

## HB 1343 -- Licensure of Tanning Facilities

Sponsor: Scharnhorst

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) Prohibits any person from operating a tanning facility without a license from the department and requires all licenses and renewals to be conspicuously displayed in the facility;

(2) Requires a facility to provide a written warning statement to every customer requiring his or her signature prior to the use of any tanning device and before the renewal of a contract and to post in a readily visible place a danger sign warning of ultraviolet radiation and its long-term effects on the human body and that a person with certain conditions should avoid a tanning device;

(3) Requires a facility to have an operator on duty who is sufficiently knowledgeable in the correct operation of all tanning equipment on the premises, to provide each customer with properly sanitized eye protection, to show each customer how to use suitable physical aids within the facility, to use an accurate timer on all devices, to maintain a control that allows the user to manually terminate radiation without coming into contact with the ultraviolet lamps, to limit each customer to the maximum exposure time as recommended by the manufacturer, and to control the facility's interior temperature so that it doesn't exceed 100 degrees Fahrenheit;

(4) Requires every customer to sign a written statement that he or she has read and understands all warnings before using a device and agrees to wear the protective eyewear;

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

(6) Requires all tanning devices to comply with all applicable federal laws and regulations;

(7) Requires the department director to establish rules regarding the issuance and renewal of licenses; standards of hygiene which must be maintained by facilities; procedures to

grant, deny, suspend, revoke, or reinstate a license; and the inspection of facilities; and

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

Anyone violating a provision of the bill will be guilty of a class C misdemeanor.