

HB94 INTRODUCED



1 HB94
2 873K22F-1
3 By Representative Givan
4 RFD: Judiciary
5 First Read: 04-Feb-25
6 PFD: 24-Jan-25



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SYNOPSIS:

Under existing law, human trafficking in the second degree is a Class B felony.

This bill would provide that knowingly advertising, either online or in print, access to the sexual or labor servitude of another is human trafficking in the second degree.

This bill would also make nonsubstantive, technical revisions to update the existing code language to current style.

A BILL
TO BE ENTITLED
AN ACT

Relating to crimes and offenses; to amend Section 13A-6-153, Code of Alabama 1975; to further provide for the crime of human trafficking in the second degree; and to make nonsubstantive, technical revisions to update the existing code language to current style.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 13A-6-153, Code of Alabama 1975, is amended to read as follows:



HB94 INTRODUCED

29 "§13A-6-153

30 (a) A person commits the crime of human trafficking in
31 the second degree if:

32 (1) ~~A person~~ He or she knowingly benefits, financially
33 or by receiving anything of value, from participation in a
34 venture or engagement for the purpose of sexual servitude or
35 labor servitude.

36 (2) ~~A person~~ He or she knowingly recruits, entices,
37 solicits, induces, harbors, transports, holds, restrains,
38 provides, maintains, subjects, or obtains by any means another
39 person for the purpose of labor servitude or sexual servitude.

40 (3) He or she knowingly advertises, either online or in
41 print, access to the sexual or labor servitude of another.

42 ~~(3)~~ (b) A corporation, or any other legal entity other
43 than an individual, may be prosecuted for human trafficking in
44 the second degree for an act or omission only if an agent of
45 the corporation or entity performs the conduct which is an
46 element of the crime while acting within the scope of his or
47 her office or employment and on behalf of the corporation or
48 entity, and the commission of the crime was either authorized,
49 requested, commanded, performed, or within the scope of the
50 person's employment on behalf of the corporation or entity or
51 constituted a pattern of conduct that an agent of the
52 corporation or entity knew or should have known was occurring.

53 ~~(4)~~ (c) Any person who obstructs, or attempts to
54 obstruct, or in any way interferes with or prevents the
55 enforcement of this section shall be guilty of a Class B
56 felony.



HB94 INTRODUCED

57 ~~(b)~~ (d) Human trafficking in the second degree is a
58 Class B felony."

59 Section 2. This act shall become effective on October
60 1, 2025.