



901566

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/18/2010	.	
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The Committee on Health Regulation (Jones) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Section 480.054, Florida Statutes, is created to read:

480.054 Documents required for identification for presentation to law enforcement officer while offering or providing massage services.-

(1) Each person that provides or offers to provide massage services shall possess a wallet-size identification license card or wall license card issued by the Department of Health pursuant



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13 to s. 456.013 and one of the following documents:

14 (a) A current driver's license;

15 (b) An identification card issued by the state;

16 (c) A valid passport issued by the Department of State of
17 the United States;

18 (d) A valid I-551 permanent residence card; or

19 (e) A valid employment authorization document issued to the
20 person providing or offering to provide the massage services.

21 (2) Upon request by a law enforcement officer, a person
22 that provides or offers to provide massage services shall
23 present to the law enforcement officer the wallet-size
24 identification license card or wall license card issued by the
25 Department of Health pursuant to s. 456.013 and one of the
26 following documents:

27 (a) A current driver's license;

28 (b) An identification card issued by the state;

29 (c) A valid passport issued by the Department of State of
30 the United States;

31 (d) A valid I-551 permanent residence card; or

32 (e) A valid employment authorization document issued to the
33 person providing or offering to provide the massage services.

34 (3) A person may not offer or provide massage services
35 without possession of a valid wallet-size identification license
36 card or wall license card issued by the Department of Health
37 pursuant to s. 456.013 and one of the following documents:

38 (a) A current driver's license;

39 (b) An identification card issued by a state;

40 (c) A valid passport by the Department of State of the
41 United States;



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42 (d) A valid I-551 permanent residence card; or
43 (e) A valid employment authorization document issued to the
44 person providing or offering to provide the massage services.
45 (4) Any person who operates a massage establishment
46 pursuant to s. 480.043 shall maintain valid work authorization
47 documents on the premises for each employee who is not a United
48 States citizen. Valid work authorization documents for an
49 employee who is not a United States citizen include:
50 (a) A valid I-551 permanent residence card; or
51 (b) A valid employment authorization document.
52 (5) Upon request by a law enforcement officer, any person
53 who operates a massage establishment shall present valid work
54 authorization documents on the premises for each employee who is
55 not a United States citizen. Valid work authorization documents
56 for an employee who is not a United States citizen include:
57 (a) A valid I-551 permanent residence card; or
58 (b) A valid employment authorization document.
59 (6) A person may not operate or otherwise manage a massage
60 establishment without maintaining valid work authorization
61 documents on the premises for each employee who is not a United
62 States citizen. Valid work authorization documents for an
63 employee who is not a United States citizen include:
64 (a) A valid I-551 permanent residence card; or
65 (b) A valid employment authorization document.
66 (7) A person may not use a massage establishment license
67 issued pursuant to s. 480.043 for the purpose of lewdness,
68 assignation, or prostitution at any place, structure, or part
69 thereof, trailer or other conveyance, with the knowledge that
70 the license will be used for the purpose of lewdness,



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71 assignment, or prostitution.

72 (8) A person who violates any provision of this section
73 commits:

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

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

78 (c) A felony of the third degree for the third or
79 subsequent violation, punishable as provided in s. 775.082, s.
80 775.083, or s. 775.084.

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

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83 ===== T I T L E A M E N D M E N T =====

84 And the title is amended as follows:

85 Delete everything before the enacting clause
86 and insert:

87 A bill to be entitled

88 An act relating to massage services; creating s.
89 480.054, F.S.; requiring a person who provides or
90 offers to provide massage services to possess a
91 license and certain identifying documents; requiring a
92 person who provides or offers to provide massage
93 services to present a license and an identifying
94 document to a law enforcement officer upon request;
95 prohibiting a person from providing or offering to
96 provide massage services without possessing certain
97 documents; requiring any person that operates a
98 massage establishment to maintain certain valid work
99 authorization documents on the premises for certain



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100 employees; requiring any person that operates a
101 massage establishment to present certain valid work
102 authorization documents to a law enforcement officer
103 upon request; prohibiting a person from operating or
104 managing a massage establishment without maintaining
105 valid work authorization documents on the premises of
106 the massage establishment for certain employees;
107 prohibiting a person from using a massage
108 establishment license for the purpose of lewdness,
109 assignation, or prostitution; providing penalties;
110 providing an effective date.