

Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 26-0287.01 Anna Petrini x5497

SENATE BILL 26-075

SENATE SPONSORSHIP

Pelton B. and Roberts, Carson

HOUSE SPONSORSHIP

Duran and Winter T.,

Senate Committees

Judiciary

House Committees

A BILL FOR AN ACT

101 **CONCERNING MODIFYING CERTAIN CRIMINAL LAW PROVISIONS, AND,**
102 **IN CONNECTION THEREWITH, CHANGING SENTENCING**
103 **REQUIREMENTS FOR HUMAN TRAFFICKING AND CERTAIN**
104 **PIMPING OFFENSES, PERMITTING A COURT TO CONSIDER THE**
105 **SOURCE OF FUNDS WHEN MAKING BOND DETERMINATIONS, AND**
106 **UPDATING REFERENCES TO OFFENSES INVOLVING COMMERCIAL**
107 **SEXUAL ACTIVITY WITH A CHILD.**

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>.)

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.

The bill removes human trafficking for involuntary servitude and human trafficking for sexual servitude (human trafficking offenses) from the list of crimes of violence that are subject to enhanced sentencing if they involve the use, or possession and threatened use of, a deadly weapon or the infliction of serious bodily injury or death. Instead, the bill requires a court to sentence a person convicted of a human trafficking offense or a related attempt or conspiracy to the department of corrections for a term of at least the midpoint, but not more than twice the maximum, of the presumptive range authorized for the applicable offense. It clarifies that a class 3 felony human trafficking offense is also subject to sentencing modifications that are permitted under current law for crimes that present an extraordinary risk of harm to society.

The bill subjects a person convicted of the following to enhanced sentencing:

- Pimping, if the victim is an at-risk person; and
- Human trafficking for involuntary servitude, or human trafficking for sexual servitude, if the victim is an at-risk adult.

The bill adds the source of money posted to satisfy a monetary condition of release, including the likelihood that the money is derived from criminal activity, to the list of criteria a court may consider in making a determination of the type of bond and conditions of release.

The bill changes terminology related to child prostitution to commercial sexual activity in the crimes of soliciting for child prostitution, pandering of a child, keeping a place of child prostitution, pimping a child, inducement of child prostitution, and patronizing a prostituted child, including changing the name of the offenses for soliciting for child prostitution, keeping a place of child prostitution, inducement of child prostitution, and patronizing a prostituted child.

In the crime of soliciting for commercial sexual activity with a child, the bill adds soliciting a child for commercial sexual activity as a means of committing the offense and requires that when arranging or offering to arrange a meeting, the offender must know that the meeting will facilitate commercial sexual activity with a child.

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

2 **SECTION 1.** In Colorado Revised Statutes, 16-1-104, **amend**
3 (8.5)(a)(I) as follows:

4 **16-1-104. Definitions.**

5 (8.5) (a) (I) "Crime of violence" means a crime in which the

1 defendant used, or possessed and threatened the use of, a deadly weapon
2 during the commission or attempted commission of any crime committed
3 against an elderly person or a person with a disability or a crime of
4 murder, first or second degree assault, kidnapping, sexual assault,
5 robbery, first degree arson, first or second degree burglary, escape, OR
6 criminal extortion, ~~human trafficking for involuntary servitude of an adult~~
7 ~~or a minor, or human trafficking for sexual servitude of an adult or a~~
8 ~~minor~~, or during the immediate flight therefrom, or the defendant caused
9 serious bodily injury or death to any person, other than to the defendant
10 or another participant, during the commission or attempted commission
11 of the felony or during the immediate flight therefrom.

12 **SECTION 2.** In Colorado Revised Statutes, 18-1.3-401, **add** (15)
13 as follows:

14 **18-1.3-401. Felonies classified - presumptive penalties.**

15 (15) (a) NOTWITHSTANDING ANY OTHER PROVISION OF THIS
16 SECTION, THE COURT SHALL SENTENCE A PERSON CONVICTED OF THE
17 CLASS 3 FELONY OF HUMAN TRAFFICKING FOR INVOLUNTARY SERVITUDE
18 PURSUANT TO SECTION 18-3-503 OR THE CLASS 3 FELONY OF HUMAN
19 TRAFFICKING FOR SEXUAL SERVITUDE PURSUANT TO SECTION 18-3-504 TO
20 A TERM OF AT LEAST THE MIDPOINT, BUT NOT MORE THAN TWICE THE
21 MAXIMUM, OF THE PRESUMPTIVE RANGE AUTHORIZED FOR THE
22 PUNISHMENT OF THE OFFENSE IN SUBSECTION (1)(a) OF THIS SECTION, AS
23 MODIFIED FOR AN EXTRAORDINARY RISK CRIME PURSUANT TO SUBSECTION
24 (10) OF THIS SECTION.

25 (b) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION,
26 THE COURT SHALL SENTENCE A PERSON CONVICTED OF THE CLASS 2
27 FELONY OF HUMAN TRAFFICKING OF A MINOR FOR INVOLUNTARY

1 SERVITUDE PURSUANT TO SECTION 18-3-503 OR THE CLASS 2 FELONY OF
2 HUMAN TRAFFICKING OF A MINOR FOR SEXUAL SERVITUDE PURSUANT TO
3 SECTION 18-3-504 TO A TERM OF AT LEAST THE MIDPOINT, BUT NOT MORE
4 THAN TWICE THE MAXIMUM, OF THE PRESUMPTIVE RANGE AUTHORIZED
5 FOR THE PUNISHMENT OF THE OFFENSE IN SUBSECTION (1)(a) OF THIS
6 SECTION.

