

SESSION OF 2005

**SUPPLEMENTAL NOTE ON SUBSTITUTE FOR  
HOUSE BILL NO. 2004**

As Recommended by House Committee on  
Corrections and Juvenile Justice

**Brief\***

Substitute for HB 2004 would expand the criminal code to establish the crimes of trafficking and aggravated trafficking. Trafficking is recruiting, harboring, transporting, or obtaining another person knowing that force, fraud, threat, or coercion will be used to cause the person to engage in forced labor or involuntary servitude, or benefitting financially or receiving anything of value from participating in the activities listed above. Trafficking is a severity level 2, person felony.

Aggravated trafficking is trafficking:

- involving the commission or the attempted commission of kidnaping;
- committed when the person is under 18;
- committed in whole or in part for the purpose of the sexual gratification of the defendant or another; or
- resulting in a death.

The penalty for aggravated trafficking is a severity level 1, person felony.

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

## **Background**

The sponsor appeared in support of the bill. The Attorney General expressed support for the measure. Other conferees who spoke in favor of the bill included delegates from the Office to Monitor and Combat Trafficking in Persons within the U.S. Department of State, the Kansas Bureau of Investigation, Concerned Women of America, the Kansas Coalition Against Domestic and Sexual Violence, El Centro, Inc., and a professor of law at the University of Missouri in Kansas City. Written comments of support were received from the Kansas Catholic Conference, United States Senator Sam Brownback, and the National Foundation for Women Legislators, Inc.

The fiscal note on the substitute bill was not available when the bill passed out of the House Committee.