




MARY EVA COLALILLO  
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**MEMORANDUM**

**TO:** All Camden County Police Chiefs  
**FROM:** Prosecutor Mary Eva Colalillo   
**DATE:** October 5, 2018  
**RE:** **Temporary Procedure for Evidential Breath Tests**

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Please see the attached correspondence from Deputy Attorney General Analisa S. Holmes regarding the Temporary Procedure for Evidential Breath Test Utilizing Alcotest Instrument for Standard Time Period October 28 – November 4, 2018.

Thank you!

MEC/amf

Enc.

cc: Frist Assistant Dana R. Petrone, w/enc.  
Chief Bill Townsend, w/enc.



*State of New Jersey*  
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*Director*

October 5, 2018

TO: All County Prosecutors  
Colonel Patrick J. Callahan, 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 28 – November 4, 2018**

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 4, 2018, the Alcotest 7110 MKIII-C will change on October 28, 2018. Commencing at 02:00 on October 28, 2018, 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 28 and November 4, 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 4, 2018.

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,

Analisa S. Holmes, Deputy Attorney General  
Chief, Prosecutors Supervision & Training Bureau

c: Assistant Attorney General Veronica Allende, Director, Division of Criminal Justice  
Lt. Thomas Snyder, Unit Head, NJSP Alcohol & Drug Testing Unit  
Traffic Records Unit, Criminal Justice Records Bureau, NJSP  
Joseph Petersack, Director, NJSP Office of Forensic Sciences

