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UTAH

2023 Report Card

TIER II

GRADES ARE BASED SOLELY ON AN ANALYSIS OF STATE STATUTES. While we recognize the critical importance of non-legislative responses to propel progress, grading on statutory law provides a clear mechanism for evaluating policy goals across all states while ensuring that survivor-centered reforms are an enduring part of states' responses.

STATE HIGHLIGHTS:

- Between 2021-2023, raised score by 5 points.
- Currently ranked 12th in the nation.
- Leads the nation for laws related to access to justice for trafficking survivors.
- Enacted House Bill 60, giving survivors the ability to vacate delinquency adjudications for prostitution-related offenses.
- Criminal laws address all perpetrators and correctly define child sex trafficking to include any commercially sexually exploited child.
- State law requires child welfare to provide access to services that are specialized to the unique needs of child sex trafficking victims.

SAFE HARBOR STATUS:

Prohibits the criminalization of minors for prostitution-related offenses and establishes a protocol requiring law enforcement to refer impacted children to a child-serving agency; however, the Safe Harbor law also requires law enforcement to take the minor victim into custody and transport them to a juvenile receiving center.

Issue		Grade	Score	Summary
	1. Criminal Provisions	B	$\frac{15}{17.5}$	Policy goals accomplished related to buyer accountability under the trafficking law, buyer and trafficker accountability under state CSEC laws, mistake of age defenses, decoy defenses, and business entity liability under the trafficking law. Gap remains related to financial penalties.
	2. Identification of and Response to Victims	F	$\frac{12.5}{27.5}$	Policy goals accomplished related to third party control, screening through child welfare, and child abuse definitions. Gaps remain related to foreign national victims, screening through the juvenile justice system, non-criminalization for prostitution offenses, expanded non-criminalization, juvenile court jurisdiction, and non-caregiver trafficking cases.
	3. Continuum of Care	F	$\frac{5.5}{15}$	Policy goal accomplished related to services through child welfare. Gaps remain related to community-based services, MDT responses, services through the juvenile justice system, extended foster care services, and appropriations.
	4. Access to Justice for Trafficking Survivors	A	$\frac{13.5}{15}$	Policy goals accomplished related to civil orders of protection, restitution, and civil remedies. Gaps remain related to crime victims' compensation, vacatur, and statutes of limitation.
	5. Tools for a Victim-Centered Criminal Justice Response	F	$\frac{5.5}{10}$	Policy goal accomplished related to privileged communications. Gaps remain related to hearsay exceptions, alternatives to live, in-court testimony, and victim-witness supports.
	6. Prevention and Training	F	$\frac{8}{15}$	Policy goals accomplished related to training for law enforcement and school personnel. Gaps remain related to training for child welfare, juvenile justice agencies, and prosecutors as well as prevention education in schools.
EXTRA CREDIT	 Youth		2	Protections related to civil remedies and privileged communications are extended to sex trafficked youth.
	 Child Labor Trafficking		5	Protections related to child abuse definitions, services through child welfare, restitution, civil remedies, and privileged communications are extended to child labor trafficking victims.

OVERALL GRADE
TIER II

D 67