

**HARRISON COUNTY
HEALTH DEPARTMENT
Ordinance 2018-14**

Tattoo and Body Piercing Ordinance

241 Atwood St. Suite 200

Corydon, IN. 47112

(812) 738-3237

Hours: 8:00 am – 4:30 pm

Harrison County Health Department

TATTOO AND BODY PIERCING ORDINANCE

WHEREAS, the State of Indiana has amended the laws concerning tattoos and body piercing, and

WHEREAS, tattoo and body piercing operations and procedures are becoming more and more common among residents of the State of Indiana and the residents in Harrison County, Indiana, and

WHEREAS, the reasonable regulation of the tattoo parlor business and body piercing facility is in the best interest of the residents of Harrison County, Indiana, and

WHEREAS, an improperly operated or unclean tattoo or body piercing business may have serious and detrimental effects upon the citizens of Harrison County, Indiana, and

WHEREAS, there exists a very real and distinct possibility of the transmission of serious infectious diseases from the tattooing or body piercing of a person if a tattoo artist or body piercer is not sufficiently skilled and knowledgeable of the dangers associated with said activity, and

WHEREAS, the Harrison County Commissioners and Harrison County Health Officer are empowered to protect the health and safety of the citizens of Harrison County, and

WHEREAS, the Harrison County Health Department can best inspect and oversee the operation of tattoo or body piercing businesses, and

WHEREAS, the Harrison County Commissioners believe that tattoo and body piercing business should be licensed and subjected to reasonable inspections of the Health Department, and

WHEREAS, the Indiana State Department of Health has, pursuant to Indiana Code 16-19-3-4.1, and 16-19-3-4.2 adopted reasonable rules to regulate the sanitary operation of tattoo parlors and body piercing facilities, and

WHEREAS, the Harrison County Commissioners desire to adopt an ordinance to enforce the State Board of Health regulation of the operation of tattoo parlors and body piercing facilities in Harrison County, Indiana.

NOW THEREFORE, BE IT RESOLVED THAT THE FOLLOWING ORDINANCE SHALL BE ADOPTED AND MADE A PART OF THE PERMANENT RECORDS OF HARRISON COUNTY, INDIANA that:

CHAPTER 1
SANITARY OPERATION OF TATTOO PARLORS.

1-1 All places, individuals and businesses that offer to affix any type of permanent tattoo or body piercing to a person shall be regulated by this ordinance and shall maintain the premises in which tattoos or body piercings are performed and equipment used in the tattoo or body piercing process in a sanitary manner.

CHAPTER 2
DEFINITIONS

Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

2-1 **Blood** means human blood.

2-2 **Blood borne pathogens** means pathogenic microorganisms that are present in human blood and can cause disease in humans. These pathogens include, but are not limited to, the following:

1. HBV - hepatitis B virus
2. HCV - hepatitis C virus
3. HIV - human immunodeficiency virus

2-3 **Body piercer** means any person who performs body piercing on an individual.

2-4 **Body piercing** means the perforation of any human body part other than ear lobe for the purpose of inserting jewelry or other decoration or for some other nonmedical purpose. This includes "gages" or similar devices even when inserted in the ear lobe.

2-5 **Cleaned** means removal of all visible dust, soil, or any other foreign material.

2-6 **Contaminated** means the presence or reasonably anticipated presence of blood or OPIM (other potentially infectious materials) on an item or surface.

2-7 **Decontaminated** means the use of physical or chemical means to remove, inactivate, or destroy blood borne pathogens on a surface or item which does not require sterilization to the point where they are no longer capable of transmitting infectious particles and the surface or item is rendered safe for handling, use, or disposal.

2-8 **Department** means the Harrison County Health Department.

2-9 **Facility** means a tattoo parlor or a body piercing facility, or both, which is any room or space that is mobile or stationary where tattooing or body piercing, or both, is provided or where the business of tattooing or body piercing, or both, is conducted.

2-10 **HBV** means the hepatitis B virus.

2-11 **HCV** means the hepatitis C virus.

2-12 **Health Officer** means the duly appointed Health Officer as set forth in IAC 16-20-2-16. The Harrison County Health Officer or designee shall be designated as the official in charge of enforcing this ordinance. The Health Officer may designate a representative in the health department to perform those duties and responsibilities of the Health Officer.

2-13 **High level disinfection** means a process that destroys all micro-organisms, with the exception of high numbers of bacterial spores.

