

10 **AN ACT CONCERNING**

20 **MARYLAND HEALTH – THE USE OF INDOOR TANNING DEVICES BY MINORS**
30 FOR the purpose of protecting Maryland minors from unnecessary exposure to harmful ultraviolet light.
40 BY reenacting with amendments,

50 Article – Health - General
60 § 20-106
70 Annotated Code of Maryland

80 SECTION 1. BE IT ENACTED BY THE MARYLAND STUDENT LEGISLATURE, That the Laws
90 of Maryland read as follows:

100 **Section 20-106**

110 (a) *Definitions.*-

120 (1) In this section the following words have the meanings indicated.

130 (2) "Tanning device" means any equipment that emits radiation used for tanning of the skin, including
140 sunlamps, tanning booths, or tanning beds.

150 (3) "Tanning facility" means any place where a tanning device is used for a fee, membership dues, or other
160 compensation.

170 (b) *Prohibition; exception.*- An owner, employee, or operator of a tanning facility may not allow a minor
180 UNDER THE AGE OF 16 YEARS TO USE A TANNING DEVICE UNLESS A MEDICAL
190 CONDITION REQUIRES. FURTHERMORE, AN OWNER, EMPLOYEE, OR OPERATOR OF A
200 TANNING FACILITY MAY NOT ALLOW A MINOR under the age of 18 years to use a tanning device
210 unless the minor's parent or legal guardian provides written consent on the premises of the tanning facility
220 and in the presence of an owner, employee, or operator of the tanning facility.

230 (c) *Verifying documentation.*- The owner, employee, or operator of a tanning facility shall require
240 appropriate documentation to verify the age of an individual AND/OR MEDICAL CONDITION
250 REQUIRING TANNING before allowing the individual access to a tanning device.

260 (d) *Civil penalty and regulations.*-

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

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

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

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

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

320 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect upon passage.

330 **MANDATES:**

340 Martin O'Malley, Governor of Maryland
350 Anthony G. Brown, Lieutenant Governor of Maryland
360 Thomas V. Mike Miller, President of the Senate
370 Michael E. Busch, Speaker of the House of Delegates

380 John M. Colmers, Secretary of Maryland Department of Health and Mental Hygiene

Sponsor:

Andrea Thomson
Delegation Chairperson
University of Maryland, Baltimore County