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RULE ADOPTION
LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MORTUARY SCIENCE
Licensure By Credentials

Adopted New Rule: N.J.A.C. 13:36-4.15

Proposed: September 3, 2002 at 34 N.J.R. 3062(a).

Adopted: December 3, 2002 by the New Jersey State Board of Mortuary Science, Gerald P. Scala, Esq., Chairperson.

Filed: June 10, 2003 as R.2003 d.264, without change.

Authority: N.J.S.A. 45:7-38, 45:7-49.1 and 45:1-15.

Effective Date: July 7, 2003.

Expiration Date: September 17, 2004.

Summary of Public Comment and Agency Response:

The Board received no comments on the proposal.

Federal Standards Statement

A Federal standards analysis is not required because the adopted new rule is governed by N.J.S.A. 45:7-32 et seq., and is not subject to any Federal standards or requirements.

Full text of the adoption follows:

< < **NJ ADC 13:36-4.15** > >

13:36-4.15 Licensure by credentials

(a) The Board shall issue a license to engage in the practice of mortuary science to any person who holds a valid license or certification to practice mortuary science issued by another state or possession of the United States, or the District of Columbia, provided that the applicant has met education and experience requirements substantially equivalent to the requirements set forth at N.J.A.C. 13:36-3.1, has satisfied the requirement of (c) below, and submits the following:

1. A completed application documenting and certifying the applicant's education and experience;
2. The fee set forth at N.J.A.C. 13:36-1.6(a)1;
3. A certification verifying that the applicant has been actively engaged in the practice of mortuary science for at least two years immediately preceding the submission of the application;
4. A certification from the licensing authority in each jurisdiction in which the applicant has been licensed or certified verifying the applicant's licensure status; and
5. A certification from the licensing authority in each jurisdiction in which the applicant has been licensed or certified documenting any final or pending public disciplinary action taken against the applicant.

(b) In the event that an applicant for licensure under (a) above has met education requirements which are substantially equivalent to the requirements set forth in N.J.A.C. 13:36-3.1, but has not attained the practical training and experience requirements which are substantially equivalent to the requirements set forth at N.J.A.C. 13:36-3.1, the Board shall issue a license to engage in the practice of mortuary science provided the applicant submits the items listed in (a)1, 2, 4 and 5 above, submits a certification verifying that the applicant has been actively engaged in the practice of mortuary science for at least five years immediately preceding the submission of the application, and has satisfied the requirement of (c) below.

(c) An applicant applying for licensure pursuant to (a) or (b) above shall pass the Mortuary Jurisprudence examination administered by the Board pursuant to N.J.A.C. 13:36-3.2, upon notification from the Board that the applicant is eligible to sit for the examination and upon payment of the fee set forth in N.J.A.C. 13:36-1.6(a)4.

(d) Notwithstanding (a), (b) and (c) above, the Board may deny an application for licensure by credentials for any of the reasons set forth in N.J.S.A. 45:1-21.
