

## HOUSE COMMITTEE OF REFERENCE AMENDMENT

## Committee on Appropriations.

HB25-1220 be amended as follows:

1     Strike the Finance Committee Report, dated March 17, 2025, and  
2     substitute:

3 "Strike the Health and Human Services Committee Report, dated  
4 February 26, 2025, and substitute:

5 "Amend printed bill, strike everything below the enacting clause and  
6 substitute:

7           **"SECTION 1.** In Colorado Revised Statutes, **add** article 223 to  
8 title 12 as follows:

## ARTICLE 223

## **Dietitians and Nutritionists**

11                   **12-223-101. Short title.** THE SHORT TITLE OF THIS ARTICLE 223 IS  
12   THE "DIETETICS AND NUTRITION PRACTICE ACT".

13                   **12-223-102. Legislative declaration.** (1) THE GENERAL  
14 ASSEMBLY FINDS AND DECLARIES THAT:

15 (a) THE PRACTICE OF MEDICAL NUTRITION THERAPY IS ESSENTIAL  
16 TO PROTECTING AND PROMOTING THE HEALTH, SAFETY, AND WELFARE OF  
17 THE PEOPLE OF COLORADO. THE ABSENCE OF LICENSURE AND REGULATION  
18 FOR INDIVIDUALS ENGAGED IN THIS PRACTICE HAS RESULTED IN  
19 SIGNIFICANT RISKS, INCLUDING THE PROVISION OF CARE BY UNQUALIFIED  
20 PRACTITIONERS, INEQUITABLE ACCESS TO CRUCIAL NUTRITION SERVICES  
21 IN UNDERSERVED COMMUNITIES, AND INEFFICIENT UTILIZATION OF  
22 REGISTERED DIETITIANS IN HEALTH-CARE SETTINGS.

33 (c) THIS LICENSURE PROGRAM IS NARROWLY TAILORED TO  
34 REGULATE ONLY THE PRACTICE OF MEDICAL NUTRITION THERAPY WHILE  
35 EXPLICITLY PRESERVING THE ABILITY OF OTHER PROFESSIONALS AND  
36 INDIVIDUALS TO PROVIDE GENERAL NUTRITION GUIDANCE AND WELLNESS  
37 SERVICES. THROUGH THIS ACTION, THE GENERAL ASSEMBLY REAFFIRMS

1 ITS COMMITMENT TO ENSURING EQUITABLE AND AFFORDABLE HEALTH  
2 CARE AS WELL AS THE SAFETY AND WELL-BEING OF ALL COLORADANS.

3 **12-223-103. Applicability of common provisions.** ARTICLES 1,  
4 20, AND 30 OF THIS TITLE 12 APPLY, ACCORDING TO THEIR TERMS, TO THIS  
5 ARTICLE 223.

6 **12-223-104. Definitions.** AS USED IN THIS ARTICLE 223, UNLESS  
7 THE CONTEXT OTHERWISE REQUIRES:

8 (1) "ADVISORY COMMITTEE" MEANS THE DIETETICS AND  
9 NUTRITION ADVISORY COMMITTEE CREATED IN SECTION 12-223-106.

10 (2) "DEGREE" MEANS A DEGREE RECEIVED FROM A COLLEGE OR  
11 UNIVERSITY ACCREDITED BY THE APPROPRIATE UNITED STATES  
12 REGIONALLY ACCREDITED BODY RECOGNIZED BY THE COUNCIL FOR  
13 HIGHER EDUCATION ACCREDITATION AND THE UNITED STATES  
14 DEPARTMENT OF EDUCATION AT THE TIME THE DEGREE WAS RECEIVED OR  
15 A VALIDATED INTERNATIONAL EQUIVALENT.

16 (3) "DIETETICS" MEANS THE INTEGRATION AND APPLICATION OF  
17 SCIENTIFIC PRINCIPLES DERIVED FROM THE STUDY OF FOOD, NUTRITION,  
18 BIOCHEMISTRY, METABOLISM, NUTRIGENOMICS, PHYSIOLOGY,  
19 PHARMACOLOGY, FOOD SYSTEMS, MANAGEMENT, AND BEHAVIORAL AND  
20 SOCIAL SCIENCES TO ACHIEVE AND MAINTAIN OPTIMAL NUTRITION  
21 STATUSES OF INDIVIDUALS AND GROUPS.

22 (4) "LICENSED DIETITIAN" MEANS AN INDIVIDUAL LICENSED UNDER  
23 THIS ARTICLE 223 AS MEETING THE REQUIREMENTS OF SECTION  
24 12-223-107 (1) TO PRACTICE DIETETICS AND NUTRITION, INCLUDING THE  
25 PROVISION OF MEDICAL NUTRITION THERAPY.

26 (5) "LICENSED NUTRITIONIST" MEANS AN INDIVIDUAL LICENSED  
27 UNDER THIS ARTICLE 223 AS MEETING THE REQUIREMENTS OF SECTION  
28 12-223-108 (1) OR (4) TO PRACTICE NUTRITION, INCLUDING THE PROVISION  
29 OF MEDICAL NUTRITION THERAPY.

30 (6) "MEDICAL NUTRITION THERAPY" MEANS THE PROVISION OF ONE  
31 OR MORE OF THE FOLLOWING NUTRITION CARE SERVICES FOR THE PURPOSE  
32 OF MANAGEMENT OR TREATMENT OF A DISEASE OR MEDICAL CONDITION:

- 33 (a) NUTRITION ASSESSMENT;
- 34 (b) NUTRITION DIAGNOSIS;
- 35 (c) NUTRITION INTERVENTION; OR
- 36 (d) NUTRITION MONITORING AND EVALUATION.

37 (7) "MEDICAL WEIGHT CONTROL" MEANS MEDICAL NUTRITION  
38 THERAPY PROVIDED FOR THE PURPOSE OF REDUCING, MAINTAINING, OR  
39 GAINING WEIGHT.

40 (8) (a) "NONMEDICAL WEIGHT CONTROL" MEANS NUTRITION CARE  
41 SERVICES FOR THE PURPOSE OF REDUCING, MAINTAINING, OR GAINING  
42 WEIGHT THAT DO NOT CONSTITUTE THE TREATMENT OR MANAGEMENT OF  
43 A DISEASE OR MEDICAL CONDITION.

1 (b) "NONMEDICAL WEIGHT CONTROL" INCLUDES WEIGHT CONTROL  
2 SERVICES FOR HEALTHY POPULATION GROUPS TO ACHIEVE OR MAINTAIN  
3 A HEALTHY WEIGHT.

4 (9) "NUTRITION" MEANS THE INTEGRATION AND APPLICATION OF  
5 SCIENTIFIC PRINCIPLES DERIVED FROM THE STUDY OF NUTRITION SCIENCE,  
6 CELLULAR AND SYSTEMIC METABOLISM, BIOCHEMISTRY, PHYSIOLOGY, AND  
7 BEHAVIORAL SCIENCES FOR ACHIEVING AND MAINTAINING HEALTH  
8 THROUGHOUT THE LIFESPAN OF AN INDIVIDUAL.

15 (b) "NUTRITION ASSESSMENT" INVOLVES NOT ONLY INITIAL DATA  
16 COLLECTION BUT ALSO REASSESSMENT AND ANALYSIS OF PATIENT OR  
17 COMMUNITY NEEDS AND PROVIDES THE FOUNDATION FOR NUTRITION  
18 DIAGNOSIS AND NUTRITIONAL RECOMMENDATIONS AND ORDERS.

19 (c) "NUTRITION ASSESSMENT" MAY REQUIRE ORDERING  
20 LABORATORY TESTS TO CHECK AND TRACK NUTRITIONAL STATUSES. THE  
21 COLLECTION OF NUTRITION-RELATED DATA DOES NOT, BY ITSELF,  
22 CONSTITUTE NUTRITION ASSESSMENT.

