SLS 15RS-2502 ORIGINAL

2015 Regular Session

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SENATE RESOLUTION NO. 170

BY SENATOR DORSEY-COLOMB

HEALTH/HOSPITALS DEPT. Requests the Department of Health and Hospitals to review and update Titles 46 and 48 of the Louisiana Administrative Code to coincide with federal law relative to dietitian nutritionists.

A RESOLUTION

2	To urge and request the Louisiana Department of Health and Hospitals to review Title 46
3	and Title 48 of the Louisiana Administrative Code, relative to professional and
4	occupational standards and to public health, respectively, in order to ensure that these
5	titles are consistent with applicable federal rules with respect to dietitian
6	nutritionists.
7	WHEREAS, the Department of Health and Hospitals (DHH) is empowered to
8	promulgate rules and regulations relative to public health pursuant to the Administrative
9	Procedure Act; and
10	WHEREAS, DHH publishes these promulgated rules through the Department of
11	Administration, office of the state register; and
12	WHEREAS, the Centers for Medicare and Medicaid Services (CMS) published a
13	final rule on May 7, 2014, granting ordering privileges to registered dietitian nutritionists,
14	with respect to patient diets, independent of other medical professionals; and
15	WHEREAS, these privileges include ordering patient diets and may include the
16	ability to order laboratory tests to monitor the effectiveness of the diets; and
17	WHEREAS, the new rule by CMS states that hospitals shall have the authority to
18	determine who within their facility will be privileged to order diets independently; and

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WHEREAS, sections of Title 46 and Title 48 of the Louisiana Administrative Code 1 2 deal with the nutritional needs of patients and menu preparations which are appropriate for 3 such patients and groups of patients; and 4 WHEREAS, Louisiana is a national leader in chronic diseases related to poor nutrition such as diabetes and obesity; and 5 6 WHEREAS, the change of rules and regulations in Louisiana to mirror the federal 7 rule could improve the efficiency and efficacy of nutritional care in Louisiana with the added 8 incentive of bringing cost savings to the Louisiana Medicaid program. 9 THEREFORE, BE IT RESOLVED that the Senate of the Legislature of Louisiana 10 does hereby urge and request that the Louisiana Department of Health and Hospitals review 11 Title 46 and Title 48 of the Louisiana Administrative Code, relative to professional and 12 occupational standards and to public health, respectively, in order to ensure that these titles 13 are consistent with applicable federal rules with respect to dietitian nutritionists. 14

BE IT FURTHER RESOLVED that the Department of Health and Hospitals shall submit its amendments to rules and regulations to the Senate Committee on Health and Welfare and the House of Representatives Committee on Health and Welfare as required under the Administrative Procedure Act.

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SR 170 Original

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the secretary of the Department of Health and Hospitals.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Mary Dozier O'Brien.

DIGEST 2015 Regular Session

Dorsey-Colomb

Requests that DHH review Title 46 and Title 48 of the Louisiana Administrative Code, relative to professional and occupational standards and to public health, respectively, in order to ensure that these titles are consistent with applicable federal rules with respect to dietitian nutritionists.