

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact §§ 15.2-912 and 18.2-371.3 of the Code of Virginia, relating to*
3 *body-piercing; penalty.*

4 [H 1108]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That §§ 15.2-912 and 18.2-371.3 of the Code of Virginia are amended and reenacted as follows:**

8 § 15.2-912. Regulation of tattoo parlors and body-piercing salons; definition; exception.

9 A. Any locality may by ordinance regulate the sanitary condition of the personnel, equipment and
10 premises of tattoo parlors and body-piercing salons.11 B. *For the purposes of this section:*12 *"Body-piercing salon" means any place in which a fee is charged for the act of penetrating the skin*
13 *to make a hole, mark, or scar, generally permanent in nature. "Body piercing" does not include the use*
14 *of a mechanized, presterilized ear-piercing system that penetrates the outer perimeter or lobe of the ear*
15 *or both.*16 A *"Tattoo parlor," as used in this section, is means any place in which is offered or practiced the*
17 *placing of designs, letters, scrolls, figures, symbols or any other marks upon or under the skin of any*
18 *person with ink or any other substance, resulting in the permanent coloration of the skin by the aid of*
19 *needles or any other instrument designed to touch or puncture the skin.*20 C. This section shall not apply to medical doctors, veterinarians, registered nurses or any other
21 medical services personnel licensed pursuant to Title 54.1 in performance of their professional duties.

22 § 18.2-371.3. Tattooing or body piercing of minors.

23 No person shall tattoo or perform body piercing on a person less than eighteen years of age,
24 knowing or having reason to believe such person is less than eighteen years of age except (i) in the
25 presence of the person's parent or guardian, or (ii) when done by or under the supervision of a medical
26 doctor, registered nurse or other medical services personnel licensed pursuant to Title 54.1 in the
27 performance of their duties. A person who violates this section is guilty of a Class 3 misdemeanor.
28 *Any second or subsequent violation of this section shall be punished as a Class 1 misdemeanor.*29 For the purposes of this section ~~"tattoo"~~:30 *"Body-piercing" means the act of penetrating the skin to make a hole, mark, or scar, generally*
31 *permanent in nature. "Body piercing" does not include the use of a mechanized, presterilized*
32 *ear-piercing system that penetrates the outer perimeter or lobe of the ear or both.*33 *"Tattoo" means to place any design, letter, scroll, figure, symbol or any other mark upon or under*
34 *the skin of any person with ink or any other substance resulting in the permanent coloration of the skin*
35 *by the aid of needles or any other instrument designed to touch or puncture the skin.*

ENROLLED

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