Medical Marihuana Operation and Oversight Grants to County Law Enforcement Offices

FY 2015 Report to the Legislature

(Pursuant to Public Act 252 of 2014)

September 25, 2015

Prepared by

Kimberly Gaedeke, Acting Director

Bureau of Professional Licensing

Reporting Period: January 1, 2015 to September 15, 2015

RICK SNYDER
GOVERNOR

MIKE ZIMMER
DIRECTOR

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Summary of Legislative Reporting Requirements

Public Act 252 of 2014 section 902 required the Michigan Department of Licensing and Regulatory Affairs (LARA) to expend funds appropriated by the legislature for medical marihuana operation and oversight grants to county law enforcement agencies. These grants were distributed proportionately based on the number of registry identification cards issued to or renewed for the residents of each county whose county law enforcement office applied for a grant.

In 2015, four county agencies applied for and received grants, as follows:

- Macomb County Sheriff's Office $63,198.00
- Sanilac County Sheriff's Office $18,484.00
- Lapeer County Sheriff's office $36,439.00
- St. Clair County Sheriff's office $48,917.00

According to their final reports, each agency expended the following amounts:

- Macomb County Sheriff's Office $36,322.60
- Sanilac County Sheriff's Office $18,483.94
- Lapeer County Sheriff's office $19,543.40
- St. Clair County Sheriff's office $41,740.05

Any unused funds remain in the Michigan Medical Marihuana fund. Provided in this report are the program summaries provided by each grant recipient that was to include:

- A summary of the project implementation plan and any deviations form the original project as proposed.
- Accomplishments and problems experienced while carrying out the project activities
- Coordinated efforts with other organizations to complete the project.
- Impacts, anticipated and unanticipated, experienced as a result of the project implementation.
- Financial expenditures of grant money and other contributions to the project, in-kind and/or direct funding.
- Any experience in applying the project products and anticipated "next steps."
- Actual budget expenditures compared to the budget in the agreement, and the reason for any discrepancies.

Pursuant to PA 252 of 2014 section 902(3), this report is submitted to the state budget director, the subcommittees and the fiscal agencies.

ANTHONY M. WICKERSHAM

OFFICE OF THE SHERIFF

Kent B. Lagerquist
UNDERSHERIFF

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SEP. 17 2015
DEPARTMENT OF LICENSING & REGULATORY AFFAIRS
BUREAU OF HEALTH CARE SERVICES
ADMINISTRATION

GRANT NO. BHCS 2015 1004

The State of Michigan Department of Licensing and Regulatory Affairs
And
The Macomb County Sheriff's Office – Sheriff's Enforcement Team (SET)
(Final report)

PROJECT IMPLEMENTATION PLAN:

A brief summary of our project implementation plan is as follows; SET did investigate numerous cases that involved citizens that were operating with-in compliance of the Michigan Medical Marihuana Program (M.M.M.P.). In addition we did investigate individuals that were in violation of the M.M.M.P. These investigations were outlined in the quarterly report(s) submitted on June 18, 2015 and August 3, 2015.

Further, SET personnel did partake in several public forums that explained the M.M.M.P. to the citizens of Macomb County.

The only deviation from the original project plan as proposed is that S.E.T. personnel did not have the opportunity to attend training during this grant cycle.

ACCOPLISHMENTS & PROBLEMS WITH PROJECT ACTIVITIES:

SET personnel made several contacts with citizens that were cooperative during the course of investigating complaints of Marihuana Grow Operations. Once an explanation was given most care-givers gave consent to allow inspections of their property without the benefit of a search warrant. Constructive communication and education between SET personnel and care givers took place, discussions covered enforcement and compliance issues.

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www.macombsheriff.com

During public appearance(s) SET personnel explained the M.M.M.P. Confusion and a lack of understanding of the law was common; continued education of the public will prove to be beneficial when citizens are faced with a marihuana grow operation.

COORDINATED EFFORTS WITH OTHER ORGANIZATIONS:

SET personnel did meet with the Macomb County School Administrators' office as well as the Northwest Zero Tolerance Coalition. Attendees were educated on enforcement and compliance issues pertaining to the M.M.M.P.

The attendees also provided SET with local ordinance-laws that conflicted with the M.M.M.P. They were encouraged to review the ordinances with their respective corporation council, the Michigan Attorney General's Office and Macomb County Prosecutors Office.

IMPACTS EXPERIENCED WITH THE PROJECT:

Contacts made as a result of this project were meet with mixed reviews. M.M.M.P. care givers that were working with-in compliance of the law were for the most part cooperative and willing to discuss how they could improve their respective operations.

