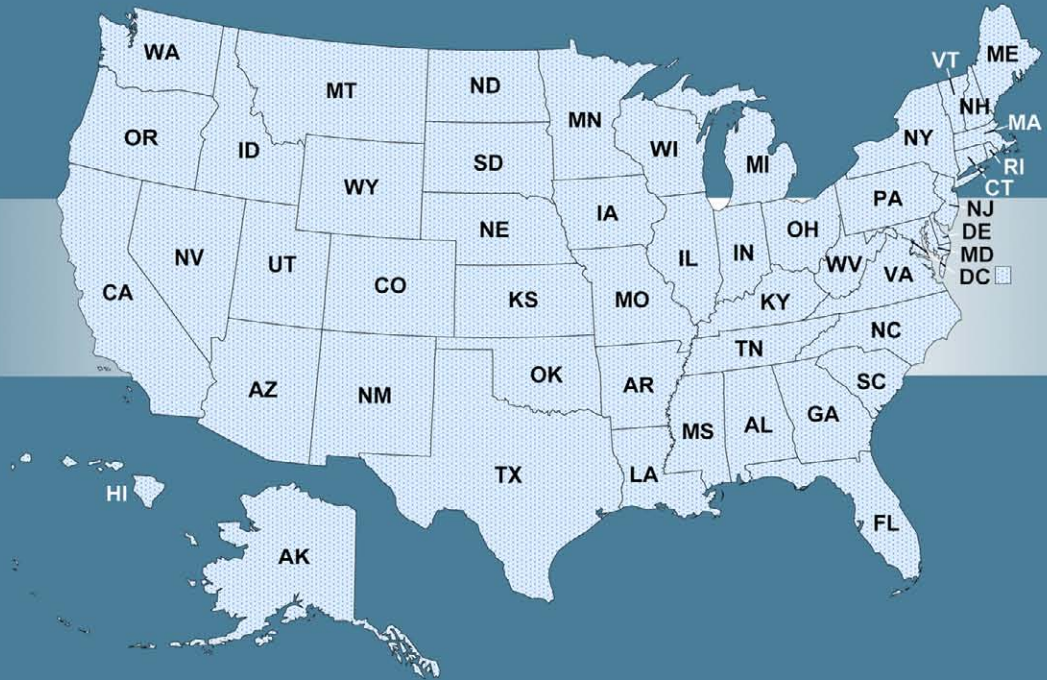


# MASSACHUSETTS STATE REPORT

## Underage Drinking Prevention and Enforcement

2018



**SAMHSA**  
Substance Abuse and Mental Health  
Services Administration

This State Report is required by the Sober Truth on Preventing (STOP) Underage Drinking Act (Pub. L. 109-422), which was enacted by Congress in 2006 and reauthorized in December 2016 as part of the 21st Century Cures Act (Pub. L. 114-255). The STOP Act requires an annual report “on each State's performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking.” As directed by the STOP Act, the State Reports were prepared by the Interagency Coordinating Committee on Preventing Underage Drinking (ICCPUD), which is chaired by the Assistant Secretary for Mental Health and Substance Use, U.S. Department of Health and Human Services.

**Time period covered by this State Report:** The 2018 State Report primarily includes data from calendar year 2017. The state legal data reflects the status of the law as of January 1, 2017. The state survey data was collected in 2017 and was drawn from the most recent 12-month period in which the states maintained the data.

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## Massachusetts

**State Population: 6,811,779**

**Population Ages 12–20: 817,000**

Past-Month Alcohol Use Among 12- to 20-Year-Olds	
<b>Ages 12–20*</b>	
Past-Month Alcohol Use – Number (Percentage)	258,000 (31.6%)
<b>Ages 12–14</b>	
Past-Month Alcohol Use – Number (Percentage)	6,000 (3.0%)
<b>Ages 15–17</b>	
Past-Month Alcohol Use – Number (Percentage)	54,000 (19.9%)
<b>Ages 18–20</b>	
Past-Month Alcohol Use – Number (Percentage)	197,000 (59.9%)
Alcohol-Attributable Deaths and Years of Potential Life Lost Under the Age of 21	
<b>Alcohol-Attributable Deaths (under 21)</b>	54
<b>Years of Potential Life Lost (under 21)</b>	3,244
Fatal Crashes Involving 15- to 20-Year-Old Driver with BAC > 0.01	
<b>Number of Fatalities Involving 15- to 20-Year-Old Driver with BAC &gt; 0.01</b>	17
<b>Percentage of All Fatal Crashes Involving 15- to 20-Year-Old Driver</b>	33%

\*Note that in previous years, the numbers and percentages for past-month binge drinking by age group were included in these profiles. These data are not included as a separate category this year. The definition of binge drinking used in the National Survey on Drug Use and Health (NSDUH) changed in 2015 and insufficient state-level data using the new criteria exist. As more years of consistent data become available, the state profiles will include past-month binge drinking as a separate sub-group of past-month alcohol use. For more information, see <https://www.samhsa.gov/data/sites/default/files/NSDUH-TrendBreak-2015.pdf>.

