

HB0531S02 compared with HB0531S03

18 AMENDS:

19 63I-2-226 , as last amended by Laws of Utah 2025, Chapters 277, 414

20 76-9-2001 , as enacted by Laws of Utah 2025, Chapter 173

21 ENACTS:

22 26B-7-417 , Utah Code Annotated 1953

23 76-9-2004 , Utah Code Annotated 1953

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25 *Be it enacted by the Legislature of the state of Utah:*

26 Section 1. Section 1 is enacted to read:

27 **26B-7-417. Scarification {~~moratorium~~} safety requirements.**

28 (1) A body art facility that practices or instructs scarification shall:

29 (a) practice scarification procedures in a dedicated enclosed room that is not used for any other purpose;

25 (1){(b)} {~~A person may not perform~~} obtain proof of age before performing a scarification procedure
{~~in a commercial setting unless~~}; and

32 (c) provide a client, in writing, with:

33 (i) instructions regarding proper care for the skin during the healing process after a scarification
procedure, including warning signs of infection; and

35 (ii) information about how to report an injury to the department.

36 (2) The department shall establish rules to ensure that a body art facility that practices or instructs
scarification has adequate policies and procedures in place for client safety, including rules that
address:

39 (a) clothing;

40 (b) personal protective equipment;

41 (c) use of single-use instruments;

42 (d) sanitization and disposal of tools; and

43 (e) cleaning and bandaging a client's skin.

26 (a){(3)} {~~the~~} The Office of Professional Licensure Review {~~has evaluated the practice and made
licensing recommendations~~}; shall:

28 (b){(a)} review the {~~Legislature has established a~~} practice and instruction of scarification {~~license~~};
and

29 {(e) {~~the person has qualified for and obtained a scarification license.~~}}

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- 30 {~~(2) {A local health department shall revoke or suspend the license of a body art facility in which a~~
violation of Subsection (1) occurs.}}
- 46 (b) report findings and recommendations to the Health and Human Services Interim Committee on or
before November 1, 2026.
- 48 Section 2. Section 63I-2-226 is amended to read:
- 49 **63I-2-226. Repeal dates: Titles 26 through 26B.**
- 50 (1) Section 26B-1-420, Cannabis Research Review Board, is repealed July 1, 2025.
- 51 (2) Subsection 26B-1-421(9)(a), regarding a report to the Cannabis Research Review Board, is repealed
July 1, 2025.
- 53 (3) Section 26B-1-423, Rural Physician Loan Repayment Program Advisory Committee -- Membership
-- Compensation -- Duties, is repealed July 1, 2026.
- 55 (4) Section 26B-2-243, Data collection and reporting requirements concerning incidents of abuse,
neglect, or exploitation, is repealed July 1, 2027.
- 57 (5) Subsection 26B-3-215(5), regarding reporting on coverage for in vitro fertilization and genetic
testing, is repealed July 1, 2030.
- 59 (6) Subsection 26B-4-201(5), regarding the Cannabis Research Review Board, is repealed July 1, 2025.
- 61 (7) Subsection 26B-4-212(1)(b), regarding the Cannabis Research Review Board, is repealed July 1,
2025.
- 63 (8) Section 26B-4-702, Creation of Utah Health Care Workforce Financial Assistance Program, is
repealed July 1, 2027.
- 65 (9) Subsection 26B-4-703(3)(b), regarding per diem and expenses for the Rural Physician Loan
Repayment Program Advisory Committee, is repealed July 1, 2026.
- 67 (10) Subsection 26B-4-703(3)(c), regarding expenses for the Rural Physician Loan Repayment
Program, is repealed July 1, 2026.
- 69 (11) Subsection 26B-4-703(6)(b), regarding recommendations from the Rural Physician Loan
Repayment Program Advisory Committee, is repealed July 1, 2026.
- 71 (12) Section 26B-5-117, Early childhood mental health support grant program, is repealed January 2,
2025.
- 73 (13) Section 26B-5-302.5, Study concerning civil commitment and the Utah State Hospital, is repealed
July 1, 2025.
- 75 (14) Section 26B-6-414, Respite care services, is repealed July 1, 2025.

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76 (15) Section 26B-7-120, Invisible condition alert program education and outreach, is repealed July 1,
2025.

78 (16) Subsection 26B-7-417(3), regarding a review of scarification by the Office of Professional
Licensure Review, is repealed January 1, 2027.

80 Section 3. Section **76-9-2001** is amended to read:

81 **76-9-2001. Definitions.**

As used in this part:

35 (1) "Body piercing" means the creation of an opening in the body, excluding the ear, for the purpose of
inserting jewelry or other decoration.

37 (2) "Consent of a minor's parent or legal guardian" means the presence of a parent or legal guardian
during the performance of tattooing or body piercing upon the minor after the parent or legal
guardian has provided:

40 (a) reasonable proof of personal identity and familial relationship; and

41 (b) written permission signed by the parent or legal guardian authorizing the performance of tattooing
or body piercing upon the minor.

43 (3) "Minor" means a person younger than 18 years old who:

44 (a) is not married; and

45 (b) has not been declared emancipated by a court of law.

46 (4) "Scarification" means the process in which a mark is cut into human skin tissue with the intent of
leaving a permanent mark.

48 [(4)] (5) "Tattoo" means to fix an indelible mark or figure upon the body by inserting a pigment under
the skin or by producing scars.

98 Section 4. Section **4** is enacted to read:

99 **76-9-2004. Unlawful scarification of a minor.**

52 (1) Terms defined in Sections 76-1-101.5 and 76-9-2001 apply to this section.

53 (2) {An} Except as provided in Subsection (4), an actor commits unlawful scarification of a minor if
the actor performs or offers to perform scarification:

55 (a) upon a minor; and

56 (b) for remuneration or in the course of a business or profession.

57 (3) A violation of Subsection (2) is a class B misdemeanor with a mandatory fine of not less than
\$1,000.

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- 107 (4) An actor is not guilty of violating Subsection (2) if the actor:
108 (a) has no actual knowledge of the minor's age; and
109 (b) reviews, photocopies, and retains the photocopy of an apparently valid driver license or other
government-issued picture identification for the minor that expressly purports that the minor is 18
years old or older before the actor performs the scarification.

113 Section 5. **Effective date.**

Effective Date.

This bill takes effect on May 6, 2026.

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