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Details:

(FORM UPDATED: 08/11/2010)

**WISCONSIN STATE LEGISLATURE ...
PUBLIC HEARING - COMMITTEE RECORDS**

2009-10

(session year)

Senate

(Assembly, Senate or Joint)

**Committee on ... Public Health, Senior Issues,
Long-Term Care, and Job Creation (SC-PHSILTCJC)**

COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
 - (**ab** = Assembly Bill) (**ar** = Assembly Resolution) (**ajr** = Assembly Joint Resolution)
 - (**sb** = Senate Bill) (**sr** = Senate Resolution) (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

Your Access to Nutritional Information is at Risk!
Please become informed and take action.

Date?

The Problem:

A bill has been introduced to the Wisconsin Senate Health Committee that creates monopolistic control over all nutritional healthcare. The bill is WI SB 115 - Wisconsin Dietitian and Nutrition Licensing bill. This bill is dangerously restrictive and will jeopardize your access to a wide variety of nutritional healthcare practitioners. This bill will destroy the practices of nutritionists, naturopaths, Nutritional Doctors and others who are not dietitians licensed by the state. One must be a dietitian to be able to recommend any nutritional therapy. Health food stores would only be allowed to give "general" nutritional information.

Quotes from the bill:

"This bill directs the board to license persons as "dietitians or nutritionists." With certain exceptions, the bill prohibits a person who is not licensed from practicing dietetics or nutrition care services. This bill changes the title of a person licensed by the board from "dietitian" to "dietitian or nutritionist," and changes the title of the board to the Dietetics and Nutrition Care Services Affiliated Credentialing Board. In the bill, a dietitian or nutritionist is a person who practices dietetics and nutrition care services." "The bill defines "dietetics and nutrition care services," generally, as the integration and application of certain scientific principles to achieve and maintain optimal human health. In the bill, the practice of dietetics and nutrition care services includes assessing nutritional needs and dietetic and nutrition therapy." End Quotes.

The Solution:

Convince the Wisconsin state Senate that we are opposed to this bill. It is best to kill this bill in the committee. If the bill is not killed in the committee, we will have to fight this bill in the full Senate and Assembly.

What You Can Do:

- Contact your state senator. Use phone call or email. You can also write letters.
Senate hotline: Statewide Toll-Free: 800-362-9472
Senate email: Sen. <Senator's Last Name>@legis.wisconsin.gov
Senate mail: State Senator (Senator's Name), P.O. Box 7882, Madison, WI 53707
- Also contact the members of the Wisconsin Senate Health Committee. This bill must first pass this committee prior to being voted on in the whole senate. The best thing is to kill this bill in committee.
Senate committee members: Senator Tim Carpenter (Chair), Senator Kathleen Vinehout, Senator Dale Schultz, Senator Dan Kapanke, Senator Spencer Coggs
- Sign and/or circulate a petition. Circulate this Flyer. Flyer and Petition can be downloaded from www.healthquestradioshow.com. Look under "Articles".
- Notify your friends and family in Wisconsin and ask them contact their state senator and oppose this bill.
- If you can, go to Madison when the hearings are to be held. Hearing has not yet been scheduled as of April 1, 2009.
- Donate to the Wisconsin Health Freedom Coalition. It costs \$1000 per month for the lobbying efforts in Madison. See address below.

Resources

Wisconsin Health Freedom Coalition - PO Box 53, Sheldon, WI 54766 - (715)-452-5544
website: www.wihfc.com

Health Quest Radio Show - www.healthquestradioshow.com. Here you will find a copy of the bill, a petition, an opposition letter, Senator contact list, and an interview with Nutritionist Karen Hurd. Search for WI SB 115.
Nutritionist Karen Hurd: www.karenhurd.com. Karen is a Wisconsin nutritionist who would be put out of business if this law passes. Karen will be sponsoring busses to Wisconsin should this become necessary.

MERCURY TOXICITY FROM DENTAL AMALGAM FILLINGS

What You Don't Know Could Hurt You

COURSE: 806-177-019 General Anatomy and Physiology (806-177)

INSTRUCTOR: Dr Bruce Forciea

5/10/2009

Laura Kirchner – Anatomy Research Paper

DESCRIPTION OF PATHOLOGY

Mercury toxicity is caused by environmental contamination such as industrial pollution or use of silver amalgam fillings in dentistry. The chief components of the amalgam fillings are mercury and silver. The reason dentists use the silver amalgam fillings are that they are inexpensive and can be implanted quickly and dry rapidly. The problem with these types of fillings is that over time, the mercury leaches out of the fillings from the nerve roots of the teeth and travels into the bloodstream of the patient and then is stored in the fat tissue and adversely affects the nervous system. Symptoms of ill health such as forgetfulness, vision changes, and fatigue are often attributed to aging and dismissed by traditional medicine (i.e., Family Practice, Internal Medicine, Endocrinology, and Gastroenterology) as acceptable symptoms of getting older. As the patient develops symptoms that affect different body systems, each medical specialty treats just the symptoms related to their specialty. The problem with this treatment approach is that the puzzle cannot be pieced together to find the true cause of illness without looking at the body as a whole. In addition, the fact that mercury does not stay in the bloodstream for a long period of time makes it difficult to detect by normal laboratory testing.

