

The Florida
Electrolysis Council

Draft Minutes

January 9, 2023

Telephone Conference Call 1-888-585-9008

Participant Code 564-341-766 #

Jolynn Greenhalgh, DNP, APRN, RE, Chair
Sarah Gray, Esquire, Vice-Chair

Minutes

**DEPARTMENT OF HEALTH
ELECTROLYSIS COUNCIL
GENERAL BUSINESS MEETING
BY TELEPHONE CONFERENCE CALL
JANUARY 9, 2023**

-DRAFT MINUTES-

DIAL-IN NUMBER: 1-888-585-9008

When prompted, enter the following conference room number:
564-341-766, 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. The Council Chair may adjust the sequence of the agenda items. The minutes reflect the actual sequence of events rather than the original agenda order.

1 **8:30 A.M. (ET)**

2 Call to Order – General Business Meeting

3 Ms. Jolynn Greenhalgh, Chair, called the general business meeting to order at approximately
4 8:43 a.m. Those present for all, or part of the meeting included the following:

5 **Members Present**

6 Ms. Jolynn Greenhalgh, DNP, ARNP, RE, Chair
7 Ms. Sarah Gray, Esquire
Ms. Rosanna Bermejo, RE
Ms. America Diaz, RE

Staff Present

Allen Hall, Executive Director
Anna King, Program Administrator
Ahna Ivester, Regulatory Specialist III
Terrica Jones, Regulatory Specialist II
Ashley Craun, Regulatory Specialist II
Keyna Page, Regulatory Specialist II
Deb Boutwell, Regulatory Specialist II

8 **Assistant Attorney General**

9 Diane Guillemette, Esquire

10 **Additional Persons Present**

11 Judy Adams

12 1. Introduction to New Professional Member: Ms. America Diaz

13 Ms. Diaz was appointed to the Council by the Board of Medicine on December 2, 2022.

14 **INDIVIDUAL CONSIDERATIONS**

15 2. Hannah Angelopoulos Examination

16 Ms. Angelopoulos was present and not represented by legal counsel.

17 During the October 2022 Council meeting, Ms. Hannah Angelopoulos submitted an application
18 for licensure under the Endorsement application method. Ms. Angelopoulos provided all
19 documentation required to seek endorsement of her California Electrologist License No. L9750.
20 After discussion in the meeting, the Council ruled that the California requirements were not
21 equivalent to the Florida requirements for licensure. Ms. Angelopoulos requested the Council

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1 allow her to amend her current application to the Examination method to avoid denial. Ms.
2 Angelopoulos waived her 90-days for board action in order to complete the requirements for the
3 newly changed method.

4 Following the October meeting, Ms. Angelopoulos has provided for the Council her out-of-state
5 Electrolysis training transcripts, passing of the combined exam and all other requirements for
6 licensure under the Examination method. The Council is asked to determine whether the
7 application may be approved under the method of Examination given the new information.

8 **MOTION:** Following discussion, Ms. Greenhalgh moved to approve the application. Ms. Gray
9 seconded the motion, which carried 3/0.

10 3. Elsa Fox Examination

11 Ms. Fox was present and not represented by legal counsel.

12 Ms. Fox has applied for licensure under the Examination application method. However, her file
13 is before the Council specifically for review of her "Yes" response to the Criminal History and
14 Discipline History questions on her application. Ms. Fox has provided a personal statement as
15 well as related court and disciplinary documentation for your review.

16 The Council is asked to determine whether it will approve or deny the application after review of
17 the documents provided with regard to the applicant's criminal and discipline history.

18 **MOTION:** Following discussion, Ms. Greenhalgh moved to approve the application. Ms. Gray
19 seconded the motion, which carried 3/0.

20 **AT THIS TIME THE COUNCIL CHAIR MOVED TO TAB 21**

21 **ADDENDUM**

22 21. INDIVIDUAL CONSIDERATION

23 • Kaitlyn Caldwell Endorsement

24 Ms. Caldwell was present and not represented by legal counsel.

25 Ms. Caldwell has submitted an application for licensure under the Endorsement application
26 method. Ms. Caldwell has provided all information of her Idaho Electrologist License No.
27 EE272397. Enclosed for the Council's review are the regulations for Electrologist Licensure in
28 Idaho and Florida.

