

West Haven Health Department  
Tattoo Code – 2019

**A: Definitions**

For the purpose of these regulations:

- (1) **“Advanced Practice Registered Nurse”** means a person licensed to perform advanced level nursing practice activities pursuant to subsection (b) of section 20-87a of the Connecticut General Statutes.
- (2) **“Authorized Agent”** means an employee of the West Haven Health Department designated by the Director of Health to enforce provisions of these regulations.
- (3) **“Blood”** means human blood, human blood components and products made from human blood.
- (4) **“Bloodborne Pathogens”** means pathogenic microorganisms that are present in human blood and can cause disease in humans. These pathogens include, but are not limited to, Hepatitis B Virus (HBV), Hepatitis C Virus (HCV) and Human Immunodeficiency Virus (HIV).
- (5) **“Contaminated”** means the presence or the reasonably anticipated presence of blood or other potentially infectious materials on an item or surface.
- (6) **“Critical Items”** means those aspects of a procedure, which if violated, constitute an imminent hazard to health and safety.
- (7) **“Critical Violations”** means one or more of the following findings:
- (a) Autoclave not in proper working order or in proper use.
  - (b) Lack of a monthly spore test properly recorded.
  - (c) Non-disposable instruments and equipment improperly sterilized or stored.
  - (d) Reuse of single use items.
  - (e) Improper operator scrub technique before and after a procedure.
  - (f) Improper glove technique during a procedure.
  - (g) No hepatitis vaccination program in place.
  - (h) Tattooing an unemancipated minor under the age of eighteen (18) years of age without the written permission of the parent or guardian of such minor.

- (8) **“Department”** means The West Haven Health Department.
- (9) **“Director of Health”** means the Director of Health of the West Haven Health Department
- (10) **“Disinfected”** means the destruction of all vegetative forms of pathogenic agents by chemical and physical means.
- (11) **“Exposure Incident”** means a specific eye, mouth or other mucous membrane, non-intact skin or other parenteral contact with blood or other potentially infectious materials.
- (12) **“Equipment”** means all machinery, including fixtures, containers, vessels, tools, implements, furniture, display and storage areas, sinks, and other apparatus used in connection with the operation of the establishment.
- (13) **“Fee Schedule”** means the Bloodborne Pathogen Certificate, Tattoo Establishment License, Temporary Tattoo Establishment License and associated fees specified in the Annual Fiscal Budget adopted by the West Haven City Council in accordance with the provisions of the Connecticut General Statutes.
- (14) **“Hot Water”** means water which is at a temperature of not less than one hundred and ten (110) degrees F (43 degrees C), nor more than one hundred fifteen (115) degrees F (46 degrees C).
- (15) **“Infection”** means invasion and colonization of body tissues by pathogenic organisms.
- (16) **“Infectious Waste”** means waste generated in the treatment or service of a human which falls under one or more of the following categories:
- (a) Pathological wastes are human pathological wastes, including tissues that are removed during medical procedures.
  - (b) Human blood and bodily fluid waste including liquid waste, human blood, blood products, items saturated, or dripping with blood or caked with dried human blood.
- (17) **“Osteopathic Physician”** means a person licensed to practice osteopathy pursuant to chapter 371 of the Connecticut General Statutes.
- (18) **“Parenteral”** means piercing mucous membranes or the skin barrier through such events as needlesticks, cuts or abrasions.
- (9) **“Physician”** means a person licensed to practice medicine and surgery pursuant to chapter 370 of the Connecticut General Statutes.
- (20) **“Physician Assistant”** means a person licensed pursuant to section 20-12b of the Connecticut General Statutes.

