



BOARD OF SUPERVISORS  
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors  
105 E. Anapamu Street, Suite 407  
Santa Barbara, CA 93101  
(805) 568-2240

Department Name: Public Health  
Department No.: 041  
For Agenda Of: October 16, 2012  
Placement: Set Hearing  
Estimated Tme: 20 min on Nov 13, 2012  
Continued Item: No  
If Yes, date from:  
Vote Required: Majority

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**TO:** Board of Supervisors  
**FROM:** Department Takashi Wada, MD, MPH, Director and Health Officer  
Director Public Health Department  
Contact Info: Lawrence D. Fay, Jr., Director of Environmental Health Services  
**SUBJECT:** Environmental Health Services Body Art Fee Resolution

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**County Counsel Concurrence**

As to form: Yes

**Other Concurrence:** N/A

As to form: N/A

**Recommended Actions:**

That the Board of Supervisors consider the following recommendations regarding a Resolution for fees relating to tattooing, body piercing and permanent cosmetics (collectively referred to as "Body Art"):

- A. Set a public hearing for November 13, 2012 to consider adoption of an Environmental Health Services Fee Resolution relating to Body Art practices pursuant to California Health & Safety Code §119300 et seq.
- B. Pursuant to California Environmental Quality Act (CEQA) guidelines, approve the Notice of Exemption from the California Environmental Quality Act of 1970 (CEQA) for the fee resolutions.

**Summary Text:**

This item is on the agenda to adopt a Resolution to update fees related to Body Art practices in Santa Barbara County. The Body Art fees are relevant for individuals and facilities that are engaged in the business of tattooing, body piercing or permanent cosmetics (collectively referred to as "Body Art"). These services are permitted through Environmental Health Services (EHS) within the Public Health Department (PHD).

**Background:**

The California legislature amended the Health and Safety Code in 2012 with the *Safe Body Art Act* to govern the practice of body art and protect all involved parties. These requirements are intended to protect both the practitioner and the client from the transmission of infectious diseases through the

application of proper procedures and the control of cross-contamination through instruments and supplies.

Pursuant to California Health & Safety Code, EHS is the designated local agency to administer the law governing body art services within Santa Barbara County. In 1999, 2004 and 2009, Santa Barbara County adopted fee resolutions relating to these services. This Resolution contains several revisions to the existing Fee Schedule as noted below:

- The annual facility fee is now considered a health permit for the body art facility and has been increased by \$115.
- A new annual fee for a body art vehicle health permit has been added.
- The annual fee for registered body art practitioners has been increased by \$175.
- The one time registration fee of \$25 for body art practitioners was deleted.
- The temporary body art festival organizer fee has increased by \$650.
- The temporary festival practitioner fee has decreased by \$55.
- The hourly rate for plan checks of body art facilities has remained the same, \$136.

**Fiscal and Facilities Impacts:**

Budgeted: Yes, at current resolution fees.

Adoption of the resolution to amend fees will not increase General Fund contribution or A87 Plan overhead. The EHS Body Art program and fees have been in effect since 1999. The program is included in the FY 2012-13 adopted budget in the Environmental Health Cost Center. Adoption of this resolution is projected to increase annual revenue by \$9,500 and will offset a commensurate amount of increased costs.

**Special Instructions:**

1. Request the Clerk of the Board to publish notice of this hearing, per the attached Public Notice, in a publication of general circulation, 10 days prior to the hearing and again 5 days prior to the hearing, in accordance with Government Code §6062a.
2. Request the Planning and Development Department to post the Notice of Exemption in the County Planning and Development Department at least 6 days prior to consideration of the activity by the Board of Supervisors to comply with the County CEQA guidelines.
3. Return one original, adopted resolution and one Minute Order to the Public Health Department Contracts Unit, 300 N. San Antonio Road, Bldg. 8, Santa Barbara, CA 93110, Attn: Rose Davis.

**Attachments:**

- Resolution amending fees for Environmental Health Services relating to Body Art pursuant to California Health & Safety Code §119300 et seq.
- Notice of Public Hearing
- CEQA Exemption

**Authored by:** Susan Klein-Rothschild, Assistant Deputy Director of Community Health