23 (11) "NUTRITION CARE SERVICES" MEANS ALL OR A PART OF THE  
24 FOLLOWING SERVICES PROVIDED WITHIN A SYSTEMATIC PROCESS:

25 (a) ASSESSING AND EVALUATING THE NUTRITIONAL NEEDS OF  
26 INDIVIDUALS AND GROUPS AND DETERMINING RESOURCES AND  
27 CONSTRAINTS IN A PRACTICE SETTING, INCLUDING THE ORDERING OF  
28 NUTRITION-RELATED LABORATORY TESTS TO CHECK AND TRACK  
29 NUTRITION STATUSES;

30 (b) IDENTIFYING NUTRITION PROBLEMS AND ESTABLISHING  
31 PRIORITY, GOALS, AND OBJECTIVES THAT MEET NUTRITIONAL NEEDS AND  
32 ARE CONSISTENT WITH AVAILABLE RESOURCES AND CONSTRAINTS;

33 (c) CREATING INDIVIDUALIZED DIETARY PLANS AND ISSUING AND  
34 IMPLEMENTING ORDERS TO MEET THE NUTRITIONAL NEEDS OF HEALTHY  
35 INDIVIDUALS AND INDIVIDUALS WITH DISEASE STATES OR MEDICAL  
36 CONDITIONS, INCLUDING ORDERING THERAPEUTIC DIETS AND MONITORING  
37 THE DIETS' EFFECTIVENESS;

38 (d) DETERMINING AND PROVIDING APPROPRIATE NUTRITION  
39 INTERVENTION IN HEALTH AND DISEASE, INCLUDING NUTRITION  
40 COUNSELING ON FOOD AND PRESCRIPTION DRUG INTERACTIONS:

41 (e) DEVELOPING, IMPLEMENTING, AND MANAGING NUTRITION CARE  
42 SYSTEMS; OR

43 (f) EVALUATING, MAKING CHANGES IN, AND MAINTAINING

1 APPROPRIATE STANDARDS OF QUALITY IN FOOD AND NUTRITION SERVICES.

2 (12) "NUTRITION COUNSELING" MEANS A SUPPORTIVE PROCESS,  
3 CHARACTERIZED BY A COLLABORATIVE COUNSELOR-PATIENT  
4 RELATIONSHIP WITH INDIVIDUALS OR GROUPS, THAT ESTABLISHES FOOD  
5 AND NUTRITION PRIORITIES, GOALS, AND INDIVIDUALIZED ACTION PLANS  
6 AND GENERAL PHYSICAL ACTIVITY GUIDANCE, WHICH ACKNOWLEDGES  
7 AND FOSTERS RESPONSIBILITY FOR SELF-CARE, PROMOTES HEALTH AND  
8 WELLNESS, OR TREATS OR MANAGES AN EXISTING DISEASE OR MEDICAL  
9 CONDITION.

10 (13) "NUTRITION DIAGNOSIS" MEANS IDENTIFYING AND LABELING  
11 NUTRITION PROBLEMS MANAGED AND TREATED BY A LICENSED DIETITIAN  
12 OR A LICENSED NUTRITIONIST BUT DOES NOT INCLUDE A MEDICAL  
13 DIAGNOSIS OF THE HEALTH STATUS OF AN INDIVIDUAL.

14 (14) (a) "NUTRITION INTERVENTION" MEANS PURPOSEFULLY  
15 PLANNED ACTIONS, INCLUDING NUTRITION COUNSELING, INTENDED TO  
16 POSITIVELY CHANGE A NUTRITION-RELATED BEHAVIOR, RISK FACTOR,  
17 ENVIRONMENTAL CONDITION, OR ASPECT OF THE HEALTH STATUS OF AN  
18 INDIVIDUAL AND THE INDIVIDUAL'S FAMILY OR CAREGIVERS, TARGET  
19 GROUPS, OR THE COMMUNITY AT LARGE.

20 (b) "NUTRITION INTERVENTION" INCLUDES APPROVING, ORDERING,  
21 AND MONITORING THERAPEUTIC DIETS AND COUNSELING ON FOOD AND  
22 PRESCRIPTION DRUG INTERACTIONS.

23 (15) "NUTRITION MONITORING AND EVALUATION" MEANS  
24 IDENTIFYING PATIENT OUTCOMES RELEVANT TO A NUTRITION DIAGNOSIS,  
25 INTERVENTION PLANS, AND GOALS AND COMPARING THOSE PATIENT  
26 OUTCOMES WITH PREVIOUS STATUSES, INTERVENTION GOALS, OR A  
27 REFERENCE STANDARD TO DETERMINE THE PROGRESS MADE IN ACHIEVING  
28 THE DESIRED OUTCOMES OF NUTRITION CARE AND WHETHER PLANNED  
29 INTERVENTIONS SHOULD BE CONTINUED OR REVISED.

30 (16) "PATIENT" MEANS AN INDIVIDUAL RECIPIENT OF NUTRITION  
31 CARE SERVICES.

32 (17) "PRACTICE OF DIETETICS":

33 (a) INCLUDES THE PROVISION OF NUTRITION CARE SERVICES,  
34 INCLUDING MEDICAL NUTRITION THERAPY, IN PERSON OR VIA TELEHEALTH,  
35 TO PREVENT, MANAGE, OR TREAT CHRONIC AND ACUTE DISEASES OR  
36 MEDICAL CONDITIONS AND PROMOTE WELLNESS IN INPATIENT AND  
37 OUTPATIENT SETTINGS; AND

38 (b) ENCOMPASSES THE DEVELOPMENT AND ORDERING OF  
39 THERAPEUTIC DIETS VIA ORAL, ENTERAL, AND PARENTERAL ROUTES AND  
40 PROVIDING OTHER ADVANCED MEDICAL NUTRITION THERAPY AND  
41 RELATED SUPPORT ACTIVITIES CONSISTENT WITH CURRENT COMPETENCIES  
42 REQUIRED OF ACADEMIC AND SUPERVISED PRACTICE PROGRAMS  
43 ACCREDITED BY THE ACCREDITATION COUNCIL FOR EDUCATION IN

1 NUTRITION AND DIETETICS AND IN ACCORDANCE WITH THE "SCOPE AND  
2 STANDARDS OF PRACTICE FOR THE REGISTERED DIETITIAN NUTRITIONIST"  
3 ESTABLISHED BY THE ACADEMY OF NUTRITION AND DIETETICS.

4 (18) "PRACTICE OF NUTRITION":

5 (a) INCLUDES THE PROVISION OF NUTRITION CARE SERVICES,  
6 INCLUDING MEDICAL NUTRITION THERAPY, IN PERSON OR VIA TELEHEALTH,  
7 TO PREVENT, MANAGE, OR TREAT CHRONIC DISEASES OR MEDICAL  
8 CONDITIONS AND PROMOTE WELLNESS IN OUTPATIENT SETTINGS; AND

9 (b) ENCOMPASSES, CONSISTENT WITH A LEVEL OF COMPETENCE:

10 (I) ORDERING ORAL THERAPEUTIC DIETS;

11 (II) ORDERING MEDICAL LABORATORY TESTS RELATED TO  
12 NUTRITIONAL THERAPEUTIC TREATMENTS; AND

13 (III) RECOMMENDING VITAMINS, MINERALS, AND OTHER DIETARY  
14 SUPPLEMENTS.

15 (19) "QUALIFIED SUPERVISOR" MEANS AN INDIVIDUAL PROVIDING  
16 SUPERVISION WHO ASSUMES FULL PROFESSIONAL RESPONSIBILITY FOR THE  
17 WORK OF THE SUPERVISED INDIVIDUAL BY VERIFYING, DIRECTING, AND  
18 APPROVING THE PROVIDED NUTRITION CARE SERVICES, MEDICAL  
19 NUTRITION THERAPY, AND OTHER WORK BEING SUPERVISED AND MEETS  
20 THE REQUIREMENTS OF SECTION 12-223-112.

21 (20) "REGISTERED DIETITIAN" MEANS AN INDIVIDUAL WHO IS  
22 CREDENTIALED BY THE COMMISSION ON DIETETIC REGISTRATION, OR ITS  
23 SUCCESSOR ORGANIZATION, AS A REGISTERED DIETITIAN OR A REGISTERED  
24 DIETITIAN NUTRITIONIST AND IS AUTHORIZED TO USE SUCH TITLE AND THE  
25 CORRESPONDING ABBREVIATIONS "RD" OR "RDN".

26 (21) "TELEHEALTH" HAS THE MEANING SET FORTH IN SECTION  
27 10-16-123 (4)(e).

28 (22) "UNRESTRICTED PRACTICE OF MEDICAL NUTRITION THERAPY"  
29 MEANS THE PROVISION OF MEDICAL NUTRITION THERAPY BY AN  
30 INDIVIDUAL WHO IS RESPONSIBLE FOR THE INDIVIDUAL'S OWN PRACTICE OR  
31 TREATMENT PROCEDURES.

32 **12-223-105. Powers and duties of the director - rules.** (1) IN  
33 ADDITION TO THE OTHER POWERS AND DUTIES OF THE DIRECTOR AS SET  
34 FORTH IN THIS ARTICLE 223 AND ARTICLES 20 AND 30 OF THIS TITLE 12,  
35 THE DIRECTOR SHALL:

36 (a) LICENSE DIETITIANS AND NUTRITIONISTS IN A MANNER  
37 CONSISTENT WITH THIS ARTICLE 223;

38 (b) CREATE AND MAINTAIN A REGISTER OF ALL APPLICANTS FOR  
39 LICENSURE, AND A REGISTER OF ALL LICENSED DIETITIANS AND LICENSED  
40 NUTRITIONISTS;

41 (c) ADOPT RULES PURSUANT TO SECTION 12-20-204 TO PROVIDE  
42 FOR THE ENFORCEMENT OF THIS ARTICLE 223;

43 (d) ADOPT THE LICENSURE STANDARDS PRESCRIBED IN THIS

1 ARTICLE 223 AND RULES RELEVANT TO LICENSURE, INCLUDING ADOPTING  
2 UPDATED STANDARDS OF ACCREDITING ORGANIZATIONS;

3 (e) ADOPT BY RULE A CODE OF ETHICS AND STANDARDS OF  
4 PRACTICE AND PROFESSIONAL RESPONSIBILITIES;

5 (f) ESTABLISH AND COLLECT THE FEES FOR LICENSURE AND  
6 RENEWAL AND REINSTATEMENT OF LICENSURE IN THE MANNER  
7 AUTHORIZED BY SECTION 12-20-105;