- (21) **“Registered Nurse”** means a person licensed to practice nursing pursuant to subsection (a) of section 20-87a of the Connecticut General Statutes.
- (22) **“Regulated Waste”** means liquid or semi-liquid blood or other potentially infectious materials; contaminated items that would release blood or other potentially infectious materials in a liquid or semi-liquid state if compressed; items that are caked with dried blood or other potentially infectious materials and are capable of releasing these materials during handling; contaminated sharps; and pathological and microbiological wastes containing blood or other potentially infectious materials.
- (23) **“Scarification”** means permanent modification to the human skin from the infliction of a wound by creating designs made up of scars produced by branding (scarification through burns), cuttings (fine scarification using a thin blade), and general scarification using various means other than those body piercing and tattooing procedures permitted in the sanitary codes of the West Haven Health Department.
- (24) **“Sterilization”** means the process of destruction of all forms of microbial life by physical or chemical means.
- (25) **“Tattoo”** means the indelible mark, figure or decorative design introduced by insertion of nontoxic dyes or pigments into or under the subcutaneous portion of the skin of a live human being to alter the appearance of the skin for non-medical reasons.
- (26) **“Tattooing”** means the process by which the skin is marked or colored by the insertion of nontoxic dyes or pigments into or under the subcutaneous portion of the skin so as to form indelible marks for cosmetic, medical or figurative purposes.
- (27) **“Tattoo Artist”** means any person applying a tattoo.
- (28) **“Tattoo Establishment”** means any room or space where tattooing is practiced or where the business of tattooing is conducted or any part thereof.
- (29) **“Temporary Tattoo Establishment”** means a tattoo establishment that operates at a fixed location for a period of time of not more than seventy-two (72) consecutive hours in conjunction with a single event, celebration or festival at an established locale.
- (30) **“Universal Precautions”** means an approach to infection control in which all human blood

and certain human body fluids are treated as if known to be infected with Hepatitis B Virus (HBV), Hepatitis C Virus (HVC), Human Immunodeficiency Virus (HIV) and other bloodborne pathogens.

**B: Inspections**

- (1) The Director of Health or authorized agent shall inspect each Tattoo Establishment at least once annually, and shall make as many inspections or reinspections as deemed necessary, for the enforcement of these regulations. Failure to pass inspection may result in suspension or revocation of the license.
- (2) The Director of Health or authorized agent, after proper identification, shall be permitted to enter, at any reasonable time, any Tattoo Establishment for the purpose of making an inspection to determine compliance with these regulations.
- (3) The Director of Health or authorized agent shall be permitted to examine records of the Tattoo Establishment, to obtain information pertaining to persons tattooed and equipment, but not including financial records. There shall be a person knowledgeable of these records in the Tattoo Establishment during all hours of operation.
- (4) Whenever the Director of Health or authorized agent conducts an inspection of a Tattoo Establishment, the Department's findings shall be recorded on an inspection report form provided for this purpose, and a copy of such inspection report form shall be furnished to the license holder or person in charge.
- (5) Whenever the Director of Health or authorized agent conducts an inspection and observes that any of the requirements of these regulations have been violated, the Director of Health or authorized agent shall notify the license holder or person in charge of such violations by means of the inspection report form or other written notice. Such notification shall include the specific violation(s) observed and a reasonable period of time for the correction of the observed violation(s).

(6) The Director of Health or authorized agent may, upon written notice to the license holder or person in charge, place an embargo on any item, substance or equipment that is determined to be or is believed associated with the cause of illness or infection. It shall be considered unlawful to remove or alter such an embargo without the permission of the Director of Health, except by order of a court of competent jurisdiction.

### **C: Establishment Requirements**

#### **(1) Plan Review and Submission**

(a) When a Tattoo Establishment is constructed or remodeled, plans drawn in a minimum ¼ inch scale and specifications for construction must be submitted along with a Tattoo Establishment License application to the Department for approval.

(b) The plans must include but are not limited to: description and location of work areas and equipment, sinks, counters, storage areas, toilet facilities, fixtures, waiting and viewing areas.

(c) Manufacturers' specification sheets shall be included in the plan submission for all equipment, floors, walls and ceilings.

(d) All plans must be approved by this department prior to construction of the Tattoo Establishment.

#### **(2) Location of Establishment**

(a) Tattoo Establishments shall be in locations permissible under local zoning codes.

(b) Written approval from the local Zoning Code Enforcement Officer must be submitted with the plans.

(c) There shall be no human habitation, food service and/or preparation or other such activity which may cause potential contamination of work surfaces inside the tattoo establishment.

#### **(3) Floors, Walls and Ceilings**

(a) Floors shall be constructed of approved materials so as to be durable, easily cleanable, nonabsorbent

and free of holes. Floors shall be kept clean and in good repair.

(b) The juncture between the floor and wall shall be closed or covered to permit effective cleaning.

