



Body Art Establishment Inspection Report

<b>Establishment Information</b>	
Facility Name TOP SHELF TATTOOS	Facility Type Combined Tattoo/Body Piercing Establishment (BCP)
Facility ID # ASTS-9HXQAH	Facility Telephone # 920 251-1715
Facility Address 114 S LEONARD ST WEST SALEM , WI 54669	
Licensee Name MASON, SCOTT	Licensee Address 401 N GLENDALE APT 103 TOMAH , WI 54660

<b>Inspection Information</b>		
Inspection Type Pre-inspection	Inspection Date 04/07/2014	Total Time Spent

**OPERATOR** - The violations in operating procedure or physical arrangement indicated below must be corrected by the next routine inspection or by a date specified in this report.

<b>Observed Violations</b>
<p><b>Total # 6</b></p> <p><b>Observed Violations - 0 - Licenses and certificates.</b>  <b>OBSERVATION:</b> A practitioner at the establishment does not hold a current state issued practitioner's license. At the time of the preinspection Scott was heading to Madison to get a current license  <b>CORRECTIVE ACTION(S):</b> Prohibit practitioner from working at the establishment until a practitioner's license is obtained from the state. The shop cannot open for business until the practitioner is licensed            Correct By: 08-Apr-2014  <b>CODE CITATION:</b> DHS 173.04(1) LICENSE REQUIRED. (b) Practitioner. No person may tattoo or body pierce another person, use or assume the title of tattooist or body piercer or designate or represent himself or herself as a body piercer unless the person has obtained a license from the department by application made upon a form furnished by the department under sub. (3).</p> <p><b>Observed Violations - 01 - Age restriction, signed informed consent form provided for each patron.</b>  <b>OBSERVATION:</b> There are no posted age limit signs at the facility at the time of the inspection. Owner said that they were being made and would be posted soon.  <b>CORRECTIVE ACTION(S):</b> Provide a department approved informed consent form to be used with each patron. Correct By: 09-Apr-2014  <b>CODE CITATION:</b> DHS 173.10(1) LIMITATIONS. (a) Consent. A tattooist or body piercer may not tattoo or body pierce a patron without first obtaining the signed, informed consent of the person on a form approved by the department.            (b) Minors.            1. No person under 16 years of age may be body pierced.            2. No person age 16 or 17 may be body pierced unless an informed consent form has been signed by his or her parent or legal guardian in the presence of the operator.            3. No person under 18 years of age may be tattooed except by a physician in the course of the physician's professional practice, as permitted under s. 948.70 (3), Stats.            4. A body-piercing establishment shall post a notice in a conspicuous place in the establishment stating that it is illegal to body pierce a person under the age of 18 without the signed, informed consent of that person's parent or legal guardian.</p>

5. A tattoo establishment shall post a sign in a conspicuous place in the establishment stating that no person under the age of 18 may be tattooed.

(c) Barriers to procedure. A tattooist or body piercer may not tattoo or body pierce any of the following:

1. A person who appears to be under the influence of alcohol or a mind-altering drug.
2. A person who has evident skin lesions or skin infections in the area of the procedure.

**Observed Violations - 03 - Handwashing facilities located convenient to the application area, hot or tempered water provided, single-service towels & antibacterial hand soap provided.**

**OBSERVATION:** There are no single-service towels available at restroom handwashing facility.

**CORRECTIVE ACTION(S):** Provide single-service towels at all handwashing facilities. Correct By: 08-Apr-2014

**CODE CITATION:** DHS 173.11(7) HANDWASHING FACILITIES. (a) At least one handwashing facility shall be conveniently located in the tattoo or body-piercing area, in addition to what is provided in the toilet room. (b) Anti-bacterial soap in a dispenser and single-service towels for drying hands shall be provided at all handwashing facilities. (c) Hot and cold potable water under pressure shall be available at all handwashing facilities except that tempered water rather than hot water may be provided.

**Observed Violations - 09 - Use of razors and needles: razors disposable or electric, needles & jewelry sterilized.**

**OBSERVATION:** The practitioner will be using Disposable needle and tubes, but a present has not received a State variance.