SIGNS AND SYMPTOMS

This is a case study of a 45 year old female who presented to a Family Practice physician with multiple ongoing symptoms over a 5 year period of time. Symptoms included extreme fatigue with need to sleep for a 16 hour period of time, mental fogging or need to write notes to remember things, thyroiditis fluctuating between hyperthyroidism and then hypothyroidism, large raised cysts in the hairline, neck, and on the breasts bilaterally, recurrent infections of the bilateral temples, inflammation of the parotid glands, and swollen lymph glands in the bilateral axillary area. Additional symptoms included blurred vision, headaches, hand tremors, diarrhea, muscle spasms, eye twitches, severely inflamed liver, and development of antibiotic resistance.

The physician performed a physical examination which focused on symptomatic treatment without a specific diagnosis obtained. Several courses of antibiotics were tried without success. Since no antibiotics were effective, the Family Medicine physician performed cultures from the infected areas on the temples and chest and found the patient was resistant to all but one antibiotic. This patient had previously used each antibiotic for which she was now resistant. In addition, during the period of liver inflammation, the patient was put on bed rest and leave of absence from work. Ultrasound examination of the liver revealed one 5 cm mass, and four additional smaller masses that were 1-3 cm in size. The patient was referred to a Gastroenterologist for treatment of the liver masses and diarrhea and to Endocrinology for treatment of the elevated thyroid levels.

The Gastroenterologist did another physical examination and performed tumor marker testing to determine if the liver masses were cancerous. The tumor marker did not indicate cancer but no explanation was given for the development of the liver masses. A colonoscopy with biopsy was performed to determine the cause of the diarrhea. Again, no specific diagnosis could be determined and medication was prescribed for symptomatic relief only.

The Endocrinologist performed laboratory testing for investigation of the thyroid level fluctuations. During the course of reviewing the laboratory results, it was determined that the pituitary gland was not functioning properly. An MRI was ordered which revealed a tumor of the anterior pituitary gland. Again, no explanation could be given by the Endocrinologist as to why such a variety of symptoms were developing in an individual who had been healthy previously. The patient's history revealed that there was no history of tobacco, alcohol, or illicit drug use.

Finally, after no determination could be found for the various symptoms presented, the patient was referred to Dermatology to determine the cause of the cystic masses that were developing in the hairline, along the parotid glands, and on the bilateral breast region. The Dermatologist performed a biopsy of the skin cysts and could not give an explanation of the cause for these masses. Again, only symptomatic treatment was offered and the patient developed an allergic reaction to this therapy so treatment was discontinued. The patient decided to consult with an alternative health practitioner (naturopathic physician) after finding no relief or explanation from the traditional medical community.

Naturopathic physicians use a different method of detecting mercury that relies on muscle testing (kinesiology) which will be discussed in more detail later. In this way, they are able to actually tell which areas of the body have higher concentrations of toxins and pinpoint the original area where the contamination started. For example, for the patient referenced in this paper, the mercury levels were extremely high in the area of the parotid glands, lymph nodes of the neck, on the bilateral temples, and heavily concentrated in the bilateral breast tissue. When the body reaches its maximum saturation point of mercury contamination, the skin is the last exit point. The chicken skin appearance (i.e., skin that has a very bumpy appearance and texture) is a key indicator that there are toxins in the body.

HOW THE PATHOLOGY AFFECTS NORMAL ANATOMY AND PHYSIOLOGY

Mercury toxicity can affect each patient in a different way depending on the level of saturation of the toxin in the patient's body. There is a saying called "mad as a hatter"¹ This term refers to the mental deterioration that occurred to people who were employed to make hats in the 19th Century. Mercury was used in that manufacturing process prior to it being known that mercury is toxic to the anatomy of human beings as well as to animals. In addition, in manufacturing waste in Japan, mercury infected the fish population due to dumping of the chemical in the ocean. Since the Japanese people use fish as their main source of protein, the poisoning was not apparent until mothers infected by mercury gave birth to babies with birth defects.²

The patient studied in this paper reported reading a book entitled, *The Great Physician's RX for Health and Wellness*, that reported mercury as an environmental contaminant that can cause numerous health problems³. Toxicity of mercury presents in many forms including development of "Alzheimer's Disease, autoimmunity, kidney dysfunction, infertility, polycystic ovary syndrome, neurotransmitter

¹ The American Journal of Clinical Nutrition 43: February 1986, pages 293-298.

² The American Journal of Clinical Nutrition 43: February 1986, page 294.

³ The Great Physician's RX for Health and Wellness, Nelson Books; copyright 2005, page 174.

imbalances, food allergies, multiple sclerosis, thyroid problems, impaired immune function, and development of antibiotic resistant bacteria."⁴ One of the major dangers in mercury toxicity is that "mercury has a half-life of between 15-30 years in the central nervous system (CNS)"⁵

TREATMENTS

Since the patient reported in this case sought out treatment from a naturopathic doctor (ND), the treatment plan reported will be from that perspective. Traditional medical practices were not successful in this patient either to locate the source of the illness or to propose a cure. A naturopathic doctor (ND) was consulted to determine a diagnosis and treatment plan for this patient. A naturopathic doctor is defined as a "state licensed, 4-year, postgraduate doctor trained in the art and science of diagnosis, prevention, and treatment of disease."⁶ The difference in approach of the ND and an MD (medical doctor) is that the ND focuses on the ability of the body to repair damage of illness or injury without suppressing symptoms.⁷ In the case of the patient studied in this paper, muscle testing (applied kinesiology) was used to determine the nature of the toxins present in the body. The muscle testing is a "non-invasive way of evaluating the body's imbalances and evaluating its needs."⁸ After the patient is examined and muscle testing is completed, the source of nutritional deficiencies is addressed. The philosophy of the ND is to provide the patient with the proper dietary support to allow the body to heal itself instead of just covering up symptoms with medications that don't address the root cause of the illness.

