

Blueprint for the Delivery of Alcohol and Drug Prevention and Treatment

Adapted from *How Does Michigan Measure Up?*¹ information on key measures for the six recommendations outlined in the *Blueprint for the States*² report by Join Together.

Category	Indicator	Sub-Indicator	Michigan
LEADERSHIP			
	Does the state have an Alcohol and Other Drug advisory Council?		No
	Are any of the following measures/strategies that are proven to work implemented statewide?	Land Use Ordinances	Local Level only. Varied ordinances.
		Alcohol Home Delivery Laws	MCL 436.1203 Michigan only allows delivery of beer and wine by Specially Designated Merchants. No delivery of spirits is allowed. The delivery must be made by an employee of the licensee who is at least 18 and who has a current server training certification. The alcohol cannot be delivered to a person who is intoxicated or under the age of 21. (The above enacted March 2009)
		Keg Registration Laws	Currently individual communities only. Legislation Pending HB 4565 of 2009 & SB 0470 of 2009 .
		Statewide Underage Drinking Media Campaigns	None statewide. Numerous campaigns across the state at the local level only.
		Party Patrols	Michigan recognizes law enforcement activities as critical to limiting underage alcohol access and consumption as well as reducing the consequences of underage drinking, i.e., traffic crashes, binge drinking, assaults and vandalism. Enforcement can reduce underage drinking by limiting availability and intervening in its actual use, in addition to impaired driving patrols after the fact. Officers work with retailers to prevent sales to minors, and compliance checks confirm that retailers are following the law. Party Patrol details address underage drinking in private residences and open areas, and controlled dispersal training prevents further problems that can arise from breaking up the parties. Michigan Office of Highway Safety Planning (OHSP) grant funds can be used for overtime enforcement in the following ways: <ul style="list-style-type: none"> • Community and/or school events, such as proms, sporting events, fairs or festivals. The project director should meet with event planners prior to showing up at an event. Security for special events is the

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¹ Join Together, *How Does Michigan Measure Up?* Retrieved from <http://www.jointogether.org/keyissues/state-policies/state/michigan.html>.

² Join Together (2006). *Blueprint for the States - Policies to Improve the Ways States Organize and Deliver Alcohol and Drug Prevention and Treatment*. Retrieved from <http://www.jointogether.org/aboutus/policy-panels/blueprint/order-form.html>.

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			<p>responsibility of the event planners; observing the event by officers is not an acceptable use of grant funds. Officers are expected to patrol parking lots, perimeters and other areas where teens may be able to consume alcohol.</p> <ul style="list-style-type: none"> • Compliance checks at on- and off-site liquor licensees, based on Michigan Liquor Control Commission guidelines. • "Cops in Shops" where law enforcement officers work cooperatively with retailers to cite minors who attempt to purchase alcohol. Minors should be cited when using false or fraudulent identification to purchase alcohol and when they approach adults to purchase alcohol for them. • Party details that are either scheduled in advance or are in response to a tip. Enforcement action should include citations to minors who are drinking as well as the adults who are providing the alcohol. Source investigations send the community a strong enforcement message.
		Graduated Licensing	MCL 257.310e
		Compliance Checks	Through MLCC, systematic enforcement occurs statewide, although not every vendor every year. Compliance checks are also conducted by local community groups as well.
		Zero Tolerance Laws	MCL 436.1703
		Social Marketing Media Campaigns	None statewide. Numerous campaigns across the state at the local level only.
		Advertising restrictions on billboard/public places	No advertising restrictions on statewide basis. Some communities have enacted local level restrictions; however the state is unable to track specific communities.
		Prohibiting alcohol advertising at public events	<p>Not specifically, however the following is somewhat applicable from Vendor Representative and Salesperson, R 436.1861, Promotions. Rule 61:</p> <p>(1) A brewer, a vendor of spirits, a wine maker, an outstate seller of beer, an outstate seller of wine, or a licensed wholesaler of beer or wine shall not do either of the following:</p> <p style="padding-left: 40px;">(a) Participate in or conduct any event, contest, activity, or undertaking on the campus of any 2- or 4-year college or university located in this state which is designed to promote the sale or consumption of any alcoholic liquor.</p> <p style="padding-left: 40px;">(b) Participate in or conduct any event, contest, activity, or undertaking off the campus of any 2-or 4-year college or university located in this state if the event, contest, activity, or undertaking is organized or sponsored by any student group which has a majority of members who are under the legal age for consumption of alcoholic liquor.</p> <p>(2) Notwithstanding the provisions of subrule (1) of this rule, a brewer, a vendor of spirits, a wine maker, an outstate seller of beer, an outstate seller of wine, or a licensed wholesaler of beer or wine may do any of the following:</p> <p style="padding-left: 40px;">(a) Advertise in any newspaper or periodical published or circulated on the campus of a 2- or 4-year</p>

