



Memorandum #02-22

Date: March 24, 2022

To: SOUTHERN NEVADA DISTRICT BOARD OF HEALTH

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Subject: Presentation of the Proposed Body Art Regulations

I. BACKGROUND:

The Health District is given the authority to regulate businesses that affect public health. In the late 1990's, the Health District passed the original versions of the tattoo and piercing regulations, making it one of the first local health departments in the nation to regulate these businesses. While the tattoo regulations were last updated in 2007, the piercing regulations have never been updated. In 2017, the State of Nevada adopted new provisions within the Nevada Administrative Code (NAC 444) to regulate these facilities.

Starting early in 2021, staff at the Health District reviewed the current state regulations and a model body art code developed by the National Environmental Health Association to identify changes that might be needed in the Health District's current regulations. A number of issues were identified and addressed. As a result of the review, the existing tattoo and piercing regulations were combined into one comprehensive document.

A listening session was conducted on August 5, 2021, for the regulated industry to identify desired changes for any new regulations. The issues brought forward at this meeting were documented and added to the regulations when possible.

Following review with SNHD's legal department, a public notice was published on December 6, 2021, alerting the public of the intention to propose the new regulation, with a public comment period open until January 31, 2022. The public notice was posted as required and sent to the regulated community of both the facilities and all of the members of the public who hold valid body art cards via e-mail. Included in the e-mail were links to the business impact survey and a pdf document of the business impact survey that could be either completed online or printed and returned. The public notice was also posted in the local government offices and sent to the other

Nevada Health Authorities, local government business license agencies, and the three Clark County tribes. The notice was also sent by postal mail to the various business organizations in Clark County including the Nevada Resort Association. Finally, the Health District also posted the notice in most of the Clark County newspapers.

Public workshops were conducted on December 21, January 6, and January 13, to receive comment not only about the content of the regulations, but also the impact these proposed changes could have on the regulated businesses. Prior to each workshop, the agenda was posted as required and sent via e-mail to each facility and valid body art card holder address that the Health District had on file. Additionally, the agenda was posted in the local government offices throughout Clark County.

The proposed regulations are a near complete rewrite of the existing two regulations that regulate tattooing and piercing. Below is a list of the biggest changes in the proposed regulations:

- Combined the two regulations into one comprehensive body art regulation
- Defined standards for jewelry used for initial piercings based on input from industry
- Incorporated suggestions from industry related to the body art card apprentice program
- Increased the frequency of testing for autoclaves
- Required improved monitoring of sterilization cycles with appropriate indicators
- Improved consent form questions based on input from industry
- Added waiver language similar to Food and Aquatic Health Regulations
- Required ultrasonic cleaning as the first step in the processing of reusable equipment

II. RECOMMENDATION:

The Health District recommends approval of the proposed Body Art Regulations.

Attachment A: Proposed Regulations

Attachment B: Business Impact Statement (BIS)

Attachment C: BIS Notification E-mail

Attachment D: Required Public Notice and Posting Verification

Attachment E: Additional Public Notice Posting and Advertising

Attachment F: December 21 Public Workshop Agenda, Minutes, and Sign-In Sheets and Postings

Attachment G: January 6 Public Workshop Agenda, Minutes, and Sign-In Sheets and Postings

Attachment H: January 13 Public Workshop Agenda, Minutes, and Sign-In Sheets and Postings

Attachment I: Spreadsheet of survey results and individual surveys.

Attachment J: February 4 Public Workshop Agenda, Minutes and Sign-In Sheets, Postings and Written Comments submitted to the Health District

ATTACHMENT

A

SOUTHERN NEVADA HEALTH DISTRICT REGULATIONS GOVERNING THE SANITATION AND SAFETY OF BODY ART ESTABLISHMENTS

WHEREAS, the Southern Nevada Health District is a public health authority organized pursuant to Nevada Revised Statutes, Chapter 439 with jurisdiction over all public health matters within Clark County, Nevada; and

WHEREAS, the Southern Nevada District Board of Health is the Southern Nevada Health District's governing body and is authorized to adopt Regulations to protect and promote the public health and safety in the geographical area subject to its jurisdiction; and

WHEREAS, in accordance with the authority granted pursuant to Nevada Revised Statutes, Chapter 439, the Board hereby adopts Regulations to attain standards that promote the sanitary and safe practice of body art and in body art establishments to prevent and control the spread of communicable disease; and

WHEREAS, the Board believes that the following Regulations are designed to protect and promote the public health and safety, it does therefore publish, promulgate and order compliance within Clark County, Nevada with the substantive and procedural requirements hereinafter set forth.

**SOUTHERN NEVADA HEALTH DISTRICT REGULATIONS GOVERNING THE
SANITATION AND SAFETY OF BODY ART ESTABLISHMENTS**

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Section 1

DEFINITIONS

- 1.1 **Agency of jurisdiction** means the local building department, safety authority, fire marshal, business licensing, police or other federal, state or local health agency, federal regulatory agencies, or departments of agriculture that have jurisdiction concerning construction, operation, maintenance, and public safety of a **body art establishment**.
- 1.2 **Apprentice** means a person who is registered with the **Health Authority** to work under the direct supervision of a **body artist** in learning the occupation of **body artist**.
- 1.3 **Approved** means acceptable to the **Health Authority** or **agency of jurisdiction** based on compliance with the law, conformance with appropriate, accepted, or recognized industry standards and good public health practice.
- 1.4 **Bloodborne pathogen** means infectious microorganisms that are present in human blood and can cause disease in humans. These pathogens include, but are not limited to, hepatitis B virus (HBV), hepatitis C virus (HCV), and human immunodeficiency virus (HIV) [Occupational Safety and Health Administration [OSHA] definition at 29 CFR 1910.1030(b)].
- 1.5 **Body art** means the practice of physical body adornment by permitted **body art establishments** and **body artists** using, without limitation, the following techniques: **piercing, tattooing, camouflage, micropigmentation, permanent makeup, and microblading**. This definition does not include practices that are considered medical procedures or extreme body modifications, which are prohibited in **body art establishments**.
- 1.6 **Body art establishment** means a place of business, where **body art** is performed, offered, sold or given regardless of profit status of the business.
- 1.7 **Body artist** means a person issued a **body art** or **microblading card** under the provisions of these Regulations set forth in Section 8.
- 1.8 **Branding** means the process in which a mark or marks are burned into human skin tissue with the intention of leaving a permanent mark.
- 1.9 **Camouflage** means a method of disguising or concealing permanently blotchy or irregularly pigmented skin, acne scarring, existing **tattoos** or other permanent skin irregularities by blending pigments into the skin using **tattooing** methods or use of saline during **tattoo** procedures to cover up, mask, or alter an existing **tattoo** so that it is either rendered less noticeable or takes on a different design, thereby obliterating the original design.
- 1.10 **Class V chemical indicator** means a quality control indicator that reacts to temperature and pressure over a certain time interval to indicate **sterilization** conditions were met inside the pack.
- 1.11 **Communicable disease** means a disease which is caused by a specific infectious agent or its toxic products, and which can be transmitted, either directly or indirectly, from a reservoir of infectious agents to a susceptible host organism.

- 1.12 **Contamination** means the presence or potential presence of blood, infectious materials or other types of impure materials that have been introduced or potentially introduced to any work surfaces, **equipment** or **devices** rendering the surface, **equipment** or **device** unsafe for use.
- 1.13 **Cross-contamination** means the transfer of bacteria, viruses, microorganisms, or other harmful substances from one surface to another through improper or unsanitary **equipment**, procedures, or products.
- 1.14 **Device** means any or all instruments, apparatus and contrivances, including their components, parts and accessories, intended to pierce or create a semi-permanent or permanent mark on the skin.
- 1.15 **Disinfect** means to destroy or inhibit pathogenic and other kinds of microorganisms by physical and/or chemical means.
- 1.16 **Disinfectant** means a product that is a registered with the United States Environmental Protection Agency that destroys, neutralizes or inhibits the growth of infectious microorganisms, including the human immunodeficiency virus, the hepatitis B virus and Mycobacterium tuberculosis.
- 1.17 **Environmental surface** means the surface of any furniture, **equipment**, fixtures, walls, floors, ceilings, lavatories, toilets, tables, countertops, cabinets, or similar surface which is part of a **body art establishment**.
- 1.18 **Equipment** means all machinery, containers, vessels, tools, **devices**, implements, storage areas, and sinks fixtures that are used in conjunction with the storage or application of **body art** or are used within the **equipment** processing room.
- 1.19 **Health Authority** means the officers and agents Southern Nevada Health District.
- 1.20 **Health permit** means the document issued by the **Health Authority** that authorizes a person to operate a **body art establishment**.
- 1.21 **Hot water** means water temperature between 90 degrees and 120 degrees Fahrenheit (°F).
- 1.22 **Jewelry** means any personal ornament inserted into a pierced area.
- 1.23 **Mentor body artist** means a person who has held a **body art** card for four or more years.
- 1.24 **Linens** means sheets, covers, blankets, pillowcases, drapes, towels, or any other similar item used to cover a table, mat, or a **patron** during a **body art** procedure.
- 1.25 **Microblading** means a technique in which incisions are made into the dermis using a manual tool equipped with needles. The incisions are then filled with pigment to mimic natural hair. **Microblading** is limited to the parts of the face and may be permanent.
- 1.26 **Microblading artist** means a person issued a **microblading card** under the provisions of these Regulations set forth in Section 8.
- 1.27 **Microblading card** means a card issued by the **Health Authority** to a person who is limited to practicing **microblading**.
- 1.28 **Nuisance** includes any unlawful act(s) or omission(s), which annoys, injures or endangers the safety, health, comfort or repose of any considerable number of persons, offends public decency, or in any way renders a considerable number

- of persons insecure in life or the use of property as defined by NRS 202.450.
- 1.29 **Owner** means any person, individual, partnership, corporation, company, association or like entity that owns, leases, or proposes to own or lease a **body art establishment**.
- 1.30 **Patron** means anyone, including employees of the **body art establishment**, who are undergoing a **body art** procedure.
- 1.31 **Permanent makeup** means a **tattoo**, whether permanent, semipermanent, or temporary, which includes eyebrows, eyelids, lips, and other parts of the body for beauty marks, hair imitation, , or areola re-pigmentation. This term includes any procedures whether referred to as, without limitation, permanent makeup, micro-derma-pigmentation, micro-pigment implantation, **microblading**, micro-needling with the use of pigment, derma-graphics, cosmetic **tattooing**, or any other similar procedures and for the purpose of these Regulations has the same meaning as **tattoo**.
- 1.32 **Permit holder** means the person or entity that is legally responsible for the operation of the **body art establishment**.
- 1.33 **Personnel** means anyone employed or contracted within the **body art establishment**.
- 1.34 **Piercing** means the act of penetrating the skin or mucous membranes, to make, generally permanent in nature, a hole to attach **jewelry**.
- 1.35 **Responsible person** means the individual designated by the **permit holder** as being responsible for acting on the **permit holder's** behalf and assuring the **body art establishment** and **body artists** are in compliance with these Regulations.
- 1.36 **Sewage** means the water-carried waste created in and to be conducted away from residences, industrial establishments and public buildings.
- 1.37 **Sharps** means any object that can purposely or accidentally cut or penetrate the skin or mucosa, including without limitation pre-**sterilized**, single-use needles; scalpel blades; and razor blades.
- 1.38 **Sharps container** means a closable, puncture-resistant, leakproof (on sides and bottom) container made specifically to be a **sharps container** that meets National Institute for Occupational Safety & Health standards and that can be closed for handling, storage, transportation, and disposal.
- 1.39 **Spore test** means a bacterial endospore test designed to assess whether **sterilization** has occurred. It is also known as biological **spore test** or biological spore monitor.
- 1.40 **Solid waste** means all waste that is not liquid waste or biohazardous waste generated by the facility.
- 1.41 **Special event** means a public gathering that is temporary and held for a specific purpose, and which includes **body art** activities.
- 1.42 **Standard precautions** mean the minimum infection prevention practices that apply to all individual care, regardless of suspected or confirmed infection status of the **patron** or **body artist** in any setting where **body art** is delivered. These practices are designed to protect both the **body artist** and **patron** from spreading **communicable diseases**. **Standard precautions** include hand hygiene, use of personal protective **equipment** (e.g., gloves and masks),

- cough etiquette, the safe handling of **sharps**, the use of sterile instruments and **devices**, and ensuring clean, **disinfected environmental surfaces**.
- 1.43 **Sterilize** means a cleaning process which results in the total destruction of all forms of microbial life.
- 1.44 **Sterilizer** means an autoclave or similar device that can **sterilize** reusable **equipment** using heat, pressure or chemicals and meets ANSI/AAMI ST79 as described in NAC 444.00759.
- 1.45 **Tattoo** means any act of placing ink or other pigment into or under the skin or mucosa by the use of needles or any other method used to puncture the skin, resulting in permanent or temporary colorization of the skin or mucosa. This includes all forms of permanent cosmetics.
- 1.46 **Ultrasonic cleaner** means any medical grade machine that uses ultrasonic acoustic wavelengths and aqueous solutions to remove **contamination** from instruments.
- 1.47 **Visiting body artist** means a **body artist** who does not reside or routinely operate within the jurisdiction of the **Health Authority**, but who may occasionally perform **body art** procedures during a limited timeframe in a sponsoring **body art establishment**. Such individuals must be sponsored by a **body art establishment**, which holds a current **health permit** in good standing issued by the **Health Authority**.
- 1.48 **Workstation** means an area where **body art** procedures are performed.
- 1.49 **Waiver** means a written agreement between the **Health Authority** and the **permit holder** that authorizes a modification of one or more regulatory requirements in these Regulations and has no impact on the health and safety of **patrons**.

Section 2

IMMINENT HEALTH HAZARDS TO PUBLIC HEALTH AND SAFETY

- 2.1 Imminent hazards to public health and safety include, but are not limited to:
 - 2.1.1 Substantial damage to the **body art establishment** caused by accident, or natural disaster, such as earthquake, wind, fire, rain, or flood.
 - 2.1.2 Loss of electrical power to critical systems, such as lighting or sterilization **equipment** for a period of two or more hours.
 - 2.1.3 A water outage that impacts the **body art establishment** for a period of two or more hours.
 - 2.1.4 A water supply that is not approved by the **Health Authority** or which has a cross connection, back flow, or back siphonage condition.
 - 2.1.5 **Sewage** that is not disposed of in an **approved** and sanitary manner.
 - 2.1.6 Nonfunctioning or lack of toilet or hand washing facilities.
 - 2.1.7 Infestation, harborage, or propagation of vermin.
 - 2.1.8 The presence of toxic or noxious gases, vapors, fumes, mists, or particulates in concentrations immediately dangerous to life or health, or in concentrations sufficient to cause harm or a public **nuisance**.
 - 2.1.9 A **body artist** or other employee infected with a **communicable disease** that can be transmitted as a result of performing the **body art** procedure.
 - 2.1.10 **Responsible persons** or **body artists** not practicing strict standards of cleanliness, personal hygiene, and **standard precautions**.
 - 2.1.11 **Equipment** that by condition, design, construction, or use poses an immediate risk of entrapment, fall, pinch, crush, tip, or other cause of injury.
 - 2.1.12 **Environmental surfaces**, furnishings, mats, procedure tables, pillows, cushions, **linens**, robes, garments, chairs, or other items within **body art establishment** that are stained with blood or bodily fluids, soiled, or infested with vermin; or are in an otherwise unsanitary condition.
 - 2.1.13 The presence of uncontrolled **solid waste** within or on the premises of a **body art establishment** in quantity and duration as to create a **nuisance**.
 - 2.1.14 Improper disposal of biohazardous waste or **sharps**.
 - 2.1.15 Any sharp instrument such as a needle or razor that is not appropriately placed in a **sharps container** immediately after use.
 - 2.1.16 Reuse of single-use **equipment** or pigments on another **patron** or on the same **patron** during a different **body art** session.

- 2.1.17 Lack of properly **sterilized** instruments, **equipment** or needles that come in contact with pigment or the skin.
 - 2.1.18 A lack of adequate, currently tested, and fully functional **sterilization equipment** on the premises unless exclusively using pre-**sterilized equipment**, instruments or needles.
 - 2.1.19 Any other item determined to be an imminent health hazard by the **Health Authority**.
- 2.2 Presence of imminent health hazard
- If the imminent health hazard affects people or is unmitigated, then the **permit holder** or **responsible person** must
- 2.2.1 Immediately notify the **Health Authority** by either phone or e-mail.
 - 2.2.2 Cease operations of the **body art establishment** until the hazard can be mitigated.
 - 2.2.3 Notify the **Health Authority** once the hazard has been mitigated and that the facility will be resuming operation.
 - 2.2.4 Failure to notify **Health Authority** may result in summary suspension of the **health permit**.

Section 3 FACILITIES AND EQUIPMENT

3.1 Body art workstations

- 3.1.1 Each **body artist** must have a **workstation** which has a minimum area of 80 square feet.
- 3.1.2 Each **body art establishment** must have at least one **workstation** that can be screened from the public and other **patrons** to provide privacy.

3.2 Floors, Walls, Ceilings

- 3.2.1 Floors, walls, and ceilings less than 10 feet high in **workstations** or restrooms must be made of a smooth, durable, nonabsorbent, nonporous material that is easily **cleanable**.
- 3.2.2 Carpet is prohibited in **workstations** and **restroom** areas.
- 3.2.3 Floors must be kept clean and in good repair and **disinfected** if contaminated with bodily fluids or other biohazardous spills.
- 3.2.4 The materials used in constructing the walls and ceilings must be joined along the edges so there are no open spaces or cracks.
- 3.2.5 Floor and wall junctures in **workstations** and restroom areas must be covered.
- 3.2.6 Studs, joists, rafters, and beams, if under 10 feet high, must not be left exposed in **body art** work areas or restrooms.
- 3.2.7 The **body art establishment** must be separated from any food establishment or room where food is prepared, or any adjacent businesses by walls extending from floor to ceiling.
- 3.2.8 The **body art establishment** cannot be located within a private residence, including, without limitation, an apartment, condominium or other multi-family dwelling or a single-family dwelling.

3.3 Furniture

- 3.3.1 Tables, chairs, cushions or any similar items used in the **workstation** must be constructed of smooth, durable, and easily cleanable material that is free of cuts and tears.

3.4 Lighting

- 3.4.1 At least 50 lumens per square foot of light must be provided in the **workstation** at the level where the **body art** work is to occur. At least 20 lumens per square foot of light, measured at 30 inches above the floor, shall be provided in all other areas of the **body art establishment**.
- 3.4.2 Overhead lights and lights used in the **body art workstations** must be

shielded or constructed of shatterproof materials.

3.5 Hand sinks

Hand sinks must:

- 3.5.1 Be permanently plumbed to potable water and sewer,
- 3.5.2 Provide cold and **hot water**,
- 3.5.3 Be supplied with liquid soap and single-use paper towels in dispensers and
- 3.5.4 Be sized at a minimum of 10 inches by 10 inches by 8 inches deep to prevent **contamination** of the areas outside of the sink basin.
- 3.5.5 Lined, covered **solid waste** containers must be provided adjacent to each hand sink. These containers must have self-closing lids with hands-free control and must be easily cleanable, kept clean, and be emptied daily.

Hand sinks in **workstations**

- 3.5.6 **Workstation** hand sinks must be unobstructed (e.g., no doors), such that the **body artists** can easily access the hand sinks without having to touch any surface with their hands while travelling to and from the hand sink.
- 3.5.7 A minimum of one hand sink for every four **workstations** is required.
- 3.5.8 The maximum distance from any procedure table to a **workstation** hand sink is 15 feet unless otherwise **approved** by the **Health Authority**.

Hand sinks in restrooms

- 3.5.9 All restrooms must have a hand sink that meets the requirements of sections 3.5.1 to 3.5.5.

3.6 Water supply

- 3.6.1 The water supply for each **body art establishment** must be from a permitted public water system.

3.7 Plumbing

- 3.7.1 The plumbing system must be installed and maintained in such a manner that there is no cross connection between potable and non-potable water systems.
- 3.7.2 Adequate backflow or back siphonage protection must be installed on the water system in compliance with all applicable codes.
- 3.7.3 Plumbing fixtures must be permanently installed in compliance with all applicable codes.

3.8 **Sewage** Disposal

- 3.8.1 **Sewage** must be disposed of by means of an approved municipal sewer system or other permitted **sewage** Disposal System which is

approved by the **Health Authority**.

3.8.2 **Sewage** spills must be remediated in a manner that eliminates potential disease transmission, offensive odors, **sewage** solids, and **sewage** litter.

3.8.3 **Sewage** discharge, sewer pipe leaks, spills, or backflow onto the ground must be stopped and/or contained within four hours and the **body art establishment** must cease operations until the leak, spill, or backflow has been remediated

3.9 **Solid waste** disposal

3.9.1 Each **body art establishment** must have waste receptacles of sufficient number and size inside the establishment to store **solid waste** so that the waste does not exceed the capacity of the containers

3.9.2 Indoor waste receptacles must be:

3.9.2.1 Emptied at a frequency that prevents waste from becoming a **nuisance**.

3.9.2.2 Lined and maintained clean.

3.9.2.3 At least one waste receptacle must be located within each **workstation** and **equipment** processing room.

3.9.3 Outside waste receptacles must be:

3.9.3.1 Designed and constructed to have tight-fitting lids, doors, or covers.

3.9.3.2 Constructed and installed so that accumulation of debris, and pest attraction and harborage, are minimized and effective cleaning of the area can be performed,

3.9.3.3 Emptied at a frequency so that the waste receptacle does not become a **nuisance**.

3.10 Biohazardous waste disposal

3.10.1 Each **body art establishment** must implement a written operating plan to manage biohazardous waste in accordance with these Regulations. This written operating plan must be available for review by the **Health Authority** and **body art establishment personnel**. The operating plan must include the following:

3.10.1.1 Description of training for **personnel** and **body artists** on handling and disposal of biohazardous waste;

3.10.1.2 Procedures for segregating, labeling, packaging, transporting, storing, and treating biohazardous waste;

3.10.1.3 Procedures for decontaminating biohazardous waste spills;

3.10.2 **Body art establishments** that offer both **tattooing** and **piercing**

services must include waste management procedures specific to each specialty, if procedures vary. The written operating plans must be updated when Regulations, **body art establishment** policies, or procedures change.

- 3.10.2.1 Each **permit holder** or **responsible person** must train new **personnel** on the operating plan as part of their work responsibilities. This training must be provided prior to commencement of duties. Refresher training must be completed annually by all **personnel**.
- 3.10.2.2 All biohazardous waste management records must be maintained onsite for 3 years and must be available for review by the **Health Authority**.
- 3.10.3 Biohazardous waste which may release liquid blood or bodily fluids when compressed or may release bodily fluids when handled must be contained in an appropriate red or orange bag and labeled with the international biohazard symbol. The bag and its waste must then be disposed of by a waste hauler authorized to dispose of biohazardous waste. Contaminated waste which does not release liquid or dried bodily fluids when handled may be contained in a covered receptacle and disposed of through normal, **approved** disposal methods.
- 3.10.4 Surfaces contaminated with biohazardous waste must be decontaminated as part of the cleaning process.
- 3.10.5 In the event of blood flow, products used to absorb blood, must be
 - 3.10.5.1 single-use and
 - 3.10.5.2 If considered a biohazardous waste as described in 3.10.3 be disposed of immediately after use in covered biohazardous waste containers
- 3.10.6 Gauze or other absorbent material used to absorb fluids during the process of **tattooing**:
 - 3.10.6.1 can be used continuously until the session ends or the material is no longer absorbing; and
 - 3.10.6.2 must be properly disposed of.
- 3.10.7 Storage and Containment
 - 3.10.7.1 Bags: Biohazardous waste (except **sharps**) must be packaged and sealed at the point of origin in impermeable, red plastic bags. The international biological hazard symbol must be at least 6 inches in diameter on bags 19 by 14 inches or larger, and at least 1 inch in diameter on bags smaller than 19 by 14 inches.

- 3.10.7.2 Storage: Storage of biohazardous waste in the **body art establishment** must not exceed 30 days. The 30-day period begins when the first item of biohazardous waste is placed into a red bag or when a **sharps container** is sealed.
- 3.10.7.3 Storage areas for biohazardous waste must have restricted access and be designated in the written operating plan. They must be located away from pedestrian traffic, be pest free, and be maintained in a sanitary condition.
- 3.10.7.4 Containment: Packages of biohazardous waste must remain sealed until picked up by biohazardous waste hauler, except when compacted in accordance with the requirements of these Regulations. Ruptured or leaking packages of biohazardous waste must be placed into larger packaging without disturbing the original seal.
- 3.10.7.5 All packages containing biohazardous waste must be visibly identifiable with the international biological hazard symbol and one of the following phrases: "biohazardous waste," "biohazard," "infectious waste," or "infectious substance." The symbol must be red, orange, or black and the background color must contrast with that of the symbol or comply with the requirements cited in 29 CFR subparagraph 1910.1030(g)(1)(B) and (C), Occupational Exposure to **Bloodborne Pathogen** Standard.

3.11 Sharps and sharps containers

- 3.11.1 **Sharps** must be discarded at the point of origin into an **approved sharps container**. **Sharps containers** must be sealed when full. A **sharps container** is considered full when materials placed into it reach the designated fill line.
- 3.11.2 Permanently mounted **sharps container** holders must bear the phrase and the international biological hazard symbol if this information on the **sharps container** is concealed by the holder/mount.
- 3.11.3 All outer containers must be rigid, leak resistant and puncture resistant. Reusable outer containers must be constructed of smooth, easily cleanable materials and must be decontaminated prior to replacing the inner container.
- 3.11.4 The international biological hazard symbol must be at least 6 inches in diameter on outer containers 19 by 14 inches or larger, and at least 1 inch in diameter on outer containers less than 19 by 14 inches.

- 3.11.5 A **sharps container** must be provided in each **workstation** for disposal of sharp objects that come in contact with blood and/or bodily fluids.
 - 3.11.6 **Sharps containers** must be properly disposed of as described in the written operating plan required by these Regulations.
- 3.12 Labeling
- 3.12.1 Biohazardous waste bags and **sharps containers** must be labeled with the name and address of the **body art establishment** and address.
 - 3.12.2 If a bag or **sharps container** is placed into a larger bag prior to transport, the label for the exterior bag must comply with the same labeling requirements listed above.
- 3.13 **Equipment** processing room
- 3.13.1 This Section does not apply to **body art establishments** that exclusively use prepackaged, single-use, **sterilized equipment** and supplies.
 - 3.13.2 **Equipment** processing and sterilization must be performed in a separate room that meets the following requirements:
 - 3.13.2.1 Separated and isolated from the **work stations**, lounging areas, retail areas, food preparation or other activities that may cause **contamination** of **equipment** or work surfaces,
 - 3.13.2.2 Properly identified with signs that include the universal symbol for biohazard waste and secured to prevent unauthorized persons from entering.
 - 3.13.2.3 Surfaces, cabinets and drawers made of smooth nonporous, nonabsorbent easily cleanable materials.
 - 3.13.2.4 Has distinct, separate areas for the cleaning, wrapping, packaging, handling and storage of **sterilized equipment**.
 - 3.13.2.5 Equipped with at least one, two-compartment utility sink with cold and **hot water** used exclusively for cleaning and **disinfecting** instruments.
 - 3.13.2.5.1 The utility sink must not be used for hand washing.
 - 3.13.2.5.2 3.13.2.5 does not apply to **body art establishments** constructed prior to the effective date of these Regulations.
 - 3.13.2.6 Equipped with an **ultrasonic cleaner** that must be covered during the cleaning process to minimize aerosolization of its contents and is of sufficient size to fully submerge the largest instruments being **sterilized**.

- 3.13.2.7 Equipped with a **sterilizer**.
 - 3.13.2.8 The **sterilizer** may be kept at the **workstation** if
 - 3.13.2.8.1 The **sterilizer** does not require any water supply or **sewage** connections and
 - 3.13.2.8.2 The reusable **equipment** and/or **jewelry** is
 - 3.13.2.8.2.1 Cleaned in a procedure room
 - 3.13.2.8.2.2 Stored in a manner that prevents **contamination**
 - 3.13.2.8.2.3 Is **sterilized** unwrapped and
 - 3.13.2.8.2.4 Used immediately after sterilizing
 - 3.13.2.9 Equipped with a sterilization log.
 - 3.13.2.10 A copy of the operational manuals for all sterilization and cleaning **equipment** must be kept on the premises of the establishment.
 - 3.13.2.11 Provide a physical separation of at least 18 inches between the each of the following: **sterilizer**, **ultrasonic cleaner** and utility sink used for rinsing and scrubbing contaminated tools. Subsequent to **Health Authority** approval, a nonporous barrier may be installed to prevent **cross-contamination**.
 - 3.13.2.12 No other services such as retail sales, **piercing** or **tattooing** must occur within the **equipment** processing room.
- 3.13.3 **Equipment** and **devices** used to clean and **sterilize body art** materials and reusable instruments must be suitable for their intended use. The **equipment** and **devices** must be, kept clean, well maintained and used according to manufacturer's instructions.

Section 4 GENERAL SANITATION

4.1 Public areas

The entire premises of the **body art establishment** must be kept clean, sanitary and in good physical condition at all times.

4.1.1 The **body art establishment** must be free of pests, including insects, rodents, and vermin.

4.1.2 **body art establishments** must be in compliance with the Nevada Clean Indoor Air Act, NRS 202.2483.

4.2 Service animals

No animals of any kind are allowed in a **body art establishment** except service animals used by persons with disabilities in accordance with the Americans with Disabilities Act of 1990 Regulations and fish in aquariums.

4.3 Cleaning and **disinfecting**

4.3.1 Furniture, fixtures, surfaces and **equipment** which cannot be submerged in liquid, including, without limitation, the motor housing of a tattoo machine, must be cleaned in accordance with the manufacturer's directions then **disinfected** by manually wiping the surface with a **disinfectant**.

4.3.2 **Disinfectant** must be used in accordance with the manufacturer's instructions, including, prescribed contact time.

4.3.3 All reusable instruments are to be cleaned and **sterilized** after each use in the **equipment** processing room. Instruments must be:

4.3.3.1 Soaked in an enzymatic or other appropriate cleaning solution, scrubbed to remove debris,

4.3.3.2 Rinsed and inspected,

4.3.3.3 Processed through an **ultrasonic cleaner**,

4.3.3.4 Rinsed,

4.3.3.5 Air-dried before being stored in a clean place or before sterilization,

4.3.3.6 inspected for wear and cleanliness, and

4.3.3.7 If needed, placed in a sealed sterilization package with a **class V chemical indicator** or class VI chemical indicator.

4.3.3.8 Items 4.2.3.1-4.2.3.6 may be accomplished using an automated instrument washer.

4.4 Sterilization

- 4.4.1 **Sterilizers** must be kept clean, in good working order and must either
 - 4.4.1.1 be operated in the **equipment** processing room
 - 4.4.1.2 or at the **workstation** if the requirements of section 3.13.2.8 are met.
- 4.4.2 After being cleaned, all reusable instruments must be **sterilized** by one of the below methods:
 - 4.4.2.1 Contained in sterilization packaging and subsequently **sterilized**, then stored or
 - 4.4.2.2 If unwrapped or unpackaged, subsequently **sterilized**, then used immediately.
- 4.4.3 After the sterilization process is complete,
 - 4.4.3.1 The sterilization indicators must be inspected to determine if the **equipment** was adequately processed.
 - 4.4.3.2 The packages, if used, must be marked with date of sterilization and the initials of the person who performed the sterilization.
 - 4.4.3.3 If the **sterilized** tools are not immediately used, they must be stored inside their sterile packages and placed in a cabinet, drawer, or tightly covered container used only for the storage of packaged, **sterilized** instruments.
 - 4.4.3.4 At the conclusion of the sterilization cycle, the following information must be written into the sterilization log:
 - 4.4.3.4.1 The date of the load;
 - 4.4.3.4.2 A list of the contents of the load;
 - 4.4.3.4.3 The exposure time and temperature;
 - 4.4.3.4.4 Name of the individual performing the sterilization; and
 - 4.4.3.4.5 For cycles of positive biological indicators, how the items were cleaned and proof of a negative test before reuse
- 4.4.4 **Equipment** packed in peel-packs or heat-sealed plastic and **sterilized** at a permitted **body art establishment** will be considered sterile for a maximum of three months. Commercially available single-use ethylene oxide or gamma radiation **sterilized equipment** must be used in accordance with the manufacturer's recommendations and expiration dates.
- 4.4.5 **Sterilizers** are not required in **body art establishments** that exclusively use prepackaged, single-use, **sterilized equipment** and

supplies and are **approved** by the **Health Authority** to operate without a **sterilizer**.

4.4.6 **Body art establishments** that do not use prepackaged, single-use, **sterilized equipment** and supplies will need to meet the requirements of this sections 3.14, 4.4 and 4.5 of these Regulations. Installation of **equipment** to meet the requirements must be done in compliance with section 10.3 of these Regulations.

4.5 **Sterilizer** testing

4.5.1 This Section does not apply to **body art establishments** that exclusively use prepackaged, single-use, **sterilized equipment** and supplies.

4.5.2 The **sterilizer** must be tested after the initial installation, any subsequent service or repair and at least once each month using a **spore test**. The **spore test** must be verified by an independent laboratory.

4.5.3 Two years of **spore test** records must be kept on premises available for immediate review. Three years of **spore test** records must be available to the **Health Authority** upon request. The most recent test must be made available to the public upon request.

4.5.4 The operator of the **sterilizer** must verify the **spore test** is not expired prior to use.

4.5.5 The **sterilizer** must be loaded, operated, and maintained according to the manufacturer's specifications.

4.5.6 Procedure for Responding to a Positive **spore test**

4.5.6.1 If the mechanical (e.g., time, temperature, pressure) and chemical (internal or external) indicators suggest that the **sterilizer** is not functioning properly, the **sterilizer** must be removed from service and sterilization operating procedures reviewed to determine if operator error could be responsible.

4.5.6.2 Procedures taken to remedy the situation must be documented in the sterilization log referenced in section 4.4.3.4.

4.5.6.3 Reprocess all items processed since the last negative **spore test** in a separate **sterilizer** that has negative **spore test** results.

4.5.6.4 Retest the **sterilizer** with a **spore test** and appropriate mechanical, and chemical indicators after correcting any identified procedural problems.

- 4.5.6.5 If the repeat **spore test** is negative, and mechanical and chemical indicators are within normal limits, the **sterilizer** may be put back in service.
- 4.5.6.6 The following are required if the repeat **spore test** is positive:
 - 4.5.6.6.1 The **sterilizer** must be removed from service until it has been inspected or repaired and the exact reason for the positive test has been determined. Repairs must be performed by a factory authorized service professional, who is certified to repair and maintain the specific **sterilizer** being serviced.
 - 4.5.6.6.2 Before placing the **sterilizer** back in service, rechallenge the **sterilizer** with biological indicator tests in three consecutive empty chamber sterilization cycles after the cause of the **sterilizer** failure has been determined and corrected.

4.6 Single-use **equipment**

- 4.6.1 Single-use, prepackaged, pre-**sterilized equipment** and supplies must be obtained from commercial suppliers or manufacturers.
 - 4.6.1.1 Maintain receipts of purchase for all disposable, single-use and pre-**sterilized** instruments for a minimum of 90 days after use.
 - 4.6.1.2 Receipts must be made available to the **Health Authority** upon request.
- 4.6.2 Single-use items must not be reused for any reason.
- 4.6.3 Single-use items must not be re-**sterilized** if expired.
- 4.6.4 Single-use items must be kept dry, and stored in a closed cabinet, drawer, or tightly covered container reserved for the storage of such items.
- 4.6.5 The **Health Authority** must be notified by the **permit holder** in writing before a **body art establishment** changes from using single-use **equipment** to reusable **equipment**.
 - 4.6.5.1 The **permit holder** must provide an **approved sterilizer**.
 - 4.6.5.2 The **approved sterilizer** must have a negative **spore test** that is no older than 30 days.; and
 - 4.6.5.3 The **sterilizer** must not be used until it has been **approved** by the **Health Authority**,

4.6.5.4 Until the **Health Authority** approves the **sterilizer**, the **body art establishment** must continue to use prepackaged, single-use, pre-**sterilized equipment** and supplies.

4.7 Dyes and pigments

4.7.1 All inks, dyes, and pigments must be specifically manufactured for performing **body art** procedures.

4.7.2 Inks, dyes and pigments must be used prior to expiration dates.

4.7.3 Inks, dyes and pigments must be commercially manufactured.

4.7.4 Only distilled water or sterile water dispensed from an unopened single-use container can be used for the mixing of inks, dyes, or pigments. Diluting with potable water is not acceptable. Such dilution must be single-use for the individual procedure. Immediately before a **tattoo** is applied, the quantity of the dye to be used must be transferred from the dye bottle and placed into single-use plastic cups or caps.

4.7.5 Upon completion of a **tattoo**, all single-use items and their contents must be discarded. Including unused portions of inks, dyes and pigments.

4.7.6 For individuals performing **microblading** or manual procedures, once the needle grouping (blade) is attached to the handpiece it cannot be removed and the entire assembly must be disposed of into the **sharps container**.

4.8 Materials used in **body art** work preparation and application

Materials such as mimeograph paper, markers, alcohol, lubricants, razors, etc. used in preparation for the application of a **body art** work must be kept clean and in good condition.

4.8.1 All materials which are designed for multiple use (e.g., markers) must only be applied directly to clean, unbroken skin. If such materials come into contact with blood or bodily fluids, they cannot be reused and must be immediately discarded.

4.9 **Equipment** used for practice

4.9.1 **Equipment** used for practice must be set aside in a designated location.

4.9.2 Single-use **equipment** that has expired may be set aside to use for practice if the following conditions are met:

4.9.3 **Equipment** is labeled "EXPIRED. FOR PRACTICE ONLY. NOT FOR USE ON PATRONS" on the outside of the container.

4.9.3.1 Expired **equipment** is not to be used on **patrons**.

4.9.3.2 Expired **equipment** is not kept in the same area as the **equipment** to be used for **patrons**.

Section 5

RESPONSIBLE PERSON, BODY ARTISTS, PERMIT HOLDERS AND VISITING BODY ARTISTS

5.1 Responsible person

- 5.1.1 The **permit holder** must designate a **responsible person** or persons to act on their behalf within the **body art establishment**. A **responsible person** must be present during all hours of operation and any time a **body art** procedure is being performed.
- 5.1.2 The **responsible person** must ensure that all applicable permits, certifications and licenses that are required are visible to **patrons** and the public and are properly displayed in the locations indicated by the **Health Authority** and other AGENCIES OF JURISDICTION.
- 5.1.3 The **responsible person** is held accountable for compliance with all requirements of these regulations
- 5.1.4 Violation of any one or a combination of these Regulations by the **body art establishment**, the **responsible person**, any **personnel**, **body artist**, or **visiting body artist** may result in the summary suspension, pending revocation, of the **health permit** and interruption of business operations while the matter is resolved with the **Health Authority**.
- 5.1.5 The **responsible person** may also act as an Event Coordinator during a **body art special event**.

5.2 Body artist

- 5.2.1 All **body artists** must complete training and obtain a **body art** card as described in section 8 of these Regulations prior to working as a **body artist**.
- 5.2.2 **Body artists**, while on duty, must:
 - 5.2.2.1 Utilize or wear effective hair restraints if they have hair over the ears;
 - 5.2.2.2 Have clean hands and fingernails;
 - 5.2.2.3 Wear clean outer garments; and
 - 5.2.2.4 Have good personal hygiene.
- 5.2.3 The **body artist** must be free of any skin rash, sores, viral or bacterial infection or other illness that may be transmitted to a **patron** as result of carrying out the **body art** procedure.
- 5.2.4 **Body artists** cannot perform body art services outside of the permitted body art establishment or body art **special event**.

- 5.2.5 **Body artists** must not perform **body art** procedures while under the influence of an intoxicating substance, including without limitation alcohol or cannabis. Alcoholic beverages are not permitted in the **workstation**. Evidence that the **body artist** is applying **body art** while inebriated is sufficient cause for summary suspension and possible revocation of the **body art** card.

5.3 **Permit holders**

- 5.3.1 **Permit holders** are required to comply with the State of Nevada Occupational Safety and Health Standards for General Industry (29 CFR Part 1910.1030) regarding occupational exposure to **bloodborne pathogens**.

- 5.3.2 **Permit holders** or the **responsible person** are responsible for:

5.3.2.1 Ensuring that **body artists** have a current **body art** card and comply with all applicable health, safety, sanitation and sterilization Regulations of the **Health Authority** and other agencies.

5.3.2.2 Maintaining a list of all **body artists** who currently work at the establishment and who have worked at the establishment within the preceding two years. The list shall include the legal name, date of birth, residential and mailing address, phone number, description of duties, and copy of the **body art** card for each **body artist**.

- 5.3.3 It is the responsibility of the **permit holder** or **responsible person** to ensure that all **personnel**, contractors, and agents of the **body art establishment** understand and adhere to the Regulations.

5.4 **Visiting body artists**

- 5.4.1 The **permit holder** may also hire **body artists** who have been approved to work as **visiting body artists** by the Health Authority.

- 5.4.2 **Visiting body artists** from other jurisdictions must be hosted by a **body art establishment** with a valid **health permit** for a period of time no longer than 14 consecutive days.

- 5.4.3 Each **visiting body artist** must make application to the **Health Authority** for each time interval in which they would like to participate.

- 5.4.4 While performing **body art** procedures within the jurisdiction of the **Health Authority**, **visiting body artists** must comply with all applicable Regulations. Failure to do so may result in revocation of permission to participate.

