

NEWTON COUNTY HEALTH DEPARTMENT TATTOO PARLOR ORDINANCE

This ordinance shall be liberally construed and applied to promote its underlying purpose of protecting the public health.

An ordinance adopting regulations regarding the administration of tattoo establishment standards by the Newton County Health Department.

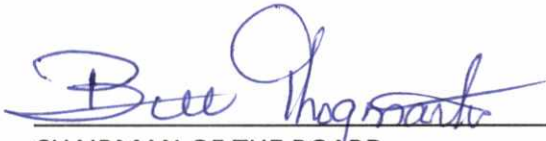
Be it ordained as follows:

1. The Commission hereby promulgates and adopts regulations regarding the administration of tattoo establishment standards as recommended and requested by the Newton County Health Department. A copy of said regulations are attached hereto and made a part hereof by reference.

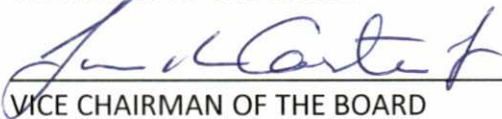
2. The County Clerk is hereby ordered to have the attached regulations printed and available in their office for distribution to the public.

3. A copy of this order shall be published in a newspaper in this county on three successive weeks, with the first publication occurring not later than thirty (30) days after the passage of this order.

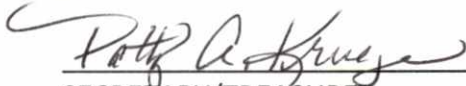
APPROVED THIS 8th DAY OF March, 2021



CHAIRMAN OF THE BOARD



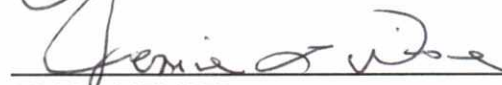
VICE CHAIRMAN OF THE BOARD



SECRETARY/TREASURER



BOARD MEMBER



BOARD MEMBER

NEWTON COUNTY HEALTH DEPARTMENT TATTOO PARLOR ORDINANCE

AN ORINANCE GOVERNING THE CONSTRUCTION, RENOVATION, AND OPERATION OF TATTOO ESTABLISHMENTS WITHIN THE COUNTY, REQUIRING CERTAIN PERMITS, TRAINING, AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

SECTION 1. AUTHORITY.

This ordinance is enacted pursuant to Section 192,300, RSMo 1986, which provides in part as follows: The county commissions and the county health boards of several counties may make and promulgate orders and ordinances or rules and regulations, respectively, as will tend to enhance the public health and prevent entrances of infectious, contagious, communicable or dangerous diseases into such county, but orders or ordinances and rules and regulations shall not be in conflict with any rules or regulations authorized and made by the Department of Health in accordance with this chapter or by the Department of Social Services under Chapter 198 RSMo.

SECTION 2. APPLICABILITY.

These regulations apply to all tattoo establishments in Newton County, outside the city limits of Joplin, Missouri.

SECTION 3. DEFINITIONS.

The following words and phrases shall have the following meaning:

- 3.01 Board: The Newton County Health Department Board of Trustees.
- 3.02 Regulatory Authority: The Administrator of the Newton County Health Department or an authorized representative.
- 3.03 Department: The Newton County Health Department.

SECTION 4. ESTABLISHMENT PERMIT.

Any tattoo establishment that operates in Newton County must first apply and obtain a permit. The establishment must comply with the listed public health requirements.

- 4.01 If after an examination of background information and inspection of the facility and equipment it is determined that the tattoo facility can operate within the requirements of the ordinance, a permit will be issued. The facility will be inspected at least twice yearly.

- 4.02 Permits will be renewed annually if the facility is in compliance with this county ordinance. Permits may be suspended or revoked if the establishment violates this ordinance.
- 4.03 **FEES** – see Attachment A.
- 4.04 Permits are non-transferrable.
- 4.05 Permits need to be prominently displayed in the tattoo establishment.
- 4.06 For a permit to remain valid for the period for which it is issued, no person can act as or employ a person as a tattoo operator (artist) unless such person is familiar with proper tattoo application as it relates to public health and this ordinance.
- 4.07 A tattoo operator must be at least eighteen (18) years old.

