



Public Health
Environmental Health Services

BODY ART - OFFICIAL INSPECTION REPORT

FACILITY NAME DARK HEARTS TATTOO		DATE 7/29/2015	REINSPECTION DATE Next Routine	PERMIT EXPIRATION 9/30/2015
LOCATION 10660 SIERRA AV G, FONTANA, CA 92337			INSPECTOR Hui Chieng	
MAILING ADDRESS 10660 SIERRA AV STE G, FONTANA CA 92337			IDENTIFIER: SERVICE: 001 - INSPECTION - ROUTINE	
TIME IN 2:50 PM	TIME OUT 4:20 PM	FACILITY ID FA0028366	RELATED ID PR0037045	PE 2502
			RESULT: 01 - CORRECTIVE ACTION NOT REQUIRED ACTION: 01 - NO FURTHER ACTION REQUIRED	

BODY ART - Body Art Facility

Based on an inspection this day, the items marked below identify the violation(s) in operation or facilities which must be corrected. Failure to correct listed violation(s) prior to the designated compliance date may necessitate an additional reinspection at a charge of \$4.08 per 1 minute with a minimum time of 30 minutes, and a minimum charge of \$122.50.

SCORE
85

Administrative Order to Show Cause (OSC): The Permittee has the right to a hearing if requested in writing within 15 calendar days of receipt of this notice, to show cause why the permit to operate should not be suspended or revoked; otherwise the right to a hearing shall be deemed waived.

See the following pages for the code sections and general requirements that correspond to each violation listed below.

BODY ART INSPECTION

1	119315(b)(1)(2)(3) - Autoclave effective - passed integrator test
2	119309(e-g),315(a)(c-d) - Process of cleaning, labeling, packaging and sterilizing items appropriate
3	119315(b)(e) - Autoclave loaded correctly/packages allowed to dry
4	119315(b)(2-5) - Integrators used/monthly spore test/log maintained
5	119314(c)(1)(2) - Decontamination/sanitation area separate and supplied appropriately *
6	119315(f)(1-3), 119318(c) - Invoices and log kept for disposable, pre-sterilized equipment, backup supplies adequate *

POINTS 3	Inspector Comments:
	Each artist employed within this facility purchases tattoo equipment individually. Invoices were not retained nor sterilization letters were also not obtained.
	Each artist shall be maintain invoices and sterilization letters for all pre-sterilized single-use tattoo equipment items.

Violation Description:

119315 (f) A body art facility that does not afford access to a decontamination and sterilization area that meets the standards of subdivision (c) of Section 119314 or that does not have sterilization equipment shall use only purchased disposable, single-use, presterilized instruments. In place of the requirements for maintaining sterilization records, the following records shall be kept and maintained for a minimum of 90 days following the use of the instruments at the site of practice for the purpose of verifying the use of disposable, single-use, presterilized instruments:

- (1) A record of purchase and use of all single-use instruments.
- (2) A log of all procedures, including the names of the practitioner and client and the date of the procedure. A record of purchase and use of all single-use instruments. A log of all procedures, including the names of the practitioner and client and the date of the procedure.
- (3) Written proof on company or laboratory letterhead showing that the presterilized instruments have undergone a sterilization process. Written proof shall clearly identify the instruments sterilized by name or item number and shall identify the lot or batch number of the sterilizer run.

119318 (c) The sponsor of a temporary body art event shall be responsible for ensuring the availability of support facilities and supplies for practitioners and vendors.

7	119311 (g), 119314 (e) - Sharps containers supplied, labeled, used and disposed of appropriately *
8	119310(a-c);311(f);315d,e - Jewelry, tattoo and piercing equipment - clean and sterilized
9	119309(i);119308 (a)(2) - No eating, drinking or smoking - clean clothes
10	119301(m)(1-2);308(a)1,4 - Hands washed effectively and timely



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BODY ART INSPECTION

11 119314(b-c);317(g);318(b) - Handwashing facilities properly supplied and accessible, warm potable water *

POINTS
3

Inspector Comments:

The restroom hand wash sink lacked sufficient warm water. Immediately provide warm water within the restroom hand sink.

Violation Description:

119314 (b) (4) Procedure area shall be equipped with a sink, hot and cold running water, containerized liquid soap, and single-use paper towels dispensed from a wall-mounted, touchless dispenser that is readily accessible to the practitioner.

