

REVENUE: No revenue impact

FISCAL: Fiscal statement issued

Action: Do Pass
Vote: 9 - 0 - 1
Yeas: Garrett, Hicks, Nolan, Schaufler, Tomei, Wand, Whisnant, Barker, Krieger
Nays: 0
Exc.: Olson
Prepared By: Bill Taylor, Counsel
Meeting Dates: 5/9, 5/19

WHAT THE MEASURE DOES: Removes the requirement that the state prove that a person charged with compelling a minor to engage in prostitution knew the person being compelled was a minor and eliminates the defense that the defendant did not know the minor’s age or that the defendant reasonably believed the minor was older than eighteen years of age. Adds “aids or facilitates” to the crime of compelling prostitution. Subjects a juvenile age 15, 16 or 17 years old to juvenile court jurisdiction rather than adult court, and a mandatory minimum sentence of 70 months for facilitating the crime of prostitution, unless the juvenile court waives the child to adult court. Applies to conduct occurring on or after the effective date of the measure. Declares emergency, effective upon passage.

ISSUES DISCUSSED:

- John school
- Those compelling minors into prostitution should not be able to raise the defense they did not know the minor’s age
- Pimps often use juveniles to encourage other juveniles to commit acts of prostitution

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: Currently, the state must prove that a person compelling another to commit the crime of prostitution knew that the person being compelled was under the age of eighteen. The sentence for compelling prostitution is a minimum of 70 months.