

2016 Regular Session

HOUSE BILL NO. 642

BY REPRESENTATIVE ROBERT JOHNSON

DIETITIANS: Provides relative to the Louisiana State Board of Examiners in Dietetics and Nutrition

1 AN ACT

2 To amend and reenact the heading of R.S. 37:3084, 3087(A), and 3089 and to repeal  
3 R.S. 37:3084(F), relative to the Louisiana Board of Examiners in Dietetics and  
4 Nutrition; to repeal the domicile requirement; to provide for provisional licenses; to  
5 authorize the promulgation of licensing fees; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. The heading of R.S. 37:3084, 3087(A), and 3089 are hereby amended  
8 and reenacted to read as follows:

9 §3084. Louisiana State Board of Examiners in Dietetics and Nutrition; membership,  
10 terms, and vacancies; ~~domicile~~; officers; meetings; quorum; compensation

11 \* \* \*

12 §3087. Provisional license

13 A. The board may issue a provisional license to any ~~resident~~  
14 dietitian/nutritionist who presents evidence to the board of successful completion of  
15 the education requirements of R.S. 37:3086(C)(1) and (2) for licensure and who  
16 makes application for a provisional license upon the form and in the manner  
17 prescribed by the board, accompanied by applicable fees. A provisional license may  
18 be issued to such a person before he has taken the licensure examination prescribed  
19 by the board. A provisional license may be issued for a period not exceeding one  
20 year and may be renewed from year to year for a period not to exceed ~~five~~ two years

1 upon payment of a fee and presentation of evidence satisfactory to the board that the  
2 applicant is in the process of meeting the experience requirements in anticipation of  
3 taking the examination.

4 \* \* \*

5 §3089. Fees

6 ~~A. Fees to be paid under this Chapter shall be as follows:~~

- 7 ~~(1) Application fee. . . . . \$ 45.00~~
- 8 ~~(2) Initial license fee. . . . . 45.00~~
- 9 ~~(3) License renewal fee. . . . . 60.00~~
- 10 ~~(4) Provisional license fee. . . . . 50.00~~
- 11 ~~(5) Provisional license renewal fee. . . . . 30.00~~
- 12 ~~(6) Late renewal fee. . . . . 25.00~~
- 13 ~~(7) Reciprocity fee. . . . . 25.00~~
- 14 ~~(8) Duplicate license fee. . . . . 25.00~~

15 A.(1) The board shall establish a reasonable fee schedule for applications,  
16 renewal, or reissuance of any license, certificate, or registration, or for any other  
17 administrative function provided for in this Chapter; and the receipts from the  
18 payment of the fees shall be used to carry out the purposes of this Chapter. The fee  
19 schedule may be modified from time to time as deemed necessary by the board. The  
20 fees shall be established and payable by rule adopted in accordance with the  
21 Administrative Procedure Act, R.S. 49:950 et seq.

22 (2) The board is authorized to increase the fees in the fee schedule to not  
23 more than the following amounts:

- 24 (a) One hundred fifty dollars per application for licensure.
- 25 (b) One hundred dollars per renewal of any license, certificate, or  
26 registration.
- 27 (c) Fifty dollars per reissuance of any license, certificate, or registration.

1           ~~B. All fees collected pursuant to the provisions of this Chapter shall be paid~~  
2           ~~to the secretary-treasurer and used by the board to administer the provisions of this~~  
3           ~~Chapter. Such funds shall be subject to a periodic audit by the legislative auditor.~~

4           B. The fees established pursuant to this Section shall be paid to the  
5           secretary-treasurer of the board. The board shall retain all fees and other monies  
6           received by it. The funds may be expended by the board without appropriation for  
7           cost of administration and other expenses. Any funds remaining unexpended and  
8           unencumbered at the end of each fiscal year shall be retained by the board for  
9           expenditure in succeeding years and no part thereof shall revert to the state general  
10          fund.

11          Section 2. R.S. 37:3084(F) is hereby repealed in its entirety.

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#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 642 Engrossed

2016 Regular Session

Robert Johnson

**Abstract:** Repeals the domicile of the La. Board of Examiners in Dietetics and Nutrition, limits the length of time the board may renew provisional licenses, and authorizes the promulgation of a fee schedule.

Present law requires the board to be domiciled in Baton Rouge.

Proposed law repeals present law.

Present law authorizes the board to issue a provisional license to any resident dietitian/nutritionist who presents evidence to the board of receipt of a baccalaureate or higher degree with a major course of study in human nutrition, food and nutrition, dietetics, or food systems management. Present law authorizes the board to renew the provisional license from year to year for a period not to exceed five years.

Proposed law removes the residency requirement, requires satisfactory completion of a program of experience of not less than 900 hours supervised by a licensed dietitian or nutritionist or registered dietitian, and limits the renewal to a maximum of two years.

Present law establishes a set fee schedule for license applications, renewals, and reissuances.

Proposed law repeals present law and authorizes the board to establish a reasonable fee schedule through administrative rule promulgation.

(Amends the heading of R.S. 37:3084, 3087(A), and 3089; Repeals R.S. 37:3084(F))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Health and Welfare to the original bill:

1. Make technical corrections.