

**DEPARTMENT OF HEALTH  
ELECTROLYSIS COUNCIL  
GENERAL BUSINESS MEETING  
July 11, 2016  
2:00 p.m. EST**

**CONFERENCE CALL  
1-888-670-3525**

When prompted, enter the following conference code number:  
**7811783909**, followed by the # sign.

Participants in this public meeting should be aware that these proceedings are being recorded and that an audio file of the meeting will be posted to the council's website.

2:00 p.m.

Call to Order – General Business Meeting

**30 HOUR CE PROVIDER APPLICANTS**

1. Laser Loft

**REVIEW OF NEW 30-HOUR CE COURSE INSTRUCTOR**

2. Boca Beauty Academy: Mariana Anghel

**APPLICANT CERTIFICATION LIST**

3. Examination Applicants

**RULES REVIEW & DEVELOPMENT**

4. 64B8-52.003 Procedure for Approval of Attendance at Continuing Education Courses
5. 64B8-54.001 Renewal of Electrologist License; Delinquent Renewal.

**REPORT OF ASSISTANT ATTORNEY GENERAL – Lynette Norr**

6. Rule Status Report
  - 64B8-50.003 Delegation of Powers and Duties to electrolysis Council
  - 64B8-51.001 Manner of Application
  - 64B8-51.006 Rule Governing Licensure and Inspection of Electrology Facilities
  - 64B8-52.004 Requirements for Approval of Training Courses for Laser and Light-Based Hair Removal or Reduction
  - 64B8-53.001 Requirements for Electrolysis Training Programs Approved by the Board
  - 64B8-53.002 Curriculum Standards for Electrolysis Training Programs
  - 64B8-53.003 Required Equipment for electrolysis Training Programs
  - 64B8-55.002 Citations
  - 64B8-56.002 Equipment and Devices; Protocols for Laser and Light-Based Devices

7. Sunshine Laws Refresher

## **REPORTS**

Council Chair – Jolynn Greenhalgh, DNP, ARNP

8. Chair's Report

- Healthiest Weight Updates, if any

Executive Director – Allen Hall

9. Expenditures by Function

10. Cash Balance Report

## **NEW BUSINESS**

11. Proposed Revision to 2016 Delegation of Authority

## **OLD BUSINESS**

12. May 16, 2016 Electrolysis Council Meeting Minutes

## **OTHER BUSINESS AND INFORMATION**

13. Re-Appointment of Jolynn Greenhalgh

14. June 2, 2016 Board of Medicine Rules/Legislative Committee Meeting

15. Staff Recognition

*30-Hour Laser Provider Checklist*  
*Reference: Rule 64B8-52.004, F.A.C.*  
*Requirements for Approval of Training Courses for Laser & Light-Based Hair Removal or Reduction*

**Laser Loft (London Fernandes)**

Provider Tracking # **50-19892**  
4372 Southside Blvd Suite 206  
Jacksonville, Florida 32216  
(904) 866-0295  
londonf91@gmail.com  
<http://www.laserloft.com>

- |  |   |
|--|---|
| \$250.00 Fee   | ✓ |
| Statement of Educational Goals and Objectives                                | ✓ |
| Course Outline and Syllabus  | ○ |
| Curriculum Vitae of the Instructor(s)  | ○ |
| Name of Instructor(s) & Verification of 1 yr. Post-Certification Date*       |   |
| 1) <u>Paris Fernandes</u> CME Original Certification Date: <u>04/07/2015</u> |   |
| Sample Attendance Record and Recording Procedure                             | ✓ |
| Sample Completion Record   | ✓ |
| Copy of the Electrology Facility License                                     | ✓ |
| Department of Health Inspection Sheet  | ✓ |

**Application Complete Date:** Pending

**Agenda Date:** July 11, 2016

Syllabus corrections forthcoming in an addendum

**Mission:**

To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts .



**Rick Scott**  
Governor

**Celeste Philip, MD, MPH**  
Surgeon General and Secretary

**Vision:** To be the **Healthiest State** in the Nation

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June 22, 2016

Ms. Kira Fernandes  
Director of Education  
Laser Loft  
4372 Southside Blvd Suite 206  
Jacksonville, Florida 32216

CE Broker Provider No. 50-19892

Dear Ms.Fernandes:

Your proposed 30-hour laser and light-based CE Provider Application will be placed on the agenda for the Electrolysis Council's consideration at the telephone conference call meeting listed below:

Date: July 11, 2016  
Time: 2:00 p.m. EST  
Phone: 1-888-670-3525 ~ When prompted, enter the following conference code number:  
7811783909 followed by the "#" sign.

If you have any questions, please do not hesitate to contact this office at the address below, by telephone at 850-245-4373 or via e-mail to [Kimberly.thomas2@flhealth.gov](mailto:Kimberly.thomas2@flhealth.gov).

Sincerely,

Kimberly Thomas  
Regulatory Specialist II

---

**Florida Department of Health**

Division of Medical Quality Assurance • Bureau of HCPR  
4052 Bald Cypress Way, Bin C05 • Tallahassee, FL 32399-3255  
PHONE: (850)245-4373 • FAX : (850) 414-6860



**Accredited Health Department**  
Public Health Accreditation Board

The Completely Automated Continuing Education (CE) Compliance Determination System



1-877-i-find-CE  
 (CALL TOLL FREE: 1-877-434-6323)  
 Monday through Friday, 8:00 am till 8:00 pm EST

**Communication Center**   **Licensees**   **CE Providers**   **Payment Info**   **Users**   **[Boards]**

Home > Communication Center > **Provider Approval Request**  
**USER:** KIMBERLY THOMAS, Regulatory Specialist II, Florida Electrolysis Council

**Provider Profile**

This same profile would be used for every Board.

Provider Tracking #      **50-19892**  
 Provider Name            **LONDON FERNANDES**  
 Provider Type            Board Approved Single Status Provider- Laser & Light Based Hair Removal  
 Payment Status          Payment Received  
                                  [View Payment History](#)   [View Attestation Message](#)

**Physical Business Address**

Street Address            4372 SOUTHSIDE BLVD  
 (No P.O. Boxes)        SUITE 206  
 City                        JACKSONVILLE  
 State                        FLORIDA  
 Zip                         32216  
                                  [View Address History](#)

**Mailing Address**

Street Address            4372 SOUTHSIDE BLVD  
                                  SUITE 206  
 City                        JACKSONVILLE  
 State                        FLORIDA  
 Zip                         32216

Phone:                     (904) 866-0295

Fax:

Toll Free Phone:

Comments:

**Registration Information**

Enter the phone number and website addresses you would like CE Broker to provide licensees wishing to enroll in your continuing education.

Registration Phone        (904) 642-7774  
 Registration Website:    <http://www.laserloftjax.com>  
 Company Website         <http://www.laserloftjax.com>  
 In-House:                  

Check if your continuing education is primarily available only to your company's employees (in-house education provider). If you are primarily an in-house education provider, your in-house continuing education will not appear in general search results.

**Florida Electrolysis Council Questions and Responses**

Florida Statute 456.025(7) states: All approved continuing education providers shall provide information on course attendance to the department necessary to implement the electronic tracking system. My organization agrees to report completed course credit as required by 456.025(7) Florida Statute and 64B-5.002 Florida Administrative Code.

Yes

No

**Primary Contact:**

LONDON TOMASELLO FERNANDES    [View Profile](#)

**For Board Use Only**

Status:                     Pending        
 Date: 06/22/2016      \* mm/dd/yyyy  
 Payment Status:         Payment Received

Internal Board/Council Comments Only     

Comments viewable by CE Provider     

[View Board/Council History](#)

**Save**

Reroute request to:

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[Home](#) > [Communication Center](#) > [Contact Information](#)

**USER:** KIMBERLY THOMAS, Regulatory Specialist II, Florida Electrolysis Council

**System User Profile**

First Name: LONDON  
 Middle Name: TOMASELLO  
 Last Name: FERNANDES  
 Title: OWNER  
 Status:  Active

Secure Access Group: Provider Limited  
 User Tracking #: 30-6436236

**Physical Business Address**

Street Address (No P.O. Boxes): 4372 SOUTHSIDE BLVD SUITE 206  
 City: JACKSONVILLE  
 State: FLORIDA  
 Zip: 32216

**Mailing Address**

Street Address: 4372 SOUTHSIDE BLVD SUITE 206  
 City: JACKSONVILLE  
 State: FLORIDA  
 Zip: 32216

E-mail: londonf91@gmail.com

**Additional E-mail**

What communication would you also receive via e-mail? All communication will be sent to your Communication Center on this website. What communication would you also wish to receive via e-mail?

- All
- Only renewal notifications and informational messages (i.e. non system generated messages)

**Preferred E-mail Format**

HTML  Plain Text (for dial-up connection)

**Direct Link E-mails**

We may send e-mails with direct access links to specific information. This will enable you to bypass the login screen when a link is provided.

Phone: (904) 866-0295

Fax:

Comments:

The Completely Automated Continuing Education (CE) Compliance Determination System

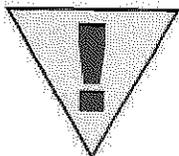


**1-877-i-find-CE**  
 (CALL TOLL FREE: 1-877-434-6323)  
 Monday through Friday, 8:00 am till 8:00 pm EST

**Communication Center**   **Licensees**   **CE Providers**   **Payment Info**   **Users**   **[Boards]**

Home > Communication Center > **Provider Application - Confirm Application**  
**USER:** KIMBERLY THOMAS, Regulatory Specialist II, Florida Electrolysis Council

**Documents to be mailed**



Your application will not be completed until the documents to be mailed are received. Please mail the documents to:

Florida Electrolysis Council  
 4052 Bald Cypress Way  
 BIN# C05  
 Tallahassee, FLORIDA 32399 3255

Include a copy of this page as the mailing cover sheet.

**Provider Application Confirmation**

Thank you. Your application will be forwarded to the Florida Electrolysis Council. The primary contact for LONDON FERNANDES will receive a decision regarding your application to Florida Electrolysis Council via e-mail and your CE Broker Message Box.

Should the Board request additional information for clarification your primary contact will receive a request via e-mail and in their Message Box.

Your CE Broker Tracking # **50-19892**

**Receipt:**

Application to:	Florida Electrolysis Council
Provider Name:	LONDON FERNANDES
Date Submitted:	June 20, 2016
Total Charge:	\$ 250
Method of Payment:	Credit Card
Credit Card Authorization #:	AU0AE783D0B3

The Completely Automated Continuing Education (CE) Compliance Determination System



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Home > Communication Center > Course Addition Request

USER: ANNA KING, Florida Electrolysis Council

Course Addition Request

Course Name: PENDING PROVIDER - 30 HOUR LASER COURSE  
 CE Broker Course Tracking #: 20 - 561900  
 Course Description: 30 Hour Laser Course  
 Provider: LONDON FERNANDES  
 Course Type: Live  
 Delivery Method: Class (opportunity for interaction with presenter/host)  
 Provider Type: Board Approved Single Status Provider- Laser & Light Based Hair Removal

Profession Selection + Hours

Renewal Hours

Approved Hours

Electrologist

HIV/AIDS	0	
Blood-Borne Diseases	0	
Medical Errors	0	
General	0	
General (Laser & Light Based Hair Removal Courses)	30	

Course Attachments

Documents to be Mailed

Click the "Attach" button, locate the file to upload, and select it. When you submit your request, the attached files will automatically be enclosed.

↗
Attach

↘
Remove

Comments:

(none)

For Board Use Only

Status: Pending Date: \* mm/dd/yyyy  
 Rosters Allowed Beginning: 06/22/2016 \* (course completion posted prior to this date will not be allowed to post to a transcript)

Internal Board/Council Comments Only

Comments viewable by CE Provider

[Request Additional Information from provider](#)

[View Board/Council History](#)

Save

Reroute request to (None) Reroute

The Continuing Education (CE) Compliance Determination System



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(CALL TOLL FREE: 1-877-434-6323)

Monday through Friday, 8:00 am till 8:00 pm EST

## Florida Electrolysis Council

I agree to report individual licensee program completions in accordance with the Florida Department of Health's Rule 64B-5.002, F.A.C.

I agree to report individual licensee program completions in accordance with the Florida Department of Health's Rule 64B-5.002, F.A.C.

I certify that the information provided as part of this application is accurate and that if approved, I agree to abide by the requirements set forth in Rule 64B8-52.004, Florida Administrative Code, for all laser and light based hair removal or reduction continuing education courses presented by this organization.

I agree to abide by CE Broker's [Conditions of Use](#) and [Privacy Policy](#).

Application completed by: **LONDON TOMASELLO FERNANDES**

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## Goals and Objectives

Laser Loft provides a hands on training for our 30 hour Laser Course. This class will prepare students for the field. Specific instruction will be given and students will be tested. They will learn the basic concepts that relate to the field of IPL and Laser hair reduction. Students will receive a certificate upon completion of the course. This class has 3 main Goals and Objectives:

1) Provide students with an environment that is professional and conducive for learning; Allowing our students to study and learn accurate information regarding the basic concepts of IPL and Laser Hair reduction.

2) To prepare one to achieve fundamental skills and habits in the use of Lasers and Light based machines.

3) To complete an approved 30 hour continuing education course. To certify one in the use of laser and

light-based hair reduction devices, that is approved by the  
Electrolysis Council and Board of Medicine.

# Laser Loft Course Outline/ Syllabus

The course outline below outlines the topics that will be covered. The method of study will include home study, classroom, videos, posters and skin and hair models. Prior to the course, participants will receive their course material. This CEU course material contains information you should be familiar with prior to coming to our facility for your resident training. You will find exams at the end of selected material, which you MUST complete and turn in when you arrive at Laser Loft. Once you arrive at our facility you will receive additional instruction as well as hands on training. You will receive a certificate upon completion of the course. Exams and testing will include the following information:

## **LZ 101 Historical Overview of Hair Depilation**

A look at methods of hair removal past and present, including Laser, Electrolysis, Shaving, Tweezing, Waxing, Sugaring, Threading, Rotary Epilators, and Chemical Depilatories.

## **LZ 102 Mechanical Modalities, Laser and Light Sources, Electricity**

All previously discussed mechanical modalities in the historical overview except for *electrolysis* are temporary. Laser and light based modalities are gaining popularity as a permanent hair *reduction* method. There will be a basic explanation of electricity including voltage, resistance, current, conductors, insulators, and units of measure.

## **LZ 103 Hair Anatomy, Growth Cycles and Medical Conditions Contributive to Excess Hair Growth**

Students will learn the histological aspects of hair along with the stages of growth and causes of hirsutism and hypertrichosis.

### **LZ 104 Endocrinology**

A wide variety of physiological processes can be attributed to the endocrine system through chemical messengers called hormones. We will look at this system of the body, the hormones produced and the effect hormone stimulation has on hair growth.

### **LZ 105 Laser and Light Based Hair Removal Physics**

A background study of the various types of lasers including the theory of traditional and coherent light, the electromagnetic spectrum, wavelength, laser mediums, photonic principles, delivery systems and a history of lasers and their medical applications. A comparison between lasers and electrolysis will be presented.

### **LZ 106 Desired Energy Transfer Parameters**

An overview of laser and light based tissue interaction including, the Grothus Draper Law, reflection, transmission, scatter, and absorption. The melanin and hemoglobin absorption curve, how wavelength effects depth of penetration, the concept of selective photothermolysis.

### **LZ 107 Safety and Precautions**

Laser Safety includes treatment room considerations, electrical safety, eye safety and appropriate eyewear, fire safety, laser plume, awareness and understanding of ANSI Z136.3 and OSIA requirements as well as federal, state and local regulations.

### **LZ 108 Patient Selection and Consultation**

A patient consultation is required by law to perform laser hair removal. Florida Law currently states that only physicians and physician assistants can utilize lasers on patients. An electrologist that is certified in laser and light based hair removal can partner with a physician in order to practice laser hair removal. The physician performs the primary

consultation with the patient and then the certified electrologist can perform the desired laser process. By pairing with a physician, the law is abided. Learn to determine good candidates for laser hair removal, which patients will or won't benefit. How to review hair biology and growth cycles with patient. How proper energy levels are determined for treatment for efficacy and safety. Expectations during and after treatment. Proper documentation of patient case history and consent forms. Pretreatment patient preparation including shaving, test spot and Nikolski sign. Treatment contraindications, including recognition of disease conditions and photo sensitive drugs, herbs, organics. Post treatment procedures including the application of ice and medication, expected outcomes including erythema and edema. Follow-up care.

### **LZ 109 Current Consumer Marketplace**

This portion of the course will help you establish price guidelines, show you how to promote, advertise, partner with physicians, and establish a medical director.

### **LZ 110 Definitions and Terminology**

A compendium of applicable terms used in laser hair removal, electrolysis, and their supportive sciences.

### **LZ111 Review of Current Lasers and Light Based Systems Available**

We will look at the various types of equipment available from manufacturers, so you can choose what is right for your clientele.

### **LZ 112 Laws and Rules**

Review of Florida Statutes regulating electrologist and laser hair removal, continuing education requirements.

### **LZ 113 Applied Clinical Training**

You will receive at least five hours of hands-on experience with lasers and light based devices to include hair removal or reduction from all areas of the body.



## Department of Health



PARIS Q.E. FERNANDES

License Number: EO2854

*Data As Of 6/22/2016*

<b>Profession</b>	Electrologist
<b>License</b>	EO2854
<b>License Status</b>	CLEAR/ACTIVE
<b>License Expiration Date</b>	5/31/2018
<b>License Original Issue Date</b>	12/31/2013
<b>Address of Record</b>	20400 TRAILSIDE DR. ESTERO, FL 33928 UNITED STATES
<b>Controlled Substance Prescriber</b>	No
<b>Discipline on File</b>	No
<b>Public Complaint</b>	No

The information on this page is a secure, primary source for license verification provided by the Florida Department of Health, Division of Medical Quality Assurance. This website is maintained by Division staff and is updated immediately upon a change to our licensing and enforcement database.

## Thomas, Kimberly

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**From:** Lisa Nelson <lnelson@reesgroupinc.com>  
**Sent:** Wednesday, June 22, 2016 3:58 PM  
**To:** Thomas, Kimberly  
**Subject:** Re: Original CME certification date

Hi Kimberly:

Paris received her CME on 4/7/2014.

Lisa

On Jun 22, 2016, at 1:33 PM, "Thomas, Kimberly" <Kimberly.Thomas2@flhealth.gov> wrote:

Hello Lisa,  
Please disregard the last email.

Please verify the original CME certification date for Paris Fernandes EO2854. This is part of an application for a continuing education provider.

Thank you,

Kimberly Thomas  
Regulatory Specialist II  
Florida Electrolysis Council  
Department of Health  
Division of Medical Quality Assurance  
4052 Bald Cypress Way, BIN C05  
Tallahassee, FL 32399-3255  
Phone: 850-245-4444 X2510  
Fax: 850-414-6860

<http://www.floridahealth.gov/licensing-and-regulation/index.html>

There have been changes to the license renewal process. Please visit [www.ceat renewal.com](http://www.ceat renewal.com) to learn more!

DOH Mission & Vision: To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts. Our vision is to be the **Healthiest State** in the Nation.  
MQA Mission: To protect the public through health care licensure, enforcement and information. Our focus is to be the nation's leader in quality health care regulation.

Please note: Florida has a very broad public records law. Most written communications to or from other state officials regarding state business are public records available to the public and media upon requested. Your e-mail communications may therefore be subject to public disclosure.

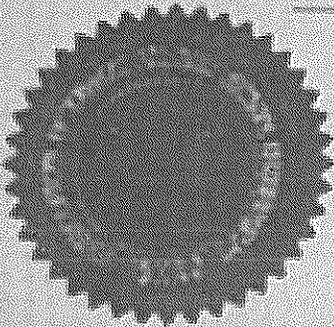
*How am I doing? Please let my supervisor, Anna King, know at [anna.king@flhealth.gov](mailto:anna.king@flhealth.gov)!*



The Society for Clinical and Medical Hair Removal  
By the authority of the SCMHR Board of Directors  
Hereby states that

Paris Q.E. Fernandes, CCE

Meets the Standards and Qualification Requirements of  
the SCMHR as a Certified Clinical Electrologist



William A. Mason  
SCMHR President

13100901  
Certificate #

10/9/2015  
Certificate Expiration Date

# Florida School of Electrolysis

Doct Charlotte, Florida

This Is To Certify That

Paris Fernandes

Has completed in a satisfactory manner  
the prescribed course of training at Florida School of Electrolysis  
in the theory and practice of  
Electrolysis, Thermoanalysis, and the Blend and is fully trained  
In testimony whereof we affix our hand and seal

This 30 day of August 20 18

Ronald Brunette

Administrator



Students will be eligible for their 30 Hour Laser Course Certificate Only upon completion of their full 30 Hours. Attendance and hours will be recorded daily at the instructors desk.

Laser Loft will endeavor to provide an environment that is both professional and conducive to learning. Small classes will enable the instructor to give special individualized attention to students, which will in turn help them to excel in both practical and theoretical subjects. Students will learn the proper safety handling of Lasers and IPL's. Laser Loft has the most advanced Laser and IPL technology. This will allow students to train with the latest and most up to date technology.

#### Attendance:

Students are required to attend class according their contract. Failure to be present for an assigned class date will need to be made up. Should the class be full, the student will be added to a waiting list. No student will get their certification without completing the full 30 hours of training.

#### Dress Code:

Students must be presentable and well groomed at all times. Revealing clothing is unacceptable. (i.e. Strapless tank tops, half shirts,

CERTIFICATE  
LASER LOFT

*This Certificate that*

*Kira Fernandes*

*Has successfully completed Laser Loft's Laser and P.M. Training*

**30 HOUR LASER CERTIFICATION**

*July 2009*

DATE

*Kira Fernandes*

SECRETARY

AC# 7113579

STATE OF FLORIDA  
DEPARTMENT OF HEALTH  
DIVISION OF MEDICAL QUALITY ASSURANCE

DATE	LICENSE NO.	CONTROL NO.
00/01/2018	EO 2854	10236

The **ELECTROLOGIST**  
named below has met all requirements of  
the laws and rules of the state of Florida.

Expiration Date: **MAY 31, 2018**

**PARIS O.E. FERNANDES**  
20400 TRAILSIDE DR  
ESTERO, FL 33928

  
Rick Scott  
GOVERNOR

  
Celestio M. Phipps, M.D., M.P.H.  
Surgeon General and Secretary

DISPLAY IF REQUIRED BY LAW



## Department of Health



License Number: EP992

*Data As Of 6/21/2016*

<b>Profession</b>	Electrolysis Facility
<b>License</b>	EP992
<b>License Status</b>	CLEAR/
<b>License Expiration Date</b>	5/31/2018
<b>License Original Issue Date</b>	10/01/2014
<b>Address of Record</b>	4372 SOUTHSIDE BLVD SUITE 206 JACKSONVILLE, FL 32216
<b>Controlled Substance Prescriber</b>	No
<b>Discipline on File</b>	No
<b>Public Complaint</b>	No

The information on this page is a secure, primary source for license verification provided by the Florida Department of Health, Division of Medical Quality Assurance. This website is maintained by Division staff and is updated immediately upon a change to our licensing and enforcement database.



