

**CHAPTER 25**  
**MOTORIZED BICYCLES**

**Authority**

N.J.S.A. 39:2-3, 39:3-10a, 39:4-14.3, 39:4-14.3a et seq. and 39:5-30.

**Source and Effective Date**

R.2000 d.152, effective March 14, 2000.  
See: 31 N.J.R. 3924(a), 32 N.J.R. 1401(a).

**Chapter Expiration Date**

In accordance with N.J.S.A. 52:14B-5.1c, Chapter 25, Motorized Bicycles, expires on September 10, 2005. See: 37 N.J.R. 1171(a).

**Chapter Historical Note**

Chapter 25, Motorized Bicycles, was adopted as R.1978 d.58, effective February 21, 1978. See: 10 N.J.R. 19(a), 10 N.J.R. 121(d).

Subchapter 8, Procedure to Regulate Operation of Motorized Bicycles on Specific Highways, was adopted as R.1979 d.3, effective January 8, 1979. See: 10 N.J.R. 507(a), 11 N.J.R. 78(a).

Subchapter 6, Point System Regulation, was repealed by R.1983 d.360, effective September 6, 1983. See: 15 N.J.R. 1004(a), 15 N.J.R. 1481(b).

Pursuant to Executive Order No. 66(1978), Subchapter 8, Procedure to Regulate Operation of Motorized Bicycles on Specific Highways, was readopted as R.1983 d.608, effective December 14, 1983. See: 15 N.J.R. 1440(a), 16 N.J.R. 52(a).

Subchapter 9, Helmets, was adopted as R.1983 d.489, effective November 7, 1983. See: 15 N.J.R. 684(a), 15 N.J.R. 1865(d).

Pursuant to Executive Order No. 66(1978), Chapter 25, Motorized Bicycles, was readopted by R.1990 d.210, effective March 16, 1990. See: 22 N.J.R. 323(a), 22 N.J.R. 1270(c).

Pursuant to Executive Order No. 66(1978), Chapter 25, Motorized Bicycles, was readopted as R.1995 d.204, effective March 15, 1995. See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

Pursuant to Executive Order No. 66(1978), Chapter 25, Motorized Bicycles, was readopted as R.2000 d.152, effective March 14, 2000. See: Source and Effective Date. See, also, section annotations.

**CHAPTER TABLE OF CONTENTS**

**SUBCHAPTER 1. DEFINITIONS**

13:25-1.1 Definitions

**SUBCHAPTER 2. MOTORIZED BICYCLE LEARNER'S PERMITS**

13:25-2.1 Requirements for issuance of motorized bicycle learner's permits

13:25-2.2 Prerequisites for validation of motorized bicycle learner's permits

**SUBCHAPTER 3. MOTORIZED BICYCLE LICENSES**

13:25-3.1 Age requirements; proof of identity and date of birth; proof that presence in United States is authorized under Federal law

13:25-3.2 Permits

13:25-3.3 Physical and mental qualifications

13:25-3.4 Motorized bicycle operating privilege status

- 13:25-3.5 Law-knowledge tests
- 13:25-3.6 Written test
- 13:25-3.7 Oral test
- 13:25-3.8 Visual acuity and color perception check generally
- 13:25-3.9 Visual acuity test standards
- 13:25-3.10 Color perception check standards
- 13:25-3.11 Necessity of motorized bicycle driving test
- 13:25-3.12 Motorized bicycle driving test maneuvers
- 13:25-3.13 Motorized bicycle used in driving demonstration
- 13:25-3.14 Failure of motorized bicycle driving test
- 13:25-3.15 Expiration of motorized bicycle license; photo license requirement; fee
- 13:25-3.16 Restoration fees
- 13:25-3.17 (Reserved)
- 13:25-3.18 Eyes and weight numerical code chart
- 13:25-3.19 Surrender of motorized bicycle license

