Dietetic Technician Practice in Ohio

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Objectives

- Provide you with an opportunity to develop a working knowledge of the Dietetic Practice Act (Chapter 4759, ORC) and how it relates to your practice as a dietetic technician
- Review requirements for meeting the exemption for dietetic technicians
- Understand the relationship between dietetic technicians and your supervising dietitian
Statutes
Laws enacted by Ohio legislature
Ohio Revised Code (ORC)

Rules
Regulations developed and enacted by Medical Board
Ohio Administrative Code (OAC)
Rules clarify & amplify provisions in the Ohio Revised Code
History of Ohio Board of Dietetics and Medical Board

1986
Ohio Board of Dietetics (OBD) established
Law enacted requiring license for dietitians

July 1, 1987
Ohio Board of Dietetics (OBD) established

January 21, 2018
OBD merged with State Medical Board of Ohio
Dietetics Advisory Council

The board is required to appoint a dietetics advisory council for the purpose of advising the board on issues relating to the practice of dietetics.
### Scope of Practice

<table>
<thead>
<tr>
<th>Nutritional assessment</th>
<th>Nutritional education and counseling</th>
<th>Setting of nutrition care standards</th>
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**Section 4759.01, Ohio Revised Code**
Title Protection

<table>
<thead>
<tr>
<th>ORC 4759.02</th>
<th>OAC 4759-2-01</th>
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<tbody>
<tr>
<td>Dietitian</td>
<td>Nutritionist, Nutrition Counselor</td>
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Title Protection

Section 4759.02, ORC helps to define pertinent terms:

- No person should practice dietetics unless licensed
- No person should use the title “dietitian” or use any other title, designation, words, letters, abbreviation or insignia or combination of such to indicate they are practicing dietetics
- A person may only use the title “registered dietitian” and the abbreviation R.D. if they are registered by the Commission on Dietetic Registration
Dietitian FAQs

Provide clarity on the practice of dietetics and who can practice

Available on med.ohio.gov
Exemptions Pertinent to Dietetic Technicians
Exemptions from Licensure

- A student enrolled in an academic program and under supervision of licensed or registered dietitian
- A person participating in the pre-professional experience by division (A)(5) of section 4759.06, ORC
- A person holding a limited permit
- A person providing general non-medical nutrition information as defined in 4759-2-01 (M)
- A person providing assistance to a licensed dietitian in areas not requiring licensure – Guideline D
Associate Degree Graduate

Section 4759.10 (B) – Guideline G

▪ Graduate of an associate degree program approved by the Academy of Nutrition and Dietetics or the State Medical Board of Ohio

▪ Working as a dietetic technician under the supervision of a dietitian licensed under section 4759.06 of the Revised Code, or

▪ Registered by the Commission on Dietetic Registration, except that the person is subject to division (B) of section 4759.02 of the Revised Code if he uses a title other than “Dietetic Technician”
Baccalaureate Degree Graduate

Section 4759.10 (E) – Guideline G

- Completed a program meeting the academic standards set by the Academy of Nutrition and Dietetics for dietitians
- Received a baccalaureate or higher degree from a school, college or university approved by a regional accreditation agency recognized by the council on post-secondary accreditation
- Works under the supervision of a licensed dietitian or registered dietitian, and does not violate division (B) of section 4759.02 of the Revised Code
Responsibilities of Supervisor

Guideline A

- Verify credentials, establish competency (including on-going continuing education)
- Establish performance criteria
- Provide supervisee with guidelines for recommendations
- Provide supervisee with guidelines of assigned clinical practice
- Maintain written documentation of supervision
- Practice in a manner that is safe for the public
Responsibilities of Supervisor

The supervising dietitian is responsible for the assignment of practice:

- Exempt person can engage in the practice of dietetics through the licensed dietitian
- It is the responsibility of the dietitian to assess competency and assign tasks accordingly – (Guideline I)
- Exempt persons can develop additional expertise and be assigned any component of practice
Your relationship with the dietitian supervisor is very important!

The dietitian is responsible for NCP and cannot delegate it - but can assign tasks within the NCP to competent DT, DTR or NA

- See Guideline H
Other Exemptions – How They Relate to Technicians
A student may not engage in dietetic practice beyond that which is a part of the academic or pre-professional program.
Exemptions

(A) Other licensed health care professionals

(C) Persons in armed forces, VA, public health services or U.S. Government

(D) Persons employed by government agencies, non-profits, schools, or approved by the board performing nutrition education only

(F) Persons working for Ohio-licensed health professionals under a plan of treatment.
   - Also see Rule 4759-5-03, OAC.

(G) Free dissemination of literature in Ohio
Exemptions

(H) Sale, promotion, or explanation of food, food materials, dietary supplements
   - Can’t violate consumer protection law 1345

(I) Persons selling dietary supplements may make statements consistent with the dietary supplements label or labeling (consistent with DSHEA)

(J) Persons involved in presenting a general program of weight control approved by licensed dietitian, R.D., or Ohio-licensed physician
   - Can’t use titles tending to indicate the practice of dietetics
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