

The Florida

Dietetics Nutrition Practice Council

Minutes

January 17, 2014

Telephone Conference Call

1-888-670-3525

Participant Code 6808029433 #

Jackie Shank, MS, RD, LDN

Chair

Peggy Cooper, MS, RD, LDN

Vice Chair

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**DRAFT
DEPARTMENT OF HEALTH
DIETETICS AND NUTRITION PRACTICE COUNCIL
GENERAL BUSINESS MEETING
JANUARY 17, 2014**

9:30 a.m.

Call to order – General Business Meeting

Ms. Shank called the meeting to order at 9:32 a.m. Ms. Meinhardt conducted roll call.

MEMBERS PRESENT

Jackie Shank, MS, RD, LDN, Chair
Peggy Cooper, MS, RD, LDN, Vice Chair
Linda Gammon, LNC
Sheah Rarback, MS, RD, LDN

STAFF PRESENT

Lynette Norr, Assistant Attorney General
Lawrence Harris, Assistant Attorney General
Allen Hall, Executive Director
Katrina Adams, Regulatory Supervisor/Consultant
Lillie Meinhardt, Regulatory Specialist II

WIC OFFICE

Nancy Spyker

**FLORIDA ACADEMY OF NUTRITION AND
DIETETICS**

Christine A. Stapell, MS, RD, LDN
Stephanie Norris, MS, RD, LDN
Marlene Gilbert, MS, RD, LDN

OTHERS

Kenneth Woliner, MD, ABFM
Cynthia Henderson, Attorney
Lucille Beseler, MS, RD, LDN/CDE

APPLICANT RATIFICATION LISTS

**TAB 1 List of Applicants Approved to sit for the Examination and issued a
Temporary Permit**

Ms. Shank moved to ratify the list of individuals approved to sit for the examination issued a temporary permit, beginning with Jewel Porter and ending with Erin Louise Goodwin. Ms. Rarback seconded the motion, which carried 4/0. The full list of examination candidates is appended to these minutes.

TAB 2 List of Applicants Approved to sit for the Examination

Ms. Gammon moved to ratify the list of individuals approved to sit for the examination, beginning and ending with Christina C. Zollner Salvador. Ms. Rarback seconded the motion, which carried 4/0. The full list of examination candidates is appended to these minutes.

**TAB 3 List of Licensees Certified for Licensure by Endorsement of
Registered Dietitian Status**

Ms. Rarback moved to approve the list of individuals licensed by endorsement based on their registered dietitian status with CDR, beginning with Heather Robin Levine and ending with Kate Nicole Chang. Ms. Gammon seconded the motion, which carried 4/0. The full list of examination candidates is appended to these minutes.

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RULE REVIEW AND/OR DEVELOPMENT

TAB 4 Proposed Mediation and Citation Rule Language 64B8-44.010 and 64B8-44.005

Ms. Rarback made a motion to accept the rule language provided by Ms. Norr. Ms. Shank seconded the motion, which carried 4/0.

Ms. Rarback moved that the changes to rules 64B8-44.010 and 64B8-44.005 would not have an adverse impact on small business. Ms. Cooper seconded the motion, which carried 4/0.

Ms. Rarback moved that the proposed language change to rules 64B8-44.010 and 64B8-44.005 would not be likely to directly or indirectly increase regulatory cost to any entity (including government) in excess of \$200,000.00 in the aggregate in Florida within 1 year after the implementation of the rules. Ms. Shank seconded the motion, which carried 4/0.

RULES STATUS REPORT

TAB 5 Lynette Norr, Assistant Attorney General

Rule 64B8-40.002, F.A.C., Organization

Discussion ensued.

Ms. Norr recommended the Council withdraw the proposed rule language, and then repeal the rule. The council moved to repeal the rule. Ms. Norr will move forward with the repeal.

Ms. Shank moved that rule 64B8-40.002 be withdrawn and repealed. Ms. Cooper seconded the motion, which carried 4/0.

Ms. Rarback moved that the withdrawal and repeal of rule 64B8-40.002 would not have an adverse impact on small business. Ms. Cooper seconded the motion, which carried 4/0.

Ms. Rarback moved that the withdrawal and repeal to rules 64B8-40.002 would not be likely to directly or indirectly increase regulatory cost to any entity (including government) in excess of \$200,000.00 in the aggregate in Florida within 1 year after the implementation of the rules. Ms. Shank seconded the motion, which carried 4/0.