The other treatment that is provided in the case of mercury toxicity from amalgam fillings is to have the restorations replaced with composite (non-metal based fillings). There is a specialized process to remove the silver amalgam material to prevent the patient from reabsorbing the mercury remaining in the old fillings. A substance called bentonite is utilized first for the patient to rinse out the mouth. This material absorbs residual mercury that may be in the oral cavity prior to the start of removing the dental fillings. Then a rubber dam (a piece of rubber material cut out to isolate the tooth being drilled) is utilized to prevent any drilling material from being swallowed. A specialized air purifier is utilized during the drilling process to protect the dentist and the patient from contamination during the removal fillings. There is constant suction being done during the filling removal to prevent any drilled material from being ingested by the patient. After all the fillings are removed, the final step is for the patient to again rinse out the mouth with bentonite to clear any residual material.

One major caution should be stated regarding filling removal. If a patient has a substantial amount of amalgam fillings in the mouth, the removal and replacement should be done at a slow pace. The reason for this is that the body has been compensating for the toxins over a period of years. If all fillings are removed at one time (as was done with this patient), the body is flooded with imbalances due to the chemical change that has just occurred from the filling removal. The consequence is that the fatigue, strain on the kidneys, intestinal system, oral cavity, and skin is overwhelming. This patient reported needing to sleep up to 16 hours a day after the fillings had been replaced, had severe mouth

⁴ Mercury Toxicity and Systematic Elimination Agents, www.mercola.com, March 2001, page 2.

⁵ Mercury Toxicity and Systematic Elimination Agents, www.mercola.com, March 2001, page 2.

⁶ Naturopathic Medicine & Mercury Detoxification, www.naturedox.com, page 1.

⁷ Naturopathic Medicine & Mercury Detoxification, www.naturedox.com, page 1.

⁸ Goodhealthinfo.net, pg 1.

pain, blurred vision, headaches, and massive outbreaks of boils on the skin. This adverse outcome could have been avoided if the patient would have been advised by the dentist that only a few fillings should be replaced at one time and then give the body a chance to adjust to the change in chemical composition.

PROGNOSIS

The prognosis for a positive outcome is good for most patients. If the mercury has been present in a high enough concentration for an extended period of time, there could be permanent kidney damage since the kidneys are one of the exit routes for mercury from the body. The other issue is that since mercury has a half of 15-30 years in the central nervous system⁹ some health affects may not reveal themselves until later in life and may not be properly diagnosed or dismissed as part of the aging process. A positive outcome relies on the patient getting proper treatment for detoxification from the mercury as well as following proper nutritional protocol to assist the body to heal itself.

SUMMARY

"Dental amalgam fillings are the major source of mercury toxicity."¹⁰ Until the American Dental Association (ADA) discontinues use of the silver amalgam fillings, the health hazard to any patient receiving these restorations is high. In a statement made by the ADA president, Dr Robert Anderson, "there is no sound scientific evidence supporting a link between amalgam fillings and systematic diseases or chronic illness."¹¹ Since the silver amalgam fillings are cheap and easy to use, dentists won't stop using them until the public demands that they do so. There is enough scientific proof showing that danger of using the silver amalgams, so why not just discontinue their use? The sad fact is that years of the patient's life reported in this paper were spent needlessly suffering through numerous, costly medical procedures, and it all could have been avoided by a simple change in the material used in dental fillings. This patient is angry, wouldn't you be?

⁹ Mercury Toxicity and Systematic Elimination Agents, www.mercola.com, page 2.

¹⁰ Mercury Toxicity and Systematic Elimination Agents, www.mercola.com, page 1.

¹¹ Mercury Toxicity and the American Dental Association, www.healingdaily.com, page 1.

BIBLIOGRAPHY

- ¹ The American Journal of Clinical Nutrition 43: February 1986, pages 293-298.
- ² The American Journal of Clinical Nutrition 43: February 1986, page 294.
- ³ The Great Physician's RX for Health and Wellness, Nelson Books; copyright 2005, page 174.
- ⁴ Mercury Toxicity and Systematic Elimination Agents, www.mercola.com, March 2001, page 2.
- ⁵ Mercury Toxicity and Systematic Elimination Agents, www.mercola.com, March 2001, page 2.
- ⁶ Naturopathic Medicine & Mercury Detoxification, www.naturedox.com, page 1.
- ⁷ Naturopathic Medicine & Mercury Detoxification, www.naturedox.com, page 1.
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- ¹⁰ Mercury Toxicity and Systematic Elimination Agents, www.mercola.com, page 1.
- ¹¹ Mercury Toxicity and the American Dental Association, www.healingdaily.com, page 1.



Date?

Representative Kathleen Vinehout:

My name is Candice Schreiner and I am a resident of Eau Claire, Wisconsin.
I am asking you **Please say "NO" to SB115** and here's why:

Two years ago I was suffering with Iron Deficient Anemia due to excessive monthly blood loss, which was caused by Uterine Fibroids. My doctor informed me that my options would be to either have the fibroids removed -- in which case there is a significant chance they would grow back and a risk of infection; or have a hysterectomy, which would expose me to the risk of infection and side effects such as displaced bowel and bladder -- leading to prolapses, incontinence, depression, insomnia, or uncontrollable hormone imbalance (just to name a few). I was at a loss as to what to do, not liking any of these options. By chance I found out about a Nutritionist through a friend at church. She had had similar, but even more severe problems than I did and was healing herself through changes in diet recommended by her nutritionist. I decided to give it a try and if it didn't work, I'd go back to my medical doctor for one of the above-mentioned procedures. I followed the advice of my (non-ADA) nutritionist and not only have I resolved the problems with Uterine Fibroids and Anemia, but surprisingly have also experienced some additional positive side effects. My mind is clearer; I no longer suffer from mucus build-up in the back of my throat and sinuses that I have endured most of my adult life; my skin is healthier; and I have much more energy!

