

**RULES  
OF  
ROCKDALE COUNTY BOARD OF HEALTH**

**BODY ART STUDIOS AND ARTISTS**

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**1. Authority**

The legal authority for these rules are §16-5-71, 16-5-71.1, 16-12-5, 31-3-4, and Chapters 5 and 40 of Title 31 of the Official Code of Georgia Annotated (O.C.G.A).

**2. Purpose**

The Body Art Studios and Body Artists Rules are adopted for the purpose of establishing reasonable standards for individuals performing body art procedures and the facilities from which the procedures are provided. Such standards are designed to promote the health and safety of all individuals performing and receiving body art services.

**3. Exemptions**

These rules shall not apply to a physician or osteopath licensed under Chapter 34 or Title 43 of O.C.G.A., or a technician acting under the direct, on-site supervision of such a licensed physician or osteopath.

**4. Definitions**

The following definitions shall apply to these rules. Any word or phrase not defined below but otherwise defined in these rules shall be given that meaning. All other words or phrases shall be given their common ordinary meaning unless the context clearly requires otherwise.

- (1) Antimicrobial Solution – Any solution used to retard the growth of bacteria and other pathogens which is approved for application to human skin and includes all products labeled accordingly as approved by the Food and Drug Administration (FDA).
- (2) Biohazard – Any infectious agent or parts thereof presenting a real or potential risk to the wellbeing of humans directly through infection or indirectly through disruption of the environment.
- (3) Board of Health – Rockdale County Board of Health
- (4) Body Art – The practice of physical body adornment by the following techniques: Body Piercing, Tattooing, and Cosmetic Tattooing.
- (5) Body Art Studio – Any building, structure, or other space where a Body Artist performs body art (this includes both permanent and mobile studios)
- (6) Body Art Studio Permit – The written authorization granted by the Board of Health to the Owner to operate a Body Art Studio. Such permit is the property of the Board of Health.
- (7) Body Artist – Any person who performs body art.
- (8) Body Artist Permit – The written authorization granted by the Board of Health to the Body Artist to perform body art. Such permit is the property of the Rockdale County Board of Health.
- (9) Body Piercing – Puncturing or penetrating the skin or mucosa of a person with any sharp instrument and/or the insertion of jewelry or other adornment into the opening. For the purposes of these rules, this definition does not include piercing of the outer perimeter or lobe of the ear with a pre-sterilized single-use stud and clasp ear piercing

system provided the system is designed and operated in such a manner that the transmission of infections agents cannot typically occur between recipients and/or operators.

- (10) Cosmetic Tattooing – To mark or color the skin by pricking in, piercing, or implanting pigments or dyes under the skin or mucosa. Cosmetic Tattooing includes, but is not limited to, permanent cosmetics, micropigmentation, permanent color technology, and micropigment implantation.
- (11) Currently Licensed Health Care Professional – Includes but is not limited to Licensed Physicians, Registered Nurses, Licensed Practical Nurses, and Emergency Medical Technicians.
- (12) Department – The Department of Human Resources of the State of Georgia.
- (13) Owner – A partnership, corporation, association, business entity, or person or group of persons that owns, maintains, and controls the Body Art Studio and who are legally responsible for the operation of said studio.
- (14) Parlor – The actual room of the Body Art Studio where the Body Artist performs procedures.
- (15) Sanitary – Clean and free of agents of infection or disease.
- (16) Sanitized – Effectively treated by a process that sufficiently reduces microbial counts to a safe level.
- (17) Sharps – Any discarded article that may cause punctures or cuts to the skin.
- (18) Standard Precautions – A set of guidelines and controls, published by the Center for Disease Control and Prevention (CDC) as “Guidelines for Prevention of Transmission of Human Immunodeficiency Virus and Hepatitis B Virus to Health-care and Public-Safety Workers” in Morbidity and Mortality Weekly Report (MMWR), June 23, 1989, Vol. 38, No. S-6; “Recommendations for Preventing Transmission of Human Immunodeficiency Virus and Hepatitis B Virus to Patients During Exposure-prone Invasive Procedures” in MMWR, July 12, 1991, Vol. 40, No. RR-8; and “Recommendations for Prevention and Control of HCV Infection and HCV Related Chronic Disease” in MMWR, October 16, 1998, Vol. 47, No. RR-19. These methods of infection control require the employer and the employee to assume that all human blood and specified human body fluids are infections for human immunodeficiency virus (HIV), and other blood borne pathogens. Precautions include, but are not limited to, hand washing, gloving, personal protective equipment, injury prevention, and proper handling and disposal of needles, other sharp instruments, and blood and bodily fluid contaminated products. Standard precautions include Universal Precautions. In the event that the CDC or other primary reference or regulatory authority publishes materials or amends regulations applicable to this definition, this definition shall be deemed

amended to include the latest versions of these documents, regulations and / or recommendations.

