

The House Committee on Judiciary Non-civil offers the following substitute to HB 92:

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to
2 offenses against public health and morals, so as to change certain provisions relating to
3 tattooing; to provide for tattooing near the eye under certain circumstances; to amend
4 Chapter 40 of Title 31 of the Official Code of Georgia Annotated, relating to tattoo studios,
5 so as to repeal provisions relating to the repeal of Code Section 16-12-5, relating to tattooing;
6 to provide for an effective date; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to offenses against
10 public health and morals, is amended by revising subsection (b) of Code Section 16-12-5,
11 relating to tattooing any person near his or her eye, as follows:

12 "(b) It shall be unlawful for any person to tattoo ~~the body of any person within any area~~
13 ~~within one inch of the nearest part of the eye socket of such person~~ either of the two folds
14 of skin and muscle that can be closed over the exposed portion of the eyeball. Any person
15 who violates this Code section shall be guilty of a misdemeanor."

16 **SECTION 2.**

17 Chapter 40 of Title 31 of the Official Code of Georgia Annotated, relating to tattoo studios,
18 is amended by repealing in its entirety Code Section 31-40-10, relating to criminal laws not
19 repealed, which reads as follows:

20 "31-40-10.

21 Nothing in this chapter shall be construed to repeal the provisions of Code Section
22 16-12-5."

1 **SECTION 3.**

2 This Act shall become effective upon its approval by the Governor or upon its becoming law
3 without such approval.

4 **SECTION 4.**

5 All laws and parts of laws in conflict with this Act are repealed.