AMWA PATH
PHYSICIANS AGAINST THE TRAFFICKING OF HUMANS

Human Trafficking Reporting Policies for West Virginia

SCAN ME

WEST VIRGINIA IS A MANDATED REPORTER OF HUMAN TRAFFICKING*

National Policies

Federal law **does** currently mandate reporting by healthcare providers of suspected human trafficking of patients **UNDER 18** (as child abuse per Child Abuse Prevention and Treatment Act); no mandated reporting for 18 and over.

Sex trafficking*: the recruitment, harboring, transportation, provision, obtaining, patronizing, or soliciting of a person for the purpose of a commercial sex act that is induced by force, fraud, or coercion, or in which the person induced to perform such act has not attained 18 years of age*

Labor trafficking: *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*

Remember to consult with your patients about your concerns using trauma-informed care and respect patients' autonomy.

Doctors, nurses, and social workers are mandatory reporters of all violations of human rights. Providers must get patient permission to report or call if 18+; it is a violation of privacy rights to report without consent.

National Human Trafficking Hotline

Scan For: The Trafficking Victims Protection Act (TVPA) of 2000 and Jones Day: Human Trafficking and Health Care Providers: Legal Requirements for Reporting and Education

*State Policies

Under 18:
West Virginia **does mandate immediate (<24 hours) reporting** by all healthcare providers to the Department of Health and Human Resources If suspicion or serious abuse, sexual abuse, or sexual assault, law enforcement should also be notified.
Hotline: 1-800-352-6513

18 and over:
West Virginia **does not mandate reporting** of trafficking of adults unless patient is a vulnerable adult protected under APS (call 1-800-352-6513). All other reporting should only be done with either patient consent or per HIPPA Privacy Rule regulations, if concern for imminent harm.