

26:2D-82.1

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2006 **CHAPTER:** 48
NJSA: 26:2D-82.1 (Prohibits minors under 14 from using tanning facilities and requires written parental consent for minors 14 to 18)

BILL NO: A2936 (Substituted for S1225)

SPONSOR(S) Scalera and others

DATE INTRODUCED: March 21, 2006

COMMITTEE: **ASSEMBLY:** Health and Senior Services

SENATE:

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: **ASSEMBLY:** June 8, 2006

SENATE: June 19, 2006

DATE OF APPROVAL: July 19, 2006

FOLLOWING ARE ATTACHED IF AVAILABLE:

[FINAL TEXT OF BILL](#) (Original version of bill enacted)

A2936

[SPONSOR'S STATEMENT](#): (Begins on page 4 of original bill) [Yes](#)

COMMITTEE STATEMENT: [ASSEMBLY:](#) [Yes](#)

SENATE: No

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

S1225

[SPONSOR'S STATEMENT](#): (Begins on page 4 of original bill) [Yes](#)

COMMITTEE STATEMENT: **ASSEMBLY:** No

[SENATE:](#) [Yes](#)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

VETO MESSAGE: No

[GOVERNOR'S PRESS RELEASE ON SIGNING:](#) [Yes](#)

FOLLOWING WERE PRINTED:

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

RWH 3/6/08

P.L. 2006, CHAPTER 48, *approved July 19, 2006*
Assembly, No. 2936

1 **AN ACT** concerning the use of tanning facilities by minors and
2 amending and supplementing P.L.1989, c.234.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. (New section) a. A tanning facility operator shall not permit
8 a person who is under 14 years of age to use a tanning facility.

9 b. A tanning facility operator shall not permit a person who is at
10 least 14 but less than 18 years of age to use a tanning facility
11 without written authorization of the person's parent or legal
12 guardian indicating that such parent or guardian has read and
13 understood the safety standards and warnings required pursuant to
14 section 3 of P.L.1989, c.234 (C.26:2D-83). An emancipated minor
15 shall be exempt from the authorization requirement of this
16 subsection upon legal proof documenting said emancipation.

17 c. The Commissioner of Health and Senior Services shall
18 establish by regulation:

19 (1) the contents required in the authorization form;

20 (2) the method for maintaining a record of the forms; and

21 (3) the frequency with which the forms shall be authorized or
22 reauthorized.

23 d. The penalties for violating the provisions of this section shall
24 be as provided in section 7 of P.L.1989, c.234 (C.26:2D-87).

25
26 2. Section 3 of P.L.1989, c.234 (C.26:2D-83) is amended to read
27 as follows:

28 3. The Commissioner of Health and Senior Services, in
29 consultation with the **[Department]** Commissioner of
30 Environmental Protection, shall, by regulation, establish minimum
31 safety standards for tanning facilities. The standards shall include,
32 but not be limited to:

33 a. Establishment of a maximum safe time of exposure to
34 radiation and a maximum safe temperature at which tanning devices
35 may be operated;

36 b. A requirement that a patron at a tanning facility wear
37 protective eye glasses when using tanning equipment and that a
38 patron be supervised as to the length of time the patron uses tanning
39 equipment at the facility;

40 c. A requirement that the facility operator post easily legible,
41 permanent warning signs near the tanning equipment which state:
42 "DANGER-ULTRAVIOLET RADIATION FOLLOW ALL
43 INSTRUCTIONS"; **[and]**

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted
and is intended to be omitted in the law.

Matter underlined thus is new matter.

- 1 d. A requirement that the facility have protective shielding for
2 tanning equipment in the facility[.]; and
- 3 e. A requirement that the facility operator post a sign in
4 conspicuous view at or near the reception area which states:
5 "PERSONS UNDER AGE 14 SHALL NOT BE PERMITTED TO
6 USE THIS TANNING FACILITY. PERSONS BETWEEN 14
7 AND 18 YEARS OF AGE SHALL NOT BE PERMITTED TO USE
8 THIS TANNING FACILITY WITHOUT WRITTEN
9 AUTHORIZATION OF A PARENT OR LEGAL GUARDIAN."
10 (cf: P.L.1989, c.234, s.3)

11
12 3. Section 5 of P.L.1989, c.234 (C.26:2D-85) is amended to read
13 as follows:

