



**House  
Legislative  
Analysis  
Section**

Manufacturer's Bank Building, 12th Floor  
Lansing, Michigan 48909  
Phone: 517/373-6466

SUBSTANCE ABUSE PREVENTION FUND

RECEIVED

OCT 08 1990

House Bill 5945

Sponsor: Rep. Ken DeBeaussiaert

Committee: Judiciary

Mich. State Law Library

Complete to 8-21-90

A SUMMARY OF HOUSE BILL 5945 AS INTRODUCED 6-29-90

The bill would create a new public act to create a substance abuse prevention and education fund into which would be paid special civil fines to be imposed on drug law violators. The fund would be disbursed to certain governmental entities and tax-exempt organizations to pay for substance abuse prevention and treatment services.

Civil fine program. Generally, a person convicted of a drug law or ordinance violation would be responsible for a civil fine of \$500, to be collected by the court and sent to the state treasurer. However, the court could defer imposition of the fine for a first-time violator who underwent substance abuse screening and successfully completed a treatment and rehabilitation program. The violator would pay for screening and treatment. The court would reduce the fine by the amount the violator paid for screening and treatment. If the person failed or refused screening or treatment, the court would immediately impose the fine. The attorney general and local prosecutors could bring civil actions to recover fines.

Substance abuse prevention and education fund. The substance abuse prevention and education fund would be created as a separate fund in the state treasury; earnings from the fund would be credited to the fund. The fund would be used to provide substance abuse prevention or treatment services under a grant program to be administered by the Office of Substance Abuse Services. A governmental entity or entity exempt from taxation under Section 501(c)(3) of the internal revenue code that provided substance abuse prevention or treatment services could apply to the office for one or more grants. A grant would have to be used for prevention or treatment services, and would have to be used to enhance and increase services; it could not supplant other local, state, or federal funds.

House Bill 5945 (8-21-90)