**SUBCHAPTER 4. CONVULSIVE SEIZURES**

- 13:25-4.1 Satisfaction of physical qualifications
- 13:25-4.2 Physically unqualified pending hearing
- 13:25-4.3 History of seizures and physician's report
- 13:25-4.4 Neurological Disorder Committee
- 13:25-4.5 Committee review of case
- 13:25-4.6 Report of findings
- 13:25-4.7 Committee recommendations
- 13:25-4.8 Restoration qualifications
- 13:25-4.9 Interval report of seizures
- 13:25-4.10 Driver reexamination

**SUBCHAPTER 5. CARDIOVASCULAR DISORDERS**

- 13:25-5.1 Cardiovascular Committee
- 13:25-5.2 Case history and physician's statement
- 13:25-5.3 Review and recommendation
- 13:25-5.4 Findings report
- 13:25-5.5 Consideration of restoration
- 13:25-5.6 Case referral
- 13:25-5.7 Interval reports
- 13:25-5.8 Driver reexamination

**SUBCHAPTER 6. (RESERVED)**

**SUBCHAPTER 7. SERIOUS TRAFFIC OFFENSES**

- 13:25-7.1 (Reserved)
- 13:25-7.2 Reckless operation
- 13:25-7.3 Careless operation
- 13:25-7.4 Excessive speed

**SUBCHAPTER 8. (RESERVED)**

**SUBCHAPTER 9. HELMETS**

- 13:25-9.1 Approval of helmets
- 13:25-9.2 Helmet approval specifications
- 13:25-9.3 Reflectorized surface on helmets
- 13:25-9.4 Identification label on helmets
- 13:25-9.5 Helmet straps
- 13:25-9.6 (Reserved)
- 13:25-9.7 (Reserved)

**SUBCHAPTER 1. DEFINITIONS**

**13:25-1.1 Definitions**

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

“Applicant” means every person who has made application for a motorized bicycle license as provided by N.J.S.A. 39:4-14.3.

“Director” means the Director of the Division of Motor Vehicles in the Department of Transportation in the State of New Jersey.

“Division” means the Division of Motor Vehicles in the Department of Transportation in the State of New Jersey.

“Examinations” means a test or series of tests designed to check the applicant’s visual acuity, color perception, knowledge of laws and safe operation of motorized bicycles administered by the Division of Motor Vehicles.

“Motorized bicycle” means a pedal bicycle having a helper motor characterized in that either the maximum piston displacement is less than 50 c.c. or said motor is rated at no more than 1.5 brake horsepower and said bicycle is capable of a maximum speed of no more than 25 miles per hour on a flat surface.

“Motorized bicycle driving test” means that portion of the motorized bicycle license examination wherein the applicant for a New Jersey motorized bicycle license demonstrates his or her ability to exercise safe and reasonable control in the operation of a motorized bicycle.

“Motorized bicycle learner’s permit” means a permit issued by the Director of the Division of Motor Vehicles to a person 15 years of age or older in accordance with the provisions of N.J.S.A. 39:4-14.3 for the purpose of fitting himself to become a motorized bicycle driver.

“Motorized bicycle license” means a motorized bicycle license issued by the Director of the Division of Motor Vehicles, in accordance with the provisions of N.J.S.A. 39:4-14.3, to an individual who is 15 years of age or older and who does not have a New Jersey driver license of any class other than an agricultural license issued pursuant to N.J.S.A. 39:3-11.1.

“Permit” means a motorized bicycle learner’s permit issued under the provisions of N.J.S.A. 39:4-14.3. Anyone operating a motorized bicycle under a permit for the purpose of fitting himself or herself to become a motorized bicycle driver shall limit said operation to daylight hours under any circumstances.

“United States” means any state, territory or possession of the United States and the District of Columbia, including the Commonwealth of Puerto Rico, the Virgin Islands of the United States, American Samoa and Guam.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).  
Amended by R.2000 d.152, effective April 17, 2000.

See: 31 N.J.R. 3924(a), 32 N.J.R. 1401(a).

In “Director”, substituted a reference to the Department of Transportation for a reference to the Department of Law and Public Safety; and inserted “Division”.

