
A BILL FOR AN ACT

RELATING TO SEX TRAFFICKING.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 28-101, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:
3 "(a) The attorney general shall establish a statewide
4 witness program through which the attorney general may fund or
5 provide for the security and protection of a government witness
6 or a potential government witness in an official proceeding or
7 investigation where the attorney general determines that an
8 offense [~~such as those~~] described in section 710-1071
9 (intimidating a witness), 710-1072 (tampering with a witness),
10 or 710-1072.2 (retaliating against a witness) is likely to be
11 committed or which involves great public interest. The attorney
12 general may also fund or provide for the security and protection
13 of the immediate family of, or a person otherwise closely
14 associated with, [~~such~~] the witness or potential witness if the
15 family or person may also be endangered. In determining whether
16 the funds or security and protection are to be provided, the
17 attorney general shall give greatest priority to official



1 proceedings or investigations involving pending or potential
2 organized crime, racketeering activity, promoting prostitution,
3 sex trafficking, or career criminal prosecutions."

4 SECTION 2. Section 351-32, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "§351-32 Violent crimes. The crimes to which part III of
7 this chapter applies are the following and no other:

- 8 (1) Murder in the first degree (section 707-701);
- 9 (2) Murder in the second degree (section 707-701.5);
- 10 (3) Manslaughter (section 707-702);
- 11 (4) Negligent homicide in the first degree (section 707-
12 702.5);
- 13 (5) Negligent homicide in the second degree (section 707-
14 703);
- 15 (6) Negligent injury in the first degree (section 707-
16 705);
- 17 (7) Negligent injury in the second degree (section 707-
18 706);
- 19 (8) Assault in the first degree (section 707-710);
- 20 (9) Assault in the second degree (section 707-711);
- 21 (10) Assault in the third degree (section 707-712);



- 1 (11) Kidnapping (section 707-720);
- 2 (12) Sexual assault in the first degree (section 707-730);
- 3 (13) Sexual assault in the second degree (section 707-731);
- 4 (14) Sexual assault in the third degree (section 707-732);
- 5 (15) Sexual assault in the fourth degree (section 707-733);
- 6 (16) Abuse of family [+]or[+] household member (section
- 7 709-906); [and]
- 8 (17) Sex trafficking (section 712-1202); and
- 9 (18) Terrorism, as defined in title 18 United States Code
- 10 section 2331."

11 SECTION 3. Section 663J-1, Hawaii Revised Statutes, is
 12 amended to read as follows:

13 "[+]§663J-1[+] Title. This [+]chapter[+] may be cited as
 14 the Sex Trafficking and Prostitution Coercion Liability Act."

15 SECTION 4. Section 663J-2, Hawaii Revised Statutes, is
 16 amended to read as follows:

17 "[+]§663J-2[+] Definitions. As used in this chapter:

18 "Coerce" means to use or threaten to use any form of
 19 domination, restraint, or control for the purpose of causing an
 20 individual to engage in or remain in prostitution or to
 21 relinquish earnings derived from prostitution. Coercion exists



1 if the totality of the circumstances establish the existence of
2 domination, restraint, or control that would have the reasonably
3 foreseeable effect of causing an individual to engage in or
4 remain in prostitution or to relinquish earnings derived from
5 prostitution.

6 "Promoting prostitution" means promoting prostitution [~~in~~
7 ~~the first or second degree,~~] as provided in [~~sections 712-1202~~
8 ~~and~~] section 712-1203 [~~, respectively~~].

9 "Prostitution" has the same meaning as provided in section
10 712-1200.

11 "Sex trafficking" has the same meaning as provided in
12 section 712-1202."

13 SECTION 5. Section 663J-3, Hawaii Revised Statutes, is
14 amended to read as follows:

15 "[+]§663J-3[+] Cause of action for coercion into
16 prostitution[-]; sex trafficking. An individual has a cause of
17 action against a person who:

18 (1) Coerced the individual into prostitution[-] or to
19 remain in prostitution, or subjected the individual to
20 sex trafficking;

21 (2) [~~Coerced the individual to remain in prostitution;~~



1 ~~(3)~~ Used coercion to collect or receive any of the
2 individual's earnings derived from prostitution~~[+]~~ or
3 from being the subject of sex trafficking; or
4 ~~[(4)]~~ (3) Hired, or attempted to hire the individual to
5 engage in prostitution, when a reasonable person would
6 believe that the individual was coerced into
7 prostitution by another person~~[-]~~ or was being
8 subjected to sex trafficking.