7 **SECTION 3.** In Colorado Revised Statutes, 18-1.3-406, **amend**
8 (2)(a)(II)(J); and **repeal** (2)(a)(II)(L) and (2)(a)(II)(M) as follows:

9 **18-1.3-406. Mandatory sentences for violent crimes -**
10 **definitions.**

11 (2) (a) (II) Subsection (2)(a)(I) of this section applies to the
12 following crimes:

13 (J) Criminal extortion; OR
14 (L) ~~Human trafficking for involuntary servitude of an adult or a~~
15 ~~minor in violation of section 18-3-503; or~~
16 (M) ~~Human trafficking for sexual servitude of an adult or a minor~~
17 ~~in violation of section 18-3-504.~~

18 **SECTION 4.** In Colorado Revised Statutes, 18-3-503, **add** (2.5)
19 as follows:

20 **18-3-503. Human trafficking for involuntary servitude -**
21 **human trafficking of a minor for involuntary servitude.**

22 (2.5) (a) THE COURT SHALL SENTENCE A PERSON CONVICTED OF
23 HUMAN TRAFFICKING FOR INVOLUNTARY SERVITUDE OR HUMAN
24 TRAFFICKING OF A MINOR FOR INVOLUNTARY SERVITUDE IN ACCORDANCE
25 WITH THE PROVISIONS OF SECTION 18-1.3-401 (15).

26 (b) (I) IF A PERSON IS CONVICTED OF COMMITTING, CONSPIRING TO
27 COMMIT, OR ATTEMPTING TO COMMIT HUMAN TRAFFICKING FOR

1 INVOLUNTARY SERVITUDE PURSUANT TO SUBSECTION (1) OF THIS SECTION,
2 THE COURT SHALL SENTENCE THE PERSON TO THE DEPARTMENT OF
3 CORRECTIONS FOR A TERM OF INCARCERATION OF AT LEAST THE MIDPOINT
4 IN, BUT NOT MORE THAN TWICE THE MAXIMUM OF, THE PRESUMPTIVE
5 RANGE PROVIDED FOR THE OFFENSE IN SECTION 18-1.3-401 (1)(a), AS
6 MODIFIED FOR AN EXTRAORDINARY RISK CRIME PURSUANT TO SECTION
7 18-1.3-401 (10).

8 (II) NOTWITHSTANDING SUBSECTION (2.5)(b)(I) OF THIS SECTION,
9 IF A PERSON IS CONVICTED OF COMMITTING, CONSPIRING TO COMMIT, OR
10 ATTEMPTING TO COMMIT HUMAN TRAFFICKING OF A MINOR FOR
11 INVOLUNTARY SERVITUDE PURSUANT TO THIS SECTION, THE COURT SHALL
12 SENTENCE THE PERSON TO THE DEPARTMENT OF CORRECTIONS FOR A TERM
13 OF INCARCERATION OF AT LEAST THE MIDPOINT IN, BUT NOT MORE THAN
14 TWICE THE MAXIMUM OF, THE PRESUMPTIVE RANGE PROVIDED FOR THE
15 OFFENSE IN SECTION 18-1.3-401 (1)(a).

16 **SECTION 5.** In Colorado Revised Statutes, 18-3-504, **amend**
17 (1)(b) and (2)(b); and **add** (1)(c) and (2)(d) as follows:

18 **18-3-504. Human trafficking for sexual servitude - human**
19 **trafficking of a minor for sexual servitude.**

20 (1) (b) Human trafficking for sexual servitude is a class 3 felony.
21 THE COURT SHALL SENTENCE A PERSON CONVICTED OF HUMAN
22 TRAFFICKING FOR SEXUAL SERVITUDE IN ACCORDANCE WITH THE
23 PROVISIONS OF SECTION 18-1.3-401 (15).

24 (c) IF A PERSON IS CONVICTED OF COMMITTING, CONSPIRING TO
25 COMMIT, OR ATTEMPTING TO COMMIT HUMAN TRAFFICKING FOR SEXUAL
26 SERVITUDE PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION, THE COURT
27 SHALL SENTENCE THE PERSON TO THE DEPARTMENT OF CORRECTIONS FOR

1 A TERM OF INCARCERATION OF AT LEAST THE MIDPOINT IN, BUT NOT MORE
2 THAN TWICE THE MAXIMUM OF, THE PRESUMPTIVE RANGE PROVIDED FOR
3 THE OFFENSE IN SECTION 18-1.3-401 (1)(a), AS MODIFIED FOR AN
4 EXTRAORDINARY RISK CRIME PURSUANT TO SECTION 18-1.3-401 (10).

5 (2)(b) Human trafficking of a minor for sexual servitude is a class
6 2 felony. ~~The court shall sentence a person convicted of such a class 2~~
7 ~~felony to the department of corrections for a term of at least the minimum~~
8 ~~of the presumptive range for a class 2 felony, as set forth in section~~
9 ~~18-1.3-401.~~ THE COURT SHALL SENTENCE A PERSON CONVICTED OF
10 HUMAN TRAFFICKING OF A MINOR FOR SEXUAL SERVITUDE IN ACCORDANCE
11 WITH THE PROVISIONS OF SECTION 18-1.3-401 (15).

12 (d) IF A PERSON IS CONVICTED OF COMMITTING, CONSPIRING TO
13 COMMIT, OR ATTEMPTING TO COMMIT HUMAN TRAFFICKING OF A MINOR
14 FOR SEXUAL SERVITUDE PURSUANT TO SUBSECTION (2)(a) OF THIS
15 SECTION, THE COURT SHALL SENTENCE THE PERSON TO THE DEPARTMENT
16 OF CORRECTIONS FOR A TERM OF INCARCERATION OF AT LEAST THE
17 MIDPOINT IN, BUT NOT MORE THAN TWICE THE MAXIMUM OF, THE
18 PRESUMPTIVE RANGE PROVIDED FOR THE OFFENSE IN SECTION 18-1.3-401
19 (1)(a).

20 **SECTION 6.** In Colorado Revised Statutes, 18-6.5-103, **add** (10)
21 and (11) as follows:

22 **18-6.5-103. Crimes against at-risk persons - classifications.**
23 (10) (a) A PERSON WHO COMMITS HUMAN TRAFFICKING FOR
24 INVOLUNTARY SERVITUDE, AS THE CRIME IS DESCRIBED IN SECTION
25 18-3-503, AND THE VICTIM IS AN AT-RISK ADULT, COMMITS A CLASS 2
26 FELONY.

