

The Florida
Electrolysis Council

Minutes

October 15, 2018

Telephone Conference Call

1-888-670-3525

Participant Code 7811783909 #

Jolynn Greenhalgh, DNP, ARNP, RE
Chair

**DEPARTMENT OF HEALTH
ELECTROLYSIS COUNCIL
GENERAL BUSINESS MEETING
BY TELEPHONE CONFERENCE CALL
OCTOBER 15, 2018**

DIAL-IN NUMBER: 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.

1 Members Present

2 Ms. Jolynn Greenhalgh, DNP, ARNP, RE, Chair
3 Ms. Sarah Gray, Esquire
4 Ms. Erin Wiedemer, PMP
5 Ms. Rosanna Bermejo, RE

Staff Present

Allen Hall, Executive Director
Anna King, Program Administrator
Olyvia Davis, Regulatory Specialist II

6 Assistant Attorney General

7 Rachelle Munson, Esquire

8 Additional Persons Present

9 Jon Pellet, Esquire
10 Judy Adams, RE

11 10:30 a.m. (ET)

12 Call to Order – General Business Meeting

13 INDIVIDUAL CONSIDERATIONS

14 1. Fia Browne

15 Ms. Browne was present and not represented by legal counsel.

16 Ms. Browne was before the Council for review of her application under the licensure by
17 examination method. Following discussion and further review, Ms. Jolynn Greenhalgh moved to
18 approve the application by examination. Ms. Sarah Gray seconded the motion, which carried
19 4/0.

20 320-HOUR COMBINED ELECTROLYSIS TRAINING PROGRAM

21 2. Total Nails and Hair Academy

22 Total Nails and Hair Academy representative Gil Levin was present and not represented by
23 legal counsel. The training program's proposed 320-hour combined modality electrolysis training
24 program was before the Council for consideration.

25 Following discussion, Ms. Greenhalgh moved to approve the combined 320-hour epilator, laser
26 and light-based program of Total Nails and Hair Academy. Ms. Sarah Gray seconded the
27 motion, which carried 4/0.

1 **LICENSURE RATIFICATION LIST**

2 **3. Licensed Electrologists**

3 The Examination Candidate Ratification List was presented to the Council for approval. Ms.
4 Jolynn Greenhalgh moved to approve the list of examination candidates. Ms. Sarah Gray
5 seconded the motion, which carried 4/0.

6 **RULES REVIEW AND DEVELOPMENT**

7 **4. Rule 64B8-51.001, F.A.C., Manner of Application**

8 The Division of Medical Quality Assurance is revising the health history questions used by all
9 professions in their licensure applications. The revised health history questions are intended to
10 be less intrusive, and ensure people are not dissuaded from seeking the treatment they need,
11 while still remembering the purpose of licensure is to ensure the health, safety and welfare of
12 the public. It is desirable for all professions to be uniform and use the same questions.

13 The Board of Medicine and the Board of Osteopathic Medicine gathered information from
14 multiple sources and developed revised questions. On September 14, 2018, these Boards held
15 a conference call and invited all professions to attend and provide input. The questions were
16 amended based upon input provided at the meeting.

17 The Council was asked to review the revised application and if acceptable, enter into
18 rulemaking to adopt it.

19 Ms. Jolynn Greenhalgh moved to approve the proposed rule language. Ms. Sarah Gray
20 seconded the motion, which carried 4/0.

21
22 Ms. Jolynn Greenhalgh moved to approve the revised application for Electrologist Licensure.
23 Ms. Sarah Gray seconded the motion, which carried 4/0.

24 Ms. Jolynn Greenhalgh moved the proposed changes would not have an adverse impact on
25 small business nor have an economic impact on government or any other entity in excess of
26 \$200,000 within one year of the rule being implemented. Ms. Sarah Gray seconded the motion,
27 which carried 4/0.

28 Ms. Jolynn Greenhalgh moved the proposed changes should not be designated as a minor
29 violation for first time offenses. Ms. Sarah Gray seconded the motion, which carried 4/0

30 **5. Rule 64B8-51.006, F.A.C., Rule Governing Licensure and Inspection of Electrology**
31 **Facilities**

32 The Council's updates to Paragraph (2)(a) of this rule, which clarify the facility licensure
33 exemption provisions for physicians and the Electrologists they employ, was made effective on
34 September 11, 2018.

35 The new and transfer of location electrolysis facility application forms have been updated to
36 reflect this clarification as well as provide often requested information to facility owner applicants
37 regarding the laser and light-based hair removal requirements for Electrologists.

1 The Council was asked to review the suggested changes to each application as well as the
2 revised rule text incorporating the updated forms.

3
4 Ms. Jolynn Greenhalgh moved to approve the proposed rule language. Ms. Sarah Gray
5 seconded the motion, which carried 4/0.

6
7 Ms. Jolynn Greenhalgh moved to approve the revised application for Electrologist Facility and
8 Transfer of Facility Licensure. Ms. Sarah Gray seconded the motion, which carried 4/0.

9 Ms. Jolynn Greenhalgh moved the proposed changes would not have an adverse impact on
10 small business nor have an economic impact on government or any other entity in excess of
11 \$200,000 within one year of the rule being implemented. Ms. Sarah Gray seconded the motion,
12 which carried 4/0.

13 Ms. Jolynn Greenhalgh moved the proposed changes should not be designated as a minor
14 violation for first time offenses. Ms. Sarah Gray seconded the motion, which carried 4/0.