9 ~~[Paragraph (3) shall not apply to minor children who are~~
10 ~~dependent on the individual and who may have benefited from or~~
11 ~~been supported by the individual's earnings derived from~~
12 ~~prostitution.] "~~

13 SECTION 6. Section 663J-5, Hawaii Revised Statutes, is
14 amended to read as follows:

15 " ~~[+]~~ §663J-5 ~~[+]~~ Damages. ~~[A person]~~ An individual entitled
16 to bring an action under section 663J-3 may recover all of the
17 following damages:

18 (1) Economic damages proximately caused by coercion into
19 prostitution~~[+]~~ or being the subject of sex
20 trafficking;



- 1 (2) Noneconomic damages proximately caused by coercion
- 2 into prostitution[+] or being the subject of sex
- 3 trafficking;
- 4 (3) Exemplary damages;
- 5 (4) Reasonable attorney's fees; and
- 6 (5) Costs of suit, including reasonable expenses for
- 7 expert testimony."

8 SECTION 7. Section 663J-6, Hawaii Revised Statutes, is
 9 amended by amending subsection (a) to read as follows:

10 "(a) In the discretion of the court, two or more [~~persons~~]
 11 individuals may join in one action under this chapter as
 12 plaintiffs if their respective actions involve [~~an individual~~] a
 13 person who engages in promoting prostitution by coercion[+] or
 14 subjecting the individuals to sex trafficking."

15 SECTION 8. Section 663J-7, Hawaii Revised Statutes, is
 16 amended by amending subsection (a) to read as follows:

17 "(a) A claim under this chapter may not be brought against
 18 a person more than six years after an act of promoting
 19 prostitution by coercion or sex trafficking by that person."

20 SECTION 9. Section 663J-8, Hawaii Revised Statutes, is
 21 amended to read as follows:



1 " ~~[+] §663J-8~~ [+] Stay of action. On motion by a
2 governmental agency involved in an investigation or prosecution
3 for promoting prostitution~~[+]~~ or sex trafficking, an action
4 brought under this chapter shall be stayed until the completion
5 of the criminal investigation or prosecution that gave rise to
6 the motion for a stay of the action."

7 SECTION 10. Section 663J-9, Hawaii Revised Statutes, is
8 amended to read as follows:

9 " ~~[+] §663J-9~~ [+] Other remedies preserved. The remedies
10 provided under this chapter do not restrict the right of any
11 ~~[person]~~ individual to bring an action under other law,
12 including common law, to recover damages arising out of the use
13 of the individual in prostitution, or subjecting the individual
14 to sex trafficking, or the coercion incident to the individual
15 being used in prostitution~~[+]~~ or sex trafficking; nor does this
16 chapter limit or restrict the liability of any person under
17 other law."

18 SECTION 11. Chapter 712, Hawaii Revised Statutes, is
19 amended by amending the title of part I to read as follows:

20 "PART I. PROSTITUTION ~~[AND]~~, PROMOTING PROSTITUTION, AND SEX
21 TRAFFICKING"



1 SECTION 12. Section 712-1200, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§712-1200 Prostitution. (1) A person commits the
4 offense of prostitution if [~~the person~~]:

5 (a) [~~Engages~~] The person is eighteen years of age or
6 older, and engages in, or agrees or offers to engage
7 in, sexual conduct with another person for a fee; or

8 (b) [~~Pays,~~] The person pays, agrees to pay, or offers to
9 pay a fee to another to engage in sexual conduct.

10 (2) As used in subsection (1), "sexual conduct" means
11 "sexual penetration", "deviate sexual intercourse", or "sexual
12 contact", as those terms are defined in section 707-700, or
13 "sodomasochistic abuse" as defined in section 707-752.

14 (3) Prostitution is a petty misdemeanor.

15 (4) A person convicted of committing the offense of
16 prostitution shall be sentenced as follows:

17 (a) For the first offense, when the court has not deferred
18 further proceedings pursuant to chapter 853, a fine of
19 not less than \$500 but not more than \$1,000 and the
20 person may be sentenced to a term of imprisonment of
21 not more than thirty days or probation; provided that



1 in the event the convicted person defaults in payment
2 of the fine, and the default was not contumacious, the
3 court may sentence the person to perform services for
4 the community as authorized by section 706-605(1).

