

[Second Reprint]

ASSEMBLY COMMITTEE SUBSTITUTE FOR  
**ASSEMBLY, No. 1582**

---

**STATE OF NEW JERSEY**  
**218th LEGISLATURE**

---

ADOPTED JUNE 13, 2019

**Sponsored by:**

**Assemblyman HERB CONAWAY, JR.**

**District 7 (Burlington)**

**Assemblyman PAUL D. MORIARTY**

**District 4 (Camden and Gloucester)**

**Assemblywoman GABRIELA M. MOSQUERA**

**District 4 (Camden and Gloucester)**

**Assemblyman DANIEL R. BENSON**

**District 14 (Mercer and Middlesex)**

**Assemblywoman NANCY J. PINKIN**

**District 18 (Middlesex)**

**Assemblyman THOMAS P. GIBLIN**

**District 34 (Essex and Passaic)**

**Assemblywoman ANNETTE QUIJANO**

**District 20 (Union)**

**Senator LORETTA WEINBERG**

**District 37 (Bergen)**

**Senator M. TERESA RUIZ**

**District 29 (Essex)**

**Co-Sponsored by:**

**Assemblymen McKeon, S.Kean, Mazzeo, Caputo, Danielsen,**  
**Assemblywomen Tucker, DiMaso, McKnight, Murphy and Senator**  
**Madden**

**SYNOPSIS**

Establishes "Dietetics and Nutrition Licensing Act."

**CURRENT VERSION OF TEXT**

As reported by the Senate Budget and Appropriations Committee on  
December 5, 2019, with amendments.

(Sponsorship Updated As Of: 12/17/2019)

1 AN ACT providing for the licensing of dietitian nutritionists and  
2 nutritionists, supplementing Title 45 of the Revised Statutes and  
3 amending P.L.1971, c.60, P.L.1974, c.46 and P.L.1978, c.73.  
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

7  
8 1. (New section) This act shall be known and may be cited as the  
9 "Dietetics and Nutrition Licensing Act."  
10

11 2. (New section) The Legislature finds and declares that the  
12 public interest requires the regulation of the practice of dietetics and  
13 nutrition and the establishment of clear licensure standards of  
14 competency and integrity for nutritionists and dietitian nutritionists to  
15 properly protect the health and safety of the citizenry and further, that  
16 the health and welfare of the residents of the State will be protected by  
17 identifying to the public those individuals who are qualified and  
18 legally authorized to practice dietetics and nutrition.  
19

20 3. (New section) As used in P.L. , c. (C ) (pending  
21 before the Legislature as this bill):

22 "Board" means the State Board of Dietetics and Nutrition  
23 established pursuant to section 4 of P.L. , c. (C ) (pending  
24 before the Legislature as this bill).

25 "Board for Certification of Nutrition Specialists" means the  
26 entity that serves as the credentialing agency for Certified Nutrition  
27 Specialists.

28 "Certified Nutrition Specialist" means an individual certified as  
29 such by the Board for Certification of Nutrition Specialists that  
30 gives the individual the right to use the terms "Certified Nutrition  
31 Specialist" or "CNS".

32 "Commission on Dietetic Registration" means the credentialing  
33 agency of the Academy of Nutrition and Dietetics.

34 <sup>1</sup>"Dietitian" or "Dietitian nutritionist" means a person licensed as  
35 a licensed dietitian nutritionist pursuant to the provisions of P.L. ,  
36 c. (C ) (pending before the Legislature as this bill) who may be  
37 referred to as a nutritionist, a dietitian nutritionist or a dietician.<sup>1</sup>

38 "Diplomate of the American Clinical Board of Nutrition" means  
39 an individual certified as such by the American Clinical Board of  
40 Nutrition that gives the individual the right to use the terms  
41 "Diplomate of the American Clinical Board of Nutrition" or  
42 "DACBN."

43 "Director" means the Director of the Division of Consumer  
44 Affairs in the Department of Law and Public Safety.

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Senate SCM committee amendments adopted November 14, 2019.

<sup>2</sup>Senate SBA committee amendments adopted December 5, 2019.

1 "Licensed dietitian nutritionist" means a person who is licensed  
2 as a licensed dietitian nutritionist pursuant to the provisions of  
3 P.L. , c. (C. ) (pending before the Legislature as this bill).

4 "Licensed nutritionist" means a person who is licensed as a  
5 licensed nutritionist pursuant to the provisions of P.L. ,  
6 c. (C. ) (pending before the Legislature as this bill).

7 "Medical nutrition therapy" means <sup>1</sup>**[a subset]** the provision<sup>1</sup> of  
8 nutrition care services for the <sup>1</sup>intended<sup>1</sup> purpose of treatment or  
9 management of <sup>1</sup>a diagnosed<sup>1</sup> disease or medical <sup>1</sup>**[conditions]**  
10 condition<sup>1</sup>.

11 "Medical weight control" means <sup>1</sup>medical<sup>1</sup> nutrition <sup>1</sup>**[care**  
12 **services]** therapy<sup>1</sup> for the purpose of reducing, maintaining, or  
13 gaining weight <sup>1</sup>**[that are indicated or contraindicated by an**  
14 **existing or diagnosed disease or medical condition]**<sup>1</sup>.