8 (g) ESTABLISH AND COLLECT FEES AND MAKE EXPENDITURES AS  
9 REQUIRED BY THIS ARTICLE 223;

10 (h) ADMINISTER CONTINUING EDUCATION REQUIREMENTS FOR THE  
11 RENEWAL OF A LICENSE, AS SET FORTH IN SECTION 12-223-114;

12 (i) RECEIVE AND PROCESS COMPLAINTS AND INVESTIGATE  
13 ALLEGED VIOLATIONS OF THIS ARTICLE 223;

14 (j) CONDUCT ADMINISTRATIVE HEARINGS IN ACCORDANCE WITH  
15 SECTION 12-20-403 IN ALL MATTERS RELATING TO THE EXERCISE AND  
16 PERFORMANCE OF THE POWERS AND DUTIES VESTED IN THE DIRECTOR;

17 (k) SEEK AN INJUNCTION IN ACCORDANCE WITH SECTION  
18 12-20-406 TO ENJOIN AN ACT OR PRACTICE THAT CONSTITUTES A  
19 VIOLATION OF THIS ARTICLE 223;

20 (l) PROVIDE FOR EXAMINATION OR WAIVER OF EXAMINATION FOR  
21 APPLICANTS PURSUANT TO SECTION 12-223-107 (1)(a)(III) OR 12-223-108  
22 (1)(c)(I) OR (4); AND

23 (m) IMPOSE PENALTIES IN ACCORDANCE WITH THIS ARTICLE 223  
24 AND WITH SECTIONS 12-20-404 AND 12-20-407.

25 **12-223-106. Dietetics and nutrition advisory committee -**  
26 **members - repeal.** (1) THE DIETETICS AND NUTRITION ADVISORY  
27 COMMITTEE IS CREATED IN THE DIVISION AS THE ENTITY RESPONSIBLE FOR  
28 ADVISING THE DIRECTOR IN THE REGULATION OF MEDICAL NUTRITION  
29 THERAPY AND THE IMPLEMENTATION OF THIS ARTICLE 223.

30 (2) (a) THE ADVISORY COMMITTEE CONSISTS OF SEVEN MEMBERS  
31 WHO ARE RESIDENTS OF THIS STATE AND ARE APPOINTED BY THE DIRECTOR  
32 AS FOLLOWS:

33 (I) EXCEPT AS PROVIDED IN SUBSECTION (2)(b)(I) OF THIS SECTION,  
34 THREE MEMBERS MUST BE LICENSED DIETITIANS;

35 (II) EXCEPT AS PROVIDED IN SUBSECTION (2)(b)(I) OF THIS  
36 SECTION, TWO MEMBERS MUST BE LICENSED NUTRITIONISTS;

37 (III) ONE MEMBER MUST BE A PHYSICIAN LICENSED TO PRACTICE  
38 MEDICINE PURSUANT TO ARTICLE 240 OF THIS TITLE 12; AND

39 (IV) ONE MEMBER MUST NOT BE LICENSED UNDER THIS ARTICLE  
40 223 OR ARTICLE 240 OF THIS TITLE 12 AND SHALL REPRESENT THE PUBLIC  
41 AT LARGE.

42 (b) (I) LICENSED DIETITIANS AND LICENSED NUTRITIONISTS WHO  
43 ARE MEMBERS OF THE ADVISORY COMMITTEE MUST HAVE BEEN ACTIVELY

1 PRACTICING IN THE FIELD OF DIETETICS OR NUTRITION FOR NOT LESS THAN  
2 FIVE YEARS. THE DIETITIANS AND NUTRITIONISTS INITIALLY APPOINTED TO  
3 THE ADVISORY COMMITTEE MUST BE ELIGIBLE FOR LICENSURE PURSUANT  
4 TO THIS ARTICLE 223 AND MUST MAINTAIN LICENSURE, ONCE AVAILABLE,  
5 WHILE SERVING ON THE ADVISORY COMMITTEE; THEREAFTER, LICENSED  
6 DIETITIANS AND LICENSED NUTRITIONISTS APPOINTED TO THE ADVISORY  
7 COMMITTEE MUST BE LICENSED PURSUANT TO THIS ARTICLE 223 AND MUST  
8 MAINTAIN ACTIVE LICENSURE WHILE SERVING ON THE ADVISORY  
9 COMMITTEE.

10 (II) EXCEPT AS PROVIDED IN SUBSECTION (2)(b)(I) OF THIS  
11 SECTION:

12 (A) AT LEAST ONE MEMBER OF THE ADVISORY COMMITTEE MUST  
13 BE A LICENSED DIETITIAN OR LICENSED NUTRITIONIST WHO IS AN  
14 EDUCATOR SPECIALIZING IN THE FIELD OF DIETETICS OR NUTRITION ON THE  
15 FACULTY OF A COLLEGE OR UNIVERSITY ACCREDITED AT THE TIME OF  
16 GRADUATION BY A UNITED STATES INSTITUTIONAL ACCREDITING BODY  
17 FOR HIGHER EDUCATION RECOGNIZED BY THE UNITED STATES  
18 DEPARTMENT OF EDUCATION;

19 (B) AT LEAST ONE MEMBER OF THE ADVISORY COMMITTEE MUST  
20 BE A LICENSED DIETITIAN WHOSE PRIMARY PRACTICE IS CLINICAL  
21 DIETETICS IN A HOSPITAL OR LONG-TERM CARE INSTITUTION; AND

22 (C) AT LEAST ONE MEMBER OF THE ADVISORY COMMITTEE MUST  
23 BE A LICENSED DIETITIAN OR LICENSED NUTRITIONIST WHOSE PRIMARY  
24 PRACTICE IS MEDICAL NUTRITION THERAPY IN PRIVATE PRACTICE OR AN  
25 OUTPATIENT SETTING.

26 (c) THE MEMBER OF THE ADVISORY COMMITTEE APPOINTED  
27 PURSUANT TO SUBSECTION (2)(a)(IV) OF THIS SECTION MUST BE A CITIZEN  
28 OR PERMANENT RESIDENT OF THE UNITED STATES AND A RESIDENT OF  
29 COLORADO AND MUST NOT BE ANY OF THE FOLLOWING:

30 (I) A DIETITIAN OR A NUTRITIONIST;

31 (II) AN AGENT OR EMPLOYEE OF AN INDIVIDUAL ENGAGED IN THE  
32 PROFESSION OF DIETETICS OR NUTRITION;

33 (III) A LICENSED HEALTH-CARE PROFESSIONAL OR AN INDIVIDUAL  
34 ENROLLED IN A PROGRAM TO BECOME A LICENSED HEALTH-CARE  
35 PROFESSIONAL;

36 (IV) AN AGENT OR EMPLOYEE OF A HEALTH-CARE INSTITUTION, A  
37 HEALTH-CARE INSURER, OR A HEALTH-CARE PROFESSIONAL SCHOOL;

38 (V) A MEMBER OF AN ALLIED HEALTH PROFESSION OR AN  
39 INDIVIDUAL ENROLLED IN A PROGRAM TO BECOME A MEMBER OF AN  
40 ALLIED HEALTH PROFESSION; OR

41 (VI) AN UNREGULATED PROVIDER OF NUTRITION CARE SERVICES.

42 (d) (I) THE DIRECTOR SHALL MAKE THE INITIAL APPOINTMENTS TO  
43 THE ADVISORY COMMITTEE ON OR BEFORE SIX MONTHS AFTER THE

1 EFFECTIVE DATE OF THIS ARTICLE 223.

2 (II) THE INITIAL TERM OF APPOINTMENT OF TWO LICENSED  
3 DIETITIANS APPOINTED PURSUANT TO SUBSECTION (2)(a)(I) OF THIS  
4 SECTION, ONE LICENSED NUTRITIONIST APPOINTED PURSUANT TO  
5 SUBSECTION (2)(a)(II) OF THIS SECTION, AND THE MEMBER REPRESENTING  
6 THE PUBLIC AT LARGE APPOINTED PURSUANT TO SUBSECTION (2)(a)(IV) OF  
7 THIS SECTION IS TWO YEARS, WITH THE INITIAL TERM OF APPOINTMENT FOR  
8 THE REMAINING MEMBERS OF THE ADVISORY COMMITTEE BEING THREE  
9 YEARS.

10 (III) THIS SUBSECTION (2)(d) IS REPEALED, EFFECTIVE DECEMBER  
11 1, 2030.

12 (e) (I) EACH MEMBER OF THE ADVISORY COMMITTEE SERVES AT  
13 THE PLEASURE OF THE DIRECTOR. EXCEPT AS PROVIDED IN SUBSECTION  
14 (2)(d) OF THIS SECTION, THE TERM OF APPOINTMENT IS THREE YEARS. A  
15 MEMBER SHALL NOT SERVE MORE THAN TWO CONSECUTIVE TERMS.

16 (II) EACH MEMBER OF THE ADVISORY COMMITTEE DOES NOT  
17 RECEIVE COMPENSATION FOR THEIR SERVICES BUT IS ENTITLED TO  
18 REIMBURSEMENT FOR ACTUAL AND NECESSARY EXPENSES THEY INCUR IN  
19 PERFORMING THEIR DUTIES.

