

ENROLLED BILL

-- Health and Government Operations/Education, Health, and Environmental Affairs --

Introduced by **Delegate McHale**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **State Board of Dietetic Practice - Licensing Provisions - Changes**

3 FOR the purpose of altering the quorum requirements for the State Board of Dietetic
4 Practice; establishing additional powers of the Board; providing that a member
5 of the Board is entitled to certain compensation; altering the sources of certain
6 funds for the State Board of Dietetic Practice Fund; repealing a provision that
7 allows certain individuals ~~from practicing~~ to practice without a license; altering
8 the qualifications for licensure as a dietitian-nutritionist; authorizing the Board
9 to waive certain examination requirements for certain individuals certified by a
10 certain group; altering the renewal provisions for certain licenses; establishing
11 certain provisions for placing certain licenses on inactive status, the reactivation
12 of certain licenses, and the reinstatement of certain licenses; requiring certain
13 licensees to give the Board a certain written notice within a certain time period;
14 establishing requirements for the surrender of certain licenses; altering the
15 grounds for disciplinary action against certain licensees and applicants for
16 certain licenses; providing for a certain civil penalty; altering certain hearing
17 procedures; prohibiting a certain order of the Board from being stayed pending

1 a certain review; defining certain terms; altering the definition of certain terms;
2 and generally relating to changing licensing provisions under the State Board of
3 Dietetic Practice.

4 BY repealing and reenacting, with amendments,
5 Article - Health Occupations
6 Section 5-101, 5-204, 5-205, 5-206, 5-301, 5-302, 5-305, 5-308, 5-310, 5-311,
7 5-312, 5-313, and 5-314(a) and (b)
8 Annotated Code of Maryland
9 (2005 Replacement Volume)

10 BY repealing
11 Article - Health Occupations
12 Section 5-309
13 Annotated Code of Maryland
14 (2005 Replacement Volume)

15 BY adding to
16 Article - Health Occupations
17 Section 5-309, 5-310.1, and 5-311.1
18 Annotated Code of Maryland
19 (2005 Replacement Volume)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
21 MARYLAND, That the Laws of Maryland read as follows:

22 **Article - Health Occupations**

23 5-101.

24 (a) In this subtitle the following words have the meanings indicated.

25 (b) "Board" means the State Board of Dietetic Practice.

26 (c) "Certified nutrition specialist" means an individual certified by the
27 Certification Board for Nutrition Specialists, the accrediting body of the American
28 College of Nutrition.

29 (d) "Dietitian-nutritionist" means, unless the context requires otherwise, an
30 individual who is licensed by the Board to practice dietetics.

31 (e) "License" means, unless the context requires otherwise, a license issued by
32 the Board to practice dietetics.

33 (F) (1) "MEDICAL DEVICE" MEANS A HEALTH CARE PRODUCT USED IN THE
34 DIAGNOSIS, TREATMENT, OR PREVENTION OF DISEASE.

1 (2) "MEDICAL DEVICE" DOES NOT MEAN:
2 (I) A DRUG;
3 (II) A SURGICAL OR DENTAL INSTRUMENT;
4 (III) PHYSICAL THERAPY EQUIPMENT;
5 (IV) X-RAY APPARATUS; OR
6 (V) A COMPONENT PART OR ACCESSORY OF ANY OF THE ITEMS
7 LISTED IN THIS PARAGRAPH.

8 (G) "MEDICAL NUTRITION" MEANS THE NUTRITIONAL ADVICE OR COUNSEL
9 PROVIDED TO AN INDIVIDUAL BY A LICENSEE IN THEIR PROFESSIONAL CAPACITY
10 THAT IS DESIGNED FOR AN INDIVIDUAL TO ALLEVIATE A SPECIFIC PHYSIOLOGICAL
11 COMPLAINT, CONDITION, OR SYMPTOM.

12 [(f)] (H) (1) "Practice dietetics" means to apply the principles derived from
13 integrating knowledge of food, biochemistry, physiology, management science,
14 behavioral science, and social science to human nutrition.

15 (2) "Practice dietetics" includes:

16 (i) Assessing individual and community food practices and
17 nutritional status using anthropometric, biochemical, clinical, dietary, and
18 demographic data, for clinical, research, and program planning purposes;

19 (ii) Developing, establishing, and evaluating nutritional care plans
20 that establish priorities, goals, and objectives for meeting nutrient needs for
21 individuals or groups;

22 (iii) Nutrition counseling and education as a part of preventive or
23 restorative health care throughout the life cycle;

24 (iv) Determining, applying, and evaluating standards for food and
25 nutrition services; and

26 (v) Applying scientific research to the role of food in the
27 maintenance of health and the treatment of disease.