That is my personal story. I have just a few more points to make:

- 1) Cost: Consultations with my (non-ADA) nutritionist over the past year and a half have cost me approx. \$300. Compare that to what my "traditional medical" options would have cost. Just think of all the additional medical expenses I would have incurred with one or more negative side effects!
- 2) Who's really benefiting here?? Look at just a few corporate sponsors included on the list for the American Dietetic Association -- CocaCola, Pepsico, Mars, Distilled Spirits Council of the U.S. (attached list) Do we really look at these companies as beacons of a healthy diet??
- 3) Who has been harmed by using non-traditional nutritional advice and council -- where are all the victims??

I believe that SB 115 is overreaching. It is not a matter of public health or safety. It is about greed and creates a monopoly on nutritional therapy to the sole benefit of the ADA. By insisting that all state licensees be certified by one association (in this case the American Dietetic Association), the consumer's right to choose (that's your right and my right) is taken away.

Now is the time to enact Health Freedom Legislation in Wisconsin.

Candice Schreiner

9-16-09

2351 Sherman Ck Rd.
Eau Claire, WI 54703

Board

Go Back

ADA Foundation 2007-2008 Donors (dollar amount)

Annual Revenue American Dietetic Association Corporate Sponsors:

Abbott Nutrition (Laboratories): \$31.94 billion

GlaxoSmithKline: £22.7 billion or \$31.6 Billion

Pepsico: Sales \$20 billion

The Coca Cola Company: \$7.6 billion

Mars, Incorporated: \$21 billion

Colgate Palmolive: \$15.3 billion

Distilled Spirits Council of the US: \$19 billion

ARAMARK: \$11.33 Billion

ECOLAB: \$1.44 billion

McNeil Nutritionals: \$53.3 billion

Mead Johnson: \$2.1 billion subsidiary of Bristol-Myers \$19.3 billion

General Foods: \$13.7 billion

Alcoholic beverages

Sugary soft drinks

Candy

Sugar-sweetened cereals

Complete list of sponsors:

http://www.edaf.org/cps/rde/xchg/adaf/ins.xsl/adaf_home_8521_ENU_HTML.htm

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Information contained herein deemed to be reliable, but not guaranteed



Dear Senators and Representatives,
I reside in Sen Kreitlow's and Rep Wood's District and have business interests in Fall Creek, Strum and Gilman, WI (each community's nursing home is owned or co-owned by myself).

Date?

As I understand, SB 115 has been introduced and will have the effect of prohibiting, among other things, Nutritional Counseling by other than a Registered Dietician or other similarly "credentialed" professional. As a "Certified" Social Worker who has been involved in the field for more than 35 years, including prior to "certification" requirements I can tell you firsthand that "certification" does NOT equal quality or consistency. I also am a "Licensed" Nursing Home Administrator of over thirty years. Other than setting up a complicated bureacracy, a review board and, of course, semi-annual "licensing fees" there is no correlation to quality or competency.

My wife has been an insulin dependent diabetic for over thirty years. Last January she started seeing a private Nutritional Consultant, Karen Hurd in Fall Creek, WI. Ms. Hurd is a former Military Officer, holds two undergraduate degrees and I believe a Masters and is now working on her PhD in Nutrition. She has helped hundreds of clients achieve a much improved life style through nutritional counseling, using only NATURAL foods, no drugs or radical herbal supplements (but lots of beans!!). As a result of her efforts and working closely with my wife's Endricrinologist my wife, Mary Lee, no longer takes insulin shots, enjoys far more stable blood sugars and has lost 35#. As a side benefit, I also shared my wife's diet and lost 25# which we have both kept off for several months now.

I work with Registered Dieticians at my nursing homes weekly as well as Certified Dietary Managers at each facility. I am not aware of any abuses or problems that would demand such a radical solution. It sounds more to me like the professional Dietician lobby has decided to promote job security like the multiple "regulated" professions before them.

Please advise me as to the critical public interest that requires another layer of bureacracy and administrative rule-making to protect us from choice, options and a wholistic approach to health and well-being. We are finally starting to come to grips with consequences of this country's poor eating habits: obesity, heart-disease, diabetes and it seems to me we should be welcoming all the support and options available to us.

I understand that Karen Hurd is setting up visits to your Madison offices on September 17, which I unfortunately won't be able to attend. I hope you or your staff will have the opportunity to listen to her perspective.

Thank you for your consideration and I will be looking forward to your response.

Sincerely,

John (Jack) Halbleib
4705 145th St
Chippewa Falls, WI 54729

Phone 715-723-0516

Administrator and Owner - Fall Creek Valley Care Center Owner - Crystal Lake Manor, Strum, WI Co-owner - Gilman Care Center, Gilman, WI



Date?

I am sorry that I cannot make the trip with you. I have however, sent the following to both Senator Jauch and representative Hubler:

"Hello,

I am writing to ask you to please vote NO on bill SB115, the bill that would prohibit nutritionists and others from giving nutritional counsel. I have been seeing Karen Hurd for almost a year and a half and have never been to a doctor or dietician that has helped me as much as she has. I was a type 2 diabetic with high blood pressure, extreme triglyceride levels and horrible cholesterol counts.