## Laws Addressing Minors in Possession of Alcohol

Underage Possession	
Is underage possession of alcoholic beverages prohibited?	Yes
Are there exceptions based on family relationships?	Yes No
<ul style="list-style-type: none"> <li>Is possession allowed if parent or guardian is present or consents?</li> <li>Is possession allowed if spouse is present or consents?</li> </ul>	
Is there an exception based on location?	No

Underage Consumption	
Is underage consumption of alcoholic beverages prohibited?	No law
Are there exceptions based on family relationships?	N/A N/A
<ul style="list-style-type: none"> <li>Is consumption allowed if the parent or guardian is present or consents?</li> <li>Is consumption allowed if the spouse is present or consents?</li> </ul>	
Is there an exception based on location?	N/A

Underage Internal Possession	
Is underage internal possession of alcoholic beverages prohibited?	No law
Are there exceptions based on family relationships?	N/A N/A
<ul style="list-style-type: none"> <li>Is internal possession allowed if the parent or guardian is present or consents?</li> <li>Is internal possession allowed if the spouse is present or consents?</li> </ul>	
Is there an exception based on location?	N/A

Underage Purchase and Attempted Purchase	
Is the purchase of alcoholic beverages prohibited?	Yes
May youth purchase for law enforcement purposes?	No

Underage False Identification for Obtaining Alcohol	
Provisions Targeting Minors	
Is the use of false identification (ID) prohibited?	Yes
Does the use of a false ID result in minor's driver's license suspension?	Yes, through a judicial process
Provisions Targeting Suppliers	
Is the lending or transferring or selling of a false ID prohibited?	Yes
Is the production of a false ID in the context of underage alcohol sales specifically prohibited?	Yes
Retailer Support Provisions	
Is there an incentive for the retailer to use electronic scanners for information digitally encoded on valid IDs?	No
Are state driver's licenses for persons under 21 easily distinguishable from licenses for persons 21 and over?	Yes
May retailers seize apparently false IDs without fear of prosecution even if the ID is ultimately deemed valid?	No
Does an affirmative defense exist for the retailer?	Yes
<ul style="list-style-type: none"> <li>Is it a specific affirmative defense (retailer reasonably believed ID was valid after examining it)?</li> </ul>	Yes

• Is it a general affirmative defense (retailer reasonably believed purchaser was over 21)?	No
Does the retailer have the right to sue the minor for use of a false ID?	No
May a retailer detain a minor who used a false ID?	No

## Laws Targeting Underage Drinking and Driving

Youth Blood Alcohol Concentration Limits (Underage Operators of Noncommercial Motor Vehicles)	
What is the maximum blood alcohol concentration (BAC) limit for an underage driver of a motor vehicle?	0.02
Does a BAC level in excess of limit automatically establish a violation (per se violation)?	Yes
What is the minimum age to which the limit applies?	0
What is the maximum age to which the limit applies?	21

Loss of Driving Privileges for Alcohol Violations by Minors (“Use/Lose” Laws)—For Possession	
Is there a “use/lose” law that suspends or revokes a minor’s driving privileges for alcohol violations?	Yes
What types of violation lead to license suspension or revocation?	
• Purchase of alcohol	No
• Possession of alcohol	Yes
• Consumption of alcohol	No
The law applies to people under what age?	21
Is suspension or revocation mandatory or discretionary?	Mandatory
What is the length of suspension/revocation?	
Minimum number of days	90
Maximum number of days	90

Loss of Driving Privileges for Alcohol Violations by Minors (“Use/Lose” Laws)—For Purchase	
Is there a “use/lose” law that suspends or revokes a minor’s driving privileges for alcohol violations?	Yes
What types of violation lead to license suspension or revocation?	
• Purchase of alcohol	Yes
• Possession of alcohol	No
• Consumption of alcohol	No
The law applies to people under what age?	21
Is suspension or revocation mandatory or discretionary?	Mandatory
What is the length of suspension/revocation?	
Minimum number of days	180
Maximum number of days	180