28 [(g)] (I) "Registered dietitian" means an individual registered with the
29 Commission on Dietetic Registration, the accrediting body of the American Dietetic
30 Association.

31 (J) "SUPERVISION" MEANS THE MANAGEMENT OF AN INDIVIDUAL WHO AIDS
32 IN THE PRACTICE OF DIETETICS BY A LICENSED DIETITIAN-NUTRITIONIST WHO MAY
33 OR MAY NOT BE ON THE PREMISES.

1 5-204.

2 (a) A majority of the [full authorized membership of] MEMBERS THEN
3 SERVING ON the Board is a quorum.

4 (b) The Board shall determine the times and places of its meetings.

5 (c) A member of the Board:

6 (1) ~~May not receive compensation; but~~ IS ENTITLED TO COMPENSATION
7 IN ACCORDANCE WITH THE BUDGET OF THE BOARD; AND

8 (2) Is entitled to reimbursement for expenses at a rate determined by the
9 Board.

10 (d) The Board may employ a staff in accordance with the budget of the Board.
11 5-205.

12 (a) In addition to the powers set forth elsewhere in this subtitle, the Board
13 may:

14 (1) Adopt regulations to carry out the provisions of this subtitle; [and]

15 (2) Sue to enforce any provision of this subtitle by injunction; AND

16 (3) ISSUE SUBPOENAS, SUMMON WITNESSES, ADMINISTER OATHS, TAKE
17 AFFIDAVITS, AND TAKE TESTIMONY ABOUT MATTERS THAT RELATE TO THE
18 JURISDICTION OF THE BOARD.

19 (b) In addition to the duties set forth elsewhere in this subtitle, the Board
20 shall:

21 (1) Keep a list of all dietitian-nutritionists who are currently licensed;

22 (2) Keep a record of its proceedings; and

23 (3) Submit an annual report of its transactions for the previous fiscal
24 year to the Governor by September 30 of each year.

25 5-206.

26 (a) There is a State Board of Dietetic Practice Fund.

27 (b) (1) The Board may set reasonable fees for the issuance and renewal of
28 licenses.

29 (2) The fees charged shall be set so as to approximate the cost of
30 maintaining the Board.

1 (3) Funds to cover the expenses of the Board members shall be generated
2 by fees set under this section.

3 (c) (1) The Board shall pay all funds collected under this title to the
4 Comptroller of the State.

5 (2) The Comptroller shall distribute the funds to the State Board of
6 Dietetic Practice Fund.

7 (d) (1) The Fund shall be used to cover the actual documented direct and
8 indirect costs of fulfilling the statutory and regulatory duties of the Board as provided
9 by the provisions of this article.

10 (2) The Fund is a continuing, nonlapsing fund, not subject to § 7-302 of
11 the State Finance and Procurement Article.

12 (3) Any unspent portions of the Fund may not be transferred or revert to
13 the General Fund of the State, but shall remain in the Fund to be used for the
14 purposes specified in this article.

15 (4) [No] EXCEPT AS OTHERWISE PROVIDED BY LAW, NO other State
16 money may be used to support the Fund.

17 (e) (1) A designee of the Board shall administer the Fund.

18 (2) Moneys in the Fund may be expended only for any lawful purpose
19 authorized under the provisions of this article.

20 (f) The Legislative Auditor shall audit the accounts and transactions of the
21 Fund as provided in § 2-1220 of the State Government Article.

22 5-301.

23 (a) Except as otherwise provided in this subtitle, an individual shall be
24 licensed by the Board before the individual may practice dietetics in the State.

25 (b) The following individuals may practice dietetics without a license:

26 (1) A student or trainee, working under the [direct or indirect]
27 supervision of a licensed dietitian-nutritionist while fulfilling an experience
28 requirement or pursuing a course of study to meet requirements for licensure, for a
29 limited period of time as determined by the Board[.];

30 (2) An individual employed by the United States government to practice
31 dietetics, while practicing within the scope of that employment[.]; AND

32 (3) An individual who aids in the practice of dietetics, if the individual
33 works under the [direct or indirect] supervision of a licensed dietitian-nutritionist or
34 licensed physician.

