

CHAPTER 54
HB 136 – FINAL VERSION

2015 SESSION

15-0733
10/05

HOUSE BILL **136**

AN ACT prohibiting tanning facilities from tanning persons under 18 years of age.

SPONSORS: Rep. Barnes, Rock 8; Rep. Azarian, Rock 8

COMMITTEE: Health, Human Services and Elderly Affairs

ANALYSIS

This bill makes it unlawful for a person under the age of 18 to use a tanning device at a registered tanning facility in this state.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears [~~in brackets and struck through.~~]
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Fifteen

AN ACT prohibiting tanning facilities from tanning persons under 18 years of age.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 54:1 Tanning Operations; Consent. Amend RSA 313-A:30, IV to read as follows:

2 IV. Operators shall read aloud and shall provide each tanning device user with a written
3 consent statement containing the wording listed below and the Fitzpatrick Scale. [~~In the event that~~
4 ~~the user is under the age of 18, this wording shall be read to the user's parent or guardian.~~
5 ~~Operators shall obtain the signature of the user or parent or guardian on the written consent prior to~~
6 ~~the initial exposure to the tanning device.] The consumer consent form shall include the following
7 wording in at least size 12 font:~~

8 “DANGER--ULTRAVIOLET RADIATION

9 Follow instructions.

10 Avoid overexposure. As with natural sunlight, overexposure can cause eye and skin injury and
11 allergic reactions.

12 Repeated exposure may cause premature aging of the skin and skin cancer.

13 Wear protective eyewear. Failure to use protective eyewear may result in severe burns or long-
14 term injury to the eyes.

15 Medication or cosmetics may increase your sensitivity to the ultraviolet radiation.

16 Consult a physician before using sunlamp or tanning equipment if you are using medications or
17 have a history of skin problems or believe yourself to be especially sensitive to sunlight.”

18 54:2 Tanning of Minors Prohibited. RSA 313-A:31 is repealed and reenacted to read as follows:

19 313-A:31 Tanning of Minors Prohibited.

20 I. It shall be unlawful for a person under the age of 18 to utilize a tanning device at a
21 tanning facility in this state. Operators shall obtain proof of age from each person using a tanning
22 device.

23 II. This section shall not apply to any physician, advanced practiced registered nurse, or
24 physician assistant licensed under RSA 329, RSA 326-B, or RSA 328-D, respectively, who, in his or
25 her practice, uses or prescribes to be used a phototherapy device with respect to a patient of any age.

26 54:3 Effective Date. This act shall take effect 60 days after its passage.

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28 Approved: June 2, 2015

29 Effective Date: August 1, 2015