

Licensure Town Hall

April 2019

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We are not submitting a licensure bill this year



www.eatrightutah.org

Licensure FAQs on the Advocacy page

Advocacy Pillar for UAND

UAND Members

UAND Executive
Board

Delegate
Pauline Williams

Federal Public
Policy (PPC)
Wendy Phillips

State Public
Policy (SPR)
Melody Kienholz

CPC
Nikki Kendrick

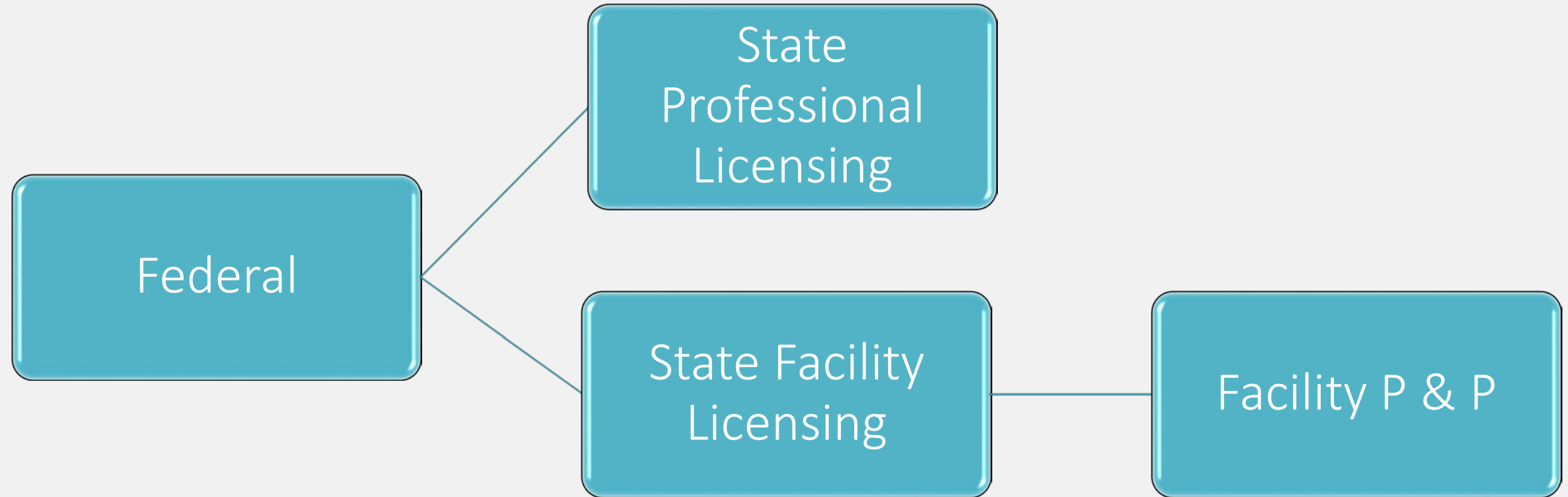
Reimbursement
Rep
Karlee Adams

State Regulatory
Specialist
Sara Peidle



Background

Regulations Affecting Provision of Nutrition Services



Professional Scope of Practice

Academy of Nutrition and Dietetics

- Scope of Practice
- Standards of Excellence
- Standards of Practice (SOP)
- Standards of Professional Performance (SOPP)

Focus Area Standards of Practice and Standards of Professional Performance

The focus area SOP and SOPP define competent, proficient and expert levels of practice for credentialed dietetics practitioners to use in professional development.

- [Focus Area Standards of Practice and Standards of Professional Performance](#)

Competent
Proficient
Expert



Academy of Nutrition and Dietetics: Revised 2017 Scope of Practice for the Nutrition and Dietetics Technician, Registered

The Academy Quality Management Committee
Journal of the Academy of Nutrition and Dietetics, Vol. 118, Issue 2, p327-342

Academy of Nutrition and Dietetics: Revised 2017 Standards of Practice in Nutrition Care and Standards of Professional Performance for Nutrition and Dietetics Technicians, Registered 


The Academy Quality Management Committee
Journal of the Academy of Nutrition and Dietetics, Vol. 118, Issue 2, p317-326.e13



Academy of Nutrition and Dietetics: Revised 2017 Scope of Practice for the Registered Dietitian Nutritionist

The Academy Quality Management Committee
Journal of the Academy of Nutrition and Dietetics, Vol. 118, Issue 1, p141-165



