

3 Senate Bill No. 806
4 As Amended

5 SENATE BILL NO. 806 - By: SHURDEN of the Senate and LINDLEY of the
6 House.

7 [crimes and punishments- tattooing and penalty - exempting
8 certain medical and healing acts -
9 emergency]

10 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

11 SECTION 1. AMENDATORY 21 O.S. 2001, Section 841, is
12 amended to read as follows:

13 Section 841. It shall be unlawful for any person to tattoo or
14 offer to tattoo any person under the age of eighteen (18) years. As
15 used in this section, to "tattoo" means to insert pigment under the
16 surface of the skin of a human being, by pricking with a needle or
17 otherwise, so as to produce a permanent indelible mark or figure
18 visible on the skin. Medical micropigmentation, performed pursuant
19 to the provisions of the Oklahoma Medical Micropigmentation
20 Regulation Act, shall not be construed to be tattooing.

21 ~~Provided, however, that~~ nor shall the provisions of this section
22 ~~shall not~~ apply to any act performed in the course of practice of a
23 licensed practitioner of the healing arts ~~performed in the course of~~
24 ~~his practice~~.

1 SECTION 2. AMENDATORY 21 O.S. 2001, Section 842, is
2 amended to read as follows:

3 Section 842. Any person violating the provisions of Section 841
4 of this title shall be guilty of a misdemeanor ~~and,~~ upon conviction
5 ~~shall be punished,~~ punishable by imprisonment in the county jail for
6 a term not to exceed ninety (90) days ~~or payment of,~~ a fine ~~of~~ not
7 more than Five Hundred Dollars (\$500.00), or by both such fine and
8 imprisonment.

9 SECTION 3. It being immediately necessary for the preservation
10 of the public peace, health and safety, an emergency is hereby
11 declared to exist, by reason whereof this act shall take effect and
12 be in full force from and after its passage and approval.

13 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND LABOR, dated 2-21-05
14 - DO PASS, As Amended and Coauthored.