

IOWA DEPARTMENT OF PUBLIC HEALTH  
Bureau of Radiological Health (BRH)  
Lucas State Office Bldg, 5<sup>th</sup> Fl  
321 East 12<sup>th</sup> Street, Des Moines, IA 50319

June, 2006

IDPH INFORMATION NOTICE: 06-T01 Update on operation of tanning facilities

ADDRESSEES: Tanning facility operators

**PURPOSE:**

The Iowa Department of Public Health's BRH is issuing this information notice to notify Iowa tanning facility operators of changes in the requirements for operation of a tanning facility . The changes are in effect immediately unless otherwise indicated. Also included is a review of certain requirements that are commonly cited during inspections. No written response to this notice is required. All operators should read this notice and adjust their practices if needed.

**DISCUSSION:**

**New Rules**

46.5(1)"c" requires the IDPH Health Warnings and Photosensitizing Drug List to be posted in each tanning room. A newly revised copy of the Health Warnings is enclosed. Please discard all old copies. The new IDPH Health Warnings should be copied and posted in each room. The new copy should also be read by consumers prior to the initial exposure and yearly after that.

46.5(10 "e" states that operators of tanning facilities shall be at least 16 years of age.

46.5(10)"f" states that operators shall complete the required training and testing every five years.

Owner/manager testing will be completed by the county health department responsible for your county. The county health departments will be notifying all owner/managers about the testing process for their county.

Owner/managers must retest all current employees who have a test record older than five years. Employees testing within the last five years do not need to retest until the five year limit is reached.

Testing material can be found on our website (see below). Please follow the directions for completion and retention. Tests will be reviewed during inspections. No employee tests are to be sent to this agency.

**Inspection issues:**

1. 46.5(9)"i" states that the operator shall limit the exposure to the consumer to the maximum exposure frequency and session duration recommended by the manufacturer.

Review the labeling on each unit. If the unit says "48 hours between sessions," you cannot allow an individual to tan every day. Check for wording such as, "48 hours between sessions for untanned persons the first week." "1<sup>st</sup> through 3<sup>rd</sup> sessions" for the first week means sessions can be 24 hours apart but only three sessions are allowed in 7 days. Read the labeling carefully.

If you have more than one unit and the session frequency is different for each unit, record which unit the consumer used. Records are compared against the unit labeling during inspections. Call the BRH if you have any questions.

2. 46.5(1)"c" states that a facility shall provide each consumer with a written warning statement prior to the initial exposure and annually thereafter...The consumer shall sign a statement indicating they have read the warning statement.

Before tanning the first time, the consumer must read the enclosed updated IDPH Health Warnings and sign and date a statement, such as "I have read the IDPH health warnings." Each year after the initial reading, the consumer must read the IDPH Health Warnings and sign and date the statement again. Again, this statement can be added to the consumer record or kept on a separate sheet. Consumer records will be checked for signed and dated statements during inspections.

3. 46.5(8)"c" states protection eyewear shall not be altered in any manner that would change its use as intended by the manufacturer (e.g., removal of straps). A tanning facility operator shall not allow a consumer to use a tanning device if the consumer does not use the required protective eyewear.

The operator must ask to see the consumer's eyewear in order to verify that the consumer has the eyewear, and that straps are attached if the straps were required. If straps are not attached (where appropriate), the eyewear cannot be used. The consumer may purchase proper eyewear or the facility can provide straps. Lending eyewear is prohibited.

4. 46.5(9)"k" states that you shall not advertise or promote tanning packages labeled as "unlimited" unless tanning frequency limits set by the manufacturer are included in advertisements. "Unlimited" indicates tanning at any time with no frequency limitations. Review all promotional material to remove this wording.

5. Lastly, please check your facility permit for the expiration date. We send out renewal notices approximately 30 days in advance of the expiration date. But an unusually large number of permits are delinquent. The \$5 renewal fee increases to \$30 with the first month's late fee.

If you have any questions regarding the above, please contact Charlene Craig 515/281-0415. Our website is: [www.idph.state.ia.us](http://www.idph.state.ia.us). Click on Programs, T, Tanning Facilities.

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Donald Flater, Chief

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Date