

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 SENATE BILL NO. 345

By: Enns

6
7 COMMITTEE SUBSTITUTE

8 An Act relating to tanning; specifying requirement of
9 tanning facilities; requiring certain statement to be
10 signed; requiring written consent for persons under
11 certain age; stating content of consent form;
12 providing for proof of age; defining terms; providing
13 for codification; and providing an effective date.

14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 1-1431 of Title 63, unless there
17 is created a duplication in numbering, reads as follows:

18 A. A tanning facility shall have an operator present during
19 operating hours who is sufficiently knowledgeable in the correct
20 operation of tanning devices used at the facility so that he or she
21 is able to inform and assist each customer in the proper use of the
22 tanning beds and check proof of age for persons under eighteen (18)
23 years of age using tanning devices.

24 B. Every person who uses a tanning facility shall sign a
written statement acknowledging that he or she has read and

1 understands the warnings before using the device and that he or she
2 agrees to use protective eyewear.

3 C. Persons sixteen (16) and seventeen (17) years of age shall
4 be required to submit a written consent form signed by their parent
5 or legal guardian before using a tanning device. The consent form
6 shall be provided by the tanning facility upon the first tanning
7 visit and the required signatures shall be made in the presence of
8 an employee of the tanning facility. Such consent form shall
9 contain a written statement acknowledging that the parent or legal
10 guardian and the child have read and understand the warnings before
11 using the device and that he or she agrees to use protective
12 eyewear. The consent form, once signed by a parent or guardian on
13 behalf of their child for purposes of using a tanning device, shall
14 be valid at the tanning facility until revoked by the parent or
15 guardian or until the person attains eighteen (18) years of age.
16 Proof of age shall be satisfied with a driver license or other
17 government issued identification containing the date of birth and a
18 photograph of the individual.

19 D. Persons under sixteen (16) years of age shall be prohibited
20 from using a tanning device.

21 E. For purposes of this section:

22 1. "Tanning device" means equipment that emits electromagnetic
23 radiation with wavelengths in the air that is used for tanning of
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1 human skin and includes any accompanying items incidental to
2 operation of the tanning device; and

3 2. "Tanning facility" means any facility, whether independent
4 or part of a salon, health spa or any other facility, which provides
5 access to tanning devices but shall not include private residences
6 if access to tanning devices is provided without charge.

7 SECTION 2. This act shall become effective November 1, 2014.

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