

VOLUME 47, ISSUE 8  
ISSUE DATE: **APRIL 20, 2015**  
**RULE ADOPTIONS**

**LAW AND PUBLIC SAFETY**  
**DIVISION OF CONSUMER AFFAIRS**  
**New Jersey State Board of Respiratory Care**

**Adopted New Rule: N.J.A.C. 13:44F-4.4**

**Credit Towards Licensure for Education, Training, and Experience Received While Serving as a Member of the Armed Forces**

Proposed: October 20, 2014, at 46 N.J.R. 2096(a).

Adopted: February 3, 2015, by the State Board of Respiratory Care, Kenneth Capek, Chairman.

Filed: March 20, 2015, as R.2015 d.063, **without change**.

Authority: N.J.S.A. 45:1-15 and 45:14E-4; and P.L. 2013, c. 49.

Effective Date: April 20, 2015.

Expiration Date: March 4, 2022.

**Summary of Public Comment and Agency Response:**

The official comment period ended on December 19, 2014. In order to ensure compliance with P.L. 2013, c. 259, the comment period was extended through January 4, 2015. **The Board of Respiratory Care received no comments on the notice of proposal.**

**Federal Standards Statement**

A Federal Standards analysis is not required because the adopted new rule is governed by P.L. 2013, c. 49 and N.J.S.A. 45:14E-4, and is not subject to any Federal requirements or standards.

**Full text** of the adopted new rule follows:

13:44F-4.4 Credit towards licensure for education, training, and experience received while serving as a member of the Armed Forces

(a) An applicant who has served in the Armed Forces of the United States (Armed Forces) and who does not meet all of the training, education, and experience requirements for licensure under N.J.A.C. 13:44F-4.1 may apply to the Board for recognition of the applicant's training, education, or experience received while serving as a member of the

Armed Forces, which the Board shall consider, together with any training, education, and experience obtained outside of the Armed Forces, for determining substantial equivalence to the training, education, and experience required for licensure.

(b) The Board shall issue a license to the applicant if the applicant presents evidence to the Board that:

1. The applicant has been honorably discharged from active military service;
2. The relevant training, experience, and education the applicant has received in the military, together with any training, experience, and education obtained outside of the Armed Forces, is substantially equivalent in scope and character to the training, experience, and education required for licensure under N.J.A.C. 13:44F-4.1.
  - i. An applicant seeking credit for military training and experience shall submit to the Board the applicant's Verification of Military Experience and Training (VMET) Document, DD Form 2586 or a successor form, as amended and supplemented.
  - ii. An applicant seeking credit for education courses and/or training completed while in the military that are not part of a training program accredited by the Committee on Accreditation for Respiratory Care or its successor shall submit to the Board a Joint Services Transcript of his or her education/training for a determination that the education courses and/or training completed are substantially equivalent in level, scope, and intent to the educational requirements under N.J.A.C. 13:44F-4.1. For the purpose of determining substantial equivalence of the applicant's military education and/or training, the Board shall consider only those education courses and/or training relevant to the practice of respiratory care that have been evaluated by the American Council on Education for substantial equivalence to civilian postsecondary curricula; and
3. The applicant complies with all other requirements for licensure, including successful completion of the National Board for Respiratory [page=807] Care Entry Level Examination as set forth in N.J.A.C. 13:44F-4.1 and 4.2.

(c) It is the applicant's responsibility to provide timely and complete evidence of the education, training, and/or experience gained in the military for review and consideration.

(d) If the applicant's military training, education, or experience, or a portion thereof, is not deemed to be substantially equivalent to that required for licensure, the Board shall credit whatever portion of the military training, education, or experience that is substantially equivalent towards meeting the requirements under N.J.A.C. 13:44F-4.1 for the issuance of the license.

(e) Satisfactory evidence of such education, training, or experience shall be assessed on a case-by-case basis.