

specified in 29 CFR Part 1910.1030.

- 3.10 No person shall perform any body art procedure upon a person under the age of 18 years without the presence, consent, and proper identification of a parent, legal custodial parent, or legal guardian. Nothing in this section is intended to require an operator to perform any body art procedure on a person less than 18 years of age with parental or guardian consent.
- 3.11 Any skin or mucosa surface to receive a body art procedure shall be free of rash or any visible infection.
- 3.12 The skin of the operator/technician shall be free of rash or infection. No person or operator affected with boils, infected wounds, open sores, abrasions, keloids, weeping, dermatological lesions or acute respiratory infection shall work in any area of a body art establishment in any capacity in which there is a likelihood that that person could contaminate the body art equipment, supplies, or working surfaces with body substances or pathogenic organisms.
- ~~3.13 — Proof shall be provided upon request of the Department that all operators/technicians have begun the hepatitis B vaccination series as a pre-employment requirement. Operators/technicians will be required to have completed this series within one year of receiving an operator permit.~~

#### 4.0 EXEMPTIONS

- 4.1 Physicians licensed by the State of Utah, who perform either independent of or in connection with body art procedures as part of patient treatment are exempt from these regulations.
- 4.2 Individuals who pierce only the outer perimeter and lobe of the ear with a pre sterilized single-use stud-and-clasp ear-piercing system are exempt from these regulations. Individuals who use ear-piercing systems must conform to the manufacturer's directions on use and applicable U.S. Food and Drug Administration requirements. The Department retains authority to investigate consumer complaints relating to alleged misuse or improper disinfection of ear piercing systems.

#### 5.0 PUBLIC NOTIFICATION REQUIREMENTS

- 5.1 Verbal and written public educational information, approved by the Department, shall be required to be given to all clients wanting to receive body art procedure(s). Verbal and written instructions, approved by the Department, for the aftercare of the body art procedure site shall be provided to each client by the operator upon