

ORDERS AND CONDITIONS OF CONDITIONAL DISCHARGE

_____ Court of the State Of New York

Part _____ County _____

Index/Docket No./Year

CJTN

Defendant _____ having been convicted of _____

is this day ORDERED to a Conditional Discharge for a period of (ONE) (THREE) years to expire on _____ unless terminated by the Court prior to the aforementioned date. While on Conditional Discharge, said defendant is ORDERED to comply with the following conditions and any others which the Court may impose at a later date and to follow the instructions of the monitoring authority as to the way in which these conditions are to be carried out:

GENERAL CONDITIONS:

- 1. Report to the monitoring authority as directed by the Court or the monitoring authority.
- 2. Answer all reasonable inquiries by the monitoring authority.
- 3. Notify the monitoring authority prior to any change in address, vehicle ownership or access for operation.

SPECIAL CONDITIONS:

4. An ignition interlock device shall be installed in the below-described vehicle(s) within 10 business days of this sentence or release from incarceration. The vehicle(s) listed are owned or operated by the probationer. If the vehicle is not owned by the probationer, written and notarized permission for the ignition interlock installation must be completed by the vehicle's titled owner.

5. The device(s) shall be installed for a minimum of _____ months.

6. Where applicable, pursuant to NYS Vehicle and Traffic Law §1193(1-a)(c), the device(s) shall be installed during the period of license revocation and its termination, and for each additional period as the court may determine.

Vehicle #1

Vehicle #2

Owner: _____ Owner: _____

Vehicle Make: _____ Vehicle Make: _____

Model: _____ Model: _____

Year: _____ Year: _____

Color: _____ Color: _____

V.I.N.: _____ V.I.N.: _____

Plate Number: _____ Plate Number: _____

Insurance Company: _____ Insurance Company: _____

Vehicle #3

Vehicle #4

Owner: _____ Owner: _____
Vehicle Make: _____ Vehicle Make: _____
Model: _____ Model: _____
Year: _____ Year: _____
Color: _____ Color: _____
V.I.N.: _____ V.I.N.: _____
Plate Number: _____ Plate Number: _____
Insurance Company: _____ Insurance Company: _____

7. The defendant shall provide proof of installation of each device to the court and the monitoring authority within 3 (three) business days of installation.
8. The defendant shall notify the monitoring authority immediately if any changes occur in the above information.
9. The defendant shall be responsible for the entire cost of the installation and maintenance of approved ignition interlock device(s), unless associated fees and charges are waived by the court.
10. The defendant shall deliver the vehicle(s) identified above and equipped with the ignition interlock device to the installer for the inspection and calibration checks as required by the installer or directed by the court or the monitoring authority in a manner consistent with DPCA Rules and Regulations 9NYCRR Part 358.
11. The defendant shall not request, solicit or allow any other person(s) to blow into the ignition interlock device, or start the motor vehicle with the device, for the purpose of providing the defendant with an operable motor vehicle.
12. The defendant shall not tamper with or attempt to circumvent an otherwise operable ignition interlock device. Such tampering is a Class A Misdemeanor under Section 1198 of New York State Vehicle and Traffic Law..
13. The probationer shall notify the court and the monitoring authority of his/her intention to operate his/her employer's vehicle within the scope of his/her employment for business purposes only and shall provide written permission from the employer, to be carried on his/her person and shown to the court or the monitoring authority, indicating that the employer is aware that the driving privilege of the probationer has been restricted, and permits operation of the business vehicle within the scope of his/her employment without the ignition interlock device. If the business entity is all or partly owned by the probationer or the probationer has a controlling interest in that business entity, the business vehicles are not exempt from having Ignition Interlock Device(s) installed.

Dated _____ Judge _____

The defendant has been fingerprinted, if applicable, as a result of the current arrest and the associated CJTN (Criminal Justice Tracking Number) is indicated above.

ACKNOWLEDGEMENT

I have read and received a copy of the above Order and Conditions of Conditional Discharge and agree to comply with them. I understand the conditions and that the Court may, at any time prior to the expiration or termination of the period of Conditional Discharge, modify or enlarge the conditions or, if I violate a condition or commit an additional offense other than a traffic infraction, revoke the sentence.

Dated _____ Defendant _____

Witnessed by _____ Address _____