15 "Nutrition care services" means <sup>1</sup>the provision of<sup>1</sup> any part or all  
16 of the following <sup>1</sup>services within a systematic process<sup>1</sup>: assessing  
17 and evaluating the nutritional needs of individuals and groups, and  
18 determining resources and constraints in the practice setting,  
19 including ordering laboratory tests to check and track nutrition  
20 status and monitor effectiveness of dietary plans and orders;  
21 establishing priorities, goals, and objectives that meet nutritional  
22 needs and are consistent with available resources and constraints;  
23 providing nutrition counseling in health and disease; developing,  
24 implementing, and managing nutrition care systems; evaluating,  
25 making changes in, and maintaining appropriate standards of  
26 quality in food and nutrition services; and ordering therapeutic  
27 diets.

28 "Practice of dietetics and nutrition" means the integration and  
29 application of scientific principles derived from the study of food,  
30 nutrition, biochemistry, metabolism, nutrigenomics, physiology,  
31 food management, and from behavioral and social sciences in  
32 achieving and maintaining health throughout the life span and in  
33 providing nutrition care services, including medical nutrition  
34 therapy, for the prevention, management, and treatment of disease.  
35 This term includes, but is not limited to, nutrition assessment;  
36 nutrition diagnosis; nutrition intervention; monitoring and  
37 evaluation of nutrition care plans; nutrition support, including the  
38 ordering of parenteral and enteral nutrition; dietary and nutritional  
39 counseling and education, including regarding food, nutrient and  
40 prescription drug interactions; and the development and  
41 administration of nutrition care standards and systems. The practice  
42 of dietetics and nutrition does not include the medical differential  
43 diagnosis of the health status of an individual.

44 "Registered Dietitian" or "registered dietitian nutritionist" means  
45 an individual registered as such with the Commission on Dietetic  
46 Registration that gives the applicant the right to use the term

1 "registered dietitian nutritionist," "registered dietitian," "RDN," or  
2 "RD."

3 "Therapeutic diet" means a diet intervention prescribed by a  
4 physician or other authorized non-physician practitioner that  
5 provides food or nutrients via oral, enteral, and parenteral routes as  
6 part of treatment of disease or diagnosed clinical conditions to  
7 modify, eliminate, decrease, or increase identified micro-nutrients  
8 and macro-nutrients in the diet.  
9

10 4. (New section) There is created in the Division of Consumer  
11 Affairs in the Department of Law and Public Safety the State Board of  
12 Dietetics and Nutrition. The board shall consist of seven members  
13 who are residents of the State, one of whom shall be a public member  
14 and one of whom shall be a State executive department member  
15 appointed pursuant to the provisions of P.L.1971, c.60 (C.45:1-2.1 et  
16 seq.). Of the remaining five members, four shall be, except for the  
17 members first appointed, licensed dietitian nutritionists or licensed  
18 nutritionists under the provisions of P.L. , c. (C. ) (pending  
19 before the Legislature as this bill) who shall have been actively  
20 engaged in the practice of dietetics and nutrition in the State for at  
21 least five years immediately preceding their appointment. At least  
22 three of the licensed dietitian nutritionist or licensed nutritionist  
23 members shall have been actively engaged in the provision of medical  
24 nutrition therapy in the State for at least five years immediately  
25 preceding their appointment. Of the four members licensed under  
26 P.L. , c. (C. ) (pending before the Legislature as this bill), and  
27 of the members first appointed one shall be a dietitian nutritionist or  
28 nutritionist whose primary practice is clinical nutrition; one shall be a  
29 dietitian nutritionist or nutritionist whose primary practice is  
30 community or public health nutrition; one shall be a dietitian  
31 nutritionist or nutritionist whose primary practice is management of  
32 clinical nutrition services or consulting in nutrition; and one shall be a  
33 dietitian nutritionist or nutritionist who is an educator specializing in  
34 the field of dietetics or nutrition on the faculty of a college or  
35 university accredited at the time from the appropriate regional  
36 accrediting agency recognized by the Council on Higher Education  
37 Accreditation and the United States Department of Education,  
38 specializing in the field of dietetics or nutrition; and the remaining  
39 member shall be a physician licensed to practice medicine and surgery  
40 pursuant to chapter 9 of Title 45 of the Revised Statutes. Of the four  
41 professional members licensed under P.L. , c. (C. ) (pending  
42 before the Legislature as this bill) or of the members first appointed,  
43 three shall hold current registration as a registered dietitian nutritionist  
44 with the Commission on Dietetic Registration and not be eligible for  
45 certification with the Board for Certification of Nutrition Specialists or  
46 the American Clinical Board of Nutrition, and one shall hold current  
47 certification with either the Board for Certification of Nutrition  
48 Specialists or the American Clinical Board of Nutrition and not be

1 eligible for registration with the Commission on Dietetic Registration.

