

5. Have no convictions for violating the provisions of N.J.S.A. 39:4-50 or comparable statutes from other jurisdictions during the past five years;

6. Have accumulated no more than four points assessed for motor vehicle offenses during the past two years;

7. Have at least two years of motorcycle riding experience; and

8. Within 90 days of hiring, obtain at applicant's own expense, a certification from a current accredited program for first aid and adult CPR.

(b) No certification fee shall be charged by the Director. A certification so issued shall be renewed in January of each year and will be valid during such period as the instructor continues to meet the requirements of (a)1 through 8 above.

SUBCHAPTER 4. FACILITIES AND EQUIPMENT

13:85-4.1 Facilities and equipment

(a) The facilities and equipment must conform to current course requirements set by the present Motorcycle Safety Foundation as well as meet all applicable local and state zoning, building, fire, health and safety regulations including a working telephone or two-way radio.

(b) The provider shall supply all materials, supplies and equipment as required by the MSF and any additional material, equipment as determined by the New Jersey Motorcycle Safety Program and/or local authorities.

(c) The provider is responsible for security and maintenance of all materials, records, supplies and equipment and for loss or damage not covered under N.J.A.C. 13:85-5.

SUBCHAPTER 5. INSURANCE

13:85-5.1 Provider coverage

Upon approval, each provider is covered as an additional insured under a blanket liability policy administered by a designee appointed by the Director.

13:85-5.2 Policy effect; release

(a) Insurance is in effect as long as an approved course is in session. The blanket policy protects both the state and the provider and all primary and assistant instructors, range aides and students participating in any provider sponsored MRC: RSS, MRC: IRC or MRC: ERC course conducted under the program.

(b) Providers shall require each participant to complete a Release, Waiver and Indemnification Statement, supplied by the Office of Highway Traffic Safety, which releases the State from any and all liability, loss, costs, claim and/or damage arising out of participation in any course conducted under the program.

SUBCHAPTER 6. PROGRAM REPORTING

13:85-6.1 Reporting

(a) Providers shall submit the following items to the Administrator:

1. Copies of all MRC: RSS/IRC/ERC rosters of participants, a class schedule and accident forms for each class section, 10 working days after the completion of any course; and

2. The Provider shall be responsible for completing and recording of any official reports required by other public or private agencies or any individuals as a result of any accident involving bodily injury or property damage that occurs while conducting an RSS, IRC or ERC class. The Provider shall submit a copy of these reports to the Director immediately.

SUBCHAPTER 7. TUITION

13:85-7.1 Tuition

From 1995, tuition is set at novice—\$200.00; intermediate—\$100.00; and advanced—\$50.00. Thereafter, providers will have the opportunity to meet with the advisory committee, not more than once per year, for the purpose of establishing a uniform tuition. Tuition will be established by January 1st for the following season. Tuition will remain constant for each training season. Notice of agreed upon tuition will be published in the New Jersey Register.