(c) Walls, ceilings and attached equipment shall be constructed of approved materials so as to be

durable, easily cleanable, non-absorbent and free of holes. Walls, ceilings and attached equipment shall be kept clean and in good repair and finished in a light color that will not conceal the presence of soil and debris.

**(4) Equipment**

- (a) The chair, seat or table to be utilized by the person receiving the tattoo shall be smooth, easily cleanable and non-absorbent.
- (b) All chairs, seats or tables must be cleaned and disinfected prior to use by the next client.
- (c) All walls with chairs, seats and tables placed against them must be sanitized prior to use of chairs, seats and tables by the next client.
- (d) All equipment shall be maintained in good repair.

**(5) Lighting**

Tattoo Establishments shall have adequate lighting of at least fifty (50) foot candles of illumination. Such illumination shall be reasonably free from glare and distributed so as to avoid shadows.

**(6) Ventilation**

Ventilation shall be provided so as to prevent condensate and/or excess moisture and to remove objectionable odors in such a manner that will not cause a public health nuisance.

**(7) Water Supply**

The water supply shall be adequate, of a safe, sanitary quality and from a source approved by the Department. Hot and cold water under pressure shall be provided at all sinks.

**(8) Toilet Facilities**

- (a) All Tattoo Establishments shall provide an adequate toilet facility for the employees and comply with all applicable statutes, ordinances and regulations. Sewage shall be disposed of in a public sewer system or, in the absence thereof, in a manner approved by the Director of Health.
- (b) Toilet fixtures shall be sanitary and easily cleanable.
- (c) Toilet facilities including rooms and fixtures shall be kept in a clean condition and in good repair.
- (d) Anti-bacterial liquid soap, toilet paper and single use, disposable towels shall be provided at each handwash sink in each toilet room.
- (e) The doors for all toilet rooms shall be self-closing.

(f) Equipment or supplies used for tattoo procedures shall be neither used nor stored in the toilet facilities.

**(9) Handwashing**

(a) Each work station in the Tattoo Establishment shall have a handwashing sink in close proximity with hot and cold potable running water for the exclusive use of the Tattoo Artist for the purpose of washing his or her hands and prepping clients.

(b) At each handwashing sink liquid anti-bacterial soap and single use, disposable towels shall be provided at all times. Common towels are prohibited.

**(10) Refuse and Refuse Containers**

(a) All garbage and rubbish shall be kept in leakproof, non-absorbent, easily cleanable, covered containers which must be kept clean.

(b) Refuse containers inside the establishment shall be operated by a foot pedal.

(c) All garbage and rubbish shall be disposed of with sufficient frequency and in such manner as to prevent a public health nuisance.

(d) Infectious wastes shall be disposed of in compliance with the Regulated and Infectious Waste requirements of these regulations.

**(11) Regulated and Infectious Waste**

(a) All infectious and regulated waste must be disposed of by means of medical regulated waste containers and licensed medical waste disposal methods.

(b) All needles and attached equipment shall be disposed of in Sharps containers. The needles shall not be broken prior to disposing in the Sharps container.

(c) A written plan of disposal for regulated and infectious waste must be submitted to the Department for approval prior to issuance of the Tattoo Establishment License.

**(12) Pest Control**

(a) Effective measures shall be taken to protect against entrance, or presence, or breeding of pests or rodents inside the Tattoo Establishment.

(b) All openings into the outer air shall be effectively screened to prevent the entrance of flies.

**(13) Toxic Items**

Only poisonous and toxic materials that are required to maintain sanitary conditions and utilized in sterilization may be stored in the Tattoo Establishment. These materials shall be

labeled and stored in such a manner as to not constitute a hazard to clients, employees or equipment.

**(14) Miscellaneous Items**

- (a) Only articles deemed necessary for the routine operation and maintenance of the Tattoo Establishment shall be permitted in the Tattoo Establishment.
- (b) No live animals shall be kept or allowed in the Tattoo Establishment except guide dogs that accompany physically disabled person(s) may be permitted.
- (c) Adequate facilities shall be provided for the storage of employees' clothing and personal belongings. This storage shall not be located in the work areas.