- 14 5. There is established in the Department of Health and Senior
15 Services a nonlapsing revolving fund known as the "Non-Ionizing
16 Radiation Fund." The fund shall be credited with all fees collected
17 pursuant to this act. Interest on monies in the fund shall be credited
18 to the fund, and all monies in the fund are appropriated for the
19 purposes of this act.
20 (cf: P.L.1989, c.234, s.5)

21
22 4. Section 6 of P.L.1989, c.234 (C.26:2D-86) is amended to read
23 as follows:

- 24 6. a. A tanning facility shall register annually with the
25 Department of Health and Senior Services on forms provided by the
26 department and shall pay to the department an annual registration
27 fee.
- 28 b. The Department of Health and Senior Services shall establish
29 a registration fee schedule, by regulation, to cover the costs of
30 implementing the provisions of this act, including the costs incurred
31 by local boards of health pursuant to section 4 of this act.
32 (cf: P.L.1989, c.234, s.6)

33
34 5. Section 7 of P.L.1989, c.234 (C.26:2D-87) is amended to read
35 as follows:

- 36 7. A person who violates the provisions of this act is subject to a
37 penalty of \$100 for the first offense and \$200 for each subsequent
38 offense. The penalty shall be sued for and collected in a court of
39 competent jurisdiction in a summary proceeding in accordance with
40 ["the penalty enforcement law," N.J.S.2A:58-1 et seq.] the
41 "Penalty Enforcement Law of 1999," P.L.1999, c.274 (C.2A:58-10
42 et seq.).

43 A penalty recovered under the provisions of this act shall be
44 recovered by and in the name of the Commissioner of Health and
45 Senior Services or by and in the name of the local board of health.
46 When the plaintiff is the Commissioner of Health and Senior
47 Services the penalty recovered shall be paid by the commissioner
48 into the treasury of the State. When the plaintiff is a local board of

1 health, the penalty recovered shall be paid by the local board
2 of health into the treasury of the municipality where the violation
3 occurred.

4 (cf: P.L.1989, c.234, s.7)

5

6 6. Section 8 of P.L.1989, c.234 (C.26:2D-88) is amended to read
7 as follows:

8 8. In accordance with the "Administrative Procedure Act,"
9 P.L.1968, c.410 (C.52:14B-1 et seq.), the Commissioner of Health
10 and Senior Services, in consultation with the [Department]
11 Commissioner of Environmental Protection, shall promulgate rules
12 and regulations necessary to carry out the purposes of this act.

13 (cf: P.L.1989, c.234, s.8)

14

15 7. This act shall take effect on the 120th day following
16 enactment.

17

18

19

STATEMENT

20

21 Ultraviolet rays pose a greater carcinogenic risk to children than
22 to adults. Currently, N.J.S.A.26:2D-81 et seq. does not contain any
23 age restriction for using tanning facilities. This bill is intended to
24 protect children and provide adult guidance to teens regarding
25 tanning facility use. This bill would prohibit minors under 14 years
26 of age from using tanning facilities, and would prohibit minors
27 between 14 and 18 years of age from using tanning facilities
28 without written authorization of a parent or legal guardian. The
29 prohibition would not apply to emancipated minors.

30 The bill would also require that a tanning facility operator
31 conspicuously post a sign in the reception area stating: "PERSONS
32 UNDER AGE 14 SHALL NOT BE PERMITTED TO USE THIS
33 TANNING FACILITY. PERSONS BETWEEN 14 AND 18
34 YEARS OF AGE SHALL NOT BE PERMITTED TO USE THIS
35 TANNING FACILITY WITHOUT WRITTEN AUTHORIZATION
36 OF A PARENT OR LEGAL GUARDIAN."

37 Penalties for violating the provisions of this bill would be the
38 same as for other violations of N.J.S.A.26:2D-81 et seq., that is,
39 \$100 for the first offense and \$200 for each subsequent offense.

40 This bill also includes technical amendments to update
41 references to the Department of Health and Senior Services
42 resulting from the Governor's Reorganization Plan No. 001-1996,
43 and reference to the "Penalty Enforcement Law of 1999."

44

45

46

47 Prohibits minors under 14 from using tanning facilities and
48 requires written parental consent for minors 14 to 18.

ASSEMBLY, No. 2936

STATE OF NEW JERSEY 212th LEGISLATURE

INTRODUCED MARCH 21, 2006

Sponsored by:

Assemblyman FREDERICK SCALERA

District 36 (Bergen, Essex and Passaic)

Assemblyman GARY S. SCHAER

District 36 (Bergen, Essex and Passaic)

Assemblyman HERB CONAWAY, JR.