Graduated Driver’s Licenses	
Learner Stage	
What is the minimum age for permit to drive with parents, guardians or other adults (other than instructors)?	16

What is the minimum number of months driver must hold learner permit before advancing to intermediate stage?	6
What is the minimum number of hours of driving with parents, guardians or adults before advancing to intermediate stage?	40 (or 30 hours of supervised driving if applicant completes driver skills program)
<b>Intermediate Stage</b>	
What is the minimum age for driving without adult supervision?	16 years, 6 months
For night driving, when does adult supervision requirement begin?	12:30 AM
Can law enforcement stop a driver for night driving violation as a primary offense?	Yes (exception: secondary enforcement between 12:30 AM and 1 AM and between 4 AM and 5 AM)
Are there restrictions on passengers?	Yes, no passengers under 18 who are not immediate family members, unless accompanied by licensed driver over 21
Can law enforcement stop driver for violation of passenger restrictions as a primary offense?	Yes, officer may stop driver for passenger restrictions violation
<b>License Stage</b>	
What is the minimum age for full license privileges and lifting of 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

<b>Furnishing Alcohol to Minors</b>	
Is furnishing of alcoholic beverages to minors prohibited?	Yes
Are there exceptions based on family relationships? <ul style="list-style-type: none"> <li>Is furnishing allowed if the parent or guardian supplies the alcohol?</li> <li>Is furnishing allowed if the spouse supplies the alcohol?</li> </ul>	Yes Yes
Is there an exception based on location?	No
<b>Affirmative Defense for Sellers and Licensees</b>	
Does law require seller/licensee to be exonerated of furnishing to a minor if the minor has not been charged?	No

<b>Compliance Check Protocols</b>	
Does the state have a written protocol for when an underage decoy is used in compliance checks?	Yes
What is the minimum age a decoy may be to participate in a compliance check?	Not specified
What is the maximum age a decoy may be to participate in a compliance check?	Not specified
Are there appearance requirements for the decoy?	Yes, age-appropriate appearance
Does decoy carry ID during compliance check?	Prohibited
May decoy verbally exaggerate his or her actual age?	Prohibited

Is decoy training mandated, recommended, prohibited, or not specified?	Not specified
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Penalty Guidelines for Sales to Minors	
Are there written guidelines for penalties that are imposed on retailers for furnishing to a minor?	No written guidelines
What is the time period for defining second, third and subsequent offenses?	N/A
What is the penalty for the first offense?	N/A
What is the penalty for the second offense?	N/A
What is the penalty for the third offense?	N/A
What is the penalty for the fourth offense?	N/A

Responsible Beverage Service (RBS)	
Is there a state law pertaining to Beverage Service Training?	No law
If training is mandatory, who must participate?	N/A
If training is voluntary, which of the following incentives are offered?	
• Defense in dram shop liability lawsuits	N/A
• Discounts in dram shop liability insurance, license fees, or other	N/A
• Mitigation of fines or other administrative penalties for sales to minors or intoxicated persons	N/A
• Protection against license revocation for sales to minors or sales to intoxicated persons	N/A
Does the RBS law apply to on-premises establishments (such as bars and restaurants) or off-premises establishments (such as liquor stores)?	N/A
Does the RBS law apply to new or existing licensees?	N/A

Minimum Ages for Sellers of Alcohol—Off-Premises (i.e., Liquor Stores)	
What is the minimum age requirement for off-premises retail establishments?	
Beer	18
Wine	18
Spirits	18
Does a manager or supervisor have to be present?	No

Minimum Age for Alcohol Servers and Bartenders—On-Premises (i.e., Restaurants and Bars)	
What is the minimum age requirement for servers in on-premises establishments?	
Beer	18
Wine	18
Spirits	18
What is the minimum age requirement for bartenders in on-premises establishments?	
Beer	18
Wine	18
Spirits	18
Does a manager or supervisor have to be present?	No

Distance Limitations Applied to New Alcohol Outlets Near Universities, Colleges, and Primary and Secondary Schools	
Colleges and Universities	

Is there a distance requirement for off-premises outlets (i.e., liquor stores)?	No
Is there a distance requirement for on-premises outlets (i.e., restaurants and bars)?	No
To which alcohol products does requirement apply?	N/A
<b>Primary and Secondary Schools</b>	
Is there a distance requirement for off-premises outlets (i.e., liquor stores)?	Yes, within 500 feet. Local government has authority to override state restrictions.
Is there a distance requirement for on-premises outlets (i.e., restaurants and bars)?	Yes, within 500 feet. Local government has authority to override state restrictions.
To which alcohol products does requirement apply?	Beer, wine, spirits
Note: Exceptions are (1) inns and parts of buildings located 10 or more floors above street level; (2) extension of licensed premises that do not exceed 50 feet.	

