

# HOUSE BILL 1111

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CF SB 604

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By: **Delegates Love, Reznik, Barkley, Beidle, Costa, Frush, Gaines, Glenn, Healey, Jameson, Lee, Pena–Melnyk, B. Robinson, Schuh, and Sophocleus**

Introduced and read first time: February 11, 2011

Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Tanning Devices – Use by Minors – Prohibition**

3 FOR the purpose of prohibiting certain owners, employees, and operators of tanning  
4 facilities from allowing minors to use certain tanning devices; and generally  
5 relating to tanning devices.

6 BY repealing and reenacting, with amendments,  
7 Article – Health – General  
8 Section 20–106  
9 Annotated Code of Maryland  
10 (2009 Replacement Volume and 2010 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
12 MARYLAND, That the Laws of Maryland read as follows:

13 **Article – Health – General**

14 20–106.

15 (a) (1) In this section the following words have the meanings indicated.

16 (2) “Tanning device” means any equipment that emits radiation used  
17 for tanning of the skin, including sunlamps, tanning booths, or tanning beds.

18 (3) “Tanning facility” means any place where a tanning device is used  
19 for a fee, membership dues, or other compensation.

20 (b) An owner, employee, or operator of a tanning facility may not allow a  
21 minor [under the age of 18 years] to use a tanning device [unless the minor’s parent or

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 legal guardian provides written consent on the premises of the tanning facility and in  
2 the presence of an owner, employee, or operator of the tanning facility].

3 (c) The owner, employee, or operator of a tanning facility shall require  
4 appropriate documentation to verify the age of an individual before allowing the  
5 individual access to a tanning device.

6 (d) (1) The Secretary may impose on a person who violates this section:

7 (i) For a first violation, a civil penalty not to exceed \$250;

8 (ii) For a second violation, a civil penalty not to exceed \$500;

9 and

10 (iii) For each subsequent violation, a civil penalty not to exceed  
11 \$1,000.

12 (2) The Secretary may adopt regulations to implement and carry out  
13 this section.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
15 October 1, 2011.