

Robert Astorino  
County Executive

Department of Probation

Rocco A. Pozzi  
Commissioner

WESTCHESTER COUNTY  
DWI/DWAI DRUG CONDITIONS OF PROBATION

Defendant's Name: \_\_\_\_\_ Dct./Indt.# \_\_\_\_\_

**ALCOHOL/DRUG RELATED BEHAVIOR**

Abstain from the consumption or possession of alcoholic beverages or the unlawful use and/or possession of illegal drugs and controlled substances, including marijuana.

Refrain from entering or frequenting establishments whose primary purpose is the sale of alcoholic beverages and do not purchase alcoholic beverages.

Refrain from patronizing the bar section of any restaurant.

**TESTING/TREATMENT**

If directed by probation, seek a full chemical dependency evaluation at an agency approved by probation.

If determined appropriate, enter, remain in and successfully complete any inpatient or outpatient treatment program or extended care halfway house treatment approved by probation.

When directed by probation, submit to any assessment and/or recognized tests that are available to determine whether you have been using alcohol or drugs.

At the direction of Probation, at your own expense, you may be required to wear a continuous alcohol monitoring device which has been approved by the Commissioner of Probation.

Attend meetings of Alcoholics Anonymous/Narcotics Anonymous as determined by probation, or attend meetings at an alternative self-help group approved by probation.

Participate in a Victim Impact Panel arranged by probation.

**DRIVING/LICENSING**

Do not operate a motor vehicle in any jurisdiction without a valid license and an ignition interlock device.

Do not apply for or possess or apply for a driver's license from any jurisdiction until granted permission by the Probation Department and the Court.

No motor vehicle is to be registered in your name during the time your license is revoked unless it is equipped with an ignition interlock device.

You are directed by the court, as a condition of restoration of driving privileges that, at your expense, an ignition interlock device be installed and maintained in any car registered to or routinely driven by you.

**DISCLOSURE**

A waiver of confidentiality allowing the disclosure of information regarding your conviction/adjudication, legal/social history and participation in treatment is to be signed for the purpose of information sharing among the probation department, your treatment providers and the court.

If you are required to drive as a condition of your employment, you must notify your employer that your license has been suspended/revoked. Upon restoration of driving privileges you may drive a company vehicle only after an Ignition Interlock device is installed in your own personal vehicle and the employer is aware of this and has signed and notarized a letter of acknowledgement.

**SEARCH AND SEIZURE**

Submit to search of your person, property, residence or vehicle under your control, such search to be conducted by the probation officer or the probation officer and their agent, and permit the seizure of all alcohol, all narcotic implements, illegal drugs, gambling records, weapons and/or contraband.

**SAFETY CONCERNS**

Probationer shall not possess or own concealed bladed instruments, firearms or simulated firearms, ammunition, or any dangerous weapons, including but not limited to those defined in section 265.00 of the N.Y.S. Penal Code, without express permission of the court.

**SANCTIONS FOR MISCONDUCT WHILE ON PROBATION**

At the direction of probation, after approval of the sentencing court by means of a report of misconduct, up to 100 hours of community service may be imposed.

\_\_\_\_\_  
JUDGE

\_\_\_\_\_  
COURT

I have received a copy of this order of Probation.

\_\_\_\_\_  
Defendant's signature

\_\_\_\_\_  
Date

(Revised 09/05/2012)