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## SUBCHAPTER 2. MOTORIZED BICYCLE LEARNER’S PERMITS

### 13:25-2.1 Requirements for issuance of motorized bicycle learner’s permits

In addition to any other requirements imposed by Title 39 of the Revised Statutes and the regulations promulgated thereunder, no motorized bicycle learner’s permit shall be issued by the Commission unless the applicant therefor submits proof of identity and date of birth and proof that the applicant’s presence in the United States is authorized under Federal law in the manner set forth in N.J.A.C. 13:21-8.2(a), (b) and (c).

New Rule, R.1994 d.486, effective September 19, 1994.

See: 26 N.J.R. 2522(a), 26 N.J.R. 3874(a).

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

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

Substituted “Commission” for “Division” and amended N.J.A.C. reference.

Adopted concurrent amendment, R.2003 d.365, effective August 15, 2003.

See: 35 N.J.R. 2946(a), 35 N.J.R. 4299(a).

Provisions of R.2003 d.280 adopted without change.

### 13:25-2.2 Prerequisites for validation of motorized bicycle learner’s permits

(a) No motorized bicycle learner’s permit shall be validated for practice driving until the following prerequisites have been complied with by the holder:

1. Successful completion of a law-knowledge test; and
2. Minimum standard in visual acuity is attained.

Recodified from 13:25-2.1 and amended by R.1994 d.486, effective September 19, 1994.

See: 26 N.J.R. 2522(a), 26 N.J.R. 3874(a).

Prior text at 13:25-2.2, Provisional requirements, repealed.

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## SUBCHAPTER 3. MOTORIZED BICYCLE LICENSES

### 13:25-3.1 Age requirements; proof of identity and date of birth; proof that presence in United States is authorized under Federal law

- (a) All applicants must have reached the age of 15 years.

(b) As a condition for obtaining a motorized bicycle license, all applicants shall be required to furnish to the Commission, upon request, proof of identity and date of birth and proof that the applicant's presence in the United States is authorized under Federal law in the manner set forth in N.J.A.C. 13:21-8.2(a), (b) and (c).

(c) The identity of the applicant shall be deemed to be the name recorded on the document(s) submitted to the Division pursuant to (b) above unless evidence of a different name is established by the submission of a civil marriage certificate, divorce decree or order of court.

(d) Any person from a foreign country who is in New Jersey for a period of one year or less may operate a motorized bicycle in this State if he or she is the holder of a current driver's license or motorized bicycle license in good standing from the country in which he or she resides. The Director may deny, suspend or revoke the driving privilege conferred by this subsection for violation of any of the provisions of Title 39 of the Revised Statutes or on other reasonable grounds upon notice and an opportunity to be heard pursuant to the procedures in N.J.A.C. 13:19-1.

(e) Any person from a foreign country who is in New Jersey for a period of one year or less and who would be entitled to operate a motorized bicycle in this State pursuant to (d) above but for the fact that he or she is not the holder of a driver's license or motorized bicycle license from the country in which he or she resides shall be eligible to make application for a New Jersey motorized bicycle license or learner's permit. The Director shall suspend or revoke any motorized bicycle license or learner's permit issued pursuant to this subsection upon expiration of the license or permit holder's lawful presence in the United States unless it is demonstrated that the person's continued presence in the United States is authorized under Federal law.

(f) The Division shall not issue a motorized bicycle license or learner's permit to a person who is entitled to operate a motorized bicycle in this State pursuant to (d) above, or who is entitled to operate a motorized bicycle in this State under a reciprocity privilege granted by any law, unless said reciprocity privilege is revoked or terminated by the establishment of residence in this State and the surrender of said person's current out-of-state license to the Division upon issuance of a New Jersey driver's license or motorized bicycle license.

Amended by R.1994 d.486, effective September 19, 1994.  
See: 26 N.J.R. 2522(a), 26 N.J.R. 3874(a).  
Emergency amendment, R.2003 d.280, effective June 16, 2003 (to expire August 15, 2003).  
See: 35 N.J.R. 2946(a).

In (b), substituted "Commission" for "Division", inserted "; upon request," preceding "proof of identity", and amended N.J.A.C. reference.

Adopted concurrent amendment, R.2003 d.365, effective August 15, 2003.