The public in general was less than enthusiastic when SET personnel explained that M.M.M.P. care givers can maintain a marihuana grow operation in their neighborhood and/or community as long as they were in compliance of the law.

Local law enforcement partners in Macomb County have investigated businesses that, in addition to providing cultivation equipment, were also distributing marihuana. In most cases the marihuana that was being sold to the public was provided by care givers who had exceeded the legal amount of cultivated marihuana allowable under the M.M.M.P.

FINANCIAL EXPENDITURES OF GRANT MONEY:

As outlined in the quarterly report(s) submitted on June 18, 2015 and August 3, 2015 SET personnel have dedicated (72) seventy-two hours to investigations pertaining to the M.M.M.P. In addition (8) eight hours in public appearances have been made for a total of 80 hours.

Total amount requested for reimbursement of wages is $3,111.60

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Supported by the cases noted in the quarterly report(s), SET has identified a need to purchase a vehicle and trailer to assist with investigations that involve the M.M.M.P. The grant allows for the purchase of property under P.O. # 641P55000739.

The Macomb County Sheriff's Office has purchased and taken delivery of a 2015 Dodge Durango. The appropriate documentation for the 2015 Dodge Durango is attached (proof of purchase, invoice(s), VIN numbers, etc.)

We have also purchased and are awaiting delivery of the 2015 Interstate Trailer. Delivery date for the trailer is scheduled for September 15, 2015. The invoice including proof of purchase and estimated deliver date is attached.

Total amount requested for reimbursement of property $33,211.

ACTUAL BUDGET EXPENDITURES / BASIS FOR DISCREPANCIES:

The actual budgeted amount of expenditures for this grant:	$63,197.94
The total amount of expenditures submitted for this grant:	- $36,322.60
	$26,875.34

The $26,875.34 dollar discrepancy can be attributed to a few different factors:

- SET applied for and was awarded the grant on March 11, 2015; leaving (6) months to exhaust the budgeted expenditures
- amount of M.M.M.P. cases that were investigated by SET
- lack of training opportunities during the grant cycle

Respectfully submitted,

LT. Dil Daniels

Lieutenant David C. Daniels
Macomb County Sheriff's Office
September 1, 2015

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Sanilac Drug Task Force

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James H. Johnson
Director

Brenda Kaufman
Administrative
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Enforcement Unit

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SEP 11 2015
DEPARTMENT OF LICENSING & REGULATORY AFFAIRS
BUREAU OF HEALTH CARE SERVICES
ADMINISTRATION

September 11, 2015

LARA GRANT REPORTING: Grant# BHCS 2015 1002

REPORTING AGENCY: Sanilac County Drug Task Force

SUMMARIZATION OF THE 2015 MEDICAL MARIHUANA OPERATION AND OVERSIGHT GRANT for COUNTY LAW ENFORCMENT

Project Implementation and Deviations of Original Submitted Grant

The concept of this grant funding availability blended in perfectly with the County millage funded drug enforcement, education, counseling service efforts being provided or funded by the Sanilac Drug Task Force. Over the last several years, the issues of marijuana use for state approved medical purposes versus the illegal use or sales of marijuana have posed "headaches" for investigative reasons and time spent determining legal or illegal use. Due to the current and somewhat confusing laws for both law enforcement and legal card holders of Medical Marihuana, our enforcement efforts determined the following: That open compliance checks that were based on educating proper application of existing medical marijuana laws by" legal card holders" and giving time for those not in "blatant violation" to make corrections to be in compliance would better address the needs of the community.

The original grant application from the Sanilac Drug Task Force focused on using the funds to make those compliance checks by means of salary for time spent, I pads that could be used for high quality photos, videos, direct internet access to law enforcement records and video feeds on education presentations for village and township meetings. It also allowed for funding of flyovers for illegal marijuana grow operations covering large areas of state owned lands in Sanilac County. Lastly, it has provided funding for replacement or additional stun Tasers while conducting marijuana investigations for security of the officers.

Due to the time period of the last quarter reporting, September 2015 we found that the flyover airtime could not be accomplished until after this deadline. We requested in a re-submission to change that focus of flight time and some investigative salary hours in the grant for a utility trailer for seizures and transport of equipment (four wheelers) along with clothing for compliance checks and our presentations to the public.

