Laws & Regulations of Laser Operation in the United States (does not include non-laser devices) *always check your state website, malpractice carrier* This document is meant to serve as a guide to find the information for your state—not as a set of rules to follow in your practice. Catherine M. DiGiorgio, MD, FAAD; Mathew M. Avram, MD, JD; Murad Alam, MD, MSCI, MBA

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Alabama	• http://www.albme.org/Documents/Rules/540-X-11.pdf	 ✓ Practice of Medicine Delegation: only non-ablative to level 2 delegate (only physicians can perform ablative) Supervision: Direct Operation: level 2 delegate
Alaska	 https://www.commerce.alaska.gov/web/portals/5/pub/BA H_Electrolysis_and_Laser_Hair_Removal_Memo.pdf https://www.commerce.alaska.gov/web/portals/5/pub/ME D_Guide_Dermatology_Assistants.pdf https://www.commerce.alaska.gov/web/portals/5/pub/ME D_Guide_Lasers_Laser_Surgery.pdf 	Delegation: LHR with cold lasers can be performed without physician delegation. Supervision: direct
Arizona	 https://pharmacy.az.gov/sites/default/files/editors_choice/ ttachments/prescriptive%20authority%20chart%20(02- 2013).pdf https://www.azleg.gov/viewdocument/?docName=https:// www.azleg.gov/ars/32/00516.htm https://www.azleg.gov/search/oop/qfullhit.asp?CiWebHit File=/ars/32/01701.htm&CiRestriction=laser https://www.azleg.gov/searchresultsDOC/?insearch=laser &titles=32 	Delegation: Health professional can delegate Supervision: by health professional Operation: minimal training
Arkansas	• http://www.armedicalboard.org/Professionals/pdf/mpa.pd	f ✓ Practice of Medicine Delegation: to appropriately trained office personnel Supervision: available Operation: appropriately trained personnel
California	 Email to board http://www.mbc.ca.gov/Licensees/Cosmetic_Treatments_ FAQ.aspx 	✓ Practice of Medicine
Colorado	 https://www.sos.state.co.us/CCR/GenerateRulePdf.do?ruleVersionId=7140 	 ✓ Practice of medicine=only class IIIb or higher Delegation: physician Supervision: IIIb Operation: vague req for IIIb
Connecticut	 https://www.cga.ct.gov/2014/ACT/PA/2014PA-00119- R00SB-00418-PA.htm https://www.cga.ct.gov/2014/FC/2014SB-00418- R000428-FC.htm 	'Cosmetic medical procedure' Delegate: non-physician Supervision: non-physician Operation: Physician, PA, APRN, RN

Delaware	 http://regulations.delaware.gov/AdminCode/title16/Depart ment%20of%20Health%20and%20Social%20Services/Di vision%20of%20Public%20Health/Health%20Systems%2 0Protection%20(HSP)/4405.pdf http://regulations.delaware.gov/AdminCode/title24/1700.s html 	 ✓ Practice of Medicine Delegation: physician Supervision: direct-required if medical dx or rx given. Indirect otherwise Operation: no specifics-?under POM
Florida	Information obtained via direct email to Florida Board of Medicine: no laws or rules pertaining to lasers other than indicated.	 ✓ Practice of Medicine (surgery) Delegation: non-physicians can delegate Supervision: not required (PA indirect supervision) Operation: MD, PA, DO, electrologist (unclear information)
Georgia	• http://rules.sos.ga.gov/nllxml/georgiacodesGetcv.aspx?url Redirected=yes&data=admin&lookingfor=360-35	 ✓ Practice of Medicine Delegation: some procedures non- physician supervision Supervision: only in certain situations Operation: specific limits
Hawaii	 https://cca.hawaii.gov/pvl/files/2013/06/Medical_170112. pdf https://cca.hawaii.gov/pvl/files/2013/06/Medical_081414. pdf.pdf 	 ✓ Practice of Medicine (opinion only)-rec to follow AMA Delegation: physician Supervision: required Operation: licensed individual