20 (III) THE DIRECTOR SHALL CALL THE FIRST MEETING OF THE  
21 ADVISORY COMMITTEE NO LATER THAN THREE MONTHS AFTER THE  
22 DIRECTOR MAKES ALL OF THE INITIAL APPOINTMENTS TO THE ADVISORY  
23 COMMITTEE.

24 (IV) THE ADVISORY COMMITTEE SHALL ELECT A CHAIR FROM  
25 AMONG ITS MEMBERS TO SERVE FOR A TERM NOT TO EXCEED ONE YEAR. A  
26 CHAIR SHALL NOT SERVE MORE THAN THREE CONSECUTIVE TERMS.

27 (V) THE ADVISORY COMMITTEE SHALL MEET AT LEAST ONCE  
28 EVERY CALENDAR YEAR, OR MORE FREQUENTLY AS DETERMINED  
29 NECESSARY BY THE DIRECTOR.

30 (3) THE CHAIR IS AN OFFICIAL REPRESENTATIVE OF THE ADVISORY  
31 COMMITTEE AND IS RESPONSIBLE FOR THE DAILY ACTIVITIES OF THE  
32 ADVISORY COMMITTEE AND ITS STAFF.

33 **12-223-107. Licensure of dietitians - qualifications -**  
34 **application.** (1) AN APPLICANT FOR A LICENSE AS A DIETITIAN SHALL  
35 SUBMIT A COMPLETED APPLICATION AS REQUIRED BY THE DIRECTOR  
36 DEMONSTRATING THE APPLICANT IS CAPABLE AND PROFESSIONALLY  
37 COMPETENT TO SAFELY ENGAGE IN THE PRACTICES OF DIETETICS AND  
38 NUTRITION, SUBMIT THE FEES AS REQUIRED BY THE DIRECTOR, AND SUBMIT  
39 PROOF OF ONE OF THE FOLLOWING:

40 (a) PROOF OF COMPLETION OF ALL OF THE FOLLOWING  
41 EDUCATIONAL REQUIREMENTS AND SUPERVISED PRACTICE EXPERIENCE  
42 AND EXAMINATION REQUIREMENTS:

43 (I) PROOF OF ONE OF THE FOLLOWING EDUCATIONAL

1       REQUIREMENTS:

2           (A) A MASTER'S DEGREE OR DOCTORAL DEGREE WITH A PROGRAM  
3       OF STUDY THAT IS ACCREDITED BY THE ACCREDITATION COUNCIL FOR  
4       EDUCATION IN NUTRITION AND DIETETICS, OR ITS SUCCESSOR  
5       ORGANIZATION; OR

6           (B) AN INTERNATIONAL ACADEMIC DEGREE THAT THE DIRECTOR  
7       DETERMINES IS EQUIVALENT TO A DEGREE DESCRIBED IN SUBSECTION  
8       (1)(a)(I)(A) OF THIS SECTION WITH A PROGRAM OF STUDY THAT IS  
9       ACCREDITED BY THE ACCREDITATION COUNCIL FOR EDUCATION IN  
10      NUTRITION AND DIETETICS, OR ITS SUCCESSOR ORGANIZATION;

11           (II) SATISFACTORY COMPLETION OF A PLANNED, DOCUMENTED,  
12       AND SUPERVISED EXPERIENCE IN DIETETICS AND NUTRITION PRACTICE  
13       APPROVED BY THE DIRECTOR AND ACCREDITED BY THE ACCREDITATION  
14       COUNCIL FOR EDUCATION IN NUTRITION AND DIETETICS, OR ITS  
15       SUCCESSOR ORGANIZATION, THAT INVOLVES AT LEAST ONE THOUSAND  
16       HOURS OF SUPERVISED PRACTICE EXPERIENCE UNDER THE SUPERVISION OF  
17       A QUALIFIED SUPERVISOR. AN APPLICANT SHALL COMPLETE A SUPERVISED  
18       PRACTICE EXPERIENCE WITHIN FIVE YEARS AFTER COMPLETING THE  
19       EDUCATIONAL REQUIREMENTS DESCRIBED IN SUBSECTION (1)(a)(I) OF THIS  
20       SECTION UNLESS THE DIRECTOR, FOR EXTRAORDINARY CIRCUMSTANCES,  
21       GRANTS AN EXTENSION FOR A LIMITED TIME.

22           (III) SUCCESSFUL COMPLETION OF THE REGISTRATION  
23       EXAMINATION FOR DIETITIANS ADMINISTERED BY THE COMMISSION ON  
24       DIETETIC REGISTRATION, OR ITS SUCCESSOR ORGANIZATION. IF PASSAGE  
25       OF THE EXAMINATION OCCURRED MORE THAN FIVE YEARS BEFORE THE  
26       APPLICATION FOR LICENSURE, THE APPLICANT SHALL DEMONSTRATE  
27       COMPLETION OF SEVENTY-FIVE HOURS OF CONTINUING EDUCATION  
28       MEETING THE CONTINUING EDUCATION CRITERIA, AS ADOPTED BY RULE,  
29       PER EACH FIVE-YEAR PERIOD POST-EXAMINATION.

30           (b) PROOF OF A VALID REGISTRATION WITH THE COMMISSION ON  
31       DIETETIC REGISTRATION, OR ITS SUCCESSOR ORGANIZATION, THAT GIVES  
32       THE APPLICANT THE RIGHT TO USE THE TERM "REGISTERED DIETITIAN",  
33       "REGISTERED DIETITIAN NUTRITIONIST", "RD", OR "RDN".

34           (2) AFTER AN APPLICANT HAS FULFILLED THE REQUIREMENTS OF  
35       SUBSECTION (1) OF THIS SECTION, THE DIRECTOR SHALL ISSUE A LICENSE  
36       TO THE APPLICANT; EXCEPT THAT THE DIRECTOR MAY DENY A LICENSE  
37       PURSUANT TO SECTIONS 12-20-404 (1)(d)(I) AND 12-223-109.

38           **12-223-108. Licensure of nutritionists - qualifications -**  
39       **application - transitional license - rules - repeal.** (1) AN APPLICANT  
40       FOR A LICENSE AS A NUTRITIONIST SHALL SUBMIT A COMPLETED  
41       APPLICATION AS REQUIRED BY THE DIRECTOR DEMONSTRATING THE  
42       APPLICANT IS CAPABLE AND PROFESSIONALLY COMPETENT TO SAFELY  
43       ENGAGE IN THE PRACTICE OF NUTRITION, SUBMIT THE FEES AS REQUIRED

1 BY THE DIRECTOR, AND SUBMIT PROOF OF COMPLETION OF ALL THE  
2 FOLLOWING EDUCATIONAL REQUIREMENTS, SUPERVISED PRACTICE  
3 EXPERIENCES, AND EXAMINATION REQUIREMENTS:

4 (a) PROOF OF COMPLETION OF A DOCTORAL DEGREE OR VALIDATED  
5 INTERNATIONAL EQUIVALENT IN A FIELD OF CLINICAL HEALTH CARE FROM  
6 A COLLEGE OR UNIVERSITY ACCREDITED AT THE TIME OF GRADUATION BY  
7 A UNITED STATES INSTITUTIONAL ACCREDITING BODY FOR HIGHER  
8 EDUCATION RECOGNIZED BY THE UNITED STATES DEPARTMENT OF  
9 EDUCATION OR A MASTER'S OR DOCTORAL DEGREE OR VALIDATED  
10 INTERNATIONAL EQUIVALENT FROM A COLLEGE OR UNIVERSITY  
11 ACCREDITED AT THE TIME OF GRADUATION BY A UNITED STATES  
12 INSTITUTIONAL ACCREDITING BODY FOR HIGHER EDUCATION RECOGNIZED  
13 BY THE UNITED STATES DEPARTMENT OF EDUCATION WITH A MAJOR IN:

14 (I) HUMAN NUTRITION;  
15 (II) FOODS AND NUTRITION;  
16 (III) COMMUNITY NUTRITION;  
17 (IV) PUBLIC HEALTH NUTRITION;  
18 (V) NUTRITION EDUCATION;  
19 (VI) NUTRITION;  
20 (VII) NUTRITION SCIENCE;  
21 (VIII) CLINICAL NUTRITION;  
22 (IX) APPLIED CLINICAL NUTRITION;  
23 (X) NUTRITION COUNSELING;  
24 (XI) NUTRITION AND FUNCTIONAL MEDICINE;  
25 (XII) NUTRITIONAL BIOCHEMISTRY;  
26 (XIII) NUTRITION AND INTEGRATIVE HEALTH; OR  
27 (XIV) A COMPARABLY TITLED MAJOR;

28 (b) SATISFACTORY COMPLETION OF A PLANNED, DOCUMENTED,  
29 AND CONTINUOUS SUPERVISED PRACTICE EXPERIENCE THAT  
30 DEMONSTRATES COMPETENCE IN PROVIDING NUTRITION CARE SERVICES  
31 AND MEDICAL NUTRITION THERAPY THAT IS APPROVED BY THE DIRECTOR  
32 AND MEETS THE FOLLOWING REQUIREMENTS REGARDING SUPERVISED  
33 PRACTICE EXPERIENCE:

