



New York City DWI Attorneys Russ Kofman and Arthur Lebedin Explain the Laws about BAC Levels Below 0.08

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New York City DWI attorneys Russ Kofman and Arthur Lebedin (<https://www.lebedinkofman.com/do-laws-address-bac-levels-below-0-8/>) release a new article explaining the laws surrounding BAC levels below 0.08 and whether it is legal to drive with a BAC below 0.08. The lawyers mention in their article that a blood alcohol content (BAC) reading between 0.00 and 0.04 is not illegal to drive in. However, a BAC of between 0.05 and 0.07 will be considered an infraction of driving while ability impaired.

Police officers often believe a person is impaired if they make an admission that they had been drinking. They will then place the person under arrest, even though they maybe had a very low reading on the initial Breathalyzer or Alco-Sensor when they were pulled over. The police officer can place the person under arrest for a common law DWI, the article from the New York City DWI attorneys says.

Attorney Russ Kofman explains that the officer can and would often place a person under arrest even if their BAC reading is below the legal limit because they don't want to make the mistake of letting a DWI offender

free. If the person looks intoxicated and the reading is still low even when the person arrives at the precinct, the officer may ask the person to take a urine test.

DWI lawyer Arthur Lebedin adds that the law enforcement officer may reach the conclusion that the intoxication is due to drugs. This can bring other issues since a urine test may yield results that can substantiate the person's arrest.

In the article, the lawyers mention that people think that marijuana or drugs stay in their system for over two weeks or even a month. Usually, a person will refuse a urine test thinking that it will show a positive result.

The lawyers added in the article, "If they did not smoke marijuana that day, but may have had one or two drinks so they were not intoxicated or impaired, they would end up with a full-blown misdemeanor case where they would be charged with refusing to take a test. They generally end up with their license suspended at the arraignment and they will face misdemeanor charges."

Lastly, attorney Kofman emphasizes the importance of having a skilled lawyer when facing charges of DWI. An experienced lawyer may be able to help the defendant understand their rights and protect their freedom.

About Lebedin Kofman LLP

Russ Kofman and Arthur Lebedin are seasoned, aggressive litigators handling cases in both the state and federal courts. Together, they manage the Lebedin Kofman Law firm. They handle civil rights cases as well as family law, high-net-worth divorce, and highly contested custody cases. Attorney Kofman and attorney Lebedin believe in their clients and work hard to fight for their rights and help them receive the best possible outcome for each of their cases. Call today to speak with an experienced attorney: (646) 663-4430.

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