- 5.4.5 **Visiting body artists** must not perform procedures in any location outside of the **body art establishment** or **special event** for which they

are registered.

- 5.4.6 Once the **approved** visitation period ends, the **visiting body artist** is no longer permitted to practice **body art** in Clark County.

Section 6 PATRONS

6.1 Patron age requirements and other age restrictions

- 6.1.1 The age of all **patrons** must be verified by
 - 6.1.1.1 reviewing a government issued identification document that has
 - 6.1.1.1.1 Not expired
 - 6.1.1.1.2 Contains a photograph of the **patron, and**
 - 6.1.1.1.3 Contains the **patron's** birthdate.
 - 6.1.1.2 review of the **patron's** identification must be indicated on the **patron** consent form prior to performing the procedure.
- 6.1.2 The photographic identification document of **patrons who are 21** years of age or younger must be photocopied and kept with the **patron's** paperwork.
- 6.1.3 If the **patron** is less than 18 years of age and is not an emancipated minor, the parent or legal guardian must present their photographic identification document and a copy of the proof of custody or guardianship to the **body artist** prior to the procedure. A copy of the of the photographic identification of the **patron**, and their parent or legal guardian along with the proof of custody or guardianship must be attached to the completed consent form.
- 6.1.4 If the client is an emancipated minor, a certified copy of the decree of emancipation issued to the minor pursuant to NRS 129.080 to 129.140, inclusive. A copy of the photographic identification and copy of the decree of emancipation must be attached to the completed consent form.
- 6.1.5 Body art establishments are prohibited from applying body art not specifically exempted by these regulations to persons less than fourteen years old.

6.2 Patron consent form

Before administering **body art**, the **patron** must complete a **patron** consent form.

6.3 Contents of **patron** consent form

The **patron** consent form must contain the following:

- 6.3.1 **Patron's** name, date of birth, phone number and address;
- 6.3.2 Documentation of parental or custodial consent for **patrons** who are less than 18 years of age;

- 6.3.3 **Body artist's** name as indicated on **body art** card;
- 6.3.4 A risk notification section that provides information detailing the risks and possible consequences of a **body art** procedure must include risks including, but not limited to, the following:
 - 6.3.4.1 **Body art** can cause swelling, bruising, discomfort, bleeding, and pain;
 - 6.3.4.2 **Body art** can cause allergic reactions;
 - 6.3.4.3 **Body art** can cause irreversible changes to the human body; and **body art** has a risk of infection.
 - 6.3.4.4 Any effective removal of the **body art** work may leave permanent scarring and disfigurement.
- 6.3.5 **Patron** evaluation section that asks at a minimum the following questions that evaluate **Patron's** condition for receiving **body art** without violating their medical privacy. This section must include the following statement: Consult a physician prior to the procedure if you have any concerns about any of the questions below:
 - 6.3.5.1 Have you eaten within the past 4 hours?
 - 6.3.5.2 Are you under the influence of drugs or alcohol?
 - 6.3.5.3 Have you ingested anticoagulants (such as heparin or warfarin), antiplatelet drugs, or nonsteroidal anti-inflammatory drugs (NSAIDS) (such as aspirin, ibuprofen, etc.) in the last 24 hours?
 - 6.3.5.4 Have you ingested any medication that can inhibit the ability to heal a skin wound?
 - 6.3.5.5 Do you have any allergies or adverse reactions to dyes, pigments, latex, iodine, or other such products?
 - 6.3.5.6 Do you have hemophilia, epilepsy, a history of seizure, fainting, narcolepsy, or other conditions that could interfere with the **body art** procedure?
 - 6.3.5.7 Do you have a history of skin diseases that might inhibit the healing of the **body art** procedure?
 - 6.3.5.8 Do you have any **communicable diseases** (i.e., hepatitis A, hepatitis B, HIV, or any other disease that could be transmitted to another person during the procedure)?
 - 6.3.5.9 Do you have diabetes, high blood pressure, heart condition, heart disease, or any other conditions that could interfere with the **body art** procedure?
- 6.3.6 A work section that documents the following:

- 6.3.6.1 Type of **body art** procedure,
- 6.3.6.2 Location on body,
- 6.3.6.3 Design, if applicable,
- 6.3.6.4 **Jewelry** styles and sizes, if applicable,
- 6.3.6.5 Expiration date and batch and/or lot number of all **sterilized equipment** used or pre-**sterilized** that will be applied to or inserted under the skin,
- 6.3.6.6 Expiration date, brand, color, batch and/or lot number of all inks, dyes, and pigments used in the **body art** procedure,
- 6.3.6.7 Date of **body art** procedure,
- 6.3.6.8 Any complications that occurred during the **body art** procedure, and
- 6.3.6.9 Signature of **body artist**.
- 6.3.7 An informed consent section that includes the following:
 - 6.3.7.1 **Patrons** are voluntarily obtaining services of their own free will and volition,
 - 6.3.7.2 **Patrons** have had the opportunity to read and understand the document,
 - 6.3.7.3 **Patrons** have the ability to ask questions about the procedure,
 - 6.3.7.4 **Patrons** have received and understand written and verbal aftercare.
- 6.3.8 The **patron** must sign a copy of the notice, or, if the **patron** is less than 18 years of age and is not an emancipated minor, the parent or legal guardian consenting to the **body art** procedure must sign the **patron** consent form.
- 6.4 **Patron** assessments
 - 6.4.1 **Body art** must not be administered to any person under the influence of drugs or alcohol. The **body artist** and **responsible person** are responsible for making reasonable observations and inquiries to determine that the **patron** is sober, and not under the influence of intoxicating substances.
 - 6.4.2 The skin surface where the **body art** will be applied must be visibly free of rash, pimples, or infection or any other visible condition which would interfere with the healing process.
- 6.5 Record keeping
 - 6.5.1 **Patron** consent forms must be:
 - 6.5.1.1 At the physical location of the **body art establishment**

unless written permission is granted otherwise by the **Health Authority**;

- 6.5.1.2 Maintained in an orderly manner, filed by month and year, to facilitate retrieval of records;
- 6.5.1.3 Kept on premises for a minimum of two years and
- 6.5.1.4 Made available to the **Health Authority** upon request.

Section 7

BODY ART PROCEDURES

General procedures

- 7.1.1 Aseptic techniques must be used for all **body art** procedures and when handling any clean or **sterilized body art equipment**.
- 7.1.2 Before performing **body art** procedures, **body artists** must thoroughly wash their hands in a hand sink in the following manner:
 - 7.1.2.1 Remove all rings, watches, and bracelets surrounding hands. Turn on warm water, wet hands, and apply soap;
 - 7.1.2.2 Rub hands together, outside the stream of water, for 20 seconds while making a soapy lather;
 - 7.1.2.3 Rinse hands with fingers pointed up toward the faucet and rinse down to your wrists; and
 - 7.1.2.4 Pat dry with a clean disposable towel.
- 7.1.3 Use a new clean disposable towel to turn off the handles of the sink.
- 7.1.4 **Body artists** must wash their hands if, at any point, there is an interruption which causes the procedure to cease. Upon returning to the **patron**, **body artists** must again wash their hands before donning fresh gloves.

7.2 Glove use

- 7.2.1 During **body art** procedures and prior to handling **sterilized equipment**, **body artists** must wear latex, nitrile or vinyl exam gloves. These gloves must be discarded after each procedure to prevent **cross--contamination** and when damaged, or when interruptions occur in the procedure.
 - 7.2.1.1 Prior to, during, and after a **body art** procedure, the **body artist** must wear exam gloves and use aseptic techniques to ensure that the instruments and gloves are not contaminated. This includes, but is not limited to:
 - 7.2.1.1.1 When setting up the procedure area. This set up includes touching containers, ink bottles barrier films, and exteriors of sterile packaging.
 - 7.2.1.1.2 When prepping skin, applying stencils, or drawing designs on the skin.
 - 7.2.1.1.3 Once the procedure is completed, cleaning or applying dressings to the procedure site.
 - 7.2.1.1.4 When tearing down and **disinfecting** the

procedure area.

7.3 Preparing for **tattoo** procedure

- 7.3.1 All **body art workstations**, surfaces of **equipment**, furnishings, and articles used during a **body art** procedure must be covered with a protective, impermeable barrier. Barriers must be single-use and discarded after each **patron**.
- 7.3.2 If shaving is necessary, single-use razors or safety razors with single-service blades must be used. Blades must be discarded in an appropriate **sharps container** after each use, and reusable holders must be **sterilized** after use.
- 7.3.3 Before a **tattoo** procedure is performed, the procedure site must be prepped with an antiseptic in accordance with the manufacturer's instructions.
- 7.3.4 Substances applied to the **patron's** skin to transfer designs from a stencil or paper must be dispensed from containers in a manner to prevent **contamination** of the unused portion. Use of a spray bottle to apply liquid to the skin is acceptable. All creams and other semi-solid substances must be removed from containers with a spatula. Individual portions of dyes or pigments in clean single-use containers must be used for each **patron**. Any remaining unused dye or pigment and the single-use container(s) must be discarded immediately following service.
- 7.3.5 Large batch containers of dyes or pigments that are used to dispense product into the single-use containers are permitted. Dye or pigment must not be reintroduced for any reason into these batch containers after it has been dispensed for single-use, even if unused.

7.4 **Piercing** procedures

- 7.4.1 Before a **piercing** procedure is performed, the procedure site must be prepped with an antiseptic applied in accordance with the antiseptic manufacturer's instructions.
- 7.4.2 **Piercing** needles must be individually packaged and **sterilized**, used once, then immediately disposed of in a **sharps container**.
- 7.4.3 **Piercing** needles are not reusable under any circumstances.
- 7.4.4 All **jewelry** and instruments that directly aid in the **piercing**, or that may come in contact with instruments that are used during the **piercing**, such as forceps or needle holders, must be properly **sterilized** in accordance with the procedures described in section 4.4.
- 7.4.5 The **body artist** must wear new exam gloves during each procedure.
- 7.4.6 **Piercing** guns are permitted exclusively for ear lobe **piercing** and are

not to be used for other body **piercings**.

7.4.7 Jewelry

All **jewelry** used for initial **piercings** must be obtained from a commercial **jewelry** supplier

All custom manufactured **jewelry** used for initial **piercings** must meet the following standards:

- 7.4.7.1 Made of materials that meet ASTM, ISO or equivalent standards for implantation. Examples of these include but are not limited to:
 - 7.4.7.1.1 steel that is ASTM F138 compliant or ISO 5832-1 compliant,
 - 7.4.7.1.2 steel that is ISO 10993-6, 10993-10, and/or 10993-11 compliant,
 - 7.4.7.1.3 unalloyed titanium that is ASTM F67 or ISO 5832-2 compliant,
 - 7.4.7.1.4 alloyed titanium (Ti6Al4V ELI) that is ASTM F136 compliant or ISO 5832-3 compliant,
 - 7.4.7.1.5 alloyed titanium (Ti6Al7Nb ELI) that is ASTM F1295 compliant or ISO 5832-11 compliant, and
 - 7.4.7.1.6 any polymer or plastic material that is ISO 10993-6, 10993-10, and/or 10993-11 compliant and/or meets the U.S. Pharmacopeia (USP) Class VI classification. This includes but is not limited to polytetrafluoroethylene (PTFE) that is ASTM F754 compliant.
- 7.4.7.2 Solid 14 karat or higher yellow, white, or rose gold that is nickel free and cadmium free. Gold **jewelry** used for initial **piercing** cannot be:
 - 7.4.7.2.1 plated,
 - 7.4.7.2.2 gold filled, or
 - 7.4.7.2.3 gold overlay/vermeil.
- 7.4.7.3 Solid unalloyed or alloyed platinum that is nickel free and cadmium free.
- 7.4.7.4 Unalloyed niobium (Nb) that is ASTM B392 compliant. This includes but is not limited to:
 - 7.4.7.4.1 commercial grade 2 niobium and

- 7.4.7.4.2 commercial grade 4 niobium that contains 1% zirconium.
- 7.4.7.5 Glass that is lead free. This includes, but is not limited to:
 - 7.4.7.5.1 quartz,
 - 7.4.7.5.2 borosilicate, and
 - 7.4.7.5.3 soda-lime.
- 7.4.7.6 All threaded or press-fit **jewelry** used for initial **piercings** must not expose any threads or other crevices after final assembly.
- 7.4.7.7 For body **jewelry** purposes, surfaces and ends must be smooth, free of nicks, scratches, burrs, stamps, hallmarks, and polishing compounds.
- 7.4.7.8 Metals must have a consistent mirror finish on surfaces that frequently come in contact with tissue.
- 7.4.7.9 All **jewelry** used for initial **piercing** on people older than 12 years must be ASTM F2999 compliant.
- 7.4.7.10 All **jewelry** used for initial **piercing** on people 12 and younger must be ASTM F2923 compliant.

7.4.8 **Jewelry Receipts**

Purchase records for **jewelry** purchased for initial **piercings** must:

- 7.4.8.1 Be maintained on premises for a minimum of 90 days after purchase.
- 7.4.8.2 Be retained for a minimum of two years. All two years of records must be available to **Health Authority** upon request.
- 7.4.8.3 Be made available to the **Health Authority** upon request.
- 7.4.8.4 List the name of the seller
- 7.4.8.5 List the number and type of **jewelry** purchased
- 7.4.8.6 List the name of the manufacturer of the **jewelry** purchased
- 7.4.8.7 List the country of origin of the **jewelry**
- 7.4.8.8 Contain information indicating date of **jewelry** manufacturing and **jewelry** material composition.

7.5 Single-use items-rules and prohibitions

- 7.5.1 Single-use items must not be reused for any reason. After use, all needles, razors and other **sharps** must be immediately disposed of in **sharps containers**.
- 7.5.2 A single **body art** session that is interrupted for a brief amount of time,

such as, to use the RESTROOM or break for drinking water, does not require disposal of all single-use items being used on a single **patron**. Using the same supplies to complete the **body art** session on a single **patron** does not constitute a case of reuse.

- 7.5.3 Products used in the application of stencils must be dispensed and applied on the area to be **tattooed** with a suitable clean, single-use product and used in a manner to prevent **contamination** of the original container and its contents.
- 7.6 Contamination of items
Any item or instrument used for **body art** that becomes contaminated during the procedure must be immediately removed from the procedure area and replaced before the procedure resumes
- 7.7 Reusable Spatulas
Spatulas made of a washable, non-absorbent material and designed for multiple use may be **sterilized** and used again. Spatulas made of wood or otherwise designed for single-use must be discarded after a single-use. Single-use tubes or containers must be discarded following the **tattoo** procedure.
- 7.8 Unused dye or pigment
Any remaining unused dye or pigment and the single-use container(s) must be discarded immediately following service.
- 7.9 Linens
 - 7.9.1 If **linens** are used, clean **linens** must be used for each **patron** and laundered after each use.
 - 7.9.2 Clean **linens**, tissues or single-use paper products must be stored in a clean, enclosed storage area until needed for immediate use.
 - 7.9.3 Used **linens** must be stored in a closed or covered container until laundered.
 - 7.9.4 Used **linens** must be laundered in a washing machine with laundry detergent and chlorine bleach or by a commercial laundry service.
- 7.10 Bandaging
Any bandaging or other products applied to the area of the body on which the procedure was performed must be single-use and manufactured for the sole purpose of wound care, cleaning or medical care.
- 7.11 Aftercare instructions
 - 7.11.1 The written aftercare instructions must include the following;
 - 7.11.1.1 The name, address and telephone number of the **body art establishment**.
 - 7.11.1.2 The name of the **body artist** who performed the procedure as it appears on their **body art** card;
 - 7.11.1.3 A detailed description of how to care for the **body art**,

- including a description of any necessary cleaning and bandaging;
 - 7.11.1.4 Possible side effects from the **body art** procedure;
 - 7.11.1.5 Any restrictions on various activities;
 - 7.11.1.6 Instructions on, signs of an infection or allergic reaction and when to consult a physician;
 - 7.11.1.7 The expected duration for healing; and
 - 7.11.1.8 A statement in the same font and size as the facility's aftercare instructions that states: "If an infection or adverse reaction occurs at your procedure site, contact your personal physician for treatment and report to the Southern Nevada Health District special programs at (702) 759-0677 or bodyart@snhd.org."
 - 7.11.2 The **body artist** will provide both verbal and written aftercare instructions to each **patron** following each procedure
 - 7.11.3 The written aftercare instructions can be provided in either a print or digital form.
 - 7.11.4 Written aftercare instructions must also be posted in a prominent and conspicuous area where it can be readily observed by **patrons**.
 - 7.11.5 The content of the written aftercare instructions must be **approved** by the **Health Authority**.
- 7.12 Infection control plan contents
- Pursuant to NAC 444.00777, an infection control plan must:
- 7.12.1 Be reviewed annually by all **personnel**.
 - 7.12.2 Be submitted to the **Health Authority** for approval when any change is made to the infection control program.
 - 7.12.3 Be provided to the **Health Authority** upon request.
 - 7.12.4 Include the following:
 - 7.12.4.1 The types **body art** procedures performed in the **body art establishment**;
 - 7.12.4.2 Procedures for cleaning and **disinfecting** surfaces;
 - 7.12.4.3 Procedures for cleaning, **disinfecting**, packaging, sterilizing and storing reusable instruments and **equipment**;
 - 7.12.4.4 Procedures for protecting clean instruments and sterile instrument packs from exposure to dust and moisture during storage;
 - 7.12.4.5 A set-up and tear-down procedure for all **body art**

- procedures performed in the **body art establishment**;
- 7.12.4.6 Techniques and procedures to prevent the **contamination** of instruments, **equipment**, surfaces or the procedure area during a **body art** procedure;
 - 7.12.4.7 Procedures for the safe handling and disposal of **sharps** and biohazardous waste;
 - 7.12.4.8 The records required to be maintained by the **responsible person** to demonstrate that the infection control plan is properly operated and managed; and
 - 7.12.4.9 Any additional scientific data or other information, as required by the **Health Authority**, to support the determination that the infection control plan and the operations of the **body art establishment** are sufficient to protect the public health.
- 7.13 Infection reporting required
- 7.13.1 Any infection resulting from the **body art** procedure, which becomes known to the **body artist** or the **body art establishment**, must be immediately reported to the **Health Authority** by phone or by e-mail.
- 7.14 Reporting adverse events
- 7.14.1 **Body artists** must report all adverse events relating to or suspected of being related to materials used during a **body art** procedure to the **Health Authority**, including the name of the **body artist**, **patron** information, description of adverse event(s), and a complete description of materials involved including lot and/or batch codes. This reporting will help identify outbreaks and identify products with manufacturing defects. A record of this reporting must be maintained with the complaint of injury form in **patron** records.
 - 7.14.2 Copies of reports for all adverse events that occurred at the **body art establishment** must be maintained by the **body art establishment**, available upon request, for three years after the event. Adverse reactions that occur when using Federal Drug Administration (FDA)-regulated products should be reported to the FDA MedWatch program and noted in the MedWatch Individual Case Safety Report ID (ICSR).
- 7.15 Food
- 7.15.1 Eating or drinking by anyone is prohibited in the **workstation** and any other location where instruments or supplies are stored or cleaned such as the **equipment** processing room.
 - 7.15.2 An enclosed beverage, such as bottled water, is allowed at the **workstation** while the **body artist** is working on **patron**.

7.16 Prohibited acts

The following acts are expressly prohibited by the **Health Authority** in **body art establishments** and **body art special events**:

- 7.16.1 Any extreme body modification such as
 - 7.16.1.1 Scarification
 - 7.16.1.2 Branding
 - 7.16.1.3 Cutting
 - 7.16.1.4 Skin peeling
 - 7.16.1.5 Implantation,
 - 7.16.1.6 Suspension piercing,
 - 7.16.1.7 Dermal punching,
 - 7.16.1.8 Single point piercing,
 - 7.16.1.9 Voluntary amputation
 - 7.16.1.10 Tongue and/or penis splitting,
 - 7.16.1.11 Neck rings,
 - 7.16.1.12 Or otherwise determined by the **Health Authority**.
- 7.16.2 **Tattoo** or **permanent makeup** removal by means of:
 - 7.16.2.1 Surgery,
 - 7.16.2.2 Treatment with a chemical or substance (e.g. **tattoo** remover), or
 - 7.16.2.3 Medical **device** such as infrared coagulator or laser.
- 7.16.3 The injection into the human body of:
 - 7.16.3.1 Botulinum toxin,
 - 7.16.3.2 Prescription numbing agents, or
 - 7.16.3.3 Any substance other than dyes or pigments **approved** for **tattooing**.

Section 8

BODY ART CARD REQUIREMENTS AND FEES

8.1 Purpose

The purpose of this section is to ensure that each **body artist** has a base level of knowledge regarding the spread of disease through the practice of **body art**.

This is done through using an **apprentice/mentor body artist** training system.

8.2 Application for **body art** card

Application for a **body art** card must be made to the **Health Authority** on forms **approved** by the **Health Authority**.

8.3 Items required for application

In addition to the **body art** card application form, the following items must be provided to the **Health Authority**:

8.3.1 Proof of completion of the American Red Cross training in Preventing Disease Transmission (PDT) or equivalent training.

8.3.2 A government issued identification document that has

8.3.2.1 Not expired;

8.3.2.2 Contains a photograph of the **applicant** and

8.3.2.3 Contains the **applicant's** birthdate, showing that the applicant is at least 18 years of age.

8.3.3 Fees for the written exam (non-refundable) and **body art** card as determined by the **Health Authority** Fee Schedule.

8.3.4 Proof of training

8.3.4.1 If the applicant has not completed a minimum of six months of training or experience or if documentation of training or experience is unavailable,

8.3.4.1.1 The applicant must enter into a Health and Sanitation **apprenticeship** with a **mentor body artist** at a permitted **body art establishment** within Clark County.

8.3.4.1.2 The name of the **mentor body artist** and their **mentor body artist body art** card number sponsoring the apprenticeship must be indicated on the "Body Art Card Application" form.

8.3.4.1.3 Upon completion of a minimum of six months training, the applicant must return to the **Health Authority** with written proof from their **mentor** of training and experience in order to obtain their body art card.

- 8.3.4.2 If the applicant has worked in a **body art establishment** outside of Clark County, written proof from a previous employer that the applicant has a minimum of six months experience or training as a **body artist** in a permitted **body art establishment** will be accepted. The written proof must:
 - 8.3.4.2.1 Show current date,
 - 8.3.4.2.2 Be on company letterhead of former employer,
 - 8.3.4.2.3 List specific dates of experience or training,
 - 8.3.4.2.4 Contain printed name and signature of the person writing the letter of proof,
 - 8.3.4.2.5 If the applicant is/was the **owner** of the establishment that is outside of Clark County, a copy of the establishment's business license with the applicant's name on it will meet the requirements of proof of experience.

8.4 Written exam

- 8.4.1 After an application for a new **body art** card has been accepted the applicant will take a written exam.
- 8.4.2 A passing score for the exam is 80% or higher correctly answered questions.
- 8.4.3 If an applicant does not pass the written exam, a new appointment to retake the exam can be made; however, the exam fee must be paid again.

8.5 Exam study and organizational materials

The applicant may access study materials to assist in preparing for the **body art** card exam by visiting the **Health Authority's** website: www.southernnevadahealthdistrict.org in the **body art** card section.

8.6 **Microblading card**

- 8.6.1 A person who limits their practice to **microblading** only parts of the face may apply for a **microblading card** following the steps outlined in 8.2 to 8.5 of these regulations, except:
- 8.6.2 A **microblading card** is not a **body art** card.

8.7 **Mentor body artist** card

A **mentor body artist** may sponsor

- 8.7.1 no more than five **apprentices** at any one time
- 8.7.2 no more than fifteen **microblading apprentices** at any one time.

8.8 **Body art** card, **mentor body artist** card and **microblading card** renewal
Body art cards **mentor body artist** cards and **microblading card** must be

renewed every two years.

8.9 Expired body art cards **mentor body artist** and **microblading card** cards

8.9.1 **Body artists mentor body artists** and **microblading artists** must not perform body art procedures if their card is expired. Performing body art procedures with an expired body art, **mentor body artist** or **microblading** card is a violation of these Regulations and is subject to enforcement provisions of Section 11 of these Regulations, up to and including denial of a future body art card or **mentor body artist** or **microblading card**.

8.9.2 If the **body artist** allows their **body art** card or **microblading card** to expire for more than 1 year, they will be required to repeat the application process, including retaking the basic sanitation examination with a passing score and paying all applicable fees.

8.9.3 If a **mentor body artist** allows their card to expire for more than 1 year, they will

8.9.3.1 Be required to repeat the application process (including retaking the basic sanitation examination with a passing score and paying all applicable fees).

8.9.3.2 Be issued a **body art** card upon successful completion of the application process.

8.9.3.3 No longer be able to sponsor **apprentices** for a period of two years.

8.10 Valid card in **body artist's** possession

A valid **body art, mentor body art** or **microblading card** must be in the **body artist's** possession, either on their person or readily available in their personal effects, at all times while engaged in the practice of **body art** work.

8.11 Issuance of an **apprentice body art, body art** or **mentor body artist** cards

8.11.1 **Apprentice body art** cards will be issued for applicants who have not completed the six-month training requirement but have passed other requirements.

8.11.2 **Microblading apprentice** cards will be issued for applicants who have not completed the six-month training requirement but have passed other requirements

8.11.3 The permanent **body art** or **microblading card** will be issued after documentation of the required six-month experience has been received.

8.11.4 A **mentor body artist** card can be issued upon request after providing evidence of four consecutive years of experience. Evidence can be shown by holding a **body art** card issued by the **Health Authority**, and/or by providing evidence of experience in a jurisdiction

outside of the **Health Authority**.

8.11.5 Issuance of the **body art** card or **mentor body artist** card is conditional upon full compliance with these Regulations.

8.12 **Body art** and **mentor body artist** card transfer prohibition

All cards are issued to an individual and are not transferable from person to person.

8.13 Existing **body art** cards

A **body artist** who holds a **body art** card at the time these Regulations are adopted can apply for a **mentor body artist** card without the four years' experience before June 30, 2023.

8.14 Existing **apprentice** cards

Any **apprentice** who received their **body art** card prior to the adoption these Regulations may continue as an **apprentice** until they meet the requirements of being eligible to apply for their **body art** card.

8.15 **Permit holder's** joint responsibility

The **permit holder** has joint responsibility with the **body artist** in ensuring that each individual they hire or consent to take as an **apprentice** obtains a **body art** card in accordance with these Regulations. Allowing individuals to practice as a **body artist** within a **body art establishment** without a valid **body art** card is grounds for enforcement action, up to and including suspension of the **health permit** for the **body art establishment**.

Section 9

BODY ART SPECIAL EVENTS

- 9.1 **Special event body artist** application
 - 9.1.1 An event permit may be issued by the **Health Authority** for educational, sales, or convention purposes.
 - 9.1.2 The event permit can be valid from 1 to 14 days. The length of an event determines the necessary fees based on the **Health Authority's** current Fee Schedule.
 - 9.1.3 An application must be accompanied by payment of applicable fees at least 30 days prior to the start of the event. A late fee will be assessed if the application and fee are not received a minimum of 30 days prior to the start date of the event. Applications submitted less than 30 days prior to the start of the event may not be accepted, subject to the discretion of the **Health Authority**.
 - 9.1.4 During the **special event**, all **body art** procedures must be conducted inside an **approved** location that has the sanitary facilities as described in section 9.3.
 - 9.1.5 A person who wishes to obtain an event permit must:
 - 9.1.5.1 Submit a completed "Special Event Permit Application" to the **Health Authority**, at least 30 days prior to the event
 - 9.1.5.2 Provide proof of experience by any of the following ways:
 - 9.1.5.2.1 Provide a copy of their registration or **body art** card issued by another **Health Authority**,
 - 9.1.5.2.2 Provide a copy of a current business license of the **body art establishment** that they currently working at, or
 - 9.1.5.2.3 A letter from the Event Coordinator that states that the artist has the minimum experience specified in section 8.5.1.
 - 9.1.5.3 Pay the appropriate fees
- 9.2 **Special Event** Coordinator
 - 9.2.1 If more than one **body artist** will be participating, each entity hosting a **special event** must designate a **Special Event** Coordinator (Event Coordinator) who is responsible for each artist's compliance with the applicable Regulations and operational procedures over the span of the **special event**.
 - 9.2.2 The Event Coordinator must make application and pay all applicable fees designated by the **Health Authority**.

- 9.2.3 The Event Coordinator must provide **equipment** and supplies to correctly dispose of all **sharps** and biohazardous waste.
 - 9.2.4 The Event Coordinator or designee must be available during the inspection of the **body artists** and throughout the duration of the **special event**.
 - 9.2.5 If the **special event** exclusively uses single-use, prepackaged, **sterilized equipment** obtained from commercial manufacturers then **sterilization equipment** is not necessary.
 - 9.2.6 If any **sterilization equipment** is used to **sterilize** reusable **equipment**, then a **spore test** must be performed and passed for no more than seven days prior to the date of the event. A copy of the **spore test** must be provided to the **Health Authority** prior to the start of the **special event**.
 - 9.2.7 The Event Coordinator must provide an appropriate number of conveniently located hand washing facilities with liquid soap, paper towels and hot and cold water under adequate pressure and drained in accordance with local plumbing codes.
 - 9.2.8 When submitting an application for a **special event**, the Event Coordinator must provide to the **Health Authority**
 - 9.2.8.1 A copy of the **patron** consent form and **patron** aftercare. These forms must:
 - 9.2.8.1.1 Meet the requirements outlined in sections 6.2, 6.3 and 7.11 of these Regulations.
 - 9.2.8.1.2 Must be used by all **body artists** at the event for consent and aftercare.
 - 9.2.8.2 A floor plan of the event that indicate the location of booths that may have **body artists**. Each booth must be at least 50 square feet of floor space for each working **body artist**.
 - 9.2.8.3 The type of flooring in the booths.
 - 9.2.8.4 The location of the hand washing facilities.
 - 9.2.8.5 If provided, the location of **sterilizer** and cleaning facilities
 - 9.2.8.6 A copy of the agreement between the Event Coordinator and biohazardous waste hauler for the appropriate disposal of all **sharps** and other biohazardous waste.
 - 9.2.8.7 Water supply and wastewater disposal methods.
- 9.3 **Special event** operational requirements
- 9.3.1 The event permit will consist of a wrist band that must be worn on the wrist by the artist during the entirety of the **special event**.

- 9.3.2 Compliance is required with all of the requirements of these Regulations, including without limitation:
- 9.3.2.1 Provision of **disinfecting** single-use hand wipes, **approved** by the **Health Authority**, in addition to the hand washing requirements of this Section;
 - 9.3.2.2 At least 50 lumens per foot of light in a fixture shielded with a solid barrier or a bulb constructed of shatterproof materials at the level where the **body art** work is being applied.
 - 9.3.2.3 Provision of **equipment** and supplies to properly clean and **disinfect** the area used for **body art** work.
 - 9.3.2.4 Ability to clean and **sterilize** reusable **equipment** using the **equipment** provided by the Event Coordinator.
 - 9.3.2.5 Provision of **equipment** and supplies to correctly dispose of all **sharps** and biohazardous waste.
 - 9.3.2.6 Provision of **equipment** and supplies to dispose of all non-hazardous **solid waste**.
 - 9.3.2.7 Smooth, nonabsorbent flooring that can be cleaned and **disinfected** or disposed of.
- 9.3.3 All areas where **body art** takes place will be inspected and **body artists** will be interviewed by the **Health Authority**.
- 9.3.4 Upon successful completion of the inspection and interview, an event permit will be issued.
- 9.3.5 No **body art** procedures can be performed until after the Event Permit is issued.
- 9.3.6 The **approved** event consent form and aftercare instructions will be used to provide consent and aftercare instructions to the **patrons**.
- 9.4 Event permit suspension
- Event permits issued under the provisions of these Regulations may be suspended by the **Health Authority** for failure of the Event Coordinator, or permitted event **body artists**, to comply with the requirements of these Regulations.

Section 10

HEALTH PERMIT, CHANGE OF PERMIT HOLDER, AND WAIVERS, AND FEES

10.1 Health permit required

All **body art establishments** must have a valid **health permit** issued by the **Health Authority** in order to operate.

10.2 Health permit exemptions and prohibitions

10.2.1 A physician, or a person working under the direct supervision of a physician, performing **body art** work in the physician's office or clinic, is exempt from these Regulations.

10.2.2 No **health permits** will be issued to private residences, including apartments, condominiums, multi-family or single-family dwellings for **body art** work activities.

10.2.3 **Body art** performed in a location other than a permitted, **body art establishment** or **special event** is in violation of these Regulations and will be ordered to cease and desist all activities. If the individual also holds a **body art** card, the **body art** card is subject to suspension or revocation.

10.3 New and remodeled **body art establishments** permits

10.3.1 To qualify for a permit, an applicant must:

10.3.1.1 Be an **owner**, prospective **owner**, person legally in charge, **owner** designee, or an officer of the legal ownership of the **body art establishment**;

10.3.1.2 Pay the applicable fees at the time the application is submitted; and

10.3.1.3 Comply with the requirements of these Regulations.

10.3.2 Application submission

10.3.2.1 Applications for a permit must be made in a manner required by the **Health Authority**.

10.3.2.2 Applications must be submitted at least 30 days before:

10.3.2.2.1 Construction begins, if the facility has not yet been built;

10.3.2.2.2 The opening date of any **body art establishment** if located inside existing construction; and/or

10.3.2.2.3 The effective date of a change of **permit holder**.

10.3.3 Contents of the application

The application must include:

- 10.3.3.1 Proof of location, such as a lease, deed, or other legally executable document,
- 10.3.3.2 **Equipment** specifications, such as the name and model number of the **sterilizer**, if applicable,
- 10.3.3.3 A written infection control plan designed to eliminate or minimize **personnel** exposure to blood or OPIM as required in 29 CFR 1910.1030(b),
- 10.3.3.4 Copy of a current **body art** card of a **responsible person**,
- 10.3.3.5 A proposed **patron** consent form that meets the requirements of 6.2 and 6.3,
- 10.3.3.6 Proposed aftercare instructions that meet the requirements of section 7.11,
- 10.3.3.7 For new or remodeled **body art establishments**, plans must be submitted that include the dimension of each **workstation**, the location of plumbing fixtures, floor, wall and ceiling materials, light levels, locations of **sharps containers**, and the locations of the **sterilizer** and **ultrasonic cleaner**, if used, in **equipment** processing room.

10.4 Permit conditions

- 10.4.1 Permit approval for a **body art establishment** is contingent upon compliance with applicable laws and Regulations including local building ordinances and codes. In the event that there are any conflicts between these requirements, the more stringent requirement must be met.
- 10.4.2 Pre-approval inspection
 - At the time of the final permitting inspection, the **permit holder** or **responsible person** must provide the following,
 - 10.4.2.1 **Equipment** to be used in the facility to administer **body art**
 - 10.4.2.2 The results of a **spore test** conducted after the **sterilizer** was installed. The **spore test** must have been performed no earlier than 30 days prior to the inspection and must indicate that the **sterilizer** is functioning adequately
- 10.4.3 If the **Health Authority** determines, after inspection, that the proposed **body art establishment** can be operated in accordance with the provisions of these Regulations, a **health permit** will be issued to the applicant.

10.5 Change of **permit holder** of an operating body art establishment

- 10.5.1 An existing **body art establishment**, at the time of change of **permit holder**, must meet the requirements of these Regulations prior to issuance of a permit.
- 10.5.2 The **Health Authority** may issue a permit to a new **permit holder** of an existing **body art establishment** after a properly completed application is submitted and reviewed, fees are paid, and an inspection is passed.
- 10.5.3 A facility will be required to bring any aspect of the **body art establishment** into compliance with the current Regulations, laws and codes when ownership changes.
- 10.5.4 Notification of **Health Authority**
The **owner** or **permit holder** will notify the **Health Authority** in writing by e-mail or letter of any changes in the **permit holder**.

10.6 Waivers

- 10.6.1 Conditions of **waiver**
The **Health Authority** may grant a **waiver** by modifying or waiving the requirements of these Regulations if, in the opinion of the **Health Authority**, public health and safety will not be impacted as a result of an **approved waiver**.
 - 10.6.1.1 The **Health Authority** may impose conditions on the **body art establishment** relating to the mitigation of hazards.
 - 10.6.1.2 If the **waiver** is granted, the **permit holder** must comply with all operational plans, procedures, and conditions stipulated in the **waiver**.
 - 10.6.1.3 Failure to meet any the **waiver** conditions may result in immediate closure pending revocation of the **waiver** and violations against the **health permit**.
- 10.6.2 Documentation of proposed **waiver** and justification
A **body art establishment** seeking a **waiver** must apply in the manner required by the **Health Authority**. The application must include, but not be limited to:
 - 10.6.2.1 A statement of the proposed **waiver** of the regulatory requirement citing relevant Regulation section numbers.
 - 10.6.2.2 A statement of how the intent of the Regulations will be met with regard to elimination or mitigation of the any hazards resulting from **waiver** of the Regulation and the reasons why public health and safety would not be jeopardized if the **waiver** was granted.

- 10.6.2.3 An operational plan, if required, that includes information relevant to the **waiver** requested.
- 10.6.2.4 Approvals from other agencies having jurisdiction.
- 10.6.2.5 Any other information required by the **Health Authority** to make a determination on the **waiver**
- 10.6.3 A **health permit** cannot be issued until a **waiver** determination is made.
- 10.6.4 If additional information is requested by the **Health Authority**, but not provided within ten business days, the **waiver** application may be denied.
- 10.6.5 **Waivers** are not transferrable from one business **owner** or location to another.
- 10.6.6 The appeal process of denial of a **waiver** is to submit a variance petition to the District Board of Health.
- 10.7 **Health permit** payment of fees
 - 10.7.1 **Health permit** fees must be paid annually.
- 10.8 Prohibition of the transfer of the **health permit**

Health permits are not transferable from person to person or location to location.
- 10.9 Permit modifications

Proposed modifications in the type of operations to be conducted by a **body art establishment** are not be allowed unless **approved** by the **Health Authority**. The modification process may include, but not be limited to, submission of a construction or **waiver** application, complete with plans and information describing the proposed modifications in design, **equipment**, and operations.
- 10.10 Health permit posted
 - 10.10.1 The current **health permit** must be posted in plain view of the general public and must not be altered or defaced in any manner.
 - 10.10.2 The **permit holder** must also post, in public view within the premises, next to the **health permit**, in a plain font with a minimum 0.5 inch height the following statement: "This facility is permitted by the Southern Nevada Health District (SNHD). Resources and information can be found on SNHD's website using the QR code below. SNHD can be reached at 702 759 0677 or bodyart@snhd.org." and a QR code at least 1 inch square that links to the **Health Authority's** website on **body art** regulation.
- 10.11 Deletion of the **health permit**

To remove a **body art establishment** from regulatory oversight and have the associated **health permit** deleted, the **owner** or **permit holder** must notify the **Health Authority** in writing of permanent closure of the establishment.

Section 11

ENFORCEMENT AND INSPECTIONS

11.1 Documentation of conditions

- 11.1.1 The **Health Authority** shall address conditions necessary to protect public health and may impose specific requirements in addition to the requirements specified in these Regulations.
- 11.1.2 The **Health Authority** shall prepare a report describing any deficiencies discovered during the inspection including corrective actions, and applicable deadlines for compliance.
- 11.1.3 The **Health Authority** shall document the conditions that necessitate the imposition of additional requirements and the underlying public health rationale.
- 11.1.4 A copy of the completed report will be furnished to the **permit holder, responsible person or body artist**, and a copy of the report will be maintained in the **Health Authority's** file in accordance with its records retention policy.

11.2 Failure to correct a deficiency

- 11.2.1 Failure to correct a deficiency within the period specified in the written report is a violation of these Regulations.
- 11.2.2 Violations that constitute an imminent threat to public health and safety are addressed in Section 2 of these Regulations and are a violation of these Regulations.
- 11.2.3 **Health permits** may be revoked or suspended for violation of these Regulations in accordance with the procedures set forth in section 12.

11.3 Responsibilities

11.3.1 Responsibilities of the **Health Authority**

- 11.3.1.1 The responsibilities of the **Health Authority** include informing the **permit holder** how to obtain a copy of these Regulations, and that the **permit holder** is responsible for compliance with these Regulations.
- 11.3.1.2 Failure to provide the above information does not prevent the **Health Authority** from taking authorized action, or seeking remedies, if the **permit holder** fails to comply with these Regulations or an order, warning, or directive of the **Health Authority**.

11.3.2 Responsibilities of the **permit holder**

To retain the **permit**, the **permit holder** must:

- 11.3.2.1 Post the **health permit** in a location in the **body art**

- 11.3.2.2 Immediately discontinue operations and notify the **Health Authority** if an imminent health hazard exists.
- 11.3.2.3 Allow the **Health Authority** access to the **body art establishment** during normal operating hours or upon request.
- 11.3.2.4 Comply with directives of the **Health Authority**, including, without limitation, time frames for corrective actions specified in inspection reports, supervisory conferences, compliance schedules, notices, orders, warnings, and other directives issued by the **Health Authority** concerning the **permit holder's body art establishment**.
- 11.3.2.5 Comply with all applicable federal, state and local governmental requirements as related to the operation of a **body art establishment**. The responsibility of upholding these requirements falls solely on the **permit holder**, and failure to do so may result in **permit** suspension or revocation.
- 11.3.2.6 Accept notices issued and served by the **Health Authority**.