34 (I) COMPLETION WITHIN FIVE YEARS AFTER COMPLETING THE  
35 REQUIREMENTS DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION, UNLESS  
36 THE DIRECTOR, FOR EXTRAORDINARY CIRCUMSTANCES, GRANTS AN  
37 EXTENSION FOR A LIMITED TIME;

38 (II) COMPLETION OF AT LEAST ONE THOUSAND HOURS  
39 CUMULATIVELY IN THE FOLLOWING PRACTICE AREAS, WITH A MINIMUM OF  
40 TWO HUNDRED HOURS COMPLETED IN EACH PRACTICE AREA:

41 (A) NUTRITION ASSESSMENT;  
42 (B) NUTRITION INTERVENTION; AND  
43 (C) NUTRITION MONITORING AND EVALUATION;

9 (IV) SUPERVISION BY A QUALIFIED SUPERVISOR, AS DETERMINED  
10 PURSUANT TO SECTION 12-223-112; AND

11 (c) COMPLETION OF EXAMINATION REQUIREMENTS BY  
12 DEMONSTRATING EITHER OF THE FOLLOWING:

26 (II) THE APPLICANT HOLDS A VALID CERTIFICATION WITH THE  
27 BOARD FOR CERTIFICATION OF NUTRITION SPECIALISTS, OR ITS  
28 SUCCESSOR ORGANIZATION, THAT GIVES THE APPLICANT THE RIGHT TO USE  
29 THE TITLE "CERTIFIED NUTRITION SPECIALIST".

30 (2) TO COMPLY WITH THE EDUCATIONAL REQUIREMENTS SET  
31 FORTH IN SUBSECTION (1)(a) OF THIS SECTION AND REGARDLESS OF THE  
32 COURSE OF STUDY, THE APPLICANT SHALL HAVE COMPLETED COURSEWORK  
33 LEADING TO COMPETENCE IN MEDICAL NUTRITION THERAPY, INCLUDING  
34 BOTH OF THE FOLLOWING:

1 (b) FIFTEEN SEMESTER HOURS OF NUTRITION AND METABOLISM,  
2 SUCH AS COURSES IN NUTRITION ASSESSMENT, DEVELOPMENTAL  
3 NUTRITION, NUTRITIONAL ASPECTS OF DISEASE, HUMAN NUTRITION,  
4 MACRONUTRIENTS, MICRONUTRIENTS, VITAMINS AND MINERALS,  
5 FUNCTIONAL MEDICINE NUTRITION, MOLECULAR METABOLISM, CLINICAL  
6 NUTRITION, MEDICAL NUTRITION THERAPY, NUTRITIONAL BIOCHEMISTRY,  
7 NUTRITION AND DIGESTIVE HEALTH, AND PUBLIC HEALTH NUTRITION. AT  
8 LEAST SIX SEMESTER HOURS MUST BE IN BIOCHEMISTRY.

17 (I) RECEIPT OF A BACCALAUREATE OR HIGHER ACADEMIC DEGREE  
18 FROM A UNITED STATES REGIONALLY ACCREDITED INSTITUTION OF  
19 HIGHER EDUCATION RECOGNIZED BY THE COUNCIL FOR HIGHER  
20 EDUCATION ACCREDITATION, OR SUCCESSOR ORGANIZATION, WITH AT  
21 LEAST THIRTY CREDIT HOURS OR A MAJOR COURSE OF STUDY IN:

22 (A) HUMAN NUTRITION;  
23 (B) FOODS AND NUTRITION;  
24 (C) FOOD SYSTEMS MANAGEMENT;  
25 (D) NUTRITIONAL SCIENCE;  
26 (E) NUTRITIONAL EDUCATION;  
27 (F) COMMUNITY NUTRITION;  
28 (G) PUBLIC HEALTH NUTRITION;  
29 (H) NUTRITION EDUCATION;  
30 (I) NUTRITION;  
31 (J) NUTRITION SCIENCE;  
32 (K) CLINICAL NUTRITION;  
33 (L) APPLIED CLINICAL NUTRITION;  
34 (M) NUTRITION COUNSELING;  
35 (N) NUTRITION AND FUNCTIONAL ME  
36 (O) NUTRITIONAL BIOCHEMISTRY;  
37 (P) NUTRITION AND INTEGRATIVE HE  
38 (Q) AN EQUIVALENT COURSE OF STUD  
39 IN MEDICAL NUTRITION THERAPY:

1 SEPTEMBER 1, 2026;

2 (III) PROVISION OF MEDICAL NUTRITION THERAPY TO RESIDENTS  
3 OF COLORADO WITHOUT SUPERVISION FOR AT LEAST SIX MONTHS  
4 IMMEDIATELY PRECEDING SEPTEMBER 1, 2026; AND

5 (IV) THE APPLICANT IS NOT A REGISTERED DIETITIAN.

6 (b) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE SEPTEMBER 1,  
7 2028.

8 **12-223-109. Disciplinary action - grounds for discipline.**

9 (1) PURSUANT TO PART 4 OF ARTICLE 20 OF THIS TITLE 12, THE DIRECTOR  
10 MAY DENY OR REFUSE TO RENEW A LICENSE, SUSPEND OR REVOKE A  
11 LICENSE, IMPOSE PROBATIONARY CONDITIONS ON A LICENSE, ISSUE A  
12 CEASE-AND-DESISS LETTER, OR SEEK INJUNCTIVE RELIEF AGAINST A  
13 LICENSEE OR AN APPLICANT FOR LICENSURE WHO HAS ENGAGED IN ONE OR  
14 MORE OF THE FOLLOWING GROUNDS FOR DISCIPLINE OR UNPROFESSIONAL  
15 CONDUCT:

16 (a) ENGAGING IN CONDUCT INVOLVING FRAUD, DECEIT,  
17 MISREPRESENTATION, OR CONCEALMENT OF MATERIAL FACTS IN  
18 OBTAINING OR ATTEMPTING TO OBTAIN A LICENSE OR THE RENEWAL OF A  
19 LICENSE;

20 (b) COMMITTING AN ACT OF MALPRACTICE, GROSS NEGLIGENCE, OR  
21 INCOMPETENCE IN THE PRACTICE OF DIETETICS OR NUTRITION;

22 (c) EXCEPT AS OTHERWISE PROVIDED IN SECTION 12-223-113,  
23 PRACTICING MEDICAL NUTRITION THERAPY WITHOUT A VALID LICENSE  
24 ISSUED UNDER THIS ARTICLE 223, THE PENALTY FOR WHICH IS SET FORTH  
25 IN SECTION 12-223-115;

26 (d) ENGAGING IN CONDUCT THAT COULD RESULT IN HARM OR  
27 INJURY TO THE PUBLIC;

28 (e) ADJUDICATION OF INCOMPETENCY UNTIL PROOF OF RECOVERY  
29 FROM THE CONDITION CAN BE ESTABLISHED; AND

30 (f) BEING CONVICTED IN A COURT OF, OR HAVING ENTERED A PLEA  
31 OF GUILTY OR NOLO CONTENDERE TO, A CRIME DIRECTLY RELATED TO THE  
32 DUTIES AND RESPONSIBILITIES OF A DIETITIAN OR NUTRITIONIST OR A  
33 CRIME THAT WAS VIOLENT OR SEXUAL IN NATURE.

34 **12-223-110. Provisional and limited permits.** (1) THE DIRECTOR  
35 MAY ISSUE AN INDIVIDUAL A PROVISIONAL LICENSE TO PRACTICE AS A  
36 DIETITIAN OR A NUTRITIONIST UPON THE FILING OF AN APPLICATION WITH  
37 PAYMENT OF AN APPROPRIATE FEE, THE SUBMISSION OF EVIDENCE OF  
38 SUCCESSFUL COMPLETION OF THE EDUCATIONAL AND SUPERVISED  
39 PRACTICE REQUIREMENTS, AND THE SUBMISSION OF EVIDENCE THAT THE  
40 INDIVIDUAL HAS APPLIED TO TAKE AN EXAMINATION DESCRIBED IN  
41 SECTION 12-223-107 (1)(a)(III) OR 12-223-108 (1)(c)(I).

42 (2) A PROVISIONAL LICENSE EXPIRES ONE YEAR AFTER THE DATE  
43 OF ISSUANCE AND IS NOT ELIGIBLE FOR RENEWAL.

(3) A DIETITIAN PROVISIONAL LICENSE AUTHORIZES THE LICENSEE TO PRACTICE ONLY UNDER THE SUPERVISION OF A LICENSED DIETITIAN.

3 (4) A NUTRITIONIST PROVISIONAL LICENSE AUTHORIZES THE  
4 LICENSEE TO PRACTICE ONLY UNDER THE SUPERVISION OF A LICENSED  
5 DIETITIAN OR A LICENSED NUTRITIONIST.

6 (5) THE DIRECTOR SHALL DETERMINE THE FEE FOR ISSUANCE OF A  
7 PROVISIONAL LICENSE IN THE MANNER AUTHORIZED BY SECTION  
8 12-20-105.

