

HB158 INTRODUCED



1 HB158
2 9J7VYMB-1
3 By Representative Bolton
4 RFD: Judiciary
5 First Read: 13-Jan-26



SYNOPSIS:

Under existing law, the crime of promoting prostitution in the third degree is a Class A misdemeanor.

This bill would increase the penalty to a Class D felony.

Under existing law, the crime of soliciting prostitution is a Class A misdemeanor.

This bill would provide that on a second conviction, the person must serve a minimum of five days in the county jail; and that on a third or subsequent conviction, the penalty would be increased to a Class D felony and the person must serve a minimum of 30 days in the county jail.

This bill would also increase the penalty for soliciting prostitution to a Class D felony if the person solicited is a victim of human trafficking.

A BILL
TO BE ENTITLED
AN ACT

Relating to crimes and offenses; to amend Sections 13A-12-113, 13A-12-121, and 13A-12-122, Code of Alabama 1975,



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to increase the penalty for the crime of promoting prostitution; and to increase the penalty for the crime of soliciting prostitution under certain conditions, including repeat violations and soliciting certain victims.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 13A-12-113, 13A-12-121, and 13A-12-122, Code of Alabama 1975, are amended to read as follows:

"§13A-12-113

(a) A person commits the crime of promoting prostitution in the third degree if he or she knowingly advances or profits from prostitution.

(b) Promoting prostitution in the third degree is a ~~Class A misdemeanor~~ Class D felony."

"§13A-12-121

(a) No person shall commit an act of prostitution as defined in Section 13A-12-120.

(b) (1) No person shall solicit, compel, or coerce any person to have sexual intercourse or participate in any natural or unnatural sexual act, sodomy, or sexual contact for monetary consideration or other thing of marketable value.

(2) A person who violates this subsection shall be punished as follows:

a. On a first violation, the person shall be guilty of a Class A misdemeanor.

b. On a second violation, the person shall be guilty of a Class A misdemeanor and shall be sentenced to serve not less than five days in the county jail.



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57 c. On a third or subsequent violation, the person shall
58 be guilty of a Class D felony and shall be sentenced to serve
59 not less than 30 days in the county jail.

60 (3)a. If the person solicited, compelled, or coerced a
61 trafficking victim, as defined under Section 13A-6-151, to
62 engage in sexual intercourse, a sexual act, sodomy, or sexual
63 contact, the person shall be guilty of a Class D felony.

64 b. It is not a defense to prosecution under this
65 subdivision that the defendant did not know the victim was a
66 trafficking victim.

67 (c) No person shall agree to engage in sexual
68 intercourse, sodomy, or sexual contact with another or
69 participate in the act for monetary consideration or other
70 thing of marketable value and give or accept monetary
71 consideration or other thing of value in furtherance of the
72 agreement.

73 (d) No person shall knowingly do any of the following:

74 (1) Cause or aid a person to commit or engage in
75 prostitution.

76 (2) Procure or solicit patrons for prostitution.

77 (3) Provide persons or premises for prostitution
78 purposes.

79 (4) Receive or accept money or other thing of value
80 pursuant to a prior agreement with any person whereby he or
81 she participates or is to participate in the proceeds of any
82 prostitution activity.

83 (5) Operate or assist in the operation of a house of
84 prostitution or a prostitution enterprise."



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85 "§13A-12-122

86 (a) ~~Each~~ Except as otherwise provided in Section
87 13A-12-121(b), each violation of Section 13A-12-121 is a Class
88 A misdemeanor.

89 (b) A violation of Section 13A-12-121.1 is a Class B
90 felony."

91 Section 2. This act shall become effective on October
92 1, 2026.