Idaho	 https://adminrules.idaho.gov/rules/2012/22/0104.pdf https://bom.idaho.gov/BOMPortal/LINKS/about/Laer%20 Hair%20Removal.pdf https://legislature.idaho.gov/statutesrules/idstat/Title54/T5 4CH18/SECT54-1803/ 	 ✓ Practice of Medicine Delegation: physician Supervision: onsite or avail Operation: properly trained medical personnel
Illinois	 http://www.ilga.gov/legislation/101/SB/10100SB1954.ht m http://www.ilga.gov/commission/jcar/admincode/068/068 012850C03360R.html 	 ✓ Practice of Medicine Delegation: Physician Supervision: onsite, tele, electronic Operation: LPN, RN, other persons
Indiana	 http://iga.in.gov/legislative/laws/2019/ic/titles/025#25-22.5 https://www.in.gov/pla/2879.htm 	 ✓ Practice of Medicine Delegation: physician Supervision: not defined Operation: "an agent"
Iowa	 https://medicalboard.iowa.gov/report-ad-hoc-committee- use-lasers-intense-pulsed-light-devices-and-radio- frequency-devices https://www.legis.iowa.gov/docs/iac/rule/06-22- 2016.645.60.4.pdf 	Delegation: non-physician Supervision: non-physician Operation: non-physician personnel
Kansas	 http://www.ksbha.org/documents/publications/Statute_and _Regulation_Handbook.pdf#nameddest=hamddodc https://www.kmsonline.org/2010-policy-statements/255- medical-spas 	Delegation: physician (MD, DO, DC) No regulations
Kentucky	 https://kbml.ky.gov/board/Documents/Board%20Opinion %20Laser%20Surgery.pdf https://kbml.ky.gov/board/Pages/Opinion-and-Policy- Statements.aspx 	 ✓ Practice of Medicine Delegation: physician Supervision: on-site (but not for LHR) Operation: certified or licensed nonphysician in compliance with statues and regulations

Louisiana	•	http://www.lsbme.la.gov/sites/default/files/documents/Stat ements%20of%20Position/UseofMedicalLasersChemicalS kinTreatment.pdf	 ✓ Practice of Medicine Delegation: physician Supervision: direct defined as physically present and immediately available Operation: no specifics "appropriately trained & qualified"
Maine	•	http://legislature.maine.gov/statutes/32/title32sec3270- A.html	Unclear if considered practice of medicine Delegation: physician Supervision: not always required Operation: no clear definitions
Maryland	•	http://mgaleg.maryland.gov/2007rs/bills_noln/hb/fhb1230. pdf	 ✓ Practice of Medicine Delegation: physician Supervision: immediately available Operation: Licensed PA or RN with appropriate training or certification
Massachusetts	•	https://www.mass.gov/lists/advisory-rulings-for-the- board-of-registration-in-nursing https://www.mass.gov/lists/statutes-and-regulations- cosmetology-and-barbering	Surgery=practice of medicine Laser considered surgery but not specifically practice of medicine Delegation: non-physician Supervision: non-physician Operation: "licensed"
Michigan	•	http://www.legislature.mi.gov/(S(jicwt340tphnu5sdxl0kin 5g))/mileg.aspx?page=getobject&objectname=mcl-333- 16276&query=on&highlight=laser https://www.michigan.gov/documents/lara/lara_laser_equi pment_position_statement_477918_7.pdf http://www.legislature.mi.gov/documents/2003- 2004/publicact/pdf/2004-PA-0144.pdf	 ✓ Practice of Medicine Delgation: physician Supervision: direct communication (does not apply to licensed PA, NP in healthcare facility) Operation: licensed or unlicensed individual under supervision
Minnesota	•	https://www.revisor.mn.gov/laws/2017/0/56/#laws.0.3.0	✓ Practice of Medicine Delegation: physician Supervision: unclear Operation: unclear
