



SENATE BILL No. 51

January 17, 1995, Introduced by Senator DINGELL and referred to the Committee on Economic Development, International and Regulatory Affairs.

A bill to amend Act No. 368 of the Public Acts of 1978, entitled as amended "Public health code," as amended, being sections 333.1101 to 333.25211 of the Michigan Compiled Laws, by adding part 131.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 368 of the Public Acts of 1978, as
2 amended, being sections 333.1101 to 333.25211 of the Michigan
3 Compiled Laws, is amended by adding part 131 to read as follows:

4 PART 131. TATTOO PARLORS

5 SEC. 13101. AS USED IN THIS PART:

6 (A) "BODY-PIERCING" MEANS THE PERFORATION OF HUMAN TISSUE
7 OTHER THAN AN EAR FOR A NONMEDICAL PURPOSE.

8 (B) "TATTOO" MEANS 1 OR MORE OF THE FOLLOWING:

1 (i) AN INDELIBLE MARK MADE UPON THE BODY OF ANOTHER
2 INDIVIDUAL BY THE INSERTION OF A PIGMENT UNDER THE SKIN.

3 (ii) AN INDELIBLE DESIGN MADE UPON THE BODY OF ANOTHER INDI-
4 VIDUAL BY PRODUCTION OF SCARS.

5 SEC. 13102. AN INDIVIDUAL SHALL NOT TATTOO OR PERFORM
6 BODY-PIERCING ON A MINOR UNLESS THE INDIVIDUAL OBTAINS THE PRIOR
7 WRITTEN INFORMED CONSENT OF THE MINOR'S PARENT OR GUARDIAN. THE
8 INDIVIDUAL SHALL OBTAIN THE CONSENT AT THE PHYSICAL LOCATION
9 WHERE THE TATTOOING OR BODY-PIERCING IS TO BE PERFORMED, AND
10 SHALL BE PHYSICALLY PRESENT WHEN THE CONSENT IS EXECUTED.

11 SEC. 13103. (1) A PERSON WHO VIOLATES SECTION 13102 IS
12 GUILTY OF A MISDEMEANOR, PUNISHABLE BY IMPRISONMENT FOR NOT MORE
13 THAN 90 DAYS, OR A FINE OF NOT MORE THAN \$500.00, OR BOTH, FOR
14 EACH VIOLATION.

15 (2) A PERSON WHO VIOLATES SECTION 13102 IS LIABLE IN A CIVIL
16 ACTION FOR ACTUAL DAMAGES OR \$1,000.00, WHICHEVER IS GREATER,
17 PLUS REASONABLE COURT COSTS AND ATTORNEY FEES.