11.4 Inspections

11.4.1 Inspection authority

- 11.4.1.1 Upon presenting proper identification, the **Health Authority** must have the right of access, entrance, inspection, and investigation of any **body art establishment** permitted by these Regulations.
- 11.4.1.2 The right of access pursuant to this Section, includes, but, is not limited to access for the purpose of:
 - 11.4.1.2.1 Routine inspection;
 - 11.4.1.2.2 Inspection or investigation to determine if there has been a violation of NAC Chapter 444 or these Regulations;
 - 11.4.1.2.3 Verification of compliance with previously written violation notices;
 - 11.4.1.2.4 Collection of samples or specimens;
 - 11.4.1.2.5 Examination, review, and copying of relevant documents and records;
 - 11.4.1.2.6 Obtaining photographic or other evidence needed to enforce these Regulations; and

- 11.4.1.2.7 Questioning any **personnel** present.
- 11.4.1.3 If the **Health Authority** is refused access, the **Health Authority** must:
 - 11.4.1.3.1 Inform the person that access is a condition of the acceptance and retention of the **health permit**; and
 - 11.4.1.3.2 Provide details of the denial of access on an inspection report form and the **body art establishment** will be posted as closed.

11.5 Interfering with the **Health Authority**

- 11.5.1 It is a violation of these Regulations for a person to interfere with, deny, or delay an inspection conducted by the **Health Authority**.
- 11.5.2 As specified in NRS 199.300, it is unlawful for any person to directly or indirectly intimidate a public employee.

11.6 Issuing report and obtaining acknowledgment of receipt

- 11.6.1 At the conclusion of the inspection, the **Health Authority** must:
 - 11.6.1.1 Review a copy of the completed inspection report, and any corresponding notice to correct violations with the **permit holder** or the **responsible person**; and
 - 11.6.1.2 Obtain a signed acknowledgement of receipt on the report. If an electronic report, the acknowledgement may be by other means.
- 11.6.2 Refusal to sign acknowledgement
 - 11.6.2.1 Should the **permit holder** or **responsible person** refuse to sign the acknowledgment on the report, the **Health Authority** must inform the refusing party that:
 - 11.6.2.1.1 Refusal to sign an acknowledgment does not nullify the inspection report or the **permit holder's** obligation to correct the violations noted in the inspection report within the time frames specified, and
 - 11.6.2.1.2 An acknowledgment of receipt does not constitute an agreement with findings.
 - 11.6.2.2 The refusal will be documented on the report.
 - 11.6.2.3 The inspector will provide a copy of the inspection report to the **permit holder** or **responsible person**.

11.7 Inspection frequency

- 11.7.1 The inspection frequency will be a minimum of once per calendar year.

- 11.7.2 The frequency may be increased based upon non-compliance of the **body art establishment**.
- 11.8 Follow-up inspection
 - 11.8.1 The **Health Authority** will inspect the premises after any failed inspection upon notification that the hazard has been eliminated, after the time designated to correct the violation has lapsed or to remove the closure signs after verifying corrections of violations. The **Health Authority**, in its sole discretion, may accept other evidence of correction of the hazard in lieu of inspecting the premises.
 - 11.8.2 Failure to correct the violations that resulted in the failed inspection or after the **body art establishment** was posted closed by the **Health Authority**, will result in additional follow-up inspections and assessment of the appropriate fees and continued closure if appropriate.
- 11.9 Public information
 - 11.9.1 The **Health Authority** shall treat the inspection report as a public document and shall make it available for disclosure to a person who requests it pursuant to NRS 239.
- 11.10 Appeal process
 - 11.10.1 A person aggrieved by an action taken by the **Health Authority** may request a meeting in writing with the inspector responsible for the action and the program supervisor within 10 business days from the date of the inspection or investigation.
 - 11.10.2 If the meeting does not resolve the issue, the aggrieved person may submit a written request for a meeting with the division director or section manager within 10 business days from receipt of the request for a meeting.

Section 12

PERMIT SUSPENSION, REVOCATION, HEARINGS

12.1 Summary suspension; reinstatement of suspended permit

12.1.1 The **Health Authority** may suspend a **health permit** for failure of the **permit holder** to comply with the requirements of these Regulations.

12.1.2 The **Health Authority** may post a **body art establishment** closed for the following:

12.1.2.1 If conditions exist at a **body art establishment** which present an imminent health hazard, the **Health Authority** may, upon written notice, immediately suspend the operating permit and order the immediate closure of the **body art establishment** or

12.1.2.2 For repeated violations of these Regulations during a follow-up inspection of a failed routine inspection. The closure is effective upon receipt of the written notice by the **responsible person** or **permit holder**. The closure statement on the inspection report constitutes written notice.

12.1.3 Closure signs must be conspicuously posted at each entrance leading into the **body art establishment**.

12.1.4 Concealment, mutilation, alteration, or removal of Closure signs by any person without permission from the **Health Authority** constitutes a violation of these Regulations.

12.1.5 The **Health Authority** shall conduct a re-inspection of the **body art establishment** for which the permit was summarily suspended within two business day after receiving notice from the **permit holder** stating that the conditions cited in the summary suspension order no longer exist.

12.2 Suspension and revocation

12.2.1 The **permit holder** may request a hearing within five business days of the summary suspension.

12.2.2 The **Health Authority** shall hold a hearing, if requested, within ten (10) business days of receipt of the request for hearing.

12.2.3 The **Health Authority** will permanently revoke a permit, unless a request for a hearing is filed with the **Health Authority** by **permit holder** within five business days.

12.2.4 The **Health Authority** may, after a hearing, suspend or revoke a **body art establishment** for violation of NRS Chapter 444, these Regulations,

or an order issued by the **Health Authority**.

12.2.5 Unless a hearing is requested as required herein, the suspension or revocation order shall take effect 15 calendar days after the date of issuance of the notice of suspension or revocation.

12.2.6 A notice of suspension or revocation must include the following:

12.2.6.1 The reasons for the suspension or revocation with reference to the specific provisions of NRS Chapter 444, and these Regulations.

12.2.6.2 The **body art establishment** has a right to request a hearing within 15 calendar days after issuance of the notice;

12.2.6.3 The suspended **permit** shall be revoked after fifteen calendar days after receipt of the suspension notice have lapsed unless a hearing is requested.

12.3 Suspension or revocation of an **apprentice body art card**, a **body art card**, **microblading card** or **mentor body artist card**

12.3.1 The **Health Authority** may suspend or revoke an **apprentice body art card**, a **body art card**, **microblading card** or **mentor body artist card** if the **body artist** performed in such a manner as to create on-going or egregious unsanitary, unsafe, or unhealthful conditions.

12.3.2 **Body artist** may request a hearing within five business days of the summary suspension.

12.3.3 The **Health Authority** shall hold a hearing, if requested, within ten business days of the receipt of the request for hearing.

12.3.4 The **Health Authority** will permanently revoke an **apprentice body art card**, a **body art card**, **microblading card** or **mentor body artist card**, unless a request for a hearing is filled with the **Health Authority** by the **body artist** within five business days.

12.3.5 The **Health Authority** may, after a hearing, suspend or revoke an **apprentice body art card**, **body art card**, **microblading card** or **mentor body artist card** for violation of NRS Chapter 444, these Regulations, or an order issued by the **Health Authority**.

12.3.6 Unless a hearing is requested as required herein, the suspension or revocation order shall take effect 15 calendar days after the date of issuance of the notice of suspension or revocation.

12.3.7 A notice of suspension or revocation must include the following:

12.3.7.1 The reasons for the suspension or revocation with reference to the specific provisions of NRS Chapter 444 and these Regulations;

12.3.7.2 The **body artist** has a right to request a hearing within five calendar days after issuance of the notice;

12.3.7.3 The **apprentice body art card, body art card, microblading card or mentor body artist** shall be revoked fifteen calendar days after receipt of the suspension notice and the **body artist** shall cease practicing **body art** at that time unless a hearing is requested.

12.4 Notice and service of notice

12.4.1 A notice issued in accordance with these Regulations is considered properly served if it is served by one of the following methods:

12.4.1.1 The notice is personally served by the **Health Authority** to the **responsible person or permit owner**; and/or

12.4.1.2 Sending the notice by registered or certified mail, return receipt requested, to the last known address of the **owner**.

12.4.2 The **Health Authority** shall file a copy of the notice in the **permit holder's** file.

12.5 Reinstatement

12.5.1 When a **permit** has been suspended or revoked, an application may be made for reinstatement. Such application must include a verified statement declaring that the reason for the suspension or revocation of the **permit** has been eliminated.

12.5.2 If upon investigation by the **Health Authority**, it is determined that all reasons for suspension or revocation have been eliminated and all provisions of these Regulations have been complied with, the **Health Authority** shall reinstate said **permit**.

12.6 Hearings and appeals

12.6.1 All hearings provided for in these Regulations shall be conducted in accordance with NRS Chapter 233B.

12.6.2 Nothing herein contained shall be construed as denying the rights of appeal to the courts after administrative remedies as herein above have been exhausted.

12.7 Post suspension action

Once the **permit** has been suspended, as specified in Section 12.2 of these Regulations, the **permit holder** must discontinue all activity associated with the **body art establishment** in question. Failure to do so may result in the **Health Authority** requesting an injunction from the District Court of Jurisdiction against continued operation by the **permit holder**.

Section 13

MISCELLANEOUS

13.1 Severability clause

Should any section, paragraph, sentence, phrase, or provision of these Regulations be held invalid for any reason, the remainder of these Regulations must not be affected.

13.2 Effective date

13.2.1 These Regulations became effective upon approval by the Nevada State Board of Health.

13.2.2 These Regulations were adopted at a duly noticed public hearing.

ATTACHMENT

B



BUSINESS IMPACT STATEMENT PROPOSED BODY ART REGULATIONS Board of Health Presentation on February 24, 2022

The Southern Nevada Health District (Health District) staff will present before the District Board of Health (BOH) a petition to adopt a proposed replacement of both the Southern Nevada Health District Regulations Governing the Sanitation and Safety of Tattoo Establishments and the Southern Nevada Health District Regulations Governing the Sanitation of Body Piercing Establishments. The two regulations will be combined into one regulation, the Southern Nevada Health District Regulations Governing the Sanitation and Safety of Body Art Facilities. This Business Impact Statement serves as an analysis of the fiscal impact the proposed changes will have on businesses.

Pursuant to Nevada Revised Statutes (NRS) 237, the following information has been prepared and is available at 280 South Decatur Boulevard, Las Vegas, Nevada or a copy may be obtained online at: www.southernnevadahealthdistrict.org.

ISSUES AND FACTORS TO BE CONSIDERED

Under the authority of NRS 439, the Health District is authorized to adopt regulations to regulate sanitation and sanitary practices in the interest of public health within its jurisdiction. From time to time, the Health District reviews the regulations to determine if any revisions are needed. In the past the Health District promulgated two regulations that govern the safety and sanitation of body art facilities, the Southern Nevada Health District Regulations Governing the Sanitation and Safety of Tattoo Establishments and the Southern Nevada Health District Regulations Governing the Sanitation of Body Piercing Establishments. The last time the piercing regulations were revised were in the late 1990s, the last time the tattoo regulations were revised was in 2009. Since that time, there have been improvements in the application of the regulation along with changes within the regulated industry that necessitated a revision of the regulations.

METHODOLOGY FOR THE PROPOSED REVISIONS TO THE CURRENT REGULATIONS

Health District staff reviewed the current regulations, compared them with the State of Nevada Regulations, along with the Body Art Model Code developed by the National Environmental Health Association and other nearby public health jurisdictions. Health District staff also held a listening session where members of the regulated industry were invited to provide input on what they want to see changed in the existing regulations.

Health District staff then drafted the revisions to the regulations and after legal review, published them and held three workshops to solicit comments and gather data about the impact the regulations will have on the community.

MANNER IN WHICH COMMENT WAS SOLICITED:

1. The Health District held three public workshops to solicit input from affected businesses regarding the proposed changes to the regulations. Workshops were held on December 21, 2021, January 6, 2022, and January 13, 2022.

The public notice for the workshops and other methods to review the proposed changes, were duly posted on the SNHD (SNHD.info) and State of Nevada Public Notice (notice.nv.gov) websites, in the SNHD main office located at 280 S. Decatur Blvd., Las Vegas, Nevada. Notices were also provided to the main government centers and city halls of local municipalities (Clark County, Las Vegas, North Las Vegas, Henderson, Boulder City, Mesquite, and Laughlin).

This public notice provided the date and time of the Public Workshops and Public Hearings and instructions on how to provide comments for those who could not attend Public Workshops.

2. The public notice was printed in the Boulder City Review, El Mundo, Las Vegas Review Journal, El Tiempo, Mohave Valley Daily News and Laughlin Nevada Times, newspapers.
3. The public notice was mailed or emailed to the following associations: Las Vegas Metro Chamber of Commerce, Clark County Nevada Chamber of Commerce, Women’s Chamber of Commerce, Henderson Chamber of Commerce, Boulder City Chamber of Commerce, Mesquite Chamber of Commerce, Latin Chamber of Commerce, Las Vegas Asian Chamber of Commerce, Retail Association of Nevada, Nevada Hotel and Lodging Association, Nevada Food Safety Task Force, Dairy Council of Nevada, Laughlin Chamber of Commerce, Nevada Mobile Vendors Association
4. The public notice was emailed to the State of Nevada, Washoe County Health District and Carson City Health District, and the tribes in Clark County.
5. The public notice and the agendas for the workshops were sent to each of the e-mail addresses in the Health District’s databases for body art facilities and body art card holders. Included in each of the e-mails was a copy of the business impact survey with instructions on how to complete it.

DATES AND LOCATIONS OF PUBLIC WORKSHOPS:

1. December 21, 2021, 1:00 p.m. SNHD Public Health Center, 280 South Decatur Boulevard, Las Vegas, in the Red Rock Conference Room and online,
2. January 6, 2022, 9:00 a.m. SNHD Public Health Center, 280 South Decatur Boulevard, Las Vegas, in the Red Rock Conference Room and online.
3. January 13, 2022 SNHD Public Health Center only online.

SUMMARY OF COMMENTS, DATA, OR VIEWS RECEIVED:

During the comment period ending on January 31, 2022, the Health District received 25 responses. Below is a table that summarizes the responses to the questions asked:

Question	Number Y	Number N	Number with estimated cost	Range of cost	Number with explanation
Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business? If yes, please provide an estimate.	7	18	2	Thousands to \$125,000	7
Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?	9	16	N/A	N/A	9
Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business? If yes, please provide an estimate.	7	18	6	\$0 to \$20,000	11
Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations? If yes, please provide an estimate.	7	18	0	N/A	8

ESTIMATED ECONOMIC EFFECT ON BUSINESSES:

1. **Adverse Effects:**
 - Respondents indicated that increased costs could result from:
 - the standards for jewelry,
 - the requirement to have a separate area for cleaning equipment,
 - the requirement of having to include a Class V or better sterilization

indicator,

- the requirement for increased frequency of testing of the sterilizer
- the requirement to have, in addition to the required sharps containers, other biohazardous waste handling equipment and procedures to properly dispose of blood and other potentially infectious material.
- the requirement to collect and store the documentation related to procedures, artists, and patrons.
- Respondents in the microblading industry expressed concerns that income would be reduced by limiting the number of apprentices that each mentor artist could train.

2. Beneficial Effects:

- Respondents indicated that reducing the size of each workstation could increase revenues as more artists could occupy a given space
- Respondents indicated that revenues could increase as a result of the addition of the apprentice program.
- Respondents indicated that the cost to start or expand a business may be reduced due to a reduction in the required number of hand sinks to be installed and the allowance for smaller-sized workstations
- Reducing the frequency of routine inspections to once per year will make more efficient use of Health District staff.

3. Direct Effects:

- Construction costs of equipment processing rooms in new establishments that do not use pre-sterilized equipment may increase start-up costs.
- Smaller workstation requirements and shared hand sinks may reduce construction costs for new businesses.
- A more generalized standard for jewelry will allow industry to find best pricing when purchasing these supplies
- The cost for increased frequency of autoclave testing and Class V test strips for those business that are required to have an autoclave are estimated to be less than \$300 annually.
- The passing of the regulations may have additional direct effects, however at this time, those effects cannot be quantified.

4. Indirect Effects:

- Allowing a more expansive requirement for jewelry standards will support all commercial suppliers of jewelry and encourage competition in that industry.
 - The requirement for equipment processing areas may translate to increased usage of pre-sterilized equipment.
- The passing of the regulations may have additional indirect effects,

however at this time, those effects cannot be quantified.

DESCRIPTION OF THE METHODS CONSIDERED TO REDUCE THE IMPACT ON BUSINESSES AND A STATEMENT REGARDING WHETHER THE HEALTH DISTRICT USED ANY OF THE METHODS:

To mitigate economic impact on industry, the Health District implemented the following methods:

At each workshop Health District staff notified the participants that existing businesses would not need to meet the new structural requirements of the proposed regulations.

After the workshops, the Health District made two modifications to the regulations:

(1) that jewelry used for initial piercings be purchased from a commercial supplier. The requirement for the materials standard and safety now falls upon the jewelry supplier. Any custom-made jewelry will need to be made from material that meets the specific standards identified within the regulations.

(2) the number of apprentices for microblade artists was increased to a maximum of fifteen at any one time. This was done to accommodate microblading schools.

The comment that additional biohazardous waste handling would adversely impact the business is not substantiated. These requirements are the same as the current OSHA requirements to prevent the spread of bloodborne pathogens in a workplace and only apply when there is a spill of biohazardous material. The addition of the requirements to the regulations would not increase the cost to a business as they should already be in compliance with this provision.

No additional costs would be associated with collection and storage of documentation related to procedures, artists, and patrons, as current regulations already require this.

ESTIMATED COST TO LOCAL GOVERNMENT FOR THE ENFORCEMENT OF THE PROPOSED REGULATIONS:

The proposed regulations will not impact the costs to the Health District for the enforcement of these regulations.

ESTIMATED REVENUES EXPECTED TO BE GENERATED BY THE PROPOSED CHANGES AND THE WAY THE FUNDS ARE TO BE USED:

No changes in Health District revenue are proposed by promulgating these regulations.

DO THE PROPOSED REGULATION CHANGES INCLUDE PROVISIONS THAT

ARE DUPLICATIVE OR MORE STRINGENT THAN EXISTING LOCAL, STATE, OR FEDERAL STANDARDS?

Yes No

WILL THIS CHANGE HAVE A SIGNIFICANT ECONOMIC IMPACT ON BUSINESSES?

Yes No

REASONS FOR THE CONCLUSIONS REACHED REGARDING THE IMPACT ON BUSINESSES:

Based on input from the affected businesses and modifications to the proposed regulations to mitigate economic impact, the Health District has concluded that the proposed revisions to the regulations are not likely to impose a direct and significant economic burden upon a large number of businesses or directly restrict the formation, operation, or expansion of a large number of businesses.

The proposed regulations are duplicative and more stringent than Chapter 444 of the Nevada Administrative Code (NAC). The Health District is the local Health Authority as defined in NRS 439. As the local Health Authority, the Health District has the power to adopt regulations to prevent and suppress communicable diseases. These regulations, while duplicative and more stringent than NAC 444, give the Health District the ability to protect its residents and visitors better than the authority provided in NAC 444.

Pursuant to NRS 237.090, the BOH will hold a PUBLIC HEARING considering this Business Impact Statement at its regular meeting on Thursday, February 24, 2022 at 9:00 a.m. in the Red Rock Conference Room, 280 South Decatur Blvd., Las Vegas, Nevada. The BOH will review and consider approval of the proposed Body Art Regulations at a PUBLIC HEARING on Thursday, March 24, 2022, at the same time and location above.

I, Christopher Saxton, certify that, to the best of my knowledge or belief, the information contained in the statement was prepared properly and is accurate:

Christopher Saxton, MPH-EH, REHS
Director of Environmental Health

February 9, 2022
Date

ATTACHMENT

C

From: [Body Art](#)
Subject: Public Notice - Proposed Body Art Regulations
Date: Monday, December 6, 2021 2:31:16 PM
Attachments: [2021.12.06 Survey for the proposed Body Art Regulations.pdf](#)

The Southern Nevada Health District is proposing an update and revision of the two Health District regulations that govern the sanitation and safety of tattoo and piercing establishments. The Health District is proposing to combine the two regulations into one regulation that governs the sanitation and safety of body art establishments. Proposed revisions will reflect the Nevada State Regulations addressing invasive body art that can be found in Chapter 444 of the Nevada Administrative Code and improve the public health of Southern Nevada.

This revised regulation has been scheduled to go to the Health District's Board of Health on March 24, 2022 for public hearing. In preparation for that hearing the Health District is holding three workshops; December 21, 2021 at 1:00 p.m., January 6, 2022 at 9:00 a.m. and January 13, 2022 at 1:00 p.m. At this time, the workshops will be hybrid events with both in- person and remote participation offered. If you want to participate in person please appear at the Red Rock Conference Room in the Health District Office's, 280 S. Decatur, Las Vegas Nevada at any one of the meetings mentioned above. If you wish to participate remotely using a web-based meeting system, please send a reply to this message with the meeting day and time that you wish participate in. You will be sent a link on the day that the official agenda is published, no less than four days before the meeting date. You can also find the link when the official agenda is published on this webpage: <https://www.southernnevadahealthdistrict.org/news-info/public-notice/>. If you chose to not attend any of the meetings, you can submit your comments in writing by sending an e-mail to bodyart@snhd.org or by postal mail to Body Art Program, SNHD, PO Box 3902, Las Vegas, NV 89127.

A copy of the proposed regulations can be found here:
<https://media.southernnevadahealthdistrict.org/download/eh/2021/body-art/20211129-Body-Art-Regs-WORKING-DRAFT.pdf>

As part of the process, the Health District is required to complete a Small Business Impact Statement. Attached to this e-mail is a business impact survey that you can fill out and return by January 31, 2022. You can complete and submit the survey any number of ways. The survey can be completed and submitted online here: <https://www.southernnevadahealthdistrict.org/permits-and-regulations/proposed-body-art-regulations-business-impact-survey/>. You can complete and return the survey by attaching it to an e-mail sent to bodyart@snhd.org. You can submit the completed form by postal mail sent to SNHD, PO Box 3902 Las Vegas Nevada 89127. Finally, you can drop off the form in person at the Health District's Environmental Health Office located at 333 N. Rancho, Las Vegas. This survey is an opportunity for you to provide valuable input on how the changes will financially impact your business.

Thank you.

ATTACHMENT

D



PUBLIC NOTICE

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Copies of the proposed Body Art Regulations will be available for review in the EH Division, 280 South Decatur Boulevard, Las Vegas, Nevada, between the hours of 8:00 a.m. to 4:30 p.m. Copies can be requested at that time for a charge of one dollar per page. The same may be viewed on the SNHD website, www.southernnevadahealthdistrict.org/news-info/public-notices/. Copies of the BIS will be available for review as stated above no later than February 9, 2022.

Business owners and interested parties may submit data, views, and comments as to whether the proposed regulations will impose a direct and/or significant economic burden upon a business or directly restrict the formation, operation, or expansion of a business. A summary of all workshop testimony and comments submitted by January 31, 2022, to Mark Bergtholdt, Environmental Health Supervisor, Southern Nevada Health District, P.O. Box 3902, Las Vegas, Nevada 89127, or emailed to bodyart@snhd.org will be included in the BIS presented to the BOH. All interested persons may appear at the BOH PUBLIC HEARINGS and submit data, views, or arguments regarding the BIS and proposed Body Art Regulations. The BOH will consider fully all written and oral submissions on the proposed Body Art Regulations prior to taking action thereon. Questions may be directed to SNHD's Environmental Health Division at (702) 759-0677.

NOTE: If this item is not presented for Public Hearing at the SNHD Board of Health meetings scheduled for February 24, 2022 and March 24, 2022, it will be presented for public hearing at the SNHD Board of Health meetings scheduled for April 28, 2022 and May 26, 2022, at the same time and location noted above.




Chris Saxton, MPH-EH, REHS
Director of Environmental Health

December 6, 2021

Date

Prior to the PUBLIC HEARINGS, there will be three WORKSHOPS for the public to present its views regarding the ***Impact upon Business*** of the proposed ***Body Art Regulations***:

1. December 21, 2021 Tuesday, 1:00 p.m., Southern Nevada Health District Public Health Center, 280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.
2. January 6, 2022, Thursday, 9:00 a.m., Southern Nevada Health District Public Health Center, 280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.
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 **Public Notices****Public Notice**

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- Take the **Business Impact Survey**
- Read the **Proposed Body Art Regulations**

Request for Proposals (RFP) 22RFP005 Uniformed Security Services

The Southern Nevada Health District requests proposals from experienced and qualified security firms to provide uniformed security services at Health District facilities and at non-Health District facilities for events operated by the Health District.


Nevada Public Notice Website

Government
State 
City
County
K-12
Higher Education
Special Districts 

Entity
Administrative Oversight Committee (AOC) (Ambulance Regulation - Clark County) 
Alamo Sewer and Water District
Baker Water & Sewer Gen'l Improvement District
Beatty General Improvement District
Beatty Water and Sanitation District
Big Bend Water District 

Public Body
Southern Nevada Health District 

Results for Southern Nevada Health District

 [Subscribe to this public body's notice RSS feed \(/RSS/PublicBody/1732\)](#)






Results are limited to the last 7 days and for all dates in the future.

Notice	Date Posted	Event Date	Time	Status	Type
 Solid Waste Mangement Authority Hearing Officer Administrative Hearing (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/1/2021	12/9/2021	9:00 AM	Scheduled	Hearing
 Proposed Body Art Regulations Workshop (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	12/21/2021	1:00 PM	Scheduled	Workshop
 Proposed Body Art Regulations Workshop Agenda (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/15/2021	12/21/2021	1:00 PM	Scheduled	Workshop
 Proposed Body Art Regulations Workshop (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	1/6/2022	9:00 AM	Scheduled	Workshop
 Proposed Body Art Regulations Workshop (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	1/13/2022	1:00 PM	Scheduled	Workshop
 Proposed Body Art Regulations Business Impact (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	2/24/2022	9:00 AM	Scheduled	Hearing
 Proposed Body Art Regulations (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	3/24/2022	9:00 AM	Scheduled	Hearing

Today's Meetings

 [Subscribe to Today's Meetings RSS Feed \(/RSS/Today\)](#)



08:30 AM  City of Boulder City (https://www.bcnv.org/AgendaCenter/ViewFile/Agenda/_12152021-1517) 
 
 Email Address, No Website |  Link to Website

Public Notice Access

Public Bodies wishing to post public notices must first register ([/Account/Register](#)) for an account. *It is recommended to use your government issued email address.*

[Register \(/Account/Register\)](#)

Next Steps after you register

Send an email to deptadmin@admin.nv.gov (<mailto:deptadmin@admin.nv.gov>) with the following information:

1. Your name and email address.
2. The type of Government (i.e. State, City, County, K-12, Higher Education, Special Districts).
3. The area or "Entity" your Government type represents. For example, if your Government type is County, tell us which County i.e. Churchill, Clark, Douglas, etc.
4. The name of the Public Body (aka Committee/Council/Board) you will be posting for? Please list all of the Public Bodies you will be responsible to post notices for.
5. After you send the email with this information, you will receive an email or phone call back from the Department of Administration's Director's Office to confirm your account has been successfully enrolled. If you have questions, please email deptadmin@admin.nv.gov (<mailto:deptadmin@admin.nv.gov>).

ATTACHMENT

E

CERTIFICATE OF POSTING
OPEN MEETING NOTICE
NRS 241.020(3)(b)

I certify that I posted the public notice and agenda for the meetings identified below *more than three working days prior to the meeting* in accordance with NRS 241.020 (3)(b):

**SOUTHERN NEVADA HEALTH DISTRICT
 PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

December 21, 2021 Tuesday, 1:00 p.m., Southern Nevada Health District Public Health Center,
 280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

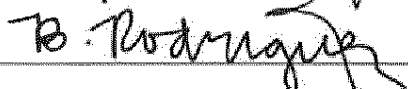
Name of Location: Boulder City, City Hall

Address of Location: 401 California Avenue

City, State, ZIP: Boulder City, NV 89005

Date/Time of Posting: 12/16/2021 @ 8:02 am

Printed Name: Bridgette Rodriguez

Signature: 

Please return this certificate via FAX to:
 Special Programs Section, Southern Nevada Health District
 (702) 759-1486

Thank you.



FROM

TO

Name: Bridgette Rodriguez

Phone: 702-293-9208

Fax:

17027591486

E-mail: Brodriguez@bcnv.org

Sent: 12/16/21

at: 8:05:09 AM

2 page(s) (including cover)

Subject: Attached Image

Comments:

CERTIFICATE OF POSTING

OPEN MEETING NOTICE

NRS 241.020(3)(b)

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Name of Location: Clark County Government Center

Address of Location: 500 South Grand Central Parkway

City, State, ZIP: Las Vegas, NV 89155

Date/Time of Posting: 12.15.21 4:30pm

Printed Name: Karishadden

Signature: Karishadden

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

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Name of Location: Henderson City Hall

Address of Location: 240 Water Street

City, State, ZIP: Henderson, NV 89015-7227

Date/Time of Posting: 11:30 12-16-21

Printed Name: Nancy Heffernan

Signature: 

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

RECEIVED
CITY CLERK

2021 DEC 15 P 2:28

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Name of Location: Las Vegas City Hall

Address of Location: 495 South Main Street

City, State, ZIP: Las Vegas, NV 89101

Date/Time of Posting: 12-15-21 3:00 pm

Printed Name: Barney Perkins

Signature: [Handwritten Signature]

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

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Taking place at:

December 21, 2021 Tuesday, 1:00 p.m., Southern Nevada Health District Public Health Center,
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Name of Location: _____ Laughlin Clark County Community Resource Center

Address of Location: _____ 55 Civic Way

City, State, ZIP: _____ Laughlin, NV 89029

Date/Time of Posting: _____ 12/16/2021 8:20am

Printed Name: _____ Tina Gish

Signature: _____ 

Please return this certificate via FAX to:
Southern Nevada Health District
(702) 759-1458

Thank you.

12/15/2021 2:19 PM FROM: SoNV Health District TO: +17026493846 P. 2

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NRS 241.020(3)(b)

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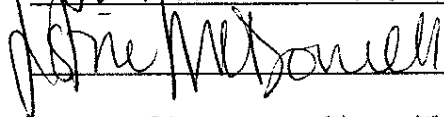
Name of Location: North Las Vegas City Hall

Address of Location: 2250 North Las Vegas Boulevard

City, State, ZIP: North Las Vegas, NV 89030

Date/Time of Posting: 12/15/2021 - 2:40 PM

Printed Name: Justine McDowell

Signature: 

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

PROOF OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

SO NEVADA HEALTH DISTRICT
PO BOX 3902
LAS VEGAS NV 89127-3902

Account # 22345
Ad Number 0001173562

Denzila Watts, being 1st duly sworn, deposes and says: That she is the Legal Clerk for Boulder City Review, a weekly newspaper regularly issued, published and circulated in the City of Boulder City, County of Clark, State of Nevada, and that the advertisement, a true copy attached for, was continuously published in said Boulder City Review in 1 edition(s) of said newspaper issued from 12/09/2021 to 12/09/2021, on the following days:

12 / 09 / 21



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-S- Chris Saxton, MPH-EH,
REHSDirector of
Environmental Health
Date December 6, 2021

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I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Dated: December 17, 2021

Isl D. Watts

LEGAL ADVERTISEMENT REPRESENTATIVE

PUB: Dec. 9, 2021
Boulder City Review

Las Vegas Metropolitan Police Department

Acompañan oficiales a 250 niños a hacer compras navideñas

Por Roberto PELÁEZ

"Qué mañana tan especial. Gracias a los oficiales y civiles de LVMPD que hicieron esto posible".

"Gracias por seguir haciendo esto; espero se den cuenta de lo maravillosos que son y lo noble de su gesto".

"La gente de LV debería estar orgullosa de sus oficiales".

Las palabras anteriores son sólo una muestra de las que externaron, a modo de agradecimiento, muchos padres, luego que los oficiales de la Policía Metropolitana acompañaran a 250 niños a hacer compras.

Los propios agentes, encargados de la tranquilidad ciudadana, precisaron: "a lo largo del año ayudamos a menores que es muy probable atraviesen momentos difíciles; nunca olvidamos sus palabras de agradecimiento, sus caras, sus sonrisas... poner una nota de alegría en sus rostros es una experiencia tremenda, pretendemos hacer sus vacaciones más hermosas y felices".

Trascendió que el llamado 'Programa Santa Cops' correspondiente a este año resultó el más grande de cuantos se han efectuado, los oficiales acompañaron a 250 niños a hacer compras a una tienda Macy's, "gracias, dijeron, a las contribuciones hechas a @lvmpdfoundation, a la tienda, y claro, por la posibilidad de poder ayudar", destacaron.

Se ha hablado y escrito mucho sobre la generosidad,



Los oficiales de LVMPD acompañaron a los infantes y se tomaron fotos junto a Santa. Por su parte los padres se mostraron muy agradecidos por el hermoso y sensible gesto.

la acción de dar, brindar algo, compartir, sin recibir ni esperar nada a cambio, se trata de una actitud abierta, desinteresada, trae consigo una 'carga' de felicidad, de paz interior, alegría.

Todo lo anterior lo tienen en cuenta los padres para

agradecer, muchos de ellos han tomado parte en anteriores eventos de este tipo, consideran que es una acción de esas que se tardan en olvidar, se agradecen siempre.

"Participé en la 'compra con un policía' en el 2002, aun guardo algunas cosas que compramos en aquella oportunidad, son un hermoso recuerdo, y casi 20 años después volvemos; nuestros oficiales merecen todo el respeto, la admiración y el agradecimiento, es un programa sensible que nos llega muy dentro", dejó sentado con voz entrecortada una de las madres, que no pudo disimular las lágrimas.

'Compra con un policía', el 'Programa Santa Cops', la llamada 'Noche Nacional de Unidad', son algunos de los eventos que organiza la Policía en su aspiración de vincularse a la comunidad, ayudar a padres con niños enfermos, y lo mejor es que estos gestos tan generosos resisten el paso del tiempo, por eso no resultan una sorpresa las palabras de agradecimiento de los padres.

"Dios siga bendiciendo a todos los involucrados, gracias por todo lo que hacen, por el servicio que prestan a la comunidad, en nombre de mi familia les deseamos felices fiestas, un magnífico fin de año y próspero 2022", comentó emocionada una madre con su pequeño en brazos.

Recordatorio a usuarios Restricciones y menos agua desde el 1o. de enero

Por Nuestros SERVICIOS

Las actuales restricciones para el consumo de agua limitan actualmente el riego a un día a la semana, y se extienden hasta el 28 de febrero del 2022.

Con las temperaturas en el sur de Nevada bajando a niveles normales, la Autoridad del Agua les recuerda a residentes y dueños de negocios que deben cambiar sus relojes de riego y regar solo en el día de riego asignado; es obligatorio cumplir el riego de invierno.

Seguir las restricciones es clave, se supo que por la escasez de agua en el río Colorado se reducirá en 7 mil millones de galones la cantidad que el sur de Nevada puede tomar del Lago Mead a partir del próximo primero de enero.

Si los dueños de propiedades cambian su reloj de riego, la comunidad ahorra más agua de la que se recortará.

Las restricciones de riego de invierno limitan el riego de césped y por goteo a un día por semana; encuentre su día de riego en ajustatureloj.com. Está prohibido regar los dominos. Ahorrar



Para reducir el consumo de agua la autoridad correspondiente insta a los propietarios a cambiar el tipo de jardín.

agua es tarea de todos, nadie debe quedar indiferente ante esta situación de escasez.

Cumplir las restricciones es ley. Regar cuando no sea su día de riego asignado o permitir que el agua se escurra o fluya fuera de su propiedad se considera desperdicio de agua y puede resultar en una multa que aumenta si es reincidente.

La sugerencia es regar el césped con rociadores a media mañana para evitar la congelación y evitar se forme hielo en el césped y las banquetas. El riego por goteo debe operar una vez cada siete a 14 días, árboles y plantas necesitan menos agua que el césped.

Para más información sobre cómo conservar agua, incluidos los programas de conservación, las restricciones de riego de temporada, prevenir y reportar el desperdicio de agua, visite el sitio de internet www.snwa.com.



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-S-

December 6, 2021

Chris Saxton, MPH-EH, REHS
Director of Environmental Health

Date

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PROOF OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

SO NEVADA HEALTH DISTRICT
PO BOX 3902
LAS VEGAS NV 89127-3902

Account # 22345
Ad Number 0001172488

Denzila Watts, being 1st duly sworn, deposes and says: That she is the Legal Clerk for El Tiempo, a weekly newspaper regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for, was continuously published in said El Tiempo in 1 edition(s) of said newspaper issued from 12/08/2021 to 12/08/2021, on the following days:

12 / 08 / 21



PUBLIC NOTICE

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-S- Chris Saxton, MPH-EH,
REHSDirector of
Environmental Health
Date December 6, 2021

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I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Dated: December 17, 2021

Isl D. Watts

LEGAL ADVERTISEMENT REPRESENTATIVE

PUB: Dec. 8, 2021
El Tiempo

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

**SO NEVADA HEALTH DISTRICT
PO BOX 3902
LAS VEGAS NV 89127-3902**

**Account # 22345
Ad Number 0001172485**

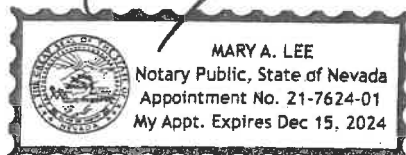
Leslie McCormick, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for, was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 12/07/2021 to 12/07/2021, on the following days:

12 / 07 / 21

[Handwritten Signature]
/s/ _____
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 7th day of December, 2021

Notary *[Handwritten Signature]*





PUBLIC NOTICE

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-S- Chris Saxton, MPH-EH,
REHSDirector of
Environmental Health
Date December 6, 2021

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PUB: Dec. 7, 2021
LV Review-Journal

LEGAL INVOICE

START	STOP	NEWSPAPER REFERENCE / PO	DESCRIPTION	PRODUCT	SIZE / QTY	BILLED UNITS	TIMES RUN	AMOUNT
12/07	12/07	I0001172485	regulations governing the sanitation and safety	Review-Journal	1.00 x 197 Li	197	1	448.24

Erin O Malley

TOTAL AMOUNT DUE
\$448.24

CREDIT REP / PHONE #	ADVERTISER INFORMATION			
Kelly (702) 387-5271	BILLING PERIOD	BILLED ACCOUNT NUMBER	ADVERTISER / CLIENT NUMBER	ADVERTISER / CLIENT NAME
		22345	22345	SO NEVADA HEALTH DISTRICT

MAKE CHECKS PAYABLE TO: Las Vegas Review-Journal

PLEASE DETACH AND RETURN LOWER PORTION WITH YOUR REMITTANCE

BILLING PERIOD	ADVERTISER / CLIENT NAME
	SO NEVADA HEALTH DISTRICT
TOTAL AMOUNT DUE	TERMS OF PAYMENT
\$448.24	Due on the 15th of the month.

PO BOX 920
LAS VEGAS NV 89125-0920

000022345000117248500000448240004505

LEGAL INVOICE

PAGE #	BILLING DATE	BILLING ACCOUNT NAME AND ADDRESS	REMITTANCE ADDRESS
1	12/07/2021	SO NEVADA HEALTH DISTRICT PO BOX 3902 LAS VEGAS NV 89127-3902	Las Vegas Review-Journal PO Box 920 Las Vegas NV 89125-0920
BILLED ACCOUNT NUMBER			
22345			
AD ORDER NUMBER			
0001172485			

Laughlin Nevada Times Proof of Publication

STATE OF NEVADA)

) ss

County of Clark)

I, **Sandi Kalischak**, am the legal representative of the printer and publisher of **LAUGHLIN NEVADA TIMES**, a weekly newspaper circulated in the English language on Wednesday in the Laughlin area, County of Clark, State of Nevada.

Notice Type: **Legal**

Ad Description Public Notice

That the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

Laughlin Nevada Times: 12/8/2021



Representative Signature

I certify (or declare) under penalty of perjury the foregoing is true and correct as subscribed and sworn to before me this

8 day of Dec 2021



Notary Public

My commission expire 10.13.25

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-S- December 6, 2021
Chris Saxton, MPH-EH, REHS Date
Director of Environmental Health

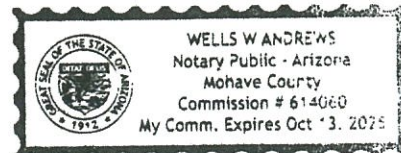
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Publish: Laughlin Nevada Times
December 8, 2021
#54824



Mohave Valley Daily News

Proof of Publication

STATE OF ARIZONA)

) SS

County of Mohave)

I **Sandi Kalischak**, being first duly sworn, says that during the publication of, as herein mentioned, he/she was and now is the **Legal Clerk** of the **Mohave Valley Daily News**. Five times weekly newspaper published on Sunday, Tuesday, Wednesday, Thursday, Friday of each and every week at the City of Bullhead City, in said County.

That said newspaper was printed and published as aforesaid on the following dates, to-wit:

Mohave Valley Daily News: 12/5/2021


That in the: Public Notice

of which the annex copy is a printed and true copy, is printed and inserted in each and every copy of the said newspaper printed and published on the dates aforesaid, and in the body of said newspaper and not in a supplement thereto.


