



CALIFORNIA REPUBLIC

REORGANIZED

Reorganized State of California Ordinance 24-03

**STATE OF CALIFORNIA SLAVE TRADING
VIOLATIONS OF
CALIFORNIA STATE CONSTITUTION 1849 ARTICLE 1, SECTION 18
AND THE UNITED STATES CONSTITUTION 13TH AMENDMENT**

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As stated by the Office of the Attorney General Rob Bonta, “Human trafficking is among the world's fastest growing criminal enterprises and is estimated to be a \$150 billion-a-year global industry. It is a form of modern day slavery that profits from the exploitation of our most vulnerable populations. California – a populous border state with a significant immigrant population and the world's fifth largest economy – is one of the nation's top destination states for trafficking human beings...In 2018, 1,656 cases of human trafficking were reported in California. Of those cases, 1,226 were sex trafficking cases, 151 were labor trafficking cases, 110 involved both labor and sex trafficking, and in 169 cases the type of trafficking was not specified.”

“The perpetrators of human trafficking have become more sophisticated and organized, requiring an equally sophisticated response from law enforcement and its partners to disrupt and dismantle their networks. Human trafficking strips victims of their freedom and violates our nation's promise that every person in the United States is guaranteed basic human rights. It is also a crime.”

According to World Population Review, human trafficking statistics 2024, California consistently has the highest human trafficking rates in the United States with 1,334 cases reported in 2020 of which 1,023 were sex trafficking cases. As reported by BedBible.com, California has the most trafficking and 1 out of 4 victims are children who average age is 12-14 years.

WHEREAS, As defined by the Office of the Attorney General Rob Bonta, “human trafficking, also known as trafficking in persons or modern-day slavery, is a crime that involves compelling or coercing a person to provide labor or services, or to engage in commercial sex acts.”; and

WHEREAS, California is one of the nation’s top destinations for trafficking human beings; and

WHEREAS, California’s has a “porous” border with sections of inadequate fencing on the southern border as well as access from the Pacific Ocean onto miles of unguarded beaches. It is known that thousands of unidentified foreign nationals referred to as “Got Aways” enter the state monthly and many are trafficking humans and drugs; and

WHEREAS, according to the International Labor Organization, forced labor is all work or service which is exacted from any person under the threat of a penalty and for which the person has not offered himself or herself voluntarily. This includes situations in which persons are coerced to work through the use of violence or intimidation, or by more subtle means such as manipulated debt, retention of identity papers, or threats of denunciation to immigration authorities; and

WHEREAS, Federal law 22 U.S.C. Section 7102 defines trafficking in persons as "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 18 years of age"; or "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."; and

WHEREAS, California Penal Code Section 236.1 states: anyone who deprives or violates the personal liberty of another with the intent to obtain forced labor or services, procure or sell the individual for commercial sex, or exploit the individual in obscene matter, is guilty of human trafficking. Depriving or violating a person's liberty includes "substantial and sustained restriction of another's liberty accomplished through fraud, deceit, coercion, violence, duress, menace, or threat of unlawful injury to the victim or to another person, under circumstances where the person receiving or apprehending the threat reasonably believes that it is likely that the person making the threat would carry it out.

However, sex trafficking of juveniles is separately defined as causing, inducing, persuading, or attempting to cause, induce or persuade a minor to engage in a commercial sex act. Forced labor or services include "labor or services that are performed or provided by a person and are obtained or maintained through force, fraud, or coercion, or equivalent conduct that would reasonably overbear the will of the person."

BE IT RESOLVED, the California 1850 Compact Constitution Article 1, Section 18: "Neither slavery nor involuntary servitude, except as a punishment for crime whereof the party shall have been duly convicted."

BE IT FURTHER RESOLVED, the Thirteenth Amendment of the United States Constitution ratified December 6, 1865 states: "Neither slavery nor involuntary servitude, except as a punishment for crime whereof the party shall have been duly convicted, shall exist within the United States, or any place subject to their jurisdiction." All persons are equal before the law, so that no person can hold another as a slave; and the Congress shall have power to make all laws necessary and proper to carry this declaration into effect everywhere in the United States (Charles Sumner February 8, 1864).

BE IT FURTHER RESOLVED, the Reorganized State of California shall honor the Constitution of the United States of America as the supreme law of the land. Articles IV, V and VI embody concepts of federalism, describing the rights and responsibilities of state governments and the states in relationship to the federal government. The Constitution's first three words—*We the People*—affirm that the government of the United States exists by the consent of the people to serve its citizens.

THEREFORE, BE IT RESOLVED, the Reorganized State of California shall ensure Law Enforcement enforce and the Courts prosecute those engaged in modern-day slavery according to Federal law 22 U.S.C. Section 7102 and California Penal Code Section 236.1 thus protect the rights of the people under Article IV, Section 4 of the United States Constitution that guarantees to every state in the Union a republican form of government, and to protect each of them against invasion; and on application of the legislature, or the executive (when the legislature cannot be convened) against domestic violence in accordance with our Compact secured by the California Statehood Act of September 8, 1850.

ADOPTED this _____ day of _____, 2024.

AYES: _____

NOES: _____

Reorganized State of California Assembly

Reorganized State of California Senate

Joshua Disney
Speaker of the Assembly

Terry McBride
Senate President Pro Tempore