

13:82-8.9 Operation of vessel; certificate

(a) Except for vessels that are not required to be numbered pursuant to the New Jersey Boat Act of 1962 as amended, no person shall operate or use a vessel upon the waters of the State unless such vessel has on board:

1. A valid registration certificate or temporary registration certificate for that vessel; or
2. A copy of the lease or rental agreement, signed by the owner or his or her authorized representative and by the person leasing or renting the vessel, which agreement contains at least:
 - i. The vessel number that appears on the registration certificate; and
 - ii. The period of time for which the vessel is leased or rented.

(b) In addition to any other requirement, whenever a vessel is in operation, the registration certificate, lease or rental agreement shall be presented to any Federal, State or local law enforcement officer at his or her request.

(c) No person shall use or operate a vessel to which this section applies unless the required registration certificate or rental agreement is carried on board in such a manner that it can be handed to the inspecting person.

Amended by R.1999 d.127, effective April 19, 1999.

See: 31 N.J.R. 113(a), 31 N.J.R. 1069(a).

In (c), substituted "shall" for "may" following "person".

13:82-8.10 Registration certificate; validity

(a) In addition to any other provision, specifically N.J.A.C. 13:82-8.9, a registration certificate is invalid after the date upon which:

1. The person whose name appears on the registration certificate as owner of the vessel sells or transfers all of his or her ownership in the vessel, involuntarily loses his or her interest in the registered vessel by legal process or in any way disposes of the vessel;
2. The vessel is lost, destroyed or abandoned; or
3. The fees for the issuance or renewal of the certificate of number are not paid.

(b) A registration certificate is invalid 60 days after the day on which the vessel is no longer principally used in the State where the registration certificate was issued as required by Title 33 of the Code of Federal Regulations.

13:82-8.11 Notification required

(a) In addition to any other requirement, a person whose name appears as the owner of a vessel on a registration certificate shall within seven days notify the Division in writing of:

1. Any change in address from that shown on his registration certificate;
2. The theft or recovery of the vessel;
3. The loss or destruction of a valid registration certificate; or
4. Any condition which would invalidate the registration certificate.

(b) A person whose name appears as the owner of a vessel on a registration certificate shall within two weeks notify the Division of a change in name due to marriage, divorce or by order of court.

13:82-8.12 Removal of numbers; removal of validation sticker

(a) The person whose name appears on a registration certificate as the owner of a vessel shall remove the registration number and validation sticker from the vessel when:

1. The vessel is no longer principally used in the State where the registration certificate was issued; or
2. The registration certificate becomes invalid because the application for the registration certificate contains a false or fraudulent statement.

(b) The validation sticker shall be removed upon completion of a sale or transfer transaction whichever is sooner.

(c) Expired validation stickers shall be removed.

(d) When a vessel is documented under Part 67 of Title 46, Code of Federal Regulations, the owner shall:

1. Remove the registration number and validation sticker from each side of the bow or the forward half of the vessel; and
2. Conform to the provisions of N.J.A.C. 13:82-8.13, Display of validation sticker and fee for duplicate, where the vessel is subject to the provisions of N.J.S.A. 12:7-34.44a, Documented Vessels under 500 gross tons based in this State.

13:82-8.13 Display of validation sticker and fee for duplicate

(a) Every vessel on the waters of this State required to be registered shall display validation stickers to indicate the year of expiration of its registration. The validation stickers shall be displayed on each side of the vessel, three inches behind the State registration number assigned to the vessel, except for documented vessels.

(b) Those vessels documented under Part 67 of Title 46, Code of Federal Regulations and required to register with this State pursuant to N.J.S.A. 12:7-34.44a shall display a validation sticker on each side of the vessel in an area adjacent to the main steering station affixed to a vertical

surface plainly visible at all times from both the port and starboard sides.

(c) The fee for the issuance of a duplicate validation sticker shall be \$5.00.