**D: Certification And Licensure**

**(1) Tattoo Artists Bloodborne Pathogen Certification**

- (a) In accordance with the Connecticut Public Health Code, Connecticut General Statutes Section 19a-92a and Regulations of Connecticut State Agencies Section 19a-92a-1, no person shall engage in tattooing except a physician, an osteopathic physician, an advanced practice registered nurse rendering service under the direction of a physician or osteopathic physician, a registered nurse rendering service under the supervision, control and responsibility of a physician or osteopathic physician, a physician assistant rendering service under the supervision, control and responsibility of a physician, or a technician rendering service under the supervision of a physician or osteopathic physician in accordance with regulations adopted by the Department of Public Health.
- (b) No person shall practice the art of tattooing, within the West Haven Health Department without first obtaining the Tattoo Artist Bloodborne Pathogen Certificate from this Department. This certificate will be presented upon completion of a Bloodborne Pathogen and Universal Precaution Seminar.
- (c) After successful completion of Section D(1)(b), the Tattoo Artist shall receive a Tattoo Artist Bloodborne Pathogen Certificate from this department which will be effective for one year from date of issue.
- (d) In order to renew the Tattoo Artist Bloodborne Pathogen Certificate, the Tattoo Artist shall



attend a Bloodborne Pathogen and Universal Precaution Seminar on an annual basis.

(e) The fee for the Tattoo Artist Bloodborne Pathogen Certificate shall be a reasonable amount set by this department. The fee shall be paid in full before the certificate is issued.

(f) Each Tattoo Artist shall provide the Department with the following information in order to be issued a certificate: name, home address and home phone number of the Tattoo Artist and location of the Tattoo Establishment where he or she is employed.

(g) The Tattoo Artist Bloodborne Pathogen Certificate shall be posted in a prominent location where it can be observed by patrons.

(h) The Tattoo Artist Bloodborne Pathogen Certificate is not transferable between persons.

(i) The Department reserves the right to waive the Tattoo Artist Bloodborne Pathogen Certification requirement if the applicant has completed an equivalent bloodborne pathogen course which is approved by this department. The applicant must submit the name, date and location of the course, contact person for course administration, course outline and certificate of completion to the Department for approval.

(j) Each Tattoo Artist shall provide the Department with the proper documentation required by the State of Connecticut Public Health Code under Connecticut General Statutes Section 19a-92a (Regulation of Persons Engaged in Tattooing. Penalty) and Regulations of Connecticut State Agencies Section 19a-92a-1 (Conditions for Advanced Practice Registered Nurses, Registered Nurses, Physicians Assistants and Technicians Engaging in Tattooing).

## **(2) Tattoo Establishment Licensure**

(a) No person or person(s) shall operate a tattooing establishment until a Tattoo Establishment License from the Department has been issued.

(b) The Tattoo Establishment License shall be issued by the Department prior to opening and shall expire on March 1st of each year. A license issued on or after January 1st shall expire on March 1st of the following year.

(c) The fee for the Tattoo Establishment License shall be a reasonable amount set by the Department. Applications and fees received after the license expiration date are subject to the addition of a late fee as specified in the fee schedule. Any applicant whose check is returned unpaid to the Director of Health shall be required to pay a returned check fee as specified in the fee schedule.

- (d) In order to receive the Tattoo Establishment License, the establishment shall meet the Tattoo Establishment Requirements of these regulations.
- (e) Each applicant shall provide the Department with the following information: full name(s) and address(es) of the applicants, and whether such applicant is an individual, firm or association, including but not limited to, any partnership, limited partnership, limited liability partnership, company, limited liability company, corporation, trust or estate, and if not an individual, the name(s) of the partners, members, officers, or if applicable, the duly authorized representative thereof, including but not limited to, a fiduciary, trustee or receiver, together with their addresses; establishment name, proposed hours of operation, names of all employees and their exact duties, complete description of services provided, exact inventory of equipment to be utilized in the tattoo procedure, name of manufacturers and names and addresses of all suppliers of all tattoo equipment and supplies, a copy of the written aftercare instructions given to each client and a copy of the informed consent that each client must sign.
- (f) The Tattoo Establishment License shall not be transferable between persons, places or other establishments. Any planned change in ownership or renovation of a facility must be reported promptly to the Department and such changes must be approved by the Department prior to the issuance of an operating license.
- (g) No person shall build a new facility, or extensively alter an existing facility, without first submitting plans to the Department for approval prior to the commencement of a project.
- (h) The Tattoo Establishment License shall be displayed in a prominent location within the establishment where it can be observed by patrons.
- (i) The Tattoo Establishment shall provide the Department with the proper documentation required by the State of Connecticut Public Health Code under Connecticut General Statutes Section 19a-92a (Regulation of Persons Engaged in Tattooing. Penalty) and Regulations of Connecticut State Agencies Section 19a-92a-1 (Conditions for Advanced Practice Registered Nurses, Registered Nurses, Physicians Assistants and Technicians Engaging in Tattooing).
- (j) The Tattoo Establishment License may be revoked when, in the opinion of the Director of Health or authorized agent, unsanitary or other conditions, including but not limited to critical