<b>Dram Shop Liability</b>	
Does a statute create dram shop liability?	No
Does the statute limit damages that may be recovered?	N/A
Does the statute limit who may be sued?	N/A
Does the statute limit elements or standards of proof?	N/A
Does common law dram shop liability exist?	Yes

<b>Social Host Liability</b>	
Does a statute create social host liability?	No
Does the statute limit damages that may be recovered?	N/A
Does the statute limit who may be sued?	N/A
Does the statute limit elements or standards of proof?	N/A
Does common law social host liability exist?	Yes

<b>Prohibitions Against Hosting Underage Drinking Parties</b>	
Does a statute prohibit hosting underage drinking parties?	Yes
Is the statute specific to underage parties, or a general prohibition against permitting underage drinking on the property?	General
What action by underage guest triggers a violation?	Possession
Property type covered by the law?	Residential/outdoor/other
What level of knowledge by the host is required?	Knowledge (host must have actual knowledge of party)
Does host's preventive action protect him/her from being held liable?	No
Are there any exceptions for underage guests?	Yes, family members

<b>Retailer Interstate Shipments of Alcohol</b>	
Are out-of-state retailers prohibited from sending interstate shipments to in-state consumers?	
Beer	Prohibited
Wine	Prohibited



Spirits	Prohibited
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Direct Shipments/Sales	
May alcohol producers ship directly to consumers?	Yes
What alcohol types may be shipped?	Wine
Must purchaser make mandatory trip to producer before delivery is authorized?	No
Age verification requirements	
Must the producer/shipper verify purchaser's age before sale?	No
Must the common carrier (deliverer) verify age of recipients?	Yes
State approval/permit requirements	
Must the producer/manufacture obtain state license or permit?	Yes
Must the common carrier (deliverer) be approved by a state agency?	Yes
Recording/reporting requirements	
Must the producer/manufacture record/report purchaser's name?	Yes
Must the common carrier (deliverer) record/report recipient's name?	No
Shipping label requirements	
Must the label state "Package contains alcohol"?	Yes
Must the label state "Recipient must be 21 years old"?	Yes

Keg Registration	
How is a keg defined (in gallons)?	More than 2.00
Prohibitions	
Is it illegal to possess an unregistered or unlabeled keg and if so, what is the penalty?	No
Is it illegal to destroy the label on a keg, and if so, what is the penalty?	No
What purchaser information is collected?	
Must the retailer collect the name and address?	Yes
Must the retailer collect the ID number, name and address on license or other government information?	No
Must the retailer collect the address at which keg will be consumed?	No
Must warning information be given to purchaser?	Yes, active (requires an action by purchaser)
Is a deposit required?	Yes, \$5
Does law cover disposable kegs?	No
Note: The deposit provisions in Massachusetts require that a purchaser pay the following: (a) a container fee of not less than \$10.00 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. The minimum required amount is \$5.	

Home Delivery	
Is home delivery of alcohol permitted?	
Beer	Yes
Wine	Yes
Spirits	Yes

Note: Each vehicle used for transportation and delivery must be covered by a permit issued by the commission.

High-Proof Grain Alcohol Beverages	
Are there restrictions on the sale of high-proof grain alcohol beverages?	No
Are restrictions based on Alcohol by Volume (ABV)?	N/A
Are there exceptions to restrictions?	N/A

