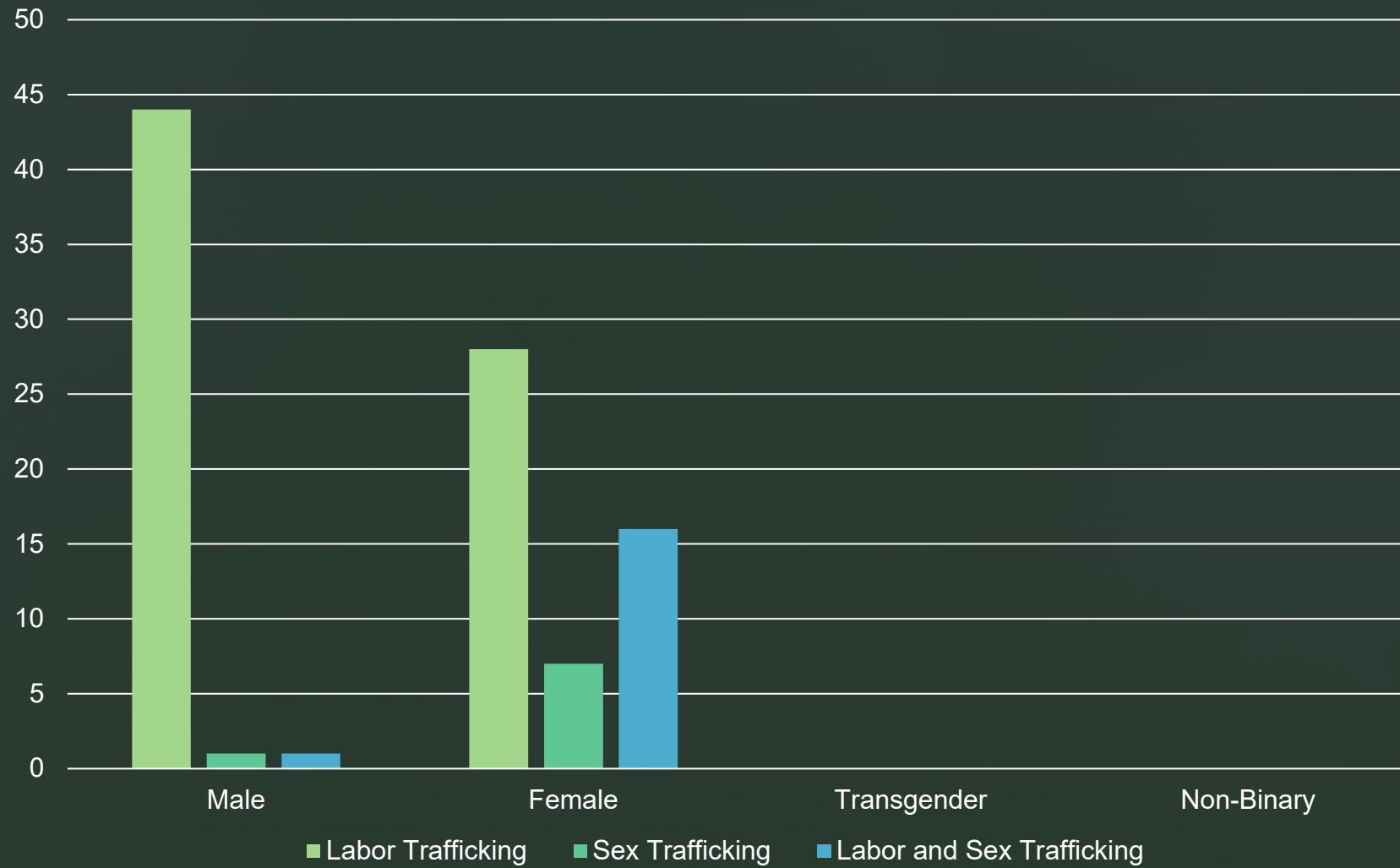


■ Sex Trafficking: 8 ■ Labor Trafficking: 72 ■ Sex and Labor Trafficking: 17

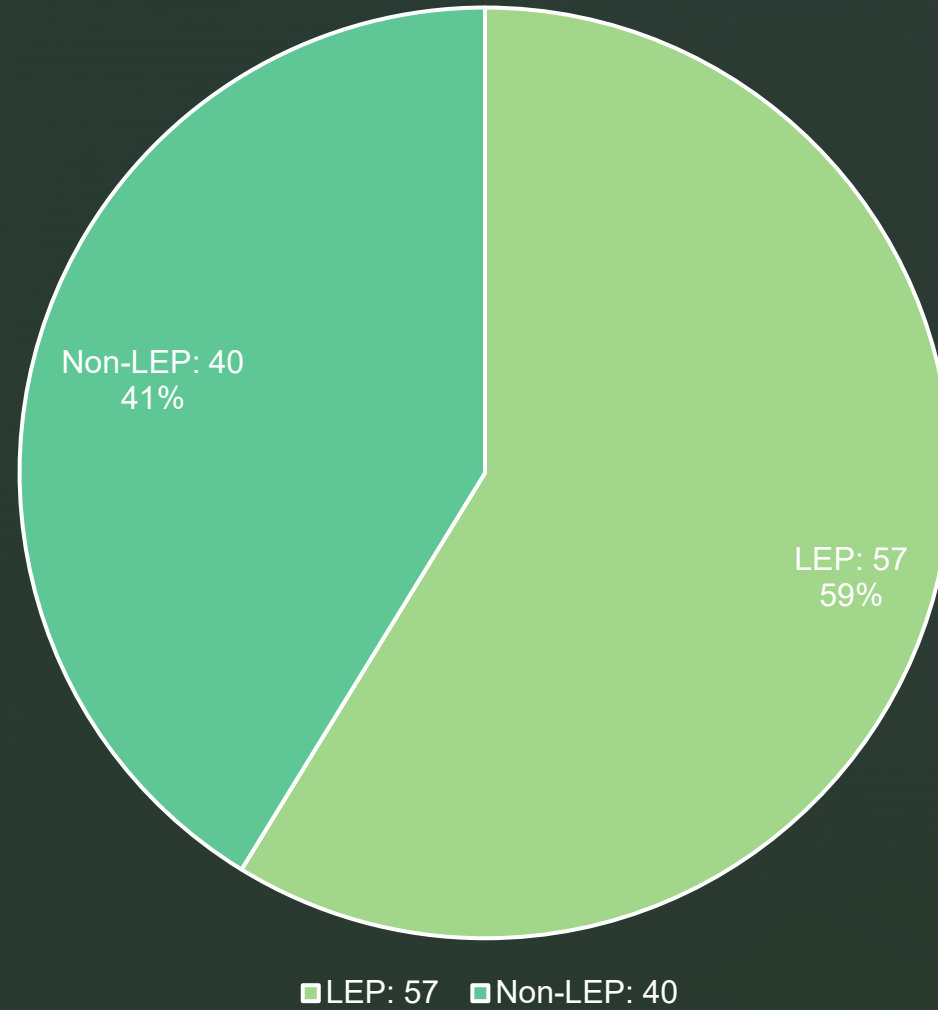
Victims Served, by Age



Victims Served, by Gender



Clients Served, by Limited English Proficiency



Human Trafficking Power and Control

- Immigration Status
- Mental Health Issues
- Substance abuse
- Disabilities
- Homelessness, poverty or unstable living condition
- Past history of sexual abuse
- Past criminal convictions

