

HB 381

2012

A bill to be entitled
An act relating to electrolysis; amending s. 478.42,
F.S.; defining the term "indirect supervision";
creating s. 478.451, F.S.; requiring a licensed
electrologist who performs hair removal or reduction
using laser or light-based technology to practice
under a protocol with a licensed physician or
osteopathic physician, subject to specified training
and supervision; amending ss. 458.348 and 459.025,
F.S.; revising supervision requirements for persons
performing electrolysis using laser or light-based
hair removal or reduction under practice protocols who
are not licensed physicians or osteopathic physicians;
providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsection (6) is added to section 478.42,
Florida Statutes, to read:

478.42 Definitions.—As used in this chapter, the term:
(6) "Indirect supervision" means supervision of an
electrologist by a physician who is not on the premises but
practices at a location within 20 miles or 30 minutes of the
practice location of the supervised electrologist and is readily
available for consultation as needed.

Section 2. Section 478.451, Florida Statutes, is created
to read:

478.451 Formal supervisory relationships.—

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29 (1) A person licensed as an electrologist under this
30 chapter who performs hair removal or reduction using laser or
31 light-based technology must practice under a protocol with a
32 physician licensed under chapter 458 or chapter 459.

33 (2) All protocols relating to electrolysis or electrology
34 using laser or light-based hair removal or reduction must
35 require the licensed electrologist to be appropriately trained
36 and work under the indirect supervision of a physician licensed
37 under chapter 458 or chapter 459.

38 Section 3. Subsection (3) of section 458.348, Florida
39 Statutes, is amended to read:

40 458.348 Formal supervisory relationships, standing orders,
41 and established protocols; notice; standards.—

42 (3) PROTOCOLS RELATING TO LASER OR LIGHT-BASED HAIR
43 REMOVAL OR REDUCTION ~~REQUIRING DIRECT SUPERVISION.~~—All protocols
44 relating to electrolysis or electrology using laser or light-
45 based hair removal or reduction by persons other than physicians
46 licensed under this chapter or chapter 459 shall require the
47 person performing such service to be appropriately trained and
48 work ~~only~~ under the ~~direct~~ supervision and ~~responsibility~~ of a
49 physician licensed under this chapter or chapter 459. The
50 supervisory physician under the protocol is not required to be
51 onsite when the service is performed.

52 Section 4. Subsection (2) of section 459.025, Florida
53 Statutes, is amended to read:

54 459.025 Formal supervisory relationships, standing orders,
55 and established protocols; notice; standards.—

56 (2) PROTOCOLS RELATING TO LASER OR LIGHT-BASED HAIR

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57 REMOVAL OR REDUCTION ~~REQUIRING DIRECT SUPERVISION.~~—All protocols
58 relating to electrolysis or electrology using laser or light-
59 based hair removal or reduction by persons other than
60 ~~osteopathic~~ physicians licensed under this chapter or chapter
61 458 shall require the person performing such service to be
62 appropriately trained and to work ~~only~~ under the ~~direct~~
63 supervision ~~and responsibility~~ of a ~~an osteopathic~~ physician
64 licensed under this chapter or chapter 458. The supervisory
65 physician under the protocol is not required to be onsite when
66 the service is performed.

67 Section 5. This act shall take effect upon becoming a law.