

## DIETITIAN CERTIFICATION ACT

### 58-49-1. Short title.

This chapter is known as the "Dietitian Certification Act."

### 58-49-2. Definitions.

In addition to the definitions in Section 58-1-102, as used in this chapter:

- (1) "Board" means the Dietitian Board created in Section 58-49-3.
- (2) "Certified dietitian" means a person who is certified by the division as meeting the certification requirements provided in this chapter.
- (3) "Commission on Dietetic Registration" means the credentialing component of the American Dietetic Association.
- (4) "Dietetics" means the integration and application of principles derived from the sciences of food for the development, management, and provision of dietary services for individuals and groups for meeting their health care needs.  
"Dietetics" includes:
  - (a) the evaluation of a person's dietary status;
  - (b) the advising and education of persons on dietary needs; and
  - (c) the evaluation of needs, implementation of systems to support needs, and maintenance of appropriate standards of quality in food and dietary service for individuals, groups, or patients in licensed institutional facilities or in private office settings.
- (5) "Unprofessional conduct" as defined in Section 58-1-501 and as may be further defined by rule includes failing to maintain a level of professional practice consistent with all initial and subsequent requirements by which certification is achieved or maintained under this chapter.

### 58-49-3. Board created - Duties.

- (1) There is created the Dietitian Board consisting of four certified dietitians and one member of the general public.
- (2) The board shall be appointed and serve in accordance with Section 58-1-201.
- (3) The duties and responsibilities of the board shall be in accordance with Sections 58-1-202 and 58-1-203.

### 58-49-4. Qualifications for certification - Fee.

Each applicant for certification under this chapter shall provide satisfactory proof to the division that the applicant:

- (1) is of good moral character as it relates to the practice of dietetics;
- (2) holds a baccalaureate or post-baccalaureate degree conferred by a college or university approved by the division at the time the degree was conferred with a major course of study in the sciences of food, dietetics, food systems management, or an equivalent major course of study;
- (3) has completed an internship or pre-planned professional baccalaureate or post-baccalaureate experience in a dietetic program under the supervision of a certified dietitian who is certified under this chapter or certified, registered, or licensed under the laws of another state or territory of the United States;
- (4) has satisfactorily passed a competency examination, approved by or given at the direction of the board in collaboration with the division; and
- (5) has paid the appropriate fees determined by the Department of Commerce. The fee assessed by the Department of Commerce shall be fair and reasonable and shall reflect the cost of services provided.

**58-49-5. Certification of persons currently qualified.**

The requirements of Subsections 58-49-4(2), (3), and (4) are waived and a certificate shall be issued by the division upon application and payment of the appropriate fees by any person who, prior to December 31, 1986, has provided to the division proof that on May 1, 1985, he was and is currently registered by the Commission on Dietetic Registration.

**58-49-6. Certification of persons qualified in other jurisdictions.**

Upon receipt of an application and application fee, and upon the recommendation of the board, the division may waive the examination requirement for an applicant who, at the time of application: (a) holds a valid dietitian license or certificate issued by another state or territory of the United States, provided his qualifications meet the requirements of this chapter; or (b) is registered by the Commission on Dietetic Registration.

**58-49-7. Certificates - Display - Surrender.**

- (1) Any person who meets the certification qualifications of this chapter shall receive a certificate stating that he has met these qualifications.
- (2) Each certified dietitian shall:
  - (a) display the certificate in an appropriate, conspicuous, and public manner; and
  - (b) keep the division informed of his current address.
- (3) A certificate issued by the division is the property of the division and shall be surrendered on demand.

**58-49-8. Term of license - Expiration - Renewal.**

- (1) Each license issued under this chapter shall be issued in accordance with a two-year renewal cycle established by rule. A renewal period may be extended or shortened by as much as one year to maintain established renewal cycles or to change an established renewal cycle.
- (2) Each license automatically expires on the expiration date shown on the license unless renewed by the licensee in accordance with Section 58-1-308.

**58-49-9. Use of titles by uncertified person.**

No person, without first being certified under this chapter may:

- (1) assume or use the title or designation "dietitian," "certified dietitian," the letters "C.D.," the letter "D," or any other title, words, letters, abbreviations, or insignia indicating or implying that the person is a certified dietitian; or
- (2) represent in any way, whether orally, in writing, in print, or by signature, directly or by implication, that he is a certified dietitian.

**58-49-10. Violation - Misdemeanor.**

The violation of any provision of this chapter is a class B misdemeanor.

**58-49-11. Grounds for denial of license - Disciplinary proceedings.**

Grounds for refusal to issue a license to an applicant, for refusal to renew the license of a licensee, to revoke, suspend, restrict, or place on probation the license of a licensee, to issue a public or private reprimand to a licensee, and to

issue cease and desist orders shall be in accordance with Section 58-1-401.

# **DIETITIAN CERTIFICATION ACT**

**Title 58, Chapter 49  
Utah Code Annotated 1953  
As Amended by  
Session Laws of Utah 1993  
Issued July 1993**

