

SENATE BILL NO. 138—SENATORS KRASNER, PAZINA,
STONE AND TITUS

FEBRUARY 13, 2023

JOINT SPONSORS: ASSEMBLYMEN GRAY; BACKUS, BILBRAY-
AXELROD, MCARTHUR AND PETERS

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to sex trafficking.
(BDR 15-609)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~for mitted material~~ is material to be omitted.

AN ACT relating to crimes; revising the penalty for facilitating sex trafficking under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law establishes certain specific acts that constitute the crime of
2 facilitating sex trafficking and sets forth the penalties imposed upon a person who
3 is found guilty of facilitating sex trafficking. Such penalties vary depending on
4 whether the victim is an adult or a child and, if the victim is a child, the age of the
5 child. Existing law: (1) provides that if a person commits the crime of facilitating
6 sex trafficking and the victim is less than 18 years of age, the crime is punishable as
7 a category B felony; and (2) requires that the person be punished by imprisonment
8 in the state prison for a minimum term of not less than 3 years and a maximum term
9 of not more than 10 years. (NRS 201.301) This bill increases, from 10 to 20 years,
10 the maximum term of imprisonment for such a person.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 201.301 is hereby amended to read as follows:
2 201.301 1. A person is guilty of facilitating sex trafficking if
3 the person:



1 (a) Facilitates, arranges, provides or pays for the transportation
2 of a person to or within this State with the intent of:

3 (1) Inducing the person to engage in prostitution in violation
4 of subparagraph (1), (2) or (3) of paragraph (a) of subsection 2 of
5 NRS 201.300;

6 (2) Inducing the person to enter any place within this State in
7 which prostitution is practiced, encouraged or allowed for the
8 purpose of sexual conduct or prostitution in violation of
9 subparagraph (1), (2) or (3) of paragraph (a) of subsection 2 of NRS
10 201.300; or

11 (3) If the person is a child, using the person for any act that is
12 prohibited by NRS 200.710 or 200.720;

13 (b) Sells travel services that facilitate the travel of another
14 person to this State with the knowledge that the other person is
15 traveling to this State for the purpose of:

16 (1) Engaging in sexual conduct with a person who has been
17 induced to engage in sexual conduct or prostitution in violation of
18 subparagraph (1), (2) or (3) of paragraph (a) of subsection 2 of
19 NRS 201.300;

20 (2) Soliciting a child who has been induced to engage in
21 sexual conduct or prostitution in violation of subparagraph (1), (2)
22 or (3) of paragraph (a) of subsection 2 of NRS 201.300; or

23 (3) Engaging in any act involving a child that is prohibited
24 by NRS 200.710 or 200.720; or

25 (c) Travels to or within this State by any means with the intent
26 of engaging in:

27 (1) Sexual conduct with a person who has been induced to
28 engage in sexual conduct or prostitution in violation of
29 subparagraph (1), (2) or (3) of paragraph (a) of subsection 2 of NRS
30 201.300, with the knowledge that such a person has been induced to
31 engage in such sexual conduct or prostitution; or

32 (2) Any act involving a child that is prohibited by NRS
33 200.710 or 200.720.

34 2. A person who is found guilty of facilitating sex trafficking is
35 guilty of a category B felony and:

36 (a) If the victim is 18 years of age or older, shall be punished by
37 imprisonment in the state prison for a minimum term of not less
38 than 1 year and a maximum term of not more than 6 years.

39 (b) If the victim is less than 18 years of age, shall be punished
40 by imprisonment in the state prison for a minimum term of not less
41 than 3 years and a maximum term of not more than ~~10~~ 20 years.

42 **Sec. 2.** This act becomes effective on July 1, 2023.

