

By Senator Joyner

18-00037-12

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

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

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 15 Section 1. Section 480.0535, Florida Statutes, is created
 16 to read:

17 480.0535 Documents required while offering or providing
 18 massage services.-

19 (1) In order to provide law enforcement agencies the means
 20 to more effectively identify, investigate, and arrest persons
 21 engaging in human trafficking as defined in s. 787.06:

22 (a) A person operating a massage establishment pursuant to
 23 s. 480.043 shall maintain, and it is unlawful to operate a
 24 massage establishment without, a valid work authorization
 25 document on the premises for each employee who is not a United
 26 States citizen. Valid work authorization documents for an
 27 employee who is not a United States citizen include:

- 28 1. A valid I-551 permanent resident card; or
 29 2. A valid government-issued employment authorization

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30 document.

31 (b) Upon request by a law enforcement officer, any person
32 operating a massage establishment must present one of the
33 documents specified in paragraph (a) for each employee who is
34 not a United States citizen.

35 (2) A person operating a massage establishment may not
36 knowingly use a license for operation of a massage establishment
37 issued under s. 480.043 for the purpose of lewdness,
38 assignment, or prostitution, as these terms are defined in s.
39 796.07, at any massage establishment location or structure, or
40 any part thereof, including any trailer or other conveyance.

41 (3) A person who violates any provision of this section
42 commits:

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

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

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

50 Section 2. This act shall take effect October 1, 2012.