

CHAPTER 233

GENERAL ASSEMBLY

SENATE BILL 19-149

BY SENATOR(S) Garcia and Marble, Court, Fields, Foote, Bridges, Cooke, Crowder, Gardner, Ginal, Gonzales, Lee, Lundeen, Pettersen, Priola, Scott, Sonnenberg, Story, Tate, Todd, Williams A., Winter, Woodward, Zenzinger; also REPRESENTATIVE(S) Froelich, Bird, Buentello, Carver, Catlin, Cutter, Duran, Esgar, Exum, Galindo, Gonzales-Gutierrez, Gray, Jaquez Lewis, McLachlan, Melton, Michaelson Jenet, Mullica, Sandridge, Sullivan, Tipper, Valdez A., Wilson, Becker.

AN ACT

CONCERNING THE CONTINUATION OF THE COLORADO HUMAN TRAFFICKING COUNCIL.

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

SECTION 1. In Colorado Revised Statutes, 18-3-505, **amend** (1)(b)(XX), (1)(b)(XXII), (2), (3), (4)(f), and (6); **repeal** (4)(a)(I); and **add** (1)(b)(XXIV) and (1)(b)(XXV) as follows:

18-3-505. Human trafficking council - created - duties - repeal. (1) (b) The membership of the council must reflect, to the extent possible, representation of urban and rural areas of the state and a balance of expertise, both governmental and nongovernmental, in issues relating to human trafficking. The council must include members with expertise in child welfare and human services to address the unique needs of child victims, including those child victims who are involved in the child welfare system. The membership of the council consists of the following persons, appointed as follows:

(XX) ~~Two~~ **FOUR** persons who are former victims of human trafficking, ~~one~~ **TWO** who ~~is a~~ **ARE** former ~~victim~~ **VICTIMS** of human trafficking for involuntary servitude and ~~one~~ **TWO** who ~~is a~~ **ARE** former ~~victim~~ **VICTIMS** of human trafficking for sexual servitude, each to be appointed by the governor or his or her designee;

(XXII) One person to be appointed by the commissioner of agriculture; ~~and~~

(XXIV) **A REPRESENTATIVE OF A STATEWIDE COALITION FOR VICTIMS OF DOMESTIC VIOLENCE, TO BE APPOINTED BY THE GOVERNOR OR HIS OR HER DESIGNEE; AND**

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

(XXV) ONE PERSON WHO IS A REPRESENTATIVE OF AN ORGANIZATION FOR VICTIMS OF LABOR TRAFFICKING OR AN INDIVIDUAL WHO HAS EXTENSIVE PROFESSIONAL EXPERIENCE IN ADVOCATING FOR VICTIMS OF LABOR TRAFFICKING, TO BE APPOINTED BY THE GOVERNOR OR HIS OR HER DESIGNEE.

(2) Each appointing authority described in subsection (1) of this section shall make his or her appointments to the council on or before August 1, 2014. THE TERM OF A COUNCIL MEMBER SERVING AS OF THE EFFECTIVE DATE OF SENATE BILL 19-149, ENACTED IN 2019, OR ANY COUNCIL MEMBER APPOINTED AFTER THE EFFECTIVE DATE OF SENATE BILL 19-149, ENACTED IN 2019, WILL EXPIRE ON DECEMBER 31 OF THE YEAR THE TERM IS SET TO EXPIRE. THE SUCCEEDING APPOINTEE'S TERM WILL COMMENCE ON THE JANUARY 1 FOLLOWING THE EXPIRATION OF THE PRECEDING TERM. The members of the council shall elect presiding officers for the council, including a chair and vice-chair, from among the council members appointed pursuant to subsection (1) of this section, which presiding officers shall serve terms of two years. Council members may reelect a presiding officer.

(3) (a) ~~Each member of the council shall~~ EXCEPT AS PROVIDED BY SUBSECTION (3)(b) OF THIS SECTION, EACH COUNCIL MEMBER MUST serve at the pleasure of his or her appointing authority for a term of four years. The appointing authority may reappoint the COUNCIL member for an additional term or terms. ~~Members of the council shall~~ COUNCIL MEMBERS MUST serve without compensation but may be reimbursed for actual travel expenses incurred in the performance of their duties.

(b) EACH COUNCIL MEMBER APPOINTED PURSUANT TO SUBSECTIONS (1)(b)(I) TO (1)(b)(IV), (1)(b)(XXII), AND (1)(b)(XXIII) OF THIS SECTION AFTER THE EFFECTIVE DATE OF SENATE BILL 19-149, ENACTED IN 2019, MUST SERVE AT THE PLEASURE OF HIS OR HER APPOINTING AUTHORITY FOR A TERM OF THREE YEARS. THE APPOINTING AUTHORITY MAY REAPPOINT THE COUNCIL MEMBER FOR AN ADDITIONAL TERM OR TERMS. COUNCIL MEMBERS MUST SERVE WITHOUT COMPENSATION BUT MAY BE REIMBURSED FOR ACTUAL TRAVEL EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES.

(4) The council shall hold its first meeting on or before November 1, 2014, at a time and place to be designated by the executive director of the department of public safety, or by his or her designee. The council shall meet at least four times each year and shall carry out the following duties:

(a) On or before January 1, 2016, make recommendations to the judiciary committees of the house of representatives and senate, or any successor committees, concerning:

(I) ~~Whether the general assembly should establish standards and a process for the certification of organizations that provide services to victims of human trafficking;~~

(f) Identify best practices for the prevention of ALL FORMS OF human trafficking, ~~particularly for the prevention of~~ INCLUDING BUT NOT LIMITED TO child sex trafficking AND INVOLUNTARY SERVITUDE TRAFFICKING;

(6) This section is repealed, effective ~~September 1, 2019~~ SEPTEMBER 1, 2024.

Before repeal, the department of regulatory agencies shall review the council pursuant to section 2-3-1203. ~~C.R.S.~~

SECTION 2. In Colorado Revised Statutes, 2-3-1203, **repeal** (9)(a)(V); and **add** (15)(a)(VIII) as follows:

2-3-1203. Sunset review of advisory committees - legislative declaration - definition - repeal. (9) (a) The following statutory authorizations for the designated advisory committees will repeal on September 1, 2019:

(V) ~~The Colorado human trafficking council created in section 18-3-505, C.R.S.~~

(15) (a) The following statutory authorizations for the designated advisory committees are scheduled for repeal on September 1, 2024:

(VIII) THE COLORADO HUMAN TRAFFICKING COUNCIL CREATED IN SECTION 18-3-505.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 20, 2019