Mississippi	•	http://www.sos.ms.gov/ACCode/00000291c.pdf	 ✓ Practice of Medicine Delegation: physician Supervision: on premises Operation: unclear
Missouri	•	https://house.mo.gov/content.aspx?info=/bills071/biltxt/int ro/HB0483I.HTM - Proposed bill in 2007 (does not appear to have passed) https://www.courts.mo.gov/file/Opinion ED89333.rtf	No info avail (only opinion)
Montana	•	http://www.mtrules.org/gateway/ruleno.asp?RN=24.121.1 509 http://www.mtrules.org/gateway/ruleno.asp?RN=24.156.5 01 https://leg.mt.gov/bills/mca/37/3/37-3-104.htm	 ✓ Practice of Medicine Delegation: physician Supervision: specific procedures (unclear) Operation: unclear
Nebraska	•	http://dhhs.ne.gov/licensure/Documents/CosmAndDerm.p df#search=laser http://dhhs.ne.gov/licensure/Documents/ScopeOfPracticeF lowchart.pdf	No specifics on practice of medicine found Delegation: physician Supervision: physician Operation: ablative-physician only, non- ablative-RN, PA
Nevada	•	https://www.leg.state.nv.us/74th/Interim_Agendas_Minute s_Exhibits/Minutes/Lasers/IM-Lasers-060308-10192.pdf	No Regulation

New	• http://www.gencourt.state.nh.us/rsa/html/XXX/329/329-	✓ Practice of Medicine
Hampshire	1.htm	Delegation: MD, APRN can delegate
	• https://www.oplc.nh.gov/nursing/documents/dermatology-	Supervision: nonphysician
	cosmetic.pdf	Operation: physician, PA, RN, LPN
New Jersey	• https://www.njconsumeraffairs.gov/regulations/Chapter-	✓ Practice of Medicine
2	35-State-Board-of-Medical-	Delegation: not permitted
	Examiners.pdf#search=chapter%2035	Supervision: physician
	• https://www.njconsumeraffairs.gov/bme/Minutes/bmemin _091003.pdf#search=laser%20delegation	Operation: physician
New Mexico	• https://www.nmmb.state.nm.us/docs/faq/ConsumerFAQ.p	✓ Practice of Medicine
	df	Delegation: Physician
	• https://www.nmmb.state.nm.us/policies.html	Supervision: required
	• https://www.nmmb.state.nm.us/docs/faq/ConsumerFAQ.p	Operation: MA, properly trained
	df	technicians, professional licensees
New York	• https://labor.ny.gov/workerprotection/safetyhealth/sh50.sh tm	No info avail
	• https://www.dos.ny.gov/licensing/news.html	
North	• https://www.ncmedboard.org/images/uploads/other_pdfs/	✓ Practice of medicine
Carolina	LaserGuidanceDoc.pdf.	Delegation: physician
	• https://www.ncmedboard.org/images/uploads/other pdfs/	Supervision: available
	PS_Jan2017.pdf	Operation: licensed healthcare
		practitioner, mentions non-licensed
North Dakota	https://www.ndbon.org/RegulationsPractice/PracticeState	✓ Practice of medicine
	ments/Aesthetic-Cosmetic.asp	Delegation: physician
	 https://www.legis.nd.gov/cencode/t43c11.pdf?201602281 	Supervision: licensed practitioner
	20541	Operation: RN, LPN (unable to find if
		others)
Ohio	 http://codes.ohio.gov/oac/4731-18-03v1 	✓ Practice of medicine
		Delegation: physician
		Supervision: required (can be off site)
		Operation: PA, cosmetic therapist, RN, LPN
Oklahoma	• http://www.okmedicalboard.org/download/510/Approved	✓ Practice of medicine
	_Med_Spa_Guidelines_11_7_08.pdf	Delegation: physician
		Supervision: required (general)
		Operation: PA, RN, LPN, APN
Oregon	• https://www.oregon.gov/omb/board/philosophy/pages/me	✓ Practice of medicine
	dical-use-of-lasers.aspx	Delegation: physician
	• https://olis.leg.state.or.us/liz/2015R1/Downloads/Measure	Supervision: required (on-site)
	Document/HB2642	Operation: appropriate training
Pennsylvania	• https://www.dos.pa.gov/ProfessionalLicensing/LicensingS	✓ Practice of medicine
