

8:43H-1.5 Qualifications of audiologists

Each audiologist shall be so licensed by the Division of Consumer Affairs of the New Jersey State Department of Law and Public Safety.

8:43H-1.6 Qualifications of dentists

Each dentist shall be so licensed by the New Jersey State Board of Dentistry.

8:43H-1.7 Qualifications of dietitians

Each dietitian shall be registered or eligible for registration by the Commission on Dietetic Registration.

8:43H-1.8 Qualifications of the director of nursing services

The director of nursing services shall be a registered professional nurse who has completed a baccalaureate degree program accredited by the National League for Nursing and shall have at least two years of full-time, or full-time equivalent, experience in nursing supervision and/or nursing administration in a health care facility.

8:43H-1.9 Qualifications of food service supervisors

(a) Each food service supervisor shall:

1. Be a dietitian; or
2. Be a graduate of a dietetic technician or dietetic assistant training program approved by the American Dietetic Association; or
3. Be a graduate of a course, approved by the New Jersey State Department of Education, providing 90 or more hours of classroom instruction in food service supervision, and have one year of full-time, or full-time equivalent, experience as a food service supervisor in a health care facility, with consultation from a dietitian; or
4. Have training and experience in food service supervision and management in a military service equivalent to the programs listed in (a)2 or 3 above.

8:43H-1.10 Qualifications of licensed practical nurses

Each licensed practical nurse shall be so licensed by the New Jersey State Board of Nursing.

8:43H-1.11 Qualifications of the medical director

The medical director shall be a physiatrist who is certified by the American Board of Physical Medicine and Rehabilitation, Inc., or the American Osteopathic Board of Rehabilitation Medicine. If the facility provides services to pediatric patients only, the medical director may be a pediatrician who is certified by the American Board of Pediatrics, Inc., or the American Osteopathic Board of Pediatrics.

8:43H-1.12 Qualifications of medical record practitioners

(a) Each medical record practitioner shall:

1. Be eligible for certification as a registered record administrator (RRA) or an accredited record technician (ART) by the American Medical Record Association; or

2. Be a graduate of a program in medical record science accredited by the Committee on Allied Health Education and Accreditation of the American Medical Association in collaboration with the Council on Education of the American Medical Record Association.

8:43H-1.13 Qualifications of occupational therapists

Each occupational therapist shall be certified or eligible for certification as an occupational therapist, registered (OTR) by the American Occupational Therapy Association.

8:43H-1.14 Qualifications of pediatricians

Each pediatrician shall be a physician who is certified or eligible for certification by the American Board of Pediatrics, Inc., or the American Osteopathic Board of Pediatrics.

8:43H-1.15 Qualifications of pharmacists

Each pharmacist shall be so registered by the New Jersey State Board of Pharmacy.

8:43H-1.16 Qualifications of physiatrists

Each physiatrist shall be a physician who is certified or eligible for certification by the American Board of Physical Medicine and Rehabilitation, Inc., or the American Osteopathic Board of Rehabilitation Medicine.

8:43H-1.17 Qualifications of physical therapists

Each physical therapist shall be so licensed by the New Jersey State Board of Physical Therapy Examiners.

8:43H-1.18 Qualifications of physicians

Each physician shall be licensed or authorized by the New Jersey State Board of Medical Examiners to practice medicine in the State of New Jersey.

8:43H-1.19 Qualifications of psychologists

Each psychologist shall be so licensed by the New Jersey State Board of Psychological Examiners.

8:43H-1.20 Qualifications of recreational therapists

(a) Each recreational therapist shall:

1. Have a bachelor's degree from an accredited college with a major in recreation or therapeutic recreation; or
2. Have a bachelor's degree with a major in psychology, sociology, physical education, music, dance or drama including 18 semester hours of recreation or therapeutic recreation course content, and five years of full-time, or full-time equivalent, experience in therapeutic recreation.

8:43H-1.21 Qualifications of registered professional nurses

Each registered professional nurse shall be so licensed by the New Jersey State Board of Nursing.

