

1 HB254
2 155651-2
3 By Representative Johnson (R)
4 RFD: Health
5 First Read: 15-JAN-14

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8 SYNOPSIS: Under existing law, tanning facilities are
9 not regulated.

10 This bill would regulate tanning facilities.

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12 A BILL
13 TO BE ENTITLED
14 AN ACT

15
16 Relating to public health; to regulate tanning
17 facilities.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. For purposes of this chapter, the
20 following terms shall have the following meanings:

21 (1) OPERATOR. A person designated by the tanning
22 facility owner or tanning device lessee to operate or assist
23 and instruct in the operation and use of the tanning facility
24 or tanning device.

25 (2) PHOTOTHERAPY DEVICE. Equipment used in the
26 diagnosis or treatment of disease or injury that emits
27 ultraviolet radiation.

1 (3) TANNING DEVICE. Equipment used for tanning of
2 human skin that emits electromagnetic radiation having
3 wavelengths between 200 and 400 nanometers.

4 (4) TANNING FACILITY. Any location, place, area,
5 structure, or business, including tanning salons, health
6 clubs, apartments, and condominiums, that provides persons
7 access to a tanning device regardless of whether a fee is
8 charged for the access.

9 Section 2. The use of a tanning device at a tanning
10 facility in this state is subject to the following
11 restrictions:

12 (1) No person 16 or 17 years of age shall use a
13 tanning device unless a parent or legal guardian provides
14 written consent signed at the tanning facility.

15 (2) No person 15 years of age shall use a tanning
16 device unless a parent or legal guardian provides written
17 consent signed at the tanning facility and the parent or legal
18 guardian who signed the written consent is present in the room
19 during the operation of the device.

20 (3) No person 14 years of age or under shall use a
21 tanning device; provided, however, that a person 14 years of
22 or under may receive a spray tan.

23 (4) No person shall use a tanning device without the
24 use of protective eyewear.

25 Section 3. The written consent required to be signed
26 by a parent or legal guardian as required in Section 2 shall
27 contain the following warning: "Danger. Ultraviolet radiation.

1 Follow instructions. Avoid overexposure. As with natural
2 sunlight, overexposure can cause eye and skin injury and
3 allergic reactions. Repeated exposure may cause premature
4 aging of the skin and skin cancer. WEAR PROTECTIVE EYEWEAR;
5 FAILURE TO DO SO MAY RESULT IN SEVERE BURNS OR LONG-TERM
6 INJURY TO THE EYES. Medications or cosmetics may increase your
7 sensitivity to the ultraviolet radiation. Consult a physician
8 before using the sunlamp if you are using medications or have
9 a history of skin problems or believe yourself especially
10 sensitive to sunlight. If you do not tan in the sun, you are
11 unlikely to tan from use of this product."

12 Section 4. This act shall become effective on the
13 first day of the sixth month following its passage and
14 approval by the Governor, or its otherwise becoming law.