See: 35 N.J.R. 2946(a), 35 N.J.R. 4299(a).

Provisions of R.2003 d.280 adopted without change.

### 13:25-3.2 Permits

(a) The following applicants must produce a valid permit when appealing for an examination:

1. Initial applicants;
2. Applicants appearing for retesting.

### 13:25-3.3 Physical and mental qualifications

(a) A person may be prohibited from obtaining or holding a New Jersey motorized bicycle license or learner's permit if he or she:

1. Has any physical disability, which cannot be compensated for by use of a prosthetic device(s) or special motorized bicycle equipment which would render him incapable of operating a motorized bicycle in a safe manner as determined by an actual operating demonstration.
2. Through any mental or physical defect is incapable of operating a motorized bicycle in a safe manner.

(b) In the case of a mental or physical disability, a medical certificate, completed by a licensed physician, may be required.

Amended by R.1994 d.486, effective September 19, 1994.

See: 26 N.J.R. 2522(a), 26 N.J.R. 3874(a).

Amended by R.2000 d.152, effective April 17, 2000.

See: 31 N.J.R. 3924(a), 32 N.J.R. 1401(a).

In (b), substituted a reference to licensed physicians for a reference to New Jersey licensed physicians.

### 13:25-3.4 Motorized bicycle operating privilege status

(a) An individual may neither apply for nor receive a motorized bicycle license during a period of suspension or revocation of any of his or her driving privileges.

(b) An individual may neither apply for nor receive any class of driver license during a period of suspension or revocation of his or her motorized bicycle operating privileges.

Amended by R.1995 d.204, effective April 17, 1995.

See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-3.5 Law-knowledge tests

The law-knowledge test for applicants who have a limited knowledge of English may be given as an oral test. This test will include a demonstration of an ability to read and understand road signs in common use.

### 13:25-3.6 Written test

(a) The written test shall consist of a series of questions concerning the safe operation of a motorized bicycle and the New Jersey motor vehicle laws and traffic regulations, information regarding which is contained in the motorized bicycle operator manual and any supplement thereto.

(b) The written test questionnaire shall contain no more than 30 questions.

(c) The percentage value of each question shall be an equal percentage.

(d) A passing grade of 80 percent must be attained by the applicant.

(e) An applicant who fails the written test shall not be retested until a period of at least one week has elapsed.

Amended by R.1995 d.204, effective April 17, 1995.

See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

Amended by R.2000 d.152, effective April 17, 2000.

See: 31 N.J.R. 3924(a), 32 N.J.R. 1401(a).

In (e), substituted "shall" for "may" following "test".

### 13:25-3.7 Oral test

(a) The oral test is a test given to applicants for a New Jersey motorized bicycle license who are unable to read English or experience difficulty in understanding the English language so that they are unable to complete the written test.

(b) This test shall consist of two parts as follows:

1. Slides, transparencies or other facsimiles which can be used to show the image of official traffic control devices. The number of slides, transparencies and/or other facsimiles shall not exceed 30. Applicants will be required to read and explain the meaning of each slide, transparency or other facsimile. The percentage value of each slide, transparency or other facsimile shall be an equal percentage. A passing grade of 80 percent must be attained by the applicant.

2. Questionnaires concerning the safe operation of a motorized bicycle, the New Jersey motor vehicle laws and regulations, as may be contained in the motorized bicycle operator's manual or any supplement thereto. The questions on these questionnaires will be asked orally of the applicants. The number of questions shall not exceed 30. A passing grade of 80 percent must be attained by the applicant.

Amended by R.1995 d.204, effective April 17, 1995.

See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-3.8 Visual acuity and color perception check generally

(a) All applicants will be required to meet the minimum vision standards as set by the Division of Motor Vehicles.

(b) Color perception tests will consist of the applicant's ability to distinguish between red, amber and green as used on official traffic control devices.

### 13:25-3.9 Visual acuity test standards

(a) Vision will be considered as passing when a minimum of 20/50 is attained in at least one eye, with or without corrective lenses. This rating will be determined as measured by the Snellen chart.

