

National State Law Survey: Distinguishing Between Adult and Minor Victims

State ¹	State Sex Trafficking Law	Does the trafficking law distinguish between adult and minor victims? ²
Alabama	Ala. Code § 13A-6-152 (Human trafficking in the first degree)	Yes
Alaska	Alaska Stat. § 11.66.110 (Sex trafficking in the first degree)	Yes
Arizona	Ariz. Rev. Stat. Ann. § 13-3212 (Child Sex Trafficking)	Yes
Arkansas	Ark. Code Ann. § 5-18-103 (Trafficking of persons)	Yes
California	Cal. Penal Code § 236.1 (Human trafficking defined; punishment)	Yes
Colorado	Colo. Rev. Stat. Ann. § 18-3-504 (Human trafficking of a minor for sexual servitude)	Yes
Connecticut	Conn. Gen. Stat. § 53a-192a (Trafficking in persons)	Yes
Delaware	Del. Code Ann. tit. 11, § 787 (Trafficking an individual, forced labor and sexual servitude)	Yes
DC	D.C. Code § 22-1834 (Sex trafficking of children)	Yes
Florida	Fla. Stat. Ann. § 787.06 (Human trafficking)	Yes
Georgia	Ga. Code Ann. § 16-5-46 (Trafficking of persons for labor or sexual servitude)	Yes
Hawaii	Haw. Rev. Stat. Ann. § 712-1202 (Sex trafficking)	Yes
Idaho	Idaho Code Ann. § 18-8602 (Human trafficking defined)	Yes
Illinois	720 Ill. Comp. Stat. Ann. 5/10-9 (Trafficking in persons, involuntary servitude, and related offenses)	Yes
Indiana	Ind. Code Ann. § 35-42-3.5-1 (Promotion of human trafficking; sexual trafficking of a minor; human trafficking)	Yes
Iowa	Iowa Code § 710A.2 (Human trafficking)	Yes

¹ Evaluations of state laws are based on legislation enacted as of August 1, 2017. For related policy goals, background information, and select statute highlights, please visit http://sharedhope.org/wp-content/uploads/2015/11/Issue_Briefs/Issue_Briefs_1.1.pdf.

² A yes response indicates that at least one of the state's trafficking laws distinguish between adult and minor victims. State sex trafficking laws can distinguish between the trafficking of adults and minors in a number of ways, including creating a separate offense, increasing penalties when a minor is involved, or eliminating otherwise applicable force, fraud, or coercion requirements.

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Kansas	Kan. Stat. Ann. § 21-5426 (Human trafficking)	Yes
Kentucky	Ky. Rev. Stat. Ann. § 529.100 (Human trafficking)	Yes
Louisiana	La. Rev. Stat. Ann. §§ 14:46.3 (Trafficking of children for sexual purposes) and 14:46.2 (Human trafficking)	Yes
Maine	Me. Rev. Stat. Ann. tit. 17-A, § 852 (Aggravated sex trafficking)	Yes
Maryland	Md. Code Ann., Crim. Law § 11-303 (Human trafficking)	Yes
Massachusetts	Mass. Gen. Laws ch. 265, § 50 (Human trafficking—Sexual servitude)	Yes
Michigan	Mich. Comp. Laws Ann. § 750.462e (Forced labor or services; prohibited conduct as relates to age of minor)	Yes
Minnesota	Minn. Stat. Ann. § 609.322 (Solicitation, inducement, and promotion of prostitution; sex trafficking)	Yes
Mississippi	Miss. Code Ann. § 97-3-54.1 (Human Trafficking Act; prohibited conduct; penalty)	Yes
Missouri	Mo. Rev. Stat. § 566.211 (Sexual trafficking of a child—penalty)	Yes
Montana	Mont. Code Ann. §§ 45-5-702 (Trafficking of persons), 45-5-704 (Sexual servitude), and 45-5-705 (Patronizing victim of sexual servitude)	Yes
Nebraska	Neb. Rev. Stat. Ann. § 28-831 (Human trafficking; forced labor or services; prohibited acts; penalties)	Yes
Nevada	Nev. Rev. Stat. Ann. § 201.300 (Pandering and sex trafficking: Definitions; penalties; exception)	Yes
New Hampshire	N.H. Rev. Stat. Ann. § 633:7 (Trafficking in persons)	Yes
New Jersey	N.J. Stat. Ann. § 2C:13-8 (Human trafficking)	Yes
New Mexico	N.M. Stat. Ann. § 30-52-1 (Human trafficking)	Yes
New York	N.Y. Penal Law § 230.34 (Sex trafficking)	No
North Carolina	N.C. Gen. Stat. §§ 14-43.13 (Sexual servitude) and 14-43.11 (Human trafficking)	Yes
North Dakota	N.D. Cent. Code §§ 12.1-41-02 (Trafficking an individual) and 12.1-41-04 (Sexual servitude)	Yes

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Ohio	Ohio Rev. Code Ann. § 2905.32 (Trafficking in persons)	Yes (under 16 ³)
Oklahoma	Okla. Stat. Ann. tit. 21, § 748 (Human trafficking)	Yes
Oregon	Or. Rev. Stat. § 163.266 (Trafficking in persons)	Yes
Pennsylvania	18 Pa. Cons. Stat. § 3011 (Trafficking in individuals)	Yes
Rhode Island	R.I. Gen. Laws Ann. § 11-67.1-3 (Trafficking an individual)	Yes
South Carolina	S.C. Code Ann. § 16-3-2020 (Trafficking in persons; penalties; defenses)	Yes
South Dakota	S.D. Codified Laws §§ 22-49-1 (Human trafficking prohibited) and 22-49-2 (First degree human trafficking)	Yes
Tennessee	Tenn. Code Ann. § 39-13-309 (Trafficking for commercial sex acts)	Yes
Texas	Tex. Penal Code Ann. § 20A.02 (Trafficking of persons)	Yes
Utah	Utah Code Ann. § 76-5-308.5 (Human trafficking of a child—Penalties)	Yes
Vermont	Vt. Stat. Ann. tit. 13, § 2652 (Human trafficking)	Yes
Virginia	Va. Code Ann. § 18.2-357.1 (Commercial sex trafficking; penalties)	Yes
Washington	Wash. Rev. Code Ann. § 9A.40.100 (Trafficking)	Yes
West Virginia	W. Va. Code Ann. § 61-14-2 (Human trafficking of an individual; penalties)	Yes
Wisconsin	Wis. Stat. § 948.051 (Trafficking of a child)	Yes
Wyoming	Wyo. Stat. Ann. §§ 6-2-702 (Human trafficking in the first degree; penalty), 6-2-703 (Human trafficking in the second degree), and 6-2-706 (Sexual servitude of a minor)	Yes
Totals:		48 states & DC distinguish between adult and minor victims; 1 state distinguishes between adult and minor victims of a certain age; 1 state does not distinguish between adult and minor victims

³ Ohio Rev. Code Ann. § 2905.32 (Trafficking in persons) also distinguishes between adult victims and older minors, but requires knowledge on the part of the offender.