5 (b) For any subsequent offense, a fine of not less than
6 \$500 but not more than \$1,000 and a term of
7 imprisonment of thirty days or probation, without
8 possibility of deferral of further proceedings
9 pursuant to chapter 853 and without possibility of
10 suspension of sentence.

11 (c) For the purpose of this subsection, if the court has
12 deferred further proceedings pursuant to chapter 853,
13 and notwithstanding any provision of chapter 853 to
14 the contrary, the defendant shall not be eligible to
15 apply for expungement pursuant to section 831-3.2
16 until four years following discharge. A plea
17 previously entered by a defendant under section 853-1
18 for a violation of this section shall be considered a
19 prior offense. When the court has ordered a sentence
20 of probation, the court may impose as a condition of
21 probation that the defendant complete a course of



1 prostitution intervention classes; provided that the
2 court may only impose [~~such~~] the condition for one
3 term of probation.

4 (5) This section shall not apply to any member of a police
5 department, a sheriff, or a law enforcement officer acting in
6 the course and scope of duties, unless engaged in sexual
7 penetration or sadomasochistic abuse.

8 (6) A person less than eighteen years of age who engages
9 in, or agrees or offers to engage in, sexual conduct with
10 another person for a fee shall have committed a violation. The
11 person shall be subject to the jurisdiction of the family court
12 that shall handle the matter as a criminal offense pursuant to
13 section 571-11(1), including for the purposes of custody,
14 detention, diversion, and access to services and resources."

15 SECTION 13. Section 712-1201, Hawaii Revised Statutes, is
16 amended by amending its title to read as follows:

17 "~~§712-1201. [Promoting prostitution;]~~ Advancing
18 prostitution; profiting from prostitution; definition of terms."

19 SECTION 14. Section 712-1202, Hawaii Revised Statutes, is
20 amended to read as follows:



1 "§712-1202 [~~Promoting prostitution in the first degree.~~]

2 Sex trafficking. (1) A person commits the offense of
3 ~~[promoting prostitution in the first degree]~~ sex trafficking if
4 the person knowingly:

5 (a) Advances prostitution by compelling or inducing a
6 person by force, threat, fraud, or intimidation to
7 engage in prostitution, or profits from such conduct
8 by another; or

9 (b) Advances or profits from prostitution of a person less
10 than eighteen years old[-]; provided that the state of
11 mind requirement for the offense under this paragraph
12 is not applicable to the fact that the person
13 subjected to prostitution was less than eighteen years
14 old. A person is strictly liable with respect to the
15 attendant circumstance that the person subjected to
16 prostitution was less than eighteen years old.

17 (2) [~~Promoting prostitution in the first degree~~] Sex
18 trafficking is a class A felony.

19 (3) As used in this section:

20 "Fraud" means making material false statements,
21 misstatements, or omissions.



1 "Threat" means any of the actions listed in section 707-
2 764(1)."

3 SECTION 15. Section 712-1203, Hawaii Revised Statutes, is
4 amended to read as follows:

5 "§712-1203 Promoting prostitution [~~in the second degree~~].

6 (1) A person commits the offense of promoting prostitution [~~in~~
7 ~~the second degree~~] if the person knowingly advances or profits
8 from prostitution.

9 (2) Promoting prostitution [~~in the second degree~~] is a
10 class B felony."

11 SECTION 16. Section 712-1209.6, Hawaii Revised Statutes,
12 is amended as follows:

13 1. By amending subsection (1) to read:

14 "(1) A person convicted of committing the offense of
15 prostitution under section 712-1200, loitering for the purpose
16 of engaging in or advancing prostitution under section 712-1206,
17 street solicitation of prostitution in designated areas under
18 section 712-1207, or convicted of a lesser offense when
19 originally charged with a violation of section 712-1200, 712-
20 1206, or 712-1207, may file a motion to vacate the conviction if



1 the defendant's participation in the offense was the result of
2 the person having been a victim of:

3 (a) [~~Promoting prostitution in the first degree~~] Sex
4 trafficking under section 712-1202 [~~+~~~~or~~] or promoting
5 prostitution under section 712-1203; or

6 (b) A severe form of trafficking in persons as defined in
7 title 22 United States Code section 7102(9)(A)."

