

## Body Art Legislation 2023

BILL	TITLE	AUTHOR	SUMMARY	PROGRESS	LOCATION	LAST STATUS
AK H 85	Professional License	House Rules Committee	Relates to professional licensing; relates to temporary licenses for some professions.	1st Fiscal Committee	House Finance Committee	04/12/2023: To HOUSE Committee on FINANCE.
AK S 83	Professional Licensing	Senate Rules Committee	Relates to professional licensing; relates to temporary licenses for some professions.	1st Fiscal Committee	Senate Finance Committee	04/19/2023: To SENATE Committee on FINANCE.
CA A 1264	Acupuncture	Berman (D)	Authorizes the Acupuncture Board, or its designee, upon complaint, to inspect specified premises, places of practice, or clinics. Requires specified records to be open to inspection by the board, or its designee, during an investigation initiated in response to a complaint that a licensee has violated any law or regulation that constitutes grounds for disciplinary action or issuance of a citation and fine by the board.	Enacted	Chaptered	10/10/2023: Chaptered by Secretary of State. Chapter No. 2023-582
CA HR 48	Acupuncture	Low (D)	Proclaims July 12 as California Acupuncture Day, and encourages all Californians to consider the use of acupuncture.	Adopted	Adopted	07/06/2023: In ASSEMBLY. Read third time. Adopted by ASSEMBLY.
HI H 641	Acupuncture	Nakashima (D)	Makes comprehensive updates to chapter 436e, HRS, regarding acupuncture practitioners, to reflect modernized Scopes of practice, titles, and licensing and renewal requirements; begins with the renewal for the licensing biennium commencing July 1, 2025, requires licensees to complete continuing education as determined by the board; allows the board of acupuncture to issue licenses by reciprocity.	1st Committee	House Health & Hness Committee	01/30/2023: Subsequent referral set for: HOUSE Committee on FINANCE.
HI S 845	Acupuncture	Aquino (D)	Relates to acupuncture practitioners; provides that to qualify for licensure after specified date, an applicant shall submit evidence satisfactory to the Board of Acupuncture that the applicant meets specified educational and examination requirements; appropriates funds.	1st Fiscal Committee	In Multiple Committees	

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IL S 2284	Acupuncture Practice Act	Villivalam (D)	Amends the Acupuncture Practice Act; provides that a person who engages in the practice of telemedicine without a license issued under the Act shall be subject to the penalties provided in provisions concerning unlicensed practice; provides that for purposes of the Act, telemedicine means the performance of acupuncture provided via technology or telecommunication methods.	1st Committee	Senate Committee on Assignments Committee	02/10/2023: To SENATE Committee on ASSIGNMENTS.
KS H 2125	Cosmetology and Charitable Events	House Commerce, Labor and Economic Development Committee	Concerns health and healthcare; relates to the practice of cosmetology and barbering; relates to powers, duties and functions of the state board of cosmetology; requires certain administrative actions to be in accordance with the State Administrative Procedure Act and reviewable under the State Judicial Review Act; provides for charitable event permits and demonstration permits to provide tattooing, cosmetic tattooing or body piercing services.	Enacted	Chaptered	04/20/2023: Chapter No. 40
MA H 247	Practice of Body Piercing	Ayers (D)	Prohibits the practice of body piercing, so-called, unless licensed by the Department of Public Health.		Joint Committee on Consumer Protection & Professional Licensure	06/02/2023: Scheduled hearing pending for:

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MA S 1446	Acupuncture Detoxification Specialists	O'Connor P (R)	Relates to acupuncture detoxification specialists.		Joint Committee on Public Health	09/11/2023: Scheduled hearing pending for: 09/21/2023.
MA SD 961	Practice of Acupuncture	Velis (D)	Relates to the practice of acupuncture.		SENATE	01/27/2023: FILED.
MA SD 1092	Acupuncture Detoxification Specialists	O'Connor P (R)	Relates to acupuncture detoxification specialists.		SENATE	01/27/2023: FILED.
ME LR 148	Electrologists Tattoo Artists	Senator Baldacci	Changes the penalty for electrologists, tattoo artists, micropigmentation practitioners and body piercers found to be in violation of licensing and sterilization, sanitation or safety standards laws and rules from a civil violation to an administrative fine; provides that each day a violation remains uncorrected may be counted as a separate offense and requires the Department of Health and Human Services to establish a schedule of penalties according to the nature and duration of the violation. Clarifies assessment of penalties for tattoo artists, body piercers, electrologists and micropigmentation practitioners; provides that a person who fails to be licensed, violates the sterilization, sanitation or safety standards, or performs tattooing on a minor is subject to administrative penalty; provides that submitted public pool and spa plans and specifications must be sealed by a licensed professional engineer and must include a specified statement by the engineer.		Legislature	01/09/2023: Assigned Senate Paper number 75 and LD 146
ME S 75	Electrologists Tattoo Artists and Public Pools and Spas	Baldacci (D)	Changes the penalty for electrologists, tattoo artists, micropigmentation practitioners and body piercers found to be in violation of licensing and sterilization, sanitation or safety standards laws and rules from a civil violation to an administrative fine; provides that each day a violation remains uncorrected may be counted as a separate offense and requires the Department of Health and Human Services to establish a schedule of penalties according to the nature and duration of the violation. Clarifies assessment of penalties for tattoo artists, body piercers, electrologists and micropigmentation practitioners; provides that a person who fails to be licensed, violates the sterilization, sanitation or safety standards, or performs tattooing on a minor is subject to administrative penalty; provides that submitted public pool and spa plans and specifications must be sealed by a licensed professional engineer and must include a specified statement by the engineer.	Enacted	Chaptered	06/01/2023: Public Law No. 113
MN H 1405	Health Plan Coverage for Certain Acupuncture Services					

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NE L 189	Natural Hair Braiding and Natural Hairstyling	Kauth (R)	Changes and provides exemptions for natural hair braiding and natural hairstyling.	Health and Human Services Committee	06/23/2023: First Session Adjourned - Carried Over to Second Regular Session.
NH H 409	Office of Professional Licensure and Certification	Pauer (R)	Relates to the organization of the Office of Professional Licensure and Certification; amends the membership of the Board of Nursing; relates to the Board of Barbering, Cosmetology, and Esthetics, and provides for a penalty for operating without a license; provides for shop licensure; relates to		

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NY A 5729	Insurance Coverage for Certain Tattoos	Paulin (D)	Requires certain insurers to provide coverage for tattooing performed by a physician as part of breast reconstruction surgery; provides that every policy providing certain coverage shall also provide coverage for the tattooing of the nipple-areolar complex pursuant to or as part of such reconstruction if such tattooing is performed by a licensed physician or other health care practitioner licensed, certified, or authorized and acting within their scope of practice.	Passed 1st Chamber	Senate Insurance Committee	06/01/2023: To SENATE Committee on INSURANCE.
NY A 6913	Mandatory Health Insurance Coverage for Acupuncture	Kim (D)	Amends the Insurance Law; relates to mandatory health insurance coverage for acupuncture services.	1st Committee	Assembly Insurance Committee	05/09/2023: To ASSEMBLY Committee on INSURANCE.
NY S 3523	Practice of Acupuncture	Fernandez (D)	Relates to the practice of acupuncture and the exemption that a person who does not otherwise possess the credentials or qualifications required for the practice of acupuncture may be trained by the National Acupuncture Detoxification Association, or other equivalent.	1st Committee	Senate Higher Education Committee	01/31/2023: To SENATE Committee on HIGHER EDUCATION.
NY S 6038	Mandatory Health Insurance Coverage for Acupuncture	Parker (D)	Amends the Insurance Law in relation to mandatory health insurance coverage for acupuncture services.	1st Committee	Senate Insurance Committee	03/27/2023: To SENATE Committee on INSURANCE.
NY S 6146	Coverage for Breast Reconstruction Surgery	Cleare (D)	Requires certain insurers to provide coverage for tattooing performed by a physician as part of breast reconstruction surgery; provides that every policy providing coverage shall also provide coverage for the tattooing of the nipple-areolar complex as part of reconstruction if such tattooing is performed by a licensed physician or other licensed health care practitioner.		Senate Insurance Committee	05/23/2023: Amended in SENATE Committee on INSURANCE.
OH H 58	Provider of Boutique Services Opportunity Act	Gross J (R)	Enacts the Provider of Boutique Services Opportunity Act regarding natural hair stylists and boutique salon registrants.	1st Committee	House Commerce and Labor Committee	02/21/2023: To HOUSE Committee on COMMERCE AND LABOR.
OH H 158	Regulation of Cosmetologists and Barbers	Roemer (R)	Makes changes to the law governing the regulation of cosmetologists and barbers.	Passed 1st Chamber	Senate Government Oversight Committee	09/13/2023: To SENATE Committee on GOVERNMENT OVERSIGHT.
PA H 591	Cosmetology Law	Keefer (R)	Amends the act referred to as the Cosmetology Law; provides for definitions, for practice without license prohibited, for eligibility requirements for examination, for limited licenses, for requirements of a school of cosmetology, for practice in licensed salons only, for booth rental prohibited, for fees, for duration and renewal of licenses and for penalties.	1st Committee	House Professional Licensure Committee	03/21/2023: To HOUSE Committee on PROFESSIONAL LICENSURE.