SECTION 5 PUBLIC HEALTH CONSIDERATIONS.

- 5.01 The tattoo operator cannot have any open uncovered skin lesions while administering tattoos.
- 5.02 No activities shall occur that may contaminate the tattoo operator’s hands or the sterile environment while tattoos are being given. This would include the use of any form of tobacco, eating or drinking in any work area utilized for administering tattoos.
- 5.03 Before administering a tattoo, the tattoo operator must thoroughly wash his/her hands in hot water utilizing germicidal soap and a nail brush. Hands must be dried using disposable paper towels from an approved dispenser or a warm air drying machine. The operator must wear surgical-style latex gloves while applying a tattoo.
- 5.04 The tattoo operator, while on duty, must wear effective hair restraints if hair is over the ears, shall have clean fingernails, shall wear a surgical-style face mask, and must pay particular attention to personal hygiene.
- 5.05 The patron shall not bring food or drink into a tattooing work area and shall not use tobacco in any form during the operation.
- 5.06 The tattoo establishment shall keep a permanent record of all patrons tattooed, stating name, age, address, date of tattoo, operator’s name, place where tattooed, and a description of the design of the tattoo. Such records shall be made available to the Newton County Health Department upon request.

SECTION 6 TATTOO PROCEDURE REQUIREMENTS FOR TATTOO ESTABLISHMENTS.

All tattoo operators are to be familiar with and follow these requirements:

- 6.01 The skin surrounding the area where the tattoo is to be placed shall first be washed with germicidal soap and then shaved. Following shaving, the skin must be gently scrubbed with seventy (70) percent isopropyl alcohol, of commercial grade, using a sterile gauze pad which shall be disposed of after use.
- 6.02 All acetate tattoo stencils shall be cleaned with seventy (70) percent isopropyl alcohol, or individual transfers of tattoo designs shall be used only once and discarded.
- 6.03 The instruments used in administering the tattoo, including stainless steel hand pieces, needle bars, needles, and razor blade holders, shall be cleaned thoroughly after each use by scrubbing with soap and hot water.
- 6.04 After thoroughly cleaning, individual tubes and needle setups including such items as needles, needle bars, tubes, re-usable razors, etc. must be sterilized in an autoclave for a minimum of thirty (30) minutes at two hundred fifty-one (251) degrees Fahrenheit. Sealable temperature indicating sterilizable pouches must be used for individual pieces of tattooing equipment during the sterilization process and for sanitary storage of these items after sterilization until use. Any other form of sterilizing instruments must be approved by the Newton County Health Department.
- 6.05 All instruments and needles are to be stored in a closed metal or glass container.
- 6.06 Individual razor blades (disposable) are highly recommended to reduce possibility of contamination when shaving area to be tattooed. If straight razor is used then it must be sterilized by an autoclave prior to next customer.
- 6.07 Tattoo shall be bandaged with a non-stick bandage when tattoo is finished.
- 6.08 Individual cups of ink shall be used for each patron and be discarded after use. All inks and other equipment used in the tattooing process must be safe for use in tattooing and generally intended for the purpose of tattooing.

SECTION 7 SANITATION REQUIREMENTS FOR TATTOO ESTABLISHMENTS.

All tattoo establishments shall comply with the following requirements:

- 7.01 Walls, floors and ceilings shall be maintained in a clean condition. The tattooing area and restrooms shall have smooth and easily cleanable surfaces.

- 7.02 A handwash sink with hot and cold water, disposable towels in a dispenser and germicidal handsoap must be conveniently located. At least 1 restroom must be provided with a toilet and handwashing sink equipped as above. The restroom shall have a covered waste container for trash.
- 7.03 The tattoo area shall be separated from customers and observers by a partition or wall.
- 7.04 All tables and chairs used in the tattoo area shall be of a smooth and easily cleanable material.
- 7.05 The establishment shall have a routine pest management plan in place.
- 7.06 In general, the entire premises of the tattoo establishment must be kept clean and in good condition at all times and during operating hours; the Newton County Health Department shall be permitted access for inspection.