2-14 **HIV** means the human immunodeficiency virus.

2-15 **Infectious waste** means waste that epidemiologic evidence indicates is capable of transmitting a dangerous communicable disease. Infectious waste includes, but is not limited to, the following:

1. Contaminated sharps or contaminated objects that could potentially become contaminated sharps.
2. Infectious biological cultures, infectious associated biologicals, and infectious agent stock.
3. Pathological waste.
4. Blood and blood products in liquid and semi-liquid form.
5. Carcasses, body parts, blood, and body fluids in liquid and semi-liquid form, and bedding of laboratory animals.
6. Other waste that has been intermingled with infectious waste.

2-16 **Intermediate level disinfection** means a process that inactivates:

1. Mycobacterium tuberculosis;
2. vegetative bacteria;
3. most viruses; and
4. most fungi; but does not necessarily kill bacterial spores.

2-17 **Legal Guardian** means any adult that has legal custody of a minor.

2-18 **Mobile Facility** means a tattoo parlor or a body piercing facility, or both, which is any moveable room or space where tattooing or body piercing, or both, is provided or where the business of tattooing or body piercing, or both, is conducted.

2-19 **Operator** means any person who controls, operates, manages, or owns any facility.

2-20 **Other potentially infectious materials or OPIM** means the following:

1. Human body fluids as follows:
 - a. Semen.
 - b. Vaginal secretions.
 - c. Cerebrospinal fluid.
 - d. Synovial fluid.
 - e. Pleural fluid.
 - f. Pericardial fluid.
 - g. Peritoneal fluid.

- h. Amniotic fluid.
- i. Saliva in dental procedures.
- j. Any body fluid that is visibly contaminated with blood.
- k. All body fluids where it is difficult or impossible to differentiate between body fluids.

2. Any unfixed tissue or organ, other than intact skin, from a human, living or dead.

3. HIV-containing cell or tissue cultures, and HIV or HBV-containing culture medium or other solutions; and blood, organs, or other tissues from experimental animals infected with HIV or HBV.

2-21 **Parenteral** means piercing the mucous membranes or the skin barrier through such events as needle sticks, human bites, cuts, or abrasions.

2-22 **Personal protective equipment** means specialized clothing or equipment worn for protection against contact with blood or OPIM.

2-23 **Secure area** means an area that is designated and maintained to prevent the entry of unauthorized persons.

2-24 **Semi-liquid blood, blood products** means blood, blood products that have intermediate fluid properties and are capable of flowing in a manner similar to liquid.

2-25 **Sterilize** means the use of a physical or chemical procedure to destroy all microbial life, including highly resistant bacterial endospores.

2-26 **Store** means the containment of infectious waste in such a manner as not to constitute collection, treatment, transport, or disposal.

2-27 **Tattoo** means:

1. any indelible design, letter, scroll, figure, symbol, or other mark placed with the aid of needles or other instruments; or

2. any design, letter, scroll, figure, or symbol done by scarring upon or under the skin; or

3. any piercing of the mucous membranes or the skin through which needles or other items are inserted for temporary or permanent placement upon a person.

2-28 **Tattoo artist** means any person who provides a tattoo to an individual or who performs any type of piercing of the mucus membranes or the skin through which needles or other objects are inserted for temporary or permanent placement.

2-29 **Universal precautions** means an approach to infection control in which all human blood and certain human body fluids are treated as if known to be infectious for HIV, HBV, HCV, and other blood borne pathogens.

CHAPTER 3

OPERATOR TRAINING RESPONSIBILITIES

An individual or entity that is an operator shall comply with the following training responsibilities:

- 3-1 Ensure that the training described in the Indiana Occupational Safety and Health Administration's Bloodborne Pathogens Standard (as found in 29 CFR 1910.1030) is provided to all tattoo artists and body piercers, anyone employed by the facility, or anyone acting on behalf of the facility, who has a reasonably anticipated risk for skin, eye, mucous membrane, or parenteral contact with blood or OPIM.
- 3-2 Ensure that training on the handling of infectious waste is provided to all tattoo artists and body piercers, anyone employed by the facility, or anyone acting on behalf of the facility who has a reasonably anticipated risk for skin, eye, mucous membrane, or parenteral contact with blood or OPIM.
- 3-3 Ensure that a record of training described in subdivisions (A) and (B) is maintained, as required under the Indiana Occupational Safety and Health Administration's Bloodborne Pathogens Standard (as found in 29 CFR 1910.1030) of an individual's participation in the training that is provided. The record shall be made available to the department for inspection upon request.

