



1997 SENATE BILL 322

October 15, 1997 - Introduced by Senators MOEN, ROESSLER, BRESKE, ROSENZWEIG, BURKE, FARROW and HUELSMAN, cosponsored by Representatives URBAN, ROBSON, HANDRICK, CARPENTER, BOCK, M. LEHMAN, MEYER, OTT, LA FAVE, PORTER, DUFF, SERATTI, KREIBICH, PLALE, NOTESTEIN, KELSO and SPRINGER. Referred to Committee on Health, Human Services, Aging, Corrections, Veterans and Military Affairs.

1 **AN ACT to repeal** 15.406 (2) (b), 440.03 (10) and 448.72 (2); **to renumber** 15.406
2 (2) (a); **to renumber and amend** 448.72 (1); and **to amend** 146.81 (1) (em),
3 180.1901 (1m) (br), 252.10 (7), 252.14 (1) (ar) 4m., 440.08 (2) (a) 27m., 448.76,
4 450.10 (3) (a) 5m., 632.895 (1) (b) 5. b., 655.45 (1m) and 655.45 (2) (intro.) of the
5 statutes; **relating to:** certification requirements for dietitians.

Analysis by the Legislative Reference Bureau

Under current law, with certain exceptions, a person may not represent that he or she is a dietitian or use a similar title unless he or she is issued a certificate by the dietitians affiliated credentialing board in the department of regulation and licensing. To be eligible for a certificate, a person must satisfy certain educational and practical requirements and pass an examination. The provisions under current law pertaining to the certification of dietitians do not apply after June 30, 1999. This bill repeals that sunset date.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

6 **SECTION 1.** 15.406 (2) (a) of the statutes is renumbered 15.406 (2).
7 **SECTION 2.** 15.406 (2) (b) of the statutes is repealed.
8 **SECTION 3.** 146.81 (1) (em) of the statutes is amended to read:

1 146.81 (1) (em) A dietitian certified under subch. IV of ch. 448. ~~This paragraph~~
2 ~~does not apply after June 30, 1999.~~

3 **SECTION 4.** 180.1901 (1m) (br) of the statutes is amended to read:

4 180.1901 (1m) (br) Dietitians affiliated credentialing board under subch. IV of
5 ch. 448. ~~This paragraph does not apply after June 30, 1999.~~

6 **SECTION 5.** 252.10 (7) of the statutes is amended to read:

7 252.10 (7) Drugs necessary for the treatment of mycobacterium tuberculosis
8 shall be purchased by the department from the appropriation under s. 20.435 (1) (e)
9 and dispensed to patients through the public health dispensaries or through health
10 care providers, as defined in s. 146.81 (1), other than social workers, marriage and
11 family therapists or professional counselors certified under ch. 457,
12 speech-language pathologists or audiologists licensed under subch. II of ch. 459,
13 speech and language pathologists licensed by the department of ~~education~~ public
14 instruction or, ~~on or after July 1, 1995, and no later than June 30, 1999,~~ dietitians
15 certified under subch. IV of ch. 448.

16 **SECTION 6.** 252.14 (1) (ar) 4m. of the statutes is amended to read:

17 252.14 (1) (ar) 4m. A dietitian certified under subch. IV of ch. 448. ~~This~~
18 ~~subdivision does not apply after June 30, 1999.~~

19 **SECTION 7.** 440.03 (10) of the statutes is repealed.

20 **SECTION 8.** 440.08 (2) (a) 27m. of the statutes is amended to read:

21 440.08 (2) (a) 27m. Dietitian: November 1 of each even-numbered year; \$41.
22 ~~This subdivision does not apply after June 30, 1999.~~

23 **SECTION 9.** 448.72 (1) of the statutes is renumbered 448.72, and 448.72 (1) (b),
24 (2) and (3), as renumbered, are amended to read:

1 448.72 (1) (b) A person to whom a practice or procedure is delegated by a person
2 under subd. 1 par. (a).

3 (2) Prohibit a dietetic student described in ~~par. (a) 3.~~ sub. (1) (c) from using the
4 title "dietitian student" or any other title, letters or designation that clearly indicates
5 his or her status as a student or trainee.

6 (3) Prohibit an individual described in ~~par. (a) 5.~~ sub. (1) (e) from using the title
7 "dietitian" or any letters or designation that represents or may tend to represent the
8 individual as a dietitian, if the title, letters or designation is used only in the course
9 of the individual's service or employment.

10 **SECTION 10.** 448.72 (2) of the statutes is repealed.

11 **SECTION 11.** 448.76 of the statutes is amended to read:

12 **448.76 Use of titles.** Except as provided in s. 448.72 (1) ~~(a) 5.~~ (e) and ~~(b) (2)~~
13 to ~~(f) (6)~~, a person who is not a certified dietitian may not designate himself or herself
14 as a dietitian, claim to provide dietetic services or use any title or initials that
15 represent or may tend to represent the person as certified or licensed as a dietitian
16 or as certified or licensed in a nutrition-related field.

17 **SECTION 12.** 450.10 (3) (a) 5m. of the statutes is amended to read:

18 450.10 (3) (a) 5m. A dietitian certified under subch. IV of ch. 448. ~~This~~
19 ~~subdivision does not apply after June 30, 1999.~~

20 **SECTION 13.** 632.895 (1) (b) 5. b. of the statutes is amended to read:

21 632.895 (1) (b) 5. b. A dietitian certified under subch. IV of ch. 448, if the
22 nutrition counseling is provided on or after July 1, 1995, ~~and no later than June 30,~~
23 ~~1999.~~

24 **SECTION 14.** 655.45 (1m) of the statutes is amended to read:

