

1. Fuel leakage at any point in the motorcycle fuel system;
2. The fuel tank and piping are not securely mounted or are not in proper condition;
3. The fuel tank is not properly capped;
4. The chainguard does not provide sufficient protection; or
5. The speed recording instrument (speedometer) or the mileage recording instrument (odometer) is inoperative or does not operate properly.

(b) The rear fenders of three-wheeled motorcycles shall extend downward to the rear at least three-quarters of the distance from the top of the tire to the horizontal centerline of the tire. Fender flaps may be attached to the rear fenders to provide the required length.

**13:20-33.67 Service brakes (including service brake equalization, service brake pedal reserve, and parking brake on three-wheeled motorcycles); Class III licensees**

(a) Certification of a motorcycle shall be refused for any of the following reasons:

1. The motorcycle is not equipped with front and rear brakes adequate to control the movement of and stop the motorcycle within a safe distance; or, for 1973 and earlier model year motorcycles, the motorcycle is not equipped with at least one brake adequate to control the movement of and stop the motorcycle within a safe distance;
2. Levers (foot and hand) do not have at least one-third of their average travel distance as reserve after the brakes are fully applied;
3. Any leak in a hydraulic brake system; or
4. Any defect in mechanical components.

(b) A three-wheeled motorcycle shall be equipped with a parking brake in proper operating condition.

(c) The parking brake shall be able to hold the motorcycle stationary on any up or down grade upon which it can be operated, whether the motorcycle is empty or loaded.

(d) The parking brake shall be equipped with an automatic locking device which will hold the brake in the applied position.

(e) When the parking brake is applied, there shall be a minimum of one-third of the total average travel (as per the motorcycle manufacturer's specifications) remaining.

(f) The service brakes on a three-wheeled motorcycle shall be properly equalized.

**13:20-33.68 Helmets; Class III licensees**

(a) Certification of a motorcycle shall be refused if the motorcycle operator does not have in his or her possession a helmet that is marked as meeting Federal Motor Vehicle Safety Standard No. 218.

(b) Certification of a motorcycle shall not be refused because the helmet in the possession of the motorcycle operator is not reflectorized and does not have red, white, or amber reflectorized safety tape securely affixed thereto over an area of at least four square inches on each side of the helmet; however, the motorcyclist shall be advised to have the condition corrected.

Amended by R.2001 d.358, effective October 15, 2001.

See: 33 N.J.R. 1894(a), 33 N.J.R. 3651(b).

In (a)3, deleted last sentence.

Amended by R.2003 d.206, effective May 19, 2003.

See: 34 N.J.R. 2523(a), 35 N.J.R. 2251(b).

In (a)1, deleted "Standard Z90.1 of the American National Standards Institute or" following "is marked to meet" and inserted "No." preceding "218".

Amended by R.2007 d.33, effective February 5, 2007 (operative March 1, 2007).

See: 38 N.J.R. 2636(a), 39 N.J.R. 498(c).

Rewrote introductory paragraph of (a); deleted (a)1 through (a)3; and added (b).

**13:20-33.69 Goggles or face shields; Class III licensees**

(a) A motorcycle operator is not required to have goggles or a face shield in his or her possession if the motorcycle is equipped with an approved type of windscreen in accordance with N.J.A.C. 13:20-33.53. If the motorcycle is not equipped with an approved type of windscreen, it shall not be certified unless the operator has in his or her possession either an approved type of goggles or an approved type of face shield.

(b) Approved type goggles and approved type face shields are marked to meet Standard Z2.1 or Standard Z87.1 of the American National Standards Institute or Regulation V-8. The letters and numbers Z2.1 or Z87.1 or V-8 appear on such goggles and face shields, along with the trademark of the manufacturer or distributor.

**13:20-33.70 Seats; Class III licensees**

(a) Motorcycles designed for occupancy by two people shall have either one permanent seat designed for two persons, or a separate passenger seat located to the rear or side of the seat for the operator.

(b) Certification of a motorcycle shall be refused for any of the following reasons:

1. The seats are not equivalent in quality and safety to the original manufacturer's equipment;
2. Each seat is not securely mounted; or
3. The seats are not of sufficient strength or are mounted in such a manner that the operator and passenger

cannot ride without crowding or interfering with the operation of the motorcycle.

**13:20-33.71 Foot rests; Class III licensees**

(a) Motorcycles designed to carry more than one person shall be equipped with adequate foot rests for each passenger.

(b) Certification of a motorcycle shall be refused for any of the following reasons:

1. The foot rests are not equivalent in quality and performance to the original manufacturer's equipment;
2. The foot rests are not securely mounted;
3. The foot rests are not capable of supporting the full weight of the user; or
4. The foot rests for passengers are mounted in such a manner as to interfere with the operation of the motorcycle.

**APPENDIX A**

**AVERAGE LENGTH OF TIME REQUIRED TO REINSPECT A SPECIFIC ITEM ON A MOTOR VEHICLE HAVING A GVWR OF 8,500 POUNDS OR LESS**

<u>Item Reinspected</u>	<u>Time Required</u>
Credentials .....	.1 hour*
License Plates .....	.1 hour *
Steering and Suspension .....	.5 hour
Front Parking Lights .....	.1 hour *
Glazing .....	.2 hour
Obstruction to Driver's Vision .....	.1 hour *
Horn .....	.1 hour *
Windshield Wipers .....	.2 hour
Turn Signals and/or Hazard Warning Signals ...	.2 hour
Clearance Lights, Reflectors, Identification	
Lights and/or Side-Marker Lights .....	.2 hour
Taillights .....	.1 hour *
Stoptlights .....	.1 hour *
Wheels and/or Tires .....	.2 hour
Exhaust System .....	.2 hour
Engine Emissions (CO, HC, NO <sub>x</sub> and/or Smoke) .....	.5 hour
Fuel Cap Leak Test .....	.2 hour
On-Board Diagnostics (OBD) Inspection .....	.3 hour
Catalytic Converter .....	.2 hour
Headlights .....	.3 hour
Rear View Mirrors .....	.1 hour *
Miscellaneous Lights .....	.2 hour
Wiring and/or Switching .....	.2 hour
Miscellaneous Items .....	.3 hour
Service Brakes .....	.5 hour
Parking Brake and Reserve .....	.2 hour
Service Brake Equalization .....	.5 hour
Service Brake Pedal Reserve .....	.2 hour

\* Note: If this is the only item to be reinspected on a motor vehicle, the reinspection time shall be considered to be .2 hour.

Amended by R.2003 d.206, effective May 19, 2003.

See: 34 N.J.R. 2523(a), 35 N.J.R. 2251(b).

Substituted "Fuel Cap Leak Test" for "Gas Cap Test" and "On-Board Diagnostics (OBD) Inspection" for "On-Board Diagnostic (OBD) Test"; deleted "Pressure Test .3 hour".

Amended by R.2007 d.33, effective February 5, 2007 (operative March 1, 2007).

See: 38 N.J.R. 2636(a), 39 N.J.R. 498(c).

Deleted "and/or License Plate Light" following "Taillights".

**APPENDIX B**

**AVERAGE LENGTH OF TIME REQUIRED TO REINSPECT A SPECIFIC ITEM ON A MOTOR VEHICLE HAVING A GVWR GREATER THAN 8,500 POUNDS**

<u>Item Reinspected</u>	<u>Time Required</u>
Credentials .....	.1 hour *
License Plates .....	.1 hour *
Steering and Suspension .....	.7 hour
Front Parking Lights .....	.1 hour *
Glazing .....	.2 hour
Obstruction to Driver's Vision .....	.1 hour *
Horn .....	.1 hour *
Windshield Wipers .....	.2 hour
Turn Signals and/or Hazard Warning Signals ...	.2 hour
Clearance Lights, Reflectors, Identification	
Lights and/or Side Marker Lights .....	.2 hour
Taillights .....	.1 hour *
Stoptlights .....	.1 hour *
Wheels and/or Tires .....	.2 hour
Exhaust System .....	.4 hour
Engine Emissions (CO, HC and/or Smoke) .....	.5 hour
Fuel Cap Leak Test .....	.2 hour
Catalytic Converter .....	.2 hour
Headlights .....	.3 hour
Rear View Mirrors .....	.1 hour *
Miscellaneous Lights .....	.2 hour
Wiring and/or Switching .....	.2 hour
Miscellaneous Items .....	.3 hour
Service Brakes .....	.7 hour
Parking Brake and Reserve .....	.4 hour
Service Brake Equalization .....	.7 hour
Service Brake Pedal Reserve .....	.4 hour

\* Note: If this is the only item to be reinspected on a motor vehicle, the reinspection time shall be considered to be .2 hour.

Amended by R.2003 d.206, effective May 19, 2003.

See: 34 N.J.R. 2523(a), 35 N.J.R. 2251(b).

Substituted "Fuel Cap Leak Test" for "Gas Cap Test".

Amended by R.2007 d.33, effective February 5, 2007 (operative March 1, 2007).

See: 38 N.J.R. 2636(a), 39 N.J.R. 498(c).

Deleted "and/or License Plate Light" following "Taillights".