(b) When the vision in either eye is less than 20/50 and cannot be improved by means of corrective lenses, a certificate adequately explaining the deficiency and signed by a New Jersey registered physician, ophthalmologist or optometrist must be presented.

(c) When the vision in either eye is less than 20/50 and corrective lenses will improve the vision, then corrective lenses will be required to be worn while operating a motorized bicycle; except where corrective lenses show an improvement, but wearing lenses would be detrimental to the applicant's visual well being, a statement to this effect, signed by a New Jersey registered physician, ophthalmologist or optometrist, must be presented.

(d) When there is no vision in one eye, the good eye must meet the minimum standard of 20/50 with or without corrective lenses.

(e) In the event any special device or equipment is used or needed to meet the minimum requirements of this section, the matter may be referred to the Director or his or her designee for final determination.

Amended by R.1995 d.204, effective April 17, 1995.

See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-3.10 Color perception check standards

(a) The color perception check will measure the applicant's ability to distinguish red, amber and green as used on official traffic control devices.

(b) An applicant may not be denied a motorized bicycle license solely upon the basis of a color deficiency.

Amended by R.1995 d.204, effective April 17, 1995.

See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-3.11 Necessity of motorized bicycle driving test

Every applicant for a New Jersey motorized bicycle license must satisfactorily complete a practical demonstration of his or her ability to exercise ordinary and reasonable control in the operation of a motorized bicycle.

Amended by R.1995 d.204, effective April 17, 1995.

See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-3.12 Motorized bicycle driving test maneuvers

(a) The motorized bicycle driving test may include, but is not limited to, the following maneuvers:

1. Starting;
2. Stopping;

3. Steering;
4. Turning;
5. Turning around;
6. Signalling.

(b) General attentiveness and perceptual ability shall be considered.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

**13:25-3.13 Motorized bicycle used in driving demonstration**

The motorized bicycle used for the driving demonstration will be provided by the applicant who must have a valid motorized bicycle learner's permit in his or her possession.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

**13:25-3.14 Failure of motorized bicycle driving test**

An applicant who fails the motorized bicycle driving test shall not be retested until a period of at least two weeks has elapsed.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).  
Amended by R.2000 d.152, effective April 17, 2000.  
See: 31 N.J.R. 3924(a), 32 N.J.R. 1401(a).  
Substituted "shall" for "may" following "test".

**13:25-3.15 Expiration of motorized bicycle license; photo license requirement; fee**

(a) Every motorized bicycle license shall expire on the last day of the 48th calendar month following the calendar month in which the license was issued.

(b) Photo licenses shall be mandatory for all initial motorized bicycle licensees and for motorized bicycle license renewals issued to applicants therefor who are under the age of 21.

(c) The fee for issuance of a motorized bicycle license with a photo shall be \$2.00.

(d) No fee shall be charged for issuance of a motorized bicycle license renewal without a photo.

New Rule, R.1985 d.112, effective March 18, 1985.  
See: 17 N.J.R. 48(a), 17 N.J.R. 709(b).  
This section was originally "Accounts, records, reports and preservation". It was repealed and this new rule adopted.  
Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

**13:25-3.16 Restoration fees**

(a) A fee of \$50.00 shall be payable to the Director for the restoration of any license which has been suspended or revoked by reason of the licensee's violation of any law or regulation.

(b) A fee of \$50.00 shall be payable to the Director for the restoration of vehicle registrations which have been suspended or revoked by reason of the registrant's violation of any law.

New Rule, R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

**13:25-3.17 (Reserved)**

Repealed by R.1985 d.112, effective March 18, 1985.  
See: 17 N.J.R. 48(a), 17 N.J.R. 709(b).

This section was formerly "Receipt of affidavit".