STATE OF FLORIDA  
DEPARTMENT OF HEALTH  
INVESTIGATIVE SERVICES  
ELECTROLYSIS FACILITY

Florida  
HEALTH

WWW.DOH.STATE.FL.US

File # 1115

Insp # 5141

ROUTINE  CHANGE LOC  NEW  CURRENTLY NOT OPERATING  CHANGE OWNER   
INSPECTION AUTHORITY - CHAPTER 478.51(8)(9), CHAPTER 456, F.S. and 64B8-51.006 F.A.C.

NAME OF ESTABLISHMENT LASER LOFT LLC		PERMIT NUMBER		DATE OF INSPECTION 9/30/2014	
DOING BUSINESS AS				EXPIRATION DATE 09/30/2014	
STREET ADDRESS 4372 SOUTHSIDE BLVD SUITE 206		TELEPHONE # 904-642-7774	EXT.	OWNER'S NAME Fernandez	
CITY JACKSONVILLE		COUNTY 26		STATE/ZIP 32216	
PERSON EMPLOYED	LICENSE NUMBER		PERSON EMPLOYED	LICENSE NUMBER	
Lisa L. Marquez	EO 1023		Maria G. Saleh	EO 2909	
				SATISFACTORY	
				YES NO	
1	Electrologist license active. [478.49(1), F.S.]				<input checked="" type="checkbox"/>
2	Electrologist license visibly displayed. [478.49(2), F.S.] [64B8-51.006(3)(b)2., F.A.C.]				<input checked="" type="checkbox"/>
3	Electrolysis facility properly licensed. [478.51(1), F.S.]				<input checked="" type="checkbox"/>
4	Facility license conspicuously displayed. [478.51(2), F.S.] [64B8-51.006(3)(b)1., F.A.C.]				<input checked="" type="checkbox"/>
5	Facility does not employ unlicensed persons to practice electrology. [478.52(1)(k), F.S.]				<input checked="" type="checkbox"/>
6	Needle holder tips and clean and sterile needles/probes. [64B8-51.006(3)(e)2., 3., F.A.C.]				<input checked="" type="checkbox"/>
7	Betadine, 3% pharmaceutical grade hydrogen peroxide or 70% isopropyl alcohol or single use wipes saturated with 70% isopropyl alcohol, clean non-sterile cotton balls. [64B8-51.006(3)(e)14., 15., F.A.C.]				<input checked="" type="checkbox"/>
8	Room where electrolysis is performed has 4 permanently fixed walls at least 6 feet high permanently connected to the floor and doors capable of being locked. [64B8-51.006(3)(a)1., F.A.C.]				<input checked="" type="checkbox"/>
9	FDA registered needle-type epilation device. [64B8-51.006(3)(e)1., F.A.C.]				<input checked="" type="checkbox"/>
10	Treatment table/chair with nonporous surface capable of being disinfected. [64B8-51.006(3)(e)4., F.A.C.]				<input checked="" type="checkbox"/>
11	Non-sterile disposable examination gloves. [64B8-51.006(3)(e)20., F.A.C.]				<input checked="" type="checkbox"/>
12	Sink with hot and cold running water within the electrolysis facility. [64B8-51.006(3)(a)2., F.A.C.]				<input checked="" type="checkbox"/>
13	Magnifier/optical loupe or microscope capable of being cleaned and disinfected. [64B8-51.006(3)(e)10., F.A.C.]				<input checked="" type="checkbox"/>
14	Single use, disposable towels. Sanitary waste receptacles for disposal of used gloves, paper supplies, cotton balls and other noninfectious items. [64B8-51.006(3)(e)6., 7., F.A.C.]				<input checked="" type="checkbox"/>
15	Only autoclave or dry heat sterilizer (glass bead sterilizer not acceptable) [64B8-51.006(3)(e)17., F.A.C.]				<input checked="" type="checkbox"/>
16	Clean and sterile forceps/tweezers and EPA registered tuberculocidal hospital grade disinfectant/household bleach/pre-saturated disinfectant cloths for wiping non-porous surfaces. [64B8-51.006(3)(e)2., 11., F.A.C.]				<input checked="" type="checkbox"/>
17	Electrolysis facility is clean, sanitary, well lit, and allows for circulation of air odors. [64B8-51.006(3)(a), F.A.C.]				<input checked="" type="checkbox"/>
18	Eye shields capable of being cleaned w/disinfectant, if used. [64B8-51.006(3)(e)12., F.A.C.]				<input checked="" type="checkbox"/>
19	Holding container for soaking and cleaning contaminated instruments. [64B8-51.006(3)(e)19., F.A.C.]				<input checked="" type="checkbox"/>
20	Covered container for forceps/tweezers, needles/probes capable of being sterilized. [64B8-51.006(3)(e)13., F.A.C.]				<input checked="" type="checkbox"/>
21	Sharps container for disposal of used needles/probes. [64B8-51.006(3)(e)8., F.A.C.]				<input checked="" type="checkbox"/>
22	Most recent inspection sheet visibly displayed. [64B8-51.006(3)(b)3., F.A.C.]				<input checked="" type="checkbox"/>
23	Current copy of rule 64B8-51.006, F.A.C. visibly displayed. [64B8-51.006(3)(b)4., F.A.C.]				<input checked="" type="checkbox"/>
24	Monthly records of sterilizer biological test monitoring available upon request. [64B8-51.006(3)(e)18., F.A.C.]				<input checked="" type="checkbox"/>
25	Appointment book maintained on premises listing names of persons receiving electrolysis treatment. [64B8-51.006(3)(f), F.A.C.]				<input checked="" type="checkbox"/>
26	Toilet and lavatory fixtures and components clean, in good repair, well lighted and in an adequately ventilated location to remove objectionable odors. [64B8-51.006(3)(c), F.A.C.]				<input checked="" type="checkbox"/>
27	Minimum of one toilet and sink with running water provided in a separate room on the premise or in the same building, equipped with toilet tissue, soap, or other hand cleaning material, disposable towels or electric blow dryer and a waste receptacle. [64B8-51.006(3)(c), F.A.C.]				<input checked="" type="checkbox"/>
28	The only animals present are those trained to assist hearing/visually impaired or physically disabled. [64B8-51.006(3)(d), F.A.C.]				<input checked="" type="checkbox"/>
<b>IF THE ESTABLISHMENT IS ENGAGED IN LASER HAIR REMOVAL THE FOLLOWING CONDITIONS MUST BE SATISFIED</b>					
29	Proof of Certified Medical Electrologist (CME) Certification by a national certified organization approved by the Society of Clinical & Medical Hair Removal (SCMHR). [64B8-51.006(3)(g)2., F.A.C.]				<input checked="" type="checkbox"/>
30	Proof of certification of a 30-hour continuing education course approved by the Electrolysis Council. [64B8-51.006(3)(g)1., F.A.C.]				<input checked="" type="checkbox"/>
31	Proof of registration of laser as required by section 501.122, F.S. [64B8-51.006(3)(g)3., F.A.C.]				<input checked="" type="checkbox"/>
32	Laser room labeled with sign, with doors capable of being locked. [64B8-51.006(3)(g)5., 6., F.A.C.]				<input checked="" type="checkbox"/>
33	Fire extinguisher in the vicinity of laser room. [64B8-51.006(3)(g)8., F.A.C.]				<input checked="" type="checkbox"/>
34	Written designation of laser safety officer. [64B8-51.006(3)(g)4., F.A.C.]				<input checked="" type="checkbox"/>
35	Protective eyewear for all persons in laser room during laser operation and cold water and ice ready available. [64B8-51.006(3)(g)7., 9., F.A.C.]				<input checked="" type="checkbox"/>
36	At least one piece of properly registered laser equipment located within the electrology facility. [64B8-51.006(3)(g)10., F.A.C.]				<input checked="" type="checkbox"/>
37	Licensed electrologist to perform laser hair removal under the "direct supervision (on the premises) and responsibility of a physician trained in hair removal and licensed pursuant to the provisions of Chapter 458 or 459, F.S." [64B8-56.002(1)(d), F.A.C.] [64B8-2.001(1)(a), F.A.C.]				<input checked="" type="checkbox"/>
<b>IF THIS IS AN ELECTROLYSIS TRAINING SCHOOL THE CONDITIONS ON INV FORM 412 B MUST ALSO BE SATISFIED</b>					
Remarks: New establishment. Appointment book readily available as well as their monthly records of sterilizer biological test. Does not have an autoclave or epilation device.					

I have read and have had this inspection report and the laws and regulations concerned herein explained, and do affirm that the information given herein is true and correct to the best of my knowledge. I have received a copy of the Licensee Bill of Rights.

PRINT NAME OF RECIPIENT Steven Davis

Date

Investigator Signature

ID j199

Save

**64B8-52.004 Requirements for Approval of Training Courses for Laser and Light-Based Hair Removal or Reduction.**

The Electrolysis Council will approve laser and light-based hair removal or reduction continuing education training courses upon application if the following requirements are met:

(1) Continuing education providers seeking initial approval by the Council shall pay a fee of \$250, and shall apply through the Department of Health's contracted continuing education system, CE broker, at [www.cebroker.com](http://www.cebroker.com). Continuing education providers seeking renewal of provider status shall also pay a \$250 fee each biennium. To receive Council approval, a continuing education program:

(a) Shall be submitted for the Council's approval not less than 60 days nor more than 360 days prior to the date the offering is scheduled;

(b) Shall have its sponsor submit to the Council at least the following:

1. A statement of the educational goals and objectives of the program;
2. A detailed course outline or syllabus, including such items as method of instruction, testing materials, if any;
3. A current curriculum vitae of the course instructor(s);
4. The procedure to be used for recording attendance of those attendees seeking to apply for continuing education credit and the procedure for certification by the course's registrar of attendance;
5. A sample certificate of completion; and
6. A copy of the electrolysis facility license and the most recent Department of Health inspection sheet from the location where the continuing education training course is offered demonstrating compliance with paragraph 64B8-51.006(3)(g), F.A.C.

(2) The course consists of thirty (30) hours of instruction, which may include 15 hours of home-study didactic training, in the use of laser and light-based hair removal or reduction devices, including:

(a) Biology of hair;

(b) Laser and light-based device terminology;

(c) Basic electricity;

(d) Laser and light-based hair removal physics, including:

1. The theory of traditional light.
2. The theory of coherent light.
3. The electromagnetic spectrum.
4. The different types of laser and light-based hair removal devices.
5. The history of laser and light-based device development.
6. The history of medical laser and light-based device development.
7. Understanding photonic principles and how a laser and light-based device works.
8. Hair removal laser and light-based device delivery systems.

(e) Safety and precautions, including:

1. Federal and quasi-federal regulatory agencies and their roles in safety.
2. Treatment room considerations.
3. Eye safety for the operator and the patient.
4. Fire safety.

(f) Laser and light based tissue interaction, including:

1. Grothus draper law.
2. Reflection, transmission, scatter and absorption.
3. The melanin and hemoglobin absorption curve at various hair removal device wavelengths.
4. Depth of penetration and wavelength.
5. Possible effects of absorption of light energy.
6. Selective photothermolysis, including:

- a. Wavelength.
- b. Pulse duration.
- c. Energy fluence.
- d. Spot size.

(g) Sanitation;

- (h) Fitzpatrick skin typing;
- (i) The patient intake form;
- (j) The consultation;
- (k) Proper documentation of patient case history and consent forms;
- (l) Pre-treatment patient preparation including test spot considerations and the Nikolski sign;
- (m) Treatment contra-indications including the recognition of disease conditions of the skin;
- (n) Handpiece and spot size considerations;
- (o) Fluence setting;
- (p) Stretch technique;
- (q) Use of grid stamp;
- (r) Post-treatment procedures, including:
  1. Application of ice and medication.
  2. Instructions to patients.
- (s) Expected outcomes including erythema and edema;
- (t) Possible adverse outcomes;
- (u) Follow-up care;
- (v) The concept of using needle-type epilators to complement laser and light-based hair removal or reduction devices; and
- (w) At least five (5) hours of hands-on experience with laser and light-based devices to include hair removal or reduction from all areas of the body.

(3) The instructors of each laser and light-based hair removal course have one year of post-certification experience. Verifiable documentation of this experience must be submitted to the Council with the application.

*Rulemaking Authority 456.025(7), 478.43 FS. Law Implemented 456.025(7), 478.42(5), 478.43(3), 478.50 FS. History—New 10-3-00, Amended 12-24-01, 12-26-02, 8-17-04, 7-3-06, 2-18-09, 12-21-14.*

## Instructor Vitae

Paris Fernandes  
Laser Tech  
173 Strawberry Lane  
Jacksonville, FL 32259

### Overview

Dependable hard working professional. Willing to go above and beyond for clients. Expert in cosmetics. Specializes in educating clients.

### Experience

2014-2016 Laser Tech, Laser Loft

- Laser Treatments
- Skin analysis
- Documentation
- Scheduling
- Product knowledge
- Recommendations
- Electronic medical records
- Sterilization
- Customer Service

### Certifications

2013 - CME, CCE, Electrologist

# Laser Loft Course Outline/ Syllabus

The course outline below outlines the topics that will be covered. The method of study will include home study, classroom, videos, posters and skin and hair models. Prior to the course, participants will receive their course material. This CEU course material contains information you should be familiar with prior to coming to our facility for your resident training. You will find exams at the end of selected material, which you MUST complete and turn in when you arrive at Laser Loft. Once you arrive at our facility you will receive additional instruction as well as hands on training. You will receive a certificate upon completion of the 30 hour course. 15 hours will be home-study. Exams and testing will include the following information:

## **LZ 101 Historical Overview of Hair Depilation**

A look at methods of hair removal past and present, including Laser, Electrolysis, Shaving, Tweezing, Waxing, Sugaring, Threading, Rotary Epilators, and Chemical Depilatories.

## **LZ 102 Mechanical Modalities, Laser and Light Sources, Electricity**

All previously discussed mechanical modalities in the historical overview except for *electrolysis* are temporary. Laser and light based modalities are gaining popularity as a permanent hair *reduction* method. There will be a basic explanation of electricity including voltage, resistance, current, conductors, insulators, and units of measure.

## **LZ 103 Hair Anatomy, Growth Cycles and Medical Conditions Contributive to Excess Hair Growth**

Students will learn the histological aspects of hair along with the stages of growth and causes of hirsutism and hypertrichosis.

### **LZ 104 Endocrinology**

A wide variety of physiological processes can be attributed to the endocrine system through chemical messengers called hormones. We will look at this system of the body, the hormones produced and the effect hormone stimulation has on hair growth.

### **LZ 105 Laser and Light Based Hair Removal Physics**

A background study of the various types of lasers including the theory of traditional and coherent light, the electromagnetic spectrum, wavelength, laser mediums, photonic principles, delivery systems and a history of lasers and their medical applications. A comparison between lasers and electrolysis will be presented.

### **LZ 106 Desired Energy Transfer Parameters**

An overview of laser and light based tissue interaction including, the Grothus Draper Law, reflection, transmission, scatter, and absorption. The melanin and hemoglobin absorption curve, how wavelength effects depth of penetration, the concept of selective photothermolysis.

### **LZ 107 Safety and Precautions**

Laser Safety includes treatment room considerations, electrical safety, eye safety and appropriate eyewear, fire safety, laser plume, awareness and understanding of ANSI Z136.3 and OSHA requirements as well as federal, state and local regulations.

### **LZ 108 Patient Selection and Consultation**

A patient consultation is required by law to perform laser hair removal. Florida Law currently states that only physicians and physician assistants can utilize lasers on patients. An electrologist that is certified in laser and light based hair removal can partner with a physician in order to practice laser hair removal. The physician performs the primary consultation with the patient and then the certified

electrologist can perform the desired laser process. By pairing with a physician, the law is abided. Learn to determine good candidates for laser hair removal, which patients will or won't benefit. How to review hair biology and growth cycles with patient. How proper energy levels are determined for treatment for efficacy and safety. Expectations during and after treatment. Proper documentation of patient case history and consent forms. Pretreatment patient preparation including shaving, test spot and Nikolski sign. Treatment contraindications, including recognition of disease conditions and photo sensitive drugs, herbs/organics. Post treatment procedures including the application of ice and medication, expected outcomes including erythema and edema. Follow-up care.

### **LZ 109 Current Consumer Marketplace**

This portion of the course will help you establish price guidelines, show you how to promote, advertise, partner with physicians, and establish a medical director.

### **LZ 110 Definitions and Terminology**

A compendium of applicable terms used in laser hair removal, electrolysis, and their supportive sciences.

### **LZ111 Review of Current Lasers and Light Based Systems Available**

We will look at the various types of equipment available from manufacturers, so you can choose what is right for your clientele.

### **LZ 112 Laws and Rules**

Review of Florida Statutes regulating electrologist and laser hair removal, continuing education requirements.

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You will receive at least five hours of hands-on experience with lasers and light based devices to include hair removal or reduction from all areas of the body.(2) The course consists of thirty (30) hours of instruction, which may include 15 hours of home-study.

**Use of laser and light-based hair removal or reduction devices, including:**

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  8. Hair removal laser and light-based device delivery systems.
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- (w) At least five (5) hours of hands-on experience with laser and light-based devices to include hair removal or reduction from all areas of the body.**

## Thomas, Kimberly

---

**From:** Thomas, Kimberly  
**Sent:** Tuesday, June 28, 2016 1:03 PM  
**To:** Anna King (Anna.King@flhealth.gov)  
**Subject:** FW: Syllabus  
**Attachments:** Laser Loft Course OutlineSyllabus.pdf; ATT00001.txt

Kimberly Thomas  
Regulatory Specialist II  
Florida Electrolysis Council  
Department of Health  
Division of Medical Quality Assurance  
4052 Bald Cypress Way, BIN C05  
Tallahassee, FL 32399-3255  
Phone: 850-245-4444 X2510  
Fax: 850-414-6860

<http://www.floridahealth.gov/licensing-and-regulation/index.html>

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How am I doing? Please let my supervisor, Anna King, know at [anna.king@flhealth.gov](mailto:anna.king@flhealth.gov)!

-----Original Message-----

**From:** Laser Loft [<mailto:kira@laserloftjax.com>]  
**Sent:** Wednesday, June 22, 2016 6:49 PM  
**To:** Thomas, Kimberly <[Kimberly.Thomas2@flhealth.gov](mailto:Kimberly.Thomas2@flhealth.gov)>  
**Subject:** Syllabus

# Laser Loft Course Outline/ Syllabus

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  - (q) Use of grid stamp;
  - (r) Post-treatment procedures, including:
    1. Application of ice and medication.
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  - (v) The concept of using needle-type epilators to complement laser and light-based hair removal or reduction devices; and

**(w) At least five (5) hours of hands-on experience with laser and light-based devices to include hair removal or reduction from**

**all areas of the body.**

## Thomas, Kimberly

---

**From:** Laser Loft <kira@laserloftjax.com>  
**Sent:** Wednesday, June 22, 2016 6:49 PM  
**To:** Thomas, Kimberly  
**Subject:** Syllabus  
**Attachments:** Laser Loft Course OutlineSyllabus.pdf; ATT00001.txt

## Thomas, Kimberly

---

**From:** Thomas, Kimberly  
**Sent:** Wednesday, June 22, 2016 5:17 PM  
**To:** 'Laser Loft'  
**Subject:** Requirements for 30 Hour CE Provider Course  
**Attachments:** Rule for 30 Hour Provider Application -64B8-52.pdf

Hello Kira,  
Here it is,

Kimberly Thomas  
Regulatory Specialist II  
Florida Electrolysis Council  
Department of Health  
Division of Medical Quality Assurance  
4052 Bald Cypress Way, BIN C05  
Tallahassee, FL 32399-3255  
Phone: 850-245-4444 X2510  
Fax: 850-414-6860

<http://www.floridahealth.gov/licensing-and-regulation/index.html>

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*How am I doing? Please let my supervisor, Anna King, know at [anna.king@flhealth.gov](mailto:anna.king@flhealth.gov)!*

## Thomas, Kimberly

---

**From:** Laser Loft <kira@laserloftjax.com>  
**Sent:** Wednesday, June 22, 2016 4:43 PM  
**To:** Thomas, Kimberly; Laser Loft  
**Subject:** Paris Fernandes Vitae

### Instructor Vitae

Paris Fernandes  
Laser Tech  
173 Strawberry Lane  
Jacksonville, FL 32259

### Overview

Dependable hard working professional. Willing to go above and beyond for clients. Expert in cosmetics. Specializes in educating clients.

### Experience

2014-2016 Laser Tech, Laser Loft

- Laser Treatments
- Skin analysis
- Documentation
- Scheduling
- Product knowledge
- Recommendations
- Electronic medical records
- Sterilization
- Customer Service

### Certifications

2013 - CME, CCE, Electrologist

## Thomas, Kimberly

---

**From:** Thomas, Kimberly  
**Sent:** Wednesday, June 22, 2016 3:51 PM  
**To:** 'Laser Loft'  
**Subject:** RE: Paris Fernandes Certs

Hello Kira,

We will be publishing our agenda for the meeting today. Your application will be submitted as is if we don't receive it today.

Kimberly Thomas  
Regulatory Specialist II  
Florida Electrolysis Council  
Department of Health  
Division of Medical Quality Assurance  
4052 Bald Cypress Way, BIN C05  
Tallahassee, FL 32399-3255  
Phone: 850-245-4444 X2510  
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-----Original Message-----

**From:** Laser Loft [<mailto:kira@laserloftjax.com>]  
**Sent:** Wednesday, June 22, 2016 3:40 PM  
**To:** Thomas, Kimberly <[Kimberly.Thomas2@flhealth.gov](mailto:Kimberly.Thomas2@flhealth.gov)>  
**Subject:** Re: Paris Fernandes Certs

Yes ma'ma. Can I send it in the morning? We are all working right now.

Kira Fernandes  
Medical Aesthetician/Spa Director  
[Kira@laserloftjax.com](mailto:Kira@laserloftjax.com)  
904-642-7774

> On Jun 22, 2016, at 3:28 PM, Thomas, Kimberly <[Kimberly.Thomas2@flhealth.gov](mailto:Kimberly.Thomas2@flhealth.gov)> wrote:

>

> Hello Kira,

> Don't forget the resume.

>

- > Kimberly Thomas
- > Regulatory Specialist II
- > Florida Electrolysis Council
- > Department of Health
- > Division of Medical Quality Assurance
- > 4052 Bald Cypress Way, BIN C05
- > Tallahassee, FL 32399-3255
- > Phone: 850-245-4444 X2510
- > Fax: 850-414-6860
- > <http://www.floridahealth.gov/licensing-and-regulation/index.html>
- > There have been changes to the license renewal process. Please visit [www.ceatrenwal.com](http://www.ceatrenwal.com) to learn more!
- > DOH Mission & Vision: To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts. Our vision is to be the Healthiest State in the Nation.
- > MQA Mission: To protect the public through health care licensure, enforcement and information. Our focus is to be the nation's leader in quality health care regulation.
- > Please note: Florida has a very broad public records law. Most written communications to or from other state officials regarding state business are public records available to the public and media upon requested. Your e-mail communications may therefore be subject to public disclosure.
- >
- > How am I doing? Please let my supervisor, Anna King, know at [anna.king@flhealth.gov](mailto:anna.king@flhealth.gov)!
- >
- > -----Original Message-----
- > From: Laser Loft [<mailto:kira@laserloftjax.com>]
- > Sent: Wednesday, June 22, 2016 2:59 PM
- > To: Thomas, Kimberly <[Kimberly.Thomas2@flhealth.gov](mailto:Kimberly.Thomas2@flhealth.gov)>
- > Subject: Paris Fernandes Certs
- >
- >
- >

## Thomas, Kimberly

---

**From:** Laser Loft <kira@laserloftjax.com>  
**Sent:** Wednesday, June 22, 2016 3:40 PM  
**To:** Thomas, Kimberly  
**Subject:** Re: Paris Fernandes Certs

Yes ma'ma. Can I send it in the morning? We are all working right now.

