

An Act

ENROLLED HOUSE
BILL NO. 1658

By: Roberts of the House

and

Daniels of the Senate

An Act relating to professions and occupations; amending Section 3, Chapter 291, O.S.L. 2024 (59 O.S. Supp. 2024, Section 538.3), which relates to laser hair removal practitioners; authorizing certain professionals to perform laser hair removal; requiring oversight of laser hair removal facilities by certain professionals; requiring the establishment of patient relationships; providing for the creation of patient charts; deleting evaluation or referral exception; and declaring an emergency.

SUBJECT: Professions and occupations

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 3, Chapter 291, O.S.L. 2024 (59 O.S. Supp. 2024, Section 538.3), is amended to read as follows:

Section 538.3. A. A laser practitioner shall only perform laser hair removal using lasers or pulsed light devices approved by the United States Food and Drug Administration (FDA) for noninvasive procedures.

B. A person shall not perform or attempt to perform laser hair removal unless the person holds the appropriate health professional license or certificate as defined in Section ~~2~~ 538.2 of this ~~act~~ title, or the person is a laser practitioner performing laser hair removal under the supervision of a physician as defined in paragraphs 1 through 6 of subsection A of Section 725.2 of this title, a certified physician assistant, or a certified Advanced Practice Registered Nurse. A laser practitioner who is not a

physician shall complete a laser practitioner training and education program. A laser training and education program may be completed internally at the laser hair removal facility or via a third party, provided such third-party program is overseen by a physician. A laser practitioner training and education program shall include forty (40) total hours of training, which may be a combination of didactic training, in-person hands-on training, and performance of laser hair removal procedures.

C. A laser hair removal facility shall be overseen by a physician; ~~provided, that Advanced Practice Registered Nurses shall be exempt from this oversight requirement,~~ as defined in paragraphs 1 through 6 of subsection A of Section 725.2 of this title, a certified physician assistant, or a certified Advanced Practice Registered Nurse.

D. The overseeing physician shall:

1. Establish proper protocols for laser hair removal provided at a facility including, but not limited to, complication management. A laser practitioner shall follow all written procedure protocols established and revised by the overseeing physician. Such protocols shall require utilizing a physician, physician assistant, or Advanced Practice Registered Nurse for complication management;

2. Determine the number of laser practitioners under such physician's supervision; and

3. Review not less than ten percent (10%) of laser hair removal patient records.

Every physician or physician assistant or Advanced Practice Registered Nurse shall establish a relationship with patients which shall include an initial evaluation, prior to treatment, that is either face-to-face or via telemedicine that is performed by the physician or physician assistant or Advanced Practice Registered Nurse.

As part of the patient relationship, each physician or certified physician assistant or certified Advanced Practice Registered Nurse shall create a patient chart. The chart shall contain an informed consent, a treatment plan that includes risks, benefits, alternatives, follow-up, and care for potential complications.

E. A physician shall not be required to be physically present or to supervise laser hair removal, but shall be available for communication during the procedure, either in person or by two-way, real time interactive communication.

~~F. A laser practitioner may perform laser hair removal on a patient without the prior evaluation or referral of such patient by a physician.~~

~~G.~~ The conduct of allopathic physicians and physician assistants pursuant to this act shall be regulated by the State Board of Medical Licensure and Supervision. The conduct of osteopathic physicians pursuant to this act shall be regulated by the State Board of Osteopathic Examiners. The conduct of Registered Nurses, Licensed Practical Nurses, and Advanced Practice Registered Nurses pursuant to this act shall be regulated by the Oklahoma Board of Nursing.

~~H.~~ G. Nothing in this act shall prohibit any person in the healing arts, in this state, under any other act, from engaging in the practice for which he or she is duly licensed.

SECTION 2. It being immediately necessary for the preservation of the public peace, health or safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 25th day of March, 2025.

Presiding Officer of the House
of Representatives

Passed the Senate the 7th day of May, 2025.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____
day of _____, 20_____, at _____ o'clock _____ M.
By: _____

Approved by the Governor of the State of Oklahoma this _____
day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____
day of _____, 20_____, at _____ o'clock _____ M.
By: _____