



Legislative Council Staff
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Fiscal Note

Drafting Number: LLS 22-0321
Prime Sponsors: Rep. Tipper; Carver
Date: February 18, 2022
Bill Status: House Judiciary
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Bill Topic: SUNSET MASSAGE THERAPISTS

- Summary of Fiscal Impact:
[X] State Revenue
[X] State Expenditure
[ ] State Transfer
[ ] TABOR Refund
[ ] Local Government
[ ] Statutory Public Entity

Sunset Bill. This bill continues the licensure of massage therapists in the Department of Regulatory Agencies, which is scheduled to repeal on September 1, 2022. State fiscal impacts under the bill include only the continuation of the program's current revenue and expenditures. The program is continued through September 1, 2031.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: The fiscal note reflects the introduced bill.

Table 1
State Fiscal Impacts Under HB 22-1226

Table with 3 columns: Category, Budget Year FY 2022-23, and Out Year FY 2023-24. Rows include New Impacts (Revenue, Expenditures, Other Budget Impacts) and Continuing Impacts (Revenue, Expenditures, Other Budget Impacts).

1 Table 1 shows the new impacts resulting from changes to the program under the bill, and the continuing impacts from extending the program beyond its current repeal date. Because the bill continues a program without making any changes, there are no new impacts. The continuing program impacts will end if the bill is not passed and the program is allowed to repeal.

## Summary of Legislation

Under current law, the licensure of massage therapists by the Director of the Division of Professions and Occupations in the Department of Regulatory Agencies repeals September 1, 2022. This bill continues the licensure of massage therapists until September 1, 2031, and gives the director of the division sole authority to select a licensing examination. The bill also adds additional grounds for disciplining a massage therapist.

## Background

Massage therapy has been regulated in Colorado since 2008. There are currently approximately 13,000 licensed massage therapists in Colorado. To review the 2021 sunset report, see: <https://drive.google.com/file/d/1qHwxWv1hAOSuJY3cCZpCUI7LTBfV8Ycm/view>.

## Continuing Program Impacts

Based on the department's actual revenue and expenditures for FY 2020-21, the Department of Regulatory Agencies is expected to have revenue of \$770,397 and expenditures of \$635,410 to administer the massage therapy licensing program. If this bill is enacted, current revenue and expenditures will continue for the program starting in FY 2023-24. This continuing revenue is subject to the state TABOR limits. If this bill is not enacted, the program will end on September 1, 2023, following a wind-down period, and state revenue and expenditures will decrease starting in FY 2023-24 by the amounts shown in Table 1. The changes to the program do not require additional appropriations.

## Effective Date

The bill takes effect September 1, 2022, assuming no referendum petition is filed.

## State and Local Government Contacts

Information Technology

Law

Regulatory Agencies