Kira Fernandes  
Medical Aesthetician/Spa Director  
Kira@laserloftjax.com  
904-642-7774

> On Jun 22, 2016, at 3:28 PM, Thomas, Kimberly <Kimberly.Thomas2@flhealth.gov> wrote:

>

> Hello Kira,

> Don't forget the resume.

>

> Kimberly Thomas

> Regulatory Specialist II

> Florida Electrolysis Council

> Department of Health

> Division of Medical Quality Assurance

> 4052 Bald Cypress Way, BIN C05

> Tallahassee, FL 32399-3255

> Phone: 850-245-4444 X2510

> Fax: 850-414-6860

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>

> How am I doing? Please let my supervisor, Anna King, know at [anna.king@flhealth.gov](mailto:anna.king@flhealth.gov)!

>

> -----Original Message-----

> From: Laser Loft [<mailto:kira@laserloftjax.com>]

> Sent: Wednesday, June 22, 2016 2:59 PM

> To: Thomas, Kimberly <Kimberly.Thomas2@flhealth.gov>

> Subject: Paris Fernandes Certs

>

>

>

## Thomas, Kimberly

---

**From:** Thomas, Kimberly  
**Sent:** Wednesday, June 22, 2016 3:29 PM  
**To:** 'Laser Loft'  
**Subject:** RE: Paris Fernandes Certs

Hello Kira,  
Don't forget the resume.

Kimberly Thomas  
Regulatory Specialist II  
Florida Electrolysis Council  
Department of Health  
Division of Medical Quality Assurance  
4052 Bald Cypress Way, BIN C05  
Tallahassee, FL 32399-3255  
Phone: 850-245-4444 X2510  
Fax: 850-414-6860

<http://www.floridahealth.gov/licensing-and-regulation/index.html>

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How am I doing? Please let my supervisor, Anna King, know at [anna.king@flhealth.gov](mailto:anna.king@flhealth.gov)!

-----Original Message-----

**From:** Laser Loft [<mailto:kira@laserloftjax.com>]  
**Sent:** Wednesday, June 22, 2016 2:59 PM  
**To:** Thomas, Kimberly <[Kimberly.Thomas2@flhealth.gov](mailto:Kimberly.Thomas2@flhealth.gov)>  
**Subject:** Paris Fernandes Certs

## Thomas, Kimberly

---

**From:** Laser Loft <kira@laserloftjax.com>  
**Sent:** Wednesday, June 22, 2016 2:59 PM  
**To:** Thomas, Kimberly  
**Subject:** Paris Fernandes Certs.  
**Attachments:** IMG\_3429.JPG; ATT00001.txt; IMG\_3428.JPG; ATT00002.txt; IMG\_3427.JPG; ATT00003.txt

# Florida School of Electrolysis

Fort Charlotte, Florida

This is to certify that

Paul Fossard

has completed in a satisfactory manner  
the prescribed course of training at Florida School of Electrolysis

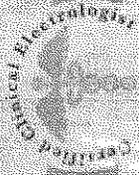
in the theory and practice of  
Electrolysis, Thermolysis, and the Blend and is fully trained

in testimony whereof we affix our hand and seal

This 30 day of August 20 18

Paul Fossard

Administrator

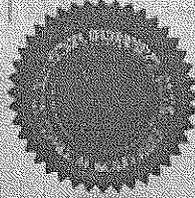


CCE

The Society for Clinical and Medical Hair Removal  
By the authority of the SCMER Board of Directors  
He rebly states that

Paris Q.E. Fernandes, CCE

Meets the Standards and Qualification Requirements of  
the SCMER as a Certified Clinical Electrophysiologist



*William C. Moore*  
SCMER President

MOORE  
President

10/19/2018

SCMER Certificate Year

ACH

STATE OF FLORIDA  
DEPARTMENT OF HEALTH  
DIVISION OF MEDICAL QUALITY ASSURANCE

DATE	LICENSE NO.	CONTROL NO.
06/01/2018	EO 2854	10238

The **ELECTROLOGIST**  
named below has met all requirements of  
the laws and rules of the state of Florida.  
Expiration Date: **MAY 31, 2018**  
**PARIS G.E. FERNANDES**  
20400 TRAILSIDE DR  
ESTERO, FL 33528



Rick Scott  
GOVERNOR



Celeste M. Philip, M.D., M.P.H.  
Surgeon General and Secretary

DISPLAY IF REQUIRED BY LAW

## Thomas, Kimberly

---

**From:** Laser Loft <kira@laserloftjax.com>  
**Sent:** Wednesday, June 22, 2016 12:06 PM  
**To:** Thomas, Kimberly  
**Subject:** Re: Documents for 30 Hour Provider

We will use Londons sister to be the instructor. Her name is Paris Fernandes and her license number is EO2854. We are all working so I can get you her Vitae this evening.

Kira Fernandes  
Medical Aesthetician/Spa Director  
[Kira@laserloftjax.com](mailto:Kira@laserloftjax.com)  
904-642-7774

On Jun 21, 2016, at 1:11 PM, Thomas, Kimberly <[Kimberly.Thomas2@flhealth.gov](mailto:Kimberly.Thomas2@flhealth.gov)> wrote:

Thanks Kira !

Kimberly Thomas  
Regulatory Specialist II  
Florida Electrolysis Council  
Department of Health  
Division of Medical Quality Assurance  
4052 Bald Cypress Way, BIN C05  
Tallahassee, FL 32399-3255  
Phone: 850-245-4444 X2510  
Fax: 850-414-6860

<http://www.floridahealth.gov/licensing-and-regulation/index.html>

There have been changes to the license renewal process. Please visit [www.ceatrenewal.com](http://www.ceatrenewal.com) to learn more!

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*How am I doing? Please let my supervisor, Anna King, know at [anna.king@flhealth.gov](mailto:anna.king@flhealth.gov)!*

**From:** Laser Loft [<mailto:kira@laserloftjax.com>]  
**Sent:** Tuesday, June 21, 2016 1:11 PM  
**To:** Thomas, Kimberly <[Kimberly.Thomas2@flhealth.gov](mailto:Kimberly.Thomas2@flhealth.gov)>  
**Subject:** Re: Documents for 30 Hour Provider

No problem. I will send them right now.

Kira Fernandes  
Medical Aesthetician/Spa Director

[Kira@laserloftjax.com](mailto:Kira@laserloftjax.com)  
904-642-7774

On Jun 21, 2016, at 12:16 PM, Thomas, Kimberly <[Kimberly.Thomas2@flhealth.gov](mailto:Kimberly.Thomas2@flhealth.gov)> wrote:

Hello Ms. Fernandes,

I was not able to open the documents sent. You also may fax the documents (850) 414-6860, we need them as soon as possible.

Kimberly Thomas  
Regulatory Specialist II  
Florida Electrolysis Council  
Department of Health  
Division of Medical Quality Assurance  
4052 Bald Cypress Way, BIN C05  
Tallahassee, FL 32399-3255  
Phone: 850-245-4444 X2510  
Fax: 850-414-6860

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***How am I doing? Please let my supervisor, Anna King, know at [anna.king@flhealth.gov](mailto:anna.king@flhealth.gov)!***

**Thomas, Kimberly**

---

**From:** Laser Loft <kira@laserloftjax.com>  
**Sent:** Tuesday, June 21, 2016 8:33 PM  
**To:** Thomas, Kimberly  
**Subject:** Fwd: London Vitae  
**Attachments:** LondonFernandesResume.pdf; ATT00001.htm

Kira Fernandes  
Medical Aesthetician/Spa Director  
[kira@laserloftjax.com](mailto:kira@laserloftjax.com)  
904-642-7774

Begin forwarded message:

**From:** London Fernandes <londonf91@gmail.com>  
**Date:** June 21, 2016 at 8:27:43 PM EDT  
**To:** Laser Loft <kira@laserloftjax.com>, London Fernandes <londonf91@gmail.com>  
**Subject:** London Resume

--  
***London Fernandes CCE, CME***  
**Owner/Operator**  
**[londonf91@gmail.com](mailto:londonf91@gmail.com)**  
**(904) 642-7774**

---

# London Fernandes

## Owner/Operator

6530 Arching Branch Circle

Jacksonville, FL 32258

(904) 418 3586

london@laserloftjax.com

## CAREER OVERVIEW

Dependable, high-energy, multitasking professional with six years of experience in providing excellent patient care. Holds the highest degree of integrity and has a flawless record of maintaining confidentiality. Can adapt to changing situations and is very loving and patient. Willing to go the extra mile for his students.

## EXPERIENCE

### **Clyde E Lassen Veterans Nursing Home, Jacksonville, FL - Certified Nursing Assistant**

2010 -2012 -

- Organize office operations and procedures.
- Patient Care
- Coordinate and maintain filing system.
- Review and approve supply requisitions.
- Dictated in Client Electronic Charts
- Manage administrative staff schedule.
- Floater

### **Lee Memorial Hospital, Ft Myers, FL - Certified Nursing Assistant**

2012 -2014

- High-level administrative support to CFO.
- Support all aspects in three areas: Professional, Personal, and Political.
- Screening and managing correspondence, telephone calls, and meeting requests.
- Patient Care..
- Organize and maintain documents, records, files, and binders.
- Dicted in Client Electronic Charts.
- Floater for 4 different Lee Memorial hospitals.
- Administered patient medication.

### **Laser Loft, Jacksonville, FL - Owner, Operator**

2014 - Present

- Oversee employees.
- Coordinate data analysis.
- Payroll.
- Laser Treatments.

- 
- Inventory and purchasing.
  - Details risk analysis of medical documents.
  - Hiring and training of new hires.
  - Schedule private parties and professional events.
  - Coordinate travel arrangements for seminars.
  - Manage written and electronic correspondence.
  - Organize meetings and room setup.
  - Coordinate and maintain calendar meetings and appointments.
  - Oversee smooth operation of the office.
  - Scheduling.

## EDUCATION

Laser Beauty Institute , Orlando, FL - *CME, CCE, Electrologist, Aesthetician*

January 2015

## SKILLS

- Detail-oriented.
- Sharp and diligent.
- Excellent organizational skills.
- Ability to resolve conflict.
- Exceptional multitasker.
- Passion for helping others.

## PROFICIENT IN

- Microsoft Word, Teaching, Excel, PowerPoint, Outlook (calendar and email).

**Thomas, Kimberly**

---

**From:** Laser Loft <kira@laserloftjax.com>  
**Sent:** Thursday, June 16, 2016 1:50 PM  
**To:** Thomas, Kimberly  
**Cc:** zzzz Feedback, MQA\_Electrolysis  
**Subject:** Re: Status of Florida Electrolysis 30 Hour Laser Provider Application

Thank you!

Kira Fernandes  
Medical Aesthetician/Spa Director  
[Kira@laserloftjax.com](mailto:Kira@laserloftjax.com)  
904-642-7774

On Jun 16, 2016, at 1:08 PM, Thomas, Kimberly <[Kimberly.Thomas2@flhealth.gov](mailto:Kimberly.Thomas2@flhealth.gov)> wrote:

June 16, 2016

Laser Loft LLC  
4372 Southside Blvd  
Suite 206  
Jacksonville, FL United States 32216  
File#- 1115

Dear Ms. Fernandes:

The Electrolysis Council has received your materials for approval of a 30 Hour Laser Provider Program. Based on Rule 64B8 -52.004, Florida Administrative Code, completion of your application for Council Review is pending the following:

1. **SUBMISSION OF APPLICATION AND FEE TO - [WWW.CEBROKER.COM](http://WWW.CEBROKER.COM)**
2. **STATEMENT OF THE EDUCATIONAL GOALS AND OBJECTIVES OF THE PROGRAM**
3. **COURSE OUTLINE OR SYLLABUS** – should provide a detailed list of courses (i.e. transcript), method of instruction, and testing materials included in this program. Please refer to Rule 64B8 -52.004, F.A.C.
4. **VITAE OF THE COURSE INSTRUCTOR(S)**
5. **SAMPLE ATTENDANCE RECORD AND RECORDING PROCEDURE** - the procedure to be used for recording attendance of those attendees seeking to apply for continuing education credit and the procedure for certification by the course's registrar of attendance.

**In order for your file to be considered for addition to the July 11, 2016 agenda, all items must be submitted and found to meet requirements no later than June 20, 2016.**

If you have any questions, please do not hesitate to contact this office at the address below, by telephone (850) 245-4373 or e-mail [Kimberly.Thomas2@flhealth.gov](mailto:Kimberly.Thomas2@flhealth.gov).

Sincerely,

Kimberly Thomas  
Regulatory Specialist II

Kimberly Thomas  
Regulatory Specialist II  
Florida Electrolysis Council  
Department of Health  
Division of Medical Quality Assurance  
4052 Bald Cypress Way, BIN C05  
Tallahassee, FL 32399-3255  
Phone: 850-245-4444 X2510  
Fax: 850-414-6860

<http://www.floridahealth.gov/licensing-and-regulation/index.html>

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***How am I doing? Please let my supervisor, Anna King, know at [anna.king@flhealth.gov](mailto:anna.king@flhealth.gov)!***

<cor-6502-1115.pdf>

<Rule for 30 Hour Provider Application -64B8-52.pdf>

## **Review of New 30-Hour Course Instructor Boca Beauty Academy - Mariana Anghel**

Rule 64B8-52.004(3), F.A.C., requires as follows:

(3) The instructors of each laser and light-based hair removal course [must] have one year of post-certification experience. Verifiable documentation of this experience must be submitted to the Council with the application.

*Rulemaking Authority 456.025(7), 478.43 FS. Law Implemented 456.025(7), 478.42(5), 478.43(3), 478.50 FS. History—New 10-3-00, Amended 12-24-01, 12-26-02, 8-17-04, 7-3-06, 2-18-09, 12-21-14.*

Boca Beauty Academy has been an approved 30-hour course provider since 2009 and is currently seeking the Council's review and approval of a new instructor.

Provided for your review is the proposed instructor's resumé and other relevant documentation.

**Action Required:** Approve or deny addition of new instructor.

**Mission:**

To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts .



**Rick Scott**  
Governor

**Celeste Philip, MD, MPH**  
Surgeon General and Secretary

**Vision:** To be the **Healthiest State** in the Nation

---

June 22, 2016

Ms. Pamela Criado  
Director of Education  
Boca Beauty Academy  
7820 Glades Road  
Boca Raton, FL 33434

CE Broker Provider No. 50-11245

Dear Ms. Criado:

Your proposed 30-hour laser and light-based course instructor request will be placed on the agenda for the Electrolysis Council's consideration at the telephone conference call meeting listed below:

Date: July 11, 2016  
Time: 2:00 p.m. EST  
Phone: 1-888-670-3525 ~ When prompted, enter the following conference code number:  
7811783909 followed by the "#" sign.

If you have any questions, please do not hesitate to contact this office at the address below, by telephone at 850-245-4373 or via e-mail to [anna.king@flhealth.gov](mailto:anna.king@flhealth.gov).

Sincerely,

Anna King  
Prog. Operations Administrator

---

**Florida Department of Health**

Division of Medical Quality Assurance • Bureau of HCPR  
4052 Bald Cypress Way, Bin C05 • Tallahassee, FL 32399-3255  
PHONE: (850)245-4373 • FAX : (850) 414-6860



**Accredited Health Department**  
Public Health Accreditation Board

# ■■■ Lori Anghel

954/854-1276    lori.anghel@icloud.com    Boca Raton, Fl, 33432



## OBJECTIVE

Approachable and team-oriented, with advanced training in the field of electrolysis and related services. Strong commitment to professional development to update skills training and the enhancement of teaching and learning techniques. Receptive to feedback cost conscious and embrace improvement while also striving for high guest satisfaction and compliance with regulatory requirements.

## SKILLS

Extensive customer service experience; Well organized and dependable with excellent team work skills; Hard working, passionate, focused on positive results and client satisfaction; Reliable, conscientious and capable of taking initiative; Excellent communication skills, very organized; Great commitment to quality and service; Attention to detail and capable to perform repetitive tasks accurately; Interpersonal and team building skills; Verbal communication; Honest and trustworthy; Fluent in Romanian & Spanish; Strong work ethic.

## EXPERIENCE

*Esthetician - freelance (July 2015-present)*

- Perform a variety of facial techniques and practices to increase, improve, or maintain the healthy appearance of the skin.

*Esthetic laser technician – Boca Medical Spa (June 2014-April 2015)*

- Perform new patient consultations; Explain the laser procedure to patients; Recommend products; Take before and after pictures; Maintain patients' charts; Interact and build professional relationships with patients; Perform the laser procedure.

*Administrative Assistant – Boca Raton Resort & Club (March 2013-April 2014)*

- Maintain work flow by studying methods; Implementing cost reductions and developing reporting procedures; Assist director of operations in daily activities, scheduling; Maintain professional and technical knowledge by attending educational workshops; reviewing professional publications; Establishing personal networks; Participate in professional societies; Contribute to team effort by accomplishing related results as needed.

*Member Services Coordinator - Boca Raton Resort & Club – (March 2012-March 2013)*

- Build personal relationships with Members and guests; Service Member and guest needs through daily contact and feedback; Listen to member's concerns, identify the source of the problem; Follow up to ensure resolution and member satisfaction.

## EDUCATION

Boca Beauty Academy - Skin Care 2015, Electrolysis and Laser Hair Removal 2014

International Affairs - University of Bucharest 2007

## REFERENCES

Upon request.

## King, Anna

---

**From:** Lisa Nelson <lnelson@reesgroupinc.com>  
**Sent:** Tuesday, June 7, 2016 10:55 AM  
**To:** King, Anna  
**Subject:** Fwd: Mariana Loredana Anghel

\*\*\*Truncated to Relevant Information Only\*\*\*

Hi Anna:

Hope you're having a great day!

I am emailing in response to the email thread (below) from Boca Beauty Academy.

Since I assume you'll be hearing from them shortly, I thought I would be proactive and let you know that

**Mariana Loredana Anghel's original CME date was 4/7/2014.**

Please let me know if you need any additional information!

Lisa

SCMHR

Pamela Criado  
Director of Education  
7820 Glades Road Boca Raton, FL 33434  
Office: (561)487-1191 ext: 224  
Cell: (305) 834-1882

<image001.png><image002.jpg> <image003.jpg> <image004.jpg><image005.jpg>

<http://www.bocabeautyacademy.edu> Connect with

us: <image006.png> <image007.gif> <image008.png>

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<Loredona Anghel Resume BBA.pdf>



## Department of Health



MARIANA LOREDANA ANGHEL

License Number: EO2914

*Data As Of 6/22/2016*

<b>Profession</b>	Electrologist
<b>License</b>	EO2914
<b>License Status</b>	CLEAR/ACTIVE
<b>License Expiration Date</b>	5/31/2018
<b>License Original Issue Date</b>	07/09/2014
<b>Address of Record</b>	1401 S FEDERAL HWY APT 410 BOCA RATON, FL 33432
<b>Controlled Substance Prescriber</b>	No
<b>Discipline on File</b>	No
<b>Public Complaint</b>	No

The information on this page is a secure, primary source for license verification provided by the Florida Department of Health, Division of Medical Quality Assurance. This website is maintained by Division staff and is updated immediately upon a change to our licensing and enforcement database.

## King, Anna

---

**From:** Pamela Criado <pcriado@bocabeautyacademy.edu>  
**Sent:** Thursday, June 2, 2016 12:22 PM  
**To:** King, Anna  
**Cc:** Thomas, Kimberly  
**Subject:** RE: Laser Training  
**Attachments:** Loredona Anghel Resume BBA.pdf

Thank you so much for the clarification. I have hired anew Electrolysis instructor and she is phenomenal. I would like her to teach our approved laser class.

**I have attached her resume.**

MARIANA LOREDANA ANGHEL

License Number: EO2914

If you can please tell me if this is approved. ☺

Pamela Criado  
*Director of Education*  
7820 Glades Road Boca Raton, FL 33434  
Office: (561)487-1191 ext: 224  
Cell: (305) 834-1882



<http://www.bocabeautyacademy.edu> Connect with us:



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---

**From:** King, Anna [mailto:Anna.King@flhealth.gov]  
**Sent:** Thursday, June 2, 2016 12:17 PM

**To:** Pamela Criado <pcriado@bocabeautyacademy.edu>  
**Cc:** Thomas, Kimberly <Kimberly.Thomas2@flhealth.gov>  
**Subject:** RE: Laser Training

Hi Ms. Criado,

Thank you for contacting the Council Office.

Yes, under current regulations, when the Council evaluates new provider applications for the 30-hour program, we are actually required to contact the Society for Clinical & Medical Hair Removal to verify the instructor's original CME certification date and subsequently verify that at least 1 year of experience has been accrued since the original CME was issued.

The experience review would also involve verifying the person was also licensed as an Electrologist, or other health care practitioner authorized to provide laser hair removal services, in order to legally accrue the one year of experience required.

The Council has not specified in rule that a particular textbook has to be used for the 320-Hour Electrolysis Training. The training curriculum rule simply outlines the subjects that must be covered. I would be happy to touch base with our Education Liaison regarding your question. I will get back to you once I receive a response. If she does not have any recommendations, we can place on the Council's July 16<sup>th</sup> agenda for the full membership to review and provide suggestions.

Please let us know if further assistance is needed.

Sincerely,  
Anna King  
Program Operations Administrator  
Department of Health | Division of Medical Quality Assurance  
Bureau of Health Care Practitioner Regulation | Boards of Occupational  
Therapy & Psychology, Electrolysis Council and Office of School Psychology  
4052 Bald Cypress Way Bin C-05  
Tallahassee, FL 32399-3255  
Phone 850/245-4373

How am I communicating? Please contact my supervisor.  
<http://www.floridahealth.gov/licensing-and-regulation/index.html>

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**From:** Pamela Criado [mailto:pcriado@bocabeautyacademy.edu]  
**Sent:** Thursday, June 2, 2016 11:37 AM  
**To:** King, Anna <Anna.King@flhealth.gov>  
**Cc:** Thomas, Kimberly <Kimberly.Thomas2@flhealth.gov>  
**Subject:** Laser Training

Good morning Ladies ☺

I was hoping to receive Council confirmation to my interpretation of the rule that a CME/CPE can instruct the 30hr course including the hands on portion of the laser training.

<https://www.flrules.org/gateway/ruleno.asp?id=64B8-52.004>

(3) The instructors of each laser and light-based hair removal course have one year of post-certification experience. Verifiable documentation of this experience must be submitted to the Council with the application.