- (19) Sterilization – Holding an instrument in an autoclave for at least fifteen (15) minutes at fifteen (15) pounds of pressure at a temperature of 273 degrees Fahrenheit / 121 degrees Celsius. However, if the manufacturer’s guidelines require a higher temperature / pressure, or a longer timeframe, the manufacturer’s guidelines shall apply.
- (20) Sterilizer – An autoclave certified to meet medical standards.
- (21) Sterilizer Indicator – A tape, strip, or other device designed to change color to indicate that sterilization temperature has been achieved during the sterilization process
- (22) Tattoo – To mark or color the skin by pricking in, piercing, or implanting pigments or dyes under the skin or mucosa and includes the definition of tattoo as defined in O.C.G.A. §31-40-1(1) and as may hereafter be amended. The term “tattoo” also includes all forms of Cosmetic Tattooing.
- (23) Wash – Cleansing the skin with warm water and antimicrobial soap and drying with single-use towels.

## **5. Scope of Rules**

- (1) All permits issued under these Rules shall constitute authorization to conduct the business specified during the term of the permit only and such authorization is subject to all terms and conditions imposed by the Board, Department, and all applicable Federal, State and local laws.
- (2) The requirements of these rules shall be in addition to all other licensing, taxing, and regulatory provisions of local, State, or Federal Law and shall not authorize violations of said applicable laws.

## **6. Body Art Studio Owner**

- (1) The owner shall be responsible for compliance with the requirements in Chapter 40 of Title 31 of O.C.G.A., with any applicable administrative rules and regulations of the Department, and with the applicable rules and regulations regarding disclosure of ownership.
- (2) Prior to being granted a Body Art Studio Permit, the Owner shall adopt and submit to the Board, or their designee, a written statement of policies and procedures of the Body Art Studio showing compliance with the following:
  - (a) No person under the age of eighteen (18) shall perform body art procedures on individuals.
  - (b) Body Artists shall not be under the influence of alcohol and/or pharmaceuticals (legal or illegal) while performing body art procedures.

- (c) No person shall perform body art procedures on an individual who reasonably appears to be under the influence of alcohol, drugs, or for other reasons cannot give informed consent as required by O.C.G.A. §31-40-5(a)(3).
- (d) No animals of any kind shall be allowed in a Body Art Studio except service animals used by persons with legally recognized disabilities so long as the service animals do not pose a clear risk to the health of the Body Artists or customers.
- (e) No body art procedure shall be performed on a person under the age of eighteen (18) without the consent of a parent or guardian. The parent or guardian must be present when the body art procedure is performed.

**7. Body Art Studio Permit**

- (1) The Owner of each Body Art Studio shall obtain a valid Body Art Studio Permit from the Rockdale County Board of Health, Environmental Health Section, prior to beginning operation. Owners shall renew their Permit annually in accordance with Section 8 herein.
- (2) The Permit is and remains the property of the Rockdale County Board of Health.
- (3) To be eligible for a new, or renewed, Body Art Studio Permit, a Body Art Studio must be in compliance with all of the requirements of these rules.
- (4) It shall be unlawful for any person to practice body art procedures unless such procedures are performed in a Body Art Studio operating under a valid Body Art Studio Permit issued by the Rockdale County Board of Health or its designee.
- (5) The Body Art Studio Permit shall be displayed on the premises in a conspicuous place in public view at all times. Permits shall not be defaced or altered in any manner. A Body Art Studio shall not post a reproduction of a Permit unless the Board of Health has marked it as a 'Duplicate'.
- (6) All Body Art Studio Permits issued pursuant to these rules are nontransferable.
- (7) A Body Art Studio Permit shall be returned to the Rockdale County Board of Health, Environmental Health Section, if it is suspended or revoked.

- (8) Expired Body Art Studio Permits shall not be posted after the date of expiration unless the expiration date has been extended pursuant to a letter from the Rockdale County Board of Health, Environmental Health Section.

