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A. AUTHORIZATION/REFERENCE

- THE NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT, 1994 PA 451;
- PART 5, GENERAL POWERS AND DUTIES , as amended, BEING SECTIONS 324.501 TO 324.51514 OF THE MICHIGAN COMPILED LAWS ANNOTATED
- PART 89, LITTERING, as amended, being sections 8901 to 8907, MCL 324.8901 to MCL 324.8907.
- PART 515, BURN PERMITS, INTENTIONALLY CAUSING FIRE, as amended, being sections 51501 to 51514, MCL 324.51501 to MCL 324.51514.
- PART 742, CAMP REGISTRATION CARD, as amended, being sections 74201 to 74207, MCL 324.74201 to 423.74207.
- PART 811, ORV, as amended, being sections 81101 to 81150, MCL 324.81101 to MCL 324.81150.
- PART 821, SNOWMOBILES, as amended, being sections 82101 to 82160, MCL 324.82101 to MCL 324.82160.
- PART 831, FOREST RECREATION, as amended, being sections 83101 TO 83109, MCL 324.83101 to MCL 324 .83109.
- THE REVISED JUDICATURE ACT, 1961 PA 236, as amended by 2000 PA 80, BEING SECTION 600.8801 OF THE MICHIGAN COMPILES LAWS ANNOTATED.
- State land use rules provided in R 299.921 through R 299.933 of the Michigan administrative code.
- MICHIGAN VEHICLE CODE, 1949 PA 300, Sections 255, 311, 624a, 674, 904, 904a, MCL 257.255,257.311,257.624a, 257.674, 257.904, 257.904a.
- MICHIGAN LIQUOR CONTROL CODE OF 1998, 1998 PA 58, Section 703, MCL 436.1703
- THE MICHIGAN PENAL CODE, 1931 PA 328 Chapter 48, MCL 750.335 to 750.347, Chapter 52, MCL 750.356 to 750.367c, Sections 377a, MCL 750.377a, Section 243a to 243e, MCL 750.243a to 750.243e., and Section 167, MCL 750.167
- THE PUBLIC HEALTH CODE, 1978 PA 368, Sections 7403 and 7404, MCL 333.7403 and 333.7404.
- FMFM Policy 700 - General State Forest Officer and Enforcement Procedure
- FMFM Policy 701 - Law Enforcement Administrative Procedure
- FMFM Policy 702 - Use of Force by FMFM State Forest Officers Procedure
- FMFM Policy 703 - Handling Intoxicated Individuals Procedure
- FMFM Policy 704 - Impoundment of Personal Property Procedure
- FMFM Policy 705 - Eviction from Department Facilities Procedure
- FMFM Policy 706 - Incidents, Property Damage and Larceny Procedure
- FMFM Policy 707 - Disposal of Alcoholic Beverages and Narcotics Procedure
- FMFM Policy 708 - Transportation of Prisoners Procedure


B. POLICY

State Forest Officers will follow a structured method when dealing with forest visitors who are intoxicated.

This policy is a guide to handling individuals who are intoxicated and either will not comply with rules, or present a hazard to themselves or others. Intoxicated individuals present a unique set of circumstances to the State Forest Officer, as individuals react in many different ways to alcohol. State Forest Officers should constantly be vigilant for mood swings and be prepared to protect themselves, the surrounding forest visitors, and the individual. Prior contact with local agencies regarding lodging and transport arrangements for these individuals is essential. Whenever possible, assistance from the Township Police, State Police, Sheriff Department, or DNR Law Enforcement Division will be requested.

C. PROCEDURE

DEFINITION

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An intoxicated person is a person under the influence and is one who has been consuming alcoholic beverages or drugs, or the State Forest Officer has reason to believe such use has occurred.

WHEN TO ACT

State Forest Officer action is required for any individual who fits the above definition and one of the following: 1) presents a danger to themselves: 2) present a danger to others: 3) violates a law.

ACTION TO BE TAKEN

1. At any time the party loses consciousness, medical attention should be immediately summoned.
2. Under no circumstances shall an intoxicated individual be allowed to operate any type of motor vehicle.
3. Intoxicated persons who persist in presenting the difficulties as described in *WHEN TO ACT* above, shall be removed from the forest facility whenever possible. Arrest and removal of intoxicated individuals is best accomplished by cooperating law enforcement agencies, who should be summoned as soon as the State Forest Officer determines an arrest and eviction may be necessary.
4. When an individual is removed from Department property for any reason, the State Forest Officer must make sure that the evicted person's personal property is secured.
5. An incident report (R 1004e) shall be completed.