

SCHOOL SUNSCREEN PROVISION

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Craig Hall

Senate Sponsor: _____

LONG TITLE

General Description:

This bill permits a student to carry and use sunscreen at a public school.

Highlighted Provisions:

This bill:

- ▶ defines sunscreen;
- ▶ requires a public school to permit a student to possess and use sunscreen at school;
- ▶ permits a school employee to apply sunscreen on a student under certain conditions;

and

- ▶ provides immunity for an employee who applies sunscreen on a student and

provides immunity for the employee's employer.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

53A-11-606, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **53A-11-606** is enacted to read:



28 53A-11-606. Sunscreen -- Possession -- Self-administration.

29 (1) As used in this section, "sunscreen" means a compound topically applied to prevent
30 sunburn.

31 (2) A public school shall permit a student, without a parent or physician's
32 authorization, to possess or self-apply sunscreen that is:

33 (a) approved by the Food and Drug Administration; and

34 (b) not in an aerosol container.

35 (3) If a student is unable to self-apply sunscreen, a volunteer school employee may
36 apply the sunscreen on the student if the student's parent or legal guardian provides written
37 consent for the assistance.

38 (4) A volunteer school employee who applies sunscreen on a student in compliance
39 with Subsection (3) and the volunteer school employee's employer are not liable for:

40 (a) an adverse reaction suffered by the student as a result of having the sunscreen
41 applied; or

42 (b) discontinuing the application of the sunscreen at any time.

Legislative Review Note
Office of Legislative Research and General Counsel