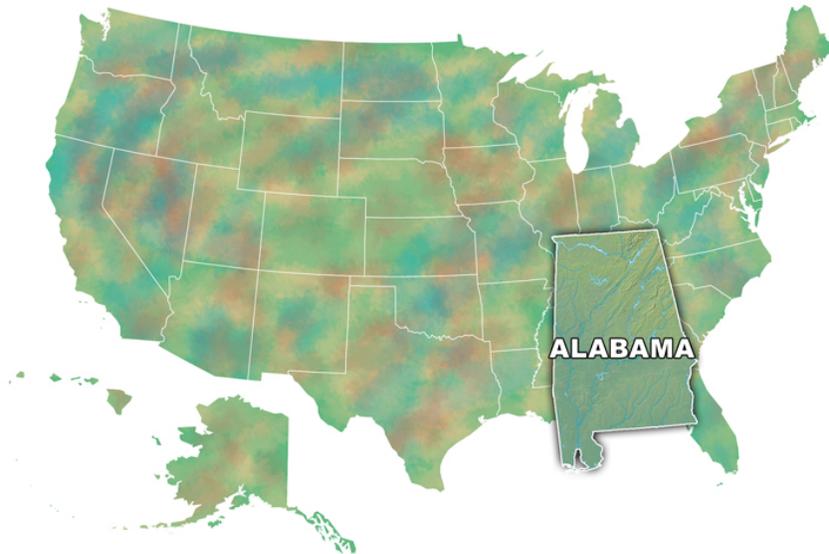


# **State Reports** **(Alabama-Montana)**

This document is excerpted from:

**The 2013 Report to Congress on the Prevention and Reduction of Underage Drinking**  
submitted to Congress by The U.S. Department of Health and Human Services.

To obtain more information and a copy of the full Report to Congress go to:  
<https://www.stopalcoholabuse.gov>



# Alabama

## State Profile and Underage Drinking Facts\*

**State Population: 4,802,740**  
**Population Ages 12–20: 593,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	21.5	127,000
Past-Month Binge Alcohol Use	13.2	78,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	5.7	10,000
Past-Month Binge Alcohol Use	2.5	4,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	17.1	34,000
Past-Month Binge Alcohol Use	11.5	23,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	38.9	83,000
Past-Month Binge Alcohol Use	23.7	51,000
<b>Alcohol-Attributable Deaths (under 21)</b>		100
<b>Years of Potential Life Lost (under 21)</b>		5,972
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	23.0	38

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### **Underage Possession of Alcohol**

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

### **Underage Consumption of Alcohol**

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

### **Internal Possession by Minors**

Internal possession is not explicitly prohibited.

### **Underage Purchase of Alcohol**

Purchase is prohibited, but youth may 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.

#### ***Provisions Targeting Retailers***

- No statutory affirmative defense—statutes do not provide an affirmative defense related to retailer’s belief that the minor was 21 years of age or older..

## 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: 90 days
- Maximum: 180 days

## **Graduated Driver’s License**

### ***Learner Stage***

- Minimum entry age: 15
- Minimum learner-stage period: 6 months
- No minimum supervised driving requirement with driver education; 30 hours without

### ***Intermediate Stage***

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 12 a.m.
  - No primary enforcement of the night-driving rule
- Passenger restrictions exist: No more than one passenger, excluding parent or guardian
  - No primary enforcement of the passenger-restriction rule

### ***License Stage***

- Minimum age to lift restrictions: 17

## **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: 19

#### ***Appearance Requirements***

- Males: No beard
- Females: No heavy makeup

#### ***ID Possession***

- Required

#### ***Verbal Exaggeration of Age***

- Prohibited

#### ***Decoy Training***

- Mandated

### **Penalty Guidelines for Sales to Minors**

- Time period/conditions: 4 years
- First offense: \$750 fine and no hearing
- Second offense: \$1,000 fine and no hearing
- Third offense: Hearing required

*Note:* Board has the authority to impose fines up to \$1,000 or invoke a suspension/revocation of up to 1 year.

## **Responsible Beverage Service**

### ***Voluntary Beverage Service Training***

- Applies to both on-sale and off-sale establishments
- Applies to both new and existing outlets

### ***Incentives for Training***

- Mitigation of fines or other administrative penalties for sales to minors
- Protection against license revocation for sales to minors

## **Minimum Ages for Off-Premises Sellers**

- Beer: Not specified
- Wine: Not specified
- Spirits: 21

### ***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages***

- Manager/supervisor is present.

*Note:* A minor employee of an off-premises retail licensee may handle, transport, or sell beer or table wine, provided there is an adult employee in attendance at all times.

## **Minimum Ages for On-Premises Sellers**

- Beer: 19 for servers and 21 for bartenders
- Wine: 19 for servers and 21 for bartenders
- Spirits: 19 for servers and 21 for bartenders

### ***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages***

- Manager/supervisor is present.

## **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

### ***Colleges and Universities***

Limitations on outlet siting:

- Off-premises outlets: Yes—within 1 mile
- On-premises outlets: Yes—within 1 mile
- Alcohol products: Beer, wine, spirits

### ***Primary and Secondary Schools***

No distance limitation

## **Dram Shop Liability**

Statutory liability exists.

## **Social Host Liability Laws**

Statutory liability exists.

## **Host Party Laws**

Social host law is specifically limited to underage drinking parties.

- Action by underage guest that triggers violation: Possession, consumption.
- Property type(s) covered by liability law: Residence, other.

- Standard for hosts' knowledge or action regarding the party: Knowledge—host must have actual knowledge of the occurrence.
- Preventive action by the host negates the violation.

*Note:* Alabama's provision requires that the adult social host be in attendance at the gathering or party in order for a violation to occur. The "preventive action" provision in Alabama requires the prosecution to prove that the host failed to take preventive action.

### **Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

### **Direct Sales/Shipments of Alcohol by Producers**

Direct sales/shipments from producers to consumers are not permitted.

### **Keg Registration**

Registration not required

## **Alcohol Pricing Policies**

### **Home Delivery**

- Beer: Prohibited
- Wine: Prohibited
- Spirits: Prohibited

### **Alcohol Tax**

- Beer (5 percent alcohol): Specific excise tax is \$1.05 per gallon.
- Wine (12 percent alcohol): Control state
- Spirits (40 percent alcohol): Control state

### **Drink Specials**

- Free beverages: Not prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Prohibited
- Reduced price at specified day or time: Not prohibited, but not permitted before 10 a.m. or after 9 p.m.
- Unlimited beverages: Not prohibited
- Increased volume: Not prohibited

### **Wholesale Pricing**

Pricing restrictions exist.

#### ***Beer (5 percent alcohol)***

- Retailer credit: Not permitted

#### ***Wine (12 percent alcohol)***

- Retailer credit: Not permitted

#### ***Spirits (40 percent alcohol)***

- Control state

## Alabama State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Alabama Alcoholic Beverage Control (ABC) Board Enforcement Division	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> ABC Enforcement works with local Police Departments conducting minor operations for alcohol.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	No
Party Patrol Operations or Programs	Yes
Underage Alcohol–Related Fatality Investigations	No
<i>Local law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
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	No Not applicable
Such laws are also enforced by local law enforcement agencies	No data
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession <sup>1</sup> by state law enforcement agencies	Yes 757
Number pertains to the 12 months ending	09/30/2011
Data include arrests/citations issued by local law enforcement agencies	No
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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	4,564
Number of licensees that failed state compliance checks	418
Numbers pertain to the 12 months ending	09/30/2011
<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	Yes 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
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	No Data not collected
Total amount in fines across all licensees	Data not collected
Numbers pertain to the 12 months ending	Data not collected
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	No Data not collected
Total days of suspensions across all licensees	Data not collected
Numbers pertain to the 12 months ending	Data not collected

State collects data on license revocations imposed on retail establishments specifically for furnishing minors	No
Number of license revocations imposed <sup>5</sup>	Data not collected
Numbers pertain to the 12 months ending	Data not collected
<b>Additional Clarification</b>	
None given	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b>Baldwin County Mental Health Center (MHC)</b>	
Number of youth served	500
Number of parents served	250
Number of caregivers served	No data
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	No data
Program description:	
<i>Baldwin Star Search (High School Talent Competition)</i>	
<p>Baldwin Star Search took place on April 30, 2011. The Baldwin County Community Alliance (BCCA) created this no charge, alcohol and drug-free event for students and families in Baldwin County. The purpose was to show high school students, during their most impressionable years, that they do not need alcohol or drugs in order to have fun. The event was open to the public, but attending students from Baldwin County Schools signed a pledge card to enter. This event was open to students, parents, and community members as an alcohol- and drug-free family fun activity.</p> <p>Each high school conducted a talent contest from which the first- and second-place winners went on to represent their schools at the Baldwin Star Search. As with all of BCCA drug-free events, high school students must sign an alcohol and drug-free pledge card as their free admission to the event. When students entered the event, they were given a ticket that was used for their chance to win door prizes during the event.</p> <p>Deputy Jeffrey Spaller with the Baldwin County Sheriff’s Office spoke during the second intermission and discussed being a leader and role model to younger family members. He also spoke about the impact that being arrested for underage drinking and DUI will have on them and their families. Additionally, Deputy Spaller recounted the story of one of their deputies who was struck head-on by a drunk driver while on a patrol and stressed the importance of the pledge cards.</p> <p>Mac McClurkin with Alive@25 also spoke during the second intermission. Alive@25’s mission is preventing deaths among teen drivers and young adult drivers. Teaching teens and young adults to drive safely is very important, and Alive@25 takes pride in accomplishing this. As driving accidents are preventable, deaths relating to teen driving accidents are also preventable. Teen driving accidents do not have to be the leading cause of death in the US. Alive@25 contributes to this cause by saving lives through education.</p> <p><i>Underage Drinking Prevention 30 Second Commercial Contest</i></p> <p>BCCA sponsored a 30 Second Commercial contest, which was open to middle and high school</p>	

students. Students were asked to use their creative skills to outline a television commercial showing the negative impact of underage drinking, with a focus on the access and availability of alcohol to minors. Participating students wrote a detailed summary of their commercial and submitted a storyboard with their entries. Each school that submitted entries had a school winner selected. The three overall county winners were chosen from the individual school winners and had their commercials produced in Baldwin County by FOX10 TV. The commercials aired for one year, and those that can be converted to radio versions are recorded and aired on local radio stations for a year as well.

#### *Underage Drinking Prevention Billboard Contest*

BCCA sponsored a billboard contest, which was open to high school students. High school students were asked to use their creative skills to design a billboard that would deter underage drinking. Participating students designed their ideas on a billboard template, which they submitted to their school's contact person. The first place winner's billboard design was displayed for one year by Lamar Advertising. Lamar Advertising also briefly displayed the first place winner billboard on their four digital billboards for a month, to provide additional exposure.

#### **CED Mental Health Center (MHC)**

Number of youth served	1,300
Number of parents served	142
Number of caregivers served	36
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	No data

Program description: The program used a multiplicity of evidence-based curricula to address underage drinking.

#### **Cheaha Regional Mental Health Center (MHC)**

Number of youth served	8,230
Number of parents served	316
Number of caregivers served	No data
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	No data

Program description: Environmental program included town hall meetings (called Real Talk Meetings) and Safety Line (a 24-hour manned line to call and report underage drinking activities [e.g., house parties, field parties, underage alcohol sales]). Safety Line was in cooperation with Lake Martin Area United Way 2-1-1. Efforts to expand the coalition included several media/marketing campaigns (Charter Cable, Lamar Outdoor Advertising [billboards]) and educating the city council about issues surrounding underage alcohol use.

#### **Chilton Shelby Mental Health Center (MHC)**

Number of youth served	942
Number of parents served	80
Number of caregivers served	No data
Numbers pertain to the 12 months ending	Yes
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	No data

<p>Program description: The program used multiple evidence-based curricula within the school system targeting youth, peers, and parents.</p>	
<p><b>Council on Substance Abuse (COSA)</b></p>	
Number of youth served	2,157
Number of parents served	30
Number of caregivers served	No data
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	No data
<p>Program description: COSA provided the following underage drinking activities:</p> <p><i>Trinity Broadcasting Network Interview (2)</i>—provided a segment on the dangers of alcohol, tobacco, and drugs and how it affects the youth in Montgomery. Spoke about the dangers of alcohol and energy drink mixtures and about the new phase alcoholic energy drinks (AEDs) hitting the markets and about the specific dangers these drinks cause among the teen and college population.</p> <p><i>Radio Interview at Clear Channel Radio</i>—participated in a radio interview at Clear Channel Radio with members of their youth program called Hot Shots. Members of Hot Shots asked questions regarding underage drinking and substance abuse, and they took live calls from the public.</p> <p><i>Parents Who Host Lose The Most Campaign Public Service Announcement (PSA)</i>—participated in a filming of a PSA for the Parents Who Host Lose The Most Campaign. Two students and the principal from Lee High School participated in the PSA. The PSA aired on WCOV FOX during <i>American Idol</i> and the <i>American Idol</i> Results Show.</p> <p><i>Parents Who Host, Lose The Most Student Presentations</i>—conducted two presentations: one at Lee High School for all 11th- and 12th-grade students, and one at Lanier High School for all 11th- and 12th-grade students, for the Parents Who Host, Lose The Most Campaign.</p> <p><i>Parents Who Host, Lose The Most Parents Presentation</i>—participated in the Parents Who Host, Lose The Most Campaign Parents Meeting from 6 p.m. to 8:30 p.m. at Lee High School. The PSA that was filmed at Lee High School for the Parents Who Host Lose the Most Campaign was shown at the parents' meeting.</p> <p><i>Faulkner University Alcohol Screenings</i>—participated in the National Alcohol Screening Survey. The survey was administered to any student willing to participate. Information provided on the dangers of substance abuse.</p> <p><i>Auburn University Montgomery (AUM) Alcohol Screenings</i>—participated in the National Alcohol Screening Survey. The survey was administered to any student willing to participate. Information provided on the dangers of substance abuse.</p> <p><i>Troy State University Montgomery (TSUM) Alcohol Screenings</i>—participated in the National Alcohol Screening Survey. The survey was administered to any student willing to participate. Information provided on the dangers of substance abuse.</p> <p><i>Alabama State University (ASU) Alcohol Screenings</i>—participated in the National Alcohol Screening Survey. The survey was administered to any student willing to participate. Information provided on the dangers of substance abuse.</p> <p><i>Youth Forum</i>—held its first Annual ONE Community, ONE Family, ONE Montgomery Hear Me Out Youth Forum. The Youth Forum was held at Abernathy Hall on the Alabama State University campus. Two youth advisory boards from the Council on Substance Abuse and the Hot Shots for Hot 105.7 served on the panel. They answered questions on violence, self-esteem, relationships, teen pregnancy, alcohol, drugs, body image, and community. After the forum, everyone participated in a unity walk to Oak Park, where they enjoyed a barbeque and watched the Chisholm Community Center and T.S. Morris karate teams perform.</p>	

*Cheer Out Against Underage Drinking*—hosted a “Cheer Out Against Underage Drinking” Cheer Competition from 11 a.m. to 1 p.m. at the Kershaw Y. The event was held to make the community aware of the issues surrounding underage drinking. Three local Montgomery teams participated in the event and made up two chants on why youth should not drink alcohol.

*Kicking Drugs and Alcohol out of our Communities Kickball Tournament*—hosted a “Kicking Drugs & Alcohol Out of Our Communities” Kickball Tournament on July 22, 2011, from 11 a.m. to 3 p.m. at Oak Park. This event focused on uniting the Community Centers, Boys & Girls Clubs, and Ys. The specific objective of this program was to host a fun and educational community event that focused on the dangers of alcohol, tobacco, and drugs. Each participant received a bag full of informational brochures on the dangers of alcohol, tobacco and drugs to take home and share with their parents.

*“Why the Buzz” Essay Contest*—Youth Advisory Board at the Council on Substance Abuse-National Council on Alcoholism and Drug Dependence (NCADD) hosted the “Why the Buzz” essay contest at Alabama State University from 12 p.m. to 3:00 p.m. The Youth Advisory Board’s essay topic was: “As a teen, what can you do to prevent underage drinking amongst your peers?” They received over 250 essays from Montgomery Public High Schools.

**Covington County Children’s Policy Council Coalition**

Number of youth served	5,939
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	No data
Evaluation report is available	Not applicable
URL for evaluation report	No data
URL for more program information	<a href="http://www.covingtonkids.com">http://www.covingtonkids.com</a>

Program descriptions:

1. In 2011, the Covington County Children’s Policy Council Coalition (CCCPCC) started a workplace drug prevention education program to offer parental substance abuse to families. Coalition Chairman Judge Frank “Trippy” McGuire, along with Coalition staff, conducted three workplace development programs with drug prevention elements with the county’s largest businesses of employment, including Alabama Power Co., Alabama Gas District, and Covington Electric Cooperative. The purpose of the programs is to provide parents/adults with information, community education, and raising drug prevention awareness in the area. The program served 250 people in their workplaces in 2011.
2. Drug-Free Uniform Patch Project for youth ages 8 to 17, participating in Andalusia and Opp Parks and Recreation athletic programs. More than 1,000 community athletes in Andalusia and 500 in Opp participated in this program during fall 2011. Another aspect of this program includes providing parents with information that addresses several issues like making sure alcohol and/or medications in the home are locked up and promising not to serve alcohol to underage youth.
3. Peer Helper Programs in six high schools across Covington County train approximately 125 student peer helpers community advocates against all forms of substance abuse. The Peer Helpers present anti-substance abuse messages to middle school students, grades 6 to 8, each spring. Peer Helpers also make unique presentations in their high schools (grades 9 to 12) during the school year, including anti-drinking and driving programs named “Staying Alive” to reach fellow high school students right before spring break, reaching 445 at Andalusia High School and 350 at Opp High School in 2011.
4. Kids Against Prescription Pills (KAPP) is a new program in Covington County whereby the Drug Task Force Agents and former addicts speak to approximately 1,500 middle school students (grades 6 to 8). KAPP conducts this program during the months of February, March, and April of each school year.
5. A Distracted and Impaired Driving Program with Fatal Vision Goggles is conducted every October by the Covington County Sheriff’s Department, provided at the following locations: the Covington County Fair reaching 12,262 participants, the Opp Rattlesnake Rodeo reaching 8,000 participants, and three school systems reaching 1,084 students in 2011.

6. Newsletters for parents of 6th graders in Covington County are sent out each month to each of the middle schools during the school year. A total of 464 newsletters are sent out each month to parents to promote drug and alcohol awareness to the youth and their parents. A local licensed counselor, Brent Cosby, contributes a monthly column called “Cosby’s Corner,” which is based on parenting skills and drug prevention for families.
7. A Religious Leaders Symposium is conducted each fall, where youth leaders and pastors are invited to hear the latest Pride Survey results from the three school systems in Covington County. Area religious leaders are given this information to take back to their own churches to provide positive guidance and parenting skills to the parents and families in their congregations. In 2011, 55 pastors attended this program.
8. To offer a pro-social support and a drug-free community activity for teens, in February 2011, the Coalition, local law enforcement, peer helpers, local attorneys, judges, mental health professionals, and area churches sponsored the first “59 Minutes: The Weak End” event. This community event was an interactive drama where youth experience the consequences of drunk driving by visiting various “stages” of the process in 59 minutes. Over 100 volunteers helped in this effort, and over 350 youth and adults attended.
9. August 2011, the Covington County Alcohol Beverage Control Board (a Coalition member) sponsored an underage drinking prevention program for two of the largest high schools in the area. Andalusia High and Straughn High each had 450 students in attendance. The presentation included a teenager who had been severely injured in a car accident as a result of driving under the influence. This teenager has made a lifetime commitment to speak to other young people about the dangers of drinking and driving and how it can change one’s life forever.

**Dothan-Houston County Substance Abuse Partnership**

Number of youth served	5,000
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	<a href="http://www.wiregrasspartnership.com">http://www.wiregrasspartnership.com</a>

Program description: The Dothan-Houston County Substance Abuse Partnership is a nonprofit coalition that has been in existence since 1991 and has been funded as a drug-free community in the past. The following programs serving youth focus on underage drinking:

1. Dying High II, Human Relations Media
2. Too Much, The Extreme Dangers of Binge Drinking, Human Relations Media
3. Drugged Driving, the Road to Disaster, Human Relations Media
4. Dying High: Teens in the ER, Human Relations Media
5. Prom Promise
6. LifeSkills
7. Youth Council Activities
8. Summer Programs (puppet shows, skits)

**East Alabama Mental Health**

Number of youth served	2,518
Number of parents served	126
Number of caregivers served	126
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	No data

Program description: Project Success, Protecting You Protecting Me, Project Alert, “Keep the Keys” presentations

**Gateway Substance Abuse (SA) Prevention Program and Positive Reinforcement of Uplifting Development Program (PROUD)**

Number of youth served	1,690
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	No data

Program description: Targets children and youth ages 6 to 18 who reside in families who abuse substances, are economically disadvantaged, and have limited family involvement, low self-esteem, and high levels of family conflict.

The program is facilitated via in-group formats at Rutledge Middle School. Topics focus on identifying supportive people in the participants’ lives, coping skills, dangers of substance use, decisionmaking skills, stress management, improving social functioning, and communication skills. Other topics are available by special request, based on the needs of the participants.

School counselors, teachers, and other school personnel identify and refer youth to participate in the program. The youth are referred to the program and the program facilitator confirms eligibility. The evidence-based curricula Too Good For Drugs and Life Skills are used.

The department closely collaborates with local schools, churches, after-school programs, and other agencies to facilitate these programs. The substance abuse prevention program is provided during the school day. Each group meets for approximately 1 hour for 10 sessions. The groups are very interactive and encourage participants to share their own experiences, learn new skills, develop healthy peer relationships, and improve family interactions. The program also goes to schools, churches, and communities and facilitate presentations on substance abuse topics.

PROUD was developed by Gateway. The PROUD program provides substance use prevention programs to middle school youth. The PROUD Program is held after school twice a week on Mondays and Wednesdays, from 3 to 5 p.m. and during the summer on Mondays through Thursdays (11 a.m. to 3:30 p.m.) for 6 weeks. PROUD is facilitated at the Highland Center, located at 904 9th Avenue. The same students who participate in the prevention education groups at Rutledge Middle School will also participate in the PROUD program. The program consists of: life skills classes, drug prevention information, recreational/social activities, and service learning activities. These youth participate in programs focusing on increasing general life skills such as communication skills, decisionmaking skills, resisting peer pressure, conflict resolution, self-esteem, and assertiveness training.

The overall goal of PROUD is to decrease the risk factors associated with youths’ favorable attitudes toward substance use and early initiation of substance use. The program also focuses on increasing the protective factors of social opportunities, skill building, and bonding for youth.

**Hoover Coalition Promoting a Safe & Healthy Community/Safe & Drug Free School**

Number of youth served	3,051
Number of parents served	61
Number of caregivers served	No data
Numbers pertain to the 12 months ending	05/31/2011
Program has been evaluated	No data
Evaluation report is available	No data
URL for evaluation report	No data
URL for more program information	No data

<p>Program description: Botvin LifeSkills Training was used with three middle schools; Building Assets Reducing Risks with two high schools; Toward No Drug Abuse with two high schools; and Class Action with two high schools.</p>	
<p><b>Mental Healthcare of Cullman</b></p>	
Number of youth served	2,364
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	No data
<p>Program description: “Heads Up! Rise Above the Influence” is on the campus of Wallace State Community College in Hanceville, AL, and is a part of prevention efforts through Mental Healthcare of Cullman. Heads Up! is a campuswide responsible drinking project. The project promotes a safe and healthy lifestyle among all students and intervenes with high-risk students to reduce dangerous levels of drinking and the incidence of problems resulting from heavy consumption. The program takes an environmental approach and tries to be all-inclusive on campus, becoming integrated in as many areas as possible. Campus administration has been supportive and cooperative over the past 6 years. The number of youth served above does not include the students 21 and over who are included in the program for which work is done to reduce binge drinking.</p>	
<p><b>Mental Health Center (MHC) of Madison County</b></p>	
Number of youth served	300
Number of parents served	25
Number of caregivers served	40
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	<a href="http://www.mhcnca.org">http://www.mhcnca.org</a>
<p>Program description: The MHC Substance Abuse Prevention Program provides education to increase awareness in the area of alcohol and other drug prevention, intervention, treatment, and recovery. The purpose of the Prevention Program is to keep children safe and healthy while preventing and/or delaying the initiation of using alcohol, tobacco, and drugs; build emotional health; prevent or delay onset; and mitigate symptoms and complications from substance abuse and mental illness. Referral sources are parents, schools, and community organizations.</p>	
<p><b>Mental Health Center (MHC) of North Central Alabama</b></p>	
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	09/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	<a href="http://www.mhcnca.org">http://www.mhcnca.org</a>
<p>Program description: MHC of North Central Alabama provided the following environmental strategies funded by the state specific to underage drinking:</p> <p>Raise awareness of the need to decrease underage sale of alcoholic beverages and to educate the community about the high noncompliance rate of alcohol sales to minors in Decatur:</p> <ul style="list-style-type: none"> <li>• National Red Ribbon Week—distributed materials and participated in Red Ribbon March.</li> <li>• Alcohol-free weekend on college campuses—informational materials distributed.</li> </ul>	

- Alcohol Awareness Month—published digital and print billboards and distributed awareness materials.
- Operation Prom/Graduation—distributed awareness materials to limousine drivers/companies reminding them to help stop underage drinking during prom season, produced and delivered “no drinking on prom night” reminders to florists and tuxedo rental shops for placement on their products at prom time, and published print billboards for prom season.
- Published *Decatur Daily* newspaper advertisements and high school athletic program advertisements for the “Parents Who Host Lose the Most” program.
- In conjunction with Morgan County Substance Abuse Network (MCSAN), as indicated by The Drug-Free Action Alliance program “Parents Who Host, Lose the Most,” purchased and utilized materials from kits that contained best-practice ideas, fact sheets, media releases, newsletter articles, and other campaign materials. Published “Parents Who Host” print billboards in Decatur.

Coordinate with MCSAN to assist ABC Board with conducting Responsible Vendor Program (RVP) educational training with vendors/merchants from Morgan County in September 2011:

- Distributed positive incentives for vendors who complete the training and/or who improve their compliance efforts.
- Encouraged licensed vendors to post legal warning signs.
- Provided educational materials to vendors/merchants who attend the trainings about the importance of compliance with laws concerning sales of alcohol to minors.

Additional information about implementation of the “Parents Who Host” program:

“Parents Who Host, Lose The Most: Don’t be a party to teenage drinking” is a national public awareness campaign designed to raise awareness of the dangers and legal ramifications of providing alcohol to minors. This campaign began in December 2009.

- “Parents Who Host” public service announcements have aired on WAAY-TV. Since December 2009, the PSA aired over 200 times for more than 1,372,000 gross impressions each year. Gross impressions are the total number of unduplicated people or households represented by a given media schedule. The PSA is currently airing on WAAY-TV and will continue to air through September 2012.
- Billboards have been placed in various locations throughout Decatur and Morgan County. Exposure for these billboards reached over 4 million people.
- Print ads have been placed in the *Decatur Daily* newspaper. Total readership in a 3-month time period is approximately 1,120,000. Since 2010, print ads were also included each fall in the *Decatur Daily Football Special*. Total readership for those days was approximately 210,000.
- “Parents Who Host” ads were placed in sports programs in several high schools in Morgan County. More than 3,500 programs were printed each year.
- In 2011, information promoting “Parents Who Host” for a safe and drug-free prom night was distributed to local florists, tuxedo and formal wear shops, limo services, and hotels.

**Mountain Lakes Behavioral Healthcare**

Number of youth served	1,263
Number of parents served	160
Number of caregivers served	No data
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report	No data
URL for more program information	No data

Program description: The following curriculums were delivered throughout the year with embedded emphasis on underage drinking: Brain Power! (National Institute on Drug Abuse [NIDA]); Slick Tracy (Project Northland); Amazing Alternatives (Project Northland); Powerlines (Project Northland); Class Action (Project Northland); Protecting You/Protecting Me (Mothers Against Drunk Driving [MADD]/ National Registry of Evidence-based Programs and Practices [NREPP]); Positive Action (NREPP); Too

<p>Good For Drugs (NREPP); Too Good For Violence (NREPP); Drugasaurus! (Clearinghouse); Supportive Education for Children of Addicted Parents (NREPP); Al's Pal's (NREPP); and Here, Now, and Down the Road (NREPP).</p> <p>The following environmental efforts addressed UAD directly with kids/parents: (1) Students Against Destructive Decisions (SADD) Conference in Gadsden, with about 300 youths participating, 30 from the high school club; and (2) CASA Breakfast, with 40 participants.</p>																	
<p><b>Partnership for a Drug-Free Community (DFC)</b></p> <table border="0"> <tr> <td>Number of youth served</td> <td>365</td> </tr> <tr> <td>Number of parents served</td> <td>No data</td> </tr> <tr> <td>Number of caregivers served</td> <td>No data</td> </tr> <tr> <td>Numbers pertain to the 12 months ending</td> <td>09/30/2011</td> </tr> <tr> <td>Program has been evaluated</td> <td>Yes</td> </tr> <tr> <td>Evaluation report is available</td> <td>No data</td> </tr> <tr> <td>URL for evaluation report</td> <td>No data</td> </tr> <tr> <td>URL for more program information</td> <td>No data</td> </tr> </table>		Number of youth served	365	Number of parents served	No data	Number of caregivers served	No data	Numbers pertain to the 12 months ending	09/30/2011	Program has been evaluated	Yes	Evaluation report is available	No data	URL for evaluation report	No data	URL for more program information	No data
Number of youth served	365																
Number of parents served	No data																
Number of caregivers served	No data																
Numbers pertain to the 12 months ending	09/30/2011																
Program has been evaluated	Yes																
Evaluation report is available	No data																
URL for evaluation report	No data																
URL for more program information	No data																
<p>Program description: LifeSkills Training was provided at two middle schools in three separate sessions with funding from the Alabama Department of Public Health, including a session on underage drinking.</p>																	
<p><b>Shelby County Drug-Free Coalition (DFC)</b></p> <table border="0"> <tr> <td>Number of youth served</td> <td>4205</td> </tr> <tr> <td>Number of parents served</td> <td>2301</td> </tr> <tr> <td>Number of caregivers served</td> <td>249</td> </tr> <tr> <td>Numbers pertain to the 12 months ending</td> <td>09/30/2011</td> </tr> <tr> <td>Program has been evaluated</td> <td>No data</td> </tr> <tr> <td>Evaluation report is available</td> <td>No data</td> </tr> <tr> <td>URL for evaluation report</td> <td>No data</td> </tr> <tr> <td>URL for more program information</td> <td><a href="http://www.familyconnection-inc.org">http://www.familyconnection-inc.org</a> <a href="http://www.shelbycountydrugfreecoalition.org">http://www.shelbycountydrugfreecoalition.org</a></td> </tr> </table>		Number of youth served	4205	Number of parents served	2301	Number of caregivers served	249	Numbers pertain to the 12 months ending	09/30/2011	Program has been evaluated	No data	Evaluation report is available	No data	URL for evaluation report	No data	URL for more program information	<a href="http://www.familyconnection-inc.org">http://www.familyconnection-inc.org</a> <a href="http://www.shelbycountydrugfreecoalition.org">http://www.shelbycountydrugfreecoalition.org</a>
Number of youth served	4205																
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Program has been evaluated	No data																
Evaluation report is available	No data																
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URL for more program information	<a href="http://www.familyconnection-inc.org">http://www.familyconnection-inc.org</a> <a href="http://www.shelbycountydrugfreecoalition.org">http://www.shelbycountydrugfreecoalition.org</a>																
<p>Program description: The Shelby County DFC offered a multiplicity of programming specific to underage drinking to include the following:</p> <ul style="list-style-type: none"> <li>• Youth reached through in-class presentations (noncurriculum but includes underage drinking)</li> <li>• Meetings with Peer Helper groups (includes presentations on underage drinking and planning alcohol awareness weeks)</li> <li>• Two awareness weeks</li> <li>• Faculty trainings</li> <li>• Parents education</li> <li>• Community displays (handing out information on underage drinking)</li> <li>• Parent handbooks: 28,880</li> <li>• Paid advertisements addressing underage drinking in the <i>Shelby County Reporter</i> (print, e-mail, web)</li> <li>• Paid advertisements in special magazines</li> </ul> <p>The Shelby County DFC also sponsored fence signs with underage drinking messages at six high schools for football season.</p>																	
<p><b>Southwest Alabama Behavioral Healthcare Systems</b></p> <table border="0"> <tr> <td>Number of youth served</td> <td>No data</td> </tr> <tr> <td>Number of parents served</td> <td>No data</td> </tr> <tr> <td>Number of caregivers served</td> <td>No data</td> </tr> <tr> <td>Numbers pertain to the 12 months ending</td> <td>09/30/2011</td> </tr> <tr> <td>Program has been evaluated</td> <td>Yes</td> </tr> <tr> <td>Evaluation report is available</td> <td>No</td> </tr> <tr> <td>URL for evaluation report</td> <td>Not applicable</td> </tr> <tr> <td>URL for more program information</td> <td><a href="http://www.sawamh.com">http://www.sawamh.com</a></td> </tr> </table>		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	09/30/2011	Program has been evaluated	Yes	Evaluation report is available	No	URL for evaluation report	Not applicable	URL for more program information	<a href="http://www.sawamh.com">http://www.sawamh.com</a>
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	09/30/2011																
Program has been evaluated	Yes																
Evaluation report is available	No																
URL for evaluation report	Not applicable																
URL for more program information	<a href="http://www.sawamh.com">http://www.sawamh.com</a>																

Program description: The following environmental approach to help prevent underage drinking was used:

The anonymous prevention 24-hour tip line that was already accessible in Escambia County was extended to Clarke, Conecuh, and Monroe counties, to increase awareness of underage drinking and drug use for FY2011-2012. As awareness and usage of the tip line increases, access and availability will decrease, enforcement of existing laws will increase, and community norms about the acceptability of underage drinking and drug use will change. Parents and store/property owners will become aware that they are at increased risk for being reported for condoning and/or illegally supplying alcohol to minors in Escambia, Clarke, Monroe, and Conecuh counties.

Number of People Served: Approximately 105,000 (estimated number of people in the four counties where the tip line is available)

Ages: Unknown

**SpectraCare**

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	09/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	<a href="http://www.spcare.com">http://www.spcare.com</a>

Program description: SpectraCare, in collaboration with Geneva County DFC, hosted a forum with five speakers to address the issue of underage drinking with a goal of raising awareness of the problem and generating ideas for addressing the problem.

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

Botvin's LifeSkills	
Community Trials Intervention to Reduce High-Risk Drinking	
Incredible Years	
Keeping it Real	
Parent Project	
Positive Action	
Power Talk 21	
Project Alert	
Promoting Alternative Thinking Strategies	
Protecting You - Protecting Me	
Safe Dates	
Second Step	
Skills for Success	
Smart Moves	
Smart Team	
Too Good for Drugs	
Too Good for Drugs & Violence	
URL for more program information	No data

Program description: The above-listed curricula are currently being used by a number of prevention providers (32), coalitions/drug-free communities (22), and regional clearinghouses (2) to underscore and raise awareness of underage drinking. In addition to the specific programs detailed in the previous section, the University of Alabama at Birmingham (UAB) Substance Abuse Program and the West Alabama Mental Health Center (MHC) provided information to accomplish this report.

<b>Regional Information Clearinghouses</b>	
URL for more program information	No data
Program description: Utilizes information dissemination and problem identification and referral strategies to raise awareness of underage drinking with literature statewide.	

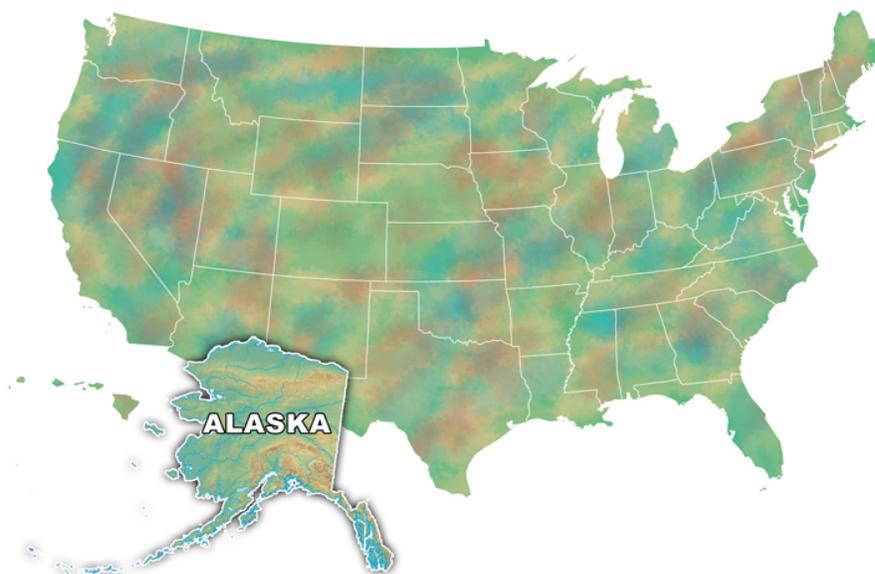
<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
State collaborates with federally recognized Tribal governments in the prevention of underage drinking	Not applicable
Description of collaboration:	No data
State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing	Yes
Program description: Same as listed above	
State has adopted or developed best practice standards for underage drinking prevention programs	No
Best practice standards description:	Not applicable
<b>Additional Clarification</b>	
None given	

<b>State Interagency Collaboration</b>	
A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities	Yes
Committee contact information: Name: SMSgt. Dave Peterson E-mail: david.peterson9@us.army.mil Address: 1750 Congressman W. Dickerson Drive (or PO Box 3711), Montgomery, AL 36109 Telephone: 334-651-3031	
Agencies/organizations represented on the committee: CSAP Juvenile Court Judge – Elmore County Education Development Center, Inc. University of Alabama Birmingham – Faculty University of Alabama Big Lots Distribution Center – Retailer Community Mental Health Board Advocate Alabama Campaign to Prevent Teen Pregnancy Alabama Coalition Against Domestic Violence Homewood City Schools Mobile County Sheriff’s Office Unites States Armed Forces Regional Clearinghouse HIV/AIDS Prevention Group Department of Human Resources Drug Free Community Public Safety Alabama Association of Child Care Agencies Alabama State Department of Education AARP of Alabama Alabama A&M University Jacksonville State University	
A website or other public source exists to describe committee activities	No
URL or other means of access:	Not applicable

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	Yes
Prepared by: Alabama Epidemiological Outcomes Workgroup (AEOW) Plan can be accessed via:	No data
<i>State has prepared a report on preventing underage drinking in the last 3 years</i>	Yes
Prepared by: Alabama Epidemiological Outcomes Workgroup (AEOW) with the assistance of the following AEOW partners:	
<ul style="list-style-type: none"> <li>• Alabama Board of Pharmacy</li> <li>• Alabama Governor's Office</li> <li>• Department of Human Resources</li> <li>• Mothers Against Drunk Driving</li> <li>• Addiction Technology Transfer Center (ATTC)</li> <li>• Department of Education</li> <li>• Pardons and Parole</li> <li>• Department of Youth Services</li> <li>• Department of Rehabilitation</li> <li>• Department of Public Health</li> <li>• Administrative Office of the Courts</li> <li>• Department of Public Safety</li> <li>• Department of Revenue</li> <li>• Sentencing Commission</li> </ul>	
Plan can be accessed via:	No data
<b>Additional Clarification</b>	
None given	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$945,689
Estimate based on the 12 months ending	09/30/2011
<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	09/30/2011
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	09/30/2011
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	09/30/2011
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	09/30/2011
<i>Other programs:</i>	
Programs or strategies included:	Not applicable
Estimate of state funds expended:	Not applicable
Estimate based on the 12 months ending	09/30/2011

<b>Funds Dedicated to Underage Drinking</b>	
<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>	
Not applicable	
<b>Additional Clarification</b>	
None given	



## Alaska

### State Profile and Underage Drinking Facts\*

State Population: 722,718  
Population Ages 12–20: 90,000

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	24.7	22,000
Past-Month Binge Alcohol Use	16.7	15,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	5.5	2,000
Past-Month Binge Alcohol Use	2.4	1,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	24.0	7,000
Past-Month Binge Alcohol Use	14.7	4,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	44.2	13,000
Past-Month Binge Alcohol Use	32.7	10,000
<b>Alcohol-Attributable Deaths (under 21)</b>		17
<b>Years of Potential Life Lost (under 21)</b>		1,000
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	13.0	1

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Private location AND EITHER
- Parent/guardian OR
- Spouse

### Underage Consumption of Alcohol

Consumption is prohibited with the following exception(s):

- Private location AND EITHER
- Parent/guardian OR
- Spouse

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

### Underage Purchase of Alcohol

Purchase is prohibited, but youth may 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 an administrative procedure.

#### *Provisions Targeting Retailers*

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- General affirmative defense—the retailer came to a good faith or reasonable decision that the purchaser was 21 years or older; inspection of an identification card not required.
- Retailer has the statutory right to sue a minor who uses a false ID to purchase alcohol for any losses or fines suffered by the retailer as a result of the illegal sale.

## Laws Targeting Underage Drinking and Driving

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

- BAC limit: 0.00
- Any detectable alcohol in the blood is per se (conclusive) evidence of a violation
- Applies to drivers age 14 or above
- Applies to drivers under age 21

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

No use/lose law

## Graduated Driver’s License

### *Learner Stage*

- Minimum entry age: 14
- Minimum learner-stage period: 6 months
- Minimum supervised driving requirement: 40 hours—10 of which must be at night

### *Intermediate Stage*

- Minimum age: 16
- Unsupervised night driving prohibited after: 1 a.m.
- Primary enforcement of the night-driving rule
- Passenger restrictions exist: No passengers under 21 except siblings, unless at least one passenger is parent, guardian, or person at least 21 years old
- Primary enforcement of the passenger-restriction rule

### *License Stage*

- Minimum age to lift restrictions: 16 years, 6 months

## Laws Targeting Alcohol Suppliers

### Furnishing Alcohol to Minors

Furnishing is prohibited with the following exception(s):

- Private location AND EITHER
- Parent/guardian OR
- Spouse

### Compliance Check Protocols

#### *Age of Decoy*

- Minimum: 18
- Maximum: 20½

#### *Appearance Requirements*

- No rings on left finger
- Age-appropriate dress
- Males: No facial hair
- Females: No excessive facial makeup or lipstick

#### *ID Possession*

- Required

#### *Verbal Exaggeration of Age*

- Permitted

#### *Decoy Training*

- Not specified

### Penalty Guidelines for Sales to Minors

Time period/conditions: No guidelines provided

### **Responsible Beverage Service**

Mandatory beverage service training for licensees, managers, servers:

- Applies to both on-sale and off-sale establishments
- Applies to both new and existing outlets

### **Minimum Ages for Off-Premises Sellers**

- Beer: 21
- Wine: 21
- Spirits: 21

### **Minimum Ages for On-Premises Sellers**

- Beer: 21 for both servers and bartenders
- Wine: 21 for both servers and bartenders
- Spirits: 21 for both servers and bartenders

### **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

#### *Colleges and Universities*

- No distance limitation

#### *Primary and Secondary Schools*

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 200 feet
- On-premises outlets: Yes—within 200 feet
- Alcohol products: Beer, wine, spirits

### **Dram Shop Liability**

Statutory liability exists.

### **Social Host Liability Laws**

Statutory liability exists subject to the following conditions:

- Limitations on elements/standards of proof: Knowledge of underage status

### **Host Party Laws**

Social host law is not specifically limited to underage drinking parties

- Action by underage guest that triggers violation: Possession
- Property type(s) covered by liability law: Residence
- Standard for hosts' knowledge or action regarding the party: Knowledge—host must have actual knowledge of the occurrence
- Exception(s): Family

### **Retailer Interstate Shipments of Alcohol**

Prohibition against retailer interstate shipments:

- Beer: Uncertain
- Wine: Uncertain
- Spirits: Uncertain

**Direct Sales/Shipments of Alcohol by Producers**

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

*Age Verification Requirements:* None

*State Approval/Permit Requirements:* None

*Reporting Requirements:* None

**Shipping Label Statement Requirements**

- Contains alcohol—applies to wine shipments
- Recipient must be 21—applies to wine shipments

**Keg Registration**

Registration not required

**Alcohol Pricing Policies****Home Delivery**

- Beer: Permitted—all orders must be in writing. Written information on fetal alcohol syndrome must be included in all shipments.
- Wine: Permitted—all orders must be in writing. Written information on fetal alcohol syndrome must be included in all shipments.
- Spirits: Permitted—all orders must be in writing. Written information on fetal alcohol syndrome must be included in all shipments.

**Alcohol Tax**

- Beer (5 percent alcohol): Specific excise tax is \$1.07 per gallon.
- Wine (12 percent alcohol): Specific excise tax is \$2.50 per gallon.
- Spirits (40 percent alcohol): Specific excise tax is \$12.80 per gallon (\$2.50 per gallon for alcohol content of less than 21 percent).

**Drink Specials**

- Free beverages: Prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Not prohibited
- Reduced price at specified day or time: Prohibited
- Unlimited beverages: Prohibited
- Increased volume: Not prohibited

**Wholesale Pricing**

No pricing restrictions

## Alaska State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i>	
The Department of Public Safety	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i>	
The Alcoholic Beverage Control (ABC) Board coordinates efforts with the Alaska Bureau of Alcohol and Drug Enforcement (ABADE) division of the Alaska State Troopers. The agency also depends on state and local police to enforce alcohol laws (Title 4). With four investigators and one enforcement unit supervisor, the ABC Board must rely on the assistance of local law enforcement and state troopers to enforce laws across the State. License fees are refunded to municipalities that have police departments and that enforce Title 4. The Alaska Court System has primary responsibility for enforcing the consequences related to any charges.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	No
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	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	Yes
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	Department of Public Safety
Such laws are also enforced by local law enforcement agencies	Unknown
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	Yes
Number of minors found in possession by state law enforcement agencies	3,471
Number pertains to the 12 months ending	12/31/2011
Data include arrests/citations issued by local law enforcement agencies	Yes
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	Yes
Data are collected on these activities	Yes
Number of licensees checked for compliance by state agencies	804
Number of licensees that failed state compliance checks	98
Numbers pertain to the 12 months ending	06/30/2011
<i>Local agencies conduct underage compliance checks/decoy operations to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	Unknown
Data are collected on these activities	Unknown
Number of licensees checked for compliance by local agencies	No data
Number of licensees that failed local compliance checks	No data
Numbers pertain to the 12 months ending	No data
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	Yes
Number of fines imposed by the state <sup>3</sup>	6
Total amount in fines across all licensees	\$7,000
Numbers pertain to the 12 months ending	06/30/2011
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	Yes
Number of suspensions imposed by the state <sup>4</sup>	7

Total days of suspensions across all licensees Numbers pertain to the 12 months ending	102 06/30/2011
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	Yes
Number of license revocations imposed <sup>5</sup> Numbers pertain to the 12 months ending	0 06/30/2011
<b>Additional Clarification</b>	
<p>Direct Shipment: The state does not investigate out-of-state internet sales that are direct shipment. The state does enforce written orders that are shipped from package stores approved by the state to fulfill written orders.</p> <p>Saturation Patrols: The \$8,248,305 is for saturation patrols which are called High Visibility Enforcement, but underage youth are generally not the primary target. Many of the police departments throughout Alaska received funds for their DUI programs. These funds do not include marketing campaigns and such that are targeted at drivers. The number of minors found in possession by state law enforcement agencies includes only cases adjudicated by the courts, not all citations issued. Local police have been encouraged to operate compliance checks; however, the ABC Board does not collect these data. The ABC Board maintains information in the minutes of its meetings and individual licensee files regarding fines, suspensions, and revocations; however, the data are not tallied for this type of purpose. Those provided were based on a hand count.</p>	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

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

##### **Adult and Juvenile ASAP Program**

Number of youth served	2,038
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 data
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information:	<a href="http://hss.state.ak.us/dbh/prevention/programs/asap/default.htm">hss.state.ak.us/dbh/prevention/programs/asap/default.htm</a>

Program description: The Alaska Juvenile Alcohol Safety Action Program (ASAP) provides substance abuse screening, case management, and accountability for driving while intoxicated (DWI) and other alcohol/drug-related misdemeanor cases. This involves screening cases referred from the district court into drinker classification categories as well as thoroughly monitoring cases throughout education and/or treatment requirements.

ASAP operates as a neutral link between the justice and health care delivery systems. This requires a close working relationship among all involved agencies: enforcement, prosecution, judicial, probation, corrections, rehabilitation, licensing, traffic records, and public information/education.

The benefits of ASAP monitoring include:

- Increased accountability of offenders.
- Reduced recidivism resulting from successful completion of required education or treatment.
- Significant reductions in the amount of resources spent by prosecutors, law enforcement officers, judges, attorneys, and corrections officers enforcing court-ordered conditions.
- Increased safety for victims and the larger community; offenders are more likely to receive treatment, make court appearances, and comply with other probation conditions

Much like the adult programs, the JASAP programs receive referrals for those under age 18 who have three or more minor possession or consuming offenses or who have a driving under the influence (DUI) type offense. In Alaska, ASAP is an integral part of the criminal justice and behavioral health care service systems, providing invaluable and necessary monitoring and tracking of clients referred to substance abuse services throughout the state. Five probation officers and five community grantees handle traditional adult misdemeanor ASAP referrals; an additional seven community grantees are funded to handle juvenile cases. In addition to the Anchorage office, adult and juvenile grant programs are located in Fairbanks, Juneau, Kenai/Homer, Kotzebue, and Wasilla/Palmer. Juvenile-only programs are located in Anchorage, Dillingham, Ketchikan, Kodiak, Seward, Nome, and Bethel.

The ASAP program provides a standardized statewide network of alcohol screening and case management for cases referred by the criminal justice system. It offers a consistent process to ensure that clients complete required substance abuse education or treatment programs as prescribed by the courts. The ASAP programs, including the Anchorage office, monitor these cases to confirm with the court and the Department of Motor Vehicles (DMV) when clients have completed court-ordered assignments. This program requires a close working relationship between all involved agencies, including law enforcement, prosecutors, judges, probation officers, corrections, rehabilitative services, motor vehicle licensing, traffic records, public information/education, and treatment services. There are approximately 1,500 adult court-ordered referrals made to the six adult community programs quarterly. An additional 500 juvenile referrals are made to the 12 grantees.

In FY2010, the ASAP program incorporated motivational interviewing (MI), an evidence-based practice, as a model for increasing the engagement of clients during their first encounter with ASAP staff. Through the use of MI-styled interviews, the expected outcome is that clients will be motivated to change their personal behaviors and attitudes related to alcohol and drug use, thereby increasing their completion and success rates following the receipt of required services. Grantees are also responsible for engaging their community prevention coalition and for being involved in ASAP program outreach and education efforts in schools, community forums, and other appropriate venues.

**Alcohol Drug Information School (ADIS)**

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 data
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information:	<a href="http://hss.state.ak.us/dbh/prevention/programs/adis/default.htm">hss.state.ak.us/dbh/prevention/programs/adis/default.htm</a>

Program description: ADIS programs provide education to first-time DWI and Minor Consuming offenders, as well as those convicted of other alcohol/drug-related offenses if that person would not be diagnosed as a substance abuser. ADIS programs aim to reduce subsequent alcohol- and/or drug-related offenses and associated high-risk behaviors. ADIS programs cover the effects of alcohol and drugs on driving and social behaviors as well as health and legal consequences. Each ADIS program conforms to the same standards and is approved and monitored by the Division of Behavioral Health. These programs are designed to be available to all Alaskans involved in alcohol- and/or drug-related offenses.

Each Adult or Youth ADIS program uses an identical core curriculum that combines the most recent research in early intervention and prevention. Each program includes regionally specific information and is designed to be relevant to all segments of Alaska’s diverse population while ensuring uniformity of the core ADIS program content statewide. The Adult program uses a core curriculum developed by the Change Company and the State of Alaska. Adult ADIS programs are meant for adults over age 18.

<b>Prime for Life</b>	
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	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	
<a href="http://www.primeforlife.org/homepage.cfm?CFID=374289&amp;CFTOKEN=39038970">http://www.primeforlife.org/homepage.cfm?CFID=374289&amp;CFTOKEN=39038970</a>	
Program description: The youth program, Prime For Life-Under 21, is similar to the ADIS course, but was developed by Prevention Research Institute (PRI) and is used for individuals between 14 and not yet 21 years old.	

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking</b>
<b>Comprehensive Behavioral Health Prevention and Early Intervention Services</b> URL for more program information: <a href="http://hss.state.ak.us/dbh/prevention/grants/resources.htm">hss.state.ak.us/dbh/prevention/grants/resources.htm</a>
Program description: The grant program funds a comprehensive array of promotion, prevention, and early intervention approaches that focus on community designed and driven services. These services are based on concepts and program strategies that have proven to be effective in prevention of behavioral health concerns; they have clearly defined qualitative performance outcomes. These grant dollars “blend, braid, and pool” resources and programming concepts into an integrated approach to behavioral health prevention. The program is aware that substance abuse, mental health, suicide, fetal alcohol spectrum disorders, underage alcohol use, family violence, juvenile delinquency, and other issues are interrelated. Consequently, one of the program’s goals is for communities to have the freedom to connect these issues, to partner and collaborate with community members working on connected and interrelated issues, and to focus on what it will take to develop overall community health and wellness. Agencies throughout the state receive funding through this grant program in remote or rural, as well as hub and urban, communities. Each community applying for these funds must use the SAMHSA Center for Substance Abuse Prevention’s Strategic Prevention Framework (SPF) planning model to assess, plan, strategize, implement, and evaluate community-based services. Prevention strategies must be identified based on a clear assessment of local/regional data, selecting programs or practices that are data driven—what do the data indicate as the most important issues the community is facing?. This model promotes a better connection between program selection and the critical issues facing the community, as evidenced by the available data.
<b>Alaska SPF SIG</b> URL for more program information: <a href="http://hss.state.ak.us/dbh/prevention/programs/spfsig/">http://hss.state.ak.us/dbh/prevention/programs/spfsig/</a>
Program description: No data
<b>Resiliency &amp; Youth Development Program</b> URL for more program information: <a href="http://hss.state.ak.us/dbh/prevention/programs/resiliency/default.htm">http://hss.state.ak.us/dbh/prevention/programs/resiliency/default.htm</a>
Program description: No data
<b>Fetal Alcohol Spectrum Disorder</b> URL for more program information: <a href="http://hss.state.ak.us/dbh/prevention/programs/fasd/default.htm">http://hss.state.ak.us/dbh/prevention/programs/fasd/default.htm</a>
Program description: No data
<b>Alaska Enforcing the Underage Drinking Laws (EUDL) Program</b> URL for more program information: No data

Program description: 2011 highlights of Alaska's EUDL program effort to reduce underage drinking included:

- Nome Community Center (NCC): NCC and the Committee Against Minors Consuming continued to work closely with Nome-Beltz Junior/Senior High Schools to establish an in-school alternative education program for children with tobacco, drug, and alcohol issues and violations. This is done by having youth attend training, helping youth think about their future, and educating youth that they are putting their future at risk by consuming alcohol, along with developing youth-produced audio PSAs.
- National Council on Alcohol and Drug Dependency (NCADD): This project worked on many strategies, including creating messages and events that help students make the choice to stay safe and sober, educating youth about underage drinking, participating in Red Ribbon Week by running a carnival to educate youth about the dangers of drinking, and supporting the Students Against Destructive Decisions (SADD)-organized Safe and Sober Graduation Party.

<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i>	Yes
Description of collaboration: Alaska partners with Tribal health corporations to fund community-level prevention strategies that are driven by the needs of individual communities or regions. Currently, the state's prevention partners are Bristol Bay Health Corporation, Fairbanks Native Association, Manilliq, Akiachak Native Community, Southeast Alaska Regional Health Consortium, Asa'Carsarmuit, Association of Village Council Presidents, Cook Inlet Tribal Council, Copper River Native Association, Ketchikan Indian Corporation, Kodiak Area Native Health Association, Native Village of Gakona, Nulato, Shishmaref IRA Council, Tanana Chiefs Conference, Yukon Kuskokwim Health Corporation, Association of Village Council Presidents, Eastern Aleutian Tribes, and Norton Sound Health Corporation. The state also relies on the input and support of leaders from the Alaska Native community through informal and formal avenues, including participation in the SPF SIG processes including the Advisory Committee, Epidemiological Committee and the Evidence Based Work Group. Representatives from the Alaska Native Justice Center are on the Alaska Interagency Committee to Prevent Underage Drinking.	
<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>	Yes
Best practice standards description: Recommendations are included in the State of Alaska Plan to Reduce & Prevent Underage Drinking, which can be found at <a href="http://hss.state.ak.us/dbh/prevention/docs/2009_underagedrinkplan.pdf">http://hss.state.ak.us/dbh/prevention/docs/2009_underagedrinkplan.pdf</a> . The state is also developing "A Guide to Selecting Evidence-Based Strategies for Your Alaska Community," which will target youth alcohol consumption and adult heavy and binge drinking.	
<b>Additional Clarification</b>	
The state has so many efforts going on that some may not be captured in this report; however, now that the state is clear on what will be collected annually on underage drinking, a mechanism will be developed to ensure that all efforts occurring around underage drinking prevention throughout the state can be communicated.	

<b>State Interagency Collaboration</b>	
<i>A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities</i>	Yes
<p><i>Committee contact information:</i></p> <p>Name: Natasha Pineda  E-mail: natasha.pineda@alaska.gov  Address: 3600 C Street, Anchorage, AK 99503  Phone: 907-269-3781</p>	
<p><i>Agencies/organizations represented on the committee:</i></p> <p>Alaska Highway Safety Office  Department of Health and Social Services, Prevention &amp; Early Intervention  Alaska Courts System, Bethel Superior Court  Department of Public Safety, Alcoholic Beverage Control Board  Alaska Network on Domestic Violence and Sexual Assault  Department of Juvenile Justice, EUDL  Department of Health and Social Service, ASAP Office  University of Alaska, Justice Center  Alaska Native Justice Center  Industry Member  Alaska National Guard</p> <p>In October 2009, the Division of Behavioral Health (DBH), in partnership with the Alaska Interagency Committee to Prevent Underage Drinking (AKPUD), released the State of Alaska Plan to Reduce and Prevent Underage Drinking in response to the 2007 Call to Action to Prevent and Reduce Underage Drinking by the Acting Surgeon General. The AKPUD was organized in 2007 to begin looking at Alaska's data and needs related to youth alcohol use.</p> <p>The plan was developed with input from the interagency committee, 25 town hall meetings on underage drinking, and public comment from a diverse group of Alaskans. It is organized to provide recommendations on three levels of interaction (national, state, and community) and eight strategy components (media campaign; alcohol advertising; limiting access; youth-oriented interventions; community interventions; government assistance and coordination; alcohol excise taxes; and research and evaluation).</p> <p>The AKPUD continues to meet and is developing a plan for engaging communities in strategies for state and community action. Currently, DBH is conducting focused conversations with Alaskans (providers, youth, and grantees) to determine changes needed in the plan. Those recommendations will be incorporated into the update of this plan which should be available in fall of 2012.</p> <p>In partnership with SAMHSA's Center for Substance Abuse Prevention, DBH has developed a video related to underage drinking in Alaska. The video showcases how Alaskans across the state are working together to decrease the negative effects of youth alcohol use. Specifically, the video highlights efforts in Barrow, Nome, Kodiak, and Anchorage related to limiting access, youth-oriented interventions, and community interventions. Statewide prevention efforts are having an impact on alcohol indicators. Using the strengths-based approach of the Strategic Prevention Framework, community coalitions, and interdepartmental collaboration, the state will continue to have an impact on the negative consequences related to underage drinking.</p>	
<i>A website or other public source exists to describe committee activities</i>	No data
<i>URL or other means of access</i>	No data

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	Yes
Prepared by: Alaska Interagency Coordinating Committee on the Prevention of Underage Drinking Plan can be accessed via: <a href="http://hss.state.ak.us/dbh/prevention/docs/2009_underagedrinkplan.pdf">hss.state.ak.us/dbh/prevention/docs/2009_underagedrinkplan.pdf</a>	
<i>State has prepared a report on preventing underage drinking in the last 3 years</i>	Yes
Prepared by: University of Alaska Justice Center Plan can be accessed via: <a href="http://hss.state.ak.us/dbh/prevention/programs/spfsig/pdfs/10_underagedrinking.pdf">http://hss.state.ak.us/dbh/prevention/programs/spfsig/pdfs/10_underagedrinking.pdf</a>	
<b>Additional Clarification</b>	
The state is currently in the process of developing a website that will be a clearinghouse of resources, training, and strategies with an Alaskan focus on preventing underage drinking.	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	\$160,783
Estimate based on the 12 months ending	06/30/2011
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	\$8,248,305
Estimate based on the 12 months ending	06/30/2011
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$4,605,207
Estimate based on the 12 months ending	06/30/2011
<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$588,163
Estimate based on the 12 months ending	06/30/2011
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2012
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	\$56,765
Estimate based on the 12 months ending	06/30/2011
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Other programs:</i>	
Programs or strategies included:	
<p>The Rural Human Services System Project (RHSSP) is a partnership between Department of Health and Social Services, Division of Behavioral Health, and the University of Alaska Fairbanks (UAF), College of Rural Alaska. The long-term outcome for the RHSSP is to have a trained, culturally competent, and stable/sustainable behavioral health workforce in all rural and remote Alaskan villages. The original vision for the Rural Human Services educational program was “a counselor in every village”; the vision remains the same today. First and foremost, the RHSSP is a workforce development and education/training program to build a stable system of well-trained and culturally competent rural behavioral healthcare providers. Grant dollars are available to rural or urban agencies serving a significant number of rural clients, and thereby provide funding for educational support and for part- or full-time internships at local agencies for students taking RHS classes and completing their certifications. Through financial support and supervision, these village-based student interns function as behavioral health paraprofessionals providing prevention, early intervention, and general counseling services to the entire community.</p> <p>The UAF Rural Human Services (RHS) educational program is the first step in the rural educational “pipeline” for rural students who can complete a 30-hour RHS certification program while living and</p>	

working in their home community. Following the RHS certificate, students can continue in the Human Services Associate degree program and continue into the Intensive Rural Bachelor of Social Work program. Currently, RHSSP grants fund students through thirteen regional hub agencies in rural Alaska, from Kotzebue to the Eastern Aleutian Islands.

Estimate of state funds expended	\$1,991,565
Estimate based on the 12 months ending	11/30/2012

**Funds Dedicated to Underage Drinking**

*State derives funds dedicated to underage drinking from the following revenue streams:*

Taxes	Yes
Fines	No
Fees	No
Other	No data

*Description of funding streams and how they are used:*

Alcohol tax funds go to treatment and prevention; 17 percent of those are directed to prevention. That 17 percent is blended into the state’s comprehensive prevention funded grants.

**Additional Clarification**

The information provided for this section primarily reflects funds being spent in the Section of Prevention & Early Intervention. SPF SIG funds were included in the total. It does not include efforts being funded by other sections, divisions, or departments unless otherwise communicated. The state does not feel this reflects all funds being spent on prevention efforts because there may be other efforts under way. However, these numbers do reflect the work Alaska is doing. The state will seek to continue to build partnerships within other agencies to find out what other funds may be contributing to efforts in this area of underage drinking prevention. The dollar amount regarding the Division of Juvenile Justice only covers what is being spent by two grantees. It does not encompass the entire effort within the DJJ to prevent or intervene with underage drinking. There may be other funds contributing to this area that have not been captured by this report.



# Arizona

## State Profile and Underage Drinking Facts\*

**State Population: 6,482,505**  
**Population Ages 12–20: 817,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	23.5	192,000
Past-Month Binge Alcohol Use	15.0	123,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	5.4	13,000
Past-Month Binge Alcohol Use	3.7	9,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	21.7	63,000
Past-Month Binge Alcohol Use	12.0	35,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	41.3	115,000
Past-Month Binge Alcohol Use	28.1	78,000
<b>Alcohol-Attributable Deaths (under 21)</b>		122
<b>Years of Potential Life Lost (under 21)</b>		7,281
	Percentage of All Traffic Fatalities	Number
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	26.0	22

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

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

### 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:* Arizona has a statutory provision that makes it unlawful “[f]or a person under the age of twenty-one years to have in the person’s body any spirituous liquor” (Ariz. Rev. Stat. § 4-244). 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, but youth may 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 or administrative procedure.

#### *Provisions Targeting Retailers*

- State provides incentives to retailers who use electronic scanners that read birthdate and other information digitally encoded on valid identification cards.
- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## Laws Targeting Underage Drinking and Driving

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

- BAC limit: 0.00
- Any detectable alcohol in the blood 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 18.

***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***

- Discretionary

***Length of Suspension/Revocation***

- Minimum: 0 days
- Maximum: 180 days

**Graduated Driver’s License**

***Learner Stage***

- Minimum entry age: 15 years, 6 months
- Minimum learner stage period: 6 months
- There is no minimum supervised driving requirement—with driver education; 30 hours without (10 of which must be at night)

***Intermediate Stage***

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 12 a.m.
  - No primary enforcement of the night-driving rule
- Passenger restrictions exist: No more than one passenger under 18, except for siblings or if accompanied by a parent or legal guardian
  - No primary enforcement of the passenger-restriction rule

***License Stage***

- Minimum age to lift restrictions: 16 years, 6 months

## **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: 15
- Maximum: 19

***Appearance Requirements***

- Age-appropriate appearance

***ID Possession***

- Discretionary

***Verbal Exaggeration of Age***

- Prohibited

***Decoy Training***

- Not specified

*Note:* Arizona allows compliance checks if the law enforcement agency has reasonable suspicion that the licensee is violating underage furnish laws.

**Penalty Guidelines for Sales to Minors**

- Time period/conditions: Not specified
- First offense: \$1,000–\$2,000 fine and/or up to 30-day suspension
- Second offense: \$2,000–\$3,000 fine and/or up to 30-day suspension
- Third offense: \$3,000 fine and/or up to 30-day suspension

*Note:* The department may seek license revocation through the Office of Administrative Hearings.

**Responsible Beverage Service*****Voluntary Beverage Service Training***

- Applies to both on-sale and off-sale establishments.
- The law does not specify new or existing outlets.

***Incentive for Training***

- Mitigation of fines or other administrative penalties for sales to minors

**Minimum Ages for Off-Premises Sellers**

- Beer: 16
- Wine: 16
- Spirits: 16

***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages:***

- Manager/supervisor is present.

*Note:* Off-sale retailers may employ persons who are at least 16 years old to check out—if supervised by a person on the premises who is at least 19 years old—or package or carry merchandise, including spirituous liquor, in unbroken packages, for the convenience of the customer or the employer, if the employer sells primarily merchandise other than spirituous liquor.

**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

**Distance Limitations for New Alcohol Outlets Near Universities and Schools*****Colleges and Universities***

No distance limitation

### ***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 300 feet
- On-premises outlets: Yes—within 300 feet
- Alcohol products: Beer, wine, spirits

*Note:* Exceptions are (1) restaurants, (2) hotel-motels, (3) government, and (4) golf courses. In addition, case-by-case exemptions may apply for certain licenses within entertainment districts.

### **Dram Shop Liability**

- Statutory liability exists.
- The courts recognize common law dram shop liability.

### **Social Host Liability Laws**

- There is no statutory liability.
- The courts recognize common law social host liability.

### **Host Party Laws**

Social host law is specifically limited to underage drinking parties.

- Action by underage guest that triggers violation: Possession, consumption.
- Property type(s) covered by liability law: Residence, outdoor, other.
- Standard for hosts' knowledge or action regarding the party: Negligence—host must have known or should have known of the event's occurrence.
- Exception(s): Family, resident.

*Note:* Arizona's social host provision applies to gatherings of two or more underage persons on unlicensed premises, where the person charged knows or should know that one or more of the underage persons is in possession of or consuming spirituous liquor.

### **Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

### **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***

- Producer must verify age of purchaser.
- Common carrier must verify age of recipient.

#### ***State Approval/Permit Requirements***

- Producer/shipper must obtain state permit.

#### ***Reporting Requirements***

- Producer must record/report purchaser's name—for out-of-state sales only.
- Common carrier must record/report purchaser's name.

#### ***Shipping Label Statement Requirements***

- Recipient must be 21.

*Note:* A licensed domestic farm winery that produces not more than 20,000 gallons of wine in a calendar year may make sales and deliveries of that wine to consumers who order by telephone, mail, fax, or internet. Farm wineries can deliver such purchases, subject to the rules applicable to the delivery of spirituous liquors by the holder of a retail license having off-sale privileges. An independent contractor or the employee of an independent contractor is deemed to be an employee of the licensee when making a sale or delivery of spirituous liquor for the licensee (Ariz. Rev. Stat. §§ 4-205.04(D), 4-203(J) and Ariz. Admin. Code R19-1-221). The rules governing the retail delivery of spirituous liquor require age verification at the point of delivery and the deliverer recording the recipient's name.

### **Keg Registration**

Registration is not required.

## **Alcohol Pricing Policies**

### **Home Delivery**

- Beer: Permitted
- Wine: Permitted
- Spirits: Permitted

### **Alcohol Tax**

- Beer (5 percent alcohol): Specific excise tax is \$0.16 per gallon.
- Wine (12 percent alcohol): Specific excise tax is \$0.84 per gallon.
- Spirits (40 percent alcohol): Specific excise tax is \$3.00 per gallon.

### **Drink Specials**

- Free beverages: Not prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Not prohibited
- Reduced price at specified day or time: Not prohibited
- Unlimited beverages: Prohibited
- Increased volume: Not prohibited

### **Wholesale Pricing**

Pricing restrictions exist.

#### ***Beer (5 percent alcohol)***

- Retailer credit: Not permitted

#### ***Wine (12 percent alcohol)***

- Retailer credit: Not permitted

#### ***Spirits (40 percent alcohol)***

- Retailer credit: Not permitted

## Arizona State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Arizona Department of Liquor Licenses and Control (DLLC)	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> DLLC officers work with local law enforcement agencies when conducting underage drinking enforcement details.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	No
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	No
Party Patrol Operations or Programs	No
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/shipments of alcohol to minors	Not applicable
Such laws are also enforced by local law enforcement agencies	Unknown
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession by state law enforcement agencies	1,301
Number pertains to the 12 months ending	12/31/2011
Data include arrests/citations issued by local law enforcement agencies	No
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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	232
Number of licensees that failed state compliance checks	62
Numbers pertain to the 12 months ending	12/31/2011
<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
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	134
Total amount in fines across all licensees	\$118,250
Numbers pertain to the 12 months ending	12/31/2011
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	1
Total days of suspensions across all licensees	7
Numbers pertain to the 12 months ending	12/31/2011

State collects data on license revocations imposed on retail establishments specifically for furnishing minors	Yes
Number of license revocations imposed <sup>5</sup>	0
Numbers pertain to the 12 months ending	12/31/2011
<b>Additional Clarification</b>	
None given	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b><i>Draw the Line Campaign</i></b>	
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	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.drawyourline.com">http://www.drawyourline.com</a>
<p>Program description: The Draw the Line Campaign is designed to educate adults in Arizona that underage drinking is not a rite of passage, is unhealthy for children, and is against the law. It is important for adults to realize the influence they have on children's behavior. This campaign provides useful tools and resources to help adults positively influence kids. The central campaign mission is to generate community involvement and conversation by making interactive tools and resources available throughout the state. The campaign uses a website (<a href="http://www.drawyourline.com">http://www.drawyourline.com</a>) and a traveling exhibit. The campaign aims to go beyond merely informing the public about the risks of underage drinking and alter the perceptions and behavior of the target audience—parents and adults ages 25 to 54.</p>	
<b><i>Scottsdale Neighborhoods in Action (SNIA)</i></b>	
Number of youth served	1,055
Number of parents served	3,000
Number of caregivers served	3,000
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.spi-az.org">http://www.spi-az.org</a>
<p>Program description: The SNIA is a community-driven collaboration meant to change neighborhood behaviors and norms that favor underage drinking. Strategies include providing the public with information, social marketing, environmental and community development, peer leadership, and community education. The SNIA hosts underage drinking (UAD) prevention town hall meetings, cultural celebrations, life skills training for young/adolescent children and parents, neighborhood walks with Promotoras, Los Líderes activities, and community workshops on UAD drinking laws and health-related consequences. Peer leaders will create UAD prevention messages for schools, community organizations, and other coalitions.</p>	
<b><i>Parker Area Alliance for Community Empowerment (PAACE)</i></b>	
Number of youth served	3,577
Number of parents served	0

Number of caregivers served	0
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	No data
Evaluation report is available	No data
URL for evaluation report:	No data
URL for more program information: <a href="http://www.paace.org">http://www.paace.org</a>	
<p>Program description: The PAACE addresses underage drinking by implementing community development strategies and providing community education and training on the risks/harms/ consequences of underage drinking for youth and adults. Activities include a life skills component designed to help youth decrease favorable attitudes toward substance (ab)use and increase knowledge of the perceived risks and harms of underage drinking.</p>	
<b>Luz Southside Coalition</b>	
Number of youth served	2,939
Number of parents served	222,309
Number of caregivers served	250,000
Numbers pertain to the 12 months ending	No data
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.luzsocialservices.org/southside.html">http://www.luzsocialservices.org/southside.html</a>
<p>Program description: The Luz Southside Coalition implements the Juntos Podemos (Together We Can) Project using a two-pronged approach to combat substance abuse: (1) recruiting, training, and empowering parents in communication skills and healthy family interactions, and (2) using media literacy and cultural competency to educate community members about alcohol consumption and abuse, the alcohol industry's disrespect of Latino/Mexican culture via ads, and liquor licensing hearings to increase opposition to new licenses.</p>	
<b>Chandler Coalition on Youth Substance Abuse</b>	
Number of youth served	19,700
Number of parents served	55,000
Number of caregivers served	400,000
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	No data
<p>Program description: Underage drinking is the primary substance (ab)used by youth ages 14 to 17 at parties in the Chandler Redevelopment Area. Thus, the Improving Chandler Area Neighborhoods (ICAN) Prevention Program seeks to decrease contributing variables like social and retail access to alcohol, cultural and social norms favoring underage drinking, and low perception of enforcement of alcohol and its consequences. The ICAN implements:</p> <ul style="list-style-type: none"> <li>• Peer leadership programming with youth ages 13 to 18 and adults 18 and older in the area.</li> <li>• Community development to include enforcement/compliance activities such as party patrols, shoulder tap enforcement efforts, CUB operations, and social host ordinance advocacy.</li> <li>• Training for merchants, law enforcement, first responders, and school faculty to enhance knowledge of local community health issues related to underage drinking and enforcement.</li> <li>• Public information/social marketing campaigns targeting adult enablers.</li> </ul>	
<b>Way Out West (WOW) Coalition</b>	
Number of youth served	5,570
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes

Evaluation report is available URL for evaluation report: URL for more program information: <a href="http://www.wayoutwestcoalition.org">http://www.wayoutwestcoalition.org</a>	No Not applicable
Program description: The WOW Coalition focuses on substance abuse prevention and implementation of public information/social marketing, community education, and community development strategies that target underage drinking. Both environmental and individual strategies are used. The coalition is working to pass a social host ordinance in the town of Buckeye and to limit access to alcohol by creating party patrols with local law enforcement. Community education will help the public understand the new ordinance and why it is important to the community.	
<b>Pima County—Tucson Commission on Addiction Prevention and Treatment</b>	
Number of youth served	410
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	No data
Program description: Pima County—Tucson Commission on Addiction Prevention and Treatment provides community assessment, mobilization, and public policy development for substance abuse treatment and prevention to decrease underage drinking.	
<b>Community Outreach Prevention Education (COPE) Coalition</b>	
Number of youth served	1,332
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information: <a href="http://www.copecoalitionaz.org">http://www.copecoalitionaz.org</a>	
Program description: The COPE Coalition uses environmental strategies, the Strategic Prevention Framework, and cultural competency to achieve community-level change to reduce underage drinking. The coalition serves the Maryvale community, where most residents are Hispanic and nearly 60 percent of youth report engaging in underage drinking. As a result, school suspensions, dropouts, expulsions, violent and property crimes, and drunk driving have increased. The COPE Coalition seeks to reduce the accessibility and availability of alcohol to underage Hispanic youth by promoting and implementing: <ul style="list-style-type: none"> <li>• Support and enforcement of a social host/unruly gatherings ordinance for the City of Phoenix.</li> <li>• Community education trainings targeting retail and social access to alcohol.</li> <li>• Youth Council meetings to engage youth in coalition activities.</li> <li>• A Promotoras program.</li> <li>• Education on youth alcohol access and the need for restriction via various media outlets.</li> </ul>	
<b>Copper Basin Coalition</b>	
Number of youth served	1,221
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	06/30/2011

Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.copperbasincoalition.weebly.com">http://www.copperbasincoalition.weebly.com</a>
<p>Program description: The Copper Basin Coalition addresses binge drinking, underage drinking, and alcohol-related vehicle crash injuries among youth by using the following two Community Anti-Drug Coalitions of America (CADCA) prevention strategies: changing social norms and enacting social host policies. The Copper Basin Coalition focuses on social host programs/laws and securing parental pledges to maintain a safe home.</p>	
<b>Making Alliances Through Neighborhood Organizing (MANO) Coalition</b>	
Number of youth served	33
Number of parents served	0
Number of caregivers served	500
Numbers pertain to the 12 months ending	12/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	No data
<p>Program description: The MANO Coalition focuses on reducing the number of adults who are willing to provide alcohol to underage youth. Lunch n' Learn sessions are held with parents at local businesses to increase awareness about the harms and legal consequences of providing alcohol to youth, while town hall meetings mobilize prevention of underage drinking. The coalition works with local merchants, retailers, schools, and businesses to promote the Draw the Line campaign and partners with other coalitions to work on passing a social host ordinance in the City of Phoenix.</p>	
<b>Mesa Prevention Alliance (MPA)</b>	
Number of youth served	123,383
Number of parents served	76
Number of caregivers served	900
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.communitybridgesaz.org">http://www.communitybridgesaz.org</a>
<p>Program description: The MPA aims to strengthen collaboration throughout Mesa to reduce youth substance (ab)use by working with Mesa Public Schools to improve enforcement, educate parents on the ramifications of providing alcohol to youth, and engage in social marketing to change youth perceptions of underage drinking. The MPA partners with Mesa police to increase enforcement activities targeting weekend parties. Alcohol vendors receive education and discouragement on product placement of alcohol aimed at youth.</p>	
<b>Stop Teen Underage Drinking Coalition</b>	
Number of youth served	150
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	06/30/2010
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	No data

<p>Program description: The Stop Teen Underage Drinking Coalition builds and sustains substance abuse prevention coalitions and youth advisory councils; each participating coalition operates with a grassroots approach. The project partners with other local agencies to determine necessary strategies for reducing and preventing substance (ab)use in Mohave County.</p>	
<p><b>South Mountain WORKS Coalition</b></p>	
Number of youth served	42,945
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.facebook.com/pages/South-Mountain-WORKS-Coalition/106360516070777">http://www.facebook.com/pages/South-Mountain-WORKS-Coalition/106360516070777</a>
<p>Program description: The South Mountain WORKS Coalition addresses the high rate of alcohol use among the community's youth and contributing variables, including ease of social access to alcohol. The program uses life skills development, peer leadership, public information and social marketing, community education, and community development, in which the Strategic Prevention Framework is used with community members. This process includes community assessment, capacity building, planning, implementation, and evaluation. Prevention Specialists offer program activities using evidence-based curricula (e.g., Project Alert) after school, between sessions, and during summer.</p>	
<p><b>Urban Indian Coalition of Arizona</b></p>	
Number of youth served	184
Number of parents served	1,028
Number of caregivers served	10,006
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.uicaz.org">http://www.uicaz.org</a>
<p>Program description: The Urban Indian Coalition provides community-based prevention programs to address underage drinking among Native American youth. The Coalition achieves this by promoting healthy lifestyles for Native American youth, families, and community members. The coalition seeks to reach a broad audience and build capacity through:</p> <ul style="list-style-type: none"> <li>• Community education for parents and community members.</li> <li>• Public information and social marketing.</li> <li>• Life skills development in group settings for youth.</li> <li>• Early identification and referral of individuals who may be at risk for substance abuse and other behavioral health issues.</li> </ul>	
<p><b>Covert Underage Buyer (CUB) Program</b></p>	
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:	No data
<p>Program description: In an effort to curb the sale of liquor to underage persons, the CUB program was instituted in 2003. This program provides the resources necessary for the Arizona Department of Liquor License and Control (DLLC) to investigate complaints of liquor-licensed businesses suspected of underage liquor law violations. When the DLLC has reasonable suspicion that a liquor-licensed establishment is selling liquor to underage customers, the agency will send in a CUB to attempt to</p>	

purchase liquor. The CUBs are ages 15 to 19 and are carefully trained by DLLC investigators to understand and follow state laws, including DLLC’s CUB investigation guidelines. The DLLC provides CUB program training to all Arizona law enforcement agencies, allowing the program to operate statewide.

**Target Responsibility for Alcohol Connected Emergency (TRACE)**

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:	<a href="http://www.uicaz.org">http://www.uicaz.org</a>

Program description: TRACE began in December 2004 to develop a system of effective and rapid communication between local law enforcement and emergency medical services personnel in high-profile cases that involve underage drinking. Each TRACE case is concluded only when the source of liquor is traced back to the supplier and the supplier is charged with a criminal and/or administrative violation. TRACE is now statewide with one full-time investigator available for immediate response to alcohol-related emergencies involving an underage person.

**Underage Alcohol Enforcement and Education**

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:	No data

Program description: This is a federally funded program allowing overtime to enhance enforcement and education related to underage liquor activities in Arizona. Liquor activities include, but are not limited to, persons under age 21 purchasing, possessing, and/or consuming liquor.

**Driving Under the Influence (DUI) Underage Drinking Enforcement**

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 data
Evaluation report is available	No data
URL for evaluation report	No data
URL for more program information:	<a href="http://www.uicaz.org">http://www.uicaz.org</a>

Program description: This federally funded program supports personnel, personnel expenses, and materials and supplies needed to conduct underage DUI enforcement and Title 4 (Arizona liquor law) training to law enforcement agencies throughout Arizona.

**Enforcing the Underage Drinking Laws (EUDL) Program**

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:	No data

Program description: The EUDL Program supports and enhances efforts by states and local jurisdictions to prohibit the sale of alcoholic beverages to minors and the purchase and consumption of alcoholic beverages by minors. (Minors are defined as individuals less than 21 years old.)
<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking</b>
<b><i>MASH Coalition</i></b> URL for more program information: <a href="http://mashcoalition.org">http://mashcoalition.org</a>
Program description: This prevention program focuses on developing life skills through seven sessions on decisionmaking, violence prevention, anger management, and conflict resolution. In emphasizing peer leadership, the Teen Outreach leadership program encourages students to volunteer in their local communities and gain useful skills and goal-oriented behaviors. Students are also provided with structured discussions, group exercises, role plays, guest speakers, and informational presentations to help them cope with important developmental tasks.
<b><i>Help Enrich African American Lives (HEAAL) Coalition</i></b> URL for more program information: <a href="http://www.tcdccorp.org/p/heaal-coalition.html">http://www.tcdccorp.org/p/heaal-coalition.html</a>
Program description: The HEAAL Coalition provides teens with skills to maintain a drug-free life, increase positive social interaction, and increase healthy self-esteem and motivation for long-term goals. The program aims to reduce risk factors while building protective factors for substance abuse prevention. It offers interactive teen workshops, provides cultural competency trainings for professionals, and hosts Community Teen Forums to increase substance abuse awareness in the African American community.
<b><i>MATForce</i></b> URL for more program information: <a href="http://www.MATForce.org">http:// www.MATForce.org</a>
Program description: No data
<b><i>Tempe's Coalition to Prevent Underage Alcohol &amp; Drug Use</i></b> URL for more program information: <a href="http://www.tempe.gov/coalition">http://www.tempe.gov/coalition</a>
Program description: No data
<b><i>Arizona Youth Partnership</i></b> URL for more program information: <a href="http://www.azyp.org">http://www.azyp.org</a>
Program description: No data
<b><i>Campesinos Sin Fronteras</i></b> URL for more program information: <a href="http://campesinossinfronteras.org">http://campesinossinfronteras.org</a>
Program description: No data
<b><i>Coconino County Juvenile Court</i></b> URL for more program information: <a href="http://www.coconino.az.gov/courts.aspx?id=249">http://www.coconino.az.gov/courts.aspx?id=249</a>
Program description: No data
<b><i>Compass Health Care</i></b> URL for more program information: <a href="http://www.compasshc.org">http://www.compasshc.org</a>
Program description: No data
<b><i>Jewish Family &amp; Children's Services of Southern Arizona</i></b> URL for more program information: <a href="http://www.jfcstucson.org">http://www.jfcstucson.org</a>
Program description: No data
<b><i>Parenting Arizona</i></b> URL for more program information: <a href="http://www.parentingaz.org">http://www.parentingaz.org</a>
Program description: No data

<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
<p><i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i></p> <p>Description of collaboration: Arizona has intergovernmental agreements with the Gila River Indian Community and Pascua Yaqui Tribe to provide alcohol-related substance abuse prevention services. Arizona subcontracts to private nonprofit corporations (Regional Behavioral Health Authorities) that:</p> <ol style="list-style-type: none"> <li>1. Provide alcohol-related substance abuse prevention services directly to the San Carlos Apache Tribe and the Fort McDowell Nation.</li> <li>2. Provide alcohol-related prevention services to the Ak-Chin Indian Community, Tohono O’Odham Nation, Navajo Nation, and Hopi Nation.</li> <li>3. Work collaboratively to write grants and develop capacity to deliver alcohol-related substance abuse prevention services with the Havasupai Nation, Hualapai Nation, Prescott Yavapai Nation, and White Mountain Apache Tribe.</li> </ol> <p>The Arizona Department of Liquor License and Control meets quarterly with three groups to discuss liquor-related concerns and solutions. Of the three groups, two represent all 22 of Arizona’s federally recognized Tribal governments and are identified with an asterisk before the group name: *Indian Country Intelligence Network (ICIN), Arizona Police Chiefs Association, and *Tribal Gaming Office (TGO). All licensed establishments on Tribal land in the State of Arizona operate under Title 4 (Arizona liquor law).</p>	<p>Yes</p>
<p><i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i></p> <p>Program description: Luz Southside Coalition (in a southern neighborhood of Tucson) works with billboard companies in their neighborhood to limit billboards advertising alcohol. The Mesa Prevention Alliance (MPA; City of Mesa) partners with alcohol vendors to provide education and discourage product placement of alcohol aimed at youth.</p>	<p>Yes</p>
<p><i>State has adopted or developed best practice standards for underage drinking prevention programs</i></p> <p>Best practice standards description: A team of prevention experts convenes to review each prevention program and determine if the program is evidence based using the following criteria developed by the SAMHSA Center for Substance Abuse Prevention (CSAP) guidance document. To be deemed evidence based, a program/strategy must meet one of the following three definitions below:</p> <ul style="list-style-type: none"> <li>• Included on federal lists or registry of evidence-based interventions; OR</li> <li>• Reported (with positive effects) in peer-reviewed journals; OR</li> <li>• Documented effectiveness supported by other sources of information and the consensus judgment of informed experts, as described in the following set of guidelines, all of which must be met: <ul style="list-style-type: none"> <li>– Guideline 1: The intervention is based on a theory of change that is documented in a clear logic or conceptual model.</li> <li>– Guideline 2: The intervention is similar in content and structure to interventions that appear in registries and/or the peer-reviewed literature.</li> <li>– Guideline 3: The intervention is supported by documentation that it has been effectively implemented in the past, and multiple times, in a manner attentive to scientific standards of evidence and with results that show a consistent pattern of credible and positive effects.</li> <li>– Guideline 4: The intervention is reviewed and deemed appropriate by a panel of informed prevention experts that includes well-qualified prevention researchers experienced in evaluating prevention interventions similar to those under review; local prevention practitioners; and key community leaders as appropriate (e.g., officials from law enforcement and education sectors, or elders within indigenous cultures). Decisions are based on group consensus.</li> </ul> </li> </ul>	<p>Yes</p>
<b>Additional Clarification</b>	
<p>None given</p>	

<b>State Interagency Collaboration</b>	
<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: Jeanne Blackburn	
E-mail: jblackburn@az.gov	
Address: 1700 West Washington Street, Suite 101, Phoenix, AZ 85007	
Phone: 602-542-6004	
<i>Agencies/organizations represented on the committee:</i>	
<ul style="list-style-type: none"> <li>• Office of Governor Janice Brewer</li> <li>• Governor's Office for Children, Youth and Families</li> <li>• Arizona Department of Education</li> <li>• Arizona Health Care Cost Containment System (State Medicaid)</li> <li>• Joint Counter Narcotic Task Force, Arizona National Guard</li> <li>• Arizona Administrative Office of the Courts</li> <li>• Arizona Department of Liquor License and Control</li> <li>• Governor's Office of Highway Safety</li> <li>• Arizona Department of Public Safety</li> <li>• Attorney General's Office</li> <li>• Veterans' Administration</li> <li>• Arizona Department of Economic Security</li> <li>• Parker Area Alliance for Community Empowerment (Substance Abuse Prevention Coalition)</li> <li>• Arizona Department of Health Services/Division of Behavioral Health Services</li> <li>• Yuma County Sheriff's Office</li> <li>• High Intensity Drug Trafficking Area Program, Office of National Drug Control Policy</li> <li>• Arizona Department of Corrections</li> <li>• COPE Community Services, Inc. (Substance Abuse Treatment Service Provider)</li> <li>• Arizona Department of Juvenile Corrections</li> <li>• Arizona Criminal Justice Commission</li> <li>• Phoenix Police Department</li> <li>• Campus Health Center, Arizona's Institute of Higher Education Network</li> <li>• Arizona Mothers Against Drunk Driving</li> <li>• Governor's Youth Commission</li> <li>• Casa Grande Alliance (Substance Abuse Prevention Coalition)</li> <li>• Arizona Students Against Destructive Decisions</li> <li>• Hualapai Nation (Tribal)</li> <li>• Arizona Governor's Commission on Service and Volunteerism</li> <li>• Cenpatico Behavioral Health of Arizona (Regional Behavioral Health Authority)</li> <li>• Gila County Sheriff's Office</li> <li>• Graham County Anti-Meth Coalition</li> <li>• Urban Indian Coalition of Arizona</li> <li>• Coconino County Alliance Against Drugs</li> <li>• Arizona Youth Partnership</li> <li>• Meth-Free Alliance</li> <li>• Greenlee County Sheriff's Office</li> <li>• Pima County Community Prevention Coalition</li> <li>• Arizona State University</li> <li>• Treatment Assessment Screening Center, Inc. (Substance Abuse Treatment Service Provider and Provider of Drug Testing [Urinalysis] Services)</li> <li>• Indian Health Service</li> <li>• First Things First (Birth to Age 5 School Readiness Agency)</li> </ul>	

A website or other public source exists to describe committee activities URL or other means of access: <a href="http://gocyf.az.gov/SAP/BRD_ASAP.asp">http://gocyf.az.gov/SAP/BRD ASAP.asp</a>	Yes
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<b>Underage Drinking Reports</b>	
State has prepared a plan for preventing underage drinking in the last 3 years	Yes
Prepared by: Underage Drinking Prevention Committee Plan can be accessed via:	No data
State has prepared a report on preventing underage drinking in the last 3 years	Yes
Prepared by: Underage Drinking Prevention Committee Plan can be accessed via:	No data
<b>Additional Clarification</b>	
<p>The Arizona Substance Abuse Partnership (ASAP) was established by Executive Order 2007-12 in June 2007. Staffed by the Governor’s Office for Children, Youth, and Families and chaired by the Governor’s Policy Advisor for Human Services, who also serves as the Director for the Governor’s Office for Children, Youth and Families, the ASAP is composed of representatives from state governmental bodies, federal entities, and community organizations as well as individuals in recovery. The ASAP serves as the single statewide council on substance abuse prevention, enforcement, treatment, and recovery efforts and, through its Chair, is able to communicate the needs of the state to the governor. It is ASAP’s mission to ensure community-driven, agency-supported outcomes to prevent and reduce the negative effects of alcohol, tobacco, and drugs by building and sustaining partnerships between prevention, treatment, recovery, and enforcement professionals. Through coordination and collaboration among its members and their respective agencies and organizations, the ASAP strives to ensure that substance abuse is addressed in a comprehensive manner and that funding is spent efficaciously and efficiently.</p> <p>For 2012, the ASAP will concentrate its efforts toward the reduction of prescription drug abuse, through a multisystem pilot project in three counties based on a strategy that outlines the necessary efforts for law enforcement/criminal justice professionals and the prevention and medical/treatment communities.</p> <p>Two work groups assist the ASAP in meeting its goals:</p> <ul style="list-style-type: none"> <li>• Substance Abuse Epidemiology Work Group (Epi Work Group) – The Epi Work Group’s mission is to provide communities, policymakers, and local, state, and Tribal officials with data on the use, consequences, and context of alcohol and illicit, over-the-counter, and prescription drugs to inform their substance abuse prevention and intervention strategies. The Work Group produces <i>The Impact of Substance Abuse: A Snapshot of Arizona</i> and behavioral health epidemiology profiles for use by community coalitions, agencies, and individuals in relevant fields. Additionally, the Work Group conducts analyses of individual substance abuse issues, responds to ad hoc data requests and brings data to bear on ASAP’s policy decisions around its strategic plan and focus areas. Further, the Work Group assists the ASAP to develop effective methods for integrating and expanding services across Arizona while maximizing available resources and supporting a data-driven decisionmaking process.</li> <li>• Communities Preventing Substance Abuse Work Group (CPSAWG) – The CPSAWG is a merger of two former subcommittees of the ASAP, the Underage Drinking Prevention Committee and the Community Advisory Board. This group brings together representatives from community coalitions around the state and state agency representatives to provide an essential link between community and state-level efforts. The CPSAWG brings the community voice to the ASAP table; reports on important community issues that inform ASAP’s work; helps communities improve their capacity to identify emerging trends, as well as take action and report on them to the proper institutions/authorities; takes the data available through the Epi Work Group and the ASAP back to coalitions and communities to effectively target prevention, treatment, recovery, and enforcement activities; serves as a resource for communities and the state to identify the most effective ways to reduce substance abuse through collaborative efforts and by targeting limited resources where they are most needed; and elevates and recognizes the important work being carried out at the community level to ensure that state-level responses are cognizant of the impact of policies on individual communities.</li> </ul>	

This work group assesses statewide epidemiological data, resources, strategies and policies, and builds relationships with Tribes, youth, law enforcement, government agencies, and community coalitions. By combining resources, practice, and research, the work group collaborates to reduce substance abuse.

### State Expenditures for the Prevention of Underage Drinking

#### *Compliance checks/decoy operations in retail outlets:*

Estimate of state funds expended Data not available

Estimate based on the 12 months ending Data not available

#### *Checkpoints and saturation patrols:*

Estimate of state funds expended Data not available

Estimate based on the 12 months ending Data not available

#### *Community-based programs to prevent underage drinking:*

Estimate of state funds expended \$0

Estimate based on the 12 months ending 12/31/2011

#### *K–12 school-based programs to prevent underage drinking:*

Estimate of state funds expended Data not available

Estimate based on the 12 months ending Data not available

#### *Programs targeted to institutes of higher learning:*

Estimate of state funds expended Data not available

Estimate based on the 12 months ending Data not available

#### *Programs that target youth in the juvenile justice system:*

Estimate of state funds expended \$0

Estimate based on the 12 months ending 12/31/2011

#### *Programs that target youth in the child welfare system:*

Estimate of state funds expended \$0

Estimate based on the 12 months ending 12/31/2011

#### *Other programs:*

Programs or strategies included: No data

Estimate of state funds expended Not applicable

Estimate based on the 12 months ending Not applicable

### Funds Dedicated to Underage Drinking

#### *State derives funds dedicated to underage drinking from the following revenue streams:*

Taxes No

Fines No

Fees No

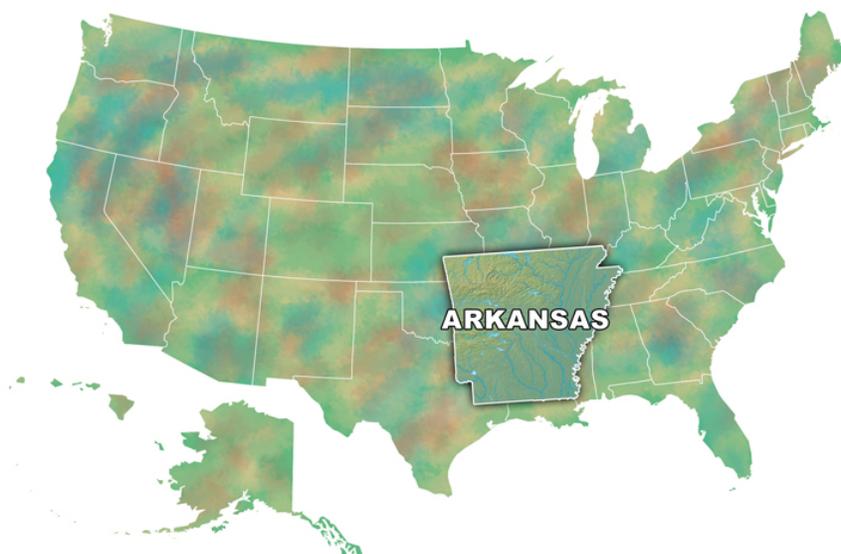
Other No data

#### *Description of funding streams and how they are used:*

No data

### Additional Clarification

None given



# Arkansas

## State Profile and Underage Drinking Facts\*

**State Population: 2,937,979**  
**Population Ages 12–20: 351,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	22.7	8,000
Past-Month Binge Alcohol Use	15.0	52,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	7.7	9,000
Past-Month Binge Alcohol Use	3.7	4,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	21.3	26,000
Past-Month Binge Alcohol Use	14.9	18,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	38.2	45,000
Past-Month Binge Alcohol Use	25.6	30,000
<b>Alcohol-Attributable Deaths (under 21)</b>		60
<b>Years of Potential Life Lost (under 21)</b>		3,613
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	20.0	13

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

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

### Underage Consumption of Alcohol

Consumption is not explicitly prohibited.

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

*Note:* Arkansas provides that “intoxicating liquor, wine, or beer in the body of a minor is deemed to be in his or her possession” (Ark. Code Ann. § 3-3-203(a)(2)). Laws that prohibit minors from having alcohol in their bodies, but which 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 for those under 18 years old and through an administrative process for those 18 to 21 years old.

#### *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.
- Retailer has the authority to detain a minor suspected of using a false ID in connection with the purchase of alcohol.

*Note:* Under Ark. Code Ann. § 5-27-503(b), a seller’s detention of a person under 21 for use of false identification “shall not include a physical detention.”

## 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”)**

### **Provisions Applicable to Minors Under Age 18**

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

- Underage purchase
- Underage possession

#### ***Authority To Impose Driver’s License Sanction***

- Discretionary

#### ***Length of Suspension/Revocation***

- Minimum: 0 days
- Maximum: Not specified

### **Provisions Applicable to Minors Ages 18 to 21**

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

- Underage purchase
- Underage possession

#### ***Authority To Impose Driver’s License Sanction***

- Mandatory

#### ***Length of Suspension/Revocation***

- 60 days

## **Graduated Driver’s License**

### ***Learner Stage***

- Minimum entry age: 14
- Minimum learner-stage period: 6 months
- No minimum supervised driving requirement

### ***Intermediate Stage***

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 11 p.m.
  - Primary enforcement of the night-driving rule
- Passenger restrictions exist: No more than one unrelated minor passenger under 21, unless accompanied by driver in front seat who is 21 or older.
- Primary enforcement of the passenger-restriction rule

### ***License Stage***

- Minimum age to lift restrictions: 18

## Laws Targeting Alcohol Suppliers

### Furnishing Alcohol to Minors

Furnishing is prohibited with the following exception(s): EITHER

- Parent/guardian OR
- Spouse

*Note:* Arkansas’s statute regarding furnishing alcohol to any person under 21 includes an exception for “family” members, but does not specify which family members. For the purposes of this report, the phrase “family” is interpreted as including a spouse.

### Compliance Check Protocols

#### *Age of Decoy*

- Minimum: 16
- Maximum: 19

#### *Appearance Requirements*

- Males: No facial hair.
- Females: No excessive jewelry or makeup

#### *ID Possession*

- Required

#### *Verbal Exaggeration of Age*

- Prohibited

#### *Decoy Training*

- Not specified—watch video

### Penalty Guidelines for Sales to Minors

No data

### Responsible Beverage Service

#### *Voluntary Beverage Service Training*

- Applies to both on-sale and off-sale establishments
- Applies to both new and existing outlets

#### *Incentive for Training*

- Mitigation of fines or other administrative penalties for sales to minors

### Minimum Ages for Off-Premises Sellers

- Beer: 18
- Wine: 18
- Spirits: 21

### Minimum Ages for On-Premises Sellers

- Beer: 19 for servers and 21 for bartenders
- Wine: 19 for servers and 21 for bartenders
- Spirits: 19 for servers and 21 for bartenders

## **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

### ***Colleges and Universities***

- No distance limitation

### ***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 1,000 feet
- On-premises outlets: No
- Alcohol products: Beer, wine, spirits

## **Dram Shop Liability**

Statutory liability exists.

## **Social Host Liability Laws**

There is no statutory liability.

## **Host Party Laws**

Social host law is not specifically limited to underage drinking parties

- Action by underage guest that triggers violation: Consumption
- Property type(s) covered by liability law: Residence, outdoor, other
- Standard for hosts' knowledge or action regarding the party: Knowledge—host must have actual knowledge of the occurrence
- Exception(s): Family

*Note:* Arkansas's social host provision applies only to a person who is present and in control of the private property at the time the consumption occurs.

## **Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

## **Direct Sales/Shipments of Alcohol by Producers**

Direct sales/shipments from producers to consumers are not permitted.

## **Keg Registration**

- Keg definition: Liquid capacity of more than 5 gallons
- Prohibited:
  - Possessing an unregistered, unlabeled keg—maximum fine/jail: \$1,000/90 days
  - Destroying the label on a keg—maximum fine/jail: \$1,000/90 days
- Purchaser information collected:
  - Purchaser's name and address
  - Verified by a government-issued ID
- Warning information to purchaser: Active—purchaser action required (e.g., signature)
- Deposit required: \$75
- Provisions do not specifically address disposable kegs.

## Alcohol Pricing Policies

### Home Delivery

- Beer: Prohibited
- Wine: Prohibited
- Spirits: Prohibited

### Alcohol Tax

#### *Beer (5 percent alcohol)*

- Specific excise tax: \$0.24 per gallon
- Ad valorem excise tax (off-premises sales): 1 percent

\$0.20 per gallon for alcohol content of more than 6.25 percent, with 3 percent off-premises ad valorem retail rate. Ad valorem tax applied at retail level.

#### *Wine (12 percent alcohol)*

- Specific excise tax: \$0.75 per gallon
- Ad valorem excise tax (off-premises sales): 3 percent

Ad valorem tax applied at retail level.

#### *Spirits (40 percent alcohol)*

- Specific excise tax: \$2.50 per gallon
- Ad valorem excise tax (on-premises sales): 14 percent
- Ad valorem excise tax (off-premises sales): 3 percent

\$1.00 per gallon for alcohol content of less than 26.25 percent but more than 6.25 percent. Ad valorem tax applied at retail level.

### Drink Specials

- Free beverages: Not prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Prohibited
- Reduced price at specified day or time: Not prohibited
- Unlimited beverages: Prohibited
- Increased volume: Not prohibited

### Wholesale Pricing

Pricing restrictions exist.

#### *Beer (5 percent alcohol)*

- Retailer credit not permitted

#### *Wine (12 percent alcohol)*

- Retailer credit not permitted

#### *Spirits (40 percent alcohol)*

- Retailer credit not permitted

## Arkansas State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i>	
This is a duty that is shared between all law enforcement agencies in the state.	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i>	
We work together with other local and state agencies doing compliance checks. The other agencies inform us with any problems they are having in their areas.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	Yes
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	Yes
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	Yes
Underage Alcohol–Related Fatality Investigations	Yes
<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	Not applicable
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession by state law enforcement agencies	640
Number pertains to the 12 months ending	12/31/2011
Data include arrests/citations issued by local law enforcement agencies	Yes
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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	2,608
Number of licensees that failed state compliance checks	274
Numbers pertain to the 12 months ending	12/31/2011
<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
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	No data
Total amount in fines across all licensees	\$188,000
Numbers pertain to the 12 months ending	12/31/2011
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	9
Total days of suspensions across all licensees	16
Numbers pertain to the 12 months ending	12/31/2011
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	
Number of license revocations imposed <sup>5</sup>	0
Numbers pertain to the 12 months ending	12/31/2011

**Additional Clarification**

Out of 18,263 minors found in possession by state law enforcement agencies, the number of those driving while intoxicated (DWI) under 21 was 16,950, the number of those driving under the influence (DUI) was 673, and the number of minors in possession (MIP) was 640 total (minors in possession or intoxicated)

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

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

**Special Prevention Unit (SPU)**

Number of youth served	725
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	12/31/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable

Program description: This program is funded by a subgrant issued by the Arkansas Department of Finance and Administration under the Enforcing Underage Drinking Laws (EUDL) grant. SPU is a collaborative prevention-based initiative focusing on the reduction of the onset and current use of alcohol among youth in Hempstead, Pike, and Little River Counties as well as the Dequeen, Hope, Fouke, and Texarkana Arkansas Police Departments. The primary goal is to provide an opportunity for youth leaders to be formally trained in prevention, advocacy, substance education, and leadership to serve as peer leaders and role models for the youth population in their perspective areas. The secondary goal is to improve access and training for adult volunteers. The SPU program offers opportunities to train youth to give back to the community and to work in conjunction with law enforcement and Substance Abuse Prevention (SAP) Committee to present community educationa programs, peer monitoring, and prevention programs for upperclassmen within the school.

**Strategies To Reduce Underage Drinking in Madison County**

Number of youth served	660 (200 at Red Ribbon, 260 at Teen Summit, 200 at Camp Harvest)
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 data
Evaluation report is available	No data
URL for report:	Not applicable
URL for more program information:	Not applicable

Program description: Through collaboration, the Madison County Sheriff's Office, Huntsville School District, Huntsville Police Department, and Madison County Community Coalition have implemented the following strategies:

- Compliance checks (environmental enforcement strategy)
- Evidence-based program: Life Skills (Camp Harvest, an educational strategy)
- Education through Red Ribbon Week (educational strategy)
- Education through 8th-grade Teen Summit (educational strategy)
- Social norm advertising campaign (environmental strategy)

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking</b>	
<b>Arkansas Collegiate Drug Education Committee (ACDEC)</b> URL for more program information: <a href="http://www.acdec.org">http://www.acdec.org</a>	
Program description: Funded in part by a subgrant from Arkansas Department of Finance and Administration under the Enforcing Underage Drinking Laws grant, ACDEC is a collaboration of colleges and universities across the state. ACDEC provides support to member colleges in the form of mini grants for underage drinking prevention and education initiatives. ACDEC is a unique program in the state of Arkansas in that it focuses on the college-age population. ACDEC provides an array of innovative and impactful education and prevention programming, such as Mock-tail parties, Spring Break programs, and leadership training.	

<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i> Program description:	No recognized Tribes Not applicable
<i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i> Program description:	No Not applicable
<i>State has adopted or developed best practice standards for underage drinking prevention programs</i>	No
<b>Additional Clarification</b>	
None given	

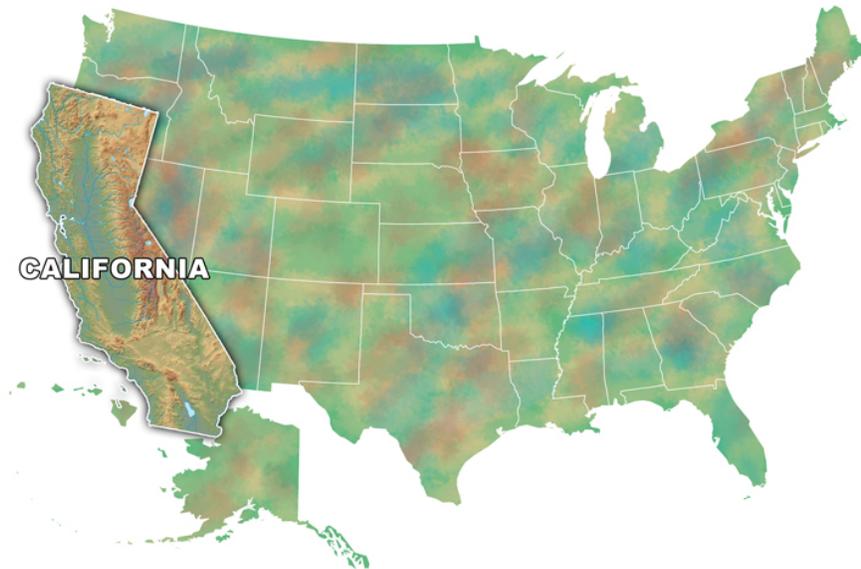
<b>State Interagency Collaboration</b>	
<i>A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities</i>	No
<i>Committee contact information:</i> No data	
<i>Agencies/organizations represented on the committee:</i> Because the Strategic Prevention Framework State Incentive Grant (SPF SIG) funds ended in September 2011, the Underage Drinking Task Force Committee has been inactive, but efforts are being made to revitalize the committee.  Mothers Against Drunk Drivers University of Arkansas for Medical Sciences—College of Medicine Arkansas Department of Education Arkansas Collegiate Drug Education Committee Arkansas Beverage Control Enforcement Arkansas State Police Highway Safety Office Arkansas State Drug Director Director of Prevention Services Arkansas Department of Health & Human Services Arkansas Division of Youth Services	
<i>A website or other public source exists to describe committee activities</i> URL or other means of access: <a href="http://www.arunderagedrinking.com/task_force.asp">http://www.arunderagedrinking.com/task_force.asp</a>	Yes

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	Yes
Prepared by	Not applicable
Plan can be accessed via	Not applicable

<p>State has prepared a report on preventing underage drinking in the last 3 years <span style="float: right;">No</span>                  Prepared by: Office of Alcohol and Drug Abuse Prevention                  Plan can be accessed <a href="http://www.arunderagedrinking.com/statistics.asp">http://www.arunderagedrinking.com/statistics.asp</a>                  via:</p>
<b>Additional Clarification</b>
None given

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<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 based on the 12 months ending	Data unavailable
<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	Data unavailable
Estimate based on the 12 months ending	Data unavailable
<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	Not applicable
Estimate based on the 12 months ending	Not applicable

<b>Funds Dedicated to Underage Drinking</b>	
<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>	
No data	
<b>Additional Clarification</b>	
None given	



# California

## State Profile and Underage Drinking Facts\*

**State Population: 37,691,912**  
**Population Ages 12–20: 4,881,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	25.3	1,235,000
Past-Month Binge Alcohol Use	16.7	816,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	5.3	80,000
Past-Month Binge Alcohol Use	2.8	43,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	22.1	360,000
Past-Month Binge Alcohol Use	13.5	220,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	45.6	795,000
Past-Month Binge Alcohol Use	31.8	553,000
<b>Alcohol-Attributable Deaths (under 21)</b>		545
<b>Years of Potential Life Lost (under 21)</b>		32,442
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	27.0	99

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Private location OR EITHER
- Parent/guardian OR
- Spouse

*Note:* California’s “Any Private Location” exception excludes possession in motor vehicles. California’s statute regarding possession of alcohol by a person under 21 includes an exception for “responsible adult relative” but does not specify which relatives are included. For purposes of this report, the phrase “responsible adult relative” is interpreted as including a spouse.

### Underage Consumption of Alcohol

Consumption is not explicitly prohibited.

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

### Underage Purchase of Alcohol

Purchase is prohibited, but youth may 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.

#### *Provisions Targeting Retailers*

- Licenses for drivers under 21 are easily distinguishable from those for drivers 21 and older.
- Retailers are permitted to seize apparently false IDs.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## Laws Targeting Underage Drinking and Driving

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

- BAC limit: 0.01
- 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

***Authority To Impose Driver’s License Sanction***

- Mandatory

***Length of Suspension/Revocation***

- 365 days

**Graduated Driver’s License**

***Learner Stage***

- Minimum entry age: 15 years, 6 months
- Minimum learner stage period: 6 months
- Minimum supervised driving requirement: 50 hours—10 of which must be at night

***Intermediate Stage***

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 11 p.m.
  - No primary enforcement of the night-driving rule
- Passenger restrictions exist: No passengers under 20, unless accompanied by a parent, guardian, instructor, or licensed driver over 25
  - No primary enforcement of the passenger-restriction rule

***License Stage***

- Minimum age to lift restrictions: 17

## **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: Not specified
- Maximum: 19

***Appearance Requirements***

- No hats, sunglasses, tattoos, visible body piercing, clothing with college or alcohol verbiage/logos
- Minimal jewelry
- Not large in stature
- Appropriate dress for age
- Hair that does not obscure facial features
- Male: No facial hair, really short hair, balding, or receding hairline
- Female: Minimal makeup, no provocative clothing

***ID Possession***

- Discretionary

***Verbal Exaggeration of Age***

- Prohibited

***Decoy Training***

- Not specified

**Penalty Guidelines for Sales to Minors**

- Time period/conditions: 3 years
- First offense: \$3,000 fine or 15-day license suspension
- Second offense: Between \$2,500 and \$20,000 fine or 25-day license suspension
- Third offense: License revocation

*Note:* Retailer has option to accept fine in lieu of suspension. Lists of aggravating and mitigating factors are provided.

**Responsible Beverage Service*****Voluntary Beverage Service Training***

- The law does not specify on- or off-sale establishments.
- The law does not specify new or existing outlets.

***Incentive for training***

- Mitigation of fines or other administrative penalties for sales to minors

**Minimum Ages for Off-Premises Sellers**

- Beer: Not specified
- Wine: Not specified
- Spirits: Not specified

***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages***

- Manager/supervisor is present.

**Minimum Ages for On-Premises Sellers**

- Beer: 18 for servers and 21 for bartenders
- Wine: 18 for servers and 21 for bartenders
- Spirits: 18 for servers and 21 for bartenders

**Distance Limitations for New Alcohol Outlets near Universities and Schools*****Colleges and Universities***

Limitations on outlet siting:

- Off-premises outlets: Yes—within 1½ miles of universities with enrollments of 1,000 or more students, of whom 500 or more reside on university grounds.
- On-premises outlets: Yes—within 1½ miles of universities with enrollments of 1,000 or more students, of whom 500 or more reside on university grounds.
- Alcohol products: Wine, spirits—does not include beer or products of not more than 4 percent ABV.
- Exceptions to the college restriction exist for numerous individual colleges and universities.

### ***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: No
- On-premises outlets: Yes—within 600 feet
- Alcohol products: Beer, wine, spirits

### **Dram Shop Liability**

Statutory liability exists subject to the following conditions:

- Limitations on elements/standards of proof: Minor must be obviously intoxicated at time alcohol of furnishing

### **Social Host Liability Laws**

Statutory liability exists subject to the following conditions:

- Limitations on elements/standards of proof: Knowledge of underage status

### **Host Party Laws**

No state-imposed liability for hosting underage drinking parties

### **Retailer Interstate Shipments of Alcohol**

Prohibition against retailer interstate shipments:

- Beer: Prohibited
- Wine: Uncertain
- Spirits: Prohibited

*Note:* An individual or retail licensee in a state that affords California retail licensees or individuals an equal reciprocal shipping privilege, may ship, for personal use and not for resale, no more than two cases of wine (no more than 9 liters each case) per month to any adult resident in this state. Delivery of a shipment pursuant to this subdivision shall not be deemed to constitute a sale in this state.

### **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:*** None

***Shipping Label Statement Requirements***

- Contains alcohol
- Recipient must be 21

### **Keg Registration**

- Keg definition: 6 gallons or more
- Prohibited: Possessing unregistered, unlabeled keg—maximum fine/jail: \$1,000/6 months

- Purchaser information collected:
  - Purchaser’s name and address
  - Verified by a government-issued ID
- Warning information to purchaser: Not required
- Deposit: Not required
- Provisions do not specifically address disposable kegs.

## **Alcohol Pricing Policies**

### **Home Delivery**

- Beer: Permitted
- Wine: Permitted
- Spirits: Permitted

### **Alcohol Tax**

- Beer (5 percent alcohol): Specific excise tax is \$0.20 per gallon
- Wine (12 percent alcohol): Specific excise tax is \$0.20 per gallon
- Spirits (40 percent alcohol): Specific excise tax is \$3.30 per gallon

### **Drink Specials**

- Free beverages: Prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Not prohibited
- Reduced price at specified day or time: Not prohibited
- Unlimited beverages: Not prohibited
- Increased volume: Not prohibited

### **Wholesale Pricing**

Pricing restrictions exist.

#### ***Beer (5 percent alcohol)***

- Price posting requirements: Post
- Retailer credit: Restricted —30 days maximum

#### ***Wine (12 percent alcohol)***

- Retailer credit: Restricted —30 days maximum

#### ***Spirits (40 percent alcohol)***

- Retailer credit: Restricted —30 days maximum

## California State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> California Department of Alcoholic Beverage Control	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> Please visit <a href="http://www.abc.ca.gov/programs/programs.html">http://www.abc.ca.gov/programs/programs.html</a> for more information on coordinated efforts by enforcement agencies that enforce laws prohibiting underage drinking.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	Yes
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	Yes
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>	Yes
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	California Department of Alcoholic Beverage Control
Such laws are also enforced by local law enforcement agencies	Unknown
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	Yes
Number of minors found in possession by state law enforcement agencies	688
Number pertains to the 12 months ending	06/30/2011
Data include arrests/citations issued by local law enforcement agencies	No
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	Yes
Data are collected on these activities	Yes
Number of licensees checked for compliance by state agencies	2,928
Number of licensees that failed state compliance checks	452
Numbers pertain to the 12 months ending	06/30/2011
<i>Local agencies conduct underage compliance checks/decoy operations to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	Yes
Data are collected on these activities	Yes
Number of licensees checked for compliance by local agencies	4,443
Number of licensees that failed local compliance checks	701
Numbers pertain to the 12 months ending	06/30/2011
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	Yes
Number of fines imposed by the state <sup>3</sup>	990
Total amount in fines across all licensees	\$2,927,850
Numbers pertain to the 12 months ending	06/30/2011
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	No
Number of suspensions imposed by the state <sup>4</sup>	Data not collected
Total days of suspensions across all licensees	Data not collected
Numbers pertain to the 12 months ending	Data not collected

State collects data on license revocations imposed on retail establishments specifically for furnishing minors	Yes
Number of license revocations imposed <sup>5</sup>	15
Numbers pertain to the 12 months ending	06/30/2011
<b>Additional Clarification</b>	
None given	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b>Not applicable</b>	
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 data
Evaluation report is available	No data
URL for evaluation report	No data
URL for more program information:	No data
Program description: Please refer to clarification at the end of this section.	

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking</b>	
<b>Safe and Drug Free Schools and Communities (SDFSC)—Governor’s Program</b>	
URL for more program information: <a href="http://www.adp.ca.gov/FactSheets">http://www.adp.ca.gov/FactSheets</a>	
Program description: The SDFSC Governor’s Program was designed to serve children and youth who are not normally served by state or local educational agencies and populations that need special services or additional resources, such as youth in juvenile detention facilities, runaway or homeless children and youth, pregnant and parenting teenagers, and school dropouts. The Governor’s Program projects continued through June 30, 2011. Results were determined through a voluntary cross-site evaluation of SDFSC programs and impact on participants. Quantitative results showed significant reductions in youth current substance use, including: alcohol and binge drinking, tobacco, marijuana, methamphetamine, prescription drug misuse, and “other” drugs.	
<b>Negotiated Net Amount (NNA) Contract for Substance Abuse Prevention and Treatment Block Grant (SAPT-BG)-Funded Primary Prevention Services</b>	
URL for more program information: <a href="http://www.adp.ca.gov/FactSheets">http://www.adp.ca.gov/FactSheets</a>	
Program description: Through the NNA Contract, the State Department of Alcohol and Drug Programs (ADP) funds counties to address problems and priorities determined through the Strategic Prevention Framework. Based on their local needs assessment, counties prioritize and identify strategies, best practices, policies, and programs to best suit local needs. Prevention programs throughout the state offer a comprehensive approach that may focus on alcohol and drug issues.	
<b>Strategic Prevention Framework State Incentive Grant (SPF SIG)</b>	
URL for more program information: <a href="http://www.adp.ca.gov/FactSheets">http://www.adp.ca.gov/FactSheets</a>	

Program description: The SPF SIG is a federal grant program from SAMHSA designed to further the use of the Strategic Prevention Framework at the state and local levels. The implementation of the SPF SIG will focus on streamlining the SPF planning process, which will help communities move quickly to action and outcomes. Communities selected for this grant will focus on underage and excessive alcohol drinking among 12- to 25-year-olds.

**Additional Information Related to Underage Drinking Prevention Programs**

<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i>	No
Description of collaboration:	Not applicable
<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**

State ADP is in the beginning stages of collaborating directly with recognized Tribal governments. Members of the Native American Health Center (NAHC) have joined the SPF SIG State Epidemiological Workgroup (SEW). SEW members have also attended some meetings lead by the NAHC. Having the opportunity to attend these meetings and develop relationships with Native American experts across the state has been invaluable. Through needs assessments at the county/local level, counties may identify this population as a priority population and collaborate in the prevention of underage drinking. State ADP does not directly implement programs. Through the SPF, many of California’s 58 counties have identified underage alcohol use as a priority area. According to data collected from the California Outcomes Measurement Service for Prevention for FY2009–2010, 25 counties identified underage drinking as a priority area in their strategic plans, and 13 counties identified youth access to alcohol as a priority area in their strategic plans.

**State Interagency Collaboration**

<i>A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities</i>	Yes
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*Committee contact information:*  
 Name: Denise Galvez, GPAC Coordinator  
 E-mail: denise.galvez@adp.ca.gov  
 Address: 1700 K Street, 4th Floor, Sacramento, CA 95811  
 Phone: 916-327-4076

*Agencies/organizations represented on the committee:*  
 Department of Alcohol and Drug Programs  
 Alcoholic Beverage Control  
 Attorney General’s Office  
 California Community Colleges  
 California Conservation Corps  
 Department of Public Health  
 California Highway Patrol  
 California Emergency Management Agency  
 Office of the Chancellor, California State University  
 Office of the President of the University of California  
 Office of Traffic Safety  
 Department of Mental Health  
 Department of Social Services  
 Superintendent of Public Instruction, Department of Education  
 Department of Rehabilitation  
 California National Guard  
 Governor’s Office of Planning and Research

A website or other public source exists to describe committee activities	Yes
URL or other means of access:	<a href="http://www.adp.ca.gov/Prevention/gpac.shtml">http://www.adp.ca.gov/Prevention/gpac.shtml</a>

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	No
Prepared by	Not applicable
Plan can be accessed via	Not applicable
<i>State has prepared a report on preventing underage drinking in the last 3 years</i>	Yes
<p>Prepared by:</p> <p>The most recent Biennial California Student Survey (CSS) was conducted by the Department of Alcohol and Drug Programs and the California Department of Education through a contract with WestEd. Another survey with alcohol, tobacco, and drug data related to youth is the California Healthy Kids Survey (CHKS). The 2010 California Needs Assessment Report (NAR) was released by ADP and contains alcohol and other drug data and analysis.</p> <p>Plan can be accessed via: The 13th Biennial CSS Report for 2009–2010 is available at <a href="http://www.wested.org/online_pubs/hhdp/css_13th_highlights.pdf">http://www.wested.org/online_pubs/hhdp/css_13th_highlights.pdf</a>. The CHKS results are available at <a href="http://chks.wested.org/indicators">http://chks.wested.org/indicators</a>. The 2010 California NAR Report is available at <a href="http://www.adp.ca.gov/Funding/pdf/2010_Ca_Needs_Assessment_Report.pdf">http://www.adp.ca.gov/Funding/pdf/2010_Ca_Needs_Assessment_Report.pdf</a>.</p>	
<b>Additional Clarification</b>	
<p>The Governor's Prevention Advisory Council (GPAC) was established to coordinate the state's strategic efforts to achieve reductions in the incidence and prevalence of the inappropriate use of alcohol, tobacco, and other drugs. GPAC members maintain autonomy while carrying out GPAC prevention objectives through their respective organizations. GPAC subcommittees address such issues as alcohol policy and underage drinking prevention.</p>	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<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	Data unavailable
Estimate based on the 12 months ending	Data unavailable
<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	Data unavailable
Estimate based on the 12 months ending	Data unavailable
<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:	Data unavailable
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data

<b>Funds Dedicated to Underage Drinking</b>	
<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>	
No data	
<b>Additional Clarification</b>	
<p>Under the directive of SAMHSA, states are required to provide data on all Substance Abuse Prevention and Treatment Block Grant (SAPT-BG)-funded primary prevention services. Counties enter their data into the California Outcome Measurement Service for Prevention (CalOMS Pv), which is then used to provide the data for the SAPT-BG application. Funding is tracked by the six Primary Prevention Center for Substance Abuse Prevention (CSAP) strategies and three Institute of Medicine (IOM) categories. Prevention program data is not broken down by cost per service or identified issues such as underage drinking. Underage drinking is being addressed in California. Prevention programming throughout the state is not narrowly defined to address one topic; therefore, data are not collected by cost per service. When asking other agencies about how much they invest in underage drinking, the state may find they do not view their services as having this specific purpose, and thus cannot isolate the dollar amounts requested in the survey. For example, the Department of Education and Higher Education systems may consider underage drinking as a component of a program to improve overall academic performance and reduce dropout rates, but data on the cost per service specific to underage drinking is not collected.</p>	



# Colorado

## State Profile and Underage Drinking Facts\*

**State Population: 5,116,796**  
**Population Ages 12–20: 568,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	31.7	180,000
Past-Month Binge Alcohol Use	17.9	102,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	9.7	18,000
Past-Month Binge Alcohol Use	2.5	5,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	28.7	56,000
Past-Month Binge Alcohol Use	16.9	33,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	57.8	105,000
Past-Month Binge Alcohol Use	35.2	64,000
<b>Alcohol-Attributable Deaths (under 21)</b>		74
<b>Years of Potential Life Lost (under 21)</b>		4,492
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	16.0	11

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Private location AND
- Parent/guardian

*Note:* Colorado's exception requires the knowledge and consent of the owner of the private property when minors possess alcohol (in addition to the consent and presence of a parent or guardian).

### Underage Consumption of Alcohol

Consumption is prohibited with the following exception(s):

- Private location AND
- Parent/guardian

*Note:* Colorado's exception requires the knowledge and consent of the owner of the private property when minors consume alcohol (in addition to the consent and presence of a parent or guardian).

### Internal Possession by Minors

Internal possession is prohibited with the following exception(s):

- Private location AND
- Parent/guardian

*Note:* Colorado's exception requires the knowledge and consent of the owner of the private property when minors possess or consume alcohol (in addition to the consent and presence of a parent or guardian).

### 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.

*Note:* In Colorado, the license revocation period for a first conviction of obtaining or attempting to obtain an alcoholic beverage by misrepresentation of age is 24 hours of public service, if ordered by the court, or 3 months.

#### *Provision(s) Targeting Suppliers*

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

#### *Provisions Targeting Retailers*

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Retailers are permitted to seize apparently false IDs.

- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.
- Retailer has the authority to detain a minor suspected of using a false ID in connection with the purchase of alcohol.

## **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: 90 days

### **Graduated Driver’s License**

#### ***Learner Stage***

- Minimum entry age: 15
- Minimum learner stage period: 12 months
- Minimum supervised driving requirement: 50 hours—10 of which must be at night

#### ***Intermediate Stage***

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 12 a.m.
  - No primary enforcement of the night-driving rule
- Passenger restrictions exist: For first 6 months, no passengers under 21 unless immediate family member; second 6 months, only one passenger under 21 who is not immediate family
  - No primary enforcement of the passenger-restriction rule

#### ***License Stage***

- Minimum age to lift restrictions: 17

## Laws Targeting Alcohol Suppliers

### **Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s):

- Private location AND
- Parent/guardian

### **Compliance Check Protocols**

#### ***Age of Decoy***

- Minimum: 18
- Maximum: 20

#### ***Appearance Requirements***

- Age-appropriate appearance with no age enhancements

#### ***ID Possession***

- Discretionary

#### ***Verbal Exaggeration of Age***

- Prohibited

#### ***Decoy Training***

- Not specified

### **Penalty Guidelines for Sales to Minors**

- Time period/conditions: 1 year
- First offense: Written warning to up to 15-day license suspension—accepting fine in lieu of 15 days of suspension is discretionary
- Second offense: 25-day suspension, 10 days served and 15 held in abeyance
- Third offense: 44-day suspension, 20 served and 24 held in abeyance
- 4th offense: 45-day or more license suspension or license revocation

*Note:* Lists of aggravating and mitigating factors are provided. Responsible alcohol vendors may receive a warning on the first offense.

### **Responsible Beverage Service**

#### ***Voluntary Beverage Service Training***

- The law does not specify on- or off-sale establishments.
- The law does not specify new or existing outlets.

#### ***Incentive for Training***

- Mitigation of fines or other administrative penalties for sales to minors.

*Note:* No person shall be employed to serve alcohol beverages or provide security within a “common consumption area,” that is, an area designed as a common area in an “entertainment district” approved by the local licensing authority that uses physical barriers to close the area to motor vehicle traffic and limit pedestrian access, unless the server has completed the server and seller training program established by the director of liquor enforcement. An “entertainment district” is a designated area within a municipality with no more than 100 acres containing at

least 20,000 feet of premises licensed as a tavern, hotel and restaurant, brew pub, retail gaming tavern, or vintner’s restaurant when the district is created.

### **Minimum Ages for Off-Premises Sellers**

- Beer: 21
- Wine: 21
- Spirits: 21

*Note:* Although employees must be at least 21 years old to sell malt, vinous, or spirituous liquors in a retail liquor store, employees at least 18 years old may sell fermented malt beverages containing not more than 3.2 percent alcohol by weight in establishments where fermented malt beverages are sold at retail in containers for off-premises consumption.

### **Minimum Ages for On-Premises Sellers**

- Beer: 18 for both servers and bartenders
- Wine: 18 for both servers and bartenders
- Spirits: 18 for both servers and bartenders

### ***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages***

- Manager/supervisor is present.

*Note:* Persons under 21 years old employed to sell or dispense malt, vinous, or spirituous liquors must be supervised by another person who is on premise and has attained 21 years of age.

### **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

#### ***Colleges and Universities***

Limitations on outlet siting:

- Off-premises outlets: Yes—within 500 feet
- On-premises outlets: Yes—within 500 feet
- Alcohol products: Beer, wine, spirits

#### ***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 500 feet
- On-premises outlets: Yes—within 500 feet
- Alcohol products: Beer, wine, spirits

### **Dram Shop Liability**

Statutory liability exists subject to the following conditions:

- Limitations on damages: \$280,810 per person
- Limitations on elements/standards of proof: Knowledge of underage status

### **Social Host Liability Laws**

Statutory liability exists subject to the following conditions:

- Limitations on damages: \$280,810 per person
- Limitations on elements/standards of proof: Knowledge of underage status

### **Host Party Laws**

No state-imposed liability for hosting underage drinking parties

### **Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

### **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***

- Common carrier must verify age of recipient.

#### ***State Approval/Permit Requirements***

- Producer/shipper must obtain state permit.

#### ***Reporting Requirement***

- Producer must record/report purchaser's name.

#### ***Shipping Label Statement Requirements***

- Contains alcohol
- Recipient must be 21

### **Keg Registration**

Not required

## **Alcohol Pricing Policies**

### **Home Delivery**

- Beer: Permitted—state permit required
- Wine: Permitted—state permit required
- Spirits: Permitted—state permit required

### **Alcohol Tax**

- Beer (5 percent alcohol): Specific excise tax is \$0.08 per gallon.
- Wine (12 percent alcohol): Specific excise tax is \$0.32 per gallon.
- Spirits (40 percent alcohol): Specific excise tax is \$2.28 per gallon.

### **Drink Specials**

No law

### **Wholesale Pricing**

Pricing restrictions exist.

#### ***Beer (5 percent alcohol)***

- Minimum markup/Maximum discount: Yes—no sales below cost
- Retailer credit: Restricted—30 days maximum

***Wine (12 percent alcohol)***

- Minimum markup/Maximum discount: Yes—no sales below cost
- Retailer credit: Restricted —30 days maximum

***Spirits (40 percent alcohol)***

- Minimum markup/Maximum discount: Yes—no sales below cost
- Retailer credit: Restricted—30 days maximum

## Colorado State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Liquor Enforcement Division, Colorado Department of Revenue	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> The state holds cooperative enforcement operations with local law enforcement agencies conducting compliance checks and special event patrols. The state also conducts training for local law enforcement.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	No
<i>Local law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	Yes
<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	Yes Liquor Enforcement Division, Colorado Dept. of Revenue
Such laws are also enforced by local law enforcement agencies	No
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession by state law enforcement agencies	Yes 464
Number pertains to the 12 months ending	12/31/2011
Data include arrests/citations issued by local law enforcement agencies	No
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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	1,867
Number of licensees that failed state compliance checks	280
Numbers pertain to the 12 months ending	12/31/2011
<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	Yes
Number of licensees checked for compliance by local agencies	1,509
Number of licensees that failed local compliance checks	107
Numbers pertain to the 12 months ending	12/31/2011
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	Yes 205
Total amount in fines across all licensees	\$160,738
Numbers pertain to the 12 months ending	12/31/2011
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	Yes 263
Total days of suspensions across all licensees	4,349
Numbers pertain to the 12 months ending	12/31/2011

State collects data on license revocations imposed on retail establishments specifically for furnishing minors	Yes
Number of license revocations imposed <sup>5</sup>	2
Numbers pertain to the 12 months ending	12/31/2011
<b>Additional Clarification</b>	
None given	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b>Persistent Drunk Driver</b>	
Number of youth served	225,435
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information:	
<a href="http://www.colorado.gov/cs/Satellite?blobcol=urldata&amp;blobheadername1=Content-Disposition&amp;blobheadername2=Content-Type&amp;blobheadervalue1=inline%3B+filename%3D%22Prevention+Program+Profile.pdf%22&amp;blobheadervalue2=application%2Fpdf&amp;blobkey=id&amp;blobtable=MungoBlobs&amp;blobwhere=1251694238324&amp;ssbinary=true">http://www.colorado.gov/cs/Satellite?blobcol=urldata&amp;blobheadername1=Content-Disposition&amp;blobheadername2=Content-Type&amp;blobheadervalue1=inline%3B+filename%3D%22Prevention+Program+Profile.pdf%22&amp;blobheadervalue2=application%2Fpdf&amp;blobkey=id&amp;blobtable=MungoBlobs&amp;blobwhere=1251694238324&amp;ssbinary=true</a>	
<p>Program description: Pursuant to legislation passed in 1998, penalties were increased for high blood alcohol concentration (BAC) and repeat driving under the influence (DUI) offenders. Referred to as the Persistent Drunk Driver (PDD) Act of 1998, this legislation defined the PDD program and created the PDD Cash Fund, which is funded by a surcharge imposed on convicted driving while alcohol impaired (DWAI)/DUI offenders. Monies in the PDD fund are subject to annual appropriation by the general assembly, with the scope of their use stipulated by statute. Overall, the primary purpose of the fund is to support programs intended to prevent persistent drunk driving or intended to educate the public, with particular emphasis on the education of young drivers, regarding the dangers of persistent drunk driving.</p> <p>Authorizing legislation/grant: C.R.S 42-3-303, et seq. (House Bill 98-1334) sponsors Hopper/Hagedorn.</p> <p>Population served: Programs, practices, and approaches cover a wide range of prevention activities including collaboration with local organizations; conducting educational programs for young people, parents, enforcement officials, community and business leaders, healthcare providers, school personnel, and others; promoting governmental and voluntary policies to promote alcohol-free activities for citizens; and restricted access to alcoholic beverages.</p>	

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking</b>	
<b>Law Enforcement Assistance Funds</b>	
URL for more program information: <a href="http://www.colorado.gov/cs/Satellite?blobcol=urldata&amp;blobheadname1=Content-Disposition&amp;blobheadname2=Content-Type&amp;blobheadvalue1=inline%2Fpdf&amp;blobkey=id&amp;blobtable=MungoBlobs&amp;blobwhere=1251694205887&amp;ssbinary=true">http://www.colorado.gov/cs/Satellite?blobcol=urldata&amp;blobheadname1=Content-Disposition&amp;blobheadname2=Content-Type&amp;blobheadvalue1=inline%2Fpdf&amp;blobkey=id&amp;blobtable=MungoBlobs&amp;blobwhere=1251694205887&amp;ssbinary=true</a>	
Program description: The Law Enforcement Assistance Fund (LEAF) increases the capacity for comprehensive impaired driving education and underage drinking prevention at the local level.	
Authorizing legislation/grant: CRS 43-4-401 et seq. allocates a portion of funds to the Colorado Department of Human Services, Division of Behavioral Health. These dollars are used to establish a statewide program for the prevention of driving after drinking, including educating the public about the problems of driving after drinking, preparing and disseminating educational materials dealing with the effects of alcohol and drugs on driving behavior, and preparing and disseminating educational curriculum materials for use at all levels of school.	
Population served: Across Colorado, individuals, organizations, and community coalitions are actively engaged in broad-based and coordinated activities designed to reduce underage access to alcohol and to prevent impaired driving. These programs, practices, and approaches cover a wide range of prevention activities including collaboration with local organizations; conducting educational programs for young people, parents, enforcement officials, community and business leaders, healthcare providers, school personnel, and others; and promoting governmental and voluntary policies to promote alcohol-free activities for citizens and to restrict access to alcoholic beverages for underage persons.	

<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i>	Yes
Description of collaboration: Ignacio, CO, a multiethnic community with a Native American presence, has undertaken a 5-year approach affirming a course correction in its prevention strategy. With the Boys and Girls Club (BGC) of the Southern Ute Indian Tribe and the Ignacio School District, Southern Ute Community Action Programs (SUCAP) conducts evidence-based programming covering a younger age group. The BGC Stay Smart program targets youth ages 9 to 11, with a Native Hip Hop adaptation of the Smart Leaders program creating a role for youth ages 12 and older. SUCAP operates Project Venture, an afterschool activity combining classroom concept-building with challenging outdoor activities developed for Native communities. Outreach is based on relationship building with youth in the schools and the Ignacio Teen Center to create a continuum of contacts and dosage along with process and outcome evaluation.	
<i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i>	Yes
Program description: Corona Insights, on behalf of Peter Webb Public Relations, conducted the following research to aid the development of a social norming campaign for Western State College as part of the PDD program. This research, conducted during the beginning of the fall semester in 2010, worked to identify the current state of student perceptions regarding alcohol use and driving while impaired, actual behavior related to driving under the influence, and awareness of drinking and driving media messages. This survey's goal was to establish a baseline for the 2010–2011 campaign, as well as to continue informing future campaigns.	
<i>State has adopted or developed best practice standards for underage drinking prevention programs</i>	Yes
Best practice standards description: Each funded agency is required to present and follow programs that are evidence based and data driven. They are allowed to choose from many different evidence-based curriculums with the intention of reducing the percentage of underage drinking in their	

particular community. Data are collected from each provider every month. At the end of the fiscal year, evaluation reports with aggregate data will be collected to determine the overall effectiveness of each individual program as well as the underage drinking prevention program as a whole.

#### Additional Clarification

None given

#### State Interagency Collaboration

*A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities* Yes

##### Committee contact information:

Name: Lisa Finch  
E-mail: [cheryl.finch@state.co.us](mailto:cheryl.finch@state.co.us)  
Address: 3824 W. Princeton Circle, Denver, CO 80236  
Phone: 303-866-7488

##### Agencies/organizations represented on the committee:

Colorado Department of Revenue/Division of Motor Vehicles  
Colorado Department of Transportation/Office of Transportation Safety  
Colorado Judicial Department/Division of Probation Services  
Colorado Department of Human Services/Division of Behavioral Health

*A website or other public source exists to describe committee activities* Yes  
URL or other means of access: <http://www.noduicolorado.org>

#### Underage Drinking Reports

*State has prepared a plan for preventing underage drinking in the last 3 years* Yes

Prepared by: Prevention Staff  
Plan can be accessed via: No data

*State has prepared a report on preventing underage drinking in the last 3 years* Yes

Prepared by: Colorado Department of Human Services/Division of Behavioral Health Plan  
can be accessed via: <http://www.colorado.gov/cs/Satellite?c=Page&childpagename=CDHS-BehavioralHealth%2FCBONLayout&cid=1251581449373&pagename=CBONWrapper>

#### Additional Clarification

None given

#### State Expenditures for the Prevention of Underage Drinking

##### Compliance checks/decoy operations in retail outlets:

Estimate of state funds expended Data unavailable  
Estimate based on the 12 months ending Data unavailable

##### Checkpoints and saturation patrols:

Estimate of state funds expended Data unavailable  
Estimate based on the 12 months ending Data unavailable

##### Community-based programs to prevent underage drinking:

Estimate of state funds expended \$5,574,504  
Estimate based on the 12 months ending 06/30/2011

##### K–12 school-based programs to prevent underage drinking:

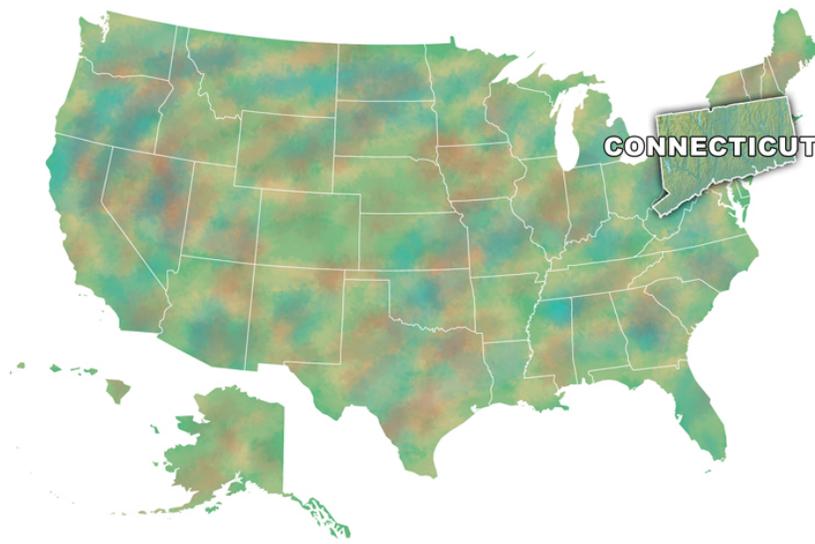
Estimate of state funds expended \$2,300,000  
Estimate based on the 12 months ending 06/30/2011

##### Programs targeted to institutes of higher learning:

Estimate of state funds expended \$237,000  
Estimate based on the 12 months ending 06/30/2011

<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	Data unavailable
Estimate based on the 12 months ending	Data unavailable
<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:	Not applicable
Estimate of state funds expended	Not applicable
Estimate based on the 12 months ending	Not applicable

<b>Funds Dedicated to Underage Drinking</b>	
<i>State derives funds dedicated to underage drinking from the following revenue streams:</i>	
Taxes	Yes
Fines	Yes
Fees	Yes
Other	Federal funds
<i>Description of funding streams and how they are used:</i>	
The Persistent Drunk Driver Funds are cash funds derived from DUI offenders of all ages. These funds must specifically be used, under legislative mandate, to educate young drivers on the dangers of persistent drunk driving.	
<b>Additional Clarification</b>	
The prevention programs funded through this agency incorporate some element of underage drinking and or drug use. Many of the programs target specific underage populations. It is required for each agency to demonstrate evidence-based outcomes related to underage drinking and all other programs implemented with funds received from Colorado.	



# Connecticut

## State Profile and Underage Drinking Facts\*

**State Population: 3,580,709**  
**Population Ages 12–20: 429,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	31.8	136,000
Past-Month Binge Alcohol Use	22.3	96,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	5.6	8,000
Past-Month Binge Alcohol Use	2.0	3,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	31.5	47,000
Past-Month Binge Alcohol Use	22.0	33,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	57.7	82,000
Past-Month Binge Alcohol Use	42.4	60,000
<b>Alcohol-Attributable Deaths (under 21)</b>		34
<b>Years of Potential Life Lost (under 21)</b>		2,030
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	34.0	12

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s): EITHER

- Parent/guardian OR
- Spouse

### Underage Consumption of Alcohol

Consumption is not explicitly prohibited.

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

### Underage Purchase of Alcohol

Purchase is prohibited, but youth may 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.

#### *Provisions Targeting Retailers*

- State provides incentives to retailers who use electronic scanners that read birthdate and other information digitally encoded on valid identification cards.
- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## 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 possession

#### *Authority To Impose Driver's License Sanction*

- Mandatory

#### *Length of Suspension/Revocation*

- 30 days

*Note:* In addition to the 30-day suspension penalty listed above, Connecticut imposes a license suspension of 60 days if underage possession occurs “on any public street or highway” (see Conn. Gen. Stat. §§ 14-111e(a), 30-89(b)(1)0).

## **Graduated Driver’s License**

### ***Learner Stage***

- Minimum entry age: 16
- Minimum learner stage period: 4 months with driver education; 6 months without
- Minimum supervised driving requirement: 40 hours

### ***Intermediate Stage***

- Minimum age: 16 years, 4 months
- Unsupervised night driving
  - Prohibited after: 11 p.m.
  - Primary enforcement of the night-driving rule
- Passenger restrictions exist: First 6 months, limited to one parent, instructor, or licensed adult who is at least 20 years old; second 6 months, expands to include immediate family
  - Primary enforcement of the passenger-restriction rule

### ***License Stage***

- Minimum age to lift restrictions: 18—passenger restrictions expire 12 months after issuance of intermediate license; unsupervised night-driving restrictions remain until age 18.

*Note:* A parent or guardian of any applicant less than 18 to whom a learner’s permit is issued on or after August 1, 2008, shall attend 2 hours of safe driving instruction with such applicant.

## **Laws Targeting Alcohol Suppliers**

### **Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s): EITHER

- Parent/guardian OR
- Spouse

### **Compliance Check Protocols**

#### ***Age of Decoy***

- Minimum: Not specified
- Maximum: Not specified

#### ***Appearance Requirements***

- No sweatshirts or other clothing appropriate for someone of legal age (e.g., military sweatshirts)

#### ***ID Possession***

- Discretionary

#### ***Verbal Exaggeration of Age***

- Prohibited

***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: 15
- Wine: 18
- Spirits: 18

**Minimum Ages for On-Premises Sellers**

- Beer: 18 for both servers and bartenders
- Wine: 18 for both servers and bartenders
- Spirits: 18 for both servers and bartenders

**Distance Limitations for New Alcohol Outlets Near Universities and Schools**

***Colleges and Universities***

No distance limitation

***Primary and Secondary Schools***

No distance limitation

**Dram Shop Liability**

Statutory liability exists subject to the following conditions:

- Limitations on damages: \$250,000 per person.
- Limitations on elements/standards of proof: Minor must be intoxicated at time of furnishing.
- The courts recognize common law dram shop liability.

*Note:* A common law cause of action is not precluded by the dram shop statute. Under common law, the limitations on damages may be avoided.

**Social Host Liability Laws**

- There is no statutory liability.
- The courts recognize common law social host liability.

**Host Party Laws**

Social host law is not specifically limited to underage drinking parties

- Action by underage guest that triggers violation: Possession
- Property type(s) covered by liability law: Residence, outdoor, other
- Standard for hosts' knowledge or action regarding the party: Knowledge—host must have actual knowledge of the occurrence
- Preventive action by the host negates the violation
- Exception(s): Family

*Note:* The “preventive action” provision in Connecticut requires the prosecution to prove that the host failed to take preventive action.

### **Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

### **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***

- Producer must verify age of purchaser—ID check is required at some point prior to delivery.
- Common carrier must verify age of recipient—ID check is required at some point prior to delivery.

#### ***State Approval/Permit Requirements***

- Producer/shipper must obtain state permit.
- State must approve common carrier.

#### ***Reporting Requirements***

- Producer must record/report purchaser’s name.
- Common carrier must record/report purchaser’s name.

#### ***Shipping Label Statement Requirements***

- Contains alcohol
- Recipient must be 21

### **Keg Registration**

- Keg definition: 6 gallons or more
- Prohibited: Possessing an unregistered, unlabeled keg—maximum fine/jail: \$500/3 months
- Purchaser information collected:
  - Purchaser’s name and address
  - Verified by a government-issued ID
- Warning information to purchaser: Passive—no purchaser action required
- Deposit: Not required
- Provisions do not specifically address disposable kegs.

## **Alcohol Pricing Policies**

### **Home Delivery**

- Beer: Permitted
- Wine: Permitted
- Spirits: Permitted

### **Alcohol Tax**

#### ***Beer (5 percent alcohol)***

- Specific excise tax: \$0.24 per gallon

Connecticut imposes a tax of \$7.20 per barrel, defined as “not less than twenty-eight nor more than thirty-one gallons,” and \$0.24 per wine gallon or fraction thereof on quantities less than a quarter barrel.

***Wine (12 percent alcohol)***

- Specific excise tax: \$0.72 per gallon

***Spirits (40 percent alcohol)***

- Specific excise tax: \$5.40 per gallon

**Drink Specials**

- Free beverages: Not prohibited
- Multiple servings at one time: Prohibited
- Multiple servings for same price as single serving: Not prohibited
- Reduced price at specified day or time: Not prohibited
- Unlimited beverages: Prohibited
- Increased volume: Not prohibited

**Wholesale Pricing**

Pricing restrictions exist.

***Beer (5 percent alcohol)***

- Volume discounts: Banned
- Minimum markup/Maximum discount: Yes—no sales below cost
- Price posting requirements: Post and hold—1 month minimum
- Retailer credit: Restricted—30 days maximum

***Wine (12 percent alcohol)***

- Volume discounts: Banned
- Minimum markup/Maximum discount: Yes—No sales below cost
- Price posting requirements: Post and hold—1 month minimum
- Retailer credit: Restricted—30 days maximum

***Spirits (40 percent alcohol)***

- Volume discounts: Banned
- Minimum markup/Maximum discount: Yes—No sales below cost
- Price posting requirements: Post and hold—1 month minimum
- Retailer credit: Restricted—30 days maximum

## Connecticut State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Department of Consumer Protection – Liquor Control Division	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> Liquor Control Division is a state regulatory agency (no police or arrest powers). Working with partners in law enforcement, both agencies share responsibility for enforcement of the Liquor Control Act. The Liquor Control Division and law enforcement conduct mutual operations and also independent investigations.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol–Related Fatality Investigations	Yes
<i>Local law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	Yes
Underage Alcohol–Related Fatality Investigations	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	Yes
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	Department of Consumer Protection – Liquor Control Division
Such laws are also enforced by local law enforcement agencies	Unknown
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession by state law enforcement agencies	Unknown
Number pertains to the 12 months ending	No data
Data include arrests/citations issued by local law enforcement agencies	No data
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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	498
Number of licensees that failed state compliance checks	82
Numbers pertain to the 12 months ending	12/31/2011
<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	Yes
Number of licensees checked for compliance by local agencies	No
Number of licensees that failed local compliance checks	Not applicable
Numbers pertain to the 12 months ending	Not applicable
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	Yes
Total amount in fines across all licensees	200
Numbers pertain to the 12 months ending	\$375,000
	12/31/2011

<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	Yes
Number of suspensions imposed by the state <sup>4</sup>	200
Total days of suspensions across all licensees	No data
Numbers pertain to the 12 months ending	12/31/2011
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	Yes
Number of license revocations imposed <sup>5</sup>	0
Numbers pertain to the 12 months ending	12/31/2011
<b>Additional Clarification</b>	
None given	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b>Partnerships for Success (PFS)</b>	
Number of youth served	43,362
Number of parents served	3,131
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/11
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report	<a href="http://www.ct.gov/dmhas/prevention">http://www.ct.gov/dmhas/prevention</a> pending
URL for more program information	<a href="http://www.ct.gov/dmhas/prevention/PHPCompendium.pdf">http://www.ct.gov/dmhas/prevention/PHPCompendium.pdf</a>
<p>Program description: The PFS is a 5-year, \$11.5 million grant awarded to Connecticut through a competitive bid from the SAMHSA Center for Substance Abuse Prevention (CSAP). PFS allows Connecticut to continue successful community-based approaches that prevent underage drinking through the use of the Strategic Prevention Framework (SPF). This data-driven public health approach builds on existing successes of over 20 community-based coalitions that specifically address underage drinking, including several other state and federally funded coalitions and community-based programs currently in place covering each region of the state. The PFS uses environmental prevention approaches to produce measurable reductions in alcohol consumption patterns and their negative consequences. The University of Connecticut Health Center conducts evaluations at the state and community levels to track performance targets. Goals include:</p> <ul style="list-style-type: none"> <li>• Reducing past-month alcohol use rates for individuals ages 12–20.</li> <li>• Preventing the onset and reducing the progression of childhood/underage drinking.</li> <li>• Strengthening capacity and infrastructure at the state and community levels to implement data-driven, evidence-based policies, practices, and programs.</li> <li>• Taking a collaborative approach to align state and community strategies, redirect existing services, and leverage human and fiscal resources to sustain efforts.</li> </ul> <p>Strategy types: Twenty funded community coalitions throughout the state use a public health approach in over 30 municipalities and statewide across college campuses to decrease alcohol consumption in youth ages 12 to 20. Additionally, coalitions build on existing resources to implement environmental strategies known to be effective in reducing youth alcohol use rates, such as curtailing retail and social access, policy change, enforcement, media advocacy, and parental and merchant education, as well as measure changes in underage drinking that use student survey and social indicator data.</p>	

Connecticut has recently completed implementation of the SAMHSA-funded strategic prevention framework (SPF) initiative, which identified underage drinking as a state priority. The SPF was a 5-year, \$11 million initiative that brought evidence-based programs, policies, and practices to communities through a coalition approach to regions across the state. Coalitions were charged with conducting needs and resource assessments, building community capacity to address underage drinking, developing strategic plans, implementing evidence-based programs, and evaluating and sustaining efforts once the initiative ended. The majority of the coalitions were continued through SAMHSA's Partnership for Success Grant.

Highlights included: Prioritizing and addressing underage drinking at the state and community levels; leveraging, redirecting, and realigning resources in support of the SPF and the reduction of underage drinking; and strengthening state/local capacity and infrastructure in support of prevention. Findings demonstrated the following:

- A 4 percent reduction in past-month alcohol use among Connecticut high school students from 2005 to 2009.
- A 12.9 percent reduction in binge drinking among high school students.
- A 17.4 percent reduction in early-onset drinking (i.e., before age 13; Youth Risk Behavior Survey).
- A reduction in alcohol-related motor vehicle fatalities, dropping from 47 percent in 2005 to 42 percent in 2008.
- A 34 percent increase in the number of evidence-based practices, programs, and policies, including environmental strategies, funded by the Department of Mental Health and Addiction Services (DMHAS).
- A statistically significant increase in community readiness to implement effective substance abuse prevention strategies and practices from 2006 to 2010.
- In comparisons of local student survey data collected before and after implementing the SPF in funded communities, 71 percent showed a decrease in the percentage of students reporting past-month alcohol use.

**Connecticut Statewide Healthy Campus Initiative**

Number of youth served	No data
Number of parents served	0
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/11
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	<a href="http://www.ct.gov/dmhas/prevention/PHPCompendium.pdf">http://www.ct.gov/dmhas/prevention/PHPCompendium.pdf</a>

Program description: The purpose of the Connecticut Statewide Healthy Campus Initiative is to develop a comprehensive prevention system that is responsive to the needs of young adults ages 18 to 25 who are attending public universities throughout Connecticut. The Initiative is based on a 3-in-1 Framework recommended by the National Institute on Alcohol Abuse and Alcoholism (NIAAA). The goal is to change the culture of drinking and other substance use/abuse using broad-based, comprehensive, integrated programs with multiple complementary components that target individuals, including at-risk or alcohol-dependent drinkers; the student population as a whole; and the college and the surrounding community.

Objectives of the initiative are to:

- Address gaps in substance abuse prevention and early intervention services.
- Support culturally responsive, age-appropriate, and evidence-based approaches for young adults.
- Further develop Connecticut's prevention data infrastructure and capacity to collect and analyze outcome data and report on key performance measures.

The primary target population is college students ages 18-25. Programs may also target family members, peers, schools, and communities at large.

This initiative requires that programs use multiple strategies within the 3-in-1 framework (community, campus, and individual-level strategies known to be effective). A summary list of activities follows:

<p>1. Monthly meetings of the Connecticut Healthy Campus Initiative, open to all Connecticut institutions of higher education. Meetings include training by national experts, technical assistance, networking, and coalition organizational tasks geared toward sustaining efforts and promoting evidence-based activities on college campuses. Forty colleges have signed on to participate in the Initiative.</p> <p>2. Grantee funding opportunities: Following a competitive request-for-proposal (RFP) process, 10 Connecticut colleges received awards to implement evidence-based environmental strategies including policy review and creation, enforcement of underage drinking laws and policies, coalition capacity building, and social marketing. Colleges receiving the awards implement the CORE survey before and after implementation to measure the effectiveness of the strategies at reducing past-month alcohol use and binge drinking.</p> <p>3. Technical assistance (TA) is provided by Connecticut Center for Prevention, Wellness and Recovery staff to Connecticut Institutions of Higher Education. TA includes face-to-face, telephone, and electronic consultation as requested by college staff. An electronic listserv of Connecticut colleges will be maintained and used to provide updates on national and state alcohol and drug prevention news and information.</p>																	
<p><b>Best Practice Initiative</b></p> <table border="0"> <tr> <td>Number of youth served</td> <td>5,401</td> </tr> <tr> <td>Number of parents served</td> <td>24</td> </tr> <tr> <td>Number of caregivers served</td> <td>No data</td> </tr> <tr> <td>Numbers pertain to the 12 months ending</td> <td>06/30/11</td> </tr> <tr> <td>Program has been evaluated</td> <td>Yes</td> </tr> <tr> <td>Evaluation report is available</td> <td>No</td> </tr> <tr> <td>URL for evaluation report</td> <td>Not applicable</td> </tr> <tr> <td>URL for more program information</td> <td><a href="http://www.ct.gov/dmhas/prevention/PHPCompendium.pdf">http://www.ct.gov/dmhas/prevention/PHPCompendium.pdf</a></td> </tr> </table>		Number of youth served	5,401	Number of parents served	24	Number of caregivers served	No data	Numbers pertain to the 12 months ending	06/30/11	Program has been evaluated	Yes	Evaluation report is available	No	URL for evaluation report	Not applicable	URL for more program information	<a href="http://www.ct.gov/dmhas/prevention/PHPCompendium.pdf">http://www.ct.gov/dmhas/prevention/PHPCompendium.pdf</a>
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<p>Program description: The Best Practice Initiative consists of 14 multifocused Substance Abuse Prevention and Treatment (SAPT) Block Grant-funded programs across the state. They were originally created in the mid-1990s to apply science- and research-based innovations to populations across the lifecycle. In 2009, following extensive review of state epidemiological data on underage alcohol use and related consequences, the funded agencies were refocused to apply the Strategic Prevention Framework (SPF) and related strategies to address underage drinking and other substances that were data-identified as problems in chosen communities.</p> <p>Target population(s): All Best Practice agencies are required to use a portion of their block grant funds to reduce underage drinking and related consequences.</p> <p>Strategy type: The population-level approach requires agencies to use environmental strategies endorsed by CSAP, such as law and policy development and enforcement and media and marketing campaigns.</p>																	
<p><b>Office of Policy and Management—Enforcement of Underage Drinking Laws</b></p> <table border="0"> <tr> <td>Number of youth served</td> <td>No data</td> </tr> <tr> <td>Number of parents served</td> <td>No data</td> </tr> <tr> <td>Number of caregivers served</td> <td>No data</td> </tr> <tr> <td>Numbers pertain to the 12 months ending</td> <td>No data</td> </tr> <tr> <td>Program has been evaluated</td> <td>Yes</td> </tr> <tr> <td>Evaluation report is available</td> <td>No</td> </tr> <tr> <td>URL for evaluation report</td> <td>Not applicable</td> </tr> <tr> <td>URL for more program information</td> <td><a href="http://www.ct.gov/opm/cwp">http://www.ct.gov/opm/cwp</a></td> </tr> </table>		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	Yes	Evaluation report is available	No	URL for evaluation report	Not applicable	URL for more program information	<a href="http://www.ct.gov/opm/cwp">http://www.ct.gov/opm/cwp</a>
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<p>Program description: The Office of Policy and Management and the Juvenile Justice Advisory Committee (JJAC) support comprehensive programs designed to combat underage drinking. Another initiative sponsored by the Office of Policy and Management is called “SetTheRulesCT.” This is a statewide media campaign educating parents and adults about Connecticut’s social host law and the impact of alcohol on teenage brain development. As of June 2009, the JJAC made awards to five agencies totaling \$409,260 in the “combating underage drinking” category for FY2009/2010.</p>																	

Enforcing the Underage Drinking Laws Program (EUDL): This program supports and enhances state efforts, in cooperation with local jurisdictions, to enforce laws prohibiting the sale of alcoholic beverages to, or the consumption of alcoholic beverages by, individuals under 21 years old. Each state receives an annual allocation of a set amount and may also enter into competitive bids for discretionary grants.

<b>Governor’s Prevention Partnership/Connecticut Coalition to Stop Underage Drinking</b>	
Number of youth served	51
Number of parents served	0
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/11
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	<a href="http://www.preventionworksct.org/ccsud">http://www.preventionworksct.org/ccsud</a>

Program description: The Governor’s Prevention Partnership (GPP), a statewide resource link, serves as a nonprofit entity between State government and businesses with a mission to keep Connecticut’s youth safe, successful, and drug free. The GPP provides leadership and services to help schools, communities, colleges, and businesses create and sustain quality programs in the following areas: mentoring, coalition building, underage drinking, school-based substance abuse and violence prevention, campus community partnerships, parent education, and media. The GPP works closely with DMHAS, state agencies, and community-based organizations to maximize prevention efforts and services based on state needs and policy plans.

The GPP and state and local coalitions have mobilized toward a statewide coalition, the Connecticut Coalition to Stop Underage Drinking (CCSUD). CCSUD, in collaboration with Connecticut’s myriad stakeholders, has used state and federal funding to achieve the following successes:

- Passage of several alcohol-related laws intended to curb underage drinking and related harms (keg registration, a “zero tolerance” law lowering the blood alcohol level to .02 for a driving under the influence [DUI] conviction for persons under 21, and prohibition of drive-up alcohol sales).
- A reduction in compliance check failure rates from 75 percent of merchants selling alcohol to minors to less than 18 percent over the last 8 years.
- A reduction of 8.9 percent among underage youth who report consuming alcohol in the past 30 days.

<b>Regional Action Councils (RACs)</b>	
Number of youth served	96,344
Number of parents served	50
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/11
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report	Not applicable
URL for more program information	<a href="http://www.ct.gov/dmhas/preventionPHPCompendium.pdf">http://www.ct.gov/dmhas/preventionPHPCompendium.pdf</a>

Program description: RACs comprise 13 public/private subregional planning and action councils covering the state that have responsibility for the planning, development, and coordination of behavioral health services in their respective regions. RACs are resource links for DMHAS and are legislatively mandated to:

1. Determine the extent of substance abuse problems within their subregions.
2. Determine the status of resources to address such problems.
3. Identify gaps in the substance abuse service continuum.
4. Identify changes to the community environment that will reduce substance abuse.

This information is used by DMHAS to inform decisions related to service system plans and enhancements. RAC membership consists of diverse members of the community, including the chief elected official, the chief of police, the superintendent of schools of each municipality within the

subregion, business and professional leaders, members of the General Assembly, service providers, representatives of minority populations, religious organizations, representatives of private funding organizations, and the media. Every 2 years, RACs produce Subregional Prevention Priority Reports to describe:

1. The burden of substance abuse, problem gambling, and suicide in the subregions.
2. Prioritized prevention needs.
3. The capacity of the subregions' communities to address those needs.

These reports are based on data-driven analyses of issues in the subregions with assistance from key community members. The reports and accompanying data are used as building blocks for state- and community-level processes, including capacity and readiness building, strategic planning, implementation of evidence-based programs and strategies, and evaluation of efforts to reduce substance abuse and promote mental health. The subregional priority-setting process conducted by the RACs was instrumental in assisting community coalitions with developing strategic plans to address underage drinking in their respective communities. Priority-setting strategies include:

1. Compiling subregional sociodemographic and indicator data using data provided by State Epidemiological and Outcomes Workgroup (SEOW) and additional community-level data and information, such as student surveys and focus group results.
2. Producing subregional epidemiological profiles describing magnitude, impact, and response capacity.
3. Convening Community Needs Assessment Workgroups to conduct the priority ranking process.

RACs have also received Drug Free Coaliton (DFC) and STOP Underage Drinking Act grants to address underage drinking in their regions.

**Center for Prevention, Wellness & Recovery—Wheeler Clinic/Connecticut Clearinghouse**

Number of youth served	592
Number of parents served	113
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/11
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report	Not applicable
URL for more program information	<a href="http://www.ctclearinghouse.org">http://www.ctclearinghouse.org</a>

Program description: Connecticut Clearinghouse, a program of Wheeler Clinic's Connecticut Center for Prevention, Wellness & Recovery (CCPWR), is a statewide library and resource center for information on substance use and mental health disorders, prevention and health promotion, treatment and recovery, wellness, and other related topics. The CCPWR serves as a resource link for DMHAS. Resources and services are available to anyone who lives or works in the state, including families, teachers, students, professionals, community members, and children. Connecticut Clearinghouse serves as the State's Regional Alcohol and Drug Awareness Resource (RADAR) Network Center as designated by CSAP.

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

**Local Prevention Councils**

URL for more program information <http://www.ct.gov/dmahs/preventionPHPCompendium.pdf>

Program description: This DMHAS initiative supports more than 120 local, municipal-based alcohol, tobacco, and drug abuse prevention councils. The intent of this grant program is to facilitate development of prevention initiatives at the local level with support of the Chief Elected Officials. Sspecific goals of Local Prevention Councils are to increase public awareness of substance use prevention and to stimulate the development and implementation of local prevention activities primarily focused on youth.

**Tobacco Use Prevention/Control, Connecticut Department of Public Health**

URL for more program information <http://www.ct.gov/dph>

<p>Program description: These programs work to address all risks associated with the use of tobacco products. They are focused on preventing the initiation of tobacco use among youth and adults, eliminating exposure to environmental tobacco smoke, promoting cessation of tobacco use, and working to eliminate tobacco-related disparities among target populations such as pregnant women, individuals of low socioeconomic status, and ethnic groups with above-average use of tobacco products.</p>	
<p><b>Multicultural Leadership Institute, a DMHAS resource link</b>                  URL for more program information</p>	<p><a href="http://www.mli-inc.org">http://www.mli-inc.org</a></p>

<p><b>Department of Children and Families Prevention Services</b>                  URL for more program information</p>	<p><a href="http://www.ct.gov/dcf">http://www.ct.gov/dcf</a></p>
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<p><b>Safe and Drug Free Schools</b>                  URL for more program information</p>	<p><a href="http://www.sde.ct.gov/sde">http://www.sde.ct.gov/sde</a></p>
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<p><b>Connecticut Department of Transportation DUI Enforcement Program</b>                  URL for more program information</p>	<p><a href="http://www.ct.gov/dot">http://www.ct.gov/dot</a></p>
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**Additional Information Related to Underage Drinking Prevention Programs**

<p><i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i></p> <p>Program description: Connecticut has two federally recognized Tribal nations, the Mashantucket Pequot Nation (population: 227) and the Mohegan Tribe (population: 1,700). Connecticut also has four state-recognized Tribal nations: the Eastern Pequot Nation, the Golden Hill Paugusset Tribe, the Pawcatuck Eastern Pequot Tribe (population: 150), and the Schaghticoke Indian Tribe (population: 300). A seventh Tribal nation, Nipmuc Indian Association of Connecticut, is currently seeking federal recognition. The two federally recognized Indian Tribes in Connecticut, the Mashantucket Pequot Nation and the Mohegan Tribe, are located in the Norwich/New London area of eastern Connecticut. Both have casinos that contribute 25 percent of all slot revenues to the state. Outside of the federal government, these casinos are the second-largest contributors to Connecticut’s economy. The casinos provide a stable economic foundation for the Tribes and allow for the preservation of culture and the establishment of Tribal departments that provide a broad range of health/social benefits to reservation members. Coalitions/RACs in close proximity to Connecticut’s two Tribes have formal linkages and include Tribal communities within their community interventions. At the state level, DMHAS is working with Tribal leadership to educate them on the PFS initiative and engage Tribal representatives to serve in an advisory role, providing advice on issues facing American Indians who wish to participate in underage drinking and related substance abuse prevention programs.</p>	<p>Yes</p>
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<p><i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i></p>	<p>Yes</p>
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<p>Program description: “SetTheRulesCT” is a statewide media campaign educating parents and adults about Connecticut’s social host law and the impact of alcohol on teenage brain development. The U.S. Department of Justice’s Office of Juvenile Justice and Delinquency Prevention (OJJDP) is addressing the growing problem of underage drinking through numerous initiatives, including public advertising programs. “SetTheRulesCT” is funded entirely through the EUDL program. “SetTheRulesCT” was developed by the Office of Policy and Management (OPM) and the JJAC Subcommittee on Combating Underage Drinking, which is composed of representatives from the following state agencies and departments:</p> <ul style="list-style-type: none"> <li>• Commission on Children</li> <li>• Department of Children and Families</li> <li>• Department of Consumer Protection, Liquor Control</li> <li>• Department of Education</li> <li>• Department of Mental Health and Addiction Services</li> <li>• Department of Motor Vehicles</li> <li>• Department of Public Safety</li> <li>• Department of Transportation, Division of Public Defender Services</li> </ul>	
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<ul style="list-style-type: none"> <li>• Department of Public Health</li> <li>• Judicial Branch</li> <li>• Office of Policy and Management</li> <li>• Juvenile Justice Policy and Planning Division</li> <li>• Juvenile Justice Advisory Committee</li> <li>• Office of the Chief State’s Attorney</li> </ul> <p>Additionally, Connecticut DMHAS Partnership for Success and Best Practice grantee agencies will implement social marketing campaigns as a strategy to address priority underage drinking risk factors in local communities throughout the state.</p>
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<p><i>State has adopted or developed best practice standards for underage drinking prevention programs</i></p> <p>Best practice standards description: The DMHAS-funded Connecticut PFS grantees use evidence-based programs (EBPs) including the recently updated (2009) guidance document from CSAP, <i>Identifying and Selecting Evidence- Based Interventions for Substance Abuse Prevention</i>. An EBP Subcommittee of SEOW was established to review and approve community plans that include EBPs based on the Guidance Document. CT’s Resource Links will continue to provide training/teaching assistance on selecting and implementing EBP strategies that will most effectively assist PFS coalitions with achieving performance target outcomes. DMHAS, in conjunction with Connecticut prevention provider agencies and organizations, developed <i>Cultivating Programs That Work: Operating Standards for Prevention and Health Promotion Programs</i> for prevention programs funded by DMHAS. The standards, guidelines, and supporting documents link state-of-the-art prevention theory to effective, comprehensive, and accountable prevention practice and abide by principles that are divided into eight categories critical for all prevention programs:</p> <ol style="list-style-type: none"> <li>1. Human Relationships</li> <li>2. Program Planning</li> <li>3. Program Activities</li> <li>4. Program Settings</li> <li>5. Health and Safety</li> <li>6. Program Implementation</li> <li>7. Program Administration</li> <li>8. Evaluation</li> </ol> <p>Implementation of the standards should result in positive outcomes for programs, staff, and participants. The purpose of these standards is to provide assurances to the public that alcohol and drug abuse prevention and early intervention programs are regulated under a set of minimum standards established by DMHAS. These standards establish a minimum level of program operation intended to reflect quality substance abuse prevention programs. The operating standards articulate a service philosophy that helps individuals, families, schools, and communities throughout the state of Connecticut prevent the use, misuse, or abuse of legal or illegal substances. To support prevention staff training and certification, the Prevention Training Collaborative provides a wide range of prevention training across the state. There are three levels of prevention certification for paraprofessionals, volunteers, and prevention program staff with and without 4-year degrees.</p>	<p>Yes</p>
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<b>Additional Clarification</b>	
None given	

<b>State Interagency Collaboration</b>	
<p><i>A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities</i></p> <p><i>Committee contact information:</i>          Name: Carol Meredith, MPA, Director of Prevention, Dept of Mental Health and Addiction Services          E-mail: Carol.Meredith@ct.gov          Address: 410 Capitol Ave, PO Box 341431, MS-14PIT, Hartford, CT 06134          Phone: 860-418-6826</p>	<p>Yes</p>

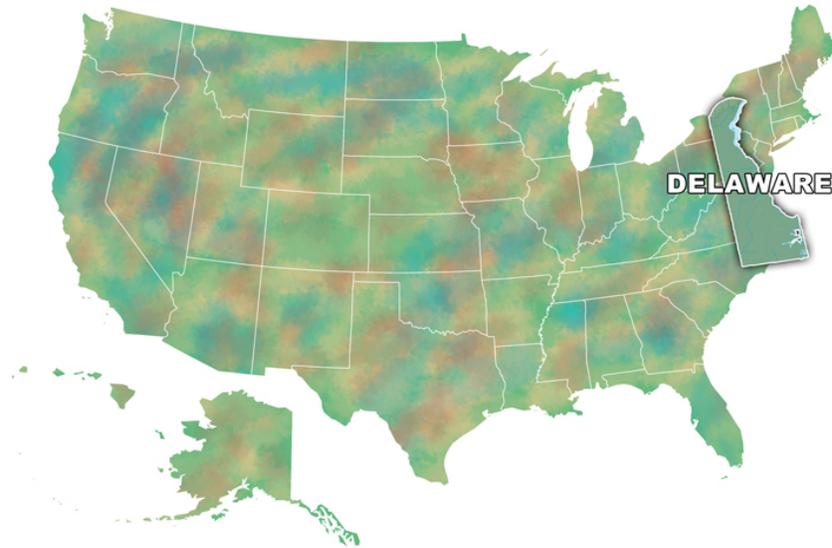
<i>Agencies/organizations represented on the committee:</i>	
Department of Mental Health and Addiction Services	
Department of Consumer Protection	
Department of Public Health	
Department of Public Safety	
Department of Transportation	
Department of Children and Families	
Department of Transportation	
Department of Social Services	
Office of Policy and Management	
Connecticut State University System	
Department of Higher Education	
Office of the Chief State's Attorney and Judicial Branch	
<i>A website or other public source exists to describe committee activities</i>	Yes
<i>URL or other means of access</i>	<a href="http://www.ct.gov/dmhas_">http://www.ct.gov/dmhas_</a>

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	Yes
Prepared by: DMHAS and The Connecticut Alcohol and Drug Policy Council	
Plan can be accessed via	<a href="http://www.ct.gov/dmhas_pending">http://www.ct.gov/dmhas_pending</a>
<i>State has prepared a report on preventing underage drinking in the last 3 years</i>	Yes
Prepared by: The Connecticut Alcohol and Drug Policy Council Final Evaluation Report of the Strategic Prevention Framework State Incentive Grant First Year Evaluation Report of the PFS Plan	
can be accessed via	<a href="http://www.ct.gov/dmhas_pending">http://www.ct.gov/dmhas_pending</a>
<b>Additional Clarification</b>	
None given	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	\$112,000
Estimate based on the 12 months ending	12/31/2011
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$7,316,424
Estimate based on the 12 months ending	06/30/2011
<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$6,548,782
Estimate based on the 12 months ending	06/30/2011
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	\$510,797
Estimate based on the 12 months ending	06/30/2011
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	\$4,220,402
Estimate based on the 12 months ending	06/30/2011
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	\$702,359
Estimate based on the 12 months ending	06/30/2011

<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

<b>Funds Dedicated to Underage Drinking</b>	
<i>State derives funds dedicated to underage drinking from the following revenue streams:</i>	
Taxes	Yes
Fines	Yes
Fees	Yes
Other	General Funds
<i>Description of funding streams and how they are used:</i>	
State Agency Collaboration, ADPC, Staff time, Direct Program Support.	
<b>Additional Clarification</b>	
None given	



# Delaware

## State Profile and Underage Drinking Facts\*

State Population: 907,135  
 Population Ages 12–20: 106,000

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	31.1	33,000
Past-Month Binge Alcohol Use	21.2	22,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	5.2	2,000
Past-Month Binge Alcohol Use	1.7	1,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	25.3	9,000
Past-Month Binge Alcohol Use	13.9	5,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	59.0	22,000
Past-Month Binge Alcohol Use	45.0	17,000
<b>Alcohol-Attributable Deaths (under 21)</b>		13
<b>Years of Potential Life Lost (under 21)</b>		759
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	23.0	4

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Private residence AND EITHER
- Parent/guardian OR
- Spouse

*Note:* Delaware’s exception includes “members of the same family” and allows possession if in “private home of any of said members” (Del. Code Ann. tit. 4, § 904). For purposes of this report, the phrase “members of the same family” is interpreted as including a spouse.

### Underage Consumption of Alcohol

Consumption is prohibited with the following exception(s):

- Private residence AND EITHER
- Parent/guardian OR
- Spouse

*Note:* Delaware’s exception includes “members of the same family” and allows consumption if in “private home of any of said members” (Del. Code Ann. tit. 4, § 904). For purposes of this report, the phrase “members of the same family” is interpreted as including a spouse.

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

*Note:* Delaware makes it an offense for “[w]hoever, being under the age of 21 years, has alcoholic liquor in his or her possession at any time, or consumes or is found to have consumed alcoholic liquor” (Del. Code Ann. tit. 4, § 904). 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 NOT prohibited and there is no specific allowance for youth purchase for law enforcement purposes.

*Note:* Delaware does not have a statute that specifically prohibits purchase, but it does prohibit “obtaining” alcohol in connection with making a false statement (see Del. Code Ann. tit. 4, § 904(b)).

### False Identification for Obtaining Alcohol

#### *Provision(s) Targeting Minors*

- Use of a false ID to obtain alcohol is a criminal offense.
- No driver’s license suspension procedure.

#### *Provisions Targeting Retailers*

- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

*Note:* Although Del. Admin. Code § 2000 2215 states that “persons under 21 years of age have noted on their licenses ‘Under 21,’” research revealed that no Delaware statute or regulation expressly requires distinguishing licenses for persons under 21 years old.

## **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 possession
- Underage consumption

#### *Authority To Impose Driver’s License Sanction*

- Mandatory

#### *Length of Suspension/Revocation*

- 30 days

### **Graduated Driver’s License**

#### *Learner Stage*

- Minimum entry age: 16
- Minimum learner stage period: 6 months
- Minimum supervised driving requirement: 50 hours—10 of which must be at night

#### *Intermediate Stage*

- Minimum age: 16 years, 6 months
- Unsupervised night driving
  - Prohibited after: 10 p.m.
  - Primary enforcement of the night-driving rule
- Passenger restrictions exist: One passenger, except for immediate family members
  - Primary enforcement of the passenger-restriction rule

#### *License Stage*

- Minimum age to lift restrictions: 17

## **Laws Targeting Alcohol Suppliers**

### **Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s):

- Private residence AND EITHER
- Parent/guardian OR
- Spouse

*Note:* Delaware’s exception includes “members of the same family” and allows furnishing if in the “private home of any of said members” (see Del. Code Ann. tit. 4, § 904). For purposes of this report, the phrase “members of the same family” is interpreted as including a spouse.

### **Compliance Check Protocols**

#### ***Age of Decoy***

- Minimum: 16
- Maximum: 20

#### ***Appearance Requirements***

- Males: No facial hair
- Females: No excessive makeup

#### ***ID Possession***

- Required

#### ***Verbal Exaggeration of Age***

- Prohibited

#### ***Decoy Training***

- Recommended

### **Penalty Guidelines for Sales to Minors**

- Time period/conditions: 5 years
- First offense: \$500 fine
- Second offense: \$2,500 fine
- Third offense: 30-day license suspension
- Fourth offense: 60-day license suspension

*Note:* Mitigating and/or aggravating circumstances may be considered.

### **Responsible Beverage Service**

#### ***Mandatory Beverage Service Training for Licensees, Managers, Servers***

- Applies to both on-sale and off-sale establishments
- Applies to both new and existing outlets

### **Minimum Ages for Off-Premises Sellers**

- Beer: 21
- Wine: 21
- Spirits: 21

### **Minimum Ages for On-Premises Sellers**

- Beer: 19 for servers and 21 for bartenders
- Wine: 19 for servers and 21 for bartenders
- Spirits: 19 for servers and 21 for bartenders

## **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

### ***Colleges and Universities***

No distance limitation

### ***Primary and Secondary Schools***

No distance limitation

## **Dram Shop Liability**

There is no statutory liability.

## **Social Host Liability Laws**

There is no statutory liability.

## **Host Party Laws**

No state-imposed liability for hosting underage drinking parties

## **Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

## **Direct Sales/Shipments of Alcohol by Producers**

Direct sales/shipments from producers to consumers are not permitted.

## **Keg Registration**

Registration is not required.

## **Alcohol Pricing Policies**

### **Home Delivery**

- Beer: Prohibited
- Wine: Prohibited
- Spirits: Prohibited

### **Alcohol Tax**

- Beer (5 percent alcohol): Specific excise tax is \$0.16 per gallon.
- Wine (12 percent alcohol): Specific excise tax is \$0.97 per gallon.
- Spirits (40 percent alcohol): Specific excise tax is \$3.75 per gallon (\$2.50 per gallon for alcohol content of 25 percent or less).

### **Drink Specials**

- Free beverages: Prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Prohibited
- Reduced price at specified day or time: Not prohibited
- Unlimited beverages: Prohibited
- Increased volume: Not prohibited

### **Wholesale Pricing**

Pricing restrictions exist.

#### ***Beer (5 percent alcohol)***

- Price posting requirements: Post and hold—5 days minimum
- Retailer credit: Restricted—commissioner shall not control credit transactions to extent they are permitted by federal law.

#### ***Wine (12 percent alcohol)***

- Price posting requirements: Post and hold—5 days minimum
- Retailer credit: Restricted—commissioner shall not control credit transactions to extent they are permitted by federal law.

#### ***Spirits (40 percent alcohol)***

- Price posting requirements: Post and hold—5 days minimum
- Retailer credit: Restricted—commissioner shall not control credit transactions to extent they are permitted by federal law.

## Delaware State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Division of Alcohol Tobacco Enforcement (DATE)	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> State and local agencies conduct joint operations to address underage drinking and youth access concerns throughout the state. In addition, DATE is the designated agency for the Office of Juvenile Justice and Delinquency Prevention (OJJDP) Enforcing Underage Drinking Laws (EUDL) grant and oversees a statewide underage drinking task force comprised of its subgrantees.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol-Related Fatality Investigations	Yes
<i>Local law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	No
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	Yes
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	No data
Such laws are also enforced by local law enforcement agencies	No
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession by state law enforcement agencies	713
Number pertains to the 12 months ending	12/31/2011
Data include arrests/citations issued by local law enforcement agencies	Yes
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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	200
Number of licensees that failed state compliance checks	55
Numbers pertain to the 12 months ending	12/31/2011
<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
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	55
Total amount in fines across all licensees	\$27,500
Numbers pertain to the 12 months ending	12/31/2011
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	2
Total days of suspensions across all licensees	60
Numbers pertain to the 12 months ending	12/31/2011

<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	Yes
Number of license revocations imposed <sup>5</sup>	0
Numbers pertain to the 12 months ending	12/31/2011
<b>Additional Clarification</b>	
<p>Clarification for the following response: The enforcement division conducts compliance tests, arrests the clerks who sell, and files violations against the liquor licensee with the office of the alcoholic beverage control commissioner. All penalties imposed upon a liquor licensee are heard in an administrative hearing before the alcoholic beverage control commissioner. The enforcement division makes a recommendation of a monetary penalty, suspension, or revocation. The final decision is made by the commissioner. Data for all fines/suspensions/revocations imposed are recorded by that office. Delaware's Office of Highway Safety (OHS) does not conduct any state-funded saturation patrols or checkpoints to reduce underage drinking. OHS conducts saturation patrols and checkpoints to prevent adult impaired driving; these are federally funded, not state funded.</p>	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b>All Stars</b>	
Number of youth served	1,407
Number of parents served	0
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
<p>Program description: All Stars is an innovative, science-based prevention program that promotes prosocial behavior and attitudes. When done as intended, the effects on students can be profound. All Stars is designed for use by professionals who work with children ages 9 to 11 in community settings. All Stars can be delivered after school and in community settings such as churches and recreation centers.</p>	
<b>Too Good for Drugs and Alcohol and Project Toward NO Drug Abuse Ended 06/30/2010</b>	
Number of youth served	0
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 data
Evaluation report is available	No data
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
<p>Program description: No data</p>	

<b>Fiscal Year (FY) 2011 Division of Prevention and Behavioral Health Services (DPBHS) funded extended Community Center</b>	
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 data
Evaluation report is available	No data
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
<p>Program description: In Fiscal Year 2011, the DPBHS funded extended Community Center hours and a Curfew Center that offered prosocial activities, dinner, at least one weekend evening with later hours, and educational/prevention activities at the former. The latter worked with the Wilmington Police to offer education and resources to youth that were brought to the center for violation of curfew, which prevented youth from being on the streets, at risk for engaging in substance use and delinquent behaviors. These alternative activities and programs had a significant impact on the number of arrests and incidences of violence—and likely substance use. The funding was an unplanned budget windfall, and this upcoming summer, the DPBHS will continue with planned outcome measures in particular around substance abuse and violence.</p>	
<b>Botvin Life Skills program through University of Delaware</b>	
Number of youth served	35
Number of parents served	0
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:	Not applicable
<p>Program description: The Department of Education (DOE) Building Community Capacity Grant and DPBHS contracted to bring screening and motivational interviewing to Delaware's child/family serving system: representation from schools, courts, juvenile justice, public defenders, Division of Family Services (DFS), DPBHS staff, DOE, and prevention provider agencies.</p>	
<b>Life Skills</b>	
Number of youth served	See note below
Number of parents served	See note below
Number of caregivers served	See note below
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:	Not applicable
<p>Program description: Botvin Life Skills is a research-validated substance abuse prevention program proven to reduce the risks of alcohol, tobacco, and drug abuse, as well as violence, by targeting the major social and psychological factors that promote the initiation of substance use and other risky behaviors. This comprehensive and exciting program provides adolescents and young teens with the confidence and skills necessary to successfully handle challenging situations. <i>Note:</i> Total individuals served in FY 2011 (number was not broken down by youth, parent, caregiver): 228</p>	
<b>Summer Safe Havens</b>	
Number of youth served	See note below
Number of parents served	See note below
Number of caregivers served	See note below
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:	Not applicable
<p>Program description: DPBHS funded Duffy's Hope, Inc., for the Duffy's Hope Summer Basketball League and Summer Safe Haven programs through Duffy's Hope, the Latin American Community Center, West End Neighborhood House, Kingswood Community Center, William Hicks Anderson Community Center, and Neighborhood House. <i>Note:</i> Total individuals served in FY 2011 (number was not broken down by youth, parent, caregiver): 1,157</p>	
Underage Drinking Town Hall Meetings (8)	
Number of youth served	See note below
Number of parents served	See note below
Number of caregivers served	See note below
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:	Not applicable
<p>Program description: Eight underage drinking town hall meetings were held throughout the state. The town hall meetings reached a universal population of youth, teens, and their families. <i>Note:</i> Total individuals served in FY 2011: 200.</p>	

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

**Parents Step Up Campaign**  
URL for more program information: <http://www.parentsstepup.org>

Program description: Using various communication media, the Step Up campaign:

- Helps adults recognize and change behaviors that facilitate underage drinking.
- Provides ideas for effective house rules to help adults protect kids from underage drinking.
- Encourages parents to block teens from access to alcohol.
- Highlights the consequences of underage drinking to discourage alcohol use.

**Additional Information Related to Underage Drinking Prevention Programs**

State collaborates with federally recognized Tribal governments in the prevention of underage drinking	Yes
Description of collaboration: Not applicable	
State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing	No
Program description: Not applicable	
State has adopted or developed best practice standards for underage drinking prevention programs	No
Best practice standards description: Not applicable	

**Additional Clarification**

The Division of Substance Abuse and Mental Health (DSAMH) services (Single State Agency) has developed the state's prevention website as of this year, and website enhancement continues. See <http://www.dhss.delaware.gov/dhss/dsamh/prevention.html>

DSAMH's subrecipient, the Division of Prevention and Behavioral Health Services, provides services to 17 and younger. Their website is: [http://kids.delaware.gov/fs/fs\\_prevent.shtml](http://kids.delaware.gov/fs/fs_prevent.shtml)

DSAMH continued to work with the state-recognized Nanticoke Tribe in September 2011 to provide support to build their infrastructure in implementing substance abuse prevention programs. DSAMH, in

collaboration with the Division of Prevention and Behavioral Health Services, reached out to the Native American Center for Excellence (NACE) to receive technical assistance for this initiative. NACE, DPBHS, and DSAMH began working with the Nanticoke Tribe to develop assessment tools to collect data to guide their decisionmaking process for substance abuse prevention activities in in January 2012.

Delaware's Office of Highway Safety (OHS) does not conduct any state-funded saturation patrols or checkpoints to reduce underage drinking specifically. OHS conducts saturation patrols and checkpoints focused on preventing adult impaired driving; however, minors are frequently arrested for underage drinking violations during the course of checkpoint enforcement activities. Additionally, OHS does not include cost information because these enforcement activities are federally funded and not state funded.

### State Interagency Collaboration

*A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities* Yes

#### Committee contact information:

Name: Dr. Marc Richman  
 E-mail: [Marc.Richman@state.de.us](mailto:Marc.Richman@state.de.us)  
 Address: DHSS-Division of Substance Abuse and Mental Health Services, 1901 N. DuPont Highway, Main Admin Bldg, New Castle, DE 19720  
 Phone: 302-255-9416

#### Agencies/organizations represented on the committee:

Department of Health and Social Services (DHSS) Division of Substance Abuse and Mental Health Services  
 Division of Alcohol and Tobacco Enforcement  
 Office of Highway Safety  
 Delaware Department of Education  
 Division of Prevention and Behavioral Health Services  
 University of Delaware Center for Drug and Alcohol Studies

*A website or other public source exists to describe committee activities* Yes  
 URL or other means of access: [dhss.delaware.gov/dhss/dsamh/prevention.html](http://dhss.delaware.gov/dhss/dsamh/prevention.html)

### Underage Drinking Reports

*State has prepared a plan for preventing underage drinking in the last 3 years* Yes

Prepared by: DSAMH & DPBHS  
 Plan can be accessed via: <http://dhss.delaware.gov/dhss/dsamh/prevention.html>

*State has prepared a report on preventing underage drinking in the last 3 years* No

Prepared by: Not applicable  
 Plan can be accessed via: Not applicable

### Additional Clarification

None given

### State Expenditures for the Prevention of Underage Drinking

#### Compliance checks/decoy operations in retail outlets:

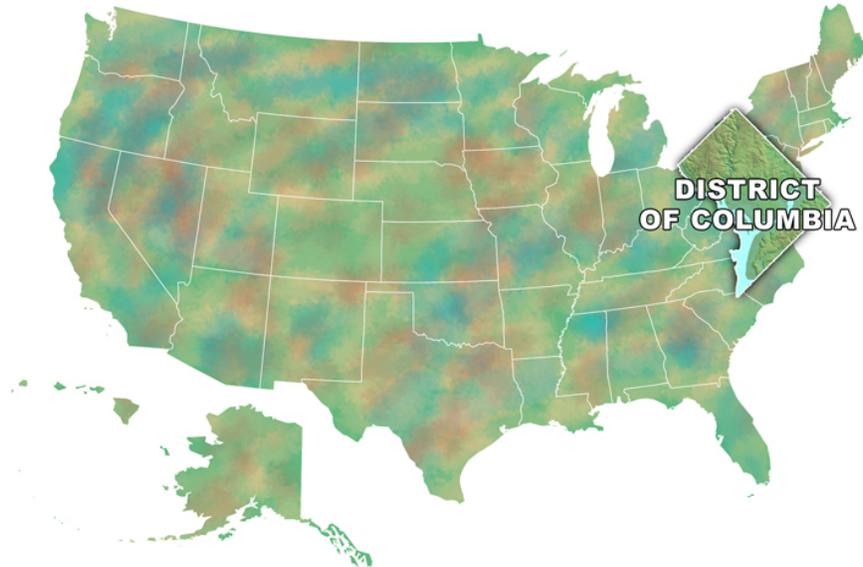
Estimate of state funds expended Data not available  
 Estimate based on the 12 months ending Data not available

#### Checkpoints and saturation patrols:

Estimate of state funds expended No data  
 Estimate based on the 12 months ending No data

<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$1,138,678
Estimate based on the 12 months ending	6/30/2011
<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Other programs:</i>	
Programs or strategies included:	Not applicable
Programs or strategies included:	Not applicable
Estimate of state funds expended	Not applicable
Estimate based on the 12 months ending	Not applicable

<b>Funds Dedicated to Underage Drinking</b>	
<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>	
No data	
<b>Additional Clarification</b>	
None given	



## **District of Columbia**

### **State Profile and Underage Drinking Facts\***

**State Population: 617,996**  
**Population Ages 12–20: 60,000**

	<b>Percentage</b>	<b>Number</b>
<b>Ages 12–20</b>		
Past-Month Alcohol Use	31.3	19,000
Past-Month Binge Alcohol Use	17.8	11,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	6.4	1,000
Past-Month Binge Alcohol Use	2.7	1,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	24.3	4,000
Past-Month Binge Alcohol Use	11.6	000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	52.3	13,000
Past-Month Binge Alcohol Use	32.0	8,000
<b>Alcohol-Attributable Deaths (under 21)</b>		23
<b>Years of Potential Life Lost (under 21)</b>		1,370
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	0.0	0

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### **Underage Possession of Alcohol**

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

### **Underage Consumption of Alcohol**

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

### **Internal Possession by Minors**

Internal possession is not explicitly prohibited.

### **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.

#### ***Provisions Targeting Retailers***

- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## Laws Targeting Underage Drinking and Driving

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

- BAC limit: 0.00
- Any detectable alcohol in the blood 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***

- 90 days

## **Graduated Driver’s License**

### ***Learner Stage***

- Minimum entry age: 16
- Minimum learner stage period: 6 months
- Minimum supervised driving requirement: 40 hours—must log additional 10 hours of nighttime driving at intermediate stage with driver over 21

### ***Intermediate Stage***

- Minimum age: 16 years, 6 months
- Unsupervised night driving
  - Prohibited after: 11 p.m. on Sunday–Thursday and 12:01 a.m. on Saturday–Sunday from September through June; 12:01 a.m. in July and August
  - Primary enforcement of the night-driving rule
- Passenger restrictions exist: First 6 months, one licensed driver at least 21, and any parent or sibling. After 6 months, no more than two passengers under 21 (except parents or siblings) until age 18
  - Primary enforcement of the passenger-restriction rule

### ***License Stage***

- Minimum age to lift restrictions: 18

## **Laws Targeting Alcohol Suppliers**

### **Furnishing Alcohol to Minors**

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

### **Compliance Check Protocols**

No data

### **Penalty Guidelines**

No data

### **Responsible Beverage Service**

#### ***Mandatory Beverage Service Training for Managers***

- Applies to both on-sale and off-sale establishments
- Applies to both new and existing outlets

#### **Minimum Ages for Off-Premises Sellers**

- Beer: 18
- Wine: 18
- Spirits: 18

#### **Minimum Ages for On-Premises Sellers**

- Beer: 18 for servers and 21 for bartenders
- Wine: 18 for servers and 21 for bartenders
- Spirits: 18 for servers and 21 for bartenders

## **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

### ***Colleges and Universities***

Limitations on outlet siting:

- Off-premises outlets: Yes—within 400 feet
- On-premises outlets: Yes—within 400 feet
- Alcohol products: Beer, wine, spirits

*Note:* Exceptions are (1) restaurant, hotel, club, caterer's, and temporary licenses; and (2) grocery stores with only incidental sale of alcoholic beverages.

### ***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 400 feet
- On-premises outlets: Yes—within 400 feet
- Alcohol products: Beer, wine, spirits

*Note:* Exceptions are (1) restaurant, hotel, club, caterer's, and temporary licenses; (2) grocery stores with only incidental sale of alcoholic beverages; and (3) restaurants located inside hotels, apartment houses, clubs, or office buildings provided there are no signs or displays, and unless specifically approved and Board of Education has no objection.

## **Dram Shop Liability**

- There is no statutory liability.
- The courts recognize common law dram shop liability.

## **Social Host Liability Laws**

There is no statutory liability.

