SENATE DOCKET, NO. 1758 FILED ON: 2/18/2021

SENATE . . . . . No. 171

The Commonwealth of Massachusetts

PRESENTED BY:

Harriette L. Chandler

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to safe application and removal of body art.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Harriette L. Chandler	*First Worcester*

SENATE DOCKET, NO. 1758 FILED ON: 2/18/2021

SENATE . . . . . No. 171

By Ms. Chandler, a petition (accompanied by bill, Senate, No. 171) of Harriette L. Chandler for legislation relative to safe application and removal of body art. Consumer Protection and Professional Licensure.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. *112* OF 2019-2020.]

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Second General Court
(2021-2022)

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:

SECTION 1. Chapter 111 of the General Laws, as appearing in the 2016 Official Edition, is hereby amended by inserting after section 5S the following new section:-

Section 5T. The department of public health is hereby authorized and directed to promulgate rules and regulations relative to the licensure and monitoring of persons engaged in the business or practice of body art or body piercing. Such rules and regulations shall include but not be limited to the following:

(a) Development of an insured consent form to be signed by the patient prior to body art application, with documentation that discussion of the risks and benefits of the procedure have been discussed, and that alternative treatments exist if the consumer is dissatisfied with existing

body art. The consent should include a realistic discussion of the process that may be involved to attempt to remove body art and the risk of scarring and infection from body art or body piercing.

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

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

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