

STATE OF WISCONSIN  
DIETITIANS AFFILIATED CREDENTIALING BOARD

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IN THE MATTER OF RULEMAKING	:	NOTICE OF TIME PERIOD
PROCEEDINGS BEFORE THE	:	FOR COMMENTS FOR THE
DIETITIANS AFFILIATED	:	ECONOMIC IMPACT ANALYSIS
CREDENTIALING BOARD	:	

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NOTICE IS HEREBY GIVEN of the time period for public comment on the economic impact of this proposed rule of the Dietitians Affiliated Credentialing Board relating to credentials for certification, including how this proposed rule may affect businesses, local government units and individuals. The comments will be considered when the Department of Safety and Professional Services prepares the Economic Impact Analysis pursuant to § 227.137. Written comments may be submitted to:

Dale Kleven, Administrative Rules Coordinator  
Division of Policy Development  
Department of Safety and Professional Services  
PO Box 8366  
Madison, WI 53708-8935  
[Dale2.Kleven@wisconsin.gov](mailto:Dale2.Kleven@wisconsin.gov)

**The deadline for submitting economic impact comments is September 26, 2016.**

PROPOSED ORDER

An order of the Dietitians Affiliated Credentialing Board to amend DI 2.04 (1) (d) (intro.) and create DI 2.01 (4) (d) and 2.04 (1) (b) 4. and (d) 4., relating to credentials for certification.

Analysis prepared by the Department of Safety and Professional Services.

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ANALYSIS

**Statutes interpreted:**

Section 448.78 (4) (d), Stats.

**Statutory authority:**

Sections 15.08 (5) (b) and 448.74 (1), Stats.

**Explanation of agency authority:**

Section 15.08 (5) (b), Stats., provides an examining board “shall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains. . .”

Section 448.74 (1), Stats., provides the Dietitians Affiliated Credentialing Board shall promulgate rules that “[e]stablish criteria for the approval of educational programs and training under s. 448.78 (3) and (4).”

**Related statute or rule:**

None.

**Plain language analysis:**

Current rules list the categories of practice under which an individual may complete the 900 supervised hours required under s. 448.78 (4), Stats., for certification as a dietitian. The proposed rules amend the list to reflect the provisions of 2015 Wisconsin Act 276, which added the Dietetic Internship Program under s. 253.065, Stats., to the categories of practice under s. 448.78 (4), Stats.

**Summary of, and comparison with, existing or proposed federal regulation:**

None.

**Comparison with rules in adjacent states:****Illinois:**

Rules of the Illinois Department of Financial and Professional Regulation establish practice experience requirements for licensure as a dietitian nutritionist in Illinois (68 Ill. Adm. Code 1245.140). The rules require 900 hours of practice experience in dietetics or nutrition. Internships approved by the Accreditation Council for Education in Nutrition and Dietetics, American Clinical Board of Nutrition, Board for Certification of Nutrition Specialists, and Clinical Nutrition Certification Board meet the experience requirements.

**Iowa:**

Rules of the Iowa Board of Dietetics establish supervised experience requirements for licensure as a dietitian in Iowa (645 IAC 81.6). The rules require completion of an accredited competency-based supervised experience program approved by the Accreditation Council for Education in Nutrition and Dietetics of the Academy of Nutrition and Dietetics.

**Michigan:**

On July 1, 2014, Public Act 267 of 2014 was signed into law, which repealed Michigan's licensure requirements for dietitians and nutritionists and eliminated the Michigan Board of Dietetics and Nutrition.

**Minnesota:**

Rules of the Minnesota Board of Dietetics and Nutrition Practice establish experience requirements for licensure as a dietitian in Minnesota (Minnesota Rules, Part 3250.0010). The rules require completion of a supervised preprofessional practice experience component in nutrition practice of at least 900 hours under the supervision of a registered dietitian, a state licensed nutrition professional, or an individual with a doctoral degree conferred by a United States regionally accredited college or university who has completed a major course of study in human nutrition, nutrition education, food and nutrition, dietetics, or food system management.

**Summary of factual data and analytical methodologies:**

The proposed rules were developed by reviewing the provisions of 2015 Wisconsin Act 276 in conjunction with the current rules relating to applications and credentials under ch. DI 2 and obtaining input and feedback from the Dietitians Affiliated Credentialing Board.

**Analysis and supporting documents used to determine effect on small business or in preparation of economic impact analysis:**

The proposed rules will be posted for a period of 14 days to solicit public comment on economic impact, including how the proposed rules may affect businesses, local government units, and individuals.

**Effect on small business:**

These proposed rules do not have an economic impact on small businesses, as defined in s. 227.114 (1), Stats. The Department's Regulatory Review Coordinator may be contacted by email at Jeffrey.Weigand@wisconsin.gov, or by calling (608) 267-2435.

**Agency contact person:**

Dale Kleven, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, 1400 East Washington Avenue, Room 151, P.O. Box 8366, Madison, Wisconsin 53708; telephone 608-261-4472; email at Dale2.Kleven@wisconsin.gov.

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TEXT OF RULE

SECTION 1. DI 2.01 (4) (d) is created to read:

**DI 2.01 (4) (d)** The dietetic internship program under s. 253.065, Stats.

SECTION 2. DI 2.04 (1) (b) 4. is created to read:

**DI 2.04 (1) (b) 4.** The dietetic internship program under s. 253.065, Stats.

SECTION 3. DI 2.04 (1) (d) (intro.) is amended to read:

**DI 2.04 (1) (d) (intro.)** Submits evidence that the individual will be practicing under the supervision of ~~an individual meeting~~ any of the following criteria:

SECTION 4. DI 2.04 (1) (d) 4. is created to read:

**DI 2.04 (1) (d) 4.** The dietetic internship program under s. 253.065, Stats.

SECTION 5. EFFECTIVE DATE. The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.22 (2) (intro.), Stats.

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(END OF TEXT OF RULE)

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