

MAINE STATE LEGISLATURE

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1

L.D. 473

2

(Filing No. S- 112)

3

STATE OF MAINE

4

SENATE

5

113TH LEGISLATURE

6

FIRST REGULAR SESSION

7

COMMITTEE AMENDMENT "A" to S.P. 169, L.D. 473,
8 Bill, "AN ACT Making Changes to the Dietitian Regis-
9 tration Act."

10

Amend the bill in section 3 in that part desig-
11 nated "§9903." in subsection 1 in the 7th line from
12 the end (page 2, line 34 in L.D.) by striking out the
13 following: "either a dietitian or" and inserting in
14 its place the following: '~~either-a-dietitian-or~~'

15

Further amend the bill in section 5 in that part
16 designated "§9906." by striking out all of subsection
17 1 (page 4, lines 33 to 38 in L.D.) and inserting in
18 its place the following:

19

'1. Licensing required. No person may practice
20 dietetics or hold himself out to be a registered
21 dietitian or a registered dietetic technician or--use
22 related--terms--or--words, unless he is registered
23 licensed in accordance with this chapter.'

24

Further amend the bill in section 5 in that part
25 designated "§9907." in subsection 1 in paragraph B in
26 the 7th and 8th lines (page 5, lines 25 and 26 in
27 L.D.) by striking out the following: "Such a program
28 includes" and inserting in its place the following:
29 'Such-a-program-includes As part of his professional
30 education an applicant shall have completed'

31

Further amend the bill in section 5 in that part
32 designated "§9907." in subsection 2 by adding at the
33 end the following:

34

'C. An applicant shall submit to the board evi-
35 dence of having successfully completed a 2-month
36 work experience approved by the board. That ex-
37 perience shall have been acquired during or with-

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1 in 5 years from completion of the academic re-
2 quirements in paragraph B and not more than 5
3 years from the date of license application.

4 D. The applicant must have successfully com-
5 pleted an examination given by the American
6 Dietetic Association or its equivalent as deter-
7 mined by the board.'

8 Further amend the bill in section 5 in that part
9 designated "§9908." in the last line (page 6, line 25
10 in L.D.) by inserting after the word and punctuation
11 "fee." the following: 'Persons currently registered
12 shall be allowed to continue to practice dietetics
13 until their registration is due for renewal. At that
14 time, they shall be required to meet all the require-
15 ments of section 9907 in order to receive the license
16 required for the practice of dietetics.'

17 Further amend the bill by striking out all of
18 section 9 and inserting in its place the following:

19 ' Sec. 9. 32 MRSA §§9913, 9914 and 9915 are en-
20 acted to read:

21 §9913. Equivalent requirements

22 The board shall adopt rules, as it determines
23 necessary and appropriate, to indicate what require-
24 ments will be considered the equivalent of the spe-
25 cific education, experience and examination required
26 by section 9907.

27 §9914. Temporary license

28 The board shall adopt rules establishing require-
29 ments for a temporary license within the scope of
30 this chapter.

31 §9915. Persons and practices exempt

32 Nothing in this chapter prevents the activities

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1 of:

2 1. Licensed persons. Any person licensed or
3 registered in this State under any other law from en-
4 gaging in the profession or occupation for which he
5 is licensed or registered;

6 2. Persons giving general nutrition-related in-
7 formation. Individuals who give general
8 nutrition-related information;

9 3. State and federal employees. State and fed-
10 eral employees in state or federally funded coopera-
11 tive extension food and nutrition programs and sup-
12 plemental food and nutrition programs for women, in-
13 fant and children;

14 4. Persons marketing or distributing food
15 products. Persons who market or distribute food, food
16 materials or dietary supplements or any person who
17 engages in the explanation of the use of those
18 products or the preparation of those products; and

19 5. Persons providing weight control services.
20 Any person who provides weight control services, pro-
21 vided that:

22 A. The weight control program either recommends
23 physician consultation generally or has in place
24 procedures which require physician referral when
25 medical conditions, such as heart disease, can-
26 cer, diabetes, hypoglycemia, morbid obesity and
27 pregnancy exist; and

28 B. The program has been reviewed by, consulta-
29 tion is available from and no program change may
30 be initiated without prior approval by:

31 (1) A licensed dietitian;

32 (2) A dietitian licensed in another state
33 that has licensure requirements determined

R. of S.

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1 The committee has determined that the provisions
2 of this bill do not constitute substantially expanding
3 the scope of the Board of Registration of
4 Dietetic Practice within the meaning of the Maine Re-
5 vised Statutes, Title 5, section 12015, subsection 3.

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Reported by Senator Baldacci for the Committee Business
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