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TIER II

NEW MEXICO

2021 Report Card on Child & Youth Sex Trafficking

Issue	Grade	Score	Highlights
 1. Criminal Provisions	F	9.5 17.5	Policy goals accomplished in areas related to buyer accountability under the trafficking law, decoy defenses, and financial penalties. Gaps remain in areas related to buyer and trafficker accountability under state CSEC laws, mistake of age defenses, and business entity liability under the trafficking law.
 2. Identification of and Response to Victims	F	13.5 27.5	Policy goals accomplished in areas related to third party control, foreign national victims, and non-criminalization for prostitution offenses. Gaps remain in areas related to screening through child welfare and the juvenile justice system, expanded non-criminalization, juvenile court jurisdiction, child abuse definitions, and non-familial trafficking cases.
 3. Continuum of Care	F	3 15	Gaps remain in all areas, including services through a non-punitive system, MDT responses, services through the juvenile justice system, extended foster care services, and appropriations.
 4. Access to Justice for Trafficking Survivors	F	7.5 15	Policy goal accomplished related to civil remedies. Gaps remain in areas related to civil orders of protection, crime victims' compensation, vacatur, restitution, and statutes of limitation.
 5. Tools for a Victim-Centered Criminal Justice Response	F	3 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	0 15	Gaps remain in all areas, including training for child welfare, juvenile justice agencies, law enforcement, prosecutors, and school personnel as well as prevention education in schools.
EXTRA CREDIT	 Youth	1	Protection related to civil remedies is extended to sex trafficked youth.
	 Child Labor Trafficking	1	Protection related to civil remedies is extended to child labor trafficking victims.

OVERALL GRADE
TIER II

F 38.5

LEARN MORE

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

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

NEW MEXICO SPECIFIC RESOURCES

To better understand New Mexico'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/newmexico.

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.