27 (b) A PERSON WHO COMMITS HUMAN TRAFFICKING FOR SEXUAL

1 SERVITUDE, AS THE CRIME IS DESCRIBED IN SECTION 18-3-504 (1)(a), AND
2 THE VICTIM IS AN AT-RISK ADULT, COMMITS A CLASS 2 FELONY.

3 (11) (a) (I) A PERSON COMMITS PIMPING OF AN AT-RISK ADULT
4 WHEN THE PERSON KNOWINGLY LIVES ON OR IS SUPPORTED OR
5 MAINTAINED IN WHOLE OR IN PART BY MONEY OR OTHER THING OF VALUE
6 EARNED, RECEIVED, PROCURED, OR REALIZED BY AN AT-RISK ADULT
7 THROUGH PROSTITUTION.

8 (II) PIMPING OF AN AT-RISK ADULT IS A CLASS 2 FELONY.

9 (b) (I) A PERSON COMMITS PIMPING OF AN AT-RISK JUVENILE WHEN
10 THE PERSON KNOWINGLY LIVES ON OR IS SUPPORTED OR MAINTAINED IN
11 WHOLE OR IN PART BY MONEY OR OTHER THING OF VALUE EARNED,
12 RECEIVED, PROCURED, OR REALIZED BY AN AT-RISK JUVENILE THROUGH
13 COMMERCIAL SEXUAL ACTIVITY.

14 (II) PIMPING OF AN AT-RISK JUVENILE IS A CLASS 2 FELONY.

15 **SECTION 7.** In Colorado Revised Statutes, 16-4-103, **amend**
16 (5)(i) and (5)(j); and **add** (5)(k) as follows:

17 **16-4-103. Setting and selection type of bond - criteria.**

18 (5) The court may also consider the following criteria as
19 appropriate and relevant in making a determination of the type of bond
20 and conditions of release:

21 (i) Any facts indicating that the defendant is likely to intimidate
22 or harass possible witnesses; **and**

23 (j) Any other facts tending to indicate that the person in custody
24 has strong ties to the community and is not likely to flee the jurisdiction;
25 **AND**

26 (k) THE SOURCE OF MONEY THE DEFENDANT MAY POST WITH THE
27 COURT TO SATISFY A MONETARY CONDITION OF RELEASE, INCLUDING THE

1 LIKELIHOOD THAT THE MONEY IS DIRECTLY OR INDIRECTLY DERIVED FROM
2 CRIMINAL ACTIVITY.

3 **SECTION 8.** In Colorado Revised Statutes, **repeal and reenact,**
4 **with amendments,** 18-7-401 as follows:

5 **18-7-401. Definitions.**

6 AS USED IN THIS PART 4, UNLESS THE CONTEXT OTHERWISE
7 REQUIRES:

8 (1) "CHILD" MEANS A PERSON WHO IS UNDER EIGHTEEN YEARS
9 OLD.

10 (2) "COMMERCIAL SEXUAL ACTIVITY" MEANS PERFORMING OR
11 OFFERING OR AGREEING TO PERFORM A SEXUAL ACTIVITY FOR WHICH A
12 PERSON GIVES, PROMISES, OR RECEIVES ANYTHING OF VALUE.

13 (3) "SEXUAL ACTIVITY" MEANS SEXUAL CONTACT, SEXUAL
14 INTRUSION, OR SEXUAL PENETRATION, AS EACH TERM IS DEFINED IN
15 SECTION 18-3-401.

16 **SECTION 9.** In Colorado Revised Statutes, **amend** 18-7-402 as
17 follows:

18 **18-7-402. Soliciting for commercial sexual activity with a
19 child.**

20 (1) A person commits soliciting for ~~child prostitution if he~~
21 COMMERCIAL SEXUAL ACTIVITY WITH A CHILD IF THE PERSON:

22 (a) KNOWINGLY SOLICITS A CHILD FOR COMMERCIAL SEXUAL
23 ACTIVITY;

24 (b) KNOWINGLY solicits another for ~~the purpose of prostitution~~
25 ~~of a child or by a child~~ COMMERCIAL SEXUAL ACTIVITY WITH A CHILD;

26 (c) Arranges or offers to arrange a meeting of persons ~~for the~~
27 ~~purpose of prostitution of a child or by a child~~ KNOWING THE MEETING

1 WILL FACILITATE COMMERCIAL SEXUAL ACTIVITY WITH A CHILD; or
2 (e) (d) Directs another to a place knowing ~~such~~ THE direction is
3 for the purpose of prostitution of a child or by a child WILL FACILITATE
4 COMMERCIAL SEXUAL ACTIVITY WITH A CHILD.

5 (2) Soliciting for ~~child~~ prostitution COMMERCIAL SEXUAL
6 ACTIVITY WITH A CHILD is a class 3 felony.

7 **SECTION 10.** In Colorado Revised Statutes, **amend** 18-7-403 as
8 follows:

9 **18-7-403. Pandering of a child.**

10 (1) ~~Any~~ A person who does any of the following for money or
11 other thing of value commits pandering of a child:

12 (a) Inducing a child by menacing or criminal intimidation to
13 ~~commit prostitution~~ ENGAGE IN COMMERCIAL SEXUAL ACTIVITY; or

14 (b) Knowingly arranging or offering to arrange a situation in
15 which a child may ~~practice prostitution~~ ENGAGE IN COMMERCIAL SEXUAL
16 ACTIVITY.

17 (2) (a) Pandering ~~under paragraph (a) of subsection (1)~~ OF A CHILD
18 PURSUANT TO SUBSECTION (1)(a) of this section is a class 2 felony.

19 (b) Pandering ~~under paragraph (b) of subsection (1)~~ OF A CHILD
20 PURSUANT TO SUBSECTION (1)(b) of this section is a class 3 felony.