District 7 (Burlington and Camden)

Co-Sponsored by:

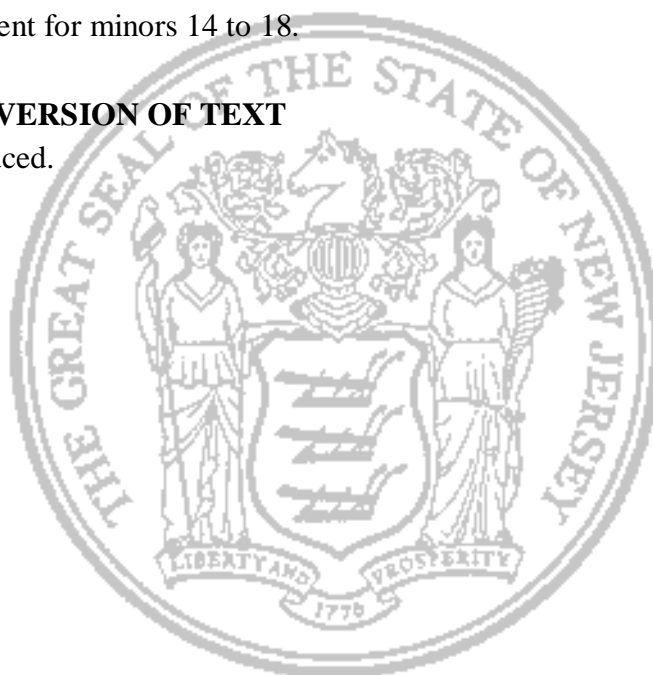
**Assemblymen Munoz, Gordon, Bramnick, Assemblywoman Lampitt,
Senators Inverso and Sarlo**

SYNOPSIS

Prohibits minors under 14 from using tanning facilities and requires written parental consent for minors 14 to 18.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/20/2006)

1 AN ACT concerning the use of tanning facilities by minors and
2 amending and supplementing P.L.1989, c.234.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. (New section) a. A tanning facility operator shall not permit
8 a person who is under 14 years of age to use a tanning facility.

9 b. A tanning facility operator shall not permit a person who is at
10 least 14 but less than 18 years of age to use a tanning facility
11 without written authorization of the person's parent or legal
12 guardian indicating that such parent or guardian has read and
13 understood the safety standards and warnings required pursuant to
14 section 3 of P.L.1989, c.234 (C.26:2D-83). An emancipated minor
15 shall be exempt from the authorization requirement of this
16 subsection upon legal proof documenting said emancipation.

17 c. The Commissioner of Health and Senior Services shall
18 establish by regulation:

19 (1) the contents required in the authorization form;

20 (2) the method for maintaining a record of the forms; and

21 (3) the frequency with which the forms shall be authorized or
22 reauthorized.

23 d. The penalties for violating the provisions of this section shall
24 be as provided in section 7 of P.L.1989, c.234 (C.26:2D-87).

25

26 2. Section 3 of P.L.1989, c.234 (C.26:2D-83) is amended to read
27 as follows:

28 3. The Commissioner of Health and Senior Services, in
29 consultation with the **[Department]** Commissioner of
30 Environmental Protection, shall, by regulation, establish minimum
31 safety standards for tanning facilities. The standards shall include,
32 but not be limited to:

33 a. Establishment of a maximum safe time of exposure to
34 radiation and a maximum safe temperature at which tanning devices
35 may be operated;

36 b. A requirement that a patron at a tanning facility wear
37 protective eye glasses when using tanning equipment and that a
38 patron be supervised as to the length of time the patron uses tanning
39 equipment at the facility;

40 c. A requirement that the facility operator post easily legible,
41 permanent warning signs near the tanning equipment which state:
42 "DANGER-ULTRAVIOLET RADIATION FOLLOW ALL
43 INSTRUCTIONS"; **[and]**

44 d. A requirement that the facility have protective shielding for
45 tanning equipment in the facility **[.]**; and

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 e. A requirement that the facility operator post a sign in
2 conspicuous view at or near the reception area which states:
3 "PERSONS UNDER AGE 14 SHALL NOT BE PERMITTED TO
4 USE THIS TANNING FACILITY. PERSONS BETWEEN 14
5 AND 18 YEARS OF AGE SHALL NOT BE PERMITTED TO USE
6 THIS TANNING FACILITY WITHOUT WRITTEN
7 AUTHORIZATION OF A PARENT OR LEGAL GUARDIAN."