2 The member of the board appointed from the public at large shall  
3 be a citizen or permanent resident of the United States and a resident  
4 of this State and shall not be any of the following: a dietitian  
5 nutritionist or nutritionist; an agent or employee of a person engaged  
6 in the profession of dietetics or nutrition; a licensed health care  
7 professional or enrolled in a program to become prepared to be a  
8 licensed health care professional; an agent or employee of a health  
9 care institution, a health care insurer, or a health care professional  
10 school; a member of any allied health profession or enrolled in a  
11 program to become prepared to be a member of an allied health  
12 profession; or the spouse or first degree relative, such as a parent, child  
13 or sibling, of an individual not eligible to serve as a public member of  
14 the board.

15 The Governor shall appoint the public member and the State  
16 executive department member and shall appoint the remaining five  
17 members with the advice and consent of the Senate. Each member,  
18 other than the State executive department member, shall be appointed  
19 for a term of three years, except that of the members first appointed  
20 whose terms shall be staggered as follows: of the three licensed  
21 dietitian nutritionist members holding current registration with the  
22 Commission on Dietetic Registration, one shall serve for a term of two  
23 years and one shall serve for a term of one year; the physician member  
24 shall serve for a term of one year.

25 Any vacancy in the membership of the board shall be filled for the  
26 unexpired term in the manner provided by the original appointment.  
27 Each member shall hold office until the member's successor has been  
28 appointed and seated. Notice of any vacancy and either the State's  
29 process for filling such vacancy or a link thereto shall be immediately  
30 publicly posted to the board's website. The board's website shall  
31 include the terms and expiration dates of all members and either a link  
32 to apply for appointment to a vacant position or a description of the  
33 State's process for applying to serve on the board. No member of the  
34 board may serve more than two successive terms in addition to any  
35 unexpired term to which the member has been appointed. The  
36 Governor may remove any member of the board, other than the State  
37 executive department member, for cause.

38  
39 5. (New section) Notwithstanding the provisions of section 2 of  
40 P.L.1977, c.285 (C.45:1-2.5) or any other law to the contrary, the  
41 members of the board shall serve without compensation, and shall not  
42 be entitled to receive any pension or health benefits based upon their  
43 service as members of the board, but shall be reimbursed for expenses  
44 and provided with office and meeting facilities pursuant to section 2 of  
45 P.L.1977, c.285 (C.45:1-2.5).

46  
47 6. (New section) The board shall organize within 30 days after  
48 the appointment of its members and shall annually elect from among

1 its members a chairperson and vice-chairperson, and elect a secretary  
2 who need not be a member of the board. The chairperson position  
3 shall rotate annually between: a member holding current registration  
4 with the Commission on Dietetic Registration who may not also be  
5 eligible for certification by either the Board for Certification of  
6 Nutrition Specialists or the American Clinical Board of Nutrition and a  
7 member credentialed by either the Board for Certification of Nutrition  
8 Specialists or the American Clinical Board of Nutrition who is not  
9 eligible for registration with the Commission on Dietetic Registration.  
10 If the chairperson holds registration with the Commission on Dietetic  
11 Registration, the vice-chairperson shall be a member holding  
12 registration with either the Board for Certification of Nutrition  
13 Specialists or the American Clinical Board of Nutrition.

14 The chairperson shall preside at all board meetings and perform all  
15 duties prescribed by law or board regulations. The vice-chairperson  
16 shall preside if the chairperson is absent or temporarily unable to  
17 discharge the duties of the chairperson, or the position of chairperson  
18 becomes vacant. The board shall meet at least once every two months  
19 in person or through remote technologies and may hold additional  
20 meetings as necessary to discharge its duties. The board shall publish  
21 a meeting schedule one year in advance and provide thirty days' notice  
22 of any changes thereto. A majority of the board membership shall  
23 constitute a quorum. The minutes of meetings, upon approval of the  
24 board shall constitute the official records of board meetings. The  
25 unapproved minutes of meetings shall be recorded and open to public  
26 inspection in the board office and posted publicly to the board website  
27 during normal business hours within ten business days of their  
28 recordation.

29

30 7. (New section) The board shall:

31 (1) review the qualifications of applicants for licensure;

32 (2) adopt a code of ethics;

33 (3) ensure the proper conduct and standards of examinations;

34 (4) issue and renew biennial licenses for dietitian nutritionists and  
35 nutritionists pursuant to P.L. , c. (C. ) (pending before the  
36 Legislature as this bill);

37 (5) refuse to admit a person to an examination or refuse to issue or  
38 suspend, revoke, or fail to renew the license of a dietitian nutritionist  
39 or nutritionist pursuant to the provisions of P.L.1978, c.73 (C.45:1-14  
40 et seq.);

41 (6) maintain a record of every licensed dietitian nutritionist and  
42 licensed nutritionist licensed in this State, their place of business, place  
43 of residence, and the date and number of their license, and publish a  
44 list of the names and addresses of all licensees annually;

45 (7) prescribe or change the charges for examinations, licenses,  
46 renewals, and other services it performs pursuant to P.L.1974, c.46  
47 (C.45:1-3.1 et seq.), and set the passing score on any examination it  
48 adopts as a licensure examination;

1 (8) establish rules and regulations with respect to continuing  
2 education requirements. The board shall at a minimum accept as valid  
3 any continuing education approved by the American Clinical Board of  
4 Nutrition, the Board for Certification of Nutrition Specialists, and the  
5 Commission on Dietetic Registration; and

6 (9) adopt and promulgate rules and regulations pursuant to the  
7 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.)  
8 necessary to effectuate the purposes of P.L. , c. (C ) (pending  
9 before the Legislature as this bill).

