



2013 SENATE BILL 590

February 13, 2014 – Introduced by Senators **RISSE**R and **KEDZIE**, cosponsored by Representatives **BEWLEY**, **BERCEAU** and **MILROY**. Referred to Committee on Health and Human Services.

1 **AN ACT** *to create* 255.08 (9) (am) of the statutes; **relating to:** tanning facilities.

Analysis by the Legislative Reference Bureau

Under current law, no person may operate a place or business that provides persons access to a tanning device without a permit issued by the Department of Health Services (DHS). Such a place or business is referred to under current law as a tanning facility. Current law also contains a number of provisions regulating the use and operation of tanning devices and facilities, including provisions requiring the owner of a tanning facility to ensure that: 1) no customer under 16 years of age is permitted to use the tanning facility and 2) during operating hours, a trained operator is present at the tanning facility. DHS may suspend or revoke a permit issued to operate a tanning facility if the permit holder or his or her employee violates any of these provisions. In addition, any person who violates these provisions may be required to forfeit not less than \$50 nor more than \$250.

This bill provides that, in addition, the owner of a tanning facility must ensure that no customer who has attained the age of 16 but who has not yet attained the age of 18 is permitted to use the tanning facility unless an informed consent form has been signed by his or her parent or legal guardian in the presence of a trained operator. Under the bill, unless the form provides otherwise, the form is valid for subsequent visits to that tanning facility by that customer. As under current law, DHS may suspend or revoke a permit issued to operate a tanning facility if the permit