Amended by R.1995 d.365, effective July 3, 1995.
See: 27 N.J.R. 1521(b), 27 N.J.R. 2592(b).

In (c) increased the fee from \$3 to \$5.

13:82-8.14 Registration of manufacturers' and dealers' boats

(a) Registration requirements of this section shall apply to boats operated by manufacturers and dealers.

(b) The description of the boat will be omitted from the registration certificate since the numbers and the registration certificate awarded may be transferred from one boat to another. In lieu of the description, the word "manufacturer" or "dealer," as appropriate will be plainly marked on each registration certificate.

(c) The manufacturer or dealer may have the registration number awarded printed upon or attached to a removable sign or signs to be temporarily but firmly mounted upon or attached to the boat being demonstrated or tested so long as the display meets the requirements of N.J.A.C. 13:82-8.3.

13:82-8.15 Registration of livery boats

(a) Registration requirements of this section shall apply to boats operated by livery and other rental agents.

(b) The word "livery" shall be plainly marked on each registration certificate.

(c) The livery or rental agent may have the number awarded printed upon or attached to a removable sign or signs to be temporarily but firmly mounted upon or attached to the boat being rented so long as the display meets the requirements of N.J.A.C. 13:82-8.3.

13:82-8.16 Misstatements

(a) No person shall make any misstatement of fact in an application for a registration number or an operator's license, or give a fictitious name or address.

(b) The Division shall, upon presentation of evidence of any such misstatement, or the giving of a fictitious name or address, or of the conviction therefor, revoke the registration of the power vessel, or the operator's license as the case may be.

Amended by R.1999 d.127, effective April 19, 1999.
See: 31 N.J.R. 113(a), 31 N.J.R. 1069(a).

In (b), deleted a reference to motors.

13:82-8.17 Change in address; name

(a) Every licensed operator of a power vessel or motor shall notify the Division of any change in his or her legal residence within seven days of the change.

(b) Every licensed operator of a power vessel or motor shall notify the Division within two weeks of a change in name due to marriage, divorce or court order.

13:82-8.18 Renewal of registration

(a) Any person, corporation or firm, applying for the renewal of a registration after six months have elapsed beyond the renewal date, may be assigned a new expiration date, 12 months from the current date.

(b) Failure to receive a renewal notice does not excuse the owner from the requirement of renewing the number on or before the expiration date shown on the registration certificate.

13:82-8.19 Fee for duplicate operator license

The fee for issuance of a duplicate digitized boat operator license shall be \$11.00.

Amended by R.1995 d.365, effective July 3, 1995.

See: 27 N.J.R. 1521(b), 27 N.J.R. 2592(b).

In (b) increased the fee from \$4.50 to \$5.

Emergency amendment, R.2003 d.280, effective June 16, 2003 (to expire August 15, 2003).

See: 35 N.J.R. 2946(a).

Rewrote the section.

13:82-8.20 Operator license; proof of age and identity; expiration

(a) Each applicant for a boat operator license shall, upon request, furnish proof of identity and date of birth and proof that the applicant's presence in the United States is authorized under Federal law. Such proof may be established by submission of the original or certified (by the issuing authority) copy of the primary and/or secondary documents which are listed in (b) below as follows:

1. Each applicant must produce documents which total at least six points.
2. Each applicant must present at least one primary document.
3. Each applicant must present at least one secondary document.
4. An applicant shall not submit more than two documents with a point value of one.
5. If discrepancies exist within or between documents submitted by an applicant, the Commission may require that the applicant submit additional documentation.

6. The Commission is required by law (N.J.S.A. 39:3-10) to refuse to grant any permit or license if the Commission has reasonable cause to believe that a document is altered, false or otherwise invalid.

7. An applicant who is not a United States citizen must submit proof of continued legal presence in the United States.

8. Commission authorized personnel may review, approve or accept other documentation that proves the applicant's identity and date of birth, and that the applicant's presence in the United States is authorized under Federal law.

