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**STATE DIRECTOR'S MEMORANDUM # 2012-14**

**TO:** All Probation Directors and Commissioners  
Ignition Interlock Monitors  
District Attorneys

**FROM:** Robert M. Maccarone, Deputy Commissioner and *R.M.M.*  
Director, Office of Probation and Correctional Alternatives

**DATE:** August 14, 2012

**RE:** "Leandra's Law"—Status Report on Implementation

- April 1, 2012-June 30, 2012 IID Quarterly Report
- August 15, 2010 to June 30, 2012 IID Total Program Report
- August 15, 2010 to May 31, 2012 Manufacturer /Vendor Reports

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Please see the attached statistical reports relating to the installation of Ignition Interlock Devices (IID's) in New York State as reported by county probation departments and monitoring agencies for the periods April –June, 2012 and August 15, 2010 – June 30, 2012, the latter referred to as the IID Total Program Report. A copy of the Manufacturer/Vendor Report is also enclosed.

**New and commencing last quarter, we have added a column and highlighted the percent of IID's installed by county. We have also added a column and highlighted the percent of IID's installed where the cost to the operator has been waived. Waiver rates of 10% or greater appear in red.**

The IID Total Program Report indicates that 29.9% or 9,860 of 33,010 DWI convicted offenders have installed IID's in motor vehicles they own or operate, since the implementation of the IID provisions of "Leandra's Law" on August 15, 2010. Installation and lease costs associated with IID's were largely paid for by convicted and sentenced operators in New York State. A total of 8,957 operators or 90.0% of sentenced operators paid the full costs of installation and monthly lease charges. Sentencing Courts approved Payment Plans (partial payment) for 277 (2.8%) of operators ordered to install IID's, and 714 (7.2%) of convicted operators were granted waivers by the sentencing courts for all costs, requiring manufacturers to provide IID's without any compensation. *Twenty-seven localities reported "waiver rates" 10% or higher.* This remains a

concern—if the statewide waiver rate exceeds 10%, OPCA must consider re-opening the manufacturer agreements whereupon it is expected costs will increase.

Please continue to submit Quarterly Reports within 30 days of the close of the quarter to [dcjsopcaiidreports@dcjs.ny.gov](mailto:dcjsopcaiidreports@dcjs.ny.gov) We appreciate the assistance of localities in sending quarterly report information as this information is vital to tracking the impact of this important public safety measure.

Should you have any questions need more information, please contact Community Correction Representative II Patricia Hogan at [Patricia.Hogan@dcjs.ny.gov](mailto:Patricia.Hogan@dcjs.ny.gov).

Thank you for your continued cooperation in the implementation of “Leandra’s Law” and the extensive work undertaken in your county.

Attachments

- 1) April 1, 2012-June 30, 2012 IID Quarterly Report
- 2) August 15, 2010- June 30, 2012 IID Total Program Report
- 3) August 15, 2010- May 31, 2012 Manufacturer/Vendor Reports

cc: Supervising Judges by Honorable Judy Harris Kluger  
Executive Deputy Commissioner Michael C. Green