



Idaho

State Profile and Underage Drinking Facts

State Population: 1,567,582
Population Ages 12–20: 196,000

	Percentage	Number
Ages 12–20		
Past-Month Alcohol Use	23.6	46,000
Past-Month Binge Alcohol Use	15.4	30,000
Ages 12–14		
Past-Month Alcohol Use	5.3	4,000
Past-Month Binge Alcohol Use	2.3	2,000
Ages 15–17		
Past-Month Alcohol Use	20.5	12,000
Past-Month Binge Alcohol Use	14.3	9,000
Ages 18–20		
Past-Month Alcohol Use	47.6	30,000
Past-Month Binge Alcohol Use	31.5	20,000
		Number
Alcohol-Attributable Deaths (under 21)		24
Years of Potential Life Lost (under 21)		1,415

	Percentage of All Traffic Fatalities	Number
Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC > 0.01	19.0	8

Laws Addressing Minors in Possession of Alcohol

Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Private residence AND
- Parent/guardian

Note: Idaho’s exceptions relate specifically to the possession of beer or wine.

Underage Consumption of Alcohol

Consumption is prohibited—no explicit exceptions noted in the law.

Internal Possession by Minors

Internal possession is not explicitly prohibited.

Note: Although Idaho does not prohibit Internal Possession, it has a statutory provision that makes it unlawful “[f]or any person under the age of twenty-one (21) years to purchase, attempt to purchase, possess, serve, dispense, or consume beer, wine or other alcoholic liquor” such that “[a] person shall also be deemed to “possess” alcohol that has been consumed by the person, without regard to the place of consumption” (Idaho Code § 23-949). Laws that prohibit minors from having alcohol in their bodies, but do so without reference to a blood, breath, or urine test, are not considered as prohibiting internal possession, for purposes of this report.

Underage Purchase of Alcohol

Purchase is prohibited and there is NO ALLOWANCE for youth purchase for law enforcement purposes.

False Identification for Obtaining Alcohol

Provision(s) Targeting Minors

- Use of a false ID to obtain alcohol is a criminal offense.
- Penalty may include driver’s license suspension through a judicial procedure.

Provision(s) Targeting Suppliers

- It is a criminal offense to lend, transfer, or sell a false ID.
- It is a criminal offense to manufacture or distribute a false ID.

Provisions Targeting Retailers

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- No statutory affirmative defense—statutes do not provide an affirmative defense related to retailer’s belief that the minor was age 21 or older.

Note: Retailers are only required to deliver documents to law enforcement that have been lost or voluntarily surrendered; however, when presented with identification documents that appear to be mutilated, altered, or fraudulent, they must contact law enforcement and refuse service.

Laws Targeting Underage Drinking and Driving

BAC Limits: Youth (Underage Operators of Noncommercial Motor Vehicles)

- BAC limit: 0.02
- BAC level at or above the limit is per se (conclusive) evidence of a violation
- Applies to drivers under age 21

Loss of Driving Privileges for Alcohol Violations by Minors (“Use/Lose Laws”)

Use/lose penalties apply to minors under age 21.

Type(s) of Violation Leading to Driver’s License Suspension, Revocation, or Denial

- Underage purchase
- Underage possession
- Underage consumption

Authority To Impose Driver’s License Sanction

- Mandatory

Length of Suspension/Revocation

- Minimum: Not specified
- Maximum: 365 days

Graduated Driver’s License

Learner Stage

- Minimum entry age: 14 years, 6 months—upon completion of driver education, instruction permit signed over to allow driving with adult over 21
- Minimum learner-stage period: 6 months
- Minimum supervised driving requirement: 50 hours—10 of which must be at night

Intermediate Stage

- Minimum age: 15
- Unsupervised night driving
 - Night driving is not restricted—no unsupervised driving ½ hour after sunset
 - Primary enforcement of the night-driving rule
- Passenger restrictions exist: Any licensee under 17 shall have no more than one passenger under 17, except relatives
 - Primary enforcement of the passenger-restriction rule

License Stage

- Minimum age to lift restrictions: 16—passenger restrictions expire 6 months after issuance of license; unsupervised night-driving restrictions remain until age 16

Laws Targeting Alcohol Suppliers

Furnishing Alcohol to Minors

Furnishing is prohibited—no explicit exceptions noted in the law.

Compliance Check Protocols

Age of Decoy

- Minimum: 16
- Maximum: 20.5

Appearance Requirements

- Age-appropriate appearance
- Male: Not large in stature; no excessive facial hair
- Female: Minimal makeup and jewelry

ID Possession

- Required

Verbal Exaggeration of Age

- Not specified

Decoy Training

- Not specified

Penalty Guidelines for Sales to Minors

Time period/conditions: No guidelines provided

Responsible Beverage Service

No beverage service training requirement

Minimum Ages for Off-Premises Sellers

- Beer: 19
- Wine: 19
- Spirits: 19

Minimum Ages for On-Premises Sellers

- Beer: 19 for both servers and bartenders
- Wine: 19 for both servers and bartenders
- Spirits: 19 for both servers and bartenders

Dram Shop Liability

Statutory liability exists.

