

ASSEMBLY BILL 1168

SAFE BODY ART ACT

Assembly Bill (AB) 1168 (Safe Body Art) makes a number of technical and clarifying changes to the existing law, AB300, governing practitioners engaged in the business of body art in California. These revisions will take effect **January 1, 2014**.

Key Revisions:

- Definition of Body Art Facility now includes places where body art is demonstrated for the purpose of instruction
- County can suspend or revoke the health permit of a body art facility if an unregistered body art practitioner is allowed to perform body art on site
- Mobile Body Art facility requirements are now specified

New Requirements:

- Body art facility must provide adequate toilet facilities
- A notice that tattoo inks, dyes, and pigments have not been approved by the federal Food and Drug Administration must be included in informed consent form
- All information gathered in questionnaire that is personal medical information must comply with existing federal privacy law established under the Health Insurance Portability and Accountability Act of 1996 (HIPAA).
- Body art facility must notify the local enforcement agency within 30 days of the resignation, termination or hiring of body art practitioners
- All sinks must be permanently plumbed and meet local building and plumbing codes **Facilities that were issued a permit prior to January 1, 2014, shall have until July 1, 2014, to comply with this section**
- Temporary event booth must have at least 50 square feet for each practitioner

Items removed from law:

- First time body art practitioner registrants no longer have to provide documentation of 6 months of related experience
- Eye wash stations no longer need to be provided at a temporary body art demonstration booth
- Sharps container no longer required in decontamination and sterilization area

Full text of AB 1168 as enacted, may be viewed at
http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB1168