Local Law Enforcement, Educators and Counselors "Working Together"

Accomplishments and Problems experienced

Although the County Drug Unit has been spending time and effort in investigating complaints of marijuana grows during the period since the passage of medical marijuana laws in Michigan, scheduled use of our funding had been more focused on hard line drugs and prescription pill abuse.
The grant has provided us with the additional funding needed to allow scheduled time for investigations, education, and equipment used to oversee the Medical Marijuana Law issues.
All of our requested funding line items have been pretty basic and without much issue. Continued use of salary funding may have to include an overtime rate, but it still has subsidized the costs as submitted. Equipment enhancement is always a great plus.
There were some issues on our educational functions throughout the county's village, cities and township meetings. We were extremely well received by the general public and with our supported millage funding for the drug unit itself it has always been the case. We did encounter some small factions of people wanting marijuana to be legalized fully and found it difficult to explain to them that we are education on the existing laws, enforcing the existing violations of the law and were not promoting their views.

The only issue with the grant compliance that was corrected in the section above was the timing for reporting. This may be more to do with a first time grant of this nature.

Coordinated Efforts with other Organizations to complete Projects
&
It's Impact on Implantation

The Drug Units successful existence since 1987 has provided us with great working relations with our County and local law enforcement efforts and all municipalities within the county. The unit has four investigators from the Sheriff's Office assigned to it and our assessment for equipment needs and investigative focus form from that relationship. Any major equipment purchased is generally based on sharing with all local law enforcement in Sanilac County.
The funding in this grant has provided us with means to buy useful tools or to not delay purchasing needed equipment or equipment will support our efforts to enforce the medical marijuana act.

Local Law Enforcement, Educators and Counselors "Working Together"

Financial Expenditures of Grant Money and other contributions, in-kind or direct funding

Actual expenditures for each approved line item were adjusted and changes were approved that reflected the actual cost for items or payment on services up to the approved dollar amounts.

1. ***Salary***- *$3,500 – for man hours spent on Medical Marihuana Enforcement*

2. ***Equipment***
   a. *$4,769.82-I pad and accessory equipment to allow officers to check records while in field. The Drug Unit is providing a "Mi-Fi" internet card for each I pad at a cost of $27.00 per month each*
   b. *$5,406.95-Tasers and needed equipment for five law enforcement officers*
   c. *$3,500- Utility Trailer-used for the removal of Medical Marijuana plants and evidence (something to this effect) The Drug Unit has provided all units capable of towing this trailer with hitches, wiring, and plate. An additional amount of $500 was funded towards this project.*
   d. *$307.17-uniform shirts and jackets worn by officers while on enforcement checks. Contributions to this purchase from the Drug Unit budget to date would be $700.00 plus dollars. Proper clothing for the job will continue to be purchased and staffing changes may require replacement orders.*

3. ***Drug-Education/Presentations***- *$1,000. The salary line and supplies for education by the Drug Unit has exceeded this requested assistance by conservatively, $1,000.00. We continue to present programs to the public and are currently providing a booth at the County Fair for 1 week staffed by two officers for Q&A and providing literature.*

Any experience in applying the project products and anticipated "next steps"

Any of the jobs performed that are listed and or funded by the grant are and have been done in the past and will continue to be performed in the future. The nature of the drug unit's function already includes those investigative functions. The grant has allowed us to justify the time being spent in the area of Medical marijuana and it's compliance by the legal MMJ card holders as well as those that are not complying with the current laws.
The next step for us in enforcement of the laws and education is to utilize future grants to cover any upcoming changes, continue to buy equipment needed to provide for those changes. It becomes much easier to commit our time to MMJ cased investigations / education when grants allow our own millage based funding to be steered towards what otherwise would be the priority type investigations, such as hard narcotics, prescription drugs, overdose, and crime committed to support illegal drug activities..

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Actual Budget Expenditures compared to the Budget in this agreement

Some of the budget costs and request in the grant application were submitted with the realization that anything purchased will have real-time user fees (Mi-Fi) or upkeep. That no matter what funding amount was requested within the total available that additional hours (salary) would be needed to attempt to respond to all complaints and allow for proper investigations and subsequent follow up.

It was ***extremely helpful*** *to be allowed an approved re-submission on equipment requested items when some of the pricing changed or items (accessories) to Tasers / I pads were unknown or not included. By allowing the re submit and transferring funds to those line items the I-pads +, Tasers+ Utility Trailer were the actual costs incurred and covered by this grant. This was done and contained within the total grant dollars originally awarded.*

Speaking on behalf of the Sanilac Drug Task Force Board, we are extremely appreciative of the Grant monies provided. It allowed us the opportunity to purchase items that were needed to enhance our service as opposed to wanting to make improvement and not having the full means to do so.