29 Ms. Caldwell has requested that if the Council is leaning towards denial of her application under
30 the Endorsement method, to please review her credentials submitted under the Examination
31 method for approval contingent upon receiving proof of High School Education and a passing
32 score on the Electrology, Laser and IPL Exam-FL Exam.

33 **MOTION:** Following discussion, Ms. Greenhalgh moved to approve the application under the
34 Examination method with the addition of proof of High School Education and the passing of the
35 Electrology, Laser and IPL Exam-FL Exam. Ms. Gray seconded the motion, which carried 3/0.

36 **AT THIS TIME THE COUNCIL CHAIR MOVED BACK TO TAB 4**

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1 LICENSURE RATIFICATION LIST

2 4. Licensed Electrologists

3 The Examination Candidate Ratification List was presented to the Council for approval.

4 **MOTION:** Following discussion, Ms. Greenhalgh moved to approve the list of examination
5 candidates. Ms. Gray seconded the motion, which carried 3/0.

6 RULES REVIEW AND DEVELOPMENT

7 5. Rule 64B8-56.002(3)(b) and (4)(c), F.A.C., Equipment and Devices; Protocol for Laser 8 and Light-Based Devices

9 **64B8-56.002 Equipment and Devices; Protocols for Laser and Light-Based Devices.**

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

12 (a) Needle type epilators.

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

15 (2) An electrologist may use laser or light-based devices for hair removal or reduction only if they:

16 (a) Have completed training in:

17 1. Needle-type epilation and laser and light-based hair removal and reduction that meets the requirements set
18 forth in subsections 64B8-52.004(2) and (3), F.A.C., and have passed the Society for Clinical and Medical Hair Removal
19 test for certification as a Certified Medical Electrologist, or

20 2. Needle-type epilators combined with laser and light-based hair removal and reduction that meets the
21 curriculum standards of Rule 64B8-53.002, F.A.C., and have passed a licensure examination approved by the Board
22 in Rule 64B8-51.002, F.A.C., that tests both epilator and laser and light-based modalities;

23 (b) Are using only the laser and light-based hair removal or reduction devices upon which they have been
24 trained; and,

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

27 1. For the purposes of this rule direct supervision and responsibility shall require the supervising physician be
28 on the premises where laser hair removal is being performed or supervising the electrologist by means of telehealth
29 as defined by section 456.47(1)(a), F.S., provided that:

30 a. The physician supervising by means of telehealth is located within 150 miles of the electrologist; and

31 b. The supervision is conducted in such a way as to allow continuous synchronous communication between the
32 electrologist and the supervising physician.

33 2. Any electrologist who has been previously disciplined by the Board of Medicine shall not be eligible for
34 supervision by means of telehealth until permitted to do so by Order of the Board of Medicine upon demonstration
35 by the electrologist that they are able to practice safely with supervision by means of telehealth.

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

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

6 (4)(a) The supervising physician and the electrologist shall jointly develop jointly and file a written protocol.
7 regarding:

8 (b) Protocols shall be submitted to the Executive Director of the Council by use of form DH-
9 MQA (date), Clinical Electrology and Laser/Light-Based Hair Removal Protocols, as approved and
10 incorporated herein by reference, which can be obtained at or
11 <http://www.floridahealth.gov/licensing-and-regulation/electrolysis/>.

12 (c) The protocol will include information regarding:

- 13 1. The medical condition for individuals to receive laser and light-based hair removal or reduction treatment;
- 14 2. Specific conditions and the procedure for identifying conditions that require direct evaluation or specific
15 consultation by the physician;
- 16 3. Treatment of routine minor problems resulting during or from laser and light-based hair removal or reduction;
- 17 4. Health issues or other conditions which would disqualify the use of supervision by means of telehealth for
18 individual patients;
- 19 5. Safety limits and processes to ensure that direct supervision via telehealth is done in a safe manner; and
- 20 6. Detailed procedures to be followed in the event of emergency situations developing during the performance
21 of or as a result of laser and light-based hair removal or reduction, including emergency procedures to use when
22 supervision is conducted by means of telehealth.