1 [(4) A registered dietitian who has recently become a resident of this
2 State, or is a resident of this State but is not licensed, and who:

3 (i) Has applied for licensure; and

4 (ii) Has not had a license application denied in this State.

5 (c) Subject to regulations adopted by the Board, an individual may practice
6 dietetics without a license if the individual:

7 (1) Has met the academic and experience requirements to be a licensed
8 dietitian-nutritionist;

9 (2) Has applied for or taken the licensing examination; and

10 (3) Is awaiting notification of the examination results.]

11 5-302.

12 (a) To qualify for a license, an applicant shall be an individual who meets the
13 requirements of this section.

14 (b) The applicant must be of good moral character.

15 (c) The applicant must be at least 18 years old.

16 (d) The applicant for licensure as a dietitian-nutritionist shall:

17 (1) (i) 1. Have satisfactorily completed academic requirements for
18 the field of dietetics as approved by the Board; AND

19 [(ii)] 2. Have received a baccalaureate degree [or a higher degree]
20 from a college or university [approved by the Board] ACCREDITED BY AN
21 EDUCATIONAL ACCREDITING ASSOCIATION RECOGNIZED BY THE COUNCIL ON
22 HIGHER EDUCATION AND ACCREDITATION; [and] OR

23 (II) HAVE RECEIVED A MASTER'S OR DOCTORAL DEGREE FROM A
24 COLLEGE OR UNIVERSITY ACCREDITED BY AN EDUCATIONAL ACCREDITING
25 ASSOCIATION RECOGNIZED BY THE COUNCIL ON HIGHER EDUCATION AND
26 ACCREDITATION IN NUTRITIONAL SCIENCES (WITH EMPHASIS IN HUMAN
27 NUTRITION), FOOD AND NUTRITION, DIETETICS, HUMAN NUTRITION, COMMUNITY
28 NUTRITION, PUBLIC HEALTH NUTRITION, OR EQUIVALENT TRAINING APPROVED BY
29 THE BOARD;

30 [(iii)] (2) Have satisfactorily completed a program of supervised
31 clinical experience approved by the [Commission on Dietetic Registration of the
32 American Dietetic Association, or a comparable experience approved by the] Board;
33 AND

34 (3) (I) SUBMIT TO THE BOARD PROOF OF CERTIFICATION BY THE
35 CERTIFICATION BOARD FOR NUTRITIONAL SPECIALISTS; OR

1 (II) SUBMIT TO THE BOARD PROOF OF REGISTRATION WITH THE
2 COMMISSION ON DIETETIC REGISTRATION OF THE AMERICAN DIETETIC
3 ASSOCIATION.

4 [(2) (i) Have received a master's or doctoral degree from a college or
5 university accredited by a regional accrediting body recognized by the Council on
6 Post-Secondary Accreditation in nutritional sciences (with emphasis in human
7 nutrition), food and nutrition, dietetics, human nutrition, community nutrition,
8 public health nutrition, or equivalent training approved by the Board; and

9 (ii) Have satisfactorily completed a Board approved experience
10 component in dietetic or nutritionist practice which:

11 1. Consists of not less than 900 hours; and

12 2. Includes the human clinical experience gained while
13 completing a master's or doctoral degree;

14 (3) Submit to the Board proof of registration through the Commission on
15 Dietetic Registration of the American Dietetic Association; or

16 (4) Have satisfactorily completed the academic and experience
17 requirements of the Certification Board for Nutrition Specialists and submit to the
18 Board proof of certification by the Certification Board for Nutrition Specialists.]

19 (e) Except as otherwise provided in this subtitle, the applicant must pass an
20 examination approved by the Board under this subtitle.

21 (f) The applicant shall meet any other qualifications or requirements that the
22 Board establishes for license applicants.

23 5-305.

24 (a) Subject to the provisions of this section, the Board may waive an
25 examination requirement of this title for an individual who:

26 (1) Is licensed to practice dietetics in another state or country; [or]

27 (2) Is registered to practice dietetics by the Commission on Dietetic
28 Registration of the American Dietetic Association; OR

29 (3) IS CERTIFIED BY THE CERTIFICATION BOARD FOR NUTRITION
30 SPECIALISTS.