Respectfully submitted,

James H. Johnson, Director
Sanilac Drug Task Force

Local Law Enforcement, Educators and Counselors "Working Together"

LAPEER COUNTY SHERIFF'S OFFICE

Ron Kalanquin, Sheriff

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Report for Grant No: BHCS 2015 1001

Reporting period: 01/01/2015 thru 9/15/2015

Michigan Medical Marijuana Grant
FINAL REPORT

Project Implementation Plan:

We purchased and are using a cargo container for storage of marijuana seized and we are using the rest of the money on overtime for the enforcement of the medical marijuana law.

Accomplishments and Problems with Project Activities

There have been no problems, as for accomplishments, we have been able to develop many illegal marijuana criminal cases and seized 100's of marijuana plants and paraphernalia.

Coordinated Efforts for Completion

We worked with all the villages and cities for extra enforcement on marijuana violations on their summer fairs and festivals.

Impacts on the Project

We believe in had a large impact in the community and on the streets in general that we are out there enforcing the medical marijuana law in our county

Printed on Recycled Paper

"Competent and Fair Law Enforcement"

Financial Expenditures of the Grant Money

Of the $36,439 that our county could receive, we will have expended $19,543.40.

$16,844.93 Wages /Salary for enforcement of Marijuana Act
$ 2,695.47 Storage of supplies/evidence.

Any Experiences

The process could have been a bit smoother. The deadline to apply was extremely quick from the time issued. Most county commissioners had already gone on Christmas break, and the fact that it ends in the middle of the month (Sept 15) instead of the end of the year is also strange. Would have been nice to have for all the holidays.

Actual Budget

Our actual expenditures were less then the proposed expenditures. If the grant is offered again in 2016, we will have a better handle on what we can do it the dollars that are available to us. We quickly had to submit something to be eligible for the grant and didn't have time to consider a lot of different ways to make the best of the money allotted. We, the County of Lapeer, and the Office of the Lapeer County Sheriff's Department appreciated what we did receive and look forward to the potential to participate in the future..

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St. Clair County Sheriff's Office
Drug Task Force
Tim Donnellon, Sheriff
1170 Michigan Road, Port Huron, Michigan 48060
(810) 985-8201 1-800-243-DRUG Fax: (810) 985-9640

MMMA GRANT
2015 FINAL REPORT
January 1 – September 15, 2015

Grant Number: BHCS 2015 1002

Department: St. Clair County Sheriff's Department

Reporting Period: January 1st – September 15, 2015

Submitted by: Lt. Kevin Manns

Date: September 15, 2015

Final Report:

First off I want to thank you for allowing my department to be a part of the Medical Marijuana Grant for the year of 2015, it very much assisted us in enforcing the laws with our limited budget.

We did a numerous amount of "knock and talks" with information either gained from our own investigations or from call in reports. During the enforcement we found a majority of the grow operations to be compliant or close to it. The several that had a few issues we allowed a grace period to correct the problems and upon rechecking they had fixed the issues. If they were just plain growing marijuana and disregarding any and all laws we pulled all the plants.

We did attend a much needed 3 day training in Lansing regarding medical marijuana grow operations through the use of the grant.

We reached out to the Cities of Yale, St. Clair and Marysville which are encompassed by St. Clair County and offered money for their officers to investigate grow operations in the city limits.

The purchase of equipment through the grant was well used and appreciated.

During the months of July and August we conducted "Operation Flyover" which is a multiple unit operation using a helicopter to identify marijuana growing in the open. It resulted in numerous contacts with both legit operations and card holders to others being in clear violations. In the cases with violations we confiscated all plants.

In reference to problems we experienced this year was the fact that there was a court ruling from Court of Appeals which impacted several of our 2014 pending marijuana cases. In doing so our Prosecutors Office has since become apprehensive on the enforcement of medical marijuana laws.

In closing I look forward to working with you on the 2016 grant and would like to talk with you in advance to applying for the 2016 grant so I can get some assistance on the working and allocation of the funds.

Budget:

Wages:

$33,735.78- Wages for training and enforcement of the Medical Marijuana Act.

Equipment:

$2,510.20- Air cartridges- used during grow operation compliance checks and removal of plants.

$4,370.00- Trailer for hauling marijuana during dismantling of grow ops.

$1,124.07- Supplies/equipment for evidence room and storage of evidence.

Respectfully,

Sgt. Matt Stringer
St. Clair County Drug Task Force