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PA H 1490	Acupuncture Licensure Act	Gallagher (D)	Provides for the regulation of the practice of acupuncture and for approval of acupuncture educational programs; provides for exemptions from licensure, including but not limited to an individual who holds a current license, certificate, registration or permit to practice acupuncture from another state, territory or country and seeks to practice acupuncture in this Commonwealth for the limited purpose of attending a continuing education acupuncture course; defines herbal therapy and East Asian Herbology.	Passed 1st Chamber	Senate Consumer Protection and Professional Licensure Committee	10/19/2023: To SENATE Committee on CONSUMER PROTECTION AND PROFESSIONAL LICENSURE.
PA H 1897	Tattoo Artists	Major (R)	Provides for the licensure or registration of tattoo artists, guest tattoo artists, tattoo establishments and temporary establishments; regulates the practice of tattooing; imposes fees; provides for inspections by Department of Health; imposes administrative and criminal penalties.	1st Committee	House Professional Licensure Committee	12/08/2023: To HOUSE Committee on PROFESSIONAL LICENSURE.
PA S 883	Prohibition of and Disclosures for Certain Products	Mastriano (R)	Amends Title 35 Health and Safety of the Pennsylvania Consolidated Statutes; provides for prohibition of and disclosures for certain products.	1st Committee	Senate Agriculture and Rural Affairs Committee	08/16/2023: To SENATE Committee on AGRICULTURE AND RURAL AFFAIRS.
PR H 566	Tattoo and Piercing Discrimination Policy	Marquez Lebron (PIP)	Establishes the public policy of the Government of Puerto Rico against discrimination for having tattoos, piercings or hair dyed in non-traditional or natural colors in public and private employment; establishes the specific prohibition of discrimination in employment against this population.	Failed	House Government Committee	03/01/2022: Withdrawn by Author.
PR S 286	Piercing and Tattoo Discrimination Policy	DeLourdes Santi (I)	Declares as a public policy of the Government of Puerto Rico the prohibition of discrimination for having tattoos, body piercings or dyed hair in public and private employment; establishes the specific prohibition of discrimination in employment against this population; amends 45 of 1998, the Labor Relations Act for the Public Service of Puerto Rico; amends Law 8 of 2017, known as the Law for the Administration and Transformation of Human Resources in the Government of Puerto Rico.	Vetoed	Vetoed by Governor	03/07/2022: Vetoed by GOVERNOR.
PR S 821	Acupuncture Practice	Vargas Vidot (PIP)	Relates to Acupuncture Practice; in order to formally adopt the practice of Acupuncture as a therapeutic option for patients in pain management; create the Board of Examiners of Acupuncturists attached to the Department of Health establish its powers and composition; establish requirements and duties to practice Acupuncture; dispose of prohibited acts and establish penalties.	1st Committee	Senate Health Committee	03/29/2022: To SENATE Committee on HEALTH.

