

2010 -- S 2128

LC00487

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2010

A N A C T

RELATING TO HEALTH AND SAFETY

Introduced By: Senators Blais, and Miller

Date Introduced: February 04, 2010

Referred To: Senate Health & Human Services

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 23-1-39 of the General Laws in Chapter 23-1 entitled "Department
2 of Health" is hereby amended to read as follows:

3 **23-1-39. Tattooing and/or body piercing.** -- (a) The director shall promulgate rules and
4 regulations which provide minimum requirements to be met by any person performing tattooing
5 and/or body piercing upon any individual and for any establishment where tattooing and/or body
6 piercing is performed. These requirements shall include, but not be limited to, general sanitation
7 of premises wherein tattooing and/or body piercing is to be performed and sterilization of
8 instruments. These rules and regulations shall place emphasis on the prevention of disease,
9 specifically including, but not limited to, transmission of hepatitis B and/or human
10 immunodeficiency virus (HIV).

11 (b) In addition, these rules and regulations shall establish procedures for registration with
12 the department of health of all persons performing tattooing and/or body piercing, for registration
13 of any establishment where tattooing and/or body piercing is performed, for regular inspections of
14 premises where tattooing and/or body piercing is performed, for revocation of the registration of
15 any person or establishment deemed in violation of the rules and regulations promulgated under
16 this section. An annual registration fee in the amount of ninety dollars (\$90.00) shall be paid by
17 any person or establishment registered to perform tattooing and/or body piercing under this
18 section. All fees shall be deposited by the department as general revenues.

19 (c) Tattooing and/or body **Body** piercing of a minor is prohibited; provided, however,

1 that tattooing and/or body piercing will be allowed if the minor is accompanied by his or her
2 parent ~~or guardian~~, and ~~the~~ both parents ~~parent or guardian gives~~ give written consent to tattooing
3 and/or body piercing.

4 In the case of divorced parents or unmarried parents, the custodial parent shall be
5 required to give written consent to tattooing and/or body piercing.

6 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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1 This act would require that in order for a minor to receive a tattoo or body piercing it is
2 necessary to obtain the written consent of both parents. Furthermore, in the case of divorced
3 parents or unmarried parents, the custodial parent would be required to give written consent to the
4 tattooing and/or body piercing.

5 This act would take effect upon passage.

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