

Body Art Facility Inspection Checklist

N.J.A.C 8:27-1 ET SEQ.

	Applies to all
	Perm. Cosmetics
	Tattoo
	Body Piercing
	Ear Piercing

PHYSICAL PLANT & ENVIRONMENT

Subchapter 3

Facility layout

___ 3.1 (a) Waiting area physically separated from workstation & equipment cleaning room

___ 3.1 (b) Equipment cleaning room physically separate from workstations, if reprocessing reusable instruments

1. Adequate space for receiving, cleaning, decontaminating, preparing and packing
2. Work flow from soiled to clean
3. Signs to designate soiled and clean areas
4. Handwashing facilities operable and conveniently located
5. Manual cleaning be conducted in a sink of sufficient size
6. Emergency eye flushing device provided where needle building is performed
7. Exhaust hoods over needle building area

___ 3.1 (c) All rooms used for body art procedures shall be completely separated from any room used for human habitation, food service or other such activity which may cause potential contamination of work surfaces.

1. Display cases & retail sales cases physically separate from workstations

___ 3.1 (d) Workstation cannot be less than 80 square feet

1. **Separate room for permanent cosmetics**
2. Partitions provided between work stations- kept in good repairs, at least 6 feet high **AND capable of providing complete privacy for nipple and genital piercings**
3. Storage cabinets to be adequate in size and #

___ 3.1 (e) Handwashing sinks with hot and cold water AND equipped with wrist, foot or sensor operated controls.

- Supplied with soap & paper towels
- Readily accessible
- Provided every two work stations

___ 3.1 (f) Furniture & work table made of non-porous materials

- Cleaned and sanitized after each use
- Smooth, easily cleanable

Environment

___ 3.2 (a) Floor & walls smooth, nonabsorbent, nonporous

1. Concrete or other masonry shall be covered or made smooth & sealed
2. Walls and ceilings light colored
3. Use of carpet prohibited

___ 3.2 (b) The work areas shall be ventilated to prevent odors

___ 3.2 (c) At least 50-100 foot candles

___ 3.2 (d) Approved water supply, well water tested

___ 3.2 (e) Proper sewage disposal

Sanitary facilities (bathrooms)

___ 3.3 (a) Public restroom available & operable to clients during business hours

___ 3.3 (b) Bathrooms conformed to UCC

___ 3.3 (c) Fixtures comply with local ordinance

1. Toilet paper and paper towel in holders
2. Garbage can provided
3. Common towels prohibited
4. Liquid soap in metal or plastic containers
NOT GLASS

Waste management

___ 3.4 (a) Plastic bags used for removal of trash

1. Bags sufficient in strength
2. Outside garbage kept covered

___ 3.4 (b) Proper disposal of medical waste, items saturated with blood, sharps

- NJDEP medical waste generator number, renewed annually

Pest control and animal control

___3.5 (a) Premises kept in clean manner to prevent breeding, harborage or feeding of vermin

1. Application of pesticide to conform to requirements of NJ Pesticide control rules

___3.5 (b) No live animals allow in any room where body art is conducted- ONLY exception shall be made for service animals to accompany persons

CLIENT & OCCUPATIONAL HEALTH SAFETY

Subchapter 4

(**applies to all except ear-piercing**)

Client records

___4.2 (a) Client records maintained for 3 years & available upon request

___4.2 (b) Client shall complete and applications for each body art procedure, including the following:

1.
 - Name
 - Date of birth, proof of age
 - Address of client
 - Emergency contact & phone number
 - Date of procedure
 - Name of practitioner of procedure
 - Type/ location of procedure
 - Signature of client
- *if client is a minor, proof of parental/guardian presence and written consent
2. Medical history that includes:
 - History of any info that would aid the practitioner in the client's body art healing process (at a minimum- medical conditions such as diabetes, allergies, skin conditions, list of medications; and

3. A consent form established for each procedure, minimally consisting of:

- Type of procedure to be performed
- Its risks
- Alternatives
- Generally accepted results
- After care plan
- Clients signature

___4.2 (c) Body art procedures on a person under 18 years old shall not be performed without the written consent of the parent / legal guardian of such minor

1. Government issued photographic ID of the client shall be photocopied and maintained on file with clients app
2. ID of parent/ legal guardian shall be photocopied and maintained on file with the clients app
3. Parent or legal guardian shall accompany the client at the time of the body art procedure

General provisions

___4.3 (a) Body art not to be performed on skin surface that has a rash, pimples, boils, infections, scar tissues or manifests any evidence of unhealthy condition