Academy of Nutrition and Dietetics: Revised 2017 Standards of Practice in Nutrition Care and Standards of Professional Performance for Registered Dietitian Nutritionists 

The Academy Quality Management Committee
Journal of the Academy of Nutrition and Dietetics, Vol. 118, Issue 1, p132-140.e15

<https://www.eatrightpro.org/practice/quality-management/scope-of-practice>

Code of Ethics

“The nutrition and dietetics practitioner supports and promotes high standards of professional practice, accepting the obligation to protect clients, the public and the profession; upholds the Academy and its credentialing agency the CDR Code of Ethics for the Nutrition and Dietetics Profession; and shall report perceived violations of the Code through established processes.” (emphasis added)

Code of Ethics of the Academy of Nutrition and Dietetics and the Commission on Dietetic Registration; effective June 1, 2018.

Federal Scope of Practice

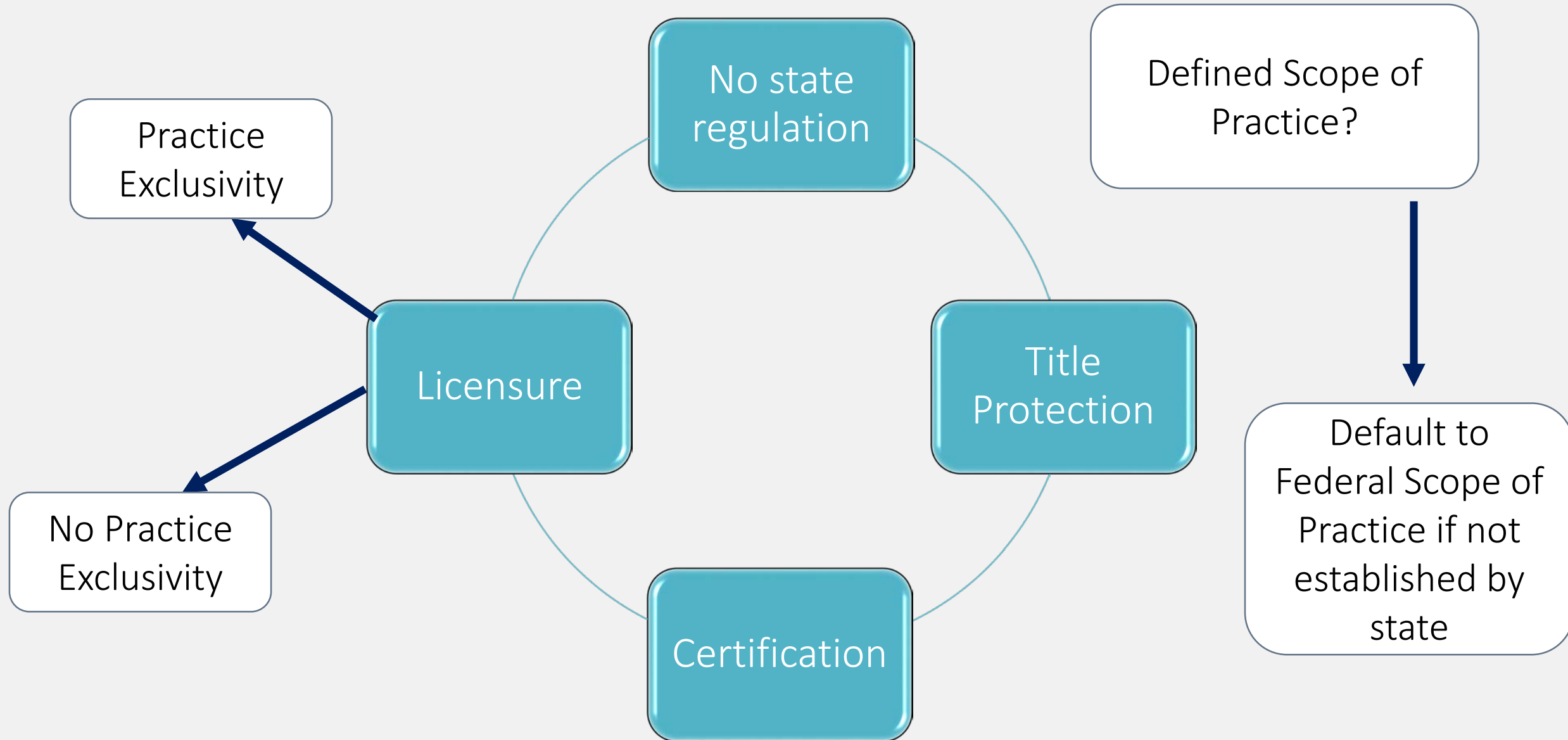
Setting Specific Regulations

Centers for Medicare and Medicaid Services (CMS)

