



BOARD/COMMISSION: Board of Health Meeting

DATE: 7/25/2023, at 6:00 PM

DIRECTIONS: Fishers City Services Building City Court Room, 3 Municipal Drive, Fishers, Indiana 46038

The public may [stream the meeting online](#). Members of the public may [submit comments online](#).

1. Meeting Called to Order

2. Announcements

- a. Teen Public Health Academy 2023

3. Consent Agenda

- a. Request to approve the previous meeting minutes

4. Regular Agenda

- a. Health Department Update
 - Program highlight: Opioid Education and Naloxone Distribution Program.
 - New program/ordinance for consideration: Draft Tattoo and Body Piercing
 - SEA4 “Health First Indiana”: Budget, KPIs and planning.

5. Regular Items - Any other Unfinished / New Business

6. Regular Items - Meeting Adjournment



BOARD/COMMISSION: Fishers Board of Health

DATE: 5/23/23

DIRECTIONS: Fishers City Services Building, 3 Municipal Drive, Fishers, Indiana 46038.

FISHERS BOARD OF HEALTH MEETING, 11:00 a.m., City Services Building, City Court Room

1. Meeting Called to Order:

- The meeting was called to order at 11:05 a.m. by Mayor Scott Fadness. Board members Scott Fadness, Steve Orusa, Karen Collins, Kyle Hultgren, Dr. Saysana and Dr. Pandian were present in person.
- Other present: Monica Heltz, Chris Greisl, Jake Reardon McSoley and Kari Adriano.
- Members of the public were able to submit comments to the Board via form submission. No public comments were submitted.

2. Announcements: None

3. Presentations: None

4. CONSENT AGENDA

4a. Request to review the previous meeting memoranda: [Meeting Minutes 3.21.23](#)

- Steve Orusa made a motion to approve the Consent Agenda. Kyle Hultgren seconded the motion. There was no remonstrance and the motion passed, 6 in favor, 0 opposed.

REGULAR AGENDA

5. Fishers Board of Health Updates – [Presentation](#)

Unfinished/New Business

Meeting Adjournment

- Dr. Pandian made a motion to adjourn the meeting. Kyle Hultgren seconded the motion.
- There was no remonstrance and the motion passed 5 in favor, 0 opposed.
- The meeting was adjourned at 12:02 p.m.

This meeting was recorded at <http://tinyurl.com/CityOfFishers>

Respectfully Submitted,

Kari Adriano, Board Clerk

The logo of the Fishers Health Department is a circular seal. It features a light blue outer ring with the words "FISHERS" at the top and "HEALTH DEPARTMENT" at the bottom in white capital letters. In the center of the seal is a large, stylized red cross.

Fishers Board of Health

July 25, 2023

Josh Robinson, Assistant Director

Monica Heltz, Public Health Director

Indy Lane, Chief Medical Officer

Agenda

- Program Highlight: Opioid Education & Naloxone Distribution
- New program: Tattoo and Body Piercing
- SEA 4 “Health First Indiana”



Program Highlight

FISHERS HEALTH DEPARTMENT OPIOID OVERDOSE EDUCATION & NALOXONE DISTRIBUTION PROGRAM

What are the signs of an opioid overdose?

- Limp body and pale face.
- Blue lips or fingertips.
- Unresponsiveness/Unconsciousness.
- Slowed breathing.
- Making choking, gurgling, or snoring sounds.¹



For more information scan
the QR code or contact us
at HealthEdu@fishers.in.us



@FishersHealth

Sources:

[1] Indiana Department of Health. (2021). Naloxone 101. Overdose Prevention.
<https://www.in.gov/health/overdose-prevention/naloxone/naloxone-101/>

