

1 AN ACT concerning children.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 1. Short title; references to Act.

5 (a) Short title. This Act may be cited as the Reducing the  
6 Risk of Skin Cancer and Excessive UV Exposure in Children Act.

7 (b) References to Act. This Act may be referred to as the  
8 SUNucate Law.

9 Section 5. Definition. In this Act, "school personnel"  
10 means any employee of a school.

11 Section 10. Purpose. The General Assembly finds and  
12 declares the following:

13 (1) Many children are exposed to ultraviolet (UV)  
14 radiation due to suboptimal sunscreen use and high rates of  
15 sunburning and are therefore at risk of excessive UV  
16 exposure, which could lead to skin cancer development. It  
17 is a high priority to ensure that children can use  
18 sunscreen and sun-protective clothing when outdoors.

19 (2) News outlets have reported that some schools do not  
20 allow children to bring or use sunscreen without a  
21 prescription due to medication bans and fears of legal  
22 ramifications.

1           (3) The Centers for Disease Control and Prevention  
2 believe that school policies that prohibit hats or student  
3 possession of sunscreen can create barriers to the use of  
4 important sun protection methods.

5           (4) The United States Preventive Services Task Force  
6 recommends educating children, adolescents, and young  
7 adults on the dangers of sun exposure to reduce the risk of  
8 skin cancer.

9           (5) It is in the public's interest that schools set  
10 policies that include education on sun exposure and  
11 encourage our youth to use sun protection, including  
12 sunscreen and sun-protective clothing.

13           Section 15. Sun-protective measures in schools and youth  
14 camps.

15           (a) A student may possess and use a topical sunscreen  
16 product while on school property or at a school-sponsored event  
17 or activity without a physician's note or prescription if the  
18 product is approved by the United States Food and Drug  
19 Administration for over-the-counter use for the purpose of  
20 limiting ultraviolet light-induced skin damage.

21           (b) A participant in a youth camp may possess and use a  
22 topical sunscreen product while attending the camp without a  
23 physician's note or prescription if the product is approved by  
24 the United States Food and Drug Administration for  
25 over-the-counter use for the purpose of limiting ultraviolet

1 light-induced skin damage.

2 (c) A school district or youth camp operator may allow  
3 school or youth camp personnel to assist students or  
4 participants in applying a topical sunscreen product with  
5 parental permission.

6 (d) Except for willful or wanton misconduct, school  
7 personnel may not be held liable in a criminal or civil action  
8 for application of a topical sunscreen product if the topical  
9 sunscreen product is available to and used by the student in  
10 accordance with this Section.

11 (e) A school district or youth camp shall allow a student  
12 or participant to use articles of sun-protective clothing  
13 outdoors, including, but not limited to, hats. A school  
14 district or youth camp may set a policy related to the type of  
15 sun-protective clothing that will be allowed to be used  
16 outdoors under this subsection (e). Specific clothing  
17 determined by school or youth camp personnel to be  
18 inappropriate apparel may be prohibited by the policy.

19 Section 20. Sun-safe education. Beginning with the  
20 2019-2020 school year, a school district may incorporate in its  
21 curriculum a unit of instruction on skin cancer prevention that  
22 is provided in an age appropriate manner and that includes, but  
23 is not limited to, the following components:

24 (1) the basic facts about skin cancer, including, but  
25 not limited to, the negative impact of human exposure to

1 ultraviolet radiation obtained through sunburns and indoor  
2 tanning; and

3 (2) a comprehensive set of strategies and behaviors to  
4 reduce the risk of contracting skin cancer, including, but  
5 not limited to, the use of sunscreen and sun-protective  
6 clothing.

7 Section 99. Effective date. This Act takes effect upon  
8 becoming law.