___4.3 (b) Refusal of service to any person under the influence of alcohol or drugs (practitioners' opinion)

___4.3 (c) No smoking, eating, drinking in work area, equipment cleaning rooms & bathrooms

Health care provider instruction required for certain procedures

___4.4 (a) Permanent cosmetic practitioner who is credentialed to perform areola restoration or camouflage shall do so with specific written instructions issued by **clients health care provider**, which practitioner shall maintain with clients app

- Subsection above doesn't apply to concealment (coverups), which can be performed by permanent cosmetic and tattoo practitioners

Emergency management

___4.5 (a) Phone numbers of local EMS, Fire Dept., Police posted at main telephone number

___4.5 (b) eye wash station shall be operable in cleaning room

___4.5 (c) First aid kit available and fully restocked within 24 hours of use

___4.5 (d) Phone number of local HD & local health officer posted in conspicuous place

Operator reporting requirements

- ___4.6 (a) Operator shall ensure
1. Est. creates a written record of reports received from clients or health care providers of adverse reactions, such as infection, after the performance of a body art procedure.
 - i. Written record shall include:
 - site of reaction
 - date client first perceived reaction
 - date establishment received report
 - and if est. issued recommendations to respond to the adverse reaction
 2. Est. maintains written record of adverse reactions, with the client application for the procedure
 3. Est. notifies BOH by phone or in person within 24 hrs of receiving clients report and then **in writing** within 2 days of receiving the report, if; client obtains medical treatment, if est. recommends medical treatment or adverse reaction appears to be an allergic reaction to pigments

Hand hygiene, use of standard precautions, infection control, BBP training, and records maintenance

___4.7 (a) Practitioner has clean clothing, proper personal hygiene- frequent handwashing conducted after smoking, eating, using restroom

___4.7 (b) Practitioners and apprentices adhering to CDC hand hygiene guideline

___4.7 (c) Written policies for latex allergies

___4.7 (d) Practitioners and apprentices adhere to standard provisions of BBP standards before, during and after performance of BA procedure or whenever there has been a potential occupational exposure

- ___4.7 (e) Policies and procedures implemented that
1. Skin is free of rash, boils, infections, etc.
 2. Skin is free of boils, infections, sores, etc. and shall not be in est. until written documentation issued by health care provider indicating condition is not transmissible
 3. Persons with acute respiratory infection or suspected communicable disease is in est. until written documentation issued by health care provider indicating condition is not transmissible

4. Persons suspected to have infection from BBD adhere to standard precautions
5. At operators expense, offer employees Hep B vaccination in accordance with BBP standard- with written evidence of such
6. Copy of BBP training for each employee
 - Declination of Hep B vaccine (OSHA)

___4.7 (f) BBP available at no charge when signing up for on-site consultation program of NJ DOL and WD

Minimum standards for operators of body art establishments in the appointment of practitioners and apprentices

- ___4.8 (a) operator of BA est. shall:
1. Only qualified practitioners and apprentices to perform BA procedures at the establishment
 2. Require practitioners to present documentation that they meet qualifications (6.1, 7.1 and/or 8.1)
 3. Require apprentices to present proof of completion of BBP course
 4. Maintain apprenticeship on file for each person
 5. Make files available for review upon request

___4.8 (b1-2) Provide BBPP training at no cost to employees and during work hours, as well as instituting a BBP training program, ensuring employees participate in the program

Pigments

___4.9 (a1-5) Pigments are non-irritating to tissue, stable to light and inert to tissue metabolism. Pigments Do not contain substances known to be human carcinogens, are stored out of sunlight and are not subjected to autoclave processing

- ___4.9 (b1) containers for pigment use are single use
2. Removal of excess pigment with single use, lint free paper products
 3. **Record the pigment for each procedure- including lot number**
 4. Pigment removal solution labels: list ingredients, % of active ingredients, measure of pH, preservatives and directions of use

STERILIZATION & DISINFECTION

Subchapter 5

Cleaning of reusable instruments

- ___5.1 (a) Reusable instruments washed
1. MANUAL WASH
 - i. Cold water rinse
 - ii. Enzyme pre-soak used prior to cleaning
 - iii. Warm water and detergent
 - iv. Rinse
 - v. Inspection for cleanliness prior to packing
 2. MECHANICAL WASH(ultrasonic)
 - i. Cold water rinse
 - ii. Enzyme pre-soak prior to cleaning
 - iii. Placed in ultrasonic unit for 10 minutes
 - iv. Water & cleaning solution changed at a minimum daily
 - v. Ultrasonic chamber disinfected with 70 % alcohol
 - vi. Each time chamber is filled with water, shall be degassed to remove air bubbles for about 5-10 minutes

