

CHAPTER 85**MOTORCYCLE SAFETY EDUCATION PROGRAM****Authority**

N.J.S.A. 27:5F-40.

Source and Effective Date

R.2000 d.240, effective May 12, 2000.
See: 32 N.J.R. 1161(a), 32 N.J.R. 2093(a).

Chapter Expiration Date

The expiration date of Chapter 85, Motor Safety Education Program, was extended by gubernatorial directive from May 12, 2005 to November 8, 2005. See: 37 N.J.R. 1036(a).

Chapter Historical Note

Subchapter 8, Office of Highway Traffic Safety Course, was adopted as R.1998 d.572, effective December 7, 1998. See: 30 N.J.R. 3425(a), 30 N.J.R. 4248(b).

Pursuant to Executive Order No. 66(1978), Chapter 85, Motorcycle Safety Education Program, was adopted as R.1995 d.273, effective June 5, 1995. See: 27 N.J.R. 1145(a), 27 N.J.R. 2244(c).

Pursuant to Executive Order No. 66(1978), Chapter 85, Motorcycle Safety Education Program, were readopted as R.2000 d.240, effective May 12, 2000. See: 32 N.J.R. 1161(a), 32 N.J.R. 2093(a)

In accordance with N.J.S.A. 52:14B-5.1d, Chapter 85, Motorcycle Safety Education Program, expiration date was extended by gubernatorial directive from May 12, 2005 to November 8, 2005. See: 37 N.J.R. 1036(a).

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APPENDIX A**APPENDIX B****APPENDIX C****SUBCHAPTER 1. PURPOSE, SCOPE AND DEFINITIONS****13:85-1.1 Purpose and scope**

The rules contained in this chapter implement the provisions of N.J.S.A. 27:5F-40. The rules establish the Office of Highway Traffic Safety motorcycle safety education course and the requirements for participation in and successful completion of the course, and govern public and private educational institutions approved to provide the course and its instructors.

Amended by R.2000 d.240, effective June 5, 2000.
See: 32 N.J.R. 1161(a), 32 N.J.R. 2093(a).

Deleted second half of first sentence; added second sentence.

13:85-1.2 Definitions

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

“Class” means a group of people enrolled for training as participants in a particular scheduled course.

“Course,” “Motorcycle Safety Education course” or “MSE course” means the course of motorcycle safety education classroom and range instruction and training established by the Director and any of the skill levels at which it may be offered.

“Course curriculum” means, for each skill level of MSE instruction and training offered, the complete, scheduled, and sequential set of classroom and range instruction and training modules approved by the Director for presentation to a class in order to provide each participant with the specified activities necessary for satisfactory completion of the MSE course in question.

“Director” means the Director of the Office of Highway Traffic Safety.

“Examining instructor” means the instructor assigned by a provider to administer the motorcycle skills operator’s test required for successful completion of the MSE Basic Skills course.

“Instructor” means a person holding a valid certification issued by the Director to act as an instructor of a MSE course offered by a provider.

“Location” means each separate place approved by the Director where classroom and/or range instruction and training in the MSE course is offered to participants by a provider.

“Location coordinator” means a person designated by a provider to be responsible for the materials, supplies and equipment needed in connection with the offering of the MSE course at a location.

“Module” means a grouping of related subject matter in a curriculum for presentation in a classroom or on a range and related range exercises.

“MRC:ERC” means the Motorcycle Rider Course/Experienced Rider Course—a motorcycle rider education course developed by the Motorcycle Safety Foundation intended for experienced motorcycle riders.

“MRC:IRC” means the Motorcycle Rider Course/Intermediate Rider Course—a motorcycle rider education course developed by the Motorcycle Safety Foundation for motorcycle riders who have not ridden for a long period of time and wish to renew previously learned skills.

“MRC:RSS” means the Motorcycle Rider Course/Riding and Street Skills—a motorcycle rider course developed by the Motorcycle Safety Foundation to train novice, beginner or potential riders.

“MSF” means the Motorcycle Safety Foundation.

“MSF IP” means the Motorcycle Safety Foundation Instructor Preparation course.

“NJDMV” means the New Jersey Division of Motor Vehicles.

“OHTS” means the Office of Highway Traffic Safety.

“Participant” means a person enrolled in the MSE course established by the Director.

“Program” means the course of instruction and training in motorcycle safety education established by the Director pursuant to N.J.S.A. 27:5F-36 open to a person who is the holder of motorcycle operator learner’s permit or a motorcycle license or endorsement issued by the NJDMV.

“Provider” means a public or private educational institution approved by the Director to offer the motorcycle safety education course.

“Range” means an area set aside for the operation of motorcycles as part of a course curriculum specified by the Motorcycle Safety Foundation and approved by the Director.

“State Coordinator” means a person in the Office of Highway Traffic Safety designated by the Director to oversee the MSE courses offered by a provider and the qualifications of instructors.

“Student tuition” means the tuition paid by an enrolled participant directly to an approved entity.

“Training year” means that period of each calendar year during which the MSE course may be offered.

Amended by R.2000 d.240, effective June 5, 2000.
See: 32 N.J.R. 1161(a), 32 N.J.R. 2093(a).
Rewrote section.

13:85-1.3 Establishment of MSE course/levels of instruction

(a) Pursuant to the authority granted under N.J.S.A. 27:5F-36, the Director establishes the Office of Highway Traffic Safety motorcycle safety education course. The course shall consist of classroom and range instruction and training at the following skill levels:

1. A Basic Skills Level course intended for a newly licensed motorcyclist with limited riding experience or a permit holder. The Basic Skills Level course shall serve as the motorcycle safety education course for the purposes of N.J.S.A. 39:3-10.31, under the terms of which the Director of the Division of Motor Vehicles may waive the road test portion of the examination required for a motorcycle license or endorsement to the holder of an examination permit who has successfully completed a motorcycle safety education course established under the provisions of N.J.S.A. 27:5F-36;
2. An Experienced Level course intended for a motorcyclist who has riding experience under a license held for at least six months; and

3. Such intermediate level courses intended for a motorcyclist who has riding experience under a license held for less than six months as the Director may approve.