



MARY EVA COLALILLO
Camden County Prosecutor

Office of the County Prosecutor

County of Camden

25 North Fifth Street
Camden, New Jersey 08102-1231
Tel: (856) 225-8400 Fax: (856) 963-0080

DANA R. PETRONE
First Assistant Prosecutor

GRACE C. MACAULAY
Deputy First Assistant Prosecutor

RON MOTEN
Chief of Detectives

MEMORANDUM

TO: Camden County Chiefs of Police

FROM: Prosecutor Mary Eva Colalillo *MJC*

DATE: October 11, 2016

RE: Temporary Procedure for Evidential Breath Test
Utilizing Alcotest Instrument
For Standard Time Period October 30 – November 6, 2016

Memo # 16-17

Enclosed please find a copy of a memorandum from the Office of the Attorney General detailing the temporary procedure for utilizing the Alcotest Instrument for the standard time period of October 30th through November 6, 2016.

Thank you.

/jb
Enc.

C: First Assistant Prosecutor Dana R. Petrone, w/enc.
Deputy First Assistant Prosecutor Grace C. MacAulay, w/enc.
Chief Ron Moten, w/enc.
Deputy Chief Frank Falco, w/enc.



CHRISTOPHER S. POKRINO
Attorney General

ELIE HONIG
Director

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lieutenant Governor

State of New Jersey
OFFICE OF THE ATTORNEY GENERAL
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CRIMINAL JUSTICE
PO BOX 085
TRENTON, NJ 08625-0085
TELEPHONE (609) 984-6500

October 4, 2016

TO: All County Prosecutors
Colonel Joseph Fuentes, Superintendent, New Jersey Division of State Police
All Municipal Prosecutors
All Law Enforcement Executives

**Re: Temporary Procedure for Evidential Breath Test Utilizing
Alcotest Instrument for Standard Time Period October 30 - November 6, 2016**

In 2007, the federal Energy Policy Act, 42 U.S.C. §15801, changed the dates of ending Daylight Savings Time from the last Sunday in October to the first Sunday in November.

The Alcotest 7110 MKIII-C New Jersey firmware version 3.11 is configured to automatically revert to Eastern Standard Time based on the pre-2007 timetable. Instead of changing to Eastern Standard Time on November 6, 2016, the Alcotest 7110 MK III-C will change on October 30, 2016. Commencing at 02:00 on October 30, 2016, the instrument will record all times, both printed and electronic, with an "S" suffix, indicating Standard Time.

The instrument's recordation of Standard Time rather than Daylight Savings Time does not affect the method of analysis or the accuracy of the readings. All current procedures for the processing of arrested intoxicated drivers are to continue, including the 20 minute observation period currently part of the regular protocol. However, because the Alcotest is set to read in Standard Time for the week between October 30 and November 6, Breath Test Operators should enter the time of arrest in the Alcotest instrument in Standard Time (one hour earlier than Daylight Savings Time). Entries on all other documents related to the arrest (e.g., police reports) should reflect Daylight Savings Time which will remain in effect until November 6, 2016.

Any questions regarding this procedure can be directed to your New Jersey State Police Breath Test Coordinator or the Municipal Prosecutor Supervisor within the County Prosecutor's Office.

Very truly yours,

Philip S. Aronow, Assistant Attorney General
Chief, Prosecutors Supervision & Training Bureau

c: Assistant Attorney General Elie Honig, Director, Division of Criminal Justice
Lieutenant Roberto Tormo, Unit Head, NJSP Alcohol & Drug Testing Unit
Traffic Records Unit, Criminal Justice Records Bureau, NJSP
Dr. Howard Baum, Director, NJSP Office of Forensic Sciences



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