Packaging

- ___5.2 (a) Sterilized instruments packaged in individual peel packs
1. Packs contain chemical indicator or internal temperature indicator
 2. Packs dated with expiration date, not to exceed 90 days, or as specified by manufacturer

Sterilization procedures

___5.3 (a) Copy of autoclave instructions maintained onsite

___5.3 (d) Policy established for drying cycle in accordance to manufacturer instructions

___5.3 (e) Wrapped items being cooled after removal from autoclave remains untouched in the loading tray

___5.3 (f) Hinged instruments processed in open position

Biological and chemical monitoring

___5.4 (a) Monthly negative biological test (bacillus sterothermophilus spores- verified through a lab)

- ___5.4 (c) If indicator tests positive
1. Lab to notify BA est. within 24 hours
 2. BA operator to notify health authority
 3. Instruments processed in sterilizer to be considered non-sterile and reprocessed
 4. Sterilizer in question to be re-challenged
 5. Sterilizer shall not be used until a satisfactory test result (no growth)

___5.4 (d) Test results retained for 3 years

___5.4 (f) Chemical integrators in each load if sterilizer doesn't have a recording chart

High-level disinfection

___5.5 If high-level disinfection utilized, (e.g. Glutaraldehyde) proper procedures followed

Storage

___5.6 (a-b) instruments stored to ensure the integrity of the packaging materials , gloves worn when packing procedure

Single use items

___5.7 Single use items used only once (cotton swabs, tissues, ink cups, Gauze, razors, needles, blades, stencils, gloves, ointment, Etc.)

Decontamination of environmental surfaces

___5.8 (a) Proper cleaning of blood spills specified through OSHA

___5.8 (b) Foil or plastic covers used to protect surfaces and changed between clients (light handle, lamps, etc.)

___5.8 (c) Low level disinfectant used on general surfaces procedure surfaces after each use, horizontal surfaces, restrooms & general work surfaces; daily

BODY PIERCING

Subchapter 6

Qualifications of body piercing practitioners and apprentices

___6.1(a) To qualify as a body piercer, the following will be submitted (paper or electronic copies)

1. Records the person has completed an apprenticeship consistent with:
 - i. Tax records
 - ii. References from former employers
 - iii. Certificate or diplomas indicating completion of apprenticeship
 - iv. Membership in good standing in a professional body piercing organization (ex. Assoc. of Professional Piercing)
2. 10 client applications with adverse reaction reports (if applicable) and the photos of the body piercings the practitioner had performed personally

___6.1(b) Apprentice is under direct supervision of practitioner for minimum of 1,000 hours

Jewelry:

___6.2 (a1) Jewelry is compliant with the Assoc. of professional piercers jewelry standards:

2. All jewelry sterilized or disinfected
3. Jewelry not immediately used after disinfection is stored in zip lock plastic bag
4. Jewelry is used for specified body parts only
5. If previously worn by anyone other than the clients, jewelry is cleaned and autoclaved **with a written notice** of the jewelry's pre-worn status

Skin preparation:

___6.3 (a) No procedures performed on skin with sunburn, rash, keloid, pimple, boil, infections, etc.

___6.3 (b) location of piercing to be thoroughly disinfested prior to marking the location

___6.3 (c) Markers used to be medical grade, non-toxic, single use and if gentian violet to be applied with single-use applicator

Use of antiseptics

___6.4 (a) minimum acceptable standards for the use of antiseptics for body piercing shall be the following:

1. Handwashing prior to applying antiseptic

2. Lip procedure- external area to be thoroughly cleaned using 70-90% isopropyl alcohol
 - i. Allow to dry before procedure is performed
3. Oral piercings; vigorous application of antiseptic mouthwash
4. Piercing performed close to the eye to be cleaned with a Q tip
5. Genital, skin thoroughly cleaned with iodophors or iodine compounds, chlorhexidine or triclosan

Body piercing procedures

___6.5 (a) Sterile, single use piercing needles used & discarded after each use

___6.5 (b) Body piercing performed only by body piercer or apprentice

___6.5 (d) Cork and wood cannot be sterilized- stored in covered containers. Sterile instruments to be opened in the presence of the client