8 (cf: P.L.1989, c.234, s.3)

9
10 3. Section 5 of P.L.1989, c.234 (C.26:2D-85) is amended to read
11 as follows:

12 5. There is established in the Department of Health and Senior
13 Services a nonlapsing revolving fund known as the "Non-Ionizing
14 Radiation Fund." The fund shall be credited with all fees collected
15 pursuant to this act. Interest on monies in the fund shall be credited
16 to the fund, and all monies in the fund are appropriated for the
17 purposes of this act.

18 (cf: P.L.1989, c.234, s.5)

19
20 4. Section 6 of P.L.1989, c.234 (C.26:2D-86) is amended to read
21 as follows:

22 6. a. A tanning facility shall register annually with the
23 Department of Health and Senior Services on forms provided by the
24 department and shall pay to the department an annual registration
25 fee.

26 b. The Department of Health and Senior Services shall establish
27 a registration fee schedule, by regulation, to cover the costs of
28 implementing the provisions of this act, including the costs incurred
29 by local boards of health pursuant to section 4 of this act.

30 (cf: P.L.1989, c.234, s.6)

31
32 5. Section 7 of P.L.1989, c.234 (C.26:2D-87) is amended to read
33 as follows:

34 7. A person who violates the provisions of this act is subject to a
35 penalty of \$100 for the first offense and \$200 for each subsequent
36 offense. The penalty shall be sued for and collected in a court of
37 competent jurisdiction in a summary proceeding in accordance with
38 **["the penalty enforcement law," N.J.S.2A:58-1 et seq.]** the
39 "Penalty Enforcement Law of 1999," P.L.1999, c.274 (C.2A:58-10
40 et seq.).

41 A penalty recovered under the provisions of this act shall be
42 recovered by and in the name of the Commissioner of Health and
43 Senior Services or by and in the name of the local board of health.
44 When the plaintiff is the Commissioner of Health and Senior
45 Services the penalty recovered shall be paid by the commissioner
46 into the treasury of the State. When the plaintiff is a local board of
47 health, the penalty recovered shall be paid by the local board of

1 health into the treasury of the municipality where the violation
2 occurred.

3 (cf: P.L.1989, c.234, s.7)

4

5 6. Section 8 of P.L.1989, c.234 (C.26:2D-88) is amended to read
6 as follows:

7 8. In accordance with the "Administrative Procedure Act,"
8 P.L.1968, c.410 (C.52:14B-1 et seq.), the Commissioner of Health
9 and Senior Services, in consultation with the **[Department]**
10 Commissioner of Environmental Protection, shall promulgate rules
11 and regulations necessary to carry out the purposes of this act.

12 (cf: P.L.1989, c.234, s.8)

13

14 7. This act shall take effect on the 120th day following
15 enactment.

16

17

18

STATEMENT

19

20 Ultraviolet rays pose a greater carcinogenic risk to children than
21 to adults. Currently, N.J.S.A.26:2D-81 et seq. does not contain any
22 age restriction for using tanning facilities. This bill is intended to
23 protect children and provide adult guidance to teens regarding
24 tanning facility use. This bill would prohibit minors under 14 years
25 of age from using tanning facilities, and would prohibit minors
26 between 14 and 18 years of age from using tanning facilities
27 without written authorization of a parent or legal guardian. The
28 prohibition would not apply to emancipated minors.

29 The bill would also require that a tanning facility operator
30 conspicuously post a sign in the reception area stating: "PERSONS
31 UNDER AGE 14 SHALL NOT BE PERMITTED TO USE THIS
32 TANNING FACILITY. PERSONS BETWEEN 14 AND 18
33 YEARS OF AGE SHALL NOT BE PERMITTED TO USE THIS
34 TANNING FACILITY WITHOUT WRITTEN AUTHORIZATION
35 OF A PARENT OR LEGAL GUARDIAN."

36 Penalties for violating the provisions of this bill would be the
37 same as for other violations of N.J.S.A.26:2D-81 et seq., that is,
38 \$100 for the first offense and \$200 for each subsequent offense.