I was taking a handful of pills twice a day, being told that I needed more and that I was going to have to start taking Insulin shots. Thanks to Karen's extreme knowledge of the way the human body works and her sound advice, I am now back to normal and take no meds. It was her counsel and genuine concern that finally made all the difference in my life. And for the record, my doctor has supported my decisions and has been amazed at what Karen and I have accomplished. Without her and others like her, many people will no longer get the type of care that they need.

Again, I ask you to vote NO on SB115 and its amendments and support Health Freedom legislation.

Thank you for your time and support,

Jay Lovelady
2985 9 5/8th Ave.
Chetek, WI 54728



Dietitian Bill "Fences Out" Nutritionists

Date?

Overview

Standard Process Inc. is a Wisconsin-based manufacturer of nutritional whole food supplements, recently named one of America's Healthiest Companies by the Wellness Councils of America. Based out of Palmyra, Wisconsin, Standard Process employs over 240 Wisconsinites, manufactures more than 300 separate products through two separate product lines, is the sole U.S. distributor for an Australian herbal product line, and has been listed as one of INC Magazine's fastest growing private companies in America.

As Standard Process is uniquely positioned in the nutritional supplements market, they have a different perspective on the Dietitian Licensing bill SB-115. The bill, which proposes to define dietitians and subsequently require them to be licensed practitioners, stands as a clear "fence-me-out" bill that would limit personal choice in deciding nutritional issues, and would introduce a great deal of uncertainty and discouragement into the nutritional market.

Details of Concerns

First and foremost, no one has been harmed by the lack of licensing for dietitians. Because of that, the initiative for this bill has not come from the public – it has come from dietitians wishing for a board, licensure and title protection. While this would give dietitians accreditation, it would force out nutritionists who give nutritional and supplement advice.

Secondly, there is no one standard, proven, effective school of thought in nutrition and in the practice of nutrition. Nutrition is a constantly evolving area of knowledge, study and practice. There are a large number of alternative and complementary methods and practices that are used by both dietitians and nutritionists. By adapting licensing, Wisconsin would effectively shut out a number of perfectly acceptable, and many would say effective, alternative and complementary practices and therefore greatly limit the amount of choice in the marketplace.

Third, this bill limits the field of who can advise and disseminate information, and in other places is vague in its regulation – an uncertainty which would lead some to avoid the nutritional market, or risk the threat of lawsuits.

Specific concerns raised by SB-115:

- Creates a special class of individuals who appear to be more qualified than others to provide nutritional information and services based on vague standards.
- Equates and uses synonymously the titles "nutritionist" and "dietitian", and prohibits the use of either term by a practitioner unless a licensed dietitian.
- Is unclear where the line is drawn between merely providing information (allowed without a license) and nutritional advice.
- Monopolizes who determines what constitutes "conventional dietitian teaching" when many such schools of thought exist.
- Places vague limits on healthcare professionals.
- Limits consumer choice in deciding health and nutrition issues.
- Limits and discourages free market and entrepreneurial research and development in nutrition.

Conclusion

In short, Standard Process agrees with the premise of SB-115 – protecting the nutritional standards and well-being of the public at large. But the bill does not do this – if anything, this bill protects dietitians while limiting the range of choices for the public, in turn discouraging economic growth in the industry and discouraging the advancement of nutrition.



Comments on the draft bills LRB1946 and LRB1554
Bills to license Dietitians and Nutritionist in Wisconsin

Gary Cohen, Ph.D.
6841 Chester Dr. Apt. B
Madison, WI 53719

Became
SB115

Date?

Comments on the draft bills LRB1946 and LRB1554
Bills to license Dietitians and Nutritionist in Wisconsin
Gary Cohen, Ph.D.
6841 Chester Dr. Apt. B
Madison, WI 53719

I am a former research chemist with a B.S. in chemistry from Rensselaer Polytechnic Institute, where I graduated cum laude, and a Ph.D. from Northwestern University. I specialized in organic chemistry, natural products synthesis.

I am a member of the ACLU and am appalled by the continuing attempt by the Wisconsin Dietetic Association (WDA), a branch of the American Dietetic Association (ADA), to outlaw free speech and association concerning food and nutrition. Some members of the Wisconsin legislature are again planning to introduce dietitian licensing bills. In the 2007-2008 session those bills were AB742 and SB394. They were defeated then. Now the new drafts are labeled LRB 1554 and LRB 1946, identical companion bills in the Assembly and Senate. State Representative Terese Berceau sent me a copy of LRB 1946. Here are some sections of the draft bill:

448.71 License required. Except as provided in s. 448.72 no person may engage in the practice of dietetics and nutrition care service unless the person is licensed as a dietitian or nutritionist under this subchapter.

448.72 Applicability. No license is required under this subchapter for any of the following:

448.72 (11) (a) A retailer that furnishes oral or written general nutrition information related to food, food materials, dietary supplements, and other goods sold at the retailer's establishment or a similar establishment in connection with the marketing and distribution of the food, food materials, dietary supplements, or other good at the retailer's establishment.

(b) A person that furnishes oral or written general nutrition information related to food, food materials, or dietary supplements or the marketing of food, food materials, or dietary supplements, provided the person is not engaged in the practice of dietetics and nutrition care services.

But what is the "practice of dietetics and nutrition care services"? According to **448.70(6)** "Practice of dietetics and nutrition care services" includes each of the following *but does not include the retail sale of food products or vitamins* [my emphasis added]:

(a)

(b)

(c) "Providing nutrition counseling to an individual or group of individuals regarding health and disease."