[2] Narcan Nasal Spray (Naloxone) <https://www.narcan.com/>

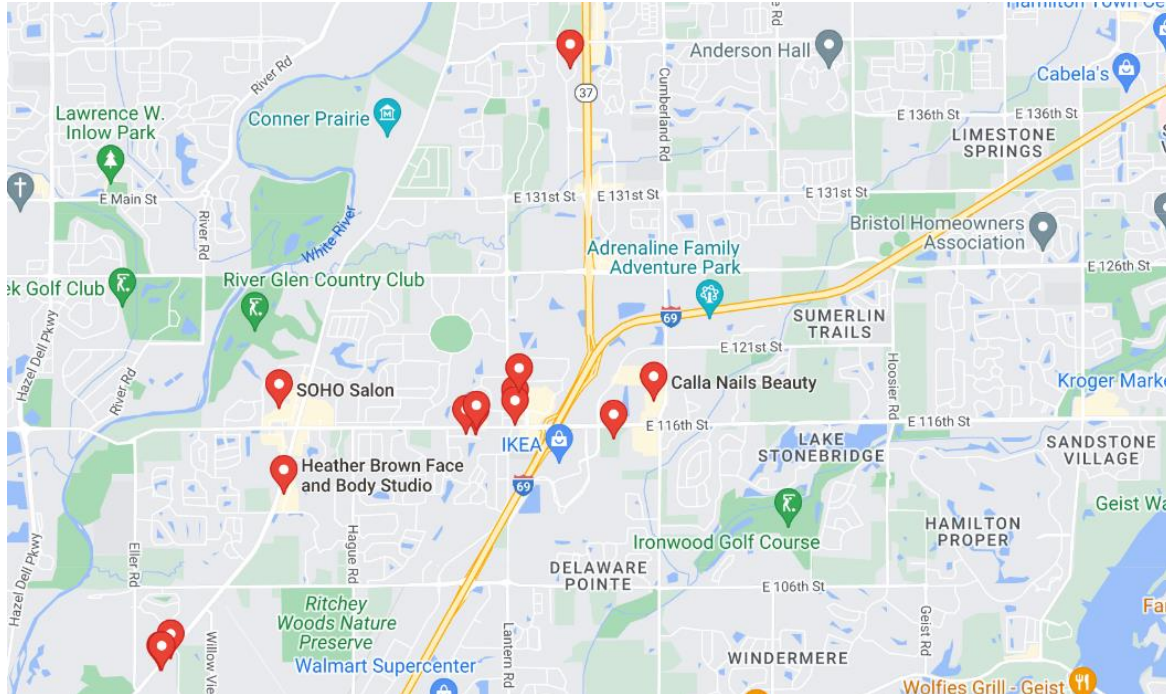


Tattoo and Body Piercing

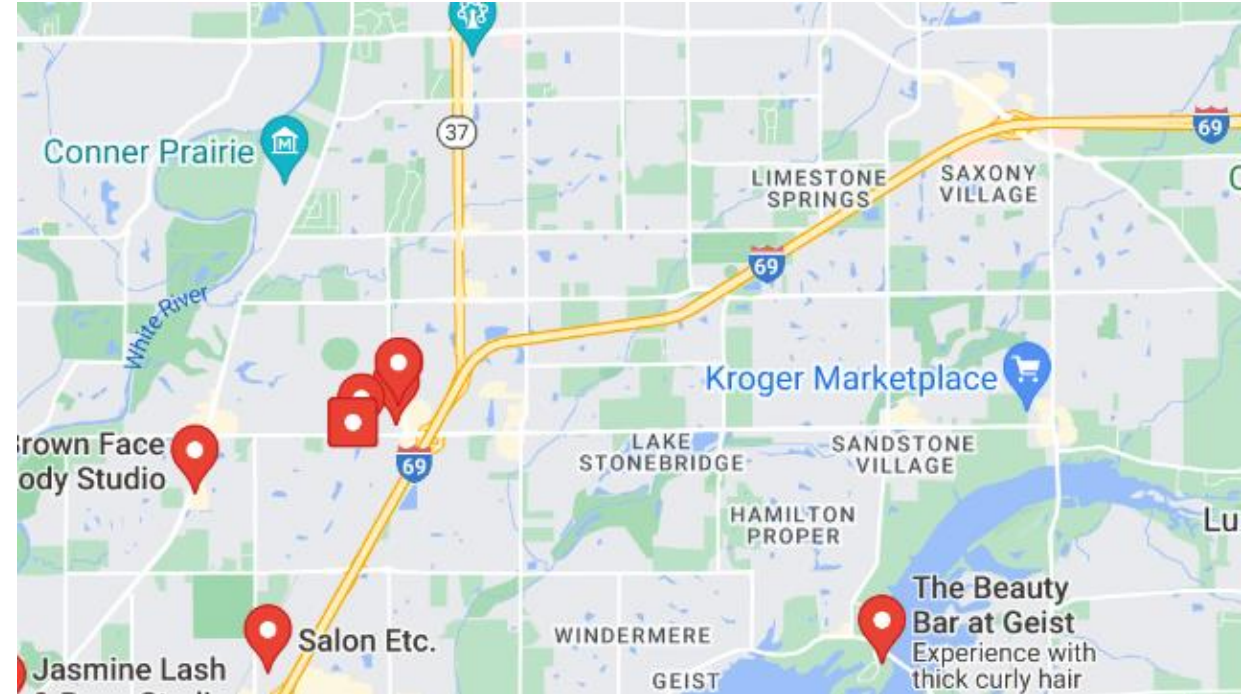
- Tattoo, Body Piercing, Eyelash Safety and Sanitation
 - Sanitary operation of tattoo parlors and body piercing- includes microblading
 - IC- 16-19-3-4
 - Title 410 IAC 1-5
 - Sanitary operations of facilities where eyelash extensions are applied
 - IC 16-19-3-4.5
 - Title 410 IAC 1-8