## **Host Party Laws**

No state-imposed liability for hosting underage drinking parties

## **Retailer Interstate Shipments of Alcohol**

No prohibitions on retailer interstate shipments

## **Direct Sales/Shipments of Alcohol by Producers**

Direct sales/shipments from producers to consumers are permitted for beer, wine, and distilled spirits with the following restrictions:

***Age Verification Requirements:*** None

***State Approval/Permit Requirements:*** None

***Reporting Requirements:*** None

***Shipping Label Statement Requirements:*** None

## Keg Registration

- Keg definition: 4 gallons or more
- Purchaser information collected:
  - Purchaser’s name and address
  - Verified by a government-issued ID
  - Address where keg will be consumed
- Warning information to purchaser: Active—purchaser action required (e.g., signature)
- Deposit: Not required
- Provisions specifically address disposable kegs

## Alcohol Pricing Policies

### Home Delivery

- Beer: Permitted
- Wine: Permitted
- Spirits: Permitted

### Alcohol Tax

#### *Beer (5 percent alcohol)*

- Specific excise tax: \$0.09 per gallon
- Ad valorem excise tax (on-premises sales): 10 percent
- Ad valorem excise tax (off-premises sales): 10 percent

General sales tax rate of 6 percent does not apply to onsite or offsite sales. The onsite ad valorem retail tax is 10 percent. The “sales tax adjusted” onsite retail ad valorem rate is therefore 4 percent. The offsite ad valorem tax of 10 percent is applied at the retail level. The “sales tax adjusted” offsite retail ad valorem rate is therefore 4 percent.

#### *Wine (12 percent alcohol)*

- Specific excise tax: \$0.30 per gallon
- Ad valorem excise tax (on-premises sales): 10 percent
- Ad valorem excise tax (off-premises sales): 10 percent

General sales tax rate of 6 percent does not apply to onsite or offsite sales. The onsite ad valorem retail tax is 10 percent. The “sales tax adjusted” onsite retail ad valorem rate is therefore 4 percent. The offsite ad valorem tax of 10 percent is applied at the retail level. The “sales tax adjusted” offsite retail ad valorem rate is therefore 4 percent.

#### *Spirits (40 percent alcohol)*

- Specific excise tax: \$1.50 per gallon
- Ad valorem excise tax (on-premises sales): 10 percent
- Ad valorem excise tax (off-premises sales): 10 percent

General sales tax rate of 6 percent does not apply to onsite or offsite sales. The onsite ad valorem retail tax is 10 percent. The “sales tax adjusted” onsite retail ad valorem rate is therefore 4 percent. The offsite ad valorem tax of 10 percent is applied at the retail level. The “sales tax adjusted” offsite retail ad valorem rate is therefore 4 percent.

### **Drink Specials**

- Free beverages: Not prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Prohibited
- Reduced price at specified day or time: Not prohibited
- Unlimited beverages: Not prohibited
- Increased volume: Not prohibited

### **Wholesale Pricing**

Pricing restrictions exist.

#### ***Beer (5 percent alcohol)***

- Retailer credit: Restricted—45 days maximum

#### ***Wine (12 percent alcohol)***

- Retailer credit: Restricted—45 days maximum

#### ***Spirits (40 percent alcohol)***

- Retailer credit: Restricted—45 days maximum

## District of Columbia State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Metropolitan Police Department, Alcoholic Beverage Regulation Administration	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> Local agencies work together to conduct District-wide compliance and identification (ID) checks.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	Not applicable
Shoulder Tap Operations	Not applicable
Party Patrol Operations or Programs	Not applicable
Underage Alcohol-Related Fatality Investigations	Not applicable
<i>Local law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol-Related Fatality Investigations	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	Not applicable
Such laws are also enforced by local law enforcement agencies	Unknown
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession by state law enforcement agencies	Yes
Number pertains to the 12 months ending	65
Data include arrests/citations issued by local law enforcement agencies	01/02/2012
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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 state agencies	Yes
Number of licensees that failed state compliance checks	937
Numbers pertain to the 12 months ending	89
<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	09/30/2011
Number of licensees checked for compliance by local agencies	Yes
Number of licensees that failed local compliance checks	523
Numbers pertain to the 12 months ending	35
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	No
Total amount in fines across all licensees	Data not collected
Numbers pertain to the 12 months ending	Data not collected
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	No
Total days of suspensions across all licensees	Data not collected
Numbers pertain to the 12 months ending	Data not collected
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	
Number of license revocations imposed <sup>5</sup>	No
Numbers pertain to the 12 months ending	Data not collected

Additional Clarification	
None given	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking	
<b>National Capital Coalition to Prevent Underage Drinking</b>	
Number of youth served	1,500
Number of parents served	20
Number of caregivers served	0
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report	nparker@nccpud.net
URL for more program information	nparker@nccpud.net
<p>Program description: The National Capital Coalition to Prevent Underage Drinking (NCCPUD) is a nonprofit organization dedicated to preventing and reducing underage drinking and its related harms in the District of Columbia. A coalition of community-based organizations, government, youth, and colleges, NCCPUD has been in the vanguard of developing and implementing prevention programs aimed at reducing underage drinking since 1997. Its mission is to organize, advocate, educate, and build the capacity of local public and private organizations, youth, and the community to reduce underage drinking and related harm. NCCPUD’s vision is for a safe environment that embraces youth, supports healthy behaviors, and encourages youth leadership and community investment.</p> <p>The goals of NCCPUD are to:</p> <ul style="list-style-type: none"> <li>• Advocate for environmental policies and practices to reduce underage drinking and unhealthy outcomes related to all substance abuse.</li> <li>• Build the capacity of the community to develop and implement evidence-based strategies to protect young people from the risk of alcohol and drugs.</li> <li>• Use media and communications as educational tools to change public perspectives and attitudes, leading to the reduction of underage drinking and related harms.</li> <li>• Organize and support grassroots responses to the consequences of substance abuse in the community.</li> <li>• Involve youth at every level of the organization.</li> </ul> <p>NCCPUD, through its Youth Advocates Peer Program, provides and sponsors weekly training/workshops to over 30 area youth on various alcohol-related laws, enforcement activities, and issues currently affecting their environment. NCCPUD Youth Advocates give peer presentations at various public and private senior high schools in the District of Columbia and sponsor yearly Prom Promise events that encourage youth not to make destructive decisions during prom season. NCCPUD also serves as the District Coordinator for the national Students Against Destructive Decisions (SADD) program. Since its inception, NCCPUD has trained over 530 youth advocates for the prevention of underage drinking and currently serves more than 1,500 youth each year in the District of Columbia.</p>	
<b>Alcoholic Beverage Regulation Administration (ABRA)</b>	
Number of youth served	Not applicable
Number of parents served	Not applicable
Number of caregivers served	Not applicable
Numbers pertain to the 12 months ending	937 establishments checked/89 sales

Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report	<a href="http://abra.dc.gov">http://abra.dc.gov</a>
URL for more program information	Not applicable
<p>Program description: ABRA issues and renews licenses that enable qualified businesses to sell and serve alcoholic beverages. ABRA monitors compliance with alcoholic beverage control (ABC) laws and takes appropriate enforcement action when licensees violate these laws. When appropriate, ABRA proposes new laws regulating the manufacture, distribution, and sale of alcoholic beverages in the District. ABRA also offers educational programs that help ABC establishments prevent underage individuals from purchasing and consuming alcohol.</p>	
<p><b>DC Prevention Centers</b></p>	
Number of youth served	12,334
Number of adults served	8,624
Number of caregivers served	N/A
Numbers pertain to the 12 months ending	March 2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	Website under construction
<p>Program description: In 2010, the District of Columbia Department of Health’s Addiction, Prevention, and Recovery Administration (APRA) funded four DC Prevention Centers that cover all eight wards through Substance Abuse Prevention and Treatment Block Grant-Prevention Set-Aside funds. Each Prevention Center has two designated wards (Wards 1 and 2; Wards 3 and 4; Wards 5 and 6; Wards 7 and 8) that serve as dynamic hubs that engage, support, and help connect the many community elements that are needed for promoting healthy children, youth, and families, as well as a drug-free city. Prevention Centers address three capacity-building functions in ways that reflect the characteristics and priorities of the populations and geographic areas served. The three functions—community education, community leadership, and community changes—are designed to address priority risk factors and the following outcomes:</p> <ul style="list-style-type: none"> <li>• Increase attitudes opposed to alcohol, tobacco, and drug use among children and youth.</li> <li>• Delay the onset or first use and progression of risk among children and youth.</li> <li>• Increase involvement of families, youth, and concerned citizens in their community’s planning, decisionmaking, and evaluation for substance abuse prevention.</li> </ul> <p>Data measures have been identified and are being tracked at the District and Ward levels. DC Prevention Centers have a primary role in the DC Strategic Prevention Framework State Incentive Grant (SPF SIG).</p>	

<p><b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking</b></p>	
<p><b>DC Strategic Prevention Framework State Incentive Grant (SPF SIG)</b></p>	
<p>URL for more program information: <a href="mailto:Judith.Donovan@DC.Gov">Judith.Donovan@DC.Gov</a></p>	
<p>Program description: The District of Columbia is part of the Cohort IV SPF SIG funded through SAMHSA with a \$10.6 million award. The SPF SIG goals are to:</p> <ul style="list-style-type: none"> <li>• Prevent the onset and reduce the progression of substance abuse, including childhood and underage drinking and marijuana use, among youth in communities.</li> <li>• Reduce substance abuse problems, especially underage drinking and marijuana use, among youth in communities.</li> <li>• Build prevention capacity and infrastructure at the state and community levels to address priority areas, reduce risk, and increase protection for children and youth.</li> </ul>	

SAMHSA reviews and approves a data-driven strategic plan before 85 percent of all community-level funds can be allocated. Approval of the District of Columbia plan is pending; however, underage drinking is one of two District of Columbia priorities.

In April 2011, SAMHSA approved the District of Columbia Strategic Plan, which focuses on two priorities: underage drinking and the prevention of marijuana use by youth. Competitive grants totaling \$1.4 million were to be posted in spring 2012. A SPF SIG Coordinator for each District of Columbia Prevention Center was funded in 2011.

**Additional Information Related to Underage Drinking Prevention Programs**

<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i> Description of collaboration	No recognized Tribal governments Not applicable
<i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i> Program description: Metro Teen AIDS Ward 8 Drug-Free Coalition (STOP ACT Grantee), and Public Charter School Center for Student Support Services	Yes
<i>State has adopted or developed best practice standards for underage drinking prevention programs</i> Best practice standards description: These codes are the foundation for all District of Columbia underage drinking programs and practices and serve as guiding standards for developing and implementing evidence-based prevention services: <ul style="list-style-type: none"> <li>• District of Columbia Official Code §25-765: No window advertisements within 400 feet of a church/school.</li> <li>• District of Columbia Official Code §25-782: Restrictions on hours of minors entering stores from 8 a.m. to 3 p.m. during school days.</li> <li>• District of Columbia Official Code §25-781: Sale to minors or intoxicated persons prohibited.</li> <li>• District of Columbia Official Code §25-783: Production of valid identification document required; penalty.</li> </ul>	Yes

**Additional Clarification**

None given

**State Interagency Collaboration**

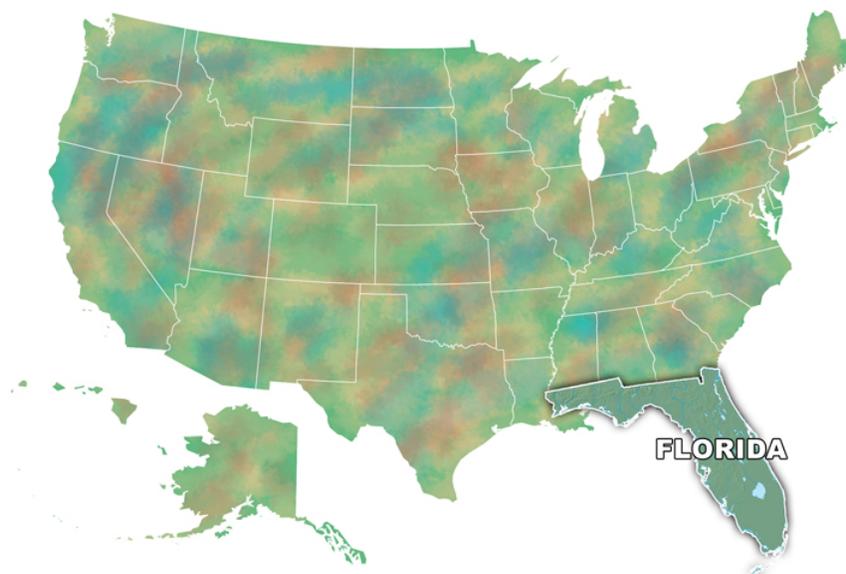
<i>A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities</i>	Yes
<i>Committee contact information:</i> Name: Enforcing Underage Drinking Laws (EUDL), Justice Grants Administration (JGA) E-mail: Brenda.Smith@dc.gov Address: 1350 Pennsylvania Avenue, NW, Washington, DC 20004 Phone: 202-727-6331	
<i>Agencies/organizations represented on the committee:</i> Alcoholic Beverage Regulation Administration Bridging Resources In Communities, Inc. Metro TeenAIDS Metropolitan Police Department National Capital Coalition to Prevent Underage Drinking Public Charter School-Center for Student Support DC Department of Health, Addiction Prevention and Recovery Administration	
<i>A website or other public source exists to describe committee activities</i> URL or other means of access	No Not applicable

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	Yes
Prepared by: DC Department of Health, Addiction Prevention and Recovery Administration Plan can be accessed via: Judith.Donovan@DC.Gov	
<i>State has prepared a report on preventing underage drinking in the last 3 years</i>	Yes
Prepared by: Justice Grants Administration Plan can be accessed via: Brendae.Smith@dc.gov	
<b>Additional Clarification</b>	
None given	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	\$ 80,000
Estimate based on the 12 months ending	01/02/2012
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$50,000
Estimate based on the 12 months ending	09/30/2011
<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Other programs:</i>	
Programs or strategies included: National Capital Coalition to Prevent Underage Drinking (NCCPUD), Bridging Resources In the Community (BRIC), Metropolitan Police Department (MPD), Public Charter School Center for Student Support (PCSCSS), and Metro TeenAIDS	
Estimate of state funds expended	\$300,000
Estimate based on the 12 months ending	09/30/2011

<b>Funds Dedicated to Underage Drinking</b>	
<i>State derives funds dedicated to underage drinking from the following revenue streams:</i>	
Taxes	No
Fines	No
Fees	No
Other	No
<i>Description of funding streams and how they are used:</i>	
No data	
<b>Additional Clarification</b>	
Justice Grants Administration (JGA) is one of several state administering agencies that passes through federal funds, and in this case funds are from the Office of Juvenile Justice and Delinquency Prevention (OJJDP) for the Enforcing Underage Drinking Laws. For the fiscal year ending September 30, 2011, JGA funded two intradistrict agencies and five community-based (CBO) not-for-profit agencies. The programs included but were not limited to alcohol compliance checks and alcoholic establishment enforcement and	

training, as well as training over 40 youth advocates (decoys) in the operation of compliance checks. Several CBOs canvassed their communities for media purposes and held daily/weekly youth meetings as well as social networking. In addition, JGA provided funding to one CBO that administered several SADD Chapters. Because the District of Columbia is not a state, it has offices operating as state administrations; JGA does receive funding under the Juvenile Justice System but not under Enforcing Underage Drinking Laws. There are other District agencies that may provide funding for prevention programs targeting K–12 schools, institutions of higher education, the juvenile justice system, and child welfare; however, they cannot be identified as to which agency provides these funds. Therefore, to indicate “Can’t answer this question; these data are not available in my state” may be an inaccurate response.



# Florida

## State Profile and Underage Drinking Facts\*

State Population: 19,057,542  
 Population Ages 12–20: 2,161,000

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	25.6	554,000
Past-Month Binge Alcohol Use	15.3	331,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	5.5	35,000
Past-Month Binge Alcohol Use	2.3	15,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	21.6	155,000
Past-Month Binge Alcohol Use	12.1	87,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	45.0	364,000
Past-Month Binge Alcohol Use	28.4	230,000
<b>Alcohol-Attributable Deaths (under 21)</b>		274
<b>Years of Potential Life Lost (under 21)</b>		16,430
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	19.0	66

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### **Underage Possession of Alcohol**

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

### **Underage Consumption of Alcohol**

Consumption is not explicitly prohibited.

### **Internal Possession by Minors**

Internal possession is not explicitly prohibited.

### **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.

#### ***Provisions Targeting Retailers***

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## 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 18.

#### ***Type(s) of Violation Leading to Driver's License Suspension, Revocation, or Denial***

- Underage purchase
- Underage possession

#### ***Authority To Impose Driver's License Sanction***

- Mandatory

#### ***Length of Suspension/Revocation***

- Minimum: 180 days
- Maximum: 365 days

## Graduated Driver’s License

### *Learner Stage*

- Minimum entry age: 15
- Minimum learner stage period: 12 months
- Minimum supervised driving requirement: 50 hours—10 of which must be at night

### *Intermediate Stage*

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 11 p.m. for 16-year-olds; 1 a.m. for 17-year-olds
  - Primary enforcement of the night-driving rule
- No passenger restrictions

### *License Stage*

- Minimum age to lift restrictions: 18

## 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: 19

#### *Appearance Requirements*

- Obviously underage in appearance
- No uniforms
- Dress based on community standards in target area
- Male: No facial hair
- Female: Age-appropriate hair and makeup; no revealing attire

#### *ID Possession*

- Discretionary

#### *Verbal Exaggeration of Age*

- Prohibited

#### *Decoy Training*

- Not specified

### Penalty Guidelines for Sales to Minors

- Time period/conditions: Not specified
- First offense: \$1,000 and 7-day license suspension
- Second offense: \$3,000 and 30-day license suspension
- Third offense: License revocation

## **Responsible Beverage Service**

### ***Voluntary Beverage Service Training***

- Applies to both on-sale and off-sale establishments
- Applies to both new and existing outlets

### ***Incentives for Training***

- Mitigation of fines or other administrative penalties for sales to minors
- Protection against license revocation for sales to minors

## **Minimum Ages for Off-Premises Sellers**

- Beer: Not specified
- Wine: Not specified
- Spirits: 18

## **Minimum Ages for On-Premises Sellers**

- Beer: 18 for both servers and bartenders
- Wine: 18 for both servers and bartenders
- Spirits: 18 for both servers and bartenders

## **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

### ***Colleges and Universities***

- No distance limitation

### ***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: No
- On-premises outlets: Yes—within 500 feet. Local government has authority to override state restrictions.
- Alcohol products: Beer, wine, spirits

## **Dram Shop Liability**

Statutory liability exists subject to the following conditions:

- Limitations on elements/standards of proof: Willful and unlawful furnishing to minor

## **Social Host Liability Laws**

- There is no statutory liability.
- The courts recognize common law social host liability.

*Note:* Common law liability rests on a violation of the criminal social host statute. The criminal social host statute prohibits an adult from allowing an open house party to take place at a residence he/she controls and knowingly allowing a minor to possess or consume alcohol at the residence and failing to take reasonable steps to prevent the possession or consumption of the alcoholic beverage.

**Host Party Laws**

Social host law is specifically limited to underage drinking parties.

- Action by underage guest that triggers violation: Possession, consumption
- Property type(s) covered by liability law: Residence
- Standard for hosts' knowledge or action regarding the party: Knowledge—host must have actual knowledge of the occurrence
- Preventive action by the host negates the violation

*Note:* The “preventive action” provision in Florida requires the prosecution to prove that the host failed to take preventive action.

**Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

**Direct Sales/Shipments of Alcohol by Producers**

Direct sales/shipments from producers to consumers are not permitted.

*Note:* Although current law suggests that direct shipments of alcoholic beverages are prohibited, the Florida Department of Business and Professional Regulation's informal policy allows out-of-state wineries to make direct shipments of wine to Florida consumers. Florida statutes that purport to ban direct shipments are not being enforced pursuant to a stipulation entered into by the state in a lawsuit challenging the constitutionality of the law (Fla. Stat. Ann. §§ 561.54, 561.545; [http://www.flsenate.gov/data/Publications/2006/Senate/reports/interim\\_reports/pdf/2006-146rilong.pdf](http://www.flsenate.gov/data/Publications/2006/Senate/reports/interim_reports/pdf/2006-146rilong.pdf)).

**Keg Registration**

Registration is not required.

**Alcohol Pricing Policies****Home Delivery**

- Beer: Permitted
- Wine: Permitted
- Spirits: Permitted

**Alcohol Tax**

- Beer (5 percent alcohol): Specific excise tax is \$0.48 per gallon.
- Wine (12 percent alcohol): Specific excise tax is \$2.25 per gallon.
- Spirits (40 percent alcohol): Specific excise tax is \$6.50 per gallon (\$2.25 per gallon for alcohol content of less than 17.259 percent).

**Drink Specials**

No law

**Wholesale Pricing**

Pricing restrictions exist.

***Beer (5 percent alcohol)***

- Price posting requirements: Post
- Retailer credit: Restricted—15 days maximum

***Wine (12 percent alcohol)***

- Retailer credit: Restricted—15 days maximum

***Spirits (40 percent alcohol)***

- Retailer credit: Restricted—15 days maximum

## Florida State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i>	
Department of Business and Professional Regulation; Division of Alcoholic Beverages and Tobacco	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i>	
No data	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	No
<i>Local law enforcement agencies use:</i>	
Cops in Shops	Yes
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>	Unknown
Primary state agency responsible for enforcing laws addressing direct sales/shippments of alcohol to minors	No data
Such laws are also enforced by local law enforcement agencies	Unknown
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	Yes
Number of minors found in possession by state law enforcement agencies	2,931
Number pertains to the 12 months ending	12/31/2011
Data include arrests/citations issued by local law enforcement agencies	Yes
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	Yes
Data are collected on these activities	Yes
Number of licensees checked for compliance by state agencies	10,655
Number of licensees that failed state compliance checks	1,057
Numbers pertain to the 12 months ending	12/31/2011
<i>Local agencies conduct underage compliance checks/decoy operations to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	Yes
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
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	Yes
Number of fines imposed by the state <sup>3</sup>	No data
Total amount in fines across all licensees	No data
Numbers pertain to the 12 months ending	12/31/2011
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	Yes
Number of suspensions imposed by the state <sup>4</sup>	56
Total days of suspensions across all licensees	No data
Numbers pertain to the 12 months ending	12/31/2011
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	Yes
Number of license revocations imposed <sup>5</sup>	10
Numbers pertain to the 12 months ending	12/31/2011

Additional Clarification
None given

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking
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<i><b>Be The Wall Campaign</b></i>	
Number of youth served	Data not collected
Number of parents served	Data not collected
Number of caregivers served	Data not collected
Numbers pertain to the 12 months ending	Data not collected
Program has been evaluated	Data not collected
Evaluation report is available	Data not collected
URL for evaluation report	Data not collected
URL for more program information	<a href="http://fcpr.fsu.edu/sarg/tools/btw.php">http://fcpr.fsu.edu/sarg/tools/btw.php</a>

Program description: “Be The Wall” is a statewide social marketing campaign sponsored by the Florida Governor’s Office of Drug Control, the Florida Department of Children and Families, and the Strategic Prevention Framework State Incentive Grant (SPF SIG).

<i><b>Impaired Driving Coalition</b></i>	
Number of youth served	Not applicable
Number of parents served	Not applicable
Number of caregivers served	Not applicable
Numbers pertain to the 12 months ending	Not applicable
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information	Not applicable

Program description: No data

Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking
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<i><b>Too Good for Drugs &amp; Violence</b></i>	
URL for more program information	<a href="http://www.mendezfoundation.org">http://www.mendezfoundation.org</a>

Program description: Too Good for Drugs & Violence is a comprehensive prevention education program for high school students. Designed to equip students with the knowledge, skills, and attitudes they need to remain safe and drug free, this program builds on the core concepts of Too Good for Violence K–8 and Too Good for Drugs K–8. The program offers 10 lessons delivered once a week for 10 weeks in a single grade level, plus 12 additional lessons incorporated into English, science, health, and/or social studies courses, so that students gain critical information and practice essential skills throughout their high school years. These developmentally appropriate lessons feature topics of great interest to high school students: identifying effects of underage drinking, distinguishing healthy and unhealthy relationships, and recognizing the stages of addiction and possible sources of help. Lessons reveal misconceptions about tobacco and marijuana and the dangers of abusing prescription and over-the-counter drugs, ecstasy, cocaine, and methamphetamine. Students also learn to analyze media influences, deal with prejudice and discrimination, and de-escalate conflicts.

<b>Project Northland</b>	
URL for more program information	<a href="http://www.hazelden.org/web/go/projectnorthland">http://www.hazelden.org/web/go/projectnorthland</a>
<p>Program description: Alcohol is the drug of choice for American teenagers, and alcohol use during early adolescence increases the likelihood of progression to heavy alcohol use and to the use of other illicit drugs. The influences of peers, family members, school, the media, and the community have been shown to play a critical role in promoting or discouraging alcohol use among teens. Thus, the prevention researchers who developed Project Northland focused on engaging not only youth but also schools, families, and the larger community in one comprehensive prevention effort.</p> <p><i>Project Northland Grades 6-8 - Alcohol Use Prevention Curriculum Used in Substance Abuse and Mental Health Services Administration's (SAMHSA's) Reach Out Now Program</i> by Cheryl L. Perry, Ph.D., Kelli A. Komro, Ph.D., Carolyn L. Williams, Ph.D., Sara Veblen-Mortenson, M.S.W., M.P.H., and Bonnie S. Dudovitz, M.Ed. Developed by the University of Minnesota.</p>	
<b>Guiding Good Choices</b>	
URL for more program information	<a href="http://www.channing-bete.com/prevention-programs/guiding-good-choices/guiding-good-choices.html">http://www.channing-bete.com/prevention-programs/guiding-good-choices/guiding-good-choices.html</a>
Program description: No data	
<b>Passport To Peace</b>	
URL for more program information	<a href="http://www.hanleycenter.org/prevention/programs-services/passport-to-peace">http://www.hanleycenter.org/prevention/programs-services/passport-to-peace</a>
Program description: No data	
<b>Life Skills Training</b>	
URL for more program information	<a href="http://www.lifeskillstraining.com">http://www.lifeskillstraining.com</a>
Program description: No data	

<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i>	No formal collaborative agreements
<p>Description of collaboration: The Miccosukee Tribe operates an educational system ranging from the Head Start preschool program through senior high school; adult, vocational and higher education programs; and other social services. The Seminole Tribe maintains an education division comprising programs that deliver educational services to all Tribal members, beginning at 5 years old and extending through senior citizens. The programs are delivered to all six reservations, all nonresistance Seminole, and throughout the nation. The administrative offices are located in Hollywood, Florida, with local education program personnel on the reservations to coordinate the education services. In addition, those Tribal members who reside in the community are able to participate in substance abuse programs throughout the school system and community.</p>	
<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>	Yes
<p>Best practice standards description: The Best Practices Recognition Program provides recognition for those programs that exemplify "best practice" methods in substance abuse prevention and treatment services. These programs' efforts are shown to measurably improve service outcomes and the quality of life for program participants. All aspects of the Best Practices Recognition Program process are intended to bring recognition to the recipients, to the quality of care for persons receiving substance abuse supports and services, and to the efforts being made in providing substance abuse services in Florida.</p>	

<p>The Substance Abuse Response Guide (SARG): The Substance Abuse Program’s Prevention Team uses SARG to help communities change conditions that underlie illegal, illicit, and problematic alcohol and drug use patterns and related consequences in Florida (<a href="http://www.dcf.state.fl.us/programs/samh/SubstanceAbuse/prevention.shtml">http://www.dcf.state.fl.us/programs/samh/SubstanceAbuse/prevention.shtml</a>).</p> <p>Evidence-Based Practice Initiative (<a href="http://fcpr.fsu.edu/prevention/fps_document.html">http://fcpr.fsu.edu/prevention/fps_document.html</a>): When speaking about implementing a prevention program or strategy “with fidelity,” the process starts with its selection. Even faithful implementation of a program or strategy that poorly fits the needs and makeup of the community can be as ineffective as implementing a program with no evidence of effectiveness. Thoughtful selection is essential. Three principles drive selection: relevance, appropriateness, and evidence of effectiveness. It is important that a program or strategy have evidence that it is likely to influence troublesome factors or conditions that are driving a community’s substance abuse problems. It is also important that the program or strategy be supported by the community and that it fits the community’s demographics, culture, resources, and capacity. This guidance provides elements that reflect a selection process that achieves good fit. It includes a glossary of terms, one list of benchmarks for the process and another for provider qualities, and a more indepth discussion of each element. The principle of goodness of fit, as reflected in the elements of relevance and appropriateness, will be the foundation of the Department’s Evidence-Based Practices Initiative. Circuits and managing entities will use them to make funding and resource allocation decisions and ensure the implementation of evidence-based practices.</p>	
<b>Additional Clarification</b>	
None given	

<b>State Interagency Collaboration</b>	
<i>A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities</i>	No
<i>Committee contact information:</i> Not applicable	
<i>Agencies/organizations represented on the committee:</i> Not applicable	
<i>A website or other public source exists to describe committee activities</i>	Not applicable
<i>URL or other means of access:</i> Not applicable	

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	Yes
Prepared by: Florida Office of Drug Control	
Plan can be accessed via: <a href="http://drugcontrol.flgov.com/odc_strategies.html">http://drugcontrol.flgov.com/odc_strategies.html</a>	
<i>State has prepared a report on preventing underage drinking in the last 3 years</i>	Yes
Prepared by: Health Economics Research Group, Sociology Research Center, University of Miami	
Plan can be accessed via:	
<a href="http://www.dcf.state.fl.us/programs/samh/SubstanceAbuse/docs/CostOfUnderageDrinkingInFlorida_0608_09_FINAL.pdf">http://www.dcf.state.fl.us/programs/samh/SubstanceAbuse/docs/CostOfUnderageDrinkingInFlorida_0608_09_FINAL.pdf</a>	
<b>Additional Clarification</b>	
None given	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available

<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$3,422,765
Estimate based on the 12 months ending	06/30/2009
<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Other programs:</i>	
Programs or strategies included:	No data
Estimate of State funds expended	Not applicable
Estimate based on the 12 months ending	Not applicable

**Funds Dedicated to Underage Drinking**

*State derives funds dedicated to underage drinking from the following revenue*

*streams:*

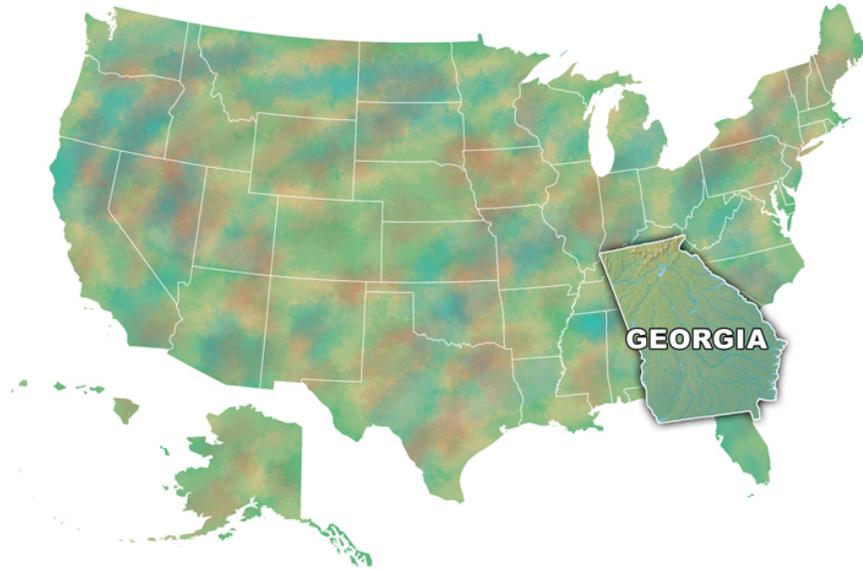
Taxes	No data
Fines	No data
Fees	No data
Other	No data

*Description of funding streams and how they are used:*

No data

**Additional Clarification**

None given



# Georgia

## State Profile and Underage Drinking Facts\*

**State Population: 9,815,210**  
**Population Ages 12–20: 1,214,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	22.7	275,000
Past-Month Binge Alcohol Use	13.5	164,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	5.4	20,000
Past-Month Binge Alcohol Use	1.7	6,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	18.6	84,000
Past-Month Binge Alcohol Use	10.3	47,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	43.7	171,000
Past-Month Binge Alcohol Use	28.4	111,000
<b>Alcohol-Attributable Deaths (under 21)</b>		158
<b>Years of Potential Life Lost (under 21)</b>		9,548
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	10.0	20

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Parent/guardian’s home AND
- Parent/guardian

### Underage Consumption of Alcohol

Consumption is not explicitly prohibited.

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

### 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.

#### *Provisions Targeting Retailers*

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Retailers are permitted to seize apparently false IDs.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## 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

#### *Authority To Impose Driver’s License Sanction*

- Mandatory

#### *Length of Suspension/Revocation*

- 180 days

## **Graduated Driver’s License**

### ***Learner Stage***

- Minimum entry age: 15
- Minimum learner stage period: 12 months
- Minimum supervised driving requirement: 40 hours—6 of which must be at night

### ***Intermediate Stage***

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 12 a.m.
  - No primary enforcement of the night-driving rule
- Passenger restrictions exist: First 6 months, immediate family only. Second 6 months, no more than one passenger under 21 who is not immediate family. After 1 year, no more than three passengers under 21 who are not immediate family.
  - No primary enforcement of the passenger-restriction rule

### ***License Stage***

- Minimum age to lift restrictions: 18

## **Laws Targeting Alcohol Suppliers**

### **Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s):

- Parent/guardian’s home AND
- Parent/guardian

### **Compliance Check Protocols**

#### ***Age of Decoy***

- Minimum: 17
- Maximum: 19

#### ***Appearance Requirements***

- No facial hair

#### ***ID Possession***

- Prohibited

#### ***Verbal Exaggeration of Age***

- Prohibited

#### ***Decoy Training***

- Not specified

### **Penalty Guidelines for Sales to Minors**

- Time period/conditions: Not specified
- First offense: \$500–\$2,500 fine, 12-month probation, and/or up to 30-day suspension

*Note:* Mitigating and/or aggravating circumstances may be considered.

**Responsible Beverage Service**

No beverage service training requirement

**Minimum Ages for Off-Premises Sellers**

- Beer: Not specified
- Wine: Not specified
- Spirits: Not specified

**Minimum Ages for On-Premises Sellers**

- Beer: 18 for both servers and bartenders
- Wine: 18 for both servers and bartenders
- Spirits: 18 for both servers and bartenders

**Distance Limitations for New Alcohol Outlets Near Universities and Schools*****Colleges and Universities***

Limitations on outlet siting:

- Off-premises outlets: Yes—within 100 yards for wine and beer, within 200 yards for spirits.
- On-premises outlets: Yes—within 100 yards for wine and beer, within 200 yards for spirits.
- Local government has authority to override state restrictions.
- Alcohol products: Beer, wine, spirits.

*Note:* Exceptions are (1) hotels of more than 50 rooms; (2) bona fide private clubs.

***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 100 yards for wine and beer, within 200 yards for spirits.
- On-premises outlets: Yes—within 100 yards for wine and beer, within 200 yards for spirits.
- Local government has authority to override state restrictions.
- Alcohol products: Beer, wine, spirits.

*Note:* Exceptions are (1) hotels of more than 50 rooms; (2) bona fide private clubs.

**Dram Shop Liability**

Statutory liability exists subject to the following conditions:

- Limitations on elements/standards of proof: Furnishing with knowledge that customer was a minor and would soon be operating a motor vehicle.

**Social Host Liability Laws**

Statutory liability exists subject to the following conditions:

- Limitations on elements/standards of proof: Furnishing with knowledge that customer was a minor and would soon be operating a motor vehicle.

**Host Party Laws**

No state-imposed liability for hosting underage drinking parties

**Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

### **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***

- Producer must verify age of purchaser.

#### ***State Approval/Permit Requirements***

- Producer/shipper must obtain state permit.

#### ***Reporting Requirements***

- Producer must record/report purchaser's name.

#### ***Shipping Label Statement Requirements***

- Contains alcohol
- Recipient must be 21

*Note:* Wineries that hold a federal basic wine manufacturing permit, regardless of whether they are licensed by the state of Georgia, may also ship wines directly to consumers. The consumer must purchase the wine while physically present on the premises of the winery, and the winery must verify that the consumer is of the age to do so.

### **Keg Registration**

- Keg definition: more than 2 gallons
- Prohibited:
  - Possessing an unregistered, unlabeled keg—maximum fine/jail: \$1,000/12 months
  - Destroying the label on a keg—maximum fine/jail: \$1,000/12 months
- Purchaser information collected:
  - Purchaser's name and address
  - Verified by a government-issued ID
  - Address where keg will be consumed
- Warning information to purchaser: Active—purchaser action required (e.g., signature)
- Deposit: Not required
- Provisions do not specifically address disposable kegs.

*Note:* Although Georgia does not require a retailer to record the number of a keg purchaser's ID, it does require the retailer to record the form of identification presented by the purchaser, as well as the purchaser's name, address, and date of birth.

## Alcohol Pricing Policies

### Home Delivery

- Beer: Prohibited
- Wine: Prohibited
- Spirits: Prohibited

### Alcohol Tax

#### *Beer (5 percent alcohol)*

- Specific excise tax: \$1.01 per gallon

Reported tax rate is calculated for the rate imposed on 12-ounce containers. \$0.32 per gallon for malt beverages sold in barrels or bulk containers containing not more than 31 gallons, along with a \$0.39 per gallon tax per on containers 15.5 gallons or less.

#### *Wine (12 percent alcohol)*

- Specific excise tax: \$0.42 per gallon

\$1.10 per gallon imposed on the “importation for use, consumption, or final delivery” into the state of all wines with an alcohol content of 14 percent or less.

#### *Spirits (40 percent alcohol)*

- Specific excise tax: \$5.37 per gallon

\$1.89 per gallon on the “importation for use, consumption, or final delivery” into the state of all distilled spirits.

### Drink Specials

No law

### Wholesale Pricing

Pricing restrictions exist.

#### *Beer (5 percent alcohol)*

- Price posting requirements: Post and hold—180 days minimum
- Retailer credit: Not permitted—if retailer owns more than one business and payment is made from a central office, then credit not to exceed 5 days after delivery and invoice.

#### *Wine (12 percent alcohol)*

- Retailer credit: Not permitted

#### *Spirits (40 percent alcohol)*

- Price posting requirements: Post and hold—14 days minimum
- Retailer credit: Not permitted

## Georgia State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Georgia Department of Revenue Alcohol and Tobacco Division	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> Conducting joint underage compliance investigations	
<b>Enforcement Strategies</b>	
<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	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	Yes Georgia Department of Revenue Alcohol and Tobacco Division
Such laws are also enforced by local law enforcement agencies	Unknown
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession by state law enforcement agencies	Yes 0
Number pertains to the 12 months ending	06/30/2011
Data include arrests/citations issued by local law enforcement agencies	No
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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	4,337
Number of licensees that failed state compliance checks	753
Numbers pertain to the 12 months ending	06/30/2011
<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	Yes No
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	No Data not collected
Total amount in fines across all licensees	Data not collected
Numbers pertain to the 12 months ending	Data not collected
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	No Data not collected
Total days of suspensions across all licensees	Data not collected
Numbers pertain to the 12 months ending	Data not collected
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	
Number of license revocations imposed <sup>5</sup>	No Data not collected
Numbers pertain to the 12 months ending	Data not collected

**Additional Clarification**

A breakdown of the fines imposed on all alcohol business is not available. However, the state collected a total of \$839,295 in fines against alcohol business overall for violations of the revenue regulations and/or state laws.

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

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

<b>Georgia Strategic Prevention System (GASPS)- Alcohol Initiative</b>	
Number of youth served	0
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	10/1/2011
Program has been evaluated	No
Evaluation report is available	Yes
URL for evaluation report:	No data
URL for more program information:	<a href="http://www.ga-sps.org">http://www.ga-sps.org</a>

Program description: To address the negative impact of alcohol use in Georgia, the state Office of Prevention Services and Programs (OPSP) has developed the Georgia Strategic Prevention System (GASPS). This initiative aims to affect population level change of behaviors and trends of alcohol use and abuse among youth and young adults ages 9 to 25. GASPS will use the SAMHSA Center for Substance Abuse Prevention (CSAP) Strategic Prevention Framework (SPF) model to develop and implement strategies aimed at population level change using the public health model approach. The objective of this initiative is to implement statewide primary prevention strategies (programs/practices/policies) that are consistent with needs as identified by epidemiological data with the following goals:

1. Reduce the early onset of alcohol use among 9- to 20-year-olds.
2. Reduce access to alcohol and binge drinking among 9- to 20-year-olds.
3. Reduce binge drinking and heavy drinking among 18- to 25-year-olds.

Currently, 40 contracted providers across the state are beginning this initiative.

**Additional Information Related to Underage Drinking Prevention Programs**

<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i>	No
Description of collaboration: Not applicable	
<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>	In development
Best practice standards description: Not applicable	

**Additional Clarification**

None given

<b>State Interagency Collaboration</b>	
A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities	In development
Committee contact information: Not applicable	
Agencies/organizations represented on the committee: Not applicable	
A website or other public source exists to describe committee activities URL or other means of access: Not applicable	No

<b>Underage Drinking Reports</b>	
State has prepared a plan for preventing underage drinking in the last 3 years Prepared by: Georgia Strategic Prevention Framework State Incentive Grant Plan can be accessed via: <a href="http://www.ga-spf.org">http://www.ga-spf.org</a>	Yes
State has prepared a report on preventing underage drinking in the last 3 years Prepared by: Not applicable Plan can be accessed via: Not applicable	No
<b>Additional Clarification</b>	
None given	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	09/30/2011
<i>K-12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	09/30/2011
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	09/30/2011
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	09/30/2011
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	09/30/2011
<i>Other programs:</i>	
Programs or strategies included:	No data
Estimate of state funds expended	No data
Estimate based on the 12 months ending	09/30/2011

<b>Funds Dedicated to Underage Drinking</b>	
<i>State derives funds dedicated to underage drinking from the following revenue streams:</i>	
Taxes	No
Fines	No
Fees	No
Other	No data

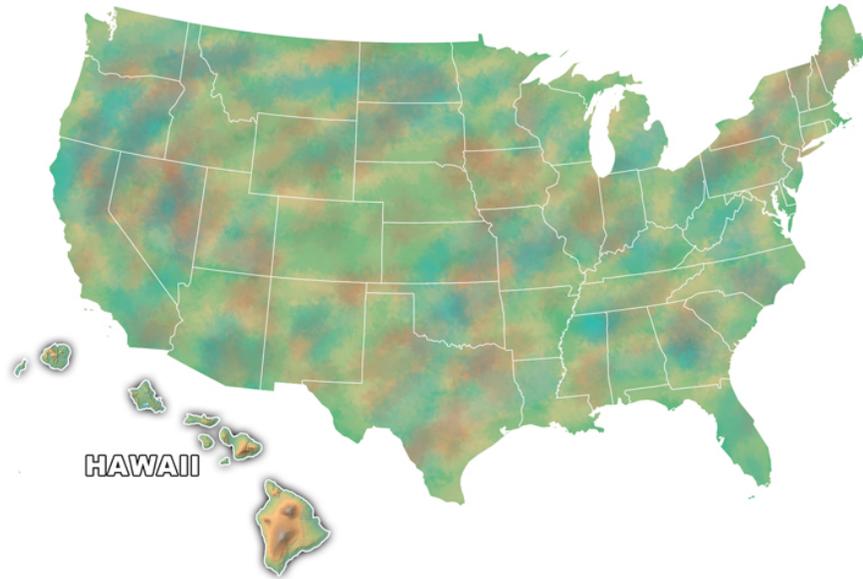
*Description of funding streams and how they are used:*

No data

**Additional Clarification**

To address the negative impact of alcohol use in Georgia, the state Office of Prevention Services and Programs (OPSP) has developed the Georgia Strategic Prevention System (GASPS) alcohol initiative utilizing SAMHSA Substance Abuse Prevention and Treatment (SAPT) Block Grant funding. This initiative aims to impact population level change of behaviors and trends of alcohol use and abuse among youth and young adults ages 9 to 25 years. GASPS will use the SAMHSA/CSAP Strategic Prevention Framework (SPF) model to develop and implement strategies aimed at population level change using the public health model approach. The objective of this initiative is to implement statewide primary prevention strategies (programs/practices/policies) that are consistent with needs as identified by epidemiological data with the following goals:

1. Reduce the early onset of alcohol use among 9- to 20-year-olds.
2. Reduce access to alcohol and binge drinking among 9- to 20-year-olds.
3. Reduce binge drinking and heavy drinking among 18- to 25-year-olds.



# Hawaii

## State Profile and Underage Drinking Facts\*

**State Population: 1,374,810**  
**Population Ages 12–20: 146,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	24.5	36,000
Past-Month Binge Alcohol Use	16.5	24,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	8.0	4,000
Past-Month Binge Alcohol Use	4.4	2,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	20.3	10,000
Past-Month Binge Alcohol Use	12.3	000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	42.4	22,000
Past-Month Binge Alcohol Use	30.6	16,000
<b>Alcohol-Attributable Deaths (under 21)</b>		12
<b>Years of Potential Life Lost (under 21)</b>		707
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	39.0	6

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Private location

### Underage Consumption of Alcohol

Consumption is prohibited with the following exception(s):

- Private location

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

*Note:* Hawaii has a statutory provision stating that “[n]o minor shall consume or purchase liquor and no minor shall consume or have liquor in the minor’s possession or custody in any public place, public gathering, or public amusement, at any public beach or public park, or in any motor vehicle on a public highway” and that “‘consume’ or ‘consumption’ includes the ingestion of liquor” (Haw. Rev. Stat. § 281-101.5). Laws that prohibit minors from having alcohol in their bodies, but which 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, but youth may 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.

#### *Provisions Targeting Retailers*

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- General affirmative defense—the retailer came to a good faith or reasonable decision that the purchaser was 21 years or older; inspection of an identification card not required.

*Note:* In Hawaii, the retailer has a defense to a charge of furnishing to a minor if, in making the sale or allowing the consumption of liquor by a minor, the retailer was misled by the appearance of the minor and the attending circumstances into honestly believing that the minor was of legal age, and if the retailer can prove that he or she acted in good faith.

## 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”)**

### **Provisions Applicable to Minors Under Age 18**

#### ***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***

- Discretionary

#### ***Length of Suspension/Revocation***

- Minimum: 180 days
- Maximum: Not specified

### **Provisions Applicable to Minors Ages 18 to 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: 180 days
- Maximum: Not specified

## **Graduated Driver’s License**

### ***Learner Stage***

- Minimum entry age: 15 years, 6 months
- Minimum learner stage period: 6 months
- Minimum supervised driving requirement: 50 hours—10 of which must be at night

### ***Intermediate Stage***

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 11 p.m.
  - Primary enforcement of the night-driving rule
- Passenger restrictions exist: No more than one passenger under 18, except household members, unless accompanied by parent or guardian
  - Primary enforcement of the passenger-restriction rule

### ***License Stage***

- Minimum age to lift restrictions: 17

## Laws Targeting Alcohol Suppliers

### **Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s):

- Parent/guardian

### **Compliance Check Protocols**

No data

### **Penalty Guidelines for Sales to Minors**

No data

### **Responsible Beverage Service**

No beverage service training requirement

### **Minimum Ages for Off-Premises Sellers**

- Beer: 18
- Wine: 18
- Spirits: 18

### ***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages***

- Manager/supervisor is present.

*Note:* Liquor can be sold by persons 18 to 20 years of age only in licensed establishments where selling or serving the intoxicating liquor is part of the minor's employment, and where there is proper supervision of these minor employees to ensure that the minors shall not consume the intoxicating liquor.

### **Minimum Ages for On-Premises Sellers**

- Beer: 18 for both servers and bartenders
- Wine: 18 for both servers and bartenders
- Spirits: 18 for both servers and bartenders

### ***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages***

- Manager/supervisor is present.

*Note:* Liquor can be sold or served by persons ages 18 to 20 only in licensed establishments where selling or serving the intoxicating liquor is part of the minor's employment, and where there is proper supervision of these minor employees to ensure that the minors shall not consume the intoxicating liquor. Persons below age 18 may sell or serve liquor in individually specified licensed establishments found to be otherwise suitable by the liquor commission in which an approved program of job training and employment for dining room waiters and waitresses is being conducted in cooperation with the University of Hawaii, the state community college system, or a federally sponsored personnel development and training program, under arrangements that ensure proper control and supervision of employees.

## **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

### ***Colleges and Universities***

No distance limitation

### ***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: No
- On-premises outlets: Yes—within 500 feet, if 40 percent of registered voters or property owners within area protest.
- Alcohol products: Beer, wine, spirits

*Note:* Exceptions are (1) hotels of more than 50 rooms; (2) bona fide private clubs.

## **Dram Shop Liability**

- There is no statutory liability.
- The courts recognize common law dram shop liability.

## **Social Host Liability Laws**

Statutory liability exists subject to the following conditions:

- Limitations on who may be sued: Social host must be age 21 or older.

## **Host Party Laws**

Social host law is not specifically limited to underage drinking parties

- Action by underage guest that triggers violation: Possession
- Property type(s) covered by liability law: Residence, outdoor, other
- Standard for hosts' knowledge or action regarding the party: Knowledge—host must have actual knowledge of the occurrence
- Exception(s): Family

## **Retailer Interstate Shipments of Alcohol**

Prohibition against retailer interstate shipments:

- Beer: Uncertain
- Wine: Uncertain
- Spirits: Uncertain

*Note:* Any adult may obtain a state permit to receive one shipment of beer, wine, or distilled spirits per year for personal use from outside the state, not to exceed 5 gallons. Only one permit is allowed per household. It is uncertain whether an out-of-state retailer may ship the alcohol directly to the permittee for his or her personal use.

## **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:** None

**Shipping Label Statement Requirements**

- Contains alcohol
- Recipient must be 21

*Note:* Any adult may obtain a state permit to receive one shipment of beer, wine, or distilled spirits per year for personal use from outside the state, not to exceed 5 gallons. Only one permit is allowed per household.

**Keg Registration**

Not required

## Alcohol Pricing Policies

**Home Delivery**

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

**Alcohol Tax**

- Beer (5 percent alcohol): Specific excise tax is \$0.93 per gallon (\$0.54 per gallon for containers of 7 gallons or more).
- Wine (12 percent alcohol): Specific excise tax is \$1.38 per gallon.
- Spirits (40 percent alcohol): Specific excise tax is \$5.98 per gallon.

**Drink Specials**

No law

**Wholesale Pricing**

Pricing restrictions exist.

***Beer (5 percent alcohol)***

- Retailer credit: Restricted—30 days maximum

***Wine (12 percent alcohol)***

- Retailer credit: Restricted—30 days maximum

***Spirits (40 percent alcohol)***

- Retailer credit: Restricted—30 days maximum

## Hawaii State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i>	
Department of Liquor Control and County Police Departments	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i>	
The Department of Liquor Control (local) and the county police departments (local) share information and resources. In addition, the state Department of Health, Alcohol and Drug Abuse Division receives the Enforcing Underage Drinking Laws (EUDL) block grant and provides funding for county police departments and the University of Hawaii (state) to conduct compliance checks and park sweeps.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol–Related Fatality Investigations	No
<i>Local law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol–Related Fatality Investigations	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	Yes No data
Such laws are also enforced by local law enforcement agencies	Yes
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession <sup>1</sup> by state law enforcement agencies	No 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 operations<sup>2</sup> 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	585
Number of licensees that failed state compliance checks	60
Numbers pertain to the 12 months ending	12/31/2011
<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	Yes
Number of licensees checked for compliance by local agencies	120
Number of licensees that failed local compliance checks	24
Numbers pertain to the 12 months ending	01/14/2012
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	Yes 24
Total amount in fines across all licensees	\$29,000
Numbers pertain to the 12 months ending	03/15/2012
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	Yes 2
Total days of suspensions across all licensees	37
Numbers pertain to the 12 months ending	03/15/2012

State collects data on license revocations imposed on retail establishments specifically for furnishing minors	Yes
Number of license revocations imposed <sup>5</sup>	0
Numbers pertain to the 12 months ending	No data

**Additional Clarification**

There was no cooperation from three of Hawaii’s County Liquor Control Boards. The information provided was from the Hawaii County Liquor Control Board and from the state Department of Health, Alcohol and Drug Abuse Division, which receives the EUDL grant. In addition, information on compliance checks is from the University of Hawaii, which assists the state in conjunction with the county police departments to conduct off-premise, on-premise (Kauai only) compliance checks and the Random Sample Alcohol Survey (statewide).

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

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

***Enforcing Underage Drinking Laws Program***

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:	Not applicable

Program description: The EUDL Program supports and enhances efforts by state coalitions to prohibit the sale of alcoholic beverages to minors and the purchase and consumption of alcoholic beverages by minors. (Minors are defined as individuals under 21 years old.)

***Hawaii Strategic Prevention Framework–State Incentive Grant (HSPF SIG)***

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 data
Evaluation report is available	No data
URL for evaluation report:	No data
URL for more program information:	No data

Program description: The purpose of the HSPF SIG is to improve the quality of life for Hawaii citizens of all ages by preventing and reducing their abuse of and dependence on alcohol and drugs.

***Sober Truth on Preventing Underage Drinking (STOP) Act Coalition for Drug Free Hawaii***

Number of youth served	1,330
Number of parents served	2,000
Number of caregivers served	60
Numbers pertain to the 12 months ending	12/31/2010
Program has been evaluated	No
Evaluation report is available	Not applicable

URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
<p>Program description: The purpose of this program is to prevent and reduce alcohol use among youth in the Ewa, Hawaii, community. It was created to strengthen collaboration among the coalition-formed EWAlution and to use state-of-the-art practices and initiatives that have proven to be effective in preventing and reducing alcohol use among youth.</p>	
<p><b>Mothers Against Drunk Driving (MADD)–Hawaii</b></p>	
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:	<a href="http://www.maddhawaii.com">http://www.maddhawaii.com</a>
<p>Program description: MADD Hawaii offers free support services to injured victims of impaired driving crashes and to bereaved families and friends of those killed or injured in highway crashes. MADD Hawaii has helped pass scores of new laws to strengthen the state’s impaired driving statutes, prevent underage drinking, and give victims of impaired driving crashes more voice. MADD has underage drinking prevention programs available for high school students (Youth in Action), elementary school children (Protecting You Protecting Me), and college students (UMADD). MADD Hawaii has offices in Honolulu and Hilo and programs operating on Maui and Kauai. MADD Hawaii has conducted its signature holiday red ribbon campaign, “Tie One On for Safety,” for over 20 years. Over 400,000 ribbons are distributed annually for people to display on their vehicles as a pledge that they will be a safe and sober driver.</p>	

<p><b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking</b></p>	
<p>None listed</p>	
URL for more program information	Not applicable
<p>Program description: Not applicable</p>	

<p><b>Additional Information Related to Underage Drinking Prevention Programs</b></p>	
<p>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</p>	<p>No recognized Tribal governments</p>
<p>Description of collaboration: Not applicable</p>	
<p>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</p>	<p>No</p>
<p>Program description: Not applicable</p>	
<p>State has adopted or developed best practice standards for underage drinking prevention programs</p>	<p>Yes</p>
<p>Best practice standards description: On- and off-premises compliance checks</p>	

<p><b>Additional Clarification</b></p>	
<p>None given</p>	

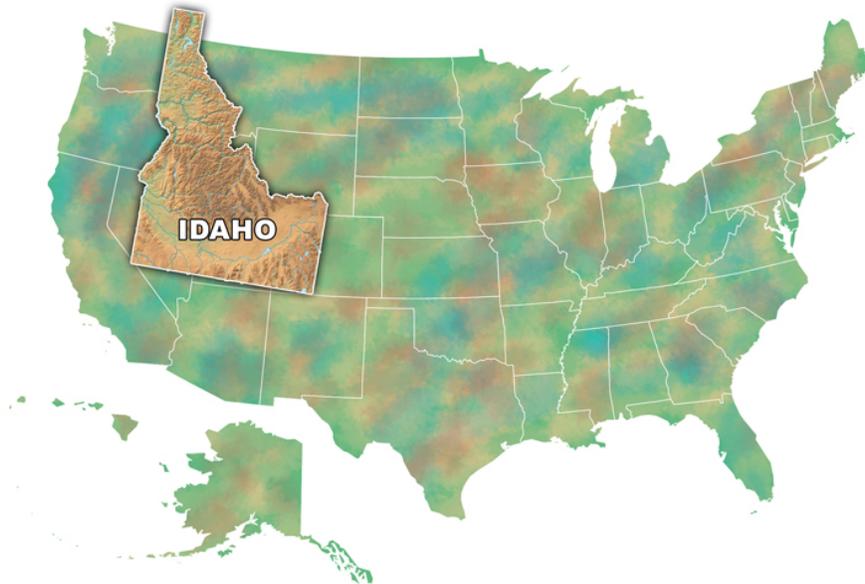
<b>State Interagency Collaboration</b>	
<i>A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities</i>	Yes
<i>Committee contact information:</i> Name: Val Mariano E-mail: valerie.s.mariano@hawaii.gov Address: 235 South Beretania St. #401, Honolulu, HI 96813-2419 Phone: 808-586-1444	
<i>Agencies/organizations represented on the committee:</i> Hawaii Department of Transportation Advocacy Organization Alcohol and Drug Abuse Division Department of the Attorney General Liquor Control Board County Police Departments Department of Land and Natural Resources Mothers Against Drunk Driving Coalition for Drug Free Hawaii Department of Defense—Hawaii Army National Guard	
<i>A website or other public source exists to describe committee activities</i> URL or other means of access: Not applicable	No

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i> Prepared by: Hawaii Partnership to Prevent Underage Drinking (HPPUD) Coalition Plan can be accessed via: No data	Yes
<i>State has prepared a report on preventing underage drinking in the last 3 years</i> Prepared by: Alcohol and Drug Abuse Division Plan can be accessed via: <a href="http://hawaii.gov/health/substance-abuse/prevention-treatment/survey/adsurv.htm">http://hawaii.gov/health/substance-abuse/prevention-treatment/survey/adsurv.htm</a>	Yes
<b>Additional Clarification</b>	
None given	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the child welfare system:</i>	

Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Other programs:</i>	
Programs or strategies included:	No data
Estimate of state funds expended	Not applicable
Estimate based on the 12 months ending	Not applicable

<b>Funds Dedicated to Underage Drinking</b>	
<i>State derives funds dedicated to underage drinking from the following revenue streams:</i>	
Taxes	No data
Fines	No data
Fees	No data
Other	No data
<i>Description of funding streams and how they are used:</i>	
No data	
<b>Additional Clarification</b>	
None given	



# Idaho

## State Profile and Underage Drinking Facts\*

**State Population: 1,584,985**  
**Population Ages 12–20: 201,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	23.1	46,000
Past-Month Binge Alcohol Use	15.1	30,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	4.5	3,000
Past-Month Binge Alcohol Use	2.1	2,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	22.1	13,000
Past-Month Binge Alcohol Use	15.6	10,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	44.2	30,000
Past-Month Binge Alcohol Use	28.8	19,000
<b>Alcohol-Attributable Deaths (under 21)</b>		24
<b>Years of Potential Life Lost (under 21)</b>		1,426
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	29.0	10

\* See Appendix C for data sources.

## 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

## **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

### ***Colleges and Universities***

Limitations on outlet siting:

- Off-premises outlets: Yes—on campus grounds. College or university has authority to override state restrictions.
- On-premises outlets: Yes—on campus grounds. College or university has authority to override state restrictions.
- Alcohol products: Beer, wine, spirits

### ***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 300 feet. Local government has authority to override state restrictions.

- On-premises outlets: Yes—within 300 feet. Local government has authority to override state restrictions.
- Alcohol products: Beer, wine, spirits

### **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

### **Retailer Interstate Shipments of Alcohol**

Prohibition against retailer interstate shipments:

- Beer: Prohibited
- Wine: Uncertain
- Spirits: Prohibited

*Note:* A licensee that holds a license for the retail sale of wine for consumption off the licensed premises may ship not more than two cases of wine, containing not more than 9 liters per case, per shipment, for personal use and not for resale, directly to a resident of another state if the state to which the wine is sent allows residents of this state to receive wine sent from that state without payment of additional state tax, fees, or charges. The sale shall be considered to have occurred in this state.

### **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

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Idaho State Police Alcohol Beverage Control (ISP-ABC)	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> ISP-ABC enters into a memorandum of understanding (MOU) with local law enforcement agencies; organizes, coordinates, and using EUDL grant funds to pay for costs related to underage compliance checks and other underage drinking enforcement activities. Minigrants are also issued to local agencies from the Department of Juvenile Corrections for local enforcement efforts.	
<b>Enforcement Strategies</b>	
<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/shipments of alcohol to minors	Not applicable
Such laws are also enforced by local law enforcement agencies	No
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession 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 operations<sup>2</sup> 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	229
Number of licensees that failed State compliance checks	38
Numbers pertain to the 12 months ending	12/31/2011
<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
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	96
Total amount in fines across all licensees	\$128,500
Numbers pertain to the 12 months ending	12/31/2011
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	No data
Total days of suspensions across all licensees	No data
Numbers pertain to the 12 months ending	No data

<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	No
Number of license revocations imposed <sup>5</sup>	Not applicable
Numbers pertain to the 12 months ending	Not applicable
<b>Additional Clarification</b>	
None given	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b><i>Idaho Liquor Division Education Fund</i></b>	
Number of youth served	No response
Number of parents served	No response
Number of caregivers served	No response
Numbers pertain to the 12 months ending	No response
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.liquor.idaho.gov">http://www.liquor.idaho.gov</a>
Program description: \$3,500 from liquor profits goes toward maintenance and further development of the Office of Drug Policies underage drinking prevention website: <a href="http://www.betheparents.org">http://www.betheparents.org</a> .	
<b><i>Dept. of Health and Welfare Media campaign</i></b>	
Number of youth served	No response
Number of parents served	No response
Number of caregivers served	No response
Numbers pertain to the 12 months ending	No response
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.healthandwelfare.idaho.gov">http://www.healthandwelfare.idaho.gov</a>
Program description: \$50,000 is set aside for a media campaign to reduce underage drinking.	
<b><i>Enforcing Underage Drinking Laws Program</i></b>	
Number of youth served	80,000
Number of parents served	No response
Number of caregivers served	No response
Numbers pertain to the 12 months ending	07/01/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.idjc.idaho.gov">http://www.idjc.idaho.gov</a>

Program description: The EUDL program provides funding to state agencies and local organizations (through a minigrant 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 \$300,000 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](http://www.sto.idaho.gov)

Program description: This fund provides funding for applicant programs, including public health districts, tobacco countermarketing, 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. Fiscal Year 2013 funds requested total \$5,064,400.

##### ***Idaho Dept. of Health and Welfare Prevention Block Grant***

URL for more program information: <http://www.healthandwelfare.idaho.gov>

Program description: \$1.6 million is allocated to best-practice community prevention programs and coalition development.

#### **Additional Information Related to Underage Drinking Prevention Programs**

*State collaborates with federally recognized Tribal governments in the prevention of underage drinking* Yes

Description of collaboration: Program description: EUDL funding is sometimes awarded to Tribal applicants. Furthermore, the EUDL coordinator is a member of the State Advisory Group for juvenile justice (JJ) and a chair of one of Idaho's eight local JJ councils. Another of the councils is made up of representatives from Idaho's Tribes. There are quarterly collaborative meetings.

*State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing* No

Program description: Not applicable

*State has adopted or developed best practice standards for underage drinking prevention programs* 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**

*A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities* Yes

##### *Committee contact information:*

Name: Elisha Figueroa  
E-mail: [Elisha.figueroa@odp.idaho.gov](mailto:Elisha.figueroa@odp.idaho.gov)  
Address: 304 N. 8th Street, Suite 455, Boise, ID 83702  
Phone: 208-854-3040

##### *Agencies/organizations represented on the committee:*

Office of Drug Policy  
Department of Juvenile Corrections

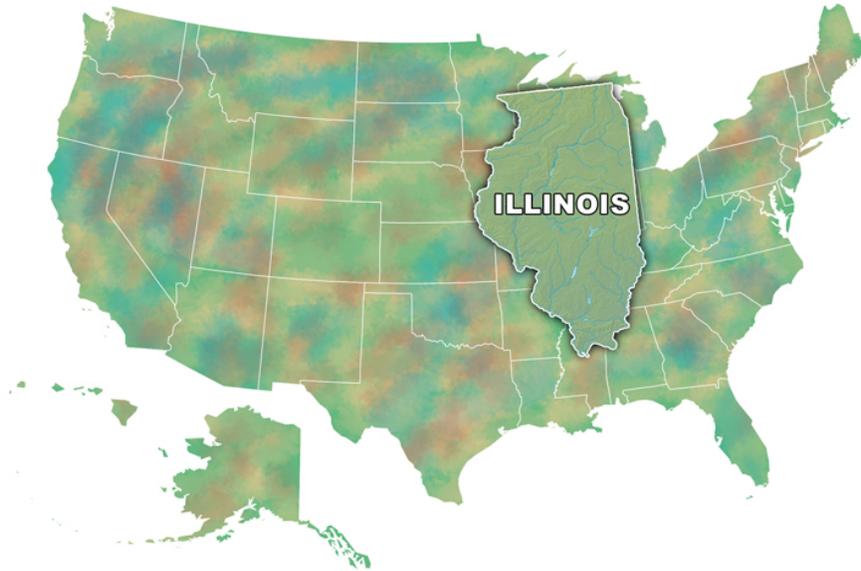
State Department of Education Department of Transportation Idaho State Police Bureau of Alcohol Beverage Control Drug Free Idaho Community Coalitions of Idaho Parent-Teacher Association Idaho Liquor Division Idaho RADAR Center Idaho Department of Health and Welfare Project Filter Idaho Meth Project Idaho Drug Free Youth District V Alcohol Project Local coalitions	
A website or other public source exists to describe committee activities URL or other means of access: <a href="http://www.odp.idaho.gov">http://www.odp.idaho.gov</a>	Yes

<b>Underage Drinking Reports</b>	
State has prepared a plan for preventing underage drinking in the last 3 years Prepared by: Strategic State Prevention Planning Committee Plan can be accessed via: Plan is in progress.	Yes
State has prepared a report on preventing underage drinking in the last 3 years Prepared by: Idaho Department of Juvenile Corrections Plan can be accessed via: The report is part of the annual EUDL application process.	Yes
<b>Additional Clarification</b>	
None given	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<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	Data unavailable
Estimate based on the 12 months ending	Data unavailable
<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	Data unavailable
Estimate based on the 12 months ending	Data unavailable
<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: Department of Health and Welfare campaign to reduce underage drinking	
Estimate of state funds expended	\$50,000
Estimate based on the 12 months ending	06/30/2012

<b>Funds Dedicated to Underage Drinking</b>	
<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; therefore, the funds reach programs aimed at reducing underage drinking in an indirect way.	
<b>Additional Clarification</b>	
Additional answer to “Other programs” above: Enforcing Underage Drinking Laws program. The EUDL program provides funding to other state agencies and to local organizations (through a minigrant 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 Community Coalitions of Idaho, local law enforcement agencies, and local community coalitions. The funding of \$354,000 is received by the Idaho Department of Juvenile Corrections and coordinated with other OJJDP funding.	
Additional comment: It is difficult to identify purely underage drinking funding to community-based, school-based, and other systems, as the money may be distributed to them by the state for a multitude of purposes.	