CHAPTER 4 OPERATOR RESPONSIBILITIES.

- 4-1 The operator shall ensure that tattoo artists, body piercers, anyone employed by the facility, or anyone acting on behalf of the facility who has a reasonably anticipated risk for skin, eye, mucous membrane, or parenteral contact with blood are provided personal protective equipment and expendables needed to implement the precautions required by this rule and the Indiana Occupational Safety and Health Administration's Bloodborne Pathogens Standard (as found in 29 CFR 1910.1030).
- 4-2 The operator shall require tattoo artists, body piercers, anyone employed by the facility, or anyone acting on behalf of the facility who has a reasonably anticipated risk for skin, eye, mucous membrane, or parenteral contact with blood to provide evidence of compliance with the universal precautions education requirements contained in Section 6 of Indiana Occupational Safety and Health Administration's Bloodborne Pathogens Standard (as found in 29 CFR 1910.1030).
- 4-3 The operator shall display a description of compliance with the requirements contained in subsection (D) of the Indiana Occupational Safety and Health Administration's Bloodborne Pathogens Standard (as found in 29 CFR 1910.1030).
- 4-4 The operator shall display written materials prepared or approved by the department explaining universal precautions and patrons' rights under this rule. These materials shall include information on how to report violations of universal precautions and shall include information regarding the department's duties to investigate.

CHAPTER 5
OPERATOR POLICIES.

5-1 The operator shall develop a written policy in compliance with this rule and the requirements of the Indiana Occupational Safety and Health Administration's Bloodborne Pathogen Standard (as found in 29 CFR 1910.1030) that:

1. requires the use of universal precautions when performing tattooing or body piercing and any activity or duty that includes any reasonably anticipated skin, eye, mucous membrane, or parenteral contact with blood or OPIM.
2. requires disinfection or sterilization of contaminated reusable items;
3. includes the safe handling of infectious waste; and
4. provides sanctions, including discipline and dismissal, if warranted, for failure to use universal precautions and/or handle infectious waste safely.
5. prohibiting of medical procedures; tongue splitting, tattoo removal, and uses of anesthesia

CHAPTER 6
TATTOO ARTIST AND BODY PIERCER MINIMUM TRAINING
AND CERTIFICATION REQUIREMENTS.

6-1 All tattoo artists, body piercers, anyone employed by the facility, and anyone acting on behalf of the facility who has a reasonably anticipated risk for skin, eye, mucous membrane, or parenteral contact with blood or OPIM shall complete the training program that is required under the requirements of the Indiana Occupational Safety and Health Administration's Bloodborne Pathogen Standard (as found in 29 CFR 1910.1030). The programs under this section shall be as follows:

1. A blood borne pathogen training session provided by the operator meeting the requirements under the Indiana Occupational Safety and Health Administration's Bloodborne Pathogens Standard (as found in 29 CFR 1910.1030).
2. Any bloodborne pathogen continuing education program accredited by a health care licensing entity.

6-2 All tattoo artists, body piercers, anyone employed by the facility, and anyone acting on behalf of the facility who has a reasonably anticipated risk for skin, eye, mucous membrane, or parenteral contact with blood or OPIM must be trained in the facility's policies on the handling of infectious waste.

CHAPTER 7

PATRON RECORDS.

7-1 Records of each patron shall be maintained for two (2) years. The record shall include the following:

- A. Patron's name.
- B. Address.
- C. Age - Age must be verified by two items of identification, one of which must be a valid government issued identification.
- D. Date of the tattoo or body piercing.
- E. Design of the tattoo or body piercing.
- F. Location of the tattoo or body piercing on the patron's body.
- G. The name of the tattoo artist or body piercer who performed the work.
- H. Jewelry or other decoration used.
- I. Tattooing and Body Piercing of Minors Prohibited. No person shall tattoo any person under the age of eighteen (18) years, except in the presence of and with the written permission of a properly identified parent or legal guardian of such person. A person providing tattoo or body piercing services shall conspicuously post a notice stating that it is prohibited to tattoo or body pierce any person under the age of 18 without the parent or legal guardian's consent and without the parent or legal guardian present.

