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2006 Annual Enforcement Division Report

Members of the Investigation and Enforcement Division are Special Investigators of this Commission pursuant to Massachusetts General Laws Chapter 10 §72. As such, these Investigators are authorized and directed, pursuant to Massachusetts General Laws Chapter 138 §56, to make all needful and appropriate investigations to enforce the Liquor Control Act. In doing so, in 2006 the Investigation and Enforcement Division conducted investigations in approximately 200 Cities & Towns with the following results.

Complaints

There were over **285** complaints that were filed with the Commission in 2006, which were investigated and closed. The Investigative and Enforcement Division of the Commission receives complaints from the general public, local and state police, and various public interest groups. These complaints ranged from underage drinking, service of alcohol to intoxicated individuals, illegal gaming activity, illegal alcoholic beverages and illegal narcotics activity.

OUI Notices

There were over **1400** OUI reports that were filed with the Commission in 2006, which were investigated and closed. These reports state the last licensed premise to serve an alcoholic beverage to an convicted drunk driver, and are reported to the Commission by the District Courts pursuant to Massachusetts General Laws Chapter 90 §24J.

Liquor Control Act Violations

Investigators observed approximately **474** violations of the Liquor Control Act for which over **152** reports were submitted to the Commission.

License Application Investigations

There were approximately **3056** License Application Investigations that were filed with the Commission in 2006, which were investigated and closed.

Special Investigations

There are several ongoing special investigations into gambling, narcotics, and criminal ownership interests at licensed premises.

Enhanced Liquor Enforcement Programs

Operation Safe Prom & Graduation

The objective of this operation is to prevent the procurement of alcoholic beverages by and for underage individuals on and around the dates of *high school and college proms and graduations* throughout the Commonwealth. In 2006 the Investigators visited **150 cities and towns** throughout the Commonwealth that found: **360 minors in possession**, transporting or attempting to purchase alcoholic beverages; **210 adults** procuring alcohol for minors; **35** individuals in possession of false identification; and **200 cases of beer and 80 bottles of alcoholic beverages** were confiscated or prevented from delivery by ABCC Investigators. Based on the national standard for determining “binge drinking”, the confiscating of this alcohol prevented delivery to approximately **2000 underage individuals**.

Operation Safe Campus

The objective of this operation is to prevent the procurement of alcoholic beverages by and for underage individuals in and around college communities throughout the Commonwealth. In 2005 the Investigators visited **65 cities and towns** throughout the Commonwealth that found: **300 minors** in possession, transporting or attempting to purchase alcoholic beverages; **200 adults** were found to be procuring alcohol for minors; **30 individuals** in possession of false identification; and **150 cases of beer and 140 bottles of alcoholic beverages** were confiscated or prevented from delivery by ABCC Investigators. Based on the national standard for determining “binge drinking”, the confiscating of this alcohol prevented delivery to approximately **3000 underage individuals**.

Operation Safe Holidays

The Investigation and Enforcement Division also conducted another successful round in its “Operation Safe Holidays” program. The operation proved to be an effective way to keep drunk drivers off our roads and highways and to keep alcoholic beverages out of the hands of underage individuals.

“Operation Safe Holidays” consists of two separate operations. The “Last Call” operation targets specific bars that have been identified, pursuant to MGL Chapter 90 § 24J, as having been the last establishment to serve alcoholic beverages to a convicted drunk driver. It also targets establishments known to ABCC Investigators to have a history of serving alcoholic beverages to intoxicated individuals. **This operation focuses on preventing intoxicated individuals from getting on the road as well as deterring bar owners from serving the potential drunk drivers.**

Investigators conducted “Last Call” enforcement operations in **100 Cities and Towns** that found: approximately **1000 licensed premises investigated**; **33 licenses charged** with **63 violations** of the Liquor Control Act; approximately **150 intoxicated individuals prevented from driving** where Investigators either arranged for transportation for the individuals or had them placed into protective custody.

