

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

A Bill

SENATE BILL 648

5 By: Senator Irvin
6 By: Representative D. Ferguson
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE REGULATION OF BODY PIERCING,
10 BRANDING, AND TATTOOING BY GRANTING ALL AUTHORITY OF
11 EDUCATION STANDARDS FOR LICENSING TO THE DEPARTMENT
12 OF HEALTH; AND FOR OTHER PURPOSES.
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Subtitle

15 TO AMEND THE REGULATION OF BODY PIERCING,
16 BRANDING, AND TATTOOING BY GRANTING ALL
17 AUTHORITY OF EDUCATION STANDARDS FOR
18 LICENSING TO THE DEPARTMENT OF HEALTH.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code § 20-27-1501(3), concerning the definition of
25 "artist trainer", is amended to read as follows:

26 (3) "Artist trainer" means an artist who:

27 (A) Has been licensed by the Department of Health as an
28 artist for at least five (5) years in the specified field of body art in
29 which he or she will offer training;

30 (B) Has worked in a body art establishment licensed by the
31 department for at least five (5) years and been in compliance with department
32 rules governing body artists;

33 (C) Has completed the course required under § 20-27-1506;
34 and

35 (D) Is a registered instructor for the specified field of
36 body art with the ~~Department of Higher Education~~ department;



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2 SECTION 2. Arkansas Code § 20-27-1503(a)(2), concerning licensing,
3 regulating, and inspecting body art establishments and artists by the
4 Department of Health, is amended to read as follows:

5 (2) A body art training facility shall be licensed by the
6 Department of Health as an establishment and ~~by the Department of Higher~~
7 ~~Education~~ as an approved body art training facility.

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9 SECTION 3. Arkansas Code § 20-27-1507(a) and (b), concerning the
10 education of an artist in training, are amended to read as follows:

11 (a) An artist trainer shall be a registered instructor in a school
12 licensed by the ~~Department of Higher Education under § 6-51-601 et seq.~~
13 Department of Health.

14 (b) ~~In consultation with the State Board of Private Career Education,~~
15 ~~the Department of Higher Education~~ The department shall develop standards to
16 determine:

17 (1) The maximum number of artists in training in a training
18 facility at one time; and

19 (2) The length of the program in hours and across a range of
20 months.

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22 SECTION 4. Arkansas Code § 20-27-1507(c)(2)(A), concerning the
23 education of an artist in training, is amended to read as follows:

24 (2)(A) The artist trainer shall maintain a training log of the
25 clock hours completed by the artist in training on forms approved by the
26 ~~Department of Higher Education~~ department.

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28 SECTION 5. Arkansas Code § 20-27-1507(c)(2)(D), concerning the
29 education of an artist in training, is amended to read as follows:

30 (D) The completed training log shall be submitted to the
31 ~~Department of Health~~ department at the time of the practical examination
32 under § 20-27-1508.

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34 SECTION 6. Arkansas Code § 20-27-1507(d) and (e), concerning the
35 education of an artist in training, are amended to read as follows:

36 (d) An artist trainer may offer training only in the area in which the

1 artist trainer holds a current license from the ~~Department of Health~~
2 department.

3 (e) The ~~Department of Higher Education~~ department shall adopt a
4 minimum curriculum for each area of body art training that shall be followed
5 by all artist trainers, artists in training, and body art training
6 facilities.

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8 SECTION 7. DO NOT CODIFY. Transformation and Efficiencies Act of 2019
9 - Effect.

10 (a) The General Assembly finds that:

11 (1) House Bill 1763 of 2019, to create the Transformation and
12 Efficiencies Act of 2019, is a pending bill before the Ninety-Second General
13 Assembly at the time of the filing of this bill; and

14 (2) The provisions of this bill present a potential conflict
15 with the provisions of House Bill 1763 of 2019.

16 (b) To resolve a potential conflict in the event that this bill and
17 House Bill 1763 of 2019 each become acts, the Code Revision Commission shall
18 use its authority under § 1-2-303 to give effect to both acts to the extent
19 possible, by replacing the name "Division of Higher Education" as used in
20 House Bill 1763 of 2019 with the name "Department of Health" or "department"
21 in the sections of Arkansas Code amended by this act.

22 (c) This section shall only be effective if both this bill and House
23 Bill 1763 of 2019 become acts.

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