Tattoo and Body Piercing



Current results for microblading in Fishers



Current results for eyelash extensions in Fishers

Health First Indiana

Core Service 60/40 Funding Requirements



At least **60%**
of funding
must be
spent on
these core
services

Core Service 60/40 Funding Requirements



No more
than **40%**
of funding
may be
spent on
these core
services

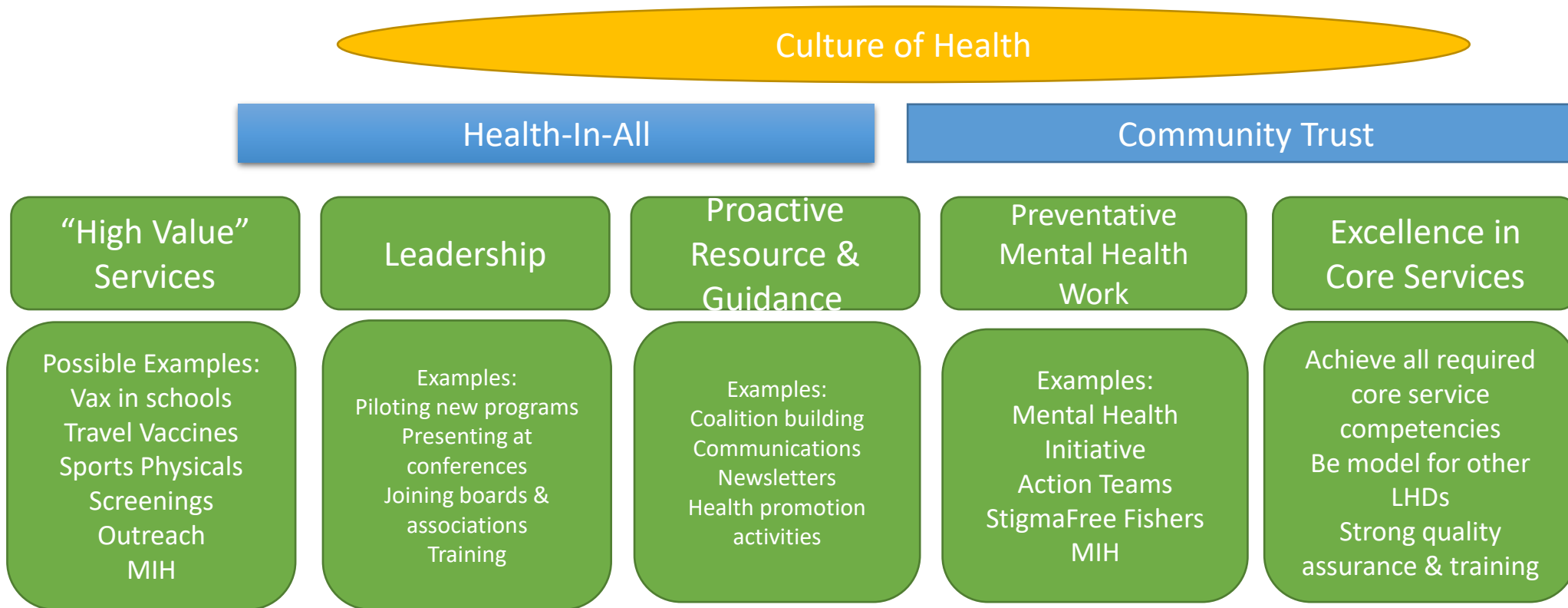


4

- County Commissioners have accepted funding
- 2024 Minimum funding amount \$965,026.00
- Some existing grant and general fund positions will need to move on to new money
- Budget due to IDOH September 1. Department KPIs due by end of year
- Anticipate roughly \$1.9 million for 2025



