

House Bill 502 (AS PASSED HOUSE AND SENATE)

By: Representatives Silcox of the 53rd, Hawkins of the 27th, Dempsey of the 13th, and Newton of the 127th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 9 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, the
2 "Georgia Cosmetic Laser Services Act," so as to revise a definition; to revise a provision
3 relating to requirements for applicants for assistant laser practitioner licenses; to provide for
4 related matters; to provide for an effective date; to repeal conflicting laws; and for other
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 9 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, the "Georgia
9 Cosmetic Laser Services Act," is amended in Code Section 43-34-242, relating to definitions,
10 by revising paragraph (5) as follows:

11 "(5) 'Cosmetic laser services' means nonablative elective cosmetic light based skin care,
12 photo rejuvenation, or hair removal using lasers or pulsed light devices approved by the
13 United States Food and Drug Administration for noninvasive procedures and includes
14 energy based medical procedures using an ultrasound, cryolipolysis, microwave, or radio
15 frequency device that is not expected or intended to remove, burn, or vaporize the live
16 epidermal surface of the skin, but may damage underlying tissue if used inappropriately.

17 ~~Such services and the provision thereof shall not be considered to be the practice of~~
18 ~~medicine."~~

19 **SECTION 2.**

20 Said article is further amended in Code Section 43-34-244, relating to two levels of license
21 and application, by revising subsection (b) as follows:

22 "(b) Any person desiring to obtain a license as a cosmetic laser practitioner under the terms
23 of this article shall make application to the board as follows:

24 (1) An applicant for an 'assistant laser practitioner' license shall present proof that he or
25 she:

26 (A) Holds a current valid license or certificate of registration as a physician assistant,
27 licensed practical nurse, nurse, esthetician, or master cosmetologist, or has previously
28 held a license or certificate of registration as a medical practitioner; and

29 (B) Has received at least three laser certificates from attending laser/intense pulsed
30 light (IPL) courses as approved by the board, directly taught by a licensed physician or
31 certified continuing medical education or continuing education educator.

32 If, after review of the application, it is determined that the applicant is at least 21 years
33 of age; has met the minimum educational requirements; is of good moral character; and
34 is possessed of the requisite skill to perform properly cosmetic laser services, a license
35 shall be issued to the applicant entitling the applicant to practice the occupation of
36 cosmetic laser practitioner at the assistant laser practitioner level ~~under the on-site~~
37 ~~supervision of a senior laser practitioner.~~

38 (2) An applicant for a 'senior laser practitioner' license shall present proof that he or she:

39 (A) Holds a current valid license or certificate of registration as a physician assistant
40 or nurse or has previously held a license or certificate of registration as a medical
41 practitioner;

42 (B) Has at least three years of clinical or technological medical experience, or both;

43 (C) Has been or was licensed or nationally board certified as a medical practitioner for
44 at least three years; and

45 (D) Has received at least two laser certificates from attending laser/intense pulsed light
46 (IPL) continuing medical education courses as approved by the board, directly taught
47 by a licensed physician or certified continuing medical education or continuing
48 education educator.

49 If, after review of the application, it is determined that the applicant is at least 21 years
50 of age; has met the minimum educational and clinical training requirements to perform
51 cosmetic laser services with indirect supervision; is of good moral character; and is
52 possessed of the requisite skill to perform properly these services, a license shall be
53 issued to the applicant entitling the applicant to practice the occupation of cosmetic laser
54 practitioner at the senior laser practitioner level pursuant to the protocols of a consulting
55 physician."

56 **SECTION 3.**

57 This Act shall become effective upon its approval by the Governor or upon its becoming law
58 without such approval.

59 **SECTION 4.**

60 All laws and parts of laws in conflict with this Act are repealed.