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

25 ~~(e) (b)~~ These written protocols must be signed, dated, and maintained in a readily available location on the
26 premises where the electrologist practices. One copy shall be maintained by the supervising physician and one copy
27 must be filed with the Department of Health. The written protocols which are kept on the premises of the
28 electrologist will be readily available for inspection and review by agents of the Department of Health. The parties
29 to a protocol must notify the Department within 30 days of the termination of their professional relationship.

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

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

34 (6) Any physician who provides supervision to an electrologist must keep the Board informed of the number of
35 electrologists the physician is supervising. No physician is authorized to supervise more than four (4) electrologists
36 at any one time whether in person or by means of telehealth.

37 *Rulemaking Authority 458.331(1)(v), 478.43(1), (4) FS. Law Implemented 458.331(1)(v), 458.348(3), 478.42(5), 478.43(1), (3), (4)*
38 *FS. History—New 9-12-01, Amended 2-28-02, 7-23-06, 3-12-08, 11-4-14, 2-15-17, 3-14-19, 11-10-19, 3-11-21, _____.*

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1 After discussion, the Council has requested the revision of Paragraph (4)(c) to allow the facilities
2 under supervision to only need to reach out to the Supervising Physician when needed, and not
3 require an examination and assessment for every initial consultation with each patient. The
4 Council also requested clarification on Paragraph 6.

5 Ms. Guillemette will be providing revised rule language to present to the Council at the April
6 2023 Council meeting.

7 6. Rule 64B8-53.002(2)(d), F.A.C., Curriculum Standards for Electrolysis Training
8 Programs

9 **64B8-53.002 Curriculum Standards for Electrolysis Training Programs.**

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

	Hours
(1) Academic instruction to be set out in school catalog.	
(a) Introduction to electrolysis techniques through Galvanic, Thermolysis, Blend, and laser and light-based modalities, history of permanent hair removal, general treatment procedures.	15
(b) Principles of electricity, epilator functions, and adjustments.	5
(c) Laser and light-based hair removal physics.	5
(d) Laser safety and precautions.	5
(e) Integumentary System (skin and appendages).	6
(f) Circulatory (blood and lymph) and nervous system.	6
(g) Endocrine system, including related diseases.	6
(h) Biology of hair growth.	10
(i) Skin assessment, including skin typing, effects of all modalities, effects of temporary removal.	20
(j) Study of blood-borne pathogens with emphasis on hepatitis (all types), and HIV/AIDS.	5
(k) Microbiology of the skin (flora and fauna), sanitation and safety procedures including demonstrations in accordance with Rule 64B8-56.001, F.A.C.	7
(l) Clinic and office management, communications, professional ethics, bookkeeping, and patient management.	5
(m) Study of Title 64B8, F.A.C., as it relates to electrolysis, Chapter 478, F.S., and Chapter 456, Part II, F.S.	5
(n) Consultations including medical history, contraindications, complications.	20
Subtotal	120 hours

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	Hours
(2) Clinical Application	
(a) Coordination skills with probe holder and forceps.	5
(b) Insertions.	15
(c) Sanitation/Sterilization Procedures.	10
(d) Hands on Equipment Instruction (Laser and Light-Based). <u>This portion of the training must be supervised by a physician consistent with Rule 64B8-56.002, F.A.C.</u>	15
(e) Hands on Equipment Instruction (Thermolysis).	10
(f) Hands on Equipment Instruction (Blend and Galvanic).	10
(g) Client Pre/Post Treatment.	10
(h) Client Assessment.	15
(i) General Treatment Procedures for all modalities.	80
(j) Consultations.	15
(k) Visuals/Library.	5
(l) Review/Exam Preparation.	10
Subtotal	200
Total	320 hours

1 *Rulemaking Authority 478.43(1), (4) FS. Law Implemented 478.43(4), 478.45(1)(e), 478.50(4)(b) FS. History—New 9-29-93,*
2 *Formerly 61F6-78.002, 59R-53.002, Amended 11-13-97, 2-15-17.*

3 **MOTION:** Following discussion, Ms. Greenhalgh moved to approve the proposed draft language
4 with edits discussed. Ms. Gray seconded the motion, which carried 3/0.