Visioning & Planning



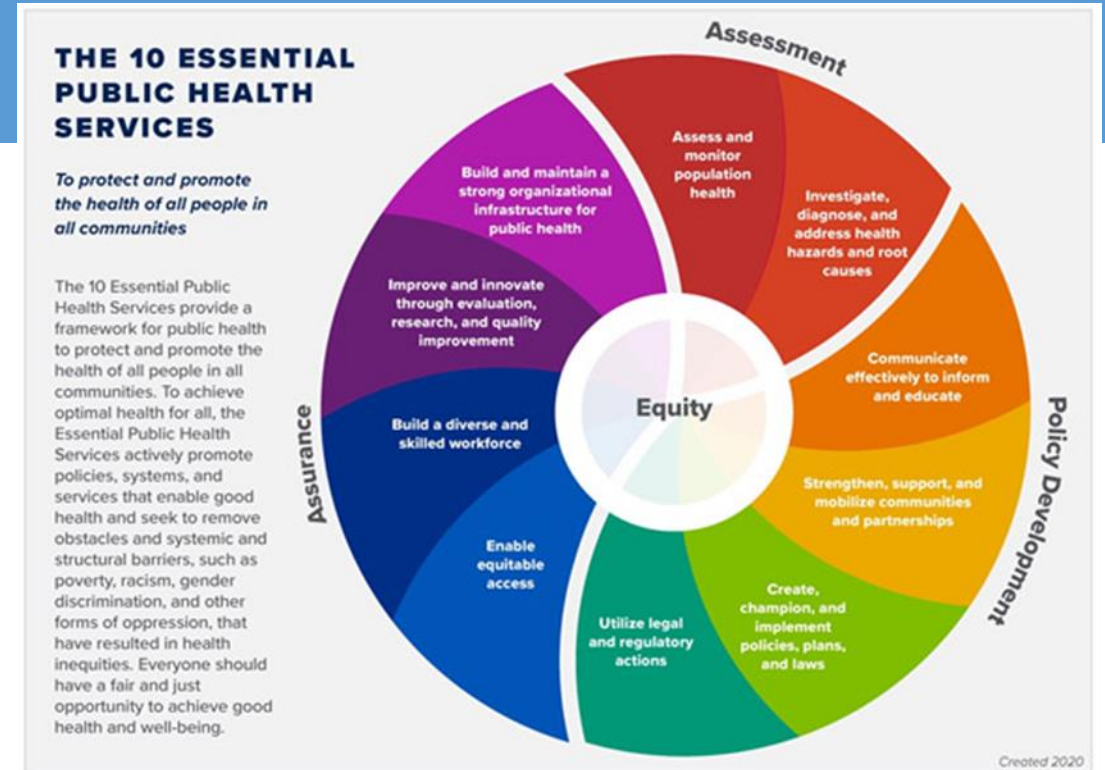
Needs:

Clinical support: Regular staff, billing capacity quality assurance, regulatory components, efficiency
Specialty Skills: Communications, coalition and partnership development, access to care, data analysis
Administrative: Office/administrative support including grant deliverables
Physical: Space, vehicles, mobile outreach, storage for supplies and equipment



Opportunities

- Build Capacity of FHD
 - Communication
 - Coalition building
 - Clinical Services
 - Mental health initiative
 - Support staff
 - Program delivery
- Build Capacity of Community Partners
 - Offer grants to community partners
 - Offer mini-grants for citizen/student/club engagement
 - Use funding to support nutrition or physical education programs or services in schools
 - Embed staff in community partner agencies



Next Meeting – Tuesday September 26, 11am?

Thank you!



CHAPTER 174: TATTOO PARLORS

Section

- 174.01 Title
- 174.02 Sanitary operation of tattoo parlors
- 174.03 Authority
- 174.04 Adoption of Regulations by Reference
- 174.05 Definitions
- 174.06 Operator training responsibilities
- 174.07 Operator responsibilities
- 174.08 Operator policies
- 174.09 Minimum training and certification requirements
- 174.10 Patrons records
- 174.11 Illness
- 174.12 Handwashing
- 174.13 Personal protective equipment
- 174.14 Tattooing equipment
- 174.15 Needles
- 174.16 Reusable equipment
- 174.17 Dyes or pigments
- 174.18 Work environment
- 174.19 Infectious waste containment
- 174.20 Treatment and transport of infectious waste
- 174.21 Permits
- 174.22 Inspection
- 174.23 Revocation of permit
- 174.99 Penalty**

§174.01 TITLE

This chapter and all ordinances supplemental or amendatory hereto shall be known as the “Tattoo Regulations of the City of Fishers” and may be cited as such and will referred to herein as “this chapter”.

§174.02 PURPOSE

All places, individuals and businesses that offer to affix any type of permanent tattoo to a person shall be regulated by this chapter and shall maintain the premises in which tattoos are performed and equipment used in the tattoo process in a sanitary manner.

§174.03 AUTHORITY

The Health Officer, and the Health Officer's agents and representatives are hereby authorized to issue permits, collect permit and incidental fees, perform inspections, order or

otherwise compel correction of violations of this chapter, and are otherwise authorized to perform all actions necessary for the administration and enforcement of this chapter.

§174.04 ADOPTION OF REGULATIONS BY REFERENCE

The regulations of the Indiana State Department of Health as found in Title 410 IAC-5 et seq., (“Rule 5”) as may be amended from time to time, are hereby adopted and incorporated by reference into this chapter.

§174.05 DEFINITIONS

For purposes of this chapter the following definitions shall apply unless the context clearly indicates or requires a different meaning. Undefined terms shall have the meaning prescribed to them by Rule 5. In addition to or to otherwise supplement or to conveniently provide definitions for interpretation, this chapter shall include the following definitions:

Blood shall mean human blood.

Bloodborne pathogens shall mean pathogenic micro-organisms that are present in human blood and can cause disease in humans. These pathogens include, but are not limited to, the following: (1) HBV (hepatitis B virus); (2) HCV (hepatitis C virus); (3) HIV (human immunodeficiency virus).

Body piercer shall mean any person who performs body piercing on an individual.