Also, I was told by Jennifer at Texas Electrolysis Supply that the Electrolysis, Thermolysis and the Blend Hinkel and Lind is no longer being published by the manufacturer.

If this is in fact true, what will be an alternative resource recommended to prepare students for licensure?

I appreciate your guidance,

Pamela Criado

*Director of Education*

7820 Glades Road Boca Raton, FL 33434

Office: (561)487-1191 ext: 224

Cell: (305) 834-1882



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EXAMINATION CANDIDATES RATIFICATION LIST

By Complete Date

As of 6/22/2016

Complete Date	File Nbr	Licensee Key Name	License No.
05/05/2016	3432	MARQUEZ, BLANCA FERNANDA	EO3226
05/05/2016	3405	DAMPHOUSSE, KENDRA MARIE	EO3225
05/06/2016	3436	ZIAEE, ANAHITA	EO3229
05/09/2016	3380	DE STEFANI REYNAL, VERONIQUE	EO3227
05/09/2016	3439	GIRARDI, IZABEL DUMAS COUTINHO	EO3230
05/16/2016	3445	VAUGHN, TATIANA	N/A
05/27/2016	3441	BURG, ROSEMAR CHRISTOVAO	EO3241
05/31/2016	3451	BLANCO, KRYSTAL M	N/A
06/01/2016	3448	JAMES, BRIANA NICOLE	EO3237
06/02/2016	3444	SCALZITTI, LEAH ELIZABETH	EO3238
06/02/2016	3452	CICERONI, NICOLE AMBER	N/A
06/02/2016	3454	ZUAZUA, YOSELIN	N/A
06/03/2016	3450	RENDON DE DAHER, MARIA ELENA	N/A
06/07/2016	3435	DA SILVA, JULIANE P	EO3242
06/10/2016	3453	ORTIZ, ANGELICA	EO3243
06/10/2016	3433	O'KELLY, MELISSA CAROLINE	N/A
06/13/2016	3456	HENLEY, VALERIA	N/A
06/14/2016	3446	SZOT, SYLWIA	EO3244

**TOTAL APPROVED 18**

## **RULES REVIEW AND DEVELOPMENT**

### **64B8-52.003, F.A.C., Procedure for Approval of Attendance at Continuing Education Courses**

Paragraph (1) of this rule has been revised to reflect current Department of Health procedures for biennial licensure renewal pursuant to Rule 64B-9.001, F.A.C. and Section 456.025(7), F.S. Provided for your review is the draft rule text and other relevant documentation.

#### **Action Requested:**

The Council is asked to determine whether it will approve the proposed rule modification. If approved, the Council will also need to provide its response to the required Statement of Estimated Regulatory Cost (SERC) questions.

**64B8-52.003 Procedure for Approval of Attendance at Continuing Education Courses.**

(1) During the license renewal period of each biennium, an application for renewal will be mailed to each licensee at the last address provided to the Board. Failure to receive any notification during this period does not relieve the licensee of responsibility of meeting the continuing education requirements. The application for renewal shall include a form on which the licensee shall state whether the licensee has completed the required continuing education and what number of hours were completed in the relevant biennium or year. The licensee must retain such receipts, vouchers, certificates, or other papers as may be necessary to document completion of the appropriate continuing education offerings listed on the renewal form for a period of not less than 4 years from the date the offering was taken. The Council will audit at random a number of licensees as is necessary to assure that the continuing education requirements are met. Failure to document compliance with the continuing education requirements or the furnishing of false or misleading information regarding compliance shall be grounds for disciplinary action pursuant to Section 478.52(1)(a), F.S.

(2) All licensees shall be awarded contact hours for attendance at all offerings that are approved by the Electrolysis Society of Florida (ESF), or the Electrolysis Association of Florida (EAF), or the American Electrology Association, or the Society of Clinical and Medical Hair Removal, and all offerings from other states which are approved by the states' licensing agency or professional electrology organization which offerings have been approved by the American Electrology Association, or the Society of Clinical and Medical Hair Removal, or any technical school, college or university course taken and successfully completed for the first time by the licensee in a subject area relevant to electrolysis. The licensee shall provide verification upon request of the Department.

(3) HIV/AIDS and blood-borne disease continuing education requirements.

(a) Each licensee is required to complete no later than upon first renewal an approved course on HIV/AIDS education. Approved offerings in HIV/AIDS are those that meet the requirements of Section 465.033, F.S. Courses approved by any Board within the Division of Medical Quality Assurance of the Department of Health pursuant to Section 456.033, F.S., are approved by this council.

(b) One hour of each biennium must be obtained by each licensee in an approved course on blood-borne diseases.

(4) Two (2) hours each biennium must be obtained by each licensee in approved offerings on prevention of medical errors, including a study of root-cause analysis, error reduction and prevention, and patient safety.

(5) Up to ten hours per biennium of the continuing education required for license renewal may be in the form of approved home study courses.

(6) Up to 2 hours each biennium may be obtained in the area of risk management by a licensee by attending a Board meeting in which another licensee is being disciplined, or by serving as volunteer expert witness in a disciplinary case.

(7)(a) A maximum of 6 contact hours shall be awarded per biennium for each of the following or a combination of the following:

(b) The presentation of an electrology related course or program as either the lecturer of the course or program or as the author of the course materials. Each licensee who is participating as either a lecturer or author of an electrology related course or program shall receive credit for the portion of the offering he/she presented or authored up to the total hours awarded for the offering.

1. Continuing education credit shall be awarded to a lecturer or author for the initial presentation of each electrology related course or program only; repeat presentations of the same course or program shall not be granted credit.

2. In order for a continuing education credit to be awarded to each licensee participating as either lecturer or author, the format of the electrology related course or program must conform with all applicable sections of this rule chapter.

3. The number of contact hours to be awarded to each licensee who participates in an electrology related course or program as either a lecturer or author is based on the 50 minute contact hour employed within this rule chapter.

*Rulemaking Authority 478.43(1), (4), 478.50(2), (4)(a), (b) FS. Law Implemented 456.013, 456.033, 478.43(4), 478.50(2), (4)(a), (b) FS. History—New 6-1-93, Formerly 21M-77.003, 61F6-77.003, Amended 5-11-95, Formerly 59R-52.003, Amended 2-9-98, 2-16-99, 2-17-00, 9-21-00, 8-13-02, 4-26-09.*

### **64B8-52.003 Procedure for Approval of Attendance at Continuing Education Courses.**

(1) During the license renewal period of each biennium, a ~~postcard renewal reminder application for renewal~~ will be mailed to each licensee by the Department at the last address provided ~~to the Board~~. Failure to receive any notification during this period does not relieve the licensee of responsibility of meeting the continuing education requirements. Renewal of the license will occur according to the procedures described in Rule 64B8-54.001, F.A.C. The application for renewal shall include a form on which the licensee shall state whether the licensee has completed the required continuing education and what number of hours were completed in the relevant biennium or year. The licensee must retain such receipts, vouchers, certificates, or other papers as may be necessary to document completion of the appropriate continuing education offerings ~~listed on the renewal form~~ for a period of not less than 4 years from the date the offering was taken. The Department will verify completion of all required continuing education hours through the licensee's continuing education tracking account at [www.cebroker.com](http://www.cebroker.com) upon the licensee's application for renewal of licensure. Licensees may obtain more information regarding reporting and tracking of continuing education hours at <http://www.flhealthsource.gov/requirements>. ~~The Council will audit at random a number of licensees as is necessary to assure that the continuing education requirements are met.~~ Failure to document compliance with the continuing education requirements or the furnishing of false or misleading information regarding compliance shall be grounds for disciplinary action pursuant to Section 478.52(1)(a), F.S.

(2) All licensees shall be awarded contact hours for attendance at all offerings that are approved by the Electrolysis Society of Florida (ESF), or the Electrolysis Association of Florida (EAF), or the American Electrology Association, or the Society of Clinical and Medical Hair Removal, and all offerings from other states which are approved by the states' licensing agency or professional electrology organization which offerings have been approved by the American Electrology Association, or the Society of Clinical and Medical Hair Removal, or any technical school, college or university course taken and successfully completed for the first time by the licensee in a subject area relevant to electrolysis. The licensee shall provide verification upon request of the Department.

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(b) The presentation of an electrology related course or program as either the lecturer of the course or program or as the author of the course materials. Each licensee who is participating as either a lecturer or author of an electrology related course or program shall receive credit for the portion of the offering he/she presented or authored up to the total hours awarded for the offering.

1. Continuing education credit shall be awarded to a lecturer or author for the initial presentation of each electrology related course or program only; repeat presentations of the same course or program shall not be granted credit.

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3. The number of contact hours to be awarded to each licensee who participates in an electrology related course or program as either a lecturer or author is based on the 50 minute contact hour employed within this rule chapter.

*Rulemaking Authority 478.43(1), (4), 478.50(2), (4)(a), (b) FS. Law Implemented 456.013, 456.033, 478.43(4), 478.50(2), (4)(a), (b) FS. History—New 6-1-93, Formerly 21M-77.003, 61F6-77.003, Amended 5-11-95, Formerly 59R-52.003, Amended 2-9-98, 2-16-99, 2-17-00, 9-21-00, 8-13-02, 4-26-09.*

**64B-9.001 Biennial Licensing.**

(1) Pursuant to Section 456.004(1), F.S., the Department implemented a plan for staggered biennial renewal of licenses issued by the Division of Medical Quality Assurance. Each licensed person who is subject to practitioner profiling under Sections 456.039(1) or 456.0391(1), F.S., shall renew using Form DH-MQA 1229 (02/10), Renewal Notice. All other licensed persons shall renew using Form DH-MQA 1230 (02/10), Renewal Notice. Licensed facilities shall renew by using Form DH-MQA 1231 (02/10), Renewal Notice. These forms are incorporated by reference and can be obtained from the Division at 4052 Bald Cypress Way, Bin C01, Tallahassee, FL 32399, or on line at <http://ww2.doh.state.fl.us/mqaservices/login.asp>.

(2) The staggered biennial renewal issuance plan does not apply to the renewal of licenses which have a statutory period of one year or less and which do not mature into permanent licenses which would be subject to regular annual renewal.

(3) Biennial period shall mean a period of time consisting of 2 years (24 months). The first biennial period for the purposes of each board shall commence and continue on the dates specified in the department plan as set forth for each respective profession.

(4) The schedule for biennial license renewal for each respective profession shall be as follows:

	EVEN YEARS	ODD YEARS
Acupuncturists	February 28	
Athletic Trainers	September 30	
Certified Master Social Workers		March 31
Certified Nursing Assistants (Group I)		May 31
Certified Nursing Assistants (Group II)	May 31	
Chiropractic Physicians & Assistants	March 31	
Clinical Laboratory Personnel	August 31	
Clinical Social Workers		March 31
Consultant Pharmacists	December 31	
Dental Hygienists	February 28	
Dental Laboratories	February 28	
Dentists	February 28	
Dentists – Health Access	February 28	
Dietitians/Nutritionists		May 31
Dispensing Opticians	December 31	
Electrologists	May 31	
Electrolysis Facilities	May 31	
Hearing Aid Specialists		February 28
Marriage & Family Therapists		March 31
Massage Therapists		August 31
Massage Establishments		August 31
Medical Doctors (Group I)	January 31	
Medical Doctors (Group II)		January 31
Medical Doctors – Public Psychiatry/Health Certificate	January 31	
Medical Doctors – Limited License	January 31	
Medical Doctors – Rear Admiral LeRoy Collins, Jr., Temporary Certificate for Practice in Areas of Critical Need	January 31	
Medical Physicists		January 31
Mental Health Counselors		March 31
Midwives		December 31
Naturopathic Physicians	September 30	
Nuclear Pharmacists	February 28	
Nurses		
Group I: Registered & Advanced	April 30	

Registered Nurse Practitioners		
Group II: Registered & Advanced Registered Nurse Practitioners	July 31	
Group III: Registered & Advanced Registered Nurse Practitioners		April 30
Licensed Practical Nurses		July 31
Nursing Home Administrators	September 30	
Occupational Therapists & Assistants		February 28
Optometrists		February 28
Optometrist Branch Offices		February 28
Orthotists & Prosthetists		November 30
Osteopathic Physicians	March 31	
Osteopathic Physicians – Limited License	March 31	
Osteopathic Physicians – Rear Admiral LeRoy Collins, Jr.		
Temporary Certificate for Practice in Areas of Critical Need	March 31	
Pharmacists		September 30
Pharmacy Technicians	December 31	
Physical Therapists & Assistants		November 30
Physician Assistants	January 31	
Podiatric Physicians	March 31	
Psychologists	May 31	
Respiratory Care Practitioners		May 31
Respiratory Therapists		May 31
School Psychologists		November 30
Speech Language Pathologists/Audiologists & Assistants		December 31

EXTENSION OF BIENNIAL LICENSURE PERIODS – When a current biennial licensure period for a profession is extended for a period longer than two years to conform to the above schedule of biennial periods, the biennial licensure fee for the profession shall be increased pro-rata to cover the additional extended period. The increased licensure fee shall be based on the biennial licensure fee established by the board. The amended licensure period and the pro-rated renewal fee shall be implemented for the purpose of restructuring the Department’s renewal schedule.

(5) The biennial license renewal fees shall be established by rule by each board, or by the Department, whichever is appropriate.

*Rulemaking Authority 456.004(1) FS. Law Implemented 456.004(1), 456.013, 456.036(5), 456.039, 456.0391, 456.0635 FS. History–New 11-5-00, Amended 11-24-05, 11-8-07, 7-30-08, 7-19-09, 11-8-09, 8-2-10, 5-16-12.*

The 2016 Florida Statutes

Title XXXII

REGULATION OF PROFESSIONS AND OCCUPATIONS

Chapter 456

HEALTH PROFESSIONS AND OCCUPATIONS: GENERAL PROVISIONS

456.025 Fees; receipts; disposition.—

(7) Each board, or the department if there is no board, shall establish, by rule, a fee not to exceed \$250 for anyone seeking approval to provide continuing education courses or programs and shall establish by rule a biennial renewal fee not to exceed \$250 for the renewal of providership of such courses. The fees collected from continuing education providers shall be used for the purposes of reviewing course provider applications, monitoring the integrity of the courses provided, covering legal expenses incurred as a result of not granting or renewing a providership, and developing and maintaining an electronic continuing education tracking system. ***The department shall implement an electronic continuing education tracking system for each new biennial renewal cycle for which electronic renewals are implemented after the effective date of this act and shall integrate such system into the licensure and renewal system.*** All approved continuing education providers shall provide information on course attendance to the department necessary to implement the electronic tracking system. The department shall, by rule, specify the form and procedures by which the information is to be submitted.

**Department of Health**  
**OFFICE OF THE GENERAL COUNSEL**  
**Proposed Rule: Is a SERC Required**

Division: Medical Quality Assurance  
Rule:

**Please remember to analyze the impact of the rule, NOT the statute, when completing this form.**

I. Adverse Impact Determination

- a. Economic? (Check all that apply.)
- Increased fees to be paid by licensee, applicant, registrant, etc.
  - Increased costs of doing business (equipment, software, etc.)
  - Increased personnel costs (additional employees, insurance, overtime, training, etc.)
  - Decreased opportunity for profit (limits on fees, scope of business/practice, ability to partner with others, etc.)
- b. Non-economic? (Check all that apply.)
- Increased time and effort to comply (forms, tests, etc.)
  - Increased need for specialized knowledge (legal, technical, etc.)

If any of the above boxes are checked, answer "Yes," then continue to the next section. If no boxes are checked, answer "No," and skip to Section III below.  Yes  No

II. Small Business Determination

- a. Are any of the affected entities a "small business?" (Check all that apply.)
- 200 or less **permanent full-time** employees;
  - Net worth less than \$5 million (including value of affiliates);
  - Independently owned and operated (NOT a subsidiary of another entity); **AND,**
  - Engaged in a commercial enterprise?

If **ALL** of the preceding boxes are checked, answer "Yes," and skip to Section III below.

If you did not check **ALL** of the above boxes, check "No," then continue to the next qualification.

Yes  No

b. Small Business Certification

- Does any affected entity have Small Business Administration 8(a) certification?
- Yes (see, [www.ccr.gov](http://www.ccr.gov))  No

If the answers to I and II are "Yes," the agency must prepare a SERC.

III. Regulatory Cost Increase Determination

- Direct:
- a. Increased Regulatory Cost: \_\_\_\_\_
  - b. Number of Entities Impacted: \_\_\_\_\_
  - c. Multiply a. times b.: \_\_\_\_\_
  - d. Is c. greater than \$200,000?  Yes  No
- Indirect:
- e. Any ascertainable indirect costs?  Yes  No
  - f. Amount of Indirect Cost: \_\_\_\_\_
  - g. Number of Entities Impacted: \_\_\_\_\_
  - h. Multiply g. times f.: \_\_\_\_\_
  - i. Is h. greater than \$200,000?  Yes  No
  - j. Is h. plus c. greater than \$200,000?  Yes  No

If the answer to d., i., or j. is "Yes," the agency must prepare a SERC.

Prepared By: \_\_\_\_\_

Date: \_\_\_\_\_

---

**To be certified by the agency head, if the agency is within the purview of the Governor; otherwise, certified by the agency's legal counsel or other appropriate person.**

Is a SERC required?  Yes  No

Name: \_\_\_\_\_

\_\_\_\_\_  
(Signature)

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Phone: \_\_\_\_\_



## **RULES REVIEW AND DEVELOPMENT**

### **64B8-54.001 Renewal of Electrologist License; Delinquent Renewal.**

This rule has been revised throughout to reflect current Department of Health procedures for biennial licensure renewal pursuant to Rule 64B-9.001, F.A.C. and Section 456.025(7), F.S. Provided for your review is the draft rule text and other relevant documentation.

#### **Action Requested:**

The Council is asked to determine whether it will approve the proposed rule modification. If approved, the Council will also need to provide its response to the required Statement of Estimated Regulatory Cost (SERC) questions.

**64B8-54.001 Renewal of Electrologist License; Delinquent Renewal.**

(1) Licensure shall be renewed at the end of each biennium prescribed by the Department in accordance with the rules of the Department.

(2) Ninety (90) days prior to the end of the biennium and automatic reversion of licensure to delinquent status, the Department shall mail a notice of renewal and possible reversion to the last known address of the license holder.

(3) Every license holder shall file with the Department the address of his primary place of service delivery within the state prior to engaging in same. Prior to changing such address, he shall notify the Department of the address of his new primary place of service delivery, whether or not within the state.

(4) In order to timely renew the licensure, the licensee shall provide the Department with the following before the expiration date of the license:

(a) Completed renewal application form specified in subsection 64B8-52.003(1), F.A.C., and

(b) The biennial license renewal fee.

(5) Failure to renew the license by the expiration date will result in the license becoming delinquent. A licensee holding a delinquent license cannot practice electrolysis until renewal of the delinquent license to active status is completed. In order to renew a delinquent license, the licensee must submit the required renewal fee, the delinquency fee, and proof of completion of the required continuing education.

(6) Failure to comply with the continuing education requirement shall prohibit renewal of licensure and result in the license being placed on delinquent status. Licensure may be renewed in accordance with the provisions of this chapter only upon completion of the 20 hour continuing education requirement. Hours earned to complete the 20 hour continuing education requirement for renewal of delinquent licensure may not be used toward the 20 hour requirement for the next biennium.

(7) If renewal of the delinquent license is requested more than one year following the expiration date of the last active license, the licensee must submit a total of thirty (30) hours of continuing education as required by subsection 64B8-54.002(3), F.A.C. If renewal of the delinquent license is requested during the ninety (90) day renewal period prior to the rendering of the license null and void, the licensee must submit forty (40) hours of continuing education as required by subsection 64B8-54.002(3), F.A.C.

(8) Failure to renew the delinquent license to either active or inactive status by the expiration date of the current renewal period shall render the license null and void without further action of the Council or Department.

*Specific Authority 456.036, 478.43(1), (4), 478.50 FS. Law Implemented 456.036, 478.50 FS. History—New 9-29-93, Formerly 61F6-79.001, 59R-54.001, Amended 2-10-98.*

**64B8-54.001 Renewal of Electrologist License; Delinquent Renewal.**

(1) Licensure shall be renewed at the end of each biennium prescribed by the Department in accordance with Rule 64B-9.001(4), F.A.C. the rules of the Department.

(2) One hundred and twenty (120) Ninety (90) days prior to the end of the biennium and automatic reversion of licensure to delinquent status, the Department shall mail a notice of renewal and possible reversion to the last known address of the license holder.

(3) Every license holder shall update the Department with any change of address, as required by 64B17-6.004 F.A.C. file with the Department the address of his primary place of service delivery within the state prior to engaging in same. Prior to changing such address, he shall notify the Department of the address of his new primary place of service delivery, whether or not within the state.

(4) In order to timely renew the licensure, the licensee shall apply and pay the biennial renewal fee online at [www.flhealthsource.gov](http://www.flhealthsource.gov), or, mail the Department's renewal form prescribed in Rule 64B-9.001(1), F.A.C., with the required renewal fee, to the address indicated on the form. Renewal by either format must be submitted before the expiration date of the license. Renewal These fforms can be obtained from the Department through the licensee's secure online account at [www.flhealthsource.gov](http://www.flhealthsource.gov), or, by calling the Electrolysis Council Office at 850-245-4373. provide the Department with the following

- (a) Completed renewal application form specified in subsection 64B8-52.003(1), F.A.C., and
- (b) The biennial license renewal fee.

(5) Pursuant to Section 456.025(7), F.S., the Department has implemented an electronic continuing education tracking system, which is integrated into the licensure renewal system. Through this integrated system, each licensee's completion of the required continuing education hours is verified prior to renewal of the license. The Department will not complete a licensee's renewal until the required hours are verified. Licensees may obtain more information regarding reporting and tracking of continuing education hours at <http://www.flhealthsource.gov/requirements>.

(6)(5) Failure to renew the license by the expiration date will result in the license becoming delinquent. A licensee holding a delinquent license cannot practice electrolysis until renewal of the delinquent license to active status is completed. In order to renew a delinquent license, the licensee must submit the required renewal fee, the delinquency fee, and proof of completion of the required continuing education.

(67)(6) Failure to comply with the continuing education requirement shall prohibit renewal of licensure and result in the license being placed on delinquent status. Licensure may be renewed in accordance with the provisions of this chapter only upon completion of the 20 hour continuing education requirement. Hours earned to complete the 20 hour continuing education requirement for renewal of delinquent licensure may not be used toward the 20 hour requirement for the next biennium.

(87)(7) If renewal of the delinquent license is requested more than one year following the expiration date of the last active license, the licensee must submit a total of thirty (30) hours of continuing education as required by subsection 64B8-54.002(3), F.A.C. If renewal of the delinquent license is requested during the one hundred and twenty (120) ninety (90) day renewal period prior to the rendering of the license null and void, the licensee must submit forty (40) hours of continuing education as set forth in required by Rule 64B8-52.003 subsection 64B8-54.002(3), F.A.C.

(9)(8) Failure to renew the delinquent license to either active or inactive status by the expiration date of the current renewal period shall render the license null and void without further action of the Council or Department.

