

SENATE BILL 410

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SB 488/13 – FIN

4lr0802
CF HB 310

By: **Senators Raskin, Benson, Forehand, Jones–Rodwell, Kelley, Madaleno, Manno, Montgomery, Peters, Pinsky, Pugh, Robey, Rosapepe, and Young**

Introduced and read first time: January 23, 2014
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 tanning devices; making a stylistic
5 change; and generally 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 2013 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.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



1 (b) An owner, employee, or operator of a tanning facility may not allow a
2 minor [under the age of 18 years] to use a tanning device [unless the minor's parent or
3 legal guardian provides written consent on the premises of the tanning facility and in
4 the presence of an owner, employee, or operator of the tanning facility].

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

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

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

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

12 (iii) For each subsequent violation, a civil penalty not to exceed
13 \$1,000.

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

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2014.