**12-223-111. License required - title protection.** (1) EXCEPT AS OTHERWISE PROVIDED IN SECTION 12-223-113, ON AND AFTER SEPTEMBER 1, 2026, AN INDIVIDUAL SHALL NOT ENGAGE IN OR OFFER TO PROVIDE MEDICAL NUTRITION THERAPY UNLESS THE INDIVIDUAL IS LICENSED UNDER THIS ARTICLE 223.

14 (2)(a) AN INDIVIDUAL SHALL NOT DESIGNATE THEMSELF OR HOLD  
15 THEMSELF OUT AS A LICENSED DIETITIAN UNLESS THE INDIVIDUAL IS  
16 LICENSED AS A DIETITIAN UNDER THIS ARTICLE 223. AN INDIVIDUAL SHALL  
17 NOT USE OR ASSUME THE TITLE "DIETITIAN", "DIETITIAN NUTRITIONIST",  
18 OR "DIETICIAN" UNLESS THE INDIVIDUAL HOLDS THE REGISTERED  
19 DIETITIAN CREDENTIAL FROM THE COMMISSION ON DIETETIC  
20 REGISTRATION OR IS LICENSED AS A DIETITIAN UNDER THIS ARTICLE 223.

21 (b) AN INDIVIDUAL SHALL NOT APPEND TO, OR USE IN  
22 CONJUNCTION WITH, THE INDIVIDUAL'S NAME THE LETTERS "LD" OR  
23 "LDN" UNLESS THE INDIVIDUAL IS LICENSED AS A DIETITIAN UNDER THIS  
24 ARTICLE 223.

25 (3) (a) AN INDIVIDUAL SHALL NOT USE OR ASSUME A TITLE  
26 INDICATING THAT THE INDIVIDUAL IS A LICENSED NUTRITIONIST OR APPEND  
27 TO, OR USE IN CONJUNCTION WITH, THE INDIVIDUAL'S NAME THE LETTERS  
28 "LN" UNLESS THE INDIVIDUAL IS LICENSED AS A NUTRITIONIST UNDER THIS  
29 ARTICLE 223.

30 (b) AN INDIVIDUAL SHALL NOT DESIGNATE THEMSELF OR HOLD  
31 THEMSELF OUT AS A NUTRITIONIST OR USE OR ASSUME THE TITLE  
32 "NUTRITIONIST" UNLESS THE INDIVIDUAL IS LICENSED UNDER THIS ARTICLE  
33 223.

34 (4) AN INDIVIDUAL IS NOT PROHIBITED BY THIS ARTICLE 223 FROM  
35 IDENTIFYING THEMSELF USING AN EARNED, FEDERALLY TRADEMARKED  
36 NUTRITION CREDENTIAL, BUT SUCH PERMITTED USE DOES NOT GIVE THE  
37 INDIVIDUAL THE RIGHT TO PRACTICE MEDICAL NUTRITION THERAPY  
38 UNLESS THE INDIVIDUAL IS ALSO LICENSED UNDER THIS ARTICLE 223.

**39                   12-223-112. Qualified supervisors - duties.** (1) (a) TO QUALIFY  
40        AS A QUALIFIED SUPERVISOR FOR PURPOSES OF THIS ARTICLE 223, AN  
41        INDIVIDUAL MUST MEET THE FOLLOWING REQUIREMENTS:

42 (I) IF SUPERVISING A STUDENT OR TRAINEE WHO IS PROVIDING  
43 MEDICAL NUTRITION THERAPY IN A STATE THAT PROVIDES FOR LICENSURE

1 OR CERTIFICATION OF DIETITIANS, DIETITIAN NUTRITIONISTS, OR  
2 NUTRITIONISTS, THE INDIVIDUAL MUST BE ONE OF THE FOLLOWING:

3 (A) A LICENSED DIETITIAN, A LICENSED NUTRITIONIST, OR A  
4 HEALTH-CARE PROVIDER LICENSED OR CERTIFIED IN A STATE OR  
5 TERRITORY IN THE UNITED STATES, INCLUDING LICENSED OR CERTIFIED  
6 DIETITIANS, DIETITIAN NUTRITIONISTS, OR NUTRITIONISTS, WHOSE SCOPE  
7 OF PRACTICE INCLUDES THE PROVISION OF MEDICAL NUTRITION THERAPY;  
8 OR

9 (B) AN EMPLOYEE OF THE FEDERAL GOVERNMENT AUTHORIZED  
10 WITHIN THE DISCHARGE OF THE INDIVIDUAL'S OFFICIAL DUTIES TO PROVIDE  
11 MEDICAL NUTRITION THERAPY;

12 (II) IF SUPERVISING A STUDENT OR TRAINEE IN A STATE THAT DOES  
13 NOT PROVIDE FOR LICENSURE OR CERTIFICATION OF DIETITIANS, DIETITIAN  
14 NUTRITIONISTS, OR NUTRITIONISTS, THE INDIVIDUAL MEETS OTHER  
15 CRITERIA AS THE DIRECTOR MAY ESTABLISH, INCLUDING BEING A  
16 REGISTERED DIETITIAN OR A LICENSED HEALTH-CARE PROVIDER WHOSE  
17 SCOPE OF PRACTICE INCLUDES THE PROVISION OF MEDICAL NUTRITION  
18 THERAPY; AND

19 (III) UNLESS THE INDIVIDUAL IS AN EMPLOYEE OF THE FEDERAL  
20 GOVERNMENT AUTHORIZED WITHIN THE DISCHARGE OF THE INDIVIDUAL'S  
21 OFFICIAL DUTIES TO PROVIDE MEDICAL NUTRITION THERAPY, THE  
22 INDIVIDUAL MUST BE LICENSED IN THIS STATE IF SUPERVISING A STUDENT  
23 OR TRAINEE WHO IS PROVIDING MEDICAL NUTRITION THERAPY TO AN  
24 INDIVIDUAL LOCATED IN THIS STATE.

25 (b) A QUALIFIED SUPERVISOR SHALL ONLY SUPERVISE A CLINICAL  
26 ACTIVITY OR NUTRITION CARE SERVICE FOR WHICH THE QUALIFIED  
27 SUPERVISOR IS QUALIFIED AND IS AUTHORIZED TO PERFORM.

28 (c) A QUALIFIED SUPERVISOR SHALL DEVELOP AND CARRY OUT A  
29 PROGRAM FOR ADVANCING AND OPTIMIZING THE QUALITY OF CARE  
30 PROVIDED BY A STUDENT OR TRAINEE BEING SUPERVISED. THE QUALIFIED  
31 SUPERVISOR AND THE STUDENT OR TRAINEE BEING SUPERVISED SHALL  
32 IDENTIFY AND DOCUMENT GOALS FOR SUPERVISED PRACTICE EXPERIENCE,  
33 THE ASSIGNMENT OF CLINICAL TASKS AS APPROPRIATE TO THE SUPERVISED  
34 INDIVIDUAL'S EVOLVING LEVEL OF COMPETENCE, THE SUPERVISED  
35 INDIVIDUAL'S RELATIONSHIP AND ACCESS TO THE QUALIFIED SUPERVISOR,  
36 AND A PROCESS FOR EVALUATING THE STUDENT OR TRAINEE'S  
37 PERFORMANCE.

38 (d) A QUALIFIED SUPERVISOR SHALL OVERSEE THE ACTIVITIES OF,  
39 AND APPROVE AND ACCEPT RESPONSIBILITY FOR THE NUTRITION CARE  
40 SERVICES RENDERED BY, THE STUDENT OR TRAINEE.

41 (e) A QUALIFIED SUPERVISOR SHALL BE PHYSICALLY ON SITE AND  
42 PRESENT WHERE THE SUPERVISED INDIVIDUAL IS PROVIDING NUTRITION  
43 CARE SERVICES OR BE IMMEDIATELY AND CONTINUOUSLY AVAILABLE TO

1 THE SUPERVISED INDIVIDUAL BY MEANS OF TWO-WAY, REAL-TIME  
2 AUDIOVISUAL TECHNOLOGY THAT ALLOWS FOR DIRECT,  
3 CONTEMPORANEOUS INTERACTION BY SIGHT AND SOUND BETWEEN THE  
4 QUALIFIED SUPERVISOR AND THE SUPERVISED INDIVIDUAL. IF THE  
5 QUALIFIED SUPERVISOR ASSIGNS A NUTRITION CARE SERVICE TO A  
6 SUPERVISED INDIVIDUAL THAT IS TO BE PROVIDED IN A SETTING WHERE  
7 THE QUALIFIED SUPERVISOR IS NOT ROUTINELY PRESENT, THE QUALIFIED  
8 SUPERVISOR SHALL ENSURE THAT THE MEANS AND METHODS OF  
9 SUPERVISION ARE ADEQUATE TO ENSURE APPROPRIATE PATIENT CARE,  
10 WHICH MAY INCLUDE SYNCHRONOUS VIDEOCONFERENCING OR ANOTHER  
11 METHOD OF COMMUNICATION AND OVERSIGHT THAT IS APPROPRIATE TO  
12 THE CARE SETTING AND THE EDUCATION AND EXPERIENCE OF THE  
13 SUPERVISED INDIVIDUAL.