- Therapeutic Diet Orders in Hospitals, Long Term Care Facilities, Dialysis Centers
- MNT coverage
- Definition of Qualified Dietitian and MNT

Insurance Coverage Decisions

State Professional Regulation



Title Protection

Least protective form of state regulation

Anyone can provide nutrition care as long as they don't call themselves the protected title

- “Nutritionist” can practice in the state as long as they don't call themselves a “dietitian” or “registered dietitian”


No state-established or enforced standards of practice or ethics that protect the public

Certification

State recognition of practitioners who have met minimum qualifications as a RDN

Includes title protection

Establishes consequences for failure to adhere to established standards of practice

NO practice exclusivity  Does not prevent unqualified people from practicing in the state as long as they don't use the protected title

Licensure

Establishes a state regulated scope of practice

Help consumers identify who is qualified to provide those services

Establishes minimum standards for education, experience and examination to demonstrate competency to provide services within the scope of practice

Strong licensure laws specify the minimum credentials required to

(1) use protected titles

(2) provide MNT and other dietetics and nutrition services



Benefits of Licensure

Protect the public

Establish protected scope of practice

Decrease confusion about titles

Minimum credentials to provide a service

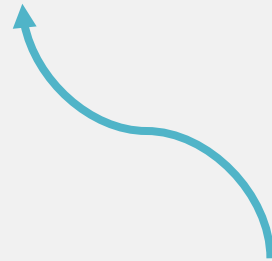
Avoiding “scope creep”

Important Licensure Components

Scope of practice established

- Therapeutic diet order privileges
- Medical Nutrition Therapy
- Nutrition Counseling
- Other?

Legislatively protected scope of practice



Supportive Resources

Consumer Protection and Licensure Subcommittee

Academy Policy Initiatives and Advocacy Staff

Model Practice Act

Licensure Toolkit

External Opposition to Licensure

Monopoly on the provision of nutrition services

Exempt Groups

- Healthcare professionals acting within their own scope of practice

Exempt Services

- Nutrition Counseling (?)
- General Nutrition Advice

External Opposition to Licensure

First Amendment rights

Equally qualified(?) nutrition professionals

Other healthcare professionals with nutrition included in their scope of practice

Internal Opposition to Licensure

More annual or biannual fees

Continuing education units reported on a different schedule or in a different way than for CDR

Mis-understanding the benefits of licensure

Utah Certification



Utah RDN Certification

Utah Code: Chapter 49 Dietitian Certification Act
58-49-1 Short title.

This chapter is known as the "Dietitian Certification Act"

R156. Commerce, Occupational and Professional Licensing.

R156-49. Dietitian Certification Act Rule.

R156-49-101. Title.

This rule is known as the "Dietitian Certification Act Rule".





History

1993 First Certified Dietitian Act Issued

- Rules were pseudo Scope of Practice
- Scope is with licensure not certification

Sunset Provision

2013 Rules updated

- Rules can be updated without changing the act
- Any changes to Act require legislative bill and vote



Who can be a CD in Utah?

RD/RDN who is registered with the Commission on Dietetic Registration

Resources

Consumer Protection and Licensure Subcommittee

Guides the Academy's advocacy and public policy work in the area of consumer protection and licensure

Support state efforts towards certification or licensure statutes and regulations

Recommends appropriate responses to national and state legislative and judiciary actions regarding professional licensure

Representation on Academy committees and taskforces

- Legislative Public Policy Committee, Nutrition Services Coverage and Payment
- Sponsorship Advisory Taskforce

Updated Sept
2018!

