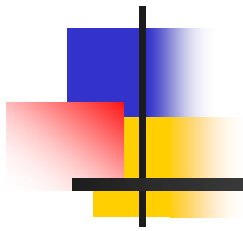


***“Declaring War with
Adult Providers in Minnesota”***



**10th National UDETC Leadership
Conference**

Nashville, Tennessee

August 22, 2008



EUDL Funding

- All 50 States equally funded by OJJDP
- Minnesota – DPS Office Traffic Safety
- Program Coordinator distributes to:
 - MIPH (Minnesota Institute of Public Health)
 - MADD (Youth in Action)
 - AGED



AGED Funding

- Mini Grants (\$5000 max) to law enforcement
- Annual grant awards to selected applicants:
 - Compliance Checks
 - Alternate Enforcement



Compliance Checks

- Effective in curtailing youth sales (6-8% fail)
- Effective in licensee involvement (civil)
- Effective in responsible serving holding adult sellers responsible (criminally)



Alternate Enforcement

- Traditional applications include:
 - Parking lot surveillance
 - Shoulder tap
 - Boat, bike, foot patrols to remote locations



Minnesota State Law

- Selling/Providing alcohol to minor = \$3000 (or) 1 year (or) both (Gross Misdemeanor)
- Felony if “death or great bodily harm”
- Licensee of business = \$2000 fine (and/or) license suspension up to 60 days or license revocation
- Local law can be more aggressive



Emphasis to LE + communities:

- Enforce “Not a Drop” opposed to simple possession when driving after consumption
- Investigate provider when citing under age consumption
- Consideration of “Social Host” ordinances:
(providing an environment conducive to youth consumption)



Who provides alcohol to minors?

- Youth surveys (Minnesota Student Survey) reveals:

“Most of the alcohol received by under age consumers comes from adults (parents, relatives, legal age friends, other buyers)”



Grant Award Decision

- Encourage applicants to be imaginative!
- Place emphasis on Alternate Enforcement applications that stress adult provider enforcement intentions



Result

- Law Enforcement applicants are becoming more aggressive
- Holding adult providers more accountable
- To reduce underage drinking starts with reducing adult providers



Freeborn County ZAP

To raise public awareness and significantly reduce underage drinking in Freeborn County.



Why project was needed

- 3 juvenile fatalities in Freeborn County in 2004
- Recent MN student survey
- Battered Women's Justice Project



Partners

- Albert Lea Police Department
- Freeborn County Sheriff's Department
- Freeborn County Court Services
- Freeborn County Judges
- Albert Lea Medical Center
- Fountain Centers
- Freeborn County Chemical Dependency Center



Partners Continued

- Freeborn County Public Health
- Albert Lea School District
- Alden-Conger School District
- Glenville-Emmons School-District
- Albert Lea City Attorney's Office
- Freeborn County Attorney's Office
- Freeborn County Human Services



Partners Continued

- Alden Police Department
- Minnesota Institute of Public Health



Goals

- Increase 50% in our underage drinking arrests
- Increase 150% in our adult provider arrests

2004 Arrests

March 1-October 31

- 217 underage drinking arrests
- 5 adult provider arrests

2005 Arrests

March 1 – October 31

- 290 underage drinking arrests
- 30 adult provider arrests



2006 Arrests

- 282 illegal consumption arrests
- 22 Adult Provider arrests



2007 Arrests

- 252 minor consumption arrests
- 16 Adult Provider arrests

Identifying the Adult Provider:



- Treat it as a crime scene
- Work with your prosecuting attorneys
- Everyone gets processed and interviewed
- Anyone 21 or older are detained



Identifying the Adult Provider

- Did the Defendant invite the minors over?
- Does anyone else live with the Defendant?
- Was the Defendant drinking with the minors?
- Did Defendant otherwise serve them alcohol?



Adult Provider Questions

- Did Defendant know that they were consuming alcohol in their apartment? If not, where does the Defendant claim to have been while they were drinking?
- What was the Defendant doing during the party if not actually mingling with the people in their apartment?



Adult Provider Questions

- How does the Defendant know the minors?
- Does the Defendant know how old they are?
- Did the Defendant give them permission to enter his apartment and to drink there? If not, how does he explain their presence in his apartment?



Adult Provider Questions

- Did the Defendant ask anyone for ID (if their age was a question to him)?
- Did anyone present a false ID?



Adult Provider

- 23 yr old & two 13 yr olds
- 44 yr old mother & her boyfriend for her son's 18th birthday
- 61 yr old hiding in the cornfield
- 15 yr old for bringing alcohol to party
- DWI Arrest
- Stolen Gun
- Drugs



Furnishing Alcohol

Proposed Recommendations

- Arrested and booked
- Mandatory court appearance/PSI
- Serve 30 days in jail or 60 days home monitor
- 180 days in jail, stayed
- 2 years probation
- Chemical evaluation with CDC and follow recommendations
- No use of alcohol or other mood altering substances
- \$120 probation fee and \$900 court reimbursement fee, plus \$203 in costs or 22 days STS



Minneapolis Police Department

**University of Minnesota Campus
"Party Patrol"**



Alternate Enforcement Grantee

- Neighborhood concerns
- Grant to pay officer OT
- Done in conjunction with:
 - Minneapolis PD
 - U of M PD
 - Minnesota State Patrol
- 6 straight years chosen grantee



Party Patrol Team

- Coordinated by Minneapolis PD
- Late night + early morning hours (10 pm-3 am)
- Underage “decoys” gain entry to campus party (with youthful police officer escort)
- Team notified of underage sale and describes adult providers
- Team responds to residence – surrounds house – gains entrance



Continued....

- All occupants are detained
- All occupants are PBT'd
- Legal age partiers are sent on their way
- Underage with NO alcohol released
- Underage with alcohol given citation
- Adult provider (keg registrant) cited



Results 2003-2007

- 2 weekends for 2 months
- U of M home football game nights
- Numerous parties throughout campus residence areas
- 2100 + underage citations
- 99 adults charged with “providing or selling”



Minors Penalties

- First time offenders given option:
 - plead guilty and pay citation or
 - Participate in “Restorative Justice Community Action Program”



Restorative Action Program

- 2004: 31 minors (81% success) = 240 CSH
- 2005: 327 minors (90% success) = 2402 CSH
- 2006: 363 minors (96% success) = 2139 CSH
- 2007: 292 minors (90% success) = 2419 CSH



Additional Restorative Justice Program requirements.....

- Write letter of apology
- Attend a 2-4 hour meeting with community residents
- Face the wrath of the community of which they offended



Adult Provider Charges

- Gross misdemeanor charged
- 94% conviction rate
- Keg registration used to identify provider



Adult Providers

- City of Minneapolis offer:
- Gross Misdemeanor
 - No jail time (if no prior)
 - Probation 1-2 years
 - Court costs (\$300 - \$500)
 - STS (Sentenced to Serve) 2-5 days
community service
- Since start, only one re-offender cited



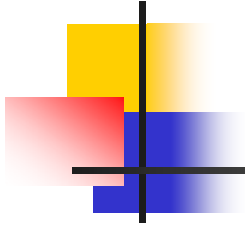
Conclusions.....

- Less parties noted by law enforcement during party patrols
- Parties are smaller
- Less party call neighborhood complaints received by law enforcement



Why so successful?

- Strong police action
- Media attention and presence
- Student awareness of penalties imposed
- Restorative Action Program publicity



Thank you!
Questions???



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