

**44:12:01:13. Tattoo artist -- Patrons restricted -- Notice posted.** A tattoo artist may not tattoo a patron without first obtaining a signed consent. A tattoo artist may not tattoo a patron with evident skin lesion or skin infection or who is known or suspected to have an infectious or contagious disease in a communicable stage. No tattoo artist may tattoo a patron who is under the influence of alcohol or other mind-altering drugs.

A minor may not be tattooed unless the minor's parents or legal guardian have signed a consent form authorizing the tattoo.

A tattoo artist shall conspicuously post a notice stating that it is illegal to tattoo any person under the age of 18 without the parents' or legal guardian's signed consent.

**Source:** 19 SDR 64, effective November 3, 1992; 39 SDR 119, effective January 8, 2013.

**General Authority:** SDCL 34-1-17(8).

**Law Implemented:** SDCL 9-34-17, 34-1-17(8).

**Cross-Reference:** Tattooing minor without parental consent as misdemeanor, SDCL 26-10-19.