# Illinois

## State Profile and Underage Drinking Facts\*

**State Population: 12,869,259**  
**Population Ages 12–20: 1,641,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	27.5	452,000
Past-Month Binge Alcohol Use	18.9	310,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	4.8	24,000
Past-Month Binge Alcohol Use	2.3	12,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	22.8	126,000
Past-Month Binge Alcohol Use	14.9	83,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	51.9	301,000
Past-Month Binge Alcohol Use	37.2	216,000
<b>Alcohol-Attributable Deaths (under 21)</b>		211
<b>Years of Potential Life Lost (under 21)</b>		12,600
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	17.0	26

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Parent/guardian

### Underage Consumption of Alcohol

Consumption is prohibited with the following exception(s):

- Private residence AND
- Parent/guardian

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

### Underage Purchase of Alcohol

Purchase is prohibited, but youth may 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 an administrative 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.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## Laws Targeting Underage Drinking and Driving

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

- BAC limit: 0.00
- Any detectable alcohol in the blood 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***

- 180 days

**Graduated Driver’s License**

***Learner Stage***

- Minimum entry age: 15
- Minimum learner stage period: 9 months
- Minimum supervised driving requirement: 50 hours—10 of which must be at night

***Intermediate Stage***

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 10 p.m.—11 p.m. on Friday and Saturday
  - Primary enforcement of the night-driving rule
- Passenger restrictions exist: No more than one passenger under 20, except for siblings and children
  - Primary enforcement of the passenger-restriction rule

***License Stage***

- Minimum age to lift restrictions: 18—passenger restrictions expire 12 months after issuance of license; unsupervised night-driving restrictions remain until age 18.

**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: Not specified
- Maximum: Not specified

***Appearance Requirements***

- Age-appropriate dress
- No clothing with alcohol logos
- Female: No heavy makeup, excessive jewelry, wedding bands, or suggestive clothing

***ID Possession***

- Required

***Verbal Exaggeration of Age***

- Prohibited

***Decoy Training***

- Mandated

**Penalty Guidelines for Sales to Minors**

- Time period/conditions: Not specified
- First offense: \$500 fine
- Second offense: \$2,500 fine and 3-day suspension
- Third offense: \$10,000 fine and 10-day suspension
- Fourth offense: License revocation

*Note:* Mitigating and/or aggravating circumstances may be considered.

**Responsible Beverage Service*****Voluntary Beverage Service Training***

- Applies to both on-sale and off-sale establishments.
- The law does not specify new or existing outlets.

**Minimum Ages for Off-Premises Sellers**

- Beer: 18
- Wine: 18
- Spirits: 18

**Minimum Ages for On-Premises Sellers**

- Beer: 18 for both servers and bartenders
- Wine: 18 for both servers and bartenders
- Spirits: 18 for both servers and bartenders

**Distance Limitations for New Alcohol Outlets Near Universities and Schools*****Colleges and Universities***

No distance limitation

***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 100 feet
- On-premises outlets: Yes—within 100 feet
- Alcohol products: Beer, wine, spirits

*Note:* Exceptions are (1) hotels with restaurant service, regularly organized clubs, certain restaurants; (2) food shops and other places where alcohol sales is not principal business and location is not a municipality of more than 500,000 persons.

**Dram Shop Liability**

Statutory liability exists subject to the following conditions:

- Limitations on damages: Injured parties: \$62,961.47 per person. Families of injured parties (for loss of means of support): \$76,952.91.

*Note:* The dram shop statute requires the Illinois Comptroller to determine each year the liability limits for causes brought under the statute in accordance with the consumer price index during the preceding 12 months. See Illinois Comptroller, Dram Shop Liability Limits, on State of Illinois website.

### **Social Host Liability Laws**

There is no statutory liability.

### **Host Party Laws**

#### ***Law Applicable to Parties in Residences***

Social host law is not specifically limited to underage drinking parties.

- Action by underage guest that triggers violation: Consumption
- Property type(s) covered by liability law: Residence
- Standard for hosts' knowledge or action regarding the party: Knowledge—host must have actual knowledge of the occurrence
- Exception(s): Family

#### ***Law Applicable to Parties in Other Locations***

Social host law is not specifically limited to underage drinking parties.

- Action by underage guest that triggers violation: Consumption
- Property type(s) covered by liability law: Other
- Standard for hosts' knowledge or action regarding the party: Overt act—host must have actual knowledge and commit an act that contributes to the occurrence.

*Note:* A person commits a social host offense by renting a hotel or motel room for the purpose of or with the knowledge that such room be used for the consumption of alcoholic liquor by underage persons.

### **Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

### **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***

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

#### ***Shipping Label Statement Requirements***

- Contains alcohol
- Recipient must be 21

### **Keg Registration**

Registration not required

## Alcohol Pricing Policies

### Home Delivery

- Beer: Permitted
- Wine: Permitted
- Spirits: Permitted

### Alcohol Tax

- Beer (5 percent alcohol): Specific excise tax is \$0.23 per gallon.
- Wine (12 percent alcohol): Specific excise tax is \$1.39 per gallon.
- Spirits (40 percent alcohol): Specific excise tax is \$8.55 per gallon
  - \$1.39 per gallon for alcohol content of more than 14 percent and less than 20 percent

### Drink Specials

- Free beverages: Prohibited
- Multiple servings at one time: Prohibited
- Multiple servings for same price as single serving: Not prohibited
- Reduced price at specified day or time: Prohibited
- Unlimited beverages: Prohibited
- Increased volume: Prohibited

### Wholesale Pricing

Pricing restrictions exist.

#### *Beer (5 percent alcohol)*

- Retailer credit: Restricted—30 days maximum

#### *Wine (12 percent alcohol)*

- Retailer credit: Restricted—30 days maximum

#### *Spirits (40 percent alcohol)*

- Retailer credit: Restricted—30 days maximum

## Illinois State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i>	
No one agency has primary responsibility for enforcement of underage drinking laws.	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i>	
No data	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	Yes
Underage Alcohol–Related Fatality Investigations	No
<i>Local law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	Yes
Underage Alcohol–Related Fatality Investigations	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	Unknown
Primary state agency responsible for enforcing laws addressing direct sales/shippments of alcohol to minors	No data
Such laws are also enforced by local law enforcement agencies	No data
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	No
Number of minors found in possession <sup>1</sup> 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 operations<sup>2</sup> to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	Yes
Data are collected on these activities	Yes
Number of licensees checked for compliance by state agencies	1,349
Number of licensees that failed state compliance checks	315
Numbers pertain to the 12 months ending	06/30/2011
<i>Local agencies conduct underage compliance checks/decoy operations to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	Yes
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
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	Yes
Number of fines imposed by the state <sup>3</sup>	No data
Total amount in fines across all licensees	\$279,500
Numbers pertain to the 12 months ending	06/30/2011
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	Yes
Number of suspensions imposed by the state <sup>4</sup>	No data
Total days of suspensions across all licensees	331
Numbers pertain to the 12 months ending	06/30/2011
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	Yes
Number of license revocations imposed <sup>5</sup>	5
Numbers pertain to the 12 months ending	06/30/2011

Additional Clarification
None given

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking	
<b>Enforcing Underage Drinking Laws (EUDL) – Block Grant</b>	
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 data
Evaluation report is available	No data
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: The EUDL Block Grant provides funds to support the enforcement of state laws prohibiting the sale of alcoholic beverages to minors and to prevent the purchase or consumption of alcoholic beverages by minors.	
<b>Partnerships for Success</b>	
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 data
Evaluation report is available	No data
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: The Partnerships for Success program is designed to address gaps in prevention services and to increase the ability of Illinois to help specific populations or geographic areas with serious, emerging substance abuse problems. The goals of the project are to use a data-driven process to leverage existing prevention dollars and to reduce underage drinking at the state level. Illinois is partnering with 20 subrecipient community coalitions to meet those targets. Subrecipient communities will implement at least two evidence-based environmental programs, policies, and practices guided by the five steps of the strategic prevention framework (SPF).	
<b>Enforcing Underage Drinking Laws—College Discretionary Initiative</b>	
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 data
Evaluation report is available	No data
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: The EUDL College Discretionary Initiative is designed to reduce underage drinking on campuses and in selected communities by systematically implementing environmental strategies that increase the enforcement of underage drinking laws and enhance research-based prevention planning	

and programming with a special emphasis on underage drinking among college students. Two subrecipients are funded by this initiative.

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

**Comprehensive Grant Program**

URL for more program information: No data

Program description: The Comprehensive Grant Programs supports approximately 100 providers in the delivery of services that are designed to reduce alcohol, tobacco, and drug use among youth ages 10 through 17. The direct services include the following approaches:

- Youth prevention education.
- Parent/family education
- Tutoring
- Mentoring
- Technical assistance for student assistance programming
- Communication campaigns
- Strategic prevention framework and public policy for alcohol, tobacco, and drug prevention

**Statewide Grant Programs**

URL for more program information: No data

Program description: The Statewide Grant Programs address unique populations or geographic areas throughout Illinois. These programs target businesses (promoting the adoption of policies and practices that support a drug-free workplace), institutions of higher education, and high school students (developing leadership skills to address alcohol, tobacco, and drugs).

**Additional Information Related to Underage Drinking Prevention Programs**

<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i>	No recognized Tribal governments
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Description of collaboration: Not applicable

<i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i>	No
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Program description: Not applicable

<i>State has adopted or developed best practice standards for underage drinking prevention programs</i>	Yes
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Best practice standards description: The state requires the use of evidence-based programs, practices, and policies. In Illinois, evidence-based standards are also promoted. For example, if a community-based provider proposed an underage drinking communication campaign, the provider would be expected to address all of the standards for communication campaigns. To review standards for communication campaigns, visit [http://www.cprd.illinois.edu/files/ResearchBrief\\_CommCampaigns\\_2009.pdf](http://www.cprd.illinois.edu/files/ResearchBrief_CommCampaigns_2009.pdf) and see pages 18-19.

Evidence-based standards exist for the following approaches:

- Social norms and communication campaigns
- Mentoring
- Tutoring
- Parent/family education
- Youth prevention education
- Strategic prevention framework
- Public policy
- Technical assistance to student assistance programs

**Additional Clarification**

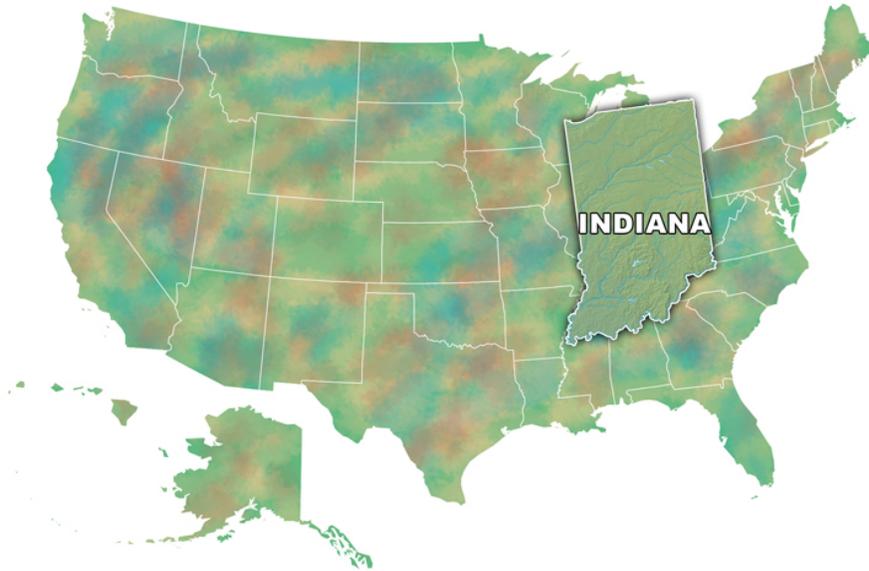
None given

<b>State Interagency Collaboration</b>	
A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities	No
Committee contact information: Not applicable	
Agencies/organizations represented on the committee: Not applicable	
A website or other public source exists to describe committee activities	Not applicable

<b>Underage Drinking Reports</b>	
State has prepared a plan for preventing underage drinking in the last 3 years Prepared by: Department of Human Services, Bureau of Community-Based and Primary Prevention, Substance Abuse Prevention Program Plan can be accessed via: No data	No
State has prepared a report on preventing underage drinking in the last 3 years Prepared by: The state published "How Illinois' SPF Grant Improved Data Access and Quality for State and Local Users" Plan can be accessed via: <a href="http://www.cprd.illinois.edu/files/How_IL_Improved_Data_2010.pdf">http://www.cprd.illinois.edu/files/How_IL_Improved_Data_2010.pdf</a>	Yes
<b>Additional Clarification</b>	
The plan developed is associated with the Strategic Prevention Framework State Incentive Grant (SPF SIG) program.	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$5,920,165
Estimate based on the 12 months ending	06/30/2011
<i>K-12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Other programs:</i>	
Programs or strategies included:	No data
Estimate of state funds expended	Not applicable
Estimate based on the 12 months ending	Not applicable

<b>Funds Dedicated to Underage Drinking</b>	
<i>State derives funds dedicated to underage drinking from the following revenue streams:</i>	
Taxes	Yes
Fines	No
Fees	Yes
Other	No data
<i>Description of funding streams and how they are used:</i>	
Illinois Liquor Control Commission collects alcohol license fees and a portion of the fees is used to support substance abuse prevention services. Taxes: The Substance Abuse Prevention Program is supported by General Revenue funds	
<b>Additional Clarification</b>	
None given	



# Indiana

## State Profile and Underage Drinking Facts\*

**State Population: 6,516,922**  
**Population Ages 12–20: 826,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	22.7	188,000
Past-Month Binge Alcohol Use	15.7	130,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	4.8	12,000
Past-Month Binge Alcohol Use	1.5	4,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	19.3	53,000
Past-Month Binge Alcohol Use	13.5	37,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	41.4	122,000
Past-Month Binge Alcohol Use	30.1	89,000
<b>Alcohol-Attributable Deaths (under 21)</b>		102
<b>Years of Potential Life Lost (under 21)</b>		6,130
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	12.0	16

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### **Underage Possession of Alcohol**

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

### **Underage Consumption of Alcohol**

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

### **Internal Possession by Minors**

Internal possession is not explicitly prohibited.

### **Underage Purchase of Alcohol**

Purchase is not prohibited.

*Note:* Indiana does not have a statute that specifically prohibits purchase, but it does prohibit purchasing or attempting to purchase alcohol in connection with making a false statement or using false evidence of majority or identity, except that youth may 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.

#### ***Provisions Targeting Retailers***

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- General affirmative defense—the retailer came to a good faith or reasonable decision that the purchaser was 21 years or older; inspection of an identification card not required.

## 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

***Authority To Impose Driver’s License Sanction***

- Mandatory

***Length of Suspension/Revocation***

- Minimum: 90 days
- Maximum: 365 days

**Graduated Driver’s License*****Learner Stage***

- Minimum entry age: 15
- Minimum learner stage period: 6 months
- Minimum supervised driving requirement: 50 hours—10 of which must be at night

***Intermediate Stage***

- Minimum age: 16 years, 6 months—16 years, 9 months without driver education
- Unsupervised night driving
  - Prohibited after: 10 p.m.—first 180 days, 10 p.m.; then, 11 p.m. Sunday through Friday and 1 a.m. on Saturday and Sunday
  - Primary enforcement of the night-driving rule
- Passenger restrictions exist: No passengers except immediate family, unless accompanied by parent or a licensed driver at least 21 years old
  - Primary enforcement of the passenger-restriction rule

***License Stage***

- Minimum age to lift restrictions: 18—passenger restrictions expire 180 days after issuance of intermediate license; unsupervised night-driving restrictions remain until age 18.

**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: 18
- Maximum: 20.75

***Appearance Requirements***

- Age-appropriate dress and grooming

***ID Possession***

- Prohibited

***Verbal Exaggeration of Age***

- Prohibited

***Decoy Training***

- Mandated

### **Penalty Guidelines for Sales to Minors**

Time period/conditions: No guidelines provided

### **Responsible Beverage Service**

#### ***Mandatory Beverage Service Training for Licensees, Managers, Servers***

- Applies to both on-sale and off-sale establishments
- Applies to both new and existing outlets

### **Minimum Ages for Off-Premises Sellers**

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

#### ***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages***

- Manager/supervisor is present.

### **Minimum Ages for On-Premises Sellers**

- Beer: 19 for servers and 21 for bartenders
- Wine: 19 for servers and 21 for bartenders
- Spirits: 19 for servers and 21 for bartenders

#### ***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages***

- Manager/supervisor is present.

### **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

#### ***Colleges and Universities***

No distance limitation

#### ***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 200 feet
- On-premises outlets: Yes—within 200 feet
- Alcohol products: Beer, wine, spirits

*Note:* Exceptions are (1) restaurants in historic places or districts; (2) shopping malls and city markets; and (3) if school does not object, grocery or drug store.

### **Dram Shop Liability**

Statutory liability exists subject to the following conditions:

- Limitations on elements/standards of proof: Knowledge of visible intoxication

### **Social Host Liability Laws**

Statutory liability exists subject to the following conditions:

- Limitations on elements/standards of proof: Knowledge of visible intoxication.

### **Host Party Laws**

No state-imposed liability for hosting underage drinking parties

**Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

**Direct Sales/Shipments of Alcohol by Producers**

- Direct sales/shipments from producers to consumers are permitted for wine with the following restrictions:
- Consumer must make at least one trip to producer’s place of business to verify age before any direct shipments are permitted.

***Age Verification Requirements***

- Producer must verify age of purchaser.
- Common carrier must verify age of recipient.

***State Approval/Permit Requirements***

- Producer/shipper must obtain state permit.
- State must approve common carrier.

***Reporting Requirements***

- Producer must record/report purchaser’s name.

***Shipping Label Statement Requirements***

- Contains alcohol
- Recipient must be 21

*Note:* Brewers who manufacture not more than 30,000 barrels of beer in a single calendar year may ship up to one half barrel of beer directly to Indiana consumers without being subject to the restrictions placed on wine shipments.

**Keg Registration**

- Keg definition: At least 7<sup>3</sup>/<sub>4</sub> gallons
- Prohibited: Possessing an unregistered, unlabeled keg—maximum fine/jail: \$1,000
- Purchaser information collected:
  - Purchaser’s name and address
  - Verified by a government-issued ID
- Warning information to purchaser: Not required
- Deposit: Not required
- Provisions do not specifically address disposable kegs.

**Alcohol Pricing Policies****Home Delivery**

- Beer: Permitted—6<sup>3</sup>/<sub>4</sub> to 15<sup>3</sup>/<sub>4</sub> gallons in a single transaction depending on the type of retail license
- Wine: Permitted
- Spirits: Permitted—4 to 12 quarts in a single transaction depending on the type of retail license

### **Alcohol Tax**

- Beer (5 percent alcohol): Specific excise tax is \$0.12 per gallon.
- Wine (12 percent alcohol): Specific excise tax is \$0.47 per gallon.
- Spirits (40 percent alcohol): Specific excise tax is \$2.68 per gallon.

### **Drink Specials**

- Free beverages: Not prohibited
- Multiple servings at one time: Prohibited
- Multiple servings for same price as single serving: Prohibited
- Reduced price at specified day or time: Prohibited
- Unlimited beverages: Not prohibited
- Increased volume: Not prohibited

### **Wholesale Pricing**

Pricing restrictions exist.

#### ***Beer (5 percent alcohol)***

- Price posting requirements: Post—all prices, discounts, or allowances offered by wholesalers shall be disseminated to customers in such a manner and for such a period of time to ensure that customers are afforded reasonable opportunity to secure the discount. For dissemination purposes, the customer is anyone the wholesaler had sold alcoholic beverages to within the last 30 days. For the purposes of this rule, a reasonable opportunity to secure the discount shall be presumed when offer is extended for not less than 7 days after dissemination of the price list.
- Retailer credit: Not permitted

#### ***Wine (12 percent alcohol)***

- Price posting requirements: Post—all prices, discounts, or allowances offered by wholesalers shall be disseminated to customers in such a manner and for such a period of time to insure that customers are afforded reasonable opportunity to secure the discount. For dissemination purposes, the customer is anyone the wholesaler had sold alcoholic beverages to within the last 30 days. For the purposes of this rule, a reasonable opportunity to secure the discount shall be presumed when offer is extended for not less than 7 days after dissemination of the price list.
- Retailer credit: Restricted—15 days maximum

#### ***Spirits (40 percent alcohol)***

- Price posting requirements: Post—all prices, discounts, or allowances offered by wholesalers shall be disseminated to customers in such a manner and for such a period of time to insure that customers are afforded reasonable opportunity to secure the discount. For dissemination purposes, the customer is anyone the wholesaler had sold alcoholic beverages to within the last 30 days. For the purposes of this rule, a reasonable opportunity to secure the discount shall be presumed when offer is extended for not less than 7 days after dissemination of the price list.
- Retailer credit: Restricted—15 days maximum

## Indiana State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Indiana State Excise Police	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> State Excise Police provide training to local law enforcement on compliance checks and enforcement. The State Excise Police are the primary agency responsible for enforcement. However, local police do participate in enforcement activities subject to the availability of funds, which are typically provided by the Local Coordinating Councils (LCCs).	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
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	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	Unknown
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	No data
Such laws are also enforced by local law enforcement agencies	Unknown
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession by state law enforcement agencies	2315
Number pertains to the 12 months ending	12/31/2011
Data include arrests/citations issued by local law enforcement agencies	No
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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	11,977
Number of licensees that failed state compliance checks	603
Numbers pertain to the 12 months ending	12/31/2011
<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
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	No data
Total amount in fines across all licensees	No data
Numbers pertain to the 12 months ending	No data
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	No data
Total days of suspensions across all licensees	No data
Numbers pertain to the 12 months ending	No data

State collects data on license revocations imposed on retail establishments specifically for furnishing minors	Yes
Number of license revocations imposed <sup>5</sup>	No data
Numbers pertain to the 12 months ending	No data
<b>Additional Clarification</b>	
None given	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b>Indiana Coalition to Reduce Underage Drinking (ICRUD)</b>	
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	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.icrud.org/about">http://www.icrud.org/about</a>
<p>Program description: ICRUD is a program of Mental Health America of Indiana. The Coalition’s mission is to create healthier and safer environments by reducing the accessibility and availability of alcohol to underage persons. It aims to reduce youth access to alcohol by educating policymakers and the public about underage drinking and advocating for effective alcohol policies and laws. The Coalition believes that all young people have the right to live and learn in environments that do not promote, condone, or allow underage drinking.</p>	
<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking</b>	
<b>None</b>	
URL for more program information: Not applicable	

<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
State collaborates with federally recognized Tribal governments in the prevention of underage drinking	No (see additional clarification below)
Description of collaboration: Not applicable	
State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing	No
Program description: Not applicable	
State has adopted or developed best practice standards for underage drinking prevention programs	No
Best practice standards description: Not applicable	
<b>Additional Clarification</b>	
<p>The total American Indian/Alaskan Native population in Indiana is 0.3 percent, a portion of which is the Miami Nation of Indiana. The Miamis are not a federally recognized Tribe. Legislation was introduced in the 2011 session of the Indiana General Assembly to confer state recognition on the Miami Nation, but the bill died in committee without receiving a hearing. The Pokagon Band of Potawatomi Indians is a federally recognized Tribe of 3,150 members. The land held by the Tribe in federal trust is all located in Michigan, and the Tribal government is located in Dowagiac, Michigan. The Tribe considers the</p>	

Pokagon Homeland to be four counties in southwest Michigan and six counties in northwest Indiana (LaPorte, St. Joseph, Elkhart, Starke, Marshall, and Kosciusko). The Pokagon own and operate the Four Winds Casino Resort in New Buffalo, Michigan, and the new Four Winds Hartford, which opened in 2011. The Pokagon Band Behavioral Health Services is licensed by the State of Michigan to provide outpatient counseling for mental health and substance abuse.

Because the Tribal government and services are based in Michigan, the Indiana Division of Mental Health and Addiction (DMHA) has not had a relationship with the Pokagon Band of Potawatomi Indians. However, DMHA is identifying a contact in the Pokagon Tribal government to ascertain the Tribe's willingness to consult in the ongoing development of the Substance Abuse Prevention and Treatment (SAPT) Block Grant plan. This could also include invitations to participate as a member of the State Epidemiological Outcomes Workgroup (SEOW) or the Mental Health and Addiction Planning and Advisory Council (MHAPAC).

**State Interagency Collaboration**

<i>A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities</i>	No
<i>Committee contact information:</i> Not applicable	
<i>Agencies/organizations represented on the committee:</i> Not applicable	
<i>A website or other public source exists to describe committee activities</i> URL or other means of access: Not applicable	Not applicable

**Underage Drinking Reports**

<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	No
Prepared by: Not applicable Plan can be accessed via: Not applicable	
<i>State has prepared a report on preventing underage drinking in the last 3 years</i>	No
Prepared by: Not applicable Plan can be accessed via: Not applicable	

**Additional Clarification**

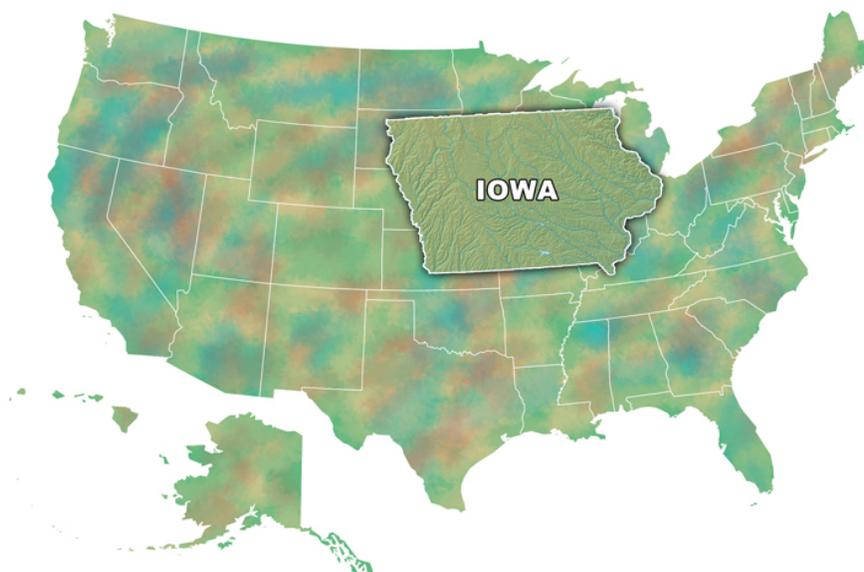
None given	
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**State Expenditures for the Prevention of Underage Drinking**

<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$70,000
Estimate based on the 12 months ending	12/31/2011
<i>K-12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available

<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	\$100,000
Estimate based on the 12 months ending	12/31/2011
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Other programs:</i>	
Programs or strategies included: Underage Drinking Prevention Component of Afternoons ROCK	
Estimate of state funds expended	\$250,000
Estimate based on the 12 months ending	12/31/2011

<b>Funds Dedicated to Underage Drinking</b>	
<i>State derives funds dedicated to underage drinking from the following revenue streams:</i>	
Taxes	No
Fines	Yes
Fees	No
Other	No data
<i>Description of funding streams and how they are used:</i>	
<p>Fines and forfeitures collected for alcohol- or drug-related offenses are given to coalitions in all 92 counties for alcohol and drug prevention efforts. As each county is given a different allotment based on the amount of fines collected in their county, and each coalition provides grant funding to various agencies and priorities in their count, it is difficult to determine the exact amount being spent solely on underage drinking prevention from these funds. Typically, these funds go to multiple initiatives or programs targeting multiple areas.</p>	
<b>Additional Clarification</b>	
<p>The State of Indiana funds the Indiana Coalition to Reduce Underage Drinking and the Indiana Collegiate Action Network, whose sole focus is alcohol prevention activities. As underage drinking is their sole focus it is easy to determine what activities occur and how funds are being spent. However, the Governor’s Commission also funds Local Coordinating Councils (LCCs) to do community-level prevention work. As the Governor’s Commission has not had a stringent process to collect data or determine how funds are being spent, it is difficult to determine how much of the funding the LCCs receive is going toward underage drinking prevention. Family Subsistence Supplemental Allowance (FSSA) also funds afterschool prevention programs that have an alcohol prevention component; again, as billing is done for the entire cohort of the program, it is difficult to determine the exact figure spent on those activities. The number represented in the survey is the best estimate based on average attendance figures.</p>	



# Iowa

## State Profile and Underage Drinking Facts\*

**State Population: 3,062,309**  
**Population Ages 12–20: 370,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	30.1	112,000
Past-Month Binge Alcohol Use	21.7	80,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	8.0	9,000
Past-Month Binge Alcohol Use	3.4	4,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	25.0	31,000
Past-Month Binge Alcohol Use	17.7	000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	54.1	71,000
Past-Month Binge Alcohol Use	41.2	54,000
<b>Alcohol-Attributable Deaths (under 21)</b>		36
<b>Years of Potential Life Lost (under 21)</b>		2,187
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	21.0	13

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Private residence AND
- Parent/guardian

### Underage Consumption of Alcohol

Consumption is not explicitly prohibited.

*Note:* Iowa law does not specifically prohibit consumption of alcohol by persons under 21. Iowa does, however, have a general statute prohibiting the use or consumption of alcohol by any person in a public place. In addition, Iowa law provides that if a child, defined as a person under 18 years old, is found to have violated the general prohibition against consumption of alcohol in a public place, the child's driver's license or operating privilege may be suspended or revoked for a period of 1 year.

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

### 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 or administrative procedure.

#### *Provisions Targeting Retailers*

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Retailers are permitted to seize apparently false IDs.
- General affirmative defense—the retailer came to a good faith or reasonable decision that the purchaser was 21 years or older; inspection of an identification card not required.

## 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 18.

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

- Underage purchase
- Underage consumption

***Authority To Impose Driver’s License Sanction***

- Discretionary

***Length of Suspension/Revocation***

- 365 days

**Graduated Driver’s License*****Learner Stage***

- Minimum entry age: 14
- Minimum learner stage period: 6 months
- Minimum supervised driving requirement: 20 hours—2 of which must be at night

***Intermediate Stage***

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 12:30 a.m.
  - Primary enforcement of the night-driving rule
- No passenger restrictions

***License Stage***

- Minimum age to lift restrictions: 17

*Note:* In addition to the supervised driving requirement at the learner’s stage, Iowa requires an intermediate license holder to complete 10 hours of supervised driving with two of these hours being at night.

## Laws Targeting Alcohol Suppliers

**Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s):

- Private residence AND
- Parent/guardian

**Compliance Check Protocols**

No data

**Penalty Guidelines for Sales to Minors**

- Time period/conditions: Second offense, 2 years; third and subsequent offenses, 3 years
- First offense: \$500 fine
- Second offense: \$1,500 fine and 30-day license suspension
- Third offense: \$1,500 fine and 60-day license suspension
- Fourth offense: License revocation

*Note:* Affirmative defense is possible for licensees when the employee guilty of the violation has successfully completed the Iowa Program for Alcohol Compliance Training.

## **Responsible Beverage Service**

### ***Voluntary Beverage Service Training***

- Applies to both on-sale and off-sale establishments
  - The law does not specify new or existing outlets.

### ***Incentives for Training***

- Mitigation of fines or other administrative penalties for sales to minors
- Protection against license revocation for sales to minors

*Note:* Mitigation of penalties incentive does not apply if a sale is made to a minor under age 18.

## **Minimum Ages for Off-Premises Sellers**

- Beer: 16
- Wine: 16
- Spirits: 18

## **Minimum Ages for On-Premises Sellers**

- Beer: 18 for both servers and bartenders
- Wine: 18 for both servers and bartenders
- Spirits: 18 for both servers and bartenders

## **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

### ***Colleges and Universities***

No distance limitation

### ***Primary and Secondary Schools***

No distance limitation

## **Dram Shop Liability**

Statutory liability exists subject to the following conditions:

- Limitations on who may sue: Retailers that furnish alcohol for off-premises consumption are exempt.
- Limitations on elements/standards of proof: Retailer should have known that minor was intoxicated or was going to become intoxicated.

## **Social Host Liability Laws**

Statutory liability exists subject to the following conditions:

- Limitations on elements/standards of proof: Social host should have known that minor was intoxicated or was going to become intoxicated.

## **Host Party Laws**

No state-imposed liability for hosting underage drinking parties

## **Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

## **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***

- Common carrier must verify age of recipient.

### ***State Approval/Permit Requirements***

- Producer/shipper must obtain state permit.
- State must approve common carrier.

### ***Reporting Requirements***

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

### ***Shipping Label Statement Requirements***

- Contains alcohol
- Recipient must be 21

## **Keg Registration**

- Keg definition: 5 or more gallons
- Prohibited: Destroying the label on a keg—maximum fine/jail: \$625/30 days
- Purchaser information collected:
  - Purchaser's name and address
  - Verified by a government-issued ID
- Warning information to purchaser: Passive—no purchaser action required
- Deposit required
- Provisions specifically address disposable kegs.

## **Alcohol Pricing Policies**

### **Home Delivery**

- Beer: Permitted
- Wine: Permitted
- Spirits: Permitted

### **Alcohol Tax**

- Beer (5 percent alcohol): Specific excise tax is \$0.19 per gallon.
- Wine (12 percent alcohol): Specific excise tax is \$1.75 per gallon.
- Spirits (40 percent alcohol): Control state.

### **Drink Specials**

No law

### **Wholesale Pricing**

Pricing restrictions exist.

#### ***Beer (5 percent alcohol)***

- Retailer credit: Not permitted

#### ***Wine (12 percent alcohol)***

- Price posting requirements: Post and hold—1 month minimum
- Retailer credit: Restricted—30 days maximum

#### ***Spirits (40 percent alcohol)***

- Control state

## Iowa State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i>	
Iowa Department of Public Safety, Iowa State Patrol	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i>	
There is no single state alcohol agency for enforcement in Iowa. The Iowa State Patrol works closely with local law enforcement agencies to conduct projects involving underage drinking. Strong working relationships have enabled the program to succeed in making a difference in communities across the state. The Division of Criminal and Juvenile Justice Planning in the Iowa Department of Human Rights receives Enforcing Underage Drinking Laws (EUDL) grant funds, and part of those funds are used by the State Patrol and other local law enforcement agencies to conduct compliance checks and other underage drinking education efforts. Some community coalitions also fund compliance checks. The Alcoholic Beverages Division (ABD) of the Iowa Department of Commerce also partners with local law enforcement when following up on a complaint or an investigation.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
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	No
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	Yes
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	Iowa Alcoholic Beverages Div, Iowa Dept of Commerce
Such laws are also enforced by local law enforcement agencies	Yes
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	Yes
Number of minors found in possession <sup>1</sup> by state law enforcement agencies	3,005
Number pertains to the 12 months ending	06/30/2011
Data include arrests/citations issued by local law enforcement agencies	Yes
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	Yes
Data are collected on these activities	Yes
Number of licensees checked for compliance by state agencies	1,781
Number of licensees that failed State compliance checks	175
Numbers pertain to the 12 months ending	06/30/2011
<i>Local agencies conduct underage compliance checks/decoy operations to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	Yes
Data are collected on these activities	Yes
Number of licensees checked for compliance by local agencies	No data
Number of licensees that failed local compliance checks	155
Numbers pertain to the 12 months ending	06/30/2011
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	Yes
Number of fines imposed by the state <sup>3</sup>	155
Total amount in fines across all licensees	\$95,500
Numbers pertain to the 12 months ending	06/30/2011

State collects data on license suspensions imposed on retail establishments specifically for furnishing minors	Yes
Number of suspensions imposed by the state <sup>4</sup>	19
Total days of suspensions across all licensees	570
Numbers pertain to the 12 months ending	06/30/2011
State collects data on license revocations imposed on retail establishments specifically for furnishing minors	Yes
Number of license revocations imposed <sup>5</sup>	0
Numbers pertain to the 12 months ending	06/30/2011
<b>Additional Clarification</b>	
<p>The Iowa Alcoholic Beverage Division does not have any police powers over anyone shipping into the state without a license. ABD compliance investigators do contact the entities shipping wine into Iowa without a license and have been successful so far in getting the entities to stop shipping into Iowa or to obtain a proper license to do so. When these situations occur, ABD reviews UPS and FedEx logs to determine which violators do not have a license.</p> <p>EUDL funding provided Iowa with \$336,330 for federal FY2011 enforcement activities. These activities include compliance checks, saturation and party patrols, retailer education, and various media campaigns. Iowa does have STOP Act grantees, but funding data for compliance checks and party patrols has not been submitted to any state agency by these local organizations.</p>	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State:</b>	
<b>Programs SPECIFIC TO Underage Drinking</b>	
<b><i>Iowa Department of Public Health (IDPH) Community Coalition Grant Program</i></b>	
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	06/30/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.idph.state.ia.us/bh/sa_community_coalition.asp">http://www.idph.state.ia.us/bh/sa_community_coalition.asp</a>
<p>Program description: IDPH funds community coalitions to provide environmental substance abuse prevention strategies to reduce underage alcohol use in communities. Coalitions receive up to \$3,000 from state appropriations for 1 year. Coalitions receiving funding from a state or federal agency in a cumulative amount of more than \$10,000 are not eligible. In state FY2011, 10 coalitions were funded by IDPH. No numbers of youth or adults served were required in the year-end report. Also, 21 Iowa communities receive Drug-Free Communities (DFC) Support Program Grants from the Office of National Drug Control Policy (ONDCP) and SAMHSA. Two communities have DFC Mentoring Grants. Much of their work is to prevent and reduce underage drinking, and it affects overall underage drinking efforts in Iowa. Several of the Substance Abuse Prevention and Treatment Block Grant-funded agencies work closely with them. Also, Iowa has an Alliance of Coalitions for 4 Change (AC4C), a network of substance abuse prevention coalitions that hold quarterly retreats and share strategies to reduce underage drinking. More information about DFCs is available from SAMHSA and ONDCP.</p>	

<b>IDPH Strategic Prevention Framework State Incentive Grant (SPF SIG)</b>	
Number of youth served	0
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.idph.state.ia.ua/spfsig/default.asp">http://www.idph.state.ia.ua/spfsig/default.asp</a>
<p>Program description: In 2009, IDPH received a SPF SIG funded by SAMHSA, a 5-year grant to prevent the onset and reduce the progression of substance abuse including childhood and underage drinking, reduce substance abuse-related problems in communities, and build prevention capacity and infrastructure at the state/Tribal and community levels. SPF is a five-step process that assists states in developing a comprehensive plan and supports selected communities in implementing effective programs, policies, and practices. One of the two data-driven priorities for Iowa is underage drinking. Environmental strategies will be implemented in 23 Iowa counties selected based on needs data. SAMHSA approved the Strategic Plan, and this spring, the counties will begin implementation. Therefore, no local service data are available at this time.</p>	
<b>Iowa Department of Education Prime for Life OWI Program</b>	
Number of youth served	340
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report:	<a href="http://owi.educateiowa.gov">http://owi.educateiowa.gov</a> (PRIME For Life – OWI Education 2011 Report under the Resources tab)
URL for more program information:	<a href="http://owi.educateiowa.gov">http://owi.educateiowa.gov</a>
<p>Program description: PRIME for Life is an alcohol and drug program designed to challenge common beliefs and attitudes that directly contribute to high-risk use of alcohol and other drug use. This state-mandated program is required for all individuals (regardless of age) convicted of operating while intoxicated (OWI) in Iowa. The program goals are to reduce the risk for health problems and impairment problems. PRIME for Life's intervention component focuses on self-assessment to help people understand and accept the need for change. PRIME for Life is recognized as an evidence-based program on SAMHSA's National Registry of Evidence-Based Programs and Practices. During FY2011, 14,691 offenders took PRIME for Life courses from 1 of 51 agencies statewide. The 340 recipients were age 20 or younger. The program is for offenders only; parents and caregivers are not included.</p>	
<b>Iowa Department of Public Health Youth Diversion Programs</b>	
Number of youth served	1,968
Number of parents served	244
Number of caregivers served	0
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report:	<a href="http://www.idph.state.ia.us/bh/common/pdf/substance_abuse/comp_prevention_evaluation.pdf">http://www.idph.state.ia.us/bh/common/pdf/substance_abuse/comp_prevention_evaluation.pdf</a>
URL for more program information:	<a href="http://www.idph.state.ia.us/bh/sa_comprehensive_prevention.asp">http://www.idph.state.ia.us/bh/sa_comprehensive_prevention.asp</a>
<p>Program description: IDPH funds 18 community-based agencies for 23 service areas, which collectively cover all 99 Iowa counties. These comprehensive substance abuse prevention contracts are funded by the prevention portion of the Substance Abuse Prevention and Treatment (SAPT) Block Grant and some state appropriations. Among the services provided are diversion programs in most of the 23 services areas. A diversion program is for youth who have received a minor-in-possession charge or other</p>	

alcohol offense (except OWI). If the youth successfully completes the program, then they may be diverted from the court system. The programs have different names, such as “Rethinking Drinking” or “Juvenile Education Group (JEG),” and vary somewhat as to the number of sessions and whether a parent or guardian is required to attend. One diversion program receives EUDL funds from the Department of Human Rights. The data codes to determine the number of parents served were revised this year. Not all the programs require a parent or guardian to attend.

**Coalitions to Prevent and Reduce Alcohol Abuse at Institutes of Higher Education**

Number of youth served	2,489
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable

Program description: The Iowa Office of Drug Control Policy funds substance abuse prevention coalitions to work with 10 of the 15 community colleges in Iowa. The U.S. Department of Education Office of Safe and Drug-Free Schools provides funding. The coalitions are assessing reported past-30-day alcohol use and past-30-day binge drinking among underage students using the CORE survey. The survey was conducted twice, once in 2010 and once in 2011. In 2011, 2,489 students completed the survey. Five of the 10 schools are also funded to implement environmental and social media strategies aimed at reducing both past-30-day use and binge drinking. Coalition and college representatives at the sites have all filled out a college readiness survey to measure what supports are already in place. They also completed an Environmental Strategies checklist to see what strategies have been implemented on campuses and in the communities. This project was to end in April 2012.

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

**IDPH Alcohol, Tobacco, and Other Drug Education Programs**

URL for more program information: [http://www.idph.ia.us/bh/sa\\_comprehensive\\_prevention.asp](http://www.idph.ia.us/bh/sa_comprehensive_prevention.asp)

Program description: Through the SAPT Block Grant, IDPH funds Comprehensive Substance Abuse Prevention contracts. The contracts collectively cover all 99 Iowa counties. One of the main services provided is alcohol, tobacco, and other drug education programs in school and community settings. Many are small-group, recurring-service (multiple sessions), evidence-based programs. Some of the names of the evidence-based programs include LifeSkills Training Program, Project ALERT, Project Towards No Tobacco Use, Project Towards No Drug Abuse, All Stars, and Too Good For Drugs.

**IDPH Youth Mentoring and Prevention Through Mentoring Programs**

URL for more program information: [http://www.idph.state.ia.us/bh/sa\\_youth\\_mentoring.asp](http://www.idph.state.ia.us/bh/sa_youth_mentoring.asp)

Program description: IDPH receives state appropriations to fund the Prevention Through Mentoring contracts, which create new and support existing community youth mentoring programs. The program supports the state’s goals of primary prevention of the use or abuse of alcohol, tobacco, and other drugs. Other state funding from Sunday sales liquor license fees is used by IDPH for the Youth Mentoring contracts. These also establish or sustain mentoring programs that promote relationship building and social skills development, use elements of effective practice as established by the National Mentoring Partnership, and promote a positive perception of caring adults in the community. The Mentoring Collaborative Grant is administered by IDPH from Byrne Justice Assistance Grant Program funds received from the Iowa Office of Drug Control Policy to fund mentoring services for at-risk youth ages 11 to 18 in two counties in Iowa. In addition to substance abuse goals, these contracts also work to reduce crime rates. See also [http://www.idph.state.ia.us/bh/sa\\_mentoring.asp](http://www.idph.state.ia.us/bh/sa_mentoring.asp) and [http://www.idph.state.ia.us/bh/substance\\_abuse\\_mentoring.asp](http://www.idph.state.ia.us/bh/substance_abuse_mentoring.asp).

<b>IDPH Youth Development Program</b> URL for more program information: <a href="http://www.idph.state.ia.us/bh/sa_youth_development.asp">http://www.idph.state.ia.us/bh/sa_youth_development.asp</a>
Program description: No data
<b>IDPH Safe and Drug-Free Schools Program</b> URL for more program information: <a href="http://www.idph.state.ia.us/bh/sa_free_schools.asp">http://www.idph.state.ia.us/bh/sa_free_schools.asp</a>
Program description: No data
<b>Iowa Program for Alcohol Compliance Training (I-PACT)</b> URL for more program information: <a href="http://I-PACT.com">http://I-PACT.com</a>
Program description: No data
<b>Drug Abuse Resistance Education (D.A.R.E.)</b> URL for more program information: <a href="http://www.dareiowa.org">http://www.dareiowa.org</a>
Program description: No data

<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i> Description of collaboration: Not applicable	No
<i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i> Program description: Not applicable	No
<i>State has adopted or developed best practice standards for underage drinking prevention programs</i> Best practice standards description: Not applicable	No
<b>Additional Clarification</b>	
Some, but not all, agencies specify using evidence-based practices when funding contracts for prevention services.	

<b>State Interagency Collaboration</b>	
<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: Becky Swift and Debbie Synhorst, co-chairs E-mail: <a href="mailto:Becky.swift@iowa.gov">Becky.swift@iowa.gov</a> ; <a href="mailto:Deborah.synhorst@idph.iowa.gov">Deborah.synhorst@idph.iowa.gov</a> Address: ODCP, Wallace Office Building, 502 East 9 <sup>th</sup> Street, First Floor, Des Moines, IA 50319; IDPH, 321 East 12th Street, Des Moines, IA 50319 Phone: 515-725-0301; 515-281-4404	
<i>Agencies/organizations represented on the committee:</i> Office of Drug Control Policy Department of Public Health, Bureau of Substance Abuse Department of Commerce, Alcohol Beverage Division Department of Human Rights, Division of Criminal and Juvenile Justice Planning Department of Public Safety, Governor’s Traffic Safety Bureau Department of Public Safety, Iowa State Patrol Department of Education Alliance of Coalitions 4 Change Youth and Shelter Services, Inc. Partnerships in Prevention Science Institute, Iowa State University	

A website or other public source exists to describe committee activities URL or other means of access: Not applicable	No
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<b>Underage Drinking Reports</b>	
State has prepared a plan for preventing underage drinking in the last 3 years	Yes
Prepared by: The Underage Drinking Task Force Plan can be accessed via: <a href="http://www.iowa.gov/odcp/docs/UnderageDrinkingPlanAug2010.pdf">http://www.iowa.gov/odcp/docs/UnderageDrinkingPlanAug2010.pdf</a>	
State has prepared a report on preventing underage drinking in the last 3 years	No
Prepared by: Not applicable Plan can be accessed via: Not applicable	
<b>Additional Clarification</b>	
Representatives from Iowa attended the SAMHSA Regional Meeting on Underage Drinking Plan last summer in Denver. The Task Force is waiting to update the Iowa plan until the federal plan is completed.	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$72,594
Estimate based on the 12 months ending	06/30/2011
<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2011
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	\$12,824
Estimate based on the 12 months ending	06/30/2011
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2011
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2011
<i>Other programs:</i>	
Programs or strategies included:	No data
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2011

<b>Funds Dedicated to Underage Drinking</b>	
<i>State derives funds dedicated to underage drinking from the following revenue streams:</i>	
Taxes	No
Fines	No
Fees	Yes
Other	No data
<i>Description of funding streams and how they are used:</i>	
The Iowa Department of Public Health Community Coalition Grants come from state funds that are generated from the sale of Sunday beer and liquor permits.	

**Additional Clarification**

The Office of Drug Control Policy produces the Iowa Drug Control Strategy as a required annual report to the legislature and the general public. The Strategy describes funding, but allocations are not broken out specifically for underage drinking services. The funding provided for higher education was only from one state university. The Strategy is available at [http://www.iowa.gov/odcp/drug\\_control\\_strategy/strategy.pdf](http://www.iowa.gov/odcp/drug_control_strategy/strategy.pdf).



# Kansas

## State Profile and Underage Drinking Facts\*

**State Population: 2,871,238**  
**Population Ages 12–20: 350,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	27.0	95,000
Past-Month Binge Alcohol Use	18.1	63,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	6.5	7,000
Past-Month Binge Alcohol Use	1.9	2,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	21.4	27,000
Past-Month Binge Alcohol Use	14.1	18,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	50.8	61,000
Past-Month Binge Alcohol Use	36.3	44,000
<b>Alcohol-Attributable Deaths (under 21)</b>		48
<b>Years of Potential Life Lost (under 21)</b>		2,880
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	34.0	26

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

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

*Note:* Kansas has an exception permitting persons under 21 years old to possess alcohol, but the exception applies only to cereal malt beverages (defined as any fermented but undistilled liquor brewed or made from malt or from a mixture of malt or malt substitute, but not including any such liquor that is more than 4 percent alcohol by volume [ABV]).

### Underage Consumption of Alcohol

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

*Note:* Kansas has an exception permitting persons under 21 years old to consume alcohol, but the exception applies only to cereal malt beverages (defined as any fermented but undistilled liquor brewed or made from malt or from a mixture of malt or malt substitute, but not including any such liquor that is more than 4 percent ABV).

### Internal Possession by Minors

Internal possession is prohibited—no explicit exceptions noted in the law.

*Note:* Kansas has an exception permitting persons under 21 years old to possess or consume alcohol but the exception applies only to cereal malt beverages (defined as any fermented but undistilled liquor brewed or made from malt or from a mixture of malt or malt substitute, but not including any such liquor that is more than 4 percent ABV).

### Underage Purchase of Alcohol

Purchase is prohibited, but youth may 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.
- No driver's license suspension procedure.

#### *Provision(s) Targeting Suppliers*

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

#### *Provisions Targeting Retailers*

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## 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***

- 30 days

### **Graduated Driver’s License**

#### ***Learner Stage***

- Minimum entry age: 14
- Minimum learner stage period: 12 months
- Minimum supervised driving requirement: 50 hours—10 of which must be at night

#### ***Intermediate Stage***

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 9 p.m.
  - Primary enforcement of the night-driving rule
- Passenger restrictions exist: No more than one passenger under 18 who is not immediate family
  - Primary enforcement of the passenger-restriction rule

#### ***License Stage***

- Minimum age to lift restrictions: 16 years, 6 months

*Note:* Kansas has a “restricted license” that allows unsupervised 15-year-olds to drive to and from school or work using the most direct route possible. They must have completed driver’s education, held an instruction permit for 12 months, completed 25 hours of supervised driving with an additional 25 hours of driving prior to age 16, and obtained parental consent. They must not operate the vehicle with nonsibling minor passengers.

## **Laws Targeting Alcohol Suppliers**

### **Furnishing Alcohol to Minors**

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

*Note:* Kansas has an exception permitting the furnishing by a parent or legal guardian to a child or ward but the exception applies only to cereal malt beverages (defined as any fermented but undistilled liquor brewed or made from malt or from a mixture of malt or malt substitute, but not including any liquor that is more than 4 percent ABV).

**Compliance Check Protocols*****Age of Decoy***

- Minimum: 18
- Maximum: 19.5

***Appearance Requirements***

- Youthful-looking appearance
- Males: No facial hair

***ID Possession***

- Required

***Verbal Exaggeration of Age***

- Prohibited

***Decoy Training***

- Not specified

**Penalty Guidelines for Sales to Minors**

- Time period/conditions: Not specified
- First offense: \$500 fine
- Second offense: \$750 fine
- Third offense: \$1,000 fine
- Fourth offense: \$1,000 fine and license suspension for 2 weekend days

*Note:* Fifth offense: \$1,000 fine and 4-day license suspension (weekend days); sixth offense: \$1,000 fine and 7-day license suspension; seventh offense: \$1,000 fine and 14-day license suspension; eighth offense: \$1,000 fine and license revocation.

**Responsible Beverage Service**

No beverage service training requirement

**Minimum Ages for Off-Premises Sellers**

- Beer: 21
- Wine: 21
- Spirits: 21

*Note:* Although employees must be at least 21 to sell alcoholic liquors at off-sale establishments, employees who are at least 18 may sell cereal malt beverages (defined as containing not more than 4 percent alcohol by volume) if the licensee's place of business is licensed only to sell cereal malt beverages at retail in original and unopened containers and not for consumption on the premises.

**Minimum Ages for On-Premises Sellers**

- Beer: 18 for servers and 21 for bartenders
- Wine: 18 for servers and 21 for bartenders
- Spirits: 18 for servers and 21 for bartenders

***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages***

- Manager/supervisor is present.

**Distance Limitations for New Alcohol Outlets Near Universities and Schools**

***Colleges and Universities***

Limitations on outlet siting:

- Off-premises outlets: Yes—within 200 feet
- On-premises outlets: No
- Alcohol products: Beer, wine, spirits

***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 200 feet
- On-premises outlets: No
- Alcohol products: Beer, wine, spirits

**Dram Shop Liability**

There is no statutory liability.

**Social Host Liability Laws**

There is no statutory liability.

**Host Party Laws**

Social host law is specifically limited to underage drinking parties.

- Action by underage guest that triggers violation: Possession, consumption
- Property type(s) covered by liability law: Residence, outdoor, other
- Standard for hosts' knowledge or action regarding the party: Recklessness
- Exception(s): Family, resident

**Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

**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***

- Producer must verify age of purchaser.

***State Approval/Permit Requirements***

- Producer/shipper must obtain state permit.
- State must approve common carrier.

***Reporting Requirements***

- Producer must record/report purchaser's name.

***Shipping Label Statement Requirements***

- Contains alcohol

## Keg Registration

- Keg definition: 4 or more gallons
- Prohibited:
  - Possessing an unregistered, unlabeled keg—maximum fine/jail: \$1,000/6 months
  - Destroying the label on a keg—maximum fine/jail: \$1,000/6 months
- Purchaser information collected:
  - Purchaser’s name and address
  - Verified by a government-issued ID
- Warning information to purchaser: Not required
- Deposit: Not required
- Provisions 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: \$0.18 per gallon
- Ad valorem excise tax (on-premises sales): 10 percent
- Ad valorem excise tax (off-premises sales): 8 percent

General sales tax rate of 6.3 percent does not apply to onsite or offsite sales. The onsite ad valorem retail tax is 10 percent. The “sales tax adjusted” onsite retail ad valorem rate is therefore 3.7 percent. An additional 8 percent ad valorem tax applies at the onsite wholesale level. The offsite ad valorem tax of 8 percent is applied at the retail level. The “sales tax adjusted” offsite retail ad valorem rate is therefore 1.70 percent.

#### ***Wine (12 percent alcohol)***

- Specific excise tax: \$0.30 per gallon
- Ad valorem excise tax (on-premises sales): 10 percent
- Ad valorem excise tax (off-premises sales): 8 percent

General sales tax rate of 6.3 percent does not apply to onsite or offsite sales. The onsite ad valorem retail tax is 10 percent. The “sales tax adjusted” onsite retail ad valorem rate is therefore 3.7 percent. An additional 8 percent ad valorem tax applies at the onsite wholesale level. The offsite ad valorem tax of 8 percent is applied at the retail level. The “sales tax adjusted” offsite retail ad valorem rate is therefore 1.70 percent.

#### ***Spirits (40 percent alcohol)***

- Specific excise tax: \$2.50 per gallon
- Ad valorem excise tax (on-premises sales): 10 percent
- Ad valorem excise tax (off-premises sales): 8 percent

General sales tax rate of 6.3 percent does not apply to onsite or offsite sales. The onsite ad valorem retail tax is 10 percent. The “sales tax adjusted” onsite retail ad valorem rate is therefore 3.7 percent. An additional 8 percent ad valorem tax applies at the onsite wholesale level. The offsite ad valorem tax of 8 percent is applied at the retail level. The “sales tax adjusted” offsite retail ad valorem rate is therefore 1.70 percent.

### **Drink Specials**

- Free beverages: Prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Not prohibited
- Reduced price at specified day or time: Prohibited
- Unlimited beverages: Prohibited
- Increased volume: Prohibited

### **Wholesale Pricing**

Pricing restrictions exist.

#### ***Beer (5 percent alcohol)***

- Volume discounts: Restricted—distributors cannot sell alcoholic liquor or cereal malt beverages at a discount for multiple case lots.
- Retailer credit: Not permitted

#### ***Wine (12 percent alcohol)***

- Volume discounts: Restricted—Distributors cannot sell alcoholic liquor or cereal malt beverages at a discount for multiple case lots.
- Price posting requirements: Post
- Retailer credit: Not permitted

#### ***Spirits (40 percent alcohol)***

- Volume discounts: Restricted—Distributors cannot sell alcoholic liquor or cereal malt beverages at a discount for multiple case lots.
- Price posting requirements: Post
- Retailer credit: Not permitted

## Kansas State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Kansas Department of Revenue, Alcoholic Beverage Control (ABC) Division	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> ABC partners with local law enforcement agencies to provide training on how to enforce underage drinking laws and to conduct underage drinking enforcement activities, including grant-funded task force enforcement operations in conjunction with local law enforcement officers.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	Yes
Underage Alcohol–Related Fatality Investigations	No
<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	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	Yes Kansas Department of Revenue, ABC
Such laws are also enforced by local law enforcement agencies	No
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession by state law enforcement agencies	Yes 339
Number pertains to the 12 months ending	06/30/2011
Data include arrests/citations issued by local law enforcement agencies	No
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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	729
Number of licensees that failed state compliance checks	92
Numbers pertain to the 12 months ending	06/30/2011
<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	Yes
Number of licensees checked for compliance by local agencies	No
Number of licensees that failed local compliance checks	Not applicable
Numbers pertain to the 12 months ending	Not applicable
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	Yes 564
Total amount in fines across all licensees	\$361,475
Numbers pertain to the 12 months ending	06/30/2011
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	Yes 90
Total days of suspensions across all licensees	360
Numbers pertain to the 12 months ending	No data

State collects data on license revocations imposed on retail establishments specifically for furnishing minors	No
Number of license revocations imposed <sup>5</sup>	Not applicable
Numbers pertain to the 12 months ending	Not applicable
<b>Additional Clarification</b>	
Some information is not available due to staff being on annual leave.	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b>Communities Mobilizing for Change on Alcohol (CMCA)</b>	
Number of youth served	54,332
Number of parents served	108,664
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: CMCA is a community-organizing program designed to reduce teenagers' (13 to 20 years old) access to alcohol by changing community policies and practices. CMCA seeks both to limit youth access to alcohol and to communicate a clear message to the community that underage drinking is inappropriate and unacceptable.	
<b>Saturation Patrols</b>	
Number of youth served	387
Number of parents served	356
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: A strategy wherein large numbers of officers are concentrated in a geographic area looking for cases of underage drinking.	
<b>Responsible Beverage Services/Compliance Checks</b>	
Number of youth served	No data
Number of parents served	1,000
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: Responsible Beverage Services educates merchants who sell alcohol on state laws and standards to eliminate the sale of alcohol to minors. Compliance checks evaluate the selling practices of alcohol outlets and raise awareness of current laws.	

<b>Project SUCCESS (Schools Using Coordinated Community Efforts to Strengthen Students)</b>	
Number of youth served	380
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: Project SUCCESS is designed to prevent and reduce substance use among students 12 to 18 years of age. The program was originally developed for students attending alternative high schools who are at high risk for substance use and abuse due to poor academic performance, truancy, discipline problems, negative attitudes toward school, and parental substance abuse.	
<b>Class Action</b>	
Number of youth served	358
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: Class Action is the second phase of the Project Northland alcohol use prevention curriculum series. Class Action (for grades 11–12) and Project Northland (for grades 6–8) are designed to delay the onset of alcohol use, reduce use among youth who have already tried alcohol, and limit the number of alcohol-related problems experienced by young drinkers.	
<b>Keep a Clear Mind (KACM)</b>	
Number of youth served	25
Number of parents served	24
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: KACM is a take-home drug education program for elementary school students in grades 4–6 (ages 9–11) and their parents. KACM is designed to help children develop specific skills to refuse and avoid use of “gateway” drugs.	
<b>Too Good for Drugs (TGFD)</b>	
Number of youth served	1,839
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: TGFD is a school-based prevention program for kindergarten through 12th grade that builds on students’ resiliency by teaching them how to be socially competent and autonomous problemsolvers.	

<b>Guiding Good Choices (GGC)</b>	
Number of youth served	No data
Number of parents served	51
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: GGC is a drug use prevention program that provides parents of children in grades 4–8 (9–14 years old) with knowledge and skills to guide their children through early adolescence.	
<b>Life Skills Training (LST)</b>	
Number of youth served	1,352
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: LST is a school-based program that aims to prevent alcohol, tobacco, and marijuana use and violence by targeting the major social and psychological factors that promote the initiation of substance use and other risky behaviors.	
<b>Protecting You/Protecting Me (PY/PM)</b>	
Number of youth served	67
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: PY/PM is a 5-year classroom-based alcohol use prevention and vehicle safety program for students in grades 1–5 (ages 6–11) and grades 11 and 12.	
<b>YouthFriends</b>	
Number of youth served	112
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: Mentoring program	
<b>Big Brothers/Big Sisters</b>	
Number of youth served	447
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No

URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: Mentoring program	
<b>Lion's Quest</b>	
Number of youth served	1,773
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: Lion's Quest kindergarten through 12th-grade programs are among the most highly acclaimed positive prevention programs in the world. Lion's Quest curricula are designed to:	
<ul style="list-style-type: none"> <li>• Reduce risk factors that encourage drug use.</li> <li>• Engage the home, school, and community in developing assets for young people within a unified school–community initiative.</li> <li>• Promote protective factors that discourage drug use.</li> <li>• Establish normative beliefs that drug use is not the norm among young people, and provide a clear “no use” message.</li> <li>• Address internal and external pressures to use drugs and teach peer pressure strategies.</li> <li>• Teach resistance and other social skills as well as emotional competencies.</li> </ul>	
<b>Strengthening Families Program for Parents and Youth 10–14 (SPF 10–14)</b>	
Number of youth served	135
Number of parents served	135
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: SPF 10–14 is a family skills training intervention designed to enhance school success and reduce youth substance use and aggression among 10- to 14-year-olds.	
<b>Project Alert</b>	
Number of youth served	52
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: Project Alert is a school-based prevention program for middle or junior high school students that focuses on alcohol, tobacco, and marijuana use. It seeks to prevent adolescent nonusers from experimenting with these drugs and to prevent youth who are already experimenting from becoming regular users or abusers.	
<b>All Stars</b>	
Number of youth served	139
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012

Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: All Stars is a multiyear school-based program for middle school students (11–14 years old) designed to prevent and delay the onset of high-risk behaviors such as drug use, violence, and premature sexual activity.	
<b>Capturing Kids' Hearts</b>	
Number of youth served	No data
Number of parents served	46
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: Capturing Kids' Hearts training teaches parents—specifically within the Hispanic community or high-risk families—skills to help their students, raise their families, and gear their children toward further education.	
<b>Positive Action</b>	
Number of youth served	8,354
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	03/31/2012
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description: Positive Action is an integrated and comprehensive program designed to improve academic achievement; school attendance; and problem behaviors such as substance use, violence, suspensions, disruptive behaviors, dropping out, and sexual behavior.	