10  
11 8. (New section) A person shall not provide medical nutrition  
12 therapy, whether compensated or not, unless the person holds a  
13 valid license issued pursuant to P.L. , c. (C ) (pending  
14 before the Legislature as this bill) to practice in this State, except  
15 that nothing in P.L. , c. (C ) (pending before the Legislature  
16 as this bill) shall be construed to:

17 (1) prohibit a person licensed to practice pursuant to Title 45 of  
18 the Revised Statutes from engaging in the practice or teaching of  
19 dietetics and nutrition within the scope of that person's license or  
20 any other person licensed to practice or certified to teach in this  
21 State under any other law from engaging in the practice or teaching  
22 for which that person is licensed, regulated, or certified;

23 (2) prohibit a student <sup>1</sup>[or],<sup>1</sup> trainee, <sup>1</sup>or other individual<sup>1</sup>  
24 working under the supervision of an individual who is legally  
25 authorized to provide nutrition care services for the purpose of  
26 treatment or management of disease or medical condition and who  
27 meets the criteria outlined in section 9 of P.L. , c. (C )  
28 (pending before the Legislature as this bill) while fulfilling an  
29 experience requirement or pursuing a course of study to meet  
30 requirements for licensures;

31 (3) prohibit any person from practicing dietetics and nutrition  
32 within the scope of the person's official duties when employed by a  
33 department, agency, bureau, division, or other unit of the federal  
34 government, serving in the Armed Forces of the United States, or  
35 employed by any State institution or facility;

36 (4) prohibit any person who does not hold himself or herself out  
37 to be a licensed dietitian nutritionist or licensed nutritionist from  
38 furnishing nutrition information<sup>2</sup>, providing evaluation, guidance,  
39 information, and education<sup>2</sup> as to the use of food, food materials, or  
40 dietary supplements, or from engaging in the explanation to persons  
41 as to the use of food or food products including dietary  
42 supplements;

43 (5) prohibit any person <sup>1</sup>[involved in presenting a general  
44 program of instruction for] providing<sup>1</sup> medical weight control from  
45 doing so <sup>1</sup>[, provided the] through a<sup>1</sup> program <sup>1</sup>of instruction that<sup>1</sup>  
46 has been approved in writing by a licensed dietitian nutritionist or  
47 licensed nutritionist in this State, a dietitian nutritionist or

1 nutritionist licensed in another state that has licensure requirements  
2 substantially equivalent to those of this State, as determined by the  
3 board, a dietitian registered by the Commission on Dietetic  
4 Registration, a nutritionist certified by the Board for Certification of  
5 Nutrition Specialists, a Diplomate of the American Clinical Board  
6 of Nutrition, or is part of a plan of care overseen by a <sup>1</sup>New Jersey  
7 State<sup>1</sup> licensed <sup>1</sup>[physician] health care provider who is legally  
8 authorized to provide nutrition care services for the purpose of  
9 treatment or management of a disease or medical condition<sup>1</sup>;

10 (6) prohibit a nutrition and dietetic technician from providing  
11 nutrition services under the supervision of a licensed dietitian  
12 nutritionist or licensed nutritionist;

13 (7) <sup>1</sup>prohibit an individual from providing nutrition care services  
14 while under the direct supervision of a New Jersey State licensed  
15 health care provider who is legally authorized to provide nutrition  
16 care services for the purpose of treatment or management of a  
17 disease or medical condition; or

18 (8)<sup>1</sup> prohibit any individual from providing nutrition  
19 information, guidance, encouragement, individualized nutrition  
20 recommendations, <sup>1</sup>[or] behavior change management, coaching,  
21 assessments,<sup>1</sup> weight control services<sup>1</sup>, or other nutrition care  
22 services<sup>1</sup> that do not constitute medical nutrition therapy as defined  
23 in section 3 of P.L. , c. (C. ) (pending before the Legislature  
24 as this bill), provided that the individual does not hold himself or  
25 herself out as a licensed dietitian nutritionist or licensed nutritionist  
26 <sup>1</sup>or as a provider of medical nutrition therapy<sup>1</sup> .

27  
28 9. (New section) a. To be eligible to be licensed as a dietitian  
29 nutritionist, an applicant shall be at least 18 years of age; be of good  
30 moral character; and submit a completed application as required by  
31 the board, and submit any fees as required by the board. The  
32 applicant shall meet one of the following criteria: provide evidence  
33 of current, valid registration as a registered dietitian nutritionist  
34 with the Commission on Dietetic Registration; or submit proof of  
35 completion for all of the following educational, supervised practice  
36 experience, and examination requirements:

37 (1) the applicant has received a baccalaureate, master's or  
38 doctoral degree with a major course of study in human nutrition,  
39 foods and nutrition, dietetics, food systems management, nutrition  
40 education, nutrition, nutrition science, clinical nutrition, applied  
41 clinical nutrition, nutrition counseling, nutrition and functional  
42 medicine, nutritional biochemistry, nutrition and integrative health,  
43 or an equivalent course of study from:

44 (a) a college or university accredited at the time of graduation  
45 from the appropriate regional accrediting agency recognized by the  
46 Council on Higher Education Accreditation and the federal  
47 Department of Education and that, as approved by the Board, meets



1 the competency requirements of an Accreditation Council for  
2 Education in Nutrition and Dietetics accredited didactic program in  
3 dietetics; or

4 (b) has an academic degree from a foreign country that has been  
5 validated as equivalent to the baccalaureate or post-baccalaureate  
6 degree conferred by a regionally accredited college or university in  
7 the United States by a credential evaluation agency recognized by  
8 the federal Department of Education and that, as approved by the  
9 board, meets the competency requirements of an Accreditation  
10 Council for Education in Nutrition and Dietetics accredited didactic  
11 program in dietetics;

12 (2) the applicant has successfully completed a planned clinical  
13 program in an approved practice of dietetics and nutrition that, as  
14 approved by the board, meets the competency requirements of an  
15 Accreditation Council for Education in Nutrition and Dietetics  
16 accredited supervised practice experience of not less than 1,200  
17 hours under the supervision of a dietitian nutritionist licensed in this  
18 State or licensed, registered, or certified in any other state having  
19 requirements for licensure, registration, or certification substantially  
20 similar to licensure requirements in this State, as approved by the  
21 board; or a registered dietitian nutritionist registered with the  
22 Commission on Dietetic Registration. Supervisors who obtained  
23 their doctoral degree outside the United States and its territories  
24 must have their degrees validated as equivalent to the doctoral  
25 degree conferred by a United States regionally accredited college or  
26 university by a credential evaluation agency recognized by the  
27 federal Department of Education; and

28 (3) the applicant has passed the registration examination for  
29 dietitian nutritionists administered by the Commission on Dietetic  
30 Registration, which shall be held by the board at least twice a year  
31 and may be administered by a national testing service, as  
32 determined by the board.

33 b. To be eligible to be licensed as a nutritionist, an applicant  
34 shall be at least 18 years of age; be of good moral character; submit  
35 a completed application as required by the board, submit any fees as  
36 required by the board, and submit proof of completion of the  
37 following educational, supervised practice experience, and  
38 examination requirements:

39 (1) the applicant has received a master's or doctoral nutrition  
40 degree or, has an academic degree, from a foreign country, that has  
41 been validated as equivalent to the masters or doctoral degree  
42 conferred by a regionally accredited college or university in the  
43 United States by a credential evaluation agency recognized by the  
44 federal Department of Education, with a major in human nutrition,  
45 foods and nutrition, community nutrition, public health nutrition,  
46 nutrition education, nutrition, nutrition science, clinical nutrition,  
47 applied clinical nutrition, nutrition counseling, nutrition and  
48 functional medicine, nutritional biochemistry, nutrition and

1 integrative health, or a comparable titled major, or master's or  
2 doctoral degree or validated foreign equivalent, in a field of clinical  
3 health care from a college or university accredited at the time of  
4 graduation from the appropriate regional accrediting agency  
5 recognized by the Council on Higher Education Accreditation and  
6 the United States Department of Education, and has completed  
7 coursework leading to competence in medical nutrition therapy,  
8 which includes, but may not be limited to, the following content  
9 areas:

10 (a) 15 semester hours of clinical or life sciences, at least three  
11 semester hours must be in human anatomy and physiology or the  
12 equivalent;

13 (b) (i) 15 semester hours of nutrition and metabolism, at least six  
14 semester hours must be in biochemistry;

15 (ii) the applicant must have completed a board approved  
16 internship or a documented, supervised practice experience in  
17 nutrition care services and the provision of medical nutrition  
18 therapy of not less than 1000 hours involving at least 200 hours of  
19 nutrition assessment, 200 hours of nutrition intervention, education,  
20 counseling or management, and 200 hours of nutrition monitoring  
21 or evaluation under the supervision of a Certified Nutrition  
22 Specialist, a Diplomate of the American Clinical Board Of  
23 Nutrition, a Registered Dietitian Nutritionist, a licensed dietitian  
24 nutritionist or a licensed nutritionist in this State, a State licensed  
25 health care provider whose scope of practice includes the provision  
26 of nutrition care services for the purpose of treatment or  
27 management of disease or medical condition, or an individual with  
28 a doctoral degree conferred by a United States regionally accredited  
29 college or university with a major course of study in human  
30 nutrition, foods and nutrition, dietetics, nutrition education,  
31 nutrition, nutrition science, clinical nutrition, applied clinical  
32 nutrition, nutrition counseling, nutrition and functional medicine,  
33 nutritional biochemistry, nutrition and integrative health, or an  
34 equivalent course of study, with a reasonable threshold of academic  
35 credits in nutrition and nutrition sciences as described in this  
36 section. <sup>1</sup>For purposes of this subparagraph, a supervisor shall be  
37 licensed in this State if supervising an applicant providing medical  
38 nutrition therapy to an individual located in this State.<sup>1</sup> Supervisors  
39 who obtained their doctoral degree outside the United States and its  
40 territories must have their degrees validated as equivalent to the  
41 doctoral degree conferred by a regionally accredited college or  
42 university in the United States by a credential evaluation agency  
43 recognized by the federal Department of Education. The applicant  
44 shall complete this documented, supervised practice experience  
45 within five years of completing the academic requirements specified  
46 in this section, but the board, in its discretion, may grant a limited  
47 extension to this time frame in the event of extraordinary  
48 circumstances, which may include consideration for individuals

