

CITY OF LOS ANGELES  
CALIFORNIA

HOLLY L. WOLCOTT  
Interim City Clerk



ERIC GARCETTI  
MAYOR

Office of the  
CITY CLERK

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When making inquiries relative to  
this matter, please refer to the  
Council File No.

June 17, 2014

To All Interested Parties:

**Chief Legislative Analyst**

I HEREBY CERTIFY that the City Council adopted the action(s), as attached, under  
Council File No. 14-0002-S32, at its meeting held June 10, 2014.

City Clerk  
wrq

cc: 8 Certified copies sent to Sacramento Representatives

Mayor's Time Stamp  
OFFICE OF THE CITY CLERK  
RECEIVED  
2014 JUN 11 PM 12:49  
CITY OF LOS ANGELES

City Clerk's Time Stamp  
CITY CLERK'S OFFICE  
2014 JUN 11 PM 12:41  
CITY CLERK  
BY \_\_\_\_\_ DEPUTY

SUBJECT TO THE CONCURRENCE OF THE MAYOR

COUNCIL FILE NO. 14-0002-S32

COUNCIL DISTRICT \_\_\_\_\_

COUNCIL APPROVAL DATE June 10, 2014

RE: ESTABLISHING THE CITY'S POSITION TO SUPPORT AB 1147 (BONILLA), WHICH WOULD REMOVE RESTRICTIONS ON LOCAL LAND USE AUTHORITY AND ENACT ADDITIONAL REFORMS, ENABLING LOCAL GOVERNMENTS TO MORE EFFECTIVELY ZONE AND REGULATE MASSAGE ESTABLISHMENTS

LAST DAY FOR MAYOR TO ACT JUN 23 2014  
[10 Day Charter requirement as per Charter Section 231(h)]

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**DO NOT WRITE BELOW THIS LINE - FOR MAYOR USE ONLY**

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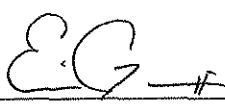
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APPROVED  
✓

\*DISAPPROVED  
\_\_\_\_\_

\*Transmit objections in writing pursuant to Charter Section 231 (h)

DATE OF MAYOR APPROVAL OR DISAPPROVAL 6/16/14

  
MAYOR

RECEIVED  
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2014 JUN 16 PM 3:35  
BY \_\_\_\_\_ DEPUTY  
CITY CLERK

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RESOLUTION

WHEREAS, any official position of the City of Los Angeles with respect to legislation, rules, regulations or policies proposed to or pending before a local, state or federal governmental body or agency must have first been adopted in the form of a Resolution by the City Council with the concurrence of the Mayor; and

WHEREAS, the massage industry provides a variety of benefits for people in need of pain relief, injury rehabilitation, stress reduction, and general relaxation; and

WHEREAS, certain regulations are also needed to ensure that legitimate massage businesses are not confused with illegitimate establishments which foster illegal activity such as prostitution and human trafficking; and

WHEREAS, in 2008 the State Legislature enacted SB 731 which created the California Massage Therapy Council (CAMTC) to oversee a statewide voluntary certification process for massage therapists; and

WHEREAS, SB 731 removed the ability of local governments to regulate and control massage businesses according to pre-existing local ordinances which governed land use and permitting requirements; and

WHEREAS, the language of SB 731 gives the appearance that local governments may use such ordinances, but this language is misleading because SB 731 states that such ordinances are valid only if regulations applying to massage establishments are the same as all other types of professional services, which is clearly impractical for local jurisdictions; and

WHEREAS, under SB731, the licensure of massage therapists only applies to the holder of the license, so if a certificate holder is an employee of a business and engages in illegal activity, the employee is subject to disciplinary action but the employer is not; and

WHEREAS, the lack of local control and local law enforcement's increasing difficulty to investigate and enforce crimes of prostitution demonstrate that SB 731 has negatively impacted local governments; and

WHEREAS, these concerns are shared by municipalities and law enforcement agencies across California; and

WHEREAS, SB 731 is due to sunset on January 1, 2015, and the State Legislature is considering whether to allow the current legislation to continue or expire; and

WHEREAS, AB 1147 (Bonilla) would remove restrictions on local control and regulation to better enable cities to address the negative circumstances that have resulted from SB 731 thus far;

NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor, that by the adoption of this Resolution, the City of Los Angeles hereby includes in its 2013-2014 State Legislative Program SUPPORT of AB 1147 (Bonilla) which would remove restrictions on local land use authority, and enact additional reforms, enabling local governments to more effectively zone and regulate massage establishments.

CERTIFY THAT THE FOREGOING RESOLUTION WAS ADOPTED BY THE COUNCIL OF THE CITY OF LOS ANGELES AT ITS MEETING OF JUN 10 2014 BY A MAJORITY OF ALL ITS MEMBERS.



HOLLY L. WOLCOTT INTERIM CITY CLERK BY [Signature] DEPUTY

\* AS Amended - see attached motion

AMENDING MOTION

I HEREBY MOVE that Council AMEND Resolution (Parks – O'Farrell) relative to support of AB 1147 (Bonilla) to eliminate the current proposed language, which prohibits local jurisdictions from prohibiting locked doors in a registered massage establishment.

PRESENTED BY \_\_\_\_\_

BERNARD C. PARKS  
Councilmember, 8th District

SECONDED BY \_\_\_\_\_

HERB J. WESSON, JR  
Councilmember, 10th District

**ADOPTED**

JUN 10 2014

**LOS ANGELES CITY COUNCIL**

June 10, 2014

CF 14-0002-S32