31 (b) The Board may grant a waiver under this section only if the applicant:

32 (1) Pays the application fee set by the Board under § 5-206 of this title;
33 and

34 (2) Provides adequate evidence that the applicant:

1 (i) Meets the qualifications otherwise required by this subtitle; and

2 (ii) 1. Became licensed in the other state or country after
3 passing, in that state or country, an examination that the Board determines to be
4 comparable to the examination for which the applicant is seeking the waiver; [or]

5 2. Became registered by the Commission on Dietetic
6 Registration of the American Dietetic Association after meeting the examination
7 waiver requirements of that Commission or its predecessor; OR

8 3. BECAME CERTIFIED BY THE CERTIFICATION BOARD FOR
9 NUTRITION SPECIALISTS AFTER MEETING THE EXAMINATION WAIVER
10 REQUIREMENTS OF THAT CERTIFICATION BOARD OR ITS PREDECESSOR.

11 5-308.

12 (a) (1) Unless the license is renewed for an additional term as provided in
13 this section, a license expires on the date set by the Board.

14 (2) A license may not be renewed for a term longer than 2 years.

15 (b) At least 1 month before the license expires, the Board shall send to the
16 licensee, by first-class mail to the last known address of the licensee, a renewal notice
17 that states:

18 (1) The date on which the current license expires;

19 (2) The date by which the Board must receive the renewal application for
20 the renewal to be issued and mailed before the license expires; and

21 (3) The amount of the renewal fee.

22 (c) Before the license expires, the licensee [periodically] may renew it for an
23 additional 2-year term, if the licensee:

24 (1) Otherwise is entitled to be licensed;

25 (2) Pays to the Board a renewal fee set by the Board; and

26 (3) Submits to the Board:

27 (i) A renewal application on the form that the Board requires; and

28 (ii) Satisfactory evidence of compliance with the continuing
29 education requirements for license renewal set by the Board under this section.

30 (d) In addition to any other qualifications and requirements established by
31 the Board, the Board shall establish continuing education requirements as a
32 condition to the renewal of licenses under this section.

1 (e) The Board shall renew the license of each licensee who meets the
2 requirements of this section.

3 [5-309.

4 The Board, in accordance with its regulations, shall reinstate the license of a
5 dietitian-nutritionist who has failed to renew the license for any reason if the
6 dietitian-nutritionist:

7 (1) Meets the renewal requirements of § 5-308 of this subtitle;

8 (2) Pays to the Board the reinstatement fee set by the Board; and

9 (3) Submits to the Board satisfactory evidence of compliance with the
10 qualifications and requirements established under this subtitle for license
11 reinstatements.]

12 5-309.

13 (A) (1) THE BOARD SHALL PLACE A LICENSEE ON INACTIVE STATUS IF THE
14 LICENSEE:

15 (I) SUBMITS TO THE BOARD AN APPLICATION FOR INACTIVE
16 STATUS ON THE FORM REQUIRED BY THE BOARD; AND

17 (II) PAYS TO THE BOARD THE INACTIVE STATUS FEE SET BY THE
18 BOARD.

19 (2) THE BOARD SHALL REACTIVATE THE LICENSE OF AN INDIVIDUAL
20 PLACED ON INACTIVE STATUS IF THE INDIVIDUAL:

21 (I) SATISFIES THE CONTINUING EDUCATION REQUIREMENTS
22 ESTABLISHED BY THE BOARD; AND

23 (II) PAYS TO THE BOARD A REACTIVATION FEE SET BY THE BOARD.

24 (B) THE BOARD, IN ACCORDANCE WITH ITS REGULATIONS, SHALL REINSTATE
25 THE LICENSE OF AN INDIVIDUAL WHO FAILED TO RENEW A LICENSE FOR ANY
26 REASON IF THE INDIVIDUAL:

27 (1) OTHERWISE IS ENTITLED TO BE LICENSED;

28 (2) SATISFIES THE CONTINUING EDUCATION REQUIREMENTS
29 ESTABLISHED BY THE BOARD;

30 (3) PAYS TO THE BOARD A REINSTATEMENT FEE SET BY THE BOARD;
31 AND

32 (4) APPLIES TO THE BOARD FOR REINSTATEMENT OF A LICENSE WITHIN
33 5 YEARS AFTER THE EXPIRATION OF THE LICENSE.

1 (C) (1) THE BOARD MAY NOT REINSTATE THE LICENSE OF AN INDIVIDUAL
2 WHO FAILS TO APPLY FOR REINSTATEMENT OF THE LICENSE WITHIN 5 YEARS AFTER
3 THE EXPIRATION OF THE LICENSE.

