

**Meeting Report
Florida Board of Medicine
Electrolysis Committee Meeting**

**Rosen Centre
9840 International Dr
Orlando, FL 32819
(407) 996-9840**

October 5, 2007

4:45 pm Roll Call

Members Present:

Monique Long, Consumer Member, Chair
Onelia Lage, M.D.
Carmel Barrau, M.D.

Members Absent:

Staff Present:

Ed Tellechea, J.D., Board Counsel
Crystal Sanford, CPM, Program Operations Adm.

Others Present:

Jon Pellett, Esquire
Warren Pearson, J.D., Prosecution
Services Unit

Tab 1 – Rule 64B8-50.003, FAC – Delegation of Powers and Duties to Electrolysis Council

Mr. Tellechea explained the Rules/Legislative Committee held an Electrology Rule Review on October 4, 2007. He explained the Committee found the Council did not have the authority outlined in (1)(b) and (1)(c) and the Committee recommended repealing these two sections of the rule. He recommended rejecting the proposal since the Electrology Council will be reviewing the changes made by the Board.

A motion was made, seconded and carried unanimously to reject the proposed rule amendments.

Tab 2 – 64B8-50.0095, FAC – Definitions

Mr. Tellechea explained that section (1) presented no problems; however, sections (2) and (3) were problematic because the proposals were not consistent with the changes made by the Rules/Legislative Committee in the Rule Review. He recommended rejecting (2) and (3).

Mr. Pellett addressed the Committee and stated his client, Laserderm Medspa, objected to all three sections of this rule. He explained that the issue with section (1) is there are other entities that provide the national certification. He recommended allowing the Council to address this portion of the rule and include the other entities.

Mr. Tellechea stated that the wording “or other national certification organization approved by the Council” also presents a problem. If the Council goes with this language, they will need to come up with criteria under which an organization can be approved.

A motion was made, seconded and carried unanimously to refer section (1) to the Council for review and to reject sections (2) and (3).

Tab 3 – Rule 64B8-56.004, FAC – Other Requirements of Electrolysis Training Program Approval

Mr. Tellechea stated section (1) presented problems because there are other practitioners who, if properly trained, may provide electrolysis and/or use lasers for hair removal including physician assistants (PAs) and Advanced Registered Nurse Practitioners (ARNPs). He recommended referring this section back to the Council to include these practitioners in the rule.

Mr. Tellechea stated that section (2) refers to two years of training. It was discussed at the Rule Review that the Commission on Independent Education only requires one year and this matter was referred back to the Council for review.

Mr. Tellechea further stated that section (3) requires two years and he was unsure where this figure came from and suggested it state (5) years to be more consistent with similar Board of Medicine rules.

Mr. Pellett addressed the Committee and stated the two year figure may be reflection of the two years of required training.

Mr. Tellechea asked Mr. Pellett if commission has standards regarding discipline.

Mr. Pellett stated they did, but he was unsure what the standards stated.

Mr. Tellechea suggested referring all sections of this rule back to the Council for review.

A motion was made, seconded and carried unanimously to refer this rule back to the Council for review for the reasons stated.

Tab 4 – Rule 64B8-56.002, FAC – Equipment and Devices; Protocols for Laser and Light-Based Devices

Mr Tellechea recommended rejecting this proposed rule because it was addressed in the Rule Review and is not consistent with the Rules/Legislative Committee’s recommendations.

A motion was made, seconded and carried unanimously to reject the proposed rule language.

Tab 5 – Minutes of the August 6, 2007 Conference Call

This information was provided for information only.

Other Business

Mr. Tellechea advised the Committee he would be reviewing these rules with the Counsel for the Electrology Counsel prior to each meeting. He advised the Chair that he is available to meet with her prior to the committee meetings to discuss any concerns she may have with the agenda materials.

Dr. Barrau suggested that any issues needing clarification be made prior to the Committee meeting.

The meeting adjourned at 5:00 p.m.