violations as described in section A(7) of this code, that constitute an immediate hazard to the public health exist.

### **(3) Temporary Tattoo Establishments**

(a) Applicants applying for a Temporary Tattoo Establishment License shall submit an application approved by the Department which provides all necessary documentation to attest to the ability of the proposed operation to substantially comply with the provisions of this document.

The application must be received no later than fifteen (15) days prior to the event and must be accompanied by all applicable fees. No license shall be issued without satisfactory inspection of the temporary facility by the Department in advance of the event.

(b) Temporary Tattoo Establishments shall provide the Department with the proper documentation required by the State of Connecticut Public Health Code under Connecticut General Statutes Section 19a-92a (Regulation of Persons Engaged in Tattooing. Penalty) and Regulations of Connecticut State Agencies Section 19a-92a-1 (Conditions for Advanced Practice Registered Nurses, Registered Nurses, Physician Assistants and Technicians Engaging in Tattooing).

(c) Tattoo Artists working at a Temporary Tattoo Establishment shall meet the requirements of the Tattoo Artists Bloodborne Pathogens Certification under the Department's Tattoo Code.

(d) The Temporary Tattoo Establishment shall meet the requirements of the Tattoo Establishment Licensure under the Department's Tattoo Code.

(e) One person, business or corporation may not receive more than four (4) Temporary Tattoo Establishment Licenses each calendar year.

### **E: Records**

(1) Each Tattoo Artist shall keep permanent records for each client which shall consist of the following: the name, address and telephone number of the client, the date the tattoo was applied, a photocopy of the legal document that certifies the client is at least eighteen (18) years of age or an emancipated minor, a description of the tattoo, the area of the body tattooed, a photocopy of the written after care instructions of the tattoo and a release form signed by the client that these records are accurate. Permanent records for each emancipated minor must contain photographic identification and a photocopy of the legal document declaring the client an emancipated minor.

- (2) No person shall tattoo an unemancipated minor under eighteen (18) years of age without the permission of the parent or guardian of such minor. This permission shall be signed by either parent or guardian. Photographic identification of the parent or guardian must be obtained by the Tattoo Artists. A photocopy of the photographic identification shall be included in the client's permanent records.
- (3) The client shall sign an informed consent waiver. A photocopy of this waiver must remain as part of the client's permanent record. The informed consent waiver shall be approved by the Department prior to the issuance of a Tattoo Establishment License. The informed consent waiver shall include, but is not limited to, the following information: nature of the procedure, reasonably foreseeable risks of the procedure, description of the equipment utilized in the procedure and sterilization techniques, and explanation of the tattoo removal procedure. The client shall have the opportunity to ask questions and understand the contents of the informed consent to his/her satisfaction.
- (4) The Tattoo Establishment shall keep written records of maintenance and sanitation of operating equipment, including repairs of autoclaves and ultrasonic devices.
- (5) The Tattoo Establishment shall maintain written records of biological monitoring of sterilization devices conducted monthly, including spore test reports prepared by an independent testing agency approved by the Department.
- (6) The Tattoo Establishment shall maintain written records of hepatitis B vaccination for each employed Tattoo Artist or other employee who may come in contact with bloodborne pathogens. An employee may refuse vaccination for hepatitis B, but a signed statement attesting to his or her refusal must be part of his/her record.
- (7) The records must be maintained for two years and are to be made available to the Department upon request. All records and signatures shall be written in ink. Failure to maintain proper records shall result in suspension or revocation of the operating license.

