

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 16, 2008
Date

Committee on Business, Labor and Technology.

After consideration on the merits, the Committee recommends the following:

SB08-219 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 2, strike lines 2 and 3 and substitute the
2 following:

3 "SECTION 1. 12-48.5-103 (6), Colorado Revised Statutes, is
4 amended to read:

5 **12-48.5-103. Definitions.** As used in this article, unless the
6 context otherwise requires:

7 (6) "Massage parlor" means an establishment providing massage,
8 but it does not include training rooms of public and private schools
9 accredited by the state board of education or approved by the division
10 charged with the responsibility of approving private occupational schools,
11 training rooms of recognized professional or amateur athletic teams, and
12 licensed health care facilities. A facility ~~which~~ THAT is operated for the
13 purpose of massage therapy performed by a massage therapist is not a
14 massage parlor. For purposes of this subsection (6), "massage therapist"
15 ~~means a person who has graduated from a massage therapy school~~
16 ~~accredited by the state educational board or division charged with the~~
17 ~~responsibility of approving private occupational schools, or from a school~~
18 ~~with comparable approval or accreditation from another state with~~
19 ~~transcripts indicating completion of at least five hundred hours of training~~
20 ~~in massage therapy~~ HAS THE MEANING SET FORTH IN SECTION 12-35.5-103.
21 For the purposes of this subsection (6), a massage therapy school may

- 1 include an equivalency program approved by the state educational board
2 or division charged with the responsibility of approving private
3 occupational schools."
- 4 Page 3, line 11, strike "PRIVATE OCCUPATIONAL" and substitute "DIVISION
5 OF PRIVATE AND OCCUPATIONAL SCHOOLS";
- 6 line 12, strike "SCHOOL DIVISION".
- 7 Page 5, line 10, after "LICENSED", insert "UNDER THIS ARTICLE".
- 8 Page 7, strike lines 7 through 21.
- 9 Renumber succeeding subsections accordingly.
- 10 Page 8, strike line 13 and substitute the following:
- 11 "12-35.5-111 OR IF THE DIRECTOR DETERMINES, SUBSEQUENT TO THE
12 CRIMINAL HISTORY RECORD CHECK, THAT THE APPLICANT WAS CONVICTED
13 OF OR PLEAD GUILTY TO A CHARGE OF A SEX OFFENSE AS DEFINED IN
14 SECTION 18-1.3-1003, C.R.S., OR ANY PROSTITUTION-RELATED OFFENSE,
15 WHETHER OR NOT THE ACT WAS COMMITTED IN COLORADO."
- 16 Page 9, line 5, after "C.R.S.", add "THE FEES SHALL BE ADEQUATE TO
17 COVER THE DIRECT AND INDIRECT EXPENSES INCURRED FOR
18 IMPLEMENTATION OF THIS ARTICLE."
- 19 Page 10, line 21, strike "PHYSICAL TREATMENTS" and substitute
20 "METHODS THAT EMPLOY CONTACT";
- 21 line 23, strike "PHYSICAL" and substitute "METHODS THAT EMPLOY
22 CONTACT";
- 23 line 24, strike "TREATMENTS".
- 24 Page 11, line 3, strike "MIND-BODY" and substitute "BODY-MIND".
- 25 Page 17, line 14, strike "MAY" and substitute "SHALL".
- 26 Page 23, line 10, strike "FOUR" and substitute "THREE";

1 line 13, after "SETTINGS.", insert "THE FOURTH MEMBER SHALL BE AN
2 EMPLOYEE OR OWNER OF AN APPROVED MASSAGE THERAPY SCHOOL."

3 Page 24, line 9, strike "OF MASSAGE";

4 line 12, strike "LICENSES." and substitute "LICENSES AND THE BUSINESS
5 PREMISES WHERE MASSAGE THERAPY IS PRACTICED FOR COMPLIANCE WITH
6 APPLICABLE LAWS."

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