

**First Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO**

**ENGROSSED**

*This Version Includes All Amendments Adopted  
on Second Reading in the House of Introduction*

LLS NO. 17-0459.01 Jane Ritter x4342

**HOUSE BILL 17-1072**

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**HOUSE SPONSORSHIP**

**Landgraf and Lawrence,** Buck, Carver, Thurlow

**SENATE SPONSORSHIP**

**Cooke,**

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**House Committees**  
Judiciary

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING HUMAN TRAFFICKING FOR SEXUAL 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/>.)*

The bill amends the language defining the crime of human trafficking for sexual servitude to include "purchasing" another person or a minor for the purpose of coercing the person or minor to engage in commercial sexual activity. Current law requires a person convicted of human trafficking of a minor for sexual servitude to be placed on the Colorado sex offender registry; the bill extends that requirement to persons convicted of human trafficking of any person of any age.

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.*

HOUSE  
Amended 2nd Reading  
March 27, 2017

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

2 **SECTION 1.** In Colorado Revised Statutes, 18-3-502, **add** (11.5)  
3 as follows:

4 **18-3-502. Definitions.** As used in this part 5, unless the context  
5 otherwise requires:

6 (11.5) "TRAVEL SERVICES" INCLUDES, BUT IS NOT LIMITED TO, THE  
7 FOLLOWING SERVICES, OFFERED EITHER ON A WHOLESALE OR RETAIL  
8 BASIS:

9 (a) TRANSPORTATION BY AIR, SEA, ROAD, OR RAIL;

10 (b) RELATED GROUND TRANSPORTATION;

11 (c) HOTEL ACCOMMODATIONS; OR

12 (d) PACKAGE TOURS.

13 **SECTION 2.** In Colorado Revised Statutes, 18-3-504, **amend**  
14 (2)(a) as follows:

15 **18-3-504. Human trafficking for sexual servitude - human**  
16 **trafficking of a minor for sexual servitude.** (2) (a) (I) A person who  
17 knowingly sells, recruits, harbors, transports, transfers, isolates, entices,  
18 provides, receives, obtains by any means, maintains, or makes available  
19 a minor for the purpose of commercial sexual activity commits human  
20 trafficking of a minor for sexual servitude.

21 (II) A PERSON WHO KNOWINGLY ADVERTISES, OFFERS TO SELL, OR  
22 SELLS TRAVEL SERVICES THAT FACILITATE AN ACTIVITY PROHIBITED  
23 PURSUANT TO SUBSECTION (2)(a)(I) OF THIS SECTION COMMITS HUMAN  
24 TRAFFICKING OF A MINOR FOR SEXUAL SERVITUDE.

25 **SECTION 3.** In Colorado Revised Statutes, 16-22-102, **amend**  
26 the introductory portion; and **add** (9)(j.5) as follows:

1           **16-22-102. Definitions.** As used in this ~~article~~ ARTICLE 22, unless  
2 the context otherwise requires:

3           (9) "Unlawful sexual behavior" means any of the following  
4 offenses or criminal attempt, conspiracy, or solicitation to commit any of  
5 the following offenses:

6           (j.5) HUMAN TRAFFICKING FOR SEXUAL SERVITUDE, AS DESCRIBED  
7 IN SECTION 18-3-504 (1);

8           **SECTION 4.** In Colorado Revised Statutes, 16-22-113, **add**  
9 (1)(a.5) as follows:

10           **16-22-113. Petition for removal from registry.** (1) Except as  
11 otherwise provided in subsection (3) of this section, any person required  
12 to register pursuant to section 16-22-103 or whose information is required  
13 to be posted on the internet pursuant to section 16-22-111 may file a  
14 petition with the court that issued the order of judgment for the conviction  
15 that requires the person to register for an order to discontinue the  
16 requirement for such registration or internet posting, or both, as follows:

17           (a.5) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTIONS (1)(d),  
18 (1)(e), AND (1)(f) OF THIS SECTION, IF THE OFFENSE THAT REQUIRED THE  
19 PERSON TO REGISTER CONSTITUTED HUMAN TRAFFICKING FOR SEXUAL  
20 SERVITUDE PURSUANT TO SECTION 18-3-504 (1)(a), UPON COMPLETION OF  
21 THE PERSON'S SENTENCE AND HIS OR HER DISCHARGE FROM THE  
22 DEPARTMENT OF CORRECTIONS, IF HE OR SHE WAS SENTENCED TO  
23 INCARCERATION, OR DISCHARGE FROM THE DEPARTMENT OF HUMAN  
24 SERVICES, IF HE OR SHE WAS COMMITTED TO SUCH DEPARTMENT, OR FINAL  
25 RELEASE FROM THE JURISDICTION OF THE COURT FOR THE OFFENSE, IF THE  
26 PERSON HAS NOT SUBSEQUENTLY BEEN CONVICTED OF UNLAWFUL SEXUAL  
27 BEHAVIOR OR OF ANY OTHER OFFENSE, THE UNDERLYING FACTUAL BASIS

1 OF WHICH INVOLVED UNLAWFUL SEXUAL BEHAVIOR, THE PERSON MAY FILE  
2 A PETITION WITH THE COURT PURSUANT TO SUBSECTION (2) OF THIS  
3 SECTION. NOTWITHSTANDING ANY OTHER INFORMATION OBTAINED BY THE  
4 COURT DURING THE HEARING OF THE PETITION, A COURT SHALL NOT ISSUE  
5 AN ORDER DISCONTINUING THE PETITIONER'S DUTY TO REGISTER UNLESS  
6 THE PETITIONER HAS AT LEAST ESTABLISHED BY A PREPONDERANCE OF THE  
7 EVIDENCE THAT AT THE TIME HE OR SHE COMMITTED THE OFFENSE OF  
8 HUMAN TRAFFICKING FOR SEXUAL SERVITUDE, HE OR SHE HAD BEEN  
9 TRAFFICKED BY ANOTHER PERSON, AS DESCRIBED IN SECTION 18-3-503 OR  
10 18-3-504, FOR THE PURPOSE OF COMMITTING THE OFFENSE. FAILURE TO  
11 MAKE THE REQUIRED SHOWING PURSUANT TO THIS SUBSECTION (1)(a.5)  
12 REQUIRES THE PERSON TO COMPLY WITH THE PROVISIONS OF SUBSECTION  
13 (1)(a) OF THIS SECTION FOR ANY SUBSEQUENT PETITION TO DISCONTINUE  
14 THE PERSON'S DUTY TO REGISTER.

15           **SECTION 5. Effective date - applicability.** This act takes effect  
16 September 1, 2017, and applies to offenses committed on or after said  
17 date.

18           **SECTION 6. Safety clause.** The general assembly hereby finds,  
19 determines, and declares that this act is necessary for the immediate  
20 preservation of the public peace, health, and safety.