Rule 64B8-40.004, F.A.C., Organization

Ms. Norr will remove *468.506 Florida Statue* from the rule language and move forward with the rule.

No action is required by the Council.

Rule 64B8-43.002, F.A.C., Nutrition Counseling

The proposed rule language was denied by the Board of Medicine on the basis that the rule would unconstitutionally limit free speech. The Board of Medicine suggests the rule, if challenged, would be unconstitutional.

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The Council agreed not to pursue changes to the rule at this time.
Discussion ensued.

Ms. Shank suggested someone from the council attend the 2014 Unlicensed Activity Training. Ms. Rarback agreed to attend the training. Mr. Hall informed the council he would reach out to the Unlicensed Activity Unit and provide Ms. Rarback with additional information for the training.

The Council asked to review the unlicensed Campaign letter used 2005. Staff will provide this information to the Council at the next meeting.

REPORTS, IF ANY

TAB 6 **Allen Hall, Executive Director**

Report topics:

Expenditures by Function

This was an informational item.

Cash Balance Report

This was an informational item.

NEW BUSINESS

TAB 7 **Fee Change**

The Senior Health Budget Analyst, Melinda Simmons conducted a review and analysis of current fees and projected cash balances.

Ms. Simmons provided 5 different scenarios for the Council's review. Ms. Simmons recommended the council adopt "Scenario 5".

Ms. Simmons indicated scenario 5. Section 456.025, F.S., states that renewal fees "*shall not be more than 10 percent greater than the actual cost to regulate that profession for the previous biennium*". Section 456.025, F.S., states "*It is also the intent of the Legislature that fees should be reasonable and not serve as a barrier to licensure.*"

This scenario proposed the following fee reductions:

- Renewal Fee reduced from \$100 to \$95
- Application Fee reduced from \$100 to \$80
- Initial Licensure Fee reduced from \$175 to \$80

Discussion ensued.

The Council voted to adopt the recommendations in scenario 5 and directed Mr. Harris and staff to update the rules and forms and to have available for the next meeting.

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OLD BUSINESS

TAB 8 October 22, 2013 Dietetics and Nutrition Practice Council General Business Meeting Minutes

Ms. Cooper moved to approve the minutes. Ms. Rarback seconded the motion, which carried 4/0.

OTHER BUSINESS AND INFORMATION

TAB 9 Commission on Dietetics Registration Credentialing Update.

This was an informational item.

TAB 10 Board of Medicine December 6, 2013 General Business Meeting Minutes.

This was an informational item.

TAB 11 Staff Recognition

This was an informational item.

The meeting was adjourned at 11:05 a.m.

Participants in this public meeting should be aware that these proceedings are being recorded and that an audio file of the meeting will be posted to the council's website.

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**Ratification List
ACEND Applicants to sit
For the Registration
Examination for Dietitians
and Temporary Permits
January 17, 2014**

Name	School	Grad Date
1. Porter, Jewel	Univ. of Reading, Berkshire, UK	07/20/2011
2. Batista, Venus Minerva	Florida International University	04/27/2013
3. Goodwin, Erin Louise	University of Maine	06/20/2010

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**Ratification List
ACEND Applicants to sit
For the Registration
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Name	School	Grad Date
1 Zolliner Salvador, Christina C.	Univ. of Health Sciences Of School Sao Camilo, Brazil	03/2009

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Ratification List Licensees Certification for Licensure by Endorsement of Registered Dietitian Status January 17, 2014