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking</b>	
<b>None listed</b>	
URL for more program information: Not applicable	
Program description: Not applicable	

<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i>	Yes
Description of collaboration: The Regional Prevention Center provides interactive prevention education activities to a youth group sponsor focused on underage drinking. These activities help students develop healthy beliefs regarding underage and binge drinking. Underage drinking is the focus for their activities every few months.	
<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>	Yes
<p>Best practice standards description: A definition of “evidence based” was established during the planning phase of the Strategic Prevention Framework State Incentive Grant (SPF SIG). The definition of evidence-based prevention strategies established for the Kansas SPF SIG is as follows:</p> <ol style="list-style-type: none"> <li>1. Included in a federal list or registry of evidence-based intervention strategies, OR</li> <li>2. Reported in a peer-reviewed journal to have produced positive results, OR</li> <li>3. Meeting all of the following criteria: <ul style="list-style-type: none"> <li>– Based on a solid theory or theoretical perspective that has validated research; AND</li> <li>– Supported by a documented body of knowledge—a converging of empirical evidence of effectiveness—generated from similar or related interventions that indicate effectiveness; AND</li> <li>– Judged by consensus of informed experts to be effective based on their combined knowledge of theory and their research and practice experience. “Informed experts” may include key community leaders and elders or other respected leaders within indigenous cultures.</li> </ul> </li> </ol>	
<b>Additional Clarification</b>	
None given	

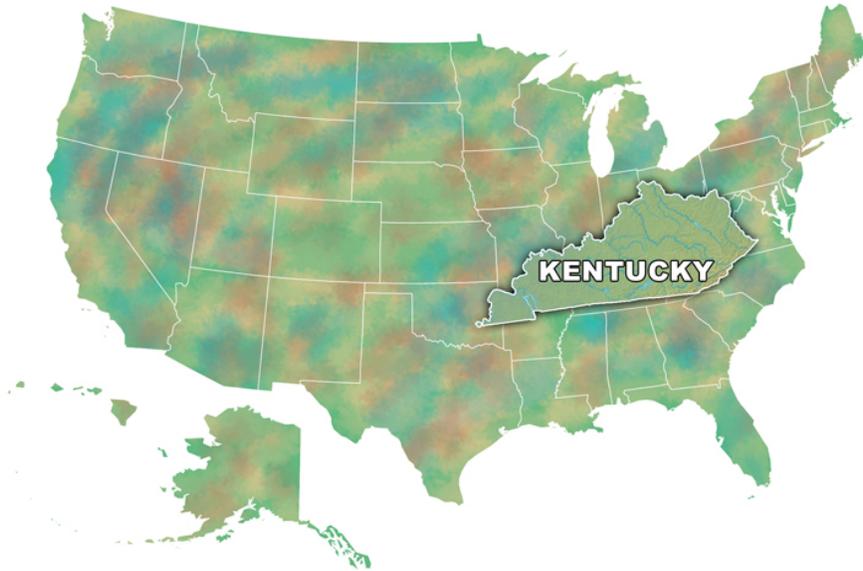
<b>State Interagency Collaboration</b>	
<i>A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities</i>	Yes
<p><i>Committee contact information:</i></p> <p>Name: Sarah Fischer  E-mail: sarah.fischer@srs.ks.gov  Address: 915 SW Harrison, 9th Floor, Topeka, KS 66612  Phone: 785-291-3632</p>	
<p><i>Agencies/organizations represented on the committee:</i></p> <p>Department of Social and Rehabilitation Services  Department of Transportation  Department of Health and Environment  Department of Education  Kansas Board of Regents  Department of Revenue  Department of Corrections  Juvenile Justice Authority  Highway Patrol  University of Kansas  Army National Guard  Office of the Governor  League of Kansas Municipalities  Wichita Regional Prevention Center  Kansas Children’s Cabinet and Trust  Bureau of Investigation  Kansas Family Partnership</p>	
<i>A website or other public source exists to describe committee activities</i>	No
URL or other means of access: Not applicable	

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	Yes
<p>Prepared by: Strategic Prevention Framework Advisory Committee  Plan can be accessed via: No data</p>	

State has prepared a report on preventing underage drinking in the last 3 years	Yes
Prepared by: Kansas Family Partnership	
Plan can be accessed via: No data	
<b>Additional Clarification</b>	
None given	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Other programs:</i>	
Programs or strategies included: No data	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2011

<b>Funds Dedicated to Underage Drinking</b>	
<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>	
No data	
<b>Additional Clarification</b>	
None given	



# Kentucky

## State Profile and Underage Drinking Facts\*

**State Population: 4,369,356**  
**Population Ages 12–20: 516,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	23.7	123,000
Past-Month Binge Alcohol Use	16.6	86,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	4.9	8,000
Past-Month Binge Alcohol Use	1.9	3,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	19.1	34,000
Past-Month Binge Alcohol Use	13.9	25,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	44.9	81,000
Past-Month Binge Alcohol Use	32.2	58,000
<b>Alcohol-Attributable Deaths (under 21)</b>		75
<b>Years of Potential Life Lost (under 21)</b>		4,492
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	11.0	12

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### **Underage Possession of Alcohol**

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

### **Underage Consumption of Alcohol**

Consumption is not explicitly prohibited.

### **Internal Possession by Minors**

Internal possession is not explicitly prohibited.

### **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.

#### ***Provisions Targeting Retailers***

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## 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”)**

No use/lose law

### **Graduated Driver’s License**

#### ***Learner Stage***

- Minimum entry age: 16
- Minimum learner stage period: 6 months
- Minimum supervised driving requirement: 60 hours—10 of which must be at night

#### ***Intermediate Stage***

- Minimum age: 16 years, 6 months
- Unsupervised night driving
  - Prohibited after: 12 a.m.

- Primary enforcement of the night-driving rule
- Passenger restrictions exist: No more than one passenger under 20, unless supervised by instructor
- No primary enforcement of the passenger-restriction rule

***License Stage***

- Minimum age to lift restrictions: 17

**Laws Targeting Alcohol Suppliers****Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s):

- Parent/guardian

**Compliance Check Protocols*****Age of Decoy***

- Minimum: 18
- Maximum: 20.5

***Appearance Requirements***

- Age-appropriate appearance and character

***ID Possession***

- Prohibited

***Verbal Exaggeration of Age***

- Prohibited

***Decoy Training***

- Mandated

**Penalty Guidelines for Sales to Minors**

- Time period/conditions: 2 years
- First offense: \$1,800 fine and/or 36-day suspension
- Second offense: \$3,600 fine and/or 72-day license suspension

**Responsible Beverage Service**

No beverage service training requirement

**Minimum Ages for Off-Premises Sellers**

- Beer: 18
- Wine: 20
- Spirits: 20

***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages***

- Manager/supervisor is present.

*Note:* Although 20 years old is the minimum age requirement to sell alcoholic beverages at both off-sale and on-sale establishments, 18-year-olds may stock, arrange displays, accept payment for, and sack malt beverages by the package, under supervision of a person 20 years old or older.

### **Minimum Ages for On-Premises Sellers**

- Beer: 20 for both servers and bartenders
- Wine: 20 for both servers and bartenders
- Spirits: 20 for both servers and bartenders

### **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

#### ***Colleges and Universities***

No distance limitation

#### ***Primary and Secondary Schools***

No distance limitation

### **Dram Shop Liability**

Statutory liability exists.

### **Social Host Liability Laws**

There is no statutory liability.

### **Host Party Laws**

No state-imposed liability for hosting underage drinking parties

### **Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

### **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.
- State must approve common carrier.

***Reporting Requirements:*** None

***Shipping Label Statement Requirements:*** None

*Note:* Kentucky's laws permitted direct wine shipments provided the customer purchased the wine at the producer's place of business. This provision was ruled unconstitutional as violating the U.S. Constitution's interstate commerce clause. The remainder of the statutory scheme was upheld (*Cherry Hill Vineyards, LLC v. Hudgins* (W.D.Ky. 2006) 488 F.Supp.2d 601, affirmed by *Cherry Hill Vineyards, LLC v. Lilly*, 553 F.3d 423, 424+(6th Cir.(Ky.) Dec 24, 2008) (NO. 07-5128)).

### **Keg Registration**

Registration not required

## Alcohol Pricing Policies

### Home Delivery

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

### Alcohol Tax

#### *Beer (5 percent alcohol)*

- Specific excise tax: \$0.08 per gallon
- Ad valorem excise tax (on-premises sales): 11 percent
- Ad valorem excise tax (off-premises sales): 11 percent
- Ad valorem tax applied at wholesale level

#### *Wine (12 percent alcohol)*

- Specific excise tax: \$0.50 per gallon
- Ad valorem excise tax (on-premises sales): 11 percent
- Ad valorem excise tax (off-premises sales): 11 percent
- Ad valorem tax applied at wholesale level

#### *Spirits (40 percent alcohol)*

- Specific excise tax: \$1.92 per gallon
- Ad valorem excise tax (on-premises sales): 11 percent
- Ad valorem excise tax (off-premises sales): 11 percent
- Ad valorem tax applied at wholesale level

### Drink Specials

- Free beverages: Prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Not prohibited
- Reduced price at specified day or time: Not prohibited
- Unlimited beverages: Not prohibited
- Increased volume: Not prohibited

### Wholesale Pricing

Pricing restrictions exist.

#### *Beer (5 percent alcohol)*

- Retailer credit: Not permitted

#### *Wine (12 percent alcohol)*

- Retailer credit: Restricted—30 days maximum

#### *Spirits (40 percent alcohol)*

- Retailer credit: Restricted—30 days maximum

## Kentucky State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Kentucky Department of Alcoholic Beverage Control (ABC)	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> Kentucky ABC investigators have full police powers in the state. ABC investigators work with and assist local law enforcement upon request in areas of the state that legally sell alcoholic beverages.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	No
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	No
Party Patrol Operations or Programs	Yes
Underage Alcohol–Related Fatality Investigations	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	Unknown Kentucky ABC
Such laws are also enforced by local law enforcement agencies	Yes
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession by state law enforcement agencies	Yes 435
Number pertains to the 12 months ending	12/31/2011
Data include arrests/citations issued by local law enforcement agencies	Yes
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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	1,854
Number of licensees that failed state compliance checks	119
Numbers pertain to the 12 months ending	12/31/2011
<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	Yes No
Number of licensees checked for compliance by local agencies	Not applicable
Number of licensees that failed local compliance checks	Not applicable
Numbers pertain to the 12 months ending	Not applicable
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	Yes 279
Total amount in fines across all licensees	\$317,750
Numbers pertain to the 12 months ending	12/31/2011
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	Yes 15
Total days of suspensions across all licensees	No data
Numbers pertain to the 12 months ending	12/31/2011

State collects data on license revocations imposed on retail establishments specifically for furnishing minors	Yes
Number of license revocations imposed <sup>5</sup>	5
Numbers pertain to the 12 months ending	12/31/2011
<b>Additional Clarification</b>	
None given	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b>Early Intervention Program (EIP)</b>	
Number of youth served	1,067
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report: <a href="http://eip.reachoflouisville.com/state/EvaluationReport.aspx?Region=&amp;BeginDate=01/01/2010&amp;EndDate=12/31/2010">http://eip.reachoflouisville.com/state/EvaluationReport.aspx?Region=&amp;BeginDate=01/01/2010&amp;EndDate=12/31/2010</a>	
URL for more program information: No data	
<p>Program description: The EIP provides multifaceted prevention and intervention targeting specific needs related to alcohol- and drug-related behaviors and choices. There are two primary target populations for this program: (1) young persons under 21 who are charged with a zero-tolerance offense—driving with a blood alcohol content of .02-.08; and (2) juveniles at risk of becoming involved or who are already involved with the Juvenile Justice System and youth who are identified as using or at risk for using substances. The outcomes of the EIP are:</p> <ol style="list-style-type: none"> <li>1. Divert youth from involvement with the juvenile justice system.</li> <li>2. Reduce the recidivism rate of first- and second- time juvenile offenders.</li> <li>3. Reduce the number of youth who experience future substance-related problems.</li> </ol> <p>These outcomes are achieved through screenings, prevention and intervention strategies, education, and referrals to community resources. Program components contribute to reducing youth substance use, increasing parent–child communication, and encouraging youth to make positive peer and lifestyle choices.</p>	

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking</b>	
<b>Prime for Life</b>	
URL for more program information: <a href="http://www.primeforlife.org/homepage.cfm?CFID=342699&amp;CFTOKEN=60435865">http://www.primeforlife.org/homepage.cfm?CFID=342699&amp;CFTOKEN=60435865</a>	
<p>Program description: Prime for Life is an alcohol and drug program for people of all ages. It is designed to gently but powerfully challenge common beliefs and attitudes that directly contribute to high-risk alcohol and drug use. The program goals are to reduce the risk of health and impairment problems.</p> <p>A primary goal of Prime for Life is prevention of any type of alcohol or drug problem. This includes prevention of health problems such as alcoholism, or impairment problems such as car crashes or fights. Emphasis is on knowing and understanding risks one cannot change and reducing risks one can change. Many people who attend a Prime for Life program already show signs of alcohol- or drug-</p>	

related health or impairment problems. Prime for Life is designed to effectively interrupt the progression of use with these audiences. Prime for Life's intervention component focuses on self-assessment to help people understand and accept the need for change. Intensive prevention services, counseling, or treatment may be necessary to support these changes. For those who already need treatment, the program serves as pretreatment and support for abstinence.

**Additional Information Related to Underage Drinking Prevention Programs**

*State collaborates with federally recognized Tribal governments in the prevention of underage drinking* No recognized Tribal governments

Description of collaboration: Not applicable

*State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing* Yes

Program description: The Alcohol Prevention Enhancement Site (PES), funded by the Division for Behavioral Health and operated by Bluegrass Regional Prevention Center in Lexington, Kentucky, researches alcohol environmental strategies, disseminates the latest national research, and provides technical assistance and training on implementing and evaluating effective environmental strategies to reduce alcohol availability to underage youth. The Alcohol PES also seeks to build community capacity to implement policies to limit the availability of alcohol and excessive advertising of alcohol and to change community norms that are favorable to underage drinking. The Alcohol PES was established in 1999 during Kentucky's first State Incentive Grant (SIG) and has been instrumental in a number of countywide alcohol policy changes such as responsible beverage server, social host, and keg registration ordinances.

The Fetal Alcohol Spectrum Disorder Prevention Enhancement Site (FASD PES) was created in 2007 to increase awareness of FASD in Kentucky and to offer training and technical assistance to communities to prevent it. The scope of work of the FASD PES includes:

- Establishing a training network composed of a variety of community partners and other interested community members that will provide indepth information about FASD and prepare participants to be local FASD trainers.
- Training Regional Prevention Center staff to educate middle and high school students about FASD and to gather data for use in FASD curriculum development.
- Advocating for effective public policy at the state and local levels.
- Working with colleges and universities throughout the state to determine effective and efficient methods for including FASD information in freshman orientation and other forums.
- Responding to information requests and supporting local efforts toward mobilizing around FASD issues.
- Maintaining a resource and networking list for people seeking assistance outside the scope of prevention to be shared with stakeholders across the state.
- Remaining current on new information, research, and best practices in FASD through participation and mentoring with the National Organization on Fetal Alcohol Syndrome (NOFAS).

*State has adopted or developed best practice standards for underage drinking prevention programs* Yes

Best practice standards description: The state standard is the SAMHSA document, *Identifying and Selecting Evidence Based Interventions*. Although not formally adopted, the document was disseminated to all Regional Prevention Centers to guide community selection of prevention strategies. In addition, the Alcohol PES and FASD PED conduct research regularly on best practices for alcohol prevention. This information is disseminated to Kentucky's network of Regional Prevention Centers, which use it to inform community planning on underage drinking prevention.

<b>Additional Clarification</b>	
The State Prevention Branch of the Kentucky Division of Behavioral Health funds the FASD and Alcohol PESs and the Regional Prevention Centers through the Prevention portion of the Substance Abuse Prevention and Treatment (SAPT) Block Grant.	

<b>State Interagency Collaboration</b>	
<i>A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities</i>	No
<i>Committee contact information:</i> Not applicable	
<i>Agencies/organizations represented on the committee:</i> Not applicable	
<i>A website or other public source exists to describe committee activities</i>	Not applicable
<i>URL or other means of access:</i> Not applicable	

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	Yes
Prepared by: The Prevention Branch of the Division of Behavioral Health Plan can be accessed via: The Plan was our application for SAMHSA’s Center for Substance Abuse Prevention (CSAP) Partnership for Success (PFS) grant. The State Epidemiological Outcomes Workgroup (SEOW) needs assessment conducted as part of the application process identified underage drinking as the state priority. Kentucky was not awarded the PFS but is implementing parts of the PFS to the extent possible with limited resources. These efforts include two minigrants to Marion and Meade Counties and the statewide “Changing Social Norms and Policy” (CSNaP) initiative. The plan itself is not posted on a website.	
<i>State has prepared a report on preventing underage drinking in the last 3 years</i>	No
Prepared by: Not applicable Plan can be accessed via: Not applicable	
<b>Additional Clarification</b>	
Although the state has not prepared any reports on underage drinking within the last 3 years, several reports on underage drinking were produced by Kentucky’s SEOW in year 1 of the SPF SIG 5 years ago ( <a href="http://sig.reachoflouisville.com/ReportsPresentations.aspx#presentations">http://sig.reachoflouisville.com/ReportsPresentations.aspx#presentations</a> ). The SEOW is in the process of preparing a state report on underage drinking in Kentucky. This report will not be available until late summer. Also, the Kentucky Prevention Branch has collaborated in the past with the Kentucky State Police Highway and Traffic Safety Branch on underage drinking initiatives and EUDL grants. The state has also worked with the Kentucky Network, a collaborative alcohol and drug prevention effort among colleges and universities across the state. The Network provides support for underage drinking through grant opportunities as well as training opportunities. Both the Highway and Traffic Safety Branch and the Kentucky Network served on the SPF Advisory Council.	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available

<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Other programs:</i>	
Programs or strategies included: "I Won't Be the One" (Changing Social Norms and Policy Initiative) Alcohol Prevention Enhancement Site Fetal Alcohol Spectral Disorder	
Estimate of state funds expended	\$309,000
Estimate based on the 12 months ending	06/30/2011

<b>Funds Dedicated to Underage Drinking</b>	
<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>	
No data	
<b>Additional Clarification</b>	
Money for all current underage drinking efforts comes from Prevention Block Grant funds.	



# Louisiana

## State Profile and Underage Drinking Facts\*

**State Population: 4,574,836**  
**Population Ages 12–20: 579,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	29.0	168,000
Past-Month Binge Alcohol Use	16.9	98,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	6.8	12,000
Past-Month Binge Alcohol Use	2.6	5,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	23.9	45,000
Past-Month Binge Alcohol Use	12.5	24,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	52.7	111,000
Past-Month Binge Alcohol Use	33.0	69,000
<b>Alcohol-Attributable Deaths (under 21)</b>		125
<b>Years of Potential Life Lost (under 21)</b>		7,431
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	27.0	32

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Private residence OR EITHER
- Parent/guardian OR
- Spouse

### Underage Consumption of Alcohol

Consumption is prohibited with the following exception(s):

- Private residence OR EITHER
- Parent/guardian OR
- Spouse

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

### 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.

#### *Provisions Targeting Retailers*

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## 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: 90 days
- Maximum: 365 days

**Graduated Driver’s License**

***Learner Stage***

- Minimum entry age: 15
- Minimum learner stage period: 6 months
- Minimum supervised driving requirement: 50 hours—15 of which must be at night

***Intermediate Stage***

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 11 p.m.
  - Primary enforcement of the night-driving rule
- Passenger restrictions exist: Unless accompanied by a licensed driver at least 21 years old, no more than one unrelated passenger under 21 between the hours of 6 p.m. and 5 a.m.
  - Primary enforcement of the passenger-restriction rule

***License Stage***

- Minimum age to lift restrictions: 17

**Laws Targeting Alcohol Suppliers**

**Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s): EITHER

- Parent/guardian OR
- Spouse

**Compliance Check Protocols**

No data

**Penalty Guidelines for Sales to Minors**

No data

**Responsible Beverage Service**

***Mandatory Beverage Service Training for Managers, Servers***

- Applies to both on-sale and off-sale establishments
- Applies to both new and existing outlets

**Minimum Ages for Off-Premises Sellers**

- Beer: Not specified
- Wine: Not specified
- Spirits: Not specified

***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages***

- Manager/supervisor is present.

**Minimum Ages for On-Premises Sellers**

- Beer: 18 for both servers and bartenders
- Wine: 18 for both servers and bartenders
- Spirits: 18 for both servers and bartenders

**Distance Limitations for New Alcohol Outlets Near Universities and Schools**

***Colleges and Universities***

No distance limitation

***Primary and Secondary Schools***

No distance limitation

**Dram Shop Liability**

- There is no statutory liability.
- The courts recognize common law dram shop liability.

**Social Host Liability Laws**

- There is no statutory liability.
- The courts recognize common law social host liability.

**Host Party Laws**

No state-imposed liability for hosting underage drinking parties

**Retailer Interstate Shipments of Alcohol**

Prohibition against retailer interstate shipments:

- Beer: Prohibited
- Wine: Permitted
- Spirits: Prohibited

**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: 4 or more gallons
- Purchaser information collected:
  - Purchaser’s name and address
  - Verified by a government-issued ID
- Warning information to purchaser: Active—purchaser action required (e.g., signature)
- Deposit: Not required
- Provisions do not specifically address disposable kegs.

**Alcohol Pricing Policies****Home Delivery**

- Beer: No law
- Wine: Permitted—no more than 144 (750ml) bottles per year per person per household
- Spirits: No law

**Alcohol Tax**

- Beer (5 percent alcohol): Specific excise tax is \$0.32 per gallon.
- Wine (12 percent alcohol): Specific excise tax is \$0.11 per gallon (\$0.32 per gallon for alcohol content of 6 percent ABV or less).
- Spirits (40 percent alcohol): Specific excise tax is \$2.50 per gallon.

**Drink Specials**

- Free beverages: Not prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Not prohibited
- Reduced price at specified day or time: Not prohibited
- Unlimited beverages: Prohibited—not permitted after 10 p.m.
- Increased volume: Not prohibited

**Wholesale Pricing**

Pricing restrictions exist.

***Beer (5 percent alcohol)***

- Volume discounts: Banned
- Retailer credit: Not permitted

***Wine (12 percent alcohol)***

- Volume discounts: Banned
- Retailer credit: Restricted—15 days maximum

***Spirits (40 percent alcohol)***

- Volume discounts: Banned
- Retailer credit: Restricted—15 days maximum

## Louisiana State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Louisiana Office of Alcohol and Tobacco Control	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> No data	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol–Related Fatality Investigations	Yes
<i>Local law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
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/shipments of alcohol to minors	Yes Louisiana Office of Alcohol and Tobacco Control
Such laws are also enforced by local law enforcement agencies	No
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession <sup>1</sup> by state law enforcement agencies	Yes 1,050
Number pertains to the 12 months ending	06/30/2011
Data include arrests/citations issued by local law enforcement agencies	No
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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	3,997
Number of licensees that failed state compliance checks	218
Numbers pertain to the 12 months ending	06/30/2011
<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	Yes
Number of licensees checked for compliance by local agencies	No
Number of licensees that failed local compliance checks	Not applicable
Numbers pertain to the 12 months ending	Not applicable
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	Yes 257
Total amount in fines across all licensees	No data
Numbers pertain to the 12 months ending	06/30/2011
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	Yes 0
Total days of suspensions across all licensees	Not applicable
Numbers pertain to the 12 months ending	06/30/2011

State collects data on license revocations imposed on retail establishments specifically for furnishing minors	Yes
Number of license revocations imposed <sup>5</sup>	0
Numbers pertain to the 12 months ending	06/30/2011
<b>Additional Clarification</b>	
None given	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b>Project Northland</b>	
Number of youth served	8,452
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report: Hard copy available by request.	
URL for more program information: <a href="http://www.hazelden.org/web/go/projectnorthland">http://www.hazelden.org/web/go/projectnorthland</a>	
<p>Program description: Project Northland is a multilevel intervention involving students, peers, parents, and communities in programs designed to delay the age at which adolescents begin drinking, reduce alcohol use among those already drinking, and limit the number of alcohol-related problems among young drinkers. Administered to adolescents in grades 6 to 8 on a weekly basis, the program has a specific theme within each grade level that is incorporated into the parent, peer, and community components. The 6th-grade home-based program targets communication about adolescent alcohol use through student-parent homework assignments, in-class group discussions, and a community-wide task force. The 7th-grade peer- and teacher-led curriculum focuses on resistance skills and normative expectations regarding teen alcohol use, and it is implemented through discussions, games, problem solving tasks, and role plays. During the first half of the 8th-grade Powerlines peer-led program, students learn about community dynamics related to alcohol use prevention through small group and classroom interactive activities. During the second half, they work on community-based projects and hold a mock town meeting to make community policy recommendations to prevent teen alcohol use.</p>	
<b>Protecting You/Protecting Me (PY/PM)</b>	
Number of youth served	1,178
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report: Hard copy available by request	
URL for more program information: <a href="http://www.pypm.org">http://www.pypm.org</a> <a href="http://www.hazelden.org/">www.hazelden.org/</a>	
<p>Program description: PY/PM is a 5-year classroom-based alcohol use prevention and vehicle safety program for elementary school students in grades 1–5 (ages 6–11) and high school students in grades 11 and 12. The program aims to reduce alcohol-related injuries and death among children and youth due to underage alcohol use and riding in vehicles with drivers who are not alcohol free. PY/PM consists of a series of 40 science- and health-based lessons, with eight lessons per year for grades 1–5. All lessons are correlated with educational achievement objectives.</p>	

PY/PM lessons and activities focus on teaching children about:

1. The brain—how it continues to develop throughout childhood and adolescence, what alcohol does to the developing brain, and why it is important for children to protect their brains.
2. Vehicle safety, particularly what children can do to protect themselves if they have to ride with someone who is not alcohol free.
3. Life skills, including decisionmaking, stress management, media awareness, resistance strategies, and communication.

Lessons are taught weekly and last 20–25 minutes or 45–50 minutes, depending on the grade level. A variety of ownership activities promote students' ownership of the information and reinforce the skills taught during each lesson. Parent take-home activities are offered for all 40 lessons. PY/PM's interactive and affective teaching processes include role playing, small group and classroom discussions, reading, writing, storytelling, art, and music. The curriculum can be taught by school staff or prevention specialists. PY/PM also has a high school component for students in grades 11 and 12. The youth-led implementation model involves delivery of the PY/PM curriculum to elementary students by trained high school students who are enrolled in a peer mentoring, family and consumer science, or leadership course for credit. The program's benefits to high school students are derived from learning about the brain and how alcohol use can affect adolescents, serving as role models to the elementary school participants, and taking coursework in preparation for delivering the curriculum.

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

***LifeSkills Training (LST)***

URL for more program information: <http://www.lifeskillstraining.com>

Program description: LST is a school-based program that aims to prevent alcohol, tobacco, and marijuana use and violence by targeting the major social and psychological factors that promote the initiation of substance use and other risky behaviors. LST is based on both the social influence and the competence enhancement models of prevention. Consistent with this theoretical framework, LST addresses multiple risk and protective factors and teaches personal and social skills that build resilience and help youth navigate developmental tasks, including the skills necessary to understand and resist pro-drug influences. LST provides information relevant to the important life transitions that adolescents and young teens face by using culturally sensitive and developmentally and age-appropriate language and content. Facilitated discussion, structured small group activities, and role-playing scenarios are used to stimulate participation and promote the acquisition of skills. Separate LST programs are offered for elementary school (grades 3–6), middle school (grades 6–9), and high school (grades 9–12); the research studies and outcomes reviewed for this summary involved middle school students.

***Positive Action***

URL for more program information: <http://www.positiveaction.net>

Program description: Positive Action is an integrated and comprehensive program that is designed to improve academic achievement; school attendance; and problem behaviors such as substance use, violence, suspensions, disruptive behaviors, dropping out, and sexual behavior. It is also designed to improve parent–child bonding, family cohesion, and family conflict. Positive Action has materials for schools, homes, and community agencies. All materials are based on the same unifying broad concept (one feels good about oneself when taking positive actions) with six explanatory subconcepts (positive actions for the physical, intellectual, social, and emotional areas) that elaborate on the overall theme. Program components include grade-specific curriculum kits for kindergarten through 12th grade, drug education kits, a conflict resolution kit, statewide climate development kits for elementary and secondary school levels, a counselor's kit, a family kit, and a community kit. All the components and their parts can be used separately or in any combination and are designed to reinforce and support one another.

***Project Alert***

URL for more program information: <http://www.projectalert.com>

Program description: No data

<b>Coping Skills</b> URL for more program information: <a href="http://www.learnkopingskills.com/about_the_program">http://www.learnkopingskills.com/about_the_program</a>
Program description: No data
<b>Too Good for Drugs</b> URL for more program information: <a href="http://www.mendezfoundation.org">http://www.mendezfoundation.org</a>
Program description: No data
<b>AI's Pals: Kids Making Healthy Choices</b> URL for more program information: <a href="http://www.wingspanworks.com/educational_programs">http://www.wingspanworks.com/educational_programs</a>
Program description: No data
<b>Strengthening Families</b> URL for more program information: <a href="http://www.strengtheningfamiliesprogram.org/about.html">http://www.strengtheningfamiliesprogram.org/about.html</a>
Program description: No data
<b>All Stars</b> URL for more program information: <a href="http://www.allstarsprevention.com">http://www.allstarsprevention.com</a>
Program description: No data
<b>Stay on Track</b> URL for more program information: <a href="http://www.ncprs.org/sotHome.htm">http://www.ncprs.org/sotHome.htm</a>
Program description: No data

<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i> Description of collaboration: Not applicable.	No
<i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i> Program description: Not applicable	No
<i>State has adopted or developed best practice standards for underage drinking prevention programs</i> Best practice standards description: The state funds programs that meet the following criteria: <ol style="list-style-type: none"> <li>1. Inclusion in a federal list or registry of evidence-based interventions.</li> <li>2. Being reported (with positive effects) in a peer-reviewed journal.</li> <li>3. Documentation of effectiveness based on the following guidelines: <ol style="list-style-type: none"> <li>a. The intervention is based on a theory of change that is documented in a clear logic or conceptual model.</li> <li>b. The intervention is similar in content and structure to interventions that appear in registries and/or the peer-reviewed literature.</li> <li>c. The intervention is supported by documentation indicating effective implementation in the past, and multiple times, in a manner attentive to Identifying and Selecting Evidence-Based Interventions scientific standards of evidence and with results that show a consistent pattern of credible and positive effects.</li> <li>d. The intervention is reviewed and deemed appropriate by a panel of informed prevention experts that includes well-qualified prevention researchers who are experienced in evaluating prevention interventions similar to those under review; local prevention practitioners; and key community leaders as appropriate (e.g., officials from law enforcement and education sectors or elders in indigenous cultures).</li> </ol> </li> </ol>	Yes

<b>Additional Clarification</b>	
The following are additional related underage drinking prevention programs: Life Skills Parenting; Guiding Good Choices; and ATLAS (Athletes Training and Learning to Avoid Steroids).	

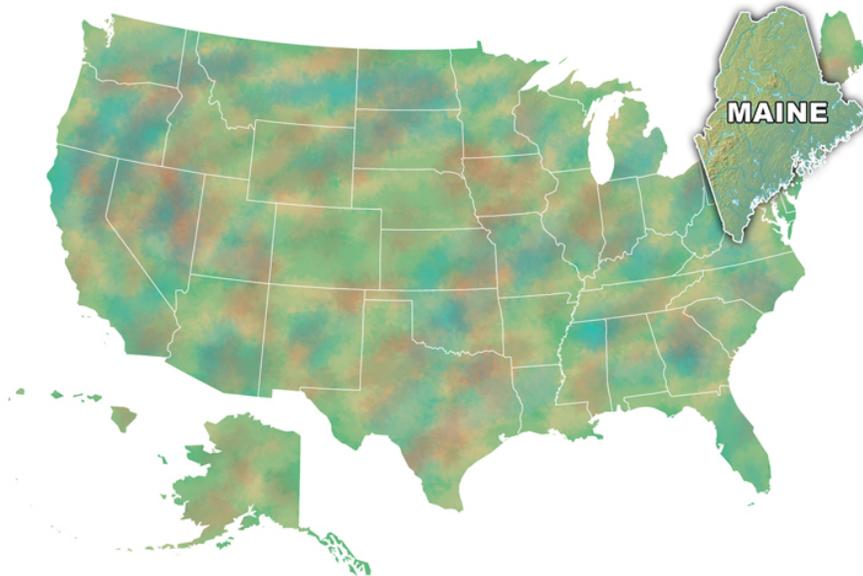
<b>State Interagency Collaboration</b>	
<i>A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities</i>	No
<i>Committee contact information:</i> Not applicable	
<i>Agencies/organizations represented on the committee:</i> Not applicable: Due to diminished resources, both financial and human, the High Risk and Underage Drinking Taskforce disbanded in 2011. The Taskforce was a subcommittee of the statewide Prevention Systems Committee. It is the intention of the state that should resources become available, the state will work to revitalize the taskforce.	
<i>A website or other public source exists to describe committee activities</i>	Not applicable
<i>URL or other means of access:</i> Not applicable	

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	No
Prepared by: Not applicable. Plan can be accessed via: Not applicable.	
<i>State has prepared a report on preventing underage drinking in the last 3 years</i>	Yes
Prepared by: Louisiana Department of Health and Hospitals Office of Behavioral Health (OBH) sponsors the Louisiana Caring Communities Youth Survey (CCYS) The State Epidemiology Workgroup in collaboration with the state evaluator produced a data brief on Underage Drinking in Louisiana Plan can be accessed via: <a href="http://www.gov.state.la.us/safe">http://www.gov.state.la.us/safe</a>	

<b>Additional Clarification</b>	
<p>Since 1998, OBH has cosponsored the CCYS of students in grades 6, 8, 10, and 12 statewide. The survey measures students' involvement in a specific set of problem behaviors (including alcohol use) as well as their exposure to a set of scientifically validated risk and protective factors identified in the Risk and Protective Factor Model of adolescent problem behaviors. The survey is conducted every 2 years. Website address: <a href="http://new.dhh.louisiana.gov/index.cfm/newsroom/detail/1392">http://new.dhh.louisiana.gov/index.cfm/newsroom/detail/1392</a>.</p> <p>The Drug Policy Board (DPB) holds statutory authority in Louisiana to coordinate all substance abuse efforts, including prevention, treatment, and enforcement. The DPB is supported by two formalized committees: the Prevention Systems Committee (PSC) and the State Epidemiology Workgroup (SEW). The DPB tasked the SEW with collection and analyses of data related to consumption and consequences of substance use. The DPB tasked the PSC with implementing Louisiana's Strategic Plan for Substance Abuse Prevention. The SEW collaborates with the PSC to advise and make data-driven recommendations to the DPB on issues relating to programs, policies, and practices. The DPB, SEW, and PSC provide the infrastructure for state and community planners to deliver and sustain effective substance abuse prevention efforts. Member agencies are committed to support local coalitions to address substance abuse prevention on a local level.</p> <p>As stated previously, due to diminished resources, both financial and human, the High Risk and Underage Drinking Taskforce no longer exists as a subcommittee of the PSC. Should resources become available, the state will work to revitalize the taskforce.</p>	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	\$400,000
Estimate based on the 12 months ending	06/30/2011
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	\$150,000
Estimate based on the 12 months ending	06/30/2011
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$368,050
Estimate based on the 12 months ending	06/30/2011
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Other programs:</i>	
Programs or strategies included:	No data
Estimate of state funds expended	Not applicable
Estimate based on the 12 months ending	Not applicable

<b>Funds Dedicated to Underage Drinking</b>	
<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>	
No data	
<b>Additional Clarification</b>	
While Louisiana does not dedicate any state general funds to underage drinking prevention programs, a Substance Abuse Prevention and Treatment (SAPT) Block Grant funds K–12 school-based programs to prevent underage drinking to include Project Northland and Protecting You/Protecting Me.	



# Maine

## State Profile and Underage Drinking Facts\*

**State Population: 1,328,188**  
**Population Ages 12–20: 151,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	25.4	38,000
Past-Month Binge Alcohol Use	16.1	24,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	2.3	1,000
Past-Month Binge Alcohol Use	0.8	1,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	20.5	10,000
Past-Month Binge Alcohol Use	10.8	5,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	51.0	27,000
Past-Month Binge Alcohol Use	34.9	18,000
<b>Alcohol-Attributable Deaths (under 21)</b>		15
<b>Years of Potential Life Lost (under 21)</b>		872
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	22.0	6

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Private residence AND
- Parent/guardian

### Underage Consumption of Alcohol

Consumption is prohibited with the following exception(s):

- Private residence AND
- Parent/guardian

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

### 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.

#### *Provisions Targeting Retailers*

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Retailers are permitted to seize apparently false IDs.
- No statutory affirmative defense—statutes do not provide an affirmative defense related to retailer's belief that the minor was 21 years of age or older.

*Note:* In Maine, the provisions targeting suppliers apply to acts prohibited for minors. The more general laws that address adults are not collected here as they are not, for purposes of this report, specific to the lending, transfer, sale, or production of false identification for a minor's obtaining alcoholic beverages.

## Laws Targeting Underage Drinking and Driving

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

- BAC limit: 0.00
- Any detectable alcohol in the blood 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”)**

No use/lose law

## **Graduated Driver’s License**

### ***Learner Stage***

- Minimum entry age: 15
- Minimum learner stage period: 6 months
- Minimum supervised driving requirement: 35 hours—5 of which must be at night

### ***Intermediate Stage***

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 12 a.m.
  - Primary enforcement of the night-driving rule
- Passenger restrictions exist: Immediate family members only, unless accompanied by licensed driver who is at least 20 years old
  - Primary enforcement of the passenger-restriction rule

### ***License Stage***

- Minimum age to lift restrictions: 16 years, 6 months

## **Laws Targeting Alcohol Suppliers**

### **Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s):

- Private residence AND
- Parent/guardian

### **Compliance Check Protocols**

No data

### **Penalty Guidelines for Sales to Minors**

No data

### **Responsible Beverage Service**

#### ***Voluntary Beverage Service Training***

- The law does not specify on- or off-sale establishments.
- The law does not specify new or existing outlets.

#### ***Incentive for Training***

- Defense in dram shop liability lawsuits

### **Minimum Ages for Off-Premises Sellers**

- Beer: 17
- Wine: 17
- Spirits: 17

***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages***

- Manager/supervisor is present.

**Minimum Ages for On-Premises Sellers**

- Beer: 17 for both servers and bartenders
- Wine: 17 for both servers and bartenders
- Spirits: 17 for both servers and bartenders

***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages***

- Manager/supervisor is present.

**Distance Limitations for New Alcohol Outlets Near Universities and Schools**

***Colleges and Universities***

No distance limitation

***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: No
- On-premises outlets: Yes—within 300 feet
- Alcohol products: Beer, wine, spirits
- Exceptions: Downtown location

**Dram Shop Liability**

Statutory liability exists subject to the following conditions:

- Limitations on damages: \$350,000 limit for all claims per occurrence. Medical care and treatment costs excluded from limit.

*Note:* Maine law includes a responsible beverage service defense.

**Social Host Liability Laws**

Statutory liability exists subject to the following conditions:

- Limitations on damages: \$350,000 limit for all claims per occurrence. Medical care and treatment costs excluded from limit.

**Host Party Laws**

Social host law is not specifically limited to underage drinking parties

- Action by underage guest that triggers violation: Possession, consumption
- Property type(s) covered by liability law: Residence, outdoor, other
- Standard for hosts' knowledge or action regarding the party: Knowledge—host must have actual knowledge of the occurrence
- Exception(s): Family

**Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

### **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***

- Common carrier must verify age of recipient.

#### ***State Approval/Permit Requirements***

- Producer/shipper must obtain state permit.
- State must approve common carrier.

#### ***Reporting Requirements***

- Producer must record/report purchaser's name.

#### ***Shipping Label Statement Requirements***

- Contains alcohol
- Recipient must be 21

### **Keg Registration**

- Keg definition: At least 7.75 gallons
- Prohibited:
  - Possessing an unregistered, unlabeled keg—maximum fine/jail: \$500
  - Destroying the label on a keg—maximum fine/jail: \$1,000/6 months
- Purchaser information collected: Purchaser's name and address
- Warning information to purchaser: Passive—no purchaser action required
- Deposit 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: \$0.35 per gallon
- Ad valorem excise tax (on-premises sales): 7 percent

General sales tax rate of 5 percent does not apply to onsite sales. The onsite ad valorem retail tax is 7 percent. The “sales tax adjusted” onsite retail ad valorem rate is therefore 2 percent.

#### ***Wine (12 percent alcohol)***

- Control state

#### ***Spirits (40 percent alcohol)***

- Control state

### **Drink Specials**

- Free beverages: Prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Not prohibited
- Reduced price at specified day or time: Not prohibited
- Unlimited beverages: Prohibited
- Increased volume: Not prohibited

### **Wholesale Pricing**

Pricing restrictions exist.

#### ***Beer (5 percent alcohol)***

- Volume discounts: Banned
- Price posting requirements: Post and hold—1 month minimum
- Retailer credit: Not permitted

#### ***Wine (12 percent alcohol)***

- Control state

#### ***Spirits (40 percent alcohol)***

- Control state

## Maine State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Maine Department of Health and Human Services, Office of Substance Abuse	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> Three trainings were held across the state on Maine administrative liquor law. Twenty-one law enforcement agencies that were awarded money to increase their underage drinking enforcement efforts have continued their work across the state. These contracts ended 9/30/12 but will be renewed for another 2 years of funding with the same grantees (pending funding availability). There were 1,001 statewide compliance checks conducted with off-premise liquor licensees. Seventy-five of those failed, yielding a 92.5 percent compliance rate. Maine's Higher Education Alcohol Prevention Partnership (HEAPP) sustained its efforts to reduce underage and high-risk alcohol use by college students. Minigrants, training, technical assistance, and materials on underage drinking enforcement and prevention strategies were provided to law enforcement agencies and coalitions in college areas, as well as directly to Maine colleges and universities. Supported strategies include evidence-based enforcement tactics, environmental management efforts, and educational interventions for those who violate policies/laws or are at increased risk for engaging in underage drinking (i.e., first-year students, athletes, student groups). Some campuses provided brief interventions to alcohol law violators on campus as an effective sanction to reduce recidivism. A focus of the campus underage drinking prevention efforts is to reduce illegal alcohol availability to underage students through social sources by increasing awareness and enforcement of Maine's underage drinking laws, especially furnishing.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol–Related Fatality Investigations	No
<i>Local law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
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>	Unknown
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	No data
Such laws are also enforced by local law enforcement agencies	No data
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession <sup>1</sup> by state law enforcement agencies	288
Number pertains to the 12 months ending	06/30/2012
Data include arrests/citations issued by local law enforcement agencies	Yes
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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	1,001
Number of licensees that failed state compliance checks	75
Numbers pertain to the 12 months ending	06/30/2012

<i>Local agencies conduct underage compliance checks/decoy operations to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	Yes
Data are collected on these activities	Yes
Number of licensees checked for compliance by local agencies	343
Number of licensees that failed local compliance checks	42
Numbers pertain to the 12 months ending	06/30/2012
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	Unknown
Number of fines imposed by the state <sup>3</sup>	No data
Total amount in fines across all licensees	No data
Numbers pertain to the 12 months ending	No data
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	Unknown
Number of suspensions imposed by the state <sup>4</sup>	No data
Total days of suspensions across all licensees	No data
Numbers pertain to the 12 months ending	No data
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	Unknown
Number of license revocations imposed <sup>5</sup>	No data
Numbers pertain to the 12 months ending	No data
<b>Additional Clarification</b>	
None given	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

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

#### **Healthy Maine Partnership Coalitions**

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	Yes
Evaluation report is available	Yes
URL for evaluation report	<a href="http://www.maine.gov/dhhs/osa/prevention/community/spfsig/index.htm">http://www.maine.gov/dhhs/osa/prevention/community/spfsig/index.htm</a>
URL for more program information	<a href="http://www.healthymainepartnerships.org">http://www.healthymainepartnerships.org</a>

Program description: Healthy Maine Partnerships provide systemic and policy-focused substance abuse prevention with an emphasis on underage drinking, high-risk drinking among young adults, and prescription drug abuse in collaboration with the Maine Center for Disease Control and Maine Department of Education. Healthy Maine Partnership substance abuse prevention specialists work within the Healthy Maine Partnership Coalition structure to develop and improve alcohol policies that support a healthy and safe environment, and also to educate all community members on the risks of underage drinking, binge drinking in young adults, and misuse of prescription drugs. They work with police and sheriff departments to enhance enforcement of alcohol laws and strengthen community relationships.

<b>Student Intervention and Reintegration Program (SIRP)</b>	
Number of youth served	139
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report	Not applicable
URL for more program information	<a href="http://www.neias.org/sirp.html">http://www.neias.org/sirp.html</a>
<p>Program description: SIRP targets at-risk youth ages 15–18 (high school age). Youth are considered at risk if they are experimenting or otherwise using alcohol or drugs but do not qualify for treatment intervention. Young people are referred to SIRP by a parent, teacher, administrator, or probation officer. The aim of SIRP is to empower youth to make healthy decisions and reduce risk for problems. The program focuses on two measurable behavioral prevention goals: reduce risk of alcohol and drug problems throughout their lifetime and reduce high-risk choices. The intervention used by SIRP is the PRIME for Life Under 21 program provided by the Prevention Research Institute, Inc. (PRI); it is designed to influence behaviors using a research-based persuasion protocol. The PRI program is taught by trained and certified PRIME for Life Instructors.</p>	
<b>Parent Media Campaign—MaineParents.net</b>	
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	Yes
Evaluation report is available	Yes
URL for evaluation report	<a href="http://www.maineparents.net/Media/data_survey.htm">http://www.maineparents.net/Media/data_survey.htm</a>
URL for more program information	<a href="http://www.maineparents.net">http://www.maineparents.net</a>
<p>Program description: The first Parent Media Campaign goal in 2002 was to heighten the awareness of Maine parents that their teenagers are at risk for alcohol use. The campaign posed the question, “Your teen and alcohol: do you really know?” The goal of this campaign was to reduce/prevent teen alcohol use through effective parenting techniques. Objectives were to raise parental awareness of the magnitude of the problem and then localize concern to their own teens; improve behavioral monitoring; and integrate mass awareness with grassroots efforts to enhance distribution of the message. Materials were created to address parental modeling and help parents understand how their behavior influences their children. In 2006, the campaign continued with “Find Out More, Do More” to heighten parental awareness of Maine’s underage alcohol use. The campaign is intended to increase parental monitoring and modeling techniques. “Find Out More, Do More” centers on practical tips:</p> <ul style="list-style-type: none"> <li>• Limit Access</li> <li>• Network, Reinforce, &amp; Enforce</li> <li>• Check In</li> <li>• Be Up and Be Ready</li> </ul> <p>It provides a starting point for parental monitoring of teen behavior and alcohol use. For each tip, there are three levels of monitoring—good, better, and best. As parents learn and practice new skills, they step up their monitoring level. This campaign also incorporates modeling messages from the previous campaign: helping parents of children of all ages understand how their actions affect their children.</p>	

<b>Enforcing Underage Drinking Laws (EUDL) Block Grant</b>	
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	<a href="http://www.maine.gov/dhhs/osa/prevention/lawenforcement/EUDL%20Grantees%20Web/index.htm">http://www.maine.gov/dhhs/osa/prevention/lawenforcement/EUDL%20Grantees%20Web/index.htm</a>
<p>Program description: The EUDL Block Grant is administered by the Office of Substance Abuse (OSA) from the Office of Juvenile Justice and Delinquency Prevention (OJJDP). Each year, OJJDP awards OSA this grant and the funds are used for projects like:</p> <ul style="list-style-type: none"> <li>• Higher Education Alcohol Prevention Partnership (HEAPP).</li> <li>• Statewide compliance checks.</li> <li>• Minigrants for law enforcement agencies to increase enforcement of underage drinking laws.</li> </ul>	
<b>EUDL Assessment, Strategic Planning, and Implementation Initiative</b>	
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	<a href="http://www.maine.gov/dhhs/osa/prevention/lawenforcement/EUDL%20Grantees%20Web/ASPII%20Grant.htm">http://www.maine.gov/dhhs/osa/prevention/lawenforcement/EUDL%20Grantees%20Web/ASPII%20Grant.htm</a>
<p>Program description: The purpose of this project is to reduce underage drinking and alcohol-related unintentional injuries and car crashes in Maine among persons under 21 years old. The program aims to do this by:</p> <ul style="list-style-type: none"> <li>• Improving Maine's system for analyzing underage drinking data to guide strategic planning.</li> <li>• Strengthening a statewide Underage Drinking Enforcement Task Force.</li> <li>• Systematically increasing the effective and visible enforcement of underage drinking laws through enhanced research-based prevention and intervention programming.</li> </ul> <p>By implementing these efforts statewide and within Maine's eight public health districts, this project affects youth, adult, community, and public system knowledge, attitudes, behaviors, and perceptions around underage drinking and related laws. (Note: this is a 3-year grant starting 10/1/2010.)</p>	
<b>Table Talks—Parents Connecting for Alcohol-Free Youth</b>	
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	<a href="http://www.maine.gov/dhhs/osa/prevention/adult/tabletalks/index.htm">http://www.maine.gov/dhhs/osa/prevention/adult/tabletalks/index.htm</a>
<p>Program description: Table Talks are small-group discussions held in a parent's home or in another community meeting space. They provide a comfortable setting for parents to communicate openly with each other about underage drinking and how to prevent it. Each Table Talk is meant to be friendly and relaxed and is led by a trained facilitator.</p>	

<b>The Card ME Program</b>	
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 data
Evaluation report is available	Not applicable
URL for evaluation report	Not applicable
URL for more program information	No data
<p>Program description: The Card ME Program aims to reduce illegal and/or irresponsible alcohol sales and service by providing communities and liquor licensees with a model and resources to:</p> <ul style="list-style-type: none"> <li>• Make it more difficult for underage and visibly intoxicated persons to obtain alcohol from liquor licensees.</li> <li>• Increase a licensee’s capacity and motivation in improving their responsible retailing efforts.</li> <li>• Build stronger community norms around limiting alcohol availability to underage and visibly intoxicated persons.</li> </ul> <p>The Card ME Program is a voluntary responsible alcohol sales/service program that takes an innovative approach to reducing sales of alcohol to minors and visibly intoxicated persons. The program provides managers and owners with free tools to help set norms and expectations around selling/serving alcohol at their businesses.</p>	

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking</b>	
<b>Youth Substance Abuse Prevention Programs</b>	
URL for more program information	No data
<p>Program description: Youth-targeted, evidence-based substance abuse prevention programs have been implemented in several locations throughout the state. Currently funded projects include Project Success, Project Alert, LifeSkills Training, Lion’s Quest, and Coping and Support Training Community Action for a Safer Tomorrow (CAST).</p>	
<b>Maine Youth Action Network (MYAN)</b>	
URL for more program information	<a href="http://www.myan.org">http://www.myan.org</a>
<p>Program description: MYAN works to empower and prepare youth and adults to partner to create positive change on issues about which they feel passionate.</p>	
<b>Youth Empowerment and Policy Project</b>	
URL for more program information	<a href="http://www.neias.org/YEP">http://www.neias.org/YEP</a>
<p>Program description: No data</p>	
<b>Maine Alliance for the Prevention of Substance Abuse</b>	
URL for more program information	<a href="http://www.masap.org/site/mapsa.asp">http://www.masap.org/site/mapsa.asp</a>
<p>Program description: No data</p>	
<b>Building State Capacity Grant From the U.S. Department of Education (DOE)</b>	
URL for more program information	No data
<p>Program description: No data</p>	
<b>State Epidemiological Outcomes Workgroup</b>	
URL for more program information	<a href="http://www.maine.gov/dhhs/osa/data/cesn/index.htm">http://www.maine.gov/dhhs/osa/data/cesn/index.htm</a>
<p>Program description: No data</p>	

<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
State collaborates with federally recognized Tribal governments in the prevention of underage drinking	Yes
<p>Program description: OSA is building and strengthening relationships with Tribal communities in Maine. Altogether, there are five federally recognized Tribes in Maine: Penobscot, Passamaquoddy</p>	

<p>(Indian Township), Passamaquoddy (Pleasant Point), Maliseet, and Micmac. One OSA Prevention Specialist attends the Tribal Health Directors meeting that occurs every other month when invited. Strategic Prevention Framework State Incentive Grant (SPF SIG) funding was allocated toward the development and inclusion of substance abuse questions in the Tribal Health Needs Assessment last year. One OSA Prevention Specialist attends Project Linking Actions for Unmet Needs in Children’s Health (LAUNCH) meetings on a regular basis. Relevant information is shared with Tribal health directors and other members as identified (e.g., Prevention News listserv material; OSA resource materials and web links). OSA also participates in other meetings as identified and invited.</p>	
<p><i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i></p> <p style="text-align: right;">Yes</p> <p>Program description:</p> <p><i>A Guide to Replicating an Alcohol Retailer’s Marketing Code of Conduct in Your Local Community</i> (2007; <a href="http://www.neias.org/YEP/documents.html">http://www.neias.org/YEP/documents.html</a>) is intended to help local, state, and national groups replicate a code of conduct, which provides a set of guidelines to help retailers make concrete changes in their stores to reduce the impact of alcohol advertising on underage youth. The purpose of this guide is twofold: provide a history and tools for local Maine communities implementing the code, and provide guidelines to communities outside Maine on the replication of the code and explore how alcohol advertising promotes underage drinking in local markets.</p> <p>Alcohol Pricing and Promotion Guides: Low alcohol prices and special promotions meant to encourage product sales and brand loyalty can have the unintended consequence of promoting overservice and binge drinking. Low alcohol prices and promotions appeal mostly to younger drinkers—and individuals 18 to 25 years old make up the nation’s highest risk age group when it comes to binge and heavy drinking (2006 National Survey on Drug Use and Health: National Findings, SAMHSA Office of Applied Studies). See <a href="http://www.maine.gov/dhhs/osa/prevention/community/licensee/pricepromo.htm">http://www.maine.gov/dhhs/osa/prevention/community/licensee/pricepromo.htm</a>.</p> <ul style="list-style-type: none"> <li>• <i>Environmental Assessment: Pricing and Promotion</i> was developed to assess a community’s environment in regard to pricing and promotions of alcohol, which contribute to high-risk drinking.</li> <li>• <i>Alcohol Pricing and Promotions: Protect Your Business</i> was developed to help licensees understand the laws around pricing and promotion and why pricing and promotions can cause problems. It offers tips for protecting their businesses from the negative consequences of low pricing and promotions.</li> </ul>	
<p><i>State has adopted or developed best practice standards for underage drinking prevention programs</i></p> <p style="text-align: right;">Yes</p> <p>Best practice standards description: OSA SPF SIG Strategy approval process: SAMHSA developed a guidance document to help SPF SIG recipient states and communities identify and select evidence-based interventions through a common definition and process. The SPF SIG program specifically requires implementation of evidence-based interventions. Along with being evidence based, effective strategies should match the needs of the community, include multiple activities, and involve multiple people. To be able to implement strategies that fall outside of options 1 or 2 below, a process needed to be developed to operationalize option 3 below. The evidence-based strategy definitions are (1) included on federal lists or registries of evidence-based interventions; or (2) reported (with positive effects) in peer-reviewed journals; or (3) documented effectiveness based on the three new guidelines for evidence:</p> <ul style="list-style-type: none"> <li>• Guideline 1: The intervention is based on a solid theory or theoretical perspective that has been validated by research.</li> <li>• Guideline 2: The intervention is supported by a documented body of knowledge—a converging accumulation of empirical evidence of effectiveness—generated from similar or related interventions that indicate effectiveness.</li> <li>• Guideline 3: The intervention is judged by a consensus among informed experts to be effective based on a combination of theory, research, and practice experience. Informed experts may include key community prevention leaders, and elders or other respected leaders within indigenous cultures.</li> </ul>	

<p>OSA created two manuals to operationalize an approval process:</p> <ul style="list-style-type: none"> <li>• OSA SPF SIG Strategy Approval Guide For OSA SPF SIG grantees (<a href="http://www.maine.gov/dhhs/osa/prevention/community/spfsig/index.htm">http://www.maine.gov/dhhs/osa/prevention/community/spfsig/index.htm</a>)</li> <li>• Maine OSA SPF SIG Reviewers Manual, Evidence Based Approval Process Card ME (<a href="http://www.maine.gov/dhhs/osa/prevention/community/licensee/cardme/index.htm">http://www.maine.gov/dhhs/osa/prevention/community/licensee/cardme/index.htm</a>)</li> </ul>
<b>Additional Clarification</b>
None given

<b>State Interagency Collaboration</b>	
<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: Prevention Team Manager	
E-mail: <a href="mailto:osa.ircosa@maine.gov">osa.ircosa@maine.gov</a>	
Address: 41 Anthony Ave. #11, SHS, Augusta, ME 04333-0011	
Phone: 207-287-2595	
<i>Agencies/organizations represented on the committee:</i>	
Teen and Young Adult Health Program	
Maine Office of Substance Abuse	
Maine Community Health Promotion Program	
U.S. Department of Justice	
Maine Drug Enforcement Agency	
Higher Education Alcohol Prevention Partnership	
Maine Children’s Trust	
Maine Center for Disease Control & Prevention, Healthy Maine Partnership	
Maine Youth Suicide Prevention Program	
Maine Department of Health and Human Service, Mental Health	
Hornby Zeller Associates	
Maine Department of Education	
Maine Alliance for the Prevention of Substance Abuse	
Communities for Children and Youth	
Maine Coordinated School Health Program	
Maine Department of Corrections, Juvenile Justice	
Northern New England Poison Control	
<i>A website or other public source exists to describe committee activities</i>	No
<i>URL or other means of access</i>	Not applicable

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	Yes (Strategic Plan)
Prepared by	OSA Prevention Team
Plan can be accessed via	Not applicable
<i>State has prepared a report on preventing underage drinking in the last 3 years</i>	No
Prepared by	Not applicable
Report can be accessed via	Not applicable

**Additional Clarification**

In addition to the OSA Prevention advisory board, currently there are two other advisory/planning groups addressing prevention of underage drinking:

1. Underage Drinking Enforcement Task Force: The purpose of the Underage Drinking Enforcement Task Force is to ensure, via collaboration, that Maine's underage drinking enforcement efforts are coordinated amongst invested stakeholders. The task force was reconvened in August 2010.

([http://www.maine.gov/dhhs/osa/prevention/lawenforcement/EUDL\\_percent20Grantees\\_percent20Web/UADETF.htm](http://www.maine.gov/dhhs/osa/prevention/lawenforcement/EUDL_percent20Grantees_percent20Web/UADETF.htm))

2. Maine DOE, in partnership with OSA, was awarded a Building State Capacity Grant from the U.S. DOE. Continuing to help schools create safe, disciplined, and drug-free learning environments that promote academic achievement is a priority. The grant funds will be used to build and sustain capacity to prevent youth substance use and violence and support collaboration between state educational agencies (SEAs) and other state agencies that are involved in efforts to prevent these problems. This 1-year grant includes convening a workgroup of state-level stakeholders across all state agencies, referred to as the Substance Abuse and Violence Prevention in Schools Workgroup (SAVPS); conducting a needs assessment at the state level of all substance and violence prevention programming; and developing a strategic plan that will allow Maine to better coordinate the delivery of youth substance abuse and violence prevention programming.

Maine is currently enhancing our 2010 strategic plan for substance abuse prevention and is engaged in planning processes with the Underage Drinking Enforcement Task Force, the Office of Substance Abuse Advisory Board, and other key statewide stakeholders.

**State Expenditures for the Prevention of Underage Drinking***Compliance checks/decoy operations in retail outlets:*

Estimate of state funds expended	\$120,000
Estimate based on the 12 months ending	06/30/2012

*Checkpoints and saturation patrols:*

Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available

*Community-based programs to prevent underage drinking:*

Estimate of state funds expended	\$184,000
Estimate based on the 12 months ending	06/30/2011

*K–12 school-based programs to prevent underage drinking:*

Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2011

*Programs targeted to institutes of higher learning:*

Estimate of state funds expended	\$80,000
Estimate based on the 12 months ending	06/30/2011

*Programs that target youth in the juvenile justice system:*

Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2011

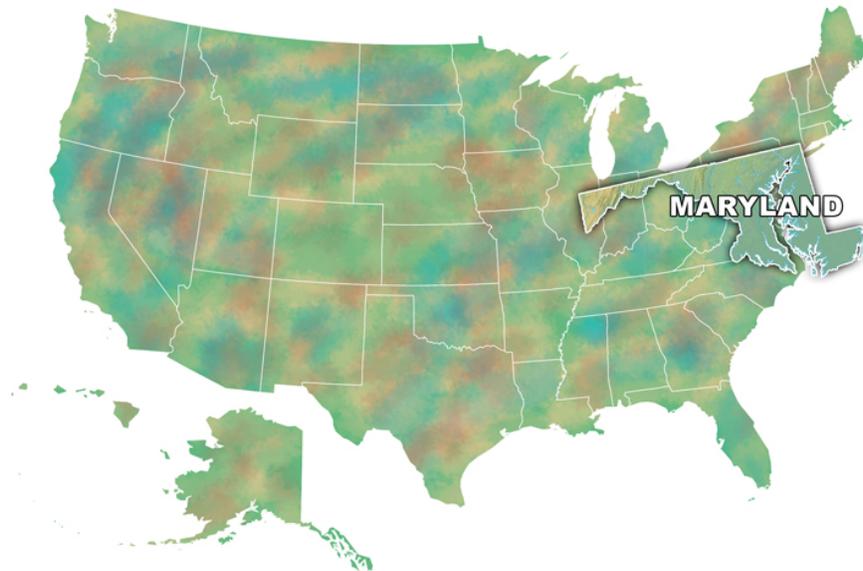
*Programs that target youth in the child welfare system:*

Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2011

*Other programs:*

Programs or strategies included:	No data
Estimate of state funds expended	Not applicable
Estimate based on the 12 months ending	Not applicable

<b>Funds Dedicated to Underage Drinking</b>	
<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>	
No data	
<b>Additional Clarification</b>	
None given	



# Maryland

## State Profile and Underage Drinking Facts\*

**State Population: 5,828,289**  
**Population Ages 12–20: 679,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	26.0	177,000
Past-Month Binge Alcohol Use	15.9	108,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	3.3	7,000
Past-Month Binge Alcohol Use	1.3	3,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	22.4	54,000
Past-Month Binge Alcohol Use	12.6	30,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	52.0	116,000
Past-Month Binge Alcohol Use	33.8	75,000
<b>Alcohol-Attributable Deaths (under 21)</b>		101
<b>Years of Potential Life Lost (under 21)</b>		5,994
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	25.0	15

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Private residence AND EITHER
- Parent/guardian OR
- Spouse

*Note:* Maryland’s exception includes members of an individual’s “immediate family” when the alcoholic beverage is furnished and possessed “in a private residence or within the curtilage of the residence.” This report interprets the phrase “immediate family” as including a spouse.

### Underage Consumption of Alcohol

Consumption is prohibited with the following exception(s):

- Private residence AND EITHER
- Parent/guardian OR
- Spouse

*Note:* Maryland’s exception includes members of an individual’s “immediate family” when the alcoholic beverage is furnished and consumed “in a private residence or within the curtilage of the residence.” This report interprets the phrase “immediate family” as including a spouse.

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

### 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.

#### *Provisions Targeting Retailers*

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## Laws Targeting Underage Drinking and Driving

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

- BAC limit: 0.00
- Any detectable alcohol in the blood 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 18.

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

- Underage possession
- Underage consumption

***Authority To Impose Driver’s License Sanction***

- discretionary

***Length of Suspension/Revocation***

- Minimum: 30 days
- Maximum: 90 days

**Graduated Driver’s License*****Learner Stage***

- Minimum entry age: 15 years, 9 months
- Minimum learner stage period: 9 months
- Minimum supervised driving requirement: 60 hours—10 of which must be at night

***Intermediate Stage***

- Minimum age: 16 years, 6 months
- Unsupervised night driving
  - Prohibited after: 12 a.m.
  - Primary enforcement of the night-driving rule
- Passenger restrictions exist: No unrelated passengers under 18
  - No primary enforcement of the passenger-restriction rule

***License Stage***

- Minimum age to lift restrictions: 18 years—passenger restrictions expire 151 days after issuance of intermediate license.

**Laws Targeting Alcohol Suppliers****Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s):

- Private residence AND EITHER
- Parent/guardian OR
- Spouse

*Note:* Maryland’s exception allows furnishing of alcohol to minors by members of their “immediate family” when the alcoholic beverage is furnished and consumed “in a private residence or within the curtilage of the residence.” This report interprets the phrase “immediate family” as including a spouse.

**Compliance Check Protocols**

No data

## **Penalty Guidelines for Sales to Minors**

No data

## **Responsible Beverage Service**

### ***Mandatory Beverage Service Training for Licensees, Managers***

- Applies to both on-sale and off-sale establishments
- Applies to both new and existing outlets

## **Minimum Ages for Off-Premises Sellers**

- Beer: 18
- Wine: 18
- Spirits: 21

*Note:* Maryland statutes allow for exceptions by specific localities within Maryland that may have more or less restrictive laws on the age to sell or serve alcoholic beverages. Such “local options” are not addressed by this report.

## **Minimum Ages for On-Premises Sellers**

- Beer: 18 for both servers and bartenders
- Wine: 18 for both servers and bartenders
- Spirits: 18 for both servers and bartenders

*Note:* Maryland statutes allow for exceptions by specific localities within Maryland that may have more or less restrictive laws on the age to sell or serve alcoholic beverages. Such “local options” are not addressed by this report.

## **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

### ***Colleges and Universities***

No distance limitation

### ***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: Yes—distance restrictions vary by county and municipality.
- On-premises outlets: Yes—distance restrictions vary by county and municipality.
- Alcohol products: Beer, wine, spirits—product restrictions vary by county and municipality.
- Exceptions: Exceptions vary by county and municipality.

## **Dram Shop Liability**

There is no statutory liability.

## **Social Host Liability Laws**

There is no statutory liability.

## **Host Party Laws**

Social host law is not specifically limited to underage drinking parties

- Action by underage guest that triggers violation: Possession, consumption

- Property type(s) covered by liability law: Residence, outdoor, other
- Standard for hosts' knowledge or action regarding the party: Knowledge—host must have actual knowledge of the occurrence
- Exception(s): Family

### **Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

### **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***

- Common carrier must verify age of recipient.

#### ***State Approval/Permit Requirements***

- Producer/shipper must obtain state permit.
- State must approve common carrier.