___6.5 (e) Minimum gauge needles:

- For soft tissue body piercing (earlobe, eye brow, other areas of face including septum): 18 gauge
- For genital area: 14 to 8 gauge depending
- For nipple, navel and tongue: minimum 14 gauge

After care:

___6.6 (a) After care instructions administered to client following procedure, verbal & written, and copy of signed aftercare kept in clients file, specifically stating:

1. Care specific to site of piercing
2. Info regarding tightness of balls attached to barbell studs to prevent accidental ingestion
3. Info regarding any physical, cosmetic, or other restrictions
4. Signs and symptoms of infection
5. Instructions to consult a physician if infection occurs

TATTOOING

Subchapter 7

Qualifications of tattooing practitioners and apprentices

___7.1 (a) To qualify as a tattooing practitioner, the following will be submitted (paper or electronic copies):

1. Records the person has completed an apprenticeship consistent with:
 - a. Tax records
 - b. References from former employers
 - c. Certificate or diplomas indicating completion of apprenticeship
 - d. Membership in good standing in a professional body piercing organization (ex. Alliance of Professional Tattooists)
2. 10 client applications, accompanying adverse reaction reports (if applicable) AND 10 photos of the tattoos performed

___7.1 (b) Practitioner performs as apprentice for min 2000 hours

Shaving and skin preparation:

___7.2 (a) Area to be tattooed washed with soap & water

___7.2 (b) Single use, disposable razor used for shaving

1. Razor can be throw in garbage if skin was not broken
2. Razor to be thrown in medical waste if skin was broken

___7.2 (c) After shaving, skin to be washed and rinsed with water- pad used for washing to be single use, disposable

___7.2 (d) Area washed with 70-90% solution Isopropyl Alcohol, allowed to dry prior to starting

Equipment & Supplies:

___7.3 (a) Sterile needle used for each client

1. Solder used for attachment of needles, lead free, if applicable

___7.3 (b) Art stencils single use & disposable

___7.3 (c) Ointments single use or foil packets

___7.3 (d-e) Paper towels & gauze used to apply soap & other products, single use

___7.3 (f) Styptic pencils or alum solids (deodorant) not used

___7.3 (g) Sterilized needles, tubes, tips available for entire day based on average client need per day

Pigments

___7.4 (a) Dyes and materials are non-toxic, non-irritating to tissue, stable to light & inert to tissue metabolism

1. Pigments do not contain talc

___7.4 (b) Non-toxic materials used when preparing dyes or pigments

1. Single use, individual dye containers for each patron

___7.4 (c) Excess dye on skin removed with single use, lint free paper product

___7.4 (d) Pigments obtained from reputable supplier

After Care:

___7.5 (a) After care instructions administered to client following procedure, verbal & written, and copy of signed aftercare kept in clients file, specifically stating:

1. Care specific to site of tattoo
2. Possible Side effects
3. Info regarding any physical, cosmetic or other restrictions
4. Signs and symptoms of infection
5. Instructions to consult a physician if infection occurs

PERMANENT COSMETICS

Subchapter 8

Training Requirements:

___8.1 (a) To qualify as a **permanent cosmetics practitioner**, the following will be submitted (paper or electronic copies):

1. Evidence of successfully completing basic training program (100 hour training- more listed in 8.1(b))
2. Five photos of each:
 - i. Eyebrow simulation
 - ii. Lip lining or shading AND
 - iii. Eyeliner or eyelash enhancement

___8.1 (b) To qualify as a **permanent cosmetics apprentice**:

1. Evidence of successfully completing basic training program
 - i. 100 hour training by one or more trainers, with evidence of original certificate, diploma or other doc
 - ii. Obtain a passing grade on one of the following exams:
 - 1.AAM
 - 2.Society of Perm. Cosm. Professionals
 - 3.The SofTap Inc.

___8.1 (c) as an alternative to meeting the criteria above- a person who performs the eyebrow, lip liner or shading and eyeliner NOT under the supervision of a trainer or instructor, must perform an additional procedure of each: eyebrow, lip liner and eyeliner AND the subsequent follow up or touch up of that procedure, under the direct supervision of a trainer or instructor.