SECTION 8 PROCEDURE WHEN INFECTION IS SUSPECTED.

- 8.01 When the regulatory authority has reasonable cause to suspect possible disease transmission by an employee of a tattoo establishment, it may secure a morbidity history of the suspected employee and/or make any other investigation as indicated and shall take appropriate action. The regulatory authority may require any or all of the following measures:
 - A. The immediate exclusion of the employee from employment in tattoo establishments;
 - B. The immediate closing of the tattoo establishment of concern until, in the opinion of the regulatory authority, no further danger of disease outbreak exists;
 - C. Restriction of the employee's services to some area of the establishment where there would be no danger of transmitting disease;
 - D. Adequate medical and laboratory examination of the employee and of other employees as determined necessary.
- 8.02 Representatives of the Department, after proper identification, shall be permitted to enter any tattoo establishment at any reasonable time for the purpose of making inspections to determine compliance with this ordinance. The representatives shall be permitted to examine the records of the establishment to obtain information pertaining to supplies purchased, received, and/or used.
- 8.03 Whenever an inspection of a tattoo establishment is made, the findings shall be recorded on the inspection report. Inspection remarks shall be written to reference the type of violation and shall state the correction to be made. A copy

of the completed inspection report form shall be furnished to the person in charge of the establishment at the conclusion of the inspection. The completed inspection report form is a public document that shall be made available as a public document according to law.

- 8.04 The completed inspection report shall specify a reasonable period of time for the correction of the violations found; and correction of the violations shall be accomplished within the period specified, in accordance with the following provisions:
- A. The inspection report shall state that failure to comply with any time given for corrections may result in cessation of tattoo operations. An opportunity for hearing on the inspection finding or the time limitations or both will be provided if a written request is filed with The Department within 10 days following cessation of operations. If a request for hearing is received, a hearing shall be held within 20 days of receipt of the request.
 - B. Whenever a tattoo establishment is required under the provisions of section 8.04(A) to cease operations, it shall not resume operations until it is shown on a reinspection that conditions responsible for the order to cease operations, no longer exist. Opportunity for reinspection shall be offered within a reasonable time.
- 8.05 Any person (or responsible officer of that person) who violates a provision of this ordinance and any person (or responsible officer of that person) who is the holder of a permit, or who otherwise operates a tattoo establishment that does not comply with the requirements of this ordinance, shall be guilty of a misdemeanor and on conviction after hearing thereof shall be fined not more than \$1000.00 for each violation. Each day in which any such violation does continue shall be deemed a separate offense.
- 8.06 The regulatory authority may seek to enjoin violations of this ordinance.
- 8.07 If any article, chapter, section, clause or phrase of this regulation is, for any reason, held to be invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this regulation. No statement contained in this article shall be construed to interfere with any additional requirements that may be imposed by the regulatory authority.

Attachment A
 Newton County Health Department
 Environmental Fee Schedule
 (Revised 2021)

Service	Fee Schedule
Single Family Dwelling Septic Permit	\$150.00
Non-Single Family Dwelling Septic Permit	\$225.00
Repair Septic	\$30.00
Official Bacteria Water Sample (Health Dept. Collecting)	\$30.00
Nitrate	\$15.00
Unofficial Bacteria Water Sample (Individual Collecting)	\$25.00
Nitrate	\$10.00
Lead/Cadmium/Zinc (Health Dept. Collecting)	\$30.00
Tattoo Permit (Annual Fee)	\$100.00
High risk food establishment (Annual Fee)	\$250.00
Medium risk food establishment (Annual Fee)	\$175.00
Low risk food establishment (Annual Fee)	\$100.00
Mobile food unit (Annual Fee)	\$100.00
Temporary event food stand (Fee per event)	\$25.00/Event
Septic System General Installer Registration (Annual Fee)	\$30.00
Septic System Advanced Installer Registration (Annual Fee)	\$40.00
Septic Tank Cleaner Registration (Annual Fee)	\$30.00
Soil Scientist Registration (Annual Fee)	\$30.00