

HOUSE BILL No. 4404

March 12, 2013, Introduced by Reps. Townsend, Hovey-Wright, Slavens, Zemke and Lipton
and referred to the Committee on Regulatory Reform.

A bill to amend 1978 PA 368, entitled
"Public health code,"
(MCL 333.1101 to 333.25211) by adding section 13402.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 13402. (1) A TANNING FACILITY SHALL REGISTER WITH THE
2 DEPARTMENT ON A FORM PRESCRIBED BY THE DEPARTMENT. UNLESS RENEWED
3 FOR AN ADDITIONAL CALENDAR YEAR, A REGISTRATION EXPIRES ON DECEMBER
4 31 OF THE CALENDAR YEAR FOR WHICH THE REGISTRATION FORM WAS
5 SUBMITTED.

6 (2) A TANNING FACILITY SHALL SUBMIT A REGISTRATION FEE WITH
7 ITS INITIAL OR ANY RENEWAL REGISTRATION FORM OF \$75.00.

8 (3) IF IT RECEIVES A COMPLETE INITIAL OR RENEWAL REGISTRATION
9 UNDER THIS SECTION, THE DEPARTMENT SHALL ISSUE A CERTIFICATE OF
10 REGISTRATION TO THE TANNING FACILITY. A CERTIFICATE OF REGISTRATION

1 DESCRIBED IN THIS SUBSECTION IS VALID FOR THE CALENDAR YEAR FOR
2 WHICH THE REGISTRATION FORM WAS SUBMITTED. THE OWNER OR OPERATOR OF
3 THE TANNING FACILITY SHALL DISPLAY THE CERTIFICATE OF REGISTRATION
4 IN THE TANNING FACILITY AT A PLACE VISIBLE TO THE PUBLIC.

5 (4) THE OWNER OR OPERATOR OF A TANNING FACILITY SHALL NOT
6 ALLOW AN INDIVIDUAL TO USE A TANNING DEVICE IN THAT TANNING
7 FACILITY IF THE TANNING FACILITY DOES NOT HAVE A VALID CERTIFICATE
8 OF REGISTRATION UNDER SUBSECTION (3).

9 (5) AFTER PROVIDING NOTICE AND AN OPPORTUNITY FOR A HEARING
10 UNDER THE ADMINISTRATIVE PROCEDURES ACT OF 1969, 1969 PA 306, MCL
11 24.201 TO 24.328, THE DEPARTMENT MAY DENY, SUSPEND, OR REVOKE THE
12 REGISTRATION OF A TANNING FACILITY THAT VIOLATES THIS PART.

13 (6) A PERSON THAT VIOLATES THIS SECTION IS GUILTY OF A
14 MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 93 DAYS OR
15 A FINE OF NOT MORE THAN \$2,000.00, OR BOTH, FOR EACH VIOLATION.