

SB030 L.006

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

SB15-030 be amended as follows:

1 Amend printed bill, page 2, line 5, strike "**record.**" and substitute "**record**  
2 **protective order - definitions.**".

3 Page 2, line 11, strike "SECTION 18-3-502 (12)." and substitute  
4 "SUBSECTION (4) OF THIS SECTION. TO ASSERT THE AFFIRMATIVE DEFENSE  
5 PURSUANT TO THIS SUBSECTION (1), THE PERSON CHARGED WITH THE  
6 OFFENSE MUST DEMONSTRATE BY A PREPONDERANCE OF THE EVIDENCE  
7 THAT HE OR SHE WAS A VICTIM OF HUMAN TRAFFICKING AT THE TIME OF  
8 THE OFFENSE."

9 Page 2, line 22, strike "SECTION 18-3-502 (12)," and substitute  
10 "SUBSECTION (4) OF THIS SECTION,".

11 Page 3, after line 11, insert:

12 "(3) AT THE REQUEST OF A PERSON WHO ASSERTED THE  
13 AFFIRMATIVE DEFENSE PURSUANT TO SUBSECTION (1) OF THIS SECTION,  
14 THE COURT MAY AT ANY TIME ISSUE A PROTECTIVE ORDER CONCERNING  
15 PROTECTING THE CONFIDENTIALITY OF THE PERSON ASSERTING THE  
16 AFFIRMATIVE DEFENSE.

17 (4) AS USED IN THIS SECTION UNLESS THE CONTEXT OTHERWISE  
18 REQUIRES:

19 (a) "HUMAN TRAFFICKING" MEANS AN OFFENSE DESCRIBED IN PART  
20 5 OF ARTICLE 3 THIS TITLE OR ANY CONDUCT THAT, IF IT OCCURRED PRIOR  
21 TO THE ENACTMENT OF SUCH PART 5, WOULD CONSTITUTE AN OFFENSE OF  
22 HUMAN TRAFFICKING PURSUANT TO PART 5 OF ARTICLE 3 OF THIS TITLE.

23 (b) "VICTIM OF HUMAN TRAFFICKING" MEANS A "VICTIM" AS  
24 DEFINED IN SECTION 18-3-502 (12)."

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