Clerk

Subscribed and sworn to before me this

7 day of Dec 2021


Notary Public

My commission expire 10-13-25

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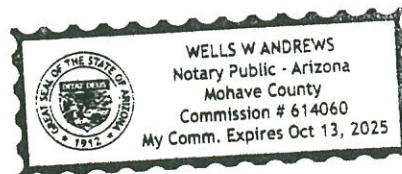
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Publish: MOHAVE VALLEY DAILY NEWS
December 5, 2021
#54825



ATTACHMENT

F



NOTICE

PUBLIC WORKSHOP AGENDA

PROPOSED BODY ART REGULATIONS

1:00 p.m., December 21, 2021
Southern Nevada Health District
Red Rock Conference Room
280 S Decatur, Las Vegas, NV

To participate remotely either:

- Use this Webex Event address for attendees:
 - <https://snhd.webex.com/snhd/onstage/g.php?MTID=e009da2c0325a839bf39bcda57b14f461>
 - This link is for public attendees only.
- Call into the meeting:
 - Dial (415) 655-0001 and
 - Use Access Code 2551 773 4587
- For other governmental agencies who use video conferencing capability
 - The video address is 25517734587@snhd.webex.com

I. Introductory Remarks	Introductory Remarks and Introduction of SNHD Staff by EH Staff
II. Public Comments	Participants in the room can step up to the speaker's podium; clearly state your name and organization. Spell your last name for the record. If you are participating remotely please <i>'do this'</i> . Comments will be limited to five (5) minutes per speaker.
III. Major Changes to Current Regulations	EH Staff
IV. Public Comments Taken Regarding Proposed Southern Nevada Health District Regulations Governing the Sanitation and Safety of Body Art Establishments	EH Staff Link to draft regulations: 20211129-Body-Art-Regs-WORKING-DRAFT.pdf (southernnevadahealthdistrict.org)
VI. Summary & Final SNHD Comments	Discussion of next steps by EH staff
VII. Adjournment	EH Staff

(cont.)



THIS AGENDA HAS BEEN POSTED IN THE MAIN LOBBY OF THE FOLLOWING LOCATIONS: 1) CLARK COUNTY GOVERNMENT CENTER, 500 S. Grand Central Parkway, Las Vegas, NV; 2) LAS VEGAS CITY HALL, 495 S. Main Street, Las Vegas, NV; 3) NORTH LAS VEGAS CITY HALL, 2250 N. Las Vegas Boulevard, North Las Vegas, NV; 4) HENDERSON CITY HALL, 200 Water Street, Henderson, NV; 5) BOULDER CITY, CITY HALL, 401 California Avenue, Boulder City, NV; 6) MESQUITE CITY HALL, 10 E. Mesquite Boulevard, Mesquite, NV; 7) SOUTHERN NEVADA HEALTH DISTRICT, 280 S. Decatur Boulevard, Las Vegas, NV; and 8) CLARK COUNTY COMMUNITY RESOURCE CENTER, 55 Civic Way, Laughlin, NV. This Agenda is also available on the Southern Nevada Health District Internet Website at <http://www.southernnevadahealthdistrict.org> and on the Nevada Public Notice website at <https://notice.nv.gov>. For copies of agenda and supporting materials, please contact Erin O'Malley at (702) 759-1626.

NOTE: Disabled members of the public who require special accommodations or assistance at the meetings are requested to notify Erin O'Malley, Administrative Assistant at the Southern Nevada Health District, by calling (702) 759-1626.



MINUTES

SOUTHERN NEVADA HEALTH DISTRICT WORKSHOP FOR PROPOSED BODY ART REGULATIONS

December 21, 2021 – 1:00 p.m.

Meeting was conducted in person and via Webex Event

Southern Nevada Health District, 280 S Decatur Boulevard, Las Vegas, NV 89107
Red Rock Trail Rooms A and B

STAFF PRESENT: Karla Shoup – Consumer Health Programs Manager
Mark Bergtholdt – Supervisor, Special Programs
Dante Merriweather – Senior Environmental Health Specialist, Special Programs
Michelle Goodsell – Environmental Health Specialist II, Special Programs
James Muth – Environmental Health Specialist II, Special Programs
Erin O'Malley – Administrative Assistant II, Special Programs

ALSO PRESENT: Kalawelo Kaiwi, Mari Gonzales, Leyla Fowler, Ainjil Chipp, Marko Greisen,
(In Audience) Robert Gonzalez, Luis James Tanuis Jr.

ALSO PRESENT: Albert Conant, Yalanda Baldon, May Crouse, Jeffrey McIntosh
(Via Webex Event)

I. INTRODUCTORY REMARKS and INTRODUCTION OF SNHD STAFF

Mark Bergtholdt called the meeting to order at 1:03 p.m. He requested anyone in the audience who had not signed into the meeting yet to do so. He then introduced the SNHD staff members attending the meeting.

Mark Bergtholdt provided website address, www.SNHD.info, where agenda for meeting and body art regulations under discussion. He also provided directions for audience members and Webex Event attendees on how to present their comments at the meeting.

II. FIRST PUBLIC COMMENT: A period devoted to comments by the general public about those items appearing on the agenda. Comments will be limited to five (5) minutes per speaker. Please clearly state your name and address and spell your last name for the record.

Seeing no one, Mark Bergtholdt closed the First Public Comment portion.

III. MAJOR CHANGES TO CURRENT REGULATIONS

Dante Merriweather presented an overview of the changes proposed for the regulations. These revisions were made after a review of the Nevada State Administrative Code, the National Environmental Health Association Body Art Model Code and input received from the public.

Numerous clarifications are proposed. More than fifty redundant or obsolete definitions have been removed. Language proposing the granting of waivers of the regulations has been included. There are some proposed changes to the mandatory language within the consent forms, and the imminent health hazards section of the regulations has been streamlined to include consolidated instructions for corrective action.

The largest proposed change to the two regulations for Tattooing and Body Piercing is the combining of them into one set of Body Art Regulations. Also proposed are changes to the body art card that will set a minimum level of experience for an artist before they can take on any apprentices. The proposed regulations will also limit the number of apprentices that an artist can have at any one time.

From an operational standpoint, the hand sink requirements have been more clearly defined, including a clarification that hand sinks must be permanently plumbed to potable water and sanitary sewer. The hand sinks must be a minimum size and there must be at least one hand sink for every four workstations, located no more than 15 feet from a procedure table. Any facility in compliance with the current hand sink requirements are fine until a change of ownership occurs or a remodel of the facility.

Also proposed are detailed requirements for an equipment processing room for any facility that uses reusable equipment that needs to be sterilized. Additionally, the minimum testing for the sterilizer has been increased from once a year to monthly. This is the minimum requirement adopted by the state. Each sterile pack must include a class five or six indicator to indicate proper sterilization conditions reached the surface of the equipment. For facilities that use reusable equipment, an ultrasonic cleaner must be used on equipment prior to processing the equipment in a sterilizer.

There is a proposal to set conditions for expired equipment that can be stored within the facility. These conditions include allowing the equipment to be used only for practice when it is properly labeled and stored.

There are also proposed minimum requirements for jewelry and improved instructions for handling solid waste and biohazardous waste.

These changes have made the Regulations more concise, reducing the number of pages from 67 to 59 pages.

This is a broad overview of the main items that have been altered, expanded, or deleted in this revision. All concerned parties are strongly urged to closely read and review the proposed revisions in a timely manner and present any concerns to the Southern Nevada Health District as soon as possible.

IV. PUBLIC COMMENTS TAKEN REGARDING PROPOSED SOUTHERN NEVADA HEALTH DISTRICT REGULATIONS GOVERNING THE SANITATION AND SAFETY OF BODY ART ESTABLISHMENTS

Public comments were taken by Regulations section.

- 1. Definitions: This section is where all the definitions are. Words that are defined in these Regulations will appear in bold text through the Regulations.**

Leyla Fowler made note of piercing definition, quoting “to make, generally permanent in nature, a hole, mark, or scar.” She stated fellow body art artists did not feel that was the definition of piercing. For them, piercing is placing body jewelry or adorning the body, not purposefully making a permanent mark or scar. She requested the wording be addressed.

Mark Bergtholdt asked how she would address that wording. Ms. Fowler said that is how she would like it addressed, that “piercing is adorning the body and inserting jewelry.” They are not purposefully making a permanent mark or scar.

Audio issues were noted as affecting some Webex Event attendees. The issues were acknowledged, and suggestions provided for fixing the issue.

Ms. Fowler returned to the podium to state she noticed a change was made in definitions to add journey body artists and wondered if consideration was given to a master system versus a journey system. Mr. Bergtholdt stated the wording would be taken under consideration.

Ms. Fowler requested years of experience be taken into consideration in regard to needing four years before accepting apprentices and when renewing expired body art cards, so those with years of experience are exempted from retaking the body exam and starting over.

2. Imminent Health Hazards: These are the conditions that require immediate closure of a body art establishment.

Audio issues continued to affect two Webex Event attendees. Mark Bergtholdt noted the problem was being worked on that answers would be provided as soon as possible.

Marko Greisen provided comment on previous regulation section, 1.28, and questioned whether lash enhancement should be included. Believes lashes are a cosmetology issue and not related.

Leyla Fowler requested that online participants be made public and was concerned the lack of participation from industry meant the majority of shops did not know about the meeting. Mr. Bergtholdt stated emails were sent out to the shops and artists using the email addresses the health district had one file. Karla Shoup added that two more workshops would be held and confirmed that those workshops would be following the same agenda.

A list of Webex Event participants was added to the screens in the conference room.

No comments provided by audience or Webex Event attendees on Section 2.

3. Facilities and Equipment: This section describes the minimum requirements for a body art establishment.

Kalawelo Kaiwi asked question about equipment, processing of instruments and jewelry. He stated new factory jewelry is placed in a statum. Mr. Kaiwi said the statum is considered a type of autoclave and he uses it on non-sterile jewelry, not just instruments. Mark Bergtholdt requested clarification on the process of using a statum. Mr. Kaiwi advised a statum is an autoclave in cassette form. He requested clarity on placing it in a processing room, as he said they are not using it on hazardous, or biohazardous reusable jewelry – it is being used on new jewelry. He requested clarity, as the proposed regulations state sterilizing equipment must be placed in a processing room, not in the procedure room where it is currently placed, and that a new processing room would then need to be added. Mr. Bergtholdt then asked if Mr. Kaiwi would like to see wording to the effect that if the equipment is to be used for single-use new jewelry, it can be placed in the procedure room. Mr. Kaiwi stated he would simply like clarity on the wording and Mr. Bergtholdt said it would be taken under advisement.

Leyla Fowler requested clarification on section 3.10.3 – biohazardous waste disposal. Would like to know if the trash cans in the procedure rooms would now be considered biohazard

waste versus regular waste, and what impact that would have on having biohazard pick up sufficient enough for multiple artists in one studio. Ms. Fowler asked if they could still dispose of waste that is not liquid releasable waste in the regular trash. Mr. Bergtholdt stated that is correct, but that the wording can be clarified.

Kalawelo Kaiwi commented on the processing room and the two-compartment utility sink requirement. Requested a definition of a two-compartment utility sink for these regulations and wanted to know if it can be porous, like a sink to wash clothes. Mark Bergtholdt stated it can be any two-compartment utility sink, as opposed to a food preparation sink. He stated the health district would look at clarifying the wording.

Leyla Fowler commented on Section 3.13 – equipment processing room. While her shop has a processing room, she asked if current shops would need to remodel to meet the new proposed specifications, or if these requirements would be for new shops only. Mark Bergtholdt stated these proposed specifications would be for new shops or any shops going through a remodel or change of ownership, which would require the shop come into compliance at that time.

Marko Greisen commented on the new proposed lighting requirements requiring that lighting be made of materials that do not shatter. Mark Bergtholdt stated that the materials surrounding or covering exposed lighting should not be made of a material that shatters, not the bulbs themselves. Bulbs should not be exposed.

Marko Greisen commented on Section 3.11.5, which requires a sharps container at each workstation. He asked if a workstation has two beds, will one sharps container be sufficient. Mark Bergtholdt said the health district can look into that situation.

Erin O'Malley read question from Webex Event attendee Jeffrey McIntosh, "With the current COVID restrictions, why is the amount of sinks being changed?" Mark Bergtholdt stated he could not comment specifically on that, but that it was a request from outside the health district and the change would match up with the Body Art Model Code from the National Environmental Health Association and the state requirements. Leyla Fowler requested clarity on Mr. Bergtholdt's comment that the change was a request from "outside." Mr. Bergtholdt stated a listening session was held in September and that's where the number of hand sinks was brought up. He stated health district staff had also been discussing the number of hand sinks per station.

Ainjil Chipp requested clarification on closed screening for private stations. She wanted to know if that requirement pertains to private studios that are not open to the public. Mark Bergtholdt stated this would be taken under consideration.

Leyla Fowler also requested clarification as to if the screening regulation would pertain "across the board," as there are several open-space studios. She also wanted to know if someone could attend more than one workshop to comment on the changes. Mark Bergtholdt stated that yes, multiple workshops could be attended for comment and that comments could also be sent in via email to bodyart@snhd.org.

Erin O'Malley read comment from Webex Event attendee Albert Conant, "Please define private studio." Mark Bergtholdt stated the health district will take defining a private studio under consideration. Karla Shoup asked if anyone would like to comment on the definition of a private studio. Ainjil Chipp stated she owns a private studio, which is not open to the public, is by appointment only, and does not have posted hours. Mr. Bergtholdt drew attention back to Ms. Chipp's previous comment on section 3.12, which requires at least one

workstation that can be screened from the public and other patrons for privacy, stating if there is one body art workstation, it inherently is private. Ms. Chipp responded that there have been mixed messages from inspectors regarding this issue, as some inspectors stated that since it is a private studio screening is not needed, however other inspectors have commented there needs to be at least one rolling, movable screen in case two artists are working at the same time.

Erin O'Malley read comment from Webex Event attendee Albert Conant, "We are all public shops."

4. General Sanitation: This section describes the minimum sanitation requirements for a body art establishment.

Leyla Fowler commented on Section 4.3.3.7 – if needed, placed in a sealed sterilization package with a class V chemical indicator or class VI chemical indicator. Ms. Fowler asked if the definition of indicator has changed and wanted to know if rolls of self-sealing with a note inside indicating date and sterilization are still allowed under this definition. Mark Bergtholdt stated this is one of the changes to the regulations and requires each package contain a class 5 or 6 indicator, which means the conditions for sterilization occurred at the surface of the equipment. Temperature, time, and pressure are all measured. Mr. Bergtholdt clarified that this is different indicator that's different from the package and different from the tape. He stated some indicators are only temperature sensitive, while others are temperature and pressure sensitive. The health district is wanting an indicator that shows sterilization on the surface of the equipment met time, temperature, and pressure conditions. Mr. Bergtholdt stated these types of indicators are available for approximately twenty cents apiece. He agreed with comment from the audience that steristrips meet these conditions. Ms. Fowler requested confirmation that after jewelry, tubing, and other equipment is sterilized, each individual item should have a steristrip placed inside the packaging. Mr. Bergtholdt confirmed that is the requirement and explained the reason for this change is that inspectors have seen packs that are not being processed properly, so this new requirement will make sure sterilization is occurring at the surface of the equipment.

Leyla Fowler commented on the same Section 4.3.3.7 – class V chemical indicator – that the sterilizer currently used in her establishment is a steam sterilizer and she wanted to confirm that was still okay. Mark Bergtholdt confirmed it was okay.

Leyla Fowler requested clarification on the number of indicators needed for packages that contain multiple pieces of jewelry that have not been cut apart. Mark Bergtholdt stated if it is one pack, one indicator is needed – one indicator per pack. Mr. Bergtholdt clarified that when he says "indicator" he means chemical indicator, not mechanical.

Erin O'Malley read a comment from Webex attendee Albert Conant, who requested an example of the product. Mark Bergtholdt stated that typing "class 5 chemical indicator sterilizer" on any search engine should show these products.

Leyla Fowler commented on Section 4.4.4 – Equipment packed in peel-packs or heat-sealed plastic and sterilized in house. Requested clarification regarding studios with multiple locations sterilizing at one location and distributing to the other locations. Wording is "per studio, per use." Mark Bergtholdt confirmed the wording and stated they would take the multiple studio scenario under consideration.

Kalawelo Kaiwi presented photo on his smart phone of the class 5 indicator he had searched for via the internet. Mark Bergtholdt confirmed the photo was of one of the indicators under discussion.

Kalawelo Kaiwi commented that sterilizing pouches already have an indicator on them. Requested confirmation that the indicators under discussion were in addition to the indicators on the pouch. Mark Bergtholdt confirmed that this is correct, as indicators on the packaging are not class 5 as they only indicate temperature, and the health district would like an indicator of time, pressure, and temperature.

Leyla Fowler commented on Section 4.7.4 – Only distilled water or sterile water dispensed from an unopened single-use container can be used for the mixing of inks, dyes, or pigments. She wanted to know if there were options other than the gallon-sized containers generally found. Mark Bergtholdt stated sterile water containers can be found in sizes less than one gallon and advised once a container of sterile water is opened the water is no longer sterile. Ms. Fowler stated it would be best to not continue purchasing gallon-sized containers, as it must be tossed after it has been opened.

5. Responsible persons and other body art establishment employees: This section describes the responsibilities of each person working in a body art establishment.

Marko Greisen commented on Section 5.1.1 – The permit holder must designate a responsible person or persons to act on their behalf within the body art establishment. A responsible person must be present during all hours of operation and any time a body art procedure is being performed. He requested clarification on how this would work if an artist was working on a day that the owners were not in the shop. Mark Bergtholdt asked what the process would be if the health district showed up on a day when the person acting on behalf of the permit holder was not present; would the person working in the establishment allow the health district entry for an inspection and be the responsible person at that time. Mr. Greisen stated they would allow entry, and Mr. Bergtholdt said that is the definition of a responsible person. Karla Shoup advised there are additional responsibilities for the responsible person outlined in the regulation, and that the person must be capable of meeting them. Mr. Greisen clarified that the person can change, and Ms. Shoup confirmed. She reiterated that the responsible person is capable and willing to fulfill the responsibilities outline in this section of the regulations.

Marko Greisen requested additional clarification on the wording “accountable for compliance with all requirements issued by all relevant state, county, and local agencies of jurisdiction where the body art establishment conducts business.” He stated that person doesn’t hold any legal right to that business or responsibility, per the definition.

Leyla Fowler requested clarification on Section 5.3.2.2 – maintaining a list of all body artists who no longer work in the establishment, and the reasoning behind the requirement to keep their information for two years. Mark Bergtholdt stated he believes that requirement came from the state and would investigate it. He stated the health district might need the information in case of an outbreak investigation involving someone who may no longer work in the establishment. Mr. Bergtholdt requested feedback on if industry would like to see something less or something more regarding that requirement. Ms. Fowler replied that she would like to see something less, as once the person leaves her establishment, they are their own entity and questioned holding on to their information.

6. Patrons: This section describes the minimum requirements for a patron and what they must be advised.

Leyla Fowler commented on Section 6.1 – patron age requirements – noting that the age requirement was removed. Mark Bergtholdt responded that it was not believed that an age requirement was necessary, as each business could set their own limit according to their practices. Kalawelo Kaiwi questioned whether providing services for patrons under a certain age might be considered statutory rape when touching anything on the torso. Mr. Bergtholdt stated that is not something the health district enforces; the health district enforces public health regulations and moral issues are enforced by other agencies, such as the police. Ms. Fowler stated she felt the lack of an age requirement was concerning. Karla Shoup stated she agreed and that it was something the health district would take under consideration. She advised a pediatrician and/or other medical professionals might be contacted to gather their opinions. Ms. Fowler stated the body art industry has relied on certain regulations so they can say “Absolutely not” and wondered why items like this were being removed.

Ainjil Chipp commented that she believes an age limit is required due to some of the requests from parents she has received over the years for piercings on their minor children. Ms. Chipp also requested reassurance that when a parent sues because the artist did, or did not, provide a requested service – or someone feels they were discriminated against – the health district will back them up. She stated providing a set of standards is important, as minors cannot speak for themselves. Karla Shoup asked if there is a minimum age that Ms. Chipp would recommend. Ms. Chipp stated sixteen may be acceptable to some artists but felt any piercings that require a minor to take their shirt or pants off should not be allowed.

Webex attendee Albert Conant commented that children under fourteen requesting piercings should be sent to pediatricians, and that piercing under that age could be considered child endangerment. He stated tattooing anyone under age eighteen should be limited. Requested age limit be added back into the regulations.

Leyla Fowler commented that ear lobe piercings would not be included in any minimum age requirements. She reiterated that anything that requires taking the shirt or pants off a minor should have an age requirement.

Marko Greisen commented that he agreed with Leyla Fowler’s recommendation to exclude ear lobe piercings from minimum age requirements. He stated that for permanent makeup he recommends a minimum age limit of sixteen with a parent present, as a sixteen-year-old can drive and get a license.

Leyla Fowler commented on Section 6.3.5 – patron evaluation must include the following statement, “Consult a physician prior to the procedure if you have any concerns about any of the questions below:” requesting clarification on what this wording means. Should the tattoo or piercing be halted at that time until the person has consulted a doctor? Mark Bergtholdt clarified that a doctor would only need to be consulted if the client had concerns with the other questions in the evaluation.

Leyla Fowler requested the wording be reviewed on section 6.3 in regards to risk notification, as it seems to place blame on the body art establishment or artist if an infection occurs due to improper aftercare and they have no control over what the client does after they leave. Mark Bergtholdt stated the risk notification section is to advise the client of possible adverse reactions and side effects of body art. Ms. Fowler stated she is not averse to the risk notification, as that has always been part of the regulations, but is concerned with the wording. Karla Shoup advised her that if she has any suggestions for the wording to please email them to the health district.

7. Body Art Procedures: This section describes the minimum steps and conditions of any body art procedure.

Kalawelo Kaiwi commented on Section 7.4.7 – jewelry standards ASTM F138 and ISO. He said the standards of jewelry compliance in three countries – Japan, Europe, and United States – provide percentages of materials in the jewelry, but the proposed regulations do not state percentages and are very specific standards. The grade of material is not defined. He said industry has been using 316L standard for years, which specifies the base material from which the jewelry originates. Mr. Kaiwi stated there is little compliance with ASTM F138. He acknowledged the titanium ASTM F136 standard jewelry is widely available, but the steel ASTM F138 is not. Mr. Kaiwi questioned whether industry can use jewelry that complies with the material content of ASTM F138. Karla Shoup said she believed the standard came from the Body Art Model Code, and Mark Bergtholdt said it might also be part of state code. Both indicated the health district can investigate the issue, as this is new to the regulations. Mr. Kaiwi stated 316L steel has been used for years and questioned whether there was any data or statistics to show that standard was unsafe. He also advised 316L is commonly used in medical instruments and medical implants, and that the F138 standard would limit jewelry purchases to high end shops at higher cost. Ms. Shoup stated the health district would investigate.

Leyla Fowler commented that she is also concerned with this section of the regulations regarding jewelry standards and advised this would require her to purchase jewelry from three specific jewelry companies to meet the standard. She said this would have a huge financial impact on piercing businesses. Ms. Fowler requested the standard be returned to the 316L standard industry has been following for years. Mark Bergtholdt stated he had just reviewed NAC 444, which the health district regulations must meet. Those regulations identify ASTM standard F138 and ISO 5832-1 as the minimum requirements for the steel that needs to be in jewelry. Kalawelo Kaiwi spoke from the audience, questioning whether the 316L standard falls into that same standard. Other audience members said it did. Ms. Fowler commented on the requirement to provide mill certificates and ISO certificates. She stated there are only three major companies that provide the ISO compliancy certification, and they would be unable to use multiple suppliers that they have been purchasing from for years. This would cause costs to rise and cost them the relationships they have with these suppliers. Karla Shoup reiterated that the health district would look into the matter and requested those who are concerned about a financial impact on their business due to the new regulation complete the business impact survey.

Kalawelo Kaiwi asked whether the 316L standard complies with the ASTM F138 standard. Karla Shoup and Mark Bergtholdt stated they needed to investigate this. Mr. Kaiwi requested additional wording in the proposed regulation to clarify the standard and if 316L would comply. He said there is no data that proves someone fell ill or was hospitalized due to the material used, but that infections may occur with how clients care for their new piercings. He requested clarity on if 316L meets the standard proposed in this regulation. Mr. Bergtholdt said the health district would review that section.

Webex attendee Albert Conant commented that his shop uses sterilized 316L needles and jewelry. He stated they provide a good product and believes 316L should be included in the regulations.

Lou Tanuis commented on externally versus internally threaded jewelry. He asked if there was any data to show that in a healed piercing, damage had occurred directly from the externally threaded jewelry. He stated that if done properly, externally and internally threaded jewelry should have the same safe, damage-free outcome if 316L compliant jewelry

is used. Mark Bergtholdt stated the health district would investigate the issue. He then reviewed NAC 444 and advised it requires all threaded or press-fit jewelry must have internal tapping or threading.

Leyla Fowler commented that industry has been operating for years under the previous standards and was not aware changes had occurred at the state level. She requested the health district attempt to have these new regulations reversed or direct her to anyone who could assist. Mark Bergtholdt advised this would need to be taken to the state level, as the new standards were part of the body art regulation changes made in 2017. When Ms. Fowler questioned whether there was any leeway in relation to this section of the regulations, Mr. Bergtholdt again advised the health district would review this issue and he would speak with his counterparts at the state level for more information. He also stated this new standard is part of the National Body Art Model code. Ms. Fowler stated this section of the national standards were not enacted in other cities, and that their current suppliers cannot show the certification required because they are not in “the same club” as the other jewelry companies that can show certification. She requested the proposed regulation be reworded. Mr. Bergtholdt requested confirmation that she would like to have 316L included as one of the standards, and Ms. Fowler stated she would like it included.

Mark Bergtholdt questioned the statement that other cities had tried to enact these standards and had issues. Kalawelo Kaiwi approached the podium to state this was attempted in Seattle and Portland and there was a sense that this standard was very biased on the behalf of material made in the Unites States. He said material sourced from Europe and Asia meets the standards of federal regulations in regard to implant-grade products, but when these specific codes are required for compliance there are only specific companies that meet them. Mr. Kaiwi stated he felt this specific guideline does not come down to safety, but instead is biased towards certain companies selling merchandise and jewelry. He also advised that wait times for these companies now have six month waiting lists for their products.

Kalawelo Kaiwi commented on the section of the regulation requiring certificates and records be held for three years. He questioned how the health district would be able to determine which material is which in a jewelry lot. Karla Shoup stated this requirement has to do with product recalls, and the establishment would keep records of the patrons and what items were used. If the health district becomes aware of a recall they can ask if any facilities used that product and make sure the patrons are notified. Mr. Kaiwi requested clarity regarding documenting the origin of products and questioned if this was related to recalls. Mark Bergtholdt confirmed documentation of product origin is needed for recalls. He also stated that if a patron becomes ill from a particular piece of jewelry, such as poisoning from a piece of metal leaching, the records can be used to trace back from the shop to the supplier and then to the manufacturer.

Kalawelo Kaiwi requested confirmation that in 2017 a law was passed requiring internal threading of jewelry. Mark Bergtholdt confirmed this to be the case and stated the health district regulations can be no less stringent than the state’s regulations.

Leyla Fowler commented that she and other shops would like to see the wording changed so that they can continue to use their suppliers, who can provide mill certification but not the certification required by this new regulations. She requested the material they are currently using be added back into the regulations.

8. **Body Art Card: This section describes the various body art cards and the limitations of each card.**

Marko Greisen provided comment on Section 8.3.4.1.3, requesting clarification on the wording “sponsor no more than ten apprentices at any one time.” Mark Bergtholdt stated this was requested by industry, as there are some businesses that have a model of paying for training and accepting tens of people every six months, but not providing proper apprenticeship training within that time. He said the new requirement would be each journey or master artist can only have ten apprentices practicing at any one time under them for the length of six months. Mr. Greisen said this requirement would greatly impact their business, as they have five to ten apprentices that start at the beginning of each month for a six-month training session. Mr. Bergtholdt questioned how many artists are employed by the business, and Mr. Greisen explained their business model. Mr. Bergtholdt asked Mr. Greisen what his proposal would be for this section. Mr. Greisen stated he would propose no more than ten apprentices per month in a sound environment with a proper curriculum and employees to support the training. He said in his business they have one master artist and two journey people, with approximately forty to fifty apprentices. He stated 80% of their business was training and 20% service. Karla Shoup asked if a distinction should be made between a shop and an educational facility. Mr. Greisen stated he thought so, as his facility is like a school and how it is treated. He then commented that he felt that people needed four years of experience before they could take on an apprentice, which Mr. Bergtholdt stated was the key with this new regulation.

Ainjil Chipp commented that she wants to see a two-year apprenticeship for body art, but even a one-year apprenticeship would be more appropriate than the current six months. She stated she is unfamiliar with permanent makeup training or piercing, but that ten apprentices for a tattoo artist would be too much. Ms. Chipp requested clarity between the different procedures and the number of apprentices each type of artist could accept at one time. She felt a tattoo artist should only have one apprentice at a time.

Marko Greisen agreed that a one-year apprenticeship would be best, and that people need more experience. He also clarified that his business does not have ten apprentices in the facility at one time; they are all scheduled so there are a few at a time. Mr. Greisen also commended on Section 8.8.1 – Body artists and journey body artists must not perform body art procedures if their body art or journey body artist cards are expired. He states he agrees with that statement, and then questioned the section that states current body art card holders can apply for a journey body art card without the four years’ experience. Mark Bergtholdt said this is necessary as the health district cannot change the rules on them, and that this would act as a “sunset clause.” The section captures those card holders who are already in the system. Mr. Bergtholdt also emphasized an artist must apply for a journey card before accepting apprentices as a key part of the proposed regulations.

Webex attendee Albert Conant commented that his business is taking care of customers and making sure tattoos and/or piercings are done properly, safely, hygienically. They are not in the business of trying to sell or selling certifications to other artists. Apprentices are watched very closely, and he stated the idea of having ten apprentices in a shop that is not a school is “crazy” unless multiple journeymen are there monitoring the apprentices. Mr. Conant commented that four years should be the minimum for somebody training someone else in the art of tattooing, as well as piercing. Due to the amount of training required, he suggested an artist have eight years of experience before training others. He stated he looks for the most experience possible when hiring.

Ainjil Chipp commented that attendees at the earlier listening session proposed ten years’ experience for tattooing and two-year apprenticeships. She said she wanted to remind everyone of these proposals, since not everyone attending this meeting attended the last one, and she wanted to make sure everyone was informed. Mark Bergtholdt responded that

the purpose of the health district is to protect public health, not to ensure businesses are running at high quality. He stated the minimum requirement for public health is blood borne pathogens in a body art shop; the health district does not regulate the quality of the artists there. Mr. Bergtholdt said there had even been a push to eliminate the body art card, questioning its public health significance. He advised OSHA should ensure that, but since OSHA does not visit regularly the health district is stepping into that role with the card, ensuring that people understand bloodborne pathogens. Ms. Chipp stated she is aware that artists are responsible for the type and quality of the artwork done by their apprentices, which is why she felt the more experience the better to take on an apprentice. She stated she felt the minimal training could hurt somebody due to the apprentice not receiving proper education. Ms. Chip commented that requiring a lengthier apprenticeship would require people to take it seriously and the apprentice would receive an education to better protect the people they are tattooing. Mr. Bergtholdt thanked Ms. Chipp for her comments and stated they would be taken into consideration. He then stated the health district cannot regulate ugly body art, as that is not the district's job. Ms. Chipp responded that the issue she was concerned with was opening the skin and causing an abrasion susceptible to a host of different bloodborne pathogens and other diseases that the public can be protected from with better education.

Kalawelo Kaiwi commented that if safety is the main concern and not quality, he would like to request again that the jewelry aspect of the proposed regulations be reviewed. Mark Bergtholdt stated the district was committed to looking into that description.

Marko Greisen commented that permanent makeup, tattooing, and piercing are all slightly different. Karla Shoup stated that from the health district standpoint, trying to protect public health is the main concern, which comes back to bloodborne pathogens. She explained this is why the regulations were combined, since the focus on public health is the same regardless of the different nuances seen in the industry.

Leyla Fowler commented on the fees for cards not being present in the proposed regulations. Mark Bergtholdt stated these are listed in a separate fee schedule, not in the regulations. She asked if anything had changed, and he stated no.

9. Body Art Special Events: This section describes the conditions and requirements for body art special events.

Mark Bergtholdt clarified that a special event permit is still required, even if an artist has a body art card – no change.

No comments provided by audience or Webex Event attendees on Section 9.

10. Health Permit: This section describes how a permit is issued, various exemptions, what information needs to be posted by the body art establishments, and what information needs to be shared with the health district.

Leyla Fowler requested confirmation that currently open studios would not be required to remodel if proposed regulations are adopted. Mark Bergtholdt confirmed this to be the case.

Leyla Fowler inquired if the waiver process could be utilized to waive the body art jewelry material requirements proposed in Section 7 of the Regulations. Karla Shoup explained the waiver process and advised the health district needs to investigate the jewelry issue before confirming the proposed regulation change will be pursued as written. She stated this

change is a state law and there is little room to change it. Ms. Shoup requested assistance from industry in evaluating if the current health district jewelry regulations have presented a risk or hazard to public health and requested any substantiating information they can provide. She explained that when a waiver is submitted a risk is identified, and an explanation provided for why that regulation cannot be complied with and the alternative method that will be used to mitigate the risk. Ms. Shoup stated waivers are accepted in the pool program, and they would like to introduce them to the body art program, as well.

Webex attendee Albert Conant suggested wording changes to proposed regulations stating that whenever there are specific labels or standards listed in the regulations, the words “or equivalent” be used to cover the constantly changing metal materials. He stated there are many different standards with jewelry, and if they provide the same protection then “or equivalent” wording would resolve some of that problem.

11. Enforcement: This section describes how the health district will enforce these regulations.

No comments provided by audience or Webex Event attendees on Section 11.

12. Permit Suspension: This section describes what action can be taken and how the health district can suspend and revoke the permit.

No comments provided by audience or Webex Event attendees on Section 12.

13. Necessary Legal Language:

Leyla Fowler commented on the “Miscellaneous” section of the language, stating the wording can be interpreted to mean that these regulations have already taken effect and requested clarification. Karla Shoup said there are still several steps left before the proposed changes get to the implementation and documentation. Mark Bergtholdt said this language is in the regulations for when these changes are adopted. He confirmed there is still a long way to go.

Kalawelo Kaiwi requested an explanation of why single point piercings or dermal anchors are not allowed. Mr. Bergtholdt responded that this was a decision made when these regulations were first drafted. Single point piercings were considered a medical procedure and if a facility wants to do single point piercings, they can get a contract with a doctor to perform this procedure under their supervision. Mr. Kaiwi requested additional clarification as to why it is considered a medical procedure. Mr. Bergtholdt explained that medical personnel at the health district made that determination and continue to make that determination.

V. SECOND PUBLIC COMMENTS: A period devoted to comments by the general public, if any, on any subject, and discussion of those comments. Comments will be limited to five (5) minutes per speaker.

A question was asked about whether minutes of the meeting would be made available. Karla Shoup stated yes, the minutes will be posted online.

Leyla Fowler stated she did not see this meeting and its date posted on the website; she only knew about the meeting from an email she received. Mark Bergtholdt stated the meeting information was posted on the website under Public Notices. Ms. Fowler questioned when the minutes would be available online, and Ms. Shoup stated it would be posted once Erin O’Malley was able to type them.

Mr. Bergtholdt thanked Ms. Fowler for her comment and stated he can have these meetings and the minutes posted on the Body Art webpage, but these notices can also be found in the Public Notices section of the health district website.

No further comments and Mr. Bergtholdt closed the second public comments portion.

VI. SUMMARY and FINAL SNHD COMMENTS

This is the first of three public workshops. Additional workshops will be held on January 6th, at 9:00 a.m. and January 13^h, at 1:00 p.m. SNHD will take any public comment on the proposed regulations, any data on the impact to businesses, until January 31st, 2022. Comments can be made in person in an upcoming workshop, or they can be emailed to Special Programs at bodyart@snhd.org.

Mark Bergtholdt requested everyone complete a Business Impact Survey, which is an opportunity to provide input to the health district on the impact these proposed regulations will have on business. Surveys were included in the email sent out on Monday, December 6th, 2021. Audience members could also take a blank form from the ones provided at the table near the door. Mr. Bergtholdt requested completed forms be returned following the directions at the bottom of the survey.

VII. ADJOURNMENT

Mark Bergtholdt adjourned the workshop at 3:15 p.m.

CERTIFICATE OF POSTING
OPEN MEETING NOTICE
NRS 241.020(3)(b)

I certify that I posted the Agenda for the meetings identified below *more than three working days prior to the meeting* in accordance with NRS 241.020 (3)(b):

**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

December 21, 2021 Tuesday, 1:00 p.m., Southern Nevada Health District Public Health Center,
280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

Name of Location: _____ Southern Nevada Health District _____

Address of Location: _____ 280 South Decatur Boulevard _____

City, State, ZIP: _____ Las Vegas, NV 89107 _____

Date/Time of Posting: _____ 12/15/21, 9:30 a.m. _____

Printed Name: _____ Heather Hanoff _____

Signature: _____  _____


Nevada Public Notice Website

Government
State
City
County
K-12
Higher Education
Special Districts

Entity
Administrative Oversight Committee (AOC) (Ambulance Regulation - Clark County)
Alamo Sewer and Water District
Baker Water & Sewer Gen'l Improvement District
Beatty General Improvement District
Beatty Water and Sanitation District
Big Bend Water District

Public Body
Southern Nevada Health District

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Notice	Date Posted	Event Date	Time	Status	Type
 Solid Waste Mangement Authority Hearing Officer Administrative Hearing (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/1/2021	12/9/2021	9:00 AM	Scheduled	Hearing
 Proposed Body Art Regulations Workshop (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	12/21/2021	1:00 PM	Scheduled	Workshop
 Proposed Body Art Regulations Workshop Agenda (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/15/2021	12/21/2021	1:00 PM	Scheduled	Workshop
 Proposed Body Art Regulations Workshop (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	1/6/2022	9:00 AM	Scheduled	Workshop
 Proposed Body Art Regulations Workshop (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	1/13/2022	1:00 PM	Scheduled	Workshop
 Proposed Body Art Regulations Business Impact (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	2/24/2022	9:00 AM	Scheduled	Hearing
 Proposed Body Art Regulations (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	3/24/2022	9:00 AM	Scheduled	Hearing

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08:30 AM  City of Boulder City (https://www.bcnv.org/AgendaCenter/ViewFile/Agenda/_12152021-1517) 
 
 Email Address, No Website |  Link to Website

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1. Your name and email address.
2. The type of Government (i.e. State, City, County, K-12, Higher Education, Special Districts).
3. The area or "Entity" your Government type represents. For example, if your Government type is County, tell us which County i.e. Churchill, Clark, Douglas, etc.
4. The name of the Public Body (aka Committee/Council/Board) you will be posting for? Please list all of the Public Bodies you will be responsible to post notices for.
5. After you send the email with this information, you will receive an email or phone call back from the Department of Administration's Director's Office to confirm your account has been successfully enrolled. If you have questions, please email deptadmin@admin.nv.gov (<mailto:deptadmin@admin.nv.gov>).

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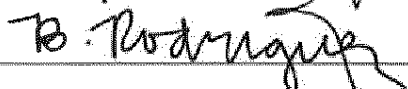
Name of Location: Boulder City, City Hall

Address of Location: 401 California Avenue

City, State, ZIP: Boulder City, NV 89005

Date/Time of Posting: 12/16/2021 @ 8:02 am

Printed Name: Bridgette Rodriguez

Signature: 

Please return this certificate via FAX to:
 Special Programs Section, Southern Nevada Health District
 (702) 759-1486

Thank you.



FROM

TO

Name: Bridgette Rodriguez

Phone: 702-293-9208

Fax:

17027591486

E-mail: Brodriguez@bcnv.org

Sent: 12/16/21

at: 8:05:09 AM

2 page(s) (including cover)

Subject: Attached Image

Comments:

CERTIFICATE OF POSTING

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December 21, 2021 Tuesday, 1:00 p.m., Southern Nevada Health District Public Health Center, 280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

Name of Location: Clark County Government Center

Address of Location: 500 South Grand Central Parkway

City, State, ZIP: Las Vegas, NV 89155

Date/Time of Posting: 12.15.21 4:30pm

Printed Name: Karishadden

Signature: Karishadden

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

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December 21, 2021 Tuesday, 1:00 p.m., Southern Nevada Health District Public Health Center,
280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

Name of Location: Henderson City Hall

Address of Location: 240 Water Street

City, State, ZIP: Henderson, NV 89015-7227

Date/Time of Posting: 11:30 12-16-21

Printed Name: Nancy Heffernan

Signature: 

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

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2021 DEC 15 P 2:28

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280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

Name of Location: Las Vegas City Hall

Address of Location: 495 South Main Street

City, State, ZIP: Las Vegas, NV 89101

Date/Time of Posting: 12-15-21 3:00 pm

Printed Name: Barney Perkins

Signature: [Handwritten Signature]

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

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Taking place at:

December 21, 2021 Tuesday, 1:00 p.m., Southern Nevada Health District Public Health Center,
280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

Name of Location: _____ Laughlin Clark County Community Resource Center

Address of Location: _____ 55 Civic Way

City, State, ZIP: _____ Laughlin, NV 89029

Date/Time of Posting: _____ 12/16/2021 8:20am

Printed Name: _____ Tina Gish

Signature: _____ 

Please return this certificate via FAX to:
Southern Nevada Health District
(702) 759-1458

Thank you.

