

First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 13-0753.01 Richard Sweetman x4333

HOUSE BILL 13-1195

HOUSE SPONSORSHIP

Wright and Nordberg, Waller

SENATE SPONSORSHIP

(None),

House Committees

State, Veterans, & Military Affairs
Appropriations

Senate Committees

A BILL FOR AN ACT

101 CONCERNING HUMAN TRAFFICKING, AND, IN CONNECTION THEREWITH,
102 MAKING AN APPROPRIATION.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

Criminal attempt, conspiracy, or solicitation to commit trafficking in children is a class 2 felony. Criminal attempt, conspiracy, or solicitation to commit trafficking in adults is a class 3 felony; except that the offense is a class 2 felony if the adult or adults are illegally present in the United States.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 18-3-501, **amend** (3)
3 as follows:

4 **18-3-501. Trafficking in adults.** (3) (a) Trafficking in adults is
5 a class 3 felony unless the adult or adults who have been trafficked are
6 illegally present in the United States, in which case trafficking in adults
7 is a class 2 felony.

8 (b) NOTWITHSTANDING THE PROVISIONS OF SECTIONS 18-2-101,
9 18-2-206, AND 18-2-301, CRIMINAL ATTEMPT, CONSPIRACY, OR
10 SOLICITATION TO COMMIT AN OFFENSE DESCRIBED IN SUBSECTION (1) OF
11 THIS SECTION IS A CLASS 3 FELONY UNLESS THE ADULT OR ADULTS WHO
12 HAVE BEEN TRAFFICKED ARE ILLEGALLY PRESENT IN THE UNITED STATES,
13 IN WHICH CASE IT IS A CLASS 2 FELONY.

14 **SECTION 2.** In Colorado Revised Statutes, 18-3-502, **amend** (3)
15 as follows:

16 **18-3-502. Trafficking in children.** (3) (a) Trafficking in children
17 is a class 2 felony.

18 (b) NOTWITHSTANDING THE PROVISIONS OF SECTIONS 18-2-101,
19 18-2-206, AND 18-2-301, CRIMINAL ATTEMPT, CONSPIRACY, OR
20 SOLICITATION TO COMMIT AN OFFENSE DESCRIBED IN SUBSECTION (1) OF
21 THIS SECTION IS A CLASS 2 FELONY.

22 **SECTION 3. Potential appropriation.** Pursuant to section
23 2-2-703, Colorado Revised Statutes, any bill that results in a net increase
24 in periods of imprisonment in the state correctional facilities must include
25 an appropriation of moneys that is sufficient to cover any increased
26 capital construction and operational costs for the first five fiscal years in

1 which there is a fiscal impact. Because this act may increase periods of
2 imprisonment, this act may require a five-year appropriation.

3 **SECTION 4. Act subject to petition - effective date.** This act
4 takes effect at 12:01 a.m. on the day following the expiration of the
5 ninety-day period after final adjournment of the general assembly (August
6 7, 2013, if adjournment sine die is on May 8, 2013); except that, if a
7 referendum petition is filed pursuant to section 1 (3) of article V of the
8 state constitution against this act or an item, section, or part of this act
9 within such period, then the act, item, section, or part will not take effect
10 unless approved by the people at the general election to be held in
11 November 2014 and, in such case, will take effect on the date of the
12 official declaration of the vote thereon by the governor.