That may sound innocent enough until you look at the dictionary definition of counsel, from which the word "counseling" is derived. One definition of "counsel" is "to

give advice to; advise." Another definition is "to urge the adoption of, as a course of action; recommend (a plan, policy, etc.)." If I speak to an individual or group about what constitutes a healthy diet and what constitutes good quality food, I am breaking the law under this bill. Ironically, that would include my government representatives, if I urge them to adopt a certain law to improve the nutritional quality of certain groups within the population, or the population as a whole, such as to remove junk food from school cafeterias.

There is also the question of equal protection under the law. The bill allows untrained retail store clerks to provide nutritional information, but I, with a Ph.D. in chemistry--and who specialized in organic chemistry/natural products synthesis--will be told to shut up. The bill states, see above under 11(a), that the retail sale of food products or vitamins is not covered by this bill, but does not include the phrase "provided the person is not engaged in the practice of dietetics and nutrition care services." That phrase is included for the rest of us. In other words, totally untrained or unqualified retail store clerks are being given free speech while mine is being taken away.

I also think that the law could be interpreted to prevent herbalists from practicing because the dividing line between herbs and foods are very arbitrary. Some, like the herbs and spices one uses in cooking, are generally put in both categories. Furthermore, the section on chiropractors says:

446.02 (6m) No chiropractor may provide counsel, direction, guidance, advice, or a recommendation to a patient regarding the health effects of vitamins, herbs, or nutritional supplements unless the chiropractor has been issued a certificate under sub. (2) (c). This subsection does not apply to a chiropractor licensed under this chapter who is licensed as a dietitian or nutritionist under subch. V of ch. 448 [DIETETICS AND NUTRITION CARE SERVICES AFFILIATED CREDENTIALING BOARD].

It seems clear from this paragraph that the legislators consider herbal medicine to be a branch of dietetics and nutrition and will be indirectly outlawing it. I am opposed to the outlawing of herbalists.

Under this bill our freedom of speech and association is being callously curtailed. We could not give nutritional advice to our family, friends, associates, or larger groups. I am a member of The Weston A. Price Association (<http://www.westonaprice.org/index.html>), which is dedicated to improving people's nutrition and the quality of the foods we all eat. At our local chapters we have discussed many issues of nutrition and food quality. Even if I give no specific information to a given person, my saying that commercial, pasteurized milk is not good for you and that raw milk from pastured cows is healthier is advising, by implication, everyone in the group to not consume it. That would be illegal under the bill.

The health of our nation is a major issue now. Our so-called health care system--really a sick care system--is bankrupting the nation. We need more debate on what constitutes a healthy diet, not less. The best way to protect our freedoms is to make sure we don't lose them in the first place. We must not let this bill pass. Even if the State does not take

action against those who choose to differ with the prevailing views on nutrition, as I and my friends do on some issues, the law will have a chilling effect if it passes as is.

Along with my objections to the restrictions on my Constitutional rights, I also must question the ADA's competence to give people nutritional advice. I looked at their website and have come to two conclusions. One, they never question any product that the conventional foods industry produces. And two, they take money from some of these conventional foods producers. The former means that they blindly accept whatever information they are told, so cannot be an authority on anything. The second means that their ignorance on the harmful effects of conventional foods and drinks can be bought. Therefore, I don't want the ADA to decide who is competent to practice dietetics or nutrition, but that is what the draft bills will do.

Sincerely yours,

Mary Cohen, Ph.D.,

Gary Cohen, Ph.D.



Debbie Horner
428 Hewitt St.
Eau Claire, WI 54703

SB 115?

Date?

To Whom it May Concern:

I am writing in support of Karen Hurd and others who choose to practice nutrition in a different style than registered dietitians. It is my understanding that there is a bill they are trying to pass that would make it illegal to practice nutrition unless you are a registered dietitian. While I'm sure registered dietitians are very knowledgeable, I have chosen to use the services of Karen Hurd, nutritionist. She is extremely knowledgeable and qualified to instruct on nutrition. I simply cannot understand why there is such strong pressure to pass this bill. We live in a free country and should have the choice of who we see for nutrition counseling. There's nothing right or wrong about either one, they're just different. Leave the choice up to individuals. There are many people in our state who choose to practice nutrition in different ways. Passing this bill will put them out of business. This is no small thing, especially with today's economy. I can't think of one good reason for this bill. If they are saying it is to protect people, that is a thinly veiled lie, being used to promote their business. Please don't let power + money talk, but consider what is best for all. I personally have benefitted + continue to benefit from the services of Karen Hurd.

Sincerely, Debbie Horner
715-834-6859



Senator Krietlow and/
To Whom it May Concern,

SB115?

Date?

In July of 2001, my daughter almost died. It was a phone call in the middle of the night every parent dreads. She had attended LifeFest in Oshkosh, WI & experienced a severe asthma attack.

As I drove from Chippewa Falls to the hospital in Oshkosh, I learned that she had turned blue, passed out & been intubated at the campground. She was lying in the hospital on a vent fighting for her life. She spent 2 1/2 weeks in the hospital on & off the vent before finally being discharged. Her system had been racked & she was now on many steroid medications & inhalers.

The weeks and months that followed were filled with many wonderful Drs - specialists, medications, & more hospitalizations.

Lindsey developed Post-Traumatic Stress Syndrome from almost dying

and became sleep deprived with 21 days without sleep. She became depressed and suicidal. After all the asthma medications she was already on, depression meds were added.

