

**COUNTY OF SUFFOLK
OFFICE OF DISTRICT ATTORNEY**



**THOMAS J. SPOTA
DISTRICT ATTORNEY**

**DWI Policy Changes
EFFECTIVE IMMEDIATELY**

With respect to all arrests for Driving While Intoxicated commencing on May 22, 2006 this Office's Plea Policy on standard offers is modified as follows:

1. First time offenders who submit to a blood alcohol test with a reading of .129 or below, with no aggravating circumstances, will be offered a plea to Driving While Impaired. A blood alcohol content of .130 or higher must plead to Driving While Intoxicated as a misdemeanor, as charged.
2. First time offenders who refuse to submit to a blood alcohol content test must plead guilty, as charged, to Driving While Intoxicated, as a misdemeanor, except for cases with significant evidentiary problems.