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PUBLIC NOTICES

Law and Public Safety
Division of Consumer Affairs

Notice of Waiver--Obscuring of Home Address on Displayed License for Authorized Persons Under Daniel's Law

Take notice that the Division of Consumer Affairs (Division) is waiving certain regulatory provisions that require the display of a professional license, so that some licensed individuals may obscure home addresses that appear on the displayed license. The waiver will apply to individuals who are considered "authorized persons" pursuant to P.L. 2021, c. 371 (Daniel's Law), and qualify for a redaction or nondisclosure of home addresses.

Daniel's Law protects the personal information of active or retired judges, prosecutors, law enforcement officers, and their immediate family members. Government agencies are prohibited from publishing the home address of individuals who request protection pursuant to Daniel's Law. Some regulatory boards and committees within the Division require licensees to display licenses in their place of business, others require licensees to provide a license to the public upon request. The intent of these rules is to ensure that the licensure states of licensed individuals is readily apparent to the public.

Licenses issued by the Division include the licensee's address of record, which is identified by the licensee when they apply for the license or certificate. Some licensees identify their home address as their address of record and home addresses, therefore, appear on their licenses. Accordingly, licensees who qualify for the redaction or nondisclosure of a home address pursuant to Daniel's Law, and who are required to display their licenses, could be required to display their home addresses to the public. In order to address this incongruous result, the Division is waiving display requirements pursuant to *N.J.A.C. 13:45C-2.3(c)* for the licensees listed below to clarify that regulatory requirements to display a license do not prevent licensees from obscuring home addresses.

While only one rule specifically states that a displayed license may not be altered, the Division seeks to ensure that all licensees qualified for redaction or nondisclosure pursuant to Daniel's Law understand that they may obscure a home address that appears on a license. This waiver solely applies to licensees qualified pursuant to Daniel's Law and only to obscuring a home address. Display requirements will continue to apply to all other licensees, and licensees qualified pursuant to Daniel's Law may only obscure an address of record, which is the same as their home address. All other information on a license must be unobscured.

The rules that will be waived are:

- N.J.A.C. 13:27-8.8*, for licensed landscape architects;
- N.J.A.C. 13:27-9.8*, for certified interior designers;
- N.J.A.C. 13:28-2.12*, for any person licensed to practice cosmetology or hairstyling, barbering, beauty culture, manicuring, skin care specialty, or hair braiding;
- N.J.A.C. 13:33-3.2*, for licensed ophthalmic dispensers and licensed ophthalmic technicians;
- N.J.A.C. 13:34C-1.8*, for licensed clinical alcohol and drug counselors;
- N.J.A.C. 13:35-9.10*, for licensed acupuncturists;

N.J.A.C. 13:35-12.12, for licensed electrologists;
N.J.A.C. 13:36-8.1, for licensed practitioners of mortuary science;
N.J.A.C. 13:37A-3.4, for licensed massage and bodywork therapists;
N.J.A.C. 13:39-3.1, for licensed pharmacists;
N.J.A.C. 13:39A-3.5, for licensed physical therapists and licensed physical therapist assistants;
N.J.A.C. 13:40-3.1, for licensed professional engineers and licensed land surveyors;
N.J.A.C. 13:42-10.1, for licensed psychologist;
N.J.A.C. 13:42A-7.1, for State-certified psychoanalysts;
N.J.A.C. 13:44-1.9, for licensed veterinarians;
N.J.A.C. 13:44E-2.9, for licensed chiropractors;
N.J.A.C. 13:44J-10.4, for licensed cemetery salespersons;
N.J.A.C. 13:44K-9.1 for licensed occupational therapists and licensed occupational therapy assistants; and
N.J.A.C. 13:44L-5.7 for licensed polysomnographic technologists, technicians, and trainees.

The Division is also providing the same waiver for licensed public movers and/or warehousemen, who are licensed by the Division and not a board within the Division. The rule being waived for public movers and/or warehousemen is *N.J.A.C. 13:44D-2.1*.