

1 ENGROSSED SENATE  
2 BILL NO. 345

By: Paddack of the Senate

3 and

4 Enns of the House

5  
6 An Act relating to tanning; specifying requirement of  
7 tanning facilities; requiring certain statement to be  
8 signed; requiring written consent for persons under  
9 certain age; stating content of consent form;  
10 providing for proof of age; defining terms; providing  
11 for codification; and providing an effective date.

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

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

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

22 B. Every person who uses a tanning facility shall sign a  
23 written statement acknowledging that he or she has read and  
24 understands the warnings before using the device and that he or she  
agrees to use protective eyewear.

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

17 D. For purposes of this section:

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

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

3 SECTION 2. This act shall become effective November 1, 2013.

4 Passed the Senate the 6th day of March, 2013.

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Presiding Officer of the Senate

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8 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
9 2013.

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Presiding Officer of the House  
of Representatives

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