

1 A bill to be entitled
 2 An act relating to human trafficking; creating s.
 3 480.0535, F.S.; specifying documents that must be
 4 possessed by each person providing or offering to provide
 5 massage services; requiring presentation of such documents
 6 upon request of a law enforcement officer; requiring
 7 operators of massage establishments to maintain valid work
 8 authorization documents on the premises for each employee
 9 who is not a United States citizen; requiring presentation
 10 of such documents upon request of a law enforcement
 11 officer; prohibiting the use of a massage establishment
 12 license for the purpose of lewdness, assignation, or
 13 prostitution; providing criminal penalties; providing an
 14 effective date.

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 16 Be It Enacted by the Legislature of the State of Florida:

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 18 Section 1. Section 480.0535, Florida Statutes, is created
 19 to read:

20 480.0535 Documents required while offering or providing
 21 massage services.—

22 (1) To provide law enforcement the means to more
 23 effectively identify, investigate, and arrest persons engaging
 24 in human trafficking as defined in s. 787.06 or prostitution as
 25 proscribed by chapter 796 by the fraudulent or valid use of a
 26 license to practice massage therapy or operate a massage
 27 establishment:

28 (a) Each person providing or offering to provide massage

29 services must have in his or her possession, and it is unlawful
 30 to provide or offer to provide massage services without, a
 31 wallet-size identification license card or wall license card
 32 issued by the Department of Health pursuant to s. 456.013, plus
 33 one of the following documents specifically issued to such
 34 person:

35 1. A current driver's license or identification card
 36 issued by a state.

37 2. A valid passport issued by the United States of
 38 America.

39 3. A valid I-551 permanent resident card.

40 4. A valid employment authorization document.

41 (b) Upon request by a law enforcement officer, each person
 42 providing or offering to provide massage services must present
 43 the wallet-size identification license card or wall license card
 44 issued by the Department of Health pursuant to s. 456.013, plus
 45 one of the additional documents specified in paragraph (a).

46 (2) (a) Any person, firm, or corporation operating a
 47 massage establishment pursuant to s. 480.043 shall maintain, and
 48 it is unlawful to operate a massage establishment without, a
 49 valid work authorization document on the premises for each
 50 employee who is not a United States citizen. Valid work
 51 authorization documents for an employee who is not a United
 52 States citizen include:

53 1. A valid I-551 permanent resident card.

54 2. A valid employment authorization document.

55 (b) Upon request by a law enforcement officer, any person,
 56 firm, or corporation operating a massage establishment must

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57 present one of the documents specified in paragraph (a) for each
58 employee who is not a United States citizen.

59 (3) It is unlawful to knowingly use a massage
60 establishment license issued under s. 480.043 for the purpose of
61 lewdness, assignation, or prostitution at any massage
62 establishment location or structure, or any part thereof,
63 including any trailer or other conveyance.

64 (4) A person who violates any provision of this section
65 commits:

66 (a) A misdemeanor of the second degree for a first
67 violation, punishable as provided in s. 775.082 or s. 775.083.

68 (b) A misdemeanor of the first degree for a second
69 violation, punishable as provided in s. 775.082 or s. 775.083.

70 (c) A felony of the third degree for a third or subsequent
71 violation, punishable as provided in s. 775.082, s. 775.083, or
72 s. 775.084.

73 Section 2. This act shall take effect July 1, 2010.