**8. Application for Body Art Studio Permit**

- (1) The application for a Body Art Studio Permit or for the renewal of a Body Art Studio Permit shall be made on forms provided by the Rockdale County Board of Health, Environmental Health Section.
- (2) Applications for a New Permit:
- (a) At least thirty (30) days prior to the anticipated date of opening, the Owner of a new Body Art Studio shall submit an application to the Rockdale County Board of Health, Environmental Health Section, for a Body Art Studio Permit to operate under these rules.
- (b) The application for a new Body Art Studio Permit shall include:
- (i) A quarter inch per foot scale drawing of the floor plans of the Body Art Studio and a drawing of associated details shown at one and a half inch per foot scale. Such drawing shall show the accurate placement of each of the following:
- Hand-sinks
  - Bathrooms
  - First-aid kits
  - Waiting areas
  - Windows
  - Doors
  - Tables
  - Procedural chairs
  - Room measurements
  - Equipment
- (ii) A complete description of all Body Art procedures which will be provided in the Body Art Studio.
- (iii) The full legal name under which the Body Art Studio is operated.
- (iv) The address of the Body Art Studio.
- (v) The name and address of the Owner; if the Owner of the Body Art Studio is a partnership, the names and addresses of all partners; if the Owner is a corporation, the date and place of incorporation, and the name and address of its registered agent in the state; or if the Owner is

- any other type of association, the names of the principles of the association.
    - (vi) A copy of the written statement of policies and procedures of the Body Art Studio in accordance with Section 6 of these rules.
    - (vii) Such other information as may be deemed necessary by the Board of Health.
  - (c) The applicant shall submit a non-refundable plan review fee as set by the Rockdale County Board of Health and approved by the Rockdale County Board of Commissioners.
- (3) Renewal Permits:
  - (a) Owners shall not have an automatic right to renewal of a Body Art Studio Permit.
  - (b) Existing facilities must meet any applicable changes in these rules, as well as any changes in related Federal, State, or local laws prior to renewing their Body Art Studio Permit.

## **9. Issuance of Body Art Studio Permits & Fees**

- (1) The Rockdale County Board of Health, Environmental Health Section, shall issue a Body Art Studio Permit to an Owner after determining that the Studio is in compliance with all requirements set forth in these regulations.
- (2) An Owner shall submit application to remodel, renovate, or expand a Body Art Studio.
- (3) Body Art Studio Permits are voided by a change in ownership, or location of operation.
- (4) Body Art Studio Permits expire yearly on a date set forth by the Rockdale County Board of Health, Environmental Health Section.
- (5) Prior to the issuance of a Body Art Studio Permit, the Owner must pay all applicable fees, fines, or penalties outstanding.

## **10. Application to Existing Businesses**

The provisions of these rules shall be applicable to all Body Art Studios whether the Studios were established before or after the effective date of these rules. Any Body Art Studio in business on the effective date of these rules shall comply with all requirements of these rules within six (6) months of the effective date. However, those requirements that pose an imminent risk to health must be complied with immediately or the Owner faces suspension of the Body Art Studio Permit.

## **11. Body Art Studio Minimum Floor Plan Requirements**

- (1) The Body Art Studio shall be constructed, arranged, and maintained so as to provide adequately for the health and safety of its customers and staff.

- (2) Body Art Parlors shall be located and separated in such a manner as to prevent the accidental or intentional contamination of facilities or equipment by outside persons.
- (3) Insects, vermin, and/or rodents shall not be present in the Body Art Studio, and the Owner shall take effective measures to prevent the breeding of insects, vermin, and / or rodents on the premises.
- (4) Walls and ceilings should be constructed of materials that allow for easy cleaning to prevent the buildup of contaminants that may cause infections.
- (5) Parlor floors shall be constructed of nonabsorbent materials which will allow for effective cleaning. Floors in Parlor areas shall not be covered by carpet, wood, or similar materials.
- (6) Each Parlor shall have access to at least one sink providing hot and cold water under pressure that can be operated without using the hands (i.e. foot controls, wrist controls, or automatic controls). If it is necessary for the Artist to go through a door between the hand sink and parlor, the Artist must be able to open the doors without using their hands (i.e. push open doors, automatic doors, etc...). The hand washing areas shall be provided with dispensed soap, an antimicrobial solution, dispensed single-use towels, and individual hand brushes for each Body Artist.
- (7) An equipment washing sink shall be provided in the Studio, distinct from any hand sinks and shall be located in the equipment handling and assembly area. This sink shall meet NSF standards.
- (8) Each procedure area and equipment handling and assembly area shall be provided with an artificial light source sufficient to allow the artist to perform his duties safely.
- (9) A water heater capable of heating water to 100°F shall be provided. The size and capacity of such water heaters shall be subject to the approval of the Board of Health.
- (10) Parlors shall not be used as corridors for access to other rooms.