12/15/2021 2:19 PM FROM: SoNV Health District TO: +17026493846 P. 2

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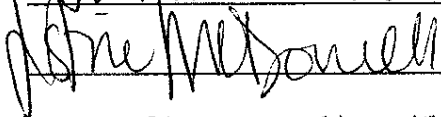
Name of Location: North Las Vegas City Hall

Address of Location: 2250 North Las Vegas Boulevard

City, State, ZIP: North Las Vegas, NV 89030

Date/Time of Posting: 12/15/2021 - 2:40 PM

Printed Name: Justine McDowell

Signature: 

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Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

ATTACHMENT

G



NOTICE

PUBLIC WORKSHOP AGENDA

PROPOSED BODY ART REGULATIONS

9:00 a.m., January 6, 2022
Southern Nevada Health District
Red Rock Conference Room
280 S Decatur, Las Vegas, NV

To participate remotely either:

- Use this Webex Event address for attendees:
- <https://snhd.webex.com/snhd/onstage/g.php?MTID=e29a94940e33f1f65f3b4fc097ae14507>
This link is for public attendees only.
- Call into the meeting:
 - Dial (415) 655-0001 and
 - Use Access Code 2552 660 0289
- For other governmental agencies who use video conferencing capability
 - The video address is 25526600289@snhd.webex.com

I. Introductory Remarks	Introductory Remarks and Introduction of SNHD Staff by EH Staff
II. Public Comments	A period devoted to comments by the general public about those items appearing on the agenda. Participants in the room can step up to the speaker's podium; clearly state your name and organization. Spell your last name for the record. If you are participating remotely please submit request to speak via Webex Raise Your Hand or Chat functions. Comments will be limited to five (5) minutes per speaker. If any member of the panel wishes to extend the length of a presentation, they can upon request of the speaker.
III. Major Changes to Current Regulations	EH Staff
IV. Public Comments Taken Regarding Proposed Southern Nevada Health District Regulations Governing the Sanitation and Safety of Body Art Establishments	EH Staff Link to draft regulations: 20211129-Body-Art-Regs-WORKING-DRAFT.pdf (southernnevadahealthdistrict.org)
V. Second Public Comment	A period devoted to comments by the general public, if



any, and discussion of those comments, about matters relevant to the Health District Board’s jurisdiction will be held. Comments will be limited to five (5) minutes per speaker. If any member of the panel wishes to extend the length of a presentation, they can upon request of the speaker. See above for instructions for submitting public comment.

VI. Summary & Final SNHD Comments

Discussion of next steps by EH staff

VII. Adjournment

EH Staff

(cont.)

THIS AGENDA HAS BEEN POSTED IN THE MAIN LOBBY OF THE FOLLOWING LOCATIONS: 1) CLARK COUNTY GOVERNMENT CENTER, 500 S. Grand Central Parkway, Las Vegas, NV; 2) LAS VEGAS CITY HALL, 495 S. Main Street, Las Vegas, NV; 3) NORTH LAS VEGAS CITY HALL, 2250 N. Las Vegas Boulevard, North Las Vegas, NV; 4) HENDERSON CITY HALL, 200 Water Street, Henderson, NV; 5) BOULDER CITY, CITY HALL, 401 California Avenue, Boulder City, NV; 6) MESQUITE CITY HALL, 10 E. Mesquite Boulevard, Mesquite, NV; 7) SOUTHERN NEVADA HEALTH DISTRICT, 280 S. Decatur Boulevard, Las Vegas, NV; and 8) CLARK COUNTY COMMUNITY RESOURCE CENTER, 55 Civic Way, Laughlin, NV. This Agenda is also available on the Southern Nevada Health District Internet Website at <http://www.southernnevadahealthdistrict.org> and on the Nevada Public Notice website at <https://notice.nv.gov>. For copies of agenda and supporting materials, please contact Erin O’Malley at (702) 759-1626.

NOTE: Disabled members of the public who require special accommodations or assistance at the meetings are requested to notify Erin O’Malley, Administrative Assistant at the Southern Nevada Health District, by calling (702) 759-1626.



MINUTES

SOUTHERN NEVADA HEALTH DISTRICT WORKSHOP FOR PROPOSED BODY ART REGULATIONS

January 6, 2022 – 9:00 a.m.

Meeting was conducted in person and via Webex Events

Southern Nevada Health District, 280 S Decatur Boulevard, Las Vegas, NV 89107
Red Rock Trail Rooms A and B

STAFF PRESENT: Karla Shoup – Consumer Health Programs Manager
Mark Bergtholdt – Supervisor, Special Programs
Dante Merriweather – Senior Environmental Health Specialist, Special Programs
Michelle Goodsell – Environmental Health Specialist II, Special Programs
James Muth – Environmental Health Specialist II, Special Programs
Erin O'Malley – Administrative Assistant II, Special Programs

ALSO PRESENT: Robert Gonzales, Mari Gonzales, Kalawelo Kaiwi, Ainjil Chipp, Marko Greisen,
(In Audience) Danielle Greisen, Cesar Fernandez

ALSO PRESENT: Kathy Davis-Rees, Giselle Reyes, Albert Conant, Karla Delarosa, Hardline
(Via Webex Events) Hemill, Josh Peattie, Dale Parris, Vanessa Nornberg-Barey, Adolfo Medina, Mo
Fatu, Wendy Chester, Benjamin Lepore, Emily Rocha

I. INTRODUCTORY REMARKS and INTRODUCTION OF SNHD STAFF

Mark Bergtholdt called the meeting to order at 9:04 a.m. He requested anyone in the audience who had not signed into the meeting yet to do so and stated the name and email address of Webex Events attendees was collected when they entered the meeting. He then introduced the SNHD staff members attending the meeting.

Mark Bergtholdt provided the website address, www.SNHD.info, where the agenda for the meeting and body art regulations under discussion are posted. Mr. Bergtholdt stated this would be attendees' opportunity to provide input on the proposed regulations. He also provided directions for audience members and Webex Events attendees on how to present their comments at the meeting.

II. FIRST PUBLIC COMMENT: A period devoted to comments by the general public about those items appearing on the agenda. Comments will be limited to five (5) minutes per speaker. Please clearly state your name and address and spell your last name for the record.

Seeing no one, Mark Bergtholdt closed the First Public Comment portion.

III. MAJOR CHANGES TO CURRENT REGULATIONS

Dante Merriweather presented an overview of the changes proposed for the regulations. These revisions were made after a review of the Nevada State Administrative Code, the National Environmental Health Association Body Art Model Code and input received from the public.

We are proposing numerous clarifications. More than fifty redundant or obsolete definitions have been removed. Language proposing the granting of waivers of the regulations has been included. There are proposed changes to the mandatory language within the consent forms, and the imminent health hazards section of the regulations has been streamlined to include consolidated instructions for corrective action.

The largest proposed change to the two regulations for Tattooing and Body Piercing is combining them into one set of Body Art Regulations. We are also proposing changes to the body art card that will set a minimum level of experience for an artist before they can take on any apprentices. The proposed regulations will also limit the number of apprentices that an artist can have at any one time.

From an operational standpoint, the hand sink requirements have been more clearly defined, including a clarification that hand sinks must be permanently plumbed to potable water and sanitary sewer. The hand sinks must be a minimum size and there must be at least one hand sink for every four workstations, located no more than fifteen feet from a procedure table. Any facility in compliance with the current hand sink requirements are fine until a change of ownership occurs or a remodel of the facility.

The minimum size of a workstation has been decreased from one hundred square feet to eighty square feet.

Also proposed are detailed requirements for an equipment processing room for any facility that uses reusable equipment that needs to be sterilized. Additionally, the minimum testing for the sterilizer has been increased from once a year to monthly. This is the minimum requirement adopted by the state. Each sterile pack must include a class five or six indicator to indicate proper sterilization conditions reached the surface of the equipment. For facilities that use reusable equipment, an ultrasonic cleaner must be used on equipment prior to processing the equipment in a sterilizer.

Finally, there is a proposal to set conditions for expired equipment that can be stored within the facility. These conditions include allowing the equipment to be used only for practice when it is properly labeled and stored. There are also proposed minimum requirements for jewelry and improved instructions for handling solid waste and biohazardous waste.

These changes have made the Regulations more concise, reducing the number of pages from 67 to 59 pages.

This is a broad overview of the main items that have been altered, expanded, or deleted in this revision. All concerned parties are strongly urged to closely read and review the proposed revisions in a timely manner and present any concerns to the Southern Nevada Health District as soon as possible.

Mark Bergtholdt spoke about the results of the previous workshop. Minutes for the workshop have been posted to the website, and he stated the health district is in the process of revising the proposed regulations to take the following into account:

1. Section 1
 - a. Changing the word journey to mentor;
 - b. Adding a definition for microblading.

2. Section 4

Providing a provision for a sterilizer to be located in a procedure workstation as long as:

 - a. The sterilizer is not connected to water or sewer;
 - b. Equipment and/or jewelry cleaned in a processing room is not packaged for sterilization and is used immediately after sterilizing.
3. Section 6

Added a minimum age of fourteen years old that a facility can apply body art not exempted by the regulations.
4. Section 7
 - a. Lessening the specifications on initial piercing jewelry including
 - i. Not requiring internal threading, but requiring no exposed threads when assembly is complete;
 - ii. All jewelry must be obtained from a reputable firm. If custom jewelry is made ASTM standards for metals will apply;
 - b. Removing the requirement to maintain material certificates. Information provided by them is to be retained on the supplier receipts.
5. Section 8
 - a. Decreasing the number of apprentices a mentor body artist can support to five;
 - b. Carving out microblading and increasing the number of apprentices that a mentor microblading artist can support to fifteen.

Based upon the comments received in this meeting, the Health District will make those revisions and publish them.

IV. PUBLIC COMMENTS TAKEN REGARDING PROPOSED SOUTHERN NEVADA HEALTH DISTRICT REGULATIONS GOVERNING THE SANITATION AND SAFETY OF BODY ART ESTABLISHMENTS

Public comments were taken by Regulations section. Copies of the originally proposed regulations were made available to meeting attendees.

1. **Definitions: This section is where all the definitions are. Words that are defined in these Regulations will appear in bold text through the Regulations.**

No comments provided by audience or Webex Events attendees on Section 1.
2. **Imminent Health Hazards: These are the conditions that require immediate closure of a body art establishment.**

No comments provided by audience or Webex Events attendees on Section 2.
3. **Facilities and Equipment: This section describes the minimum requirements for a body art establishment.**

No comments provided by audience or Webex Events attendees on Section 3.
4. **General Sanitation: This section describes the minimum sanitation requirements for a body art establishment.**

No comments provided by audience or Webex Events attendees on Section 4.
5. **Responsible persons and other body art establishment employees: This section describes the responsibilities of each person working in a body art establishment.**

No comments provided by audience or Webex Events attendees on Section 5.

6. Patrons: This section describes the minimum requirements for a patron and what they must be advised.

Webex Events attendee Albert Conant commented he had concerns with patron ID. He stated that he recognized that industry requested fourteen years of age be put in the regulations as the minimum age, however patrons under twenty-one years of age or eighteen years of age do not have any identification other than a school identification. Mr. Conant said he recognized that when parents register a student for school, the parent presents a birth certificate and the parent's ID; the school then creates an identification card for the minor. He commented they would lose many customers if a school identification, along with a birth certificate and identification from a parent listed on the birth certificate, could not be used. Mr. Conant commented that he would to have school ID as an acceptable form of identification.

Benjamin Lepore commented that he was concerned with requiring all the lot numbers, batch numbers, expiration dates of everything being used on a patron, including colors and the brands of inks. He said he thought this was too much, especially when doing full color saturation, realism tattoos. Mr. Lepore said it was a lot to record every single time, especially in a high-volume shop. He commented that the Health District is already inspecting that materials are not expired during inspections, and that the additional requirements would take up a lot of time that is not needed.

Webex Event attendee Albert Conant commented that he agreed with previous speaker. He said their ink is inspected, they use sterilized distilled water for mixing, and they are using disposable needles so documenting all those items being used are excessive. Mr. Conant commented that when doing multiple colors and these other types of things, this documentation is a restraint and impacts the ability of them to do business.

7. Body Art Procedures: This section describes the minimum steps and conditions of any body art procedure.

Mark Bergtholdt read into the record a letter received from Black & Wadhams Attorneys at Law on behalf of Koolsville Tattoos and addressed to Scott Black, chairperson of the Southern Nevada Health District Board of Health. A copy of the letter is attached to these meeting minutes.

Webex Events attendee Vanessa Nornberg commented that she is representing Metal Mafia, one of the largest suppliers in the United States, supplying jewelry to five thousand plus jewelry stores and tattooing/piercing shops across the country for the last seventeen and a half years. She said they have produced millions of pieces of 316L steel used in piercings, and that the steel is 316L not ASTM standard because it is not produced in the United States. Ms. Nornberg commented the ASTM standard is only applied to American products and there are several regulatory bodies around the world that produce those same regulatory standards in each country. She stated the JIS organization in Japan, which is the largest steel producing country in the Asian basin where a lot of suppliers create the jewelry they sell in the United States. Ms. Nornberg commented that the JIS standards are very similar to the ASTM F standards as well as the AISI, which is the American Iron and Steel Institute. She said she had a chart she could show the Health District so it could see the numbers and understand the material makeup of 316L surgical implant grade steel is similar among all the bodies. Ms. Nornberg commented that while only the ASTM and ISO standards are included in the proposed regulations, then many suppliers around the country who have equivalent

360L steel are precluded that meet those standards and can provide certificates that their steel is 360L and not some lesser grade. She suggested the legislation be modified to include the other governing bodies because a significant amount of jewelry on the market is 360L standards that are almost the same from regulatory body to regulatory body. Mark Bergtholdt responded that she could send this information and any recommended changes that she would propose to bodyart@snhd.org. He thanked her for her comment.

8. Body Art Card: This section describes the various body art cards and the limitations of each card.

Webex Events attendee Albert Conant commented on the apprentice card. He commented their apprentice program includes teaching anyone in the program the entire process of tattoo and body piercing, which takes a very long time. Mr. Conant commented that they would like to see the apprentice card length of time to be as the length of the mentor card. For instance, if it is a one-year card or a two-year card that's fine, but they don't believe the six-month period of time for apprentices is adequate.

Webex Events attendee Emily Rocha had a question regarding permanent makeup and apprentice cards, as she did not see anything in the regulations that required them to complete more than just brows. She commented she has seen a lot of people getting signed off for brows, and then they are doing lips and small tattoos and messing it up because all they learned was microblading. Ms. Rocha commented it is a manual tool, not a machine, and can be learned over time, but when it comes to an apprenticeship it should be required. Mark Bergtholdt thanked her for her comment.

Webex Events attendee Albert Conant commented that he would like to see a separate card for permanent makeup versus tattooing and body piercings. He said there is a different set of rules, standards, and processes for tattoo artists versus cosmetic tattooing or permanent makeup.

Karla Shoup requested attendees send in emails with specifics on the differences they would like to see between those apprenticeship programs, as it would be helpful.

Webex Events attendee Emily Rocha commented that she agreed with Albert regarding separation of cards but did not agree with his comment regarding permanent makeup artists not being artists. She commented different tools are used for permanent makeup versus tattoo artists. She agreed they should be separated. Ms. Rocha commented there should be some type of label on the card and that regulations would have to be figured out for permanent makeup artists to do tattoo. She commented there are a lot of tattoo artists that can do permanent makeup.

Danielle Greisen commented that she agreed with previous commenters regarding separating body art cards between tattoo artists and permanent makeup.

9. Body Art Special Events: This section describes the conditions and requirements for body art special events.

No comments provided by audience or Webex Events attendees on Section 9.

10. Health Permit: This section describes how a permit is issued, various exemptions, what information needs to be posted by the body art establishments, and what information needs to be shared with the health district.

No comments provided by audience or Webex Events attendees on Section 10.

11. Enforcement: This section describes how the health district will enforce these regulations.

Webex Events attendee Albert Conant commented that in the future a tattoo mentor be included on the board when working through these regulations instead of just this process. He commented this would help identify some of the problems that might be encountered and could speed up the adjustments to regulations.

12. Permit Suspension: This section describes what action can be taken and how the health district can suspend and revoke the permit.

No comments provided by audience or Webex Events attendees on Section 12.

13. Necessary Legal Language:

No comments provided by audience or Webex Events attendees on Section 13.

Mark Bergtholdt then opened the meeting to comments on any of the regulations.

Marko Greisen of Microbladers commented on Section 8, stating that he was going back to the apprenticeships and how many people can have. He stated their business was all about apprenticeships, with a curriculum and process, including almost 400 hours of classroom time through the six-month period. Mr. Greisen commented it doesn't make sense to have one and half students every single month. He stated they have a three thousand square foot facility built around education. Mr. Greisen commented that they are concerned about being limited to ten a month due to the market growing and having seven to ten people that want to enroll every month. He stated they don't take more than ten. Mr. Greisen said people come from all over the country to attend their program. He commented that he wanted it on record that their business is primarily around the mentorship and apprenticeship. He said the restricting them to one and a half people would shut down their business. Mark Bergtholdt asked if he was present for the first part of the meeting where they talked about raising the limit to fifteen per instructor. Mr. Greisen confirmed he did hear that and questioned if that would basically mean two and a half students could enroll in the program over the course of the six months. Mr. Bergtholdt said if there was one instructor.

Marko Greisen wanted to know how they would handle payroll if they had to add employees but didn't need them all the time due to changes in the market. He stated students rotate in and out of the classrooms and are never more than three to five apprentices at a time in the building in a day, as everyone is constantly rotating. He commented that they never have twenty to thirty people trying to learn under one person at a time. Mr. Greisen stated that three to five people can learn from one person at a time. He offered to show their curriculum privately to the health district to show what they do, as the program is very comprehensive and thorough. He commented that not everyone is operating the same way. Mr. Greisen said he has friends who are tattoo artists that teach their apprentices one-on-one and said it should be that way. He stated their program is a bit different and he wanted to make sure this was added to the comments.

Marko Greisen commented on a message to his wife left by Dante Merriweather regarding limiting microblading to the face. He stated that his wife is known for is her work on areolas, which is not part of the face. Mr. Greisen commented that she does that for a lot of people, a lot of time at no charge and it is something she is passionate about.

Ainjil Chipp commented that she had to step out of the meeting to renew her health card and missed a large part of it. She said she did catch the beginning of the meeting where some changes were announced as far as age requirements and such. Ms. Chipp commented that she wanted to go back

to the apprenticeships and asked if she had missed any comments regarding increasing the length of apprenticeships for tattooing. Mark Bergtholdt stated there was a comment and requested her comment on the matter. Ms. Chipp commented she still thinks it needs to be raised. She stated that based on Marko Greisen's comments, there is a big distinction between piercing apprenticeships, tattoo apprenticeships, and permanent makeup. Ms. Chipp questioned if it would be difficult to make it specific to each craft. She commented that tattoo apprenticeships should be limited to one or two at a time and a minimum one-year apprenticeship, but she would prefer two years. She stated she could not comment on piercing but felt whatever piercers feel is appropriate is fine.

Danielle Greisen commented that maybe the number of apprentices per journey artists need not be specified. She also commented on categorizing the differences between tattooing, permanent makeup, and microblading. Ms. Greisen stated the message she received from Dante Merriweather was that microblading would be specified as separate. She commented she would like to see microblading included with cosmetic tattooing as permanent makeup. Ms. Greisen stated microblading is a technique used with cosmetic tattooing, so it should be included with that category. She commented that microblading is done to either the hairline or eyebrows, while cosmetic tattooing is for lips, restoration of the areola, and other parts of the body.

Webex Events attendee Giselle Reyes commented she considers herself a permanent makeup/cosmetic tattoo artist, offering eyebrows, lips, and areolas. She asked if the plan was to separate permanent makeup from regular tattooing, how would areola work be classified since it is not on the face? Mark Bergtholdt thanked her for her comment. He stated the proposal was for microblading only to be isolated to the face; anything that was going to be a tattoo and was permanent in nature would need to fall under the tattoo requirements. Ms. Reyes thanked him. Mr. Bergtholdt then stated that if there was any language she would like to propose, she could send it to bodyart@snhd.org to be taken into consideration.

- V. **SECOND PUBLIC COMMENTS:** A period devoted to comments by the general public, if any, on any subject, and discussion of those comments. Comments will be limited to five (5) minutes per speaker.

Marko Greisen commented that he would like to say thank you for working towards making it a safer industry. He stated that based on the comments made, maybe the health district could work with more of the businesses and artists and leverage them as business owners and operators to get more involved with proposed regulations to create a better, safer, more regulated industry.

Karla Shoup thanked everyone in attendance for their participation. She stated their feedback is very important as they are "on the front line" and their involvement was appreciated. Ms. Shoup said there would be one more workshop in the next week.

Erin O'Malley read a comment from Webex Attendee Albert Conant who suggested possibly having a tattoo school permit.

VI. **SUMMARY and FINAL SNHD COMMENTS**

This is the **second** of three scheduled public workshops. An additional workshop will be held on January 13, 1:00 p.m. The health district will take any comments about the proposed regulations and any data on the impact to businesses until January 31, 2022.

Mark Bergtholdt requested that if anyone felt these regulations would adversely affect or benefit a business, a business impact survey should be completed. He stated this is an opportunity to provide input to the health district on what impact these proposed changes will have on businesses. He said

the surveys were included in the e-mail sent out on Monday December 6 and were included when this agenda was sent. Mr. Bergtholdt stated attendees could also take a blank form as they left and return it by following the instructions at the bottom of the survey. Mr. Bergtholdt stated they will be making changes and hoped to have them published by the next workshop on January 13, 2022. He stated anyone who participated in the workshop would be notified once the changes were posted on the body art revision page.

Webex Events attendee Emily Rocha commented that her studio offers continuing education for established tattoo artists, in person and online. She asked if they would be required to have the journey or mentor card to continue providing this training to established artists. Mark Bergtholdt stated if the person already had a body art card, then no.

Mark Bergtholdt thanked everyone for their participation.

VII. ADJOURNMENT

Mark Bergtholdt adjourned the meeting at 9:56 a.m.

TISHA R. BLACK
JAMES L. WADHAMS

C. JOSEPH GUILD III
J. RUSTY GRAF



BRIGID M. HIGGINS
ROBERT K. SPARKS
JESSE A. WADHAMS
CHRISTOPHER V. YERGENSEN

SEAN HIGGINS
(1966-2020)

January 5, 2021

Sent via email: bodyart@snhd.org
And Sent via mail

Southern Nevada Health District
P.O. Box 3902
Las Vegas, NV 89127

Re: Proposed Body Art Regulations

Dear Mr. Scott Black,

Black & Wadhams has been retained by Koolsville Tattoos, LLC (“Koolsville”) that owns and operates multiple tattoo and piercing shops here in Clark County, Nevada. After reviewing the proposed regulation changes and specifically the proposed metal requirement changes by the Southern Nevada Health District under Section 7, the changes in the regulations will significantly and financially affect all of the Body Art businesses that are located within the county.

The costs that are associated with acquiring F-138 as the standard jewelry are significantly more expensive to produce which results in a more expensive finished product. The new jewelry will cost several times that of the existing body art jewelry. Body Art businesses that receive any of their revenue through piercings will have a significant fiscal impact which could result in businesses and body art professionals having to close their doors or lose their employment.

The American Society for Testing and Materials (“ASTM”) has set a standard for jewelry to be safe to use in your body for prolonged periods of time. Not only is the “F-138” steel more expensive to manufacture than “316L”, which will result in less or negative revenue for those body art businesses, there is a fundamental lack of scientific evidence establishing that 316L steel has been harmful to patrons over the last three decades or that it fails to be safe in a human body for prolonged periods of time.

This public comment shall further stand as our request to the Southern Nevada Health District to provide the scientific support for the proposed change to the minimum steel requirements as it relates to long term care and safety of the patrons who are receiving piercings.

January 5, 2022

Page 2 of 2

Simply, what is the metallurgical difference between “F-138” and “316L.” It is the point of this public comment to state that there is no scientific difference between “F-138” and “316L.”

Respectfully,

BLACK & WADHAMS

/s/ Rusty Graf

Rusty Graf, Esq.

JRG/jp

Attendanc Event Name	Event Star Event Start Time	User Type	FirstName	LastName	Email	Invited	Registered	Attended	Join Time	Leave Time	Attendance Duration	Registration Date/Time
1 Workshop for Proposed Body Art Regulations	January 6, 9 00 am San Francisco Time	Attendee	Kathy	Davis-Rees		Yes	Yes	Yes	9:02 am San Francisco Time	9:56 am San Francisco Time	54.0 mins	December 30, 2021 2:07 pm San Francisco Time
2 Workshop for Proposed Body Art Regulations	January 6, 9 00 am San Francisco Time	Attendee	Giselle	Reyes		Yes	Yes	Yes	9:06 am San Francisco Time	9:56 am San Francisco Time	50.0 mins	December 29, 2021 8:29 pm San Francisco Time
3 Workshop for Proposed Body Art Regulations	January 6, 9 00 am San Francisco Time	Attendee	ALBERT	CONANT		No	Yes	Yes	8:58 am San Francisco Time	9:56 am San Francisco Time	57.0 mins	January 6, 2022 8:56 am San Francisco Time
4 Workshop for Proposed Body Art Regulations	January 6, 9 00 am San Francisco Time	Attendee	Karla	Delarosa		No	Yes	Yes	9:02 am San Francisco Time	9:09 am San Francisco Time	6.0 mins	January 6, 2022 8:59 am San Francisco Time
5 Workshop for Proposed Body Art Regulations	January 6, 9 00 am San Francisco Time	Attendee	Karla	Delarosa		No	Yes	Yes	9:09 am San Francisco Time	9:17 am San Francisco Time	7.0 mins	January 6, 2022 8:59 am San Francisco Time
6 Workshop for Proposed Body Art Regulations	January 6, 9 00 am San Francisco Time	Attendee	Hardline	hemhill		No	Yes	Yes	9:00 am San Francisco Time	9:56 am San Francisco Time	56.0 mins	January 6, 2022 8:58 am San Francisco Time
7 Workshop for Proposed Body Art Regulations	January 6, 9 00 am San Francisco Time	Attendee	Josh	Peattie		No	Yes	Yes	9:00 am San Francisco Time	9:56 am San Francisco Time	56.0 mins	January 6, 2022 8:59 am San Francisco Time
8 Workshop for Proposed Body Art Regulations	January 6, 9 00 am San Francisco Time	Attendee	dale	Parris		No	Yes	Yes	9:02 am San Francisco Time	9:56 am San Francisco Time	54.0 mins	January 6, 2022 9:01 am San Francisco Time
9 Workshop for Proposed Body Art Regulations	January 6, 9 00 am San Francisco Time	Attendee	Vanessa	Nornberg-Barey		No	Yes	Yes	9:03 am San Francisco Time	9:56 am San Francisco Time	53.0 mins	January 5, 2022 1:49 pm San Francisco Time
10 Workshop for Proposed Body Art Regulations	January 6, 9 00 am San Francisco Time	Attendee	Adolfo	Medina		No	Yes	Yes	9:05 am San Francisco Time	9:56 am San Francisco Time	50.0 mins	January 6, 2022 9:02 am San Francisco Time
11 Workshop for Proposed Body Art Regulations	January 6, 9 00 am San Francisco Time	Attendee	Mo	Fatu		No	Yes	Yes	9:03 am San Francisco Time	9:56 am San Francisco Time	53.0 mins	January 6, 2022 8:56 am San Francisco Time
12 Workshop for Proposed Body Art Regulations	January 6, 9 00 am San Francisco Time	Attendee	Wendy	Chester		No	Yes	Yes	8:54 am San Francisco Time	9:56 am San Francisco Time	61.0 mins	December 30, 2021 5:24 am San Francisco Time
13 Workshop for Proposed Body Art Regulations	January 6, 9 00 am San Francisco Time	Attendee	Benjamin	Lepore		No	Yes	Yes	9:05 am San Francisco Time	9:53 am San Francisco Time	48.0 mins	January 6, 2022 9:05 am San Francisco Time
14 Workshop for Proposed Body Art Regulations	January 6, 9 00 am San Francisco Time	Attendee	emily	rocha		No	Yes	Yes	8:39 am San Francisco Time	9:56 am San Francisco Time	77.0 mins	January 6, 2022 8:36 am San Francisco Time

CERTIFICATE OF POSTING
OPEN MEETING NOTICE
NRS 241.020(3)(b)

I certify that I posted the Agenda for the meetings identified below *more than three working days prior to the meeting* in accordance with NRS 241.020 (3)(b):

**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

January 6, 2022 Thursday, 9:00 a.m., Southern Nevada Health District Public Health Center, 280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

Name of Location: _____ Southern Nevada Health District _____

Address of Location: _____ 280 South Decatur Boulevard _____

City, State, ZIP: _____ Las Vegas, NV 89107 _____

Date/Time of Posting: 12-29-21, 8:00 am.

Printed Name: Heather Hanoff

Signature: Heather Hanoff

OC Service Request Form

Your request has been sent.

Ticket Number	618
Project Name	Minutes from BA Regulations 1.06.22 Workshop
Project Type	Website
Project Description	Please add the attached meeting minutes for the proposed Body Art Regulations 1.06.2022 Workshop to Public Notices page and Body Art Revisions page.
Project Deadlines	As soon as possible. Thank you.

[View Submitted Request \(http://forms.cchd.org/#/61df630b5fb6f90654f761ed\)](http://forms.cchd.org/#/61df630b5fb6f90654f761ed)

[Submit Another Request \(/oc/oc-service-request\)](#)

From: [One Touch Mail Administrator](#)
To: [Erin O'Malley](#)
Subject: SUCCESS: Your 4 page fax was successfully delivered to 702-267-1401 on 12/29/2021 09:39:26
Date: Wednesday, December 29, 2021 9:43:12 AM
Attachments: [\\$Line.png](#)
[\\$Line.png](#)



Success

Your 4 page fax was successfully delivered to 702-267-1401 on 12/29/2021 09:39:26

TargetFax ID: ORA-S0388455
Fax Number: 2671401
Recipient: 702-267-1401
Remote CSID:
Date/Time Sent: 12/29/2021 09:39:26
Total Pages: 4
Sent By: OMALLEY
Subject:

Note: This is a system generated message. Please do not reply.

www.otgt.com

Fax Message:

OC Service Request Form

Your request has been sent.

Ticket Number	588
Project Name	Post Agenda for Jan 6, 2022 BA Regulations Workshop
Project Type	Website
Project Description	Post agenda for the January 6, 2022, public meeting regarding proposed changes to Body Art Regulations.
Project Deadlines	12/29/2021

[View Submitted Request \(http://forms.cchd.org/#/61cb5bb65fb6f926407abc82\)](http://forms.cchd.org/#/61cb5bb65fb6f926407abc82)

[Submit Another Request \(/oc/oc-service-request\)](#)

Body Art Regulation Revisions

Revision of Health District Regulations on Tattoo, Permanent Makeup and Piercing

The Southern Nevada Health District is proposing an update and revision of the two Health District regulations that govern the sanitation and safety of tattoo and piercing establishments. The Health District is proposing to combine the two regulations into one regulation that governs the sanitation and safety of body art establishments. Proposed revisions will reflect the Nevada State Regulations addressing invasive body art that can be found in Chapter 444 of the Nevada Administrative Code and improve the public health of Southern Nevada.

- **Existing Tattoo Regulations**
- **Existing Body Piercing Regulations**
- **Proposed Body Art Regulations** PDF
- **Comparison table of sections within existing and proposed regulations** PDF

The Health District is seeking comments about these proposed changes at a series of listening sessions and workshops.

- August 5, 2021 Listening Session — **Agenda and Summary**
- December 21, 2021 Workshop — **Agenda**
- January 6, 2022 Workshop — **Agenda**
- January 13, 2022 Workshop — *Agenda coming soon*

Business Impact Survey

As part of the process, the Health District is required to complete a Small Business Impact Statement. The Health District is seeking your input on the impact these revisions may have on your facilities. Please complete and submit the survey in one of these ways:

- **Complete and submit the survey online.**
- **Download, complete and submit the fillable survey :**
 - **By email:** Send to bodyart@snhd.org.
 - **By postal mail:** Send to SNHD Body Art Program, PO Box 3902, Las Vegas, NV 89127.
 - **In person:** Bring to the Environmental Health Office located at 333 N. Rancho Dr., Ste. 450, Las Vegas, NV 89106.

Additional Information

If you cannot attend any of the meetings, you can submit your comments in writing by sending an e-mail to bodyart@snhd.org or by postal mail to SNHD Body Art Program, PO Box 3902, Las Vegas, NV 89127.

The Business Impact Statement is scheduled to be heard at the regularly scheduled Southern Nevada District Board of Health meeting in February. The proposed regulations will be heard at the regularly scheduled Southern Nevada District Board of Health meeting in March.

CERTIFICATE OF POSTING
OPEN MEETING NOTICE
NRS 241.020(3)(b)

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**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

December 21, 2021 Tuesday, 1:00 p.m., Southern Nevada Health District Public Health Center,
280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

Name of Location: Henderson City Hall

Address of Location: 240 Water Street

City, State, ZIP: Henderson, NV 89015-7227

Date/Time of Posting: 12/29/2021 1:15 pm

Printed Name: Alexandro Zavala

Signature: *Alex Zavala*

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.



NOTICE PUBLIC WORKSHOP AGENDA PROPOSED BODY ART REGULATIONS

*9:00 a.m., January 6, 2022
Southern Nevada Health District
Red Rock Conference Room
280 S Decatur, Las Vegas, NV*

To participate remotely either:

- Use this Webex Event address for attendees:
- <https://snhd.webex.com/snhd/onstage/g.php?MTID=e29a94940e33f1f65f3b4fc097ae14507>
This link is for public attendees only.
- Call into the meeting:
 - Dial (415) 655-0001 and
 - Use Access Code 2552 660 0289
- For other governmental agencies who use video conferencing capability
 - The video address is 25526600289@snhd.webex.com

I. Introductory Remarks	Introductory Remarks and Introduction of SNHD Staff by EH Staff
II. Public Comments	A period devoted to comments by the general public about those items appearing on the agenda. Participants in the room can step up to the speaker's podium; clearly state your name and organization. Spell your last name for the record. If you are participating remotely please submit request to speak via Webex Raise Your Hand or Chat functions. Comments will be limited to five (5) minutes per speaker. If any member of the panel wishes to extend the length of a presentation, they can upon request of the speaker.
III. Major Changes to Current Regulations	EH Staff
IV. Public Comments Taken Regarding Proposed Southern Nevada Health District Regulations Governing the	EH Staff Link to draft regulations: 20211129-Body-Art-Regs-WORKING-DRAFT.pdf

Nevada Public Notice Website

Government
State
City
County
K-12
Higher Education
Special Districts

Entity
Wells Rural Electric Company
Western Regional Water Commission
White Pine County Hospital District
White Pine County Tourism & Recreation Board
Workforce Connections
Zehvr Heights GID

Public Body
Southern Nevada Health District

Results for Southern Nevada Health District



Subscribe to this public body's notice RSS feed (/RSS/PublicBody/1732)

Results are limited to the last 7 days and for all dates in the future.

Notice	Date Posted	Event Date	Time	Status	Type
Proposed Body Art Regulations Workshop (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	1/6/2022	9:00 AM	Scheduled	Workshop
Proposed Body Art Regulations Workshop Agenda (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/29/2021	1/6/2022	9:00 AM	Scheduled	Workshop
So.N HPPG (https://snhd.webex.com/shnd/j.php?MTID=m3f366523ee2752e71bd7e4f6d5cd42e2)	12/28/2021	1/7/2022	1:00 PM	Scheduled	Meeting
Proposed Body Art Regulations Workshop (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	1/13/2022	1:00 PM	Scheduled	Workshop
Proposed Body Art Regulations Business Impact (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	2/24/2022	9:00 AM	Scheduled	Hearing
Proposed Body Art Regulations (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	3/24/2022	9:00 AM	Scheduled	Hearing



Today's Meetings



Subscribe to Today's Meetings RSS Feed (/RSS/Today)

09:30 AM Nevada Indian Commission (<https://nevadaindiancommission.org/meetings-agendas-minutes/>)

 Email Address, No Website |  Link to Website

Public Notice Access

Public Bodies wishing to post public notices must first register (</Account/Register>) for an account. *It is recommended to use your government issued email address.*

[Register \(/Account/Register\)](/Account/Register)

Next Steps after you register

Send an email to deptadmin@admin.nv.gov (<mailto:deptadmin@admin.nv.gov>) with the following information:

1. Your name and email address.
2. The type of Government (i.e. State, City, County, K-12, Higher Education, Special Districts).
3. The area or "Entity" your Government type represents. For example, if your Government type is County, tell us which County i.e. Churchill, Clark, Douglas, etc.
4. The name of the Public Body (aka Committee/Council/Board) you will be posting for? Please list all of the Public Bodies you will be responsible to post notices for.
5. After you send the email with this information, you will receive an email or phone call back from the Department of Administration's Director's Office to confirm your account has been successfully enrolled. If you have questions, please email deptadmin@admin.nv.gov (<mailto:deptadmin@admin.nv.gov>).

CERTIFICATE OF POSTING
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**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

December 21, 2021 Tuesday, 1:00 p.m., Southern Nevada Health District Public Health Center,
280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

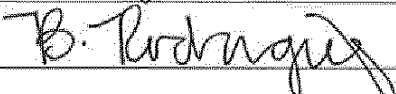
Name of Location: Boulder City, City Hall

Address of Location: 401 California Avenue

City, State, ZIP: Boulder City, NV 89005

Date/Time of Posting: 12/29/2021 @ 3:12 pm

Printed Name: Bridgette Rodriguez

Signature: 

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

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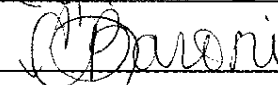
Name of Location: Clark County Government Center

Address of Location: 500 South Grand Central Parkway

City, State, ZIP: Las Vegas, NV 89155

Date/Time of Posting: 12/29/21 11:30 am.

Printed Name: Cyndi Baroni

Signature: 

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

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DEC 29 2021

2021 DEC 29 A 9:51

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NRS 241.020(3)(b)

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**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

December 21, 2021 Tuesday, 1:00 p.m., Southern Nevada Health District Public Health Center,
280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

Name of Location: Las Vegas City Hall

Address of Location: 495 South Main Street

City, State, ZIP: Las Vegas, NV 89101

Date/Time of Posting: 12-29-2021 10:30 AM

Printed Name: Bonney Perkins

Signature: [Handwritten Signature]

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

12/29/2021 9:42 AM FROM: SoNV Health District TO: +17026493846 P. 2

CERTIFICATE OF POSTING
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NRS 241.020(3)(b)

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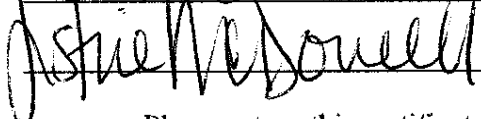
Name of Location: North Las Vegas City Hall

Address of Location: 2250 North Las Vegas Boulevard

City, State, ZIP: North Las Vegas, NV 89030

Date/Time of Posting: 12/29/2021 @ 10:05 AM

Printed Name: Justine McDowell

Signature: 

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

ATTACHMENT

H



NOTICE

PUBLIC WORKSHOP AGENDA

PROPOSED BODY ART REGULATIONS

1:00 p.m., January 13, 2022
Southern Nevada Health District
Red Rock Conference Room
280 S Decatur, Las Vegas, NV

To participate remotely either:

- Use this Webex Event address for attendees:
- <https://snhd.webex.com/snhd/onstage/g.php?MTID=e63fb2a67f29134cf11d1831a641bc027>
- This link is for public attendees only.
- Call into the meeting:
 - Dial (415) 655-0001 and
 - Use Access Code 2557 347 4142
- For other governmental agencies who use video conferencing capability
 - The video address is 25573474142@snhd.webex.com

I. Introductory Remarks	Introductory Remarks and Introduction of SNHD Staff by EH Staff
II. Public Comments	A period devoted to comments by the general public about those items appearing on the agenda. Participants in the room can step up to the speaker's podium; clearly state your name and organization. Spell your last name for the record. If you are participating remotely please submit request to speak via Webex Raise Your Hand or Chat functions. Comments will be limited to five (5) minutes per speaker. If any member of the panel wishes to extend the length of a presentation, they can upon request of the speaker.
III. Major Changes to Current Regulations	EH Staff
IV. Public Comments Taken Regarding Proposed Southern Nevada Health District Regulations Governing the Sanitation and Safety of Body Art Establishments	EH Staff Link to draft regulations: 20211129-Body-Art-Regs-WORKING-DRAFT.pdf (southernnevadahealthdistrict.org)
V. Second Public Comment	A period devoted to comments by the general public, if



any, and discussion of those comments, about matters relevant to the Health District Board’s jurisdiction will be held. Comments will be limited to five (5) minutes per speaker. If any member of the panel wishes to extend the length of a presentation, they can upon request of the speaker. See above for instructions for submitting public comment.

VI. Summary & Final SNHD Comments

Discussion of next steps by EH staff

VII. Adjournment

EH Staff

(cont.)

THIS AGENDA HAS BEEN POSTED IN THE MAIN LOBBY OF THE FOLLOWING LOCATIONS: 1) CLARK COUNTY GOVERNMENT CENTER, 500 S. Grand Central Parkway, Las Vegas, NV; 2) LAS VEGAS CITY HALL, 495 S. Main Street, Las Vegas, NV; 3) NORTH LAS VEGAS CITY HALL, 2250 N. Las Vegas Boulevard, North Las Vegas, NV; 4) HENDERSON CITY HALL, 200 Water Street, Henderson, NV; 5) BOULDER CITY, CITY HALL, 401 California Avenue, Boulder City, NV; 6) MESQUITE CITY HALL, 10 E. Mesquite Boulevard, Mesquite, NV; 7) SOUTHERN NEVADA HEALTH DISTRICT, 280 S. Decatur Boulevard, Las Vegas, NV; and 8) CLARK COUNTY COMMUNITY RESOURCE CENTER, 55 Civic Way, Laughlin, NV. This Agenda is also available on the Southern Nevada Health District Internet Website at <http://www.southernnevadahealthdistrict.org> and on the Nevada Public Notice website at <https://notice.nv.gov>. For copies of agenda and supporting materials, please contact Erin O’Malley at (702) 759-1626.

