

MONDAY, FEBRUARY 4, 2002

RULE ADOPTION
LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS

**STATE BOARD OF RESPIRATORY CARE
TEMPORARY LICENSURE**

Adopted Amendment: N.J.A.C. 13:44F-5.1

Proposed: July 2, 2001 at 33 N.J.R. 2244(a).

Adopted: September 11, 2001 by New Jersey State Board of Respiratory Care, James Brophy, President.

Filed: January 8, 2002 as R.2002 d.39, without change.

Authority: N.J.S.A. 45:14E-7.

Effective Date: February 4, 2002.

Expiration Date: May 23, 2002.

Summary of Public Comment and Agency Response:

No comments were received.

Federal Standards Statement

There are no Federal standards or requirements applicable to the adopted amendment.

Full text of the adoption follows:

<< **NJ ADC 13:44F-5.1** >>

13:44F-5.1 Temporary license

(a)-(c) (No change.)

(d) The holder of a temporary license shall take the examination administered by the National Board of Respiratory Care or its successor organization within six months of issuance of the temporary license unless the temporary license holder can demonstrate undue hardship to the Board. The temporary licensee shall submit a request to the National Board of Respiratory Care to inform the Board of the temporary licensee's test results. The temporary license shall expire six months from the date of issuance except that if the candidate fails the examination, the provisions of (d)2 and 3 below apply.

1. Upon notification that he or she has passed the examination, the temporary licensee shall submit the initial license fee as set forth in N.J.A.C. 13:44-8.1 within 10 days if the temporary licensee intends to practice respiratory care in the State of New Jersey.

2. If a temporary licensee is notified that he or she has failed the examination for the first time, the temporary license shall expire 10 days from such notification and if he or she intends to continue in the practice of respiratory care, he or

she shall:

- i. Apply to the Board for a one-time temporary license renewal; and
 - ii. Submit to the Board the temporary license renewal fee as set forth in N.J.A.C. 13:44F-8.1.
3. Upon issuance of the second temporary license, the temporary licensee shall take the respiratory care examination within six months of the issuance of the temporary license.
4. Upon notification by the Board that he or she has passed the second examination, the temporary licensee shall submit the initial license fee as set forth in N.J.A.C. 13:44-8.1 within 10 days if he or she intends to practice respiratory care in the State of New Jersey. If a temporary licensee fails the examination for the second time, the temporary license shall expire and he or she shall surrender the license to the Board.
- (e) Unless the temporary license holder can demonstrate undue hardship to the Board, the second temporary license shall expire at the end of the six month period.

34 N.J.R. 744(a)