119314 (b) (5) All sinks shall 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

119314 (c) (2) Decontamination and sterilization areas shall be equipped with a sink, hot and cold running water, containerized liquid soap, and single-use paper towels dispensed from a wall-mounted, touchless dispenser that is readily accessible to the practitioner.

119317 (g) (1) For temporary body art events consisting of one demonstration booth, the booth shall be equipped with hand washing equipment that, at a minimum, consists of containerized liquid soap, single-use paper towels, a five-gallon or larger container of potable water accessible via spigot, and a wastewater collection and holding tank of corresponding size. Potable water shall be refilled and the holding tank evacuated frequently to provide uninterrupted use, or as determined by the local enforcement agency.

119318 (b) (2) Restrooms that have flush toilets supplied with toilet paper, and hand wash sinks supplied with hot and cold potable running water, soap, and single-use paper towels to which practitioners have direct access.

12 119308(a)(2-4);119309(d) - Appropriate personal protective equipment available and used, eyewash station available *

13 119309(j) - Branding is completed with no other customers in procedure area

14 119302(a-d) - Customers eighteen (18) years of age or older

15 119308(a)(5)(6) - Skin adequately prepared for procedure.

16 119303(a)(1-5),(b)(1-4) - Client records approved and available - Consent form & questionnaire

POINTS
3

Inspector Comments:

The shop owner is currently using a digital application on a tablet device to maintain client consent records; however, when the records were printed, specific legal statements were lacking within the documentation. The client consent form must include a description of the procedure, a description of what the client should expect following the procedure, including suggested care and any medical complications that may occur as result of the procedure, and a notice that tattoo inks, dyes, and pigments have not been approved by the federal Food and Drug Administration and what the health consequences of using these products are unknown. These statements shall be included within the client consent form prior to the next inspection.

Ensure to adhere to Section 119303(c) whereby states:

All information gathered from the client that is personal medical information and that is subject to the federal Health Insurance Portability and Accountability Act of 1996 (HIPAA) or similar state laws shall be maintained or disposed of in compliance with those provisions.

Violation Description:

119303 (a) Prior to the performance of body art, the client shall read, complete, and sign an informed consent form that shall include, but not be limited to, all of the following information:

- (1) A description of the procedure.
- (2) A description of what the client should expect following the procedure, including suggested care and any medical complications that may occur as a result of the procedure.
- (3) A statement regarding the permanent nature of body art.
- (4) 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.
- (5) Postprocedure instructions that include all of the following: A. Information on the care of the procedure site. B. Restrictions on physical activities such as bathing, recreational water activities, gardening, or contact with animals, and the duration of the restrictions. C. Signs and symptoms of infection, including, but not limited to, redness, swelling, tenderness of the procedure site, red streaks going from the procedure site towards the heart, elevated body temperature, or purulent drainage from the procedure site.

119303 (b) Prior to the performance of body art, the client shall receive, complete, and sign a questionnaire that includes all of the following information:

- (1) Whether the client may be pregnant.
- (2) Whether the client has a history of herpes infection at the proposed procedure site, diabetes, allergic reactions to latex or antibiotics, hemophilia or other bleeding disorder, or cardiac valve disease.
- (3) Whether the client has a history of medication use or is currently using medication, including being prescribed antibiotics prior to dental or surgical procedures.
- (4) Other risk factors for bloodborne pathogen exposure.



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BODY ART INSPECTION

17 119308(b)(1)(2) - Appropriate aftercare instructions given to client

POINTS
3

Inspector Comments:

Post care instructions were observed not provided in sufficient form, whereby requiring a customer to purchase an "aftercare kit" which included instruction in its use. However, the purchased product lacked any specific statements regarding signs and symptoms, and the need to seek medical attention. The shop owner shall provide all clients post procedure instructions that include all of the following:

(A) Information on the care of the procedure site.

(B) Restrictions on physical activities such as bathing, recreational water activities, gardening, or contact with animals, and the duration of the restrictions.

(C) Signs and symptoms of the infection, including, but not limited to, redness, swelling, tenderness of the procedure site, red streaks going from the procedure site towards the heart, elevated body temperature, or purulent drainage from the procedure site.

(D) Signs and symptoms that indicate the need to seek medical care.

The shop owner shall provide post procedure care instructions without a purchase requirement.

Violation Description:

119308 (b) At the completion of the procedure, the practitioner shall do all of the following:

(1) Answer questions regarding the procedure site.