NOTE: Disabled members of the public who require special accommodations or assistance at the meetings are requested to notify Erin O’Malley, Administrative Assistant at the Southern Nevada Health District, by calling (702) 759-1626.



AMENDED
NOTICE
PUBLIC WORKSHOP AGENDA
PROPOSED BODY ART REGULATIONS

1:00 p.m., January 13, 2022
Southern Nevada Health District
~~Red Rock Conference Room~~
~~280 S Decatur, Las Vegas, NV~~

THIS MEETING WILL BE HELD VIRTUALLY
THERE WILL BE NO IN PERSON OPTION

To participate remotely either:

- Use this Webex Event address for attendees:
- <https://snhd.webex.com/snhd/onstage/g.php?MTID=e63fb2a67f29134cf11d1831a641bc027>
- This link is for public attendees only.
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II. Public Comments	A period devoted to comments by the general public about those items appearing on the agenda. Participants in the room can step up to the speaker's podium; clearly state your name and organization. Spell your last name for the record. If you are participating remotely please submit request to speak via Webex Raise Your Hand or Chat functions. Comments will be limited to five (5) minutes per speaker. If any member of the panel wishes to extend the length of a presentation, they can upon request of the speaker.
III. Major Changes to Current Regulations	EH Staff
IV. Public Comments Taken Regarding Proposed Southern Nevada Health District Regulations Governing the	EH Staff Link to draft regulations: 20211129-Body-Art-Regs-WORKING-DRAFT.pdf



Sanitation and Safety of Body Art Establishments

southernnevadahealthdistrict.org

V. Second Public Comment

A period devoted to comments by the general public, if any, and discussion of those comments, about matters relevant to the Health District Board's jurisdiction will be held. Comments will be limited to five (5) minutes per speaker. If any member of the panel wishes to extend the length of a presentation, they can upon request of the speaker. See above for instructions for submitting public comment.

VI. Summary & Final SNHD Comments

Discussion of next steps by EH staff

VII. Adjournment

EH Staff

(cont.)

THIS AGENDA HAS BEEN POSTED IN THE MAIN LOBBY OF THE FOLLOWING LOCATIONS: 1) CLARK COUNTY GOVERNMENT CENTER, 500 S. Grand Central Parkway, Las Vegas, NV; 2) LAS VEGAS CITY HALL, 495 S. Main Street, Las Vegas, NV; 3) NORTH LAS VEGAS CITY HALL, 2250 N. Las Vegas Boulevard, North Las Vegas, NV; 4) HENDERSON CITY HALL, 200 Water Street, Henderson, NV; 5) BOULDER CITY, CITY HALL, 401 California Avenue, Boulder City, NV; 6) MESQUITE CITY HALL, 10 E. Mesquite Boulevard, Mesquite, NV; 7) SOUTHERN NEVADA HEALTH DISTRICT, 280 S. Decatur Boulevard, Las Vegas, NV; and 8) CLARK COUNTY COMMUNITY RESOURCE CENTER, 55 Civic Way, Laughlin, NV. This Agenda is also available on the Southern Nevada Health District Internet Website at <http://www.southernnevadahealthdistrict.org> and on the Nevada Public Notice website at <https://notice.nv.gov>. For copies of agenda and supporting materials, please contact Erin O'Malley at (702) 759-1626.

NOTE: Disabled members of the public who require special accommodations or assistance at the meetings are requested to notify Erin O'Malley, Administrative Assistant at the Southern Nevada Health District, by calling (702) 759-1626.



MINUTES

SOUTHERN NEVADA HEALTH DISTRICT WORKSHOP FOR PROPOSED BODY ART REGULATIONS

January 13, 2022 – 1:00 p.m.

Meeting was conducted virtually via Webex Events

STAFF PRESENT: Karla Shoup – Consumer Health Programs Manager
Mark Bergtholdt – Supervisor, Special Programs
Dante Merriweather – Senior Environmental Health Specialist, Special Programs
Michelle Goodsell – Environmental Health Specialist II, Special Programs
James Muth – Environmental Health Specialist II, Special Programs
Erin O'Malley – Administrative Assistant II, Special Programs

ALSO PRESENT: (via Webex Events) Albert Conant, Cristian Ogando, Emily Eichorn, Cesia De León, Lydia Dudoit, Josh Peattie, Rebecca Bryant, Karla Delarosa, Yhara Rivera, Dave L., Miguel Zavala, Sean Dowdell, Adolfo Medina, Tamara Ferrigno, Mari Gonzales, Emily Rocha, Benjamin Lepore, Benaiah Poindexter, Rusty Graf, Anessa Moore, Nilson Corea, Tattoos By Monk, Call-in User 4 (audio only), Call-in User 5 (audio only)

I. **INTRODUCTORY REMARKS and INTRODUCTION OF SNHD STAFF**

Mark Bergtholdt introduced the SNHD staff members attending the meeting. He called the meeting to order at 1:06 p.m. and stated the name and email address of Webex Events attendees were collected when they entered the meeting. He

Mark Bergtholdt provided the website address, www.SNHD.info/bodyartregs, where the supporting documents and agenda for the meeting are posted and reviewed the agenda with the attendees.

II. **FIRST PUBLIC COMMENT:** A period devoted to comments by the general public about those items appearing on the agenda. Comments will be limited to five (5) minutes per speaker. Please clearly state your name and address and spell your last name for the record.

Mark Bergtholdt opened the First Public Comment portion of the meeting and requested attendees raise their hand (via Webex) if they would like to participate. Seeing no one, he closed the First Public Comment portion of the workshop.

III. MAJOR CHANGES TO CURRENT REGULATIONS

Dante Merriweather presented an overview of the changes proposed for the regulations. These revisions were made after a review of the Nevada State Administrative Code, the National Environmental Health Association Body Art Model Code and input received from the public.

We are proposing numerous clarifications. More than fifty redundant or obsolete definitions have been removed. Language proposing the granting of waivers of the regulations has been included. There are proposed changes to the mandatory language within the consent forms, and the imminent health hazards section of the regulations has been streamlined to include consolidated instructions for corrective action.

The largest proposed change to the two regulations for Tattooing and Body Piercing is combining them into one set of Body Art Regulations. We are also proposing changes to the body art card that will set a minimum level of experience for an artist before they can take on any apprentices. The proposed regulations will also limit the number of apprentices that an artist can have at any one time.

From an operational standpoint, the hand sink requirements have been more clearly defined, including a clarification that hand sinks must be permanently plumbed to potable water and sanitary sewer. The hand sinks must be a minimum size and there must be at least one hand sink for every four workstations, located no more than fifteen feet from a procedure table. Any facility in compliance with the current hand sink requirements are fine until a change of ownership occurs or a remodel of the facility.

The minimum size of a workstation has been decreased from one hundred square feet to eighty square feet.

Also proposed are detailed requirements for an equipment processing room for any facility that uses reusable equipment that needs to be sterilized. Additionally, the minimum testing for the sterilizer has been increased from once a year to monthly. This is the minimum requirement adopted by the state. Each sterile pack must include a class five or six indicator to indicate proper sterilization conditions reached the surface of the equipment. For facilities that use reusable equipment, an ultrasonic cleaner must be used on equipment prior to processing the equipment in a sterilizer.

Finally, there is a proposal to set conditions for expired equipment that can be stored within the facility. These conditions include allowing the equipment to be used only for practice when it is properly labeled and stored. There are also proposed minimum requirements for jewelry and improved instructions for handling solid waste and biohazardous waste.

These changes have made the Regulations more concise, reducing the number of pages from 67 to 59 pages.

This is a broad overview of the main items that have been altered, expanded, or deleted in this revision. All concerned parties are strongly urged to closely read and review the proposed revisions in a timely manner and present any concerns to the Southern Nevada Health District as soon as possible.

Mark Bergtholdt stated that due to the previous two workshops, some draft language has been added to the proposed regulations. He emphasized that he could not make promises that the

drafted language would be in the final regulations. Mr. Bergtholdt said he would read out the draft language when the appropriate section was introduced for comment. He stated comments would be taken by section and requested that anyone who had a comment raise their hand (via Webex).

IV. PUBLIC COMMENTS TAKEN REGARDING PROPOSED SOUTHERN NEVADA HEALTH DISTRICT REGULATIONS GOVERNING THE SANITATION AND SAFETY OF BODY ART ESTABLISHMENTS

1. Definitions: This section is where all the definitions are. Words that are defined in these Regulations will appear in bold text through the Regulations.

Mark Bergtholdt stated some definition changes were under consideration, including the word “mentor” to replace “journey” in Section 1.23. He stated the Health District is considering adding “microblading,” which means a technique in which incisions are made into the dermis using a manual tool equipped with needles. The incisions are then filled with pigment to mimic natural hair. Microblading is limited to parts of the face and is meant to be semi-permanent. Mr. Bergtholdt stated under consideration is a definition of “microblading artist” to be added, meaning a person issued a microblading card under the provision of these regulations set forth in Section 8. A “microblading card” is under consideration, which means a card issued by the Health Authority to a person who is limited to practicing microblading. He then asked for any comments on Section 1.

Emily Rocha from Seven Tattoo Studio commented that she was seeing public chat disabled in her app. Erin O’Malley and Mark Bergtholdt responded that comments were being received from other attendees. Ms. Rocha stated she had a question regarding the comment about microblading. She asked if someone has a body art card, would there be a separate one for people only performing microblading? And if the artist does all types of permanent makeup, will there be something on the card stating they can do microblading?

Rebecca Bryant from Permanent Makeup by Rebecca stated she had a question regarding microblading the definition of it being semi-permanent. She stated it was her understanding that all tattooing is permanent, and the pigment particles stay in the skin for a lifetime, even though they may not be visible. Ms. Bryant questioned why microblading is being labeled as semi-permanent. Mark Bergtholdt stated it is the Health District’s understanding that it only goes into a layer of skin that is sloughed off, so it does fade over time. Ms. Bryant asked if she could discuss the issue at a future time, and Mr. Bergtholdt asked for her input. She stated microblading does go into the dermis and dermis live cells that don’t all exfoliate. She said the epidermis exfoliates, but what is left is in the skin. Mr. Bergtholdt stated the Health District would take this into consideration.

Albert Conant commented that in the previous definition of “journey” it had journey as a person who had a body art card for four or more years. He stated he believed the last time this was discussed the time period was moved to six years. Mr. Conant requested clarification on the proposed language. Mark Bergtholdt commented the Health District was proposing no changes, which is in Section 8.

Karla Calero stated she was going to comment, but her question had already been answered.

2. Imminent Health Hazards: These are the conditions that require immediate closure of a body art establishment.

Emily Eichorn stated she wanted to comment on something a previous participant had asked about pigments being considered semi-permanent for microblading versus tattooing. She said it was her understanding from research she had done that the difference is not just the level the pigment reaches, but that semi-permanent does not have metals while permanent tattooing has metals in the pigments used. Ms. Eichorn asked if this research was correct. Mark Bergtholdt thanked her for the information she provided.

Hearing no comments on Section 2, Mark Bergtholdt moved to Section 3.

3. Facilities and Equipment: This section describes the minimum requirements for a body art establishment.

Mark Bergtholdt stated the Health District is considering adding 3.13.2.8, which states a sterilizer can be kept at a workstation if the sterilizer does not require any water supply or sewage connections, and the reusable equipment and/or jewelry is cleaned in a procedure room, stored in a manner that prevents contamination, is sterilized unwrapped, and used immediately after sterilizing.

Sean Dowdell commented that he had two questions, one pertaining to the sterilizers and workstations. He commented that the top of the line sterilizer in the industry is called a statim G4 and G6000. Mr. Dowdell stated his shop uses the G4s, which require a water source, and they are currently hooked up in workstations for immediate use. He said when sterilizing jewelry or needles, it sterilizes in three and a half minutes, uses exhaust through the P trap in the plumbing, and then the jewelry and needles are used right away. Mr. Dowdell commented he thinks the language on that should be changed to say if it requires a water source that it is hooked up to the water source and still viable.

Sean Dowdell commented that his second question on Section 3 was regarding hand sinks. He commented that he is trying to figure out why, with all the universal precautions being implemented to make things more stringent, the Health District is lessening the requirement for asepsis on hand sinks – one per four stations when the rule has been one per station up to this point. He commented he believes this is a step backwards with asepsis in the studio environment for cleanliness. Mark Bergtholdt thanked him for his comment and stated it would be taken into consideration. He responded to the statim comment by saying if the statim is connected to water and sewer then a waiver could be applied for to install it within the facility. Mr. Bergtholdt stated all the ones he had seen had their own tank and did not have any waste associated with them. Mr. Dowdell said it comes with an extra cost in order to eliminate the self-serve tank and can be hooked into plumbing. He said it is a cleaner, more viable sterilizer used in that fashion. Mr. Bergtholdt thanked him again for his comment and said a solution will be available if the regulations are approved as proposed.

4. General Sanitation: This section describes the minimum sanitation requirements for a body art establishment.

Mark Bergtholdt stated the only thing the Health District is suggesting be changed is allowing the sterilizer to be at the workstation, and equipment in peel-packs or heat-sealed plastic can be sterilized at a permitted body art establishment, which broadens where packs can be sterilized.

Emily Eichorn commented to ask if the Health District was making sterilizers mandatory or would still allow single-use products. Mark Bergtholdt explained that the regulations have

provisions stating that if single-use products are used exclusively, a sterilizer will not be required.

5. Responsible persons and other body art establishment employees: This section describes the responsibilities of each person working in a body art establishment.

Mark Bergtholdt stated the Health District is considering clarifying Section 5.1.3 so that the responsible person will be held accountable for compliance with all requirements of these regulations and nothing else. He said Section 5.1.3 currently includes all the other laws and regulations for facilities.

Emily Rocha commented on the responsible person section and said their studio is open late so she would need a few responsible persons. She asked if she would need to update the Health District each time the responsible persons changed. Mark Bergtholdt replied that the Health District will not keep track of the responsible person at the facility but said when the Health District inspects the facility it is expected the responsible person will speak up and be able to answer questions.

Miguel Zavala of Stedfast Tattoo Parlor commented on the responsible person section, stating many shops are not open nine to five like the Health District and asked if the responsible person must have the Health District's hours. He asked how the shop should correlate the responsible person with a health inspection when they do not know when an inspection will occur. Mark Bergtholdt stated that any time the business is open, a person must be designated as a responsible person. Mr. Zavala asked if that meant they needed multiple responsible people, and Mr. Bergtholdt stated they did. Mr. Bergtholdt said a responsible person is also needed for code enforcement or other inspections, and a person is needed who will step up and say they know the answers to the questions that will be asked.

6. Patrons: This section describes the minimum requirements for a patron and what they must be advised.

Mark Bergtholdt stated the Health District is considering adding Section 6.1.5 that states body art establishments are prohibited from applying body art not specifically exempted by these regulations to persons less than fourteen years old.

Benjamin Lepore commented that he would like to talk about Section 6.3.6.5 and 6.3.6.6, the requirement for all expiration date and batch and/or lot number of all sterilized equipment used or pre-sterilized that will be used and applied under the skin, and the expiration date, brand, color, batch and/or lot number of all inks, dyes, and pigments used in the body art procedure. He commented that he would like to see these removed and believes these are "overkill" or an "overstretch" of what needs to be recorded on the release forms. Mr. Lepore commented this will clog up the system in a high-volume shop and that there isn't enough evidence of infections and issues due to not recording these things. Mark Bergtholdt thanked him for his comment.

Emily Rocha commented that she had a question regarding 6.3.5 which requires questions regarding the patron's condition. She asked if this is something to add to consent forms and how the Health District would like industry to implement asking the client if they've eaten in the last four hours and questions like that. Mark Bergtholdt stated these are clarifications on what should be asked on a consent form, improving upon current regulations. Ms. Rocha commented she has sometimes had to eject a client because they tell her they have not been drinking when clearly, they have been. She asked if this section is to cover industry legally if,

for instance, the client is under the influence but not showing it. She requested additional clarification on the patron evaluation section. Mr. Bergtholdt said it could be used that way and suggested she speak with her attorney about whether somebody could be excluded based on how they answer a question. He stated this is a conversation that can be had with a patron to identify contraindications that would not permit somebody to receive a tattoo.

Emily Rocha commented that if they are having this conversation with a client and asking questions, a lot of which are already on the consent forms - besides if they have eaten in the last four hours – she would like to know how the Health District would like this included in the consent forms. She asked if this could just be a yes or no, or if specific verbiage is required by the Health District. Ms. Rocha stated she does permanent makeup and her consent forms are yes and no, but the tattoo artists have clients initial, so she wanted to see if the Health District had any specific requirements. Mark Bergtholdt stated as long as the questions are on the consent forms, it would be sufficient.

Albert Conant commented that he had concerns with government-issued identification. He said when they have minors come in with their parent and their birth certificate, generally the only identification most minors have is a school photo i.d. He asked if that was acceptable, because if not they would have to refuse a lot of clients and lose business. Mark Bergtholdt stated that would be acceptable.

Erin O'Malley read a comment from Lydia Dudoit into the record, as she did not have a microphone. Ms. Dudoit commented that recording dates and lot numbers of disposables and ink, et cetera, increases the risk of cross contamination when more things are brought in and out of the station like paperwork, et cetera, to write that down. Ms. O'Malley asked if anything needed to be added to the comment and Ms. Dudoit indicated not. Mark Bergtholdt thanked her for her comment.

7. Body Art Procedures: This section describes the minimum steps and conditions of any body art procedure.

Mark Bergtholdt said the Health District is considering adding this statement to Section 7.4.7, "All jewelry used for initial piercings must be obtained from a reputable jewelry supplier. All custom manufactured jewelry used in initial piercings must meet the following standards:" and then it goes on to 7.4.7.1.

Mark Bergtholdt said the Health District is also considering a change to 7.4.7.6, "All threaded or press-fit jewelry used for initial piercings must not expose any threads or other crevices after final assembly."

Mark Bergtholdt said for jewelry receipts the Health District is rolling the material certificate information into the receipt. He said the Health District is suggesting, "Purchase records for jewelry purchased for initial piercings must: be maintained on premises for a minimum of ninety days; be maintained for a period of two years; be available upon request, and include the number and type of jewelry purchased, list the name of the manufacturer of the jewelry purchased, list the country of origin of the jewelry, list the lot number or other information indicating the location, date, and time of manufacturing of the jewelry." Mr. Bergtholdt stated this is all included in Section 7.4.8, and Section 7.4.9 will be deleted – material certificate.

Rebecca Bryant commented on the previous section of the regulations and asked if the Health District will provide a list of blood centers that would disqualify patrons from having a procedure done. She stated they have everything from heart medications to vitamin E that

could possibly affect bleeding in a procedure. Ms. Bryant commented that she wondered if the Health Department could set a protocol for this, instead of her advising her client to ask their doctor if they can have the procedure done due to the medication they are taking. Mark Bergtholdt stated the Health District can look into that but pointed out heparin and warfarin are identified in the regulations, as well as antiplatelet drugs. He said most people who are on anticoagulants probably know they are. Karla Shoup stated she believes the purpose of that question (on client forms) is also to function as a “heads up” for the artist that there may be more bleeding during the procedure so the artist can be prepared.

Vanessa Nornberg commented that she was representing Metal Mafia and requested clarification on what is meant by reputable jewelry supplier. Mark Bergtholdt stated common sense decisions on this. He said anybody who could order and point to the company from which they bought it would be considered a reputable supplier. Mr. Bergtholdt stated Metal Mafia would be considered a reputable supplier. Ms. Nornberg commented that she wondered if guidelines would be offered by the Health District to people purchasing to make sure they are finding reputable suppliers and “gating” this, if needed. Mr. Bergtholdt replied that the Health District doesn’t have guidelines and is using common sense definitions of “reputable.” He said this would not include someone making jewelry in their garage and boxing it.

Sean Dowdell representing Club Tattoo commented he had a two-part question. He referred to Vanessa’s question and commented it seemed a big ambiguous regarding jewelry suppliers. Mr. Dowdell asked how the Health District would react when a studio was found piercing with externally threaded jewelry or using non-ASTM F138 or 136 implant-grade materials, and what would happen to studios in these situations moving forward. Mark Bergtholdt responded that the Health District is suggesting that they can use non-ASTM standard items if purchased from a reputable firm. Mr. Dowdell stated there are several shops piercing with externally threaded jewelry that is not ASTM F136 or 138 and asked what would happen to those companies. Mr. Bergtholdt stated if it was sourced from reputable supplies, there would be no changes. Karla Shoup stated that with these regulations, there would be a one-year transition. Mr. Dowdell commented that in the current proposed regulations it states ASTM F138 and F136 is a new standard and internally tapped jewelry in the guidelines. He asked what would happen to studios not using those materials and internally threaded jewelry. Mr. Bergtholdt stated it was taken under advisement from the previous workshops and there are drafts to some proposed regulations that the Health District is considering. He stated he read those regulations out to the attendees. Mr. Dowdell stated he agreed with these regulations, but that thirty to forty percent of the studios do not currently abide by them and that there would have to be a follow-through to make sure they are either no longer piercing or using. He said the reputable distributorships make little to no sense unless their materials usage follows the guidelines. Mr. Bergtholdt thanked him for his comment and stated it would be taken under consideration.

Rebecca Bryant and Erin O’Malley reviewed how to “raise a hand” in Webex and how to “chat.”

Sean Dowdell of Club Tattoo commented regarding Section 7.16.1, under “The following acts are expressly prohibited by the Health Authority in body art” item 7.16.1.8 single point piercing should be struck. He commented these are antiquated thoughts, as single point piercings have been around for fifteen years at this point and is a procedure he invented. Mr. Dowdell stated it has been proven safe and has been around a long time with long-standing standards in place. He commented it makes no sense to exclude (sic) it from items such as skin peeling, cutting, branding and that single point piercing is piercing with one hole instead

of two. Mr. Dowdell commented that it does not belong in this section and should be removed. Mark Bergtholdt thanked him for his comment.

Erin O'Malley announced to all attendees that anyone using an iPad could access the "chat" function in Webex with the "smiley face" icon at the bottom of their screen.

8. Body Art Card: This section describes the various body art cards and the limitations of each card.

Mark Bergtholdt commented that the Health District is considering some changes to the section. He stated a person limiting their practice to microblading only parts of the face may apply for a microblading card, a mentor can take up to fifteen microblading apprentices at any one time, and a person with a body art card can take up to five apprentices at any one time.

Albert Conant commented on Section 8.3.1 which mentions American Red Cross and PDT. He commented that his shop is a member of the Alliance of Professional Tattooists and a lot of their training is received through them. Mr. Conant commented he wanted to see more than American Red Cross indicated in the section, because they go to conferences and receive extra training from the Alliance of Professional Tattooists. He commented that the section talks about six months of training and that previously it was twelve months. Mr. Conant asked if they would be required to have that training every six months, or if he was misreading. Mark Bergtholdt stated it was a slight "misread," as it was meant for a person who is new needing a minimum of six months of training.

Emily Rocha commented on body art cards for apprentices training for permanent makeup. She commented she would like the wording to be more specific regarding the six-month requirement. Ms. Rocha stated her apprenticeships are two years, but someone trying to apprentice with her was expelled from an apprenticeship at a different location and was trying to collect a letter from the previous location and then complete the remaining time with her. She commented she would like it stated that if an apprentice doesn't complete an apprenticeship they have to start over again, as she did not believe proper training can be done if collecting a month here and there. Mark Bergtholdt thanked her for her comment.

Erin O'Malley read a comment from Lydia Dudoit into the record, as she did not have a microphone. Ms. Dudoit commented to request the Health District consider changing it to permanent makeup artist on one card and body art artists on a different card, rather than just microblading. She commented that permanent makeup and microblading have the same healing, aftercare, and procedure prep. Ms. Dudoit stated she does both permanent makeup and body art.

Albert Conant commented to agree with separate designations on the card for permanent makeup versus body art. He commented he also could see the apprenticeship program for body art lasting at least two years in many cases, so the idea that somebody could complete it in six months is "kind of crazy." Mark Bergtholdt thanked him for his comment.

Erin O'Malley read a comment from Lydia Dudoit into the record, as she did not have a microphone. Ms. Dudoit commented that if the Health District did not differentiate permanent makeup and body art, then unconstrained permanent makeup artists would be allowed to perform body art without proper training, and vice versa. Mark Bergtholdt thanked her for her comment.

9. **Body Art Special Events: This section describes the conditions and requirements for body art special events.**

Emily Rocha commented that she had a question on this section, as it was discussed in a previous section that stations were going from one hundred square feet to eighty. She asked if the same would apply for special events. Mark Bergtholdt stated that special events currently allow two artists in one hundred square feet, and no changes were proposed.

10. **Health Permit: This section describes how a permit is issued, various exemptions, what information needs to be posted by the body art establishments, and what information needs to be shared with the health district.**

Emily Eichorn commented to ask if any participants could explain the difference between body art and permanent makeup. Mark Bergtholdt stated that generally permanent makeup uses the same techniques as tattoo or other body art, it's just usually limited to the face and areola. He said microblading is a technique that is a sub-part of permanent makeup.

Rebecca Bryant commented there is another fundamental difference between permanent makeup and body art; in permanent makeup the artist has to understand skin tone - color mixing to look natural on the skin – as opposed to using certain chosen colors and not taking skin tone so much into account when creating a certain effect. Mark Bergtholdt thanked her for her comment.

11. **Enforcement: This section describes how the health district will enforce these regulations.**

Hearing no comments on Section 11, Mark Bergtholdt moved to Section 12.

12. **Permit Suspension: This section describes what action can be taken and how the health district can suspend and revoke the permit.**

Mark Bergtholdt stated he would combine comments for Section 12 and 13.

13. **Necessary Legal Language:**

Hearing no comments on Section 12 or 13, Mark Bergtholdt stated he would wait two to three minutes for anyone to provide comments on any section of the regulations. He stated that if anyone had a comment, they could raise their hand or comment in the chat for Erin O'Malley to call on them.

Rebecca Bryant of Permanent Makeup by Rebecca commented that she was not able to respond to the attendee who mentioned the difference in microblading being content of the pigment. She stated semi-permanent and permanent actually refer to the depth at which the pigment is inserted into the skin, not the quality of pigment.

Tamara Ferrigno of MM Ink commented she had seen mention of an apprentice card, which is self-explanatory, body art card, and journey body art. She requested clarification on the difference between the body art card and the journey body art card. Mark Bergtholdt stated the journey/mentor body art card allows the artist to accept apprentices, while a body art card cannot take apprentices. The journey body art card is requested by a card holder who has at least four years' experience. Ms. Ferrigno asked how she could receive one of those cards

since she has been in the industry for a while. Mr. Bergtholdt stated they would be issued when the regulations come into effect, upon request.

Dave Lepenske asked about the regulation regarding having a bio waste can and sharps container in the stations. Mark Bergtholdt stated there is no requirement to have a biohazardous waste can in the procedure area unless someone will be producing biohazardous waste above and beyond the sharps.

Rebecca Bryant commented that she would like clarification regarding hand sinks, and the two-section sink that is required, as well as the separate room for cleaning and sterilization. She asked if there needs to be a separate room for cleaning and sterilization, or if it can be done in the treatment room. Ms. Bryant also asked why the two-section sink, and if it is something that is going to be implemented. Mark Bergtholdt stated any currently operating facility would not be required to complete any construction to come into compliance with the facility construction requirements. He said the two-compartment sink is used to wash and rinse the reusable equipment, and if a facility uses all disposables the Health District could consider there is no need for a processing room.

Emily Rocha commented that she would like the Health District to allow a studio to apply for a visiting artist who is coming to town. She provided an example of a visiting artist who did not speak English and said they may not understand the wording. Ms. Rocha asked if the studio would be allowed to apply for the visiting artist. Mark Bergtholdt stated that could be considered.

Emily Rocha commented with a question regarding lot numbers. She stated somebody commented it would be too much work to record each individual color, and it could possibly cause cross-contamination. Ms. Rocha said her studio mostly handles black and gray realism and asked if an artist usually uses a certain color, if they can default the records for certain times periods when the ink is received. Mark Bergtholdt stated he could not comment on how this will come out, but he imagined if they had something they would default to and probably put into some sort of electronic form, that would be acceptable to the Health District. He clarified that what the Health District is looking for is a way to trace back material to where it came from if somebody contracted something. Mr. Bergtholdt said that was the key to having that information available.

Erin O'Malley read a comment from Lydia Dudoit into the record, as she did not have a microphone. Ms. Dudoit asked if digital release forms or an app could be used if it had all the required information. Mark Bergtholdt stated yes.

Seeing no further comments, Mark Bergtholdt moved to the next agenda item.

- V. **SECOND PUBLIC COMMENTS:** A period devoted to comments by the general public, if any, on any subject, and discussion of those comments. Comments will be limited to five (5) minutes per speaker.

Seeing no comments, Mark Bergtholdt closed the Second Public Comments portion of the workshop.

VI. **SUMMARY and FINAL SNHD COMMENTS**

Mark Bergtholdt stated this is the third and final scheduled public workshop. He said an additional workshop may be held in February. Mr. Bergtholdt stated the Health District will

take any comments about the proposed regulations and any data on the impact to businesses until January 31, 2022.

Mark Bergtholdt requested that attendees please complete a business impact survey if they had not already done so. He stated the survey could be found on the health district website where the agenda was located – SNHD.info/bodyartregs. Mr. Bergtholdt said the business impact survey is used to determine the impact on businesses and it is important to turn that in based on the regulations as they stand now. He said the surveys were included in the e-mail sent with the agenda.

Mark Bergtholdt thanked everyone for their participation.

VII. **ADJOURNMENT**

Mark Bergtholdt adjourned the meeting at 2:25 p.m.

	Meeting Name	Meeting Start Time	Meeting End Time	Name	Attendee Email	Join Time	Leave Time	Attendance Duration	Connection Type
1	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	ALBERT CONANT		2022-01-13 12:51:25	2022-01-13 14:24:16	93 mins	Desktop app
2	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Cristian Ogando		2022-01-13 12:52:33	2022-01-13 14:24:35	93 mins	Mobile app
3	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Emily Eichorn		2022-01-13 12:52:50	2022-01-13 14:24:35	92 mins	Desktop app
4	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Cesia De León		2022-01-13 12:53:53	2022-01-13 14:24:35	91 mins	Mobile app
5	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Lydia Dudoit		2022-01-13 12:56:58	2022-01-13 14:24:22	88 mins	Desktop app
6	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Josh Peattie		2022-01-13 12:58:16	2022-01-13 14:24:21	87 mins	Desktop app
7	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Rebecca Bryant		2022-01-13 13:00:21	2022-01-13 14:24:30	85 mins	Mobile app
8	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Karla Delarosa		2022-01-13 13:00:23	2022-01-13 14:24:20	84 mins	Mobile app
9	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Yhara Rivera		2022-01-13 13:02:08	2022-01-13 14:24:35	83 mins	Mobile app
10	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Call-in User_4		2022-01-13 13:03:09	2022-01-13 14:24:30	82 mins	Other app
11	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Dave L		2022-01-13 13:04:50	2022-01-13 14:24:21	80 mins	Mobile app
12	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Miguel Zavala		2022-01-13 12:56:24	2022-01-13 14:14:45	79 mins	Mobile app
13	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	sean dowdell		2022-01-13 12:59:59	2022-01-13 14:16:06	77 mins	Mobile app
14	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	sean dowdell		2022-01-13 12:59:59	2022-01-13 14:16:06	77 mins	Other app
15	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	sean dowdell		2022-01-13 12:59:59	2022-01-13 14:16:06	77 mins	Mobile app
16	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	sean dowdell		2022-01-13 12:59:59	2022-01-13 14:16:06	77 mins	Mobile app
17	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	sean dowdell		2022-01-13 12:59:59	2022-01-13 14:16:06	77 mins	Mobile app
18	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	sean dowdell		2022-01-13 12:59:59	2022-01-13 14:16:06	77 mins	Mobile app
19	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	sean dowdell		2022-01-13 12:59:59	2022-01-13 14:16:06	77 mins	Mobile app
20	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	sean dowdell		2022-01-13 12:59:59	2022-01-13 14:16:06	77 mins	Mobile app
21	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	sean dowdell		2022-01-13 12:59:59	2022-01-13 14:16:06	77 mins	Mobile app
22	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	sean dowdell		2022-01-13 12:59:59	2022-01-13 14:16:06	77 mins	Mobile app
23	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	sean dowdell		2022-01-13 12:59:59	2022-01-13 14:16:06	77 mins	Mobile app
24	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	sean dowdell		2022-01-13 12:59:59	2022-01-13 14:16:06	77 mins	Mobile app
25	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	sean dowdell		2022-01-13 12:59:59	2022-01-13 14:16:06	77 mins	Mobile app
26	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Adolfo Medina		2022-01-13 13:11:16	2022-01-13 14:24:35	74 mins	Mobile app
27	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Call-in User_5		2022-01-13 13:14:00	2022-01-13 14:24:30	71 mins	Other app
28	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Tamara Ferrigno		2022-01-13 13:17:01	2022-01-13 14:24:35	68 mins	Mobile app
29	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Mari Gonzales		2022-01-13 13:24:55	2022-01-13 14:24:35	60 mins	Mobile app
30	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Emily Rocha		2022-01-13 12:54:28	2022-01-13 13:51:21	57 mins	Mobile app
31	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Valdez tattoosbymonk@gmail.com		2022-01-13 13:38:22	2022-01-13 14:24:35	47 mins	Mobile app
32	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Valdez tattoosbymonk@gmail.com		2022-01-13 13:38:22	2022-01-13 14:24:35	47 mins	Other app
33	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Benjamin Lepore		2022-01-13 13:12:02	2022-01-13 13:43:59	32 mins	Mobile app
34	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Giselle Reyes		2022-01-13 13:55:24	2022-01-13 14:24:20	29 mins	Mobile app
35	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Emily Rocha		2022-01-13 13:57:30	2022-01-13 14:24:16	27 mins	Mobile app
36	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Benaiah Poindexter		2022-01-13 13:28:50	2022-01-13 13:46:14	18 mins	Mobile app
37	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Rusty graf		2022-01-13 13:45:56	2022-01-13 14:02:45	17 mins	Desktop app
38	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Anessa Moore		2022-01-13 12:49:40	2022-01-13 13:05:19	16 mins	Mobile app
39	Workshop for Proposed Body Art Regulations	2022-01-13 13:00:00	2022-01-13 16:00:00	Nilson Corea		2022-01-13 13:52:42	2022-01-13 13:52:52	1 mins	Mobile app

From: [Sean Dowdell](#)
To: [Body Art](#)
Subject: Re: Agenda - Body Art Regulations Workshop February 4, 2022, 11:00 a.m. - Virtual Only (No In Person Option)
Date: Thursday, January 20, 2022 1:12:06 PM

It looks like your team listened to nearly nothing from the actual industry feedback.

A lot of these new regulations make zero sense, I am not sure whoever wrote most of the new requirements understands most of what is in here.

The idea is to make the industry safer and you guys just made it worse.

Thank you,
Sean Dowdell
Club Tattoo | Grey Daze | drINK'd

On Thu, Jan 20, 2022 at 1:51 PM Body Art <bodyart@snhd.org> wrote:

As a result of the three workshops held this past December and January, where the Health District took testimony and comment about the proposed body art regulations, the Health District drafted some changes to address the concerns raised by the participants. A fourth workshop will be held online starting at 11:00 a.m. on Friday, February 4, 2022 to receive comments about those changes. A copy of the proposed regulations can found here: www.snhd.info/bodyartregs.

The proposed changes to the regulations published on December 6 are noted in the attached redline version of the document. Words that are in red strikeout font are to be removed. Words in blue colored font are to be added. Also attached to this e-mail is the Public Notice of this fourth workshop and the Agenda for that workshop.

If you wish to participate in the workshop, please use the link found in the agenda.

Sincerely,



Mark Bergtholdt

*Environmental Health Supervisor
Southern Nevada Health District | Environmental Health | Special Programs*

Mailing Address: P.O. Box 3902, Las Vegas, NV 89127

Physical Address: 333 N. Rancho Dr., Suite 450, Las Vegas, NV 89127

Our Mission: To assess, protect, and promote the health, the environment, and the well-being of Southern Nevada communities, residents, and visitors.

Office Phone: 702-759-0625

bergtholdt@snhd.org

SNHD    **SNHD Food Safety**   

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[COVID Risk Metrics](#)

CERTIFICATE OF POSTING
OPEN MEETING NOTICE
NRS 241.020(3)(b)

I certify that I posted the Agenda for the meetings identified below *more than three working days prior to the meeting* in accordance with NRS 241.020 (3)(b):

**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

January 13, 2022 Thursday, 1:00 p.m., Southern Nevada Health District Public Health Center,
280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

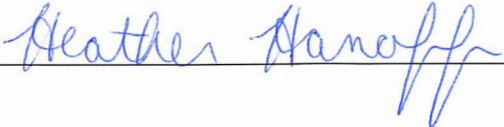
Name of Location: _____ Southern Nevada Health District _____

Address of Location: _____ 280 South Decatur Boulevard _____

City, State, ZIP: _____ Las Vegas, NV 89107 _____

Date/Time of Posting: _____ 1-6-22 9:30 am _____

Printed Name: _____ Heather Hanoff _____

Signature: _____  _____

CERTIFICATE OF POSTING

OPEN MEETING NOTICE

NRS 241.020(3)(b)

I certify that I posted the public notice and agenda for the meetings identified below ~~more than three~~ **two working days prior to the meeting** in accordance with NRS 241.020 (3)(b):

**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

January 13, 2022 Thursday, 1:00 p.m.virtually.

Name of Location: _____ Southern Nevada Health District

Address of Location: _____ 280 South Decatur Boulevard

City, State, ZIP: _____ Las Vegas, NV 89107

Date/Time of Posting: _____

Printed Name: _____

Signature: _____

Please return this certificate via FAX to:
Southern Nevada Health District
(702) 759-1458

Thank you.

Nevada Public Notice Website

Government
State
City
County
K-12
Higher Education
Special Districts

Entity
Springs Preserve Board of Trustees
Stagecoach General Improvement District
State Grazing Board District N-3
Sun Valley General Improvement District
Tahoe Douglas Visitors Authority
Tahoe Water Suppliers Association

Public Body
Southern Nevada Health District

Results for Southern Nevada Health District



Subscribe to this public body's notice RSS feed (/RSS/PublicBody/1732)

Results are limited to the last 7 days and for all dates in the future.


Notice	Date Posted	Event Date	Time	Status	Type
Proposed Body Art Regulations Workshop (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	1/6/2022	9:00 AM	Scheduled	Workshop
Proposed Body Art Regulations Workshop Agenda (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/29/2021	1/6/2022	9:00 AM	Scheduled	Workshop
So.N HPPG (https://snhd.webex.com/shnd/j.php?MTID=m3f366523ee2752e71bd7e4f6d5cd42e2)	12/28/2021	1/7/2022	1:00 PM	Scheduled	Meeting
Apex Materials LLC Moccasin Rd - Recycling Center (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	1/5/2022	1/13/2022	9:00 AM	Scheduled	Workshop
Proposed Body Art Regulations Workshop Agenda (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	1/6/2022	1/13/2022	1:00 PM	Scheduled	Workshop
Proposed Body Art Regulations Workshop Revised Agenda (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	1/11/2022	1/13/2022	1:00 PM	Revised	Workshop
Proposed Body Art Regulations Workshop (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	1/13/2022	1:00 PM	Scheduled	Workshop
Proposed Body Art Regulations Business Impact (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	2/24/2022	9:00 AM	Scheduled	Hearing
Proposed Body Art Regulations (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	3/24/2022	9:00 AM	Scheduled	Hearing





Today's Meetings



Subscribe to Today's Meetings RSS Feed (</RSS/Today>)

08:00 AM  Division of Public and Behavioral Health (https://dpbh.nv.gov/Programs/Maternal,_Child_and_A)

08:00 AM  State Board of Health (https://dpbh.nv.gov/Programs/Maternal,_Child_and_Adolescent_Health)

08:30 AM  Nevada State Contractors Board (<http://www.nvcontractorsboard.com/minutes.html>)

 Email Address, No Website |  Link to Website

Public Notice Access

Public Bodies wishing to post public notices must first register (</Account/Register>) for an account. *It is recommended to use your government issued email address.*

[Register \(/Account/Register\)](/Account/Register)

Next Steps after you register

Send an email to deptadmin@admin.nv.gov (<mailto:deptadmin@admin.nv.gov>) with the following information:

1. Your name and email address.
2. The type of Government (i.e. State, City, County, K-12, Higher Education, Special Districts).
3. The area or "Entity" your Government type represents. For example, if your Government type is County, tell us which County i.e. Churchill, Clark, Douglas, etc.
4. The name of the Public Body (aka Committee/Council/Board) you will be posting for? Please list all of the Public Bodies you will be responsible to post notices for.
5. After you send the email with this information, you will receive an email or phone call back from the Department of Administration's Director's Office to confirm your account has been successfully enrolled. If you have questions, please email deptadmin@admin.nv.gov (<mailto:deptadmin@admin.nv.gov>).

