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dispensers.

# What is a Whippet?

Whippets, is a familiar street name for whippedcream chargers, steel cartridges filled with **nitrous** oxide N2O that are meant to be used with whipped cream

Filled with nitrous oxide, also referred to as "laughing gas" or "hippy crack" they are all too commonly used to get "high".

In Southwest Detroit, residents, volunteers, and police are finding the whippet cartridges and non-refillable cylinders (sold as a food Product) littering our neighborhoods.

In January non-refillable cylinders began showing up in our local stores and gas stations and subsequently on the streets. The amount of N2O in one of the cylinders equals 100 whippet cartridges.





# **Legislative Opportunities**



- 1. Desired Outcome: Ban the Sale of Nitrous Oxide
- 2. State/City-Wide Safe Collection and Disposal Policies
- 3. Store Owners: Law/Regulation to Require Documentation & Record Keeping for Nitrous Oxide Purchases
- 4. Life Cycle of a Whippet
- 5. Prevention and Treatment
- 6. Enforcement for Community Safety Training and Strategies



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# 1. Desired Outcome: Ban the Sale of Nitrous Oxide



## Description

Ban the sale of nitrous oxide by city ordinance or state law. The only exception would be medical and industrial use. Fines are set at \$1,000 and/or jail time for distributors. Retail sales are banned regardless of intended use.

# Possible Regulating Agencies

- City Ordinance
- State Law
- MDOT
- Fire Marshall
- DPW
- Michigan Board of Pharmacy
- Michigan Food and Safety Alliance

# Enforcement

- Retail sales are banned regardless of intended use.
- Limited to medical and industrial use only.
- . Fines \$1,000 and possible jail time

All other measures suggested should be considered stopgap measures to implement while the ordinance banning sale of nitrous oxide is in process. That is with exception for cleanup provisions, auto accident reporting, and Angel Programs. Please pursue vigorously as the city of Rialto, CA has proven this is an attainable goal. City Ordinance in Rialto, CA.

# <u>Additional Resources</u>

# California Law Links

- City Council Members
- Penal-Code 381 PC
- News: Rialto Passes Nitrous Oxide Ordinance

# Michigan Board of Pharmacy

• Michigan Food and Safety Alliance



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# 2. State/City-Wide Safe Collection and Disposal Policies





## Description

Safe collection and disposal of nitrous oxide cartridges and non-refillable cylinders by organizations, residents, and volunteers through city-wide process or program.

# **Possible Regulating Agencies**

- City Ordinance
- State Law
- MDOT
- Fire Marshall
- DPW
  Michigan Food Safety Alliance
- MIOSHA
- Michigan Department of Environment, Great Lakes, and Energy

26,000 WHIPPETS PICKED UP IN 4 WEEKS

Institute measures to immediately relieve the community of Southwest Detroit from the undue burden of collecting and safely disposing whippet cartridges (40,000 cleaned up in 2020 alone). Also focusing on the new emerging large non-refillable nitrous oxide tanks that are replacing the smaller cartridges as these tanks contain 100x the nitrous oxide of the small cartridges.

# **Additional Resources**

Michigan Food & Safety Alliance

News: How Should I Dispose of n20 Chargers



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# 3. Store Owners: Law/Regulation to Require Documentation & Record Keeping for Nitrous Oxide Purchases



# **Description**

Require store owners to provide documents and record-keeping for those purchasing whippets or N20 in any form. ID of purchaser, log of purchases, and purchaser ID is required as record-keeping by any sales outlet. Non-compliance will leave the business owner subject to fines, similar to Sudafed purchases at pharmacies.

## Store Owners:

- Supply information on their source for whippets
- Clean up assessment fee for retailers selling N20 products
- Add to Bottle Law: Collect deposit fee for each box of whippets & cylinders collected
- Language for knowingly stocking and selling products that prove to be used for purposes other that what is on the label. With whippets, very few households have the dispenser these are meant to charge.
- Put store identifying label on the box or cylinders.



## **Possible Regulating Agencies**

- City Ordinance
- State Law
- MDOT
- Fire Marshall
- DPW
- Michigan Board of Pharmacy
- · Michigan Food Safety Alliance
- MIOSHA

# **Additional Resources**

- Federal Guidelines for Safe Storage of Nitrous Oxide
- National Institute for Occupational Safety
   & Health
- . MEC's Bottle Bill Legislation



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# 4. Life Cycle of a Whippet









#### Description

Life Cycle of a Whippet cartridge and non-refillable N20 cylinder. From manufacturer to transporter (including importing and crossing over state lines), distributor to retailer, seller to recycling or melting down process.

# **Possible Regulating Agencies**

- City Ordinance
- State Law
- MDOT
- Fire Marshall
- DPW
- Michigan Board of Pharmacy
- Michigan Food Safety Alliance
- MIOSHA
- Michigan Department of Environment, Great Lakes, and Energy

#### **Additional Resources**

- Michigan Food & Safety Alliance
- MEC's Bottle Bill Legislation
- MDOT Contacts:
  - We are looking for an MDOT contact to discuss and learn what the regulations are for transporting, handling, storage, and disposal.



