

## National State Law Survey: Buyer-Applicable Laws

State <sup>1</sup>	Trafficking law could be applied to buyers <sup>2</sup>	CSEC could be applied to buyers	Applicable offense <sup>3</sup>	Penalty (max. sentence and fine for first offense)	Applicable offense protects all minors under 18
Alabama	Yes	Yes	Ala. Code § 13A-6-152 (Human trafficking in the first degree)	Class A felony (life or 10–99yrs, \$60k)	Yes
Alaska	No	Yes	Alaska Stat. § 11.66.100 (Prostitution)	Class C felony (0–2yrs, \$50k)	Yes
Arizona	Yes	No	Ariz. Rev. Stat. Ann. § 13-3212 (Child sex trafficking; classification; increased punishment; definition)	Class 2 felony if 15–17 and buyer knew minor’s age (7–21yrs, \$150k); Class 6 felony if 15–17 and prosecution cannot prove buyer knew minor’s age (.33–2yrs, \$150k); Class 2 felony if under 15 (13–27yrs, \$150k) <sup>4</sup>	Yes
Arkansas	Yes	Yes	Ark. Code Ann. § 5-18-103 (Trafficking of persons)	Class Y felony (10–40yrs or life)	Yes
California	No	Yes	Cal. Penal Code § 647 (Disorderly conduct; restrictions on probation)	Misdemeanor (2 days–1yr, \$10k) <sup>5</sup>	Yes
Colorado	Yes*	Yes	Colo. Rev. Stat. Ann. § 18-3-504 (Human trafficking of a minor for sexual servitude)	Class 2 felony (8–24yrs, \$5k–\$1m)	Yes
Connecticut	No	Yes	Conn. Gen. Stat. § 53a-83b (Commercial sexual abuse of a minor: Class B felony)	Class B felony if 15–17 (1–20yrs, \$15k); Class A felony if under 15 (10–25yrs, \$20k)	Yes
Delaware	Yes	No	Del. Code Ann. tit. 11, § 787 (Trafficking an individual; forced labor and sexual servitude)	Class C felony (max. 15yrs) <sup>6</sup>	Yes

<sup>1</sup> Evaluations of state laws are based on legislation enacted as of August 1, 2019. For related policy goals, background information, and select statute highlights, please visit [http://sharedhope.org/wp-content/uploads/2015/11/Issue\\_Briefs/Issue\\_Briefs\\_2.1.pdf](http://sharedhope.org/wp-content/uploads/2015/11/Issue_Briefs/Issue_Briefs_2.1.pdf) and [http://sharedhope.org/wp-content/uploads/2012/10/Issue\\_Briefs\\_2.2.pdf](http://sharedhope.org/wp-content/uploads/2012/10/Issue_Briefs_2.2.pdf).

<sup>2</sup> Responses with an asterisk (\*) indicate that the core human trafficking law applies to buyers based on federal precedent.

<sup>3</sup> Reflects only the offenses that carry the highest maximum penalty and does not reflect all offenses with which buyers of sex with a minor could be charged.

<sup>4</sup> Penalties apply to the buyer-specific provision of the child sex trafficking law, Ariz. Rev. Stat. Ann. § 13-3212(B).

<sup>5</sup> Penalties are reduced if the state fails to prove that the buyer knew or should have known that the person solicited was a minor.

<sup>6</sup> Penalties apply to the buyer-specific provision of the trafficking law, Del. Code Ann. tit. 11, § 787(b)(4), which criminalizes patronizing a victim of sexual servitude.