4 (2) AN INDIVIDUAL WHO FAILS TO APPLY FOR REINSTATEMENT OF A
5 LICENSE WITHIN 5 YEARS AFTER THE EXPIRATION OF THE LICENSE MAY BECOME
6 LICENSED BY MEETING THE REQUIREMENTS FOR OBTAINING AN INITIAL LICENSE
7 UNDER THIS TITLE.

8 5-310.

9 (a) Each licensee shall produce a valid license when requested to do so by an
10 existing or potential employer or client.

11 (b) Each licensee shall give the Board written notice of any change of address
12 WITHIN 30 DAYS OF ANY CHANGE OF ADDRESS.

13 5-310.1.

14 (A) UNLESS THE BOARD AGREES TO ACCEPT THE SURRENDER OF A LICENSE,
15 A LICENSED DIETITIAN-NUTRITIONIST MAY NOT SURRENDER THE LICENSE NOR
16 MAY THE LICENSE LAPSE BY OPERATION OF LAW WHILE THE LICENSEE IS UNDER
17 INVESTIGATION OR WHILE CHARGES ARE PENDING AGAINST THE LICENSEE.

18 (B) THE BOARD MAY SET CONDITIONS ON ITS AGREEMENT WITH THE
19 LICENSEE UNDER INVESTIGATION OR AGAINST WHOM CHARGES ARE PENDING TO
20 ACCEPT SURRENDER OF THE LICENSE.

21 5-311.

22 Subject to the hearing provisions of § 5-312 of this subtitle, the Board, on the
23 affirmative vote of a majority of its members then serving, may deny a license to any
24 applicant, reprimand any licensee, or suspend or revoke a license if the applicant or
25 licensee:

26 (1) Fraudulently or deceptively obtains or attempts to obtain a license
27 for the applicant or licensee or for another;

28 (2) Fraudulently or deceptively uses a license;

29 (3) Violates any provision of this title or any regulations adopted under
30 this title;

31 (4) Refuses, withholds from, denies, or discriminates against an
32 individual with regard to the provision of professional service for which the licensee is
33 licensed and qualified to render because the individual is HIV positive;

34 (5) Commits fraud or deceit in the practice of dietetics;

1 (6) Is convicted of or pleads nolo contendere to a felony or to a crime
2 involving moral turpitude, whether or not any appeal or other proceeding is pending
3 to have the conviction or plea set aside;

4 (7) Obtains or attempts to obtain a fee through fraud or
5 misrepresentation;

6 (8) Employs any person to practice dietetics whose license or certificate
7 to practice a health occupation under this article has been suspended;

8 (9) [Intentionally uses] USES or promotes or causes the use of any
9 misleading, deceiving, or untruthful advertising matter, or promotional literature,
10 testimonial, guarantee, warranty, label, brand, insignia, or other representation;

11 (10) Commits any act of unprofessional conduct, as defined by the rules
12 and regulations of the Board, or violates the code of ethics adopted by the Board;

13 (11) Provides professional services while:

14 (i) Under the influence of alcohol; or

15 (ii) Using any narcotic or controlled dangerous substance, as
16 defined in § 5-101 of the Criminal Law Article, or other drug that is in excess of
17 therapeutic amounts or without valid medical indication;

18 (12) Is disciplined by a licensing or disciplinary authority of any other
19 state or country or convicted or disciplined by a court of any other state or country for
20 an act that would be grounds for disciplinary action under this section;

21 (13) Practices dietetics with an unauthorized person or supervises or aids
22 an unauthorized person in the practice of dietetics;

23 (14) [Willfully fails] FAILS to file or record any report or record as
24 required by law in the practice of dietetics, [willfully] impedes or obstructs the filing
25 or recording of the report or record, or induces another to fail to file or record the
26 report or record;

27 (15) Submits a false statement to collect a fee;

28 (16) Is professionally, physically, or mentally incompetent; [or]

29 (17) Promotes the sale of devices, appliances, or goods to a patient so as to
30 exploit the patient for financial gain; OR

31 (18) FAILS TO COOPERATE WITH A LAWFUL INVESTIGATION CONDUCTED
32 BY THE BOARD.

1 5-311.1.