39 This bill also includes technical amendments to update
40 references to the Department of Health and Senior Services
41 resulting from the Governor's Reorganization Plan No. 001-1996,
42 and reference to the "Penalty Enforcement Law of 1999."

ASSEMBLY HEALTH AND SENIOR SERVICES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2936

STATE OF NEW JERSEY

DATED: MAY 18, 2006

The Assembly Health and Senior Services Committee reports favorably Assembly Bill No. 2936.

This bill would prohibit minors under 14 years of age from using tanning facilities, and would prohibit minors between 14 and 18 years of age from using tanning facilities without written authorization of a parent or legal guardian. The prohibition would not apply to emancipated minors. Under current law, N.J.S.A.26:2D-81 et seq., there is no age restriction for using tanning facilities.

The bill would also require that a tanning facility operator conspicuously post a sign in the reception area stating:

"PERSONS UNDER AGE 14 SHALL NOT BE PERMITTED TO USE THIS TANNING FACILITY. PERSONS BETWEEN 14 AND 18 YEARS OF AGE SHALL NOT BE PERMITTED TO USE THIS TANNING FACILITY WITHOUT WRITTEN AUTHORIZATION OF A PARENT OR LEGAL GUARDIAN."

Penalties for violating the provisions of the bill would be the same as for other violations of N.J.S.A.26:2D-81 et seq., that is, \$100 for the first offense and \$200 for each subsequent offense.

The bill also includes technical amendments to update references to the Department of Health and Senior Services resulting from the Governor's Reorganization Plan No. 001-1996, and a reference to the "Penalty Enforcement Law of 1999."

This bill is identical to Senate Bill No. 1225 of 2006 (Inverso), which is pending before the Senate Health, Human Services and Senior Citizens Committee.

SENATE, No. 1225

STATE OF NEW JERSEY 212th LEGISLATURE

INTRODUCED JANUARY 30, 2006

Sponsored by:

Senator PETER A. INVERSO

District 14 (Mercer and Middlesex)

Senator PAUL A. SARLO

District 36 (Bergen, Essex and Passaic)

SYNOPSIS

Prohibits minors under 14 from using tanning facilities and requires written parental consent for minors 14 to 18.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/9/2006)

S1225 INVERSO, SARLO

2

1 AN ACT concerning the use of tanning facilities by minors and
2 amending and supplementing P.L.1989, c.234.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. (New section) a. A tanning facility operator shall not permit
8 a person who is under 14 years of age to use a tanning facility.

9 b. A tanning facility operator shall not permit a person who is at
10 least 14 but less than 18 years of age to use a tanning facility
11 without written authorization of the person's parent or legal
12 guardian indicating that such parent or guardian has read and
13 understood the safety standards and warnings required pursuant to
14 section 3 of P.L.1989, c.234 (C.26:2D-83). An emancipated minor
15 shall be exempt from the authorization requirement of this
16 subsection upon legal proof documenting said emancipation.

17 c. The Commissioner of Health and Senior Services shall
18 establish by regulation:

19 (1) the contents required in the authorization form;

20 (2) the method for maintaining a record of the forms; and

21 (3) the frequency with which the forms shall be authorized or
22 reauthorized.

23 d. The penalties for violating the provisions of this section shall
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26 2. Section 3 of P.L.1989, c. 234 (C.26:2D-83) is amended to
27 read as follows:

28 3. The Commissioner of Health and Senior Services, in
29 consultation with the **[Department]** Commissioner of
30 Environmental Protection, shall, by regulation, establish minimum
31 safety standards for tanning facilities. The standards shall include,
32 but not be limited to:

33 a. Establishment of a maximum safe time of exposure to
34 radiation and a maximum safe temperature at which tanning devices
35 may be operated;

36 b. A requirement that a patron at a tanning facility wear
37 protective eye glasses when using tanning equipment and that a
38 patron be supervised as to the length of time the patron uses tanning
39 equipment at the facility;

40 c. A requirement that the facility operator post easily legible,
41 permanent warning signs near the tanning equipment which state:
42 "DANGER-ULTRAVIOLET RADIATION FOLLOW ALL
43 INSTRUCTIONS"; **[and]**

44 d. A requirement that the facility have protective shielding for
45 tanning equipment in the facility**[.]; and**

