



SOLANO COUNTY
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Environmental Health Division
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TATTOOING, BODY PIERCING AND PERMANENT COSMETICS

Safe Body Art Act:

On October 4, 2013, Governor Brown signed AB 1168, Amends the Safe Body Art Act. Amends the definition of body art facility. Makes body art at an unpermitted facility a crime. Makes a questionnaire and consent form filled out by a client confidential. Removes a licensure experience requirement. Requires notification of the resignation, termination or hiring of a practitioner. Requires walls and floors be covered in nonabsorbent material. Relates to removal of sharps waste. Relates body art demonstration booth sanitation. Regards mobile body art facilities

The Body Art Facility Owner Will Need To

- **Permits-** Obtain a permit from the Environmental Health Services Division on an annual basis and operate the facility in a manner to maintain the permit valid. Permits must be displayed in a conspicuous place at the body art facility. The body art facility owner must insure that each person who performs body art is registered with the Environmental Health Division.
- **Plans & Procedures-** Develop, maintain & follow a written Infection Prevention & Control Plan for your facility. The Infection Prevention & Control Plan must include:
 - * Procedures for decontaminating & disinfecting environmental surfaces
 - * Procedures for decontaminating, packing, sterilizing & storing reusable instruments
 - * Procedures for protecting clean instruments & sterile instrument packs from exposure to dust & moisture during storage
 - * A set up & tear down procedure for any form of body art performed at the body art facility
 - * Techniques to prevent the contamination of instruments or the procedure site during the performance of body art
 - * Procedures for safe handling & disposal of sharps waste
- **Training-** On an annual basis, provide training to practitioners on:
 - * Bloodborne Pathogens Exposure Control
 - * The facility's Infection Prevention & Control Plan
- **Records-** Maintain records on site for two years on:
 - * Biological indicator monitoring test results
 - * Each sterilization cycle
 - * Client's confidential medical information

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- **Records-** Maintain the following records on site for three years:
 - * Bloodborne Pathogens Exposure Control training
 - * Infection Prevention & Control Plan training

- **Records-** A body art facility that purchases disposable, single-use, presterilized instruments must maintain records on site for a minimum of 90 days of:
 - * Purchases & use of all single-use instruments
 - * All procedures, including the names of the practitioner, client & the date of the procedure

- **Forms- CONSENT FORM**
 Prior to the performance of body art, the client shall sign an informed consent form that shall include all of the following information:
 - * A description of the procedure
 - * A description of what the client should expect following the procedure including care & any medical complications that may occur
 - * A statement regarding the permanent nature of body art
 - * Notice that tattoo inks, dyes, and pigments have not been approved by the federal Food & Drug Administration & that the health consequences of using these products are unknown
 - * Post procedure instructions that include all of the following:
 - ◆ Information on the care of the procedure site
 - ◆ Restrictions on physical activities such as bathing & the duration of the restrictions
 - ◆ Signs & symptoms of infections
 - ◆ Signs & symptoms that indicate the need to seek medical care

- **Forms- QUESTIONNAIRE**
 Prior to the performance of body art, the client shall sign a questionnaire that includes all of the following information:
 - * Whether the client may be pregnant
 - * Whether the client has a history of herpes infection at the proposed site, diabetes, allergic reactions to latex or antibiotics, hemophilia or other bleeding disorder, or cardiac valve disease
 - * Other risk factors for Bloodborne pathogen exposure

- **General Facility Sanitation-**
 - * Dispose of sharps waste by either removal/disposal by a company or through a mail-back system approved by the Department

- **Quality of Body Piercing Jewelry-**
 - * Only jewelry made of ASTM F138, ISO 5832-1 & AISI316 or AISI 316LVM implant grade stainless steel, solid 14-karat through 18-karat yellow or white gold, niobium, ASTM F 136 6A4V titanium, platinum, or other materials found to be equally biocompatible shall be placed in newly pierced skin

The Body Art Practitioner Will Need To

- **Registration-** Register with the Environmental Health Division on an annual basis. Certificates of registration must be displayed either near the facility's permit or at the individual practitioner's procedure area if each practitioner has a designated area. As a condition of registration, the practitioner must provide:
 - * Evidence of current hepatitis B vaccination, including boosters; or
 - * Demonstrate hepatitis B immunity; or
 - * Sign a federal OSHA hepatitis B vaccination declination form
 - * Proof of age (must be at least 18 years of age to perform body art procedures)
 - * Proof of completing a Bloodborne Pathogens Exposure Control Training program
 - * Business address
 - * Payment of a registration fee
- **Age-**
 - * Practitioners must be at least 18 years of age to perform body art procedures
 - * Practitioners may not perform body piercing on clients less than 18 years old, unless consent is given by the parents or guardians
 - * Practitioners may refuse to perform body piercing on a minor, regardless of parental or guardian consent
- **Training-** On an annual basis:
 - * Complete Bloodborne Pathogens Exposure Control training
 - * Complete on-site training of the facility's Infection Prevention & Control Plan

Temporary Body Art Event

The Sponsor of a Temporary Body Art Event Will Need To:

- * Apply for a sponsor's permit from the Environmental Health Services Division
- * Ensure the availability of support facilities & supplies for practitioners

The Practitioner of a Temporary Body Art Event Will Need To:

- * Register with the Environmental Health Division
- * Pay a registration fee
- * Display the certificate of registration in the booth
- * Practice in a temporary demonstration booth for no more than 7 days in a 90-day period

Vehicles

The Practitioner of a Vehicle Will Need To:

- * Obtain a vehicle permit from the Environmental Health Services Division if practicing in Solano County for more than 7 days in a 90-day period (if less than 7 days in a consecutive 90-day period, the vehicle shall be treated as a temporary booth)

Frequently Asked Questions

What is Body Art?

Body art includes body piercing, tattooing, branding, or application of permanent cosmetics.

What is Tattooing?

Tattooing is the use of pigments in human skin tissue by piercing with a needle.

What is Body Piercing?

Body piercing is inserting jewelry or ornaments into the skin. "Body piercing" includes, but is not limited to, the piercing of an ear, including the tragus, lip, tongue, nose, or eyebrow. "Body piercing" does not include the piercing of an ear, except for the tragus, with a disposable, single use, presterilized stud and clasp. This practice is commonly performed at hair salons and jewelry stores. The law allows Environmental Health Division to require a facility that provides this type of service to submit a notification form. Environmental Health Division doesn't require submission at this time.

What is Permanent Cosmetics?

Permanent cosmetics is the use of pigments in human skin tissue. Beauty salons use this technique on eye brows, eye liner and lips.

What is Branding?

Branding is the use of a hot iron or other instrument to burn a mark into human skin tissue.

To obtain a copy of the law please visit:

http://www.leginfo.ca.gov/pub/13-14/bill/asm/ab_1151-1200/ab_1168_bill_20130624_amended_sen_v97.html

If you have any questions about the program, please contact Jeff Boggs, Senior Environmental Health Specialist at (707) 784-6765.