Consumer Protection and Licensure Website

Your guide to licensure laws and the dietetic profession

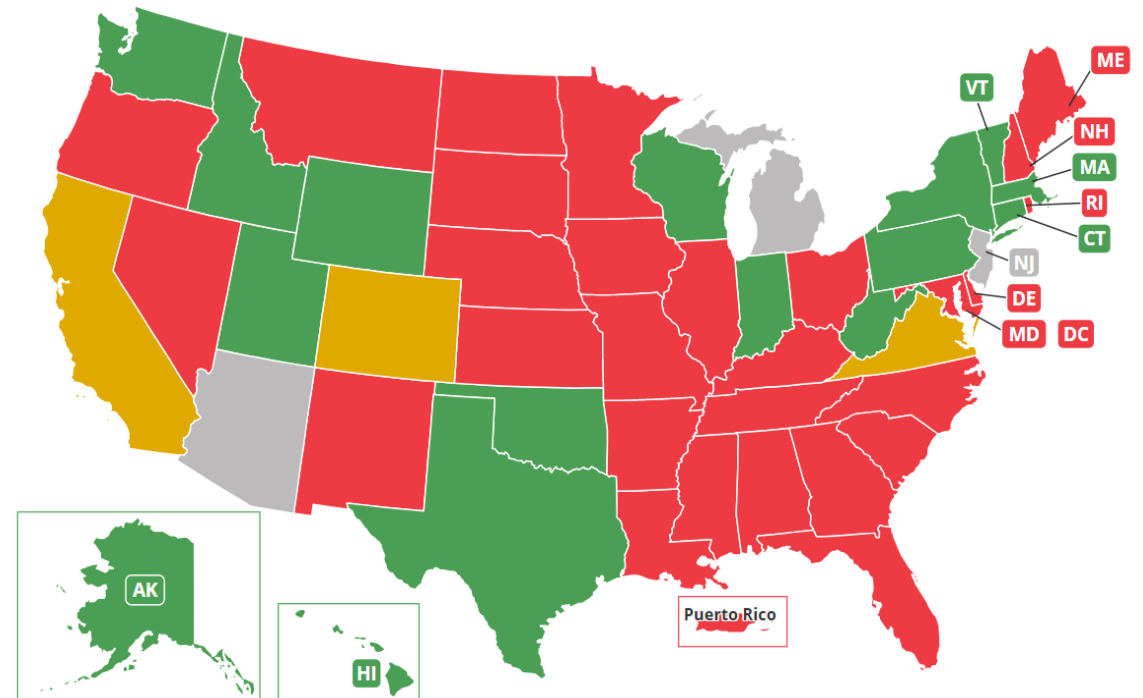
Overview of Consumer Protection
Maps with State Laws and Regulations
Therapeutic Diet Order Information
Contact Information for State Regulators
Interstate Practice and Telehealth

Visit: www.eatrightpro.org/advocacy#licensure

Contact: consumerprotection@eatright.org

Licensure Statutes and Information by State

This map provides links to boards, statutes and rules, in addition to information about the type of nature of dietetics regulation in each state.



Telehealth and Practicing Across State Lines

<https://www.eatrightpro.org/practice/practice-resources/telehealth>

License in home state and state the patient/client/resident resides in, if applicable

Future Directions: Dietitian Licensure Compact?

Model Practice Act and Licensure Toolkit to make licensure laws more consistent in different states

Commission on Dietetic Registration

the credentialing agency for the Academy of Nutrition and Dietetics

> Contact > Leave a message > Virtual Help Desk

> myCDR L

1 (800) 877-1600 Ext. 5500

Site Search

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About CDR

RD or RDN and DTR or NDTR > Credentials

State Licensure >

Specialist Certification >

Professional Development > Portfolio

CPE Offerings and Resources >

Accredited Provider Listing >

Program Directors

Dietetics Program Students and Graduates

Newly Credentialed RDs or RDNs and DTRs or NDTRs

Laws that Regulate Dietitians/Nutritionists

State Licensure Agency List

Verification of CPE Hours for Licensure Purpose

Licensure CPE Requirements by State

On-Line Verification of Registered Status

Registry Statistics

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Cert
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for Adults