CHAPTER 8 ILLNESS

8-1 Tattoo artists or body piercers who are experiencing symptoms of acute disease that include, but are not limited to:

- A. diarrhea;
 - B. vomiting;
 - C. fever;
 - D. rash;
 - E. productive cough;
 - F. jaundice; or
 - G. draining (or open) skin infections, boils, impetigo, or scabies;
- shall refrain from providing tattoos or body piercing.

CHAPTER 9 HANDWASHING

9-1 Handwashing facilities shall be readily accessible in the each work station where tattooing or body piercing is provided.

9-2 Hands shall be washed with soap and running water immediately before putting on gloves and after removal of gloves or other personal protective equipment.

9-3 Only single use towels shall be used.

CHAPTER 10

PERSONAL PROTECTIVE EQUIPMENT

Appropriate personal protective equipment shall be worn as follows:

- 10-1 A clean protective clothing layer shall be worn whenever there is a reasonably anticipated risk of contamination of clothing by blood or OPIM.
- 10-2 Masks, in combination with eye protection devices such as goggles or glasses with a solid side shield or chin length face shield, shall be worn whenever splashes, spray, splatter, or droplets of blood or OPIM may be generated and eye, nose, or mouth contamination can be reasonably anticipated.
- 10-3 Disposable gloves, such as surgical or examination type, shall worn during the tattooing or body piercing process. Gloves shall be changed and properly disposed of each time there is an interruption in the application of the tattoo or body piercing, when the gloves become torn or punctured, or whenever the ability to function as a barrier is compromised. Disposable gloves shall not be reused.
- 10-4 Gloves shall be worn when decontaminating environmental surfaces and equipment.

CHAPTER 11 TATTOOING EQUIPMENT

- 11-1 Only single use razors shall be used to shave the area to be tattooed.
- 11-2 All stencils shall be properly disposed of after a single use.
- 11-3 If the design is drawn directly onto the skin, it shall be applied with a single use article only.

CHAPTER 12 NEEDLES

- 12-1 Needles shall be individually packaged and sterilized prior to use.
- 12-2 Needles shall be single use only.
- 12-3 Needles shall be discarded in sharps containers immediately after use.
- 12-4 Contaminated needles shall not be bent or broken or otherwise manipulated by hand.

CHAPTER 13 REUSABLE EQUIPMENT

- 13-1 Heating procedures capable of sterilization must be used when heat stable, nondisposable equipment is sterilized.
- 13-2 Equipment that is to be sterilized shall be put in single-use packaging.

13-3 Records must be maintained to document the following:

1. Duration of sterilization technique.
2. Determination of effective sterility, such as use of a biological indicator, is performed monthly.
3. Equipment is maintained as recommended by the owner's manual and proof is available that the owner's manual recommendations are reviewed monthly.

13-4 Reusable contaminated equipment shall not be stored or processed in a manner that requires any person to reach by hand into the containers where these sharp items have been placed.

13-5 Reusable contaminated equipment shall be:

1. placed in puncture-resistant containers which are:
 - a. labeled with the biohazard symbol; and
 - b. leakproof on both sides and bottom.
2. stored in a manner that does not require reaching by hand into the container where the equipment is stored until cleaning prior to sterilization.

13-6 Contaminated reusable equipment shall be effectively cleaned prior to sterilization or disinfection.

13-7 Any reusable contaminated equipment that comes into direct contact, or is likely to come into direct contact, with an instrument that penetrates the skin other than a piercing gun shall be effectively cleaned and sterilized prior to use.

13-8 All sterilized equipment shall not be removed from wrappers or sterilizer packaging until immediately prior to use.

13-9 Any reusable equipment that comes into contact with mucus membranes shall be effectively cleaned and sterilized prior to use.

13-10 Piercing guns shall be cleaned and undergo, at a minimum, high level disinfection after each use and whenever visibly contaminated.

13-11 All reusable equipment that has contact with intact skin shall undergo, at a minimum, intermediate level disinfection.

13-12 All other equipment used during the tattooing or body piercing procedure shall be single use, including corks.

13-13 All body piercers and tattoo artists shall comply with all other equipment manufacturer's recommendations.

CHAPTER 14

DYES OR PIGMENTS

- 14-1 All dyes or pigments in tattooing shall be from professional suppliers specifically providing dyes or pigments for the tattooing of human skin.
- 14-2 In preparing dyes or pigments to be used by tattoo artists, only non-toxic sterile materials shall be used. Single use or individual portions of dyes or pigments in clean, single-use containers shall be used for each patron.
- 14-3 After tattooing, the remaining unused dye or pigment in single use or individual containers shall be discarded along with the container.
- 14-4 Any object placed under the skin shall be sterile.