8 2. By amending subsections (6) and (7) to read:

9 "(6) This section shall not apply to a motion to vacate a
10 conviction under this chapter for:

11 (a) Sex trafficking under section 712-1202;

12 [~~(a)~~] (b) Promoting prostitution under section [~~712-1202~~
13 ~~or~~] 712-1203; or

14 [~~(b)~~] (c) A person who pays, agrees to pay or offers a fee
15 to another person to engage in sexual conduct.

16 (7) For the purposes of this section:

17 "Victim [~~of trafficking~~] and [~~victim~~] of a severe form of
18 trafficking" shall have the same meaning as in title 22 United
19 States Code section 7102.

20 "Victim of trafficking" shall mean a victim of trafficking
21 as defined in title 22 United States Code section 7102, a victim



1 of sex trafficking under section 712-1202, or a victim of
2 promoting prostitution under section 712-1203, as applicable."

3 SECTION 17. Section 712A-4, Hawaii Revised Statutes, is
4 amended to read as follows:

5 "§712A-4 Covered offenses. Offenses for which property is
6 subject to forfeiture under this chapter are:

- 7 (a) All offenses that specifically authorize forfeiture;
8 (b) Murder, kidnapping, labor trafficking, gambling,
9 criminal property damage, robbery, bribery, extortion,
10 theft, unauthorized entry into motor vehicle,
11 burglary, money laundering, trademark counterfeiting,
12 insurance fraud, promoting a dangerous, harmful, or
13 detrimental drug, commercial promotion of marijuana,
14 methamphetamine trafficking, manufacturing of a
15 controlled substance with a child present, promoting
16 child abuse, promoting prostitution, sex trafficking,
17 solicitation of a minor for prostitution, habitual
18 solicitation of prostitution, or electronic enticement
19 of a child that is chargeable as a felony offense
20 under state law;



1 (c) The manufacture, sale, or distribution of a controlled
2 substance in violation of chapter 329, promoting
3 detrimental drugs or intoxicating compounds, promoting
4 pornography, promoting pornography for minors, or
5 solicitation of prostitution near schools or public
6 parks, which is chargeable as a felony or misdemeanor
7 offense, but not as a petty misdemeanor, under state
8 law; and

9 (d) The attempt, conspiracy, solicitation, coercion, or
10 intimidation of another to commit any offense for
11 which property is subject to forfeiture."

12 SECTION 18. Section 803-44, Hawaii Revised Statutes, is
13 amended to read as follows:

14 "§803-44 Application for court order to intercept wire,
15 oral, or electronic communications. The attorney general of
16 this State, or a designated deputy attorney general in the
17 attorney general's absence or incapacity, or the prosecuting
18 attorney of each county, or a designated deputy prosecuting
19 attorney in the prosecuting attorney's absence or incapacity,
20 may make application to a designated judge or any other circuit
21 court judge or district court judge, if a circuit court judge



1 has not been designated by the chief justice of the Hawaii
2 supreme court, or is otherwise unavailable, in the county where
3 the interception is to take place, for an order authorizing or
4 approving the interception of wire, oral, or electronic
5 communications, and [~~such~~] the court may grant in conformity
6 with section 803-46 an order authorizing or approving the
7 interception of wire, oral, or electronic communications by
8 investigative or law enforcement officers having responsibility
9 for the investigation of the offense as to which the application
10 is made, if the interception might provide or has provided
11 evidence of:

- 12 (1) Murder;
- 13 (2) Kidnapping;
- 14 (3) Labor trafficking in the first degree;
- 15 (4) Labor trafficking in the second degree;
- 16 (5) Felony criminal property damage involving the danger
17 of bodily injury as defined in section 707-700;
- 18 (6) Distribution of dangerous, harmful, or detrimental
19 drugs;
- 20 (7) Conspiracy to commit one or more of the above; or



- 1 (8) Involvement of organized crime and any of the
- 2 following felony offenses:
- 3 (A) Extortion;
- 4 (B) Bribery of a juror, witness, or police officer;
- 5 (C) Receiving stolen property;
- 6 (D) Gambling; [~~and~~]
- 7 (E) Money laundering[-]; and
- 8 (F) Sex trafficking."

