



# OHIO STATE COSMETOLOGY AND BARBER BOARD

TO PROTECT THE PUBLIC THROUGH REGULATION AND EDUCATION OF THE COSMETOLOGY AND BARBERING INDUSTRIES

1929 GATEWAY CIRCLE GROVE CITY, OHIO 43123

PHONE: (614) 466-3834 [WWW.COS.OHIO.GOV](http://www.cos.ohio.gov)

## TANNING FACILITY STANDARDS

### Facility Permit Necessity OAC 4713-19-01

All services provide by tanning facility for public consumption as defined in section 4713.01 & 7713.48 of ORC shall be performed in facilities duly approved and issued permit by the board. Tanning permits are non-transferable.

### Installation of equipment 4713-19-04

(1) Each tanning bed shall be located in a separate room with a lockable door, and the room shall have non-transparent walls of a sufficient height to ensure user privacy; (2) Each sunlamp product shall be equipped with a timer which complies with the requirements of 21 CFR part 1040, Section 1040.20(C)(2), revised as of April 1, 2012 and cited as 21 CFR 1040.20. (3) Each sunlamp product shall incorporate a control on the product, or within arm's reach of a user for products without a control installed on the unit by the manufacturer, to enable the user to manually terminate radiation without pulling the electrical plug or coming in contact with the ultraviolet lamp; (4) Each lamp in a sunlamp product shall be shielded so as to prevent the lamp from having any contact with the individual using the sunlamp product. The shields shall not contain substantial cracks or breaks in or on any surface (8) Sunlamp products shall not be altered; (9) Each sunlamp product shall prominently display the following, FDA-required labels: (a) "DANGER--Ultraviolet WEAR PROTECTIVE EYEWEAR; FAILURE TO MAY RESULT IN SEVERE BURNS OR LONG-TERM INJURY TO THE EYES. (b) "This sunlamp product should not be used on persons under the age of 18 years"; (10) Each tanning facility shall be equipped to dissipate heat so that the ambient temperature in the facility does not exceed one hundred degrees Fahrenheit or thirty-seven degrees Celsius; (11). The facility shall maintain the manufacturer's recommendations for lamps, bulbs, or filters on file in the facility, and shall produce copies of the lamp compatibility sheets upon inspection or request. Electronic versions of lamp compatibility sheets are acceptable; (B) Chemical tanning products: (1) Equipment or booths used to apply chemicals to human skin shall be installed and/or used in accordance with the manufacturer's recommendations;(2) Facilities that offer spray-on, mist-on, or sunless tanning must have the following warning conspicuously posted in the facility": "Warning--This product does not contain a sunscreen and does not protect against sunburn. Repeated exposure of unprotected skin while tanning may increase the risk of skin aging, skin cancer, and other harmful effects to the skin even if you do not burn." (C) Cosmetic, visible light products: (1) Equipment or booths that use visible light for cosmetic purposes shall be installed and/or used in accordance with the manufacturer's recommendations; (2) Facilities shall not modify, alter, or use sunlamp products, chemical tanning products, or any other equipment or products that are not specifically designed to use visible light for cosmetic purposes to provide cosmetic, visible light services.

### Facility and equipment operation 4713-19-05.

(1) Each tanning facility offering sunlamp product services shall have a certified operator on duty at all times to instruct and assist the public (a) Make a reasonable attempt to determine the age of the individual seeking to use the sunlamp tanning service by requesting to see a current, valid driver's license or government-issued, picture identification containing the individual's birth date; (b) Obtain a signed consent form in compliance with section 4713.50 of the Revised Code (effective June 20, 2015) and maintained pursuant to paragraph (A) (2) of rule 4713-19-09 of the Administrative Code; (c) Provide, or make available, protective eyewear to each individual seeking to use the sunlamp product, and ensure that any protective eyewear provided by the facility is properly disinfected in accordance with rule 4713-19-06 of the Administrative Code; (d) Determine the skin type of the individual on the individual's first visit to the tanning facility, and note the skin type on the individual's tanning record, unless using a sunlamp product that is designed to automatically skin type each individual; (e) Establish the time period for the initial exposure and each subsequent exposure, based on skin type, until the individual seeking to use the sunlamp product service has reached the individual's .maximum radiation level; (f) Instruct the individual seeking to use the sunlamp tanning service on the position of the safety railing in tanning booths; and the manual switching device to terminate the radiation in case of an emergency.(3) Tanning facilities must post signs, immediately adjacent to each sunlamp product, warning consumers of the potential effects of radiation on persons taking medication and the possible relationship of radiation to skin cancer.

### Facility and equipment operation 4713-19-05

(B) **Chemical tanning:** (1) Facilities must provide each individual seeking to use the chemical tanning services with the following items: (a) Protective eyewear; (b) Lip balm; and (c) Nose filters. (3) Any chemical applied to the human skin must be applied in accordance with the manufacturer's instructions and used prior to the expiration date listed on each container of product. (4) Facility personnel applying chemicals with a chemical airbrush must use an EPA-approved dust mask during chemical application

(C) **General facility operation:** (1) Facilities shall regularly inspect the facility to ensure that the floors are dry. (2) Facilities shall ensure that non-absorbent flooring or rubber or plastic mats are in place where an individual enters or exits equipment used in the tanning process, and that the non-absorbent flooring or mats are disinfected after each use. (3) Only one individual shall use tanning equipment during a session. No individual shall be permitted in any room where tanning equipment is operating, and another individual is tanning. (4) Each tanning facility shall maintain an owner's manual, in either paper or electronic form, for each sunlamp product that is used by the tanning facility and produce such manual upon request. (5) Tanning facilities are not permitted to store or provide sanitizers, disinfectants, or cleaners in tanning rooms.

### Infection control 4713-19-06.

(A) No article or equipment, including eyewear provided by the tanning facility, shall be offered for use to an individual unless that article has first been cleaned and disinfected with an appropriate disinfectant, unless the item is a single-use, disposable item. (B) The walls, floors, ceilings, and fixtures in the facility shall be maintained in a safe condition and kept in a clean and sanitary manner at all times. (C) A clean sanitary towel shall be provided to all individuals seeking to use tanning services. A hamper or receptacle with solid sides shall be provided for all soiled towels and linen. A facility may use either paper or fabric towels. Fabric towels shall be laundered as set forth in rule 4713-15-11 of the Administrative Code. If the facility uses paper towels, each towel shall be properly disposed of after one use of the towel. (D) All facilities shall be equipped with toilet facilities and dressing rooms. Toilet facilities shall include a flush toilet and hand washing sinks, including running water, pump soap, and a paper towel dispenser or equivalent hand drying equipment. All toilet facilities and dressing rooms shall be kept clean, sanitary, and functional at all times. (E) Should blood or other bodily fluids need to be cleaned from any part of the facility or the equipment therein, the individual cleaning blood or other bodily fluids from the equipment or any part of the facility shall follow the procedure to sanitize and disinfect set forth in rule 4713-15-03 of the Administrative Code.

### Maintaining records for sunlamp product services 47-13-09.

(A) The operator of a tanning facility shall maintain a file for each individual seeking to use the sunlamp tanning service. Each file shall include: (1) Date of most recent exposure (2) Copies of the consent forms developed by the Ohio state cosmetology and barber board that have been signed by the individual, parent, or legal guardian, in accordance with division (B) of section 4713.50 of the Revised Code based upon the age of the individual seeking to use the sunlamp tanning service; (3) A record of the individual's skin type, the date the determination was made, and the certified operator who made the skin type determination; (4) Acknowledgment of receipt of protective eyewear or that the individual will use their own approved eyewear; (5) Acknowledgment that the individual has been advised of maximum exposure time for the session in the unit to which the individual has been assigned; (B) Tanning facilities that maintain records on computer or data processing equipment may use a single paper sign-in sheet for all individuals tanning in a single day. By the end of every day the tanning facility is open for business, the tanning facility shall transfer the information from the paper sign-in sheet to the individual's permanent file. (C) Tanning facilities that utilize electronic signatures and/or biometric identification may utilize the electronic scan or electronic signature in place of a paper sign-in sheet as noted in paragraph (B) of this rule.

### 4713-19-10 Tanning equipment posing safety risks.

A tanning facility shall not use any tanning equipment that is not fully functional or that poses a possible safety risk to a patron. If tanning equipment is broken, does not operate properly, or poses a safety risk, the tanning facility shall not use the tanning equipment until it is repaired. Place a sign saying out of service.