5 **MOTION:** Ms. Greenhalgh moved the proposed language would not have an adverse impact on
6 small business and would not result in an economic impact on government or any other entity in
7 excess of \$200,000 within one year of the rule being implemented. Ms. Gray seconded the
8 motion, which carried 3/0.

9 **MOTION:** Ms. Greenhalgh moved the proposed rule should not be designated as a minor
10 violation for first-time offenses. Ms. Gray seconded the motion, which carried 3/0.

11 **MOTION:** Ms. Greenhalgh moved there should be a provision to sunset the proposed language.
12 Ms. Gray seconded the motion, which carried 3/0.

13 7. Rule 64B8-51.006, F.A.C., Rule Governing Licensure and Inspection of Electrology
14 Facilities

15 **64B8-51.006 Rule Governing Licensure and Inspection of Electrology Facilities.**

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

3 (2) Electrology Facility Licensure.

4 (a) The owner of an electrology facility is required to obtain a license for the electrology facility.
5 However, physicians licensed under Chapter 458 or 459, F.S., who are operating an electrology facility on
6 the premises of their medical practice location are not required to obtain an electrology facility license and
7 electrologists employed by physicians licensed under Chapter 458 or 459, F.S., and practicing at the
8 physician's medical practice location are not required to obtain an electrology facility license.

9 (b) To obtain the license, the applicant shall provide information to the Department as required by this rule
10 on a form provided by the Department and approved and incorporated herein by reference by the Board as Form
11 DH-MQA 1213, entitled "Application for Electrolysis Facility Licensure" (revised 05/20 01/23), which can be
12 obtained from <http://www.flrules.org/Gateway/reference.asp?No=Ref-12220>, or the Department at The Florida
13 Department of Health, Electrolysis Council, Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3256. The
14 applicant must pay a \$100 application fee, which is nonrefundable, \$100 inspection fee, \$100 licensure fee and a
15 \$5.00 unlicensed activity fee.

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

20 (a) Listed below are requirements to be followed, and material and equipment to be available, at each
21 electrology facility where epilators or lasers/light-based equipment is used.

22 1. At the time of services, each client shall be protected from view of the public, and any other clients
23 at the facility. This requirement shall not apply when electrolysis training is undertaken in accordance with
24 a training program approved by the Electrolysis Council.

25 2. There shall be a toilet and sink with hot and cold running water available to the electrology facility.
26 The toilet and sink shall be kept clean and in working order when the electrology facility is open for business.

27 3. Electrolysis shall be conducted on a treatment table or treatment chair with a non-porous surface capable
28 of being disinfected.

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

30 a. Disposable paper drapes or sanitary cloth drapes stored in a closed container or compartment,

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

33 c. Single use, disposable towels,

34 d. A treatment lamp or magnifier lamp capable of being cleaned with disinfectant,

35 e. A magnifying device which shall be a magnifier lamp, optical loupe or microscope capable of being cleaned
36 and disinfected,

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

39 g. Betadine, 3% U.S. Pharmaceutical grade hydrogen peroxide, or 70% isopropyl alcohol, or wrapped
40 single use wipes saturated with 70% isopropyl alcohol,

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

42 i. If cloth towels are used, they shall be cleaned prior to use on each client and stored in a closed
43 container or compartment. Used cloths shall be kept in a separate closed container,

44 j. A holding container for soaking and cleaning contaminated instruments; and,

45 k. Non-sterile disposable examination gloves.

46 (b) In addition to those specified in paragraph (3)(a), the requirements to be followed, and
47 materials and equipment to be available, at each electrology facility where epilators are used are listed
48 below.