Investigators conducted “Cops in Shops” enforcement operations that found: **32 minors in possession**, transporting or attempting to purchase alcoholic beverages. **24 adults** procuring alcohol for minors. **2** individuals in possession of false identification. **18 cases of beer and 40 bottles of alcoholic beverages** confiscated or prevented from delivery by ABCC Investigators. Based on the national standard for determining “binge drinking”, the confiscating of this alcohol prevented delivery to approximately **700 underage individuals**.

These Enhanced Liquor Enforcement Programs that have resulted in a **42% reduction** of liquor complaints filed, a **59% reduction** of establishments identified as serving alcoholic beverages to a convicted drunk driver based on court documents filed pursuant to MGL Chapter 90 § 24J and a **29% reduction** in the number of bars and liquor stores found to be selling alcohol to underage or intoxicated individuals.

Compliance Checks

The Investigative and Enforcement Division conducted Compliance Check enforcement in cooperation with **Mothers Against Drunk Driving**. This year we conducted this operation in **20 cities and towns** where **400 licensed establishments** were checked, of which **37 failed**. This statistic represents a **50% reduction in the failure rate** since the project began.

Training

Massachusetts Training Council In-Service training at the Plymouth Police Academy.
Criminal Procedure, Gang Identification, Narcotics, First Responder and CPR, National Incident Management Systems, and State and Local Anti-Terrorism training.

Massachusetts State Police Field Sobriety Training.

ABCC In-Service Training

Applied Investigation Procedures; Motor Vehicle Approach; Confrontation Avoidance; Gambling / Video Poker Machines; Enhanced Enforcement Procedures; Laws of Arrest; ABCC Use of Force Polices; Deputy Authority; and Law of entry on a Licensed Premise.

National Center for Alcohol Law Enforcement

Investigators sponsored and completed two days of classroom and field training in **Controlled Party Prevention and Dispersal.**

National Center for Alcohol Law Enforcement

Investigators completed training in **Undisclosed Ownership, Money Laundering and Financial Auditing.**

Massachusetts Training Council In-Service training at the Plymouth Police Academy.

Investigators competed a Use of Force Training Certification Class Deputy at Plymouth County Sheriff's Department.

New England State Police Intelligence Network.

Investigators competed a Deadly Force Training Certification Class at New England State Police Intelligence Network.

Massachusetts Training Council Academy at Plymouth.

Investigator Wilichoski conducted several training seminars in false document and ID detection for the Massachusetts Training Council Academy at Plymouth.

National Center for Alcohol Law Enforcement

Investigator Wilichoski conducted 27 training seminars for approximately 600 police officers in false ID and fraudulent document detection for the following local and state police departments: Massachusetts State Police stationed on Cape Cod and the Islands, Rockport, Westwood,

Seminars

United States Justice Department's Office of Juvenile Justice and Delinquency Prevention and

National Liquor Law Enforcement Association Conference

Chief Investigator Mahony was elected to the NLLEA Board of Directors at the joint Office of Juvenile Justice and Delinquency Prevention and National Liquor Law Enforcement Association Conference in Washington.

2006 Mothers Against Drunk Driving's Youth in Action Summit.

The Investigative and Enforcement Division participated as advisors

Plymouth County Drug Education Summer Event

Investigator Kenny appeared at the Plymouth County Drug Education Summer Event to assist in the DARE summer camp program for south shore youth.

Massachusetts Association of Women in Law Enforcement

Investigator Wilichoski conducted a training seminar in false ID and fraudulent document detection.

Beverly Hospital

Investigator Wilichoski conducted a training seminar in Teenager Challenges with Alcohol Abuse and false document and ID detection

Massachusetts Package Store Association Conference

Investigators participated and provided educational information.

22nd Drug & Alcohol Awareness Fair

Investigators participated in the 22nd Drug & Alcohol Awareness Fair at the Hanover Mall on Friday and Saturday, along with several south shore and statewide law enforcement and educational agencies.