

59 (c) for remuneration or in the course of a business or profession.

60 (4) A person is not guilty of Subsection (2) or (3), if ~~H→~~ , **at the time of performing**  
60a **services,** ←~~H~~ the person:

61 (a) ~~had~~ has no actual knowledge of the minor's age; and

62 (b) ~~[reviewed, recorded, and has maintained a personal identification number for the~~  
63 ~~minor prior to performing an unlawful]~~ reviews, photocopies, and retains the photocopy of an  
64 apparently valid driver license or other government-issued picture identification for the minor  
65 that expressly purports that the minor is 18 years of age or older before the person performs the  
66 body piercing or ~~[unlawful]~~ tattooing.

67 (5) (a) A person who violates Subsection (2) or (3) is guilty of a class B misdemeanor.

68 (b) The owner or operator of a business in which a violation of Subsection (2) or (3)  
69 occurs is subject to a civil penalty of \$1,000 for each violation.

**Legislative Review Note**  
as of 2-5-13 1:29 PM

**Office of Legislative Research and General Counsel**