**APPENDIX C**

**AVERAGE LENGTH OF TIME REQUIRED TO REINSPECT A SPECIFIC ITEM ON A MOTORCYCLE**

<u>Item Reinspected</u>	<u>Time Required</u>
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<u>Item Reinspected</u>	<u>Time Required</u>
Credentials .....	.1 hour *
<u>Item Reinspected</u>	<u>Time Required</u>
License Plate .....	.1 hour *
Frame, Wheels, Steering, Handlebars and/or Suspension .....	.2 hour
Parking Lights .....	.1 hour *
Windscreen and/or Glazing .....	.2 hour
Obstruction to Driver's Vision .....	.1 hour *
Horn .....	.1 hour *
Windshield Wipers .....	.2 hour
Turn Signals and/or Hazard Warning Signals ...	.2 hour
Clearance Lights, Reflectors, Identification Lights and/or Side-Marker Lights .....	.2 hour
Taillights .....	.1 hour *
Stoplights .....	.1 hour *
Tires .....	.2 hour
Exhaust System (Including Smoke) .....	.2 hour
Headlights .....	.2 hour
Rear View Mirrors .....	.1 hour *

<u>Item Reinspected</u>	<u>Time Required</u>
Miscellaneous Lights .....	.2 hour
Wiring, Switching and/or Electrical Equip- ment .....	.2 hour
Miscellaneous Items .....	.2 hour
Service Brakes .....	.2 hour
Parking Brake and Reserve .....	.2 hour
Service Brake Equalization .....	.2 hour
Service Brake Pedal Reserve .....	.2 hour
Helmets .....	.1 hour *
Goggles and/or Face Shields .....	.1 hour *
Seats and/or Foot Rests .....	.1 hour *

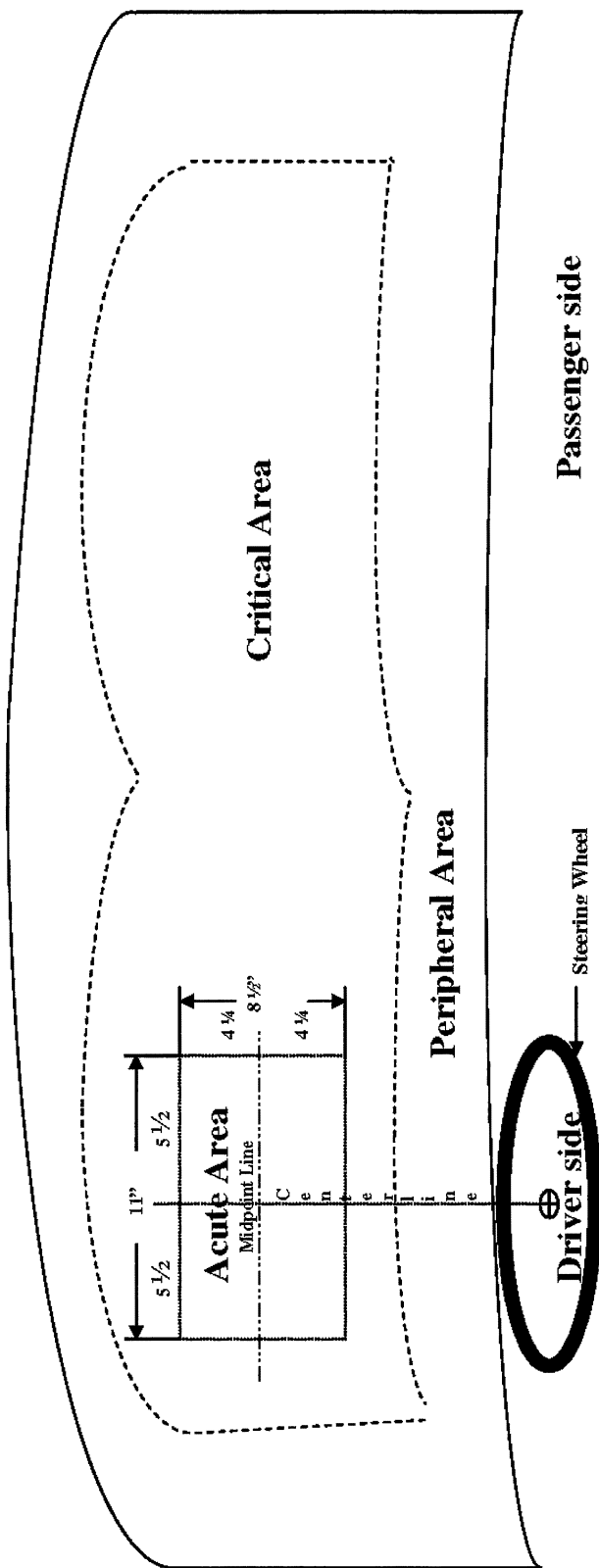
\* Note: If this is the only item to be reinspected on a motorcycle, the reinspection time shall be considered to be .2 hour.

Amended by R.2007 d.33, effective February 5, 2007 (operative March 1, 2007).

See: 38 N.J.R. 2636(a), 39 N.J.R. 498(c).

Deleted "and/or License Plate Light" following "Taillights".

APPENDIX D



New Rule, R.2007 d.33, effective February 5, 2007 (operative March 1, 2007). See: 38 N.J.R. 2636(a), 39 N.J.R. 498(c).