

**Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 24-0331.01 Michael Dohr x4347

**SENATE BILL 24-035**

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**SENATE SPONSORSHIP**

**Pelton B. and Fields,**

**HOUSE SPONSORSHIP**

**Winter T.,**

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**Senate Committees**  
Judiciary

**House Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING STRENGTHENING THE ENFORCEMENT OF HUMAN**  
102 **TRAFFICKING FOR SERVITUDE.**

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**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://leg.colorado.gov>.)*

Under current law, "crimes of violence" are subject to enhanced sentencing. The bill adds human trafficking of an adult or a minor for the purpose of involuntary servitude and human trafficking of an adult or a minor for sexual servitude to the list of crimes of violence that are subject to enhanced sentencing. The bill makes the statute of limitations for human trafficking of an adult or a minor for the purpose of involuntary

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words or numbers indicate deletions from existing law.

servitude and human trafficking of an adult for sexual servitude 20 years. The bill does not change the unlimited statute of limitations for human trafficking for sexual servitude of a minor.

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

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3 **SECTION 1.** In Colorado Revised Statutes, 18-3-503, **add (3)** as  
4 follows:

5 **18-3-503. Human trafficking for involuntary servitude -**  
6 **human trafficking of a minor for involuntary servitude.** (3) IF A  
7 DEFENDANT IS CONVICTED PURSUANT TO SUBSECTION (1) OF THIS SECTION,  
8 THE COURT SHALL SENTENCE THE DEFENDANT IN ACCORDANCE WITH THE  
9 PROVISIONS OF SECTION 18-1.3-406.

10 **SECTION 2.** In Colorado Revised Statutes, 18-3-504, **amend**  
11 (1)(b) and (2)(b) as follows:

12 **18-3-504. Human trafficking for sexual servitude - human**  
13 **trafficking of a minor for sexual servitude.** (1) (b) Human trafficking  
14 for sexual servitude is a class 3 felony. IF A DEFENDANT IS CONVICTED  
15 PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION, THE COURT SHALL  
16 SENTENCE THE DEFENDANT IN ACCORDANCE WITH THE PROVISIONS OF  
17 SECTION 18-1.3-406.

18 (2) (b) Human trafficking of a minor for sexual servitude is a class  
19 2 felony. The court shall sentence a person convicted of such a class 2  
20 felony to the department of corrections for a term of at least the minimum  
21 of the presumptive range for a class 2 felony, as set forth in section  
22 18-1.3-401. IF A DEFENDANT IS CONVICTED PURSUANT TO SUBSECTION  
23 (2)(a) OF THIS SECTION, THE COURT SHALL SENTENCE THE DEFENDANT IN  
24 ACCORDANCE WITH THE PROVISIONS OF SECTION 18-1.3-406.

1           **SECTION 3.** In Colorado Revised Statutes, 16-5-401, **amend** (6),  
2 (8)(a) introductory portion, (8)(a.3) introductory portion, (8)(a.5)  
3 introductory portion, (8)(a.7)(I), and (8)(a.7)(II) as follows:

4           **16-5-401. Limitation for commencing criminal proceedings,**  
5 **civil infraction proceedings, and juvenile delinquency proceedings -**  
6 **definitions.** (6) Except as otherwise provided in ~~paragraph (a) of~~  
7 ~~subsection (1)~~ SUBSECTION (1)(a) of this section pertaining to sex offenses  
8 against children, ~~or~~ felony sexual assault in violation of section 18-3-402,  
9 ~~C.R.S.~~, HUMAN TRAFFICKING FOR INVOLUNTARY SERVITUDE OF AN ADULT  
10 OR A MINOR IN VIOLATION OF SECTION 18-3-503, OR HUMAN TRAFFICKING  
11 FOR SEXUAL SERVITUDE OF AN ADULT IN VIOLATION OF SECTION 18-3-504  
12 (1), the period of time during which an adult person or juvenile may be  
13 prosecuted ~~shall be~~ IS extended for an additional seven years as to any  
14 offense or delinquent act charged under section 18-6-403 ~~C.R.S.~~, or  
15 charged as criminal attempt, conspiracy, or solicitation to commit any of  
16 the acts specified in said sections.

