
By: **Delegate McHale**

Introduced and read first time: February 10, 2006

Assigned to: Health and Government Operations

A BILL ENTITLED

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; altering the sources of
5 certain funds for the State Board of Dietetic Practice Fund; repealing a
6 provision that allows certain individuals from practicing without a license;
7 altering the qualifications for licensure as a dietitian-nutritionist; authorizing
8 the Board to waive certain examination requirements for certain individuals
9 certified by a certain group; altering the renewal provisions for certain licenses;
10 establishing certain provisions for placing certain licenses on inactive status,
11 the reactivation of certain licenses, and the reinstatement of certain licenses;
12 requiring certain licensees to give the Board a certain written notice within a
13 certain time period; establishing requirements for the surrender of certain
14 licenses; altering the grounds for disciplinary action against certain licensees
15 and applicants for certain licenses; providing for a certain civil penalty; altering
16 certain hearing procedures; prohibiting a certain order of the Board from being
17 stayed pending a certain review; defining certain terms; altering the definition
18 of certain terms; and generally relating to changing licensing provisions under
19 the State Board of Dietetic Practice.

20 BY repealing and reenacting, with amendments,
21 Article - Health Occupations
22 Section 5-101, 5-204, 5-205, 5-206, 5-301, 5-302, 5-305, 5-308, 5-310, 5-311,
23 5-312, 5-313, and 5-314(a) and (b)
24 Annotated Code of Maryland
25 (2005 Replacement Volume)

26 BY repealing
27 Article - Health Occupations
28 Section 5-309
29 Annotated Code of Maryland
30 (2005 Replacement Volume)

31 BY adding to

1 Article - Health Occupations
2 Section 5-309, 5-310.1, and 5-311.1
3 Annotated Code of Maryland
4 (2005 Replacement Volume)

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

7 **Article - Health Occupations**

8 5-101.

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

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

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

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

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

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

20 (2) "MEDICAL DEVICE" DOES NOT MEAN:

21 (I) A DRUG;

22 (II) A SURGICAL OR DENTAL INSTRUMENT;

23 (III) PHYSICAL THERAPY EQUIPMENT;

24 (IV) X-RAY APPARATUS; OR

25 (V) A COMPONENT PART OR ACCESSORY OF ANY OF THE ITEMS
26 LISTED IN THIS PARAGRAPH.

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

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

- 1 (2) "Practice dietetics" includes:
- 2 (i) Assessing individual and community food practices and
3 nutritional status using anthropometric, biochemical, clinical, dietary, and
4 demographic data, for clinical, research, and program planning purposes;
- 5 (ii) Developing, establishing, and evaluating nutritional care plans
6 that establish priorities, goals, and objectives for meeting nutrient needs for
7 individuals or groups;
- 8 (iii) Nutrition counseling and education as a part of preventive or
9 restorative health care throughout the life cycle;
- 10 (iv) Determining, applying, and evaluating standards for food and
11 nutrition services; and
- 12 (v) Applying scientific research to the role of food in the
13 maintenance of health and the treatment of disease.

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

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

20 5-204.

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

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

24 (c) A member of the Board:

25 (1) May not receive compensation; but

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

28 (d) The Board may employ a staff in accordance with the budget of the Board.
29 5-205.

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

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

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

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

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

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

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

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

10 5-206.

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

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

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

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

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

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

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

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

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

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

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

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

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

3 5-301.

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

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

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

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

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

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

18 (i) Has applied for licensure; and

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

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

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

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

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

26 5-302.

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

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

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

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

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

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

7 (II) HAVE RECEIVED A MASTER'S OR DOCTORAL DEGREE FROM A
8 COLLEGE OR UNIVERSITY ACCREDITED BY AN EDUCATIONAL ACCREDITING
9 ASSOCIATION RECOGNIZED BY THE COUNCIL ON HIGHER EDUCATION AND
10 ACCREDITATION IN NUTRITIONAL SCIENCES (WITH EMPHASIS IN HUMAN
11 NUTRITION), FOOD AND NUTRITION, DIETETICS, HUMAN NUTRITION, COMMUNITY
12 NUTRITION, PUBLIC HEALTH NUTRITION, OR EQUIVALENT TRAINING APPROVED BY
13 THE BOARD;

14 [(iii)] (2) Have satisfactorily completed a program of supervised
15 clinical experience approved by the [Commission on Dietetic Registration of the
16 American Dietetic Association, or a comparable experience approved by the] Board;
17 AND

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

20 (II) SUBMIT TO THE BOARD PROOF OF REGISTRATION WITH THE
21 COMMISSION ON DIETETIC REGISTRATION OF THE AMERICAN DIETETIC
22 ASSOCIATION.

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

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

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

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

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

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

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

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

5 5-305.

