

**SCHOOL SUNSCREEN PROVISION**

2017 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Craig Hall**

Senate Sponsor: \_\_\_\_\_

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**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

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*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.

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**Legislative Review Note**  
**Office of Legislative Research and General Counsel**