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CAMDEN COUNTY PROSECUTOR




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MEMORANDUM

TO: Camden County Chiefs of Police,
All Municipal Prosecutors

FROM: Prosecutor Warren W. Faulk 

DATE: March 4, 2013

RE: Temporary Procedure Utilizing Alcotest Instrument
For Standard Time Period March 10 – April 7, 2013

Memo # 13-04

Enclosed please find a copy of memorandum from the Office of the Attorney General detailing the temporary procedure for utilizing the Alcotest Instrument for the standard time period of March 10th through April 7th.

Thank you for your attention in this matter.

/jb
Enc.



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
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JEFFREY S. CHIESA
Attorney General

ELIE HONIG
Director

February 28, 2013

TO: All County Prosecutors
Colonel Joseph Fuentes, Superintendent, NJSP
All Municipal Prosecutors
All Law Enforcement Executives

**Re: Temporary Procedure for Evidential Breath Tests
Utilizing Alcotest Instrument for
Daylight Savings Time Period March 10-April 7, 2013**

In 2005, President Bush signed the Energy Policy Act of 2005, 42 U.S.C. sec. 15801. This Act, the relevant portion of which is attached, changes the dates of Daylight Savings Time effective 2007. As a result, Daylight Savings Time will begin on the second Sunday in March (March 10, 2013) instead of the first Sunday in April (April 7, 2013).

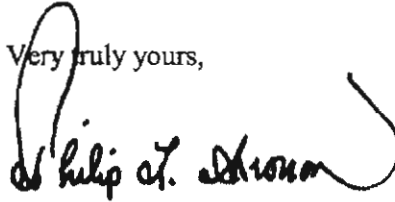
The Alcotest 7110 MKIII-C New Jersey firmware version 3.11 is configured to automatically convert to Daylight Savings Time based on the pre-2007 timetable. Therefore, instead of changing to Daylight Savings Time on March 10, 2013, the Alcotest 7110 MK III-C will change on April 7, 2013. Prior to April 7, 2013, the instrument will continue to record all times, both printed and electronic, with an "S" suffix, indicating Standard Time. At 02:00 on April 7, 2013, the instrument's time recording will automatically change to a "D" suffix, indicating Daylight Savings 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 during that period of time, 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 effective March 10, 2013.



Please inform all local law enforcement personnel to direct any questions regarding the implementation of this interim procedure to their respective County Prosecutor's Office.

Very truly yours,

A handwritten signature in black ink, appearing to read "Philip S. Aronow". The signature is fluid and cursive, with a large initial "P" and a long, sweeping underline.

SDAG Philip S. Aronow
Chief, Prosecutors Supervision and
Coordination Bureau

- c: AAG Boris Moczula, Deputy Director
A/Lt. Patrick Guilfoyle, Unit Head, NJSP Alcohol & Drug Testing Unit
Traffic Records Unit, Criminal Justice Records Bureau, NJSP
Dr. Howard Baum, Ph.D., Director, NJSP Office of Forensic Science