



**Senate Fiscal Agency**  
**P. O. Box 30036**  
**Lansing, Michigan 48909-7536**



**Telephone: (517) 373-5383**  
**Fax: (517) 373-1986**

Senate Bill 537 (as introduced 9-24-13)  
Sponsor: Senator Glenn S. Anderson  
Committee: Health Policy

Date Completed: 3-6-14

### **CONTENT**

**The bill would amend Part 131 (Body Art Facilities) of the Public Health Code to prohibit an individual from tattooing, branding, or performing body piercing on a person under the age of 16; and require a licensee to maintain the written consent of the parent or legal guardian of a minor who was 16 or older for one year.**

The Code prohibits an individual from tattooing, branding, or performing body piercing on a minor without obtaining the written, informed consent of the minor's parent or legal guardian and proof of that person's authority to give consent. ("Minor" means an individual under the age of 18 who is not emancipated.) The parent or legal guardian must present the minor's birth certificate or legal proof of guardianship to the licensee or the licensee's employee or agent.

Under the bill, these provisions would apply in the case of a minor who was at least 16 years old. The bill would prohibit an individual from tattooing, branding, or performing body piercing on a minor who was younger than 16.

The bill also would require a licensee to maintain the written, informed consent executed by the parent or legal guardian of a 16- or 17-year-old in the body art facility's books and records for at least one year.

MCL 333.13102

Legislative Analyst: Julie Cassidy

### **FISCAL IMPACT**

As a rule, a violation of Part 131 of the Public Health Code is a misdemeanor, punishable by imprisonment for up to 93 days or a maximum fine of \$2,500, or both. By expanding the activities that would be prohibited under Part 131, the bill could increase the number of misdemeanor convictions, resulting in additional criminal justice costs to local units of government and increased fine revenue for public libraries.

Fiscal Analyst: John Maxwell

S1314\S537sa

This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.