

## Angela Thomas

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**From:** Taylor, Eric [Eric.Taylor@oshe.nj.gov]  
**Sent:** Thursday, June 08, 2017 11:38 AM  
**To:** Angela Thomas  
**Subject:** RE: Northpoint Bible College Distance Education  
**Attachments:** LicensureRulesEffectiveOctober\_17\_2016.pdf

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Dear Ms. Thomas:

I am responding to your institution's inquiry in regard to New Jersey's state authorization requirements. I can only respond to your question as it relates to institutions of higher education (e.g. colleges and universities). For information on career and vocational programs you should contact the NJ Department of Labor and Workforce Development, Center for Occupational Employment Information (COEI). The COEI website address is [http://lwd.dol.state.nj.us/labor/lwdhome/coei/Staff\\_Directory.html](http://lwd.dol.state.nj.us/labor/lwdhome/coei/Staff_Directory.html).

When an out-of-State institution offers New Jersey residents no other programs except for distance education programs with no physical presence in the State, then licensure is not required. *N.J.A.C. 9A:1-7.5(b)*. "Physical Presence" is defined in the higher education licensure rules of the New Jersey Administrative Code ('N.J.A.C.') to mean "that an entity offers credit-bearing courses from or conducts some portion of the learning experience at a location established in New Jersey by the entity, whether established directly or under the auspices of another entity or an institution . . ." *N.J.A.C. 9A:1-1.2*.

Pursuant to *N.J.A.C. 9A:1-7.5(c)*, if a degree program offered by an out-of-State institution requires a supervised component for a certain degree, such a component, if conducted in New Jersey, will not meet the above-referenced definition of "Physical Presence" so long as the following two criteria are met:

- 1) The student-supervisor relationship is conducted on a one-to-one basis (e.g. no group review sessions or other gatherings); and
- 2) The supervisor is not a permanent employee of the institution.

New Jersey does not consider marketing or recruitment activities for programs offered outside of the State to constitute a physical presence as defined above. Therefore, no licensure is required in order to conduct those activities in the State.

Please be advised that New Jersey joined the State Authorization Reciprocity Agreement (SARA) on December 5, 2016.

For your convenience, I have attached a copy of New Jersey's licensure rules to this email. These rules can also be found on our website at: [http://www.state.nj.us/highereducation/More\\_HE\\_Resources/Licensure.htm](http://www.state.nj.us/highereducation/More_HE_Resources/Licensure.htm).

Kindly bring any additional questions, comments, or concerns to my attention via email or telephone.

Very truly yours,

Eric