

First Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 17-0836.01 Jennifer Berman x3286

HOUSE BILL 17-1175

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HOUSE SPONSORSHIP

Hooton,

SENATE SPONSORSHIP

(None),

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House Committees

Public Health Care & Human Services

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING DOMESTIC VIOLENCE AWARENESS TRAINING UNDER THE  
102 "BARBER AND COSMETOLOGIST ACT".

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Bill Summary

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The bill requires barbers, hairstylists, cosmetologists, estheticians, and nail technicians, as part of the requirement to renew their professional licenses, to take a one-time training course for one hour on domestic violence and sexual assault awareness. The bill does not impose a mandatory reporting requirement on these professionals and specifically grants them immunity from civil and criminal liability for reporting or

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

failing to report potential domestic violence or sexual assault.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1.** In Colorado Revised Statutes, **add** 12-8-114.7 as  
3 follows:

4           **12-8-114.7. Domestic violence and sexual assault awareness**  
5 **training - requirement - immunity - rules.** (1) (a) ON OR AFTER THE  
6 EFFECTIVE DATE OF THIS SECTION, TO QUALIFY FOR THE FIRST RENEWAL OR  
7 REINSTATEMENT OF A BARBER, HAIRSTYLIST, COSMETOLOGIST,  
8 ESTHETICIAN, OR NAIL TECHNICIAN LICENSE PURSUANT TO SECTION  
9 12-8-115, A LICENSEE SHALL OBTAIN ONE HOUR OF DOMESTIC VIOLENCE  
10 AND SEXUAL ASSAULT AWARENESS TRAINING FROM A PROVIDER  
11 DESIGNATED BY OR CONTRACTED WITH THE DIRECTOR UNDER SUBSECTION  
12 (2) OF THIS SECTION.

13           (b) UPON SUBSEQUENT RENEWALS, LICENSEES MAY VOLUNTARILY  
14 RECEIVE ONE HOUR OF DOMESTIC VIOLENCE AND SEXUAL ASSAULT  
15 AWARENESS TRAINING FROM A PROVIDER DESIGNATED BY OR CONTRACTED  
16 WITH THE DIRECTOR UNDER SUBSECTION (2) OF THIS SECTION.

17           (c) A PERSON EXEMPT FROM THIS ARTICLE 8 UNDER SECTION  
18 12-8-121 MAY VOLUNTARILY RECEIVE DOMESTIC VIOLENCE AND SEXUAL  
19 ASSAULT AWARENESS TRAINING.

20           (d) NEITHER A PERSON LICENSED UNDER THIS ARTICLE 8 WHO  
21 COMPLETES DOMESTIC VIOLENCE AND SEXUAL ASSAULT AWARENESS  
22 TRAINING, NOR HIS OR HER EMPLOYER:

23           (I) IS SUBJECT TO MANDATORY REPORTING REQUIREMENTS UNDER  
24 SECTION 19-3-304 OR 18-6.5-108; AND

25           (II) IS SUBJECT TO CIVIL OR CRIMINAL LIABILITY FOR ACTING IN

1 GOOD FAITH OR FAILING TO ACT ON INFORMATION OBTAINED DURING THE  
2 COURSE OF EMPLOYMENT CONCERNING POTENTIAL DOMESTIC VIOLENCE  
3 OR SEXUAL ASSAULT.

4 (2) THE DIRECTOR SHALL DESIGNATE THE PROVIDER OF THE  
5 DOMESTIC VIOLENCE AND SEXUAL ASSAULT AWARENESS TRAINING AND  
6 MAY CONTRACT WITH A THIRD PARTY TO CONDUCT THE TRAINING. THE  
7 DIRECTOR MAY DETERMINE WHETHER LICENSEES MAY RECEIVE THE  
8 TRAINING REMOTELY. THE DIRECTOR MAY PRESCRIBE RULES RELATED TO  
9 THE PROVISION OF THE DOMESTIC VIOLENCE AND SEXUAL ASSAULT  
10 AWARENESS TRAINING, INCLUDING ESTABLISHING CRITERIA FOR AN  
11 ACCEPTABLE TRAINING.

12 **SECTION 2. Act subject to petition - effective date -**  
13 **applicability.** (1) This act takes effect June 30, 2018; except that, if a  
14 referendum petition is filed pursuant to section 1 (3) of article V of the  
15 state constitution against this act or an item, section, or part of this act  
16 within the ninety-day period after final adjournment of the general  
17 assembly, then the act, item, section, or part will not take effect unless  
18 approved by the people at the general election to be held in November  
19 2018 and, in such case, will take effect on the date of the official  
20 declaration of the vote thereon by the governor.

21 (2) This act applies to licenses for which renewal or reinstatement  
22 is applied for on or after the applicable effective date of this act.