**CORRECTIVE ACTION(S):** Reuse tattoo needles only if cleaned, sterilized and stored in an approved manner between patrons. As approved through a variance, disposable tattoo needles shall be discarded after use. Correct By: 08-Apr-2014

**CODE CITATION:** DHS 173.12(5)(e) Body-piercing needles shall be disposable, sterile and for single-patron use only. Tattoo needles may be reused if cleaned, sterilized and stored in an approved manner between patrons.

Body piercing jewelry shall be cleaned, individually packaged and sterilized prior to use.

**Observed Violations - 13 - Waste, including infectious waste, properly identified, stored & disposed in a manner consistent with NR 526.**

**OBSERVATION:** Sharps, disposable needles and tubes need to be properly disposed. The operator needs larger sharps container to hold the possible waste generated.

**CORRECTIVE ACTION(S):** Provide an approved container for sharps disposal. Correct By: 08-Apr-2014

**CODE CITATION:** DHS 173.11(8) REFUSE. Easily cleanable waste containers with non-absorbent, durable plastic liners shall be used for disposal of all tissues, towels, gauze pads and other similar items used on a patron. Infectious waste, including sharps waste, shall be stored and disposed of in an approved manner consistent with subch. II of ch. NR 526.

**Observed Violations - 17 - Privacy barrier sufficient to provide privacy, available upon patron request.**

**OBSERVATION:** There is no privacy barrier available to provide privacy to the patron.

**CORRECTIVE ACTION(S):** Provide a panel or other barrier to provide privacy for the patron during the procedure. Correct By: 08-Apr-2014

**CODE CITATION:** DHS 173.11(10) PRIVACY. A panel or other barrier of sufficient height and width to effectively separate a patron on whom a procedure is being performed from any unwanted observers or waiting patrons shall be in place or readily available at the patron's request.

**Comments**

Facility was still being setup and needs additional equipment, the practitioner needs a State license. Shop will be reinspected as soon as the operator has complied with the code, reinspection will be needed before patrons will be allowed.

Any operator aggrieved by an order of this department under this chapter may request a hearing as provided in ch.227 statute, if state licensed, or a local ordinance if licensed by an agent health department.

A re-inspection to assess your correction of these violations will be conducted on, or about, 04/14/2014

**David Sawvell**  
**(608) 785-9726**



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<b>Inspection Information</b>		
Inspection Type Follow Up	Inspection Date 04/14/2014	Total Time Spent

**OPERATOR** - The violations in operating procedure or physical arrangement indicated below must be corrected by the next routine inspection or by a date specified in this report.

<b>Observed Violations</b>
<b>Total # 0</b>

<b>Corrected Hazards</b>
<p>The following hazard(s) have been corrected since the last inspection. <b>Total # 6</b></p> <p><b>DHS 173.04(1)(b) - PRACTITIONER'S PERMIT</b>  <b>OBSERVATION:</b> A practitioner at the establishment does not hold a current state issued practitioner's license. At the time of the preinspection Scott was heading to Madison to get a current license  <b>CORRECTIVE ACTION(S):</b> Prohibit practitioner from working at the establishment until a practitioner's license is obtained from the state. The shop cannot open for business until the practitioner is licensed            Correct By: 08-Apr-2014  <b>CODE CITATION:</b> DHS 173.04(1) LICENSE REQUIRED. (b) Practitioner. No person may tattoo or body pierce another person, use or assume the title of tattooist or body piercer or designate or represent himself or herself as a body piercer unless the person has obtained a license from the department by application made upon a form furnished by the department under sub. (3).</p> <p><b>DHS 173.10(1) - AGE RESTRICTION, SIGNED INFORMED CONSENT FORM PROVIDED FOR EACH PATRON</b>  <b>OBSERVATION:</b> There are no posted age limit signs at the facility at the time of the inspection. Owner said that they were being made and would be posted soon.  <b>CORRECTIVE ACTION(S):</b> Provide a department approved informed consent form to be used with each patron. Correct By: 09-Apr-2014  <b>CODE CITATION:</b> DHS 173.10(1) LIMITATIONS. (a) Consent. A tattooist or body piercer may not tattoo or body pierce a patron without first obtaining the signed, informed consent of the person on a form approved by the department.            (b) Minors.            1. No person under 16 years of age may be body pierced.            2. No person age 16 or 17 may be body pierced unless an informed consent form has been signed by his or her parent or legal guardian in the presence of the operator.</p>

3. No person under 18 years of age may be tattooed except by a physician in the course of the physician's professional practice, as permitted under s. 948.70 (3), Stats.
4. A body-piercing establishment shall post a notice in a conspicuous place in the establishment stating that it is illegal to body pierce a person under the age of 18 without the signed, informed consent of that person's parent or legal guardian.
5. A tattoo establishment shall post a sign in a conspicuous place in the establishment stating that no person under the age of 18 may be tattooed.