Social Host Liability Laws

Statutory liability exists.

Host Party Laws

No State-imposed liability for hosting underage drinking parties

Direct Sales/Shipments of Alcohol by Producers

Direct sales/shipments from producers to consumers are permitted for wine with the following restrictions:

Age Verification Requirements: None

State Approval/Permit Requirements

- Producer/shipper must obtain State permit.

Reporting Requirements

- Common carrier must record/report purchaser's name.

Shipping Label Statement Requirements

- Contains alcohol
- Recipient must be 21

Keg Registration

- Keg definition: 7.75 gallons or more
- Prohibited: Possessing unregistered, unlabeled keg—maximum fine/jail: \$1,000/6 months
- Purchaser information collected: Purchaser's name and address
- Warning information to purchaser: Not required
- Deposit: Not required
- Provisions do not specifically address disposable kegs

Alcohol Pricing Policies**Home Delivery**

- Beer: No law
- Wine: No law
- Spirits: No law

Alcohol Tax***Beer (5 percent alcohol)***

- Specific excise tax: 0.15 per gallon

\$0.45 per gallon applies to beer over 5 percent alcohol. Beer with 5 percent or less alcohol is sold by license. Beer greater than 5 percent but less than 7.5 percent alcohol is sold by both license and the State.

Wine (12 percent alcohol)

- Control State

Spirits (40 percent alcohol)

- Control State

Drink Specials

No law

Wholesale Pricing

Restrictions exist.

Beer (5 percent alcohol)

- Volume discounts: Banned
- Price posting requirements: Post and hold—6 months minimum
- Retailer credit: Not permitted

Wine (12 percent alcohol)

- Control State

Spirits (40 percent alcohol)

- Control State

Idaho State Survey Responses

State Agency Information	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Idaho State Police (ISP) Alcohol Beverage Control (ABC)	
<i>Methods by which local and State enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> ISP-ABC enters into memoranda of understanding (MOUs) with local law enforcement agencies. It also organizes, coordinates, and—using Enforcing Underage Drinking Laws (EUDL) grant funds—pays for costs related to underage compliance checks and other underage drinking enforcement activities. Minigrants are also issued to local agencies by the Department of Juvenile Corrections for local enforcement efforts.	
Enforcement Strategies	
<i>State law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	Yes
<i>Local law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	No
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	
Primary State agency responsible for enforcing laws addressing direct sales/shippments of alcohol to minors	Not applicable
Such laws are also enforced by local law enforcement agencies	No
Enforcement Statistics	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession ¹ by State law enforcement agencies	Data not collected
Number pertains to the 12 months ending	Data not collected
Data include arrests/citations issued by local law enforcement agencies	Data not collected
<i>State conducts underage compliance checks/decoy operations² to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	
Data are collected on these activities	Yes
Number of licensees checked for compliance by State agencies	339
Number of licensees that failed State compliance checks	84
Numbers pertain to the 12 months ending	12/31/2010
<i>Local agencies conduct underage compliance checks/decoy operations to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	
Data are collected on these activities	No
Number of licensees checked for compliance by local agencies	Data not collected
Number of licensees that failed local compliance checks	Data not collected
Numbers pertain to the 12 months ending	Data not collected
Sanctions	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the State ³	48
Total amount in fines across all licensees	\$42,000
Numbers pertain to the 12 months ending	12/31/2010
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the State ⁴	6
Total days of suspensions across all licensees	60
Numbers pertain to the 12 months ending	12/31/2010

<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	Yes
Number of license revocations imposed ⁵	0
Numbers pertain to the 12 months ending	12/31/2010

Additional Clarification

There are numerous direct shipment violations; however, the State is unable to enforce direct shipment laws due to lack of staffing.

- ¹ Or having consumed or purchased per State statutes
- ² Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors
- ³ Does not include fines imposed by local agencies
- ⁴ Does not include suspensions imposed by local agencies
- ⁵ Does not include revocations imposed by local agencies

Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking

Idaho Liquor Division Education Fund	
Number of youth served	No data
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	No data
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report	Not applicable
URL for more program information	http://www.liquor.idaho.gov

Program description: \$10,000 from liquor profits goes toward educational projects that reduce underage drinking. This past year, the fund was used to develop the new Office of Drug Policy Web site (<http://www.betheparents.org>) to educate parents.

Dept. of Health and Welfare Media campaign	
Number of youth served	No data
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	No data
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report	Not applicable
URL for more program information	http://www.healthandwelfare.idaho.gov

Program description: \$50,000 is set aside for a media campaign to reduce underage drinking.

