

AMENDED IN SENATE APRIL 9, 2018

**SENATE BILL**

**No. 1204**

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**Introduced by Senator Bates**  
(Coauthor: Assembly Member Cunningham)

February 15, 2018

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An act to amend Section 266i of the Penal Code, relating to pandering.

LEGISLATIVE COUNSEL'S DIGEST

SB 1204, as amended, Bates. Pandering.

Existing law makes pandering a felony, ~~defined and defines that crime~~ as procuring a person for purposes of prostitution, causing or encouraging another person to become a prostitute by promises, threats, or violence, procuring for another person a place as an inmate in a house of prostitution, procuring another person for the purpose of prostitution by fraud or duress, or receiving or giving money for procuring another person for the purpose of prostitution.

This bill would instead define pandering ~~as~~ *as, among other acts*, arranging, causing, encouraging, inducing, persuading, or procuring another person to be a prostitute, with the intent that the other person engage in an act of ~~prostitution~~ *prostitution, or receiving or giving any money or thing of value for procuring, or attempting to procure, another person for the purpose of prostitution*. By changing the definition of a crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

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

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

1 SECTION 1. Section 266i of the Penal Code is amended to  
2 read:  
3 266i. (a) A person who arranges, causes, encourages, induces,  
4 persuades, or procures another person to be a prostitute, with the  
5 intent that the other person engage in an act of prostitution, *or who*  
6 *receives or gives, or agrees to receive or give, any money or thing*  
7 *of value for procuring, or attempting to procure, another person*  
8 *for the purpose of prostitution, or another person to come into this*  
9 *state or leave this state for the purpose of prostitution, is guilty of*  
10 pandering, a felony, and shall be punished as provided in  
11 subdivision (b).  
12 (b) A person who commits any of the acts described in  
13 subdivision (a) shall be punished as follows:  
14 (1) If the other person is an adult or a minor who is 16 years of  
15 age or older, the offense is punishable by imprisonment in the state  
16 prison for three, four, or six years.  
17 (2) If the other person is a minor who is under 16 years of age,  
18 the offense is punishable by imprisonment in the state prison for  
19 three, six, or eight years.  
20 SEC. 2. No reimbursement is required by this act pursuant to  
21 Section 6 of Article XIII B of the California Constitution because  
22 the only costs that may be incurred by a local agency or school  
23 district will be incurred because this act creates a new crime or  
24 infraction, eliminates a crime or infraction, or changes the penalty  
25 for a crime or infraction, within the meaning of Section 17556 of  
26 the Government Code, or changes the definition of a crime within  
27 the meaning of Section 6 of Article XIII B of the California  
28 Constitution.