DC	Yes*	Yes	D.C. Code § 22-1834 (Sex trafficking of children)	Max. 20yrs, \$50k	Yes
Florida	Yes	Yes	Fla. Stat. Ann. § 787.06 (Human trafficking)	Life felony (max. life, \$15k)	Yes
Georgia	Yes	Yes	Ga. Code Ann. § 16-5-46 (Trafficking of persons for labor or sexual servitude)	Felony (25–50yrs or life, \$100k)	Yes
Hawaii	No	Yes	Haw. Rev. Stat. Ann. § 712-1209.1 (Solicitation of a minor for prostitution)	Class C felony (max. 5yrs, \$5k–10k)	Yes
Idaho	Yes	Yes	Idaho Code Ann. § 18-5610 (Utilizing a person under eighteen years of age for prostitution-penalties)	Felony (2 yrs–life, \$50k)	Yes
Illinois	Yes*	Yes	720 Ill. Comp. Stat. Ann. 5/10-9 (Trafficking in persons, involuntary servitude, and related offenses)	Class 1 felony if 17 (4–15yrs, \$25k); Class X felony if under 17 (6–30yrs, \$25k)	Yes
Indiana	Yes	No	Ind. Code Ann. § 35-42-3.5-1.4 (Human trafficking)	Level 5 felony (1–6yrs, \$10k)	Yes
Iowa	Yes	Yes	Iowa Code § 710A.2 (Human trafficking)	Class C felony (max. 10yrs, \$1k–\$10k)	Yes
Kansas	Yes	Yes	Kan. Stat. Ann. § 21-5426 (Human trafficking; aggravated human trafficking)	Severity level 1, person felony if 14–17 (240–267 months, \$300k); Off-grid person felony if under 14 and offender 18+ (25yrs–life, \$500k)	Yes
Kentucky	Yes	Yes	Ky. Rev. Stat. Ann. § 529.100 (Human trafficking)	Class B felony (10–20yrs, \$1k–\$10k)	Yes
Louisiana	Yes	Yes	La. Rev. Stat. Ann. § 14:46.3 (Trafficking of children for sexual purposes)	If 14–17 (15–50yrs, \$50k); If under 14 (25–50yrs, \$75k)	Yes
Maine	No	Yes	Me. Rev. Stat. Ann. tit. 17-A, § 855 (Patronizing prostitution of minor or person with mental disability)	Class D crime (less than 1yr, \$2k) <sup>7</sup>	Yes
Maryland	No	Yes	Md. Code Ann., Crim. Law § 3-324 (Sexual Solicitation of minor)	Felony (max. 10yrs, \$25k)	Yes

<sup>7</sup> If the buyer knew the victim was a minor, the penalty will be enhanced to a Class C crime punishable by up to 5 years imprisonment and a \$5,000 fine.

Massachusetts	Yes*	Yes	Mass. Gen. Laws ch. 265, § 50 (Human trafficking—Sexual servitude)	5yrs–life	Yes
Michigan	Yes*	Yes	Mich. Comp. Laws Ann. § 750.462e (Forced labor or services; prohibited conduct as relates to age of minor)	Felony (max. 20yrs, \$20k)	Yes
Minnesota	No	Yes	Minn. Stat. Ann. § 609.324 (Engaging in, hiring, or agreeing to hire minor to engage in prostitution; penalties)	If 16–17 (max. 5yrs, \$10k); If 13–15 (max. 10yrs, \$20k); If under 13 (max. 20yrs, \$40k)	Yes
Mississippi	Yes	Yes	Miss. Code Ann. § 97-3-54.1 (Human Trafficking Act; prohibited conduct; penalty)	Felony (20yrs–life, \$50k–\$500k)	Yes
Missouri	Yes*	Yes	Mo. Rev. Stat. § 566.211 (Sexual trafficking of a child—penalty)	Felony (10yrs–life, \$250k)	Yes
Montana	Yes*	Yes	Mont. Code Ann. § 45-5-601 (Prostitution)	Felony (max. 100yrs, \$50k)	Yes
Nebraska	Yes	Yes	Neb. Rev. Stat. Ann. § 28-830 (Human trafficking; forced labor or services; terms, defined)	Class IB felony (20yrs–life)	Yes
Nevada	Yes*	Yes	Nev. Rev. Stat. Ann. § 201.300 (Pandering and sex trafficking: Definitions; penalties; exception)	Category A felony if 16–17 (max. life, \$10k); Category A felony if 14–15 (max. life, \$10k); Category A felony if under 14 (max. life, \$20k)	Yes
New Hampshire	Yes	Yes	N.H. Rev. Stat. Ann. § 633:7 (Trafficking in persons)	Class B felony (max. 7yrs, \$4k)	Yes
New Jersey	Yes*	Yes	N.J. Stat. Ann.- § 2C:13-8 (Human trafficking)	First degree crime (20yrs–life, \$200k)	Yes
New Mexico	Yes	Yes	N.M. Stat. Ann. § 30-52-1 (Human trafficking)	Third degree felony if 16–17 (max. 3yrs, \$5k); Second degree felony if 13–15 (max. 9yrs, \$10k); First degree felony if under 13 (max. 18yrs, \$15k)	Yes