Nevada Public Notice Website

Government
State
City
County
K-12
Higher Education
Special Districts

Entity
Wells Rural Electric Company
Western Regional Water Commission
White Pine County Hospital District
White Pine County Tourism & Recreation Board
Workforce Connections
Zephyr Heights GID

Public Body
Southern Nevada Health District

Results for Southern Nevada Health District



Subscribe to this public body's notice RSS feed (/RSS/PublicBody/1732)

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Notice	Date Posted	Event Date	Time	Status	Type
Proposed Body Art Regulations Workshop (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	1/6/2022	9:00 AM	Scheduled	Workshop
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So.N HPPG (https://snhd.webex.com/shnd/j.php?MTID=m3f366523ee2752e71bd7e4f6d5cd42e2)	12/28/2021	1/7/2022	1:00 PM	Scheduled	Meeting
Apex Materials LLC Moccasin Rd - Recycling Center (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	1/5/2022	1/13/2022	9:00 AM	Scheduled	Workshop
Proposed Body Art Regulations Workshop Agenda (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	1/6/2022	1/13/2022	1:00 PM	Scheduled	Workshop
Proposed Body Art Regulations Workshop (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	1/13/2022	1:00 PM	Scheduled	Workshop
Proposed Body Art Regulations Business Impact (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	2/24/2022	9:00 AM	Scheduled	Hearing
Proposed Body Art Regulations (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	3/24/2022	9:00 AM	Scheduled	Hearing



Today's Meetings



Subscribe to Today's Meetings RSS Feed (/RSS/Today)

08:00 AM DRI Research Foundation Executive Committee (<http://dri.edu/foundation>)

08:15 AM Churchill County Commissioners (<https://civicclerk.blob.core.windows.net/stream/CHURCHILLC...sv=2015-12-11&sr=b&sig=wHN7RglxNX%2BZwpTyQ%2BCxcRY%2FQhCEIU0zDBenyaabf80%30T16%3A37%3A41Z&sp=r&rsc=no-cache&rsct=application%2Fpdf>)

08:30 AM ~~Nevada Housing Division (https://housing.nv.gov/Resources/Meetings/2019/Public_Meetings_)~~

Email Address, No Website | Link to Website

Public Notice Access

Public Bodies wishing to post public notices must first register (</Account/Register>) for an account. *It is recommended to use your government issued email address.*

[Register \(/Account/Register\)](/Account/Register)

Next Steps after you register

Send an email to deptadmin@admin.nv.gov (<mailto:deptadmin@admin.nv.gov>) with the following information:

1. Your name and email address.
2. The type of Government (i.e. State, City, County, K-12, Higher Education, Special Districts).
3. The area or "Entity" your Government type represents. For example, if your Government type is County, tell us which County i.e. Churchill, Clark, Douglas, etc.
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CERTIFICATE OF POSTING
OPEN MEETING NOTICE
NRS 241.020(3)(b)

I certify that I posted the public notice and agenda for the meetings identified below *more than three working days prior to the meeting* in accordance with NRS 241.020 (3)(b):

**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

January 13, 2022 Thursday, 1:00 p.m., Southern Nevada Health District Public Health Center,
280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

Name of Location: Boulder City, City Hall

Address of Location: 401 California Avenue

City, State, ZIP: Boulder City, NV 89005

Date/Time of Posting: 1/6/2022 @ 12:46

Printed Name: Bridgette Rodriguez

Signature: 

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

CERTIFICATE OF POSTING
OPEN MEETING NOTICE
NRS 241.020(3)(b)

I certify that I posted the public notice and agenda for the meetings identified below *more than three two working days prior to the meeting* in accordance with NRS 241.020 (3)(b):

**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

January 13, 2022 Thursday, 1:00 p.m., virtually.

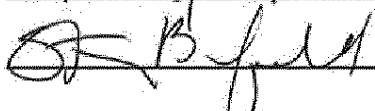
Name of Location: Boulder City, City Hall

Address of Location: 401 California Avenue

City, State, ZIP: Boulder City, NV 89005

Date/Time of Posting: 1/11/2022 11:44 am

Printed Name: Stacey Brownfield

Signature: 

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

CERTIFICATE OF POSTING

OPEN MEETING NOTICE

NRS 241.020(3)(b)

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**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

January 13, 2022 Thursday, 1:00 p.m., virtually.

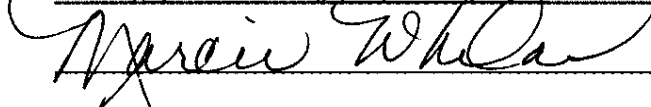
Name of Location: Clark County Government Center

Address of Location: 500 South Grand Central Parkway

City, State, ZIP: Las Vegas, NV 89155

Date/Time of Posting: Jan 11, 2022 11:45 am.

Printed Name: MARCIE WHELAN

Signature: 

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

CERTIFICATE OF POSTING
OPEN MEETING NOTICE
NRS 241.020(3)(b)

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**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

January 13, 2022 Thursday, 1:00 p.m., Southern Nevada Health District Public Health Center,
280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

Name of Location: Clark County Government Center

Address of Location: 500 South Grand Central Parkway

City, State, ZIP: Las Vegas, NV 89155

Date/Time of Posting: January 6, 2022 3:40pm

Printed Name: MARIE WHELAN

Signature: 

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

1/8/2022 11:00 AM FROM: SONY HEALTH DISTRICT TO: (702)759-1486 P. 2

CERTIFICATE OF POSTING
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NRS 241.020(3)(b)

I certify that I posted the public notice and agenda for the meetings identified below *more than three working days prior to the meeting* in accordance with NRS 241.020 (3)(b):

**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

January 13, 2022 Thursday, 1:00 p.m., Southern Nevada Health District Public Health Center,
280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

Name of Location: Henderson City Hall

Address of Location: 240 Water Street

City, State, ZIP: Henderson, NV 89015-7227

Date/Time of Posting: 3:30 01/06/2022

Printed Name: Chelsea Palacios

Signature: Chelsea

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

RECEIVED
CITY CLERK

2022 JAN -6 A 11:18

CERTIFICATE OF POSTING
OPEN MEETING NOTICE
NRS 241.020(3)(b)

I certify that I posted the public notice and agenda for the meetings identified below *more than three working days prior to the meeting* in accordance with NRS 241.020 (3)(b);

**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

January 13, 2022 Thursday, 1:00 p.m., Southern Nevada Health District Public Health Center,
280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.

Name of Location: Las Vegas City Hall

Address of Location: 495 South Main Street

City, State, ZIP: Las Vegas, NV 89101

Date/Time of Posting: 1-6-22 11:30 AM

Printed Name: Bonney Perkins

Signature: [Handwritten Signature]

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

RECEIVED
CITY CLERK

2022 JAN 11 P 12:49

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OPEN MEETING NOTICE
NRS 241.020(3)(b)

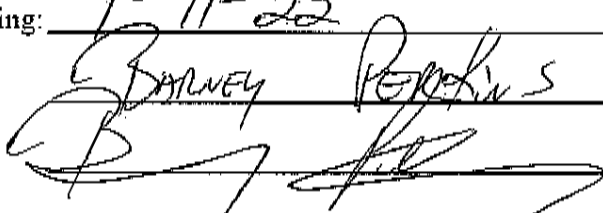
I certify that I posted the public notice and agenda for the meetings identified below ~~more than three two~~ *working days prior to the meeting* in accordance with NRS 241.020 (3)(b):

**SOUTHERN NEVADA HEALTH DISTRICT PROPOSED
BODY ART REGULATIONS WORKSHOP**

Taking place at:

January 13, 2022 Thursday, 1:00 p.m., virtually.

Name of Location: Las Vegas City Hall
Address of Location: 495 South Main Street
City, State, ZIP: Las Vegas, NV 89101

Date/Time of Posting: 1-11-22 1:30 pm
Printed Name: BARNEY PERKINS
Signature: 

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

CERTIFICATE OF POSTING
OPEN MEETING NOTICE
NRS 241.020(3)(b)

I certify that I posted the public notice and agenda for the meetings identified below *more than three working days prior to the meeting* in accordance with NRS 241.020 (3)(b):

**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

January 13, 2022 Thursday, 1:00 p.m., Southern Nevada Health District Public Health Center,
280 South Decatur Boulevard, Las Vegas, in Red Rock Conference Room and/or virtually.


Name of Location: _____ Laughlin Clark County Community Resource Center

Address of Location: _____ 55 Civic Way

City, State, ZIP: _____ Laughlin, NV 89029

Date/Time of Posting: _____ 1/4/2022 12pm

Printed Name: _____ Tina Gish

Signature: _____ 

Please return this certificate via FAX to:
Southern Nevada Health District
(702) 759-1458

Thank you.

CERTIFICATE OF POSTING

OPEN MEETING NOTICE

NRS 241.020(3)(b)

I certify that I posted the public notice and agenda for the meetings identified below ~~more than three~~
two working days prior to the meeting in accordance with NRS 241.020 (3)(b):

**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

January 13, 2022 Thursday, 1:00 p.m., virtually.


Name of Location: _____ Laughlin Clark County Community Resource Center

Address of Location: _____ 55 Civic Way

City, State, ZIP: _____ Laughlin, NV 89029

Date/Time of Posting: _____ 1/11/2022 4pm

Printed Name: _____ Tina Gish

Signature: _____ 

Please return this certificate via FAX to:
Southern Nevada Health District
(702) 759-1458

Thank you.

CERTIFICATE OF POSTING

OPEN MEETING NOTICE

NRS 241.020(3)(b)

I certify that I posted the public notice and agenda for the meetings identified below ~~more than three~~ **two working days prior to the meeting** in accordance with NRS 241.020 (3)(b):

**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

January 13, 2022 Thursday, 1:00 p.m., virtually.

Name of Location: Mesquite City Hall

Address of Location: 10 East Mesquite Boulevard

City, State, ZIP: Mesquite, NV 89027

Date/Time of Posting: Jan. 11, 2022 2:00 pm

Printed Name: JULIE GOODSELL

Signature: Julie Goodsell

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

1/11/2022 12:50 PM FROM: SoNV Health District TO: +17026493846 P. 2

CERTIFICATE OF POSTING

OPEN MEETING NOTICE

NRS 241.020(3)(b)

I certify that I posted the public notice and agenda for the meetings identified below *more than three two working days prior to the meeting* in accordance with NRS 241.020 (3)(b):

**SOUTHERN NEVADA HEALTH DISTRICT PROPOSED
BODY ART REGULATIONS WORKSHOP**

Taking place at:

January 13, 2022 Thursday, 1:00 p.m., virtually.

Name of Location: North Las Vegas City Hall

Address of Location: 2250 North Las Vegas Boulevard

City, State, ZIP: North Las Vegas, NV 89030

Date/Time of Posting: 1/12/2022

Printed Name: Justine McDowell

Signature: *Justine McDowell*

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

OC Service Request Form

Your request has been sent.

Ticket Number	594
Project Name	Post Agenda for January 13, 2022, BA Regulations Workshop
Project Type	Website
Project Description	Please post the attached Agenda for the January 13, 2022, BA Regulations workshop to the Public Notices page and Body Art Revisions page, https://www.southernnevadahealthdistrict.org/permits-and-regulations/body-art/body-art-regulation-revisions/ .
Project Deadlines	By 1/07/2022, please.

[View Submitted Request \(http://forms.cchd.org/#/61d4b7b35fb6f913c04e3b1e\)](http://forms.cchd.org/#/61d4b7b35fb6f913c04e3b1e)

[Submit Another Request \(/oc/oc-service-request\)](/oc/oc-service-request)

ERIN O'MALLEY

Dashboard (i)

< Back

Pending - OC PROJECT REQUEST

Ticket Number:

594

Contact Person Information

Requester Full Name:

Erin O'Malley

Requester Department:

ADM HVR

Requester Email:

omalley@snhd.org

Requester Phone Number:

(702) 759-1626

Project Request Information

Project Name:

Post Agenda for January 13, 2022, BA Regulations Workshop

Type of Project:

Website content

Please describe your project request in detail.

Please post the attached Agenda for the January 13, 2022, BA Regulations workshop to the Public Notices page and Body Art Revisions page, <https://www.southernnevadahealthdistrict.org/permits-and-regulations/body-art/body-art-regulation-revisions/>.

Please list any applicable deadlines. Ensure adequate lead time.

By 1/07/2022, please.

File(s) Attached:

[Download File \(/index.php?option=com_snhdformschemarender&task=downloadFile&field=ServiceFiles&id=61d4b7b35fb6f913c04e3b1c&formId=61d4b7b35fb6f913c04e3b1e\)](#)

Comments

-

Add a Comment

Due Date

-

Unacceptable Reason

-

Request Information

Submitted Date

2022-01-04 13:10:11

Modified Date

2022-01-04 13:10:11

Modified By

SnhdPhpUser

OC Service Request Form

Your request has been sent.

Ticket Number	610
Project Name	Amended Agenda for BA Regulations Jan 13 Workshop
Project Type	Website
Project Description	Please post the attached Amended Agenda to the website on Public Notice page and Body Art Regulations Revision Page - had to remove in- person option.
Project Deadlines	ASAP - meeting is in 2 days.

[View Submitted Request \(http://forms.cchd.org/#/61ddc2d95fb6f91b28b62cb4\)](http://forms.cchd.org/#/61ddc2d95fb6f91b28b62cb4)

[Submit Another Request \(/oc/oc-service-request\)](#)

OC Service Request Form

Your request has been sent.

Ticket Number	665
Project Name	Add 1.13.2022 BA Regs Workshop minutes to website
Project Type	Website
Project Description	Please add the attached workshop minutes to the website on the Body Art Regulations Revisions page
Project Deadlines	By 1/28/22 if possible.

[View Submitted Request \(http://forms.cchd.org/#/61f03e8f5fb6f90378649d18\)](http://forms.cchd.org/#/61f03e8f5fb6f90378649d18)

[Submit Another Request \(/oc/oc-service-request\)](/oc/oc-service-request)

ATTACHMENT

I

Results of Business Impact Surveys

Date Rec	Business Name	Person's name	#3	#3 est	#3 explain	#4	#4 Explain	#5	#5 estimate	#5 explain	#6	#6 estimate	#6 explain
12/6/2021	Brow Road	Miyuwa Vance	N			N		N			N		
12/6/2021	SCALP PRODUCTIONS	BENJAH POINDEXTER	N			N		N			N		
12/7/2021	iShape Brows & Permanent Makeup, LLC	Portia Ildikovic	N			Y	it will help a lot if I would to expand my business since the sink requirement has changed.	Y	2000	would be able to rent out stations and accept more artist to work with me. I am estimating it to additional 3-5k month revenue.	Y		Any changes or requirements can cause other businesses to either have disadvantage or advantage toward others.
12/7/2021	Edge Brows Studio	Yhara Rivera	N			N		N	800		N		
12/16/2021	Beauty by Okubo	Renata o Pickering	N			N		N			N		
12/6/2021	Black Diamond Custom Tattoos	Fric Garcia	Y	thousands	Would require additional build out, permits etc	Y	Would impose hardship	N			N		
12/16/2021	EdgyBrowsStudio	Yhara Rivera #2	Y			Y	I will be able to add more beds and not worry about so many sinks	Y	800	will be able to rent 3 beds	N		Does not seem to serve a purpose or solve a problem
12/16/2021	Rising From The Ashes Tattoo		N			N		N			N		
12/29/2021	Obnovatattoo	Hector Arnelanes	N			N		N			N		
12/29/2021	Babes with Blades Microblading	Malia Patrocino	N			N		N			N		
12/29/2021	Beauty Ink LV	Wendy Chester	N			N		N			N		
1/1/2022	Jessink llc	Jessica Gonzalez	N			N		N			N		
12/29/2021	KarlaDeLorosa	KarlaDeLorosa	N			N		N			N		
1/2/2022	LLC AMANN	Mariano Brasino	N			N		N			N		
1/5/2022	Black Rhino Tattoo	Igor Montano	N			N		Y	20000	As I am currently in the middle of expanding to a new location, the current sink requirements would be of a significantly larger cost opposed to following the sink requirements of the new regulations. I am working with my new landlord to delay our build until the new regulations are put into place. The regulation changes are all a good thing.	N		
1/8/2022	Black Sacramento Tattoo	Jordan Lee	N			N		Y	10000	The changes to artist workstation limitations will likely allow us to add more stations which means we can hire more full-time artists. I estimate this will increase our monthly income by approximately \$2000-4000 a month.	N		
1/13/2022	Fired Up Beauty Lounge	Emily Edmon	N			N		Y			N		
1/13/2022	Crown Electric Tattoo Company	LEVIA FOWLER	Y		See attached notes	Y	See attached notes	N		PLEASE SEE ATTACHED NOTES - THE ONLY SHOP TO BENEFIT FROM THESE PROPOSALS WILL BE CLUB TATTOO. THE REST OF US WILL BE PUT OUT OF BUSINESS	Y		See attached notes
1/14/2022	Koolville Tattoos, LLC	Robert Gonzales	Y	175,000	change in the regulations regarding piercing will cause a significant financial impact on our business. The change from 316L to F316 type of metal and the internal threaded jewelry used for piercing will cause the costs of the process to exceed the current charge for this service.	Y	Body Piercing is an appreciable percentage (in excess of 40%) of our business. Because the costs of the jewelry will exceed the amounts to be charged, this change in regulations will cause the process not to be profitable. This will force my company to stop offering this service and remove it from the list of services provided by our five (5) shops in Clark County, NV.	N	0	See reasons above 384)	Y		As described above, the significant impact on our business could result in our company not providing the service any longer. Whether this is indirect or direct, this impact is significant and not necessary. There is no scientific difference in the long term effects of the use of the F316 versus the 316L metal jewelry. The proponents of this change in regulations of the SNHD are in favor of this due to their desire to benefit financially from the closing of competitors and the selling of their vastly more expensive jewelry itself.
1/16/2022	Permanent Makeup by Rebecca	Rebecca Bryant	N			N		Y		will be able to add a body art room in my facility now that the size requirement will be lower	N		
1/14/2022	Three Arrows Tattoo	Hunter Blood	Y		as a tattooer, we experience a very small amount of blood daily. I think its extensive to have to go out and purchase even more sanitary equipment. in addition to that the periodic pick up service, with it biweekly, bi weekly, monthly, this would impact the shop economically.	Y	Tattoo shops already have restrictions on space, additional construction would be needed which would further slow down shop and possibly have to let artists go, less artist, less room for work and customers, merchandise and supplies, more room for health operations that aren't deemed necessary in the eyes of a tattooer in a functioning tattoo shop.	N		do NOT believe that there would be any beneficial economic effects, this would financially impact the shop as well as the artists and customer and could drive more tattooers to tattoo from home	Y		the pandemic hit the tattoo industry hard in many ways, with these regulations it would take us even longer to get back on our feet from after quarantine.
1/18/2022	Three Arrows Tattoo	Mattie Dao	Y		Since we do not have piercing services, I am writing based purely on tattooing. We encounter very little blood droplets in the daily tattooing procedure. I do not consider it a biohazard to the extent of needing to purchase separate receptacles, biohazard bags, labels and all the necessary storage for all listed, in addition to weekly/monthly disposal/pickup services. This amount of new accommodations would drastically impact the shop economically.	Y	Tattoo shops are a tight fitting narrow space. The regulations would require more receptacles and more space expansion. We would need more room for treating and storing biohazard waste, which would lead to the need of firing artists. Less artists, less room for work and customers, merchandise and supplies, more room for health operations that aren't deemed necessary in the eyes of a tattooer in a functioning tattoo shop.	N		I do not believe that there would be any beneficial economic effects should these proposed regulations occur. I think shops would lose artists and space, as well as be financially impacted with the need for additional construction in shops. The need for additional sanitation rooms, labeling materials, packaging, storing, etc. will have an enormous negative impact on every tattoo shop.	Y		The tattoo industry has already been struggling with the pandemic. There has been losses of clientele, working artist, supply issues and higher/more costly sanitization. With these proposed regulations, it would worsen many livelihood situations. Many are experiencing difficulties with the cost of working. If these regulations pass, clients will be placed in more expensive situations to make up for the new regulations' costs, and many artists would either lose business, or chose unregulated routes, such as unregulated working from home, mobile tattoos, and choose other much less sanitary work environments.
1/13/2022	Three Arrows Tattoo	Robert Simmons	Y		I cannot speak on piercing, since I don't have it in the shop but during a tattoo procedure, we do encounter very minimal blood droplets. I would NOT consider teh amount of blood from the process of an epidemial abrasion being acknowledged as a quantity to justify it as a biohazard to an extent there a tattoo shop would need to purchase separate receptacles, purchase biohazardous bags, purchase biohazardous labels, purchase and build an entire storage area/room and also purchase a weekly/monthly pickup or disposal service. This amount of accommodations would impact the shop drastically.	Y	Tattoo shops are usually a tight-fitted space as is, the regulations requiring the shop for more receptacles and additional room for treating and storing biohazard waste will require most tattoo shops to fire some attoo artists in order to accommodate for the extra room needed for the revised regulations.	N		using tattoo artists to accommodate for storage space and the expense of providing a build-out for additional sanitized room, labeling, materials, packaging, storing, etc will have an enormous negative impact on every tattoo shop.	Y		In this time of our current economic situation, world-wide, tattoo artists/shops are already experiencing a hard time keeping up with the cost of working. If these biohazard regulations pass, tattoo artists/shops would need to charge more. In turn, we would lose business, further promoting clients to find a "cheaper alternative" (i.e. unregulated house and mobile tattoos).
1/13/2022		Riley Baxter	Y		I cannot speak on piercing, since I don't have it in the shop but during a tattoo procedure, we do encounter very minimal blood droplets. I would NOT consider teh amount of blood from the process of an epidemial abrasion being acknowledged as a quantity to justify it as a biohazard to an extent there a tattoo shop would need to purchase separate receptacles, purchase biohazardous bags, purchase biohazardous labels, purchase and build an entire storage area/room and also purchase a weekly/monthly pickup or disposal service. This amount of accommodations would impact the shop drastically.	Y	Tattoo shops are usually a tight-fitted space as is, the regulations requiring the shop for more receptacles and additional room for treating and storing biohazard waste will require most tattoo shops to fire some attoo artists in order to accommodate for the extra room needed for the revised regulations.	Y		using tattoo artists to accommodate for storage space and the expense of providing a build-out for additional sanitized room, labeling, materials, packaging, storing, etc will have an enormous negative impact on every tattoo shop.	Y		In this time of our current economic situation, world-wide, tattoo artists/shops are already experiencing a hard time keeping up with the cost of working. If these biohazard regulations pass, tattoo artists/shops would need to charge more. In turn, we would lose business, further promoting clients to find a "cheaper alternative" (i.e. unregulated house and mobile tattoos).



Proposed Body Art Regulations Business Impact Survey

Please complete and return the attached business impact survey for the proposed Body Art Regulations. You can add additional pages as necessary to complete your responses. A copy of the proposed regulations can be found <https://media.southernnevadahealthdistrict.org/download/eh/2021/body-art/20211129-Body-Art-Regs-WORKING-DRAFT.pdf>. Please review the regulations thoroughly to assist with your response. This survey can also be completed online at the following website: <https://www.southernnevadahealthdistrict.org/permits-and-regulations/proposed-body-art-regulations-business-impact-survey/>

1. Business Name: Black Diamond Custom Tattoos
2. Name of person completing survey: Eric Garcia
3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business? If yes, please provide an estimate.

Yes No If yes, estimated effect in dollars: thousands

Explain:

Would require additional build out, permits etc

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

Yes No

Explain:

Would impose a hardship

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business? If yes, please provide an estimate.

Yes No If yes, estimated effect in dollars:

Explain:

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations? If yes, please provide an estimate.

Yes No If yes, estimated effect in dollars:

Explain:

Does not seem to serve a purpose or solve a problem

Please return this before January 15, 2022 by: 1) the link at the top of the page, 2) email to bodyart@SNHD.org, 3) regular mail {P Box 3902 Las Vegas NV 89127, 4) deliver in person to 333 N Rancho Ste 450 M-F 8-3pm

From: [Black Rhino Tattoos](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Wednesday, January 05, 2022 1:15:04 PM

1. Business Name

Black Rhino Tattoos

2. Name of person completing survey

Igor Montano

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- No

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- No

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- Yes

If yes, please provide an estimate in dollars.

\$20,000.00

Please explain.

As I am currently in the middle of expanding to a new location, the current sink requirements would be of a significantly larger cost opposed to following the sink requirements of the new regulations. I am working with my new landlord to delay our build until the new regulations are put into place. The regulation changes are all a good thing.

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- No



Proposed Body Art Regulations Business Impact Survey

Please complete and return the attached business impact survey for the proposed Body Art Regulations. You can add additional pages as necessary to complete your responses. A copy of the proposed regulations can be found <https://media.southernnevadahealthdistrict.org/download/eh/2021/body-art/20211129-Body-Art-Regs-WORKING-DRAFT.pdf>. Please review the regulations thoroughly to assist with your response. This survey can also be completed online at the following website: <https://www.southernnevadahealthdistrict.org/permits-and-regulations/proposed-body-art-regulations-business-impact-survey/>

1. Business Name: BEAUTY INK LV
2. Name of person completing survey: WENDY CHESTER
3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business? If yes, please provide an estimate.

Yes No If yes, estimated effect in dollars:

Explain:

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

Yes No

Explain:

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business? If yes, please provide an estimate.

Yes No If yes, estimated effect in dollars:

Explain:

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations? If yes, please provide an estimate.

Yes No If yes, estimated effect in dollars:

Explain:

Please return this before January 15, 2022 by: 1) the link at the top of the page, 2) email to bodyart@SNHD.org, 3) regular mail {P Box 3902 Las Vegas NV 89127, 4) deliver in person to 333 N Rancho Ste 450 M-F 8-3pm

From: [Black Sacramento Tattoo](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Saturday, January 08, 2022 10:54:31 PM

1. Business Name

Black Sacramento Tattoo

2. Name of person completing survey

Jordan Lee

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- No

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- No

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- Yes

If yes, please provide an estimate in dollars.

\$6,000.00

Please explain.

The changes to artist workstation limitations will likely allow us to add more stations which means we can hire more full-time artists. I estimate this will increase our monthly income by approximately \$2000-6000 a month.

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- No

From: [Brow Engel](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Monday, December 06, 2021 10:11:42 PM

1. Business Name

Brow Engel

2. Name of person completing survey

Mylynda Vance

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- No

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- No

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- No

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- No

From: [Crown Electric Tattoo Company](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Saturday, January 15, 2022 12:30:46 PM

1. Business Name

Crown Electric Tattoo Company

2. Name of person completing survey

LEYLA FOWLER

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- Yes

Please explain.

PLEASE SEE ATTACHED NOTES

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- Yes

Please explain.

PLEASE SEE ATTACHED NOTES

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- No

Please explain.

PLEASE SEE ATTACHED NOTES - THE ONLY SHOP TO BENEFIT FROM THESE PROPOSALS WILL BE CLUB TATTOO. THE REST OF US WILL BE PUT OUT OF BUSINESS

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- Yes

Please explain.

PLEASE SEE ATTACHED NOTES

ADDENDUM

NOTES FOR BUSINESS IMPACT SURVEY

Adding Vapor Line Sterilization Tabs is really going to impact our cost of sales. For 250 strips, it costs \$33. This is not currently part of our budget. Along with the added cost of these little strips, this will impact the use of our autoclave by having to sterilize dozens of small packs rather than the one long separated ones that we currently do.

We have been providing Spore Tests twice a year. Now you are asking for monthly. This is going to cost \$60 for 6 tests. We have been paying \$20 per year for our tests, not the increased cost will be \$120 per year.

Trash bags. Use biohazard bags and have pickup on a regular basis? From what company? Who is going to pick up daily, and how do we afford purchasing biohazard bags? The amount of blood that occurs during a tattoo is not enough to justify this as biohazard. It just isn't there. Not enough body fluid to justify this new proposal. If this is the case, then we should see every casino, every clinic, every baby changing station in the entire city, every day care, every nursing home, every public trash receptacle in the city will need to have a RED BAG, a separate daily storage area for these red bags, and weekly or monthly pick up from companies who will not even talk to us about opening an account for this. You are really asking for A LOT when you say we each tattoo shop has to have a separate area for holding these red bags until they are picked up. You are also asking us to purchase biohazard labels. This will be an added cost to our budget. For a box of 250 impermeable red biohazard bags, it will cost \$56.99. If you are requiring us to use a Red Bag in every station, that is 7 stations for us on a daily basis! That's 49 bags per week, 156 bags per month. The 13 gallon trash bags that we currently use are adequate and sufficient.

Requiring us to add additional rooms for holding these bags is seriously putting a huge problem on our shoulders. Most tattoo shops are small as it is. How do we afford to build a separate area? We would need to fire an artist just to use his/her station for storing red bags??

For daily or weekly pickup, we have contacted BIO ONE, STERICYCLE, and Republic Services which advertises that they pick up Red Bags, but we can't get a response. NO ONE is responding to this search for pick up service. This is not in our current budget. We are not multi-million dollar companies. We are small businesses, that feed and provide for families. We pay taxes. We hope that our government and health authorities care about keeping us in business, not burying us in expenses that we can't handle.

Please add an explanation as to why we need to keep a file or folder with our jewelry purchase invoices? ALL of our purchases are digital, our purchase histories are online. So what is the point of our having to keep a file or folder with stacks of paper. We need to find the space to do this too?

Now we need to talk about the MAJOR increase in price for the cost of our jewelry if you are seriously going to insist that we purchase jewelry from only 3 companies. This is VERY unexpected, that these 3 companies are going to be awarded ALL jewelry purchase business in the US?? How did these 3 companies get so lucky as to grab the monopoly on putting hundreds of other jewelry vendors out of business? Along with awarding the 3 companies mentioned above, our own local CLUB TATTOO clearly has a massive steak in this!!!

We have used 316L surgical steel for DECADES. No one has ended up in the hospital because of a piece of jewelry being 316L surgical steel. NO ONE goes to the emergency room because of the quality of jewelry that we use here in Las Vegas. This jewelry is quality and it is how we earn our living, along with keeping the jewelry manufacturers and sales people in business. This request is out of line. It will literally put most body piercers or shops out of business. We can't afford the prices that these 3 companies charge and our customers won't pay \$80-\$100 for a standard piercing that costs them \$20 today. Requiring us to meet ASTM standards would triple our cost of sales, making it next to impossible to charge a fair price to customers. This would put our budget way out of order, and would put many shops and many piercers out of business. Keep in mind we pay weekly payroll tax to the State of Nevada, weekly, monthly, quarterly and yearly. We pay fees for Business Licenses and Health Permits. We are contributing to our State and City. What you folks are proposing will be putting a lot of shops and piercers and artists out of business. Families in

dire circumstances. For what? So that Club Tattoo can prevail as the only shop in town?

In closing, we want to remind you that we are always very aware of health hazards and keeping our shop at an exceptional level of sterilization. We are very aware of keeping our customers and our artists and piercers in a safe and clean environment. Since the pandemic, we are all seeing a slow down in business. We are tax paying citizens, we are people who support our families. We can't afford some of these changes you are requiring. We would need to charge our customers more, which they can't afford either. This is our industry. We take great pride in what we do and how we serve the body art public. Please don't place so many un-due burdens on our budgets. Please don't make this so difficult for us to afford, that many quality shops, like Crown Electric Tattoo Company, who are serious about the welfare of their customers and employees, are put out of business. This would ABSOLUTELY lead to people getting pierced and tattoo'd in private homes in unsafe unsanitized areas which will ABSOLUTELY lead to infections and complaints. Please work with us and find a more reasonable solution to your concerns. The Health District has failed to do anything about the local hotels from throwing "tattoo parties", letting artists rent rooms at cheaper prices and putting valid legal professionals out of business. Those of us who PAY FOR THE PERMITS AND LICENSES do not appreciate that these non-licensed artists are allowed to tattoo and pierce in unsanitized hotel rooms. We are just as concerned as you are, so please work with us on some of these unfair and unexpected financial burdens that you are considering placing on shops and families and customers.

Thank You,

Leyla Fowler (lfowler14@cox.net) 702-860-3757

Crown Electric Tattoo Company

From: [clownytattoos](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Wednesday, December 29, 2021 5:50:55 PM

1. Business Name

clownytattoos

2. Name of person completing survey

Hector Arellanes

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- No

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- No

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- No

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- No

From: [EdgyBrowsStudio](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Thursday, December 16, 2021 4:31:16 PM

1. Business Name

EdgyBrowsStudio

2. Name of person completing survey

Yhara Rivera

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- No

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- Yes

Please explain.

I will be able to add more beds and not worry about so many sinks

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- Yes

If yes, please provide an estimate in dollars.

\$800.00

Please explain.

I will be able to rent 3 beds

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- No



Proposed Body Art Regulations Business Impact Survey

Please complete and return the attached business impact survey for the proposed Body Art Regulations. You can add additional pages as necessary to complete your responses. A copy of the proposed regulations can be found <https://media.southernnevadahealthdistrict.org/download/eh/2021/body-art/20211129-Body-Art-Regs-WORKING-DRAFT.pdf>. Please review the regulations thoroughly to assist with your response. This survey can also be completed online at the following website: <https://www.southernnevadahealthdistrict.org/permits-and-regulations/proposed-body-art-regulations-business-impact-survey/>

1. Business Name:
2. Name of person completing survey:
3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business? If yes, please provide an estimate.

Yes No If yes, estimated effect in dollars:

Explain:

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

Yes No

Explain:

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business? If yes, please provide an estimate.

Yes No If yes, estimated effect in dollars:

Explain:

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations? If yes, please provide an estimate.

Yes No If yes, estimated effect in dollars:

Explain:

Please return this before January 15, 2022 by: 1) the link at the top of the page, 2) email to bodyart@SNHD.org, 3) regular mail {P Box 3902 Las Vegas NV 89127, 4) deliver in person to 333 N Rancho Ste 450 M-F 8-3pm

From: [Fired Up Beauty Lounge](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Thursday, January 13, 2022 2:34:37 PM

1. Business Name

Fired Up Beauty Lounge

2. Name of person completing survey

Emily Eichorn

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- No

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- No

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- No

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- No

From: [Jessxink llc](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Monday, January 03, 2022 1:25:17 PM

1. Business Name

Jessxink llc

2. Name of person completing survey

Jessica Gonzalez

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- No

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- No

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- No

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- No

From: [iShape Brows & Permanent Makeup, LLC](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Tuesday, December 07, 2021 11:06:36 AM

1. Business Name

iShape Brows & Permanent Makeup, LLC

2. Name of person completing survey

Portia Ijidakinro

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- No

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- Yes

Please explain.

It will help a lot if I would to expand my business since the sink requirement has changed.

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- Yes

If yes, please provide an estimate in dollars.

\$3,000.00

Please explain.

I would be able to rent out stations and accept more artist to work with me. I am estimating it to additional \$3-5k month revenue.

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- Yes

Please explain.

Any changes or requirements can cause other businesses to either have disadvantage or advantages toward others.



Proposed Body Art Regulations Business Impact Survey

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1. Business Name

Koolsville Tattoos, LLC

2. Name of Person Completing Survey

Robert Gonzales

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

Yes No

Please explain.

Estimate in dollars

\$125,000

The change in the regulations regarding piercing will cause a significant financial impact on our business. The change from 316L to F138 type of metal and the internal threaded jewelry used for piercing will cause the costs of the process to exceed the current charge for this service.

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

Yes No

Please explain.

Body Piercing is an appreciable percentage (in excess of 40%) of our business. Because the costs of the jewelry will exceed the amounts to be charged, this change in regulations will cause the process not to be profitable. This will force my company to stop offering this service and remove it from the list of services provided by our five (5) shops in Clark County, NV.

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

Yes No

Please explain.

Estimate in dollars

\$0

See responses above.

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations?

Yes No

Please explain.

As described above, the significant impact on our business could result in our company not providing the service any longer. Whether this is indirect or direct, this impact is significant and not necessary. There is no scientific difference in the long term effects of the use of the F138 versus the 316L metal jewelry. The proponents of this change in the regulations of the SNHD are in favor of this due to their desire to benefit financially from the closing of competitors and the selling of the vastly more expensive jewelry itself.

Please return this before January 15, 2022. Email to bodyart@SNHD.org; mail to PO Box 3902, Las Vegas NV 89127; or deliver in person to the Environmental Health Office at 333 N. Rancho Dr., Ste. 450, Las Vegas, NV 89106.



Proposed Body Art Regulations Business Impact Survey

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1. Business Name: *Karla Delarosa*
2. Name of person completing survey: *Karla Delarosa*
3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business? If yes, please provide an estimate.

Yes No If yes, estimated effect in dollars:

Explain:

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

Yes No

Explain:

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business? If yes, please provide an estimate.

Yes No If yes, estimated effect in dollars:

Explain:

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations? If yes, please provide an estimate.

Yes No If yes, estimated effect in dollars:

Explain:

Please return this before January 15, 2022 by: 1) the link at the top of the page, 2) email to bodyart@SNHD.org, 3) regular mail {P Box 3902 Las Vegas NV 89127, 4) deliver in person to 333 N Rancho Ste 450 M-F 8-3pm

From: [LLC AMARIN](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Sunday, January 02, 2022 10:53:44 PM

1. Business Name

LLC AMARIN

2. Name of person completing survey

Marina Bragina

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- No

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- No

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- No

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- No

From: [Permanent Makeup by Rebecca](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Sunday, January 16, 2022 9:39:46 AM

1. Business Name

Permanent Makeup by Rebecca

2. Name of person completing survey

Rebecca Bryant

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- No

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- No

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- Yes

Please explain.

I will be able to add a body art room in my facility now that the size requirement will be lowered to 80 sq ft

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- No

From: [Rising From The Ashes Tattoo](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Thursday, December 16, 2021 10:44:39 AM

1. Business Name

Rising From The Ashes Tattoo

2. Name of person completing survey

1

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- No

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- No

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- No

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- No

From: [SCALP PRODIGY](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Monday, December 06, 2021 9:56:02 PM

1. Business Name

SCALP PRODIGY

2. Name of person completing survey

BENAI AH POINDEXTER

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- No

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- No

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- No

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- No

From: [Three Arrows Tattoo](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Friday, January 14, 2022 9:51:07 PM

1. Business Name

Three Arrows Tattoo

2. Name of person completing survey

Hunter Blood

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- Yes

Please explain.

as a tattooer, we experience a very small amount of blood daily. I think its extensive to have to go out and purchase even more sanitary equipment. in addition to that the periodic pick up service, wither it be weekly, bi-weekly, monthly. this would impact the shop economically.

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- Yes

Please explain.

Tattoo shops already have restrictions on space, additional construction would be needed which would further slow down shop and possibly have to let artists go. less artist , less room for work and clientele, ect...

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- No

Please explain.

i do NOT believe that there would be any beneficial economic effects. this would financially impact the shop as well as the artists and customer s and could drive more tattooers to tattoo from home.

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- Yes

Please explain.

the pandemic hit the tattoo industry hard in many ways. with these regulations it would take us even longer to get back on our feet from after quarantine.

From: [riley_baxter](#)
To: [Body Art](#)
Subject: Body art
Date: Friday, January 14, 2022 5:18:31 PM



Proposed Body Art Regulations Business Impact Survey

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1. Business Name

2. Name of Person Completing Survey

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

Yes No

Please explain.

Estimate in dollars
Daily/monthly/yearly?

I cannot speak on piercing since I don't have it in the shop but during a tattoo procedure, we do encounter very minimal blood droplets. I would NOT consider the amount of blood from the process of an epidermal abrasion being acknowledged as a quantity to justify it as biohazard to an extent where a tattoo shop would need to purchase separate receptacles, purchase biohazard bags, purchase biohazard labels, purchase and build an entire storage area/room and also purchase a weekly/monthly pickup or disposal service. This amount of accommodations would impact the shop drastically.

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

Yes No

Please explain.

Tattoo shops are usually a tight-fitted space as is, the regulations requiring the shop for more receptacles and additional room for treating and storing biohazard waste will require most tattoo shops to fire some tattoo artists in order to accommodate for the extra room needed for the revised regulations.

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

Yes No

Please explain.

Estimate in dollars
Daily/monthly/yearly?

Losing tattoo artists to accommodate for storage space and the expense of providing a build-out for additional sanitized room, labeling, materials, packaging, storing, etc will have an enormous negative impact on every tattoo shop.

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations?

Yes No

Please explain.

In this time of our current economic situation, world-wide, tattoo artists/shops are already experiencing a hard time keeping up with the cost of working. If these biohazard regulations pass, tattoo artists/shops would need to charge more. In turn, we would lose business, further promoting clients to find a "cheaper alternative" (i.e. unregulated house and mobile tattoos)

Please return this before January 15, 2022. Email to bodyart@SNHD.org, mail to PO Box 3902, Las Vegas NV 89127, or deliver in person to the Environmental Health Office at 333 N. Rancho Dr., Ste. 450, Las Vegas, NV 89106.

Sent from my iPhone



Proposed Body Art Regulations Business Impact Survey

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1. Business Name

THREE ARROWS TATTOO

2. Name of Person Completing Survey

MATHILDA DAO

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

Yes No

Please explain.

Estimate in dollars

Since we do not have piercing services, I am writing based purely on tattooing. We encounter very little blood droplets in the daily tattooing procedure. I do not consider it a biohazard to the extent of needing purchases of separate receptacles, biohazard bags, labels, and all the necessary storage for all listed, in addition to weekly/monthly disposal/pickup services. This amount of new accommodations would drastically impact the shop economically.

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

Yes No

Please explain.

Tattoo shops are a tight fitting narrow space. The regulations would require more receptacles and more spacial expansions. We would need more room for treating and storing biohazard waste, which would lead to the need of firing artists. Less artists, less room for work and customers, merchandise and supplies, more room for health operations that aren't deemed necessary in the eyes of a tattooer in a functioning tattoo shop.

