

F

# WYOMING

## 2023 Report Card

TIER III

**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 8 points.
- One of the only states to prohibit criminalization of trafficking survivors for a wide range of crimes committed as a result of their trafficking victimization, including trafficking offenses.
- Mandates victim restitution for child sex trafficking and CSEC offenses.
- Requires the division of victim services to provide human trafficking training to a wide range of criminal justice stakeholders.

### SAFE HARBOR STATUS:

State law fails to expressly prohibit the criminalization of minors for prostitution offenses, thus allowing commercially sexually exploited minors to be held criminally accountable for their own victimization.

| Issue                                                                              |                                                                                                             | Grade | Score               | Summary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------|-------|---------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|   | 1. Criminal Provisions                                                                                      | C     | $\frac{12.5}{17.5}$ | Policy goals accomplished related to buyer accountability under the trafficking law, trafficker accountability under state CSEC laws, mistake of age defenses, decoy defenses, and business entity liability under the trafficking law. Gaps remain related to buyer accountability under state CSEC laws, mistake of age defenses and financial penalties.                                                                                                                                                    |
|  | 2. Identification of and Response to Victims                                                                | F     | $\frac{10.5}{27.5}$ | Policy goals accomplished related to foreign national victims, non-criminalization for sex trafficking offenses, and affirmative defenses for violent felonies. Gaps remain related to third party control, screening through child welfare and the juvenile justice system, non-criminalization for prostitution offenses, non-criminalization for status offenses, misdemeanors, and non-violent felony offenses, juvenile court jurisdiction, child abuse definitions, and non-caregiver trafficking cases. |
|  | 3. Continuum of Care                                                                                        | F     | $\frac{3}{15}$      | Gaps remain in all areas, including community-based services, MDT responses, services through child welfare and the juvenile justice system, extended foster care services, and appropriations.                                                                                                                                                                                                                                                                                                                |
|  | 4. Access to Justice for Trafficking Survivors                                                              | F     | $\frac{6.5}{15}$    | Policy goal accomplished related to restitution. Gaps remain related to civil orders of protection, crime victims' compensation, vacatur, civil remedies, and statutes of limitation.                                                                                                                                                                                                                                                                                                                          |
|  | 5. Tools for a Victim-Centered Criminal Justice Response                                                    | F     | $\frac{3}{10}$      | Gaps remain in all areas, including hearsay exceptions, alternatives to live, in-court testimony, victim-witness supports, and privileged communications.                                                                                                                                                                                                                                                                                                                                                      |
|  | 6. Prevention and Training                                                                                  | F     | $\frac{7}{15}$      | Policy goals accomplished related to training for juvenile justice agencies and prosecutors. Gaps remain related to training for child welfare, law enforcement, and school personnel as well as prevention education in schools.                                                                                                                                                                                                                                                                              |
| EXTRA CREDIT                                                                       |  Youth                   |       | 1                   | Protection related to affirmative defenses for violent felonies is extended to sex trafficked youth.                                                                                                                                                                                                                                                                                                                                                                                                           |
|                                                                                    |  Child Labor Trafficking |       | 2                   | Protections related to affirmative defenses for violent felonies and restitution are extended to child labor trafficking victims.                                                                                                                                                                                                                                                                                                                                                                              |

**OVERALL GRADE**  
TIER III

**F 45.5**