Body piercing shall mean the perforation of any human body part other than ear lobe for the purpose of inserting jewelry or other decoration or for some other nonmedical purpose.

Cleaned shall mean removal of all visible dust, soil, or any other foreign material.

Contaminated shall mean the presence or reasonably anticipated presence of blood or OPIM on an item or surface.

Decontaminated shall mean the use of physical or chemical means to remove, inactivate, or destroy bloodborne pathogens on a surface or item which does not require sterilization to the point where they are no longer capable of transmitting infectious particles and the surface or item is rendered safe for handling, use, or disposal.

Department shall mean the Fishers Health Department. The Fishers Board of Health shall be considered part of the Department except for the purpose of conducting any type of administrative hearing for the appeal of any decision of the Department or Health Officer or appointed representative.

Facility shall mean a tattoo parlor or a body piercing facility, or both, which is any room or space where tattooing or body piercing, or both, is provided or where the business of tattooing or body piercing, or both, is conducted.

Health Officer shall mean the duly appointed Health Officer of the Department and her authorized representatives.

Infectious waste shall mean waste that epidemiologic evidence indicates is capable of transmitting a dangerous communicable disease. Infectious waste includes, but is not limited to, the following: (1) Contaminated sharps or contaminated objects that could potentially become contaminated sharps; (2) Infectious biological cultures, infectious associated biologicals, and infectious agent stock; (3) Pathological waste; (4) Blood and blood products in liquid and semiliquid form; (5) Carcasses, body parts, blood and body fluids in liquid and semiliquid form, and bedding of laboratory animals; or (6) Other waste that has been intermingled with infectious waste.

Operator shall mean any person who controls, operates, manages, or owns any facility.

Other potentially infectious materials (“OPIM”) shall mean the following: (i) Human body fluids as follows: (A) Semen; (B) Vaginal secretions; (C) Cerebrospinal fluid; (D) Synovial fluid; (E) Pleural fluid; (F) Pericardial fluid; (G) Peritoneal fluid; (H) Amniotic fluid; (I) Saliva in dental procedures; (J) Any body fluid that is visibly contaminated with blood; and (K) All body fluids where it is difficult or impossible to differentiate between body fluids; (ii) Any unfixed tissue or organ, other than intact skin, from a human, living or dead; and (iii) HIV-containing cell or tissue cultures, and HIV or HBV-containing culture medium or other solutions, and blood, organs, or other tissues from experimental animals infected with HIV or HBV.

Parenteral shall mean piercing the mucous membranes or the skin barrier through such events as needlesticks, human bites, cuts, or abrasions.

Personal protective equipment shall mean specialized clothing or equipment worn for protection against contact with blood or OPIM.

Secure area shall mean an area that is designated and maintained to prevent the entry of unauthorized persons.

Semiliquid blood, blood products shall mean blood, blood products that have intermediate fluid properties and are capable of flowing in a manner similar to liquid.

Sterilize shall mean the use of a physical or chemical procedure to destroy all microbial life, including highly resistant bacterial endospores.

Store shall mean the containment of infectious waste in such a manner as not to constitute collection, treatment, transport, or disposal.

Tattoo shall mean (1) any indelible design, letter, scroll, figure, symbol, or other mark placed with the aid of needles or other instruments; or (2) any design, letter, scroll, figure, or symbol done by scarring; upon or under the skin.

Tattoo artist shall mean any person who provides a tattoo to an individual.

Universal precautions shall mean an approach to infection control in which all human blood and certain human body fluids are treated as if known to be infectious for HIV, HBV, HCV, and other bloodborne pathogens.

§174.06 OPERATOR TRAINING RESPONSIBILITIES

An individual or entity that is an operator shall comply with the following training responsibilities:

- (A) Ensure that the training described in the Indiana occupational safety and health administration's bloodborne pathogens standard (as found in 29 CFR 1910.1030) is provided to all tattoo artists and body piercers, anyone employed by the facility or anyone acting on behalf of the Facility, who has a reasonably anticipated risk for skin, eye, mucous membrane, or parenteral contact with blood or OPIM.
- (B) Ensure that training on the handling of Infectious waste is provided to all Tattoo artists and Body piercers, or anyone employed by the Facility or anyone acting on behalf of the Facility who has a reasonably anticipated risk for skin, eye, mucous membrane, or Parenteral contact with blood or OPIM.
- (C) Ensure that a record of training described in subdivision (1) is maintained, as required under the Indiana occupational safety and health administration's bloodborne pathogens standard (as found in 29 CFR 1910.1030) of an individual's participation in the training that is provided. The record shall be made available to the Department for inspection upon request.
- (D) Ensure that a record of training described in subdivision (2) is maintained.