1 who have been legally providing medical nutrition therapy in  
2 another jurisdiction; and

3 (iii) The applicant meets one of the following examination  
4 criteria:

5 the applicant has successfully passed either the examination  
6 administered by the Board for Certification of Nutrition Specialists  
7 or the examination administered by the American Clinical Board of  
8 Nutrition; or

9 the applicant has either a valid current certification with the  
10 Board for Certification of Nutrition Specialists that gives the  
11 applicant the right to use the term "Certified Nutrition Specialist" or  
12 "CNS" or a valid current certification with the American Clinical  
13 Board of Nutrition that gives the applicant the right to use the term  
14 "Diplomate, American Clinical Board of Nutrition" or "DACBN."  
15

16 10. (New section) The board shall issue a license to any applicant  
17 who, in the opinion of the board, has satisfactorily met the  
18 requirements specified in section 9 of P.L. , c. (C. ) (pending  
19 before the Legislature as this bill).

20 Except in the case of a temporary license issued pursuant to section  
21 14 of P.L. , c. (C. ) (pending before the Legislature as this  
22 bill), all licenses shall be issued for a two-year period upon the  
23 payment of the licensure fee prescribed by the board, and shall be  
24 renewed upon filing of a renewal application, the payment of a  
25 licensure fee, and presentation of satisfactory evidence that the  
26 renewal applicant has successfully completed the continuing education  
27 requirements prescribed by the board by regulation.  
28

29 11. (New section) Upon payment to the board of a fee and the  
30 submission of a written application on forms provided by it, the board  
31 shall license without examination a nutritionist or dietitian who is  
32 licensed, registered or certified by another state or possession of the  
33 United States or the District of Columbia which has standards  
34 substantially equivalent to those of this State.  
35

36 12. (New section) For a period of one year after the effective date  
37 of P.L. , c. (C. ) (pending before the Legislature as this bill),  
38 any person who is practicing or residing in this State on the effective  
39 date of P.L. , c. (C. ) (pending before the Legislature as this  
40 bill) may qualify as a licensed nutritionist upon application for  
41 licensure and payment of the appropriate fee, provided the applicant  
42 furnishes evidence satisfactory to the board that the applicant has  
43 received a baccalaureate or higher academic degree from a United  
44 States regionally accredited college or university with a minimum of  
45 30 credit hours or a major concentration of study in human nutrition,  
46 foods and nutrition, food systems management, nutritional science,  
47 nutritional education, community nutrition, public health nutrition,  
48 nutrition education, nutrition, nutrition science, clinical nutrition,

1 applied clinical nutrition, nutrition counseling, nutrition and functional  
 2 medicine, nutritional biochemistry, nutrition and integrative health, or  
 3 related coursework approved by the board; and has been employed at  
 4 least half-time as a nutritionist providing nutrition care services for the  
 5 purpose of treatment or management of a disease or medical condition  
 6 regularly for three of the last five years immediately preceding the  
 7 effective date of P.L. , c. (C ) (pending before the Legislature  
 8 as this bill).

9  
 10 13. (New section) No person, business entity or its employees,  
 11 agents, or representatives shall use the titles, “dietitian nutritionist,”  
 12 <sup>1</sup>“nutritionist,”<sup>1</sup> <sup>2</sup>“nutritionist.”<sup>2</sup> “dietitian,” “dietician,” “nutrition  
 13 counselor,” <sup>1</sup>“nutrition consultant,”<sup>1</sup> “nutrition specialist,”  
 14 “LDN,” “LD,” “LN,” “nutritional therapy practitioner,” “nutritional  
 15 therapy consultant,” “certified nutrition therapy practitioner,”  
 16 “master nutrition therapist,” “licensed dietitian nutritionist,”  
 17 “licensed nutritionist” or any other title, designation, words, letters,  
 18 abbreviations, or insignia indicating <sup>1</sup>“that”<sup>1</sup> one <sup>1</sup>“is licensed for  
 19 the practice of dietetics and nutrition or holds oneself out”<sup>1</sup> as a  
 20 provider of medical nutrition therapy <sup>1</sup>or as licensed under P.L. ,  
 21 c. (C. )(pending before the Legislature as this bill),<sup>1</sup> unless  
 22 licensed to practice dietetics and nutrition under the provisions of  
 23 P.L. , c. (C. ) (pending before the Legislature as this bill).  
 24 A dietitian registered by the Commission on Dietetic Registration  
 25 may use the title registered dietitian or registered dietitian  
 26 nutritionist and the designation RD or RDN, and a nutritionist  
 27 certified by the Board for Certification of Nutrition Specialists may  
 28 use the title Certified Nutrition Specialist and the designation CNS  
 29 <sup>1</sup>, and an individual may use any lawfully earned federally  
 30 trademarked title<sup>1</sup>.

