

NORTH CAROLINA BOARD OF DIETETICS/NUTRITION  
BOARD MEETING  
1:00 PM  
1135 KILDAIRE FARM ROAD, SUITE 200  
CARY, NC 27511

**[ELECTRONIC ONLY MEETING]**

OPEN MINUTES: January 12, 2021

Board Members Present: Ananya Sen, Amanda Holliday, Patricia Pitts  
Director: Charla Burill, Executive Director  
Ex-Officio: Marnie Jones, Administrative Specialist  
Guests: Traci Hobson, ANA (formerly BCNS) representative

**Call to Order**

The meeting was called to order at 1:06 P.M. A quorum was present. Dr. Sen asked if there were any conflicts. None declared. Patricia Pitts motioned to approve the agenda as presented. Amanda Holliday seconded the motion. All approved.

Charla indicated that she would walk the committee through each suggestion being proposed for change on her screen for reference. Board members may reference the previously shared document from the ANA for ANA's suggestions.

**21 NCAC 17 .0108 DISAPPROVED APPLICATION**

Suggested changes involved referencing the statute and rules, and making the rule relevant to renewals.

**21 NCAC 17 .0110 LICENSURE CERTIFICATE**

Minor changes regarding language and making clear the licensure certificate and ID card are now electronic. Also recommended deleting language regarding a photocopy noting that all ID cards are now printed off by the licensee.

**21 NCAC 17 .0112 SUSPENSION, REVOCATION AND DENIAL OF LICENSE**

Minor changes to address statutory references, and also changes regarding a reference to a section of another rule that may be recommended for repeal and replacement.

**21 NCAC 17 .0113 FEES**

Recommended deletion of fees for Training Program and Duplicate ID card as no longer used.

**21 NCAC 17 .0114 CODE OF ETHICS FOR PROFESSIONAL PRACTICE AND CONDUCT**

Changes to align with formatting of statute noted. Reviewed Code of Ethics of ANA and CDR and discussed possible additions to the licensure Code of Ethics. Charla reviewed some of these possible insertions. Charla directed to add some of the discussed language that might help provide clarity and the Committee will review proposed changes at its next meeting.

**21 NCAC 17 .0116 VIOLATIONS, COMPLAINTS, SUBSEQUENT BOARD ACTION, AND HEARINGS (Recommend for Repeal)**

This section will be replaced by a new section .0500.

#### **21 NCAC 17 .0201 DEFINITIONS (Recommend for Repeal)**

Since weight control programs are now more clearly addressed in exemptions, rules related to weight control programs do not seem necessary.

#### **21 NCAC 17 .0202 REQUIREMENT FOR REVIEW (Recommend for Repeal)**

#### **21 NCAC 17 .0203 REVIEW AND BOARD ACTION (Recommend for Repeal)**

#### **21 NCAC 17 .0304 RECORDS AND REPORTS**

Minor change to utilize the language from the statute regarding supervised practice and to update the reference to align with the statute.

#### **21 NCAC 17 .0401 INDIVIDUALS AIDING THE PRACTICE OF DIETETICS/NUTRITION**

Discussion of why this rule is necessary noting that ANA recommended repeal. Committee agrees that the rule helps to provide clarity as to the support activities that unlicensed personnel can provide and the responsibility of the supervisor regarding those support activities. Changes were recommended to align the rule with the statutory language, and to clarify what types of tasks should not be delegated. Also recommended deleting references to types of unlicensed persons as this rule is applicable to all unlicensed persons providing medical nutrition therapy support activities under the supervision of a licensed health professional.

#### **21 NCAC 17 .0402 INDIVIDUALS PROVIDING NUTRITION INFORMATION**

Discussion of whether this rule is necessary. Committee believes it should be maintained in order to help provide clarity that unlicensed persons can provide nutrition information related to supplements but only so long as it is not addressing consumer's disease states or medical conditions.

Recommended updates to align with current statute.

#### **21 NCAC 17 .0403 ELECTRONIC PRACTICE**

Addition to provide clarity that this was meant to address telehealth provided to a client in this State.

#### **SECTION .0500 – INVESTIGATIVE PROCESS, COMPLAINTS, AND ADMINISTRATIVE HEARINGS - Recommended new section to be added (replacing 21 NCAC 17 .0116)**

##### **21 NAC 17.0501 Definitions**

Definitions would address Good Cause, Investigative Committee, and who is a licensee.

##### ***21 NCAC 17. 0502 Complaints***

This section would address the filing of a complaint, and the processing of a complaint once it is received. There was some discussion whether the Board should receive anonymous complaints. At present the Board does not. It was questioned if certain parameters were met, if it would be prudent to receive such complaints. Committee directed Charla to look at other professional licensure boards and get a sense of common practice, and the Committee would reassess at its next meeting.

##### **Public Comment – Dr. Sen**

Dr. Sen asked if there was any public comment. Traci Hobson introduced herself as the new BCNS representative, replacing Brittany McAllister. Traci thanked the Board for working with them and had no specific direct comments to offer today.

Charla indicated that for Rule .0109, North Carolina has deemed that these types of technical changes can be done through the Codifier of Rules.

Amanda motioned to adjourn the meeting. Patricia seconded the motion. All approved 2:42 P.M.