	ervices/2007/MedicineAugust2007.pdf	Delegation: no info
		Supervision: no info
		Operation: no info

Rhode Island	 http://webserver.rilin.state.ri.us/BillText17/SenateText17/ S0147.pdf http://sos.ri.gov/documents/publicinfo/omdocs/minutes/25 7/2017/56925.pdf 	 ✓ Practice of medicine (unclear regulations) Delegation: licensed physician or practitioner Supervision: licensed health care
		provider or practitioner Operation: licensed practitioner
South Carolina	 http://www.llr.sc.gov/POL/Medical/index.asp?file=Policie s/LasersOtherDevices.htm 	 ✓ Practice of medicine Delegation: physician Supervision: physician Operation: within scope of practice based on education and training
South Dakota	 http://www.sdbmoe.gov Website no longer working as of Aug 2019 prior info obtained from: http://www.sdbmoe.gov/content/laser- usage 	 ✓ Practice of medicine Delegation: non-physician Supervision: unable to find info Operation: specific limits
Tennessee	 https://tnlasersociety.com/wp- content/uploads/2017/04/pc0909.pdf https://law.justia.com/codes/tennessee/2018/ https://wreg.com/2014/06/19/new-rules-aimed-at-more- transparency-for-medical-spas-in-tennessee/ 	 ✓ Practice of medicine Delegation: physician Supervision: physician (not defined) Operation: could not find
Texas	 https://texreg.sos.state.tx.us/public/readtac\$ext.TacPage?sl =R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1& p_tac=&ti=22&pt=9&ch=193&rl=17 	 ✓ Practice of medicine Delegation: physician Supervision: nonphysician Operation: nonspecific
Utah	• https://dopl.utah.gov/forms/SB_40- Cosmetic_Medical_Procedures_Summary.htm#qualificati ons.	 ✓ Practice of medicine Delegation: nonphysician Supervision: nonphysician Operation: trained, licensed, competence
Vermont	• https://www.sec.state.vt.us/media/642444/RN-and-LPN-Role-in-Dermatologic-Procedures-final.pdf	 ✓ Practice of medicine Delegation: nonphysician Supervision: nonphysician Operation: no specifics found in search
Virginia	 https://law.lis.virginia.gov/vacode/title54.1/chapter29/section54.1-2973.1/ https://www.dhp.virginia.gov/medicine/medicine_laws_regs.htm (use of lasers considered surgery) There are proposed future regulations for LHR. 	 ✓ Practice of medicine Delegation: no info Supervision: no info Operation: no info
Washington	 https://www.doh.wa.gov/portals/1/Documents/6000/Laser s.pdf https://apps.leg.wa.gov/wac/default.aspx?cite=246-840-300 	 ✓ Practice of Medicine Delegation: physician Supervision: required (except if APRNP) Operation: licensed allied health professionals
West Virginia	 https://wvbom.wv.gov/Medical_Practice_Act.asp https://www.google.com/url?sa=t&rct=j&q=&esrc=s&sou rce=web&cd=1&ved=2ahUKEwiR4fTs7_XjAhVN7qwK HamRD1wQFjAAegQIBBAC&url=https%3A%2F%2Fw vbom.wv.gov%2Fdownload_resource.asp%3Fid%3D11& usg=AOvVaw2ZjlyMlZe_MfGSi3xlWbG5 	 ✓ Practice of Medicine Delegation: physician Supervision: not specific Operation: not clearly defined

Wisconsin	 https://docs.legis.wisconsin.gov/code/admin_code/cos/2 https://dsps.wi.gov/Credentialing/Health/Body%20Art%2 0Practice%20FAQ%27s.pdf 	 ✓ Practice of medicine: nonspecific (penetrate, pierce is) No info on delegation (LHR can be delegated), supervision, operation except LHR
Wyoming	• https://www.wyoleg.gov/ARULES/2011/AR11- 018medicine.pdf	 ✓ Practice of medicine=operating class II or III device (no lasers mentioned) Device operation can be delegated, require 'supervision' (no specifics otherwise)