

**SENATE . . . . . No. 2212**

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**  
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An Act relative to safe application and removal of body art.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1. Chapter 111 of the General Laws, as appearing in the 2014 Official  
2 Edition, is hereby amended by inserting after section 5S the following new section:- Section 5T.  
3 The department of public health is hereby authorized and directed to promulgate rules and  
4 regulations relative to the licensure and monitoring of persons engaged in the business or  
5 practice of body art or body piercing. Such rules and regulations shall include but not be limited  
6 to the following:

7           (a)Development of an insured consent form to be signed by the patient prior to body art  
8 application, with documentation that discussion of the risks and benefits of the procedure have  
9 been discussed, and that alternative treatments exist if the consumer is dissatisfied with existing  
10 body art. The consent should include a realistic discussion of the process that may be involved  
11 to attempt to remove body art and the risk of scarring and infection from body art or body  
12 piercing.

13 (b) a requirement that no consumer who is clearly intoxicated or under the influence of  
14 hypnotic, narcotic, hallucinogenic or other mind altering drugs or medications shall have body  
15 art applied.

16 (c) a prohibition on the application of body art on any person not yet 18 years of age

17 SECTION 2. Section 5I of Chapter 111 of the General Laws, as so appearing, is hereby  
18 amended by adding after the word “equipment” in line five, the following paragraph:- The  
19 department of public health is hereby authorized and directed to promulgate rules and regulations  
20 relative to the licensure and monitoring of persons engaged in the use of laser systems, devices  
21 or equipment for the removal of body art. No person may engage in the use of laser systems,  
22 devices or equipment for the removal of body art without a license.