Human Trafficking Power & Control Wheel



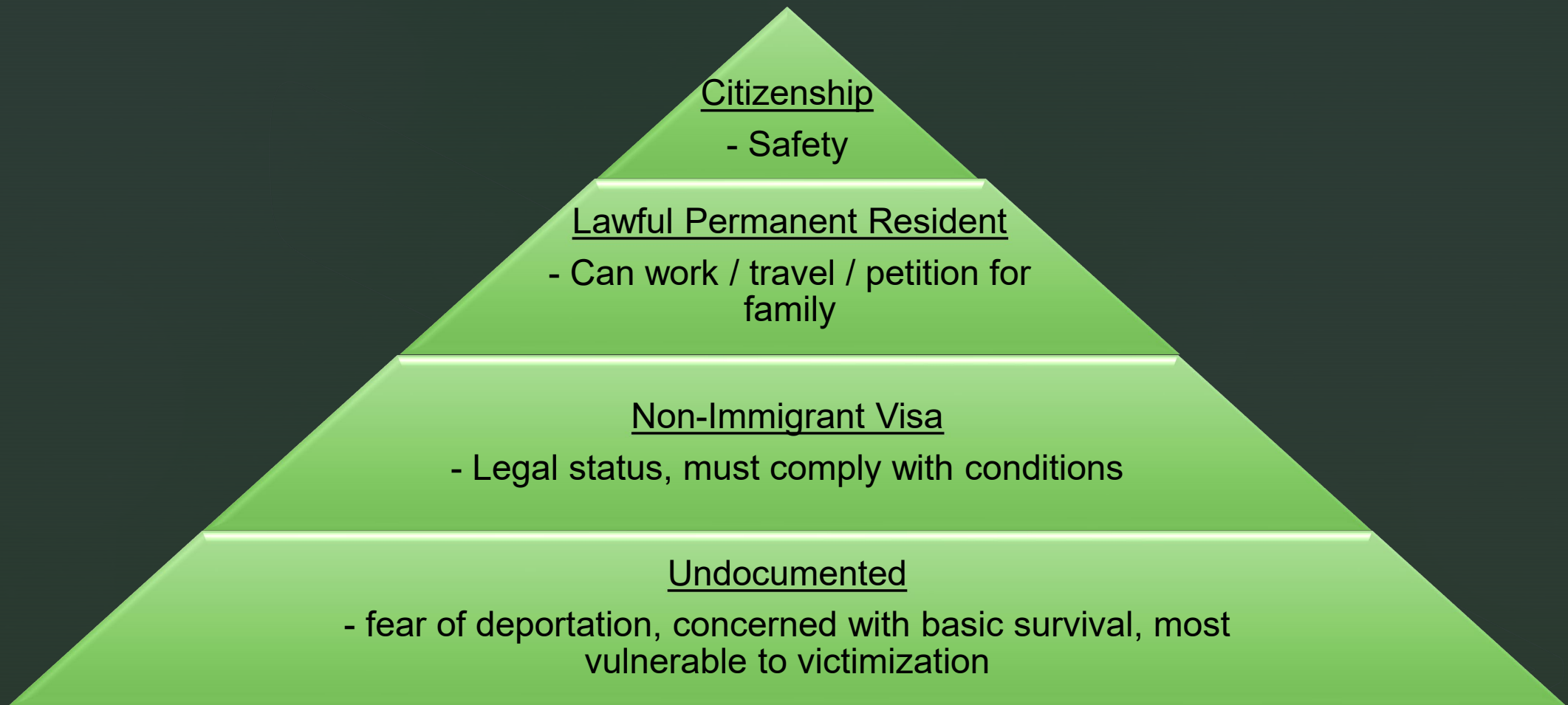
This wheel was adapted from the Domestic Abuse Intervention Project's Duluth Model Power and Control Wheel, available at www.theduluthmodel.org