21 **SECTION 11.** In Colorado Revised Statutes, **amend** 18-7-403.5
22 as follows:

23 **18-7-403.5. Procurement of a child.**

24 (1) ~~Any~~ A person who intentionally gives, transports, provides, or
25 makes available, or who offers to give, transport, provide, or make
26 available, to another person a child for ~~the purpose of prostitution of the~~
27 ~~child~~ COMMERCIAL SEXUAL ACTIVITY commits procurement of a child.

1 which is a class 3 felony.

2 (2) PROCUREMENT OF A CHILD IS A CLASS 3 FELONY.

3 **SECTION 12.** In Colorado Revised Statutes, **amend** 18-7-404 as
4 follows:

5 **18-7-404. Keeping a place for commercial sexual activity with
6 a child.**

7 (1) ~~Any~~ A person who has or exercises control over the use of ~~any~~
8 ~~A place which THAT~~ offers seclusion or shelter for ~~the practice of~~
9 ~~prostitution and who performs any one or more of the following~~
10 COMMERCIAL SEXUAL ACTIVITY WITH A CHILD commits keeping a place
11 of ~~child prostitution~~ COMMERCIAL SEXUAL ACTIVITY WITH A CHILD if ~~he~~
12 THE PERSON:

13 (a) Knowingly grants or permits the use of ~~such~~ THE place for the
14 ~~purpose of prostitution of a child or by a child~~ COMMERCIAL SEXUAL
15 ACTIVITY WITH A CHILD; or

16 (b) Permits the continued use of ~~such~~ THE place for ~~the purpose~~
17 ~~of prostitution of a child or by a child~~ COMMERCIAL SEXUAL ACTIVITY
18 WITH A CHILD after becoming aware of facts or circumstances from which
19 ~~he~~ THE PERSON should reasonably know that the place is being used for
20 ~~purposes of such prostitution~~ COMMERCIAL SEXUAL ACTIVITY WITH A
21 CHILD.

22 (2) Keeping a place of ~~child prostitution~~ COMMERCIAL SEXUAL
23 ACTIVITY WITH A CHILD is a class 3 felony.

24 **SECTION 13.** In Colorado Revised Statutes, **amend** 18-7-405 as
25 follows:

26 **18-7-405. Pimping of a child.**

27 (1) ~~Any~~ A person who knowingly lives on or is supported or

1 maintained in whole or in part by money or other thing of value earned,
2 received, procured, or realized by a child through prostitution
3 COMMERCIAL SEXUAL ACTIVITY commits pimping of a child. ~~which is a~~
4 ~~class 3 felony.~~

5 (2) PIMPING OF A CHILD IS A CLASS 3 FELONY.

6 **SECTION 14.** In Colorado Revised Statutes, amend 18-7-405.5
7 as follows:

8 **18-7-405.5. Inducement of commercial sexual activity with a**
9 **child.**

15 (2) Inducement of ~~child prostitution~~ COMMERCIAL SEXUAL
16 ACTIVITY WITH A CHILD is a class 3 felony.

17 **SECTION 15.** In Colorado Revised Statutes, **amend** 18-7-406 as
18 follows:

19 18-7-406. Engaging in commercial sexual activity with a child.

20 (1) ~~Any~~ A person who performs any of the following with a child
21 WHO IS not his THEIR spouse commits ~~patronizing a prostituted child~~
22 ENGAGING IN COMMERCIAL SEXUAL ACTIVITY WITH A CHILD;

23 (a) Engages in an act which is prostitution of a child or by a child,
24 as defined in section 18-7-401 (6) or (7) COMMERCIAL SEXUAL ACTIVITY
25 WITH A CHILD; or

26 (b) Enters or remains in a place of prostitution FOR COMMERCIAL
27 SEXUAL ACTIVITY WITH A CHILD with intent to engage in an act which is

1 ~~prostitution of a child or by a child, as defined in section 18-7-401 (6) or~~
2 ~~(7)~~ COMMERCIAL SEXUAL ACTIVITY WITH A CHILD.

3 ~~Patronizing a prostituted child~~ ENGAGING IN COMMERCIAL
4 SEXUAL ACTIVITY WITH A CHILD is a class 3 felony.

5 **SECTION 16.** In Colorado Revised Statutes, 14-10-129, **amend**
6 (3)(b) introductory portion, (3)(b)(XIV), (3)(b)(XVII), (3)(b)(XIX),
7 (3)(b)(XX), and (3)(c); and **add** (3)(b)(XXI), (3)(b)(XXII), (3)(b)(XXIII),
8 and (3)(b)(XXIV) as follows:

9 **14-10-129. Modification of parenting time.**

10 (3)(b) ~~The provisions of paragraph (a) of this subsection (3) shall~~
11 ~~apply~~ SUBSECTION (3)(a) OF THIS SECTION APPLIES to the following
12 crimes:

13 (XIV) Soliciting for child prostitution, as defined in section
14 18-7-402, ~~C.R.S.~~ AS IT EXISTED PRIOR TO JULY 1, 2026;

15 (XVII) Keeping a place of child prostitution, as defined in section
16 18-7-404, ~~C.R.S.~~ AS IT EXISTED PRIOR TO JULY 1, 2026;

17 (XIX) Inducement of child prostitution, as defined in section
18 18-7-405.5, ~~C.R.S.~~ AS IT EXISTED PRIOR TO JULY 1, 2026;

19 (XX) Patronizing a prostituted child, as defined in section
20 18-7-406, ~~C.R.S.~~ AS IT EXISTED PRIOR TO JULY 1, 2026;

21 (XXI) SOLICITING FOR COMMERCIAL SEXUAL ACTIVITY WITH A
22 CHILD, AS DEFINED IN SECTION 18-7-402;

23 (XXII) KEEPING A PLACE OF COMMERCIAL SEXUAL ACTIVITY WITH
24 A CHILD, AS DEFINED IN SECTION 18-7-404;