#### **F: Tattoo Procedures**

##### **(1) Skin Preparation**

- (a) Only intact and healthy skin shall be tattooed.
- (b) The area of the skin to be tattooed shall first be washed with an anti-bacterial soap and hot

water.

(c) If the area where the tattoo is to be placed needs to be shaved, only safety razors with single use blades shall be used.

(d) The area that has been shaved shall be prepared with an antibacterial soap and hot water. The area then shall be scrubbed with a sterile gauze pad treated with seventy percent (70%) alcohol and allowed to air dry.

(e) The use of styptic pencils and alum blockers is prohibited.

(f) Any petroleum jelly or antiseptic ointment applied to the area shaved shall be applied in a sanitary manner. A sanitary manner consists of either sterile petroleum jelly or antiseptic ointment removed from container and applied to skin with a clean utensil or sterilized single use, collapsible metal or plastic tubes.

(g) No person other than a licensed physician, dentist, or doctor of osteopathy shall employ the use of federally controlled substances, including topical, oral, parenteral or inhaled anesthetics, while providing tattooing procedures.

(h) Scarification, including but not limited to, branding, cuttings and general scarification other than those procedures described in the body piercing and tattooing codes of the West Haven Health, is prohibited.

## **(2) Tattoo Artist's Responsibilities**

(a) Prior to starting the tattoo, and as often thereafter as may be necessary, the Tattoo Artist shall wash his or her hands and any exposed areas of the arms by lathering with an anti-bacterial soap for at least twenty (20) seconds, rinsing under hot water and then drying with a single use disposable towel.

(b) Disposable, single use, examination gloves shall be worn for any procedure involving contact with the client's skin, hair and other body tissue. The gloves shall be changed whenever necessary to prevent contamination.

(c) The Tattoo Artist shall keep his or her fingernails clean.

(d) Excessive jewelry or cosmetics that may interfere with handwashing shall not be worn by the Tattoo Artist.

(e) Outer garments worn by the Tattoo Artist shall be clean.

(f) The use of tobacco, by either the client or Tattoo Artist, while engaged in the act of tattooing

is prohibited. The use of tobacco shall be limited to areas physically removed from the tattoo work areas.

(g) The consumption of food or drink, by either the client or Tattoo Artist, while engaged in the act of tattooing is prohibited. The consumption of food or drink shall be limited to areas physically removed from the tattoo work areas.

### **(3) Dyes and Stencils**

(a) Only single use and sterile stencils shall be used. Multi-use stencils are prohibited.

(b) Only nontoxic, sterile dyes shall be used. Dyes and inks shall not be adulterated and only used in accordance with the manufacturer's guidelines.

(c) For each client, dyes shall be transferred to a clean, single service container.

(d) If excessive dye must be removed from the skin then only single use tissues or sterile gauze shall be used.

(e) Any unused dye shall be discarded after each client.

(f) A list of dyes by manufacturer shall be submitted to the Department. If new manufacturer is to be used, the Tattoo Establishment shall notify the Department in writing with an updated list of manufacturers.

### **(4) Needles and Attachments**

(a) All needles and needle bars shall be single use only.

(b) All needles and needle bars shall be sterilized prior to use.

(c) To resist temptation to reuse needles, a minimum of twenty-five (25) ready to use, sterilized needles shall be provided at all times on site.

(d) Only lead free solder shall be used in conjunction with needles and needle bars.

(e) Needle tubes shall be single use, however, surgical stainless steel tubes may be used provided they are sterilized prior to each client.

(f) After use on each client, the needle shall be disposed of in accordance with these regulations.

(g) All equipment used in the tattoo process shall be designed to be nontoxic, easy to clean, non absorbent and corrosion resistant. Additionally, all equipment shall be sterilized and stored in accordance with these regulations.