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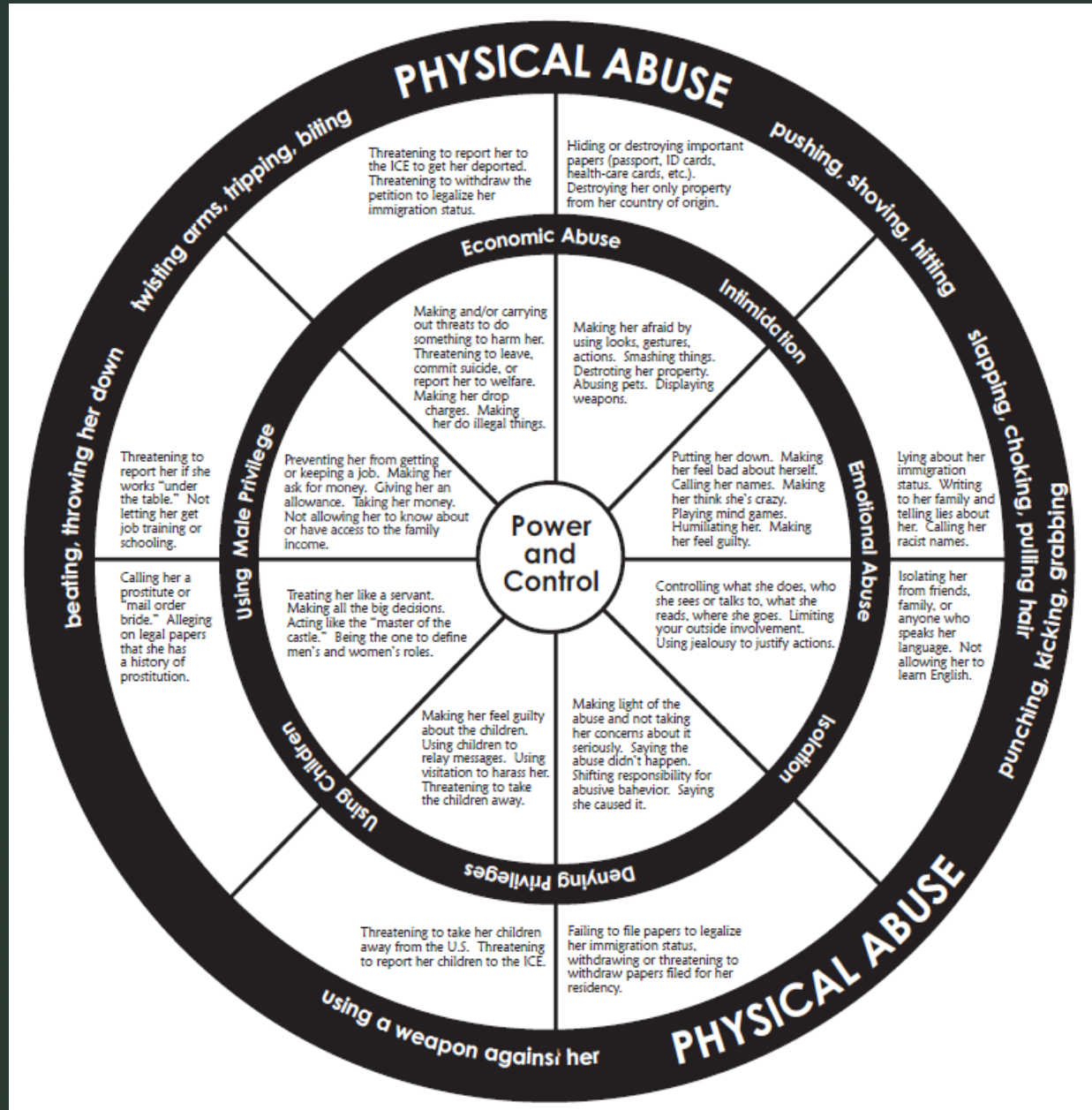
Immigration Statuses



Immigration Status Can Effect...