8:43H-1.22 Qualifications of respiratory therapists

Each respiratory therapist shall be certified or eligible for certification by the National Board for Respiratory Care.

8:43H-1.23 Qualifications of social workers

(a) Each social worker shall:

1. Have a master's degree in social work from a graduate school of social work accredited by the Council on Social Work Education; or

2. Have a baccalaureate degree in social work from a social work program accredited by the Council on Social Work Education.

8:43H-1.24 Qualifications of speech-language pathologists

Each speech-language pathologist shall be so licensed by the Division of Consumer Affairs of the New Jersey State Department of Law and Public Safety.

SUBCHAPTER 2. LICENSURE PROCEDURES**8:43H-2.1 Certificate of Need**

(a) According to N.J.S.A. 26:2H-1 et seq., and amendments thereto, a health care facility shall not be instituted, constructed, expanded, or licensed to operate except upon application for and receipt of a Certificate of Need issued by the Commissioner.

(b) Application forms for a Certificate of Need and instructions for completion may be obtained from:

Certificate of Need Program
Division of Health Planning and Resources Development
New Jersey State Department of Health
CN 360
Trenton, N.J. 08625

(c) The facility shall implement all conditions imposed by the Commissioner as specified in the Certificate of Need approval letter. Failure to implement the conditions may result in the imposition of sanctions in accordance with N.J.S.A. 26:2H-1 et seq., and amendments thereto.

8:43H-2.2 Application for licensure

(a) Following receipt of a Certificate of Need as a rehabilitation hospital, any person, organization, or corporation desiring to operate a rehabilitation hospital shall make application to the Commissioner for a license on forms prescribed by the Department. Such forms may be obtained from:

Director
Licensing, Certification and Standards
Division of Health Facilities Evaluation
New Jersey State Department of Health
CN 367
Trenton, N.J. 08625

(b) The Department shall charge a nonrefundable fee of \$1,500 plus \$5.00 per bed for the filing of an application for licensure and each annual renewal as a rehabilitation hospital. If comprehensive rehabilitation services are offered by a licensed health care facility as a separate service, the health care facility shall be charged \$1,500 plus \$5.00 per bed for the filing of an application for licensure and each annual renewal. These fees shall not exceed the maximum caps as set forth at N.J.S.A. 26:2H-12, as may be amended from time to time.

(c) The Department shall charge a nonrefundable fee of \$1,000 for the filing of an application to add bed or non-bed related services to an existing rehabilitation hospital.

(d) The Department shall charge a nonrefundable fee of \$250.00 for the filing of an application to reduce bed or non-bed related services at an existing rehabilitation hospital.

(e) The Department shall charge a nonrefundable fee of \$1,000 for the filing of an application for the relocation of a rehabilitation hospital.

(f) The Department shall charge a nonrefundable fee of \$2,000 for the filing of an application for the transfer of ownership of a rehabilitation hospital.

(g) Each applicant for a license to operate a facility shall make an appointment for a preliminary conference at the Department with the Licensing, Certification and Standards Program.

Amended by R.1996 d.339, effective July 15, 1996.
See: 28 N.J.R. 2365(a), 28 N.J.R. 3556(a).

8:43H-2.3 Newly constructed or expanded facilities

(a) The application for license for a newly constructed or expanded facility shall include written approval of final construction of the physical plant by:

Health Facilities Construction Services
Division of Health Facilities Evaluation
New Jersey State Department of Health
CN 367
Trenton, N.J. 08625

(b) An on-site inspection of the construction of the physical plant shall be made by representatives of the Health Facilities Construction Services to verify that the building has been constructed in accordance with the architectural plans approved by the Department.

(c) Any rehabilitation hospital with a construction program, whether a Certificate of Need is required or not, shall submit plans to the Health Facilities Construction Services of the Department for review and approval prior to the initiation of construction.

8:43H-2.4 Surveys and temporary license

(a) When the written application for licensure is approved and the building is ready for occupancy, a survey of the facility by representatives of the Health Facilities Inspection Program of the Department shall be conducted to determine if the facility adheres to the rules in this chapter.