

# 56 N.J.R. 2090(a)

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RULE ADOPTIONS

Reporter

56 N.J.R. 2090(a)

## ▼Heading

- 
- [NJ - New Jersey Register](#)
    - [2024](#)
      - [OCTOBER](#)
        - [OCTOBER 21, 2024](#)
          - [RULE ADOPTIONS](#)
            - [LAW AND PUBLIC SAFETY -- DIVISION OF CONSUMER AFFAIRS](#)

## Agency

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LAW AND PUBLIC SAFETY > DIVISION OF CONSUMER AFFAIRS > BOARD OF MASSAGE AND BODYWORK THERAPY

## Administrative Code Citation

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Adopted Amendments: [N.J.A.C. 13:37A-2.1](#) through [2.5](#) and [6.1](#)

## Text

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Professional Liability Insurance; Entities Providing Education in CPR, Firstaid, and Use of an Automated External Defibrillator

Proposed: May 20, 2024, at 56 N.J.R. 883(a).

Adopted: September 12, 2024, by the Board of Massage and Bodywork Therapy, David Bank, Chair.

Filed: September 17, 2024, as R.2024 d.100, **without change**.

Authority: [N.J.S.A. 45:11-67](#).

Effective Date: October 21, 2024.

Expiration Date: October 17, 2026.

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

The official comment period ended on July 19, 2024. **The Board of Massage and Bodywork Therapy received no comments.**

### **Federal Standards Statement**

A Federal standards analysis is not required because there are no Federal laws or standards applicable to the adopted amendments.

**Full text** of the adoption follows:

#### SUBCHAPTER 2. LICENSURE

##### [13:37A-2.1](#) Application for licensure

(a)-(b) (No change.)

(c) An individual who applies for a license shall submit to the Board:

1.-4. (No change.)

5. Proof that the applicant has current certification in CPR, Firstaid, and use of an automated external defibrillator (AED) from courses offered by the American Heart Association or a substantially similar course approved or offered by the American Red Cross, the National Safety Council, Coyne First Aid, Inc., the Health & Safety Institute, or ProTrainings;

6. Proof of coverage by a professional liability insurance policy in a minimum amount of \$ 1,000,000 per occurrence and \$ 3,000,000 aggregate per policy year; and

7. The application fee set forth at [N.J.A.C. 13:37A-7.1](#).

(d)-(g) (No change.)

##### [13:37A-2.2](#) Licensure by reciprocity

(a) (No change.)

(b) Prior to the issuance of the license, the Board shall have received:

1. (No change.)

2. The results of a criminal history record background check of the files of the Criminal Justice Information Services Division in the Federal Bureau of Investigation and the State Bureau of Identification in the Division of State Police that does not disclose a conviction for a disqualifying crime;

3. Designation of an agent in New Jersey for service of process if the applicant is not a New Jersey resident or does not have an office in New Jersey; and

4. Proof of coverage by a professional liability insurance policy in a minimum amount of \$ 1,000,000 per occurrence and \$ 3,000,000 aggregate per policy year.

(c)-(f) (No change.)

### 13:37A-2.3 Renewal of license

(a) Licenses shall be renewed biennially on a form provided by the Board. Each applicant shall attest that:

1. The continuing education requirements at [N.J.A.C. 13:37A-4.1](#) have been completed during the prior biennial period;
2. The applicant is currently certified in CPR and use of an automated external defibrillator (AED) from courses offered by the American Heart Association or a substantially similar course approved or offered by the American Red Cross, the National Safety Council, Coyne First Aid, Inc., the Health & Safety Institute, or ProTrainings; and
3. The applicant has coverage by a professional liability insurance policy in a minimum amount of \$ 1,000,000 per occurrence and \$ 3,000,000 aggregate per policy year.

(b)-(g) (No change.)

### 13:37A-2.4 License reactivation

(a) A licensee who holds an inactive license pursuant to [N.J.A.C. 13:37A-2.3\(d\)](#) may apply to the Board for reactivation of an inactive license. A licensee seeking reactivation of an inactive license shall submit:

- 1.-2. (No change.)
3. The active renewal fee set forth at [N.J.A.C. 13:37A-7.1](#);
4. Evidence of having completed all continuing education credits for the current biennial registration period, consistent with the requirements set forth at [N.J.A.C. 13:37A-4.1](#); and
5. Proof of coverage by a professional liability insurance policy in a minimum amount of \$ 1,000,000 per occurrence and \$ 3,000,000 aggregate per policy year.

(b)-(c) (No change.)

### 13:37A-2.5 License reinstatement

(a) A licensee who has had his or her license suspended pursuant to [N.J.A.C. 13:37A-2.3\(f\)](#) may apply to the Board for reinstatement. A licensee applying for reinstatement shall submit:

- 1.-4. (No change.)
5. The reinstatement fee set forth at [N.J.A.C. 13:37A-7.1](#);
6. Evidence of having completed all continuing education credits for the current biennial registration period, consistent with the requirements set forth at [N.J.A.C. 13:37A-4.1](#); and
7. Proof of coverage by a professional liability insurance policy in a minimum amount of \$ 1,000,000 per occurrence and \$ 3,000,000 aggregate per policy year.

(b)-(c) (No change.)

## SUBCHAPTER 6. BUSINESS REGISTRATION

### 13:37A-6.1 Registration of employers

(a)-(b) (No change.)

(c) An applicant for registration shall submit to the Board a completed application that includes:

1.-3. (No change.)

4. The criminal history background of the individual or the owner or operator of the entity;

[page=2091] 5. Proof of coverage by a professional liability insurance policy in a minimum amount of \$ 1,000,000 per occurrence and \$ 3,000,000 aggregate per policy year; and

6. (No change in text.)

(d)-(e) (No change.)