§174.07 OPERATOR RESPONSIBILITIES

- (A) The Operator shall ensure that Tattoo artists, Body piercers, or anyone employed by the Facility or anyone acting on behalf of the Facility who has a reasonably anticipated risk for skin, eye, mucous membrane, or Parenteral contact with blood have and use Personal protective equipment and expendables needed to implement the precautions required by this chapter and the Indiana occupational safety and health administration's bloodborne pathogens standard (as found in 29 CFR 1910.1030).
- (B) The Operator shall require Tattoo artists and Body piercers, anyone employed by the Facility, or anyone acting on behalf of the Facility who has a reasonably anticipated risk for skin, eye, mucous membrane, or Parenteral contact with blood to provide

evidence of compliance with the universal precautions education requirements contained in **section 27** of this rule.

- (C) The Operator shall display a description of compliance with the requirements contained in subsection (d).
- (D) The Operator shall display written materials prepared or approved by the Department explaining universal precautions and patrons' rights under this chapter. These materials shall include information on how to report violations of Universal precautions and shall include information regarding the Department's duties to investigate.

§174.08 OPERATOR POLICIES

The Operator shall develop a written policy in compliance with this rule and the requirements of the Indiana occupational safety and health administration's bloodborne pathogen standard (as found in 29 CFR 1910.1030) that: (1) requires the use of Universal precautions when performing Tattooing or Body piercing and any activity or duty that includes any reasonably anticipated skin, eye, mucous membrane, or Parenteral contact with blood or OPIM; (2) requires disinfection or Sterilization of contaminated reusable items; (3) includes the safe handling of Infectious waste; and (4) provides sanctions, including discipline and dismissal, if warranted, for failure to use Universal precautions or handle Infectious waste safely, or both.

§174.09 MINIMUM TRAINING AND CERTIFICATION REQUIREMENTS

- A. All Tattoo artists, Body piercers, anyone employed by the Facility, and anyone acting on behalf of the Facility, who has a reasonably anticipated risk for skin, eye, mucous membrane, or parenteral contact with blood or OPIM shall complete the training program that is required under the requirements of the Indiana occupational safety and health administration's bloodborne pathogen standard (as found in 29 CFR 1910.1030). The programs under this section shall be as follows: (i) A Bloodborne pathogen training session provided by the Operator meeting the requirements under the Indiana occupational safety and health administration's Bloodborne pathogens standard (as found in 29 CFR 1910.1030); (2) Any Bloodborne pathogen continuing education program provided by a health care agency.
- B. All Tattoo artists, Body piercers, anyone employed by the Facility, and anyone acting on behalf of the Facility, who has a reasonably anticipated risk for skin, eye, mucous membrane, or Parenteral contact with blood or OPIM must be trained in the Facility's policies on the handling of Infectious waste.

§174.10 PATRON RECORDS

Records of each patron shall be maintained by the operator for two (2) years. The record shall include the following, but not be limited to: (1) patron's name; (2) address; (3) age; (4) date Tattooed or Body pierced; (5) design of the Tattoo; (6) location of the Tattoo or Body piercing on

the patron's body; (7) the name of the Tattoo artist or Body piercer who performed the work; and (8) jewelry or other decoration used.

§174.11 ILLNESS

Tattoo artists or Body piercers who are experiencing symptoms of acute disease that include, but are not limited to: (1) diarrhea; (2) vomiting; (3) fever; (4) rash; (5) productive cough; (6) jaundice; or (7) draining (or open) skin infections, boils, impetigo, or scabies; shall refrain from providing Tattoos or Body piercing.

§174.12 HANDWASHING

- A. Handwashing facilities shall be readily accessible where Tattooing or Body piercing, or both, is provided.
- B. Hands shall be washed with soap and running water immediately before putting on gloves and after removal of gloves or other Personal protective equipment.
- C. Only single-use towels shall be used.

§174.13 PERSONAL PROTECTIVE EQUIPMENT

Appropriate personal protective equipment shall be worn as follows: (i) A clean protective clothing layer shall be worn whenever there is a reasonably anticipated risk of contamination of clothing by Blood or OPIM; (ii) masks in combination with eye protection devices, such as goggles or glasses with solid side shield, or chin length face shield, shall be worn whenever splashes, spray, splatter, or droplets of Blood or OPIM may be generated and eye, nose, or mouth contamination can be reasonably anticipated; (iii) Disposable gloves, such as surgical or examination type, shall be worn during the Tattooing or Body piercing process. Gloves shall be changed and properly disposed of each time there is an interruption in the application of the Tattoo or Body piercing, when the gloves become torn or punctured, or whenever the ability to function as a barrier is compromised. Disposable gloves shall not be reused; (iv) gloves shall be worn when Decontaminating environmental surfaces and equipment.

§174.14 TATTOOING EQUIPMENT

- A. Only single-use razors shall be used to shave the area to be tattooed.
- B. All stencils shall be properly disposed of after a single use.
- C. If the design is drawn directly onto the skin, it shall be applied with a single-use article only.

