

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Local Government & Housing.

HB26-1257 be amended as follows:

1 Amend reengrossed bill, page 2, strike line 3 and substitute "(1)(a)(I),
2 (1)(a)(II), (1)(a)(III), (1)(a)(IV) introductory portion, (1)(a)(IV)(A),
3 (1)(b)(I), (2)(d),".

4 Page 3, strike line 2 and substitute "(7)(h)(III); and **add** (1)(a)(I.5),
5 (1)(a)(II.5), (1)(a)(III.5), (1)(a)(IX), (1)(a)(X), (3)(d), (4)(a)(XIII), and
6 (7)(i) as follows:".

7 Page 3, after line 6 insert:

8 "(I) Illicit massage businesses present a facade of legitimate
9 services, concealing that the primary business is the sex and labor
10 trafficking of victims who are trapped in these businesses. THE
11 REPUTATION AND SUCCESS OF LEGITIMATE MASSAGE THERAPY BUSINESSES
12 IS DENIGRATED AND UNDERMINED BY INDIVIDUALS WHO CONCEAL
13 UNLAWFUL ACTIVITIES, SUCH AS HUMAN TRAFFICKING, BY FALSELY POSING
14 AS MASSAGE THERAPY BUSINESSES.

15 (I.5) THE OPERATION OF ILLICIT MASSAGE THERAPY BUSINESSES IS
16 DANGEROUS TO THE PUBLIC AND CAN RESULT IN UNLAWFUL SEXUAL
17 ACTIVITIES, HUMAN TRAFFICKING, ILLEGAL BUILDING IMPROVEMENTS,
18 ZONING VIOLATIONS, AND NUISANCE ACTIVITIES;

19 (II) Human trafficking is a growing problem throughout Colorado.
20 FROM 1977 UNTIL 2015, THE COLORADO MASSAGE PARLOR CODE
21 AUTHORIZED LOCAL GOVERNMENTS TO REGULATE MASSAGE PARLORS
22 THROUGH LICENSURE PROGRAMS. IN 2014, A SUNSET REVIEW
23 RECOMMENDED SUNSETTING THE MASSAGE PARLOR CODE BASED ON A
24 VIEW THAT THE CODE WAS NOT "A SIGNIFICANT FACTOR IN THE FIGHT
25 AGAINST PROSTITUTION" AND WAS NOT NECESSARY TO PROTECT THE
26 PUBLIC HEALTH, SAFETY, AND WELFARE. THE COLORADO MASSAGE
27 PARLOR CODE WAS REPEALED IN 2015 BY SENATE BILL 15-122,
28 DISMANTLING DOZENS OF LOCAL LICENSING SYSTEMS THAT LOCAL
29 GOVERNMENTS HAD ENACTED TO ADDRESS HUMAN TRAFFICKING.

30 (II.5) THE "MESSAGE THERAPY PRACTICE ACT", ARTICLE 235 OF
31 TITLE 12, WAS ENACTED IN 2008 TO REGULATE THE PROFESSION OF
32 MESSAGE THERAPY AND TO PROVIDE FOR CONSISTENT STATEWIDE
33 CERTIFICATION AND OVERSIGHT OF MESSAGE THERAPISTS. THE "MESSAGE
34 THERAPY PRACTICE ACT" PERMITS LOCAL GOVERNMENTS TO INSPECT
35 MESSAGE THERAPY LICENSES AND BUSINESS PREMISES WHERE MESSAGE
36 THERAPY IS CONDUCTED TO ENSURE COMPLIANCE WITH APPLICABLE
37 LAWS.".

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