Click here for more inform

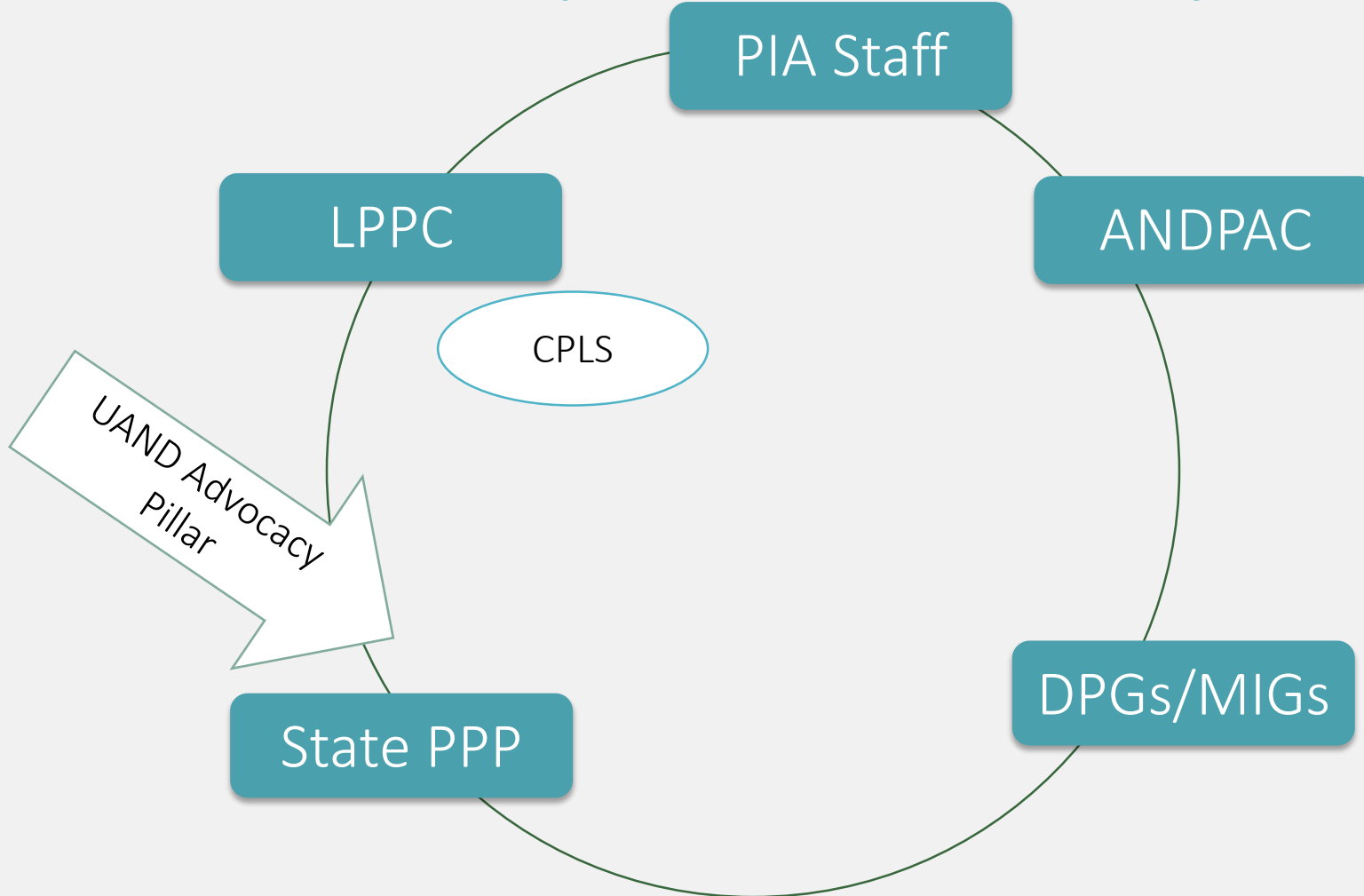


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AL VERIFICATION SEARCH
TR, Board Certified
vanced Practice Certification

Get Involved!

Policy and Advocacy Framework



State/District Affiliate

Public Policy Coordinator

State Policy Rep

Consumer Protection
Coordinator

State Regulatory Specialist
Reimbursement Rep

DPG/MIG

Policy and Advocacy Leader

Reimbursement Rep

Advocacy Committee



Create Your Elevator Speech!

Minimum requirements to become an RDN > contrast with other “nutrition professionals”

Advanced certifications and degrees held by RDNs

Career choices for RDNs > and what you do as a RDN!

Definition of MNT, Nutrition Counseling, Nutrition Education

 Academy of Nutrition and Dietetics

**Academy of
Nutrition and Dietetics**

Definition of Terms List

June, 2017

Approved by
Definition of Terms Workgroup
Quality Management Committee
May 16, 2017

www.eatrightpro.org/action-center

Short video demonstrating how to complete an
Action Alert!

<https://www.youtube.com/watch?v=zOqJoLxsw18>



Academy of Nutrition
and Dietetics