

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 615

By: Sparks

4
5
6 AS INTRODUCED

7 An Act relating to the Licensed Dietitian Act;
8 amending 59 O.S. 2011, Section 1722, which relates to
9 definitions; broadening certain definition; providing
10 certain construction; making language gender neutral;
11 providing for codification; and providing an
12 effective date.

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

14 SECTION 1. AMENDATORY 59 O.S. 2011, Section 1722, is
15 amended to read as follows:

16 Section 1722. As used in the Licensed Dietitian Act:

17 1. "Board" means the State Board of Medical Licensure and
18 Supervision.

19 2. "Committee" means the Advisory Committee on Dietetic
20 Registration of the State Board of Medical Examiners.

21 3. "Dietetics" means the ~~professional discipline of applying~~
22 ~~and integrating scientific principles of nutrition pursuant to~~
23 ~~different health, social, cultural, physical, psychological, and~~
24 ~~economic conditions to the proper nourishment, care, and education~~
~~of individuals or groups throughout the life cycle. The term~~

1 ~~includes the development, management, and provision of nutritional~~
2 ~~services~~ integration and application of principles derived from the
3 sciences of nutrition, biochemistry, food, physiology, management,
4 behavioral and social science to achieve and maintain client health
5 through the provision of nutrition care services, which shall
6 include:

- 7 a. assessing the nutritional needs of individuals and
8 groups based upon appropriate biochemical,
9 anthropometric, physical, and dietary data to
10 determine nutrient needs and recommend to the primary
11 health care provider appropriate nutritional intake
12 including enteral and parenteral nutrition,
- 13 b. establishing priorities, goals, and objectives that
14 meet nutritional needs and are consistent with
15 available resources,
- 16 c. providing nutrition care and interventions based on
17 assessment,
- 18 d. providing nutrition counseling by advising and
19 assisting individuals or groups on appropriate
20 nutritional intake by integrating information from the
21 nutritional assessment with information on food and
22 other sources of nutrients and meal preparation
23 consistent with cultural background and socioeconomic
24 status,

- 1 e. developing, implementing, and managing nutrition care
2 systems,
- 3 f. evaluating, amending, and maintaining standards of
4 quality in food and nutrition care services,
- 5 g. planning menus to meet nutritional needs of patients
6 to the extent medically possible, in accordance with
7 Dietary Reference Intakes (DRIs) of the Food and
8 Nutrition Board of the Institute of Medicine, National
9 Academy of Sciences, and
- 10 h. prescribing diets to meet the medical needs of
11 patients based on assessment, in accordance with
12 federal regulatory guidelines.

13 4. "Licensed dietitian" means a person licensed pursuant to the
14 provisions of the Licensed Dietitian Act.

15 5. "Provisional licensed dietitian" means a person who has a
16 limited license pursuant to the provisions of the Licensed Dietitian
17 Act.

18 6. "Degree" means a degree from an accredited college or
19 university.

20 SECTION 2. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 1740 of Title 59, unless there
22 is created a duplication in numbering, reads as follows:

23 Nothing in the Licensed Dietitian Act shall be construed as to
24 affect or prevent:

1 1. A student enrolled in an approved academic program in
2 dietetics or nutrition from engaging in the practice of
3 dietetics/nutrition, if such practice constitutes a part of a
4 supervised course of study, and if the student is designated by a
5 title which clearly indicates his or her status as a student or
6 trainee, or from engaging in the practice of dietetics or nutrition
7 under the supervision of a licensed dietitian/nutritionist;

8 2. A dietitian or nutritionist who is serving in the Armed
9 Forces or any other federal agency from engaging in the practice of
10 dietetics or nutrition, provided such practice is related to service
11 or employment;

12 3. Persons licensed to practice the professions of dentistry,
13 medicine, osteopathy, chiropractic, nursing or pharmacy from
14 engaging in the practice of dietetics or nutrition when incidental
15 to the practice of their profession, except that such persons may
16 not use the titles "dietitian", "dietician", or "nutritionist";

17 4. A person from marketing or distributing food, food materials
18 or food supplements or a person from engaging in an explanation of
19 the use or preparation of these products or from furnishing general
20 nutrition information related to such products in connection with
21 the marketing or distribution of such products, if that person does
22 not represent himself or herself as a dietitian or nutritionist; or

23 5. A person from providing weight control services through a
24 program which has been reviewed by, consultation is available from,

1 and no program change can be initiated without prior approval by a
2 licensed dietitian or nutritionist, a dietitian or nutritionist
3 licensed in another state which has licensure requirements at least
4 as stringent as the requirements for licensure specified herein or a
5 dietitian registered by the Commission on Dietetic Registration of
6 the Academy of Nutrition and Dietetics.

7 SECTION 3. This act shall become effective November 1, 2015.

8

9 55-1-782 AM 1/22/2015 4:01:09 PM

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24