House Bill 2402

Sponsored by Representative NERON (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure as introduced.

Removes medical purpose exception to prohibition on use of tanning device by person under 18 years of age.
Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

Relating to tanning facilities; creating new provisions; amending ORS 453.734; and prescribing an effective date.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 453.734 is amended to read:

453.734. (1) An entity doing business in this state as a tanning facility may not allow a person who is under 18 years of age to use a tanning device that is owned or operated by the entity.

  (b) An entity may allow a person who is under 18 years of age to use a tanning device that is owned or operated by the entity if:

    (A) The person or the parent or legal guardian of the person provides the entity with documentation that a physician licensed under ORS chapter 677 has recommended that the person use a tanning device for a medical purpose; and

    (B) The entity only allows the person to use a tanning device according to the terms of the physician’s recommendation.

(2) An entity doing business in this state as a tanning facility shall post in conspicuous view notice of the prohibition described in subsection (1) of this section.

(3) The Oregon Health Authority shall adopt rules necessary to implement the provisions of this section.

SECTION 2. (1) The amendments to ORS 453.734 by section 1 of this 2021 Act become operative on January 1, 2022.

(2) The Oregon Health Authority may take any action before the operative date specified in subsection (1) of this section that is necessary to enable the authority to exercise, on and after the operative date specified in subsection (1) of this section, all of the duties, functions and powers conferred on the authority by the amendments to ORS 453.734 by section 1 of this 2021 Act.

SECTION 3. This 2021 Act takes effect on the 91st day after the date on which the 2021 regular session of the Eighty-first Legislative Assembly adjourns sine die.

NOTE: Matter in boldfaced type in an amended section is new; matter [italic and bracketed] is existing law to be omitted. New sections are in boldfaced type.

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