

SB1229



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

SB1229

Introduced 1/30/2013, by Sen. Iris Y. Martinez

SYNOPSIS AS INTRODUCED:

225 ILCS 30/10

from Ch. 111, par. 8401-10

Amends the Dietitian Nutritionist Practice Act. Provides that a "medically prescribed diet" may only be performed as initiated by or in consultation with a physician licensed under the Medical Practice Act of 1987 acting within the scope of his or her practice. Effective immediately.

LRB098 08150 MGM 38243 b

A BILL FOR

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Dietitian Nutritionist Practice Act is
5 amended by changing Section 10 as follows:

6 (225 ILCS 30/10) (from Ch. 111, par. 8401-10)

7 (Section scheduled to be repealed on January 1, 2023)

8 Sec. 10. Definitions. As used in this Act:

9 "Address of record" means the designated address recorded
10 by the Department in the applicant's or licensee's application
11 file or license file as maintained by the Department's
12 licensure maintenance unit. It is the duty of the applicant or
13 licensee to inform the Department of any change of address and
14 those changes must be made either through the Department's
15 website or by contacting the Department.

16 "Board" means the Dietitian Nutritionist Practice Board
17 appointed by the Secretary.

18 "Certified clinical nutritionist" means an individual
19 certified by the Clinical Nutrition Certification Board.

20 "Certified nutrition specialist" means an individual
21 certified by the Certification Board of Nutrition Specialists.

22 "Department" means the Department of Financial and
23 Professional Regulation.

1 "Dietetics and nutrition services" means the integration
2 and application of principles derived from the sciences of food
3 and nutrition to provide for all aspects of nutrition care for
4 individuals and groups, including, but not limited to:

5 (1) nutrition counseling; "nutrition counseling" means
6 advising and assisting individuals or groups on
7 appropriate nutrition intake by integrating information
8 from the nutrition assessment;

9 (2) nutrition assessment; "nutrition assessment" means
10 the evaluation of the nutrition needs of individuals or
11 groups using appropriate data to determine nutrient needs
12 or status and make appropriate nutrition recommendations;

13 (3) medically prescribed diet; "medically prescribed
14 diet" means a diet prescribed when specific food or
15 nutrient levels need to be monitored, altered, or both as a
16 component of a treatment program for an individual whose
17 health status is impaired or at risk due to disease,
18 injury, or surgery and may only be performed as initiated
19 by or in consultation with a physician licensed under the
20 Medical Practice Act of 1987 acting within the scope of his
21 or her practice ~~to practice medicine in all of its~~
22 ~~branches;~~

23 (4) medical nutrition therapy; "medical nutrition
24 therapy" means the component of nutrition care that deals
25 with:

26 (A) interpreting and recommending nutrient needs

1 relative to medically prescribed diets, including, but
2 not limited to, enteral feedings, specialized
3 intravenous solutions, and specialized oral feedings;

4 (B) food and prescription drug interactions; and

5 (C) developing and managing food service
6 operations whose chief function is nutrition care and
7 provision of medically prescribed diets;

8 (5) nutrition services for individuals and groups;
9 "nutrition services for individuals and groups" includes,
10 but is not limited to, all of the following:

11 (A) providing nutrition assessments relative to
12 preventive maintenance or restorative care;

13 (B) providing nutrition education and nutrition
14 counseling as components of preventive maintenance or
15 restorative care; and

16 (C) developing and managing systems whose chief
17 function is nutrition care; nutrition services for
18 individuals and groups does not include medical
19 nutrition therapy as defined in this Act; and

20 (6) restorative; "restorative" means the component of
21 nutrition care that deals with oral dietary needs for
22 individuals and groups; activities shall relate to the
23 metabolism of food and the requirements for nutrients,
24 including dietary supplements for growth, development,
25 maintenance, or attainment of optimal health.

26 "Diplomate of the American Clinical Board of Nutrition"

1 means an individual certified by the American Clinical Board of
2 Nutrition.

3 "Licensed dietitian nutritionist" means a person licensed
4 under this Act to practice dietetics and nutrition services, as
5 defined in this Section. Activities of a licensed dietitian
6 nutritionist do not include the medical differential diagnosis
7 of the health status of an individual.

8 "Practice experience" means a preprofessional, documented,
9 supervised practice in dietetics or nutrition services that is
10 acceptable to the Department in compliance with requirements
11 for licensure, as specified in Section 45. It may be or may
12 include a documented, supervised practice experience which is a
13 component of the educational requirements for licensure, as
14 specified in Section 45.

15 "Registered dietitian" means an individual registered with
16 the Commission on Dietetic Registration, the accrediting body
17 of the Academy of Nutrition and Dietetics, formerly known as
18 the American Dietetic Association.

19 "Secretary" means the Secretary of Financial and
20 Professional Regulation.

21 (Source: P.A. 97-1141, eff. 12-28-12.)

22 Section 99. Effective date. This Act takes effect upon
23 becoming law.