

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Criminal Code of 2012 is amended by changing  
5 Section 12C-35 as follows:

6 (720 ILCS 5/12C-35) (was 720 ILCS 5/12-10)

7 Sec. 12C-35. Tattooing the body of a minor.

8 (a) A person, other than a person licensed to practice  
9 medicine in all its branches, commits tattooing the body of a  
10 minor when he or she knowingly or recklessly tattoos or offers  
11 to tattoo a person under the age of 18.

12 (b) A person who is an owner or employee of a business that  
13 performs tattooing, other than a person licensed to practice  
14 medicine in all its branches, may not permit a person under 18  
15 years of age to enter or remain on the premises where tattooing  
16 is being performed unless the person under 18 years of age is  
17 accompanied by his or her parent or legal guardian.

18 (c) "Tattoo" means to insert pigment under the surface of  
19 the skin of a human being, by pricking with a needle or  
20 otherwise, so as to produce an indelible mark or figure visible  
21 through the skin.

22 (d) Subsection (a) of this Section does not apply to a  
23 person under 18 years of age who tattoos or offers to tattoo

1 another person under 18 years of age away from the premises of  
2 any business at which tattooing is performed.

3 (d-5) Subsections (a) and (b) of this Section do not apply  
4 to the removal of a tattoo from a person under 18 years of age,  
5 who is a victim of a violation of Section 10-9 of this Code or  
6 who is or has been a streetgang member as defined in Section 10  
7 of the Illinois Streetgang Terrorism Omnibus Prevention Act, if  
8 the removal of the tattoo is performed in an establishment or  
9 multi-type establishment which has received a certificate of  
10 registration from the Department of Public Health or its agent  
11 under the Tattoo and Body Piercing Establishment Registration  
12 Act and the removal of the tattoo is performed by the operator  
13 or an authorized employee of the operator of the establishment  
14 or multi-type establishment. For the purposes of this  
15 subsection (d-5), "tattoo" also means the indelible mark or  
16 figure visible through the skin created by tattooing.

17 (e) Sentence. A violation of this Section is a Class A  
18 misdemeanor.

19 (Source: P.A. 97-1109, eff. 1-1-13.)

20 Section 99. Effective date. This Act takes effect upon  
21 becoming law.