



Sex Trafficking and Human Trafficking Highlights

- ***New Offense Series and Sentencing-*** Defines sex trafficking in the first, second, and third degrees.
 - **Sex Trafficking in the First Degree (Unclassified Sex Felony):** A person commits sex trafficking in the first degree if the person uses force on another person to induce or cause them to engage in commercial sexual conduct, the person traffics a person who is under the age of 20 or is in the trafficker's legal custody, or if the person manages supervises or controls a prostitution enterprise or place of prostitution.
 - **Sex Trafficking in the Second Degree (Class A Sex Felony):** A person commits the crime of sex trafficking in the second degree if they recruit, entice, or otherwise induce or cause another person to engage in commercial sexual conduct.
 - **Sex Trafficking in the Third Degree (Class B Felony/Value Greater than \$200; Class C Felony/Value Less Than \$200):** A person commits the crime of sex trafficking in the third degree if they provide services or resources in furtherance of sex trafficking.
 - Sex trafficking in the first and second degrees would be sentenced under enhanced penalties for sexual felonies and the offender would be required to register as a sex offender. Sex trafficking in the third degree would be sentenced under enhanced sexual felony sentences but would not be required to register as a sex offender.
- ***Enacts new crime of "patron of a victim of sex trafficking"***- A person is guilty of being a patron of a victim of sex trafficking if they solicit sexual conduct with reckless disregard that the person they are soliciting is a victim of sex trafficking.
 - Patron of a victim of sex trafficking is a class B sex felony if the victim is under 18 years of age, and a class C sex felony if the person is over 18 year of age. This offense is also a registerable sex offense.

- *Amends the crimes of “human trafficking” –*
 - **Human Trafficking in the First Degree (Unclassified Felony):** A person commits the crime of human trafficking in the first degree if they induce or cause a person to engage in adult entertainment or labor by force or if they traffic a person who is under the age of 20.
 - **Human Trafficking in the Second Degree (Class A Felony):** A person commits the crime of human trafficking in the second degree if they recruit, entice or otherwise induce or cause another person to engage in adult entertainment or labor by methods such as:
 - Exposing or threatening to expose confidential information;
 - Threatening to report a person to a governmental agency;
 - Instilling in the other person a fear that the person will withhold lodging, food, clothing, or medication;
 - **Human Trafficking in the Third Degree (Class B Felony/Value Greater than \$200; Class C Felony/Value Less Than \$200):** A person commits the crime of human trafficking in the third degree if they provide services, resources, or other assistance in furtherance of human trafficking.
- *Vacation of conviction of prostitution*—establishes a process whereby a person who has been convicted of prostitution can have that conviction vacated if they are able to show that they were a victim of sex trafficking at the time that they committed the prostitution offense.