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## A BILL FOR AN ACT

RELATING TO TATTOOING.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 321-374, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "~~§321-374~~ **License required; exemptions.** (a) Except as  
4 otherwise provided by law, no person shall practice the  
5 occupation of tattoo artist in this State either gratuitously or  
6 for pay, or shall announce oneself either publicly or privately  
7 as prepared or qualified to practice that occupation without  
8 having a valid unrevoked license to do so.

9           (b) Physicians and osteopathic physicians holding a valid  
10 unrevoked license under chapter 453 [~~or 460~~] are exempt from the  
11 requirements of this part.

12           (c) A traditional Hawaiian tattoo expert who exercises  
13 native Hawaiian tattooing pursuant to article XII, section 7, of  
14 the Constitution of the State of Hawaii, shall be exempt from  
15 the requirements of this section; provided that each traditional  
16 Hawaiian tattoo expert who exercises native Hawaiian tattooing  
17 pursuant to the constitution shall consult with Native Hawaiian  
18 health organizations in the practice and application of



1 traditional Hawaiian tattooing to develop and implement policies  
2 to identify and define the best practices for traditional  
3 Hawaiian tattooing.

4 As used in this subsection, a "traditional Hawaiian tattoo  
5 expert" means an individual who has received formal training and  
6 education on traditional Hawaiian tattooing and is proven to  
7 possess exceptional skill and knowledge to perform traditional  
8 Hawaiian tattooing."

9 SECTION 2. Statutory material to be repealed is bracketed  
10 and stricken. New statutory material is underscored.

11 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

<i>Mel Carroll</i>	<i>Karen Awana</i>
<i>Maui B. Lee</i>	<i>Raymond H. Hironaka</i>
<i>[Signature]</i>	<i>[Signature]</i>
<i>[Signature]</i>	<i>Tom Brown</i>
	<i>Gene Ward</i>
	<i>Della A. Belatti</i>
	<i>[Signature]</i>
	JAN 28 2009



**Report Title:**

Traditional Hawaiian Tattooing

**Description:**

Exempts traditional Hawaiian tattoo experts from current tattoo licensure laws.