17           (8) (a) Except as otherwise provided in ~~paragraph (a) of~~  
18 ~~subsection (1)~~ SUBSECTION (1)(a) of this section pertaining to sex offenses  
19 against children, ~~or~~ felony sexual assault in violation of section 18-3-402,  
20 ~~C.R.S.~~, HUMAN TRAFFICKING FOR INVOLUNTARY SERVITUDE OF AN ADULT  
21 OR A MINOR IN VIOLATION OF SECTION 18-3-503, OR HUMAN TRAFFICKING  
22 FOR SEXUAL SERVITUDE OF AN ADULT IN VIOLATION OF SECTION 18-3-504  
23 (1), and except as otherwise provided in ~~paragraphs (a.3) and (a.5) of this~~  
24 ~~subsection (8)~~ SUBSECTIONS (8)(a.3) AND (8)(a.5) OF THIS SECTION, the  
25 period of time during which an adult person or juvenile may be  
26 prosecuted ~~shall be~~ IS ten years after the commission of the offense or  
27 delinquent act as to any offense or delinquent act:

1 (a.3) Except as otherwise provided in ~~paragraph (a) of subsection~~  
2 ~~(1)~~ SUBSECTION (1)(a) of this section concerning sex offenses against  
3 children, ~~or~~ felony sexual assault in violation of section 18-3-402, ~~C.R.S.~~;  
4 HUMAN TRAFFICKING FOR INVOLUNTARY SERVITUDE OF AN ADULT OR A  
5 MINOR IN VIOLATION OF SECTION 18-3-503, OR HUMAN TRAFFICKING FOR  
6 SEXUAL SERVITUDE OF AN ADULT IN VIOLATION OF 18-3-504 (1), if the  
7 victim at the time of the commission of an offense or delinquent act is a  
8 child under eighteen years of age, the period of time during which an  
9 adult person or juvenile may be prosecuted ~~shall be~~ IS ten years after ~~such~~  
10 THE victim reaches the age of eighteen years as to any offense or  
11 delinquent act:

12 (a.5) Except as otherwise provided in ~~paragraph (a) of subsection~~  
13 ~~(1)~~ SUBSECTION (1)(a) of this section concerning sex offenses against  
14 children, ~~or~~ felony sexual assault in violation of section 18-3-402, ~~C.R.S.~~;  
15 HUMAN TRAFFICKING FOR INVOLUNTARY SERVITUDE OF AN ADULT OR A  
16 MINOR IN VIOLATION OF SECTION 18-3-503, OR HUMAN TRAFFICKING FOR  
17 SEXUAL SERVITUDE OF AN ADULT IN VIOLATION OF SECTION 18-3-504 (1),  
18 in any case in which the identity of the defendant or juvenile is  
19 determined, in whole or in part, by patterned chemical structure of genetic  
20 information, and in which the offense has been reported to a law  
21 enforcement agency, as defined in section 26-1-114 (3)(a)(III)(B), ~~C.R.S.~~;  
22 within ten years after the commission of the offense, there ~~shall be~~ IS no  
23 limit on the period of time during which a person may be prosecuted after  
24 the commission of the offense as to any offense or delinquent act charged:

25 (a.7) (I) Except as otherwise provided in ~~paragraph (a) of~~  
26 ~~subsection (1)~~ SUBSECTION (1)(a) of this section pertaining to sex offenses  
27 against children and except as otherwise provided in ~~paragraphs (a.3) and~~

1 ~~(a.5) of this subsection (8)~~ SUBSECTIONS (8)(a.3) AND (8)(a.5) OF THIS  
2 SECTION, the period of time during which an adult person or juvenile may  
3 be prosecuted ~~shall be~~ IS twenty years after the commission of the offense  
4 or delinquent act as to any offense or delinquent act charged as a felony  
5 under section 18-3-402, ~~C.R.S.~~, 18-3-503, OR 18-3-504 (1), or as criminal  
6 attempt, conspiracy, or solicitation to commit a felony under section  
7 18-3-402, ~~C.R.S.~~ 18-3-503, OR 18-3-504 (1).

8 (II) Except as otherwise provided in ~~paragraph (a) of subsection~~  
9 ~~(I)~~ SUBSECTION (1)(a) of this section concerning sex offenses against  
10 children, if the victim at the time of the commission of an offense or  
11 delinquent act is a child under eighteen years of age, the period of time  
12 during which an adult person or juvenile may be prosecuted ~~shall be~~ IS  
13 twenty years after ~~such~~ THE victim reaches eighteen years of age as to any  
14 offense or delinquent act charged as a felony under section 18-3-402,  
15 ~~C.R.S.~~, 18-3-503, OR 18-3-504 (1), or as criminal attempt, conspiracy, or  
16 solicitation to commit a felony under section 18-3-402, ~~C.R.S.~~, 18-3-503,  
17 OR 18-3-504 (1).

18 **SECTION 4. Safety clause.** The general assembly finds,  
19 determines, and declares that this act is necessary for the immediate  
20 preservation of the public peace, health, or safety or for appropriations for  
21 the support and maintenance of the departments of the state and state  
22 institutions.