

HOUSE _____ AMENDMENT NO. _____

Offered By _____

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 0758,
Page 22, Section 453.350, Line 15, by inserting after all of said section and line the following:

“577.665. 1. As used in this section, the following terms shall mean:

(1) "Tanning device", any equipment that emits electromagnetic radiation with
wavelengths in the air between two hundred and four hundred nanometers used for tanning of the
skin, including but not limited to a sunlamp, tanning booth or tanning bed;

(2) "Tanning facility", any location, place, area, structure, or business which provides
persons access to any tanning device for a fee, membership dues, or any other form of
compensation.

2. Prior to any person less than seventeen years of age using a tanning device in a tanning
facility, a parent or guardian of such person shall annually appear in person at the tanning facility
and sign a written statement acknowledging that the parent or guardian has read and understands
the warnings given by the tanning facility and consents to the person's use of a tanning device at
the tanning facility.

3. The department of health and senior services shall, by rule, develop a standard consent
form to be used by all tanning facilities operating in this state. Any rule or portion of a rule, as
that term is defined in section 536.010, that is created under the authority delegated in this section
shall become effective only if it complies with and is subject to all of the provisions of chapter
536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any
of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the
effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the
grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be
invalid and void.

4. Any person who violates the provisions of this section shall be subject to a fine of one
hundred dollars. Any tanning facility that violates the provisions of this section shall be subject to
a fine of one thousand dollars for each violation. Every use of a tanning device in a tanning
facility in violation of this section is a separate offense.

5. The enforcement of the provisions of this section shall be provided by existing

1 personnel and resources of law enforcement and the department of health and senior services.”;
2 and
3
4 Further amend said bill by amending the title, enacting clause, and intersectional references
5 accordingly.