

ASSEMBLY BILL NO. 280—ASSEMBLYMEN HAMBRICK, HICKEY;
PAUL ANDERSON, GRADY, HANSEN, HARDY, HOGAN,
KIRNER, LIVERMORE, MUNFORD, NEAL, STEWART,
WHEELER AND WOODBURY

MARCH 15, 2013

JOINT SPONSORS: SENATORS GUSTAVSON; AND MANENDO

Referred to Committee on Judiciary

SUMMARY—Revises provisions governing certain sexual crimes
involving minors. (BDR 15-9)

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 ~~omitted material~~ is material to be omitted.

AN ACT relating to crimes; enhancing the punishment for certain
acts relating to living from the earnings of a prostitute;
increasing the penalty for soliciting a child for
prostitution; providing penalties; and providing other
matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Existing law provides that living from the earnings of a prostitute is punishable
- 2 as a category D felony. (NRS 201.320) **Section 1** of this bill makes it a category B
- 3 felony to live from the earnings of a prostitute if the prostitute is a child. Existing
- 4 law also provides that soliciting a child for prostitution is punishable as a category
- 5 E felony. (NRS 201.354) **Section 2** of this bill increases the penalty for such an
- 6 offense to a category A, B or C felony based on the age of the child at the time of
- 7 the offense.



* A B 2 8 0 *

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

Section 1. NRS 201.320 is hereby amended to read as follows:
201.320 1. A person who knowingly accepts, receives, levies
or appropriates any money or other valuable thing, without
consideration, from the proceeds of any prostitute ~~H~~ *who is:*

(a) *An adult*, is guilty of a category D felony and shall be
punished as provided in NRS 193.130.

(b) *A child, is guilty of a category B felony and shall be
punished by imprisonment in the state prison for a minimum term
of not less than 1 year and a maximum term of not more than 10
years, and may be further punished by a fine of not more than
\$10,000.*

2. Any such acceptance, receipt, levy or appropriation of
money or valuable thing upon any proceedings or trial for violation
of this section is presumptive evidence of lack of consideration.

Sec. 2. NRS 201.354 is hereby amended to read as follows:

201.354 1. It is unlawful for any person to engage in
prostitution or solicitation therefor, except in a licensed house of
prostitution.

2. Except as otherwise provided in subsection 3, a person who
violates subsection 1 is guilty of a misdemeanor.

3. A person who violates subsection 1 by soliciting a child for
prostitution *and the child is:*

(a) *At least 16 years of age but less than 18 years of age when
the offense is committed*, is guilty of a category ~~H~~ *C* felony and
shall be punished as provided in NRS 193.130.

(b) *At least 14 years of age but less than 16 years of age when
the offense is committed, is guilty of a category B felony and shall
be punished by imprisonment in the state prison for a minimum
term of not less than 1 year and a maximum term of not more than
10 years, and may be further punished by a fine of not more than
\$10,000.*

(c) *Less than 14 years of age when the offense is committed, is
guilty of a category A felony and shall be punished by
imprisonment in the state prison for life with the possibility of
parole, with eligibility for parole beginning when a minimum of
10 years has been served, and may be further punished by a fine
of not more than \$10,000.*

