

FIRST REGULAR SESSION  
[PERFECTED]  
HOUSE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 475**  
**101ST GENERAL ASSEMBLY**

0793H.02P

DANA RADEMAN MILLER, Chief Clerk

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**AN ACT**

To repeal sections 324.200 and 324.206, RSMo, and to enact in lieu thereof two new sections relating to dietitians.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Sections 324.200 and 324.206, RSMo, are repealed and two new sections enacted in lieu thereof, to be known as sections 324.200 and 324.206, to read as follows:

324.200. 1. Sections 324.200 to 324.225 shall be known and may be cited as the "Dietitian Practice Act".

2. As used in sections 324.200 to 324.225, the following terms shall mean:

(1) "Accreditation Council for Education in Nutrition and Dietetics" or "ACEND", the Academy of Nutrition and Dietetics accrediting agency for education programs preparing students for professions as registered dietitians;

(2) "Committee", the state committee of dietitians established in section 324.203;

(3) "Dietetics practice", the application of principles derived from integrating knowledge of food, nutrition, biochemistry, physiology, management, and behavioral and social science to achieve and maintain the health of people by providing nutrition assessment and nutrition care services. The primary function of dietetic practice is the provision of nutrition care services that shall include, but not be limited to:

(a) Assessing the nutrition needs of individuals and groups and determining resources and constraints in the practice setting;

(b) Establishing priorities, goals, and objectives that meet nutrition needs and are consistent with available resources and constraints;

(c) Providing nutrition counseling or education in health and disease;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

- 18 (d) Developing, implementing, and managing nutrition care systems;
- 19 (e) Evaluating, making changes in, and maintaining appropriate standards of quality and  
20 safety in food and in nutrition services;
- 21 (f) Engaged in medical nutritional therapy as defined in subdivision (8) of this section;
- 22 (4) "Dietitian", one engaged in dietetic practice as defined in subdivision (3) of this  
23 section;
- 24 (5) "Director", the director of the division of professional registration;
- 25 (6) "Division", the division of professional registration;
- 26 (7) "Licensed dietitian", a person who is licensed pursuant to the provisions of sections  
27 324.200 to 324.225 to engage in the practice of dietetics or medical nutrition therapy;
- 28 (8) "Medical nutrition therapy", ~~[nutritional diagnostic, therapy, and counseling services~~  
29 ~~which are furnished by a registered dietitian or registered dietitian nutritionist]~~ **the provision of**  
30 **nutrition care services for the treatment or management of a disease or medical condition;**
- 31 (9) "Registered dietitian" or "registered dietitian nutritionist", a person who:
- 32 (a) Has completed a minimum of a baccalaureate degree granted by a United States  
33 regionally accredited college or university or foreign equivalent;
- 34 (b) Completed the academic requirements of a didactic program in dietetics, as approved  
35 by ACEND;
- 36 (c) Successfully completed the registration examination for dietitians; and
- 37 (d) Accrued seventy-five hours of approved continuing professional units every five  
38 years; as determined by the Committee on Dietetic Registration.

- 324.206. 1. As long as the person involved does not represent or hold himself or herself  
2 out as a dietitian as defined by subdivision (4) of subsection 2 of section 324.200, nothing in  
3 sections 324.200 to 324.225 is intended to limit, preclude, or otherwise interfere with:
- 4 (1) Self-care by a person or gratuitous care by a friend or family member;
- 5 (2) Persons in the military services or working in federal facilities from performing any  
6 activities described in sections 324.200 to 324.225 during the course of their assigned duties in  
7 the military service or a federal facility;
- 8 (3) A licensed health care provider performing any activities described in sections  
9 324.200 to 324.225 that are within the scope of practice of the licensee;
- 10 (4) A person pursuing an approved educational program leading to a degree or certificate  
11 in dietetics at an accredited or approved educational program as long as such person does not  
12 provide dietetic services outside the educational program. Such person shall be designated by  
13 a title that clearly indicates the person's status as a student;

14 (5) Individuals who do not hold themselves out as dietitians marketing or distributing  
15 food products including dietary supplements as defined by the Food and Drug Administration  
16 or engaging in the explanation and education of customers regarding the use of such products;

17 (6) Any person furnishing general nutrition information as to the use of food, food  
18 materials, or dietary supplements, nor prevent in any way the free dissemination of literature;

19 (7) **A person credentialed in the field of nutrition from providing advice,**  
20 **counseling, or evaluations in matters of food, diet, or nutrition to the extent such acts are**  
21 **within the scope of practice listed by the credentialing body and do not constitute medical**  
22 **nutrition therapy;**

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24 provided, however, no such individual may call himself or herself a dietitian unless he or she is  
25 licensed under this chapter.

26 **2. A credentialed person not representing or holding himself or herself out as a**  
27 **dietitian, who performs any of the acts or services listed in subsection 1 of this section, shall**  
28 **provide, prior to performing such act or service for another, the following:**

29 (1) The person's name and title;

30 (2) The person's business address and telephone number;

31 (3) A statement that the person is not a dietitian licensed by the state of Missouri;

32 (4) A statement that the information provided or advice given may be considered  
33 alternative care by licensed practitioners in the state of Missouri; and

34 (5) The person's qualifications for providing such information or advice, including  
35 educational background, training, and experience.

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