

CHAPTER 7

LICENSURE OF PERSONS FOR PUBLIC HEALTH POSITIONS

Authority

N.J.S.A. 26:1A-38 et seq.

Source and Effective Date

R.2006 d.375, effective October 16, 2006.
See: 37 N.J.R. 4148(a), 38 N.J.R. 4480(b).

Chapter Expiration Date

In accordance with N.J.S.A. 52:14B-5.1b, Chapter 7, Licensure of Persons for Public Health Positions, expires on October 16, 2013. See: 43 N.J.R. 1203(a).

Chapter Historical Note

Chapter 7, Licensure of Persons for Public Health Positions, was adopted and became effective prior to September 1, 1969.

Pursuant to Executive Order No. 66(1978), Chapter 7, Licensure of Persons for Public Health Positions, expired on April 17, 1985.

Chapter 7, Licensure of Persons for Public Health Positions, was adopted as emergency new rules by R.1985 d.388, effective July 10, 1985, expired September 9, 1985. See: 17 N.J.R. 1926(a).

Chapter 7, Licensure of Persons for Public Health Positions, was adopted as new rules by R.1985 d.476, effective September 16, 1985. See: 17 N.J.R. 1503(a), 17 N.J.R. 2265(a).

Pursuant to Executive Order No. 66(1978), Chapter 7, Licensure of Persons for Public Health Positions, was readopted as R.1990 d.502, effective September 14, 1990. See: 22 N.J.R. 1977(a), 22 N.J.R. 3545(a).

Pursuant to Executive Order No. 66(1978), Chapter 7, Licensure of Persons for Public Health Positions, was readopted as R.1995 d.537, effective September 13, 1995. See: 27 N.J.R. 2362(a), 27 N.J.R. 3933(b).

Pursuant to Executive Order No. 66(1978), Chapter 7, Licensure of Persons for Public Health Positions, expired on September 13, 2000.

Chapter 7, Licensure of Persons for Public Health Positions, was adopted as new rules by R.2000 d.443, effective October 5, 2000. See: 32 N.J.R. 2564(a), 32 N.J.R. 3982(a).

Chapter 7, Licensure of Persons for Public Health Positions, expired on April 3, 2006. See: 37 N.J.R. 4148(a).

Chapter 7, Licensure of Persons for Public Health Positions, was adopted as new rules by R.2006 d.375, effective October 16, 2006. See: Source and Effective Date.

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SUBCHAPTER 1. GENERAL PROVISIONS

8:7-1.1 Positions requiring a license

(a) A license granted by the New Jersey Department of Health and Senior Services is required for any person who is employed as a:

1. Health officer; or
2. Registered environmental health specialist.

(b) In accordance with N.J.S.A. 26:3-20 through 24, unless otherwise suspended or revoked, the licenses specified in (c) below shall remain in effect until the holder thereof does not renew the license within two years from the date of its expiration, or the Commissioner of Health and Senior Services does not renew the license, whichever occurs first.

(c) Obsolete licenses repealed by P.L. 1997, c.416, are:

1. Sanitary inspector, second grade;
2. Plumbing inspector, first and second grade;
3. Food and drug inspector;
4. Milk inspector;
5. Meat inspector;
6. Veterinary meat inspector; and
7. Public health laboratory technician.

Amended by R.1995 d.537, effective October 16, 1995. See: 27 N.J.R. 2362(a), 27 N.J.R. 3933(b).

Eliminated positions requiring a license. Amended by R.1998 d.568, effective December 7, 1998. See: 30 N.J.R. 3005(a), 30 N.J.R. 4212(b).
In (a), rewrote 2; and added (b) and (c).

8:7-1.2 New Jersey Public Health Licensing and Examination Board

(a) There shall be established within the New Jersey Department of Health and Senior Services, a board of examiners to be known as the Public Health Licensing and Examination Board.