**13:25-3.18 Eyes and weight numerical code chart**

(a) The following numerical codes will designate the indicated color of eyes and the licensee's weight:

Eye Color	Weight
1--Black	0--Under 121 pounds
2--Brown	1--121 to 140 pounds
3--Gray	2--141 to 160 pounds
4--Blue	3--161 to 180 pounds
5--Hazel	4--181 to 200 pounds
6--Green	5--201 to 220 pounds
7--Special Code	6--Over 220 pounds
8--Special Code	
9--Special Code	

**13:25-3.19 Surrender of motorized bicycle license**

An individual's motorized bicycle license shall become null and void upon issuance to the individual of a valid basic driver's license or motorcycle license in the State of New Jersey. Said motorized bicycle license shall be surrendered to the Division at the time of such issuance.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

SUBCHAPTER 4. CONVULSIVE SEIZURES

**13:25-4.1 Satisfaction of physical qualifications**

Any person who suffers or who has suffered from recurrent convulsive seizures, recurrent periods of impaired consciousness or from impairment or loss of motor coordination due to conditions such as, but not limited to, epilepsy, in any of its forms, shall as a prerequisite to the issuance of a motorized bicycle learner's permit or motorized bicycle license, renewal of a motorized bicycle license or retention of a motorized bicycle license establish to the satisfaction of the Director that he or she has been free from recurrent convulsive seizures, recurrent periods of impaired consciousness or from impairment or loss of motor coordination for a period of one year with or without medication and that he or she is physically qualified to operate a motorized bicycle.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

**13:25-4.2 Physically unqualified pending hearing**

When it shall appear to the Director that a licensed motorized bicycle operator or an applicant for a motorized bicycle learner's permit or motorized bicycle license suffers or has suffered from recurrent convulsive seizures, recurrent periods of impaired consciousness or from impairment or loss of motor coordination the Director may, upon notice and an opportunity to be heard, suspend the motorized bicycle operating privilege of, or refuse to issue a motorized bicycle learner's permit or a motorized bicycle license to,

such person as physically unqualified to operate a motorized bicycle with safety; provided, however, the Director may, in the exercise of his or her discretion, suspend such motorized license or refuse to issue such motorized bicycle learner's permit or motorized bicycle license pending hearing, if it shall appear to the Director to be in the interest of public safety that immediate action be taken.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).  
Amended by R.2000 d.152, effective April 17, 2000.  
See: 31 N.J.R. 3924(a), 32 N.J.R. 1401(a).  
Inserted "bicycle" preceding "operating".

### 13:25-4.3 History of seizures and physician's report

(a) When it shall appear to the Director, upon information received or an investigation conducted, that a licensed motorized bicycle operator or an applicant for a motorized bicycle learner's permit or motorized bicycle license suffers or has suffered from recurrent convulsive seizures, recurrent periods of impaired consciousness or from impairment or loss of motor coordination, he or she may require from such person on forms approved by the Director:

1. A statement by the applicant or licensee of his or her case history;
2. A statement by the treating physician including diagnosis, treatment and prognosis;
3. Any other information which the Director may deem necessary to evaluate the motorized bicycle operator's qualification to operate a motorized bicycle.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-4.4 Neurological Disorder Committee

(a) The Director shall appoint a Neurological Disorder Committee of three members to advise him or her as to issuing licenses to persons suffering from recurrent convulsive seizures, recurrent periods of impaired consciousness or from impairment or loss of motor coordination.

(b) The Director shall appoint the Committee upon consultation with and advice of the Medical Society of the State of New Jersey.

Amended by R.1995, d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-4.5 Committee review of case

When the Director deems it necessary to refer a specific case to the Committee, all available information concerning the licensed motorized bicycle operator or applicant, including the licensee's or applicant's statement of the case history and the treating physician's statement as to diagnosis, treatment and prognosis will be referred to the Committee for review, advice and recommendation.

Amended by R.1995 d.204, effective April 17, 1995.

See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-4.6 Report of findings

Each member of the Committee shall separately report his or her findings and recommendations to the Director.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-4.7 Committee recommendations

Notwithstanding the provisions of N.J.A.C. 13:25-4.1, the Director, upon consultation with the members of the Committee, may grant a motorized bicycle learner's permit or initial motorized bicycle license or permit a motorized bicycle operator to retain his or her motorized bicycle license although such person may have suffered a seizure, period of impaired consciousness, or from impairment or loss of motor coordination within a one year period from the date of the Director's determination when the specific characteristics of a person's disorder do not adversely impact on the person's ability to safely operate a motorized bicycle.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).  
Amended by R.2000 d.152, effective April 17, 2000.  
See: 31 N.J.R. 3924(a), 32 N.J.R. 1401(a).  
Substituted "of" for "or" following "characteristics".