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 e. A requirement that the facility operator post a sign in
2 conspicuous view at or near the reception area which states:
3 "PERSONS UNDER AGE 14 SHALL NOT BE PERMITTED TO
4 USE THIS TANNING FACILITY. PERSONS BETWEEN 14
5 AND 18 YEARS OF AGE SHALL NOT BE PERMITTED TO USE
6 THIS TANNING FACILITY WITHOUT WRITTEN
7 AUTHORIZATION OF A PARENT OR LEGAL GUARDIAN."
8 (cf: P.L.1989, c.234, s.3)
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12 There is established in the Department of Health and Senior
13 Services a nonlapsing revolving fund known as the "Non-Ionizing
14 Radiation Fund." The fund shall be credited with all fees collected
15 pursuant to this act. Interest on monies in the fund shall be credited
16 to the fund, and all monies in the fund are appropriated for the
17 purposes of this act.
18 (cf: P.L.1989, c.234, s.5)
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20 4. Section 6 of P.L.1989, c. 234 (C.26:2D-86) is amended to
21 read as follows:

22 a. A tanning facility shall register annually with the Department
23 of Health and Senior Services on forms provided by the department
24 and shall pay to the department an annual registration fee.

25 b. The Department of Health and Senior Services shall establish
26 a registration fee schedule, by regulation, to cover the costs of
27 implementing the provisions of this act, including the costs incurred
28 by local boards of health pursuant to section 4 of this act.
29 (cf: P.L.1989, c.234, s.6)
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31 5. Section 7 of P.L.1989, c. 234 (C.26:2D-87) is amended to
32 read as follows:

33 A person who violates the provisions of this act is subject to a
34 penalty of \$100 for the first offense and \$200 for each subsequent
35 offense. The penalty shall be sued for and collected in a court of
36 competent jurisdiction in a summary proceeding in accordance with
37 **["the penalty enforcement law," N.J.S.2A:58-1 et seq.]** the
38 "Penalty Enforcement Law of 1999," P.L.1999, c.274 (C.2A:58-10
39 et seq.).

40 A penalty recovered under the provisions of this act shall be
41 recovered by and in the name of the Commissioner of Health and
42 Senior Services or by and in the name of the local board of health.
43 When the plaintiff is the Commissioner of Health and Senior
44 Services the penalty recovered shall be paid by the commissioner
45 into the treasury of the State. When the plaintiff is a local board of
46 health, the penalty recovered shall be paid by the local board of
47 health into the treasury of the municipality where the violation

1 occurred.
2 (cf: P.L.1989, c.234, s.7)

3
4 6. Section 8 of P.L.1989, c. 234 (C.26:2D-88) is amended to
5 read as follows:

6 In accordance with the "Administrative Procedure Act,"
7 P.L.1968, c.410 (C.52:14B-1 et seq.), the Commissioner of Health
8 and Senior Services, in consultation with the **[Department]**
9 Commissioner of Environmental Protection, shall promulgate rules
10 and regulations necessary to carry out the purposes of this act.

11 (cf: P.L.1989, c.234, s.8)

12
13 7. This act shall take effect on the 120th day following
14 enactment.

15

16

17

STATEMENT

18

19 Ultraviolet rays pose a greater carcinogenic risk to children than
20 to adults. Currently, N.J.S.A.26:2D-81 et seq. does not contain any
21 age restriction for using tanning facilities. This bill is intended to
22 protect children and provide adult guidance to teens regarding
23 tanning facility use. This bill would prohibit minors under 14 years
24 of age from using tanning facilities, and would prohibit minors
25 between 14 and 18 years of age from using tanning facilities
26 without written authorization of a parent or legal guardian. The
27 prohibition would not apply to emancipated minors.

28 The bill would also require that a tanning facility operator
29 conspicuously post a sign in the reception area stating: "PERSONS
30 UNDER AGE 14 SHALL NOT BE PERMITTED TO USE THIS
31 TANNING FACILITY. PERSONS BETWEEN 14 AND 18
32 YEARS OF AGE SHALL NOT BE PERMITTED TO USE THIS
33 TANNING FACILITY WITHOUT WRITTEN AUTHORIZATION
34 OF A PARENT OR LEGAL GUARDIAN."

35 Penalties for violating the provisions of this bill would be the
36 same as for other violations of N.J.S.A.26:2D-81 et seq., that is,
37 \$100 for the first offense and \$200 for each subsequent offense.