*Rulemaking Specific Authority 456.036, 478.43(1), (4), 478.50 FS. Law Implemented 456.036, 478.50 FS. History—New 9-29-93, Formerly 61F6-79.001, 59R-54.001, Amended 2-10-98, \_\_\_\_\_.*

**64B-9.001 Biennial Licensing.**

(1) Pursuant to Section 456.004(1), F.S., the Department implemented a plan for staggered biennial renewal of licenses issued by the Division of Medical Quality Assurance. Each licensed person who is subject to practitioner profiling under Sections 456.039(1) or 456.0391(1), F.S., shall renew using Form DH-MQA 1229 (02/10), Renewal Notice. All other licensed persons shall renew using Form DH-MQA 1230 (02/10), Renewal Notice. Licensed facilities shall renew by using Form DH-MQA 1231 (02/10), Renewal Notice. These forms are incorporated by reference and can be obtained from the Division at 4052 Bald Cypress Way, Bin C01, Tallahassee, FL 32399, or on line at <http://ww2.doh.state.fl.us/mqaservices/login.asp>.

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Consultant Pharmacists	December 31	
Dental Hygienists	February 28	
Dental Laboratories	February 28	
Dentists	February 28	
Dentists – Health Access	February 28	
Dietitians/Nutritionists		May 31
Dispensing Opticians	December 31	
Electrologists	May 31	
Electrolysis Facilities	May 31	
Hearing Aid Specialists		February 28
Marriage & Family Therapists		March 31
Massage Therapists		August 31
Massage Establishments		August 31
Medical Doctors (Group I)	January 31	
Medical Doctors (Group II)		January 31
Medical Doctors – Public Psychiatry/Health Certificate	January 31	
Medical Doctors – Limited License	January 31	
Medical Doctors – Rear Admiral LeRoy Collins, Jr., Temporary Certificate for Practice in Areas of Critical Need	January 31	
Medical Physicists		January 31
Mental Health Counselors		March 31
Midwives		December 31
Naturopathic Physicians	September 30	
Nuclear Pharmacists	February 28	
Nurses		
Group I: Registered & Advanced	April 30	

Registered Nurse Practitioners		
Group II: Registered & Advanced Registered Nurse Practitioners	July 31	
Group III: Registered & Advanced Registered Nurse Practitioners		April 30
Licensed Practical Nurses		July 31
Nursing Home Administrators	September 30	
Occupational Therapists & Assistants		February 28
Optometrists		February 28
Optometrist Branch Offices		February 28
Orthotists & Prosthetists		November 30
Osteopathic Physicians	March 31	
Osteopathic Physicians – Limited License	March 31	
Osteopathic Physicians – Rear Admiral LeRoy Collins, Jr.		
Temporary Certificate for Practice in Areas of Critical Need	March 31	
Pharmacists		September 30
Pharmacy Technicians	December 31	
Physical Therapists & Assistants		November 30
Physician Assistants	January 31	
Podiatric Physicians	March 31	
Psychologists	May 31	
Respiratory Care Practitioners		May 31
Respiratory Therapists		May 31
School Psychologists		November 30
Speech Language Pathologists/Audiologists & Assistants		December 31

EXTENSION OF BIENNIAL LICENSURE PERIODS – When a current biennial licensure period for a profession is extended for a period longer than two years to conform to the above schedule of biennial periods, the biennial licensure fee for the profession shall be increased pro-rata to cover the additional extended period. The increased licensure fee shall be based on the biennial licensure fee established by the board. The amended licensure period and the pro-rated renewal fee shall be implemented for the purpose of restructuring the Department’s renewal schedule.

(5) The biennial license renewal fees shall be established by rule by each board, or by the Department, whichever is appropriate.

*Rulemaking Authority 456.004(1) FS. Law Implemented 456.004(1), 456.013, 456.036(5), 456.039, 456.0391, 456.0635 FS. History–New 11-5-00, Amended 11-24-05, 11-8-07, 7-30-08, 7-19-09, 11-8-09, 8-2-10, 5-16-12.*

The 2016 Florida Statutes

Title XXXII

REGULATION OF PROFESSIONS AND OCCUPATIONS

Chapter 456

HEALTH PROFESSIONS AND OCCUPATIONS: GENERAL PROVISIONS

456.025 Fees; receipts; disposition.—

(7) Each board, or the department if there is no board, shall establish, by rule, a fee not to exceed \$250 for anyone seeking approval to provide continuing education courses or programs and shall establish by rule a biennial renewal fee not to exceed \$250 for the renewal of providership of such courses. The fees collected from continuing education providers shall be used for the purposes of reviewing course provider applications, monitoring the integrity of the courses provided, covering legal expenses incurred as a result of not granting or renewing a providership, and developing and maintaining an electronic continuing education tracking system. ***The department shall implement an electronic continuing education tracking system for each new biennial renewal cycle for which electronic renewals are implemented after the effective date of this act and shall integrate such system into the licensure and renewal system.*** All approved continuing education providers shall provide information on course attendance to the department necessary to implement the electronic tracking system. The department shall, by rule, specify the form and procedures by which the information is to be submitted.

**Department of Health**  
**OFFICE OF THE GENERAL COUNSEL**  
**Proposed Rule: Is a SERC Required**

Division: Medical Quality Assurance  
Rule:

**Please remember to analyze the impact of the rule, NOT the statute, when completing this form.**

I. Adverse Impact Determination

- a. Economic? (Check all that apply.)
- Increased fees to be paid by licensee, applicant, registrant, etc.
  - Increased costs of doing business (equipment, software, etc.)
  - Increased personnel costs (additional employees, insurance, overtime, training, etc.)
  - Decreased opportunity for profit (limits on fees, scope of business/practice, ability to partner with others, etc.)
- b. Non-economic? (Check all that apply.)
- Increased time and effort to comply (forms, tests, etc.)
  - Increased need for specialized knowledge (legal, technical, etc.)

If any of the above boxes are checked, answer "Yes," then continue to the next section. If no boxes are checked, answer "No," and skip to Section III below.  Yes  No

II. Small Business Determination

- a. Are any of the affected entities a "small business?" (Check all that apply.)
- 200 or less permanent full-time employees;
  - Net worth less than \$5 million (including value of affiliates);
  - Independently owned and operated (NOT a subsidiary of another entity); **AND,**
  - Engaged in a commercial enterprise?

If **ALL** of the preceding boxes are checked, answer "Yes," and skip to Section III below.

If you did not check **ALL** of the above boxes, check "No," then continue to the next qualification.

Yes  No

b. Small Business Certification

- Does any affected entity have Small Business Administration 8(a) certification?
- Yes (see, [www.ccr.gov](http://www.ccr.gov))  No

If the answers to I and II are "Yes," the agency must prepare a SERC.

III. Regulatory Cost Increase Determination

- Direct:
- a. Increased Regulatory Cost: \_\_\_\_\_
  - b. Number of Entities Impacted: \_\_\_\_\_
  - c. Multiply a. times b.: \_\_\_\_\_
  - d. Is c. greater than \$200,000?  Yes  No
- Indirect:
- e. Any ascertainable indirect costs?  Yes  No
  - f. Amount of Indirect Cost: \_\_\_\_\_
  - g. Number of Entities Impacted: \_\_\_\_\_
  - h. Multiply g. times f.: \_\_\_\_\_
  - i. Is h. greater than \$200,000?  Yes  No
  - j. Is h. plus c. greater than \$200,000?  Yes  No

If the answer to d., i., or j. is "Yes," the agency must prepare a SERC.

Prepared By: \_\_\_\_\_

Date: \_\_\_\_\_

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**To be certified by the agency head, if the agency is within the purview of the Governor; otherwise, certified by the agency's legal counsel or other appropriate person.**

Is a SERC required?  Yes  No

Name: \_\_\_\_\_

\_\_\_\_\_  
(Signature)

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Phone: \_\_\_\_\_



**RULES STATUS REPORT**  
**ELECTROLYSIS COUNCIL MEETING JULY 11, 2016**  
**Prepared by Counsel for the Council**

<b>Rule Number</b>	<b>Rule Title</b>	<b>Date Council Voted On Rule Language</b>	<b>Date Board Approved Rule Language</b>	<b>Date Sent to OFARR</b>	<b>Date Rule Development Published</b>	<b>Date Rule Notice Published JAPC Letters</b>	<b>Date Filed for Adoption</b>	<b>Date Effective</b>
64B8-50.003	Delegation of Powers and Duties to electrolysis Council	05/16/2016	06/03/2016					
64B8-51.001	Manner of Application; <b>DH-MQA 1164 (07/16)</b>	05/16/2016	06/03/2016					
64B8-51.006	Rule Governing Licensure and Inspection of Electrology Facilities; <b>DH5008-MQA (11/15)</b> <b>DH5018-MQA (05/16)</b> <b>DH-MQA 1213 (05/16)</b>	05/16/2016	06/03/2016					
64B8-52.004	Requirements for Approval of Training Courses for Laser and Light-Based Hair Removal or Reduction	05/16/2016	06/03/2016					
64B8-53.001	Requirements for Electrolysis Training Programs Approved by the Board	05/16/2016	06/03/2016					
64B8-53.002	Curriculum Standards for Electrolysis Training Programs	05/16/2016	06/03/2016					

**RULES STATUS REPORT**  
**ELECTROLYSIS COUNCIL MEETING JULY 11, 2016**  
**Prepared by Counsel for the Council**

<b>Rule Number</b>	<b>Rule Title</b>	<b>Date Council Voted On Rule Language</b>	<b>Date Board Approved Rule Language</b>	<b>Date Sent to OFARR</b>	<b>Date Rule Development Published</b>	<b>Date Rule Notice Published JAPC Letters</b>	<b>Date Filed for Adoption</b>	<b>Date Effective</b>
<b>64B8-53.003</b>	Required Equipment for electrolysis Training Programs	05/16/2016	06/03/2016					
<b>64B8-55.002</b>	Citations	05/16/2016	06/03/2016					
<b>64B8-56.002</b>	Equipment and Devices; Protocols for Laser and Light-Based Devices	05/16/2016	06/03/2016					



# **2015 SUNSHINE LAW OVERVIEW**

**Patricia R. Gleason**  
**Special Counsel for Open Government**  
**Attorney General Pam Bondi**

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# SCOPE OF THE SUNSHINE LAW

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- × Florida's Government in the Sunshine Law, commonly referred to as the Sunshine Law, provides a right of access to governmental proceedings at both the state and local levels. The law is equally applicable to elected and appointed boards and has been applied to any gathering of two or more members of the same board to discuss some matter which will foreseeably come before that board for action.

# SCOPE OF THE SUNSHINE LAW

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There are three basic requirements :

- 1) Meetings of public boards or commissions must be open to the public
- 2) Reasonable notice of such meetings must be given
- 3) Minutes of the meetings must be taken, promptly recorded and open to public inspection

# SCOPE OF THE SUNSHINE LAW

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- × Advisory boards created pursuant to law or ordinance or otherwise established by public agencies are subject to the Sunshine Law, even though their recommendations are not binding upon the agencies that create them.

# SCOPE OF THE SUNSHINE LAW

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- ✘ Neither Legislature nor the courts are subject to the Sunshine Law. There is a constitutional provision that provides access to legislative meetings but it is not as strict as the Sunshine Law. However, if legislators are appointed to serve on a board subject to the Sunshine Law, the legislator members are subject to the same Sunshine Law requirements as the other board members.

# SCOPE OF THE SUNSHINE LAW

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- × Meeting of staff are not ordinarily subject to the Sunshine Law. However, when a staff member ceases to function in a staff capacity and is appointed to a committee which is delegated authority normally within the public board or commission, the staff member loses his or her identity as staff while working on the committee and the Sunshine Law is applicable to the committee. It is the nature of the act performed, not the makeup of the committee or the proximity of the act to the final decision, which determines whether a committee composed of staff is subject to the Sunshine Law.

# SCOPE OF THE SUNSHINE LAW

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- × Only the Legislature can create an exemption to the Sunshine Law (by a 2/3 vote) and allow a board to close a meeting. *Exemptions are narrowly construed.*

# SCOPE OF THE SUNSHINE LAW

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- × Board members may not use e-mail or the telephone to conduct a private discussion about board business. Board members may send a “one-way” communication to each other as long as the communication is kept as a public record and there is no response to the communication except at an open public meeting. Accordingly, any “one-way” communications (for example one board member wants to forward an article to the board members for information) should be distributed by the board office so that they can be preserved as public records and ensure that any response to the communication is made only at a public meeting.

# SCOPE OF THE SUNSHINE LAW

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- × While a board member is not prohibited from discussing board business with staff or a nonboard member, these individuals cannot be used as a liaison to communicate information between board members.
  - × For example, a board member cannot ask staff to poll the other board members to determine their views on a board issue.

# BOARD MEETINGS

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- × Board members are not prohibited from using written ballots to cast a vote as long as the votes are made openly at a public meeting, the name of the person who voted and his or her selection are written on the ballot, and the ballots are maintained and made available for public inspection in accordance with the Public Records Act.

# BOARD MEETINGS

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- × While boards may adopt reasonable rules and policies to ensure orderly conduct of meetings, the Sunshine Law does not allow boards to ban non-disruptive videotaping, tape recording, or photography at public meetings.

# BOARD MEETINGS

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- × Board meetings should be held in buildings that are open to the public. This means that meetings should not be held in private homes.

# BOARD MEETINGS

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- × The phrase “open to the public” means open to all who choose to attend. Boards are not authorized to exclude some members of the public (i.e. employees or vendors) from public meetings.

# BOARD MEETINGS

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- × The 2013 Legislature created a new statute – s. 286.0114, F.S. – which requires, subject to listed exceptions, that boards provide a reasonable opportunity to be heard before the board takes official action on a proposition.
- × This new law is effective October 1, 2013

# PENALTIES

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- × Any member of a board or commission or of any state agency or authority of a county, municipal corporation, or political subdivision who *knowingly* violates the Sunshine Law is guilty of a misdemeanor of the second degree. An unintentional violation may be prosecuted as a noncriminal infraction resulting in a civil penalty up to \$500.

# PENALTIES

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- × The Sunshine Law provides that no resolution, rule, regulation or formal action shall be considered binding except as taken or made at an open meeting.

# PENALTIES

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- × Recognizing that the Sunshine Law should be construed so as to frustrate all evasive devices, the courts have held that action taken in violation of the law was void *ab initio*.

# PENALTIES

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- × Where, however, a public board or commission does not merely perfunctorily ratify or ceremoniously accept at a later open meeting those decisions which were made at an earlier secret meeting but rather takes "independent final action in the sunshine," the board's decision may stand.

# ADDITIONAL RESOURCES

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1. Office of Attorney General Pam Bondi website:  
<http://www.myfloridalegal.com>
2. Office of Governor Rick Scott website:  
<http://www.flgov.com>
2. First Amendment Foundation website:  
<http://www.floridafaf.org>

## **REPORTS**

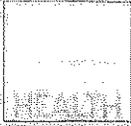
Jolynn Greenhalgh, DNP, ARNP, RE - Council Chair

- Healthiest Weight Updates, if any

**DEPARTMENT OF HEALTH  
ELECTROLOGISTS  
EXPENDITURES BY FUNCTION  
For Period Ending March 31, 2016**

Function	Direct Charges	Allocated Charges	Total	Percent*
Div of IT & Admin; Ofc of Sec		\$ 4,268	\$ 4,268	3.15%
Director, MOA		\$ 17,646	\$ 17,646	13.03%
Strategic Management Unit		\$ 1,239	\$ 1,239	0.91%
Bureau of HCPR Admin		\$ 372	\$ 372	0.27%
Board Office	\$ 3,155	\$ 5,114	\$ 8,268	6.10%
Bureau of Opns Admin		\$ 680	\$ 680	0.50%
Testing Services		\$ 112	\$ 112	0.08%
Practitioner Reporting			\$ -	0.00%
Profiling Services			\$ -	0.00%
Licensure Support Svcs	\$ 1,279	\$ 2,679	\$ 3,958	2.92%
Imaging Services		\$ 895	\$ 895	0.66%
Systems Spt Unit		\$ 8,668	\$ 8,668	6.40%
Practitioner Compliance		\$ 171	\$ 171	0.13%
Renewal Support		\$ 879	\$ 879	0.65%
Call Center		\$ 2,288	\$ 2,288	1.69%
Central Records		\$ 444	\$ 444	0.33%
Operational Services		\$ 1,438	\$ 1,438	1.06%
Bureau of Enforce Admin		\$ 218	\$ 218	0.16%
Consumer/Compliance Unit - Enforce		\$ 1,744	\$ 1,744	1.29%
Investigations Svcs Unit-Enforce	\$ 584	\$ 28,509	\$ 29,093	21.48%
Prosecution Svcs Unit - Enforce		\$ 5,551	\$ 5,551	4.10%
Impaired Practitioner			\$ -	0.00%
DOAH			\$ -	0.00%
Attorney General	\$ 26,801		\$ 26,801	19.78%
Web Design Development		\$ 674	\$ 674	0.50%
Risk Management Insurance		\$ 958	\$ 958	0.71%
Human Resource Services		\$ 432	\$ 432	0.32%
Refund of State Revenues	\$ 710	\$ 0	\$ 710	0.52%
Service Charge to Gen Revenue	\$ 3,592	\$ 1	\$ 3,592	2.65%
FDLE Transfer			\$ -	0.00%
Ch 215.32 Transfer of Funds			\$ -	0.00%
Unlicensed Activity		\$ 14,373	\$ 14,373	10.61%
<b>Total</b>	<b>\$ 36,120</b>	<b>\$ 99,353</b>	<b>\$ 135,472</b>	<b>100.00%</b>
Cash Balance @ March 31 - Licensed Account				\$ (679,239)
Cash Balance @ March 31 - Unlicensed Account				\$ (145,369)

\* Percent of the function's expenditure to the Board's total expenditures.



Cash Balance Report for 9 Months Ending March 31, 2016

64-75-11-01-065 ELECTROLOGISTS	licensed	unlicensed	total
<b>Beginning Cash Balances</b>	<b>(\$638,545)</b>	<b>(\$135,695)</b>	<b>(\$774,240)</b>
<b>Revenues</b>			
61800 Refunds	\$253	\$0	\$253
66700 Fees and Licenses	\$79,438	\$2,180	\$81,618
67200 Sales of Goods and Services - non-State	\$313	\$0	\$313
67300 Fines, Forfeitures, Judgements & Settlements	\$400	\$2,519	\$2,919
68900 Other non-Operating Revenues	\$0.97	\$0.00	\$0.97
<b>Total Revenues</b>	<b>\$80,405</b>	<b>\$4,699</b>	<b>\$85,105</b>
<b>Expenditures</b>			
110000 Salary and Bonuses	\$28,258	\$6,322	\$34,580
121000 Other Personnel Services - Wages	\$2,396	\$2,619	\$5,015
131300 Consulting Services	\$31	\$0	\$31
131400 Court Reporting, Transcript & Translation Services	\$1,747	\$0	\$1,747
131600 Legal Fees and Attorney Services	\$26,811	\$0	\$26,811
131700 Medical Services	\$18.11	\$0.69	\$18.80
131800 Expert Witness Fee	\$20	\$0	\$20
132200 Temporary Employment Services	\$58	\$0	\$58
132400 Examination and Inspection Services	\$1	\$0	\$1
132600 Research Services	\$13	\$0	\$13
132700 Information Technology Services	\$9,785	\$15	\$9,800
132800 Training Services	\$50	\$0	\$50
133100 Advertising	\$71	\$0	\$71
134100 Security Services	\$27.10	\$0.74	\$27.84
134200 Mailing and Delivery Services	\$376	\$10	\$385
134500 Banking Services	\$1,392	\$134	\$1,526
134900 Fingerprint & Background Check Services	\$16	\$2	\$18
151000 Employment Taxes & Contributions	\$13,585	\$3,077	\$16,662
165000 Unemployment Compensation Contributions	\$67	\$0	\$67
221000 Communications	\$1,158	\$198	\$1,356
225000 Postage	\$1,704	\$6	\$1,710
230000 Printing & Reproduction	\$152.81	\$0.70	\$153.51
241000 Repairs & Maintenance	\$237	\$2	\$239
261000 In-State Travel	\$1,462	\$500	\$1,961
262000 Out-of-State Travel	\$53	\$0	\$53
320000 Building & Construction Materials	\$35	\$0	\$35
341000 Educational & Training Supplies	\$815	\$218	\$1,033
371000 Gasoline, Lubricants & Auto Parts	\$147	\$12	\$159
392000 Employee Reimbursement other than Travel	\$0.13	\$0.00	\$0.13
393000 Application Software (Licenses)	\$305	\$0	\$305
399000 Supplies and Materials	\$6	\$0	\$6
419000 Insurance & Surety	\$961	\$0	\$961
433000 Facility & Storage Space Rental	\$3,903	\$1,026	\$4,929
446000 Vehicle Rentals	\$1	\$47	\$49
449000 Equipment Rentals	\$246	\$33	\$279
461000 Fees - General - Commodities	\$44	\$10	\$54
461800 Registration Fee with no Travel Expenses	\$8	\$73	\$81
491000 Attorney's Fees & Gross Proceeds	\$15	\$0	\$15
492000 Subscriptions & Dues	\$30	\$0	\$30



*Cash Balance Report for 9 Months Ending March 31, 2016*

**Expenditures**

498000	State Awards	\$10	\$0	\$10
516000	Information Technology Equipment	\$41	\$0	\$41
517000	Motor Vehicles	\$72	\$0	\$72
810000	Non-Operating Distribution and Transfers	\$20,668	\$69	\$20,737
860000	Non-Operating - Refunds	\$710	\$0	\$710
880800	Service Charge to General Revenue 8%	\$3,592	\$0	\$3,592
<b>Total Expenditures</b>		<b>\$121,099</b>	<b>\$14,373</b>	<b>\$135,472</b>
<b>Ending Cash Balances</b>		<b>(\$679,239)</b>	<b>(\$145,369)</b>	<b>(\$824,608)</b>

**Mission:**

To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts.



**Rick Scott**  
Governor

**John H. Armstrong, MD, FACS**  
State Surgeon General & Secretary

**Vision:** To be the **Healthiest State** in the Nation

**TO:** Electrolysis Council

**FROM:** Council Staff

**SUBJECT:** Proposed Revision - 2016 Delegation of Authority

**DATE:** June 22, 2016

We are presenting the table below with current delegations of authority to the Chair, Full Council, Committee, Executive Director, Program Administrator, Council Staff and the Council's Attorney as of January 25, 2016.

Proposed is a revision to allow the Council Chair, or other delegated Council member, to review and approve intermittent requests for 30-hour laser and light-based hair removal course instructors in order to avoid delays which could interrupt the continuity of classes.

