

**Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**ENGROSSED**

*This Version Includes All Amendments Adopted  
on Second Reading in the House of Introduction*

LLS NO. 24-0331.01 Michael Dohr x4347

**SENATE BILL 24-035**

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**SENATE SPONSORSHIP**

**Pelton B. and Fields,**

**HOUSE SPONSORSHIP**

**Winter T.,**

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**Senate Committees**  
Judiciary

**House Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING STRENGTHENING THE ENFORCEMENT OF HUMAN**  
102 **TRAFFICKING FOR SERVITUDE.**

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**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>.)*

Under current law, "crimes of violence" are subject to enhanced sentencing. The bill adds human trafficking of an adult or a minor for the purpose of involuntary servitude and human trafficking of an adult or a minor for sexual servitude to the list of crimes of violence that are subject to enhanced sentencing. The bill makes the statute of limitations for human trafficking of an adult or a minor for the purpose of involuntary

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.*

SENATE  
Amended 2nd Reading  
February 27, 2024



1           (2.5) It is an affirmative defense to a charge pursuant to  
2           subsection (2) of this section if the person being charged can demonstrate  
3           by a preponderance of the evidence that, at the time of the offense, he or  
4           she was a victim of human trafficking for sexual servitude who was  
5           forced or coerced into engaging in the human trafficking of minors for  
6           sexual servitude pursuant to subsection (2) of this section.

7           **SECTION 3.** In Colorado Revised Statutes, 16-5-401, **amend** (6),  
8           (8)(a) introductory portion, (8)(a.3) introductory portion, (8)(a.5)  
9           introductory portion, (8)(a.7)(I), and (8)(a.7)(II) as follows:

10           **16-5-401. Limitation for commencing criminal proceedings,**  
11           **civil infraction proceedings, and juvenile delinquency proceedings -**  
12           **definitions.** (6) Except as otherwise provided in ~~paragraph (a) of~~  
13           ~~subsection (1)~~ SUBSECTION (1)(a) of this section pertaining to sex offenses  
14           against children, ~~or~~ felony sexual assault in violation of section 18-3-402,  
15           ~~C.R.S.~~, HUMAN TRAFFICKING FOR INVOLUNTARY SERVITUDE OF AN ADULT  
16           OR A MINOR IN VIOLATION OF SECTION 18-3-503, OR HUMAN TRAFFICKING  
17           FOR SEXUAL SERVITUDE OF AN ADULT IN VIOLATION OF SECTION 18-3-504  
18           (1), the period of time during which an adult person or juvenile may be  
19           prosecuted ~~shall be~~ IS extended for an additional seven years as to any  
20           offense or delinquent act charged under section 18-6-403 ~~C.R.S.~~, or  
21           charged as criminal attempt, conspiracy, or solicitation to commit any of  
22           the acts specified in said sections.

23           (8) (a) Except as otherwise provided in ~~paragraph (a) of~~  
24           ~~subsection (1)~~ SUBSECTION (1)(a) of this section pertaining to sex offenses  
25           against children, ~~or~~ felony sexual assault in violation of section 18-3-402,  
26           ~~C.R.S.~~, HUMAN TRAFFICKING FOR INVOLUNTARY SERVITUDE OF AN ADULT  
27           OR A MINOR IN VIOLATION OF SECTION 18-3-503, OR HUMAN TRAFFICKING

1 FOR SEXUAL SERVITUDE OF AN ADULT IN VIOLATION OF SECTION 18-3-504  
2 (1), and except as otherwise provided in ~~paragraphs (a.3) and (a.5) of this~~  
3 ~~subsection (8)~~ SUBSECTIONS (8)(a.3) AND (8)(a.5) OF THIS SECTION, the  
4 period of time during which an adult person or juvenile may be  
5 prosecuted ~~shall be~~ IS ten years after the commission of the offense or  
6 delinquent act as to any offense or delinquent act:

7 (a.3) Except as otherwise provided in ~~paragraph (a) of subsection~~  
8 ~~(1)~~ SUBSECTION (1)(a) of this section concerning sex offenses against  
9 children, ~~or~~ felony sexual assault in violation of section 18-3-402, ~~C.R.S.~~;  
10 HUMAN TRAFFICKING FOR INVOLUNTARY SERVITUDE OF AN ADULT OR A  
11 MINOR IN VIOLATION OF SECTION 18-3-503, OR HUMAN TRAFFICKING FOR  
12 SEXUAL SERVITUDE OF AN ADULT IN VIOLATION OF 18-3-504 (1), if the  
13 victim at the time of the commission of an offense or delinquent act is a  
14 child under eighteen years of age, the period of time during which an  
15 adult person or juvenile may be prosecuted ~~shall be~~ IS ten years after ~~such~~  
16 THE victim reaches the age of eighteen years as to any offense or  
17 delinquent act:

18 (a.5) Except as otherwise provided in ~~paragraph (a) of subsection~~  
19 ~~(1)~~ SUBSECTION (1)(a) of this section concerning sex offenses against  
20 children, ~~or~~ felony sexual assault in violation of section 18-3-402, ~~C.R.S.~~;  
21 HUMAN TRAFFICKING FOR INVOLUNTARY SERVITUDE OF AN ADULT OR A  
22 MINOR IN VIOLATION OF SECTION 18-3-503, OR HUMAN TRAFFICKING FOR  
23 SEXUAL SERVITUDE OF AN ADULT IN VIOLATION OF SECTION 18-3-504 (1),  
24 in any case in which the identity of the defendant or juvenile is  
25 determined, in whole or in part, by patterned chemical structure of genetic  
26 information, and in which the offense has been reported to a law  
27 enforcement agency, as defined in section 26-1-114 (3)(a)(III)(B), ~~C.R.S.~~;

1 within ten years after the commission of the offense, there shall be IS no  
2 limit on the period of time during which a person may be prosecuted after  
3 the commission of the offense as to any offense or delinquent act charged:

4 (a.7) (I) Except as otherwise provided in ~~paragraph (a) of~~  
5 ~~subsection (1)~~ SUBSECTION (1)(a) of this section pertaining to sex offenses  
6 against children and except as otherwise provided in ~~paragraphs (a.3) and~~  
7 ~~(a.5) of this subsection (8)~~ SUBSECTIONS (8)(a.3) AND (8)(a.5) OF THIS  
8 SECTION, the period of time during which an adult person or juvenile may  
9 be prosecuted shall be IS twenty years after the commission of the offense  
10 or delinquent act as to any offense or delinquent act charged as a felony  
11 under section 18-3-402, ~~C.R.S.~~, 18-3-503, OR 18-3-504 (1), or as criminal  
12 attempt, conspiracy, or solicitation to commit a felony under section  
13 18-3-402, ~~C.R.S.~~ 18-3-503, OR 18-3-504 (1).

14 (II) Except as otherwise provided in ~~paragraph (a) of subsection~~  
15 ~~(1)~~ SUBSECTION (1)(a) of this section concerning sex offenses against  
16 children, if the victim at the time of the commission of an offense or  
17 delinquent act is a child under eighteen years of age, the period of time  
18 during which an adult person or juvenile may be prosecuted shall be IS  
19 twenty years after ~~such~~ THE victim reaches eighteen years of age as to any  
20 offense or delinquent act charged as a felony under section 18-3-402,  
21 ~~C.R.S.~~, 18-3-503, OR 18-3-504 (1), or as criminal attempt, conspiracy, or  
22 solicitation to commit a felony under section 18-3-402, ~~C.R.S.~~, 18-3-503,  
23 OR 18-3-504 (1).

24 **SECTION 4. Safety clause.** The general assembly finds,  
25 determines, and declares that this act is necessary for the immediate  
26 preservation of the public peace, health, or safety or for appropriations for

- 1 the support and maintenance of the departments of the state and state
- 2 institutions.