38 This bill also includes technical amendments to update
39 references to the Department of Health and Senior Services
40 resulting from the Governor's Reorganization Plan No. 001-1996,
41 and reference to the "Penalty Enforcement Law of 1999."

SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO

SENATE, No. 1225

STATE OF NEW JERSEY

DATED: JUNE 8, 2006

The Senate Health, Human Services and Senior Citizens Committee reports favorably Senate Bill No. 1225.

This bill would prohibit minors under 14 years of age from using tanning facilities, and would prohibit minors between 14 and 18 years of age from using tanning facilities without written authorization of a parent or legal guardian. The prohibition would not apply to emancipated minors. Under current law, N.J.S.A.26:2D-81 et seq., there is no age restriction for using tanning facilities.

The bill would also require that a tanning facility operator conspicuously post a sign in the reception area stating:

"PERSONS UNDER AGE 14 SHALL NOT BE PERMITTED TO USE THIS TANNING FACILITY. PERSONS BETWEEN 14 AND 18 YEARS OF AGE SHALL NOT BE PERMITTED TO USE THIS TANNING FACILITY WITHOUT WRITTEN AUTHORIZATION OF A PARENT OR LEGAL GUARDIAN."

Penalties for violating the provisions of the bill would be the same as for other violations of N.J.S.A.26:2D-81 et seq., that is, \$100 for the first offense and \$200 for each subsequent offense.

The bill also includes technical amendments to update references to the Department of Health and Senior Services resulting from the Governor's Reorganization Plan No. 001-1996, and a reference to the "Penalty Enforcement Law of 1999."

This bill is identical to Assembly Bill No. 2936 (Scalera/Schaer/Conaway), which is pending before the Senate.

Jul-19-06 Governor Signs Legislation Limiting Teen Tanning Salon Use

FOR MORE INFORMATION:

Anthony Coley
Brendan Gilfillan
609-777-2600

GOVERNOR SIGNS LEGISLATION LIMITING TEEN TANNING SALON USE

NUTLEY - Governor Jon S. Corzine today signed legislation barring the use of tanning facilities by minors under 14 years old. The legislation also bars minors between the ages of 14 and 18 from using tanning facilities without the written authorization of a parent or legal guardian. The written authorization will be required to indicate that the parent or legal guardian has read and understood the safety standards and warnings.

"Sunlamps and tanning beds cause the same cell damage as the sun's UV rays and no one is more vulnerable to UV radiation than our kids," Governor Corzine said. "Today, New Jersey joins the long list of states that have taken steps to protect young people from exposure to the health risks associated with the use of indoor tanning facilities."

The legislation (A-2936) was sponsored by Assemblymen Fred Scalera, Gary Schaer and Herb Conaway. The corresponding Senate legislation (S-1225) was sponsored by Senators Paul Sarlo and Peter Inverso.

"Mounting research indicates that there is an ominous dark side when kids overexpose themselves to ultraviolet rays at a tanning salon," said Assemblyman Scalera (D-Nutley). "The attractive look kids are seeking today can lead to malignant melanoma tomorrow. The notion of kids acquiring a safe and healthy tan is a myth that must be debunked and counteracted."

"Exposure to ultraviolet rays can significantly increase the chances of developing skin cancer, especially in children and teens," said Assemblyman Schaer. "This

law will safeguard our young people from indoor commercial tanning, which is one of the most avoidable risk factors for skin cancer."

"Like smoking in earlier generations, young people often did not realize the long-lasting dangerous effects of overexposure to UV rays until fairly recently," said Senator Sarlo (D-Bergen/Essex/Passaic). "With the medical evidence having become so convincing, we need this law to help warn our young people, who often believe they are immune to the dangers of skin cancer. "

"Damage to the skin during childhood and teenage years is irreversible," said Conaway (D-Burlington/Camden), one of two practicing physicians in the Legislature. "Overexposure to ultraviolet waves accelerates premature aging and increases a person's risk for skin cancer. It's important for people -- especially teenagers -- to know how dangerous ultraviolet light can be."

"A suntan is not just a healthy glow," Senator Inverso said. "This law will put in place reasonable precautions to protect young people from eye damage and potentially fatal skin diseases."

Initial offenses by tanning facilities will incur a penalty of \$100. Subsequent offenses will incur \$200 penalties. The penalties will be enforced by the Department of Health and Senior Services or by the local board of health.