#### ***Reporting Requirements***

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

#### ***Shipping Label Statement Requirements***

- Contains alcohol
- Recipient must be 21

### **Keg Registration**

- Keg definition: At least 4 gallons
- Prohibited:
  - Possessing an unregistered, unlabeled keg—maximum fine/jail: \$500 (or \$1,000 if repeat violation)
  - Destroying the label on a keg—maximum fine/jail: \$500 (or \$1,000 if repeat violation)
- Purchaser information collected:
  - Purchaser's name and address
  - Verified by a government-issued ID
- Warning information to purchaser: Not required
- Deposit: Not required
- Provisions specifically address disposable kegs

## **Alcohol Pricing Policies**

### **Home Delivery**

- Beer: Permitted—written approval from the state and county or city is required.
- Wine: Permitted—written approval from the state and county or city is required.
- Spirits: Permitted—written approval from the state and county or city is required.

## **Alcohol Tax**

### ***Beer (5 percent alcohol)***

- Specific excise tax: \$0.09 per gallon
- Ad valorem excise tax (on-premises sales): 9 percent
- Ad valorem excise tax (off-premises sales): 9 percent

General sales tax rate of 6 percent does not apply to onsite or offsite sales. The onsite ad valorem retail tax is 9 percent. The “sales tax adjusted” onsite retail ad valorem rate is therefore 3 percent. The offsite ad valorem tax of 9 percent is applied at the retail level. The “sales tax adjusted” offsite retail ad valorem rate is therefore 3 percent.

### ***Wine (12 percent alcohol)***

- Specific excise tax: \$0.40 per gallon
- Ad valorem excise tax (on-premises sales): 9 percent
- Ad valorem excise tax (off-premises sales): 9 percent

General sales tax rate of 6 percent does not apply to onsite or offsite sales. The onsite ad valorem retail tax is 9 percent. The “sales tax adjusted” onsite retail ad valorem rate is therefore 3 percent. The offsite ad valorem tax of 9 percent is applied at the retail level. The “sales tax adjusted” offsite retail ad valorem rate is therefore 3 percent.

### ***Spirits (40 percent alcohol)***

- Specific excise tax: \$1.50 per gallon
- Ad valorem excise tax (on-premises sales): 9 percent
- Ad valorem excise tax (off-premises sales): 9 percent

General sales tax rate of 6 \*\*\*percent does not apply to onsite or offsite sales. The onsite ad valorem retail tax is 9 percent. The “sales tax adjusted” onsite retail ad valorem rate is therefore 3 percent. The offsite ad valorem tax of 9 percent is applied at the retail level. The “sales tax adjusted” offsite retail ad valorem rate is therefore 3 percent.

## **Drink Specials**

No law

## **Wholesale Pricing**

Pricing restrictions exist.

### ***Beer (5 percent alcohol)***

- Retailer credit: Not permitted—all counties require payment on delivery except Worcester County, where 10 days of credit may be extended.

### ***Wine (12 percent alcohol)***

- Volume discounts: Uncertain due to case law
- Price posting requirements: Uncertain due to case law
- Retailer credit: Unrestricted—Alcohol and Tobacco Tax (MATT) Regulatory Division posts a list of purchase periods and due dates that is accessible only to Maryland wholesalers and retail licensees.

***Spirits (40 percent alcohol)***

- Volume discounts: Uncertain due to case law
- Price posting requirements: Uncertain due to case law
- Retailer credit: Unrestricted—Alcohol and Tobacco Tax (MATT) Regulatory Division posts a list of purchase periods and due dates that is accessible only to Maryland wholesalers and retail licensees.

*Note:* Federal Court of Appeals (4th Circuit) held that Maryland’s wholesaler volume discounting and post-and-hold provisions, considered together, violate the Sherman Act’s ban on price fixing and are not protected by the 21st Amendment. The Court did not determine whether either of the provisions, if enacted separately, violated Federal law (TFWS, Inc. v. Franchot, 572 F.3d 186 (2009)).

## Maryland State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i>	
None	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i>	
<p>Maryland is a licensure state, except Montgomery County, which is a controlled jurisdiction. Licensure means that Maryland issues licenses with conditions to private sellers in order to more indirectly control the sale of alcohol. A controlled jurisdiction directly regulates alcohol sales by controlling retail and/or wholesale distribution. Each county and Baltimore City has within its Board of License Commissioners a Liquor Control Board. Each Liquor Control Board has personnel charged with insuring that state regulations are observed. Often, Liquor Control Board personnel work with local law enforcement to conduct various enforcement initiatives. Enforcement of laws prohibiting underage drinking is a part of their overall mission.</p>	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	Yes
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	Yes
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	
	Yes
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	Maryland Comptroller's Office ( <a href="http://compnet.comp.state.md.us/Field_Enforcement_Division">http://compnet.comp.state.md.us/Field_Enforcement_Division</a> )
Such laws are also enforced by local law enforcement agencies	Yes
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
	Yes
Number of minors found in possession <sup>1</sup> by state law enforcement agencies	1,303
Number pertains to the 12 months ending	12/31/2010
Data include arrests/citations issued by local law enforcement agencies	Yes
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	
	Yes
Data are collected on these activities	No
Number of licensees checked for compliance by state agencies	Data not collected
Number of licensees that failed state compliance checks	Data not collected
Numbers pertain to the 12 months ending	Data not collected
<i>Local agencies conduct underage compliance checks/decoy operations to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	
	Yes
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

<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	Yes
Number of fines imposed by the state <sup>3</sup>	No data
Total amount in fines across all licensees	No data
Numbers pertain to the 12 months ending	No data
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	Yes
Number of suspensions imposed by the state <sup>4</sup>	No data
Total days of suspensions across all licensees	No data
Numbers pertain to the 12 months ending	No data
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	Yes
Number of license revocations imposed <sup>5</sup>	No data
Numbers pertain to the 12 months ending	No data
<b>Additional Clarification</b>	
<p>Local law enforcement agencies work independently as well as in tandem with local liquor control boards to prevent underage drinking. Data are identified and collected at the local level based on local requirements/needs. While various state agencies (Maryland State Police-Central Records Division Uniform Crime Report, Maryland Department of Transportation, Office of the Attorney General, Comptroller's Office, etc.) collaborate on this issue and have specific mandates, there is no designated state agency responsible for identification and collection of the data requested in this survey. The Comptroller's Office is responsible for investigating issues relating to direct shipment of alcohol by licensed wholesalers and wineries. The Office of the Maryland Attorney General contributes to efforts to prevent underage access to and purchases of alcohol through civil consumer protection enforcement initiatives in Maryland and through multistate actions via the National Association of Attorneys General Youth Access to Alcohol Committee.</p>	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b><i>Maryland Alcohol and Drug Abuse Administration— Communities Mobilizing for Change on Alcohol (CMCA)</i></b>	
Number of youth served	3,876
Number of parents served	8,907
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://dhmh.maryland.gov/adaa">http://dhmh.maryland.gov/adaa</a>
<p>Program description: CMCA, an environmental approach to reducing underage drinking and access to alcohol by changing community policies and practices, is implemented in 10 jurisdictions in Maryland. County Prevention Coordinators serve as technical assistance experts to community, agency, school, law enforcement, citizens, and others seeking to make institutional and policy changes that limit youth access to alcohol to improve the health of the entire population in the designated community. Strategies include changing community norms, community mobilization, and law enforcement.</p>	

<b>Maryland Alcohol and Drug Abuse Administration—Maryland Strategic Prevention Framework (MSPF) Program</b>	
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:	<a href="http://dhmh.maryland.gov/">http://dhmh.maryland.gov/</a>
<p>Program description: The MSPF Program will implement evidence-based programs and strategies that assist in reducing misuse of alcohol by youth and young adults as measured by the following indicators:</p> <ol style="list-style-type: none"> <li>1. Reduced number of youth ages 12 to 20 reporting past-month alcohol use.</li> <li>2. Reduced number of young persons ages 18 to 25 reporting past-month binge drinking.</li> <li>3. Reduced number of alcohol-related crashes involving youth ages 16 to 25.</li> </ol> <p>Maryland's 24 jurisdictions will be required to implement the five-step Strategic Prevention Framework (SPF) process (assessment; capacity building; planning; implementation of evidence-based programs; evaluation of effectiveness). During FY2012, the jurisdictions are completing steps 1 to 3 of the process in preparation for implementing prevention strategies beginning in FY2013. Intensive training was provided throughout the year to approximately 500 local community coalition members to assist them in this initiative. Process evaluation activities began in FY2012, and evaluation results will be available beginning in FY2014.</p>	
<b>Maryland Alcohol and Drug Abuse Administration (ADAA)—College Prevention Initiative</b>	
Number of youth served	38,942
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://dhmh.maryland.gov/adaa">http://dhmh.maryland.gov/adaa</a>
<p>Program description: ADAA provides funding to four Maryland universities to develop and maintain programs/activities that prevent and reduce substance use and risk-taking behaviors associated with the use of alcohol, tobacco, and drugs. Alcohol, Tobacco, and Drug Prevention Centers have been established at Frostburg State University, Towson University, Bowie State University, and the University of Maryland Eastern Shore. The centers promote and assist in design and implementation of campus policies, evidence-based practices, and prevention/wellness education programs for their institutions. They also collaborate with agencies and organizations in communities surrounding the campuses. Center directors have working relationships with local health department prevention coordinators, local drug and alcohol councils, and other colleges/universities in the region.</p>	
<b>Maryland Office of the Attorney General—National Association of Attorneys General Youth Access to Alcohol Committee</b>	
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:	<a href="http://www.oag.state.md.us">http://www.oag.state.md.us</a>

Program description: The Maryland Attorney General’s Office is a leader in the National Association of Attorneys General Youth Access to Alcohol Committee, which, since 2005, has worked to reduce youth access to alcohol by using state consumer protection authority to investigate and curb unfair or deceptive marketing practices by alcohol manufacturers. Examples of efforts include calling for an increase in the alcohol advertising placement standard to reduce youth exposure to alcohol ads, initiatives to restrict youth access to flavored malt beverages (including by enforcing current state laws), and petitioning the U.S. Food and Drug Administration to identify that caffeinated alcohol beverages are “not generally recognized as safe” and therefore are adulterated and unlawful under federal food and drug laws.

**Governor’s Office of Crime Control and Prevention—Enforcing Underage Drinking Laws (EUDL) Initiative**

Number of youth served	77,048 (Note: 75,000 were youth involved with the annual Play-It-Safe Campaign)
Number of parents served	1,050
Number of caregivers served	2
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.goccp.maryland.gov">http://www.goccp.maryland.gov</a>

Program description: The EUDL Coordinator works with local coalitions, prevention coordinators, law enforcement, and schools to provide educational training, resources, and initiatives to combat problems with underage drinking locally and statewide. Activities include Communities Mobilizing for Change on Alcohol (CMCA), Techniques of Alcohol Management (TAM) training, Reducing the Availability of Alcohol to Minors (RAAM) training, compliance checks, and local campaigns to reduce youth substance abuse through marketing and extensive collaboration among Maryland’s youth-serving agencies.

**Maryland Motor Vehicle Administration—Maryland Driver Education & Rookie Driver Program**

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:	<a href="http://www.mva.maryland.gov/Driver-Safety/Young/safety.htm">http://www.mva.maryland.gov/Driver-Safety/Young/safety.htm</a>

Program description: These programs discuss, in part, the dangers of operating a vehicle while intoxicated and the penalties faced by minors who drive while influenced or impaired by drugs and/or alcohol.

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

**None**  
 URL for more program information: Not applicable

Program description: Not applicable

<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
State collaborates with federally recognized Tribal governments in the prevention of underage drinking Description of collaboration: Not applicable	No recognized Tribal governments
State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing Program description: Not applicable	No
State has adopted or developed best practice standards for underage drinking prevention programs Best practice standards description: Not applicable	No
<b>Additional Clarification</b>	
None given	

<b>State Interagency Collaboration</b>	
A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities	Yes
Committee contact information: Name: Laura Burns-Heffner, Interim Executive Director E-mail: lburns-heffner@dhhm.state.md.us Address: MD Alcohol and Drug Abuse Administration, 55 Wade Avenue, Catonsville, MD 21228 Phone: 410-402-8611	
Agencies/organizations represented on the committee: Maryland Department of Health and Mental Hygiene Maryland Department of Public Safety and Correctional Services Maryland Department of Juvenile Services Maryland Department of Human Resources Maryland Department of Budget and Management Maryland Department of Housing and Community Development Maryland Department of Transportation Maryland Department of Education Governor's Office for Children Governor's Office of Crime Control and Prevention Maryland Senate Maryland House of Delegates Circuit Court District Court Maryland Citizens Maryland Alcohol and Drug Abuse Administration Maryland Mental Hygiene Administration Maryland Division of Parole and Probation Maryland Addiction Directors Council	
A website or other public source exists to describe committee activities URL or other means of access: <a href="http://dhhm.maryland.gov/adaa">dhhm.maryland.gov/adaa</a>	Yes

<b>Underage Drinking Reports</b>	
State has prepared a plan for preventing underage drinking in the last 3 years Prepared by: Maryland Alcohol and Drug Abuse Administration Plan can be accessed via: MD Strategic Prevention Framework Plan <a href="http://dhhm.maryland.gov/adaa">http://dhhm.maryland.gov/adaa</a>	Yes
State has prepared a report on preventing underage drinking in the last 3 years Prepared by: Maryland Alcohol and Drug Abuse Administration, Maryland State Department of Education, Maryland Department of Transportation-State Highway Administration, and the Governor's Office for Children	Yes

Plan can be accessed via:

1. Maryland Epidemiological Profile: Consequences of Illicit Drug Use, Alcohol Use and Smoking, 2009; Maryland Compendium of Cross County Indicators on Underage Drinking, 2008  
<http://dhmh.maryland.gov/adaa>
2. MD Youth Risk Behavior Survey (YRBS)-2009 <http://www.marylandpublicschools.org/msde>
3. Task Force to Combat Driving Under the Influence of Drugs and Alcohol- 2009  
<http://www.sha.maryland.gov>
4. Maryland's Results for Child Well-Being-2008 <http://www.ocyf.state.md.us>

#### **Additional Clarification**

The Maryland State Drug and Alcohol Abuse Council (SDAAC) was initially established by executive order in 2008 and codified into law on October 1, 2010, as part of a comprehensive strategy to coordinate substance abuse prevention, intervention, and treatment services and to improve the criminal justice and correctional systems' links to these services. The Council is composed of key state cabinet department secretaries, judges, legislators, and citizens. A major responsibility of the Council is to prepare and annually update a 2-year strategic plan that identifies priorities for the delivery and funding of services to the State. Other responsibilities include:

- Identifying promising practices in substance abuse prevention, intervention and treatment.
- Conducting annual surveys of federal and state funds used in Maryland.
- Identifying emerging needs and potential funding sources.
- Disseminating information about funding opportunities to the local and state drug and alcohol abuse councils.

The MSPF Advisory Committee is one of five SDACC workgroups. The committee provides guidance on implementation of the SAMHSA Strategic Prevention Framework design in Maryland. ADAA administers SAMHSA-SPF funds. ADAA staff provide funding, technical assistance, and additional support for the State Epidemiological Outcomes Workgroup (SEOW) and the MSPF Advisory Committee.

#### **State Expenditures for the Prevention of Underage Drinking**

##### *Compliance checks/decoy operations in retail outlets:*

Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available

##### *Checkpoints and saturation patrols:*

Estimate of state funds expended	\$170,000
Estimate based on the 12 months ending	09/30/2011

##### *Community-based programs to prevent underage drinking:*

Estimate of state funds expended	\$131,243
Estimate based on the 12 months ending	06/30/2011

##### *K-12 school-based programs to prevent underage drinking:*

Estimate of state funds expended	\$18,210
Estimate based on the 12 months ending	06/30/2011

##### *Programs targeted to institutes of higher learning:*

Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data

##### *Programs that target youth in the juvenile justice system:*

Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data

##### *Programs that target youth in the child welfare system:*

Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data

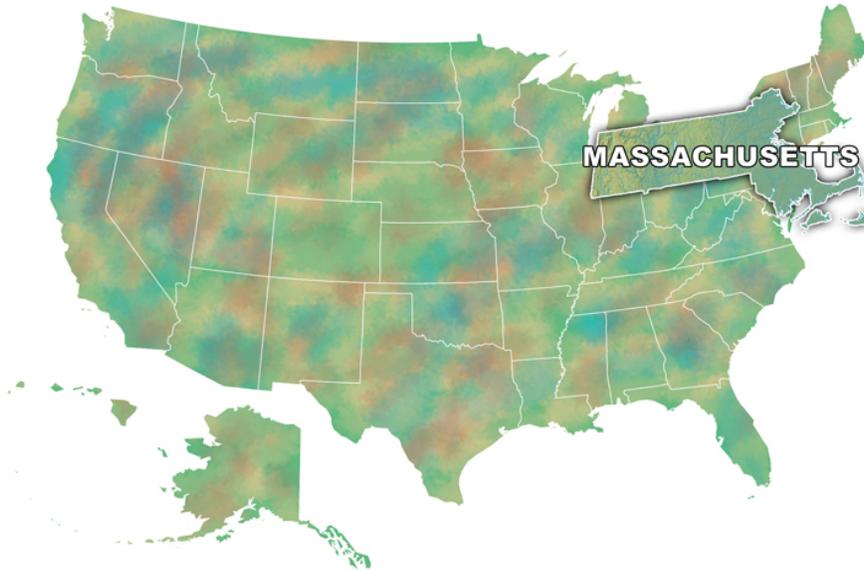
##### *Other programs:*

Programs or strategies included:

- Law Enforcement Overtime Personnel
- National Alcohol Enforcement Training Center (NAETC)

<ul style="list-style-type: none"> <li>• Officer Training Compliance Checks</li> <li>• Breathalyzer Equipment</li> <li>• Public Service Announcements (PSAs) Advertising and Media Campaigns</li> <li>• Training for Intervention Procedures (TIPS) Conference</li> </ul>	
Estimate of state funds expended	\$179,949
Estimate based on the 12 months ending	06/30/2011

<b>Funds Dedicated to Underage Drinking</b>	
<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>	
No data	
<b>Additional Clarification</b>	
<p>Initiatives to address underage drinking are usually coordinated at the local county and community levels with partnerships between local health departments, law enforcement, judiciary, county government, schools, and community-based organizations.</p>	



# Massachusetts

## State Profile and Underage Drinking Facts\*

State Population: 6,587,536  
 Population Ages 12–20: 774,000

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	32.0	247,000
Past-Month Binge Alcohol Use	20.8	161,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	5.5	14,000
Past-Month Binge Alcohol Use	1.9	5,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	27.4	67,000
Past-Month Binge Alcohol Use	17.6	43,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	60.0	167,000
Past-Month Binge Alcohol Use	40.6	113,000
<b>Alcohol-Attributable Deaths (under 21)</b>		57
<b>Years of Potential Life Lost (under 21)</b>		3,398
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	36.0	19

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Parent/guardian

### Underage Consumption of Alcohol

Consumption is not explicitly prohibited.

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

### 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.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## 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 possession

#### *Authority To Impose Driver's License Sanction*

- Mandatory

***Length of Suspension/Revocation***

- 90 days

***Provisions Applied to Underage Purchase Violations***

Use/lose penalties apply to minors under age 21

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

- Underage purchase

***Authority To Impose Driver’s License Sanction***

- Mandatory

***Length of Suspension/Revocation***

- 180 days

**Graduated Driver’s License**

***Learner Stage***

- Minimum entry age: 16
- Minimum learner stage period: 6 months
- Minimum supervised driving requirement: 40 hours—or 30 hours of supervised driving if applicant completes driver skills program

***Intermediate Stage***

- Minimum age: 16 years, 6 months
- Unsupervised night driving
  - Prohibited after: 12:30 a.m.
  - Primary enforcement of the night-driving rule: Exception: secondary enforcement between 12:30 and 1 a.m. and between 4 and 5 a.m.
- Passenger restrictions exist: No unrelated passengers under 18, unless supervised by licensed driver over 21
  - Primary enforcement of the passenger-restriction rule

***License Stage***

- Minimum age to lift restrictions: 18—passenger restrictions expire 6 months after issuance of intermediate license; unsupervised night-driving restrictions remain until full licensure is obtained.

**Laws Targeting Alcohol Suppliers**

**Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s): EITHER

- Parent/guardian OR
- Spouse

**Compliance Check Protocols**

***Age of Decoy***

- Minimum: Not specified
- Maximum: Not specified

***Appearance Requirements***

- Age-appropriate appearance

***ID Possession***

- Prohibited

***Verbal Exaggeration of Age***

- Prohibited

***Decoy Training***

- Recommended

**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: 18
- Wine: 18
- Spirits: 18

**Minimum Ages for On-Premises Sellers**

- Beer: 18 for both servers and bartenders
- Wine: 18 for both servers and bartenders
- Spirits: 18 for both servers and bartenders

**Distance Limitations for New Alcohol Outlets Near Universities and Schools**

***Colleges and Universities***

No distance limitation

***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 500 feet. Local government has authority to override state restrictions.
- On-premises outlets: Yes—within 500 feet. Local government has authority to override state restrictions.
- Alcohol products: Beer, wine, spirits
- Exceptions: (1) Premises of an innholder and parts of buildings located 10 or more floors above street level; (2) extension of licensed premises that do not exceed 50 feet

**Dram Shop Liability**

- There is no statutory liability.
- The courts recognize common law dram shop liability.

**Social Host Liability Laws**

- There is no statutory liability.
- The courts recognize common law social host liability.

**Host Party Laws**

Social host law is not specifically limited to underage drinking parties

- Action by underage guest that triggers violation: Possession
- Property type(s) covered by liability law: Residence, outdoor, other
- Standard for hosts' knowledge or action regarding the party: Knowledge—host must have actual knowledge of the occurrence.
- Exception(s): Family

**Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

**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***

- Common carrier must verify age of recipient.

***State Approval/Permit Requirements***

- Producer/shipper must obtain state permit.
- State must approve common carrier.

***Reporting Requirements***

- Producer must record/report purchaser's name.

***Shipping Label Statement Requirements***

- Contains alcohol
- Recipient must be 21

*Note:* Current law provides that a winery that produces 30,000 gallons of wine or more may obtain a direct shipment only if the winery has not contracted with or has not been represented by a Massachusetts wholesaler licensed for the preceding 6 months. There is no such requirement on wineries producing less than 30,000 gallons, which includes all wineries in Massachusetts. This provision was ruled unconstitutional in a federal district court on November 19, 2008, and upheld on appeal in the First Circuit U.S. Court of Appeals on January 14, 2010.

**Keg Registration**

- Keg definition: More than 2 gallons
- Purchaser information collected: Purchaser's name and address
- Warning information to purchaser: Active—purchaser action required (e.g., signature)
- Deposit required: \$5
- Provisions do not specifically address disposable kegs.

*Note:* The deposit provisions in Massachusetts require that a purchaser pay the following: (a) a container fee of not less than \$10 for each keg having a capacity of 6 or more gallons and of not

less than \$1 for each container having a capacity of less than 6 gallons; and (b) a registration fee of \$10 for each keg having a capacity of 6 or more gallons and of \$4 for each keg having a capacity of less than 6 gallons.

## Alcohol Pricing Policies

### Home Delivery

- Beer: Permitted—each vehicle used for transportation and delivery must be covered by a permit issued by the commission.
- Wine: Permitted—each vehicle used for transportation and delivery must be covered by a permit issued by the commission.
- Spirits: Permitted—each vehicle used for transportation and delivery must be covered by a permit issued by the commission.

### Alcohol Tax

- Beer (5 percent alcohol): Specific excise tax is \$0.11 per gallon.
- Wine (12 percent alcohol): Specific excise tax is \$0.55 per gallon.
- Spirits (40 percent alcohol): Specific excise tax is \$4.05 per gallon.

### Drink Specials

- Free beverages: Prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Not prohibited
- Reduced price at specified day or time: Prohibited
- Unlimited beverages: Prohibited
- Increased volume: Prohibited

### Wholesale Pricing

Pricing restrictions exist.

#### *Beer (5 percent alcohol)*

- Price posting requirements: Post and hold—1 month minimum
- Retailer credit: Restricted—60 days maximum

#### *Wine (12 percent alcohol)*

- Price posting requirements: Post and hold—1 month minimum
- Retailer credit: Restricted—60 days maximum

#### *Spirits (40 percent alcohol)*

- Price posting requirements: Post and hold—1 month minimum
- Retailer credit: Restricted—60 days maximum

## Massachusetts State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Massachusetts Alcoholic Beverages Control Commission (ABCC)	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> The ABCC Enforcement Division works in cooperation with local and state law enforcement agencies to obtain optimal enforcement coverage. Most often, these efforts are generated from requests for assistance from local police chiefs who have problematic licensees in their communities or local conflicts that are eliminated through ABCC cooperation. Furthermore, when a complaint is received at ABCC, investigators also reach out to police departments to conduct cooperative enforcement operations when feasible. In 2011 this cooperative enforcement was particularly successful in the cities of Lawrence and Springfield.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol-Related Fatality Investigations	Yes
<i>Local law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
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/shipments of alcohol to minors	Yes Massachusetts ABCC
BCSuch laws are also enforced by local law enforcement agencies	No
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession by state law enforcement agencies	Yes 374
Number pertains to the 12 months ending	12/31/2011
Data include arrests/citations issued by local law enforcement agencies	No
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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	1,975
Number of licensees that failed state compliance checks	135
Numbers pertain to the 12 months ending	12/31/2011
<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	Yes
Number of licensees checked for compliance by local agencies	91
Number of licensees that failed local compliance checks	15
Numbers pertain to the 12 months ending	12/31/2011
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	Yes No data
Total amount in fines across all licensees	\$100,000
Numbers pertain to the 12 months ending	12/31/2011

<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	Yes
Number of suspensions imposed by the state <sup>4</sup>	163
Total days of suspensions across all licensees	No data
Numbers pertain to the 12 months ending	12/31/2011
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	Yes
Number of license revocations imposed <sup>5</sup>	0
Numbers pertain to the 12 months ending	12/31/2011
<b>Additional Clarification</b>	
Reporting of municipal compliance check results varies from year to year. There is no statutory or regulatory requirement for reporting, so it often depends on the relationships developed among the agencies and if the office issuing grants funding makes it mandatory. For example, compared with the data reported in 2011, the following data were reported by municipalities to the ABCC in 2010: licensees checked, 1,378; licensees failed, 118.	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b><i>Bureau of Substance Abuse Services (BSAS), Underage Drinking Prevention Programs, and Regional Centers for Healthy Communities</i></b>	
Number of youth served	996,757
Number of parents served	730,617
Number of caregivers served	313,122
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
Program description:	
<ul style="list-style-type: none"> <li>• 31 underage drinking prevention programs in collaboration with 6 regional centers in communities across the Commonwealth</li> <li>• Coalition/community focused</li> <li>• Require city/town participation</li> <li>• Use the SAMHSA Strategic Prevention Framework (SPF)</li> <li>• Required to use evidence-based environmental strategies that relate directly to assessment-identified problems</li> </ul>	
<b><i>Town Meeting Initiative</i></b>	
Number of youth served	Not applicable
Number of parents served	Not applicable
Number of caregivers served	Not applicable
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Not applicable
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
There were no town hall meetings for underage drinking funded during this reporting period.	

<b><i>Berklee School of Music Demonstration Project</i></b>	
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	09/30/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:.	Not applicable
<p>Program description: The Berklee College of Music completed the final year of its 3-year College/ University Alcohol Education Demonstration Project. The social norming campaign highlighted positive statistics on alcohol use on campus, which were used in a poster project. The Substance Abuse Prevention (SAP) Team sponsored a songwriting competition with lyrics based on alcohol use/abuse and recovery. The SAP Team collaborated to host promotion of healthy lifestyle behaviors. The Team also began a Brief Alcohol Screening and Intervention for College Students (BASICS) program.</p>	
<b><i>District Attorneys Underage Drinking Prevention</i></b>	
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	09/30/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	Not applicable
<p>Program description: Office of Juvenile Justice and Delinquency Prevention (OJJDP) funding enabled five District Attorney’s Offices to convene underage drinking prevention conferences.</p>	
<b><i>Student Athlete Underage Drinking Prevention Conferences</i></b>	
Number of youth served	500
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report: Not applicable	Not applicable
URL for more program information: No data	Not applicable
<p>Program description: Funded by the National Highway Traffic Safety Administration (NHTSA), two conferences for student athletes were attended by 500 students.</p>	
<b><i>Dance Don’t Chance Contest</i></b>	
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	9/30/2011
Program has been evaluated	No data
Evaluation report is available	No data
URL for evaluation report: No data	Not applicable
URL for more program information:	<a href="http://www.youtube.com/promshorts">http://www.youtube.com/promshorts</a>
<p>Program description: Funded by NHTSA, this is a spring prom and graduation season safe-driving video contest in which teens write, produce, and submit a 60-second YouTube video on safe driving and avoiding underage drinking. The winning school is awarded a package of prizes for their prom donated by private sponsors.</p>	

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking</b>	
<b>Bureau of Substance Abuse Services (BSAS) Underage Drinking Prevention Public Information Initiative</b>	
URL for more program information: <a href="http://www.maclearinghouse.com">http://www.maclearinghouse.com</a>	
<p>Program description: The BSAS Underage Drinking Prevention Public Information Initiative offered evidence-based information to health professionals, parents and youth. The major approaches used were print media, newspapers, and ads on public transportation. Parent guides and youth brochures were also distributed through health, social services, and educational settings. Social marketing and health communication techniques were also used to reach health professionals to motivate them to offer effective primary prevention services to a variety of populations, including pregnant women. Radio advertisements and web-based information reinforced the power of parents in preventing underage alcohol use. Presentations were made at local and national conferences on the retailers' toolkit to prevent sales to underage youth.</p>	
<b>Picture Yourself Alcohol and Drug Free</b>	
URL for more program information: No data	
<p>Program description: The <i>Picture Yourself: Alcohol and Drug Free</i> initiative for alcohol and drug prevention pilot program targeted 7th and 8th graders. The campaign featured messages from middle school-aged youth for middle school-aged youth. It used an aspirational message to encourage students to live a life without alcohol and drugs, so that alcohol and other substances would not get in the way of their goals and interests. Posters and news articles (in the school newsletters and community) as well as school-based incentive items reinforced this message.</p>	
<b>MassSTART at Six Department of Youth Services sites</b>	
URL for more program information: No data	
<p>The Department of Youth Services currently operates the MassStart program in three of our five regions, with those regions hosting two sites each. The MassStart program is run out of the Springfield, Holyoke, Lawrence, Lowell, Dorchester, and Roxbury District Offices of the Department of Youth Services. Each site carries a caseload of 15 clients per worker. The MassStart model targets high-risk youth and their families and seeks to reduce their exposure to drugs/alcohol and criminal activity by delivering enhanced case management services.</p>	
<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i>	Yes
Description of collaboration: The Department of Public Health has continued to reach out to Native American key partners to try to provide appropriate services to Native Americans in Massachusetts.	
<i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i>	Yes
<p>Program Description:                      Community level: restrictions on advertising; counter alcohol advertising on billboards and public transportation.                      State level: counter alcohol advertising via radio and transit ads. The Massachusetts Bay Transit Authority, the state's largest transit authority, has agreed to suspend alcohol advertising at the beginning of the next fiscal year beginning on 7/1/2012.</p>	
<i>State has adopted or developed best practice standards for underage drinking prevention programs</i>	Yes
<p>Best practice standards description: Best practice standards description: The Bureau of Substance Abuse Services implements best practices through:</p> <ol style="list-style-type: none"> <li>1. A competitive request-for-response (RFR) process.</li> <li>2. Strategy meetings.</li> <li>3. Regular site visits.</li> </ol> <p>The RFR requires the selection of a evidence-based model. Regular meetings provide technical assistance to ensure implementation of the Strategic Prevention Framework (SPF) sustainability as</p>	

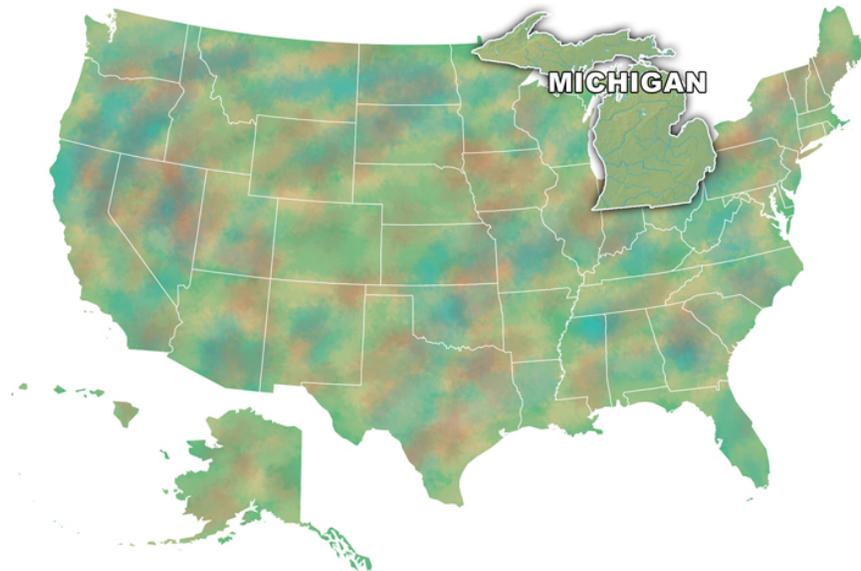
well as cultural competence. The community's logic model, action plan, accomplishments, and challenges are reviewed throughout the year.
<b>Additional Clarification</b>
None given

<b>State Interagency Collaboration</b>	
<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: William D. Luzier, Executive Director, Interagency Council on Substance Abuse & Prevention	
E-mail: <a href="mailto:william.luzier@state.ma.us">william.luzier@state.ma.us</a>	
Address: 250 Washington Street, Floor 3, Boston, MA 02108	
Phone: 617-624-5121	
<i>Agencies/organizations represented on the committee:</i>	
Lieutenant Governor, Chair	
Executive Office of Health and Human Services	
Executive Office of Public Safety	
Executive Office of Elder Affairs	
Executive Office of Veterans Affairs	
Department of Elementary and Secondary Education	
Department of Corrections	
Parole Board	
Department of Probation	
Department of Public Health	
Department of Youth Services	
Department of Mental Health	
Department of Developmental Services	
Massachusetts Rehabilitation Commission	
Department of Transitional Assistance	
Department of Children and Families	
Department of Health Care Finance and Policy	
Department of the Deaf and Hard of Hearing	
Department of Early Education and Care	
Bureau of Substance Abuse Services	
MassHealth (Medicaid)	
Superior Court	
District Court	
Juvenile Court	
Governor's Office	
Senate	
House	
Private citizen recovering from substance abuse problems	
<i>A website or other public source exists to describe committee activities</i>	Yes
URL or other means of access:	
<a href="http://www.mass.gov/governor/administration/ltgov/lgcommittee/subabuseprevent">http://www.mass.gov/governor/administration/ltgov/lgcommittee/subabuseprevent</a>	

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	Yes
Prepared by: Interagency Council on Substance Abuse and Prevention	
Plan can be accessed via: <a href="http://www.mass.gov/governor/docs/icsap-strategic-plan-update-july-2010.pdf">http://www.mass.gov/governor/docs/icsap-strategic-plan-update-july-2010.pdf</a>	
<i>State has prepared a report on preventing underage drinking in the last 3 years</i>	Yes
Prepared by: Department of Elementary & Secondary Education and Department of Public Health	
Plan can be accessed via: <a href="http://www.doe.mass.edu/cnp/hprograms/yrbs">http://www.doe.mass.edu/cnp/hprograms/yrbs</a>	
<b>Additional Clarification</b>	
None given	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	\$21,000
Estimate based on the 12 months ending	12/31/2011
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	\$100,000
Estimate based on the 12 months ending	12/31/2011
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Other programs:</i>	
Programs or strategies included: No data	
Estimate of state funds expended	Not applicable
Estimate based on the 12 months ending	Not applicable

<b>Funds Dedicated to Underage Drinking</b>	
<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>	
No data	
<b>Additional Clarification</b>	
All of the programs that target underage drinking prevention are funded either through the Prevention portion of the SAMHSA Block Grant or through specific federal grant funding.	



# Michigan

## State Profile and Underage Drinking Facts\*

**State Population: 9,876,187**

**Population Ages 12–20: 1,293,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	25.9	335,000
Past-Month Binge Alcohol Use	17.2	223,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	5.2	20,000
Past-Month Binge Alcohol Use	2.1	8,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	20.9	91,000
Past-Month Binge Alcohol Use	0.0	000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	48.2	223,000
Past-Month Binge Alcohol Use	33.7	156,000
<b>Alcohol-Attributable Deaths (under 21)</b>		146
<b>Years of Potential Life Lost (under 21)</b>		8,810
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	12.0	20

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### **Underage Possession of Alcohol**

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

### **Underage Consumption of Alcohol**

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

### **Internal Possession by Minors**

Internal possession is prohibited—no explicit exceptions noted in the law.

### **Underage Purchase of Alcohol**

Purchase is prohibited, but youth may 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.

#### *Provisions Targeting Retailers*

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## Laws Targeting Underage Drinking and Driving

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

- BAC limit: 0.00
- Any detectable alcohol in the blood 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”)**

- No use/lose law

### **Graduated Driver’s License**

#### *Learner Stage*

- Minimum entry age: 14 years, 9 months
- Minimum learner stage period: 6 months
- Minimum supervised driving requirement: 50 hours, 10 of which must be at night

#### *Intermediate Stage*

- Minimum age: 16
- Unsupervised night driving

- Prohibited after: 10 p.m.
- Primary enforcement of the night-driving rule
- Passenger restrictions exist: No more than one passenger under 21
  - Primary enforcement of the passenger-restriction rule

***License Stage***

- Minimum age to lift restrictions: 17

**Laws Targeting Alcohol Suppliers****Furnishing Alcohol to Minors**

- Furnishing is prohibited—no explicit exceptions noted in the law.
- There is an affirmative defense if the minor is not charged.

**Compliance Check Protocols**

No data

**Penalty Guidelines for Sales to Minors**

No data

**Responsible Beverage Service****Mandatory Provisions*****Mandatory Beverage Service Training for Managers, Servers***

- Applies only to on-sale establishments
- Applies only to new outlets

**Voluntary Provisions*****Voluntary Beverage Service Training***

- Applies only to on-sale establishments
- Applies only to existing outlets

***Incentives for Training***

- Defense in dram shop liability lawsuits
- Discounts in dram shop liability insurance

**Minimum Ages for Off-Premises Sellers**

- Beer: 18
- Wine: 18
- Spirits: 18

**Minimum Ages for On-Premises Sellers**

- Beer: 18 for both servers and bartenders
- Wine: 18 for both servers and bartenders
- Spirits: 18 for both servers and bartenders

## **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

### ***Colleges and Universities***

No distance limitation

### ***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 500 feet for spirits. Local government has authority to override state restrictions.
- On-premises outlets: Yes—within 500 feet. Local government has authority to override state restrictions.
- Alcohol products: Beer, wine, spirits

## **Dram Shop Liability**

Statutory liability exists.

*Note:* Michigan law includes a responsible beverage service defense.

## **Social Host Liability Laws**

- There is no statutory liability.
- The courts recognize common law social host liability.

## **Host Party Laws**

Social host law is specifically limited to underage drinking parties

- Action by underage guest that triggers violation: Possession, consumption
- Property type(s) covered by liability law: Residence, outdoor, other
- Standard for hosts' knowledge or action regarding the party: Knowledge—host must have actual knowledge of the occurrence.
- Preventive action by the host negates the violation.
- Exception(s): Family, resident

*Note:* Michigan's social host statute does not apply if all individuals attending the social gathering are members of the same household or immediate family, or if a minor's use, consumption, or possession of an alcoholic beverage is for religious purposes. The "preventive action" provision in Michigan allows the prosecution to establish guilt by proving that the host failed to take preventive action.

## **Retailer Interstate Shipments of Alcohol**

Prohibition against retailer interstate shipments:

- Beer: Permitted
- Wine: Permitted
- Spirits: Prohibited

*Note:* The beer or wine must be delivered by the retailer's employee and not by an agent or by a third-party delivery service. A retailer that holds a specially designated merchant license or an out-of-state retailer that holds its state's substantial equivalent license may utilize a third party that provides delivery service to municipalities in this state that are surrounded by water and inaccessible by motor vehicle.

## **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***

- Producer must verify age of purchaser.
- Common carrier must verify age of recipient.

### ***State Approval/Permit Requirements***

- Producer/shipper must obtain state permit.

### ***Reporting Requirements***

- Producer must record/report purchaser's name.

### ***Shipping Label Statement Requirements***

- Contains alcohol
- Recipient must be 21

## **Keg Registration**

- Keg definition: 5 gallons or more
- Prohibited: Destroying the label on a keg—maximum fine/jail: \$500/93 days
- Purchaser information collected:
  - Purchaser's name and address
  - Verified by a government-issued ID
- Warning information to purchaser: Active—purchaser action required (e.g., signature)
- Deposit required: \$30
- Provisions do not specifically address disposable kegs.

## **Alcohol Pricing Policies**

### **Home Delivery**

- Beer: Permitted
- Wine: Permitted
- Spirits: Prohibited

### **Alcohol Tax**

- Beer (5 percent alcohol): Specific excise tax is \$0.20 per gallon.
- Wine (12 percent alcohol): Specific excise tax is \$0.51 per gallon.
- Spirits (40 percent alcohol): Control state

### **Drink Specials**

- Free beverages: Prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Prohibited
- Reduced price at specified day or time: Not prohibited
- Unlimited beverages: Prohibited
- Increased volume: Not prohibited

## **Wholesale Pricing**

Pricing restrictions exist.

### ***Beer (5 percent alcohol)***

- Volume discounts: Banned
- Price posting requirements: Post and hold—180-day minimum. Prices may be decreased during the 180-day period to meet a competing wholesaler's price. The price reduction must not exceed the competition's price and must continue for the balance of the 180 days filed by the competition.
- Retailer credit: Restricted—30 days maximum for on-sale retailers. No credit extended to off-sale retailers.

### ***Wine (12 percent alcohol)***

- Volume discounts: Banned
- Price posting requirements: Post and hold—3-month minimum. By written order the commission may approve a price change for a period of no fewer than 14 days.
- Retailer credit: Restricted—30 days for on-sale retailers. No credit extended to off-sale retailers.

### ***Spirits (40 percent alcohol)***

- Control state

## Michigan State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Michigan Liquor Control Commission (MLCC)	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> MLCC periodically works with local, county, and state police on enforcement assignments. MLCC also conducts training for police on liquor laws on an ongoing basis. Police are encouraged to apprise MLCC of results of their own enforcement activities so that MLCC can make that part of each licensee's operating history on the database.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	Yes
<i>Local law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	No
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	Yes
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	MLCC
Such laws are also enforced by local law enforcement agencies	Unknown
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession 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 operations<sup>2</sup> 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	2,558
Number of licensees that failed state compliance checks	356
Numbers pertain to the 12 months ending	12/31/2011
<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	Yes
Number of licensees checked for compliance by local agencies	No data
Number of licensees that failed local compliance checks	577
Numbers pertain to the 12 months ending	12/31/2011
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	775
Total amount in fines across all licensees	\$482,795
Numbers pertain to the 12 months ending	12/31/2011
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	75
Total days of suspensions across all licensees	44
Numbers pertain to the 12 months ending	12/31/2011

State collects data on license revocations imposed on retail establishments specifically for furnishing minors	Yes
Number of license revocations imposed <sup>5</sup>	1
Numbers pertain to the 12 months ending	12/31/2011

**Additional Clarification**

One total revocation was issued; however, there were an additional 124 “Revoked/Terminated unless Transferred” imposed during the time period ending 12/31/2011. The MLCC investigates and enforces on direct ship laws, but does not complete full field investigations.

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

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

<b>Michigan Coalition to Reduce Underage Drinking (MCRUD)</b>	
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:	Not applicable

Program description: MCRUD provides training, technical assistance, and networking opportunities for local volunteer and professional groups that are working to address specific issues related to reducing underage drinking at the local level. MCRUD also provides small grants (up to \$1,500) for volunteer grassroots groups on the same topics. Constituents include other statewide organizations (e.g., Mothers Against Drunk Driving), local professional prevention agencies, local public health departments, hospital staff, local teen centers, and volunteer groups (e.g., high school leadership groups, parent groups, and community coalitions).

<b>Office of Juvenile Justice and Delinquency Prevention (OJJDP) Enforcing Underage Drinking Laws (EUDL) Program</b>	
Number of youth served	100
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	09/30/11
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for report: <a href="http://www.michigan.gov/documents/msp/2005_EUDL_Evaluation_197592_7.pdf">http://www.michigan.gov/documents/msp/2005_EUDL_Evaluation_197592_7.pdf</a>	
URL for more program information:	Not applicable

Program description: Michigan’s EUDL program seeks to reduce the availability of alcohol to minors by enforcing underage drinking laws. Law enforcement agencies across Michigan are actively patrolling for underage drinking parties as well as conducting retail compliance checks with liquor licensees.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking</b>	
<b>Sub-State Regional Coordinating Agencies</b>	
URL for more program information: <a href="http://www.michigan.gov/mdch-bsaas">http://www.michigan.gov/mdch-bsaas</a>	
Program description: No data	
<b>Prevention Network</b>	
URL for more program information: <a href="http://www.preventionnetwork.org">http://www.preventionnetwork.org</a>	
Program description: No data	
<b>Parenting Awareness Michigan (PAM)</b>	
URL for more program information: <a href="http://www.preventionnetwork.org/pam">http://www.preventionnetwork.org/pam</a>	
Program description: No data	
<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i>	Yes
Program description: Collaboration with both the Grand Traverse Band of Ottawa and Chippewa Indians and the Little Traverse Bay Band of Odawa Indians occurs through offering technical assistance as appropriate or requested. Both Tribes have member representation with the State Epidemiology Outcomes Workgroup (SEOW). In addition, there is partnership with the Michigan Inter-Tribal Council.	
<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>	Yes
<p>Best practice standards description: Michigan's EUDL grantees use the controlled dispersal method when processing underage drinkers. Controlled dispersal is a systematic operational plan using the concepts of zero tolerance and education to safely and efficiently close underage drinking parties. A successful controlled dispersal results in effective zero-tolerance enforcement by placing appropriate charges against violators. It also minimizes the potential for disaster by ensuring that the party attendees are provided safe rides home. Proper implementation of the controlled dispersal plan benefits communities and youth by reducing the negative consequences associated with underage drinking.</p> <p>The Michigan Department of Community Health (MDCH)/Bureau of Substance Abuse and Addiction Services (BSAAS) has also adopted overarching principles of effective prevention based on the Surgeon General's Call to Action to Prevent and Reduce Underage Drinking (2007). Specific guidelines for safe prom/graduation initiatives have also been adopted. In addition, MDCH/BSAAS requires that at least 90 percent of prevention programming within a coordinating agency region is evidence based.</p>	
<b>Additional Clarification</b>	
None given	

<b>State Interagency Collaboration</b>	
<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: Mike Tobias E-mail: mike@preventionnetwork.org Address: PO Box 4458, East Lansing, MI 48826-4458 Phone: 517-393-6890	
<i>Agencies/organizations represented on the committee:</i> Barry County Community Mental Health Bay County Sacred Heart Cass Alcohol Safety Solutions Cristo Rey Community Center Courageous Persuaders Ingham Substance Abuse Prevention Coalition Little Traverse Bay Band of Odawa Indians Marquette County Health Department/Coalition Michigan Council on Alcohol Problems Michigan Liquor Control Commission Oakland County Health Division Ottawa County Health Department Van Buren Substance Abuse Task Force Washtenaw County Partnership/Clean Teens	
<i>A website or other public source exists to describe committee activities</i> URL or other means of access: <a href="http://www.mcrud.org">http://www.mcrud.org</a>	Yes

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	Yes
Prepared by: MDCH/BSAAS Plan can be accessed via: <a href="http://www.michigan.gov/mdch-bsaas">http://www.michigan.gov/mdch-bsaas</a>	
<i>State has prepared a report on preventing underage drinking in the last 3 years</i>	Yes
Prepared by: SPF SIG Childhood and Underage Drinking (CUAD) Workgroup Plan can be accessed via: <a href="http://www.michigan.gov/documents/mdch/Blueprint%20for%20Michigan%20336742%207.pdf">http://www.michigan.gov/documents/mdch/Blueprint for Michigan 336742 7.pdf</a>	
<b>Additional Clarification</b>	
None given	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	\$120,643
Estimate based on the 12 months ending	12/31/2011
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$200,000
Estimate based on the 12 months ending	09/30/2011
<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$40,000
Estimate based on the 12 months ending	09/30/2011
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available

<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available

<i>Other programs:</i>	
Programs or strategies included: Non-SAPT funds to Coordinating Agencies from the state general fund	
Estimate of state funds expended	\$165,209
Estimate based on the 12 months ending	09/30/2011

**Funds Dedicated to Underage Drinking**

*State derives funds dedicated to underage drinking from the following revenue streams:*

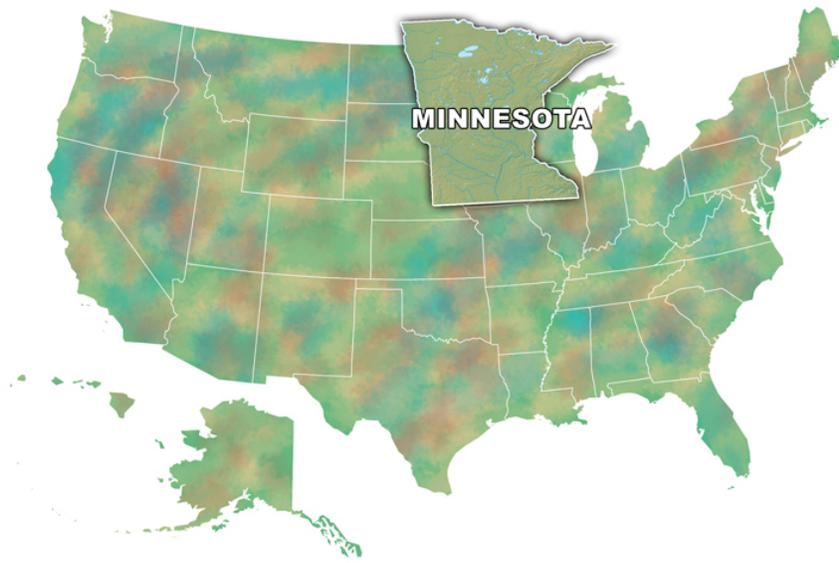
Taxes	Yes
Fines	Yes
Fees	Yes
Other	No data

*Description of funding streams and how they are used:*

Taxes on alcohol; fines for violations; license and renewal fees. These sources are used to fund controlled buy operations through the Michigan Liquor Control Commission.

**Additional Clarification**

None given



# Minnesota

## State Profile and Underage Drinking Facts\*

**State Population: 5,344,861**  
**Population Ages 12–20: 641,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	25.6	164,000
Past-Month Binge Alcohol Use	17.9	115,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	4.2	8,000
Past-Month Binge Alcohol Use	1.2	2,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	20.6	45,000
Past-Month Binge Alcohol Use	12.2	27,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	49.9	111,000
Past-Month Binge Alcohol Use	38.7	86,000
<b>Alcohol-Attributable Deaths (under 21)</b>		63
<b>Years of Potential Life Lost (under 21)</b>		3,793
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	18.0	13

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Parent/guardian’s home

### Underage Consumption of Alcohol

Consumption is prohibited with the following exception(s):

- Parent/guardian’s home AND
- Parent/guardian

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

*Note:* Although Minnesota does not prohibit Internal Possession, it has a statutory provision that makes it unlawful “[f]or any person under the age of 21 years to consume any alcoholic beverages” and further defines “consume” to “ [include] the ingestion of an alcoholic beverage and the physical condition of having ingested an alcoholic beverage” (Minn. Stat. § 340A.503). Laws that prohibit minors from having alcohol in their bodies, but which 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.

#### *Provisions Targeting Retailers*

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Retailers are permitted to seize apparently false IDs
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## Laws Targeting Underage Drinking and Driving

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

- BAC limit: 0.00
- Any detectable alcohol in the blood 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”)**

No use/lose law

## **Graduated Driver’s License**

### ***Learner Stage***

- Minimum entry age: 15
- Minimum learner stage period: 6 months
- Minimum supervised driving requirement: 30 hours—10 of which must be at night

### ***Intermediate Stage***

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 12 a.m.
  - Primary enforcement of the night-driving rule
- Passenger restrictions exist: For first 6 months, no more than one unrelated passenger under 20. For second 6 months, no more than three unrelated passengers under 20.
  - Primary enforcement of the passenger-restriction rule

### ***License Stage***

- Minimum age to lift restrictions: 17—passenger restrictions expire 12 months after obtaining intermediate license; unsupervised night-driving restrictions expire 6 months after issuance of intermediate license.

## **Laws Targeting Alcohol Suppliers**

### **Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s):

- Parent/guardian’s home AND
- Parent/guardian

### **Compliance Check Protocols**

No data

### **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: 18
- Wine: 18
- Spirits: 18

### **Minimum Ages for On-Premises Sellers**

- Beer: 18 for both servers and bartenders
- Wine: 18 for both servers and bartenders
- Spirits: 18 for both servers and bartenders

*Note:* Minors who have reached age 16 may be employed to provide waiter or waitress service in rooms or areas where the presence of 4 percent alcohol by volume (ABV) “malt liquor” is incidental to food service or preparation. Minnesota defines “4 percent malt liquor” as any beer, ale, or other malt beverage containing not more than 4 percent alcohol by volume.

### **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

#### *Colleges and Universities*

No distance limitation

#### *Primary and Secondary Schools*

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 1,500 feet, if not within a city
- On-premises outlets: Yes—within 1,500 feet, if not within a city
- Alcohol products: Beer, wine, spirits—excludes beverages with 3.2 percent of alcohol by weight or less

### **Dram Shop Liability**

Statutory liability exists.

*Note:* Minn. Stat. § 340A.801(6) states that nothing in Chapter 340A, Minnesota’s alcohol beverage control law, “precludes common law tort claims against any person 21 years old or older who knowingly provides or furnishes alcoholic beverages to a person under the age of 21 years.” The age limitation applied to the furnisher and the “knowingly” evidentiary requirement result in a “no” coding for dram shop common law liability.

### **Social Host Liability Laws**

Statutory liability exists subject to the following conditions:

- Limitations on who may be sued: Social host must be 21 years of age or older.
- Limitations on elements/standards of proof: Knowingly or recklessly furnishing alcohol to a minor or permitting consumption by a minor.

*Note:* Minn. Stat. § 340A.801(6) states that nothing in Chapter 340A, Minnesota’s alcohol beverage control law, “precludes common law tort claims against any person 21 years old or older who knowingly provides or furnishes alcoholic beverages to a person under the age of 21 years.” The age limitation applied to the furnisher and the “knowingly” evidentiary requirement result in a “no” coding for social host common law liability.

### **Host Party Laws**

No state-imposed liability for hosting underage drinking parties

### **Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

### **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:** None

**Reporting Requirements:** None

#### **Shipping Label Statement Requirements**

- Contains alcohol
- Recipient must be 21

### **Keg Registration**

- Keg definition: Not less than 7 gallons
- Prohibited: Destroying the label on a keg—maximum fine/jail: \$1,000/90 days
- Purchaser information collected: Verified by a government-issued ID
- Warning information to purchaser: Passive—no purchaser action required
- Deposit: Not required
- Provisions do not specifically address disposable kegs.

## **Alcohol Pricing Policies**

### **Home Delivery**

- Beer: Permitted
- Wine: Permitted
- Spirits: Permitted

### **Alcohol Tax**

#### **Beer (5 percent alcohol)**

- Specific excise tax: \$0.15 per gallon
- Ad valorem excise tax (on-premises sales): 2.5 percent
- Ad valorem excise tax (off-premises sales): 2.5 percent

\$0.08 per gallon for beverages containing an alcohol content of 4 percent or less. With respect to malt liquor containing 4 percent alcohol or less, the 2.5 percent retail tax is applied only when sold at an on-sale or off-sale municipal liquor store or other establishment licensed to sell any type of intoxicating liquor.

#### **Wine (12 percent alcohol)**

- Specific excise tax: \$0.30 per gallon
- Ad valorem excise tax (on-premises sales): 2.5 percent
- Ad valorem excise tax (off-premises sales): 2.5 percent
- Ad valorem tax applied at retail level

***Spirits (40 percent alcohol)***

- Specific excise tax: \$5.03 per gallon
- Ad valorem excise tax (on-premises sales): 2.50 percent
- Ad valorem excise tax (off-premises sales): 2.50 percent
- Ad valorem tax applied at retail level.

**Drink Specials**

- Free beverages: Prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Not prohibited
- Reduced price at specified day or time: Not prohibited
- Unlimited beverages: Not prohibited
- Increased volume: Not prohibited

**Wholesale Pricing**

Pricing restrictions exist.

***Beer (5 percent alcohol)***

- Retailer credit: Not permitted

***Wine (12 percent alcohol)***

- Volume discounts: Restricted—a variable volume price may not be for a quantity of more than 25 cases.
- Retailer credit: Restricted—30 days maximum.

***Spirits (40 percent alcohol)***

- Volume discounts: Restricted—A variable volume price may not be for a quantity of more than 25 cases.
- Retailer credit: Restricted—30 days maximum.

## Minnesota State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Minnesota Department of Public Safety	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> Minnesota state patrol and Bureau of Criminal Apprehension (BCA) collaborate with local agencies on an as-needed basis. Primarily, this will occur to investigate underage drinking–related fatalities and other serious cases.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol–Related Fatality Investigations	No
<i>Local law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	Yes
Underage Alcohol–Related Fatality Investigations	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	Unknown
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	No data
Such laws are also enforced by local law enforcement agencies	Unknown
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession <sup>1</sup> 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 operations<sup>2</sup> 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 state agencies	Data not collected
Number of licensees that failed state compliance checks	Data not collected
Numbers pertain to the 12 months ending	Data not collected
<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	Yes
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
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	Data not collected
Total amount in fines across all licensees	Data not collected
Numbers pertain to the 12 months ending	Data not collected
Number of suspensions imposed by the state <sup>4</sup>	Unknown
Total days of suspensions across all licensees	No data
Numbers pertain to the 12 months ending	No data

<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	Unknown
Number of license revocations imposed <sup>5</sup>	No data
Numbers pertain to the 12 months ending	No data

**Additional Clarification**

While many local law enforcement agencies may conduct alcohol compliance checks, only data on those conducted by law enforcement agencies with Enforcing Underage Drinking Laws (EUDL) funding for this activity are available. Data available for EUDL-funded local alcohol compliance checks with 47 local law enforcement agencies show a 92.9 percent compliance rate. These data present a partial picture of the statewide compliance rate, of which data are not collected. Roadway checkpoints to detect impaired drivers are not constitutionally allowed in Minnesota. Roadway saturation patrols are conducted following the National Highway Traffic Safety Administration (NHTSA) enhanced enforcement mobilization schedule. The enforcement effort identifies younger males as a high-risk population, but does not specify drivers under age 21 as a primary concern of focus.

Civil or criminal action taken against liquor retailers may be documented at a local level, or possibly through the State Department of Public Safety, Alcohol & Gambling Enforcement Division.

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

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

***Office of Juvenile Justice and Delinquency Programs (OJJDP) Enforcing Underage Drinking Laws (EUDL) Block Grant***

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:	Not applicable

Program description: Supports and enhances the efforts of state and local jurisdictions to prohibit the sale of alcoholic beverages to minors and the purchase and consumption of alcoholic beverages by minors.

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

***MN Institute of Public Health***

    URL for more program information: No data

Program description: Provides minigrants to local law enforcement agencies for alcohol compliance checks.

**Additional Information Related to Underage Drinking Prevention Programs**

<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i>	Yes
Description of collaboration: Native American Prevention Programming	

<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>	Yes
Best practice standards description: Utilizing Drug Free Communities coalition approach and implementing the Strategic Prevention Framework	
<b>Additional Clarification</b>	
Such standards for license revocations have not been specifically developed by the Minnesota Department of Public Safety (DPS) Alcohol & Gambling Enforcement. There are entities in Minnesota working in this area, but coordination and communication efforts between interested parties are still in an early stage of development, and it is thus problematic to obtain readily available information to address these questions.	

<b>State Interagency Collaboration</b>	
<i>A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities</i>	Yes
Committee contact information: No data	
Agencies/organizations represented on the committee: State agencies; Department of Human Services, Department of Health, Department of Education, Department of Public Safety, and other sectors per Strategic Prevention Framework State Incentive Grant (SPF SIG) guidelines.	
<i>A website or other public source exists to describe committee activities</i>	No data
URL or other means of access: No data	

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	No
Prepared by: Not applicable Plan can be accessed via: Not applicable	
<i>State has prepared a report on preventing underage drinking in the last 3 years</i>	No
Prepared by: Not applicable Plan can be accessed via: Not applicable	
<b>Additional Clarification</b>	
Clarification on the State Interagency Collaboration question above: Minnesota Department of Human Services - Minnesota is a cohort IV SPF SIG state and as such has established a required SPF SIG Advisory Council consisting of the sectors required by the SPF. In addition, Minnesota has received a State Prevention Enhancement (SPE) grant through which it created a consortium, a subcommittee of the SPF SIG Advisory Council.	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$1,076,714
Estimate based on the 12 months ending	06/30/2011

<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$1,076,714
Estimate based on the 12 months ending	06/30/2011
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Other programs:</i>	
Programs or strategies included: American Indian Prevention programming	
Estimate of state funds expended	\$1,512,138
Estimate based on the 12 months ending	06/30/2011

### **Funds Dedicated to Underage Drinking**

*State derives funds dedicated to underage drinking from the following revenue streams:*

Taxes	No
Fines	No
Fees	No
Other	No data

*Description of funding streams and how they are used:*

No data

### **Additional Clarification**

None given



# Mississippi

## State Profile and Underage Drinking Facts\*

**State Population: 2,978,512**  
**Population Ages 12–20: 386,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	23.7	91,000
Past-Month Binge Alcohol Use	15.2	59,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	5.5	6,000
Past-Month Binge Alcohol Use	3.2	4,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	18.8	25,000
Past-Month Binge Alcohol Use	11.4	15,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	44.1	60,000
Past-Month Binge Alcohol Use	29.3	40,000
<b>Alcohol-Attributable Deaths (under 21)</b>		74
<b>Years of Potential Life Lost (under 21)</b>		4,474
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	29.0	28

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Private location OR
- Parent/guardian

*Note:* Mississippi’s parent/guardian exception applies to persons at least 18 years old and only for possession of light wine or beer. The location exception is not limited to persons between 18 and 21, and applies only to alcoholic beverages, not including light wine or beer.

### Underage Consumption of Alcohol

Consumption is not explicitly prohibited.

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

### 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.

#### *Provisions Targeting Retailers*

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## 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

#### *Authority To Impose Driver’s License Sanction*

- Mandatory

***Length of Suspension/Revocation***

- Minimum: Not specified
- Maximum: 90 days

**Graduated Driver’s License**

***Learner Stage***

- Minimum entry age: 15
- Minimum learner stage period: 12 months
- There is no minimum supervised driving requirement.

***Intermediate Stage***

- Minimum age: 16 years
- Unsupervised night driving
  - Prohibited after: 10 p.m. Sunday through Thursday; 11:30 p.m. Friday and Saturday
  - Primary enforcement of the night-driving rule
- No passenger restrictions

***License Stage***

- Minimum age to lift restrictions: 16 years, 6 months

**Laws Targeting Alcohol Suppliers**

**Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s): EITHER

- Parent/guardian OR
- Spouse

*Note:* Mississippi’s parent/guardian and spouse exceptions apply to persons at least 18 years old and only for furnishing of light wine or beer.

**Compliance Check Protocols**

***Age of Decoy***

- Minimum: 16
- Maximum: 19

***Appearance Requirements***

- Male: No facial hair and youthful looking

***ID Possession***

- Not specified

***Verbal Exaggeration of Age***

- Prohibited

***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: 21
- Wine: 21
- Spirits: 21

### **Minimum Ages for On-Premises Sellers**

- Beer: 18 for servers and 21 for bartenders
- Wine: 18 for servers and 21 for bartenders
- Spirits: 18 for servers and 21 for bartenders

### **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

#### ***Colleges and Universities***

Limitations on outlet siting:

- Off-premises outlets: Yes—no permits on campus
- On-premises outlets: Yes—no permits on campus
- Alcohol products: Wine, spirits—“alcoholic beverage” does not include wine or beer containing 6.25 percent alcohol by volume (ABV) or less.

#### ***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 400 feet; within 100 feet in areas zoned commercial or industrial
- On-premises outlets: Yes—within 400 feet; within 100 feet in areas zoned commercial or industrial
- Alcohol products: Wine, spirits—“alcoholic beverage” does not include wine or beer containing 6.25 percent ABV or less.

*Note:* Exceptions are (1) bed and breakfast inn or historic district listed in the National Register of Historic Places; (2) qualified resort area located in a municipality having a population greater than 100,000.

### **Dram Shop Liability**

- There is no statutory liability.
- The courts recognize common law dram shop liability.

### **Social Host Liability Laws**

There is no statutory liability.

### **Host Party Laws**

Social host law is specifically limited to underage drinking parties.

- Action by underage guest that triggers violation: Possession, consumption
- Property type(s) covered by liability law: Residence, outdoor, other
- Standard for hosts' knowledge or action regarding the party: Knowledge—host must have actual knowledge of the occurrence.
- Exception(s): Family

### **Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

### **Direct Sales/Shipments of Alcohol by Producers**

Direct sales/shipments from producers to consumers are not permitted.

