

State of Wisconsin



2023 Senate Bill 261

Date of enactment:
Date of publication*:

2023 WISCONSIN ACT

AN ACT *to renumber* 463.25 (3); *to amend* 463.25 (5) (intro.) and 463.25 (9) (a); and *to create* 463.25 (3) (b) and (c) and 463.25 (5) (g) of the statutes; **relating to:** regulation of tanning facilities.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 463.25 (3) of the statutes is renumbered 463.25 (3) (a).

SECTION 2. 463.25 (3) (b) and (c) of the statutes are created to read:

463.25 (3) (b) No tanning facility may advertise or distribute promotional materials that claim that using a tanning device is safe or free from risk or that the use of a tanning device will result in medical or health benefits.

(c) A tanning facility may only claim or distribute promotional materials that claim that a tanning device is for cosmetic use only.

SECTION 3. 463.25 (5) (intro.) of the statutes is amended to read:

463.25 (5) **WARNING SIGN.** (intro.) Each tanning facility shall prominently display a warning sign in each

area where a tanning device is used. That sign shall have dimensions of not less than 11 inches by 17 inches and shall convey the following directions and information:

SECTION 4. 463.25 (5) (g) of the statutes is created to read:

463.25 (5) (g) A customer may contact the department to report an alleged injury sustained at the tanning facility. The warning sign shall provide a current telephone number that may be used to contact the department to report an alleged injury.

SECTION 5. 463.25 (9) (a) of the statutes is amended to read:

463.25 (9) (a) No customer under 16 years of age is permitted to use the tanning facility. No customer who is 16 or 17 years of age is permitted to use the tanning facility unless the customer's parent or guardian provides written authorization for the customer to use a tanning device.

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."