25 (XXIII) INDUCEMENT OF COMMERCIAL SEXUAL ACTIVITY WITH A
26 CHILD, AS DEFINED IN SECTION 18-7-405.5;

27 (XXIV) ENGAGING IN COMMERCIAL SEXUAL ACTIVITY WITH A

1 CHILD, AS DEFINED IN SECTION 18-7-406.

2 (c) If the party was convicted in another state or jurisdiction of an
3 offense that, if committed in Colorado, would constitute an offense listed
4 in ~~subparagraphs (III) to (XX) of paragraph (b) of this subsection (3)~~
5 ~~SUBSECTIONS (3)(b)(III) TO (3)(b)(XXIV) OF THIS SECTION~~, the court shall
6 order that party to submit to a sex-offense-specific evaluation and a
7 parental risk assessment in Colorado, and the court shall consider the
8 recommendations of the evaluation and the assessment in any order the
9 court makes relating to parenting time or parental contact. The convicted
10 party shall pay for the costs of the evaluation and the assessment.

11 **SECTION 17.** In Colorado Revised Statutes, 16-8-115, **amend**
12 (4)(g)(XIV), (4)(g)(XVII), (4)(g)(XIX), and (4)(g)(XX); and **add**
13 (4)(g)(XX.5) as follows:

14 **16-8-115. Release from commitment after verdict of not guilty
15 by reason of insanity or not guilty by reason of impaired mental
16 condition - definitions.**

17 (4) (g) As used in this subsection (4), "an offense involving
18 unlawful sexual behavior" means any of the following offenses:

19 (XIV) ~~Soliciting for child prostitution~~ SOLICITING FOR
20 COMMERCIAL SEXUAL ACTIVITY WITH A CHILD, in violation of section
21 18-7-402; C.R.S.;

22 (XVII) ~~Keeping a place of child prostitution~~ KEEPING A PLACE OF
23 COMMERCIAL SEXUAL ACTIVITY WITH A CHILD, in violation of section
24 18-7-404; C.R.S.;

25 (XIX) ~~Inducement of child prostitution~~ INDUCEMENT OF
26 COMMERCIAL SEXUAL ACTIVITY WITH A CHILD, in violation of section
27 18-7-405.5; C.R.S.;

1 (XX) Patronizing a prostituted child ENGAGING IN COMMERCIAL
2 SEXUAL ACTIVITY WITH A CHILD, in violation of section 18-7-406; C.R.S.;
3 or

4 (XX.5) AS EACH OF THE FOLLOWING OFFENSES EXISTED PRIOR TO
5 JULY 1, 2026: SOLICITING FOR CHILD PROSTITUTION, IN VIOLATION OF
6 SECTION 18-7-402; KEEPING A PLACE OF CHILD PROSTITUTION, IN
7 VIOLATION OF SECTION 18-7-404; INDUCEMENT OF CHILD PROSTITUTION,
8 IN VIOLATION OF SECTION 18-7-405.5; OR PATRONIZING A PROSTITUTED
9 CHILD, IN VIOLATION OF SECTION 18-7-406; OR

10 **SECTION 18.** In Colorado Revised Statutes, 16-11.7-102,
11 **amend** (3) introductory portion, (3)(n), (3)(q), (3)(s), and (3)(t); and **add**
12 (3)(t.5) as follows:

16-11.7-102. Definitions.

14 As used in this article 11.7, unless the context otherwise requires:

15 (3) "Sex offense" means any OF THE FOLLOWING felony or

16 misdemeanor offense described in this subsection (3) as follows

17 OFFENSES:

18 (n) ~~Soliciting for child prostitution~~ SOLICITING FOR COMMERCIAL
19 SEXUAL ACTIVITY WITH A CHILD, in violation of section 18-7-402; ~~C.R.S.~~

20 (q) ~~Keeping a place of child prostitution~~ KEEPING A PLACE OF
21 COMMERCIAL SEXUAL ACTIVITY WITH A CHILD, in violation of section
22 18-7-404; C.R.S.;

23 (s) ~~Inducement of child prostitution~~ INDUCEMENT OF COMMERCIAL
24 SEXUAL ACTIVITY WITH A CHILD, in violation of section 18-7-405.5;
25 C.R.S.;

26 (t) ~~Patronizing a prostituted child~~ ENGAGING IN COMMERCIAL
27 SEXUAL ACTIVITY WITH A CHILD, in violation of section 18-7-406; ~~C.R.S.;~~

SECTION 19. In Colorado Revised Statutes, 16-13-303, amend
(1) introductory portion and (1)(g); and **add** (1)(g.1) as follows:

16-13-303. Class 1 public nuisance.

23 (g.1) USED AS A PLACE WHERE THE COMMISSION OF ANY OF THE
24 FOLLOWING OCCURS: SOLICITING FOR COMMERCIAL SEXUAL ACTIVITY
25 WITH A CHILD, AS DEFINED IN SECTION 18-7-402; PANDERING OF A CHILD,
26 AS DEFINED IN SECTION 18-7-403; KEEPING A PLACE OF COMMERCIAL
27 SEXUAL ACTIVITY WITH A CHILD, AS DEFINED IN SECTION 18-7-404;

1 PIMPING OF A CHILD, AS DEFINED IN SECTION 18-7-405; OR INDUCEMENT
2 OF COMMERCIAL SEXUAL ACTIVITY WITH A CHILD, AS DEFINED IN SECTION
3 18-7-405.5;

4 **SECTION 20.** In Colorado Revised Statutes, 16-22-102, **amend**
5 (9)(n), (9)(q), (9)(s), and (9)(t); and **add** (9)(t.5) as follows:

6 **16-22-102. Definitions.**

7 As used in this article 22, unless the context otherwise requires:

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

11 (n) ~~Soliciting for child prostitution~~ SOLICITING FOR COMMERCIAL
12 SEXUAL ACTIVITY WITH A CHILD, in violation of section 18-7-402; C.R.S.;