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# 5. Prevention and Treatment







**Court System** 

- Treatment:
  - Angel Program

**Possible Resource Agencies** 

Michigan State Police- Angel Program State/Local Health Departments ALPACT – Michigan Round Table

Social Justice ProgramsCommunity Service Programs

- Prevention:
  - SUDDS
  - Candle, Inc.







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# **6. Enforcement for Community Safety Training and Strategies**





LASD's task force is taking on a drug that's known to fuel street takeovers and underground parties.

Posted March 4, 2021

Collaboration between local police officers and prosecutors to raise awareness and enforcement.

Safety training to protect our first responders

## **Possible Partners**

- Detroit Police Department (4th Precinct is active with the coalition)
- · Michigan State Police
- Federal Agencies
- Michigan Attorney General
- Local Prosecutors
- Municipal State and Federal Court System





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# **Whippet Misuse: A Growing Hazard SW Detroit**





## Dispenser

Whippets are used to recharge whipped cream dispensers, which are in very few households. Whippets are a restaurant supply item.



### Magnetic rollers help clean up 30k Whippets in streets/parking lots (2020)

Volunteers cleaned up over 30,000 whippets from streets and parking lots in Southwest Detroit in 2020.



## New! Larger tanks litter streets (2021)

In 2021 stores are refling nitrous oxide tanks equivalent to 100 Whippe?5 adding a new dimension to the hazard.

The escalating presence of discards needs a solution. Safe transport, storage and handling are a concern.

Hazards in community: Fire & chemical danger, pedestrian & driving safety, health & welfare of family and comunity, and economic impact.

# Resources:

- <u>Federal guidelines</u> All compressed gas cylinders (regardless of size) shall be secured to racks, walls, work benches, or hand trucks by a strong chain or strap, or secured by any other approved method capable of preventing the cylinder from falling or being knocked over.
- CDC <u>National Institute for Occupational Safety & Health</u> investigation of firefighter killed in explosion of nitrous oxide while fighting a fire. Recommendations and findings included.



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# **Whippet Misuse: A Growing Hazard SW Detroit**







#### Concerns:

- The larger non-refillable containers of nitrous oxide, plus the inventory of whippets, stored in a small area where there are butane lighters etc. may be a reason to investigate as a fire hazard due to the lack of space, control etc.
- A new risk is that of an explosion in auto accident involving a vehicle with these tanks. 4th Precinct report that they are seeing more N2O containers in nighttime accident investigations. Currently there is no methodology to track.
- Add toncern, residents and 4th precinct officers are finding altered Non-refillable cylinders found on the street.



#### Nitro/Supreme Whin & more brands

Sold from behind the counter in gas stations and convenience stores i also in lobacco and marijuana stores.



## Package and Cartridges

Also available on Amazon and other internet



#### Cracker

This device that aids in the misuse of Whippets is widely sold.



#### Cartridges with balloon:

Litter includes both cartridges and bulldons used in the misuse of Whippets, posing saftey and environmental hazards.



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# Who is the Whippet WipeOut Campaign Coalition?



The Whippet Coalition grew out of a four-week pilot Southwest Detroit whippet cleanup program initiated by Frank Venegas, Chairman and CEO of the Ideal Group, Inc. After the July 4th holiday, our Southwest Detroit streets and parks looked like it rained whippets. Frank and Ideal partnered with our lead non-profit Southwest Detroit Environmental Vision and organized a neighborhood clean-up complete with local gift cards for residents bringing in the most whippets. In four weeks, the volunteers gathered 26,000 plus whippets.



# Whippet WipeOut Campaign Coalition Metrics:

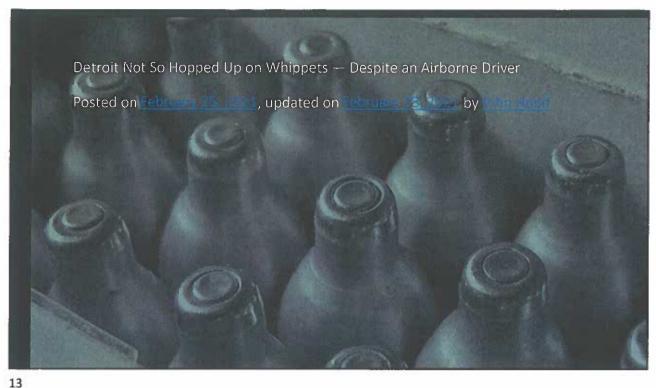
- 46 members
- 20 organizations including various city departments, City Council Member, State Senator
- 3 Michigan organizations have joined outside the city limits Downriver organization just became aware of the issue in their communities after the snow melt. 2 Livingston County organizations watching as a trending drug
- 1 organization is out of state (CANDLE, Inc, Pennsylvania) with a national presence in multiple states including Michigan

## Resources:

- Recovery Bootcamp Article: Detroit Not So Hopped Up On Whippets
- Candle Inc Article: Whippets As A Drug
- Whippet Wipeout Website & Facebook Page



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# **HELP KEEP SOUTHWEST DETROIT CLEAN AND SAFE!**

"As a community, we have a growing concern about the volume of whippets being abused by residents who are breathing in nitrous oxide from a whipped cream dispenser to get high."

-Frank Venegas Jr., Ideal Group Chairman and CEO



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