

Board of Health

Meeting No.	18	Contact	Dela Ting, Committee Administrator
Meeting Date	Monday, November 19, 2012	Phone	416-397-7769
Start Time	1:00 PM	E-mail	boh@toronto.ca
Location	Committee Room 2, City Hall	Chair	Councillor John Filion

HL18.2	ACTION	Amended		Ward:All
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Regulation of Personal Services Settings (PSS)

Board Decision

The Board of Health recommends that:

1. City Council instruct the City Solicitor to introduce a bill to amend Municipal Code Chapter 545, Licensing to:
 - a. license businesses operating as Personal Services Settings (PSS);
 - b. reflect the by-law design features as set out in Appendix A to the report (November 5, 2012) from the Medical Officer of Health and Executive Director, Municipal Licensing and Standards;
 - c. phase implementation over a two-year period as set out in Table 1 to this report.

Decision Advice and Other Information

The Board of Health:

1. Forwarded the report (November 5, 2012) from the Medical Officer of Health and Executive Director, Municipal Licensing and Standards, to the Licensing and Standards Committee and requests Licensing and Standards Committee to consider the Board of Health's recommendations when it considers Personal Services Settings (PSS) licensing.
2. Directed that its recommendations regarding this matter be submitted to City Council at the same meeting that City Council considers the Licensing and Standards Committee recommendations on Personal Services Settings (PSS) licensing.

3. Requested Toronto Public Health to continue to work with Toronto Economic Development and Culture to ensure that newly licensed Personal Services Setting (PSS) operators are aware of City of Toronto business support services.
4. Requested Toronto Public Health to post Personal Services Settings (PSS) inspection information on a public web based disclosure system.
5. Re-affirmed its request to the Ministry of Health and Long-Term Care to establish infection prevention and control training requirements for Personal Services Settings (PSS) operators.

Dr. Barbara Yaffe, Associate Medical Officer of Health, gave a presentation.

Origin

(November 5, 2012) Report from the Medical Officer of Health and the Executive Director, Municipal Licensing and Standards

Summary

The purpose of this report is to propose amendments to Municipal Code Chapter 545, Licensing, to license Personal Services Settings (PSS) businesses, as directed by the Board of Health at its meeting on June 7, 2011.

The Ontario Ministry of Health and Long-Term Care's Infection Prevention and Control in Personal Services Settings Protocol (2008), applies to any facility offering services where there is a risk of exposure to blood, such as tattooing and body piercing; electrolysis; acupuncture; hairdressing and barber shops; and various aesthetic services . These services have been associated with the transmission of bloodborne infections such as hepatitis B and hepatitis C, as well as other infectious disease organisms such as Mycobacterium spp and Staphylococcus aureus. Given the increasing use of PSS by the public, effective infection prevention and control (IPAC) practices are essential in PSS to prevent the spread of infectious diseases.

Under the Ontario Public Health Standards, local public health units are required to inspect all known PSS annually and on complaint, educate PSS operators and staff, and ensure practices are in accordance with IPAC best practice guidelines as outlined by the Provincial Infectious Diseases Advisory Committee. Toronto Public Health (TPH) is currently aware of and inspects a total of approximately 2,950 PSS. These premises are classified as critical or semi-critical based on the invasiveness of the service provided. Critical PSS use equipment that breaks the skin i.e. tattoo, body piercing, ear piercing, micropigmentation, and electrolysis. Semi-critical PSS use equipment that comes in contact with non-intact skin or mucous membranes but ordinarily does not penetrate them i.e. hair salons, barbershops, nail salons and aesthetics.

Implementation of the PSS program is challenging given that only hairdressing salons and barbershops currently require a licence to operate and there are no IPAC requirements tied to licensure.

This report summarizes the results of a stakeholder consultation including PSS operators, relevant health organizations, community colleges and the public, and proposes changes to Municipal Code Chapter 545, Licensing to require licensing of PSS businesses, compliance with health standards for IPAC and public disclosure of inspection results, with implementation phased in over two years.

This report has been written in consultation with the City Solicitor.

Background Information

(November 5, 2012) Staff Report from the Medical Officer of Health and the Executive Director, Municipal Licensing and Standards - Regulation of Personal Services Settings and Appendix A: PSS By-law Design Features

(<http://www.toronto.ca/legdocs/mmis/2012/hl/bgrd/backgroundfile-51819.pdf>)

(November 19, 2012) Presentation from Dr. Barbara Yaffe, Director, Communicable Disease Control and Associate Medical Officer of Health - Regulation of Personal Services Settings

(<http://www.toronto.ca/legdocs/mmis/2012/hl/bgrd/backgroundfile-52323.pdf>)

Communications

(November 16, 2012) Letter from Mathew Ellis and Stuart Kay, Ontario Tattoo Association (HL.New.HL18.2.1)

Speakers

Cathy Crispo Mancini, President and CEO, Lux Spa

Mary Orlando, Owner/Manager, Featuring You Spa & Salon

Matthew Ellis, Officer of the Corporation, Ontario Tattoo Association (Submission Filed)

Stuart W. Kay, President, Ontario Tattoo Association

Sheila Kalinovits, Esthetician