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			<p>college or university located in this state if such advertising is done in accordance with the provisions of R 436.1301 to R 436.1339.</p> <p>(b) Make a philanthropic gift to the governing body of a 2-or 4-year college or university located in this state if such gift does not include alcoholic liquor and is not contingent upon the promotion or advertising of any brand of alcoholic liquor.</p> <p>(c) Participate in a course offered by any 2- or 4-year college or university located in this state if the course is offered in an academic building of the 2- or 4-year college or university and is under the supervision of a faculty member.</p> <p>(d) Participate in, sponsor, contribute to, or promote any organization or program having as its purpose the dissemination of information concerning alcohol awareness or responsible consumption of alcoholic liquor or which is involved in either research or treatment related to the use or abuse of alcoholic liquor if such participation has the prior approval of both the commission and the governing body, or its designee, of the 2- or 4-year college or university located in this state at which the participation is to take place.</p> <p>(e) Provide financial assistance to a group or organization conducting an event, contest, activity, or undertaking held entirely or in part on the campus of any 2- or 4-year college or university located in this state if such financial assistance has the prior approval of both the commission and the governing body, or its designee, of the college or university on whose campus the event, contest, activity, or undertaking is to take place. A group or organization which receives financial assistance may acknowledge the source of the financial assistance.</p> <p>(3) A brewer, a vendor of spirits, a wine maker, an outstate seller of beer, an outstate seller of wine, or a licensed wholesaler of beer or wine shall not hire, or cause to be hired, any person whose duty or responsibility it is to promote, market, or encourage the use, sale, or consumption of alcoholic liquor on the campus of, or by the students of, any 2- or 4-year college or university located in this state. However, a brewer, a vendor of spirits, a wine maker, an outstate seller of beer, or an outstate seller of wine may hire a person, who shall be licensed by the commission, for the purpose of representing that brewer, vendor of spirits, wine maker, outstate seller of beer, or outstate seller of wine in its dealings with any group or organization affiliated with and recognized by a 2- or 4-year college or university or with the governing body, or its designee, to make the arrangements necessary to accomplish those activities permitted by subrule (2) of this rule.</p> <p>(4) This rule shall not prohibit a licensed wholesaler of beer or wine from making a sale or delivery of beer or wine to a licensee located on the campus of a 2- or 4-year college or university.</p> <p>History: 1979 AC; 1985 AACs.</p>
		<p>Enforcing Impaired Driving Laws</p>	<p>Michigan has a .08 blood-alcohol content (BAC) drunk driving law and a zero tolerance limit for minors. Impaired driving represents 39 percent of all traffic deaths. (Michigan State Police, Criminal Justice Information Center (CJIC))</p> <p>Michigan law enforcement agencies arrest an average of 130 motorists a day for drunk and impaired driving. (Michigan State Police, Criminal Justice Information Center (CJIC))</p> <p>Crashes involving drinking tend to be more serious than non-drinking crashes. The percentage of fatalities is</p>

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			<p>eight times higher than in all crashes, and the number of crashes at the most serious injury level are almost four times higher. (Michigan State Police, Criminal Justice Information Center (CJIC))</p> <p>The severity of injuries is much worse for drivers and passengers who had been drinking. (Michigan State Police, Criminal Justice Information Center (CJIC))</p> <p>The Michigan Office of Highway Safety Planning provides grant funds to law enforcement agencies in 30 counties to arrest impaired drivers.</p>
		Cops in Shops	Yes
STRUCTURE			
	Is the state agency at the cabinet level?		No
	Is the director of the agency appointed by the governor?		No
	What department is the state agency located in?		Michigan Department of Community Health
	Number of drug courts in the state.		84 drug courts in 40 counties (as of 3/4/10).
	Percentage of counties with a drug court.		48%
MONEY AND RESOURCES			
	<p>Alcohol Taxes</p> <p>Michigan ranks 28th for beer tax (from lowest to highest).</p>	<p>What is the current alcohol tax rate on:</p> <ul style="list-style-type: none"> Liquor Beer Wine Mixed Spirits 	<p>LIQUOR/SPIRITS</p> <ul style="list-style-type: none"> MCL 436.1233 65% mark up as gross profit to the state. MCL 436.2201 4% specific tax to General Fund, 1/01/60. MCL 436.2203 4% specific tax to School Aid Fund, 7/01/57. MCL 436.2205 1.85% specific tax on off-premises purchases to Liquor Purchase Revolving Fund, 8/17/78. Anything left at the end of the fiscal year lapses to the General Fund. MCL 436.2207 4% convention facilities tax, 10/01/85. (\$36,993,349 to counties in 2008) <p>BEER</p> <ul style="list-style-type: none"> MCL 436.1409 \$6.30/barrel = \$0.20/gallon, 9/01/66. <p>WINE</p> <ul style="list-style-type: none"> MCL 436.1301 Wine <16% alcohol: \$0.135/litre = \$0.51/gallon; Wine >16% alcohol: \$0.20/litre = \$0.75/gallon, 10/24/82.