13 (q) ~~Keeping a place of child prostitution~~ KEEPING A PLACE OF
14 COMMERCIAL SEXUAL ACTIVITY WITH A CHILD, in violation of section
15 18-7-404; C.R.S.;

16 (s) ~~Inducement of child prostitution~~ INDUCEMENT OF COMMERCIAL
17 SEXUAL ACTIVITY WITH A CHILD, in violation of section 18-7-405.5;
18 C.R.S.;

19 (t) ~~Patronizing a prostituted child~~ ENGAGING IN COMMERCIAL
20 SEXUAL ACTIVITY WITH A CHILD, in violation of section 18-7-406; C.R.S.;

21 (t.5) AS EACH OF THE FOLLOWING OFFENSES EXISTED PRIOR TO
22 JULY 1, 2026: SOLICITING FOR CHILD PROSTITUTION, IN VIOLATION OF
23 SECTION 18-7-402; KEEPING A PLACE OF CHILD PROSTITUTION, IN
24 VIOLATION OF SECTION 18-7-404; INDUCEMENT OF CHILD PROSTITUTION,
25 IN VIOLATION OF SECTION 18-7-405.5; OR PATRONIZING A PROSTITUTED
26 CHILD, IN VIOLATION OF SECTION 18-7-406;

27 **SECTION 21.** In Colorado Revised Statutes, 16-22-108, **amend**

1 (2.5)(c) as follows:

2 **16-22-108. Registration - procedure - frequency - place -**
3 **change of address - fee.**

4 (2.5) (c) For purposes of this section, "child sex crime" means:

5 (I) Sexual assault on a child, as described in section 18-3-405;
6 ~~C.R.S.;~~ sexual assault on a child by one in a position of trust, as described
7 in section 18-3-405.3; ~~C.R.S.;~~ unlawful sexual contact, as described in
8 section 18-3-404 (1.5); ~~C.R.S.;~~ enticement of a child, as described in
9 section 18-3-305; ~~C.R.S.;~~ aggravated incest, as described in section
10 18-6-302 (1)(b); ~~C.R.S.;~~ human trafficking of a minor for sexual
11 servitude, as described in section 18-3-504 (2); ~~C.R.S.;~~ sexual
12 exploitation of ~~children~~ A CHILD, as described in section 18-6-403; ~~C.R.S.;~~
13 procurement of a child for sexual exploitation, as described in section
14 18-6-404; ~~C.R.S.;~~ ~~soliciting for child prostitution~~ SOLICITING FOR
15 COMMERCIAL SEXUAL ACTIVITY WITH A CHILD, as described in section
16 18-7-402; ~~C.R.S.;~~ pandering of a child, as described in section 18-7-403;
17 ~~C.R.S.;~~ procurement of a child, as described in section 18-7-403.5;
18 ~~C.R.S.;~~ ~~keeping a place of child prostitution~~ KEEPING A PLACE OF
19 COMMERCIAL SEXUAL ACTIVITY WITH A CHILD, as described in section
20 18-7-404; ~~C.R.S.;~~ pimping of a child, as described in section 18-7-405;
21 ~~C.R.S.;~~ ~~inducement of child prostitution~~ INDUCEMENT OF COMMERCIAL
22 SEXUAL ACTIVITY WITH A CHILD, as described in section 18-7-405.5;
23 ~~C.R.S.;~~ ~~patronizing a prostituted child~~ ENGAGING IN COMMERCIAL SEXUAL
24 ACTIVITY WITH A CHILD, as described in section 18-7-406; ~~C.R.S.;~~ internet
25 luring of a child, as described in section 18-3-306; ~~C.R.S.;~~ internet sexual
26 exploitation of a child, as described in section 18-3-405.4; ~~C.R.S.;~~
27 wholesale promotion of obscenity to a minor, as described in section

1 18-7-102 (1.5); ~~C.R.S.~~; promotion of obscenity to a minor, as described
2 in section 18-7-102 (2.5); ~~C.R.S.~~; sexual assault, as described in section
3 18-3-402 (1)(d) and (1)(e); ~~C.R.S.~~; OR sexual assault in the second degree
4 as it existed prior to July 1, 2000, as described in section 18-3-403 (1)(e)
5 and (1)(e.5); ~~C.R.S.~~;

6 (II) EACH OF THE FOLLOWING OFFENSES, AS THEY EXISTED PRIOR
7 TO JULY 1, 2026: SOLICITING FOR CHILD PROSTITUTION, IN VIOLATION OF
8 SECTION 18-7-402; KEEPING A PLACE OF CHILD PROSTITUTION, IN
9 VIOLATION OF SECTION 18-7-404; INDUCEMENT OF CHILD PROSTITUTION,
10 IN VIOLATION OF SECTION 18-7-405.5; OR PATRONIZING A PROSTITUTED
11 CHILD, IN VIOLATION OF SECTION 18-7-406; or

12 (III) Criminal attempt, conspiracy, or solicitation to commit any
13 of the acts specified in this paragraph (c) SUBSECTION (2.5)(c).

14 **SECTION 22.** In Colorado Revised Statutes, 18-1.3-101, **amend**
15 (7) introductory portion and (7)(i) as follows:

16 **18-1.3-101. Pretrial diversion - appropriation - repeal.**

17 (7) Notwithstanding any other provision of this section, an
18 individual accused of any of the following sexual offenses is not eligible
19 for participation in a diversion program established in a jurisdiction that
20 receives state ~~money~~ MONEY for the creation or operation of diversion
21 programs pursuant to this section:

22 (i) ~~Any child prostitution~~ AN offense in part 4 of article 7 of this
23 **title** TITLE 18.

