

## **BODY ART FACILITY INFORMED CONSENT FORM REQUIREMENTS**

A body art facility and body art practitioners shall use an Informed Consent Form, which includes consent to the procedure, post procedure instructions, and a medical questionnaire. Prior to the performance of body art, the client shall read, complete, and sign an Informed Consent Form (California Health & Safety Code §119303).

The **Informed Consent Form** shall include all of the following:

1. A description of the procedure.
2. A description of what the client should expect following the procedure, including suggested care and any medical complications that may occur due to the procedure.
3. A statement on the permanent nature of body art.
4. Notice that tattoo inks, dyes, and pigments have not been approved by the Federal Food and Drug Administration and that the health consequences of using these products are unknown.
5. Post procedure instructions on the care of the procedure site that include:
  - Information on the care of the procedure site
  - Restrictions on physical activities such as bathing, recreational water activities, gardening, or contact with animals, and the duration of the restrictions
  - Signs and symptoms of infection, including, but not limited to, redness, swelling, tenderness of the procedure site, red streaks going from the procedure site toward the heart, elevated temperature, or purulent drainage from the procedure site
  - Signs and symptoms that indicate the need to seek medical care
6. A questionnaire that includes the following information:
  - Whether the client may be pregnant
  - Whether the client has a history of herpes infection at the proposed procedure site, diabetes, allergic reactions to latex or antibiotics, hemophilia or other bleeding disorder, or cardiac valve disease
  - Whether the client has a history of medication use or is currently using medication, including being prescribed antibiotics prior to dental or surgical procedures
  - Other risk factors for bloodborne pathogen exposure
7. A signature of the client.

The Informed Consent Forms (including consent, post procedure instructions, and medical questionnaire) must be maintained in a secure location on-site and available for review during permit inspections for a period of two years. After two years from performing the body art procedure, the body art facility shall shred any confidential medical information from the client.

The body art facility shall maintain the privacy of the information and shall not sell, share, or transfer the information. A body art facility shall comply with all state and federal laws with respect to the protection of a client's personally identifiable information, including, but not limited to, medical information, and shall be subject to existing penalties for violation of applicable laws.