

AMENDED IN ASSEMBLY AUGUST 7, 2006

AMENDED IN ASSEMBLY JUNE 21, 2006

AMENDED IN SENATE MAY 26, 2006

AMENDED IN SENATE APRIL 17, 2006

SENATE BILL

No. 1423

Introduced by Senator Figueroa

February 22, 2006

An act to add Section 2023 to the Business and Professions Code, relating to the healing arts.

LEGISLATIVE COUNSEL'S DIGEST

SB 1423, as amended, Figueroa. Laser procedures.

Existing law, the Medical Practice Act, creates the Medical Board of California that is responsible, through its Division of Licensing, for issuing a physician and surgeon's certificate to qualified applicants. Existing law also creates the Board of Registered Nursing to license and regulate registered nurses and associated professions.

This bill ~~would require~~ *would require* the Medical Board of California, in conjunction with the Board of Registered Nursing, *and in consultation with the Physician Assistant Committee and professionals in the field*, to evaluate and study issues surrounding the use of laser or intense light pulse devices for elective cosmetic procedures by health care practitioners, ~~and to report to the Legislature by January 1, 2008~~. The bill would *also* require ~~each board to adopt regulations consistent with their existing regulatory authority in that regard~~ *the Medical Board of California and the Board of Registered Nursing, on or before January 1, 2009, to adopt*

regulations to implement changes determined to be necessary as a result of the evaluation and study.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 2023 is added to the Business and
2 Professions Code, to read:

3 2023. (a) The board, in conjunction with Board of Registered
4 Nursing, *and in consultation with the Physician Assistant*
5 *Committee and professionals in the field*, shall evaluate and study
6 issues surrounding the use of laser or intense light pulse devices
7 for elective cosmetic procedures by health care practitioners. The
8 evaluation and study shall include, but need not be limited to, all
9 of the following:

- 10 (1) The appropriate level of physician supervision needed.
11 (2) The appropriate level of training to ensure competency.
12 (3) Guidelines for standardized procedures and protocols that
13 address, at a minimum, all of the following:
14 (A) Patient selection.
15 (B) Patient education, instruction, and informed consent.
16 (C) Use of topical agents.
17 (D) Procedures to be followed in the event of foreseeable
18 complications or side effects from the treatment.
19 (E) Procedures governing emergency and urgent care
20 situations.
21 (4) Who should be authorized to purchase and own laser
22 equipment.
23 (b) ~~To the extent that~~ *On or before January 1, 2009*, the board
24 and the Board of Registered Nursing ~~have the authority to~~ *shall*
25 promulgate regulations to implement changes determined to be
26 necessary as a result of the evaluation and study, ~~those~~
27 ~~regulations shall be developed and implemented.~~
28 (c) ~~The boards shall report to the Legislature on their findings,~~
29 ~~conclusions, and actions on or before January 1, 2008.~~