

House Bill 3260

Sponsored by Representative STARK (at the request of The Trafficking Victims and Survivors Law Center)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Modifies crime of trafficking in persons. Includes knowingly purchasing or attempting to purchase another person and certain past circumstances of other person in elements of crime. Removes from one manner of committing crime requirement that person know or recklessly disregard fact that other person is under 18 years of age.

A BILL FOR AN ACT

1
2 Relating to trafficking in persons; amending ORS 163.266.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 163.266 is amended to read:

5 163.266. (1) A person commits the crime of trafficking in persons if the person knowingly re-
6 cruits, entices, harbors, transports, **purchases**, provides or obtains by any means, or attempts to
7 recruit, entice, harbor, transport, **purchase**, provide or obtain by any means, another person and:

8 (a) The person knows that the other person **has been or** will be subjected to involuntary
9 servitude as described in ORS 163.263 or 163.264;

10 (b) The person knows or recklessly disregards the fact that force, fraud or coercion **has been**
11 **or** will be used to cause the other person to engage in a commercial sex act; or

12 (c) [*The person knows or recklessly disregards the fact that*] The other person is under 18 years
13 of age and **the person knows or recklessly disregards the fact that the other person has been**
14 **or** will be used in a commercial sex act.

15 (2) A person commits the crime of trafficking in persons if the person knowingly benefits finan-
16 cially or receives something of value from participation in a venture that involves an act prohibited
17 by subsection (1) of this section or ORS 163.263 or 163.264.

18 (3) As used in this section, "commercial sex act" means sexual conduct or sexual contact, as
19 those terms are defined in ORS 167.002, performed in return for a fee or anything of value.

20 (4) Violation of subsection (1)(a) or (2) of this section is a Class B felony.

21 (5) Violation of subsection (1)(b) or (c) of this section is a Class A felony.

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NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.