

# Helping Immigrant Victims of Violence and Exploitation

## Identifying Victims of Human Trafficking

The **T Visa** allows applicant to stay in the U.S. if he or she has been a victim of “human trafficking”

NOTE: “Human trafficking” is exploitation-based, **does not** require transportation of persons

<u>Sex trafficking</u>	<u>Labor trafficking</u>
Situation where a <i>commercial sex act</i> is induced by	Situation involving the recruitment, harboring, transportation, provision or obtaining of a person <i>for labor or services</i>
<b>force, fraud or coercion*</b> (e.g. harm or threats of harm or false promises)	through the use of <b>force, fraud or coercion</b> (e.g. harm or threats of harm or false promises)
*this requirement does not need to be met where applicant is under 18 years old	for the purpose of subjection to involuntary servitude, peonage, debt bondage or slavery

In order to obtain the T Visa, the applicant must also comply with reasonable request for assistance in the investigation or prosecution of trafficking-related crime (limited exception for minors), be “admissible” to the U.S. (waiver available), must show that they are present in the U.S. on account of trafficking and that their removal would result in extreme hardship to self.

### Questions to ask:

- Was the victim forced to perform commercial sex acts? Is the victim a minor engaged in commercial sex acts?
- Where does the victim work? What kind of work/services does the victim perform?
- Was the victim recruited for one purpose and forced to engage in some other job?
- Is the victim in possession of identification and travel documents; if not, who has control of the documents?
- Was the victim coached on what to say to law enforcement or immigration officials?
- Is the victim’s salary being garnished to pay off a smuggling fee?
- Does the victim have freedom of movement? Does she believe she can leave the situation?
- Has the victim of family been threatened with harm if the victim attempts to escape or report?
- Has the victim been threatened with deportation or law enforcement action?
- Has the victim been harmed or deprived of food, water, sleep, medical care or other life necessities?
- Can the victim freely contact friends and family?
- Is the victim allowed to socialize or attend religious services?

**Who do I contact if I think that human trafficking has occurred?** Call the Oregon Foreign-Born Human Trafficking Taskforce at 503-823-0609 or 503-823-3333 and ask for the on-call Human Trafficking Sgt. In an emergency call 911.

You may email non-emergency tips related to Human Trafficking to ([stopslavery@portlandoregon.gov](mailto:stopslavery@portlandoregon.gov)).

To find an immigration attorney to discuss all options go to <http://www.aialawyer.com/>

Catholic Charities (503-542-2855) and Immigration Counseling Services (503-221-1689) provide legal representation for low-income people.