24 **SECTION 23.** In Colorado Revised Statutes, 18-1.3-1003,
25 **amend** (5)(a)(X) as follows:

26 **18-1.3-1003. Definitions.**

27 As used in this part 10, unless the context otherwise requires:

5 **SECTION 24.** In Colorado Revised Statutes, 18-3-411, amend
6 (1) as follows:

7 **18-3-411. Sex offenses against children - limitation for**
8 **commencing proceedings - evidence - statutory privilege - definition.**

9 (1) As used in this section, "unlawful sexual offense" means:

(a) Enticement of a child, as described in section 18-3-305; sexual assault, as described in section 18-3-402, when the victim at the time of the commission of the act is a child less than fifteen years of age; sexual assault in the first degree, as described in section 18-3-402, as it existed prior to July 1, 2000, when the victim at the time of the commission of the act is a child less than fifteen years of age; sexual assault in the second degree, as described in section 18-3-403 (1)(a), (1)(b), (1)(c), (1)(d), (1)(g), or (1)(h), as it existed prior to July 1, 2000, when the victim at the time of the commission of the act is a child less than fifteen years of age, or as described in section 18-3-403 (1)(e), as it existed prior to July 1, 2000, when the victim is less than fifteen years of age and the actor is at least four years older than the victim; unlawful sexual contact, as described in section 18-3-404 (1)(a), (1)(b), (1)(c), (1)(d), (1)(f), or (1)(g), when the victim at the time of the commission of the act is a child less than fifteen years of age; sexual assault in the third degree, as described in section 18-3-404 (1)(a), (1)(b), (1)(c), (1)(d), (1)(f), or (1)(g), as it existed prior to July 1, 2000, when the victim at the time of the commission of the act is a child less than fifteen years of age; sexual

1 assault on a child, as described in section 18-3-405; sexual assault on a
2 child by one in a position of trust, as described in section 18-3-405.3;
3 aggravated incest, as described in section 18-6-302; human trafficking of
4 a minor for sexual servitude, as described in section 18-3-504 (2); sexual
5 exploitation of a child, as described in section 18-6-403; procurement of
6 a child for sexual exploitation, as described in section 18-6-404; indecent
7 exposure, as described in section 18-7-302; ~~soliciting for child~~
8 ~~prostitution~~ SOLICITING FOR COMMERCIAL SEXUAL ACTIVITY WITH A
9 CHILD, as described in section 18-7-402; pandering of a child, as
10 described in section 18-7-403; procurement of a child, as described in
11 section 18-7-403.5; ~~keeping a place of child prostitution~~ KEEPING A PLACE
12 OF COMMERCIAL SEXUAL ACTIVITY WITH A CHILD, as described in section
13 18-7-404; pimping of a child, as described in section 18-7-405;
14 ~~inducement of child prostitution~~ INDUCEMENT OF COMMERCIAL SEXUAL
15 ACTIVITY WITH A CHILD, as described in section 18-7-405.5; ~~patronizing~~
16 ~~a prostituted child~~ ENGAGING IN COMMERCIAL SEXUAL ACTIVITY WITH A
17 CHILD, as described in section 18-7-406; class 4 felony internet luring of
18 a child, as described in section 18-3-306 (3); internet sexual exploitation
19 of a child, as described in section 18-3-405.4; OR unlawful electronic
20 sexual communication, as described in section 18-3-418;

21 (b) EACH OF THE FOLLOWING OFFENSES, AS THEY EXISTED PRIOR
22 TO JULY 1, 2026: SOLICITING FOR CHILD PROSTITUTION, IN VIOLATION OF
23 SECTION 18-7-402; KEEPING A PLACE OF CHILD PROSTITUTION, IN
24 VIOLATION OF SECTION 18-7-404; INDUCEMENT OF CHILD PROSTITUTION,
25 IN VIOLATION OF SECTION 18-7-405.5; OR PATRONIZING A PROSTITUTED
26 CHILD, IN VIOLATION OF SECTION 18-7-406; or

27 (c) Criminal attempt, conspiracy, or solicitation to commit any of

1 the acts specified in this subsection (1).

2 **SECTION 25.** In Colorado Revised Statutes, 18-3-412, **amend**
3 (1) as follows:

4 **18-3-412. Habitual sex offenders against children - indictment**
5 **or information - verdict of the jury.**

6 (1) For the purpose of this section, "unlawful sexual offense"
7 means:

8 (a) Sexual assault, as described in section 18-3-402, when the
9 victim at the time of the commission of the act is a child less than fifteen
10 years of age, sexual assault in the first degree, as described in section
11 18-3-402, as it existed prior to July 1, 2000, when the victim at the time
12 of the commission of the act is a child less than fifteen years of age;
13 sexual assault in the second degree, as described in section 18-3-403
14 (1)(a), (1)(b), (1)(c), (1)(d), (1)(g), or (1)(h), as it existed prior to July 1,
15 2000, when the victim at the time of the commission of the act is a child
16 less than fifteen years of age, or as described in section 18-3-403 (1)(e),
17 as it existed prior to July 1, 2000, when the victim is less than fifteen
18 years of age and the actor is at least four years older than the victim;
19 unlawful sexual contact, as described in section 18-3-404 (1)(a), (1)(b),
20 (1)(c), (1)(d), (1)(f), or (1)(g), when the victim at the time of the
21 commission of the act is a child less than fifteen years of age; sexual
22 assault in the third degree, as described in section 18-3-404 (1)(a), (1)(b),
23 (1)(c), (1)(d), (1)(f), or (1)(g), as it existed prior to July 1, 2000, when the
24 victim at the time of the commission of the act is a child less than fifteen
25 years of age; sexual assault on a child, as described in section 18-3-405;
26 sexual assault on a child by one in a position of trust, as described in
27 section 18-3-405.3; aggravated incest, as described in section 18-6-302;