## **12. Body Art Studio Furnishings and Fixtures**

- (1) Furnishings of the Body Art Studio shall be maintained in sanitary condition and shall be intact and functional. The Studio shall be kept clean and free of litter and rubbish.
- (2) Cabinets for the storage of instruments and supplies shall be designed, manufactured, and maintained in such a manner as to protect the contents from contamination.
- (3) Surfaces of all worktables and chairs shall be constructed of material which is smooth, nonporous, nonabsorbent, corrosion resistant, and easily sanitized.
- (4) Worktables and chairs shall be sanitized with a bacterial solution after each procedure.



**13. Body Art Studio Supplies**

- (1) Single-use supplies shall be commercially packaged and handled to protect them from contamination. These supplies shall be stored in an area separate from chemical supplies and toilet facilities.
- (2) All materials applied to human skin including, but not limited to, ink, stencils, and single-use piercing needles shall be from single-use containers and shall be appropriately disposed of after each use.
- (3) Jewelry supplies used in a Body Art Studio shall be made of implant grade high quality stainless steel, gold, platinum, titanium, niobium, or dense low porosity plastic. The jewelry shall also be smooth, surfaced, and scratch free.
- (4) Only single-use sterile gauze and single-use antimicrobial ointment dispensers shall be used.
- (5) Single-use items shall not be used on more than one client for any reason.

**14. Sterilization**

- (1) Instrument Cleaning
  - (a) All non single-use, non-disposable instruments shall be properly cleaned and sterilized after each use by following the manufacturer's recommendations prior to packaging and sterilization.
  - (b) Employees shall wear heavy-duty, multi-use, waterproof gloves while cleaning instruments.
  - (c) Used instruments shall be soaked in an EPA approved disinfectant until cleaning can be performed. The solution shall be changed as recommended by the solution manufacturer.
  - (d) Instruments shall be disassembled for cleaning.
  - (e) All instrument components shall be cleaned, either manually or in an ultrasonic cleaner, using the appropriate cleaning agents specified to the type of cleaning performed.
- (2) Instrument Packaging
  - (a) Employees shall wear clean gloves while packaging or wrapping instruments.
  - (b) Instruments shall be wrapped or packaged with a Sterilizer Indicator on each package.
  - (c) All packages shall be labeled with the time and date of sterilization. Packages will no longer be considered sterile if they show evidence of wear, water or water stains, or more than 6 months have elapsed since the date of sterilization.
- (3) Instrument Sterilization
  - (a) The sterilizer shall be designed and labeled as a medical instrument sterilizer.

- (b) The operator's manual for the sterilizer shall be available on the premises, and the sterilizer shall be operated according to the manufacturer's recommendations.
  - (c) The sterilizer shall be cleaned and maintained according to the manufacturer's recommendations.
  - (d) A sterilizer load log shall be maintained for the Studio and made available for inspection by properly identified representatives of the Board of Health during normal business operation hours. The log shall be kept for a minimum of one (1) year. The log shall contain the following documentation for each load:
    - (i) Description of instruments contained in the load.
    - (ii) Date and time of sterilization if more than one load is processed in a single day.
    - (iii) Sterilizer cycle time and temperature.
    - (iv) Indication of proper sterilization of instruments, as indicated by the appropriate color change of the sterilizer indicator on each package. The indicator used shall be compatible with the sterilization process being used.
    - (v) Action taken when appropriate color indicator change did not occur.
- (4) Sterilization Monitoring
- (a) Sterilizer monitoring shall be performed at least once every two (2) months (unless more frequent monitoring is specified by the manufacturer) by using a commercial biological monitoring (spore) system.
  - (b) All biological indicators shall be analyzed by a recognized laboratory that operates independent of the Studio with reports being sent directly to the Studio and the Rockdale County Board of Health, Environmental Health Section.
  - (c) Biological indicator test results shall be maintained on the premises for a minimum of one (1) year and must be available for inspection by properly identified representatives of the Board of Health during normal business hours.
  - (d) Upon notification of a positive microbiological monitoring report, the sterilizer shall be immediately checked for proper use and function. The Studio will cease operations immediately upon receipt of a positive microbiological report. Three (3) consecutive biological tests shall be performed before the Studio can reopen. All three (3) tests must be negative. The Studio shall have the option to purchase and install a new sterilizer in order to reopen prior to the receipt of the test results on the previous sterilizer.