15 **6. Rule 64B8-52.003, F.A.C., Procedure for Approval of Attendance at Continuing**
16 **Education Courses**

17 During the July 16, 2018 General Business Meeting, the Electrolysis Council voted to allow Ms.
18 Munson to open this rule for development to make proposed technical changes. The rule
19 citation from Paragraph (3)(a) would be changed from s. 465.003, F.S. to s.456.003, F.S. The
20 Council was also asked to change Paragraphs (3)(b) and (4) to allow licensees to complete a
21 Medical Errors or Bloodborne Disease course approved by any MQA Board.

22 Ms. Jolynn Greenhalgh moved to approve the proposed rule language. Ms. Sarah Gray
23 seconded the motion, which carried 4/0.

24 Ms. Jolynn Greenhalgh moved the proposed changes would not have an adverse impact on
25 small business nor have an economic impact on government or any other entity in excess of
26 \$200,000 within one year of the changes being implemented. Ms. Sarah Gray seconded the
27 motion, which carried 4/0.

28 Ms. Jolynn Greenhalgh moved the proposed changes should not be designated as a minor
violation for first time offenses. Ms. Sarah Gray seconded the motion, which carried 4/0.

1 REPORT OF ASSISTANT ATTORNEY GENERAL – Rachele Munson, Esquire

2 7. Rules Status Report:

Rule Number	Rule Title	Dates Rule Language Voted on by Council	Date Rule Language Approved by Board	Date Sent to OFARR	Rule Development Published	Notice Published	Adopted	Effective
64B8-50.003	Delegation of Powers and Duties to Electrolysis Council	1/8/18	4/5/2018	02/02/18 (RD) 05/03/18 (RN)	02/12/18 (RD) Vol. 44/29	05/15/2018 (RN) Vol. 44/95	6/20/2018	7/10/2018
64B8-51.001	Manner of Application			08/10/17 (RD)	08/18/17 (RD) Vol. 43/161			
64B8-51.002	Licensure by Examination	4/16/18	06/08/2018	08/10/17 (RD) 06/21/18 (RN)	08/18/17 (RD) Vol. 43/161	6/29/18 (RN) Vol. 44/127 7/6/18 JAPC letter rec'd 7/19/18 JAPC response 7/24/18 JAPC letter rec'd	Rule Tolled 7/19/2018	Rule Tolled 7/19/2018
64B8-51.006	Rule Governing Licensure and Inspection of Electrology Facilities	07/24/17	10/13/17 06/08/18	08/10/17 (RD) 07/06/18 (RN)	08/18/17 (RD) Vol. 43/161	07/16/18 (RN) Vol. 44/137	8/22/2018	9/11/2018
64B8-51.008	Additional Educational Requirements for Initial Licensure	4/16/18 (voted to repeal)	06/08/18 (board approved the repeal)	06/21/18 (RN)	n/a	06/29/18 (RN) Vol. 44/127	8/3/2018	8/23/2018
64B8-52.003	Procedure for Approval of Attendance at Continuing Education Courses			07/17/18 (RD)	07/25/18 (RD) Vol. 44/144			
64B8-56.002	Equipment and Devices; Protocols for Laser and Light-Based Devices	07/24/17 & 04/16/18	10/13/17 06/08/18	08/10/17 (RD) 07/06/18 (RN)	08/18/17 (RD) Vol. 43/161	7/16/18 (RN)-Vol. 44/137 8/21/18 JAPC letter rec'd	Rule Tolled 8/30/2018	Rule Tolled 8/30/2018

1 **REPORTS, IF ANY**

2 **8. Council Chair – Jolynn Greenhalgh, DNP, ARNP**

- 3 • Other Council Members:

4 On September 14, 2018, The Board of Medicine and the Board of Osteopathic Medicine held a
5 conference call and invited all professions to attend and provide input on health history
6 questions. Ms. Jolynn Greenhalgh attended the conference call to represent the Council.

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

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

10 **INFORMATIONAL ITEM**

11 **NEW BUSINESS**

12

13 **10. Financial Reports**

14

15 **INFORMATIONAL ITEM**

16 **OLD BUSINESS**

17 **11. 2018-2019 Annual Regulatory Plan**

18

19 **INFORMATIONAL ITEM**

20 **12. Correspondence from Kristen Nielsen CPE, LLC Re: Rule 64B8-51.006(3)(a)(2),**
21 **F.A.C., Rule Governing Licensure and Inspection of Electrology Facilities**

22 The Council was asked to review after the Board of Medicine's action on related petition in
23 August 2018.

24 After further review, the Council has decided not to take any action at this time.

25 **13. July 16, 2018, Electrologist Council Meeting Minutes**

26 Ms. Jolynn Greenhalgh moved to approve the July 16, 2018 Electrolysis Council Meeting
27 Minutes as amended. Ms. Sarah Gray seconded the motion, which carried 4/0.

28 **14. August 20, 2018, Electrologist Council Special Meeting Minutes**

29 Ms. Jolynn Greenhalgh moved to approve the August 20, 2018 Electrolysis Council Meeting
30 Minutes as amended. Ms. Sarah Gray seconded the motion, which carried 4/0.

31 **OTHER BUSINESS AND INFORMATION**

32 **15. August 2018, Board of Medicine Meeting Minutes**

- 1 • Full Board Meeting Minutes
- 2 • Rules/Legislative Committee Meeting Minutes

3 INFORMATIONAL ITEM

4 **16. OTHER – 2019 MEETINGS DISCUSSION**

5 The January 14th and April 8th meeting time will be 10:00am EST

6 **ADJOURNMENT:**

7 The meeting adjourned at approximately 11:45 a.m.