<b>New York</b>	No	Yes	N.Y. Penal Law § 230.11 (Aggravated patronizing a minor for prostitution in the third degree); N.Y. Penal Law § 230.12 (Aggravated patronizing prostitution in the second degree); N.Y. Penal Law § 230.13 (Aggravated patronizing a minor for prostitution in the first degree)	Class E felony if under 17 (max. 4yrs, \$5k); Class D felony if under 15 (2–7yrs, \$5k); Class B felony if under 11 or under 13 and offender 18+ (1–25yrs, \$5k)	No (under 17)
<b>North Carolina</b>	Yes*	Yes	N.C. Gen. Stat. § 14-43.11 (Human trafficking)	Class B2 felony (125–157 months)	Yes
<b>North Dakota</b>	Yes <sup>8</sup>	No	N.D. Cent. Code § 12.1-41-05 (Patronizing a victim of sexual servitude)	Class A felony (max. 20yrs; \$20k)	Yes
<b>Ohio</b>	No	Yes	Ohio Rev. Code Ann. § 2919.22 (Endangering children)	Second degree felony (2–8yrs, \$15k)	Yes
<b>Oklahoma</b>	Yes	Yes	Okla. Stat. Ann. tit. 21, § 748 (Human trafficking)	Felony (15yrs–life, \$250k)	Yes
<b>Oregon</b>	Yes*	Yes	Or. Rev. Stat. § 163.266 (Trafficking in persons)	Class A felony (max. 20yrs, \$375k)	Yes
<b>Pennsylvania</b>	Yes	Yes	18 Pa. Cons. Stat. § 3011 (Trafficking in individuals)	First degree felony (max. 20yrs, \$25k)	Yes
<b>Rhode Island</b>	Yes <sup>9</sup>	Yes	R.I. Gen. Laws Ann. § 11-67.1-6 (Patronizing a victim of sexual servitude)	Felony (max. 20yrs, \$20k)	Yes
<b>South Carolina</b>	Yes	Yes	S.C. Code Ann. § 16-3-2020 (Trafficking in persons; penalties; defenses)	Felony (max. 30yrs)	Yes
<b>South Dakota</b>	Yes*	No	S.D. Codified Laws § 22-49-2 (First degree human trafficking)	Class 2 felony (max. 25yrs, \$50k)	Yes
<b>Tennessee</b>	Yes	Yes	Tenn. Code Ann. § 39-13-309 (Trafficking for commercial sex acts)	Class B felony if 15–17 (8–30yrs, \$25k); Class A felony if under 15 (15–60yrs, \$50k)	Yes
<b>Texas</b>	Yes	Yes	Tex. Penal Code Ann. § 20A.02 (Trafficking of persons)	First degree felony (5yrs–life, \$10k)	Yes
<b>Utah</b>	Yes	Yes	Utah Code Ann. § 76-5-308.5 (Human trafficking of a child—Penalties)	First degree felony (5yrs–life, \$10k)	Yes

<sup>8</sup> The core human trafficking law, N.D. Cent. Code § 12.1-41-02 (Trafficking an individual), and the sex trafficking law, N.D. Cent. Code § 12.1-41-04 (Sexual servitude), do not apply to buyers, but two offenses within the human trafficking chapter are applicable to buyers.

<sup>9</sup> The core human trafficking law, R.I. Gen. Laws Ann. § 11-67.1-3 (Trafficking an individual), does not apply to buyers, but two offenses within the human trafficking chapter are applicable to buyers.

Vermont	Yes*	No	Vt. Stat. Ann. tit. 13, § 2652 (Human trafficking)	Felony (max. life, \$500k)	Yes
Virginia	No	Yes	Va. Code Ann. § 18.2-355 (Taking, detaining, etc., person for prostitution, etc., or consenting thereto; human trafficking)	Class 3 felony (5–20yrs, \$100k)	Yes
Washington	Yes	Yes	Wash. Rev. Code Ann. § 9A.40.100 (Trafficking)	Class A felony, seriousness level XIV (123–397 months, \$50k)	Yes
West Virginia	Yes <sup>10</sup>	Yes	W. Va. Code Ann. § 61-14-6 (Patronizing a victim of sexual servitude; penalties)	Felony (3–15yrs, \$300k)	Yes
Wisconsin	Yes	Yes	Wis. Stat. § 948.051 (Trafficking of a child)	Class C felony (max. 40yrs, \$100k)	Yes
Wyoming	Yes*	No	Wyo. Stat. Ann. § 6-2-318 (Soliciting to engage in illicit sexual relations; penalties)	Felony (max. 5yrs, \$10k)	Yes
<b>Totals:</b>	<b>40 states &amp; DC have a buyer-applicable trafficking law.</b>	<b>43 states &amp; DC have a buyer-applicable CSEC law.</b>			<b>Applicable offense in 49 states &amp; DC includes all minors.</b>

<sup>10</sup> The core human trafficking law, W. Va. Code Ann. § 61-14-2 (Human trafficking of an individual; penalties), does not apply to buyers, but a separate offense within the human trafficking article is applicable to buyers.