

Agenda Item

DATE: FEBRUARY 28, 2023
TO: DOUGLAS COUNTY BOARD OF COUNTY COMMISSIONERS
FROM: DOUG DEBORD, COUNTY MANAGER
SUBJECT: **CORONER BROWN BUDGET REQUEST**

The Coroner will present a request for staffing needs to the Board for consideration.

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DATE: FEBRUARY 28, 2023
TO: DOUGLAS COUNTY BOARD OF COUNTY COMMISSIONERS
THROUGH: DOUGLAS J. DEBORD, COUNTY MANAGER
FROM: DAN AVERY, SPECIAL PROJECTS MANAGER
CASEY BROWN, ASSISTANT COUNTY ATTORNEY
SUBJECT: **UPDATE: MESSAGE BUSINESS LICENSURE (HB22-1300, LOCAL ENFORCEMENT TO PREVENT HUMAN TRAFFICKING)**

Staff is prepared to proceed with the massage business licensure process, which is enabled in HB22-1300 for the purpose of preventing human trafficking. Below is an overview of the next steps and key considerations.

ORDINANCE AND RESOLUTION ADOPTION

Staff will finalize the ordinance and procedural resolution by March 14th for inclusion on the March 28th Board hearing agenda. If approved on first reading in the 28th, the ordinance will be ratified on second reading on April 11th. Staff will conduct outreach to potentially impacted massage businesses between now and the 14th to provide notice of the hearing dates and address questions they may have.

BACKGROUND CHECKS

Flaws in HB22-1300's background check provisions led to the initial delay in adoption of this licensure process. Staff has identified an existing mechanism in Colorado Bureau of Investigations processes for requesting public, Colorado-only, fingerprint-based background checks. This mechanism will function substantially similar to the current process used by the County for liquor licensing. If HB22-1300 is revised in the future, staff will adjust the background check process to allow for nationwide FBI database background checks.

ADMINISTRATIVE PROCEDURES

Staff proposes that procedural considerations would be adopted by a resolution of Board or newly formed licensing authority. As proposed, administrative procedures would be similar to the County's liquor licensing process:

- New licenses would be approved by the licensing authority at a hearing. Massage Facility Licensure Authority hearings could be scheduled to occur on consecutively with Liquor License Authority hearings.
- Renewals would be processed administratively if no substantive changes are noted in the renewal application.
- License transfers would require background checks of the new owner(s) but would be processed administratively if no issues were identified during the background check process.
- Massage businesses in existence prior to ordinance and resolution adoption could be initially licensed administratively through the transfer process if no issues were identified during the background check process. Existing businesses would be given until the end of 2023 to make application for licensure.

FEES

Staff proposes a tiered fee structure similar to that used for liquor licensing:

- \$150 for new licenses
- \$100 for transfers
- \$50 for annual renewals

NEXT STEPS

Staff will finalize the ordinance for 1st and 2nd reading, prepare the procedural resolution for adoption, and plan for implementation of this licensure process.