

HB 352 -- Licensure of Tanning Facilities

Sponsor: Cooper

This bill establishes provisions regarding the licensure of tanning facilities by the Department of Health and Senior Services. In its main provisions, the bill:

(1) Requires tanning facilities to provide written warning statements to every customer requiring their signature prior to the use of any device and before the renewal of a contract and to post signs warning of ultraviolet radiation and its long-term effects on the human body;

(2) Requires tanning facilities to have operators on duty who are knowledgeable in the correct operation of all tanning equipment on the premises, provide customers with eye protection, show customers how to use all physical aids within the facility, use accurate timers on all devices, maintain a control that allows for manual termination of lamps, limit exposure to that recommended by the manufacturer, and control the facility's interior temperature so that it doesn't exceed 100 degrees Fahrenheit;

(3) Requires all customers to sign a written statement that they have read and understand all warnings presented by the facility and agree to wear the protective eyewear before being allowed to use any device within the facility;

(4) Prohibits individuals younger than 16 years of age from using a tanning device. Before individuals younger than 18 years of age can use any device in the facility, a parent or guardian must go to the facility and sign a written statement acknowledging that he or she has read and understands all warnings given by the facility and consents to the minor's use of a tanning device;

(5) Authorizes the department director to establish rules regarding the issuance and renewal of licenses; standards of hygiene which must be maintained by facilities; and procedures to grant, deny, suspend, revoke, or reinstate licenses; and

(6) Creates the Tanning Facility Fund for the deposit of fees collected for the purpose of administering the provisions of the bill.

A person violating any provision of the bill will be guilty of a class C misdemeanor.