

ORDINANCE NO. 2025- 36

**ORDINANCE AMENDING ORDINANCE 2003-69, AS
AMENDED, CHAPTER 643 OF THE CODE OF THE
CITY OF VINELAND ENTITLED TATTOOING AND
BODY PIERCING**

WHEREAS, NJAC Chapter 27: Body Art and Ear-Piercing Facility Standards contains detailed requirements for permanent cosmetics apprenticeship programs including limits on the number of apprentices that may be supervised by a practitioner at any given time, apprenticeship program requirements, and how program requirements shall be documented and maintained; and

WHEREAS, NJAC Chapter 27: Body Art and Ear-Piercing Facility Standards does not contain detailed requirements for tattooing and body piercing apprenticeships and merely specifies only the number of hours of training required; and

WHEREAS, most routine permanent cosmetics procedures take less time than a completing a detailed tattoo; and

WHEREAS, the risk of infection in all three types of procedures is dependent on the level of skill, training, and proficiency of the practitioner who is performing the procedure or teaching others to perform a procedure; and

WHEREAS, the Director of Health and the City of Vineland Health Officer have recommended the adoption of legislation to better control and outline the requirements for apprenticeship programs for tattooing and body piercing in the City of Vineland.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Vineland that Ordinance 2003-69, as amended, Chapter 643 of the Code of the City of Vineland be amended as follows:

Section 643-2 Definitions shall be amended by the addition of the following defined term:

APPRENTICE:

Any person that performs the art of tattooing, permanent cosmetics and/or body piercing under the direct supervision of a practitioner to learn body art procedures.

Section 643-2 Definitions shall be amended by the deletion of the defined term **PRACTITIONER** and replaced as follows:

PRACTITIONER

Any licensed person who performs the act of tattooing, permanent cosmetics, or body piercing or any approved person who performs ear piercings.

Section 643-7 shall be added as follows:

Section 643-7 Apprenticeships for Tattooing and Body Piercing

- A. No tattooing or body piercing practitioner shall supervise and apprentice without first having at least a year of licensed experience in their respective art form.
1. After one year of experience as a licensed body piercing practitioner, said practitioner may supervise a maximum of four apprentices in the body art facility at any given time.
 2. After one year of experience as a licensed tattooing practitioner, said practitioner may supervise one apprentice. Thereafter, said practitioner may supervise one additional apprentice for each additional year of experience up to a maximum of four apprentices.

CITY OF VINELAND

- B. Apprentices must complete the total number of supervised hours as specified in NJAC Chapter 27: Body Art and Ear-Piercing Facility Standards.
- C. Prior to commencement of an apprenticeship, the name of the practitioner(s) who are to serve as trainers or instructors and the name of the apprentice(s) must be submitted to the health department in writing.
- D. The practitioner supervising an apprentice must be:
 - 1. Present in person in the workstation and not performing procedures on another client at the same time; and
 - 2. Visually observing the apprentice and the person receiving the procedure;
- E. A practitioner shall not supervise the performance of a body art procedure by more than one apprentice at a time;
- F. The supervising practitioner shall contemporaneously maintain, during each day of an apprentice's training, a log that identifies:
 - 1. The dates and hours the apprentice trains each day;
 - 2. The persons serving as the apprentice's supervising trainers or instructors each day;
 - 3. The types of procedures performed, and training provided, each day in hours (or portions thereof);
- G. Regardless of whether an apprentice completes an apprenticeship program, an operator shall:
 - 1. Retain the log that section F above requires for five years from the commencement of the apprenticeship, provided the operator shall maintain the log onsite for at least the six months following an apprentice's completion or discontinuation of an apprenticeship; and
 - 2. Provide a copy of the apprentice's logged activity to the apprentice in accordance with section H below;
- H. An operator shall provide a copy of an apprentice's activity log to a current or former apprentice:
 - 1. Within one business day of a request, if the operator maintains the log onsite of the establishment premises; and
 - 2. Within 10 business days of a request if the operator maintains the log other than onsite

Section 643-7 Prohibitions shall be renumbered Section 643-8, Section 643-8 shall be renumbered Section 643-9, Section 643-9 shall be renumbered Section 643-10, Section 643-10 shall be renumbered Section 643-11 and Section 643-11 shall be renumbered Section 643-12.

BE IT FURTHER ORDAINED that the balance of Ordinance 2003=69, Chapter 643 of the Code of the City of Vineland not amended hereby shall remain in full force and effect.

BE IT FURTHER ORDAINED that should any portion of this Ordinance be deemed unenforceable by a court of competent jurisdiction, that portion so determined to be unenforceable, shall be void and the balance hereof shall remain in full force and effect.

This Ordinance shall take effect upon adoption and publication according to law.

CITY OF VINELAND

Passed first reading: April 22, 2025

Passed final reading: May 13, 2025

President of Council

pfs

Approved by the Mayor:

Mayor

arf

ATTEST:

City Clerk

rgf