(2) Provide postprocedure instructions.

18 119311(i) - Safe machine design

19 119308(b)(6),309(e)311(h) - Machines cleaned and disinfected between clients

20 119311(g) - Parts replaced between clients - grommets, elastic bands, etc.

21 119309(a-c) - Workstation/procedure area decontaminated

22 119301(k) - Appropriate chemical disinfectant used

23 119301(b) - Disinfectant used appropriately/sufficient contact time Wet contact time provided:

24 119311(h) - Barriers available and used appropriately *

25 119311(a)(c)(d) - Products applied to skin are single use/dispensed aseptically

26 119309(h);119315(d)(e) - Storage of inks, pigments, needles, tubes, etc.

27 119310(b),119311 - Jewelry, Inks, Needles etc approved and used correctly

POINTS
3

Inspector Comments:

A single box containing packaged needles lacked proper labeling (i.e. lot number) and sufficient color change Etyhlene Oxide indicator. No company label or additional information was provided on the package. Therefore, was ordered to be discarded and or removed from the artist supply cabinet.

Ensure all pre-sterilized single-use needles purchased for use have the appropriate information (i.e. lot numbers, batch numbers, date of expiration, company information, and ethylene oxide treatment indicator).

Violation Description:

119310 (b) Only jewelry made of ASTM F138, ISO 5832-1, and AISI 316L 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.

119311 (a) A product applied to the skin prior to tattooing or application of permanent cosmetics, including, but not limited to, stencils and marking and transfer agents, including pens, shall be single use and discarded into a waste container at the end of the procedure unless the product can be disinfected for reuse.

(b) Only commercially manufactured inks, dyes, and pigments shall be used.

(c) Inks, pigments, soaps, and other products in multiple-use containers shall be dispensed in a manner to prevent contamination of the storage container and its remaining contents through the use of a single-use receptacle.

(d) Inks and pigments shall be placed into a clean, single-use receptacle. The inks and pigments remaining in the receptacle shall be discarded immediately upon completion of the procedure.

(e) If a tray is used for inks or pigments, it shall be decontaminated after each procedure.

(f) Only single-use needles and needle bars shall be used in tattooing and the application of permanent cosmetics. Needles and needle bars that are purchased in a nonsterilized state, shall be sterilized, pursuant to the process required by Section 119315.

(g) Needles, needle bars, grommets, and razors shall be discarded into a sharps waste container immediately upon completion of the procedure. 119311

(h) Any part of a tattooing machine that may be touched by the practitioner during the procedure shall be covered with a disposable plastic sheath that is discarded upon completion of the procedure, and the machine shall be decontaminated upon completion of the procedure.

(i) A machine used to insert pigments shall be designed with removable tip parts between the tip and motor housing, and in a manner that will prevent backflow into enclosed parts of the motor housing.

(j) A hand tool used to insert pigment shall be disposed of in a sharps container, with the sharps intact, unless the needle can be mechanically ejected from the hand tool.

28 119308(a-b);119309;119311 - Cross-contamination avoided during all phases of procedure

29 119314(a)(f), 119317(b) - Areas separated/no living or sleeping quarters/no animals *

30 119314(a)(1);119317(e) - Floors and walls clean and in good repair, adequate light *



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31	119309(b);119318(b)(5) - Workstation, surfaces, including chairs, armrests, etc. in good repair; trash removed frequently *
32	119306;312(g);318(d,e) - Permit/registration and required signs posted *
33	119306, 119307, 119318 - IPCP and employee training records and Hepatitiis B vaccination status present
34	119316(4);119318(b)(2) - Restrooms available, stocked *
35	119314(e,f,h) - Plan Review
36	119306; 312; 317; 318 - Permits Obtained & Available *
37	119319(c) - Impoundment
38	119320(d) - Hearing Scheduled
39	119320(a-c);119321 - Closure *

Overall Inspection Comments:

This shop currently operates with six artists whom include Steve Howard, Miyo Yamamoto, Jesse Villareal, Robert Rios, Andrew Audish, and James Caves. Each artist have obtained San Bernardino County Practitioner's Registration Certificates. The facility only performs body art and does not possess a decontamination area, therefore uses only pre-sterilized, single-use tattoo instruments.

Signature(s) of Acknowledgement

NAME:
 TITLE:

Total # of Images: 0