

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND  
Legislative Session 2010, Legislative Day No. 2

Bill No. 4-10

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Mr. Vincent J. Gardina, Councilman

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By the County Council, January 19, 2010

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A BILL  
ENTITLED

AN ACT concerning

Tanning Facilities - Notice

FOR the purpose of requiring a tanning facility to post a certain notice; defining terms; providing penalties; and generally relating to notices required to be posted at tanning facilities.

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. TANNING FACILITIES - NOTICE.

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) NOTICE. A TANNING FACILITY OWNER OR OPERATOR SHALL POST A SIGN,  
12 AT LEAST ~~4 FEET SQUARE~~ 1 SQUARE FOOT IN SIZE, WITH LETTERING AT LEAST ONE  
13 INCH IN HEIGHT, IN A CONSPICUOUS PLACE AT THE ENTRANCE TO THE TANNING  
14 FACILITY. THE SIGN SHALL STATE THAT "~~MEDICAL STUDIES HAVE INDICATED~~  
15 ~~THAT~~ EXPOSURE TO ULTRAVIOLET LIGHT FROM TANNING BEDS HAS BEEN SHOWN  
16 TO CAUSE SKIN CANCER".

17 (C) PENALTY. A PERSON WHO VIOLATES THIS SECTION IS ~~GUILTY OF A~~  
18 ~~MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE~~ SUBJECT TO A CIVIL  
19 PENALTY OF \$100 PER DAY FOR EACH DAY OF VIOLATION.

20 (D) (1) ENFORCEMENT. THE DEPARTMENT OF PERMITS AND  
21 DEVELOPMENT MANAGEMENT MAY ENFORCE THE PROVISIONS OF THIS SECTION  
22 IN ACCORDANCE WITH ARTICLE 3, TITLE 6 OF THE CODE.

23 (2) THE HEALTH OFFICER MAY ENFORCE THE PROVISIONS OF THIS  
24 SECTION IN ACCORDANCE WITH SECTION 13-12-105(E) OF THE CODE.

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