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

Yes No

Please explain.

Estimate in dollars

I do not believe that there would be any beneficial economic effects should these proposed regulations occur. I think shops could lose artists and space, as well as be financially impacted with the need for additional construction in shops. The need for additional sanitation rooms, labeling, materials, packaging, storing, etc. will have an enormous negative impact on every tattoo shop.

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations?

Yes No

Please explain.

The tattoo industry has already been struggling with the pandemic. There has been losses of clientele, working artists, supply issues, and higher/more costly sanitization. With these proposed regulations, it would worsen many livelihood situations. Many are already experiencing difficulties with the cost of working. If these regulations pass, clients will be placed in more expensive situations to makeup for the new regulations' costs, and many artists would either lose business, or chose unsavory routes, such as unregulated working from home, mobile tattoos, and choose other much less sanitary work environments.

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1. Business Name

Three Arrows Tattoo

2. Name of Person Completing Survey

Robert Simmons

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

Yes No

Please explain.

Estimate in dollars
Daily/monthly/yearly?

I cannot speak on piercing since I don't have it in the shop but during a tattoo procedure, we do encounter very minimal blood droplets. I would NOT consider the amount of blood from the process of an epidermal abrasion being acknowledged as a quantity to justify it as biohazard to an extent where a tattoo shop would need to purchase separate receptacles, purchase biohazard bags, purchase biohazard labels, purchase and build an entire storage area/room and also purchase a weekly/monthly pickup or disposal service. This amount of accommodations would impact the shop drastically.

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

Yes No

Please explain.

Tattoo shops are usually a tight-fitted space as is, the regulations requiring the shop for more receptacles and additional room for treating and storing biohazard waste will require most tattoo shops to fire some tattoo artists in order to accommodate for the extra room needed for the revised regulations.

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

Yes No

Please explain.

Estimate in dollars
Daily/monthly/yearly?

losing tattoo artists to accommodate for storage space and the expense of providing a build-out for additional sanitized room, labeling, materials, packaging, storing, etc will have an enormous negative impact on every tattoo shop.

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations?

Yes No

Please explain.

In this time of our current economic situation, world-wide, tattoo artists/shops are already experiencing a hard time keeping up with the cost of working. If these biohazard regulations pass, tattoo artists/shops would need to charge more. In turn, we would lose business, further promoting clients to find a "cheaper alternative" (i.e. unregulated house and mobile tattoos)

Please return this before January 15, 2022. Email to bodyart@SNHD.org; mail to PO Box 3902, Las Vegas NV 89127; or deliver in person to the Environmental Health Office at 333 N. Rancho Dr., Ste. 450, Las Vegas, NV 89106.

From: [Babes with Blades Microblading](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Wednesday, December 29, 2021 2:53:09 PM

1. Business Name

Babes with Blades Microblading

2. Name of person completing survey

Malia Patrocinio

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- No

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- No

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- No

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- No

From: [Beauty by Okubo](#)
To: [Body Art](#)
Subject: New Body Art Regulations Business Impact Survey Submission
Date: Thursday, December 16, 2021 8:44:36 PM

1. Business Name

Beauty by Okubo

2. Name of person completing survey

Renata o Pickering

3. Will the proposed Body Art Regulations impose a direct and significant economic burden upon your business?

- No

4. Will the proposed Body Art Regulations directly restrict the formation, operation, or expansion of your business?

- No

5. Will the proposed Body Art Regulations have an estimated beneficial economic effect on your business?

- No

6. Do you anticipate any indirect economic effects to your business as a result of the proposed Body Art Regulations

- No

ATTACHMENT

J



MINUTES

SOUTHERN NEVADA HEALTH DISTRICT WORKSHOP FOR PROPOSED BODY ART REGULATIONS

February 4, 2022 – 11:00 a.m.

Meeting was conducted virtually via Webex Events

STAFF PRESENT: Karla Shoup – Consumer Health Programs Manager
Mark Bergtholdt – Supervisor, Special Programs
Dante Merriweather – Senior Environmental Health Specialist, Special Programs
Michelle Goodsell – Environmental Health Specialist II, Special Programs

ALSO PRESENT: Justine Marciano, Igor Montano, Lani Gillespie, Lani Soleil, Emily Rocha,
(via Webex Events) Kathy David-Rees, Emily Eichorn, Edward Wynder, Tyson Taumaoe, Vanessa
Nornberg-Barey, Josh Peattie, Dale Parris, Kalawelo Kaiwi

I. INTRODUCTORY REMARKS and INTRODUCTION OF SNHD STAFF

Mark Bergtholdt introduced the SNHD staff members attending the meeting.
He called the meeting to order at 11:04 a.m.

Mark Bergtholdt stated the Health District would be taking public comments on any agenda item in the meeting. He requested that specific comments on the regulations be held until agenda item three. Mr. Bergtholdt said a presentation on the proposed draft regulations would occur after the first public comment. He stated the Health District would then receive comments on the proposed changes and that it was an opportunity for attendees to provide input. Mr. Bergtholdt said there would be a second period for public comments, and then some final words before closing the meeting.

Mark Bergtholdt said the proposed regulations with changes could be found on the Health District website at www.snhd.info/bodyartregs in the document titled “Redline Version of Proposed Body Art Regulations Posted December 6, 2021.”

II. FIRST PUBLIC COMMENT: A period devoted to comments by the general public about those items appearing on the agenda. Comments will be limited to five (5) minutes per speaker. Please clearly state your name and address and spell your last name for the record.

Mark Bergtholdt opened the First Public Comment portion of the meeting and requested attendees raise their hand (via Webex) if they would like to participate. Seeing no one, he closed the First Public Comment portion of the workshop.

III. PUBLIC COMMENTS TAKEN REGARDING PROPOSED SOUTHERN NEVADA HEALTH DISTRICT REGULATIONS GOVERNING THE SANITATION AND SAFETY OF BODY ART ESTABLISHMENTS

Mark Bergtholdt stated that after receiving comments regarding the draft regulations, the Health District is proposing the following changes to the final version of the regulations that will be presented to the Board of Health in March:

The first change is in Section 3.13.2.8. This sets the conditions needing to be met where a sterilizer can be located in a workstation.

The second change is in Section 4.4.4. This provides for a facility to sterilize equipment in one facility and then transport it to another.

The third change is in Section 5.1.3. It requires facilities to meet only the requirements of the regulations and not all federal, state, and local requirements.

The fourth change is in Section 6.1.5 and sets a minimum age for a body art patron for applying body art not exempted by the regulations.

The fifth change is in Section 6.5.1.3. "Kept in digital or print form" has been removed.

The sixth change is in Section 7.4.7. The standards of jewelry have been changed so that any jewelry is obtained from commercial suppliers. Any custom-made jewelry must meet the specific ASTM standard for the material. The Health District is also proposing a change where any initial piercing jewelry must not have any exposed threads when assembled.

The seventh change is in Section 7.4.8. The Health District is proposing to "roll up" the Material Certificate into the jewelry receipt. All jewelry will need to be able to be traced back to the manufacturer. The information on the receipt should identify where and when the jewelry was manufactured.

The last change is in Section 8. The Health District is proposing to add a definition to microblading that microblading is a specific technique limited to the face. The Health District is also proposing to change "journey" artist to "mentor," and limiting the number of apprentices to five per mentor for body art and fifteen per mentor for microblading.

Mark Bergtholdt requested that anyone who would like to comment on these changes raise their hand (via Webex) or type in the Chat box to be recognized. He said he would list each of the changes and take comments on them.

1. Section 3.13.2.8 - This sets the conditions needing to be met where a sterilizer can be kept at a workstation.

Seeing no comments on Section 3.13.2.8, Mark Bergtholdt moved to Section 4.4.4.

2. Section 4.4.4 - Provides for a facility to sterilize equipment in one facility then transport it to another.

Seeing no comments on Section 4.4.4, Mark Bergtholdt moved to Section 5.1.3.

3. **Section 5.1.3 - Requires facilities to meet only the requirements of the regulations and not all federal, state, and local requirements.**

Lani Gillespie commented that if industry is not following any FDA or state standards, what is the point of the health department. Mark Bergtholdt stated that what the Health District is saying that industry is not required to meet any additional regulations above and beyond what the regulations state. Ms. Gillespie asked, "The regulations set forth by the health department?" Mr. Bergtholdt stated yes.

4. **Section 6.1.5 – This sets a minimum age for a body art patron for applying body art not exempted by the regulations.**

Seeing no comments on Section 6.1.5, Mark Bergtholdt moved to Section 6.5.1.3.

5. **Section 6.5.1.3 – Patron consent forms must be kept on premises. Redundant language removed.**

Seeing no comments on Section 6.5.1.3, Mark Bergtholdt moved to Section 7.4.7.

6. **Section 7.4.7 - The standards of jewelry have been changed so that jewelry is obtained from commercial suppliers. Any custom-made jewelry must meet the specific ASTM standard for the material. The Health District is also proposing a change where any initial piercing jewelry must not have any exposed threads when assembled.**

Lani Gillespie commented that not all commercial jewelry suppliers meet ASTM or ISO standards. Mark Bergtholdt stated that is correct. He said it is the responsibility of the jewelry supplier to have materials manufactured in a safe manner that does not allow material to leach or fall out of the metals. Ms. Gillespie commented that not all jewelry suppliers, especially ones overseas, have standards like ASTM or ISO. Mr. Bergtholdt said he understood, but the liability will fall on the supplier.

Lani Gillespie commented that the Health District is eliminating Section 7.4.9 - material certificates - which is the only way for manufacturers to prove their materials are meeting standards. Mark Bergtholdt stated the liability falls on the supplier to sell a safe product. Ms. Gillespie commented that not all of them do, so how does the shop show that they are. Mr. Bergtholdt stated that is a liability and becomes a civil matter. Karla Shoup stated the Health District is not requiring them, and if they are a commercial jewelry supplier, they can meet whatever safety standards are relevant for their location. Lani Gillespie commented the relevant standards are ASTM or ISO. Mark Bergtholdt stated there are many other standards that are equivalent, and that the Health District decided to say the liability goes back to the manufacturer and not the Health District. Ms. Shoup stated the Health District is trying to get industry to obtain jewelry from commercial manufacturers rather than people making jewelry in their garage. Ms. Gillespie commented that her point is that not every jewelry supplier conforms to these standards, which are important. She commented that Section 7.4.7 states any custom manufactured jewelry needs to meet ASTM or ISO standards, so why wouldn't a commercial jewelry supplier have to do the same? Mr. Bergtholdt stated the commercial jewelry supplier regulation is enforced by the liability laws of the state. He said the Health District does not need get into an area where there is a requirement for ASTM that is above and beyond the liability of the supplier. Mark Bergtholdt said the jewelry must come from a commercial supplier and it is the commercial supplier's responsibility to provide safe material. Lani Gillespie asked if the correct way to confirm suppliers are providing safe materials is by following ASTM or ISO standards. Mr. Bergtholdt stated that was a business decision that

could be chosen, or the business could choose to obtain jewelry from other suppliers that do not meet those standards but may sell materials that meet other standards. Ms. Gillespie asked if Mr. Bergtholdt knew what the other standards were, as jewelry mass-produced in other countries do not have these standards. He said he understood, but that the Health District has chosen to go with liability falling on the business supplying the jewelry. Mark Bergtholdt stated it is the responsibility of the person selling the material to make sure it is safe, and that a business owner can choose to obtain material from one supplier or another. Lani Gillespie commented to confirm that he was saying that business owners have the option of purchasing from a mass commercial jewelry supplier that is providing safe body jewelry or not. Mr. Bergtholdt said the jewelry must be obtained from a commercial manufacturer. Ms. Gillespie commented that he did not seem to understand that not all commercial jewelry suppliers produce a product made of safe materials. Mr. Bergtholdt said all commercial suppliers are subject to the liability provisions of the law and the Health District is not taking a position on what standards are appropriate for body jewelry, just that it must come from a commercial supplier. He stated the Health District did not want to see jewelry made in a garage (for lack of a better word).

Lani Gillespie asked if the Health District was taking “evidence” in any manner besides this meeting. Mark Bergtholdt stated she could speak at the Board of Health meetings if she wished, or if she would like to propose something different then she could propose it. He said this is the stance the Health District is currently taking.

Emily Eichorn commented that she thought the Health District was trying to offer a layer of protection to industry so that no one could go after artists because they did not manufacture the jewelry. She asked if this was correct. Mark Bergtholdt stated this is correct, and that it is a legal matter.

Lani Gillespie commented to ask why ASTM standards are being added if the suppliers they are purchasing jewelry from will not be held to that standard. Mark Bergtholdt stated the ASTM standard is for custom jewelry, so if someone makes jewelry in their shop, they need to use material that meets ASTM standards. Ms. Gillespie asked how the Health District would be able to tell that such places are using materials that meet ASTM or ISO standards. Mr. Bergtholdt stated that is why the receipt is needed. She said the mill certificates are the only way to know, and he said that is why the receipts must have the information to trace back the material. Lani Gillespie asked if this would mean mill certificates, and Mark Bergtholdt stated that would be one way to do it.

7. Section 7.4.8. The Health District is proposing to “roll up” the Material Certificate into the jewelry receipt. All jewelry will need to be able to be traced back to the manufacturer. The information on the receipt should identify where and when the jewelry was manufactured.

Vanessa Nornberg-Barey commented via Webex chat requiring a lot number on jewelry is problematic and actually unnecessary because what matters in terms of safety is not the manufacturing process, but the materials used in the manufacture of the jewelry. This information is provided on the metal certificates that should be required from any reputable manufacturer. Lot numbers are problematic, because in order to guarantee the integrity and safety of the piece of jewelry, the metal must bear no marks, nicks, or crevices. In addition, even if the manufacturer were to mark it on the bag in which the jewelry is sold, that bag or packaging would be removed and discarded at the time the piece is sterilized, making it difficult for the piece to be tracked. Finally, most jewelry used in initial piercings looks the same and is difficult to distinguish between manufacturers. Mark Bergtholdt stated that the Health

District understood that the lot number only needs to be recorded if one is provided by the supplier. He stated industry needs to keep copies of the receipts for jewelry that is purchased. Ms. Nornberg-Barey commented that receipts are easy to provide and keep, but the wording calls for lot numbers and questioned if the wording would be amended. Mr. Bergtholdt said the Health District can take that under consideration.

8. Section 8. The Health District is proposing to add a definition to microblading that microblading is a specific technique limited to the face. The Health District is also proposing to change “journey” artist to “mentor,” and limiting the number of apprentices to five per mentor for body art and fifteen per mentor for microblading.

Emily Eichorn commented that this section confused her in past meetings. She stated she has a body art card and can do microblading and machine work. Ms. Eichorn asked if there would be two separate cards in the future – one for microblading just on the face and one for permanent makeup or body art. Mark Bergtholdt stated that the definition of body art includes microblading so only the one card would be needed for both microblading and body art. Emily Eichorn stated she would be renewing her body art card next week and wanted to verify it would be a body art card. Mr. Bergtholdt stated this is correct, and it would always be a body art card.

Emily Eichorn commented again to ask if this would cover camouflage. Mark Bergtholdt stated it would include camouflage, and that if done through permanent makeup techniques would need to be done under a body art card and camouflage done through microblading techniques would be limited to the face.

Mark Bergtholdt asked if there were any further comments on any of the regulations. Hearing none, he moved to the second public comment portion of the agenda.

IV. SECOND PUBLIC COMMENTS: A period devoted to comments by the general public, if any, on any subject, and discussion of those comments.

Mark Bergtholdt stated the second public comment portion of the meeting would last no less than two minutes and could go as long as wanted by attendees. He said comments could be on any subject and requested anyone wishing to comment raise their hand (via Webex) before speaking.

Seeing no comments, Mark Bergtholdt closed the Second Public Comments portion of the workshop.

V. ADJOURNMENT

Mark Bergtholdt stated this is the last of the public workshops. Using the input provided at the previous three workshops and the fifty-four surveys submitted, the business impact statement has been drafted and is in final review. The business impact statement will be published on February 9th and heard before the Board of Health at the February 24th meeting at 9:00 a.m. A link to that meeting can be found on the agenda posted on the Health District website. The agenda will be posted on the body art regulation page at www.snhd.info/bodyartregs. Once the business impact statement has been heard, the regulations will be heard at the March 24th meeting at 9:00 a.m. The link for that meeting will also be included on that page.

Mark Bergtholdt thanked everyone for their participation and adjourned the meeting at 11:33 a.m.



NOTICE

PUBLIC WORKSHOP AGENDA

PROPOSED BODY ART REGULATIONS

11:00 a.m., February 4, 2022
Southern Nevada Health District
THIS MEETING WILL BE HELD VIRTUALLY
THERE WILL BE NO IN PERSON OPTION

To participate remotely either:

- Use this Webex Event address for attendees:
<https://snhd.webex.com/snhd/onstage/g.php?MTID=ec909eeefaf8e739de18abbeabc5a248d>
- This link is for public attendees only.
- Call into the meeting:
 - Dial (415) 655-0001 and
 - Use Access Code 2550 840 2089
- For other governmental agencies who use video conferencing capability
 - The video address is 25508402089@snhd.webex.com

I. Introductory Remarks	Introductory Remarks and Introduction of SNHD Staff by EH Staff
II. Public Comments	A period devoted to comments by the general public about those items appearing on the agenda. If you wish to speak, please submit request to speak via Webex Raise Your Hand or Chat functions. Comments will be limited to five (5) minutes per speaker. If any member of the panel wishes to extend the length of a presentation, they can upon request of the speaker.
III. Public Comments Taken Regarding Proposed Southern Nevada Health District Regulations Governing the Sanitation and Safety of Body Art Establishments	EH Staff Link to draft regulations: https://www.southernnevadahealthdistrict.org/permits-and-regulations/body-art/body-art-regulation-revisions/
IV. Second Public Comment	A period devoted to comments by the general public, if any, and discussion of those comments, about matters relevant to the Health District Board's jurisdiction will be held. Comments will be limited to five (5) minutes per speaker. If any member of the panel wishes to extend the length of a presentation, they can upon request of the speaker. See above for instructions for



submitting public comment.

V. Adjournment

EH Staff

(cont.)

THIS AGENDA HAS BEEN POSTED IN THE MAIN LOBBY OF THE FOLLOWING LOCATIONS: 1) CLARK COUNTY GOVERNMENT CENTER, 500 S. Grand Central Parkway, Las Vegas, NV; 2) LAS VEGAS CITY HALL, 495 S. Main Street, Las Vegas, NV; 3) NORTH LAS VEGAS CITY HALL, 2250 N. Las Vegas Boulevard, North Las Vegas, NV; 4) HENDERSON CITY HALL, 200 Water Street, Henderson, NV; 5) BOULDER CITY, CITY HALL, 401 California Avenue, Boulder City, NV; 6) MESQUITE CITY HALL, 10 E. Mesquite Boulevard, Mesquite, NV; 7) SOUTHERN NEVADA HEALTH DISTRICT, 280 S. Decatur Boulevard, Las Vegas, NV; and 8) CLARK COUNTY COMMUNITY RESOURCE CENTER, 55 Civic Way, Laughlin, NV. This Agenda is also available on the Southern Nevada Health District Internet Website at <http://www.southernnevadahealthdistrict.org> and on the Nevada Public Notice website at <https://notice.nv.gov>. For copies of agenda and supporting materials, please contact Erin O'Malley at (702) 759-1626.

NOTE: Disabled members of the public who require special accommodations or assistance at the meetings are requested to notify Erin O'Malley, Administrative Assistant at the Southern Nevada Health District, by calling (702) 759-1626.

Attendance (Event ID)	Event Key	Event Name	Event Start Date	Event Start Time	Event End Time	FirstName LastName	Email	Registered	Attended	Okay to seTitle	Company	Phone	Address 1	Address 2	City	State/ProvPostal/Zip Code	Country/Region
1	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	justine marciano		Yes	Yes	No	Banter by Piercing Pagoda						United States of America
2	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Igor Montano		Yes	Yes	Yes	Black Rhino Tattoos				Las Vegas	NV 89142	United States of America
3	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Igor Montano		Yes	Yes	Yes	Black Rhino Tattoos				Las Vegas	NV 89142	United States of America
4	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	lani gillespie		Yes	Yes	No	Owner						United States of America
5	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Lani Soleil		Yes	Yes	No	Owner						United States of America
6	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Lani Soleil		Yes	Yes	No	Owner						United States of America
7	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Lani Soleil		Yes	Yes	No	Owner						United States of America
8	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Emily Rocha		Yes	Yes	No	manager				Lv	Nv 89118	United States of America
9	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Kathy Davis-Rees		Yes	Yes	Yes	Corporate Initiatives Director				Las Vegas	NV 89169	United States of America
10	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Emily Eichorn		Yes	Yes	Yes	Fired up Beauty Lounge				Henderson	NV 89052	United States of America
11	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Edward Wynder		Yes	Yes	No							United States of America
12	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Tyson Taumaoe		Yes	Yes	Yes							United States of America
13	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Vanessa Nornberg-Barey		Yes	Yes	Yes	CEO				SECAUCUS	NJ 07094	United States of America
14	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Vanessa Nornberg-Barey		Yes	Yes	Yes	CEO				SECAUCUS	NJ 07094	United States of America
15	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Josh Peattie		Yes	Yes	Yes							United States of America
16	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Dale Parris		Yes	Yes	Yes	President				Secaucus	NJ 07094	United States of America
17	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Dale Parris		Yes	Yes	Yes	President				Secaucus	NJ 07094	United States of America
18	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Dale Parris		Yes	Yes	Yes	President				Secaucus	NJ 07094	United States of America
19	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Dale Parris		Yes	Yes	Yes	President				Secaucus	NJ 07094	United States of America
20	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Dale Parris		Yes	Yes	Yes	President				Secaucus	NJ 07094	United States of America
21	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Dale Parris		Yes	Yes	Yes	President				Secaucus	NJ 07094	United States of America
22	216516654461385542	25508402089 Workshop for Edits to Proposed Body Art Regulations	February 4, 2022	San Francisco Time 11 00 am	San Francisco Time 1 00 pm	Kalawelo Kaiwi		Yes	Yes	Yes					Henderson	NV 89011	United States of America

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I certify that I posted the public notice and agenda for the meetings identified below *more than three working days prior to the meeting* in accordance with NRS 241.020 (3)(b):

**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

February 4, 2022 Friday, 11:00 a.m., virtually.

Name of Location: _____ Southern Nevada Health District _____

Address of Location: _____ 280 South Decatur Boulevard _____

City, State, ZIP: _____ Las Vegas, NV 89107 _____

Date/Time of Posting: 1-25-2022 11:30 am

Printed Name: Heather Hanoff

Signature: 

Please return this certificate via FAX to:
Southern Nevada Health District
(702) 759-1458

Thank you.


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Notice	Date Posted	Event Date	Time	Status	Type
 Apex Materials LLC Moccasin Rd - Recycling Center	1/5/2022	1/13/2022	9:00 AM	Scheduled	Workshop
 Proposed Body Art Regulations Workshop Agenda	1/6/2022	1/13/2022	1:00 PM	Scheduled	Workshop


 Proposed Body Art Regulations Workshop Revised Agenda (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	1/11/2022	1/13/2022	1:00 PM	Revised	Workshop
 Proposed Body Art Regulations Workshop (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	1/13/2022	1:00 PM	Scheduled	Workshop
 Regional Trauma Advisory Board (https://media.southernnevadahealthdistrict.org/download/meetings/rtab/2022/20220119/20220119-rtab-agenda.pdf)	1/12/2022	1/19/2022	2:30 PM	Scheduled	Meeting
 Southern Nevada District Board of Health - Public Health Advisory Board Meeting (https://www.southernnevadahealthdistrict.org/meetings/january-21-2022-900-a-m/)	1/14/2022	1/21/2022	9:00 AM	Scheduled	Meeting
 District Health Officer Annual Review Committee (https://www.southernnevadahealthdistrict.org/meetings/january-21-2022-200-p-m/)	1/18/2022	1/21/2022	2:00 PM	Scheduled	Meeting
 SNCHC Finance & Audit Committee Meeting (https://www.southernnevadahealthdistrict.org/meetings/january-25-2022-1100-a-m/)	1/18/2022	1/25/2022	11:00 AM	Scheduled	Meeting
 Southern Nevada District Board of Health - Finance Committee (https://www.southernnevadahealthdistrict.org/meetings/january-25-2022-100-pm/)	1/18/2022	1/25/2022	1:00 PM	Scheduled	Meeting
 Southern Nevada Health District Facilities Advisory Board (https://snhd.webex.com/snhd/onstage/g.php?MTID=ee651f6a2c1f32d0047da67671df6724d)	1/18/2022	1/25/2022	3:00 PM	Scheduled	Meeting
 SNCHC Quality Credentialing and Risk Management Committee (https://www.southernnevadahealthdistrict.org/meetings/january-26-2022-200-p-m/)	1/18/2022	1/26/2022	2:00 PM	Scheduled	Meeting
 Proposed Body Art Regulations Workshop (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	1/20/2022	2/4/2022	11:00 AM	Scheduled	Workshop
 Proposed Body Art Regulations Business Impact (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	2/24/2022	9:00 AM	Scheduled	Hearing
 Proposed Body Art Regulations (https://www.southernnevadahealthdistrict.org/news-info/public-notices/)	12/6/2021	3/24/2022	9:00 AM	Scheduled	Hearing

Today's Meetings

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07:00 AM  GBC Institutional Advisory Council (https://www.gbcnv.edu/administration/docs/agendas/01202022IAC_Agenda.pdf)

07:30 AM  Lincoln County Southeastern Habitat Conservation (<mailto:rhornbeck@lincolnv.com>)

07:45 AM  Henderson District Public Libraries (<https://hendersonlibraries.com/board-of-trustees-769>)

 Email Address, No Website |  Link to Website

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1. Your name and email address.
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4. The name of the Public Body (aka Committee/Council/Board) you will be posting for? Please list all of the Public Bodies you will be responsible to post notices for.
5. After you send the email with this information, you will receive an email or phone call back from the Department of Administration's Director's Office to confirm your account has been successfully enrolled. If you have questions, please email deptadmin@admin.nv.gov (mailto:deptadmin@admin.nv.gov).



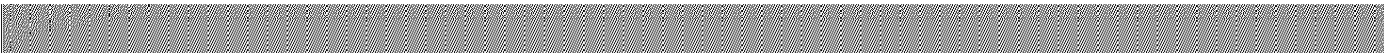
FROM

TO

Name: Bridgette Rodriguez

Phone: 702-293-9208 Fax: 17027591486

E-mail: Brodriguez@bcnv.org



Sent: 1/20/22 at: 10:24:20 AM 2 page(s) (including cover)

Subject: Attached Image

Comments:



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**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

February 4, 2022 Friday, 11:00 a.m., virtually.

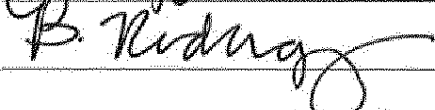
Name of Location: Boulder City, City Hall

Address of Location: 401 California Avenue

City, State, ZIP: Boulder City, NV 89005

Date/Time of Posting: 1/20/2022 @ 10:23 am

Printed Name: Bridgette Rodriguez

Signature: 

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

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**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

February 4, 2022 Friday, 11:00 a.m., virtually.

Name of Location: Clark County Government Center

Address of Location: 500 South Grand Central Parkway

City, State, ZIP: Las Vegas, NV 89155

Date/Time of Posting: Jan 20, 2022 2:35pm

Printed Name: MARCIE WHELAN

Signature: *Marcie Whelan*

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**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

February 4, 2022 Friday, 11:00 a.m., virtually.

Name of Location: Las Vegas City Hall

Address of Location: 495 South Main Street

City, State, ZIP: Las Vegas, NV 89101

Date/Time of Posting: 1-20-2022 11:00 AM

Printed Name: Barney Perkins

Signature: [Handwritten Signatures]

Please return this certificate via FAX to:
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**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

February 4, 2022 Friday, 11:00 a.m., virtually.

Name of Location: _____ Laughlin Clark County Community Resource Center

Address of Location: _____ 55 Civic Way

City, State, ZIP: _____ Laughlin, NV 89029

Date/Time of Posting: _____ 1/25/2022 8am

Printed Name: _____ Tina Gish

Signature: _____ 

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Southern Nevada Health District
(702) 759-1458

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Facsimile

Note:

City of Mesquite Postings

To:

From: Julie Goodsell

Phone:

Fax: (702) 759-1486

Phone: (702) 346-5295 * 2208

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Date: 01/20/2022

Pages: 2

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**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

February 4, 2022 Friday, 11:00 a.m., virtually.

Name of Location: Mesquite City Hall

Address of Location: 10 East Mesquite Boulevard

City, State, ZIP: Mesquite, NV 89027

Date/Time of Posting: 1.20.2022 12:20 pm

Printed Name: JULIE GOODSELL

Signature: Julie Goodsell

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**SOUTHERN NEVADA HEALTH DISTRICT
PROPOSED BODY ART REGULATIONS WORKSHOP**

Taking place at:

February 4, 2022 Friday, 11:00 a.m., virtually.

Name of Location: North Las Vegas City Hall

Address of Location: 2250 North Las Vegas Boulevard

City, State, ZIP: North Las Vegas, NV 89030

Date/Time of Posting: 1:40 pm Jan 20th 2022

Printed Name: Justine McDowell

Signature: 

Please return this certificate via FAX to:
Special Programs Section, Southern Nevada Health District
(702) 759-1486

Thank you.

Mark Bergtholdt

From: Edward Wynder
Sent: Thursday, February 24, 2022 3:10 PM
To: Karla Shoup; Mark Bergtholdt
Subject: FW: MicroBladers
Attachments: Email From Marko Greisen.pdf

Can you please review these suggestions and your response. Also, please include these in the summary of public comments and staff's responses that will be presented to the Board.

Edward Wynder, Esq.
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280 S. Decatur Blvd.
Las Vegas, NV 89107
702-759-1178
wynder@snhd.org

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From: Joanne M. Aguilar <JMA@juwlaw.com>
Sent: Thursday, February 24, 2022 2:13 PM
To: Edward Wynder <wynder@SNHD.ORG>
Cc: Bruce L. Woodbury <blw@juwlaw.com>; Marko Greisen <marko@microbladers.com>
Subject: RE: MicroBladers

THIS EMAIL IS FROM BRUCE L. WOODBURY

Edward,

Thank you for all of your kind assistance regarding the proposed regulations. My client has spelled out for us the existing concerns with the proposal as it stands and has agreed that I can forward it to you without waving attorney-client privilege (See attached email from Marko Greisen, dated February 24, 2022). So, the following are our questions and concerns which I hope can be addressed by you and the staff before contacting Board members. By the way, you have an excellent chairman and group of Board members, as well as a very good staff and legal/departments.

1. Is the hearing at which final action can be taken on March 24, 2022, at 9 a.m.?
2. Since it is much different than tattoos and body piercing shops, what is it about local permanent makeup artists, especially well-established businesses which focus on education and training, that has led to the desire to regulate and limit them? As is often said, "if it ain't broke, don't fix it."

3. Our proposals on granting a waiver for an establishment like ours would help a great deal and are justified. That would put the focus on the establishment, not just the mentors.
4. A grace period of 10 weeks to replace a mentor who resigns or is terminated is hereby requested in order to prevent an employer from being at the mercy of its mentors-employees.
5. Perhaps, as mentioned in one public hearing by a staff person, a designation as a school should be one of the categories for microblading entities because that is essentially what our client's business is.

Please give consideration to these matters and get back to me when you can.

Thanks,

Bruce L. Woodbury

From: Edward Wynder <wynder@SNHD.ORG>
Sent: Thursday, February 24, 2022 7:54 AM
To: Bruce L. Woodbury <blw@juwlaw.com>
Cc: Joanne M. Aguilar <JMA@juwlaw.com>
Subject: RE: MicroBladers

The regulations do not address this situation.

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From: Bruce L. Woodbury <blw@juwlaw.com>
Sent: Wednesday, February 23, 2022 5:22 PM
To: Edward Wynder <wynder@SNHD.ORG>
Cc: Joanne M. Aguilar <JMA@juwlaw.com>
Subject: Re: MicroBladers

Thank you. Is there anything that covers a situation where a mentor resigns or is terminated and another mentor with all of the required experience is not readily available?

Sent from my iPhone

On Feb 23, 2022, at 4:44 PM, Edward Wynder <wynder@snhd.org> wrote:

<image002.jpg>

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-----Original Message-----

From: Edward Wynder
Sent: Wednesday, February 23, 2022 4:42 PM
To: Bruce L. Woodbury <blw@juwlaw.com>
Cc: Joanne M. Aguilar <JMA@juwlaw.com>
Subject: RE: MicroBladers

Bruce, 8.13 of the proposed regulations allow those who hold body art cards at the time the regulations are adopted to apply and received a mentor card without the four year requirement.

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-----Original Message-----

From: Bruce L. Woodbury <blw@juwlaw.com>
Sent: Wednesday, February 23, 2022 4:04 PM
To: Edward Wynder <wynder@SNHD.ORG>

Cc: Joanne M. Aguilar <JMA@juwlaw.com>

Subject: Re: MicroBladers

Edward, 1 or 2 of our mentors may not yet have the required longevity to get a card right away, making the assurance of a waiver for a good existing business essential. I'm verifying that.

Thanks

Sent from my iPhone

> On Feb 23, 2022, at 1:18 PM, Edward Wynder <wynder@snhd.org> wrote:

>

>

Joanne M. Aguilar

From: Marko Greisen <marko@microbladers.com>
Sent: Thursday, February 24, 2022 2:03 AM
To: Joanne M. Aguilar
Cc: Bruce L. Woodbury; Danielle Greisen
Subject: Re: Retainer Agreement

Hi Joanne,

Mr. Woodbury asked me during our call earlier today to send him an email of our conversation. He had mentioned that he connected with SNHD, and per his and their conversation, we should currently be good for up to 45 apprentices during the six month period. This was always my understanding. Based on that senario we'd need to always keep two employees on staff full-time in addition to my wife. That would mean we'd have 15 apprentices under my wife, and the two other sets of 15 apprentices under two other artists employed by us. So are student apprentices apprenticing under our employees or MicroBladers? From where I stand, it's the employees right? I mean if that employee were to quit, what would we do with those apprentices who were under them, even though they worked for us and the student paid MicroBladers for 6-months of training?

We welcome regulations, it often helps our industry become safer, and we embrace that, but we feel these regulations are more focused around an individual artist or tattoo shop, and not an established branded permanent makeup academy such as ours. People come to MicroBladers for our training program, not necessarily to apprentice under a certain artist. That's what happens in the tattoo world. It's the reputation of our brand and well constructed continuing education that brings people through our doors. There should be no reason why we can't accept at least 10 students each month or 60 students in a six month period with the minimum of two mentor body art card holders employed. To have two full-time 'mentor' body art card holders on payroll just isn't financially doable without having to increase the apprenticeship tuition cost by 200%. This inturn would affect our business.

Now granted in the proposed regs, it states: **Section 8.13 Existing body art cards:** *A body artist who holds a body art card at the time these Regulations are adopted can apply for a journey mentor body artist card without the four years' experience before June 30, 2023.*

To others, that might sound great, but we would strongly disagree, and here's why. First, let's just say we have our two current employees apply with SNHD for a mentor body artist card before June 30, 2023. In this case, we would be able to have up to 45 apprentices, but this also puts us in a very vulnerable position as the employer. Why? First, these employees would know that without them staying employed after 6/30/23, our business could seriously suffer, leaving us in a position that these employees could hold us hostage if we don't increase their hourly/salary wage, or grant them any extra time off, or whenever other demands may arise. Basically I am saying we'd be at their mercy. So you may ask, why not just replace them? Well it's not that easy, first and foremost, finding talented artists is hard enough. Now add the fact that anyone we'd hire after June 30, 2023 would need to have a minimum of four years of experience AND apply for a mentor body art card. To find a talented artist, in addition to them having a minimum of four years of experience is going to be extremely difficult in a city like ours. Also to our knowledge, those four years would require them to have held a body art licence for four consecutive years without ever letting their licence lapse. This is still relatively a new industry. My wife was one of the first artists in this city to start microblading, and that was just under 6 years ago. So again, to find an artist that's talented, and good with students, and has four consecutive years under their belt, sure the heck isn't going to be easy per these proposed regs, which states post June 30, 2023: **Section 8.11.4 A journey mentor body artist card can be issued upon request after maintaining their a body art card issued by the Health Authority for a minimum of four consecutive years in good standing.**

If the SNHD considered granting employers a grace period of 8-10 weeks to replace that mentor, that would help, but it couldn't be any less than that - if both employees quit on us, we'd be screwed! As I mentioned in the beginning of this email. MicroBladers should be able to accept at least 10 apprentices each month if our SNHD Establishment Licence has a minimum of two registered licenced artists with SNHD and hold a mentor body art card. That would be my wife and one other full time employee. To require us to have three full-time employees with that level of experience on our payroll would put our business through financial hardship under our current tuition pricing model.

It appears to us that the SNHD has based much of these proposed regulations on smaller businesses that are more 80% services and 20% training. We are the opposite, our business is 80% training and 20% services. Even services that are booked with us are used for training purposes such as observations. For the smaller business, this won't affect them at all. I say that because any artist that holds a mentor body art card would be able to take 30 apprentices under them in a period of a year, but keep in mind that many of these potential mentor body art card holders mostly operate out of a private salon studio suite that isn't any larger than 300 sq ft. - we are nearly have 10x that amount of space at MicroBladers designed and developed for a proper training environment.

Currently our two employees are Tautiana Bellamy (full time) and Alyssa Dillard (part time). Both of them were originally students that we later hired to join our team. Alyssa Dillard first graduated our training program back in June 2018 and started working for us September 2019. As for Tautiana Bellamy, she first graduated our training program back in February 2020 and started working for us in August of 2020. Currently Tautiana has 2.5 years of experience and Alyssa has just about 4 years. With that said, we hope to continue to work with them but as soon as they realize we can't operate without them, the dynamics will change unfortunately. See what the SNHD doesn't understand is that we are a well-known brand that has staff, not a standalone artist who is self-employed offering apprenticeship.

Is it possible that MicroBladers could hold two types of permits with SNHD? Currently we have a body art establishment permit, could we also apply to be permitted as a school with them as well which would allow us to continue to operate as is? My wife and I are also happy to meet with any of the board members to explain the type of impact these limitations would put on business. We've put a lot of sweat, tears, and our savings into growing this business to what it is today. We have been operating under the current status quo with no issues, and to the best of our knowledge have an overall good record with SNHD.

Best,

Marko Greisen

Brand Development/Partnerships

Text only:

(702)219-2002

Web:

www.microbladers.com

E

-mail

: marko@microbladers.com



Mark Bergtholdt

From: Edward Wynder
Sent: Wednesday, March 09, 2022 4:17 PM
To: Mark Bergtholdt; Karla Shoup
Subject: FW: MicroBladersFrom Subject Received Size Categories
Attachments: Re: MicroBladers

FYI

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From: Edward Wynder
Sent: Wednesday, March 9, 2022 4:15 PM
To: Bruce L. Woodbury <blw@juwlaw.com>
Cc: Marko Greisen <marko@microbladers.com>; Joanne M. Aguilar <JMA@juwlaw.com>
Subject: RE: MicroBladersFrom Subject Received Size Categories

Dear Mr. Woodbury,

Thank you for your email sent February 24, 2022, regarding the proposed body art regulations. The proposed regulations are scheduled for possible action on March 24, 2022, at 9 a.m. Staff has considered your and your clients' comments, concerns, requests, and suggestions.

Although techniques may vary, tattoo, body piercing, and permanent makeup have much in common from a safety and sanitation standpoint. The proposed body art regulations dealing with apprentices arose from industry concerns and are the result of significant communication between industry and staff, including a listening session in August 2021 and four subsequent public workshops. During these meetings a number of individuals in industry raised concerns about mentor artists taking on more apprentices than they can adequately train. These regulations arose from this dialogue.

After reviewing your comments and the email from your client that you provided, staff have come up with the following modification which they will present to the Board of Health at the hearing on March 24:

8.11.4: A mentor body artist card can be issued upon request after providing evidence of four consecutive years of experience. Evidence can be shown by holding a body art card issued by the Health Authority and by providing evidence of experience in a jurisdiction outside of the Health Authority.

As for the other requests, staff believes the best way to proceed is through the waiver process already included in the proposed regulations. This process allows the Health District to grant waivers from specific regulations on a case-by-case basis. For example, the waiver process would allow your clients to show how their processes protect the public, even when they are down a mentor for 10 weeks. Waiver processes just like this are common to the Health District's other environmental health regulations and have functioned well in accommodating the individual needs of business while protecting the public. Of course, staff cannot comment on any specific waiver request now, but the waiver process provided in the regulations is the best way to address each facility's unique situation while ensuring the public is protected.

Thank you for your attention to this matter.

Sincerely,

Edward Wynder, Esq.
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From: Joanne M. Aguilar <JMA@juwlaw.com>
Sent: Wednesday, March 9, 2022 11:00 AM
To: Edward Wynder <wynder@SNHD.ORG>
Cc: Bruce L. Woodbury <blw@juwlaw.com>; Marko Greisen <marko@microbladers.com>
Subject: MicroBladers

THIS EMAIL IS FROM BRUCE L. WOODBURY

Edward,

Can I expect a response this week? The hearing is only two weeks away now. Please let me know.

Thank you

Bruce L. Woodbury

Joanne M. Aguilar
Secretary for Bruce L. Woodbury
Jolley Urga Woodbury & Holthus
50 S. Stephanie, Suite 202
Henderson, NV 89012

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