- (5) Instrument Storage
  - (a) Hands shall be washed and gloved prior to handling sterilized instruments.
  - (b) After sterilization, the instruments shall be stored in a dry, clean area reserved for the storage of sterilized instruments.
- (6) Single-Use Items

If the Body Art Studio operates using only pre-sterilized instruments and supplies, a sterilizer is not required. However, the facility must still meet the sterilization requirements set forth in Section 14-2(C).

**15. Disinfection of Workplace**

- (1) All work surfaces shall be disinfected with an EPA approved disinfectant at the beginning of each work day, after completion of body art procedures on each individual, and at the end of each work day.
- (2) All protective coverings on work surfaces, such as plastic wrap and aluminum foil, shall be removed after each body art procedure and replaced with unused protective coverings.
- (3) Reusable receptacles such as bins, pails, and cans that have the likelihood of becoming contaminated shall be decontaminated on a daily basis with a current EPA approved disinfectant.

**16. Disposal of Waste**

- (1) All disposable instruments are considered biohazardous and must be disposed of as biohazardous material. All biohazardous waste must be disposed of in accordance with all applicable local, state, and federal laws.
- (2) Needles shall not be purposely bent, broken, or otherwise manipulated.
- (3) Sharps waste shall be safely discarded immediately after use in a rigid and puncture resistant waste container that is leak proof on the sides and bottom and features a self-closing lid. These containers shall be labeled with the international biohazard symbol and the word "BIOHAZARD." Sharps waste shall be removed and disposed of by a company that will dispose of it in accordance with all applicable laws concerning the disposal of hazardous waste.
- (4) Biohazardous non-sharps waste shall be discarded in a biohazard bag. Waste shall be removed and disposed by a company that will dispose of in accordance with all applicable local, state, and federal laws.
- (5) Non-biohazardous disposable waste shall be placed in lined, easily cleanable containers with tight fitting lids to prevent leakage or spillage.
- (6) Non-biohazardous disposable waste shall be handled, stored, and disposed of so as to minimize direct exposure of personnel to waste materials.

- (7) Self-closing waste containers lined with plastic bags manufactured specifically for waste containers shall be located within each Parlor and restroom, and shall be emptied at least once per day into a commercially approved dumpster.

**17. Client Documentation**

- (1) Each client shall be provided with an informed consent statement that fully explains the procedure and each client shall be required to sign the informed consent statement prior to receiving any body art procedure. In the event that the client is under the age of eighteen (18), the client's parent shall sign the informed consent statement. A copy of the signed consent statement shall be given to the client, and a copy should be kept by the Owner.
- (2) The Body Artist shall provide the client with appropriate written aftercare procedures and shall explain said procedures to the client or the client's parent if appropriate.

**18. Body Art Studio Inspections**

- (1) The premises of any Body Art Studio and all records required to be maintained under these regulations shall be available for review and examination by properly identified representatives of the Board of Health during normal business hours for the purpose of making inspections to determine compliance with these rules.
- (2) The Owner shall be responsible for having an employee with knowledge of the Studio's records on duty at the Body Art Studio during all hours of operation.
- (3) Studio inspections shall be performed at least two (2) times annually. Additional inspections shall be performed as often as necessary for the enforcement of these rules. Any violation of these rules will require a re-inspection to determine whether the violation has been corrected. Each required re-inspection will carry a re-inspection fee.
- (4) A copy of the most current inspection report shall be posted in public view, in an unobstructed manner, at eye level (between 5 and 7 feet) within fifteen (15) feet of the front door. The inspection report shall be easily approachable to within one (1) foot.

**19. Body Art Studio Personnel**

- (1) Body Artists shall obtain and maintain current certification in emergency first-aid, CPR, sterilization, blood borne pathogens, and sanitary procedures from currently licensed agencies except where the Body Artist is a currently licensed health care professional. All certifications must be renewed at a minimum of every two (2) years unless a more frequent time period is specified by the licensing agencies.
- (2) The above certifications must be obtained before each Body Artist's employment.

