

SENATE BILL 152

J1
SB 410/14 – FIN

5r1269
CF HB 56

By: **Senators Raskin, Kelley, King, Lee, Madaleno, Manno, Montgomery,
Nathan–Pulliam, Pinsky, Pugh, Rosapepe, and Young**

Introduced and read first time: January 29, 2015

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 change; and
5 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 2014 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
12 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 for
17 tanning of the skin, including sunlamps, tanning booths, or tanning beds.

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

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 guardian provides written consent on the premises of the tanning facility and in the
2 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 individual
5 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; and

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

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

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 2015.