One of the side effects of the depression meds was migraines. Of course Lindsey developed them with a very weakened immune system after the trauma.

Another medication was added to take care of her migraines and lo and behold she developed stress-related ~~migr~~ seizures which led to more medications & hospitalizations.

The doctors I consulted were wonderful but I was tired of one medication's side effects leading to new problems & a medication to then take care of that side effect.

I wanted my daughter off this hamster wheel & that's when I contacted Karen Hurd,

a nutritionist.

I had heard about Karen from several ladies from my church whom she had helped.

From the very first appointment, Karen told me why Lindsey had experienced all these symptoms & the reasons why. She also gave me hope Lindsey wouldn't have to continue being this way - something the doctors never believed.

Karen set Lindsey up on a plan of nutrition - healthy eating in a very precise way - no more medications - no more side effects - that was the goal.

Within a few months of following Karen's advice, Lindsey no longer had seizures or migraines or depression. She no longer had to be on any medications except her PRN meds for an asthma attack. The doctors were amazed at her progress, but I wasn't. We were finally done with the band-aids and had gone to the source of her

problems - a weakened immune system.

I do believe there is a place for doctors, a place for medications, a place for dieticians, and a place for nutritionists. Just as all of us develop different illnesses, we also need different & varied ways to combat them. I hope that I will continue to be allowed the freedom to know my families needs and choose the health management that works for us whether that be a dietician or a nutritionist. Without that choice, where would my now 23 year old healthy daughter be today?

I am in opposition to SB 115. Please allow me to continue to have the freedom to take care of my health & consult with whom I wish.

Elizabeth Slack
19756 70th Ave
Chippewa Falls, WI
54729



SB115?

Date?

Thomas, to whom it may concern

Please speak up on all of our behalf.
 About natural health nutrition. There
 are a lot of people who need and use
 the advise & knowledge all the ones
 who advise us on supplements and
 healthy eating. I personally have lost
 weight, lower my cholesterol, controlling
 my blood pressure. Had floaters in my
 eyes. Now I see better. Feel so much
 better. She caught my thyroid condition.
 so I could do something about it. Before
 it is to late.

We are all in the world to help each other out.

Jesus has saved us from our sins &
 done so much for all of us. Sincerely,
 In return we can help others. Marcella
 Kueper
 Kennesaw, GA 30144



Kayleen Soden

SB115?

Date?

15

"It's all in your head." I have heard that statement from family, friends, doctors, and psychiatric personnel. On regular basis I suffer with hypoglycemic-like issues, headaches/migraines, attention issues; pains in my joints, skin, bones, and muscles. I also frequently suffer with colds, bronchitis, etc... as well as depression anxiety. I wish I had time to tell you about my full medical history. I have been to doctors, specialists, psychologists and psychiatrists. I have been through embarrassing procedures, ^{as well as} ex-rays, tests, and medications. I have been misdiagnosed at least once with what was thought to be asthma. Inhalers further inhibit my ability to breathe and every medication I have ever taken has come with terrible side effects. I wish I could tell you about doctors who have given me exams as a child that were not explained to me and emotionally carrying. I would tell you about other doctors who have insisted I need a ~~psychiatrist~~ psychiatrist (my therapist was insufficient in his mind) because I was nervous to meet with him without a nurse. I would tell you how I know my body and when I have certain illnesses that I have had to pay large doctor bills because of multiple visits due to them not agreeing with my diagnoses" so-to-speak. I would tell you of a friend who was maimed by a surgery gone bad and another who lost her husband due to less than intelligent decisions in the emergency room.

If only I had a day to tell you all I have been through. Recently I began to see Chiropractor

Jeremy Stender and nutritionist Karen Hurd.
Since seeing them, my depression/anxiety has
gotten better and ^{migraines are rare} my circulation has improved
as well as my eating habits and illnesses
have been at bay. Not to mention care that is
affordable for me.

^{newayitis} I urge you to stop SB#115 from passing
as it assumes the only medical/nutritional
intelligence lies in those licensed by the state.
I am living proof that is an incorrect theory.
Please consider what this bill will do our
freedom of choice as U.S. citizens and what
it will do to our already wavering economy.
~~We~~ The WI Health Freedom Coalition has
formed a bill that will allow Health Choice
freedom as well as ~~keep~~ ~~the~~ set up accounts
for non-registered health care persons.

U.S. and WI state citizens deserve
the freedoms of our Constitution.



Nutritional Testimony

SB 115? Date?

My name is Missy and I have been helped numerous times by natural health practitioners. One of the many times that I was helped was about 1 year ago when I had a rotator cuff injury. I could raise my arm no more than a few inches from my body, so I went to see the doctor. He suggested medication and said there's a 50% chance that I would need surgery. Instead of medication and surgery, a naturalist suggested an essential oil called "pan away", as well as some physical therapy. I took their advice and within a couple of weeks I could raise my arm straight up in the air without pain. What is the purpose of passing this bill when millions of people are helped by natural health practitioners?

Melissa Bauer
N8000 Woody Lane
Ixonla, WI 53036



SB 115 ? Date ?

Dear HR Department/& Employer,

Date:

Re: Benefit Plan

I am asking that you add Alternative Health Associates, Ltd, to our plan. We have been referred to a specialized Doctor who is a Board Certified Naturopathic Doctor, Board Certified Orofacial Myologist and a Licensed Dental Hygienist. Dr. Gail Kopin RDH COM ND is an integrated professional. Dr. Kopin works with children and adults for preventive and or alternative health care. Matter of fact, the costs of her therapy, lab analysis screenings, and services are much lower then conventional medicine. Approximately 75% lower. This is a huge savings to us the employer and the insurance company. I believe Dr. Kopin's methods of finding the root and the cause of the problems help eliminate many extra costs in the future.

