

MICHIGAN COMPILED LAW 257.625 – MICHIGAN’S OPERATING WHILE INTOXICATED (OWI) LAW

Liquor

Operating Under the Influence of Alcoholic Liquor
OR

BAC is .08 or higher (.17 for High BAC)

Lesser Included Offense

Operating While Impaired

Controlled Substances

Operating Under the Influence of a Controlled Substance

Lesser Included Offense

Operating While Impaired

OR

The presence inside the person’s body of any amount of a schedule 1 controlled substance (including MARIJUANA)

OR
Cocaine

STOP!
People v. Koon:
Medical Marijuana Patients **MUST** be under the influence of THC, not just in their system!!!

Intoxicating Substances

Operating Under the Influence of an Intoxicating Substance

Intoxicating Substance means any preparations other than alcohol or controlled substances that:
- is recognized as a drug by The Official United States Pharmacopoeia, The Official Homeopathic Pharmacopoeia of the United States, or The official national formulary.
OR

- A substance, other than food, taken into a person’s body, including, but not limited to, vapors or fumes, that is used in a manner or for a purpose for which it was not intended, and that may result in a condition of intoxication.

Lesser Included Offense

Operating While Impaired

Prepared by:
Kenneth Stecker
Traffic Safety Resource Prosecutor
Prosecuting Attorneys Association of Michigan

This material was developed through a project funded by the Office of Highway Safety Planning.