- (3) The Owner of a Body Art Studio shall only hire, employ, or use individuals who have complied with these rules.

**20. Body Artist Permit**

- (1) No person may perform Body Art without first obtaining a Body Artist Permit. Body Artist shall renew their permit annually by a date set forth by the Board.
- (2) A Body Artist Permit shall not be eligible for renewal unless all requirements of these rules are met.
- (3) The Body Artist Permit shall be displayed in the Body Artist's Parlor.
- (4) Body Artist Permits are nontransferable.
- (5) Body Artist Permits shall be returned to the Board of Health if they are suspended or revoked.
- (6) Proof of current certification in first-aid, CPR, blood borne pathogen training, sanitation, and sterilizer training shall be required prior to the issuance of a Body Artist Permit and shall be maintained in good standing.

**21. Application for a Body Artist Permit**

- (1) Each Body Artist shall submit to the Board an application for a Body Artist Permit.
- (2) The application for a Body Artist Permit shall be made on forms provided by the Board.
- (3) Application for a Body Artist Permit shall include the following information concerning the Body Artist:
  - (a) Full legal name
  - (b) Mailing address
  - (c) Telephone number
  - (d) Evidence of current certification / training in CPR, First-Aid, blood borne pathogens, sanitation, and sterilization.

**22. Issuance of Body Artist Permit & Fees**

- (1) The Rockdale County Board of Health, Environmental Health Section, shall issue a Body Artist Permit to an individual after determining that the individual is in compliance with the requirements of Chapter 40 of Title 31 of the Official Code of Georgia Annotated, with any applicable rules and regulations of the Department, and with these rules.
- (2) A Body Artist Permit shall automatically expire on a date set forth by Environmental Health.
- (3) At least thirty (30) days prior to the expiration of a Body Artist Permit, the Body Artist shall submit an application for renewal to the Rockdale County Board of Health, Environmental Health Section, and pay any applicable permit fees.
- (4) Body Artist Permit fees shall not be prorated.

**23. Application to Existing Body Artists**

The provisions of these rules shall be applicable to all Body Artists, whether the Body Artist began performing Body Art before or after the effective date of these rules. Any Body Artist established before the effective date of these rules shall comply with all requirements of these rules within six (6) months of the effective date.

**24. Prohibited Acts**

No person shall obtain the services provided in a Body Art Studio by misrepresentation of age, or parental / legal guardian relationship in the event the recipient of the piercing is a minor.

**25. Sanitation**

- (1) Body Artists shall follow Standard Precautions
- (2) All hand and/or arm jewelry worn by the Body Artist shall be removed prior to the start of the Body Art procedure.
- (3) Prior to performing Body Art on each client, the fingernails and hands of the Body Artist shall be thoroughly washed and scrubbed with warm water and antimicrobial soap. The hands shall be dried using single-use disposable towels.
- (4) Single-use medical/surgical disposable examination gloves shall be worn during the Body Art procedure. Gloves shall be changed and properly disposed of each time there is an interruption in the procedure, the gloves become torn or punctured, or whenever their integrity has been compromised.
- (5) Each Body Artist should wear a clean outer garment, apron, or smock. Clothing or other coverings that become exposed to bodily fluids or any other potentially pathogenic contaminants shall be changed between clients.
- (6) Adequate numbers of sterilized needles and tubes must be on hand for each Body Artist for the entire day and/or night operation.
- (7) Only single-use disposable razors shall be used to shave the area where the Body Art procedure will be performed.
- (8) All items that come in contact with a client's skin shall be single-use and disposed of after the procedure.
- (9) All fixtures and equipment contaminated with blood, or other potentially pathogenic contaminants, shall be cleaned with an approved sanitizer.
- (10) Smoking, eating, or drinking by anyone is prohibited in any Parlor where Body Art procedures are performed.

**26. Dyes and Pigments**

- (1) All dyes and pigments shall be used according to the manufacturer's instructions.

- (2) Dyes and pigments shall be dispensed into single-use, clean containers.
- (3) In preparing dyes and pigments to be used by a Body Artist, only nontoxic, sterile materials shall be used.
- (4) After tattooing each client, any remaining dye or pigment that was placed in the single use container shall be discarded along with the container into a biohazard container.

