

Second Regular Session  
Seventieth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 16-0946.01 Richard Sweetman x4333

HOUSE BILL 16-1224

---

HOUSE SPONSORSHIP

Lundeen, Becker J., Carver, Nordberg

SENATE SPONSORSHIP

(None),

---

House Committees

Public Health Care & Human Services

Senate Committees

---

A BILL FOR AN ACT

101 CONCERNING CHILD ABUSE INVOLVING HUMAN TRAFFICKING OF  
102 MINORS.

---

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>.)*

The bill amends the statutory definition of "child abuse or neglect" to include any case in which a child is subjected to human trafficking for involuntary servitude or human trafficking for sexual servitude.

If a county or district department of human or social services (county department) reasonably believes that a child has been subjected to human trafficking, it shall immediately offer social services to the child

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.*

and to his or her family, and the county department may file a petition in court on behalf of the child. If immediate removal is necessary to protect the child or other children under the same care from further abuse, the child or children may be placed in protective custody.

The department of human services and each county department shall implement a uniform screening tool that includes questions that are intended to identify children who are victims of human trafficking for involuntary servitude or human trafficking for sexual servitude or who are at risk of being such victims.

---

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

2 **SECTION 1.** In Colorado Revised Statutes, 19-1-103, **add** (1) (a)  
3 (VIII) as follows:

4 **19-1-103. Definitions - repeal.** As used in this title or in the  
5 specified portion of this title, unless the context otherwise requires:

6 (1) (a) "Abuse" or "child abuse or neglect", as used in part 3 of  
7 article 3 of this title, means an act or omission in one of the following  
8 categories that threatens the health or welfare of a child:

9 (VIII) ANY CASE IN WHICH A CHILD IS SUBJECTED TO HUMAN  
10 TRAFFICKING OF A MINOR FOR INVOLUNTARY SERVITUDE, AS DESCRIBED  
11 IN SECTION 18-3-503, C.R.S., OR HUMAN TRAFFICKING OF A MINOR FOR  
12 SEXUAL SERVITUDE, AS DESCRIBED IN SECTION 18-3-504, C.R.S.

13 **SECTION 2.** In Colorado Revised Statutes, 19-3-308, **add** (4) (c)  
14 as follows:

15 **19-3-308. Action upon report of intrafamilial, institutional, or**  
16 **third-party abuse - investigations - child protection team - rules.**

17 (4) (c) UPON THE RECEIPT OF A REPORT, IF THE COUNTY DEPARTMENT  
18 REASONABLY BELIEVES THAT A CHILD HAS BEEN A VICTIM OF  
19 INTRAFAMILIAL, INSTITUTIONAL, OR THIRD-PARTY ABUSE OR NEGLECT IN  
20 WHICH HE OR SHE HAS BEEN SUBJECTED TO HUMAN TRAFFICKING OF A

1 MINOR FOR INVOLUNTARY SERVITUDE, AS DESCRIBED IN SECTION  
2 18-3-503, C.R.S., OR HUMAN TRAFFICKING OF A MINOR FOR SEXUAL  
3 SERVITUDE, AS DESCRIBED IN SECTION 18-3-504, C.R.S., IT SHALL  
4 IMMEDIATELY OFFER SOCIAL SERVICES TO THE CHILD WHO IS THE SUBJECT  
5 OF THE REPORT AND TO HIS OR HER FAMILY, AND IT MAY FILE A PETITION  
6 IN THE JUVENILE COURT OR THE DISTRICT COURT WITH JUVENILE  
7 JURISDICTION ON BEHALF OF SUCH CHILD. IF, BEFORE THE INVESTIGATION  
8 IS COMPLETED, THE OPINION OF THE INVESTIGATORS IS THAT ASSISTANCE  
9 OF THE LOCAL LAW ENFORCEMENT AGENCY IS NECESSARY FOR THE  
10 PROTECTION OF THE CHILD OR OTHER CHILDREN UNDER THE SAME CARE,  
11 THE COUNTY DEPARTMENT SHALL NOTIFY THE LOCAL LAW ENFORCEMENT  
12 AGENCY. IF IMMEDIATE REMOVAL IS NECESSARY TO PROTECT THE CHILD  
13 OR OTHER CHILDREN UNDER THE SAME CARE FROM FURTHER ABUSE, THE  
14 CHILD OR CHILDREN MAY BE PLACED IN PROTECTIVE CUSTODY IN  
15 ACCORDANCE WITH SECTIONS 19-3-401 (1) (a) AND 19-3-405.

16 **SECTION 3.** In Colorado Revised Statutes, **add** 19-3-317 as  
17 follows:

18 **19-3-317. Screening tool - human trafficking.** ON AND AFTER  
19 THE EFFECTIVE DATE OF THIS SECTION, PURSUANT TO THE FEDERAL  
20 "PREVENTING SEX TRAFFICKING AND STRENGTHENING FAMILIES ACT",  
21 PUB.L. 113-183, THE DEPARTMENT AND EACH COUNTY DEPARTMENT, AS  
22 DEFINED IN SECTION 19-1-103 (32) (a), SHALL IMPLEMENT A UNIFORM  
23 SCREENING TOOL THAT INCLUDES QUESTIONS THAT ARE INTENDED TO  
24 IDENTIFY CHILDREN WHO ARE VICTIMS OF HUMAN TRAFFICKING OF A  
25 MINOR FOR INVOLUNTARY SERVITUDE, AS DESCRIBED IN SECTION  
26 18-3-503, C.R.S., OR HUMAN TRAFFICKING OF A MINOR FOR SEXUAL  
27 SERVITUDE, AS DESCRIBED IN SECTION 18-3-504, C.R.S., OR WHO ARE AT

1 RISK OF BEING SUCH VICTIMS.

2           **SECTION 4. Act subject to petition - effective date.** This act  
3 takes effect at 12:01 a.m. on the day following the expiration of the  
4 ninety-day period after final adjournment of the general assembly (August  
5 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a  
6 referendum petition is filed pursuant to section 1 (3) of article V of the  
7 state constitution against this act or an item, section, or part of this act  
8 within such period, then the act, item, section, or part will not take effect  
9 unless approved by the people at the general election to be held in  
10 November 2016 and, in such case, will take effect on the date of the  
11 official declaration of the vote thereon by the governor.