

National State Law Survey: Racketeering

State ¹	State racketeering or gang crimes statute includes sex trafficking and/or CSEC offense as predicate acts	Predicate acts ²
Alabama	No	N/A
Alaska	No	N/A
Arizona	Yes	Sexual exploitation of a minor; prostitution; obscene or indecent telephone communications to minors for commercial purposes; child sex trafficking
Arkansas	Yes	Any felony that is a crime of violence or a crime of pecuniary gain
California	Yes	Human trafficking; pimping; pandering; “any crime in which the perpetrator induces, encourages, or persuades a person under 18 years of age to engage in a commercial sex act”
Colorado	Yes	Human trafficking for sexual servitude; sexual exploitation of children; solicitation for child prostitution; pandering of a child; keeping a place of child prostitution; pimping of a child
Connecticut	Yes	Promoting prostitution in the first degree; employing a minor in an obscene performance; trafficking in persons
Delaware	Yes	Any felony chargeable under the Delaware Code; any misdemeanor related to prostitution, obscenity, or human trafficking
DC	Yes	Any felony or violent misdemeanor
Florida	Yes	Kidnapping; human trafficking; procuring a minor for prostitution; selling or buying of minors; sexual performance by a child
Georgia	Yes	Prostitution; keeping a place of prostitution; pimping; pandering; trafficking of persons for labor or sexual servitude
Hawaii	Yes	Kidnapping; solicitation of a minor for prostitution; sex trafficking
Idaho	Yes	Interstate trafficking in prostitution; procurement; inducing minor into prostitution
Illinois	Yes	Trafficking in persons; indecent solicitation of a child; promoting juvenile prostitution; patronizing a minor engaged in prostitution
Indiana	Yes	Human trafficking and sex trafficking; child exploitation; promoting prostitution
Iowa	Yes	Specified unlawful activity including human trafficking and commercial sexual exploitation of children
Kansas	Yes	Human trafficking or aggravated human trafficking; sexual exploitation of a child; commercial sexual exploitation of a child
Kentucky	Yes	Engaging in, promoting, or permitting prostitution or human

¹ Evaluations of state law 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_1.4.pdf.

² The offenses listed below do not constitute an exhaustive list of all offense that may be included as predicate acts under the state racketeering or gang crimes law.

		trafficking
Louisiana	Yes	Pandering; human trafficking; trafficking of children for sexual purposes; sale of minor children; pornography involving juveniles; computer-aided solicitation of a minor; prostitution; soliciting prostitutes; inciting prostitutes; promoting prostitution; letting premises for prostitution; enticing persons into prostitution; keeping a disorderly place; letting a disorderly place; operation of places of prostitution
Maine	No	N/A
Maryland	Yes	Sex trafficking; receiving earnings of prostitute; house of prostitution; any crime of violence
Massachusetts	Yes	Child exploitation; enticement of a child under 16; human trafficking; prostitution
Michigan	Yes	Child sexually abusive activity or material; pandering; human trafficking
Minnesota	Yes	Solicitation, inducement, and promotion of prostitution; sex trafficking
Mississippi	Yes	Prostitution, procuring prostitutes; enticing a child for concealment, prostitution, or marriage; exploitation of children; human trafficking
Missouri	Yes	Promoting online sexual solicitation; sexual trafficking of a child in the first degree; sexual trafficking of a child in the second degree; patronizing prostitution; promoting prostitution in the first degree; promoting prostitution in the second degree; sexual exploitation of a minor; child used in sexual performance; promoting sexual performance by a child
Montana	Yes ³	Any felony committed in associated with a criminal street gang
Nebraska	Yes	Pandering; keeping a place of prostitution; sex trafficking of a minor; any act related to the visual depiction of sexually explicit conduct prohibited in the Child Pornography Prevention Act
Nevada	Yes	Pandering and sex trafficking; trafficking in persons
New Hampshire	No	N/A
New Jersey	Yes	Human trafficking; prostitution and related offenses; endangering the welfare of children
New Mexico	Yes	Any offense involving promoting prostitution, including enticement of children and human trafficking
New York	Yes	Promoting prostitution in the first through third degree; sex trafficking of a child; promoting an obscene sexual performance by a child; promoting a sexual performance by a child
North Carolina	Yes	Any felony under Chapter 14 (Criminal Law) committed as part of a continuing series of violations
North Dakota	Yes	Child pornography; prostitution; human trafficking
Ohio	Yes	Compelling prostitution; promoting prostitution; trafficking in persons
Oklahoma	Yes	Human trafficking; trafficking in children; minors—procuring for participation in pornography; child under 18 years of age—procuring for prostitution, lewdness or other indecent act; child under 18—inducing, keeping, detaining, or restraining for prostitution

³ Montana has not enacted a racketeering statute, but Mont. Code Ann. § 45-8-404 (Additional sentence for criminal street gang-related felony) provides an enhanced penalty for the commission of a felony “committed for the benefit of, at the direction of, or in association with any criminal street gang”

Oregon	Yes	Using child in display of sexually explicit conduct; compelling prostitution; trafficking in persons
Pennsylvania	Yes	Human trafficking; prostitution and related offenses
Rhode Island	Yes	Any act involving prostitution or child exploitation for commercial or immoral purposes
South Carolina	Yes	Violent offenses, including trafficking in persons; engaging a child for sexual performance; producing, directing, or promoting sexual performance by a child; sexual exploitation of a minor in the first and second degree; promoting prostitution of a minor; participating in prostitution of a minor; attempt of any of the above
South Dakota	Yes ⁴	Any felony or violent misdemeanor committed as part of a pattern of street gang activity
Tennessee	Yes	Aggravated sexual exploitation of a minor; trafficking for a commercial sex act
Texas	Yes	Continuous sexual abuse of young child or children; solicitation of a minor; promotion of prostitution; aggravated promotion of prostitution; compelling prostitution; trafficking of persons
Utah	Yes	Sexual exploitation of a minor; human trafficking; human trafficking of a child; aggravated human trafficking and aggravated human smuggling; prostitution; aiding prostitution; exploiting prostitution; aggravated exploitation of prostitution
Vermont	No	N/A
Virginia	Yes	Prostitution, commercial sexual conduct, commercial sexual exploitation of a minor; promoting travel for prostitution; taking, detaining, etc., a person for prostitution; human trafficking; receiving money for procuring person; receiving money from earnings of male or female prostitute; commercial sex trafficking
Washington	Yes	Commercial sexual abuse of a minor; promoting commercial sexual abuse of a minor; trafficking, promoting travel for commercial sexual abuse of a minor; permitting commercial sexual abuse of a minor
West Virginia	Yes	Abduction of person; kidnapping or concealing child; soliciting, etc. a minor via computer; use of minors in filming sexually explicit conduct; employment or use of minor to produce obscene matter or assist in doing sexually explicit conduct; receiving support from prostitution; pimping
Wisconsin	Yes	Sexual exploitation of a child; trafficking of a child; soliciting a child for prostitution
Wyoming	Yes	Promoting prostitution
Totals:	45 states & DC have racketeering or gang crimes statutes that include sex trafficking and/or CSEC as predicate acts.	

⁴ South Dakota has not enacted a racketeering statute; S.D. Codified Laws § 22-10A-1 (Street gang activity – Definitions), however, enhances penalties for felonies committed as part of a “pattern of street gang activity.”