9. The Commission reserves the right to make changes to the list of acceptable documents found in (b) below. Such changes will be posted on the Motor Vehicle Commission's website, www.state.nj.us/mvc, and will be available at all motor vehicle agencies.

(b) The following are acceptable documents:

i. A United States citizen must submit at least one document from the following list:

Document	Value
United States or United States Territory birth certificate	4
United States Department of State birth certificate (Form FS-545 or DS-1350)	4
United States adoption papers	4
United States passport (current or expired less than three years)	4
New Jersey digitized driver or boat operator license (current or expired less than three years)	4
Valid New Jersey non-driver digitized identification card	4
Valid United States military active duty photo identification card	4
Certificate of Naturalization (Form N-550, N-570 or N-578)	4
Certificate of Citizenship (Form N-560, N-561 or N-645)	4

ii. A person who is not a United States citizen must submit at least one document from the following list:

Document	Value
Current Alien Registration Card (Form I-551) with expiration date and with INS or (BCIS) verification	4
Foreign passports with INS or BCIS verification and with valid record of arrival/departure (Form I-94) or valid I-551 stamp in passport	4
Refugee Travel Document (Form I-571)	4
United States Re-entry Permit (Form I-327)	4
Valid I-94 stamped "Refugee," "Parolee," "Asylee" or "Notice of Action" (Form I-797 approved petition) by INS or BCIS	4
Valid I-94 with attached photo stamped "Processed for I-551 . . ." by INS or BCIS	4

Document	Value
Current photo employment authorization card (Form I-688B or I-766) (must be presented with a valid social security card)	3
Current Alien Registration Card (Form I-551) without expiration date and with INS or BCIS verification	2
Photo Temporary Resident Card (Form I-688)	2

2. Secondary documents:

i. United States citizens and persons who are not United States citizens must submit at least one document from the list below.

Document	Value
Valid New Jersey digitized driver or boat operator license (a secondary document for non-United States citizens only)	4
Legal name change court order signed by a judge or court clerk	3
Civil marriage certificate or divorce decree	3
Current United States military dependent card	3
United States military photo retiree card	3
New Jersey firearm purchaser card	3
Valid United States government employee driver license	2
Valid United States government employee photo identification card	2
United States military discharge papers (DD214)	2
Federal Aviation Administration pilot license	2
United States school photo identification card with transcript or school records	2
United States college photo identification card with transcript	2
Current New Jersey non-digitized photo driver license	1
Current photo driver license of any other state of the United States including the District of Columbia	1
Property tax statement, bill or receipt issued by a New Jersey municipality	1
State professional license	1
New Jersey public assistance card with photo	1
Social Security card	1
High school diploma or GED (general equivalency diploma)	1
Bank statement/record (cannot be submitted in conjunction with ATM card)	1
ATM (automated teller machine) card with pre-printed name and applicant's signature (cannot be submitted in conjunction with bank statement)	1
Current health insurance card or current prescription card	1
High school certificate (written test waiver)	1
Veteran's Administration universal access photo identification card	1

(c) Each applicant must present for inspection an acceptable proof of address document which may be, but is not limited to, the following:

1. A utility or credit card bill displaying applicant's name at current address, issued within last 90 days;
2. A property tax bill or receipt within last year;
3. Any letter or correspondence (including tax bills) received from a Federal Internal Revenue Service or any state tax office within the past year;
4. A high school or college report card or transcript within past two years (must contain address);
5. An original lease or rental agreement with the name of the applicant listed as the lessee or renter;
6. First class mail from any government agency within six months;
7. A checking or savings account statement (bank or credit union) within 60 days; or
8. A certification, verifying the address of an applicant under 18 years of age who does not have his or her own proof of address verification, from a parent or guardian.

(d) In addition to the documentation in (b) above, a parent or guardian must consent to the granting of a boat operator license for any applicant who is under 17 years of age.

(e) For purposes of a name change only, a New Jersey boat operator license can be issued in the boater's married name if an acceptable original or certified marriage certificate (state or municipal seal must appear on document) is accompanied by another acceptable identification in the boater's former name.