14 (f) A QUALIFIED SUPERVISOR SHALL REVIEW ON A REGULAR BASIS  
15 THE CHARTS, RECORDS, AND CLINICAL NOTES OF THE SUPERVISED  
16 INDIVIDUALS AND MAINTAIN RESPONSIBILITY FOR THE SUPERVISED  
17 INDIVIDUALS' CLINICAL RECORD KEEPING.

18 (g) A QUALIFIED SUPERVISOR SHALL BE AVAILABLE TO RENDER  
19 ASSISTANCE DURING THE PROVISION OF NUTRITION CARE SERVICES WHEN  
20 REQUESTED BY A PATIENT OR SHALL HAVE ARRANGED FOR ANOTHER  
21 QUALIFIED PRACTITIONER LAWFULLY ABLE TO RENDER NUTRITION CARE  
22 SERVICES TO BE AVAILABLE IN THE ABSENCE OF THE QUALIFIED  
23 SUPERVISOR.

24 (h) A QUALIFIED SUPERVISOR SHALL LIMIT THE ASSIGNMENT OF  
25 NUTRITION CARE SERVICES TO THOSE SERVICES THAT ARE WITHIN THE  
26 TRAINING AND EXPERIENCE OF THE SUPERVISED INDIVIDUAL AND  
27 CUSTOMARY TO THE PRACTICE OF THE QUALIFIED SUPERVISOR.

28 **12-223-113. Exemptions.** (1) THIS ARTICLE 223 DOES NOT  
29 AFFECT OR PREVENT:

30 (a) A HEALTH-CARE PROFESSIONAL LICENSED UNDER THIS TITLE 12  
31 AND PRACTICING IN THIS STATE FROM ENGAGING IN THE PRACTICE OF  
32 MEDICAL NUTRITION THERAPY WHEN MEDICAL NUTRITION THERAPY IS  
33 WITHIN THE INDIVIDUAL'S LICENSED SCOPE OF PRACTICE AND IS  
34 INCIDENTAL TO THE PRACTICE FOR WHICH THEY ARE LICENSED; EXCEPT  
35 THAT SUCH INDIVIDUAL SHALL NOT REPRESENT THEMSELF USING TITLES  
36 PROTECTED UNDER SECTION 12-223-111;

37 (b) A STUDENT OR TRAINEE FROM ENGAGING IN THE PRACTICE OF  
38 MEDICAL NUTRITION THERAPY, IF:

39 (I) THE STUDENT OR TRAINEE PRACTICES UNDER THIS SUBSECTION  
40 (1)(b) AS PART OF A COURSE OF STUDY OR AS PART OF A PLANNED,  
41 CONTINUOUS SUPERVISED PRACTICE EXPERIENCE TO SATISFY  
42 EDUCATIONAL OR SUPERVISED PRACTICE EXPERIENCE REQUIREMENTS  
43 DESCRIBED IN SECTION 12-223-107 (1)(a) OR 12-223-108 (1)(b);

7 (III) THE STUDENT OR TRAINEE PRACTICES UNDER THIS  
8 SUBSECTION (1)(b) ONLY WHILE SUPERVISED BY A QUALIFIED SUPERVISOR;

9 (IV) THE STUDENT OR TRAINEE DOES NOT ENGAGE IN THE  
10 UNRESTRICTED PRACTICE OF MEDICAL NUTRITION THERAPY; AND

11 (V) WHILE PRACTICING UNDER THIS SUBSECTION (1)(b), THE  
12 STUDENT OR TRAINEE USES A TITLE THAT CLEARLY INDICATES THEIR  
13 STATUS AS A STUDENT, INTERN, TRAINEE, OR SUPERVISED INDIVIDUAL;

14 (c) A DIETITIAN OR NUTRITIONIST WHO IS SERVING IN THE ARMED  
15 FORCES OR THE UNITED STATES PUBLIC HEALTH SERVICE OR IS EMPLOYED  
16 BY THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS FROM  
17 ENGAGING IN THE PRACTICE OF MEDICAL NUTRITION THERAPY OR USING  
18 GOVERNMENT-ISSUED TITLES, PROVIDED THE PRACTICE OR TITLE USE IS  
19 RELATED TO SUCH SERVICE OR EMPLOYMENT;

20 (d) AN INDIVIDUAL WHO IS EMPLOYED BY, OR WHO CONTRACTS  
21 WITH, THE STATE, A COUNTY, A MUNICIPAL AGENCY, OR ANOTHER  
22 POLITICAL SUBDIVISION, FOR THE PURPOSES OF PROVIDING NUTRITION  
23 CARE SERVICES FOR THE SPECIAL SUPPLEMENTAL NUTRITION PROGRAM  
24 FOR WOMEN, INFANTS, AND CHILDREN, CREATED PURSUANT TO 42 U.S.C.  
25 SEC. 1786, AND WHO IS AUTHORIZED WITHIN THE DISCHARGE OF THEIR  
26 OFFICIAL DUTIES TO USE THE TITLE "NUTRITIONIST" FROM PROVIDING  
27 NUTRITION CARE SERVICES WITHIN THE DISCHARGE OF THEIR OFFICIAL  
28 DUTIES;

29 (e) AN INDIVIDUAL WHO DOES NOT REPRESENT THEMSELF USING  
30 TITLES PROTECTED UNDER SECTION 12-223-111 FROM PROVIDING MEDICAL  
31 WEIGHT CONTROL FOR OBESITY AS PART OF THE FOLLOWING:

32 (I) AN INSTRUCTIONAL PROGRAM THAT HAS BEEN APPROVED IN  
33 WRITING BY AT LEAST ONE OF THE FOLLOWING INDIVIDUALS:

34 (A) A DIETITIAN OR NUTRITIONIST LICENSED IN THIS STATE; OR  
35 (B) A HEALTH-CARE PROFESSIONAL LICENSED OR CERTIFIED IN  
36 THIS STATE WHOSE AUTHORIZED SCOPE OF PRACTICE INCLUDES MEDICAL  
37 NUTRITION THERAPY; OR

38                   (II) A PLAN OF CARE THAT IS OVERSEEN BY A HEALTH-CARE  
39 PROFESSIONAL LICENSED IN THIS STATE WHOSE SCOPE OF PRACTICE  
40 OTHERWISE AUTHORIZES THE HEALTH-CARE PROFESSIONAL TO PROVIDE  
41 AND DELEGATE MEDICAL NUTRITION THERAPY, IF THE MEDICAL WEIGHT  
42 CONTROL SERVICES ARE NOT DISCRETIONARY AND DO NOT REQUIRE THE  
43 EXERCISE OF PROFESSIONAL JUDGMENT;

1 (f) AN INDIVIDUAL WHO DOES NOT REPRESENT THEMSELF USING  
2 TITLES PROTECTED UNDER SECTION 12-223-111 FROM ASSISTING WITH THE  
3 PROVISION OF MEDICAL NUTRITION THERAPY IF THE INDIVIDUAL PERFORMS  
4 ONLY SUPPORT ACTIVITIES THAT ARE NOT DISCRETIONARY AND THAT DO  
5 NOT REQUIRE THE EXERCISE OF PROFESSIONAL JUDGMENT TO PERFORM,  
6 AND THE INDIVIDUAL IS DIRECTLY SUPERVISED BY ONE OF THE FOLLOWING  
7 LICENSED PRACTITIONERS ACTING WITHIN THE SCOPE OF THE  
8 PRACTITIONER'S LICENSE:

9 (I) A LICENSED DIETITIAN;

10 (II) A LICENSED NUTRITIONIST; OR

11 (III) A HEALTH-CARE PROFESSIONAL LICENSED IN THIS STATE;

22 (h) AN INDIVIDUAL FROM PROVIDING INDIVIDUALIZED NUTRITION  
23 ASSESSMENTS AND INTERVENTIONS FOR WELLNESS AND PRIMARY  
24 PREVENTION OF CHRONIC DISEASE, HEALTH COACHING, HOLISTIC AND  
25 WELLNESS EDUCATION, GUIDANCE, MOTIVATION, BEHAVIOR CHANGE  
26 MANAGEMENT, SERVICES FOR NONMEDICAL WEIGHT CONTROL, OR OTHER  
27 NUTRITION CARE SERVICES SO LONG AS ALL THE FOLLOWING APPLY:

28 (I) THE SERVICES DO NOT CONSTITUTE MEDICAL NUTRITION  
29 THERAPY;

30 (II) THE INDIVIDUAL DOES NOT REPRESENT THEMSELF USING  
31 TITLES PROTECTED UNDER SECTION 12-223-111; AND

32 (III) THE INDIVIDUAL DOES NOT HOLD THEMSELF OUT AS LICENSED  
33 OR QUALIFIED TO ENGAGE IN THE PRACTICE OF MEDICAL NUTRITION  
34 THERAPY; AND

35 (i) AN OUT-OF-STATE LICENSED PRACTITIONER FROM PROVIDING  
36 MEDICAL NUTRITION THERAPY SERVICES VIA TELEHEALTH TO A PATIENT  
37 LOCATED IN THIS STATE IF THE OUT-OF-STATE LICENSED PRACTITIONER:

38 (I) IS LICENSED IN THIS STATE AS A LICENSED DIETITIAN OR  
39 LICENSED NUTRITIONIST OR HAS OBTAINED A DIETITIAN LICENSURE  
40 COMPACT PRIVILEGE; OR

