



# ASSEMBLY BILL 1168

## SAFE BODY ART

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

1. Includes in the definition of a body art facility a specified building, section of a building, or vehicle in which a practitioner demonstrates body art for the purpose of instruction.
2. Requires personal medical information gathered from a customer prior to the performance of body art to comply with existing federal privacy law established under the Health Insurance Portability and Accountability Act of 1996 (HIPAA).
3. Prohibits the performance of body art at any location other than a permanent or temporary body art facility that has been approved and inspected by the local environmental health department (LEHD).
4. Deletes the requirement for practitioners who are initially registering with the LEHD to provide evidence of at least six months of related experience as there is no standard definition of what constitutes experience.
5. Authorizes a LEHD to suspend or revoke the permit of a body art facility if a person who does not possess a valid practitioner registration is allowed to perform body art.
6. Clarifies floor, wall, and ceiling surface requirements for permanent body art facilities and requires these facilities to have adequate restroom facilities.
7. Authorizes the LEHD to determine the amount of separation between the procedures area of a body art facility and the areas of the facility not related to body art.
8. Deletes the requirement for the decontamination and sterilization areas of a body art facility to have sharps containers because these areas primarily deal with reusable equipment, not sharps.
9. Specifies that only service animals, as defined by the Americans with Disabilities Act, are allowed in certain areas of a body art facility.
10. Deletes the requirement for temporary body art facilities to have eye wash stations because no such requirement exists for permanent body art facilities and these stations are not required in the performance of body art.
11. Requires the consent form to include, among other requirements, a notice that tattoo inks, dyes, and pigments have not been approved by the federal Food and Drug Administration and that the health consequences of using these products are unknown.

To view AB 1168 in its entirety, please visit the following link: <http://bit.ly/HqAu1Z>.



COUNTY OF SAN BERNARDINO  
**Environmental Health Services**  
DEPARTMENT OF PUBLIC HEALTH

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