

CHAPTER 61
BOAT SAFETY COURSE

Authority

N.J.S.A. 12:7-60.

Source and Effective Date

R.2005 d.270, effective July 21, 2005.
See: 37 N.J.R. 1684(a), 37 N.J.R. 3046(a).

Chapter Expiration Date

Chapter 61, Boat Safety Course, expires on July 21, 2010.

Chapter Historical Note

Chapter 61, Boat Safety Course, was adopted as R.1990 d.142, effective March 5, 1990. See: 21 N.J.R. 3434(a), 22 N.J.R. 831(c). Pursuant to Executive Order No. 66(1978), Chapter 61 expired on March 5, 1995.

Chapter 61, Boat Safety Course, adopted as new rules by R.1995 d.238, effective May 1, 1995. See: 27 N.J.R. 642(a), 27 N.J.R. 1807(b).

Pursuant to Executive Order No. 66(1978), Chapter 61, Boat Safety Course, was readopted as R.2000 d.188, effective April 7, 2000. See: 32 N.J.R. 780(b), 32 N.J.R. 1622(a).

Chapter 61, Boat Safety Course, was readopted as R.2005 d.270, effective July 21, 2005. See: Source and Effective Date. See, also, section annotations.

Subchapter 2, Boat Safety Instructors, was adopted as new rules by R.2007 d.191, effective June 18, 2007. See: 39 N.J.R. 756(a), 39 N.J.R. 2364(b).

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SUBCHAPTER 1. BOAT SAFETY COURSE REQUIREMENTS

13:61-1.1 Purpose

This chapter prescribes the procedure and conditions for obtaining approval of a boat safety course for formal in-

struction in power vessel handling and safety, and the establishment of a list of approved boat safety courses pursuant to N.J.S.A. 12:7-60.

Amended by R.2003 d.376, effective October 6, 2003.
See: 35 N.J.R. 1792(a), 35 N.J.R. 4729(a).

13:61-1.2 Definitions

The following words and terms, when used in this chapter, shall have the following meanings, unless the context clearly indicates otherwise:

“Approved course” means a boat safety course given by a provider approved by the Superintendent of the Division of State Police pursuant to N.J.S.A. 12:7-60 and this chapter.

“Boat safety course” means formal instruction in power vessel handling and safety.

“Boat safety instructor” means an individual who is a State of New Jersey boating safety course provider, or a person who is employed by, is a volunteer for or is retained under contract to any boating safety course provider, either public or private, and who will be taking part in the instruction or testing of students in a boating safety course approved by the State of New Jersey for the issuance of a New Jersey Boat Safety Certificate, or who may have contact with class participants in a manner that may be construed by class participants as an official capacity.

“Marine Services Bureau” means the Marine Services Bureau in the Division of State Police, Department of Law and Public Safety.

“Provider” means a public or private person or agency offering a boat safety course, for profit or otherwise.

“Superintendent” means the Superintendent of State Police.

Amended by R.2003 d.376, effective October 6, 2003.
See: 35 N.J.R. 1792(a), 35 N.J.R. 4729(a).

Rewrote introductory paragraph, “Approved course”, “Boat safety course”, and “Superintendent”; deleted “Notice of approval” and “Notice of Intent to Revoke”; added “Provider”.

Amended by R.2007 d.191, effective June 18, 2007.
See: 39 N.J.R. 756(a), 39 N.J.R. 2364(b).

Added definitions “Boat safety instructor” and “Marine Services Bureau”.

13:61-1.3 Application procedure

(a) An application for approval shall consist of and be submitted in the following manner:

1. A cover letter on the applicant’s letterhead containing a request for approval and a description of the manner in which and, if known, the location(s) where the course will be provided signed by applicant or the applicant’s chief executive officer, president or individual of equal authority;

2. A written outline and full course text containing the minimum requirements set forth at N.J.A.C. 13:61-1.4, which may be compiled by provider or a commercially available product, a sample examination and description of examination security protocols, and a list of reference material; and

3. A list of the names and identification numbers of all approved boat safety instructors employed or authorized to teach the course.

(b) The application shall be submitted to:

New Jersey State Police
Division Headquarters
c/o Marine Services Bureau
River Road
PO Box 7068
West Trenton, NJ 08628-0068

Amended by R.2000 d.188, effective May 1, 2000.
See: 32 N.J.R. 780(b), 32 N.J.R. 1622(a).

In (a)3, substituted a reference to the Marine Services Unit for references to the Marine Law Enforcement Bureau.

Amended by R.2003 d.376, effective October 6, 2003.
See: 35 N.J.R. 1792(a), 35 N.J.R. 4729(a).

Rewrote the section.

Amended by R.2005 d.270, effective August 15, 2005.
37 N.J.R. 1684(a), 37 N.J.R. 3046(a).

Rewrote the section.

Amended by R.2007 d.191, effective June 18, 2007.
See: 39 N.J.R. 756(a), 39 N.J.R. 2364(b).

Rewrote (a)3.

13:61-1.4 Course requirements

(a) An approved course shall include the following material:

1. Vessel Description:

- i. Definition/classification;
- ii. Types; and
- iii. Hull designs.

2. New Jersey Vessel Registration:

- i. Boat titling law;
- ii. Registration law;
- iii. Registration numbers;
- iv. Documented vessels; and
- v. Hull identification number.

3. Equipment:

- i. Personal flotation devices;
- ii. Fire extinguishers;
- iii. Sound producing devices;
- iv. Navigational lights;

- v. Visual distress signals;
- vi. Ventilation;
- vii. Flame arrestors;
- viii. Mufflers;
- ix. Capacity;
- x. Marine sanitation devices; and
- xi. Anchors.

4. Preparation:

- i. Trailers;
- ii. Weather and sea conditions;
- iii. Float plan;
- iv. Check local hazards;
- v. Pre-departure checklist; and
- vi. Safety discussion with passengers including, for example, personal flotation devices (PFDs), falls overboard procedures, capsizing, and emergency communications.

5. Operation:

- i. Navigation rules;
- ii. Aids to navigation;
- iii. Accidents, reporting and common causes;
- iv. Operator's responsibilities;
- v. Mooring;
- vi. Operating under the influence of alcoholic and/or drugs; and
- vii. Carbon monoxide awareness.

6. Procedures and Practices:

- i. Fueling;
- ii. Anchoring;
- iii. Loading;
- iv. Waterskiing, diving/snorkeling;
- v. Security; and
- vi. Preventative maintenance.

7. Personal Watercraft:

- i. Handling characteristics; and
- ii. Environmental impact.

8. New Jersey statutes and regulations.

(b) Except as provided in (c)3 below for Internet courses, the written text of the course shall be provided to each student