49 1. An FDA registered needle-type epilation device in working order,

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- 1 2. Clean and sterile needles/probes and forceps/tweezers,
- 2 3. Needle holder tips,
- 3 4. A sharps container for disposal of used needles/probes, as defined in subsection 64E-16.002(24),
- 4 F.A.C., effective June 3, 1997, which is hereby incorporated by reference and can be obtained from
- 5 <http://www.flrules.org/Gateway/reference.asp?No=Ref-11261>;
- 6 5. Covered containers for needles/probes and forceps/tweezers which containers are capable of being cleaned
- 7 and sterilized,
- 8 6. A sterilizer which shall be either an autoclave or dry heat sterilizer, and color change indicators for
- 9 use with either sterilizer. The endodontic dry heat “glass bead sterilizer” shall not be used for instrument
- 10 sterilization; and,
- 11 7. Unless the facility is new, quarterly records of sterilizer biological test monitoring, which shall
- 12 be made available to the Department upon request.
- 13 (c) In addition to those specified in paragraph (3)(a), the requirements to be followed, and
- 14 materials and equipment to be available at each electrology facility where laser or light-based
- 15 equipment is used for hair removal, are listed below.
- 16 1. For electrologists who have completed a Council-approved needle-type epilation training program:
- 17 a. Proof of certification of 30 hours of continuing education in laser hair removal from a provider
- 18 approved pursuant to Rule 64B8-52.004, F.A.C.; and
- 19 b. Proof of having passed the Society for Clinical and Medical Hair Removal test for certification
- 20 as a Certified Medical Electrologist.
- 21 2. For electrologists who have completed a Council-approved combined needle-type epilation,
- 22 laser and light-based hair removal training program:
- 23 a. Proof of completion from a combined training program; and
- 24 b. Proof of having passed the epilator and laser and light-based combined exam.
- 25 3. For devices required to be registered, proof of registration for each laser or light-based device in
- 26 use at the facility as required by Section 501.122, F.S.
- 27 4. Written designation of laser safety officer.
- 28 5. A room or rooms specifically designated for use of the laser or light-based equipment which
- 29 is where all use of such equipment shall take place.
- 30 6. Sign on door of laser room identifying when laser or light-based equipment is in use.
- 31 7. Lock on door of laser room.
- 32 8. Protective eyewear capable of being cleaned and disinfected shall be used by all persons in laser
- 33 room during operation of laser or light-based equipment.
- 34 9. Fire extinguisher in vicinity of laser room.
- 35 10. Cold water and ice.
- 36 11. The written protocols required by paragraph 64B8-56.002(4)(a), F.A.C.
- 37 (4) The following documents shall be available in each electrology facility:
- 38 a. The electrology facility license, which shall be visible to the public;
- 39 b. The current license of the electrologist, which shall be visible to the public;
- 40 c. The most recent inspection sheet from the Department of Health;
- 41 d. A current copy of Rule 64B8-51.006, F.A.C.; and,
- 42 e. An appointment book shall be maintained and kept on the electrology facility premises which lists the
- 43 name of each person who has received treatment. The appointment book shall be maintained for four (4)
- 44 years. The appointment book may be an electronic record.
- 45 (5) Inspections. The Department shall inspect all electrology facilities in the following manner:
- 46 a. All licensed facilities shall be inspected once per biennium.
- 47 b. All facilities applying for initial licensure shall be inspected prior to licensure.
- 48 c. When an existing electrology facility adds a modality, either epilator or laser/light-based equipment, or
- 49 switches from one of those modalities to the other, an inspection shall be conducted to determine

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1 whether the facility has properly registered equipment and the proper safety and sanitary equipment and
2 materials. The electrology facility shall notify the Department of the new modality by submitting to the
3 Executive Director of the Electrolysis Council the form provided by the Council and approved and
4 incorporated herein by the Board by reference as Form DH-MQA5008, entitled "Application for
5 Inspection for Adding or Switching to a New Electrology Modality" (revised 10/2020), which can be
6 obtained from [http://www.flrules.org/Gateway/reference.asp?No=Ref- 12741](http://www.flrules.org/Gateway/reference.asp?No=Ref-12741), or
7 <http://www.floridahealth.gov/licensing-and-regulation/electrolysis/>, or the Department at The Florida
8 Department of Health, Electrolysis Council, Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3256.
9 The facility must pass an inspection prior to implementing the new modality.

10 (6) Transfer of Ownership or Location of the Electrology Facility.