**27. Tattoo Preparation**

- (1) Prior to placing a tattoo design on the client's skin, any jewelry worn by the client that may impede the Body Art procedure shall be removed.
- (2) The Body Artist shall apply an antimicrobial solution to the skin in the area involved.
- (3) If a paper stencil is used by a Body Artist for transferring the design to the skin, the stencil shall be single-use and disposable.
- (4) If the design is drawn directly on the skin, it shall be applied with a single-use article only.
- (5) The completed tattoo shall be washed with a single-use towel saturated with an antimicrobial solution.
- (6) After the area has dried, a thick layer of antimicrobial ointment shall be applied.
- (7) After the application of the antimicrobial ointment, a bandage shall be applied to the tattoo using sealed non-sticking pads.

**28. Procedures Specific to Body Piercing**

- (1) Before piercing the skin of a client, any jewelry worn by the client that might impede the procedure shall be removed.
- (2) The Body Artist shall apply an antimicrobial solution to the skin in the involved area prior to the procedure being performed. In the case of tongue, or other internal piercings, antimicrobial solutions approved for internal use shall be used.

**29. Enforcement**

- (1) The Board of Health shall have the power and authority to deny, suspend, or revoke any permit issued under these rules for failure to comply with the provisions thereof. When an application for a permit is denied or the permit previously granted is suspended or revoked, the applicant or holder thereof shall be afforded notice and hearing in accordance with Article 1 of Chapter 5 of Title 31 of O.C.G.A. and the Rockdale County Board of Health Enforcement Rules. In lieu of a hearing and upon correction of all violations, the permit holder may request an inspection to reinstate the permit in the case where a permit has been suspended.
- (2) The Board of Health is empowered to institute appropriate proceedings in a court of competent jurisdiction for the purpose of enjoining a

violation of any applicable provision of Chapter 40, Title 31 of O.C.G.A., any applicable rules and regulations of the Department, or the rules and regulations of the Rockdale County Board of Health.

**30. Grounds for Denial, Suspension, or Revocation of Permit**

- (1) The Body Art Studio Permit may be denied or suspended upon one (1) or more of the following:
  - (a) Failure of the permit holder to maintain initial requirements for obtaining the permit.
  - (b) The Owner allows any person who does not have a valid Body Artist Permit to perform a Body Art procedure in the Body Art Studio.
  - (c) The original application, or renewal, contains materially false information; or the applicant has deliberately sought to falsify information contained therein.
  - (d) Failure of the Owner to actively supervise and monitor the conduct of the employees, customers, and others on the premises in order to protect the health, safety, and welfare of the general public and the customers.
  - (e) The Owner, or the Owner's employees associated with the Body Art Studio, has allowed to occur, or has engaged in, a violation of any part of these rules.
  - (f) The Owner fails to pay all fees, fines, or penalties by dates specified.
- (2) The Body Artist Permit may be denied or suspended upon one (1) or more of the following:
  - (a) Failure of the Body Artist to maintain initial requirements for obtaining the Body Artist Permit.
  - (b) The Body Artist has violated any of the provisions of these rules.
  - (c) The original application, or renewal, contains materially false information; or the applicant has deliberately sought to falsify information contained therein.
  - (d) The Body Artist fails to pay all fees, fines, or penalties by dates specified.
- (3) Suspension of a permit for three (3) times in a rolling twelve (12) month period shall be grounds for permanent permit revocation.

**31. Conflict with other Laws**

Should any section or provision of these rules be in conflict with any other applicable ordinance, rule, regulation, provision, requirement, or law, then the more restrictive shall apply if not subject to the more lax regulation.

**32. Severability**

In the event any article, section, subsection, sentence, clause, or phrase of this resolution shall be declared invalid or unconstitutional, such adjudication shall in no



manner affect the remaining parts of this resolution. The Rockdale County Board of Health hereby declares that it would have adopted the remaining parts of this resolution if it had known that such part or parts would be declared invalid or unconstitutional.

**33. Effective Date**

The provisions of these rules shall become effective thirty (30) days after the adoption by the Rockdale County Board of Health.

Adopted by the Rockdale County Board of Health this 13<sup>th</sup> day of November, 2008.

Signed: \_\_\_\_\_

John A. Fountain, MD  
Chairman, Rockdale County Board of Health

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Lloyd M. Hofer M.D., M.P.H  
Health Director, Rockdale County Board of Health

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Suzette Gonzales  
Recording Secretary, Rockdale County Board of Health