41 (II) IS A HEALTH-CARE PROFESSIONAL LICENSED OR CERTIFIED IN  
42 GOOD STANDING IN A STATE OR TERRITORY, WITH A LICENSED OR  
43 CERTIFIED SCOPE OF PRACTICE THAT INCLUDES THE PROVISION OF MEDICAL

1 NUTRITION THERAPY AND MEDICAL NUTRITION THERAPY SERVICES VIA  
2 TELEHEALTH:

3 (A) IN CONSULTATION WITH A MEDICAL NUTRITION THERAPY  
4 PRACTITIONER LICENSED IN THIS STATE WHO HAS A  
5 PRACTITIONER-PATIENT RELATIONSHIP WITH THE PATIENT;

6 (B) FOR A PATIENT WITH WHOM THE LICENSED PRACTITIONER HAS  
7 A CURRENT PRACTITIONER-PATIENT RELATIONSHIP, AND THE PATIENT IS  
8 TEMPORARILY PRESENT IN THIS STATE; OR

9 (C) PURSUANT TO A CURRENT PRACTITIONER-PATIENT  
10 RELATIONSHIP, AND SUCH CARE IS LIMITED TO TEMPORARY OR  
11 SHORT-TERM FOLLOW-UP MEDICAL NUTRITION THERAPY SERVICES TO  
12 ENSURE CONTINUITY OF CARE.

13 (2) BY ENGAGING IN TELEHEALTH WITH A PATIENT LOCATED IN  
14 THIS STATE, A LICENSED PRACTITIONER EXEMPTED FROM COLORADO  
15 LICENSURE UNDER SUBSECTION (1)(i)(II) OF THIS SECTION CONSENTS TO  
16 THE APPLICABLE COLORADO LAWS, RULES, AND REGULATIONS GOVERNING  
17 THE LICENSED PRACTITIONER'S PROFESSION; THE JURISDICTION OF  
18 COLORADO; AND THE JURISDICTION OF THE APPLICABLE LICENSING BOARD  
19 REGULATING THE LICENSED PRACTITIONER'S PROFESSION, INCLUDING THE  
20 LICENSING BOARD'S COMPLAINT, INVESTIGATION, AND HEARING PROCESS  
21 AND ABILITY TO SEEK INJUNCTIONS AND IMPOSE CIVIL PENALTIES AND  
22 FINES.

23 **12-223-114. License expiration - license renewal - continuing  
24 education - rules.** (1) THE DIRECTOR MAY RENEW LICENSES UPON  
25 SATISFACTORY COMPLETION OF THE RENEWAL APPLICATION, PAYMENT OF  
26 THE RENEWAL FEE, AND THE SUCCESSFUL COMPLETION OF CONTINUING  
27 EDUCATION REQUIREMENTS, INCLUDING AT LEAST SEVENTY-FIVE HOURS  
28 OF CONTINUING EDUCATION EVERY FIVE YEARS, AS ADOPTED BY RULE.

29 (2) THE DIRECTOR SHALL ADOPT RULES ESTABLISHING CONTINUING  
30 EDUCATION REQUIREMENTS FOR RENEWING LICENSES.

31 **12-223-115. Penalties.** (1) AN INDIVIDUAL WHO PRACTICES OR  
32 OFFERS OR ATTEMPTS TO PRACTICE IN VIOLATION OF SECTION 12-223-111  
33 COMMITS A CLASS 2 MISDEMEANOR PURSUANT TO SECTION 12-20-407  
34 (1)(a)(V)(Y).

35 (2) IN ADDITION TO OTHER PENALTIES OR REMEDIES IMPOSED  
36 PURSUANT TO, OR RULES ADOPTED UNDER, THIS ARTICLE 223, THE  
37 DIRECTOR MAY IMPOSE AN ADMINISTRATIVE FINE IN ACCORDANCE WITH  
38 SECTION 12-20-404 (1)(c) AGAINST AN INDIVIDUAL WHO VIOLATES A  
39 PROVISION OF THIS ARTICLE 223.

40 (3) IN ADDITION TO OTHER PENALTIES OR REMEDIES PURSUANT TO,  
41 OR RULES ADOPTED UNDER, THIS ARTICLE 223, THE DIRECTOR MAY ASSESS  
42 AND COLLECT ALL COSTS INCURRED IN CONNECTION WITH DISCIPLINARY  
43 ACTIONS, INCLUDING INVESTIGATOR FEES, STENOGRAPHER FEES,

1 ATTORNEY FEES, AND HEARING COSTS.

2 **12-223-116. Repeal of article - review of functions.** THIS  
3 ARTICLE 223 IS REPEALED, EFFECTIVE SEPTEMBER 1, 2035. BEFORE THE  
4 REPEAL, THIS ARTICLE 223 IS SCHEDULED FOR REVIEW IN ACCORDANCE  
5 WITH SECTION 24-34-104.

6 **SECTION 2.** In Colorado Revised Statutes, 12-20-202, **amend**  
7 (3)(e)(X) and (3)(e)(XI); and **add** (3)(e)(XII) as follows:

8 **12-20-202. Licenses, certifications, and registrations - renewal**  
9 **- reinstatement - fees - occupational credential portability program**  
10 **- exceptions for military personnel, spouses, gold star military**  
11 **spouses, and dependents - rules - consideration of criminal**  
12 **convictions or driver's history - executive director authority -**  
13 **definitions.** (3) **Occupational credential portability program -**  
14 **definitions.** (e) Subsections (3)(a) to (3)(d) of this section do not apply  
15 to the following professions or occupations:

16 (X) Direct-entry midwives, regulated pursuant to article 225 of  
17 this title 12; **or**

18 (XI) Surgical assistants and surgical technologists, regulated  
19 pursuant to article 310 of this title 12; **OR**

20 (XII) DIETITIANS AND NUTRITIONISTS, REGULATED PURSUANT TO  
21 ARTICLE 223 OF THIS TITLE 12.

22 **SECTION 3.** In Colorado Revised Statutes, 12-20-407, **add**  
23 (1)(a)(V)(Y) as follows:

24 **12-20-407. Unauthorized practice of profession or occupation**  
25 **- penalties - exclusions.** (1) (a) A person commits a class 2 misdemeanor  
26 and shall be punished as provided in section 18-1.3-501 if the person:

27 (V) Practices or offers or attempts to practice any of the following  
28 professions or occupations without an active license, certification, or  
29 registration issued under the part or article of this title 12 governing the  
30 particular profession or occupation:

31 (Y) MEDICAL NUTRITION THERAPY, AS REGULATED UNDER  
32 ARTICLE 223 OF THIS TITLE 12.

33 **SECTION 4.** In Colorado Revised Statutes, 6-1-724, **amend**  
34 (6)(s) and (6)(t); and **add** (6)(u) as follows:

35 **6-1-724. Unlicensed alternative health-care practitioners -**  
36 **deceptive trade practices - short title - legislative declaration -**  
37 **definitions.** (6) A complementary and alternative health-care practitioner  
38 providing complementary and alternative health-care services under this  
39 section who is not licensed, certified, or registered by the state shall not:

40 (s) Recommend the discontinuation of a course of care, including  
41 a prescription drug, that was recommended or prescribed by a health-care  
42 professional; **or**

43 (t) Hold ~~oneself~~ THEMSELF out as OR state, indicate, advertise, or

1 imply to a client or prospective client that ~~he or she~~ THE HEALTH-CARE  
2 PRACTITIONER is a physician, surgeon, or both, or that ~~he or she~~ is THEY  
3 ARE a health-care professional who is licensed, certified, or registered by  
4 the state; OR

5 (u) PROVIDE MEDICAL NUTRITION THERAPY, AS REGULATED UNDER  
6 ARTICLE 223 OF TITLE 12, UNLESS EXEMPT FROM REGULATION PURSUANT  
7 TO SECTION 12-223-113.

8 **SECTION 5.** In Colorado Revised Statutes, **repeal** 6-1-707  
9 (1)(b).

10 **SECTION 6.** In Colorado Revised Statutes, 24-34-104, **add**  
11 (36)(a)(VII) as follows:

12 **24-34-104. General assembly review of regulatory agencies**  
13 **and functions for repeal, continuation, or reestablishment - legislative**  
14 **declaration - repeal.** (36) (a) The following agencies, functions, or both  
15 are scheduled for repeal on September 1, 2035:

16 (VII) THE REGULATION OF DIETITIANS AND NUTRITIONISTS IN  
17 ACCORDANCE WITH ARTICLE 223 OF TITLE 12.

18 **SECTION 7. Act subject to petition - effective date -**  
19 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following  
20 the expiration of the ninety-day period after final adjournment of the  
21 general assembly; except that, if a referendum petition is filed pursuant  
22 to section 1 (3) of article V of the state constitution against this act or an  
23 item, section, or part of this act within such period, then the act, item,  
24 section, or part will not take effect unless approved by the people at the  
25 general election to be held in November 2026 and, in such case, will take  
26 effect on the date of the official declaration of the vote thereon by the  
27 governor.

28 (2) This act applies to offenses committed on or after the  
29 applicable effective date of this act.".".

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