(b) On behalf of the New Jersey Public Health Council and the New Jersey Commissioner of Health and Senior Services, the Board shall conduct examinations for the licensing of:

1. Health officer; and
2. Registered environmental health specialist.

(c) The Public Health Council shall prescribe the qualifications necessary for the licensing of health officers and registered environmental health specialists and shall prescribe the qualifications necessary for the renewal of any license permitted to remain in effect under N.J.S.A. 26:1A-41.

(d) The Board shall be composed of 11 members appointed by the Commissioner of Health and Senior Services as follows:

1. One of the members of the Board shall represent the Commissioner of Health and Senior Services. The Commissioner's representative shall be the Senior Assistant Commissioner responsible for local health operations or shall be selected from professional staff of that unit. The individual shall serve as the Chairperson of the Board.

2. Three members of the Board shall be licensed health officers. Individuals will be recommended to the Commissioner of Health and Senior Services by the Executive Committee of the New Jersey Health Officers Association and shall meet the qualifications for licensure in N.J.A.C. 8:7-1.10 which would apply to applicants for initial licensure.

3. Three members of the Board shall be licensed registered environmental health specialists. Individuals will be recommended to the Commissioner of Health and Senior Services by the Executive Committee of the New Jersey Environmental Health Association and shall meet the current qualifications for licensure in N.J.A.C. 8:7-1.10 which would apply to applicants for initial licensure.

4. One member of the Board shall be a representative of the Commissioner of the New Jersey Department of Environmental Protection.

5. One member of the Board shall be a representative of the Commissioner of the New Jersey Department of Personnel.

6. One member of the Board shall be a health professions educator.

7. One member of the Board shall be a consumer representative.

(e) With the exception of the Chairperson, who shall serve in this capacity until replaced by the Commissioner of Health and Senior Services, a Board member shall be:

1. Appointed for a term of two years; and
2. Permitted to serve for no more than three consecutive terms.

(f) As vacancies occur, the Commissioner of Health and Senior Services shall appoint a person representing the constituency similar to that of the person being replaced. The replacement appointment shall be for completion of the unexpired term.

(g) For the purpose of conducting business, six members of the Board shall be required for a quorum and no actions shall be taken by the Board in the absence of a quorum.

(h) In the absence of the Chairperson at a business meeting, the members of the Board shall elect a Chairperson pro tem to direct the business of that meeting.

(i) Any action of the Board shall require a majority vote of members present. No proxy votes shall be permitted. In order to provide a timely response to issues before the Board, under special circumstances, Board members may be polled by the Chairperson via telephone.

(j) Members of the Board shall serve without compensation, but shall be reimbursed for necessary expenses incurred in the performance of their duties.

(k) The Board shall keep minutes of all meetings and shall transmit the record of all transactions and recommendations to the Public Health Council and the Commissioner of Health and Senior Services.

(l) All business transactions of the Board shall be done with the signature of the Chairperson.

New Rule, R.1988 d.236, effective June 6, 1988.

See: 20 N.J.R. 364(a), 20 N.J.R. 1204(a).

Repealed old 1.2 Board of Examiners.

Amended by R.1995 d.537, effective October 16, 1995.

See: 27 N.J.R. 2362(a), 27 N.J.R. 3933(b).

Amended by R.1998 d.568, effective December 7, 1998.

See: 30 N.J.R. 3005(a), 30 N.J.R. 4212(b).

Substituted references to registered environmental health specialists for references to Sanitary Inspectors, First Grade throughout; and in (d), substituted a reference to Senior Assistant Commissioners for a reference to Assistant Commissioners in 1, added requirements for meeting the qualifications for licensure in N.J.A.C. 8:7-1.10 which would apply to applicants for initial licensure at the end of 2 and 3, and inserted "Commissioner of the" preceding "New Jersey" in 5.

8:7-1.3 Submission of evidence of qualification; application for examination

(a) The Commissioner of Health and Senior Services, in the name of the New Jersey Department of Health and Senior Services, shall grant licenses only to those candidates who submit evidence of the required training and experience, are accepted for testing by the Public Health Licensing and Examination Board and/or the Commissioner of Health and Senior Services, and who subsequently pass examinations, indicating their fitness for the positions they seek.