

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND  
Legislative Session 2009, Legislative Day No. 17

Bill No. 82-09

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Mr. Vincent J. Gardina, Councilman

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By the County Council, October 19, 2009

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A BILL  
ENTITLED

AN ACT concerning

Tanning Facilities - Minors

FOR the purpose of prohibiting the use of certain tanning devices and tanning facilities by minors;  
defining terms; providing exceptions; and generally relating to the use of tanning devices at  
tanning facilities by minors.

BY adding

Section 17-1-116  
Article 17- Miscellaneous Provisions and Offenses  
Title 1- Miscellaneous Provisions and Offenses  
Baltimore County Code 2003

1 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE  
2 COUNTY, MARYLAND, that Section 17-1-116 be and it is hereby added to Article 17-  
3 Miscellaneous Provisions and Offenses, Title 1 - Miscellaneous Provisions and Offenses, of the  
4 Baltimore County Code 2003, to read as follows:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter stricken from existing law.  
~~Strike out~~ indicates matter stricken from bill.  
Underlining indicates amendments to bill.

1 17-1-116. USE OF TANNING FACILITIES BY MINORS.

2 (A) DEFINITIONS.

3 (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS  
4 INDICATED.

5 (2) "TANNING DEVICE" MEANS ANY EQUIPMENT THAT EMITS  
6 RADIATION USED FOR TANNING OF THE SKIN, INCLUDING SUNLAMPS, TANNING  
7 BOOTHS, OR TANNING BEDS AND ANY ACCOMPANYING EQUIPMENT, SUCH AS  
8 PROTECTIVE EYEWEAR, TIMERS AND HANDRAILS.

9 (3) "TANNING FACILITY" MEANS ANY PLACE WHERE A TANNING  
10 DEVICE IS USED FOR A FEE, MEMBERSHIP DUES, OR OTHER COMPENSATION.

11 (B) PROHIBITION. A TANNING FACILITY OWNER OR OPERATOR MAY NOT  
12 PERMIT A MINOR TO USE A TANNING DEVICE AT A TANNING FACILITY WITHOUT A  
13 WRITTEN PRESCRIPTION FROM THE MINOR'S PHYSICIAN SPECIFYING THE NATURE  
14 OF THE MEDICAL CONDITION REQUIRING THE TREATMENT, THE NUMBER OF VISITS  
15 ALLOWED, AND THE TIME OF EXPOSURE FOR EACH VISIT.

16 (C) PENALTY. A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF  
17 A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING  
18 \$500 OR IMPRISONMENT NOT EXCEEDING 90 DAYS OR BOTH.

19 SECTION 2. AND BE IT FURTHER ENACTED, that this Act shall take effect forty-five  
20 days after its enactment.