

**13:44H-3.3 Licensure without examination (grandfathering); orthotists and prosthetists; credential requirements**

(a) By December 14, 2002, a person who has practiced for at least 1,750 hours a year as an orthotist, prosthetist or prosthetist-orthotist in an established orthotic, prosthetic or prosthetic-orthotic facility for at least three years prior to June 17, 2002 may apply for licensure without satisfying the requirements of N.J.A.C. 13:44H-3.1.

(b) An applicant who seeks licensure without examination under this section shall submit to the Board:

1. A completed application which shall include:
  - i. A certified statement from applicant documenting their work history;
  - ii. Notarized documentation from the employer of applicant's employment history, including Employers Statement Form, supplied by the Board, and a recommendation which must be sent to the Board by the employer; and
  - iii. A minimum of four Physician Reference Forms, supplied by the Board, completed by physicians who have medical rehabilitation and/or orthopedic experience, and who are familiar with the applicant's work, which must be sent directly to the Board by the physician; and
  - iv. A passport size photograph; and
2. The application fee set forth in N.J.A.C. 13:44-10.1.

(c) The Board shall conduct an investigation of the applicant's work history within six months of the date of receipt of the completed application in order to determine whether the application contains sufficient evidence that the applicant qualifies for licensure without examination as an orthotist, prosthetist or prosthetist-orthotists.

Amended by R.2002 d.196, effective June 17, 2002.  
See: 33 N.J.R. 1864(a), 34 N.J.R. 2129(a).  
Rewrote the section.

**13:44H-3.4 Requirements for temporary license for licensees of other jurisdictions**

(a) The Board shall issue a temporary license to an individual licensed in another state which has licensing standards equivalent to those in this State if the individual:

1. Has applied for licensure as an orthotist, prosthetist or prosthetist-orthotist, in the State of New Jersey; and
2. Is a licensee in good standing in any state in which he or she is licensed.

(b) The temporary license shall authorize its holder to practice in the field in which the holder was licensed in the other state. For example, an individual licensed in another state as an orthotist may only practice as an orthotist in this State pursuant to a temporary license.

(c) The holder of a temporary license shall be supervised by a licensee pursuant to N.J.A.C. 13:44H-3.6(e).

(d) A temporary license shall be issued for a one year period. The holder of a temporary license shall take the first available licensing examination administered after receipt of the temporary license. An applicant who does not take the next administered examination for reasons of hardship such as illness, disability or other good cause may take the examination offered after the next administered examination. At the end of the one year period, the Board may renew the temporary license if the holder has taken the first scheduled examination, shows good cause for the renewal and if the renewal of the temporary license would serve the well-being and interests of the clients of the establishment in which the holder practices. The holder of a renewed temporary license shall be supervised pursuant to N.J.A.C. 13:44H-3.6(d).

(e) An application for renewal of the temporary license shall be sent to the Board at least 90 days before the temporary license expires. The holder of a renewed temporary license shall take the next available examination after the temporary license is renewed. The renewed temporary license shall expire immediately after the results of the second licensing examination are issued.

(f) A person whose temporary license has expired shall cease working as an orthotist, prosthetist or prosthetist-orthotist, but may continue to take the licensing examination. If the person passes the licensing examination he or she shall, within 60 days, apply for licensure pursuant to N.J.A.C. 13:44H-3.1.

Amended by R.2002 d.196, effective June 17, 2002.  
See: 33 N.J.R. 1864(a), 34 N.J.R. 2129(a).  
Rewrote the section.

**13:44H-3.5 Licensure as a prosthetist assistant, orthotist assistant or prosthetist-orthotist assistant**

(a) An applicant for licensure as a prosthetist assistant, orthotist assistant or prosthetist-orthotist assistant shall submit to the Board:

1. A completed application form which shall include:
  - i. Proof that the applicant is at least 18 years of age;
  - ii. Proof of high school diploma or its equivalent;
  - iii. A certification from the applicant's supervising licensee stating that the applicant has completed a course of training in orthotics or prosthetics of at least 40 hours for licensure as an orthotist assistant or a prosthetist assistant, or a course of training of at least 80 hours for licensure as a prosthetist-orthotist assistant;
  - iv. A certification from the applicant's supervising licensee stating that the applicant has completed 1,900 hours of clinical practice in the area of licensure sought under the supervision of a licensed orthotist or prosthetist;

2. Proof that the applicant has passed the written, oral and practical examination; and

3. An application fee as set forth in N.J.A.C. 13:44H-10.1.

(b) A person who applies for licensure as an orthotist assistant, a prosthetist assistant or a prosthetist-orthotist assistant by June 17, 2003 and who has completed 1,900 hours of clinical practice under the supervision of a person who is not a licensed orthotist, a licensed prosthetist or a licensed prosthetist-orthotist in this State within the three years preceding June 17, 2002 shall qualify for licensure as an orthotist assistant, a prosthetist assistant or a prosthetist-orthotist assistant if he or she is able to demonstrate that the supervisor would qualify for licensure pursuant to N.J.A.C. 13:44H-3.3.