9 SECTION 19. Section 846E-10, Hawaii Revised Statutes, is
10 amended by amending subsections (c) and (d) to read as follows:

11 "(c) Tier 2 offenses. A covered offender who has
12 maintained a clean record for the previous twenty-five years,
13 excluding any time the offender was in custody or civilly
14 committed, and who has substantially complied with the
15 registration requirements of this chapter for the previous
16 twenty-five years, or for the portion of that twenty-five years
17 that this chapter has been applicable, and who is not a repeat
18 covered offender may petition the court, in a civil proceeding,
19 for termination of registration requirements; provided that the
20 covered offender's most serious covered offense is one of the
21 following:



H.B. NO. 1702

- 1 (1) Any offense set forth in section 707-730(1)(c), 707-
2 731(1)(c), 707-732(1)(c), 707-750, 707-751, [~~712-~~
3 ~~1202(1)(b)~~], 712-1202, or 712-1203(1)(b), as section
4 712-1203(1)(b) read prior to its amendment pursuant to
5 section 9 of Act 147, Session Laws of Hawaii 2008;
- 6 (2) An offense set forth in section 707-720; provided that
7 the charging document for the offense for which there
8 has been a conviction alleged intent to subject the
9 victim to a sexual offense;
- 10 (3) An offense set forth in section 707-756 that includes
11 an intent to promote or facilitate the commission of
12 another felony covered offense as defined in section
13 846E-1;
- 14 (4) An offense that is an attempt, criminal solicitation,
15 or criminal conspiracy to commit any of the offenses
16 in paragraph (1), (2), or (3);
- 17 (5) Any criminal offense that is comparable to one of the
18 offenses in paragraph (1), (2), (3), or (4); or
- 19 (6) Any federal, military, out-of-state, tribal, or
20 foreign offense that is comparable to one of the
21 offenses in paragraph (1), (2), (3), or (4).



1 (d) Tier 1 offenses. A covered offender who has
2 maintained a clean record for the previous ten years, excluding
3 any time the offender was in custody or civilly committed, and
4 who has substantially complied with the registration
5 requirements of this chapter for the previous ten years, or for
6 the portion of that ten years that this chapter has been
7 applicable, and who is not a repeat covered offender may
8 petition the court, in a civil proceeding, for termination of
9 registration requirements; provided that the covered offender's
10 most serious covered offense is one of the following:

- 11 (1) Any offense set forth in section 707-732(1)(d) or (e),
12 707-733(1)(a), 707-752, 707-759, 711-1110.9, [~~712-~~
13 ~~1202(1)(a)~~], 712-1203(1), or 712-1209.1;
14 (2) An offense set forth in section 707-721 or 707-722;
15 provided that the offense involves unlawful
16 imprisonment of a minor by someone other than a
17 parent;
18 (3) An offense set forth in section 707-757 that includes
19 an intent to promote or facilitate the commission of
20 another covered offense as defined in section 846E-1;



- 1 (4) An offense that is an attempt, criminal solicitation,
2 or criminal conspiracy to commit any of the offenses
3 in paragraph (1), (2), or (3);
- 4 (5) Any criminal offense that is comparable to one of the
5 offenses in paragraph (1), (2), (3), or (4);
- 6 (6) Any federal, military, out-of-state, tribal, or
7 foreign offense that is comparable to one of the
8 offenses in paragraph (1), (2), (3), or (4); or
- 9 (7) Any other covered offense that is not specified in
10 subsection (a) or (c) or paragraph (1), (2), (3), (4),
11 (5), or (6)."

12 SECTION 20. Section 853-4, Hawaii Revised Statutes, is
13 amended by amending subsection (a) to read as follows:

- 14 "(a) This chapter shall not apply when:
 - 15 (1) The offense charged involves the intentional, knowing,
16 reckless, or negligent killing of another person;
 - 17 (2) The offense charged is:
 - 18 (A) A felony that involves the intentional, knowing,
19 or reckless bodily injury, substantial bodily
20 injury, or serious bodily injury of another
21 person; or



