

[First Reprint]  
**ASSEMBLY, No. 1031**

**STATE OF NEW JERSEY**

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

**By Assemblymen DiGAETANO, BUCCO and  
Assemblywoman Heck**

1 **AN ACT** concerning industrial hygiene and supplementing P.L.1960,  
2 c.39 (C.56:8-1 et seq.).

3  
4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6  
7 1. This act shall be known and may be cited as the "Industrial  
8 Hygienist Truth in Advertising Act."

9  
10 2. The Legislature finds and declares that it is necessary to provide  
11 assurance to the public that individuals who represent themselves as  
12 being involved in the profession of industrial hygiene have met certain  
13 qualifications.

14  
15 3. As used in this act:

16 "Accredited college or university" means a college or university that  
17 is accredited by one of the following six regional accrediting agencies:  
18 Middle States Association of Colleges and Schools, New England  
19 Association of Schools and Colleges, North Central Association of  
20 Colleges and Schools, Northwest Association of Schools and Colleges,  
21 Southern Association of Colleges and Schools, or Western Association  
22 of Schools and Colleges. A college or university that is located  
23 outside of the United States will be considered on the basis of its  
24 accreditation status in the education system that has jurisdiction.

25 "Certified industrial hygienist" or "CIH" means a person who has  
26 met the education, experience, and examination requirements of an  
27 industrial hygiene certification organization and whose certification  
28 has not lapsed or been revoked.

29 "Certified industrial hygienist in training" or "CIHIT" is a person  
30 who has received the designation industrial hygienist in training from

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**

**Matter enclosed in superscript numerals has been adopted as follows:**

**<sup>1</sup> Assembly ACP committee amendments adopted June 10, 1996.**

1 an industrial hygiene certification organization and whose certification  
2 has not lapsed or been revoked.

3 "Division" means the Division of Consumer Affairs in the  
4 Department of Law and Public Safety.

5 "Industrial hygiene" means the science and practice devoted to the  
6 anticipation, recognition, evaluation, and control of those factors and  
7 stresses arising in or from the workplace or the environment that may  
8 cause sickness, impaired health and well-being, or significant  
9 discomfort among workers or members of the community.

10 "Industrial hygiene certification organization" means a professional  
11 organization of certified industrial hygienists which has been in  
12 existence for at least five years and which has been established to  
13 improve the practice and educational standards of the profession of  
14 industrial hygiene by certifying individuals who meet its education,  
15 experience and examination requirements. The organization shall have  
16 its certifying examinations evaluated by a national testing service and  
17 shall maintain criteria that are at least the equivalent of the American  
18 Board of Industrial Hygiene.

19 "Industrial hygienist" means a person who has an industrial  
20 hygienist education as defined in this section.

21 "Industrial hygienist education" means a baccalaureate or graduate  
22 degree from an accredited college or university in industrial hygiene,  
23 biology, chemistry, engineering, physics, or a closely related physical  
24 or biological science; or, a baccalaureate or graduate degree from an  
25 accredited college or university that contains at least 60 semester  
26 credit hours in undergraduate or graduate level courses in science,  
27 mathematics, engineering and technology, with at least 15 of those  
28 hours in courses offered at the upper (junior, senior or graduate) level.  
29 A degree that is heavily comprised of only one of those subject areas  
30 in the absence of others, may be judged unacceptable. An  
31 unacceptable baccalaureate degree may be remedied by additional  
32 science coursework from an accredited college or university or by  
33 completion of a related graduate degree from an accredited college or  
34 university.

35

36 4. a. It shall be an unlawful practice for any person to advertise or  
37 hold himself out as a certified industrial hygienist in training or  
38 "CIHIT", or as a certified industrial hygienist or "CIH", unless that  
39 person is certified by an industrial hygiene certification organization.

40 b. It shall be an unlawful practice for any person who does not  
41 have an industrial hygienist education to advertise or hold himself out  
42 as an industrial hygienist <sup>1</sup>], unless he provides a disclaimer, acceptable  
43 to the division, that he is not in compliance with the provisions of this  
44 act]<sup>1</sup>.

1       5. This act shall not apply to:

2       a. A person employed as an apprentice under the supervision of an  
3 industrial hygienist, certified industrial hygienist in training or certified  
4 industrial hygienist; or

5       b. A student studying industrial hygiene engaging in supervised  
6 activities related to industrial hygiene.

7

8       6. This act shall take effect immediately.

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13 Prohibits certain persons from advertising themselves as industrial  
14 hygienists and certified industrial hygienists.