

**ASSEMBLY BILL**

**No. 694**

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**Introduced by Assembly Member Bloom**

February 21, 2013

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An act to amend Section 1161 of the Evidence Code, relating to evidence.

LEGISLATIVE COUNSEL'S DIGEST

AB 694, as introduced, Bloom. Admissibility of evidence: victims of human trafficking.

Existing law prohibits the admissibility of evidence that a victim of human trafficking, as defined, has engaged in any commercial sexual act as a result of being a victim of human trafficking in order to prove the victim's criminal liability for any conduct related to that activity.

This bill would instead prohibit the admissibility of evidence that a victim has engaged in any commercial sexual act as a result of being a victim of human trafficking in order to prove the victim's criminal liability for the commercial sexual act.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 1161 of the Evidence Code is amended
- 2 to read:
- 3 1161. (a) Evidence that a victim of human trafficking, as
- 4 defined in Section 236.1 of the Penal Code, has engaged in any
- 5 commercial sexual act as a result of being a victim of human

1 trafficking is inadmissible to prove the victim’s criminal liability  
2 for ~~any conduct related to that activity.~~ *the commercial sexual act.*  
3 (b) Evidence of sexual history or history of any commercial  
4 sexual act of a victim of human trafficking, as defined in Section  
5 236.1 of the Penal Code, is inadmissible to attack the credibility  
6 or impeach the character of the victim in any civil or criminal  
7 proceeding.

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