### 13:25-4.8 Restoration qualifications

(a) When the Director has denied an applicant a motorized bicycle license or has suspended the license of a licensed motorized bicycle operator pursuant to this subchapter, issuance or restoration may be considered provided the individual submits:

1. A current statement of his or her case history;
2. A current statement by the treating physician including diagnosis, treatment and prognosis;
3. A current report covering the results of an electroencephalographic examination, if required;
4. Satisfactory evidence that N.J.A.C. 13:25-4.1 or 4.7 have been complied with where applicable.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).  
Amended by R.2000 d.152, effective April 17, 2000.  
See: 31 N.J.R. 3924(a), 32 N.J.R. 1401(a).

### 13:25-4.9 Interval reports of seizures

(a) As a condition precedent to the issuance, retention or restoration of motorized bicycle operating privileges pursuant to this subchapter, the individual shall agree in writing to submit to the Director periodic reports on forms approved by the Director. The report shall contain a statement of the individual's case history and a statement by the treating physician.

(b) These reports shall be submitted every six months for a period of two years from the date that approval is given to hold a motorized bicycle license.

(c) Subsequent reports shall be submitted on a yearly basis.

(d) When necessary in the interest of public safety, and/or that of the operating individual, the Director may, in his or her discretion, waive or change the interval report requirements of (b) and (c) above.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).  
Amended by R.2000 d.152, effective April 17, 2000.  
See: 31 N.J.R. 3924(a), 32 N.J.R. 1401(a).  
Added (d).

#### 13:25-4.10 Driver reexamination

When necessary in the interest of public safety, and/or that of the operating individual, as a condition precedent to the issuance, retention or restoration of motorized bicycle operating privileges, the Director may require that a motorist be given a motorized bicycle driving test and examination at a Division of Motor Vehicles Driver Testing Center.

New Rule, R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

## SUBCHAPTER 5. CARDIOVASCULAR DISORDERS

### 13:25-5.1 Cardiovascular Committee

The Director, in consultation with the Medical Society of New Jersey, shall appoint a Cardiovascular Committee of specialists in cardiovascular disorders for the purpose of guiding him or her in making determinations as to whether persons are physically qualified to operate a motorized bicycle with safety.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-5.2 Case history and physician's statement

(a) Where it shall appear to the Director upon information or investigation that any applicant for a motorized bicycle license or licensed motorized bicycle operator suffers or has suffered from a cardiovascular condition, the Director may require from such person on forms furnished by the Division:

1. A statement by the applicant or licensed driver of his or her case history;
2. A statement by a physician including all pertinent information relative to the applicant's or licensed driver's case including diagnosis, treatment and prognosis.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).  
Amended by R.2000 d.152, effective April 17, 2000.  
See: 31 N.J.R. 3924(a), 32 N.J.R. 1401(a).

In (a), substituted a reference to the Division for a reference to the Director at the end of the introductory paragraph.

### 13:25-5.3 Review and recommendation

(a) When the Director deems it necessary to refer a specific case to the Committee, all available information including the applicant's or licensed motorized bicycle operator's statement of his or her case history and the attending physician's report will be referred to the Cardiovascular Committee for review and recommendation.

(b) If in the opinion of the Committee it is advisable, the applicant or licensed driver may be required to be examined by a specialist in internal medicine or cardiology including x-ray and/or electrocardiogram.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-5.4 Findings report

The members of the Cardiovascular Committee will report their findings and recommendations to the Director and the Director will determine whether or not a person may be issued a motorized bicycle license.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-5.5 Consideration of restoration

When the Director has denied an applicant a motorized bicycle license pursuant to this subchapter, restoration of the motorized bicycle operating privilege may be considered; provided, however, the period of time has expired which is determined by the Director, upon consultation with the Cardiovascular Committee, to be applicable in the case.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-5.6 Case referral

Upon application for restoration, the case may be referred to the Cardiovascular Committee as provided in N.J.A.C. 13:25-5.3.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-5.7 Interval reports

(a) As a condition precedent to the issuance, retention or restoration of motorized bicycle operating privileges pursuant to this subchapter, the individual shall agree in writing to submit to the Director periodic reports on forms approved by the Director. The reports shall contain a statement of the individual's case history and a statement by the treating physician.

