2015 SENATE BILL 349

October 29, 2015 – Introduced by Senators RISSER and BEWLEY, cosponsored by Representatives A. OTT, HINTZ, MILROY, SUBECK and BERCEAU. Referred to Committee on Health and Human Services.

1   AN ACT *to amend* 463.25 (9) (a) of the statutes; **relating to:** use of tanning

2   facilities by minors.

Analysis by the Legislative Reference Bureau

This bill prohibits customers under the age of 18 from using a tanning facility. 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 increases the minimum age for use of a tanning facility from 16 to 18 years and specifies that the owner of a tanning facility is required to ensure that no customer under 18 years of age is permitted to use the tanning facility.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1   SECTION 1. 463.25 (9) (a) of the statutes, as affected by 2015 Wisconsin Act 55,

2   is amended to read:

3   463.25 **(9)** (a) No customer under ~~16~~ 18 years of age is permitted to use the

4   tanning facility.

5   **SECTION 2. Effective date.**

6   (1) This act takes effect on January 1, 2016, or on the day after publication,

7   whichever is later.

8   **(END)**