

CHAPTER 29

CRIMINAL LAW AND PROCEDURE

HOUSE BILL 05-1143

BY REPRESENTATIVE(S) Borodkin, Carroll T., Curry, Frangas, Lindstrom, Madden, Marshall, Merrifield, Pommer, Todd, Benefield, Berens, Boyd, Cloer, Green, Harvey, Hefley, May M., McFadyen, McGihon, Riesberg, Romanoff, and Solano; also SENATOR(S) Fitz-Gerald, Bacon, Gordon, Groff, Grossman, Hanna, Isgar, Jones, Sandoval, Shaffer, Tapia, Tochtrop, Tupa, Veiga, Williams, and Windels.

AN ACT**CONCERNING CREATION OF AN INTERAGENCY TASK FORCE ON TRAFFICKING IN PERSONS.**

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

SECTION 1. Title 18, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW ARTICLE to read:

ARTICLE 1.8
Interagency Task Force on Trafficking in Persons

18-1.8-101. Interagency task force. (1) THERE IS HEREBY CREATED AN INTERAGENCY TASK FORCE ON TRAFFICKING IN PERSONS, REFERRED TO IN THIS SECTION AS THE "TASK FORCE".

(2) THE TASK FORCE SHALL CONSIST OF THE FOLLOWING MEMBERS OR THEIR DESIGNEES:

- (a) THE ATTORNEY GENERAL;
- (b) THE PRESIDENT OF THE COLORADO DISTRICT ATTORNEYS COUNCIL;
- (c) THE STATE PUBLIC DEFENDER;
- (d) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY;
- (e) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LABOR AND EMPLOYMENT;

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

- (f) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES;
 - (g) A MUNICIPAL POLICE CHIEF APPOINTED BY THE COLORADO ASSOCIATION OF CHIEFS OF POLICE;
 - (h) THE GOVERNOR;
 - (i) A SHERIFF APPOINTED BY THE STATE SHERIFF'S ASSOCIATION;
 - (j) A REPRESENTATIVE FROM A STATEWIDE ORGANIZATION REPRESENTING VICTIMS;
 - (k) A REPRESENTATIVE FROM A STATEWIDE COALITION REPRESENTING VICTIMS OF DOMESTIC VIOLENCE;
 - (l) A REPRESENTATIVE FROM A STATEWIDE COALITION REPRESENTING VICTIMS OF SEXUAL ASSAULT.
- (3) THE TASK FORCE SHALL:
- (a) COLLECT AND ORGANIZE DATA ON THE NATURE AND EXTENT OF TRAFFICKING IN PERSONS IN THE STATE;
 - (b) INVESTIGATE COLLABORATIVE MODELS FOR PROTECTING VICTIMS OF TRAFFICKING;
 - (c) MEASURE AND EVALUATE THE PROGRESS OF THE STATE IN PREVENTING TRAFFICKING, PROTECTING AND PROVIDING ASSISTANCE TO VICTIMS OF TRAFFICKING, AND PROSECUTING PERSONS ENGAGED IN TRAFFICKING;
 - (d) IDENTIFY AVAILABLE FEDERAL, STATE, AND LOCAL PROGRAMS THAT PROVIDE SERVICES TO VICTIMS OF TRAFFICKING THAT INCLUDE, BUT ARE NOT LIMITED TO, HEALTH CARE, HUMAN SERVICES, HOUSING, EDUCATION, LEGAL ASSISTANCE, JOB TRAINING OR PREPARATION, INTERPRETING SERVICES, ENGLISH-AS-A-SECOND-LANGUAGE CLASSES, VOLUNTARY REPATRIATION, AND VICTIM'S COMPENSATION;
 - (e) EVALUATE APPROACHES TO INCREASE PUBLIC AWARENESS IN TRAFFICKING;
 - (f) ANALYZE EXISTING STATE CRIMINAL STATUTES FOR THEIR ADEQUACY IN ADDRESSING TRAFFICKING AND, IF SUCH ANALYSIS DETERMINES THAT THOSE STATUTES ARE INADEQUATE, RECOMMEND REVISION TO THE STATUTES OR ENACTMENT OF NEW STATUTES THAT BETTER ADDRESS TRAFFICKING; AND
 - (g) CONSULT WITH GOVERNMENTAL AND NON-GOVERNMENTAL ORGANIZATIONS IN DEVELOPING RECOMMENDATIONS TO STRENGTHEN STATE AND LOCAL EFFORTS TO PREVENT TRAFFICKING, PROTECT AND ASSIST VICTIMS OF TRAFFICKING, AND PROSECUTE TRAFFICKERS.
- (4) ALL STATE AND LOCAL AGENCIES SHALL COOPERATE WITH THE TASK FORCE AND PROVIDE SUCH DATA AND OTHER INFORMATION AS THE TASK FORCE MAY REQUIRE IN CARRYING OUT ITS DUTIES UNDER THIS SECTION.

(5) THE TASK FORCE SHALL REPORT ITS FINDINGS AND RECOMMENDATIONS TO THE JUDICIARY COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND SENATE BY JANUARY 15, 2007.

(6) FOR THE PURPOSES OF THIS SECTION, "TRAFFICKING" MEANS ALL ACTS INVOLVED IN THE RECRUITMENT, ABDUCTION, TRANSPORT, HARBORING, TRANSFER, SALE, OR RECEIPT OF PERSONS, WITHIN NATIONAL OR INTERNATIONAL BORDERS, THROUGH FORCE, COERCION, FRAUD, DECEPTION, TO PLACE PERSONS IN SITUATIONS OF SLAVERY OR SLAVERY-LIKE CONDITIONS, FORCED LABOR OR SERVICES, SUCH AS FORCED PROSTITUTION OR SEXUAL SERVICES, DOMESTIC SERVITUDE, BONDED SWEATSHOP LABOR, OR OTHER DEBT BONDAGE.

SECTION 2. 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: April 5, 2005