### **Keg Registration**

Not required

## **Alcohol Pricing Policies**

### **Home Delivery**

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

### **Alcohol Tax**

- Beer (5 percent alcohol): Specific excise tax is \$0.43 per gallon.
- Wine (12 percent alcohol): Control state
- Spirits (40 percent alcohol): Control state

### **Drink Specials**

No law

### **Wholesale Pricing**

Pricing restrictions exist.

- Beer (5 percent alcohol): Retailer credit not permitted
- Wine (12 percent alcohol): Control state
- Spirits (40 percent alcohol): Control state

## Mississippi State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Mississippi Alcoholic Beverage Control (ABC)/Bureau of Enforcement	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> In Mississippi, state and local agencies routinely share information and provide mutual support for planned and unplanned enforcement.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	No
Party Patrol Operations or Programs	Yes
Underage Alcohol–Related Fatality Investigations	Yes
<i>Local law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	No
Party Patrol Operations or Programs	Yes
Underage Alcohol–Related Fatality Investigations	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	Mississippi ABC
Such laws are also enforced by local law enforcement agencies	No
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession <sup>1</sup> by state law enforcement agencies	550
Number pertains to the 12 months ending	12/31/2011
Data include arrests/citations issued by local law enforcement agencies	No
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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	37
Number of licensees that failed state compliance checks	31
Numbers pertain to the 12 months ending	12/31/2011
<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
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	Data not collected
Total amount in fines across all licensees	Data not collected
Numbers pertain to the 12 months ending	Data not collected
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	31
Total days of suspensions across all licensees	217
Numbers pertain to the 12 months ending	12/31/2011

State collects data on license revocations imposed on retail establishments specifically for furnishing minors	Yes
Number of license revocations imposed <sup>5</sup>	0
Numbers pertain to the 12 months ending	12/31/2011
<b>Additional Clarification</b>	
Fines are not collected for sales to minors; this is cause for automatic suspension of a license, regardless of whether this is a first offense or not.	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b>Vicksburg Family Development (VFD)</b>	
Number of youth served	6,200
Number of parents served	4,000
Number of caregivers served	0
Numbers pertain to the 12 months ending	10/09/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	No data
Program description: VFD has two primary activities targeting underage drinking: Alcohol Education and Communities Mobilizing for Change. Alcohol Education is an online alcohol prevention program that takes a project-based approach to learning, giving students the opportunity to travel through a community to better understand the risks around drinking alcohol. Communities Mobilizing for Change is a community organizing effort designed to change policies and practices of major community institutions in ways that underage individuals' access to alcohol.	
<b>Region 1 Community Mental Health Center: Preventing Underage Drinking in Tunica County</b>	
Number of youth served	125
Number of parents served	0
Number of caregivers served	No data
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	No data
Program description: Preventing Underage Drinking in Tunica County is a coalition-based project that uses educational and environmental strategies. Evidence-based programs are used to implement the strategies.	
<b>Region 3 Community Mental Health Center: Prime for Life</b>	
Number of youth served	855
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	02/23/2012
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report	Not applicable
URL for more program information	Not applicable
Program description: Community Trials is an evidence-based alcohol and drug program for people of all ages. The program challenges common beliefs and attitudes that contribute to binge drinking.	

<b>Region 4 Mental Health and Mental Retardation (MH/MR) Commission:</b>	
<b>Underage Drinking Program</b>	
Number of youth served	655
Number of parents served	5,600
Number of caregivers served	No data
Numbers pertain to the 12 months ending	No data
Program has been evaluated	No
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	Not applicable
Program description: The program offers lessons on alcohol, tobacco, marijuana, and inhalants. The lessons offer resistance and social skills needed to resist alcohol and other drugs. A media campaign that targets parents via billboards is also used.	
<b>Mississippi Underage Drinking Prevention Coalition (MUDPC) of Madison and Rankin Counties</b>	
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	01/01/2012
Program has been evaluated	No data
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	Not applicable
Program description: The vision of the MUDPC is to see every youth in Madison and Rankin Counties alcohol free.	
<b>DREAM of Hattiesburg, Inc.</b>	
Number of youth served	16,159
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	12/30/2011
Program has been evaluated	No data
Evaluation report is available	No data
URL for evaluation report	Not applicable
URL for more program information	Not applicable
Program description: DREAM of Hattiesburg is a nonprofit drug and alcohol prevention agency working in both the local school districts and surrounding communities. It offers an afterschool tutoring program. DREAM is also a designated Regional Alcohol Drug Awareness Resource (RADAR) center providing prevention materials, training, and activities to reduce and prevent use of alcohol, tobacco, and drugs.	
<b>DREAM, Inc., Strategic Prevention Framework State Incentive Grant (SPF SIG)</b>	
Number of youth served	174
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	02/25/2012
Program has been evaluated	No data
Evaluation report is available	No data
URL for evaluation report	Not applicable
URL for more program information	Not applicable
Program description: SPF SIG provide services including, but not limited to, community education, underage alcohol drinking awareness, an evidence-based drug education curriculum taught in Rankin County high schools, and an adult and youth community coalition to aid in endeavors to reduce and prevent underage drinking in Rankin County.	

<b>Weems Community Mental Health Center</b>	
Number of youth served	414
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	12/31/2011
Program has been evaluated	No data
Evaluation report is available	No data
URL for evaluation report	Not applicable
URL for more program information	Not applicable
Program description: SPF SIG provides services including, but not limited to, community education, underage alcohol drinking awareness, an evidence-based drug education curriculum taught in Meridian middle schools, and an adult and youth community coalition to aid in endeavors to reduce and prevent underage drinking in Lauderdale and Leake Counties.	
<b>Choctaw Behavioral Health (CBH) SPF SIG</b>	
Number of youth served	3,576
Number of parents served	111
Number of caregivers served	0
Numbers pertain to the 12 months ending	12/31/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	Not applicable
Program description: The CBH SPF SIG program vision is to promote a healthier, safer Choctaw Community by decreasing underage drinking among Choctaw youth through a framework for collaboration between service agencies, Tribal communities, and policymakers. CBH SPF SIG teaches Project Northland Class Action to youth in detention, Choctaw Alternative School, and all Tribal Boys & Girls Club locations. It also provides underage drinking prevention activities and education to youth, parents, and health care professionals through health fairs, presentations, youth programs and conferences, and monthly community events.	
<b>East MS SPF SIG Partnership</b>	
Number of youth served	50
Number of parents served	5
Number of caregivers served	0
Numbers pertain to the 12 months ending	09/30/2011
Program has been evaluated	No data
Evaluation report is available	No data
URL for evaluation report	Not applicable
URL for more program information	Not applicable
Program description: The Bradley A. Sanders Adolescent Complex (BASAC) SPF SIG provide services including, but not limited to, community education, underage alcohol drinking awareness, an evidence-based drug education curriculum taught in Leake County middle schools, and an adult and youth community coalition to aid in endeavors to reduce and prevent underage drinking in Leake and Lauderdale Counties.	
<b>Alcohol Services Center</b>	
Number of youth served	346
Number of parents served	235
Number of caregivers served	0
Numbers pertain to the 12 months ending	10/01/2011
Program has been evaluated	No
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	Not applicable

<p>Program description: Class Action is the high school component to Project Northland, Hazelden's evidence-based alcohol prevention program. Class Action looks at the real-world social and legal consequences involving teens and alcohol. Teens are divided into six Class Action legal teams to prepare and present hypothetical civil cases in which someone has been harmed as a result of underage drinking.</p>	
<b>Jackson County Community Services Coalition</b>	
Number of youth served	7,230
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	01/31/2012
Program has been evaluated	No
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	Not applicable
<p>Program description: The goals of Project Northland are to delay the age when young people begin drinking, reduce alcohol use among young people who have already tried drinking, and limit the number of alcohol-related problems among young people. Alcohol is the focus of the Project Northland program because it is the substance of choice of American teenagers and inflicts the most harm during this age period. The programs of Project Northland provide state-of-the-art prevention materials for 6th grade (Slick Tracy), 7th grade (Amazing Alternatives), and 8th grade (Powerlines). These programs invite participation and experiential learning at home and in the classroom. Project Northland has been shown to be effective in delaying and reducing alcohol use among young adolescents in the largest and most rigorous alcohol use prevention trial ever funded by the National Institute on Alcohol Abuse and Alcoholism (NIAAA). Furthermore, among those students who had not begun using alcohol by the beginning of 6th grade, reports of cigarette use and marijuana use were lower in those who participated in the Project Northland prevention programs.</p>	
<b>Pine Belt Mental Healthcare Resources</b>	
Number of youth served	5,015
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	12/31/2012
Program has been evaluated	No
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	Not applicable
<p>Program description: Pine Belt Mental Healthcare Resources is a regional mental health center in Region XII, in the state of Mississippi, covering a nine-county area. Prevention is provided primarily by the prevention specialist and prevention coordinator. Evidence-based curricula are implemented in local schools, representation is provided at local and state events, and speakers are provided at speaking engagements. The primary goals of the prevention program are to significantly prevent the use, experimentation with, or continued use of alcohol, tobacco, and drugs and to decrease the problems associated with abuse of these substances. The prevention program involves services and a curriculum that focus on at-risk individuals prior to harmful involvement with alcohol, tobacco, and drugs. A part of our prevention program and funding, SPF SIG, focuses specifically on underage drinking and covers two counties within our service area.</p>	
<b>Community Counseling Services: Project Northland Class Action</b>	
Number of youth served	414
Number of parents served	50
Number of caregivers served	0
Numbers pertain to the 12 months ending	01/01/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	Not applicable

<p>Program description: Class Action is an evidence-based curriculum emphasizing the social and legal consequences of underage drinking. Students are grouped into law firms and are assigned one of six cases created by Class Action. The students are responsible for representing the clients in their cases who have filed civil law suits because of personal injury or property damage that occurred as a result of consumption of alcohol by teenagers. Students conduct research related to their case and formulate arguments on behalf of their clients, just as actual attorneys would do. In a setting similar to that of official courtroom proceedings, students present their cases to their classmates, who act as the jury.</p>	
<p><b>Warren Yazoo Mental Health Services Gateway Make a Promise (MAP) Coalition</b></p>	
Number of youth served	16,666
Number of parents served	125
Number of caregivers served	0
Numbers pertain to the 12 months ending	02/24/2012
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	Not applicable
<p>Program description: This program focuses on underage drinking via coalition and community planning to implement evidence- and research-based individual and environmental strategies to decrease underage drinking in Yazoo County, Mississippi.</p>	
<p><b>Mississippi Underage Drinking Prevention Coalition of Hinds County (MUDPC-HC)</b></p>	
Number of youth served	7,230
Number of parents served	0
Number of caregivers served	0
Numbers pertain to the 12 months ending	12/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	Not applicable
<p>Program description: MUDPC-HC is a collaboration between three freestanding prevention programs: Jackson State University's Metro Jackson Community Prevention Coalition, the Interdisciplinary Alcohol and Other Drug Studies Center, and Alcohol Services Center, Inc. The goals are to reduce alcohol usage and related consequences, including alcohol-related motor vehicle crashes, binge drinking, and drinking and driving, among youth between the ages of 11 and 21 in Hinds County, Mississippi. While implementing the coalition's goals, the following activities are being conducted:</p> <ol style="list-style-type: none"> <li>1. Develop a community strategic plan that includes a comprehensive needs and resource assessment for Hinds County.</li> <li>2. Identify and implement appropriate evidence-based programs.</li> <li>3. Provide timely evaluation data to the evaluator.</li> <li>4. Participate in state-sponsored meetings, trainings, and technical assistance events and efforts.</li> <li>5. Work collaboratively with other coalitions, key community stakeholders, partners, and others to prevent underage alcohol consumption.</li> </ol>	
<p><b>Alcohol Beverage Control Bureau of Enforcement</b></p>	
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	No data
URL for evaluation report	Not applicable
URL for more program information	Not applicable
<p>Program description: Staff of the Bureau of Enforcement meet with parent organizations to provide education about the prevalence and consequences of underage drinking and to increase their awareness of current and pending laws related to underage drinking.</p>	

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs Related to Underage Drinking</b>	
<b>MS Department of Public Safety (DPS) - Recipients of Enforcing Underage Drinking Laws (EUDL) grant funding</b>	
URL for more program information	<a href="http://www.dps.state.ms.us">http://www.dps.state.ms.us</a>
Program description: Part of the charge of the DPS is to administer EUDL funds provided by the Office of Juvenile Justice and Delinquency Prevention (OJJDP). These funds are provided to enforcement agencies and community-based agencies for the purpose of targeting underage drinking.	
<b>Prevention Programs funded by the Department of Mental Health via a Substance Abuse Prevention and Treatment Block Grant</b>	
URL for more program information	<a href="http://www.dmh.state.ms.us">http://www.dmh.state.ms.us</a>
Program description: Thirty community-based organizations are funded around the state to implement prevention services related to alcohol, tobacco, and drug use and abuse. Each program must submit a work plan that targets underage drinking to be eligible for funding.	
<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i>	Yes
Program description: The Mississippi Department of Mental Health (DMH) Bureau of Alcohol and Drug Abuse provides funds to the Mississippi Band of Choctaw Indians in the form of two grants: SPF SIG funds and funds provided by a SAMHSA Substance Abuse Prevention and Treatment (SAPT) Block Grant. SPF SIG directly targets underage drinking using evidence-based programs. The grant allocated by DMH using SAPT Block Grant funds requires that at least one work plan (initiative) target underage drinking. Additionally, a staff member of Choctaw Behavioral Health serves as a member of the Advisory Council for DMH's Bureau of Alcohol and Drug Abuse.	
<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>	Yes
Best practice standards description: Programs must use programs that are evidence based as determined by either the National Registry of Evidence-Based Programs and Practices (NREPP) or a peer-reviewed journal.	
<b>Additional Clarification</b>	
None given	

<b>State Interagency Collaboration</b>	
<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: Chuck Oliphant	
E-mail: <a href="mailto:chuck.oliphant@dmh.state.ms.us">chuck.oliphant@dmh.state.ms.us</a>	
Address: 1101 Robert E. Lee Building, Jackson, MS 39201	
Phone: 601-359-6227	
<i>Agencies/organizations represented on the committee:</i>	
Department of Mental Health	
Department of Education	
Department of Public Safety	
Attorney General's Office	
Rankin County Youth Court	
DREAM of Hattiesburg	
DREAM, Inc.	
Mississippi National Guard	

Department of Health Jackson State University Drug Enforcement Agency Region 6 Community Mental Health Center Center for Applied Prevention Technology SAMHSA Center for Substance Abuse Prevention	
A website or other public source exists to describe committee activities	Yes
URL or other means of access	<a href="http://www.mpn.ms">http://www.mpn.ms</a>

<b>Underage Drinking Reports</b>	
State has prepared a plan for preventing underage drinking in the last 3 years	Yes
Prepared by	Mississippi Department of Mental Health, Bureau of Alcohol and Drug Abuse
Plan can be accessed via	<a href="http://www.mpn.ms">http://www.mpn.ms</a>
State has prepared a report on preventing underage drinking in the last 3 years	Yes
Prepared by:	Mississippi Department of Mental Health Bureau of Alcohol and Drug Abuse
Report can be accessed via:	<a href="http://www.snapshots.ms.gov">http://www.snapshots.ms.gov</a>
<b>Additional Clarification</b>	
None given	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Other programs:</i>	
Programs or strategies included: Mississippi does not receive state funds for prevention	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data

<b>Funds Dedicated to Underage Drinking</b>	
<i>State derives funds dedicated to underage drinking from the following revenue streams:</i>	
Taxes	No data
Fines	No data
Fees	No data
Other	No data
<i>Description of funding streams and how they are used:</i>	
No data	
<b>Additional Clarification</b>	
None given	



# Missouri

## State Profile and Underage Drinking Facts\*

**State Population: 6,010,688**  
**Population Ages 12–20: 718,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	23.7	170,000
Past-Month Binge Alcohol Use	15.5	111,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	4.9	11,000
Past-Month Binge Alcohol Use	2.6	6,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	23.5	58,000
Past-Month Binge Alcohol Use	15.8	39,000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	42.2	101,000
Past-Month Binge Alcohol Use	27.6	66,000
<b>Alcohol-Attributable Deaths (under 21)</b>		118
<b>Years of Potential Life Lost (under 21)</b>		7,089
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	26.0	32

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### **Underage Possession of Alcohol**

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

### **Underage Consumption of Alcohol**

Consumption is not explicitly prohibited.

### **Internal Possession by Minors**

Internal possession is prohibited—no explicit exceptions noted in the law.

### **Underage Purchase of Alcohol**

Purchase is prohibited, but youth may 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 ages 21 and older.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## 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

#### ***Authority To Impose Driver’s License Sanction***

- Mandatory

#### ***Length of Suspension/Revocation***

- 30 days

*Note:* Although Missouri does not authorize a use/lose penalty for all underage consumption, it does impose the mandatory license sanction on an underage person who “has a detectable blood alcohol content of more than two-hundredths of one percent or more by weight of alcohol in such person’s blood” (Mo. Rev. Stat. §§ 311.325(1), 577.500(2)).

## **Graduated Driver’s License**

### ***Learner Stage***

- Minimum entry age: 15
- Minimum learner stage period: 6 months
- Minimum supervised driving requirement: 40 hours—10 of which must be at night

### ***Intermediate Stage***

- Minimum age: 16
- Unsupervised night driving
  - Prohibited after: 1 a.m.
  - Primary enforcement of the night-driving rule
- Passenger restrictions exist: First 6 months, no more than one unrelated passenger under 19. After 6 months, no more than three unrelated passengers under 19.
  - Primary enforcement of the passenger-restriction rule

### ***License Stage***

- Minimum age to lift restrictions: 17 years, 11 months

## **Laws Targeting Alcohol Suppliers**

### **Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s):

- Parent/guardian

### **Compliance Check Protocols**

#### ***Age of Decoy***

- Minimum: 18
- Maximum: 19

#### ***Appearance Requirements***

- Youthful appearance
- No headgear obstructing face or hairline
- Male: No facial hair or receding hairline
- Female: No excessive makeup or jewelry

#### ***ID Possession***

- Required

#### ***Verbal Exaggeration of Age***

- Prohibited

#### ***Decoy Training***

- Mandated

**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: 18
- Wine: 18
- Spirits: 18

***Condition(s) That Must Be Met in order for an Underage Person To Sell Alcoholic Beverages***

- Manager/supervisor is present.

**Minimum Ages for On-Premises Sellers**

- Beer: 18 for servers and 21 for bartenders
- Wine: 18 for servers and 21 for bartenders
- Spirits: 18 for servers and 21 for bartenders

**Distance Limitations for New Alcohol Outlets Near Universities and Schools*****Colleges and Universities***

No distance limitation

***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: Yes—within 100 feet. Local government has authority to override state restrictions.
- On-premises outlets: Yes—within 100 feet. Local government has authority to override state restrictions.
- Alcohol products: Beer, wine, spirits

*Note:* Exceptions are a church, school, civic, service, fraternal, veteran, political, or charitable club or organization that has obtained an exemption from the payment of federal taxes.

**Dram Shop Liability**

Statutory liability exists subject to the following conditions:

- Limitations on who may sue: Retailers that furnish alcohol for off-premises consumption exempt.
- Limitations on elements/standards of proof: Clear and convincing evidence required to show that retailer knew or should have known underage status.

**Social Host Liability Laws**

There is no statutory liability.

### **Host Party Laws**

Social host law is not specifically limited to underage drinking parties.

- Action by underage guest that triggers violation: Possession, consumption
- Property type(s) covered by liability law: Residence, outdoor, other
- Standard for hosts' knowledge or action regarding the party: Knowledge—host must have actual knowledge of the occurrence.
- Preventive action by the host negates the violation.
- Exception(s): Family

### **Retailer Interstate Shipments of Alcohol**

Prohibition against retailer interstate shipments:

- Beer: Prohibited
- Wine: Uncertain
- Spirits: Prohibited

*Note:* A holder of a retailer alcoholic beverage license in a state that affords Missouri licensees an equal reciprocal shipping privilege may ship, for personal use and not for resale, no more than two cases of wine (no more than 9 liters each case) per year to any adult resident of the state. Delivery of a shipment pursuant to this section shall not be deemed to constitute a sale in this state.

### **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***

- Common carrier must verify age of recipient.

#### ***State Approval/Permit Requirements***

- Producer/shipper must obtain state permit.
- State must approve common carrier.

#### ***Reporting Requirements***

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

#### ***Shipping Label Statement Requirements***

- Contains alcohol
- Recipient must be 21
- Keg definition: 4 gallons or more
- Purchaser information collected:
  - Purchaser's name, address, and date of birth
  - Verified by a government-issued ID
- Warning information to purchaser: Active—purchaser action required (e.g., signature)
- Deposit required: \$50
- Provisions specifically address disposable kegs.

### **Keg Registration**

- Keg definition: 4 or more gallons
- Purchaser information collected:
  - Purchaser’s name and address
  - Verified by a government-issued ID
- Warning information to purchaser: Active—purchaser action required (e.g., signature)
- Deposit: \$50
- Provisions specifically address disposable kegs.

*Note:* Although Missouri does not require a retailer to record the number of a keg purchaser’s ID, it does require the retailer to record the form of identification presented by the purchaser, as well as the purchaser’s name, address, and date of birth.

## **Alcohol Pricing Policies**

### **Home Delivery**

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

### **Alcohol Tax**

- Beer (5 percent alcohol): Specific excise tax is \$0.06 per gallon.
- Wine (12 percent alcohol): Specific excise tax is \$0.42 per gallon.
- Spirits (40 percent alcohol): Specific excise tax is \$2.00 per gallon.

### **Drink Specials**

No law

### **Wholesale Pricing**

Pricing restrictions exist.

#### ***Beer (5 percent alcohol)***

- Volume discounts: Restricted—a quantity discount may be granted only for quantities of two or more. Such discounts may be graduated but may not exceed 1 percent.
- Minimum markup/Maximum discount: Yes—1 percent for time of payment; no sales below cost.
- Price posting requirements: Post and hold—1 month minimum
- Retailer credit: Restricted—30 days maximum

#### ***Wine (12 percent alcohol)***

- Volume discounts: Restricted—a quantity discount may be granted only for quantities of two or more. Such discounts may be graduated but may not exceed 1 percent.
- Minimum markup/Maximum discount: Yes—1 percent for time of payment; no sales below cost.
- Price posting requirements: Post and hold—1 month minimum
- Retailer credit: Restricted—30 days maximum

***Spirits (40 percent alcohol)***

- Volume discounts: Restricted—a quantity discount may be granted only for quantities of two or more. Such discounts may be graduated but may not exceed 1 percent.
- Minimum markup/Maximum discount: Yes—1 percent for time of payment; no sales below cost.
- Price posting requirements: Post and hold—1 month minimum
- Retailer credit: Restricted—30 days maximum

## Missouri State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i>	
Missouri Department of Public Safety	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i>	
The Enforcing Underage Drinking Laws (EUDL) grant in Missouri funds a State Alcohol and Tobacco Control Special Agent position. The person who holds this position is responsible for training EUDL and Division of Highway Safety subgrantees as requested. The special agent provides training at the EUDL Compliance Seminar, collects and reviews compliance check reports from the subgrantees, and refers for state administrative action if warranted. This position also provides training to retail merchants on the proper service of alcoholic beverages, and participates in local and statewide initiatives.	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol-Related Fatality Investigations	Yes
<i>Local law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	No
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>	Yes
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	Department of Public Safety, Division of Alcohol and Tobacco Control
Such laws are also enforced by local law enforcement agencies	No
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	Yes
Number of minors found in possession by state law enforcement agencies	11,247
Number pertains to the 12 months ending	06/30/2011
Data include arrests/citations issued by local law enforcement agencies	Yes
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	No
Data are collected on these activities	No
Number of licensees checked for compliance by state agencies	Data not collected
Number of licensees that failed state compliance checks	Data not collected
Numbers pertain to the 12 months ending	Data not collected
<i>Local agencies conduct underage compliance checks/decoy operations to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	Yes
Data are collected on these activities	No
Number of licensees checked for compliance by local agencies	No data
Number of licensees that failed local compliance checks	278
Numbers pertain to the 12 months ending	06/30/2011
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	Yes
Number of fines imposed by the state <sup>3</sup>	245
Total amount in fines across all licensees	\$64,400
Numbers pertain to the 12 months ending	06/30/2011

State collects data on license suspensions imposed on retail establishments specifically for furnishing minors	Yes
Number of suspensions imposed by the state <sup>4</sup>	32
Total days of suspensions across all licensees	72
Numbers pertain to the 12 months ending	06/30/2011
State collects data on license revocations imposed on retail establishments specifically for furnishing minors	Yes
Number of license revocations imposed <sup>5</sup>	0
Numbers pertain to the 12 months ending	06/30/2011
<b>Additional Clarification</b>	
Compliance checks are not tracked for the entire state. The figure (278) given for number of licensees that failed local compliance checks represents the number of violations the Division of Alcohol and Tobacco Control processed for Sales to a Minor during the year that ended June 30, 2011.	

<sup>1</sup> Or having consumed or purchased per state statutes.

<sup>2</sup> Underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors.

<sup>3</sup> Does not include fines imposed by local agencies.

<sup>4</sup> Does not include suspensions imposed by local agencies.

<sup>5</sup> Does not include revocations imposed by local agencies.

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b>Partners in Prevention (PIP)</b>	
Number of youth served	122,000
Number of parents served	30,000
Number of caregivers served	400
Numbers pertain to the 12 months ending	06/30/2011 Yes
Program has been evaluated	Yes
Evaluation report is available	Upon request
URL for evaluation report:	<a href="http://pip.missouri.edu">http://pip.missouri.edu</a>
URL for more program information:	
Program description: PIP is an established statewide substance abuse prevention coalition of Missouri universities implementing evidence-based strategies to reduce binge and underage drinking among students at participating institutions of higher education. The coalition began as a consortium of 13 public universities, and, in 2009-2010, expanded to include 7 additional private institutions. Since 2001, PIP has effectively reduced binge drinking and underage drinking behavior on campuses throughout the state and has been nationally recognized for its efforts.	
<b>Missouri's Youth Adult Alliance (MYAA)</b>	
Number of youth served	963
Number of parents served	226
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for report:	Upon request
URL for more program information:	<a href="http://www.myaa.org">http://www.myaa.org</a>
Program description: MYAA is a statewide coalition that assists local community efforts in addressing underage drinking. Its mission is to encourage advocates to reduce youth access to alcohol by implementing environmental and social change in their communities. Membership in MYAA consists of other agencies as well as other adults and youth interested in reducing underage drinking.	

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking</b>
<b><i>Missouri School-Based Substance Abuse Prevention Intervention and Resources Initiative (SPIRIT)</i></b> URL for more program information: <a href="http://dmh.mo.gov/ada/progs/SPIRIT.htm">http://dmh.mo.gov/ada/progs/SPIRIT.htm</a>
Program description: In 2002, the Missouri Department of Mental Health (DMH) Division of Alcohol and Drug Abuse (ADA) launched SPIRIT. This project proposes to delay the onset and decrease the use of substances, improve overall school performance, and reduce incidents of violence. To achieve these goals, prevention agencies are paired with participating school districts to provide technical assistance in implementing evidence-based substance abuse prevention programming and referral and assessment services as needed. The project offers a variety of evidence-based prevention programs selected by the districts.
<b><i>Regional Support Center (RSC) Network and Community Coalitions</i></b> URL for more program information: <a href="http://dmh.mo.gov/ada/progs/prevention.htm">http://dmh.mo.gov/ada/progs/prevention.htm</a>
Program description: RSCs are the primary sources of technical assistance support for community coalitions. The goal of the RSC is to facilitate development of teams capable of making changes in substance use patterns in their communities. Each RSC has a prevention specialist who works directly with the teams in his or her area and assists with the development of teams and task forces in communities that desire them. Community coalitions comprise a network of volunteer community teams that focus solely on alcohol, tobacco, and drug issues as a part of a broad mission and/or array of services. Organization and development of community coalitions were initiated in 1987. Each coalition is composed of community volunteers from the area served. Coalitions receive technical assistance and training from the RSC on a variety of topics related to organization, development, and implementation of prevention strategies. The RSC and community coalitions implement various evidence-based strategies and programs.
<b><i>Direct Prevention Services for High-Risk Youth</i></b> URL for more program information: <a href="http://dmh.mo.gov/ada/progs/DirectPreventionProviders.htm">http://dmh.mo.gov/ada/progs/DirectPreventionProviders.htm</a>
Program description: No data
<b><i>St. Louis Arc Fetal Alcohol Syndrome Prevention Project</i></b> URL for more program information: <a href="http://www.slarc.org">http://www.slarc.org</a>
Program description: No data
<b><i>Drug Abuse Resistance Education (DARE) Officer Training (through the Missouri Police Chiefs Association)</i></b> URL for more program information: <a href="http://www.mopca.com">http://www.mopca.com</a>
Program description: No data
<b><i>State of Missouri Alcohol Responsibility Training (SMART) Program</i></b> URL for more program information: <a href="http://wellness.missouri.edu/SMART">http://wellness.missouri.edu/SMART</a>
Program description: No data
<b><i>CHEERS to the Designated Driver Program</i></b> URL for more program information: <a href="http://wellness.missouri.edu/CHEERS">http://wellness.missouri.edu/CHEERS</a>
Program description: No data
<b><i>Team Spirit Program</i></b> URL for more program information: <a href="http://www.saveMOlives.com">http://www.saveMOlives.com</a>
Program description: No data
<b><i>Doc-u-Dramas</i></b> URL for more program information: <a href="http://www.saveMOlives.com">http://www.saveMOlives.com</a>
Program description: No data
<b><i>Never Say Never Media Campaign</i></b> URL for more program information: <a href="http://www.saveMOlives.com">http://www.saveMOlives.com</a>
Program description: No data

<b>Statewide Training and Resource Center (ACT Missouri)</b>	
URL for more program information: <a href="http://dmh.mo.gov/ada/progs/StatewideTrainingandResourceCenter.htm">dmh.mo.gov/ada/progs/StatewideTrainingandResourceCenter.htm</a>	
Program description: No data	
<b>Underage Drinking law enforcement training</b>	
URL for more program information: Not applicable	
Program description: No data	

<b>Additional Information Related to Underage Drinking Prevention Programs</b>	
State collaborates with federally recognized Tribal governments in the prevention of underage drinking Program description	No recognized Tribes Not applicable
State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing Program description: Missouri has many coalitions around the state that provide workshops and activities addressing youth exposure to alcohol advertising and marketing.	Yes
State has adopted or developed best practice standards for underage drinking prevention programs Best practice standards description: ADA requires providers to use evidence-based programs and environmental strategies. The SAMHSA publication, <i>Identifying and Selecting Evidence-Based Interventions for Substance Abuse Prevention</i> , serves as a guide, which provides the following definition for evidence-based programs: <ul style="list-style-type: none"> <li>• Inclusion in a federal list or registry of evidence-based interventions.</li> <li>• Being reported (with positive effects) in a peer-reviewed journal.</li> <li>• Documentation of effectiveness based on the following guidelines:                             <ul style="list-style-type: none"> <li>– Guideline 1: The intervention is based on a theory of change that is documented in a clear logic or conceptual model.</li> <li>– Guideline 2: The intervention is similar in content and structure to interventions that appear in registries and/or the peer-reviewed literature.</li> <li>– Guideline 3: The intervention is supported by documentation that it has been effectively implemented in the past, and multiple times, in a manner attentive to <i>Identifying and Selecting Evidence-Based Interventions</i> scientific standards of evidence and with results that show a consistent pattern of credible and positive effects.</li> <li>– Guideline 4: The intervention is reviewed and deemed appropriate by a panel of informed prevention experts that includes well-qualified prevention researchers who are experienced in evaluating prevention interventions similar to those under review, local prevention practitioners, and key community leaders as appropriate (e.g., officials from law enforcement and education sectors or elders within indigenous cultures).</li> </ul> </li> </ul> <p>Missouri uses the Strategic Prevention Framework model to implement the four guidelines. The process includes:</p> <ul style="list-style-type: none"> <li>• Assessment of the community's needs and readiness.</li> <li>• Capacity building to mobilize and address the needs of the community.</li> <li>• Development of a prevention plan to identify the activities, programs, and strategies necessary to address the needs.</li> <li>• Implementation of the prevention plan.</li> <li>• Evaluation of the results to achieve sustainability and cultural competence.</li> </ul> <p>Missouri identifies appropriate strategies based on validated research, empirical evidence of effectiveness, and the use of local, state, and federal key community prevention leaders such as National Prevention Network, Southwest Regional Expert Team, and SAMHSA's Center for Substance Abuse Prevention.</p>	Yes

**Additional Clarification**

None given

**State Interagency Collaboration**

*A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities* Yes

*Committee contact information:*

Name: Alicia Ozenberger, Deputy Director, ACT Missouri  
 E-mail: [aozenberger@actmissouri.org](mailto:aozenberger@actmissouri.org)  
 Address: 428 E. Capitol, Second Floor, Jefferson City, MO 65101  
 Phone: 573-635-6669

*Agencies/organizations represented on the committee:*

Division of Alcohol and Drug Abuse  
 Division of Alcohol and Tobacco Control, Department of Public Safety  
 Department of Health and Senior Services  
 Division of Highway Safety  
 Partners in Prevention  
 Preferred Family Healthcare  
 Pathways Community Behavioral Healthcare  
 National Council on Alcoholism and Drug Abuse  
 First Call  
 Community Partnership of the Ozarks  
 Southeast Missouri State University  
 Family Counseling Center of Missouri  
 Prevention Consultants of Missouri  
 Tri-County Mental Health Services  
 Family Counseling Center, Inc.

*A website or other public source exists to describe committee activities* Yes  
 URL or other means of access <http://www.myaa.org>

**Underage Drinking Reports**

*State has prepared a plan for preventing underage drinking in the last 3 years* Yes  
 Prepared by: Missouri Division of Alcohol and Drug Abuse, with guidance from the State Advisory Council on Alcohol and Drug Abuse  
 Plan can be accessed via: <http://dmh.mo.gov/docs/ada/Progs/Prevention/StrategicPlanforPrevention2010.pdf>

*State has prepared a report on preventing underage drinking in the last 3 years* Yes  
 Prepared by: Missouri Institute of Mental Health, evaluation staff of the Strategic Prevention Framework State Incentive Grant (SPF SIG)  
 Plan can be accessed via: Available upon request

**Additional Clarification**

Underage drinking is one of the priorities in Missouri's Strategic Plan for Prevention.

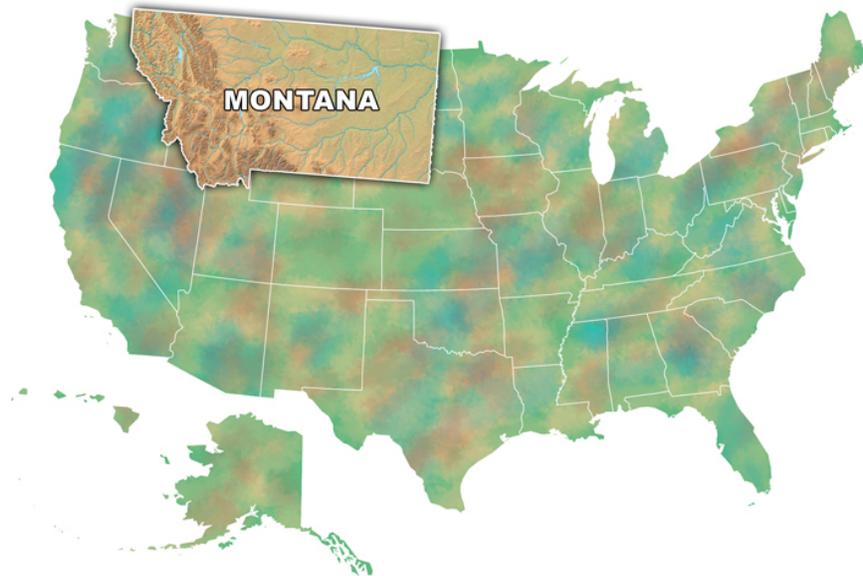
Missouri's SPF SIG grant ended in September 2010, and a final report was developed acknowledging activities, outcomes, and lessons learned. The priority under that grant was to reduce risky drinking (binge and underage) in 12- to 25-year-olds.

**State Expenditures for the Prevention of Underage Drinking**

*Compliance checks/decoy operations in retail outlets:*  
 Estimate of state funds expended \$0  
 Estimate based on the 12 months ending 06/30/2011

<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2011
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$591,342
Estimate based on the 12 months ending	06/30/2011
<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2011
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2011
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2011
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2011
<i>Other programs:</i>	
Programs or strategies included: Merchant Education and Training	
Estimate of state funds expended	\$300,000
Estimate based on the 12 months ending	06/30/2011

<b>Funds Dedicated to Underage Drinking</b>	
<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>	
No data	
<b>Additional Clarification</b>	
None given	



# Montana

## State Profile and Underage Drinking Facts\*

**State Population: 998,199**  
**Population Ages 12–20: 117,000**

	Percentage	Number
<b>Ages 12–20</b>		
Past-Month Alcohol Use	34.2	40,000
Past-Month Binge Alcohol Use	23.9	28,000
<b>Ages 12–14</b>		
Past-Month Alcohol Use	8.4	3,000
Past-Month Binge Alcohol Use	4.2	1,000
<b>Ages 15–17</b>		
Past-Month Alcohol Use	33.2	13,000
Past-Month Binge Alcohol Use	23.9	000
<b>Ages 18–20</b>		
Past-Month Alcohol Use	56.8	24,000
Past-Month Binge Alcohol Use	40.5	17,000
<b>Alcohol-Attributable Deaths (under 21)</b>		19
<b>Years of Potential Life Lost (under 21)</b>		1,136
	<b>Percentage of All Traffic Fatalities</b>	<b>Number</b>
<b>Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC &gt; 0.01</b>	34.0	14

\* See Appendix C for data sources.

## Laws Addressing Minors in Possession of Alcohol

### Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Parent/guardian

*Note:* The parental exception to Montana’s possession and consumption statute applies only to alcohol supplied and consumed in a “nonintoxicating quantity.” In Montana, “intoxicating quantity” is defined as a quantity “sufficient to produce a blood, breath, or urine alcohol concentration in excess of 0.05 or substantial or visible mental or physical impairment” (see Mont. Code Ann. §§ 16-6-305, 45-5-6240).

### Underage Consumption of Alcohol

Consumption is prohibited with the following exception(s):

- Parent/guardian

*Note:* The parental exception to Montana’s possession and consumption statute applies only to alcohol supplied and consumed in a “nonintoxicating quantity.” In Montana, “intoxicating quantity” is defined as a quantity “sufficient to produce a blood, breath, or urine alcohol concentration in excess of 0.05 or substantial or visible mental or physical impairment” (see Mont. Code Ann. §§ 16-6-305, 45-5-624).

### Internal Possession by Minors

Internal possession is not explicitly prohibited.

### 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*

- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

## 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 18.

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

- Underage possession
- Underage consumption

***Authority To Impose Driver’s License Sanction***

- Mandatory

***Length of Suspension/Revocation***

- 30 days

**Graduated Driver’s License*****Learner Stage***

- Minimum entry age: 14 years, 6 months
- 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
  - Prohibited after: 11 p.m.
  - Primary enforcement of the night-driving rule
- Passenger restrictions exist: For first 6 months, no more than one unrelated passenger under 18 unless supervised by a driver at least 18 years old. For second 6 months, no more than three unrelated passengers under 18 unless supervised by a driver at least 18 years old
  - Primary enforcement of the passenger-restriction rule

***License Stage***

- Minimum age to lift restrictions: 16

**Laws Targeting Alcohol Suppliers****Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s):

- Parent/guardian

*Note:* The parental exception applies to the provision of alcohol in a “nonintoxicating quantity.” In Montana, “intoxicating quantity” is defined as a quantity “sufficient to produce a blood, breath, or urine alcohol concentration in excess of 0.05 or substantial or visible mental or physical impairment” (see Mont. Code Ann. § 16-6-305).

**Compliance Check Protocols**

No data

### **Penalty Guidelines for Sales to Minors**

Time period/conditions: 3 years

First offense: \$250 fine

Second offense: \$1,000 fine

Third offense: \$1,500 fine and 20-day license suspension

Fourth offense: License revocation

*Note:* Lists of aggravating and mitigating factors are provided.

### **Responsible Beverage Service**

#### **Mandatory Provisions**

#### ***Mandatory Beverage Service Training for Managers, Servers***

- Applies to both on-sale and off-sale establishments
- Applies to both new and existing outlets

#### **Minimum Ages for Off-Premises Sellers**

- Beer: 18
- Wine: 18
- Spirits: 18

#### **Minimum Ages for On-Premises Sellers**

- Beer: 18 for both servers and bartenders
- Wine: 18 for both servers and bartenders
- Spirits: 18 for both servers and bartenders

### **Distance Limitations for New Alcohol Outlets Near Universities and Schools**

#### ***Colleges and Universities***

No distance limitation

#### ***Primary and Secondary Schools***

Prohibitions against outlet siting:

- Off-premises outlets: No
- On-premises outlets: Yes—within 600 feet
- Alcohol products: Beer, wine, spirits
- Exceptions: Commercially operated schools

### **Dram Shop Liability**

Statutory liability exists subject to the following conditions:

- Limitations on damages: \$250,000 noneconomic damages per person and \$250,000 punitive damages per person

### **Social Host Liability Laws**

Statutory liability exists subject to the following conditions:

- Limitations on damages: \$250,000 noneconomic damages per person and \$250,000 punitive damages per person

**Host Party Laws**

No state-imposed liability for hosting underage drinking parties

**Retailer Interstate Shipments of Alcohol**

Retailer interstate shipments are prohibited for all types of beverages.

**Direct Sales/Shipments of Alcohol by Producers**

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

*Age Verification Requirements:* None

***State Approval/Permit Requirements***

- Producer/shipper must obtain state permit.

*Reporting Requirements:* None

*Shipping Label Statement Requirements:* None

*Note:* An out-of-state brewer or winery desiring to ship beer or wine to an individual in Montana shall register with the Montana Department of Revenue. An individual seeking to receive such a shipment for personal consumption must obtain a connoisseur's license. The licensee must forward to the out-of-state brewer or winery a distinctive address label, provided by the department, clearly identifying any package that is shipped as a legal direct-shipment package to the holder of a connoisseur's license.

**Keg Registration**

- Keg definition: Not less than 7 gallons
- Prohibited: Destroying the label on a keg—maximum fine/jail: \$500/6 months
- Purchaser information collected:
  - Purchaser's name and address
  - Verified by a government-issued ID
- Warning information to purchaser: Passive—no purchaser action 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 is \$0.14 per gallon. Reported tax rate is the rate for brewers who produce more than 20,000 barrels of beer per year. Omitted are the tax rates for brewers who produce 20,000 barrels of beer or less per year.
- Wine (12 percent alcohol): Control state
- Spirits (40 percent alcohol): Control state

### **Drink Specials**

No law

### **Wholesale Pricing**

Pricing restrictions exist.

#### ***Beer (5 percent alcohol)***

- Retailer credit: Restricted—7 days maximum

#### ***Wine (12 percent alcohol)***

- Retailer credit: Restricted—7 days maximum

#### ***Spirits (40 percent alcohol)***

- Control state

## Montana State Survey Responses

<b>State Agency Information</b>	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i>	
Local law enforcement	
<i>Methods by which local and state enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i>	
No data	
<b>Enforcement Strategies</b>	
<i>State law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol–Related Fatality Investigations	No
<i>Local law enforcement agencies use:</i>	
Cops in Shops	Yes
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	Yes
Underage Alcohol–Related Fatality Investigations	Yes
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	Not applicable
Such laws are also enforced by local law enforcement agencies	No data
<b>Enforcement Statistics</b>	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession by state law enforcement agencies	Yes
Number pertains to the 12 months ending	2,146
Data include arrests/citations issued by local law enforcement agencies	12/31/2011
<i>State conducts underage compliance checks/decoy operations<sup>2</sup> 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 state agencies	Data not collected
Number of licensees that failed state compliance checks	Data not collected
Numbers pertain to the 12 months ending	Data not collected
<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	Yes
Number of licensees checked for compliance by local agencies	Yes
Number of licensees that failed local compliance checks	568
Numbers pertain to the 12 months ending	144
<b>Sanctions</b>	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the state <sup>3</sup>	Yes
Total amount in fines across all licensees	213
Numbers pertain to the 12 months ending	\$80,783
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
Number of suspensions imposed by the state <sup>4</sup>	Yes
Total days of suspensions across all licensees	No data
Numbers pertain to the 12 months ending	No data
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	
Number of license revocations imposed <sup>5</sup>	Yes
Numbers pertain to the 12 months ending	No data
	No data

<b>Additional Clarification</b>	
None given	

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

<b>Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking</b>	
<b>Student Behavior Contracts</b>	
Number of youth served	10
Number of parents served	36
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report:	Aggregate data report is available
URL for more program information:	No data
Program description: Student Behavior Contracts - Block Grant and Strategic Prevention Framework (SPF): Youth pledge to be alcohol free. These numbers are reported in number of initiatives and “dosage” for the initiative. Actual number of students is not available.	
<b>Media Literacy</b>	
Number of youth served	10,256
Number of parents served	686
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report:	Aggregate data report is available
URL for more program information:	No data
Program description: Media Literacy - Block Grant and SPF includes teaching youth and stakeholder groups about alcohol industry media campaigns and components, how to analyze advertisements, and how to construct effective countermedia campaigns.	
<b>Alcohol, Tobacco, and Drug Education</b>	
Number of youth served	2,569
Number of parents served	1,408
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Aggregate data report available for number of participants at events/trainings; pre/post assessments of each event are available
URL for more program information:	No data
Program description: Alcohol, Tobacco, and Drug Education - Block Grant Only: Presentations provide school-age youth (and adult stakeholders) with direct information on brain development and the dangers/consequences of underage drinking.	

<b>Coalition Building</b>	
Number of youth served	282
Number of parents served	5,920
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report: Some aggregate data available on communities using the Communities That Care model	
URL for more program information:	No data
Program description: Coalition building via the Communities That Care model - Block Grant only	
<b>Drug Free Activities</b>	
Number of youth served	2,692
Number of parents served	1,414
Number of caregivers served	No response
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report: Numbers of participants in events/activities	
URL for more program information:	No data
Program description: Drug Free Activities - Block Grant Only: Special events such as Red Ribbon Week, "alcohol free prom" prom pledges, etc.	
<b>Merchant Education</b>	
Number of youth served	8
Number of parents served	3,950
Number of caregivers served	No data
Numbers pertain to the 12 months ending	12/31/2011
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report: Aggregate data available upon request for number of events/participants	
URL for more program information:	No data
Program description: Merchant Education - Block Grant and SPF included reward and reminder; retail alcohol sales; and server training on local level in concert with Montana Department of Revenue. The 2011 Montana Legislature passed a bill on mandatory server training, subsequently increasing the number of people who serve or sell alcohol beverages trained. The Montana Department of Revenue, in concert with the Block Grant-funded Prevention Specialists, trained 16,322 adults above and beyond the parent number indicated in the state curriculum, "Let's Control It."	
<b>Alcohol Policy Efforts</b>	
Number of youth served	223,563
Number of parents served	112,154*
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report: Montana Community Change Project (SPF) Final Report: <a href="http://www.bber.umt.edu/pubs/health/Evaluation_of_Implementation_and_Outcomes_Final.pdf">http://www.bber.umt.edu/pubs/health/Evaluation_of_Implementation_and_Outcomes_Final.pdf</a>	
URL for more program information:	No data

<p>Program description: Alcohol Policy Efforts - Block Grant and SPF: A total of 25 alcohol abuse–related bills were introduced in Montana’s 2011 Legislative Session, and 8 passed. In past sessions, alcohol-related bills introduced included many similar to those that were presented in 2011. In the 2009 session, all driving under the influence (DUI)–specific bills died in committee. Thus, the 2011 session saw unprecedented action on DUI laws. These changes are universal prevention efforts affecting the entire population.</p> <p>* Number of family households based on 2010 Census data.</p>	
<p><b>Substance Abuse Prevention Specialist Training (SAPST)</b></p>	
Number of youth served	0
Number of parents served	198
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report: Participant pre/post tests can be accessed to measure increases in knowledge	
URL for more program information:	No data
<p>Program description: SAPST Training - Block Grant only: Provided to community stakeholders, substance abuse prevention workers, etc.</p>	
<p><b>Alcohol Compliance Checks</b></p>	
Number of youth served	0
Number of parents served	613
Number of caregivers served	No data
Numbers pertain to the 12 months ending	12/31/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Available upon request
URL for more program information:	No data
<p>Program description: Block Grant and SPF resulted in 128 compliance checks. Enforcement of Underage Drinking Laws (EUDL) resulted in 485 compliance checks. These are contracted to a local provider, who then coordinates local compliance checks in concert with law enforcement and local DUI Task Forces. The total number of compliance checks conducted was 613.</p>	
<p><b>Enforcement—not EUDL</b></p>	
Number of youth served	119*
Number of parents served	5,966*
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report: Specific outcomes on activities under this program effort are available	
URL for more program information:	No data
<p>Program description: Enforcement (not EUDL) is funded by Block Grant/SPF and includes: deterrence theory training (87 youth and 1,010 parents), Minor in Possession (MIP) enforcement activities, court watch, creating cross-jurisdictional law enforcement units, dedicating probation officers to youth, and implementing compliance checks (Social and Retail Availability numbers: 32 youth and 4,956 parents). The total MIPs for 2011 in Montana for youth under age 18 came to 2,146.</p> <p>* Numbers combined for deterrence and social/retail availability.</p>	

<b>Restrict Alcohol</b>	
Number of youth served	19
Number of parents served	204
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report: Individual communities have evaluated success and individual community reports are available.	
URL for more program information:	No data
Program description: Restrict Alcohol - Block Grant and SPF: Restriction of alcohol at special events and signage/product placement in retail establishments.	
<b>Social Host Laws and Initiatives</b>	
Number of youth served	5,445*
Number of parents served	9,056*
Number of caregivers served	No data
Numbers pertain to the 12 months ending	06/30/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report: Three communities have passed social host laws, with a statewide bill pending in Montana's legislature	
URL for more program information:	No data
Program description: Social host laws and initiatives focus mostly on local social host ordinances, preliminary work for a statewide social host law being enacted. Three reservations and three nonreservation communities have already passed and adopted social host laws in Montana, for a total of six.	
* Same numbers working on the social host laws and initiatives as in 2010.	
<b>Respect the Cage—Montana Department of Transportation</b>	
Number of youth served	1,077
Number of parents served	No data
Number of caregivers served	No data
Numbers pertain to the 12 months ending	12/31/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	<a href="http://www.respectthecage.com">http://www.respectthecage.com</a>
URL for more program information:	No data
Program description: The "Respect the Cage" safety exhibit grew out of the 2008 successful video creation entitled "Room to Live." This video tells the story of two young Montana men who were involved in an alcohol-related rollover crash in 2007. The driver, who was wearing his seatbelt, walked away from the mangled car. His best friend and passenger, a married father of two who wasn't buckled up, died. (See the "Room to Live" video at <a href="http://www.mdt.mt.gov/mdt/room_to_live.shtml">http://www.mdt.mt.gov/mdt/room_to_live.shtml</a> for more on this story.)	
This exhibit is a comprehensive traveling educational and advocacy effort, and includes the following components:	
<ul style="list-style-type: none"> <li>• The crashed vehicle from "Room to Live."</li> <li>• Two pickup trucks wrapped in "Respect the Cage – Buckle Up" graphics. The trucks pull trailers carrying the crashed vehicle and a rollover simulator.</li> <li>• The "Room to Live" video, which plays inside the trailer.</li> <li>• A rollover simulator: A compact pickup truck cab affixed to a two-axle low-profile trailer. Acceleration and braking control systems spin the cab to simulate a rollover vehicle crash, and a crash-test dummy gets ejected from the vehicle.</li> </ul>	

- “Fastest Belt in the West” buckle-up contest.
- Prizes and giveaways.

The exhibit primarily targets men ages 18 through 34. Montana statistics show that this group has a greater danger of being fatally injured in traffic crashes. The Respect the Cage theme borrows language and images from mixed martial arts fighting, which is currently popular among young men. To increase the appeal, the exhibit is staffed by college-age interns. Staffers report that younger people have been receptive to the message. The crew attended approximately 48 single-day and 8 multiday events this year; they had direct conversational contact with 22,840 people and an estimated indirect contact with over 56,667 people across Montana. Respect the Cage was involved in much smaller events this past year including more driver’s education classes (1,077 students) and small county fairs in order to reach different and more rural populations in Montana.

**DUI Task Forces—Montana Department of Transportation funded**

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	12/31/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable

URL for more program information: [http://www.mdt.mt.gov/safety/dui\\_taskforces.shtml](http://www.mdt.mt.gov/safety/dui_taskforces.shtml)

Program description: DUI task forces are multifaceted coalitions that invite participation from a cross-section of community representatives to maximize their reach and effectiveness. The task forces operate at the county level to reduce and prevent impaired driving, and they may engage in a variety of activities such as:

- Responsible alcohol sales and service training.
- Retail compliance checks.
- Party and kegger patrols.
- Overtime traffic patrols.
- Educational programs.
- Media advocacy.
- Public service announcements.
- Victims impact panels.
- Support for prosecution and adjudication of DUI cases.
- Designated driver programs.
- Safe ride home programs.

Estimating the number of youth served in this program is impossible. Thirty-four task forces representing 38 counties serve two thirds of Montana’s most populated counties. These are community-based programs over which the Montana Department of Transportation (MDT) has no control. Annual reporting to the county commission is required by MCA 61-2-106 but is not required to be provided to the state.

**Enforcing Underage Drinking Laws—Montana Board of Crime Control**

Number of youth served	223,563
Number of parents served	112,154*
Number of caregivers served	No data
Numbers pertain to the 12 months ending	12/31/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	No data

Program description: The EUDL program (federal funds of approximately \$300,000) supported and enhanced efforts by the State of Montana and local jurisdictions to prohibit the sale of alcoholic beverages to minors and the purchase and consumption of alcoholic beverages by minors. The Montana EUDL grant funded compliance checks/decoy operations, checkpoints/saturation patrols, small media campaigns, and local community coalition work. Future EUDL funding is unknown. Universal data are collected but not by subcategory, so total number served is based on 2010 Census data.

\* Number of Montana family households

**ParentPower**

Number of youth served	No data
Number of parents served	2,534
Number of caregivers served	No data
Numbers pertain to the 12 months ending	12/31/2011
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report:	Not applicable
URL for more program information:	<a href="http://www.parentpower.mt.gov">http://www.parentpower.mt.gov</a>

Program description: ParentPower is a collaborative effort by the Montana Interagency Coordinating Council (ICC) for State Prevention Programs to create and sustain a coordinated, comprehensive system of prevention services in Montana. ParentPower is an online parent toolbox for addressing underage drinking. We are only able to gather the number of visits to the website, and this is reported in the parents served line. Additionally, throughout 2011, two rounds of the Parentpower Public Service Announcements were run on the statewide cable network (Bresnan) and the largest radio network (Northern Broadcast), and some local TV and radio stations. The two rounds occurred during the spring (prom, graduation time), and just before the winter holidays and New Year. The purpose of the PSAs was to remind parents to talk to their youth about not engaging in underage drinking. Also, during 2011, Montana was fortunate to receive the opportunity to create a CSAP Video for Montana: Keep Talking.

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

**Montana Department of Transportation-Funded Programs With Highway Traffic  
Safety Resources**

URL for more program information: <http://www.mdt.mt.gov/safety/impaired.shtml>

Program description: The Department of Public Health and Human Services (DPHHS) MDT funded DPHHS Addictive and Mental Disorders Division/Chemical Dependency Bureau to implement PRIME for Life, an evidence-based program, as the curriculum for DUI offenders. The program is self-sustaining through the collection of workbook fees from DUI offenders (this pays for ongoing instructor trainings). Some MIP offender programs have adopted PRIME for Life as their curriculum.

DUI Task Forces: Many of Montana’s DUI Task Forces sponsor responsible alcohol sales and service training within communities using “Let’s Control It,” a server training program designed by the Department of Revenue (DOR). This program trains those who sell/serve alcoholic beverages how to keep from overserving obviously intoxicated patrons, how to identify underage patrons, etc. Training of trainers is provided to a cohort of preventionists across Montana who reside in local communities.

DUI Task Forces, fiscal year (FFY) 2011–2012: MDT provided supplemental funding to many of Montana’s DUI Task Forces to conduct a variety of projects. These include Cops In Shops, a Century Council program aimed at reducing underage purchases; extra law enforcement patrols; compliance checks of retail establishments (to determine whether the clerk/server will sell alcohol to a minor); Cops ‘n Shops educational program; additional RASS (responsible alcohol service and sales) training; youth participants on the local task forces, which may incorporate a peer-to-peer education component; and a variety of other programs to reduce impaired driving and underage drinking.

DUI Courts: MDT funds DUI Court implementation in five courts that include Kalispell, Mineral County, Fort Peck Reservation, Yellowstone County, and 7th Judicial District (a five-county area in eastern

Montana). Several other treatment courts throughout the state address the underlying addiction associated with DUI offenders. Some of the court participants are under age 21.

**Law Enforcement:** MDT contracts with local, Tribal, and state law enforcement to conduct overtime traffic patrols via the Selective Traffic Enforcement Program (STEP). MDT also contracts with state, local, and Tribal law enforcement to purchase enforcement equipment to aid in the detection and apprehension of impaired drivers. This includes radars, in-car video cameras, and preliminary breath testers (PBTs).

**Missoula City/County Health Department:** MDT funds a half-time coordinator to increase the total number of counties with DUI task forces in the state and to continue promoting consistency and unity among existing DUI task forces. At present, there are 34 task forces representing 38 counties; the goal is to have a DUI Task Force in each of Montana's 56 counties.

**Montana Highway Patrol (MHP):** MDT partnered with MHP to provide Standard Field Sobriety Testing (SFST) training and Advanced Roadside Impaired Driving Enforcement (ARIDE) training to state, local and Tribal law enforcement. MDT provides funding to MHP to train state, local, and Tribal law enforcement officers to become certified Drug Recognition Experts (DREs). MHP deploys the Mobile Impaired Driving Assessment Center (MIDAC) to large community events where alcohol is prevalent such as fairs, rodeos, concerts, and university athletic events. MDT originally funded the purchase of the MIDAC and funds the MHP to provide a Strategic Traffic Enforcement Team (STET) known as "roving patrols" to supplement local law enforcement resources on high-crash corridors, at special events, and in other problem areas indicated by crash data.

**Media:** MDT contracts with media companies to develop educational messages for the public during National Labor Day Impaired Driving and May Mobilization Seatbelt Campaigns.

**Traffic Safety Resource Prosecutor (TRSP):** The TRSP is funded by MDT to provide training for law enforcement and prosecutors to enhance the consistent identification, arrest, prosecution, and sentencing of impaired drivers and underage drinkers.

**Tribal Governments Safe On All Roads (SOAR):** This traffic safety program aims to reduce impaired driving and riding with an impaired driver while increasing seatbelt and child safety seat usage. The program works through Tribal coordinators to provide messages that are culturally relevant for each Tribe.

***Prevention Resource Center AmeriCorps VISTA (Volunteer in Service to America) Program and CSAP Fellow Program***

URL for more program information: <http://www.prevention.mt.gov>

**Program description:** The VISTA Project connects Montana communities, the Interagency Coordinating Council for State Prevention Programs, and AmeriCorps volunteers throughout the State of Montana. It strives to keep Montana children, communities, and families strong and resilient against risks such as unintended and unhealthy pregnancies, child abuse and neglect, substance abuse, crime and violence, and high school dropouts. The VISTA Project works proactively to create and sustain conditions that reduce risk and promote the safety, personal responsibility, and well-being of all. There are VISTAs in many sites throughout the state. VISTAs serve for 1 year, full time, typically at a community-based organization, and work toward building capacity and sustainable programs to eradicate poverty. Sites affecting underage drinking include those at Boys and Girls Clubs, Big Brother/Big Sister programs, local prevention coalitions, and health departments.

**CSAP Fellow Program:** The Montana CSAP Fellow has worked on projects specific to Montana to include: developing strategies to involve youth in statewide prevention policy discussions, improving relationships and an understanding of cultural diversity with rural/frontier and Indian communities, conducting media advocacy training, assessing statewide data and conducting research on substance abuse prevention initiatives and strategies; and convening a committee to evaluate the current Montana MIP statute. The CSAP Fellow was instrumental in writing content, participating in, and distributing the Montana CSAP video: Keep Talking Montana: You Can Prevent Underage Drinking.

<b>State of Montana National Guard Counter Drug Program</b> URL for more program information: No data
Program description: No data
<b>Montana Tobacco Use Program</b> URL for more program information: <a href="http://tobaccofree.mt.gov">http://tobaccofree.mt.gov</a>
Program description: No data

### Additional Information Related to Underage Drinking Prevention Programs

<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i>	Yes
<p>Description of collaboration: Through Montana's Substance Abuse Prevention and Treatment (SAPT) Block Grants and the SPF SIG grants, collaboration occurs on the local level. Specific collaborations include:</p> <ul style="list-style-type: none"> <li>• The Governor's Office on Indian Affairs Director is an active member of the state's Interagency Coordinating Council for State Prevention Programs. Her leadership has strengthened relationships, communication, and collaboration.</li> <li>• Blackfeet Piikani Action Team following the completion of their grant as a SPF SIG contractor working on Tribal social host laws; responsible alcohol sales and server training (RASS) performed by Tribal members; merchant education policies; court watch; and a cross-jurisdictional law enforcement agreement signed by Tribal Council and Glacier County Sheriff's Department.</li> <li>• Ft. Peck Reservation is part of the Alcohol District II SPF SIG grant, and the first alcohol compliance checks in 3 years have taken place and are continuing. Tribal agencies are working with nonprofit agencies to collect and track data in a more comprehensive fashion. A DUI Court Offender Treatment Program has been implemented on the Reservation, RASS training is provided by Tribal members, and DUI laws on the Reservation have been amended to make the third DUI in a lifetime a felony. And, 2011, Ft. Peck passed a reservationwide social host ordinance that took the cooperation of local, county and Tribal governments.</li> <li>• Flathead Reservation was part of the Northwest Montana Community Change Project SPF SIG and has implemented stepped-up DUI patrols over major holidays as a cross-jurisdictional effort. RASS training has also been implemented.</li> <li>• Following the completion of Montana's SPF, an information sharing and transfer of knowledge, strategies, and initiatives from contractors working on and/or near reservations was conducted with the newly establish SPF TIG grantee and their staff.</li> <li>• The State Level Epidemiological Work Group for the State SPF has cross-representation with the Montana Wyoming Tribal Leaders Council SPF SIG. This work is enabling the transition of information and data from one grant to the other.</li> </ul> <p>The State Level Strategic Prevention Enhancement (SPE) consortium has cross-representation from Montana Tribes to include both prevention and treatment providers, and the SPF SIG grant.</p>	
<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	
<b>Additional Clarification</b>	
Montana is looking toward developing best practices and promising approaches in the rural and frontier areas of the state that are culturally appropriate. Very few best practices are available to a rural and frontier state such as Montana. This work is anticipated to be ongoing.	

<b>State Interagency Collaboration</b>	
<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: Vicki Turner E-mail: vturner@mt.gov Address: PO Box 4210, Helena, MT 59604-4210 Phone: 406-444-3484	
<i>Agencies/organizations represented on the committee:</i> Department of Public Health and Human Safety Department of Corrections Department of Labor and Industry Department of Transportation Department of Revenue Department of Military Affairs Montana Board of Crime Control Montana Children’s Trust Fund Montana Office of Public Instruction Governor’s Office of Indian Affairs Montana Office of the Commissioner of Higher Education Two Governor-appointed community members	
<i>A website or other public source exists to describe committee activities</i> URL or other means of access: <a href="http://prevention.mt.gov/icc/index.php">prevention.mt.gov/icc/index.php</a>	Yes

<b>Underage Drinking Reports</b>	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	Yes
Prepared by: The Interagency Coordinating Council for State Prevention Programs Work Group and Prevention Resource Center staff Plan can be accessed via: <a href="http://prevention.mt.gov/icc/meetings/nov012011meeting/ICCWorkplandraft2011through2013.pdf">http://prevention.mt.gov/icc/meetings/nov012011meeting/ICCWorkplandraft2011through2013.pdf</a>	
<i>State has prepared a report on preventing underage drinking in the last 3 years</i>	Yes
Prepared by: The Interagency Coordinating Council for State Prevention Programs Work Group Plan can be accessed via: <a href="http://prevention.mt.gov/icc/meetings/nov012011meeting/ICCdraftagendaonOctober122011.pdf">prevention.mt.gov/icc/meetings/nov012011meeting/ICCdraftagendaonOctober122011.pdf</a>	
<b>Additional Clarification</b>	
The Interagency Coordinating Council (ICC) for State Prevention Programs updates goals and benchmarks; see <a href="http://prc.mt.gov/icc/goals/index.php">http://prc.mt.gov/icc/goals/index.php</a> . The Council’s work group has established new goals for 2020. Reporting of underage drinking is provided through updates and reports given via ICC meetings and media.	

<b>State Expenditures for the Prevention of Underage Drinking</b>	
<i>Compliance checks/decoy operations in retail outlets:</i>	
Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available
<i>Checkpoints and saturation patrols:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	\$0
Estimate based on the 12 months ending	12/31/2011

<i>K–12 school-based programs to prevent underage drinking:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Programs that target youth in the child welfare system:</i>	
Estimate of state funds expended	No data
Estimate based on the 12 months ending	No data
<i>Other programs:</i>	
Programs or strategies included: Public Education and advertising media campaign	
Estimate of state funds expended	\$16,000
Estimate based on the 12 months ending	12/31/2011

### **Funds Dedicated to Underage Drinking**

*State derives funds dedicated to underage drinking from the following revenue streams:*

Taxes	No
Fines	No
Fees	No
Other	No data

*Description of funding streams and how they are used:*

No data

### **Additional Clarification**

None given