Situation	Delegate Authority to Council Chair	Delegate Authority to Committee	Authority Retained by Full Council	Delegate Authority to Executive Director, Program Administrator or Council Staff	Assistant Attorney General for Council
1. Authority to approve applicants for examination when the applicant meets education and experience requirements. Approval would be ratified at the next Council meeting.				XX-Council Staff	
2. Authority to apply the Conviction Record Guidelines (CRG) approved by the Council when reviewing criminal history issues for licensure applicants.				XX-Council Staff	
3. Approval of requests for change of location or additional locations for approved 30-Hour Laser Hair Removal continuing education providers.				XX-Council Staff	
<b>4. Approval of requests to change course instructors for approved 30-Hour Laser Hair Removal continuing education providers.</b>					
5. Review of application history issues where a decision must be made to move forward with the application process or request an individual consideration.	XX				

6. Authority to determine whether a temporary permit may be granted for applicants requiring individual consideration, prior to review by the full Council.	XX				
7. Authority to grant continuances.	XX				
8. Approval of travel authorization if travel timing does not allow waiting for the next Council meeting.	XX				
9. Authority to request a personal appearance as defined in 456.013(3)(c), F.S.			XX		
10. Authority to review and determine whether an applicant with a history of alcohol and/ or drug misuse or abuse, a mental condition or physical condition, should be referred to PRN for evaluation regarding his or her ability to practice occupational therapy with skill and safety.*	XX				
11. Authority to sign Final Orders and Orders of Intent to Deny licensure for the Chair				XX – Executive Director	
12. Authority to grant a temporary permit to applicants who meet statutory and rule requirements.				XX – Executive Director	
13. Authority to grant Voluntary Relinquishments when no discipline is pending.				XX – Program Administrator	
14. Authority to notice rules for development.					XX
15. Authority to review and notice petitions.					XX
16. Authority to respond to correspondence from the Joint Administrative Procedures Committee on behalf of the Council.					XX
17. Authority to review and refer petitions for hearing to the Division of Administrative Hearings.					XX

\* In the event of an applicant's acceptance of the referral, the 90 days for Council action on the application is tolled until the evaluation is complete and the results are reported to the board office. In the event of an applicant's rejection of the referral, the application shall be referred for full Council review and action within the required timeframe.

Chair

Date:

The Florida  
**Electrolysis Council**

# **Draft Minutes**

**May 16, 2016**

Telephone Conference Call

1-888-670-3525

Participant Code 7811783909 #

**Jolynn Greenhalgh, DNP, ARNP, RE**  
Chair

**Lina Grillo, RE**  
Vice-Chair

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**DEPARTMENT OF HEALTH  
ELECTROLYSIS COUNCIL  
GENERAL BUSINESS MEETING  
May 16, 2016  
2:00 p.m. EST  
CONFERENCE CALL  
1-888-670-3525**

When prompted, enter the following conference code number:  
**7811783909**, followed by the # sign.

Participants in this public meeting should be aware that these proceedings are being recorded and that an audio file of the meeting will be posted to the council's website.

**2:00 p.m.**

**Call to Order – General Business Meeting**

- 1 Ms. Jolynn Greenhalgh, Council Chair, called the meeting to order at approximately 2:00 p.m.  
2 Those present for all or part of the meeting were as follows below.

3 **Members Present**

- 4 Ms. Jolynn Greenhalgh, DNP, ARNP, RE, Chair  
5 Ms. Lina Grillo, RE  
6 Ms. Nilsa Lapeyrouse, RE  
7 Ms. Sarah Gray, Esquire  
8 Ms. Erin Wiedemer, PMP

**Staff Present**

- Allen Hall, Executive Director  
Anna King, Program Administrator  
Kimberly Thomas, Regulatory Specialist II  
Deb Boutwell, Regulatory Specialist II

9 **Assistant Attorney General**

- 10 Lynette Norr, Esquire

11 **Additional Persons Present**

- 12 Jon Pellet, Esquire  
13 Judy Adams, RE  
14 Sandi Allen, Esquire  
15 Teresa Petricca, Former AEA Pres./Exec.Dir.

- 16 **The minutes reflect the actual order in which the agenda items were considered during**  
17 **the meeting.**

18 **ADMINISTRATIVE PROCEEDINGS**

19 **320-HOUR ELECTROLYSIS TRAINING SCHOOL APPLICATION**

20 **2. ASM Beauty Academy**

- 21 ASM was not present and not represented by legal counsel.

- 22 Following discussion, Ms. Greenhalgh moved to approve ASM Beauty Academy's 320-Hour  
23 Electrolysis Training School application. Ms. Grillo seconded the motion, which carried 5/0.

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1 **APPLICANT CERTIFICATION LIST**

2 **3. Examination Applicants**

3 The April 28, 2016 Examination Candidate Ratification List was presented to the Council for  
4 approval.

5 Ms. Greenhalgh moved to ratify the revised list of examination candidates. Ms. Lapeyrouse  
6 seconded the motion, which carried 5/0.

7 **ADDITIONAL ADMINISTRATIVE ITEMS**

8 **16. INDIVIDUAL CONSIDERATION: MEGHAN KING, EXAM APPLICANT**

9 Ms. King was present and not represented by legal counsel.

10 Ms. King was before the Council for review of her application for licensure by exam. Following  
11 discussion, Ms. Greenhalgh moved to approve the application. Ms. Lapeyrouse seconded the  
12 motion, which carried 5/0.

13 **17. REVIEW OF 320-HOUR ELECTROLYSIS TRAINING PROGRAM INSTRUCTOR:**  
14 **HOLLYWOOD INSTITUTE (HOLLYWOOD CAMPUS)**

15 Mr. Neal Heller, Esquire, was present on behalf of Hollywood Institute.

16 Mr. Heller stated that Ms. Monika Kardos is no longer an instructor at Hollywood Institute. Mr.  
17 Heller indicated that Ms. Lucky Syms is currently the instructor and therefore no action was  
18 required.

19 Mr. Hall stated that if Ms. Kardos is considered for an instructional position in the future in the  
20 electrolysis training program in the future, Hollywood Institute must first notify the Council.

21 **19. INDIVIDUAL CONSIDERATION: AUDREY SASSOON, EXAM APPLICANT**

22 Ms. Sassoon was present and not represented by legal counsel.

23 Ms. Sassoon was before the Council for review of her application for licensure by exam.

24 Following discussion, Ms. Greenhalgh moved to approve the application. Ms. Lapeyrouse  
25 seconded the motion, which carried 5/0.

26 **18. REVIEW OF COMBINED TRAINING PROGRAM: BOCA BEAUTY ACADEMY**

27 Ms. Lisa Ring was present and not represented by legal counsel.

28 Ms. Ring corrected all errors and separated the Electrolysis Program from the Paramedical  
29 Esthetician Program in documentation submitted to the Council for review.

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1 Ms. Greenhalgh moved to approve the Electrolysis portion of the Paramedical Esthetician  
2 Program. Ms. Grillo seconded the motion, which carried 5/0.

3 **ANTI-TRUST PRESENTATION**

4 **1. Lynette Norr, Assistant Attorney General**

5 Ms. Norr provided a PowerPoint presentation to the Board regarding Anti-Trust. The  
6 presentation included the following:

- 7 • Antitrust Overview
- 8 • Background of the North Carolina State Dental Board Case
- 9 • Summary of Supreme Court's February 25<sup>th</sup> Ruling
- 10 • Recent Federal Trade Commission Staff Guidelines
- 11 • Potential Implications for Regulatory Boards
- 12 • Pending Cases Against State Regulatory Boards

13 Ms. Norr responded to questions throughout the presentation.

14 **RULES REVIEW AND DEVELOPMENT**

15 **4. Rule Discussion – Lynette Norr, Assistant Attorney General**

16 Ms. Norr provided drafts of several rules for final review and approval to be presented to the  
17 Board of Medicine at its June 2016 meeting.

- 18 • **64B8-51.006 Rule Governing Licensure and Inspection of Electrology**  
19 **Facilities**

20 Ms. Norr presented for discussion during the meeting revisions to Paragraphs (3)(c), (5)(c),  
21 (6)(a) and (8) of the rule. The full text reviewed by the Council is as presented below.

22 **64B8-51.006 Rule Governing Licensure and Inspection of Electrology Facilities.**

23 (1) Definitions. An electrology facility is that portion of any establishment or place wherein electrolysis is performed. An  
24 electrology facility may be part of a residence.

25 (2) Electrology Facility Licensure.

26 (a) ~~No one may operate an electrology facility without a license to do so from the Department of Health. The owner of an~~  
27 electrology facility is required to obtain a license for the electrology facility. However, physicians licensed under Chapter 458 or  
28 459, F.S., are not required to obtain an electrology facility license and electrologists employed by physicians licensed under  
29 Chapter 458 or 459, F.S., are not required to obtain an electrology facility license.

30 (b) To obtain the license, the applicant shall provide information to the Department as required by this rule on a form  
31 provided by the Department and approved and incorporated herein by reference by the Board as Form DH-MQA 1213, entitled  
32 "Application for Electrolysis Facility Licensure," effective 3/13, which can be obtained from  
33 <http://www.flrules.org/Gateway/reference.asp?No=Ref-02754> or the Department at The Florida Department of Health,  
34 Electrolysis Council, Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3256. The applicant must pay a \$100 application fee,  
35 which is nonrefundable, \$100 inspection fee, \$100 licensure fee and a \$5.00 unlicensed activity fee.

36 (3) Electrology Facility Safety and Sanitary Requirements. Paragraph (a) of this subsection applies to all electrology facilities  
37 regardless of the modalities used. Paragraph (b) of this rule applies to electrology facilities where epilators are used. Paragraph  
38 (c) of this rule applies to electrology facilities where laser or light-based equipment is used.

39 (a) Listed below are requirements to be followed, and materials and equipment to be available at each electrology facility  
40 where epilators or lasers/light-based equipment is used. An electrology facility shall be clean, sanitary and well lit. It shall also

1 allow for circulation of air sufficient to eliminate odors.

2 1. Any room wherein electrolysis is performed shall have four fixed, permanent walls at least six feet tall from the floor and  
3 shall have doors capable of being locked. Permanent walls means a vertical continuous structure of wood, plaster, masonry, or  
4 other similar building material, which is physically connected to the electrology facility floor. At the time of service, each client  
5 shall be protected from view of the public, and any other clients at the facility. This requirement shall not apply to electrology  
6 facilities which are located in an electrolysis training facility so long as the unwallled area where electrolysis is performed is used  
7 for instructional purposes only. when electrolysis training is undertaken in accordance with a training program approved by the  
8 Electrolysis Council.

9 2. There shall be a toilet and sink with hot and cold running water available to within the electrology facility. This sink may  
10 also serve as the sink in the toilet and lavatory facilities required under paragraph (3)(c) of this rule. The toilet and sink shall be  
11 kept clean and in working order when the electrology facility is open for business.

12 (b) The following documents shall be displayed in an area that is visible to the general public entering the facility:

- 13 1. The electrology facility license;
- 14 2. The current license of the electrologist;
- 15 3. The most recent inspection sheet from the Department of Health;
- 16 4. A current copy of Rule 64B8-51.006, F.A.C.

17 (c) Toilet and Lavatory Requirements. Each electrology facility shall provide, on the premises or in the same building, a  
18 separate room containing toilet and lavatory facilities which shall have at least one toilet and one sink with running water, and  
19 shall be equipped with toilet tissue, soap dispenser with soap or other hand cleaning material, disposable towels or wall mounted  
20 electric blow dryer, and a waste receptacle. The toilet and lavatory facilities and all fixtures and components shall be clean, in  
21 good repair, well lighted and adequately ventilated to remove objectionable odors.

22 (d) No animals shall be allowed to enter or be in the room wherein electrolysis is performed except those trained to assist  
23 the hearing impaired, visually impaired, or the physically impaired.

24 (e) The electrology facility shall have the following equipment:

- 25 1. An FDA registered needle type epilation device in working order;
- 26 2. Clean and sterile needles/probes and forceps/tweezers;
- 27 3. Needle holder tips;

28 3.4. Electrolysis shall be conducted on A a treatment table or treatment chair with a non-porous surface capable of  
29 being disinfected;

30 4. The following supplies and equipment shall always be available at the electrology facility:

31 a.5. Disposable paper drapes or sanitary cloth drapes stored in a closed container or compartment;

32 b.6. Sanitary waste receptacles for the disposal of used gloves, paper supplies, cotton balls, and other noninfectious  
33 items;

34 c.7. Single use, disposable towels;

35 8. A sharps container for disposal of used needles/probes;

36 d.9. A treatment lamp or magnifier lamp capable of being cleaned with disinfectant;

37 e.10. A magnifying device which shall be a magnifier lamp, optical loupe or microscope capable of being cleaned and  
38 disinfected;

39 f.11. Tuberculocidal hospital grade disinfectant registered by the Environmental Protection Agency, household bleach  
40 or wiping cloths pre-saturated with disinfectant for wiping non-porous surfaces;

41 12. If eye shields are used, eye shields capable of being cleaned with disinfectant;

42 13. Covered containers for needles/probes and forceps/tweezers which containers are capable of being cleaned and  
43 sterilized;

44 g.14. Betadine, 3% U.S. Pharmaceutical grade hydrogen peroxide, or 70% isopropyl alcohol, or wrapped single use wipes  
45 saturated with 70% isopropyl alcohol;

46 h.15. Clean, non-sterile materials such as cotton balls, cotton strips, cotton swabs, gauze pads, and gauze strips;

47 i.16. If cloth towels are used, they shall be laundered and sanitized cleaned prior to use on each client and which are  
48 stored in a closed container or compartment, and there shall be a covered sanitary container for holding used cloth towels; Used  
49 cloths shall be kept in a separate closed container;

50 17. A sterilizer which shall be either an autoclave or a dry heat sterilizer, and color change indicators for use with either  
51 sterilizer. The endodontic dry heat "glass bead sterilizer" shall not be used for instrument sterilization;

52 18. Unless the facility is new, monthly records of sterilizer biological test monitoring which shall be made available to the  
53 Department upon request;

54 j. 19. A holding container for soaking and cleaning contaminated instruments; and

55 k.20. Non-sterile disposable examination gloves.

56 (f) An appointment book shall be maintained and kept on the electrology facility premises which lists the name of each  
57 person who has received electrolysis treatment.



1 after the sale until the new owner has received the required license from the Department. A person purchasing an electrology  
2 facility may apply to the Department for licensure prior to the date of purchase.\*\*\*

3 (b) An electrology facility license may be transferred from one location to another only upon approval by the Department  
4 which approval shall be granted upon compliance with all requirements set out below in subparagraphs 1. through 3. Only the  
5 licenses for electrology facilities which have passed inspection at the original location are eligible for transfer to another location.  
6 In order to begin practice at the new location, the electrology facility license holder must first perform all of the following  
7 procedures:

8 1. File a completed application for transfer prior to the date of the transfer on forms prescribed by the Department, as  
9 referenced in paragraph (2)(b) of this rule, which application must be processed by the Council office;

10 2. Surrender the current license with the application; and

11 3. Pay \$100 to have the new location inspected to determine compliance with Rule 64B8-51.006, F.A.C. The electrology  
12 facility license holder transferring the license shall be permitted to perform electrolysis in the new facility, only after the  
13 application has been processed by the Council office and notification provided to the licensee, prior to inspection for a period of  
14 60 days commencing with the first day electrolysis is performed in the new facility. The required inspection must be performed  
15 within the 60 day period or electrolysis services must cease until the inspection is performed.

16 ~~(7)(6)~~ Renewal of Facility Licensure. Facility licensure shall be renewed at the end of each biennium prescribed by the  
17 Department. The licensee shall receive ninety (90) days notice of the need to renew the facility license. The notice shall be sent  
18 to the licensee at the last known address of the facility. Failure to receive the notice will not excuse the licensee from the  
19 requirement to renew the facility license, and failure to renew shall result in the license becoming delinquent. If the delinquent  
20 licensee does not apply for renewal of the license within six months of the license becoming delinquent, the license shall become  
21 null and any subsequent licensure shall be as a result of applying and meeting all requirements for new licensure. A facility may  
22 not operate without a license. To timely renew the facility license, including the six month "grace period" provided for, the  
23 licensee must pay the renewal fee of \$100 and the inspection fee of \$100.

24 \*\*\*~~(8)(7)~~ No license for operation of an electrology facility may be transferred from the name of the licensee to the name  
25 of another person. If a facility is sold, the new owner must apply to the Department for licensure and no electrolysis services may  
26 be performed in the facility after the sale until the new owner has received the required license from the Department. A person  
27 purchasing an electrology facility may apply to the Department for licensure prior to the date of purchase.\*\*\*

28 *Rulemaking Authority 456.037, 478.43(1), (4), 478.51(3) FS. Law Implemented 456.037(2), ~~(3), (5)~~, 456.0635, 478.49, 478.51 FS.*  
29 *History—New 11-16-93, Formerly 61F6-76.006, Amended 5-11-95, 6-26-96, Formerly 59R-51.006, Amended 12-23-97, 12-22-98,*  
30 *2-17-00, 3-25-01, 4-8-02, 6-16-03, 7-29-10, 6-19-13, 12-25-14, \_\_\_\_\_.*

31 Following discussion, Ms. Greenhalgh moved to approve the language as presented. Ms.  
32 Lapeyrouse seconded the motion, which carried 5/0.

33 Ms. Greenhalgh moved that the proposed language would not have an adverse impact on small  
34 business nor have an economic impact on government or any other entity in excess of \$200,000  
35 within one year of the rule being implemented. Ms. Lapeyrouse seconded the motion, which  
36 carried 5/0.

37 • **64B8-52.004 Requirements for Approval of Training Courses for Laser and**  
38 **Light-Based Hair Removal or Reduction**

39 Ms. Norr presented for discussion during the meeting revisions to Paragraph (3) of the rule.  
40 The changes follow the proposed revisions to Rule 64B8-51.006(3)(c)2., F.A.C. The full text  
41 reviewed by the Council is as presented below.

42 **64B8-52.004 Requirements for Approval of Training Courses for Laser and Light-Based Hair Removal or Reduction.**

43 The Electrolysis Council will approve laser and light-based hair removal or reduction continuing education training courses upon  
44 application if the following requirements are met:

45 (1) Continuing education providers seeking initial approval by the Council shall pay a fee of \$250, and shall complete and  
46 submit to the Council the application form entitled "Application for Laser and Light Based Hair Removal or Reduction Continuing  
47 Education Provider", form DOH/MQA/EO/LASER/CEU/07/23/01, which is hereby incorporated by reference and became effective  
48 July 23, 2001, copies of which may be obtained from the Council office at 4052 Bald Cypress Way, BIN C-05, Tallahassee, Florida  
49 32399-3255. Continuing education providers seeking renewal of provider status shall also pay a \$250 fee each biennium. To

- 
- 1 receive Council approval, a continuing education program:
- 2 (a) Should be submitted for the Council's approval not less than 60 days nor more than 360 days prior to the date the offering
- 3 is scheduled;
- 4 (b) Shall have its sponsor submit to the Council at least the following:
- 5 1. A statement of the educational goals and objectives of the program;
- 6 2. A detailed course outline or syllabus, including such items as method of instruction, testing materials, if any;
- 7 3. A current curriculum vitae of the course instructor(s);
- 8 4. The procedure to be used for recording attendance of those attendees seeking to apply for continuing education credit
- 9 and the procedure for certification by the course's registrar of attendance;
- 10 5. A sample certificate of completion; and
- 11 6. A copy of the electrolysis facility license and the most recent Department of Health inspection sheet from the location
- 12 where the continuing education training course is offered demonstrating compliance with paragraph 64B8-51.006(3)(g), F.A.C.
- 13 (2) The course consists of thirty (30) hours of instruction, which may include 15 hours of home-study didactic training, in the
- 14 use of laser and light-based hair removal or reduction devices, including:
- 15 (a) Biology of hair;
- 16 (b) Laser and light-based device terminology;
- 17 (c) Basic electricity;
- 18 (d) Laser and light-based hair removal physics, including:
- 19 1. The theory of traditional light.
- 20 2. The theory of coherent light.
- 21 3. The electromagnetic spectrum.
- 22 4. The different types of laser and light-based hair removal devices.
- 23 5. The history of laser and light-based device development.
- 24 6. The history of medical laser and light-based device development.
- 25 7. Understanding photonic principles and how a laser and light-based device works.
- 26 8. Hair removal laser and light-based device delivery systems.
- 27 (e) Safety and precautions, including:
- 28 1. Federal and quasi-federal regulatory agencies and their roles in safety.
- 29 2. Treatment room considerations.
- 30 3. Eye safety for the operator and the patient.
- 31 4. Fire safety.
- 32 (f) Laser and light based tissue interaction, including:
- 33 1. Grotthuss-Draper law.
- 34 2. Reflection, transmission, scatter and absorption.
- 35 3. The melanin and hemoglobin absorption curve at various hair removal device wavelengths.
- 36 4. Depth of penetration and wavelength.
- 37 5. Possible effects of absorption of light energy.
- 38 6. Selective photothermolysis, including:
- 39 a. Wavelength.
- 40 b. Pulse duration.
- 41 c. Energy fluence.
- 42 d. Spot size.
- 43 (g) Sanitation;
- 44 (h) Fitzpatrick skin typing;
- 45 (i) The patient intake form;
- 46 (j) The consultation;
- 47 (k) Proper documentation of patient case history and consent forms;
- 48 (l) Pre-treatment patient preparation including test spot considerations and the Nikolski sign;
- 49 (m) Treatment contra-indications including the recognition of disease conditions of the skin;
- 50 (n) Handpiece and spot size considerations;
- 51 (o) Fluence setting;
- 52 (p) Stretch technique;
- 53 (q) Use of grid stamp;
- 54 (r) Post-treatment procedures, including:
- 55 1. Application of ice and medication.
- 56 2. Instructions to patients.
- 57 (s) Expected outcomes including erythema and edema;

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1 (t) Possible adverse outcomes;  
2 (u) Follow-up care;  
3 (v) The concept of using needle-type epilators to complement laser and light-based hair removal or reduction devices; and  
4 (w) At least five (5) hours of hands-on experience with laser and light-based devices to include hair removal or reduction  
5 from all areas of the body.

6 \*\*\*~~(3)~~ The instructors of each laser and light-based hair removal course shall have one year of experience using laser or  
7 light-based devices for hair removal after having passed the Society for Clinical and Medical Hair Removal test for certification  
8 as a Certified Medical Electrologist, or after having passed a test for an equivalent certification as approved by the Council~~post-~~  
9 ~~certification experience.~~ Verifiable documentation of this experience must be submitted to the Council with the application.\*\*\*  
10 *Rulemaking Specific Authority 456.025(7), 478.43(1), (4) FS. Law Implemented 456.025(7), 478.42(5), 478.43(3), 478.50 FS.*  
11 *History—New 10-3-00, Amended 12-24-01, 12-26-02, 8-17-04, 7-3-06, 2-18-09, \_\_\_\_\_.*

12 During the discussion, Mr. Jon Pellet, Esq., questioned the Council’s statutory authority to  
13 propose changes to the instructors’ qualifications.

14 The Council Chair allowed for a break at 3:29 p.m. to allow Ms. Norr the opportunity to review  
15 and respond to this inquiry.

16 The meeting reconvened at 3:34 p.m. at which time Ms. Norr indicated she would research  
17 further in preparation to discuss the Council’s authority for these changes when the rule is  
18 considered at the June 2016 Board of Medicine meeting.