Enforcing Underage Drinking Laws Program	
Number of youth served	65,531
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	07/01/2010
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report	Not applicable
URL for more program information	http://www.idjc.idaho.gov

Program description: The EUDL program provides funding to State agencies and local organizations (through a migrant process) to reduce underage drinking. Strategies include enforcement, education, and task force development. Recipients include Alcohol Beverage Control, the State film library, the Idaho College Health Coalition, the statewide Community Coalitions of Idaho organization, local law enforcement agencies, and local community coalitions. Funds totaling \$354,000 are received by the Idaho Department of Juvenile Corrections and coordinated with other Office of Juvenile Justice and Delinquency Prevention (OJJDP) funding.

Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking	
Idaho State Treasurer’s Office Millenium Fund	
URL for more program information	http://www.sto.idaho.gov
Program description: This fund provides funding for applicant programs, including Public Health Districts, Tobacco Counter Marketing, Nicotine Replacement Therapy, Idaho Supreme Court, Department of Health and Welfare Substance Abuse Prevention and Treatment (\$1.5 million for prevention), American Lung Association, Idaho Meth Project, and Idaho Drug Free Youth i2i Program. Funds total \$4,525,300.00.	
Idaho Dept. of Health and Welfare Prevention Block Grant	
URL for more program information	http://www.healthandwelfare.idaho.gov
Program description: \$1.5 million is allocated to best-practice community prevention programs and coalition development.	

Additional Information Related to Underage Drinking Prevention Programs	
<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i>	Yes
Program description: EUDL funding is sometimes awarded to Tribal applicants. Further, the EUDL coordinator is a member of the State Advisory Group for juvenile justice (JJ) and a chair of one of eight local JJ councils. Another of the councils is made up of representatives from Idaho’s Tribes. There are quarterly collaborative meetings.	
<i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i>	No
Program description: Not applicable.	
<i>State has adopted or developed best practice standards for underage drinking prevention programs</i>	No
Best practice standards description: Not applicable.	
Additional Clarification	
Although there is no requirement that EUDL programs be certified as “best practice,” recipients of funds are required to identify the research basis of their proposed strategies.	

State Interagency Collaboration	
<i>A State-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities</i>	Yes
<i>Committee contact information:</i>	
Name: Debbie Field	
Email: debbie.field@odp.idaho.gov	
Address: 304 N. 8th Street, Ste. 455, Boise, ID 83702	
Phone: 208-854-3040	
<i>Agencies/organizations represented on the committee:</i>	
Office of Drug Policy	
Department of Juvenile Corrections	
State Department of Education	
Department of Transportation	
Idaho State Police Bureau of Alcohol Beverage Control	
Drug Free Idaho	
Community Coalitions of Idaho	
Parent-Teacher Association	
Idaho Liquor Division	
Idaho RADAR Center	
Idaho Department of Health and Welfare	
Project Filter	

Idaho Meth Project Idaho Drug Free Youth District V Alcohol Project Local coalitions	
A Web site or other public source exists to describe committee activities URL or other means of access	Yes http://www.odp.idaho.gov

Underage Drinking Reports	
State has prepared a plan for preventing underage drinking in the last 3 years	Yes
Prepared by: The Strategic Prevention Planning Committee (of the Interagency Committee on Substance Abuse)	
Plan can be accessed via	Plan is in progress
State has prepared a report on preventing underage drinking in the last 3 years	Yes
Prepared by: Idaho Department of Juvenile Corrections	
Report can be accessed via: The report is part of the annual EUDL application process	
Additional Clarification	
No data	

State Expenditures for the Prevention of Underage Drinking	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of State funds expended	Data unavailable
Estimate based on the 12 months ending	Data unavailable
<i>Checkpoints and saturation patrols:</i>	
Estimate of State funds expended	Data unavailable
Estimate based on the 12 months ending	Data unavailable
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of State funds expended	\$1,560,000
Estimate based on the 12 months ending	07/01/2010
<i>K-12 school-based programs to prevent underage drinking:</i>	
Estimate of State funds expended	Data unavailable
Estimate based on the 12 months ending	Data unavailable
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of State funds expended	Data unavailable
Estimate based on the 12 months ending	Data unavailable
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of State funds expended	\$60,000
Estimate based on the 12 months ending	07/01/2010
<i>Programs that target youth in the child welfare system:</i>	
Estimate of State funds expended	Data unavailable
Estimate based on the 12 months ending	Data unavailable
<i>Other programs:</i>	
Programs or strategies included	No data
Estimate of State funds expended	No data
Estimate based on the 12 months ending	No data

Funds Dedicated to Underage Drinking	
<i>State derives funds dedicated to underage drinking from the following revenue streams:</i>	
Taxes	No
Fines	No
Fees	No
Other	No data
<i>Description of funding streams and how they are used:</i> This revenue goes largely into the general funds and is then reallocated, so funds may be used indirectly to support the prevention/reduction of underage drinking.	

Additional Clarification

It is difficult to determine enforcement funding because there are only two State ABC positions, and much of their support for underage drinking enforcement comes from EUDL funding. Idaho has a great need for more positions and higher alcohol taxes.