

## **Public Notice**

### **Education**

#### **State Board of Education**

#### **Notice of Action on Petition for Rulemaking**

#### **State Board of Examiners and Certification**

#### **Substitute Credential for Positions Not Requiring Instructional Certificates**

#### **School Nurse**

#### **N.J.A.C. 6A:9B-7.5 and 14.3**

Petitioner: Rosemary Catton, R.N., Executive Director, New Jersey State School Nurses Association.

**Take notice** that on May 5, 2025, the State Board of Education (State Board) received a petition for rulemaking from the above petitioner, requesting the State Board amend N.J.A.C. 6A:9B-7.5 and 14.3 to allow holders of a multistate registered professional nurse license issued by a state board of nursing that participates in the Nurse Licensure Compact (NLC) to qualify for a substitute school nurse/non-instructional credential or an educational services certificate with a school nurse endorsement.

The petitioner sought to amend N.J.A.C. 6A:9B-7.5(a) and 14.3(b)1, which require candidates to hold a New Jersey registered professional nurse license issued by the New Jersey State Board of Nursing, to expand eligibility to holders of a multistate registered professional nurse license issued by a state board of nursing that participates in the NLC. The petitioner indicated that the NLC allows nurses with a license in one state to practice in other participating states without needing a separate license in each state. New Jersey joined the NLC on November 15, 2021.

The petitioner stated that holders of a multistate registered professional nurse license can practice in all settings in New Jersey except schools because the Department of Education

(Department) does not recognize the NLC as meeting their eligibility guidelines for registered professional nurse licensure in New Jersey.

A notice acknowledging receipt of the petition was published in the June 16, 2025, New Jersey Register at 57 N.J.R. 1338(b).

N.J.A.C. 1:30-4.1(b) and 6A:6-4.1(b) require a petition for rulemaking to state the substance or nature of the rulemaking that is requested, the reasons for the request and the petitioner's interest in the request, and references to the authority of the agency to take the requested action. The petitioner's request provided the New Jersey Board of Nursing's webpage about the NLC and multistate licensure -- <https://www.njconsumeraffairs.gov/nur/Pages/Nurse-Licensure.aspx> -- as the reference to the agency's authority to take the requested action. After requests for clarification regarding the reference to the agency's authority, the petitioner, on June 19, 2025, provided N.J.S.A. 18A:40-3.7, Requirements for school nurse endorsement, as the agency's authority.

In accordance with applicable law, the President of the State Board has reviewed the petition and, in consultation with the Commissioner, has determined that further deliberations are required before taking action on the petition. Given the sensitive and critical role that school nurses play in safeguarding the health and well-being of students, particularly in compliance with specific State education rules, the Department also must consult with the New Jersey Board of Nursing to determine the potential impact of the requested change.

Accordingly, pursuant to N.J.A.C. 1:30-4.2(a)3 and 6A:6-4.2(b)3, this matter will be referred for further deliberations for a period not to exceed 90 days.