(b) These reports shall be submitted every six months from the date that approval is given to hold a motorized bicycle license.

(c) When necessary in the interest of public safety, and/or that of the operating individual, the Director may, in his or her discretion, waive or change the interval report requirement of (b) above.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-5.8 Driver reexamination

When necessary in the interest of public safety, and/or that of the operating individual, as a condition precedent to the issuance, retention or restoration of motorized bicycle operating privileges, the Director may require that a motorist be given a motorized bicycle driving test and examination at a Division of Motor Vehicles Driver Testing Center.

New Rule, R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

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## SUBCHAPTER 6. (RESERVED)

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## SUBCHAPTER 7. SERIOUS TRAFFIC OFFENSES

### 13:25-7.1 (Reserved)

Repealed by R.1990 d.210, effective April 16, 1990.  
See: 22 N.J.R. 323(a), 22 N.J.R. 1270(c).

Section was "Operating a motorized bicycle under the influence of alcohol."

### 13:25-7.2 Reckless operation

A person who drives a motorized bicycle on a highway heedlessly, in willful or wanton disregard of the rights or safety of others, in a manner so as to endanger, or be likely to endanger, a person or property, shall be guilty of reckless driving and may, in the discretion of the director, forfeit his driving privileges for a period not to exceed 180 days.

### 13:25-7.3 Careless operation

A person who drives a motorized bicycle on a highway carelessly, or without due caution and circumspection, in a manner so as to endanger or be likely to endanger a person or property, shall be guilty of careless driving and may, in the discretion of the director, forfeit his driving privileges for a period not to exceed 30 days.

### 13:25-7.4 Excessive speed

If an individual operates a motorized bicycle in a speed in excess of 25 mph on a flat surface, such motorized bicycle will be considered a motorcycle and such individual will be subject to all laws applicable to motorcycle drivers.

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## SUBCHAPTER 8. (RESERVED)

### Subchapter Historical Note

Subchapter 8, Procedure to Regulate Operation of Motorized Bicycles on Specific Highways, was recodified to 16:26-1. See: 37 N.J.R. 88(b).

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## SUBCHAPTER 9. HELMETS

### 13:25-9.1 Approval of helmets

No person shall sell, offer for sale, or distribute any protective helmets for use by the operators of motorized bicycles unless they meet the helmet approval specifications set forth at N.J.A.C. 13:25-9.2.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-9.2 Helmet approval specifications

Safety helmets shall meet the specifications established by the United States Department of Transportation as set forth in 49 CFR § 571.218.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-9.3 Reflectorized surface on helmets

Each helmet worn by the operator of a motorized bicycle shall, in compliance with N.J.S.A. 39:3-76.7, have a reflectorized surface on both sides, or have securely affixed thereto reflectorized material on both the left and right side of the helmet. Such reflectorization must cover an area of at least four square inches on each side of the helmet. If reflectorized safety tape is attached to each side of the helmet, it must be affixed in a permanent, weather-proof manner.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

### 13:25-9.4 Identification label on helmets

Each approved helmet shall be labeled in accordance with 49 CFR § 571.218.

Amended by R.1995 d.204, effective April 17, 1995.  
See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).

**13:25-9.5 Helmet straps**

Each approved helmet must be equipped with either a neck or chin strap.

**13:25-9.6 (Reserved)**

Repealed by R.1995 d.204, effective April 17, 1995.

See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).  
Formerly "Notice of approval".

**13:25-9.7 (Reserved)**

Repealed by R.1995 d.204, effective April 17, 1995.

See: 27 N.J.R. 440(a), 27 N.J.R. 1619(a).  
Formerly "Withdrawal of approval".