19 Ms. Greenhalgh moved to approve the proposed rule language as presented. Ms. Lapeyrouse  
20 seconded the motion, which carried 5/0.

21 Ms. Greenhalgh moved that the proposed language would not have an adverse impact on small  
22 business nor have an economic impact on government or any other entity in excess of \$200,000  
23 within one year of the rule being implemented. Ms. Lapeyrouse seconded the motion, which  
24 carried 5/0.

25 • **64B8-55.002 Citations**

26 Ms. Norr presented for discussion during the meeting revisions to Paragraph (5)(l) of the rule.  
27 The changes follow the proposed language in Rule 64B8-51.006(3)(c)2., F.A.C.

28 (5) The Board designates the following as electrology citations violations in laser or light based hair removal. Failure to have:  
29

(l) Proof of having passed the test for certification as a Certified First time violation \$500, Subsequent violation \$1,000.  
Medical Electrologist for all ~~persons~~ electrologists who uses using  
laser or light-based equipment in the facility ~~who are not exempt and~~  
~~are licensed electrologists.~~  
(64B8-56.002(2)(b), F.A.C.)

30 *Rulemaking Specific Authority 456.077(1), (2) FS. Law Implemented 456.072(3)(b), 456.077(1), (2), 478.51, 478.52 FS. History—*  
31 *New 11-16-93, Formerly 61F6-80.002, Amended 1-2-95, Formerly 59R-55.002, Amended 11-13-97, 10-12-98, 2-11-01, 2-20-02,*  
32 *11-12-02, 7-16-03, 2-12-07, \_\_\_\_\_.*

33 Ms. Greenhalgh moved to approve the proposed rule language. Ms. Lapeyrouse seconded the  
34 motion, which carried 5/0.

35 Ms. Greenhalgh moved that the proposed language would not have an adverse impact on small  
36 business nor have an economic impact on government or any other entity in excess of \$200,000

1 within one year of the rule being implemented. Ms. Grillo seconded the motion, which carried  
2 5/0.

3 • **64B8-56.002 Equipment and Devices; Protocols for Laser and Light-Based**  
4 **Devices**

5 Ms. Norr presented for discussion during the meeting revisions to Paragraph (2)(b) of the rule.  
6 The changes follow the proposed language in Rule 64B8-51.006(3)(c)2., F.A.C. The full text  
7 reviewed by the Council is as presented below.

8 **64B8-56.002 Equipment and Devices; Protocols for Laser and Light-Based Devices.**

9 (1) The Board of Medicine approves the following equipment and devices for the permanent removal of hair by licensed  
10 electrologists if they are used pursuant to requirements established by the Board.

11 (a) Needle type epilators.

12 (b) Laser and light-based hair removal or reduction devices cleared by the United States Food and Drug Administration (FDA)  
13 for hair removal or reduction.

14 (2) An electrologist may not use laser or light-based devices for hair removal or reduction unless they:

15 (a) Have completed training in laser and light-based hair removal and reduction that meets the requirements set forth in  
16 subsections 64B8-52.004(2) and (3), F.A.C.;

17 ~~\*\*\* (b) Have been certified~~ passed the Society for Clinical and Medical Hair Removal test for certification as a Certified  
18 Medical Electrologist, or proof of having passed a test for an equivalent certification as approved by the Council in the use of laser  
19 and light-based devices for the removal or reduction of hair by a national certification organization approved by the Council and  
20 the Board,\*\*\*

21 (c) Are using only the laser and light-based hair removal or reduction devices upon which they have been trained; and

22 (d) Are operating under the direct supervision and responsibility of a physician properly trained in hair removal and licensed  
23 pursuant to the provisions of Chapter 458 or 459, F.S.

24 (3)(a) The supervising physician, initially upon assuming duties as the supervisor and semiannually thereafter, shall review  
25 and inspect the techniques, procedures, and equipment utilized by the electrologist in the performance of laser and light-based  
26 hair removal or reduction.

27 (b) The supervising physician shall ensure that the electrologist has received semi-annual training in the areas of infection  
28 control, sterilization, and emergency procedures.

29 (4)(a) The supervising physician and the electrologist shall develop jointly written protocols regarding the medical condition  
30 for individuals to receive laser and light-based hair removal or reduction treatment; specific conditions and the procedure for  
31 identifying conditions that require direct evaluation or specific consultation by the physician; treatment of routine minor  
32 problems resulting during or from laser and light-based hair removal or reduction; and detailed procedures to be followed in the  
33 event of emergency situations developing during the performance of or as a result of laser and light-based hair removal or  
34 reduction. These written protocols must be signed, dated, and maintained in a readily available location on the premises where  
35 the electrologist practices. One copy shall be maintained by the supervising physician and one copy must be filed with the  
36 Department of Health. The written protocols which are kept on the premises of the electrologist will be readily available for  
37 inspection and review by agents of the Department of Health. The parties to a protocol must notify the Department within 30  
38 days of the termination of their professional relationship.

39 (b) The written protocol shall include and require that the initial consultation with each patient must include an examination  
40 and assessment by a physician licensed pursuant to Chapter 458 or 459, F.S.

41 (5) Pursuant to Section 456.072(1)(i), F.S., any physician who knows that any electrologist is engaged in unsafe practice must  
42 report that electrologist to the Department of Health immediately.

43 (6) Any physician who provides supervision to an electrologist must keep the Board informed of the number of electrologists  
44 the physician is supervising. No physician is authorized to supervise more than four (4) electrologists at any one time.

45 *Rulemaking Authority 478.43 FS. Law Implemented 458.331(1)(v), 458.348(3), 478.42(5), 478.43(4) FS. History—New 9-12-01,*

1 Amended 2-28-02, 7-23-06, 3-12-08, 11-4-14, \_\_\_\_\_.

2 Ms. Greenhalgh moved to approve the proposed rule language. Ms. Lapeyrouse seconded the  
3 motion, which carried 5/0.

4 Ms. Greenhalgh moved that the proposed language would not have an adverse impact on small  
5 business nor have an economic impact on government or any other entity in excess of \$200,000  
6 within one year of the rule being implemented. Ms. Lapeyrouse seconded the motion, which  
7 carried 5/0.

8 • **64B8-53.001 Requirements for Electrolysis Training Programs Approved**  
9 **by the Board**

10 Ms. Norr presented for discussion the last draft of revisions to the rule discussed by the Council  
11 at a prior meeting. In particular, the Council considered whether it would like to allow for  
12 distance learning as an option for training programs. The full text of the language presented is  
13 as follows below.

14 **64B8-53.001 General Requirements for Pre-licensure Electrolysis Training Programs Approved by the Board.**

15 A ~~n~~ pre-licensure electrolysis training program must demonstrate that it will comply with the following general requirements in  
16 order to be approved by the Council. ~~Board for pre-licensure training if the following requirements are met:~~

17 (1) The electrolysis training program is licensed by the Commission for Independent Education and the license is a current,  
18 unencumbered provisional, regular or biennial license issued pursuant to Sections 1005.31-.38, F.S.

19 ~~(a)~~ (2) Electrolysis training programs intended to train individuals to practice in Florida must provide the Electrolysis Council  
20 copies of all documents submitted to the Department of Education for initial approval and renewal by the Commission for  
21 Independent Education. Failure to provide these materials to the Council shall result in a denial or revocation of program approval  
22 by the Council.

23 ~~(b)~~ (3) No home study or correspondence school or course will be considered in assessing an applicant's qualifications for  
24 licensure. Credit shall only be awarded for time spent in the classroom or clinic in the physical presence of an instructor.

25 (4) The content of the training program must meet the minimum curriculum standards set forth in section 64B8-53.002,  
26 F.A.C. The training program must provide the equipment listed in section 64B8-53.003. The training program shall be located in  
27 a electrology facility licensed under Rule 64B8-51.006, F.A.C. An electrolysis training program must meet the requirements for  
28 combining epilator, laser and light-based training contained by the rules in Chapter 64B6-53, F.A.C., within one year after all rules  
29 in the chapter become effective.

30 (5) Electrolysis training programs shall be strictly limited to training in hair removal and shall not include extemporary  
31 procedures licensed by any other Florida Board. Waxing and treatment of spider veins are two examples of such extemporary  
32 procedures.

33 (6) All students in the clinical application phase of an electrolysis training program, as described in Rule 64B8-53.002(2), shall  
34 have access to the equipment needed for the procedure being taught.

35 (7) An electrolysis training program in another state or jurisdiction which does not license the practice of electrolysis shall  
36 be an approved electrolysis training program if it meets requirements substantially equivalent to those in Ch. 64B8-53, F.A.C.

37 (8) Students shall not be admitted to the training program until it is approved by the Council.

38 ~~(2)~~ Applicants shall complete and submit to the Council the application entitled "New Facility or New Ownership Application  
39 for Electrology Facility Licensure", form DOH/MQA/EP APP/REV 9/99, which is hereby incorporated by reference, copies of which  
40 may be obtained from the Council Office at 4052 Bald Cypress Way, BIN C05, Tallahassee, FL 32399. Approval by the Council is  
41 necessary before students are admitted.

42 ~~(3)~~ (9) The facility where initial pre-licensure training is offered shall submit to the Council at least the following:

- 43 (a) A statement of the educational goals and objectives of the program;  
44 (b) A detailed course outline or syllabus, including method of instruction, and testing materials;  
45 (c) A current curriculum vitae of the course instructor(s);

46 (d) A sample certificate or diploma which states the number of classroom hours completed and the number of clinical hours  
47 completed. includes the following which shall be filled in by the facility at the time of graduation:

Academic Hours	Traditional Classroom	Non-Traditional Classroom
Per subsection 64B8-53.002(1), F.A.C.		

Successfully Completed	_____	_____
Clinical Hours	Traditional Classroom	Non-Traditional Classroom
Per subsection 64B8-53.002(2), F.A.C.		
Successfully Completed	_____	_____

(e) A copy of the electrology facility license and the most recent Department of Health inspection sheet from the location where the training courses are to be offered demonstrating compliance with Rule 64B8-51.006, F.A.C.

(f) ~~Proof of current, unencumbered licensure by the Commission for Independent Education, pursuant to Chapter 1005, F.S. Failure to maintain that license in good standing shall result in the loss of Council approval of the Program.~~

(g) Provide a copy of the application form submitted by students which shall include the following Notice in bold type no smaller than 14 points:

\_\_\_\_\_ "Notice from the Florida Electrolysis Council Applicants for an Electrolysis License in the State of Florida are required to have completed a specifically outlined course of academic and clinical studies. Those studies must have been taken in a classroom setting in the physical presence of the instructor. Only such classroom education will be considered adequate for licensure. No credit shall be awarded applicants for home study, correspondence, or other distance education.

\_\_\_\_\_ I confirm that I have read and understand the foregoing notice.

\_\_\_\_\_ Student Signature \_\_\_\_\_ Date"

(4) ~~The content of the program must include the curriculum standards set forth in subsections 64B8-53.002(1) and (2), F.A.C. All curricula must harmonize with and not be contrary to the following statements:~~

(a) ~~The procedures to be used for electrolysis involve the insertion of a sterile needle electrode into the hair follicle(s) of prepared skin. After the application of the selected current, the treated hair(s) is (are) removed with sterile forceps. After treatment is complete, the treated area of the skin is given post treatment care.~~

(b) ~~Electrolysis training programs shall be limited to training in the universally accepted procedures of electrolysis and shall not include extemporaneous procedures licensed by any other Florida Board. One example of such an extemporaneous procedure would be waxing the treated area after electrolysis. A Cosmetology license is required for certain types of waxing. A second example would be the intentional treatment of telangiectasis (spider veins) with the epilator. This type of vascular surgery may only be performed by a Florida licensed physician.~~

(5) ~~Only needle type epilators and FDA cleared laser and light based devices shall be used in electrolysis training programs.~~

(6) ~~All students in the clinical application phase of an electrolysis training program shall have access to a full work station consisting of an epilator, treatment table, stool, and supplies. During the clinical application phase of instruction in an electrolysis training program, there shall be only one student assigned to each work station.~~

(7) ~~Each facility where electrolysis training programs are offered must meet the curriculum standards in Rule 64B8-53.002, F.A.C., and have the equipment required by Rule 64B8-53.003, F.A.C.~~

(8) ~~Each facility where electrolysis training programs are offered must be licensed as an electrology facility pursuant to Rule 64B8-51.006, F.A.C.~~

(9) ~~An electrolysis training program in another state or jurisdiction which does not license the practice of electrolysis shall be an approved electrolysis training program if it meets requirements substantially equivalent to those in subsections 64B8-53.001(1) and (2), F.A.C.~~

*Rulemaking Specific Authority 478.43(1), (4), 478.50(4)(b) FS. Law Implemented 478.43(4), 478.45(1)(e), 478.50(4)(b) FS. History—New 9-29-93, Formerly 61F6-78.001, Amended 6-19-96, Formerly 59R-53.001, Amended 11-13-97, 2-15-07.*

Ms. Judy Adams, RE, addressed the Council during the discussion.

Following discussion regarding potential options for distance learning, Ms. Greenhalgh moved to approve the following proposed change to Paragraph (3):

(3) The didactic portion of the required training may include online and home study courses.

Ms. Lapeyrouse seconded the motion, which carried 5/0.

Ms. Greenhalgh also moved to approved changes to update the Electrologist licensure application form DH-MQA 1164 to remove any references to a home study restriction. The form is incorporated in Rule 64B8-51.001 (1), F.A.C. Ms. Grillo seconded the motion, which carried 5/0.

1 Ms. Greenhalgh moved that the proposed language for Rules 64B8-53.001(3), F.A.C. and  
 2 64B8-51.001, F.A.C., would not have an adverse impact on small business nor have an  
 3 economic impact on government or any other entity in excess of \$200,000 within one year of the  
 4 rule being implemented. Ms. Grillo seconded the motion, which carried 5/0.

5 • **64B8-53.002 Curriculum Standards for Electrolysis Training Programs**

6 Ms. Norr presented the draft language below for review by the Council in light of the Rules and  
 7 Legislative Committee of the Board of Medicine's suggestion that the Council consider  
 8 increasing the number of hours to more closely approach the 600 hour requirements of other  
 9 states.

10 **64B8-53.002 Curriculum Standards for Electrolysis Training Programs.**

11 In order to be approved by the Board, an electrolysis training program must meet the following curriculum standards:

	Hours
12 (1) Academic instruction to be set out in school catalog.	Hours
13 (a) Introduction to electrolysis techniques through Galvanic, Thermolysis	15
14 <del>and Blend, and laser and light based modalities</del> , history of permanent hair	
15 removal, general treatment procedures	
16 (b) Principles of electricity, epilator functions, and adjustments.	5
17 (c) <u>Laser and light-based hair removal physics</u>	<u>5</u>
18 (d) <u>Laser Safety and precautions</u>	<u>5</u>
19 (e) Integumentary System (skin and appendages).	<del>10</del> <u>6</u>
20 (f) Circulatory (blood and lymph) and nervous system.	<del>10</del> <u>6</u>
21 (g) Endocrine system, including related diseases.	<del>10</del> <u>6</u>
22 (h) Biology of hair growth.	<u>10</u>
23 (i) Skin assessment, including <u>skin typesing</u> , effects of <del>specific current</del>	
24 <u>all modalities</u> , effects of temporary removal.	<del>10</del> <u>20</u>
25 (j) Study of blood-borne pathogens with emphasis on hepatitis (all types),	<del>10</del> <u>5</u>
26 and HIV/AIDS.	
27 (k) Microbiology of the skin (flora and fauna), sanitation and safety	<del>10</del> <u>7</u>
28 procedures including demonstrations in accordance with Rule 64B8-56.001,	
29 F.A.C.	
30 (l) Clinic and office management, communications, professional ethics,	<del>10</del> <u>5</u>
31 bookkeeping, and patient management.	
32 (m) Study of Chapter 64B8, F.A.C., as it relates to electrolysis, Chapter	<del>10</del> <u>5</u>
33 478, F.S., and Chapter 456, Part II, F.S.	
34 (n) Consultations including medical history, contraindications, complications	<del>5</del> <u>20</u>
35 Subtotal	120 hours
36 (2) Clinical Application	Hours
37 (a) Coordination skills with probe holder and forceps.	5
38 (b) Insertions	15
39 (c) Sanitation/Sterilization Procedures	10
40 (d) Hands on Equipment Instruction ( <del>Electrolysis</del> <u>Laser and Light-based</u> )	<del>5</del> <u>15</u>
41 (e) Hands on Equipment Instruction (Thermolysis)	<del>5</del> <u>10</u>
42 (f) Hands on Equipment Instruction (Blend <u>and Galvanic</u> )	<del>5</del> <u>10</u>
43 (g) Client Pre/Post Treatment	<del>5</del> <u>10</u>
44 (h) Client Assessment	<del>10</del> <u>15</u>
45 (i) General Treatment Procedures <u>for all modalities</u>	<del>10</del> <u>80</u>
46 (j) Consultations	15
47 (k) Visuals/Library	<del>10</del> <u>5</u>
48 (l) Review/Exam Preparation	10
49 Subtotal	200
50 Total	320 hours

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1 *Rulemaking Specific Authority 478.43(4), 478.50(4)(b) FS. Law Implemented 478.43(4), 478.45(1)(e), 478.50(4)(b) FS. History—New*  
2 *9-29-93, Formerly 61F6-78.002, 59R-53.002, Amended 11-13-97.*

3 Ms. Judy Adams, RE, and Mr. Jon Pellett, Esq., addressed the Council during the discussion.

4 After further discussion, the Council determined there was nothing to suggest a need to  
5 increase the hours of the training program. At Ms. Norr's request, the Council offered the  
6 following reasons in support of not increasing the hours:

- 7 ○ the training currently consists of 5 full-time weeks of instruction in insertion and handling  
8 the laser;
- 9 ○ the Council is unaware of any existing major disciplinary issues indicating the need for  
10 additional training;
- 11 ○ increasing the number of hours would significantly increase the cost to applicants; and
- 12 ○ many states have set their training curriculum requirements at 600 hours or greater  
13 simply to allow students to qualify for payment of training via federal grants versus a true  
14 need for additional hours of training.

15 ● **64B8-53.003 Required Equipment for Electrolysis Training Programs**

16  
17 The Council reviewed draft language approved at a prior meeting and determined it should be  
18 presented to the Board of Medicine with no additional changes. The full text of the proposed  
19 language is provided below.

20 **64B8-53.003 Required Equipment for Electrolysis Training Programs.**

21 (1) An electrolysis training program shall: ~~have the following equipment in good working condition, in sufficient numbers,~~  
22 ~~and supplies in sufficient amount to enable students to meet their learning objectives:~~

- 23 (a) ~~Have a working U.S. FDA registered short wave epilator,~~
- 24 (b) ~~Have a working U.S. FDA registered blend epilator, and,~~
- 25 (c) ~~U.S. FDA registered galvanic epilator with multiple needle apparatus,~~
- 26 (c) Comply with the requirements of Rule 64B8-51.006(3), F.A.C.
- 27 ~~(d) Magnifying device or treatment lamp,~~
- 28 (e) ~~Treatment table or treatment chair,~~
- 29 (f) ~~Operator stool or chair,~~
- 30 (g) ~~Autoclave with chemical biological indicators,~~
- 31 (h) ~~Dry heat sterilizer with chemical biological indicators,~~
- 32 (i) ~~Needles (e.g. probes) of various sizes,~~
- 33 (j) ~~Forceps (e.g. tweezers),~~
- 34 (k) ~~Needle holder tips,~~
- 35 (l) ~~Ultrasonic cleaner with enzyme dissolving detergent,~~
- 36 (m) ~~Covered holding containers for contaminated instruments,~~
- 37 (n) ~~Sharps containers for disposal of used needles and other sharp instruments in accordance with the biomedical waste~~  
38 ~~disposal requirements of Rule Chapter 64E-16, F.A.C.,~~
- 39 (o) ~~Non-sterile disposable examination gloves,~~
- 40 (p) ~~Waste receptacles,~~
- 41 (q) ~~Soaps,~~
- 42 (r) ~~Paper towels,~~
- 43 (s) ~~Paper table coverings,~~
- 44 (t) ~~Tuberculocidal hospital grade disinfectant detergent,~~
- 45 (u) ~~Betadine, 3% U.S. Pharmaceutical grade hydrogen peroxide and 70% isopropyl alcohol or wrapped, single use wipes~~  
46 ~~saturated with 70% isopropyl alcohol,~~
- 47 (v) ~~Clean non-sterile materials such as cotton balls, cotton strips, cotton swabs, gauze pads, and gauze strips,~~
- 48 (w) ~~Clean, covered containers for creams, lotions and ointments with single use spatulas or containers which are pump or~~  
49 ~~tube type dispensers,~~

1 (x) Magnifying device which shall be a magnifying lamp, optical loupe or microscope.

2 (y) Reference books/textbooks in the following areas:

3 1. Electrolysis;

4 2. Dermatology;

5 3. Anatomy; and

6 4. Medical dictionary.

7 (2) Endodontic dry heat sterilizers, also known as glass bead sterilizers, shall not be used in place of an autoclave or dry heat  
8 sterilizer in paragraphs 64B8-53.003(1)(g) and (h), F.A.C.

9 *Rulemaking Specific Authority 478.43(4), 478.50(4)(b) FS. Law Implemented 456.033, 478.43(4), 478.45(1)(e), 478.50(4)(b) FS.*  
10 *History—New 11-16-93, Formerly 61F6-78.003, 59R-53.003, Amended 11-13-97, 10-12-98.*

11 • **64B8-50.003 Delegation of Powers & Duties to Electrolysis Council**

12  
13 On April 20, 2016, the First District Court of Appeals affirmed the Division of Administrative  
14 Hearing's recommendation that Petitions for Declaratory Statement should be heard by the  
15 Board of Medicine without need for initial review by the Council. Ms. Norr presented the  
16 following corresponding changes for the Council's approval.

17 **64B8-50.003 Delegation of Powers and Duties to Electrolysis Council.**

18 (1) Pursuant to Section 478.43, F.S., the Board delegates to the Electrolysis Council the following powers and duties.

19 (a) Approval and denial of applicants for examination and applicants for endorsement.

20 (b) Approval and denial of continuing education providers and electrolysis training programs.

21 (c) The authority to accept non-disciplinary voluntary relinquishments.

22 (d) The authority to notice rules for development and to propose rules to the Board.

23 (2) Rulemaking proposals, ~~petitions for declaratory statement~~ and petitions to adopt, amend, or repeal rules, relating which  
24 ~~relate~~ to the practice of electrology shall first be presented to the Council. The Council shall consider the matter and make  
25 recommendations to the Board as to the appropriate action to be taken.

26 *Rulemaking Authority 478.43(1) FS. Law Implemented 478.43(3) FS. History—New 5-31-93, Formerly 21M-75.003, Amended 11-*  
27 *16-93, Formerly 61F6-75.003, 59R-50.003, Amended 2-11-08, 2-15-10.*

28 Following discussion, Ms. Greenhalgh moved to approve the proposed language as presented.  
29 Ms. Lapeyrouse seconded the motion, which carried 5/0.

30 Ms. Greenhalgh moved that the proposed language would not have an adverse impact on small  
31 business nor have an economic impact on government or any other entity in excess of \$200,000  
32 within one year of the rule being implemented. Ms. Lapeyrouse seconded the motion, which  
33 carried 5/0.