## **(5) Sterilization**

- (a) In every Tattoo Establishment a steam sterilizer which meets the requirements of the United States Food and Drug Administration shall be provided. Chemical sterilizers or alternate methods of sterilization may be used upon prior approval from the Department.
- (b) In every Tattoo Establishment an ultrasonic cleaner that is resistant to chemical spills and cracking, constructed of stainless steel and capable of uniform cleaning of equipment shall be provided.
- (c) All equipment to be sterilized shall be cleaned in the ultrasonic cleaner according to the manufacturer's recommendations, then packaged in individual peel packs, arranged in the autoclave in accordance with the manufacturer's recommendations and then sterilized for twenty (20) minutes at fifteen point nine (15.9) minimum pounds pressure at a minimum temperature of two hundred fifty (250) degrees Fahrenheit. A temperature sensitive autoclave tape shall be included in every load that is placed in the autoclave. This tape shall indicate that the requirements of this section have been attained before use of the equipment sterilized.
- (d) A test using a biological monitoring system that is processed through a licensed laboratory shall be conducted monthly to insure the sterility of the autoclave. The Department must be notified within forty-eight (48) hours of receipt of test that indicates non-sterile conditions.
- (e) After sterilization, all packages containing sterilized needles shall be stored in a sanitary manner.
- (f) Packages shall be dated with the month, day and year of sterilization. Sterilized equipment shall be used within eight (8) months of the sterilization date.
- (g) All equipment shall remain in the sterilized packages until the time of the tattoo. These packages shall be opened in front of the client to be tattooed. When opening the package and assembling the equipment, the Tattoo Artist shall wear gloves that meet the requirements of these regulations
- (h) All needles and equipment shall be stored and handled in a way that will prevent contamination.

## **(6) After Care of Tattoo**

a) After completion of the tattoo, the area of skin tattooed shall be washed with a hospital grade germicidal solution or a seventy percent (70%) alcohol solution from a single service container or applied with single use applicators.

(b) After air drying, the tattooed area shall have petroleum jelly or antibacterial ointment applied using a sterile gauze. A sterile gauze shall be applied to the tattooed area and affixed with adhesive tape.

### **G: Needlesticks**

(1) Each Tattoo Establishment shall have a written protocol for needlestick accidents. This protocol shall include, but is not limited to, treatment of the area and reporting the needlestick to the supervising physician for further evaluation.

(2) This written protocol shall be submitted to the Department at the time of application for the Tattoo Establishment License for approval.

### **H: Penalties**

#### **(1) Revocation**

(a) The Director of Health may revoke the license of any person for serious or repeated violations of the provisions of this code including, but not limited to, critical violations as described in section A(7). Written notice of intent to revoke the license, setting forth the violation(s), shall be delivered to the licensee at his/her establishment ten (10) days prior to such revocation. The licensee may file a request for a hearing with the Director of Health within two

(2) business days of receiving notice of intent to revoke the license. If no request for a hearing is filed within two (2) business days the revocation of the license becomes final. A license may be suspended for cause pending its revocation or a hearing relative hereto.

(b) The Director of Health may suspend the license of any person, Tattoo Establishment or Temporary Tattoo Establishment if the business or Tattoo Artist has made any material misrepresentation to the Department, does not meet or no longer meets, or has a history of noncompliance with the requirements of the applicable sections of this document or of the Connecticut Public Health Code. The license holder or operator shall be notified in writing that



the license is, upon service of the notice, immediately suspended, and that an opportunity for a hearing will be provided if a written request for a hearing is filed with the Director of Health by the license holder within two (2) business days following the service of such notice

(c) Hearings provided for by this ordinance shall be conducted by the Director of Health at a time and place designated by the Director. Hearings will be conducted within five (5) days of receipt of a request for same. A written report of the hearing decision shall be furnished to the license holder by the Director of Health.

(d) A suspended license will be reinstated when an inspection made by the Department reveals that the conditions causing suspension of the license have been corrected. The inspection will be conducted within ten (10) days of a written request for license reinstatement indicating how each of the conditions, which caused the suspension, have been corrected and shall be signed by the license holder.

**I: Unconstitutionality Clause**

Should any section, paragraph, sentence, clause or phrase of this code be declared unconstitutional or invalid for any reason, the remainder of said code shall not be affected thereby.

**J: Conflict of Regulations**

In any case where a provision of this code is found to be in conflict with a regulation of the State Department of Public Health or any other state law or regulation, on the effective date of this code, the provision which establishes the higher standard for the promotion and protection of the health and safety of the people shall prevail.

Annual fee: \$300.00 for permit.

Approved by the City Council: September 23, 2019

*Nancy R. Rossi*  
Hon. Mayor Nancy R. Rossi

Date: 9/25/2019