- i. Evidence of which is a copy of the client app for the procedure – which the trainer must sign, date and credential and photo of the completed work

___8.1 (d) Credentials for areola restoration as specified in 8.1(a) AND

1. Areola restoration training program of at least 16 hours in length with certificate or diploma

___8.1 (e) Credentials for areola restoration as specified in 8.1(a) AND

1. Completed 6 months of experience as a full time perm. Cosm. Practitioner (evidence with pay stubs, time sheets, etc.) AND
2. Camouflage training program of at least 16 hours in length with certificate or diploma

___8.1 (f) Operator shall not allow procedures of areola or camouflage unless operators documentation is on file with BOH, with approval identifying who is to perform either

___8.1 (g) Operator maintains a file for each practitioner and apprentice with copies of applicable documentation of qualifications

Minimum standards for permanent cosmetics apprenticeship program(PCAP):

___8.2 (a) If the establishment elects to offer an apprenticeship program, it must meet the minimum standards:

1. Establishment cannot have an apprenticeship program unless documented with local BOH who the approved trainers and instructors are, confirming they're qualified to do so;
2. Apprenticeship program curriculum must meet or exceed the basic permanent cosmetics training program of SPCP, AAM of SofTap
3. Upon completion, apprentice must complete at least five of the following:
 - i. Eyebrow
 - ii. Lip lining or shading
 - iii. Eyeliner and or eyelash enhancement

4. Trainers cannot have more than four apprentices who are physically present at the same time
5. Operator must ensure apprentice does not perform a procedure on a person unless the supervising trainer is:
 - i. present in the workstation
 - ii. visually observing the apprentice and client
6. Trainer cannot supervise more than one procedure and apprentice at a time
7. Operator must maintain a log which identifies:
 - i. Dates and hours the apprentice trains each day
 - ii. Person serving as trainer
 - iii. Types of procedures performs and training provided each day, in hours
 - iv. Status of apprentices efforts to complete curriculum
8. Regardless of whether the apprentice completes the program OR NOT, an operator must:
 - i. Retain that log from above, for five years and maintain the log on site for 6 months
 - ii. Provide a copy of the logged activity with the apprentice
9. Operator must provide a copy of the activity log to a current or former apprentice
 - i. Within one business day of the request, if the operator maintains the log on site
 - ii. Within 10 business days of a request if the log is maintained off site

Skin preparation for permanent procedures:

___8.3 (a1) Practitioner and apprentices comply with hand hygiene standards before preparing a clients skin for procedure

2. Prepare a clients skin for procedure by:
 - i. Cleaning the skin with soap and warm water
 - ii. Applying alcohol of at least 70%
 - iii. Allow the skin to dry

Practice standards for permanent cosmetics procedures :

___8.4 (a) Policy and procedure implements and ensured that:

1. Single use devices are discarded

2. Application is filled out for a touch up, if more than 180 days have lapsed since the performance of work
3. After care instructions administered before each procedure
4. Do not allow to remain in a procedure room when not in use
5. Do not perform procedures on compromised skin surfaces (keloids, infections, boils, sunburn, etc.)
6. Do not perform procedures on persons who are pregnant or taking tretinoin or isotretinoin medications

___9.3 (d) Application shall provide:

1. Written statement of risks
2. Space where applicant is to sign
3. A statement that the applicant's signature indicates that:
 - i. Their responses to the app questions, including disclosure of health conditions
 - ii. They understand the use of blood thinning meds and its increased risk
 - iii. They understand and accept the risks
 - iv. They consent to the performance of the procedure
 - v. ID provides authentic identification
 - vi. They receive spoken and written after care instructions

___9.3 (e*but listed as "d" in the code) Operator cannot allow ear piercing to be performed on a minor without the written consent and physical presence of the minor's parent or legal guardian and shall ensure:

1. Parent or guardian fills out the application as their parent or guardian
2. Photocopies made of the ID of minor and parent or guardian and affixed to the application – both must show the age and relationship of minor and parent/guardian
3. If addresses do not match, court order or other government issue doc proving parent or guardian has custody of minor NAD a copy made and affixed to application
 - i. Neither the application nor the practitioner is to inform the applicant of this in advance
 - ii. If applicant is unable to provide documentation showing custody, applicant shall retain the app on file for 180 days and cross check any retained apps during the time

EAR PIERCING

Subchapter 9

Scope:

___9.1 This subchapter applies to operators of ear-piercing establishments

Approval to operate:

___9.2 (a) Annual License or permit obtained from health authority, renewed annually

1. License displayed in conspicuous place
2. No person shall operate est. with suspended license

Client Records:

___9.3 (a) Client records maintained for a minimum of three years, available upon request

___9.3 (b1-3) Client shall complete and applications for each ear piercing, including the following:

- Name
- Date of birth
- Address of client
- Emergency contact & phone number
- Any blood thinning meds, medical issues
- Date of procedure
- Name of practitioner of procedure
- Location on the ear for procedure
- Signature of client
- Photocopied ID