CHAPTER 15 **WORK ENVIRONMENT**

- 15-1 No tattooing or body piercing shall be conducted in any room used as living quarters or in any room that opens directly into living or sleeping quarters. All work-stations shall be at least 8'X8' and have working sink area to prevent cross contamination.
- 15-2 All facilities shall have a dry storage and sterilization room separate from work areas and not accessible by public. Each sterilization room shall have adequate room for proper sterilization technique that shall include separation of contaminated and sterilized storage area.
- 15-3 Live animals shall be excluded from areas where tattooing or body piercing is being conducted. This exclusion does not apply to the following:
1. Patrol dogs accompanying security or police officers.
 2. Guide dogs accompanying the following:
 - a. Blind persons.
 - b. Partially blind persons.
 - c. Physically disabled persons.
 - d. Guide dog trainers.
 - e. Persons with impaired hearing.
- 15-4 Eating, drinking, smoking, applying cosmetics, or handling contact lenses shall not be allowed in work areas where there is a likelihood of exposure to blood or OPIM.
- 15-5 Food and drink shall not be kept in areas where there is a reasonably anticipated risk of exposure to blood or OPIM.
- 15-6 All equipment and environmental surfaces shall be cleaned and disinfected after contact with blood or OPIM.

15-7 Environmental surfaces and equipment not requiring sterilization, that have been contaminated by blood, shall be cleaned and disinfected.

15-8 All work surfaces shall be:

1. nonabsorbent;
2. easily cleanable;
3. smooth, and;
4. free of:
 - a. breaks;
 - b. open seams;
 - c. cracks;
 - d. chips;
 - e. pits; and
 - f. similar imperfections.

15-9 Disinfectant solutions shall be:

1. a hospital grade, tuberculocidal Environmental Protection Agency (EPA) registered disinfectant; or
2. sodium hypochlorite, five-tenths percent (0.5%) concentration, by volume (common household bleach is ten percent (10%) concentration in water); the solution shall be dated and shall not be used if it is more than twenty-four (24) hours old.

CHAPTER 16

INFECTIOUS WASTE CONTAINMENT

16-1 Contaminated disposable needles or instruments shall be:

1. stored in leak-resistant, puncture-resistant containers, tightly sealed to prevent expulsion, labeled with the biohazard symbol, and effectively treated in accordance with this rule prior to being stored in an unsecured area and sent for final disposal.

16-2 Infectious wastes that are contaminated sharps or objects that could potentially become contaminated sharps shall be placed in containers that:

1. shall be impervious to moisture;
2. shall be of sufficient strength and thickness to prevent expulsion;
3. shall be secured to prevent leakage expulsion;
4. shall be labeled with the biohazard symbol; and

5. shall be effectively treated in accordance with this rule prior to being placed in an unsecured area and sent for final disposal.

16-3 If infectious waste is stored prior to final disposal, all persons subject to this rule shall store infectious waste in a secure area that:

1. is locked or otherwise secured to eliminate access by or exposure to the general public;
2. affords protection from adverse environmental conditions and vermin; and
3. has a prominently displayed biohazard symbol.

16-4 Infectious waste shall be stored in a manner that preserves the integrity of the container and is not conducive to rapid microbial growth and putrefaction.

16-5 Disinfect reusable containers for infectious waste each time that they are emptied unless the surfaces of the reusable containers have been protected from contamination by disposable liners, bags, or other devices that are removed with the infectious waste.

CHAPTER 17

TREATMENT AND TRANSPORT OF INFECTIOUS WASTE

17-1 All operators shall ensure that infectious waste is either treated on-site in accordance with this rule or transported off-site for treatment in accordance with this rule.

17-2 A treatment is effective if it reduces the pathogenic qualities of infectious waste for safe handling, is designed for the specific waste involved, and is carried out in a manner consistent with this rule. Effective treatment may include:

1. incineration in an incinerator designed to accommodate infectious waste;
2. steam sterilization;
3. chemical disinfection under circumstances where safe handling of the waste is assured;
4. thermal inactivation;
5. irradiation; or
6. discharge in a sanitary sewer or septic system that is properly installed and operating in accordance with state and local laws.

