

**SUBSTITUTE FOR
HOUSE BILL NO. 5130**

A bill to amend 1980 PA 299, entitled
"Occupational code,"
(MCL 339.101 to 339.2721) by adding article 17A.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1

ARTICLE 17A

2

SEC. 1764. (1) A MASSAGE ESTABLISHMENT SHALL NOT DO ANY OF

3

THE FOLLOWING:

4

(A) PERMIT A MASSAGIST IN ITS EMPLOY TO TREAT A PATRON WHILE

5

THE PUBIC AREA, BUTTOCKS, OR FEMALE BREASTS OF EITHER THE MASSA-

6

GIST OR PATRON ARE NOT FULLY COVERED.

7

(B) PERMIT A MASSAGIST IN ITS EMPLOY TO TREAT THE GENITALS

8

OF A PATRON.

9

(C) BE LOCATED ON THE PREMISES OR HAVE AN ADJOINING DOOR TO

10

AN ESTABLISHMENT THAT SELLS ALCOHOLIC BEVERAGES.

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1 (2) IN ADDITION TO ANY PENALTIES ASSESSED UNDER ARTICLE 6, A
2 VIOLATION OF THIS SECTION BY A MASSAGE ESTABLISHMENT IS A
3 MISDEMEANOR PUNISHABLE BY A FINE OF \$1,000.00 OR IMPRISONMENT FOR
4 NOT MORE THAN 6 MONTHS, OR BOTH.

5 SEC. 1765. (1) A MASSAGE ESTABLISHMENT SHALL MAINTAIN ON
6 THE PREMISES AND KEEP CURRENT A RECORD OF ALL MASSAGISTS IN ITS
7 EMPLOY AND A RECORD OF ALL MASSAGISTS WHO HAVE BEEN EMPLOYED
8 AFTER THE EFFECTIVE DATE OF THIS ARTICLE. A RECORD OF A MASSA-
9 GIST REQUIRED BY THIS SUBSECTION SHALL BE MAINTAINED FOR THE
10 PERIOD OF HIS OR HER EMPLOYMENT AND AT LEAST 1 YEAR AFTER THE END
11 OF HIS OR HER EMPLOYMENT.

12 (2) A RECORD THAT MUST BE MAINTAINED UNDER THIS SECTION IS
13 SUBJECT TO INSPECTION ON DEMAND BY ANY PEACE OFFICER OR BY THE
14 DIRECTOR OR DEPARTMENT.

15 (3) IN ADDITION TO ANY PENALTIES ASSESSED UNDER ARTICLE 6, A
16 VIOLATION OF THIS SECTION IS A MISDEMEANOR PUNISHABLE BY A FINE
17 OF NOT MORE THAN \$1,000.00 OR IMPRISONMENT FOR NOT MORE THAN 6
18 MONTHS, OR BOTH.

19 Enacting section 1. This amendatory act does not take
20 effect unless all of the following bills of the 90th Legislature
21 are enacted into law:

22 (a) House Bill No. 5124.

23 (b) House Bill No. 5125.

24 (c) House Bill No. 5126.

25 (d) House Bill No. 5127.

26 (e) House Bill No. 5128.

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- 1 (f) House Bill No. 5129.
- 2 (g) House Bill No. 5131.
- 3 (h) House Bill No. 5132.