*if client is a minor, name, DOB and address of the minor required on the application too

___9.3 (c) Operator ensures the practitioner who is performing the ear piercing procedure:

1. Explains the risks associated with the procedure AND the aftercare instructions
2. Obtains applicant's written informed consent on the application form

Reporting requirements:

___9.4 (a) Infections or injuries reported to the local health authority within 24 hours of becoming aware

___9.4 (b) Local health authority is to submit these reports to NJDOH each January

Handwashing and personal hygiene:

___9.5 (a) Practitioner maintains a high standard of personal cleanliness- clean outer garments, washing hands after smoking, eating drinking or visiting restroom

___9.5 (b) Before performing each ear-piercing procedure, practitioner shall wash, rinse and dry hands properly

___9.5 (c) Alcohol-based rub provided where hand washing sinks are not readily available

___9.5 (d) Refillable soap dispenser is emptied and cleaned before being refilled

___9.5 (e) Single use, medical grade gloves always worn on both hands

___9.5 (f) Written policy and procedure for latex allergies

Piercing instrument standards:

___9.6 (a) Ear piercing instruments not to be used for any other body part but the ear lobes and trailing edge of the ear

___9.6 (b) Ear piercing studs and clasps not to be used for any other body part but the ear lobes and trailing edge of the ear

___9.6 (c) Procedures established to ensure that individuals working are adequately trained to properly use, clean, disinfect, & store the instruments

___9.6 (d) Employees do not perform piercing until training has been completed, competency is documented in the following manner:

1. Training program documents name of trainer, name of employee, content of training
2. Minimum of three ear lobe & 3 cartilage procedures under direct supervision of operator

___9.6 (e) Entire are of clasp retainer & all parts of instrument in direct contact with client's skin is cleaned with alcohol or detergent recommended by the manufacturer before & after each piercing

___9.6 (f) New or disinfected piercing instruments are stored separately from used or soiled tools or other instruments

ENFORCEMENT

Subchapter 11

Plan of correction:

___ 11.2(g) Operator of facility is to submit a plan of correction within 10 business days to the HD:

- i. A written plan of correction which specifies the manner and dates by which the facility will correct AND avoid in the future- for each cited violation
- ii. The operator may request a reconsideration of violations

___ 11.2(h) within 10 business days after receiving the plan of correction, health authority shall review the plan and:

1. HD will notify the operator in writing
 - i. Notify the operator in writing that the plan of correction has been accepted in whole or;
 - ii. The reasons its rejected explaining why it's rejected
 - iii. The local HDs determination on an operators request for reconsideration
2. Operator is to notify HD when corrected violations are corrected, on or before, the date of the plan of correction
3. Resubmit plan of correction if rejected, within 10 business days

Criteria for Closure: (11.3)

- iii. Failure or lack of properly functioning equipment.
- iv. Failure to report malfunctioning or missing required equipment
- v. Unsanitary or unsafe conditions which may adversely impact the health of the public.
- vi. The health authority has reasonable cause to suspect that a communicable disease is, or may be, transmitted by an operator/practitioner.
- vii. The practitioner(s) has demonstrated gross incompetence in performing body piercing, ear piercing, tattooing, or micro pigmentation
- viii. The owner obtained or attempted to obtain a permit by means of fraud, misrepresentation or concealment.
- ix. The owner or practitioner(s) has been convicted in this or any other state of a crime directly related to the practice of tattooing, micro pigmentation, body piercing or ear piercing.
- x. Operator allows or fails to prevent illegal activity on premises

- xi. The owner or practitioner(s) has permitted a genital piercing upon a person under 18 years of age
- xii. The operator has failed to prevent implants, branding and cutting to be performed in a body art establishment.
- xiii. Personal who does not meeting the proper training required of this chapter, performs body art procedures in a body art establishment

The following shall be cause for, at a minimum, a seven day suspension:

- xiv. Failure to report to the health authority within 24 hours any infection or injury requiring a medical referral
- xv. Performing a body art procedure on any person under the age of 18 years of age, without the presence, written consent, and proper identification of a parent or legal guardian.
- xvi. Failure to notify the health authority within 24 hours of a positive biological indicator test result of the autoclave.
- xvii. Using an ear-piercing instrument for any part of the body other than the ear lobes and trailing edge of the ear
- xviii. An apprentice perform body art without direct supervision of trainer or supervisor