2 (A) IF AFTER A HEARING UNDER § 5-312 OF THIS SUBTITLE THE BOARD FINDS
3 THAT THERE ARE GROUNDS UNDER § 5-311 OF THIS SUBTITLE TO SUSPEND OR
4 REVOKE A LICENSE, THE BOARD MAY IMPOSE A PENALTY NOT EXCEEDING \$5,000:

5 (1) INSTEAD OF SUSPENDING THE LICENSE; OR

6 (2) IN ADDITION TO SUSPENDING OR REVOKING THE LICENSE OR
7 REPRIMANDING THE LICENSEE.

8 (B) THE BOARD SHALL ADOPT REGULATIONS TO SET STANDARDS FOR THE
9 IMPOSITION OF PENALTIES UNDER THIS SECTION.

10 (C) THE BOARD SHALL PAY ANY PENALTY COLLECTED UNDER THIS SECTION
11 INTO THE GENERAL FUND OF THE STATE.

12 5-312.

13 (a) Except as otherwise provided in § 10-226 of the State Government Article,
14 before the Board takes any action under § 5-311 of this subtitle, it shall give the
15 individual against whom the action is contemplated an opportunity for a hearing
16 before the Board.

17 (b) The Board shall give notice and hold the hearing in accordance with Title
18 10, Subtitle 2 of the State Government Article.

19 (c) [The] OVER THE SIGNATURE OF AN OFFICER OR THE ADMINISTRATOR OF
20 THE BOARD, THE Board may ISSUE SUBPOENAS AND administer oaths in connection
21 with any [proceeding under this section] INVESTIGATION UNDER THIS TITLE AND
22 ANY HEARINGS OR PROCEEDINGS BEFORE IT.

23 (D) IF, WITHOUT LAWFUL EXCUSE, A PERSON DISOBEYS A SUBPOENA FROM
24 THE BOARD, AN ORDER BY THE BOARD TO TAKE ANY OATH OR TO TESTIFY, OR
25 ANSWER A QUESTION, THEN, ON PETITION OF THE BOARD, A COURT OF COMPETENT
26 JURISDICTION MAY PUNISH THE PERSON FOR CONTEMPT OF COURT.

27 (E) IF AFTER DUE NOTICE THE INDIVIDUAL AGAINST WHOM THE ACTION IS
28 CONTEMPLATED FAILS OR REFUSES TO APPEAR, THE BOARD MAY HEAR AND
29 DETERMINE THE MATTER.

30 [(d)] (F) The hearing notice to be given to the individual shall be sent by
31 certified mail to the last known address of the individual at least 14 days before the
32 hearing.

33 [(e)] (G) The individual may be represented at the hearing by counsel.

34 [(f)] (1) The Board may issue subpoenas in connection with any proceeding
35 under this section.

1 (2) If a person fails to comply with a subpoena issued under this
2 subsection, on petition of the Board, the circuit court may compel obedience to the
3 subpoena.]

4 5-313.

5 (a) Except as otherwise provided in this section for an action under § 5-311 of
6 this subtitle, any person aggrieved by a final decision of the Board in a contested case,
7 as defined in the Administrative Procedure Act, may:

8 (1) Appeal that decision to the Board of Review; and

9 (2) Then take any further appeal allowed by the Administrative
10 Procedure Act.

11 (b) (1) Any person aggrieved by a final decision of the Board under § 5-311
12 of this subtitle may not appeal to the Secretary or the Board of Review but may take
13 a direct judicial appeal.

14 (2) The appeal shall be made pursuant to the provisions on judicial
15 review of final decisions in Title 10, Subtitle 2 of the State Government Article.

16 (C) AN ORDER OF THE BOARD MAY NOT BE STAYED PENDING REVIEW.

17 5-314.

18 (a) In this section, "dietetic rehabilitation committee" means a committee
19 that:

20 (1) Is defined in subsection (b) of this section; and

21 (2) Performs any of the functions listed in subsection (d) of this section.

22 (b) For purposes of this section, a dietetic rehabilitation committee is a
23 committee of the Board or a committee OF AN ASSOCIATION REPRESENTING
24 LICENSED DIETITIAN-NUTRITIONISTS THAT:

25 (1) [Composed equally of members of:

26 (i) The Maryland Dietetic Association; and

27 (ii) The American Nutritionists Association;

28 (2) Recognized] IS RECOGNIZED by the Board; and

29 [(3)] (2) [That includes] INCLUDES but is not limited to
30 dietitian-nutritionists.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 October 1, 2006.

