

Final Order No. DOH-24-0640-DS-MQA
FILED DATE - MAY 13 2024
Department of Health
By *Amy R. Conway*
Deputy Agency Clerk

STATE OF FLORIDA
BOARD OF NURSING

IN RE: PETITION FOR DECLARATORY STATEMENT OF:
PALAK NARULA, RN, BSN

FINAL ORDER

THIS MATTER came before the Board of Nursing (Board) pursuant to Section 120.565, Florida Statutes and Rule 28-105, Florida Administrative Code, at a duly-noticed public meeting held on April 4, 2024, in Saint Petersburg, Florida, for the purpose of considering the Petition for Declaratory Statement (attached as Exhibit A), filed by Palak Narula, RN, BSN (Petitioner). Petitioner was not present. The Board was represented by Deborah Bartholow Loucks, Senior Assistant Attorney General.

The Petition was filed with the Department of Health on February 1, 2024. Petitioner seeks the Board's opinion as to whether it is within the scope of Petitioner's practice as a registered nurse to administer Botox Cosmetic when the administration is a task delegated and performed under the direct supervision of a physician.

Having considered the Petition, relevant statutes and rules, arguments submitted by counsel for Petitioner and being otherwise fully advised in the premises, the Board makes the following findings and conclusions:

FINDINGS OF FACT

1. The Petition was duly filed and noticed in the Florida Administrative Register; Volume 50 Number 48 published on March 8, 2024.
2. The Petition is attached hereto and incorporated herein by reference.
3. Petitioner, Palak Narula, RN, BSN, is a Registered Nurse holding a Multi-state

Compact license with Maryland as her home state being issued license number RN 222600.

4. Petitioner described her training, experience, and the supervision parameters in the petition.

5. Petitioner seeks clarification of whether it is in the scope of her practice to perform the Botox injections when the administration is a task delegated and performed under the direct supervision of a physician.

CONCLUSIONS OF LAW

6. The Board has jurisdiction over this matter pursuant to section 120.565, and Chapter 464, Florida Statutes.

7. The petition filed in this matter is in substantial compliance with the provisions of Section 120.565, Florida Statutes and Rule 28-105, Florida Administrative Code.

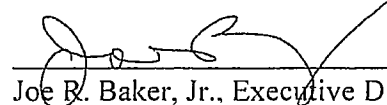
8. Section 464.003(19), Florida Statutes, defines the “practice of professional nursing”, with subparagraph (b) of this definition stating that “the administration of medications and treatments as prescribed or authorized by a duly licensed practitioner authorized by the laws of this state to prescribe such medications and treatments.”

9. The Board found that under the specific facts of the petition and the presentation of her experience and supervision parameters to the Board, it is within the scope of Petitioner’s specific and particular education, training, and experience and that she can be delegated the task of administering Botox Cosmetic from a physician. The delegation must be from a physician licensed pursuant to Chapter 458 or 459, Florida Statutes. Direct supervision means that the physician has visualization of the injection. Also, Ms. Narula’s participation must be set forth in the informed consent provided to the patient.

The Board voted that if performed within the parameters set forth herein, the answer to her request would be “yes”.

DONE AND ORDERED this 13th day of May, 2024.

BOARD OF NURSING



Joe R. Baker, Jr., Executive Director
for Deborah Becker, DNP, RN, CNE, Chair

NOTICE OF RIGHT TO JUDICIAL REVIEW

A party who is adversely affected by this Final Order is entitled to judicial review pursuant to Section 120.68, Florida Statutes. Review proceedings are governed by the Florida Rules of Appellate Procedure. Such proceedings are commenced by filing one copy of a Notice of Appeal with the Agency Clerk of the Department of Health and a second copy, accompanied by filing fees prescribed by law, with the District Court of Appeal, First District, or with the District Court of Appeal in the Florida Appellate District where the party resides. The Notice of Appeal must be filed within thirty (30) days of rendition of the order to be reviewed.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished to **Palak Narula, RN, BSN**, 401 North Oregon Avenue, Unit 2, Tampa, Florida 33606; and by electronic mail to: **Deborah B. Loucks**, Senior Assistant Attorney General, deborah.loucks@myfloridalegal.com; **Cassandra Fullove**, Senior Legal Specialist, Office of the Attorney General, Cassandra.fullove@myfloridalegal.com; and **Angela Southwell**, Paralegal Specialist, Office of the Attorney General, angela.southwell@myfloridalegal.com; on May 13, 2024.



Deputy Agency Clerk

RECEIVED
DEPARTMENT OF HEALTH

To: Department of Health's Agency Clerk's Office
4052 Bald Cypress Way
Tallahassee, FL 32399

2024 MAR -1 AM 8:27

OFFICE OF THE CLERK

Palak Narula, RN, BSN
License number RN222600
[401 N Oregon Ave, Unit 2]
[Tampa, FL 33606]
[Palak Narula]
[240-393-2100]

Petition for Declaratory Statement before the Florida Board of Nursing

To Whom It May Concern,

I, Palak Narula, a Registered Nurse for 8 years and an Aesthetic Injector in Maryland for the last four years, am writing to seek clarification on the task delegation of Botox Cosmetic administration from Dr. Pedro M Soler, MD, to myself, Palak Narula, RN. Having recently moved to Florida, I find myself in need of a source of income, given my responsibilities as a parent of two children (ages 1 and 4).

Additionally, I am a Doctor of Nursing Practice (DNP) student attending George Washington University and will be graduating soon. My pursuit of advanced education further underscores my commitment to delivering the highest standard of care and a Doctor of Nursing Practice (DNP) student on the verge of graduation.

With four years of hands-on experience in safe injection practices, I have successfully completed advanced neuromodulator and filler courses, including an extensive cadaver course that significantly enhanced my expertise in facial and neck anatomy. Moreover, my background is fortified by eight years of critical care nursing experience gained at esteemed institutions such as John's Hopkins and Shock Trauma at the University of Maryland.

Under the mentorship of Dr. Pedro M Soler, MD, I intend to bring my expertise to Tampa, Florida. Dr. Soler would conduct patient exams, prescribe the Neuromodulator Cosmetic medication and Cosmetic filler treatments with detailed instructions, and delegate the administration task to me, Palak Narula, RN. Informed consent will be obtained from patients and co-signed by Dr. Pedro M Soler, MD, FACS.

This request aligns with Section 464.003(2)B of Florida statutes, granting RNs the authority to administer medications and treatments as prescribed by duly licensed practitioners. Dr. Pedro M Soler, MD, FACS, holds a valid license in the state of Florida to prescribe such medications and treatments.

My task delegation proposal adheres to the standards previously approved by the Board of Medicine and the Florida Department of Health for a different RN within the practice when these stated standards were met.

I kindly request an expedited review of my petition, considering the time-sensitive nature of my situation. Your understanding and prompt consideration are greatly appreciated.

Please feel free to contact me if you have any questions regarding this petition.

Sincerely,
Palak Narula, RN, BSN
[palak1610@gmail.com]
[240-393-2100]

Palak Narula
401 N Oregon Avenue Unit #2
Tampa, Florida 33606

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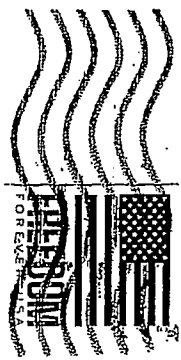
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Department of Health
Legal Office

Department of Health's Agency Clerk's Office

4052 Bald Cypress Way
Tallahassee, Florida 32399

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