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## A BILL FOR AN ACT

RELATING TO SEX TRAFFICKING.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 712-1202, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "§712-1202 Sex trafficking. (1) A person commits the  
4 offense of sex trafficking if the person knowingly:

5           (a) Advances prostitution by compelling or inducing a  
6 person by force, threat, fraud, coercion, or  
7 intimidation to engage in prostitution, or profits  
8 from such conduct by another; or

9           (b) Advances or profits from prostitution of a minor;  
10 provided that with respect to the victim's age, the  
11 prosecution shall be required to prove only that the  
12 person committing the offense acted negligently.

13           (2) Sex trafficking is a class A felony.

14           (3) As used in this section:

15           "Coercion" means:

16           (1) Threats of serious harm to or physical restraint  
17           against any person;



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1        (2) Any scheme, plan, or pattern intended to cause a  
 2                    person to believe that failure to perform an act would  
 3                    result in serious harm to or physical restraint  
 4                    against any person; or

5        (3) The abuse or threatened abuse of the legal process.

6        "Fraud" means making material false statements,  
 7        misstatements, or omissions.

8        "Minor" means a person who is less than eighteen years of  
 9        age.

10        "Threat" means any of the actions listed in section  
 11        707-764(1)."

12        SECTION 2. This Act does not affect rights and duties that  
 13        matured, penalties that were incurred, and proceedings that were  
 14        begun before its effective date.

15        SECTION 3. New statutory material is underscored.

16        SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: \_\_\_\_\_



By Request

JAN 21 2021



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**Report Title:**

Honolulu Prosecuting Attorney Package; Sex Trafficking

**Description:**

Amends section 712-1202, Hawaii Revised Statutes, to include coercion as a means of committing the offense of sex trafficking.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