§174.15 NEEDLES

- A. Needles shall be individually packaged and sterilized prior to use.
- B. Needles shall be single-use only.
- C. Needles shall be discarded in sharps containers immediately after use.
- D. Contaminated needles shall not be bent or broken or otherwise manipulated by hand.

§174.16 REUSABLE EQUIPMENT

- A. Heating procedures capable of sterilization must be used when heat stable, nondisposable equipment is sterilized.
- B. Equipment that is to be sterilized shall be put in single-use packaging.
- C. Records must be maintained to document the following: (1) duration of sterilization technique; (2) determination of effective sterility, such as use of a biological indicator, is performed monthly; (3) equipment is maintained as recommended by the owner's manual, and proof is available that the owner's manual recommendations are reviewed monthly.
- D. Reusable contaminated equipment shall not be stored or processed in a manner that requires any person to reach by hand into the containers where these sharp items have been placed.
- E. Reusable contaminated equipment shall be: (1) placed in puncture-resistant containers; (2) labeled with the biohazard symbol; (3) leakproof on both sides and bottom; and (4) stored in a manner that does not require reaching by hand into the container where the equipment is stored until cleaning prior to sterilization.
- F. Reusable contaminated equipment shall be effectively cleaned prior to sterilization or disinfection.
- G. Any reusable contaminated equipment that comes into direct contact, or is likely to come into direct contact, with an instrument that penetrates the skin other than a piercing gun shall be effectively cleaned and sterilized prior to use.
- H. All sterilized equipment shall not be removed from wrappers or sterilizer packaging until immediately prior to use.
- I. Any reusable equipment that comes into contact with mucous membranes shall be effectively cleaned and sterilized prior to use.
- J. Piercing guns shall be cleaned and undergo, at a minimum, high level disinfection after each use and whenever visibly contaminated.

- K. All reusable equipment that has contact with intact skin shall undergo, at a minimum, intermediate level disinfection.
- L. All other equipment used during the Tattooing or Body piercing procedure shall be single use, including corks.
- M. All Body piercers and Tattoo artists shall comply with all other equipment manufacturer's recommendations.

§174.17 DYES OR PIGMENTS

- A. All dyes or pigments used in Tattooing shall be from professional suppliers specifically providing dyes or pigments for the Tattooing of human skin.
- B. In preparing dyes or pigments to be used by Tattoo artists, only nontoxic, sterile materials shall be used. Single-use or individual portions of dyes or pigments in clean, single-use containers shall be used for each patron.
- C. After Tattooing, the remaining unused dye or pigment in single-use or individual containers shall be discarded along with the container.
- D. Any object placed under the skin shall be sterile.

§174.18 WORK ENVIRONMENT

- A. No Tattooing or Body piercing shall be conducted in any room used as living quarters or in any room that opens directly into living or sleeping quarters.
- B. Live animals shall be excluded from areas where Tattooing or Body piercing is being conducted. This exclusion does not apply to the following: (1) patrol dogs accompanying security or police officers; (2) guide dogs accompanying the following: (i) blind persons; (ii) partially blind persons; (iii) physically disabled persons; (iv) guide dog trainers; or (v) persons with impaired hearing.
- C. Eating, drinking, smoking, applying cosmetics, or handling contact lenses shall not be allowed in work areas where there is a likelihood of exposure to Blood or OPIM.
- D. Food and drink shall not be kept in areas where there is a reasonably anticipated risk of exposure to Blood or OPIM.
- E. All equipment and environmental surfaces shall be cleaned and disinfected after contact with Blood or OPIM.
- F. Environmental surfaces and equipment not requiring Sterilization that have been contaminated by Blood shall be cleaned and disinfected.

- G. All work surfaces shall be: (1) nonabsorbent; (2) easily cleanable; (3) smooth; and (4) free of: (i) breaks; (ii) open seams; (iii) cracks; (iv) chips; (iv) pits; and (vi) similar imperfections.
- H. Disinfectant solutions shall be: (1) a hospital grade, tuberculocidal Environmental Protection Agency (EPA) registered disinfectant; or (2) sodium hypochlorite, five-tenths percent (0.5%) concentration, by volume (common household bleach in ten percent (10%) concentration in water); the solution shall be dated and shall not be used if it is more than twenty-four (24) hours old.