34 **5. Review of Proposed Revisions to Facility Application Forms: Rule 64B8-51.006**  
35 **(2)(b) and (5)(b)1., F.A.C., Rule Governing Licensure and Inspection of Electrology**  
36 **Facilities**

37 Council staff presented proposed changes to the Electrolysis Facility "New or Change of  
38 Ownership Facility Application" and "Transfer of Location Application" Forms to include the  
39 following:

- 40 • separation of applications into two separate forms to eliminate confusion for applicants  
41 frequently unsure of which form to complete;  
42 • streamlining of instructions and related information for both applications;

- 
- 1 • addition of required notification regarding e-mail addresses being public records;
  - 2 • new section to allow applicants to specify the practice modality type;
  - 3 • expanded Ownership Information section to allow for particular specification of business
  - 4 entity type;
  - 5 • expanded Licensed Electrologist listing section to allow for provision of information on
  - 6 the satisfaction of requirements in Rule 64B8-51.006(3)(g), F.A.C., regarding laser hair
  - 7 removal services; and
  - 8 • new sections to allow applicants to disclose any history issues relevant to issuance of
  - 9 the license.

10 Following discussion, Ms. Greenhalgh moved to approve the proposed changes to Rules 64B8-  
11 51.006 (2)(b) and (5)(b)1., F.A.C., as well as the incorporated forms, to include adding an option  
12 for CME *or Equivalent* where that information is requested on each form. Ms. Lapeyrouse  
13 seconded the motion, which carried 5/0.

14 Ms. Greenhalgh moved that the proposed language would not have an adverse impact on small  
15 business nor have an economic impact on government or any other entity in excess of \$200,000  
16 within one year of the rule being implemented. Ms. Lapeyrouse seconded the motion, which  
17 carried 5/0.

## 18 **REPORT OF ASSISTANT ATTORNEY GENERAL – Lynette Norr**

### 19 **6. Rule Status Report**

20 Ms. Norr presented the status of rules in progress, to include an update on Rule 64B8-51.001,  
21 F.A.C., Manner of Application, approved by the Council on November 9, 2015 and the Board of  
22 Medicine on April 8, 2016. The rule was noticed for development on May 9, 2016.

- 23 • 64B8-51.001 Manner of Application
- 24 • 64B8-51.006 Rule Governing Licensure and Inspection of Electrology
- 25 Facilities
- 26 • 64B8-51.007 Fees for Examination, Examination Review and Initial
- 27 Licensure
- 28 • 64B8-52.004 Requirements for Approval of Training Courses for Laser
- 29 and Light-Based Hair Removal or Reduction
- 30 • 64B8-53.001 Requirements for Electrolysis Training Programs Approved
- 31 by the Board
- 32 • 64B8-53.002 Curriculum Standards for Electrolysis Training Programs
- 33 • 64B8-53.003 Required Equipment for electrolysis Training Programs
- 34 • 64B8-54.0041 Special Assessment Fee
- 35 • 64B8-55.001 Disciplinary Guidelines
- 36 • 64B8-55.002 Citations
- 37 • 64B8-56.002 Equipment and Devices; Protocols for Laser and Light-
- 38 Based Devices

### 39 **7. Sunshine Laws Refresher, Lynette Norr**

40 This item was tabled to July 11<sup>th</sup> meeting.

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1    **REPORTS**

2        **8.    Council Chair – Jolynn Greenhalgh, DNP, ARNP**  
3            Healthiest Weight Update

4    Ms. Greenhalgh indicated plans to attend the next Board of Medicine meeting regarding her  
5    application for re-appointment to the Council. Ms. Greenhalgh’s term is due to expire on July 9,  
6    2016.

7        **9.    Executive Director – Allen Hall**

- 8
- 9            • Cash Balance Report
  - 10          • Expenditures by Function

11    Informational Item.

12    **NEW BUSINESS**

13        **10.   2016 Legislative Update**

14    Informational Item.

15        **11.   CS/CS/HB941 – Department of Health**

- 16            • **Rule 64B8-51.001, F.A.C., Manner of Application**

17    The Board reviewed changes to the Electrologist licensure application form incorporating  
18    updates pursuant to the passage of CS/CS/HB 941 (2016). The form reflects removal of the  
19    requirement to complete a two-hour prevention of medical errors course for initial licensure and  
20    removed the exemption that would allow applicants who committed certain acts defined in  
21    Section 456.0635, F.S., to continue with licensure if he or she completed a related training  
22    program prior to July 9, 2009.

23    Ms. Greenhalgh moved to approve the form and associated rule. Ms. Grillo seconded the  
24    motion, which carried 5/0.

25    Ms. Greenhalgh moved that the proposed language would not have an adverse impact on small  
26    business nor have an economic impact on government or any other entity in excess of \$200,000  
27    within one year of the rule being implemented. Ms. Grillo seconded the motion, which carried  
28    5/0.

29        **12.   2017 Proposed Council Meeting Dates**

30    The following meeting dates were presented for the 2017 Electrolysis Council General Business  
31    meeting.

- 32          • January 9
- 33          • April 24
- 34          • July 24
- 35          • October 23

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1 **OLD BUSINESS**

2 **13. January 25, 2016 Electrolysis Council Meeting Minutes**

3 Ms. Greenhalgh moved to approve the January 25, 2016 Electrolysis Council meeting minutes.  
4 Ms. Lapeyrouse seconded the motion, which carried 5/0.

5 **OTHER BUSINESS AND INFORMATION**

6 **14. Electronic Agenda Implementation**

7 The Division of Medical Quality Assurance is transitioning regulatory boards and councils from  
8 paper-based agenda material books to electronic agendas. The Electrolysis Council is  
9 scheduled to make this transition during its next meeting scheduled for July 11, 2016.

10 **15. Staff Recognition**

11 Informational Item

12 **ADDITIONAL INFORMATION**

13 **16. April 7, 2016 Board of Medicine Rules/Legislative Committee Minutes**

14 Informational Item.

15 **17. Granting of Petition for Variance/Waiver: Jennifer Fraunfelter re: Rule 64B8-**  
16 **53.002, F.A.C.**

17 Informational Item.

18 **ADJOURNMENT**

19 The meeting adjourned at 5:01 p.m.



# FLORIDA | Board of Medicine

Rick Scott  
Governor

Celeste Philip, MD, MPH  
State Surgeon General and Secretary

June 14, 2016

**Chairman**

Steven Rosenberg, M.D.  
Palm Beach, Florida

**Members**

Magdalena Averhoff, M.D.  
Miami, Florida  
Vice-Chair

James W. Orr, Jr., M.D.  
Fort Myers, Florida

Zachariah P. Zachariah, M.D.  
Fort Lauderdale, Florida

Bernardo Fernandez, M.D.  
Weston, Florida

Jorge J. Lopez, M.D.  
Maitland, Florida

Sarvam TerKonda, M.D.  
Jacksonville, Florida

Gary Dolin, M.D.  
Bradenton, Florida

Enrique Ginzburg, M.D.  
Miami, Florida

Merle P. Stringer, M.D.  
Panama City, Florida

Seela Ramesh, M.D.  
Orlando, Florida

Brigitte Goersch  
Orlando, Florida

Joy Tootle, J.D.  
Gainesville, Florida

Nicholas W. Romanello, Esq.  
Orlando, Florida

**Executive Director**  
Claudia Kemp

Jolynn M. Greenhalgh, DNP, ARNP

Dear Dr. Greenhalgh:

It is my pleasure to confirm that the Board of Medicine voted to reappoint you as a member of the Electrology Council. Your term will begin July 10, 2016 and will end July 10, 2020.

Please note section 112.313(11), Florida Statutes, prohibits officers, directors or administrators of Florida, state, county or regional professional or occupational organization or association from serving as a member of a state examining or licensing board for that profession or occupation. This restriction has been applied routinely by the Department and Board of Medicine to all council and committee appointments under their jurisdiction. Therefore, if you currently hold a position specified in section 112.313(11), Florida Statutes, it will be necessary for you to resign such position(s) if you wish to accept the appointment to the Electrology Council.

Allen Hall, Executive Director for the Council may be reached at (850) 245-4374 or [Allen.Hall@flhealth.gov](mailto:Allen.Hall@flhealth.gov).

Sincerely,

Claudia Kemp, J.D.  
Executive Director  
Board of Medicine  
Medical Quality Assurance

cc: Allen Hall, Executive Director, Electrology Council



Florida Board of Medicine  
Rules/Legislative Committee Meeting



Embassy Suites Ft. Lauderdale  
1100 SE 17<sup>th</sup> Street Causeway  
Ft. Lauderdale, FL 33316  
(954) 315-1326

June 2, 2016

MEETING REPORT

Roll call 2:25 p.m.

**Members Present:**

Zachariah P. Zachariah, M.D., Chairman  
James W. Orr, Jr., M.D., Vice-Chairman  
Sarvam TerKonda, M.D.  
Steven Rosenberg, M.D.  
Brigitte Goersch, Consumer Member  
Seela Ramesh, M.D.  
Bernardo Fernandez, M.D.  
Nicholas Romanello, Esquire, Consumer Member

**Members Absent:**

Enrique Ginzburg, M.D.  
Jorge Lopez, M.D.

**Staff Present:**

Adrienne Rodgers, J.D., Bureau Chief  
Edward Tellechea, Esquire, Board Counsel  
Donna McNulty, Esquire, Board Counsel  
Nancy Murphy, Certified Paralegal  
Crystal Sanford, CPM, Program Operations Administrator  
Rebecca Hewett, Regulatory Specialist III

**Others Present:**

Apex Court Reporting  
12 SE 7<sup>th</sup> St, Ste. 702  
Ft. Lauderdale, FL 33301  
954-467-8204 T  
954-467-8214 F  
[www.apex-rg.com](http://www.apex-rg.com)

**Rules Discussion:**

**Rule 64B8-35.002, FAC – Standards for Protocols .....1**

The Committee was presented with draft language and the revised protocol form for review and approval. Language was removed that required physicians to report ARNP protocols at renewal as it was duplicative of existing language in the rule for nurses.

A motion was made, seconded and carried unanimously to recommend approval of the draft language.

A motion was made, seconded and carried unanimously to recommend the proposed language will not have an adverse impact on small business nor would it be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one year after implementation of the rule amendments.

**Action taken:** language approved, no statement of estimated regulatory costs (SERC) required

**Dietetic-Nutrition Rules .....2**

Draft language for rules 64B8-42.001, FAC – Licensure by Endorsement, and 64B8-42.002, FAC – Licensure by Examination, along with the revised application were presented for review and approval.

A motion was made, seconded and carried unanimously to recommend approval of the draft language for both rules.

A motion was made, seconded and carried unanimously to recommend approval of the revised application.

A motion was made, seconded and carried unanimously to recommend the proposed language will not have an adverse impact on small business nor would it be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one year after implementation of the rule amendments.

**Action taken:** language approved for both rules, application approved; no SERC required

**Electrology Rules .....3**

Lynette Norr, Board Counsel for the Electrology Council accompanied by Jolynn Greenhalgh, current Chair of the Council, presented the Council’s recommendations to the Committee.

**Rule 64B8-50.003, FAC – Delegation of Powers and Duties to Electrolysis Council**

A motion was made, seconded and carried unanimously to recommend approving the draft language.

A motion was made, seconded and carried unanimously to recommend the proposed language will not have an adverse impact on small business nor would it be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one year after implementation of the rule amendments.

**Action taken:** language approved; no SERC

**Rule 64B8-51.006, FAC – Rule Governing Licensure and Inspection of Electrology Facilities**

Senator Ellyn Bogdanoff addressed the Committee on behalf of the Society for Clinical and Medical Hair Removal (SCMHR). She said there was no analysis conducted on SCMHR regarding the re-certification requirement.

Mr. Tellechea reminded the Committee that the Board recently handled a petition for declaratory statement related to re-certification because the existing rule did not require re-certification at that time.

Senator Bogdanoff said that the Board had already identified SCMHR as setting the gold standard for training; therefore, failure to accept SCMHR’s standards for re-certification was not in line with that position.

Mr. Tellechea advised the Committee that the rule amendment did not change the re-certification requirement and the SERC is correct.

Dr. Fernandez said electrologists are required to do CEU's and he believes that is enough. He extrapolated the proposed certification requirement for electrologists out to that of physicians who are not required to stay board certified.

Ms. Norr reminded the Committee no hours are being reduced by the amendment.

Senator Bogdanoff said electrologists have less training than physicians and SCMHR feels it is important to require re-certification.

Ms. Greenhalgh said electrologists are required to have 20 hours of CEU's every two years. She explained the costs associated with being a member of SCMHR, and the costs for non-members to report CEU events into SCMHR's database.

Mr. Tellechea asked if electrologists are required to be licensed in other states and Ms. Greenhalgh replied that licensure was not required in all states. He then asked if licensed electrologists in other states are required to be certified to which Ms. Greenhalgh replied they did not. He asked if other states require electrologists to be licensed to use lasers, and Ms. Greenhalgh replied they do not.

Ms. Norr cited several statistics related to discipline against electrologists in Florida: between 1992 and 2015 there were 300 complaints; probable cause was found in only 107 cases; of the 107 cases, 8 involved the use of lasers and 2 cases had patient harm; the remainder were not related to standard of care.

Senator Bogdanoff said these statistics support the need for re-certification.

Dr. Rosenberg said patients are safe because electrologists must practice under the direct supervision and responsibility of a physician.

A motion was made, seconded and carried unanimously to recommend approval of the proposed language.

A motion was made, seconded and carried unanimously to recommend the proposed language will not have an adverse impact on small business nor would it be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one year after implementation of the rule amendments.

**Action taken:** language approved; no SERC

Mr. Tellechea said subsection (e) refers to an "appointment book," which seems to indicate a hard copy of the matter, and needs to be revised to allow the use of an electronic appointment calendar since many facilities use an electronic version.

*Current language: An appointment book shall be maintained and kept on the electrology facility premises which lists the name of each person who has received electrolysis treatment. The appointment book shall be maintained for four (4) years.*

A motion was made, seconded and carried unanimously to recommend adding language clarifying this issue.

A motion was made, seconded and carried unanimously to recommend no change in the SERC.

**Action taken:** add language to clarify appointment calendar or book

Rule 64B8-52.004, FAC – Requirements for Approval of Training Courses for Laser and Light-Based Hair Removal or Reduction

A motion was made, seconded and carried unanimously to approve the language.

A motion was made, seconded and carried unanimously to recommend the proposed language will not have an adverse impact on small business nor would it be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one year after implementation of the rule amendments.

**Action taken:** language approved; no SERC

Rule 64B8-55.002, FAC – Citations

A motion was made, seconded and carried unanimously to approve the language.

A motion was made, seconded and carried unanimously to recommend the proposed language will not have an adverse impact on small business nor would it be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one year after implementation of the rule amendments.

**Action taken:** language approved; no SERC

Rule 64B8-56.002, FAC – Equipment and Devices; Protocols for Laser and Light-Based Devices

A motion was made, seconded and carried unanimously to approve the language.

A motion was made, seconded and carried unanimously to recommend the proposed language will not have an adverse impact on small business nor would it be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one year after implementation of the rule amendments.

**Action taken:** language approved; no SERC

Rule 64B8-53.001, FAC – Requirements for Electrolysis Training Programs Approved by the Board

A motion was made, seconded and carried unanimously to approve the language.

A motion was made, seconded and carried unanimously to recommend the proposed language will have an adverse impact on small business nor would it be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one year after implementation of the rule amendments.

**Action taken:** language approved; SERC required

Rule 64B8-53.002, FAC – Curriculum Standards for Electrolysis Training

A motion was made, seconded and carried unanimously to approve the language.

A motion was made, seconded and carried unanimously to recommend the proposed language will not have an adverse impact on small business nor would it be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one year after implementation of the rule amendments.

**Action taken:** language approved; SERC required

Rule 64B8-53.003, FAC – Required Equipment for Electrolysis Training Programs

A motion was made, seconded and carried unanimously to approve the language.

For the purpose of determining the economic impact on small businesses, Ms. Norr explained this rule amendment would require training programs to purchase lasers within one year from adoption of the rule amendment. She gave an estimate, based on the highest number of businesses potentially impacted, that the cost would be \$90,000.

A motion was made, seconded and carried unanimously to recommend the proposed language will have an adverse impact on small business, but will not rise to the level requiring legislative ratification because it would total approximately \$90,000.

**Action taken:** language approved; SERC required but no legislative ratification required

Rule 64B8-51.001, FAC – Manner of Application

A motion was made, seconded and carried unanimously to approve the language and form.

A motion was made, seconded and carried unanimously to recommend the proposed language will not have an adverse impact on small business nor would it be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one year after implementation of the rule amendments.

**Action taken:** language and form approved; no SERC

**Appointment of Electrolysis Professional Member .....7**

The Council timely received an application for reappointment of Jolynn Greenhalgh, DNP, and recommended her reappointment.

On May 27, 2016, the Electrology Council office received a late filed application from Eva B. Mahoney. Ms. Mahoney was present and provided the Committee information about her professional experience and reason for applying to serve on the Council.

Senator Bogdanoff advised the Committee that the reason Ms. Mahoney’s application was late filed was because SCHMR was looking for an announcement of the opening, didn’t find one, and so when it became aware of the opening, it took a little while to get applications.

Ms. Greenhalgh also provided the Committee information about her professional experience and reason for applying to serve on the Council. She reminded them she is the current Chair of the Council and has been on the Council for three and half years.

Ms. Goersch asked how many members were on the Council. Ms. Greenhalgh advised there are three professional members and two consumer members. Ms. Sanford clarified only one professional member was needed.

A motion was made to table until the Council can review Ms. Maloney's application and make a new recommendation. The motion failed.

A motion was made, seconded and carried with two opposed to recommend reappointing Ms. Greenhalgh.

**Action taken:** Ms. Greenhalgh reappointed

**May 2016 Rules Report – .....4**

This information was provided by Ms. Murphy for information only.

No action necessary.

**HB 221 – Rule 64B8-8.001, FAC – Disciplinary Guidelines .....5**

House Bill 221 adds new grounds for disciplinary action by the Board and the Department and requires rulemaking to establish disciplinary guidelines. Two existing statutes provide guidance:

Section 456.072(1)(oo) - Willfully failing to comply with s. 627.64194 or s. 641.513, Florida Statutes. Chapter 456, Florida Statutes, are general laws related to all health care practitioners.

Section 458.331(1)(tt) - Willfully failing to comply with s. 627.64194 or s. 641.513, Florida Statutes. Chapter 458, Florida Statutes, is the medical practice act.

Mr. Tellechea explained the Committee needs to determine a first and second offense for both of the violations.

Mr. Nuland, representing several medical societies said this was a complicated bill and urged the Committee to err on the side on leniency for the first year while the profession figures out how to implement the law.

Mr. Tellechea asked the Committee to give him their thoughts and he would bring draft language to the next meeting. He said there are generally two parts: fine and a penalty and the ranges for first and second offense need to be different.

Ms. Rodgers suggested mediation for the first offense, citation for the second offense and discipline for the third offense.

Mr. Tellechea said mediation is not a penalty. He said they could add this violation to the mediation and citation rules but disciplinary guidelines still need to be developed.

Dr. Orr suggested the following:

First offense: letter of concern to reprimand and a fine from \$1,000 to \$5,000

Second offense: reprimand to revocation and a fine from \$5,000 to \$10,000

The Committee also want these violations included in the mediation and citation rules.

Mr. Tellechea asked the Committee for the amount of the citation.

Dr. Rosenberg suggested \$100 to give time to sort out the law. He said the Board could always raise the fine at a later time.

Dr. Orr suggested \$500.

A motion was made, seconded and carried unanimously to recommend the following:

First offense: letter of concern to reprimand and a fine from \$1,000 to \$5,000

Second offense: reprimand to revocation and a fine from \$5,000 to \$10,000

Add to mediation rule.

Add to citation rule with a \$250 fine for the first offense and a \$1,000 fine for the second offense.

Mr. Tellechea stated he would bring draft language to the next meeting.

**Action taken:** set disciplinary guidelines for first offense as a letter of concern to reprimand and a fine from \$1,000 to \$5,000; set disciplinary guidelines for a second offense as a reprimand to revocation and a fine from \$5,000 to \$10,000; add to mediation rule; add to citation rule with a \$250 fine for first offense and \$1,000 for second offense.

**General Discussion:**

**Community Consent for Research in Trauma Cases .....6**

This matter was tabled.

**Approval of Meeting Report – April 2016.....8**

The minutes from the previous meeting were revised to correct the spelling of a name and were presented for review and approval.

A motion was made, seconded and carried unanimously to approve the minutes.

**Action taken:** minutes approved

**New Business:**

**Discussion Regarding Prohibiting Physicians with Prescribing Restrictions from Supervising PA's and ARNP's Who Can Prescribe Controlled Substances.....9**

Dr. Rosenberg requested this topic be placed on the agenda for discussion. He said he was concerned that physicians who get restricted from prescribing controlled substances will now delegate that function to a PA or ARNP that they supervise.

Mr. Tellechea said that the current rule does not allow a physician on probation to supervise a PA. Mr. Tellechea said the Board cannot restrict the scope of practice of a PA or ARNP.

Ms. Goersch asked if Mr. Tellechea could give this some thought and come back with some language. Mr. Tellechea said he would bring language back to the next meeting.

A motion was made, seconded and carried unanimously to recommend noticing this for rule development.

**Action taken:** notice for rule development

**New Business:**

Ms. Sanford explained to the Committee the Board office receives many calls from patients needing their patient records from a physician whose license has been revoked or relinquished. She asked if there was anything that could be done to help with that issue such as adding verbiage to the Final Order regarding turning over patient records to the patients.

Mr. Tellechea asked Yolonda Green, Lead Medical Prosecutor for the Department, if language could be added to the voluntary relinquishment form to require the physician to advise where the patient medical records will be available. Ms. Green said she could add language.

Mr. Tellechea said he would come up with some language to present at the next meeting.

**Action taken:** bring draft language to next meeting

There being no further business, the meeting adjourned at 4:08 p.m.

**From:** King, Anna  
**Sent:** Monday, May 02, 2016 12:40 PM  
**To:** 'Anubis Perez'  
**Cc:** Thomas, Kimberly  
**Subject:** RE: Super Star employee

Good Morning, Ms. Perez:

Thank you so much for taking time to compliment Kim on the outstanding service she provided to you. Kim will receive further recognition from the Electrolysis Council for her excellent work!

**GREAT JOB, KIM, THANK YOU!!! ☺**

**From:** Anubis Perez [<mailto:APerez@hi.edu>]  
**Sent:** Monday, May 02, 2016 9:26 AM  
**To:** King, Anna  
**Cc:** Thomas, Kimberly  
**Subject:** Super Star employee

Hi Anna,

I just want you to know that Kimberly Thomas is a super star employee. She has gone out of her way to help me resolve an issue with my facility license. She is awesome!! Thank you!



Anubis Perez  
Corporate Accounts Payable  
Hollywood Institute of Beauty Careers  
420 S State Road 7  
Hollywood, FL 33023  
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