17-3 All persons subject to this rule shall:

1. transport infectious waste in a manner that reasonably protects waste haulers and the public from contracting a dangerous communicable disease; and
2. effectively treat infectious waste in accordance with this rule before it is compacted.

17-4 The operator shall ensure that infectious waste, effectively treated or not, is transported off-site in compliance with 410 IAC 1-3.

CHAPTER 18 PERMITS & LICENSES

18-1 Business. Each tattoo/body piercing facility operation shall obtain a permit from the Harrison County Health Department. The permit shall provide the name and address of the owner of the business and the name and address of each tattoo artist and body piercer employed at each location. The cost for this permit shall be Fifty dollars (\$50.00) and shall not be transferable. The permit expires on December 31 of each year. Should an establishment fail to obtain the permit prior to the opening of a Tattoo and/or Body Piercing facility or should any permittee fail to renew his/her permit on or before the expiration date of December 31, then said fee shall be annual plus 50% of the annual fee set forth above for the Tattoo and/or Body Piercing facility. Any holder of a permit shall be subject to inspection as set forth herein. The Harrison County Health Department shall provide the appropriate forms for this permit. Said permit shall be posted at the facility in the area where the tattoo or body piercing services are performed and shall be clearly visible to the public. Said permit will only license the permanent establishment whose address appears on the permit. Businesses wanting to conduct a tattoo event off-site must obtain a Temporary Facility permit.

18-2 Temporary Facility. Each temporary, mobile or off-site tattoo/body piercing facility operation shall obtain a permit from the Harrison County Health Department. This temporary, mobile or off-site tattoo/body piercing facility operation shall meet all the requirements of Sections 1 – 17 of this rule and at a minimum be equipped with the following.

Temporary workstations shall meet the following minimum conditions:

- (a) Be at least 8 ft x 8 ft and be constructed in a manner to separate the artist/piercer from the public in such a way as to protect the procedure area from contamination, and prevent accidental exposure of the potentially-infectious material created during such procedures.
- (b) Have a floor and sides that are smooth, nonporous and easy to clean;
- (c) Have adequate light available at the level where the tattoo or body piercing is conducted;
- (d) Be equipped with a hand-washing facility. A hand-wash facility at the minimum shall consist of liquid antibacterial or antimicrobial soap, single use paper towels, and a (5) gallon container with a level-type spigot. Filled with warm potable water, and a bucket to catch the wastewater. The water

container shall be placed at least thirty (30) inches off the floor to allow for easy use, and shall be filled regularly to ensure an adequate supply of warm water for hand washing.

- (e) Waste water shall be disposed of into a public sewage system, if available. If a public sewage system is not available, disposal shall be made into a private system designed, constructed and operated pursuant to the requirements of Rule 410 IAC 6-8.3 of Indiana State Administrative Codes and
- (f) Shall be supplied with an adequate supply of paper or plastic barrier film to protect equipment and any other item that must be protected to prevent cross-contamination.

The permit shall provide the name and address of the owner of the business and the name and address of each tattoo artist and body piercer operating at each location. The cost of this permit shall be Ten dollars (\$10.00) per day during operation of the site for a maximum of one week and shall not be transferable. The permit expires seven days after issuance. Should an establishment fail to obtain the permit prior to the opening of a temporary, mobile or off-site Tattoo and/or Body Piercing facility or should any licensee fail to renew his/her license on or before the expiration date, then said fee shall be the cost plus 50% of the fee set forth above for the Tattoo and/or Body Piercing facility. Any holder of a permit shall be subject to inspection as set forth herein. The Harrison County Health Department shall provide the appropriate forms for this permit. Said permit shall be posted at the mobile facility in the area where the tattoo or body piercing services are performed and shall be clearly visible to the public. In addition, the date, time, and location of the event where the temporary, mobile or off-site facility will be used shall be submitted at least (3) business days prior to the start time of the event to the Harrison County Health Department.