§174.19 INFECTIOUS WASTE CONTAINMENT

- A. Contaminated disposable needles or instruments shall be: (1) stored in: (i) leak-resistant; and (ii) puncture-resistant; containers; (2) tightly sealed to prevent expulsion; (3) labeled with the biohazard symbol; and (4) effectively treated in accordance with this chapter prior to being stored in an unsecured area and sent for final disposal.
- B. Infectious wastes that are not contaminated sharps or objects that could potentially become contaminated sharps shall be placed in containers that meet the following requirements: (1) impervious to moisture; (2) sufficient strength and thickness to prevent expulsion; (3) secured to prevent leakage expulsion; (4) labeled with the biohazard symbol; (5) effectively treated in accordance with this rule prior to being placed in an unsecured area and sent for final disposal.
- C. If Infectious waste is stored prior to final disposal, all persons subject to this chapter shall store Infectious waste in a secure area that: (1) is locked or otherwise secured to eliminate access by or exposure to the general public; (2) affords protection from adverse environmental conditions and vermin; and (3) has a prominently displayed biohazard symbol.
- D. Infectious waste shall be stored in a manner that preserves the integrity of the container and is not conducive to rapid microbial growth and putrefaction.
- E. Disinfect reusable containers for Infectious waste each time that they are emptied unless the surfaces of the reusable containers have been protected from contamination by disposable liners, bags, or other devices that are removed with the Infectious waste.

§174.20 TREATMENT AND TRANSPORT OF INFECTIOUS WASTE

- A. All Operators shall ensure that Infectious waste is either treated on-site in accordance with this chapter or transported off-site for treatment in accordance with this chapter.
- B. A treatment is effective if it reduces the pathogenic qualities of Infectious waste for safe handling, is designed for the specific waste involved, and is carried out in a manner consistent with this rule. Effective treatment may include: (1) incineration in an incinerator designed to accommodate Infectious waste; (2) steam sterilization; (3) chemical

disinfection under circumstances where safe handling of the waste is assured; (4) thermal inactivation; (5) irradiation; or (6) discharge in a sanitary sewer or septic system that is properly installed and operating in accordance with state and local laws.

- C. All persons subject to this chapter shall: (1) transport Infectious waste in a manner that reasonably protects waste haulers and the public from contracting a dangerous communicable disease; and (2) effectively treat Infectious waste in accordance with this chapter before it is compacted.
- D. The Operator shall ensure that Infectious waste, effectively treated, or not is transported off-site in compliance with 410 IAC 1-3.

§174.21 PERMITS

- (A) Business. Each Facility shall obtain a permit from the Fishers Health Department. The permit shall provide the name and address of the owner and Operator of the business and the name and address of each and every Tattoo artist located at each location. The cost for this permit shall be \$250 and shall not be transferable. The permit expires on December 31 of each year. Any holder of a permit shall be subject to inspection as set forth herein. The Fishers Health Department shall provide the appropriate forms for this permit. Said permit shall be posted at the Facility in the places where the Tattoos are performed and clearly visible to the public.
- (B) Tattoo Artist. Every person that desires to perform any Tattoo shall obtain a “Tattoo Artist Permit” from the Fishers Health Department. This permit must be obtained before any tattoos are affixed to any person and after the requisite training. The applicant must satisfy the minimum requirements as set forth herein in § 174.09. The cost of said permit shall be \$50 and shall not be transferable. The permit expires on December 31 of each year. Any holder of a permit shall be subject to inspection as set forth herein. The Fishers Health Department shall provide the appropriate forms for this permit. Said permits shall be posted at the Facility in the place where the Tattoos are performed and clearly visible to the public.

§174.22 INSPECTIONS

The Department shall conduct inspections of each and every Facility located in Fishers, Indiana. The Department shall conduct a minimum of three inspections per year. Additional inspections may be conducted by the Department as they determine and/or in response to complaints submitted. The results of the inspections shall be provided to each Operator. Violations noted by the Department shall be corrected immediately. The Department shall conduct follow up inspections to determine compliance with this chapter.

§174.23 REVOCATION OF PERMITS

The Health Officer or appointed representative may suspend or revoke the permit of any Tattoo artist or Operator for any period of time for any violation of this chapter, state or federal

regulations concerning Blood borne pathogens, Tattoos or work place regulations (OSHA). The suspension and/or revocation shall be effective upon issuance by the Health Officer or appointed representative. The Operator or Tattoo artist may have the permit reinstated upon compliance with this chapter, state or federal regulations concerning Blood borne pathogens, Tattoos or work place regulations (OSHA) and to the satisfaction of the Health Officer or appointed representative. Appeals of orders of revocation shall be conducted pursuant to I.C. 4-21.5-3-1 et seq. The Board of Health shall conduct administrative hearings concerning the suspension or revocation of any permit issued herein as set forth in I.C. 4-21.5-3 et seq.

§174.24 PENALTY

- (A) If a Tattoo artist or Operator shall fail to obtain a permit prior to the conduct of their business or at any time after one has been issued, but has expired, that Tattoo artist and/or Operator may be subject to a fine of not more than \$200. Each day the Tattoo artist and/or Operator shall be in violation of this chapter shall constitute a separate offense.
- (B) The Health Officer or appointed representative may bring an action in the Circuit or Superior Court to enforce this chapter. The Health Officer or appointed representative shall be entitled to recover all costs and expenses associated with any action for enforcement of this chapter including reasonable attorney fees.