- Work authorization
- Driver's license
- Social security number
- Renting an apartment
- Fear of Law Enforcement

Immigrant Power & Control Wheel



Immigration and Labor Trafficking

- Class action lawsuit was brought against North Pacific Seafoods by 800-1000 plaintiffs, many from Mexico and Central America
 - Lawsuit alleged wage violations, rodent-infested rooms, murky tap water
 - In FY 2019 and 2020, North Pacific Seafoods got 393 H-2B visas
- According to Polaris – in the agriculture sector 76% of likely victims of human trafficking are immigrants
- The NY Times has been publishing stories on migrant child labor
 - Spoke to more than 100 child roofers
 - Tyson Foods and Perdue Farms are being investigated for using migrant children to clean slaughterhouses

Federal Definition of Labor Trafficking

- Recruitment, harboring, transportation, provision, or obtaining of a person for labor or services, through the use of force, fraud, or coercion for the purposes of subjection to involuntary servitude, peonage, debt bondage, or slavery

What does that mean?

- Labor trafficking is about forcing someone to do work, not about moving people
- Need force, fraud, coercion
 - Limited freedom of movement or not free to leave
 - Misuse of the legal system
 - Taking away documents
 - Work type or hours are different than expected

■ A-M-P Model

Action

- Induces
- Recruits
- Harbors
- Transports
- Provides
- Obtains

Means

- Force
- Fraud
- Coercion

Purpose

- Commercial Sex
- Labor/services

▀ Labor Trafficking Example 1

Alejandro is from a Spanish speaking country. A recruiter for a large corporate farm met with him. The recruiter told him he would work 40 hours a week and that the farm would provide him with his own room. The farm paid for him to get to the worksite. When he got to the farm the owners took his documents. The farm was isolated. He was locked in dormitory style housing until it was time to go to work. The housing was rat infested and filthy. The working conditions were unsafe. When Alejandro was injured, the boss told him to keep working. Instead of working 40 hours a week, he was working 80 hours a week. When workers complained about working conditions, the bosses threatened to call Immigration and Customs Enforcement (ICE).

Analysis

Action

- Recruited him
- Transport – paid for his transportation
- Harbor – provided housing

Means

- Force – locked in housing, unsafe working conditions, took his documents
- Fraud – told that he would work 40 hours a week, told him he would get his own room
- Coercion – threats to call ICE

Purpose

- Involuntary servitude – providing farm labor

▀ Labor Trafficking Example 2

Jane is from Canada and is in a romantic relationship with a US citizen. He encourages her to visit him in Alaska, telling her that they will get married. He tells her that they will split their time between the US and Canada. He pays for her flight to Alaska. When she gets there, he makes her do domestic chores and work in his store. When she doesn't, he hits her. When it is time for her to go back to her home country, he takes her to a cabin in the woods and refuses to drive her to the airport.

Analysis

Action

- Induces – encouraged her to visit
- Harbors – she lived in his home
- Transports – he paid for her flights

Means

- Force – hits her, prevents her from leaving
- Fraud – told her they would get married

