

SENATE BILL 604

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11r2268
CF 11r2213

By: **Senators Raskin and Robey**

Introduced and read first time: February 4, 2011

Assigned to: Finance

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

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

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

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

7 and

8 (iii) For each subsequent violation, a civil penalty not to exceed
9 \$1,000.

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

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