

Body Art Regulation Revision

Southern Nevada Health District
Division of Environmental Health
Consumer Health Section
Special Programs Office



Current Regulations

- Special Programs Office uses two regulations to protect public health in body art facilities
 - SNHD Regulations Governing the Sanitation and Safety of Tattoo Facilities
 - Been in existence since the early 1990s
 - Last updated in 2005
 - SNHD Regulations Governing the Sanitation and Safety of Piercing Facilities
 - In existence since the early 1990s
 - Not updated in 2005
- State of Nevada regulations
 - Nevada Administrative Code 444 Invasive Body Decoration Establishments
 - Promulgated in 2017

Process of developing proposed regulations— Review Current Local and State Regulations

- Staff reviewed current regulations
 - Removed any obsolete language
 - Vaccination requirements
 - Tuberculosis testing requirements
 - Booths at Special Events
 - Consolidated the two regulations into one
 - Clarified language
 - Added waiver language similar to aquatic health and food programs
- Reviewed State of Nevada regulations
 - Added appropriate language such to proposed regulation
 - Jewelry standards
 - Processing room
 - Monthly testing of sterilizers
 - Ultrasonic Cleaners

Process of developing proposed regulations— Review National Model Code

- Reviewed the National Environmental Health Associations Body Art Model Code
 - A model code by local regulators and industry with support from the National Environmental Health Association
 - Latest version was drafted in 2019
 - The Health District is currently participating on the committee to draft the next version
 - Added
 - Class V indicators in each pack
 - Consent form questions
 - Improved record keeping requirements for traceback

Public Listening Session – August 5, 2021

- Held a listening session
 - Provided industry an opportunity to provide input on what they want in the next revision
 - Issues brought forward included:
 - Increasing the number of workstations per hand sink
 - Increasing the requirements for apprentices
 - Increasing jewelry standards
 - Decreasing minimum workstation area
 - Location of facilities
 - How are artists who are practicing in residential areas handled

Final drafting

- Health District staff reviewed the comments made during the listening session
- Added language where possible
- Sent draft to legal for review
- Published draft
- Scheduled workshops

Public Workshops

- Staff scheduled three public workshops.
 - December 21, January 6 and January 13
- Notices for the workshops, small business impact statement hearing, and regulation hearing were
 - Published in most all local newspapers
 - Posted at various local government offices
 - Sent to all of the local business license agencies
 - Sent to the State of Nevada and the two other local health agencies
 - Sent to e-mail addresses in the division's database
 - Sent to e-mail addresses in the body art card database

Public workshops (cont.)

- Developed a dedicated webpage with a memorable shortcut (snhd.info/bodyartregs) for posting of
 - Current regulations
 - Proposed regulations
 - Agenda of public meetings
 - Minutes of public meetings
 - Small business impact survey document and form
- Prominently advertised webpage on District's home page

Public workshops (cont.)

- Agenda for the three workshops were posted as required
 - In our building
 - On our website
 - The State of Nevada website
- Also sent to the
 - Local jurisdictions
 - E-mail addresses
 - Facilities
 - Card holders
 - Posted on the body art regulation revision page

Workshops (cont.)

- The three workshops were attended by 59 card and permit holders
- Comments on each section were taken
- After each public workshop minutes were drafted
 - Sent to the participants
 - Posted on our website

Workshop Highlights

- Broadening the standards for jewelry
- Providing a provision to have a sterilizer within the procedure area.
- Requiring a minimum age
- Decreasing the number of apprentices for body art.
- Increasing the number of apprentices for microblading

Business Impact Statement

- After the comment period closed on January 31
 - A business impact statement was drafted and published on February 9
 - It was heard and approved by this board at the February meeting

Final Workshop – February 4, 2022

- Changes made to the regulations as a result of the workshops in December and February were drafted.
- Held a fourth workshop in February to let public see final draft and accept additional feedback.
- Attended by 12 individuals.
- Minutes were published and one change to the regulations was made as a result of the comment.

Next steps

- Presentation of the regulations at the State Board of Health meeting in June.
- Staff will be developing an implementation plan.
- Implementation will begin July 1, 2022.
- Staff will hold quarterly industry workshops starting in June after the State Board of Health approval of the regulations.

Questions

