

**641—22.3 (135) General provisions.**

**22.3(1)** Tattoo artists and tattoo establishments that fail to meet the requirements of Iowa Code section 135.37 or these rules shall be guilty of a serious misdemeanor.

**22.3(2)** No person shall tattoo any person under the age of 18. Violators shall be guilty of a serious misdemeanor.

**22.3(3)** No person shall engage in the practice of tattooing without first applying for and receiving a tattoo artist permit from the department.

**22.3(4)** Tattoo artists and tattoo establishments that are in compliance with Iowa Code section 135.37 and these rules are not relieved from the requirements of any other applicable state laws or local ordinances.

**22.3(5)** Tattooing shall be practiced only in facilities that have applied for and received a tattoo establishment permit from the department.

**22.3(6)** Notwithstanding local zoning codes, where zoning codes exist, tattooing shall not be practiced in a residential dwelling, inclusive of an attached garage. Beginning January 1, 2010, all new tattoo establishments must be in a building that is zoned commercial where zoning ordinances exist. A waiver shall be granted to any tattoo establishment which is in a residential dwelling and which has been operating continuously since being granted a permit prior to January 1, 2010.

**22.3(7)** Tattoo establishments shall be inspected annually.

[ARC 7982B, IAB 7/29/09, effective 1/1/10; ARC 2656C, IAB 8/3/16, effective 9/7/16]