

**HB42 ENROLLED**



1 HB42  
2 7PP92E2-3  
3 By Representative Givens  
4 RFD: Judiciary  
5 First Read: 06-Feb-24  
6 PFD: 12-Jan-24



## HB42 Enrolled

1 Enrolled, An Act,  
2 Relating to crimes and offenses; to amend Section 13A-6-152,  
3 Code of Alabama 1975, to further provide for the punishment of  
4 certain human trafficking offenses under certain conditions;  
5 and in connection therewith would have as its purpose or  
6 effect the requirement of a new or increased expenditure of  
7 local funds within the meaning of Section 111.05 of the  
8 Constitution of Alabama of 2022.

9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

10 Section 1. This act shall be known and may be cited as  
11 the Sound of Freedom Act.

12 Section 2. Section 13A-6-152, Code of Alabama 1975, is  
13 amended to read as follows:

14 "§13A-6-152

15 (a) A person commits the crime of human trafficking in  
16 the first degree if:

17 (1) He or she knowingly subjects another person to  
18 labor servitude or sexual servitude.

19 (2) He or she knowingly obtains, recruits, entices,  
20 solicits, induces, threatens, isolates, harbors, holds,  
21 restrains, transports, provides, or maintains any minor for  
22 the purpose of causing a minor to engage in sexual servitude.

23 (3) He or she knowingly gives, or attempts to give,  
24 monetary consideration or any other thing of value to engage  
25 in any sexual conduct with a minor or an individual he or she  
26 believes to be a minor.

27 (b) For purposes of this section, it is not required  
28 that the defendant have knowledge of a minor victim's age, nor



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29 is reasonable mistake of age a defense to liability under this  
30 section.

31 (c) A corporation, or any other legal entity other than  
32 an individual, may be prosecuted for human trafficking in the  
33 first degree for an act or omission only if an agent of the  
34 corporation or entity performs the conduct which is an element  
35 of the crime while acting within the scope of his or her  
36 office or employment and on behalf of the corporation or  
37 entity, and the commission of the crime was either authorized,  
38 requested, commanded, performed, or within the scope of the  
39 person's employment on behalf of the corporation or entity or  
40 constituted a pattern of conduct that an agent of the  
41 corporation or entity knew or should have known was occurring.

42 (d) Any person who obstructs, or attempts to obstruct,  
43 or in any way interferes with or prevents the enforcement of  
44 this section shall be guilty of a Class A felony.

45 (e) Human trafficking in the first degree is a Class A  
46 felony. In any prosecution under this section where the  
47 defendant is nineteen years old or older and there is a minor  
48 trafficking victim, the court shall sentence the defendant to  
49 a minimum of life imprisonment."

50 Section 3. Although this bill would have as its purpose  
51 or effect the requirement of a new or increased expenditure of  
52 local funds, the bill is excluded from further requirements  
53 and application under Section 111.05 of the Constitution of  
54 Alabama of 2022, because the bill defines a new crime or  
55 amends the definition of an existing crime.

56 Section 4. This act shall become effective October 1,

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57 2024.



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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and was passed by the House 20-Feb-24, as amended.

John Treadwell  
Clerk

Senate

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**11-Apr-24**

Amended and Passed

House

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**16-Apr-24**

Concurred in Senate  
Amendment