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NEW YORK

2021 Report Card on Child & Youth Sex Trafficking

TIER II

| Issue | Grade | Score | Highlights |
|---|---|--------------------------------------|--|
|  1. Criminal Provisions | F | $\frac{7}{17.5}$ | Policy goals accomplished in areas related to trafficker accountability under state CSEC laws and decoy defenses. Gaps remain in areas related to buyer accountability under the trafficking law and state CSEC laws, mistake of age defenses, business entity liability under the trafficking law, and financial penalties. |
|  2. Identification of and Response to Victims | F | $\frac{4.5}{27.5}$ | Policy goal accomplished related to child abuse definitions. Gaps remain in areas related to third party control, foreign national victims, screening through child welfare and the juvenile justice system, non-criminalization for prostitution offenses, expanded non-criminalization, juvenile court jurisdiction, and non-familial trafficking cases. |
|  3. Continuum of Care | F | $\frac{7}{15}$ | Policy goal accomplished related to services through a non-punitive system. Gaps remain in areas related to MDT responses, services through the juvenile justice system, extended foster care services, and appropriations. |
|  4. Access to Justice for Trafficking Survivors | D | $\frac{9}{15}$ | Policy goals accomplished in areas related to restitution and civil remedies. Gaps remain in areas related to civil orders of protection, crime victims' compensation, vacatur, and statutes of limitation. |
|  5. Tools for a Victim-Centered Criminal Justice Response | F | $\frac{1}{10}$ | Gaps remain in all areas, including hearsay exceptions, alternatives to live, in-court testimony, victim supports, and privileged communications. |
|  6. Prevention and Training | F | $\frac{4.5}{15}$ | Policy goal accomplished related to prevention education in schools. Gaps remain in areas related to training for child welfare, juvenile justice agencies, law enforcement, prosecutors, and school personnel. |
| EXTRA CREDIT |  Youth | 2 | Protection related to civil remedies is extended to sex trafficked youth. |
| |  Child Labor Trafficking | 4 | Protections related to child abuse definitions, restitution, and civil remedies are extended to child labor trafficking victims. |

OVERALL GRADE
TIER II

F 39

LEARN MORE

TOOLKIT: To see how New York compares, visit reportcards.sharedhope.org/toolkit.

ISSUE BRIEFS: To better understand a policy goal, visit reportcards.sharedhope.org/issue-briefs.

NEW YORK SPECIFIC RESOURCES

To better understand New York's grade, access an in-depth analysis of its laws under the advanced legislative framework and review its historical progress by visiting reportcards.sharedhope.org/newyork.

TECHNICAL ASSISTANCE

For legislators and partner non-profits that assist elected officials in creating legislation, request a consultation with our Policy Team online at sharedhope.org/legislative-technical-assistance. We will set up a meeting to discuss your legislative goals and create a customized goal for ongoing technical assistance, bill drafting services, and legislative support.