- 1 (B) A misdemeanor or petty misdemeanor that carries a
- 2 mandatory minimum sentence and that involves the
- 3 intentional, knowing, or reckless bodily injury,
- 4 substantial bodily injury, or serious bodily
- 5 injury of another person;
- 6 (3) The offense charged involves a conspiracy or
- 7 solicitation to intentionally, knowingly, or
- 8 recklessly kill another person or to cause serious
- 9 bodily injury to another person;
- 10 (4) The offense charged is a class A felony;
- 11 (5) The offense charged is nonprobationable;
- 12 (6) The defendant has been convicted of any offense
- 13 defined as a felony by the Hawaii Penal Code or has
- 14 been convicted for any conduct that if perpetrated in
- 15 this State would be punishable as a felony;
- 16 (7) The defendant is found to be a law violator or
- 17 delinquent child for the commission of any offense
- 18 defined as a felony by the Hawaii Penal Code or for
- 19 any conduct that if perpetrated in this State would
- 20 constitute a felony;



- 1 (8) The defendant has a prior conviction for a felony
- 2 committed in any state, federal, or foreign
- 3 jurisdiction;
- 4 (9) A firearm was used in the commission of the offense
- 5 charged;
- 6 (10) The defendant is charged with the distribution of a
- 7 dangerous, harmful, or detrimental drug to a minor;
- 8 (11) The defendant has been charged with a felony offense
- 9 and has been previously granted deferred acceptance of
- 10 guilty plea status for a prior offense, regardless of
- 11 whether the period of deferral has already expired;
- 12 (12) The defendant has been charged with a misdemeanor
- 13 offense and has been previously granted deferred
- 14 acceptance of guilty plea status for a prior felony,
- 15 misdemeanor, or petty misdemeanor for which the period
- 16 of deferral has not yet expired;
- 17 (13) The offense charged is:
- 18 (A) Escape in the first degree;
- 19 (B) Escape in the second degree;
- 20 (C) Promoting prison contraband in the first degree;
- 21 (D) Promoting prison contraband in the second degree;



- 1 (E) Bail jumping in the first degree;
- 2 (F) Bail jumping in the second degree;
- 3 (G) Bribery;
- 4 (H) Bribery of or by a witness;
- 5 (I) Intimidating a witness;
- 6 (J) Bribery of or by a juror;
- 7 (K) Intimidating a juror;
- 8 (L) Jury tampering;
- 9 (M) Promoting prostitution [~~in the second degree~~];
- 10 (N) Abuse of family or household member;
- 11 (O) Sexual assault in the second degree;
- 12 (P) Sexual assault in the third degree;
- 13 (Q) A violation of an order issued pursuant to
- 14 chapter 586;
- 15 (R) Promoting child abuse in the second degree;
- 16 (S) Promoting child abuse in the third degree;
- 17 (T) Electronic enticement of a child in the first
- 18 degree;
- 19 (U) Electronic enticement of a child in the second
- 20 degree;
- 21 (V) Prostitution pursuant to section 712-1200(1)(b);



- 1 (W) Street solicitation of prostitution under section
- 2 712-1207(1)(b);
- 3 (X) Solicitation of prostitution near schools or
- 4 public parks under section 712-1209;
- 5 (Y) Habitual solicitation of prostitution under
- 6 section 712-1209.5; or
- 7 (Z) Solicitation of a minor for prostitution under
- 8 section 712-1209.1;
- 9 (14) The defendant has been charged with:
 - 10 (A) Knowingly or intentionally falsifying any report
 - 11 required under chapter 11, part XIII with the
 - 12 intent to circumvent the law or deceive the
 - 13 campaign spending commission; or
 - 14 (B) Violating section 11-352 or 11-353; or
- 15 (15) The defendant holds a commercial driver's license and
- 16 has been charged with violating a traffic control law,
- 17 other than a parking law, in connection with the
- 18 operation of any type of motor vehicle."

19 SECTION 21. This Act does not affect the rights and duties
20 that matured, penalties that were incurred, and proceedings that
21 were begun before its effective date.



H.B. NO. 1902

1 SECTION 22. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 23. This Act shall take effect upon its approval.
4

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H.B. NO. 1902

Report Title:
Sex Trafficking

Description:

Replaces the offense of Promoting Prostitution in the First Degree with Sex Trafficking to be classified as a violent crime. Makes Sex Trafficking a class A felony and a strict liability offense if a minor is the victim of sex trafficking. Provides that the offense of prostitution for a person younger than eighteen years of age is a violation. Expands the Department of the Attorney General's Statewide Witness Program to include sex trafficking; provides victims with access to criminal injury compensation; and amends laws relating to civil liability for cases of coercion into prostitution. Makes amendments to strengthen enforcement of laws and increase penalties against the sex trafficker.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