If you want to keep our company costs down, you may want to seriously consider adding Naturopathic Doctors, and Orofacial Myologists to the benefit plan. It surely makes sense to me. Here is our Doctors name, address and board certification numbers. Enclosed is copy of her brochure and services.

Alternative Health Associates, Ltd.

Dr. Gail Kopin N. D.

504 S Rand Road

Lake Zurich, IL 60047

#847-955-0800 email: DrGailND@alternativehealthassoc.com

www.alternativehealthassoc.com

American Alternative Medical Association/ Board Certification # 60202604

American Association of Drugless Practitioners/Board Certification # 72862604

International Association of Orofacial Myology/Board Certification # 114-C-97

Licensed Dental Hygienist # 0200005872

Please call me with your remarks.

Dr.Gail Kopin/Alternative Health Associates



SB15? Date?

Natural medicine has helped me in ways that a trained professional could not. Eight weeks after having a cesarean procedure, I was feeling incredible pain near the scar. I went to the doctor/my gynecologist that performed the surgery and for weeks, all that my doctor gave me were painkillers. I saw two other doctors and they just performed more tests to prove that it wasn't an infection, which I appreciated but they had no recommendations beyond that. After returning to my gynecologist, she recommended that I see a physical therapist. I decided I would go to Marty at Total Health because I couldn't understand how a physical therapist could help a lower abdomen pain. Marty recommending changing my diet (trying to eat carbohydrates through vegetables and fruits, not grains), had me taking some whole food vitamins and suggested I rub "wheat germ oil" on the scar twice a day. Also, I had a few cold laser treatments performed directly on the scar. Within two weeks, I was feeling completely back to normal. I have seen Marty periodically for different ailments in which he's always had great advice and reminded me to get back into eating healthier. I have **never** had the same kind of advice from a professional doctor. I believe they can help when help is needed, and that's usually past the point of prevention: when you're already suffering. I think the naturopathic and homeopathic doctors help beyond what doctors are "trained" to do. They provide alternatives and ways to prevent disease and illness, not just treat it. By making these services illegal, you're taking away the right to choose how people want to live their lives. I think it's disgusting that anyone would think it would be "okay" or permissible to take away or make illegal these services.

Meghan Mack

3240 N Bartlett Ave

Milwaukee, WI 53211

414-467-9204



SB115? Date?

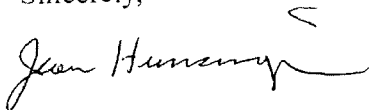
To whom it may concern,

I was diagnosed with rheumatoid arthritis in 1988. I've been on most of the medications for the treatment of the rheumatoid including the gold injections years ago. I've been to the Mayo Clinic in Rochester and currently seeing a rheumatologist in Eau Claire Wisconsin. For the last 5 years I've been on Remicade infusions you've probably seen the commercials on TV. Remicade is very expensive. At my highest dosage were talking over \$6000.00 every 6 weeks. Yes thats right it averaged to \$1000.00 a week.

In July of 2008 I started seeing Karen Hurd a nutritionist. No one had ever talked about my diet effecting the arthritis. After making some drastic changes in my eating habits we've been able to cut my medications by 2/3. I'm feeling much better and can hardly believe it myself. I was basically looking at having to eventually go on disability because of my condition. Now I'm hoping to be able to get completely off my medication. You may ask are you sure the arthritis hasn't just gone into remission. My response is yes because when I go back to my old ways of eating I pay the price.

Karen doesn't prescribe medications. She tells you how to heal your body through food. Not only what to eat but what Not to eat. I see absolutely no harm in that.

Sincerely,



Jean Hunsinger
PO Box 763
532 First Street
Chetek, WI 54728
715-642-0966



SBI15?

Date?

Hi I'm ashley althoff and I could have been going to moms funeral right now. The doctors gave her alot of medicines and nothing worked. If she wouldnt of met Karen hurd she would be dead. if you pass this bill you are putting alot of peoples life at steak.

EAUCLAIRE WI

ASHLEY ALTHOFF



SB 115 ? Date ?

At the age of 51 I was told thru a MRI screening, that I have only one Kidney (I was born that way), and that it was leaking protein this was confirmed after doing a 24 hr urine test. After seeing nephrologists I was told that within 7 to 8 years I would be on Kidney dialysis. Currently I am 60 ½ years old and I feel better then when I was 56. About 4 years ago I was working a 40 hr work week and at the end of the week I was so exhausted that I required 2 days of complete rest before I could start to feel better. I had put on over 50 pounds and I could not take it off because I was tired all the time. My care giver was able to bring me back where as of today I have found a personal trainer and I have to date taken off 50 lbs. Also I have enough strength to continue training. I have never run a day in my entire life and at the age of 60 1/2 I am currently running a mile and a half per day. I am asking you to vote against this bill because if I did not have a choice I probably would be on kidney dialysis today and you know what kind of cost that would be, I would no longer be working and would probably be on disability taking money from the government which has enough problems with the current economic situation.

I believe that citizens should have a choice of where they get there information and help in healing their bodies, The government should help and encourage citizens to be active in maintaining their health not take away all avenues of which they might choose.

Thank You for your time, and the opportunity for me to express my opinion.

Tom Stodola
99 Navarino Street
Algoma, WI 54201
920-487-9877