18-3 Tattoo Artist or Body Piercer. Every person that desires to perform any tattoo or body piercing shall obtain a "Tattoo Artist License", "Body Piercer License" or a "Tattoo Artist-Body Piercer License" from the Harrison County Health Department. Each applicant must be at least eighteen (18) years of age. This license must be obtained before any tattoos are affixed or body piercing done to any person and after the requisite training. The applicant must satisfy the minimum requirements as set forth herein in Section 7. The cost of said license shall be Twenty Five dollars (\$25.00) and shall not be transferable. The license expires one year after issuance. Should a tattoo artist or body piercer fail to obtain the license prior to performing any tattoo or body piercing or should any licensee fail to renew his/her license on or before the expiration date, then said fee shall be annual plus 50% of the annual fee set forth above for the tattoo artist or body piercer. Any holder of a license shall be subject to inspection as set forth herein. The Harrison County Health Department shall provide the appropriate forms for this license. Said licenses shall be posted at the facility in the place where the tattoos or body piercing are performed and shall be clearly visible to the public

CHAPTER 19
INSPECTIONS

19-1 The Harrison County Health Department shall conduct inspections of each and every permanent, temporary, mobile or off-site facility located in Harrison County, Indiana at least once a year for a permanent facility and at least once during the operation of a temporary, mobile or off-site facility. Additional inspections may be conducted by the Harrison County Health Department as it determines and/or in response to complaints submitted. The results of the inspections shall be provided to each operator. Violations noted by the Harrison County Health Department shall be corrected immediately. The Department shall conduct follow-up inspections to determine compliance with this ordinance.

CHAPTER 20
PROCEDURES WHEN VIOLATIONS ARE NOTED

20-1 If, during the inspection of any facility, the Health Officer discovers the violation of any provision of Harrison County Code, he/she shall issue a written report listing such violations and the remedial action(s) to be taken. A copy of said report shall be delivered to the permittee and/or licensee by hand delivering the report to him/her on-site, or mailing the notice by Certified Mail to the address listed by the permittee and/or licensee as his/her/its mailing address on the permit application.

CHAPTER 21
PERMIT OR LICENSE SUSPENSION/REVOCAION AND IMMEDIATE CLOSURE
ORDERS

The Health Officer may order the suspension or revocation of any permit or license issued for a facility or artist, which order shall include the prohibition of any further operation for the following reasons:

21-1 Interference with the Health Officer, or his/her authorized representatives, in the performance of his/her duties. Interference shall be defined as the process of obstructing, hampering or blocking the Health Officer in the performance of his/her duties.

21-2 As a result of the willful and/or continuous violation of any provision of this Ordinance.

21-3 If the Health Officer, or his/her authorized representatives find unsanitary or other conditions, involving the operation of any facility or artist which, in his/her reasonable belief, constitutes an imminent health hazard, he/she shall without notice or hearing, issue and serve a written order upon the permittee or licensee requiring the immediate closure of its operations, shall cite the existence of said unsanitary conditions and shall specify the corrective actions to be taken.

1. Such order shall be effective immediately.
2. The Health Officer shall make a re-inspection upon the request of the permittee or licensee. When the Health Officer determines that the necessary corrective action(s) have been taken, operation of the facility may be resumed.

CHAPTER 22
VIOLATIONS, PENALTIES AND LEGAL EXPENSES

- 22-1 Whenever the Health Officer determines that any facility/artist or any other person, is in willful violation of any of the provisions of this Ordinance, the Health Officer shall furnish evidence of said willful violation to the county attorney for the Board who shall seek all appropriate legal remedies against the person(s) violating said provisions of this Ordinance.
- 22-2 Any person who willfully violates any of the provisions of this Ordinance may be subject to a fine of not more than five hundred dollars (\$500.00) for each violation. Each day of the existence of any violation of this Ordinance shall be considered to be a separate offense.
- 22-3 Any person violating any of the provisions of this Ordinance may be liable for any reasonable legal expense incurred by the Harrison County Health Department for any such violations.

CHAPTER 23
EFFECTIVE DATE

23-1 This ordinance shall be in full force and effect upon signing and published as required by law.

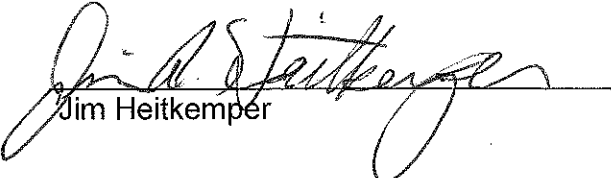
Approved by the Harrison County Board of Health on this 5th day of September, 2018.

Passed by the Board of Commissioners of the County of Harrison, Indiana, on the 1st day of October, 2018.

BOARD OF COMMISSIONERS OF THE
COUNTY OF HARRISON, INDIANA


Kenny Saulman


Charlie Crawford


Jim Heitkemper

ATTEST:


Chad Shireman, Harrison County Auditor