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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 1206

03/04/2013 Authored by Isaacson
The bill was read for the first time and referred to the Committee on Health and Human Services Policy
03/13/2013 Adoption of Report: Pass and re-referred to the Committee on Judiciary Finance and Policy
03/20/2013 Adoption of Report: Pass and re-referred to the Committee on Public Safety Finance and Policy
Pursuant to Joint Rule 2.03, re-referred to the Committee on Rules and Legislative Administration

1.1 A bill for an act
1.2 relating to health; modifying body art regulations; providing criminal penalties;
1.3 amending Minnesota Statutes 2012, sections 146B.02, subdivisions 2, 8;
1.4 146B.03, by adding a subdivision; 146B.07, subdivision 5; repealing Minnesota
1.5 Statutes 2012, section 146B.03, subdivision 10.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2012, section 146B.02, subdivision 2, is amended to read:

1.8 Subd. 2. **Requirements.** (a) Each application for an initial mobile or fixed-site
1.9 establishment license and for renewal must be submitted to the commissioner on a form
1.10 provided by the commissioner accompanied with the applicable fee required under section
1.11 146B.10. The application must contain:

- 1.12 (1) the name(s) of the owner(s) and operator(s) of the establishment;
- 1.13 (2) the location of the establishment;
- 1.14 (3) verification of compliance with all applicable local and state codes;
- 1.15 (4) a description of the general nature of the business; and
- 1.16 (5) any other relevant information deemed necessary by the commissioner.

1.17 (b) The commissioner shall issue a provisional establishment license effective until
1.18 the commissioner determines after inspection that the applicant has met the requirements
1.19 of this chapter. Upon approval, the commissioner shall issue a body art establishment
1.20 license effective for three years.

1.21 Sec. 2. Minnesota Statutes 2012, section 146B.02, subdivision 8, is amended to read:

1.22 Subd. 8. **Temporary events permit.** (a) An owner or operator of a temporary
1.23 body art establishment shall submit an application for a temporary events permit to the
1.24 commissioner at least 14 days before the start of the event. The application must include

2.1 the specific days and hours of operation. The owner or operator shall comply with the
2.2 requirements of this chapter.

2.3 (b) Applications received less than 14 days prior to the start of the event may be
2.4 processed if the commissioner determines it is possible to conduct the required inspection.

2.5 ~~(b)~~ (c) The temporary events permit must be prominently displayed in a public
2.6 area at the location.

2.7 ~~(e)~~ (d) The temporary events permit, if approved, is valid for the specified dates and
2.8 hours listed on the application. No temporary events permit shall be issued for longer than
2.9 a 21-day period, and may not be extended.

2.10 Sec. 3. Minnesota Statutes 2012, section 146B.03, is amended by adding a subdivision
2.11 to read:

2.12 Subd. 11. **Penalty.** Any person who violates the provisions of subdivision 1 is
2.13 guilty of a gross misdemeanor.

2.14 Sec. 4. Minnesota Statutes 2012, section 146B.07, subdivision 5, is amended to read:

2.15 Subd. 5. **Aftercare.** A technician shall provide each client with verbal and written
2.16 instructions for the care of the tattooed or pierced site upon the completion of the
2.17 procedure. The written instructions must advise the client of the difference between
2.18 normal skin or tissue irritation and infection and to consult a health care professional at
2.19 the first sign upon indication of infection of the skin or tissue.

2.20 Sec. 5. **REPEALER.**

2.21 Minnesota Statutes 2012, section 146B.03, subdivision 10, is repealed.

APPENDIX
Repealed Minnesota Statutes: 13-0235

146B.03 LICENSURE FOR BODY ART TECHNICIANS.

Subd. 10. **Transition period.** Until January 1, 2012, the supervised experience requirement under subdivision 4, clause (4), shall be waived by the commissioner if the applicant submits to the commissioner evidence satisfactory to the commissioner that:

- (1) the applicant has performed at least 2,080 hours within the last five years in the body art area in which the applicant is seeking licensure; or
- (2) the applicant completed more than 1,040 hours but less than 2,080 hours within the last five years in the body art area in which the applicant is seeking licensure and has successfully completed at least six hours of coursework provided by one of the following entities: Alliance of Professional Tattooists, Association of Professional Piercers, or Compliance Solutions International.