New Rule, R.2002 d.196, effective June 17, 2002.  
Sec: 33 N.J.R. 1864(a), 34 N.J.R. 2129(a).

**13:44H-3.6 Supervision of an orthotist assistant, prosthetist assistant, prosthetist-orthotist assistant, student or holder of a temporary license**

(a) From June 17, 2002 until June 17, 2003, a licensed orthotist assistant, licensed prosthetist assistant, licensed prosthetist-orthotist assistant, student or holder of a temporary license shall be supervised, pursuant to (b) through (k) below, by either a licensed orthotist, licensed prosthetist, licensed prosthetist-orthotist or by a person who has a pending application for licensure as an orthotist, prosthetist or prosthetist-orthotist, which demonstrates that the supervisor would qualify for licensure. After that time period, the licensed orthotist assistant, licensed prosthetist assistant, licensed prosthetist-orthotist assistant, student or holder of a temporary license shall only be supervised by a licensed orthotist, licensed prosthetist or licensed prosthetist-orthotist pursuant to (b) through (k) below.

(b) A licensed orthotist assistant, orthotist student or holder of a temporary orthotist license shall be supervised by a licensed orthotist. A licensed prosthetist assistant, prosthetist student or holder of a temporary prosthetist license shall be supervised by a licensed prosthetist. A licensed prosthetist-orthotist assistant, prosthetist-orthotist student or holder of a temporary prosthetist-orthotist license shall be supervised by a licensed prosthetist-orthotist.

(c) A licensed orthotist assistant, licensed prosthetist assistant, licensed prosthetist-orthotist assistant, student or holder of a temporary license shall not render nor continue to perform laboratory or clinical work unless he or she has obtained close or routine supervision from his or her supervising licensee. For purposes of this section, a "supervising licensee" is a licensed orthotist, licensed prosthetist or licensed prosthetist-orthotist who provides close or routine supervision in the same facility as, and who provides direction to a licensed orthotist assistant, licensed prosthetist assistant, licensed prosthetist-orthotist assistant, student or holder of a temporary license.

(d) A supervising licensee shall be responsible for the close supervision of a licensed orthotist assistant, licensed prosthetist assistant, licensed prosthetist-orthotist assistant, or student. For purposes of this section, "close supervision" means daily, face-to-face contact and observation of the performance of the laboratory and clinical work of the licensed orthotist assistant, licensed prosthetist assistant, licensed prosthetist-orthotist assistant or student at the location where his or her services are being performed.

(e) A supervising licensee shall be responsible for the routine supervision of the holder of a temporary license. For purposes of this section, "routine supervision" means face-to-face contact with and observation of the performance of the laboratory and clinical work of the holder of a temporary license at least once a week at the location where his or her services are being performed.

(f) The supervising licensee shall be personally responsible for the laboratory and clinical work of the licensed orthotist assistant, licensed prosthetist assistant, licensed prosthetist-orthotist assistant, student or holder of a temporary license.

(g) A supervising licensee shall not supervise more than three licensed orthotist assistants, licensed prosthetist assistants, licensed prosthetist-orthotist assistants, students or holders of a temporary license, or any combination thereof, at a time.

(h) The supervising licensee shall be physically present at both the initial evaluation of the patient and the final provision of the orthotic or prosthetic device by a licensed orthotist assistant, licensed prosthetist assistant, licensed prosthetist-orthotist assistant, student or holder of a temporary license to determine the appropriateness of the device delivered.

(i) The supervising licensee shall provide direction to the licensed orthotist assistant, licensed prosthetist assistant, licensed prosthetist-orthotist assistant, student or holder of a temporary license.

(j) A licensed orthotist assistant, licensed prosthetist assistant, licensed prosthetist-orthotist assistant, student or holder of a temporary license, shall maintain a daily record which shall contain the name and license number of the supervising licensee, the date when any services were performed and the clinical or laboratory services performed. The supervising licensee shall initial this record daily.

(k) The supervising licensee shall designate another licensee who shall perform the appropriate level of supervision, as detailed above, of licensed orthotist assistants, licensed prosthetist assistants, licensed prosthetist-orthotist assistants, students or holders of a temporary license in his or her absence.

Repeal and New Rule, R.2002 d.196, effective June 17, 2002.