(f) All boat operator licenses which are endorsements on basic driver license shall have the same expiration date as the basic driver license.

(g) All boat-only operator licenses shall expire four years from the last day of the month in which the license was originally issued and, thereafter, every four years.

Emergency amendment, R.2003 d.280, effective June 16, 2003 (to expire August 15, 2003).
See: 35 N.J.R. 2946(a).
Rewrote the section.

13:82-8.21 General provisions; hull identification numbers

(a) Any vessel offered for sale in New Jersey must have a hull identification number assigned to it. The number assigned to said vessel shall be in the form approved by the United States Coast Guard.

(b) Registration numbers shall not be issued to any vessel that does not comply with the above requirement.

(c) Vessels which are homemade or for other reasons that do not have a hull identification number assigned to them by their builders shall be assigned a number by the Division once the Division receives satisfactory proof on a form approved by the Director that they have been examined by the State Police. The series used by the Division shall be composed of three parts. The first section shall be NJZ—followed by a second section composed of a five digit number commencing with 00001; the third section shall consist of the word "HULL." An example of a hull identification number is as follows: NJZ-00001-HULL.

(d) The hull identification number must be carved, burned, stamped, embossed or otherwise permanently affixed to the outboard side of the transom or, if there is no transom, to the outermost starboard side at the end of the hull that bears the rudder or other steering mechanism, above the waterline of the boat in such a way that alteration, removal or replacement would be obvious and evident.

(e) The character of the hull identification number must be no less than $\frac{1}{4}$ of an inch in height.

Amended by R.1999 d.127, effective April 19, 1999.

See: 31 N.J.R. 113(a), 31 N.J.R. 1069(a).

In (c), substituted a reference to the State Police for a reference to the Bureau of Marine Police in the first sentence.

SUBCHAPTER 9. CERTIFICATE OF OWNERSHIP FEES

Authority

N.J.S.A. 39:2-3, 39:3-10a, 39:3-28, 39:3-32, 39:3-33.4, 39:5-30.4, 39:6-42, 39:12-4, 39:13-7, 12:7-34.36 et seq., 12:7A-28 and P.L.1994, c.60.

Source and Effective Date

R.1995 d.365, effective July 3, 1995.
See: 27 N.J.R. 1521(b), 27 N.J.R. 2592(b).

13:82-9.1 Certificate of ownership fees

(a) The fee collected by the Division for issuing a certificate of ownership in case of a sale not subject to a security interest pursuant to N.J.S.A. 12:7A-12a shall be \$20.00.

(b) The fee collected by the Division for issuing a certificate of ownership and copy thereof in case of a sale subject to a security interest pursuant to N.J.S.A. 12:7A-12b shall be \$30.00.

(c) The fee collected by the Division for a certificate of ownership, upon the filing with the Director of a certificate of ownership together with a financing statement, pursuant to N.J.S.A. 12:7A-12c shall be \$30.00.

(d) The fee collected by the Division for a notice of satisfaction of a lien or encumbrance of record or abstract, or termination of a security interest pursuant to N.J.S.A. 12:7A-12f shall be \$10.00.

(e) The penalty collected by the Division from a purchaser who fails to comply with the provisions of N.J.S.A. 12:7A-12g shall be \$25.00.

(f) The fee collected by the Division for issuing a duplicate certificate of ownership pursuant to N.J.S.A. 12:7A-13 shall be \$25.00.

(g) The fees collected by the Division for providing copies of documents pursuant to N.J.S.A. 12:7A-15 shall be as follows:

1. Lien search, \$5.00.
2. Chain of title, \$10.50.

(h) The fee collected by the Division for issuing a corrected certificate of ownership pursuant to N.J.S.A. 12:7A-18 shall be \$20.00.

New Rule, R.1995 d.365, effective July 3, 1995.
See: 27 N.J.R. 1521(b), 27 N.J.R. 2592(b).