(c) Barriers to procedure. A tattooist or body piercer may not tattoo or body pierce any of the following:

1. A person who appears to be under the influence of alcohol or a mind-altering drug.
2. A person who has evident skin lesions or skin infections in the area of the procedure.

**DHS 173.11(10) - PRIVACY BARRIER SUFFICIENT TO PROVIDE PRIVACY, AVAILABLE UPON PATRON REQUEST**

**OBSERVATION:** There is no privacy barrier available to provide privacy to the patron.

**CORRECTIVE ACTION(S):** Provide a panel or other barrier to provide privacy for the patron during the procedure. Correct By: 08-Apr-2014

**CODE CITATION:** DHS 173.11(10) PRIVACY. A panel or other barrier of sufficient height and width to effectively separate a patron on whom a procedure is being performed from any unwanted observers or waiting patrons shall be in place or readily available at the patron's request.

**DHS 173.11(7)(b) - ANTI-BACTERIAL SOAP & SINGLE-SERVICE TOWELS PROVIDED**

**OBSERVATION:** There are no single-service towels available at restroom handwashing facility.

**CORRECTIVE ACTION(S):** Provide single-service towels at all handwashing facilities. Correct By: 08-Apr-2014

**CODE CITATION:** DHS 173.11(7) HANDWASHING FACILITIES. (a) At least one handwashing facility shall be conveniently located in the tattoo or body-piercing area, in addition to what is provided in the toilet room. (b) Anti-bacterial soap in a dispenser and single-service towels for drying hands shall be provided at all handwashing facilities. (c) Hot and cold potable water under pressure shall be available at all handwashing facilities except that tempered water rather than hot water may be provided.

**DHS 173.11(8) - WASTE, INCLUDING INFECTIOUS WASTE, IDENTIFIED, STORED & DISPOSED IN A MANNER CONSISTENT WITH NR 526**

**OBSERVATION:** Sharps, disposable needles and tubes need to be properly disposed. The operator needs larger sharps container to hold the possible waste generated.

**CORRECTIVE ACTION(S):** Provide an approved container for sharps disposal. Correct By: 08-Apr-2014

**CODE CITATION:** DHS 173.11(8) REFUSE. Easily cleanable waste containers with non-absorbent, durable plastic liners shall be used for disposal of all tissues, towels, gauze pads and other similar items used on a patron. Infectious waste, including sharps waste, shall be stored and disposed of in an approved manner consistent with subch. II of ch. NR 526.

**[B] DHS 173.12(5)(e) - TATTOO NEEDLES STERILIZED IF REUSED OR DISCARDED PER VARIANCE**

**OBSERVATION:** The practitioner will be using Disposable needle and tubes, but a present has not received a State variance.

**CORRECTIVE ACTION(S):** Reuse tattoo needles only if cleaned, sterilized and stored in an approved manner between patrons. As approved through a variance, disposable tattoo needles shall be discarded after use. Correct By: 08-Apr-2014

**CODE CITATION:** DHS 173.12(5)(e) Body-piercing needles shall be disposable, sterile and for single-patron use only. Tattoo needles may be reused if cleaned, sterilized and stored in an approved manner between patrons.

Body piercing jewelry shall be cleaned, individually packaged and sterilized prior to use.

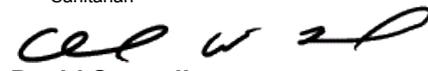
**Comments**

Any operator aggrieved by an order of this department under this chapter may request a hearing as provided in ch.227 statute, if state licensed, or a local ordinance if licensed by an agent health department.

Person in Charge

  
Scott Mason

Sanitarian

  
David Sawvell  
(608) 785-9726