31  
 32 14. (New section) a. Upon payment to the board of a fee and the  
 33 submission of a written application on forms provided by it, the board  
 34 shall issue a temporary license to a person who has applied for  
 35 licensure pursuant to P.L. , c. (C. ) (pending before the  
 36 Legislature as this bill) and who, in the judgment of the board, is  
 37 eligible for examination. A temporary license shall be available to an  
 38 applicant with the applicant’s initial application for examination and  
 39 the applicant may practice only under the supervision of a supervisor  
 40 specified in section 9 of P.L. , c. (C. ) (pending before the  
 41 Legislature as this bill), consistent with State law. A temporary  
 42 license shall expire automatically upon failure of the licensure  
 43 examination but may be renewed until the date of the next examination  
 44 at which time it shall automatically expire and be surrendered to the  
 45 board.

46 b. Upon payment to the board of a fee and the submission of a  
 47 written application on forms provided by it, the board may issue

1 without examination a temporary license authorizing one to provide  
2 medical nutrition therapy and to hold oneself out as a dietitian  
3 nutritionist or nutritionist in this State to a person who provides  
4 evidence that the person is in the State on a temporary basis to assist in  
5 a medical emergency or engage in a special project or teaching  
6 assignment relating to the practice of dietetics and nutrition and the  
7 provision of medical nutrition therapy. A temporary license shall  
8 expire one year from its date of issuance, but may be renewed by the  
9 board for an additional one year period. This temporary license shall  
10 be surrendered to the board upon its expiration.

11

12 15. (New section) a. Licensed dietitian nutritionists and licensed  
13 nutritionists shall provide nutrition care services using systematic,  
14 evidence-based, and problem-solving methods to critically think and  
15 make decisions to address nutrition related problems, providing safe,  
16 effective, quality nutrition services, and medical nutrition therapy for  
17 patients and clients in both clinical and community settings.

18 b. A licensed dietitian nutritionist or licensed nutritionist may  
19 accept or transmit oral, verbal, delegated, or electronically transmitted  
20 orders from the referring provider consistent with applicable laws and  
21 rules in conjunction with protocols established to implement medical  
22 nutrition therapy.

23 c. A licensed dietitian nutritionist or licensed nutritionist may  
24 order patient diets, including therapeutic diets, in accordance with the  
25 provisions of P.L. , c. (C. ) (pending before the Legislature as  
26 this bill). Therapeutic diets may include oral, enteral, or parenteral  
27 nutrition therapy. Enteral and parenteral nutrition therapy consist of  
28 specialized enteral or intravenous solutions and shall only be ordered  
29 by an individual licensed under P.L. , c. (C. ) (pending before  
30 the Legislature as this bill) who also meets one of the following  
31 criteria:

32 (1) the individual is a registered dietitian nutritionist registered  
33 with the Commission on Dietetic Registration;

34 (2) the individual is a Certified Nutrition Support Clinician  
35 certified by the National Board of Nutrition Support Certification; or

36 (3) the individual meets other requirements demonstrating  
37 competency at the novice level in evaluating and ordering enteral and  
38 parenteral therapy and administering enteral therapy, as published in  
39 the Revised 2017 Standards of Practice and Standards of Professional  
40 Performance for Registered Dietitian Nutritionists.

41 d. Nothing in this section shall be construed to limit the ability of  
42 any other licensed health care provider in this State to order  
43 therapeutic diets, so long as the order of therapeutic diets falls within  
44 the scope of the license held by the health care provider.

45

46 16. Section 1 of P.L.1971, c.60 (C.45:1-2.1) is amended to read as  
47 follows:

1           1. The provisions of this act shall apply to the following boards  
2 and commissions: the New Jersey State Board of Accountancy, the  
3 New Jersey State Board of Architects, the New Jersey State Board of  
4 Cosmetology and Hairstyling, the Board of Examiners of Electrical  
5 Contractors, the New Jersey State Board of Dentistry, the State Board  
6 of Mortuary Science of New Jersey, the State Board of Professional  
7 Engineers and Land Surveyors, the State Board of Marriage and  
8 Family Therapy Examiners, the State Board of Medical Examiners, the  
9 New Jersey Board of Nursing, the New Jersey State Board of  
10 Optometrists, the State Board of Examiners of Ophthalmic Dispensers  
11 and Ophthalmic Technicians, the Board of Pharmacy, the State Board  
12 of Professional Planners, the State Board of Psychological Examiners,  
13 the State Board of Examiners of Master Plumbers, the New Jersey  
14 Real Estate Commission, the State Board of Court Reporting, the State  
15 Board of Veterinary Medical Examiners, the Radiologic Technology  
16 Board of Examiners, the Acupuncture Examining Board, the State  
17 Board of Chiropractic Examiners, the State Board of Respiratory Care,  
18 the State Real Estate Appraiser Board, the State Board of Social Work  
19 Examiners, the State Board of Examiners of Heating, Ventilating, Air  
20 Conditioning and Refrigeration Contractors, the Elevator, Escalator,  
21 and Moving Walkway Mechanics Licensing Board, the State Board of  
22 Physical Therapy Examiners, the Orthotics and Prosthetics Board of  
23 Examiners, the New Jersey Cemetery Board, the State Board of  
24 Polysomnography, the New Jersey Board of Massage and Bodywork  
25 Therapy, the Genetic Counseling Advisory Committee, the State  
26 Board of Dietetics and Nutrition, and any other entity hereafter created  
27 under Title 45 to license or otherwise regulate a profession or  
28 occupation.