11 a. No license for an electrology facility may be transferred from the name of the original licensee to another.
12 If a facility is sold, the new owner must apply to the Department for licensure and no electrolysis services
13 may be performed in the facility after the sale until the new owner has received the required license from
14 the Department. A person purchasing an electrology facility may apply to the Department for licensure
15 prior to the date of purchase

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

- 22 1. File a completed application for transfer prior to the date of the transfer on a form prescribed
23 by the Department, and approved and incorporated herein by reference by the Board as
24 Form DH-MQA 5018, entitled "Application for Transfer of Electrolysis Facility Location" (revised
25 05/20 01/23), which can be obtained from
26 <http://www.flrules.org/Gateway/reference.asp?No=Ref-12220>, or the Department at The Florida
27 Department of Health, Electrolysis Council, Bald Cypress Way, Bin #C05, Tallahassee, Florida
28 32399-3256, which application must be processed by the Council office,
- 29 2. Surrender the current license with the application; and,
- 30 3. Pay \$100 to have the new location inspected to determine compliance with Rule 64B8-51.006,
31 F.A.C. The electrology facility license holder transferring the license shall be permitted to perform
32 electrolysis in the new facility, only after the application has been processed by the Council office
33 and notification provided to the licensee, prior to inspection for a period of 60 days commencing
34 with the first day electrolysis is performed in the new facility. The required inspection must be
35 performed within the 60 day period or electrolysis services must cease until the inspection is
36 performed.

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

47
48 *Rulemaking Authority 456.037, 478.43(1), (4), 478.51(3), (11) FS. Law Implemented 456.037, 456.0635, 458.348(2),*
49 *478.43, 478.49, 478.51,*

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1 478.55 FS. History—New 11-16-93, Formerly 61F6-76.006, Amended 5-11-95, 6-26-96, Formerly 59R-51.006, Amended 12-23-
 2 97, 12-22-98, 2-17-
 3 00, 3-25-01, 4-8-02, 6-16-03, 7-29-10, 6-19-13, 12-25-14, 2-16-17, 9-11-18, 12-31-19, 10-29-20, 3-14-21.

4 **MOTION:** Following discussion, Ms. Greenhalgh moved to approve the proposed draft language
 5 with edits discussed. Ms. Gray seconded the motion, which carried 3/0.

6 **MOTION:** Ms. Greenhalgh moved the proposed language would not have an adverse impact on
 7 small business and would not result in an economic impact on government or any other entity in
 8 excess of \$200,000 within one year of the rule being implemented. Ms. Gray seconded the
 9 motion, which carried 3/0.

10 **MOTION:** Ms. Greenhalgh moved the proposed rule should not be designated as a minor
 11 violation for first-time offenses. Ms. Gray seconded the motion, which carried 3/0.

12 **MOTION:** Ms. Greenhalgh moved there should be a provision to sunset the proposed language.
 13 Ms. Gray seconded the motion, which carried 3/0.

14 **REPORT OF ASSISTANT ATTORNEY GENERAL – Ms. Diane Guillemette, Esquire**

15 8. Rule Status Report

16 Ms. Guillemette presented the status of the following rules.

ELECTROLYSIS COUNCIL (BOARD OF MEDICINE) MONTHLY RULES REPORT – JANUARY 2023

Rule Number	Rule Title	Date Rule Language Approved by Board	Date Sent to OFAR R	Rule Development Published	Notice Published	Adopted	Effective
64B8-55.001	Disciplinary Guidelines	04/08/2022	04/02/2022	04/23/2021	05/03/2022 05/06/2022 JAPC Ltr 05/24/2022 Attorney Response 07/14/2022 TOLLED 07/15/2022 JAPC Ltr 08/01/2022 Attorney Response 09/27/2022 NOC	11/02/2022	11/22/2022
64B8-55.003	Terms of Probation.	08/05/2022	09/01/2022	09/09/2022	09/26/2022	10/31/2022	11/20/2022
64B8-51.003	Documentation for Licensure.	denied by the BoM at the December meeting					

17 • Rule 64B8-55.001, F.A.C., Disciplinary Guidelines
 18 Informational Item

19 • Rule 64B8-55.003, F.A.C., Terms of Probation

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1 Informational Item

- 2 • Rule 64B8-51.003, F.A.C., Documentation for Licensure

3 Ms. Guillemette presented revised language of the rule language previously approved by the
4 Council to be re-presented to the Board of Medicine for approval.