License	Number	Licensee Name	Issue Date
1	ND	6702 Levine, Heather Robin	09/30/2013
2	ND	6703 Mcrobb, Shannon Patrick	09/30/2013
3	ND	6704 Carter, Danielle Rachel	09/30/2013
4	ND	6705 Meyer, Stephanie Brett	10/03/2013
5	ND	6706 Tresher, Kylie Webb	10/04/2013
6	ND	6707 Pellegrino, Sara Heather	10/04/2013
7	ND	6708 Rufo, Jennifer Marie	10/07/2013
8	ND	6709 Diaz, Monica J	10/08/2013
9	ND	6710 Page, Elizabeth Grace	10/08/2013
10	ND	6711 Polanco, Perla Marlene	10/09/2013
11	ND	6712 Montoya, Maria De Los Angeles	10/10/2013
12	ND	6713 Bach, Danielle Renee	10/10/2013
13	ND	6714 Duncan, Kaylin M	10/10/2013
14	ND	6715 McMaster, Carrie Lind	10/11/2013
15	ND	6716 Graham, Debra Ann	10/11/2013
16	ND	6717 Ramirez, Evelyn M	10/11/2013
17	ND	6718 Asencio, Jason	10/16/2013
18	ND	6719 Forzley, Emily Margaret	10/16/2013
19	ND	6720 Hamadeh, Shadia Zbib	10/18/2013
20	ND	6721 Hargreaves, Summer Marie	10/18/2013
21	ND	6722 Woodbury, Nancy Joan	10/21/2013
22	ND	6723 Furman, Jessica Denae	10/21/2013
23	ND	6724 Hernandez, Gabrielle	10/21/2013
24	ND	6725 Donovan, Christine I	10/22/2013
25	ND	6726 Dixon, Bethany June	10/24/2013
26	ND	6727 Jackovatz, Suzan	10/24/2013
27	ND	6728 Cole, Jaimie	10/24/2013
28	ND	6729 Tannen, Sarah Alyssa	10/28/2013
29	ND	6730 Addison, Ayasha Maria	10/28/2013
30	ND	6731 Kasselakis, Evaggelia	10/28/2013
31	ND	6732 Pierre, Joann	10/29/2013
32	ND	6733 Forte, Ana Celeste	10/30/2013
33	ND	6735 Brown, Jodi-Ann Georgia	10/31/2013
34	ND	6736 Coughlin, Caitlin Erin	11/01/2013
35	ND	6737 Auslander, Monica Heather	11/01/2013
36	ND	6738 Baker, Alexandria Leigh	11/01/2013
37	ND	6739 Gramstrup, Nichole Marie	11/04/2013
38	ND	6740 Todhunter, Emily Ruth	11/04/2013
39	ND	6741 Morse, Eileen Michelle	11/04/2013
40	ND	6743 Williams, Tyree Jamaal	11/07/2013

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41	ND	6744	Valdes, Idequiz	11/08/2013
42	ND	6745	Shaw, Christina Marie	11/08/2013
43	ND	6746	Bryan, Angela Mulrain	11/12/2013
44	ND	6747	Chisty, Shahzadi Nasima	11/13/2013
45	ND	6748	Kelly, Sara J	11/13/2013
46	ND	6749	Robinson, Nyoka	11/13/2013
47	ND	6750	Shawah, Alana Mary	11/14/2013
48	ND	6751	Minors, Courtney Andrea	11/14/2013
49	ND	6752	Bharj, Jasmine Kaur	11/14/2013
50	ND	6753	Mcmurray, Linda Marie	11/15/2013
51	ND	6754	Bealert, Carissa	11/15/2013
52	ND	6755	Torres, Hedy Allyn	11/18/2013
53	ND	6756	Amerson, Bryee Anne	11/19/2013
54	ND	6757	Jeffords, Ashley Nicole	11/20/2013
55	ND	6758	Stutzman, Mark Daniel	11/27/2013
56	ND	6759	Kenney, Sarah Kathryn	11/27/2013
57	ND	6760	Bella, Maria Alexandra	11/27/2013
58	ND	6761	Fisher, Kayla Lynne	12/02/2013
59	ND	6762	Castelamare, Brooke Rashelle	12/02/2013
60	ND	6763	Szekely, Cheryl Ann	12/03/2013
61	ND	6764	Carranza, Seta	12/06/2013
62	ND	6765	Cochran, Shannon Mahr	12/06/2013
63	ND	6766	Scarcello, Christine Lynn	12/10/2013
64	ND	6767	Connor, Rebecca Lane	12/10/2013
65	ND	6768	Jendersee, Amanda Ann	12/10/2013
66	ND	6769	Stewart, Farrah	12/10/2013
67	ND	6770	Lababidi, Alaa Diyaa	12/12/2013
68	ND	6771	Mcwhirter, Will Cameron	12/13/2013
69	ND	6772	Sullivan, Pamela B	12/17/2013
70	ND	6773	Luu, Jamie	12/18/2013
71	ND	6774	Tyler, Tara Elaine	12/18/2013
72	ND	6775	Tamayo, Jeffrey	12/18/2013
73	ND	6776	Romaine, Erika Rose	12/18/2013
74	ND	6777	Dunaway, Laura Ann	12/18/2013
75	ND	6778	Best, Yvonne Melissa	12/19/2013
76	ND	6780	Ecker, William Robert	12/20/2013
77	ND	6781	Chang, Kate Nicole	12/20/2013