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

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

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

11 (3) IS CERTIFIED BY THE CERTIFICATION BOARD FOR NUTRITION
12 SPECIALISTS.

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

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

16 (2) Provides adequate evidence that the applicant:

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

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

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

24 3. BECAME CERTIFIED BY THE CERTIFICATION BOARD FOR
25 NUTRITION SPECIALISTS AFTER MEETING THE EXAMINATION WAIVER
26 REQUIREMENTS OF THAT CERTIFICATION BOARD OR ITS PREDECESSOR.

27 5-308.

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

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

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

- 1 (1) The date on which the current license expires;
- 2 (2) The date by which the Board must receive the renewal application for
3 the renewal to be issued and mailed before the license expires; and
- 4 (3) The amount of the renewal fee.
- 5 (c) Before the license expires, the licensee [periodically] may renew it for an
6 additional 2-year term, if the licensee:
- 7 (1) Otherwise is entitled to be licensed;
- 8 (2) Pays to the Board a renewal fee set by the Board; and
- 9 (3) Submits to the Board:
- 10 (i) A renewal application on the form that the Board requires; and
- 11 (ii) Satisfactory evidence of compliance with the continuing
12 education requirements for license renewal set by the Board under this section.
- 13 (d) In addition to any other qualifications and requirements established by
14 the Board, the Board shall establish continuing education requirements as a
15 condition to the renewal of licenses under this section.
- 16 (e) The Board shall renew the license of each licensee who meets the
17 requirements of this section.

18 [5-309.

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

- 22 (1) Meets the renewal requirements of § 5-308 of this subtitle;
- 23 (2) Pays to the Board the reinstatement fee set by the Board; and
- 24 (3) Submits to the Board satisfactory evidence of compliance with the
25 qualifications and requirements established under this subtitle for license
26 reinstatements.]

27 5-309.

28 (A) (1) THE BOARD SHALL PLACE A LICENSEE ON INACTIVE STATUS IF THE
29 LICENSEE:

- 30 (I) SUBMITS TO THE BOARD AN APPLICATION FOR INACTIVE
31 STATUS ON THE FORM REQUIRED BY THE BOARD; AND

1 (II) PAYS TO THE BOARD THE INACTIVE STATUS FEE SET BY THE
2 BOARD.

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

5 (I) SATISFIES THE CONTINUING EDUCATION REQUIREMENTS
6 ESTABLISHED BY THE BOARD; AND

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

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

11 (1) OTHERWISE IS ENTITLED TO BE LICENSED;

12 (2) SATISFIES THE CONTINUING EDUCATION REQUIREMENTS
13 ESTABLISHED BY THE BOARD;

14 (3) PAYS TO THE BOARD A REINSTATEMENT FEE SET BY THE BOARD;
15 AND

16 (4) APPLIES TO THE BOARD FOR REINSTATEMENT OF A LICENSE WITHIN
17 5 YEARS AFTER THE EXPIRATION OF THE LICENSE.

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

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

25 5-310.

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

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

30 5-310.1.

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

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

4 5-311.

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

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

11 (2) Fraudulently or deceptively uses a license;

12 (3) Violates any provision of this title or any regulations adopted under
13 this title;

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

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

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

21 (7) Obtains or attempts to obtain a fee through fraud or
22 misrepresentation;

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

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

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

30 (11) Provides professional services while:

31 (i) Under the influence of alcohol; or

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

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

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

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

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

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

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

14 (18) FAILS TO COOPERATE WITH A LAWFUL INVESTIGATION CONDUCTED
15 BY THE BOARD.

16 5-311.1.

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

20 (1) INSTEAD OF SUSPENDING THE LICENSE; OR

21 (2) IN ADDITION TO SUSPENDING OR REVOKING THE LICENSE OR
22 REPRIMANDING THE LICENSEE.

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

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

27 5-312.

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

32 (b) The Board shall give notice and hold the hearing in accordance with Title
33 10, Subtitle 2 of the State Government Article.

34 (c) [The] OVER THE SIGNATURE OF AN OFFICER OR THE ADMINISTRATOR OF
35 THE BOARD, THE Board may ISSUE SUBPOENAS AND administer oaths in connection

1 with any [proceeding under this section] INVESTIGATION UNDER THIS TITLE AND
2 ANY HEARINGS OR PROCEEDINGS BEFORE IT.

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

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

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

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

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

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

19 5-313.

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

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

24 (2) Then take any further appeal allowed by the Administrative
25 Procedure Act.

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

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

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

32 5-314.

33 (a) In this section, "dietetic rehabilitation committee" means a committee
34 that:

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

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

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

5 (1) [Composed equally of members of:

6 (i) The Maryland Dietetic Association; and

7 (ii) The American Nutritionists Association;

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

9 [(3)] (2) [That includes] INCLUDES but is not limited to
10 dietitian-nutritionists.

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