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			<p>MIXED SPIRITS DRINK</p> <ul style="list-style-type: none"> • MCL 436.1301 \$0.48/litre = \$1.82/gallon, 6/28/89. <p>ALL</p> <ul style="list-style-type: none"> • 6% sales tax on retail of all alcoholic beverages.
		<p>When was the tax rate last changed and what change was made on:</p> <ul style="list-style-type: none"> • Liquor • Beer • Wine • Mixed Spirits 	<p>LIQUOR/SPIRITS – 8/17/78, specific tax increased from 1% to 1.85%.</p> <p>BEER – 9/01/66, tax reduced from \$6.613/barrel to \$6.30/barrel.</p> <p>WINE – 10/24/82, increased from \$0.50/gallon, with a \$0.46 reduction if grapes were from Michigan and cost more than \$100/ton.</p> <p>MIXED SPIRITS DRINK – tax rate has not changed.</p>
		<p>What percentage of the states alcohol taxes is used to support substance use disorder prevention and treatment programs?</p>	<p>MCL 436.1543 No state alcohol taxes are used, however 3.5% of proceeds of retailers' license and license renewal fees collected are to be credited to a special fund in the state treasury for the purposes of promoting and sustaining programs for the prevention, rehabilitation, care, and treatment of alcoholics. This amounted in \$406,405 for FY 2008.</p> <p><i>Note:</i> As part of MCL 436.2207, Public Act 2 of 1986, as amended (also known as “Cobo Hall,” “Convention Facilities Tax,” or “Liquor Tax Dollars”), provides local funding for regional coordinating agencies. Of the liquor tax collected in each county, one-half of county distributions not used to cut property taxes must be distributed to the county’s designated substance abuse coordinating agency for substance abuse prevention and treatment programs. The balance of the distribution goes to the county’s general fund. Current legislation is in effect until 2039. More information can be found at www.legislature.mi.gov (Keyword search MCL 207.630 or MCL 211.24e).</p>
ACCOUNTABILITY			
	Does the state collect data reports?		Partially
	If yes, what types of data reports are collected?		Youth Risk Behavior Survey (YRBS), Michigan Profile for Health Youth (MiPHY), Compliance Reports, Treatment Episode Data Set (TEDS), Behavior Risk Factor Survey (BRFS), National Survey on Drug Use and Health (NSDUH), Pacific Institute on Research and Evaluation (PIRE) compilation on the Cost of Underage Drinking, and Prevention Data Set (PDS).
LEGISLATION			
	Does the state have specific legislation targeting underage drinking? (i.e. Social Host Laws)		Yes (although not on Social Host Laws)

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	If yes, what types of legislation and year of last update?		MCL 436.1701 Prohibit sales to minor, amended 1/10/07. MCL 436.1703 Prohibit minor purchasing/consuming, amended 11/27/06. MCL 436.1705 Officer to detain, seize and issue ticket for violations, amended 12/30/02. MCL 436.1707 Minor consuming/age to sell and serve, amended 2/29/08. MCL 436.1909 Felony for sale w/o license, misdemeanor for licensee & clerk, re-codified 4/14/98.
SUSTAINABILITY			
	Does the state have an alcohol and other drug advisory council?		No
	How does the state support community coalitions?		The state supports community coalitions through the provision of technical assistance, financial support and funding, networking opportunities, website presence, in-kind contributions (space, staffing, and personnel), various training opportunities, and formalized collaborative efforts (e.g. the formation of a Coalition Workgroup under the auspices of the Strategic Planning Framework (SPF) to targeted need and resources.)
	How many state supported community coalitions are there?		One direct funded: Michigan Coalition to Reduce Underage Drinking (MCRUD) through Prevention Network. Through SPF State Incentive Grant (SIG), regional coordinating agency structure, Drug Free Communities (DFC) grantees, and other avenues, there are 247 community coalitions in the state (as of FY 2010). Not all are funded through the public system; however all are eligible for support provided as outlined above.