Purpose

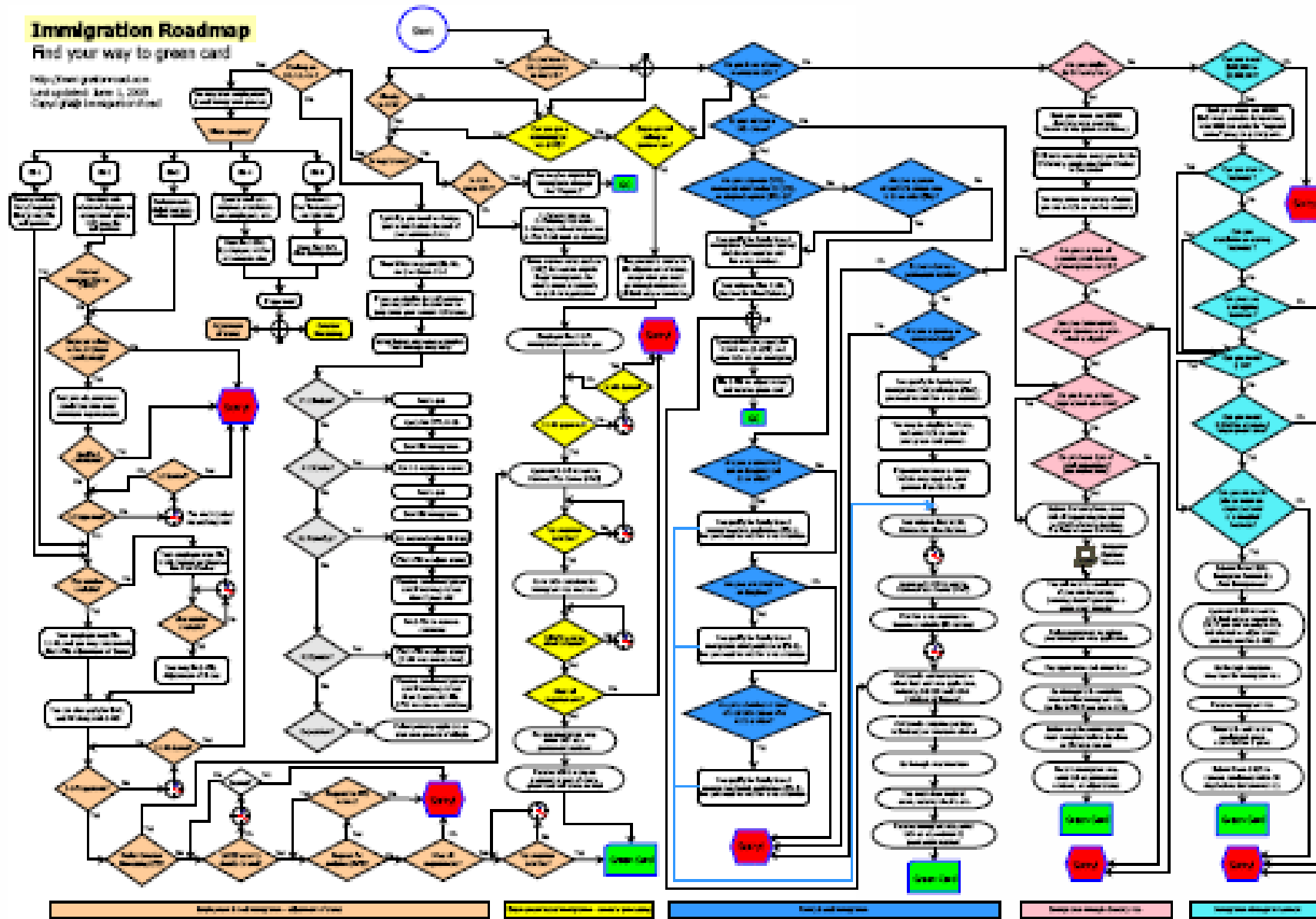
- Involuntary Servitude—she was doing domestic chores and working at his store

This Example is also Domestic Violence!

Immigration Roadmap

Find your way to green card

http://www.greencard.com
Last updated: June 1, 2009
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Disclaimer: The above information is for informational purposes only and does not constitute an offer of immigration services. For more information, please contact Immigration.com. The above information is for informational purposes only and does not constitute an offer of immigration services. For more information, please contact Immigration.com.

T Visa

- 4 year visa, can apply for lawful permanent residence after case is closed or 3 years
- Eligibility:
 - Victim of severe form of human trafficking
 - In the US on account of human trafficking
 - Has not unreasonably refused to help in the investigation of human trafficking
 - Would suffer extreme hardship if deported

U Visas and VAWA Self Petitions

- U visas: 4 year visas available to crime victims who are helpful in the investigation of a crime
- VAWA Self-Petitions: green cards that are available to close family relatives of abusive US citizens or Lawful Permanent Residents

■ Contact Information

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