29 (cf: P.L.2012, c.71, s.13)

30

31           17. Section 1 of P.L.1974, c.46 (C.45:1-3.1) is amended to read as  
32 follows:

33           1. The provisions of this act shall apply to the following boards  
34 and commissions: the New Jersey State Board of Accountancy, the  
35 New Jersey State Board of Architects, the New Jersey State Board of  
36 Cosmetology and Hairstyling, the Board of Examiners of Electrical  
37 Contractors, the New Jersey State Board of Dentistry, the State Board  
38 of Mortuary Science of New Jersey, the State Board of Professional  
39 Engineers and Land Surveyors, the State Board of Marriage and  
40 Family Therapy Examiners, the State Board of Medical Examiners, the  
41 New Jersey Board of Nursing, the New Jersey State Board of  
42 Optometrists, the State Board of Examiners of Ophthalmic Dispensers  
43 and Ophthalmic Technicians, the Board of Pharmacy, the State Board  
44 of Professional Planners, the State Board of Psychological Examiners,  
45 the State Board of Examiners of Master Plumbers, the State Board of  
46 Court Reporting, the State Board of Veterinary Medical Examiners,  
47 the Radiologic Technology Board of Examiners, the Acupuncture  
48 Examining Board, the State Board of Chiropractic Examiners, the

1 State Board of Respiratory Care, the State Real Estate Appraiser  
2 Board, the New Jersey Cemetery Board, the State Board of Social  
3 Work Examiners, the State Board of Examiners of Heating,  
4 Ventilating, Air Conditioning and Refrigeration Contractors, the  
5 Elevator, Escalator, and Moving Walkway Mechanics Licensing  
6 Board, the State Board of Physical Therapy Examiners, the State  
7 Board of Polysomnography, the Orthotics and Prosthetics Board of  
8 Examiners, the New Jersey Board of Massage and Bodywork Therapy,  
9 the Genetic Counseling Advisory Committee, the State Board of  
10 Dietetics and Nutrition, and any other entity hereafter created under  
11 Title 45 to license or otherwise regulate a profession or occupation.  
12 (cf: P.L.2012, c.71, s.15)

13

14 18. Section 2 of P.L.1978, c.73 (C.45:1-15) is amended to read as  
15 follows:

16 2. The provisions of this act shall apply to the following boards  
17 and all professions or occupations regulated by, through or with the  
18 advice of those boards: the New Jersey State Board of Accountancy,  
19 the New Jersey State Board of Architects, the New Jersey State Board  
20 of Cosmetology and Hairstyling, the Board of Examiners of Electrical  
21 Contractors, the New Jersey State Board of Dentistry, the State Board  
22 of Mortuary Science of New Jersey, the State Board of Professional  
23 Engineers and Land Surveyors, the State Board of Marriage and  
24 Family Therapy Examiners, the State Board of Medical Examiners, the  
25 New Jersey Board of Nursing, the New Jersey State Board of  
26 Optometrists, the State Board of Examiners of Ophthalmic Dispensers  
27 and Ophthalmic Technicians, the Board of Pharmacy, the State Board  
28 of Professional Planners, the State Board of Psychological Examiners,  
29 the State Board of Examiners of Master Plumbers, the State Board of  
30 Court Reporting, the State Board of Veterinary Medical Examiners,  
31 the State Board of Chiropractic Examiners, the State Board of  
32 Respiratory Care, the State Real Estate Appraiser Board, the State  
33 Board of Social Work Examiners, the State Board of Examiners of  
34 Heating, Ventilating, Air Conditioning and Refrigeration Contractors,  
35 the Elevator, Escalator, and Moving Walkway Mechanics Licensing  
36 Board, the State Board of Physical Therapy Examiners, the State  
37 Board of Polysomnography, the Professional Counselor Examiners  
38 Committee, the New Jersey Cemetery Board, the Orthotics and  
39 Prosthetics Board of Examiners, the Occupational Therapy Advisory  
40 Council, the Electrologists Advisory Committee, the Acupuncture  
41 Advisory Committee, the Alcohol and Drug Counselor Committee, the  
42 Athletic Training Advisory Committee, the Certified Psychoanalysts  
43 Advisory Committee, the Fire Alarm, Burglar Alarm, and Locksmith  
44 Advisory Committee, the Home Inspection Advisory Committee, the  
45 Interior Design Examination and Evaluation Committee, the Hearing  
46 Aid Dispensers Examining Committee, the Perfusionists Advisory  
47 Committee, the Physician Assistant Advisory Committee, the  
48 Audiology and Speech-Language Pathology Advisory Committee, the

1 New Jersey Board of Massage and Bodywork Therapy, the Genetic  
2 Counseling Advisory Committee, the State Board of Dietetics and  
3 Nutrition, and any other entity hereafter created under Title 45 to  
4 license or otherwise regulate a profession or occupation.  
5 (cf: P.L.2013, c.253, s.34)

6

7 19. This act shall take effect immediately, except that sections 8  
8 and 13 of this act shall take effect one year after the date of enactment.