1 human trafficking of a minor for sexual servitude, as described in section
2 18-3-504 (2); sexual exploitation of a child, as described in section
3 18-6-403; procurement of a child for sexual exploitation, as described in
4 section 18-6-404; ~~soliciting for child prostitution~~ SOLICITING FOR
5 COMMERCIAL SEXUAL ACTIVITY WITH A CHILD, as described in section
6 18-7-402; pandering of a child, as described in section 18-7-403;
7 procurement of a child, as described in section 18-7-403.5; ~~keeping a~~
8 ~~place of child prostitution~~ KEEPING A PLACE OF COMMERCIAL SEXUAL
9 ACTIVITY WITH A CHILD, as described in section 18-7-404; pimping of a
10 child, as described in section 18-7-405; ~~inducement of child prostitution~~
11 INDUCEMENT OF COMMERCIAL SEXUAL ACTIVITY WITH A CHILD, as
12 described in section 18-7-405.5; ~~patronizing a prostituted child~~ OR
13 ENGAGING IN COMMERCIAL SEXUAL ACTIVITY WITH A CHILD, as described
14 in section 18-7-406;

15 (b) EACH OF THE FOLLOWING OFFENSES, AS THEY EXISTED PRIOR
16 TO JULY 1, 2026: SOLICITING FOR CHILD PROSTITUTION, IN VIOLATION OF
17 SECTION 18-7-402; KEEPING A PLACE OF CHILD PROSTITUTION, IN
18 VIOLATION OF SECTION 18-7-404; INDUCEMENT OF CHILD PROSTITUTION,
19 IN VIOLATION OF SECTION 18-7-405.5; OR PATRONIZING A PROSTITUTED
20 CHILD, IN VIOLATION OF SECTION 18-7-406; or

21 (c) Criminal attempt, conspiracy, or solicitation to commit any of
22 the acts specified in this subsection (1).

23 **SECTION 26.** In Colorado Revised Statutes, 18-12-108, **amend**
24 (7)(u) as follows:

25 **18-12-108. Possession of weapons by previous offenders.**

26 (7) In addition to a conviction for felony crime as defined in
27 section 24-4.1-302 (1), a felony conviction or adjudication for one of the

1 following felonies prohibits a person from possessing, using, or carrying
2 upon the person a firearm as defined in section 18-1-901 (3)(h) or any
3 other weapon that is subject to this article 12 pursuant to subsection (1)
4 or (3) of this section:

5 (u) KEEPING A PLACE OF COMMERCIAL SEXUAL ACTIVITY WITH A
6 CHILD, IN VIOLATION OF SECTION 18-7-404, AND keeping a place of child
7 prostitution in violation of section 18-7-404, AS IT EXISTED PRIOR TO JULY
8 1, 2026;

9 **SECTION 27.** In Colorado Revised Statutes, 18-17-103, **amend**
10 (5)(b) introductory portion and (5)(b)(VI) as follows:

11 **18-17-103. Definitions.**

12 As used in this article 17, unless the context otherwise requires:

13 (5) "Racketeering activity" means to commit, to attempt to
14 commit, to conspire to commit, or to solicit, coerce, or intimidate another
15 person to commit:

16 (b) Any violation of the following ~~provisions of the~~ Colorado
17 statutes or any criminal act committed in any jurisdiction of the United
18 States that, if committed in this state, would be a crime under the
19 following ~~provisions of the~~ Colorado statutes:

20 (VI) Offenses relating to morals, as defined in sections 18-7-102
21 (wholesale promotion of obscenity or promotion of obscenity), 18-7-203
22 (pandering), 18-7-206 (pimping), 18-7-402 (soliciting for ~~child~~
23 ~~prostitution~~ COMMERCIAL SEXUAL ACTIVITY WITH A CHILD), 18-7-403
24 (pandering of a child), 18-7-404 (keeping a place of ~~child~~ ~~prostitution~~
25 COMMERCIAL SEXUAL ACTIVITY WITH A CHILD), ~~and~~ 18-7-405 (pimping
26 of a child), ~~AND THE OFFENSES IN SECTIONS~~ 18-7-402, 18-7-404, AND
27 18-7-405, AS THOSE SECTIONS EXISTED PRIOR TO JULY 1, 2026;

1 **SECTION 28.** In Colorado Revised Statutes, 24-4.1-302, **amend**
2 (1)(ll) as follows:

3 **24-4.1-302. Definitions.**

4 As used in this part 3, and for no other purpose, including the
5 expansion of the rights of any defendant:

6 (1) "Crime" means any of the following offenses, acts, and
7 violations as defined by the statutes of the state of Colorado, whether
8 committed by an adult or a juvenile:

9 (1l) ~~Child prostitution, in violation of section 18-7-401, C.R.S.,~~
10 ~~soliciting for child prostitution~~ SOLICITING FOR COMMERCIAL SEXUAL
11 ACTIVITY WITH A CHILD, in violation of section 18-7-402; ~~C.R.S.,~~
12 procurement of a child for sexual exploitation, in violation of section
13 18-6-404; ~~C.R.S.,~~ pimping of a child, in violation of section 18-7-405;
14 ~~C.R.S.; inducement of child prostitution~~ INDUCEMENT OF COMMERCIAL
15 SEXUAL ACTIVITY WITH A CHILD, in violation of section 18-7-405.5;
16 ~~C.R.S.; or patronizing a prostituted child~~ ENGAGING IN COMMERCIAL
17 SEXUAL ACTIVITY WITH A CHILD, in violation of section 18-7-406; ~~C.R.S.~~
18 SOLICITING FOR CHILD PROSTITUTION, IN VIOLATION OF SECTION 18-7-402,
19 AS IT EXISTED PRIOR TO JULY 1, 2026; INDUCEMENT OF CHILD
20 PROSTITUTION, IN VIOLATION OF SECTION 18-7-405.5, AS IT EXISTED PRIOR
21 TO JULY 1, 2026; OR PATRONIZING A PROSTITUTED CHILD, IN VIOLATION OF
22 SECTION 18-7-406, AS IT EXISTED PRIOR TO JULY 1, 2026;

23 **SECTION 29. Effective date - applicability.** This act takes
24 effect July 1, 2026, and applies to offenses committed on or after said
25 date.

26 **SECTION 30. Safety clause.** The general assembly finds,
27 determines, and declares that this act is necessary for the immediate

1 preservation of the public peace, health, or safety or for appropriations for
2 the support and maintenance of the departments of the state and state
3 institutions.