5 **MOTION:** Following discussion, Ms. Greenhalgh moved to approve the proposed draft language
6 with edits discussed to re-present to the Board of Medicine. Ms. Gray seconded the motion,
7 which carried 3/0.

8 9. Annual Review of Sunshine Laws

9 Ms. Guillemette presented the Annual Review of Sunshine Laws to the Council.

10 **REPORTS, IF ANY**

11 10. Council Chair – Jolynn Greenhalgh, DNP, ARNP

- 12 • Other Council Members:

13 Informational Item

14 11. Executive Director - Allen Hall

- 15 • Cash Balance Report
16 • Expenditures by Function Report

17 Informational Item

18 **NEW BUSINESS**

19 12. 2023 Conviction Record Guidelines

20 The Conviction Record Guidelines, reviewed and approved by the Boards/Councils annually,
21 are used by staff to assist in determining which licensure applications require individual
22 consideration at the quarterly meetings.

23 **MOTION:** Following discussion, Ms. Greenhalgh moved to approve the 2023 Conviction Record
24 Guidelines. Ms. Gray seconded the motion, which carried 3/0.

25

26 13. 2023 Delegation of Authority

27 The Delegation of Authority, reviewed and approved annually, facilitates administrative
28 efficiency and documents when individuals or entities have been delegated to act on behalf of a
29 Board/Council.

30 **MOTION:** Following discussion, Ms. Greenhalgh moved to approve the 2023 Delegation of
31 Authority. Ms. Gray seconded the motion, which carried 3/0.

Minutes

1 14. 2024 Proposed Council Meeting Dates

- 2 • January 8
3 • April 8
4 • July 8
5 • September 30

6 **MOTION:** Following discussion, Ms. Greenhalgh moved to approve the 2024 Council Meeting
7 Dates. Ms. Gray seconded the motion, which carried 3/0.

8 15. Financial Report

9 Mr. Hall presented informational financial reports provided by the MQA Budget Analyst.

10 **OLD BUSINESS**

11 16. Council Membership Status

12 Section 478.44, Florida Statutes, requires the Council be composed of five members, to include
13 three professional members and two consumer members, which meet the qualifications
14 specified therein.

15 Currently, the Council is composed of one consumer member and three professional members.
16 Their service status is currently as outlined below.

17 • **Professional Members**

- 18 ○ The Board of Medicine has approved Ms. America Diaz's application for the
19 professional member vacancy in their December 2, 2022, full board meeting.
20 ○ Ms. Bermejo's 2nd term as a professional member was approved in February 4,
21 2022, by the Board of Medicine.
22 ○ Ms. Greenhalgh has continued to serve approximately 2.5 years beyond her 2nd
23 term, which is permitted until a successor is appointed.

24 • **Consumer Members**

- 25 ○ Ms. Gray is serving her 2nd term, which is not scheduled to expire until February
26 7, 2024.
27 ○ The second consumer member post has been vacant since September 2022.

28 Additionally, the Council is asked to provide any suggestions it might have regarding recruitment
29 of a new consumer member that meets the criteria of Section 478.44, F.S.

30 17. October 3, 2022, Electrologist Council Meeting Minutes

31 **MOTION:** Ms. Greenhalgh moved to approve the October 3, 2022, Electrologist Council Meeting
32 Minutes. Ms. Gray seconded the motion, which carried 3/0.

33 18. December 1, 2022, Board of Medicine Rules/Legislative Committee Meeting Minutes
34 Informational item.

35 **OTHER BUSINESS AND INFORMATION**

Minutes

- 1 19. Electronic Licensing
- 2 Informational item.
- 3 20. Staff Recognition
- 4 Informational Item
- 5 **ADJOURNMENT**
- 6 There being no further business the meeting adjourned at 9:56 a.m.