## Laws Affecting Alcohol Pricing

Alcohol Taxes	
<b>Beer</b>	
Control system for beer?	No
Specific excise tax per gallon for 5% alcohol beer	\$0.11
Ad valorem excise tax (for on-premises sales) on total receipts for 5% alcohol beer	
Wholesale tax rate (if applicable)	
Retail tax rate (if applicable)	
If retail tax rate applies, is there an exemption from general sales tax?	No
<ul style="list-style-type: none"> <li>General sales tax rate</li> </ul>	Not relevant
<ul style="list-style-type: none"> <li>Sales tax adjusted retail tax rate (the retail tax minus the general sales tax, where there is an exemption from the general sales tax)</li> </ul>	Not relevant
Ad valorem excise tax (for off-premises sales) on total receipts for 5% alcohol beer	
Wholesale tax rate (if applicable)	
Retail tax rate (if applicable)	
If retail tax rate applies, is there an exemption from general sales tax?	No
<ul style="list-style-type: none"> <li>General sales tax rate</li> </ul>	Not relevant
<ul style="list-style-type: none"> <li>Sales tax adjusted retail tax rate (the retail tax minus the general sales tax, where there is an exemption from the general sales tax)</li> </ul>	Not relevant
Additional taxes for 3.2–6% alcohol beer if applicable	
<b>Wine</b>	
Control system for wine?	No
Specific excise tax per gallon for 12% alcohol wine	\$0.55
Ad valorem excise tax (for on-premises sales) on total receipts for 12% alcohol wine	
Wholesale tax rate (if applicable)	
Retail tax rate (if applicable)	
If retail tax rate applies, is there an exemption from general sales tax?	No
<ul style="list-style-type: none"> <li>General sales tax rate</li> </ul>	Not relevant
<ul style="list-style-type: none"> <li>Sales tax adjusted retail tax rate (the retail tax minus the general sales tax, where there is an exemption from the general sales tax)</li> </ul>	Not relevant
Ad valorem excise tax (for off-premises sales) on total receipts for 5% alcohol wine	
Wholesale tax rate (if applicable)	
Retail tax rate (if applicable)	
If retail tax rate applies, is there an exemption from general sales tax?	No
<ul style="list-style-type: none"> <li>General sales tax rate</li> </ul>	Not relevant

• Sales tax adjusted retail tax rate (the retail tax minus the general sales tax, where there is an exemption from the general sales tax)	Not relevant
Additional taxes for 6–14% alcohol wine if applicable	
<b>Spirits</b>	
Control system for spirits?	No
Specific excise tax per gallon for 5% alcohol beer	\$4.05
Ad valorem excise tax (for on-premises sales) on total receipts for 40% alcohol spirits	
Wholesale tax rate (if applicable)	
Retail tax rate (if applicable)	
If retail tax rate applies, is there an exemption from general sales tax?	No
• General sales tax rate	Not relevant
• Sales tax adjusted retail tax rate (the retail tax minus the general sales tax, where there is an exemption from the general sales tax)	Not relevant
Ad valorem excise tax (for off-premises sales) on total receipts for 40% alcohol spirits	
Wholesale tax rate (if applicable)	
Retail tax rate (if applicable)	
If retail tax rate applies, is there an exemption from general sales tax?	No
• General sales tax rate	Not relevant
• Sales tax adjusted retail tax rate (the retail tax minus the general sales tax, where there is an exemption from the general sales tax)	Not relevant
Additional taxes for 15–50% alcohol spirits if applicable	

<b>Low-Price, High-Volume Drink Specials</b>	
Are on-premises retailers prohibited from offering the following types of drink specials?	
Free beverages	Yes
Multiple servings at one time	No
Multiple servings for same price as single serving	No
Reduced price for a specified day or time (i.e., happy hours)	Yes
Unlimited beverages for fixed price	Yes
Increased volume without increase in price	Yes

<b>Wholesaler Pricing Restrictions</b>	
<b>Beer</b>	
Are volume discounts to retailers allowed?	No law
Must wholesalers establish a minimum markup or maximum discount for each product sold to retailers?	No law
Must wholesalers publicly post and hold (i.e., not reduce) prices for a set time period?	Post and hold (30 days)
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	Yes, 60 days
<b>Wine</b>	
Are volume discounts to retailers allowed?	No law
Must wholesalers establish a minimum markup or maximum discount for each product sold to retailers?	No law

Must wholesalers publicly post and hold (i.e., not reduce) prices for a set time period?	Post and hold (30 days)
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	Yes, 60 days
<b>Spirits</b>	
Are volume discounts to retailers allowed?	No law
Must wholesalers establish a minimum markup or maximum discount for each product sold to retailers?	No law
Must wholesalers publicly post and hold (i.e., not reduce) prices for a set time period?	Post and hold (30 days)
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	Yes, 60 days

## Massachusetts State Survey Responses

### State Agency Information

Agency with primary responsibility for enforcing underage drinking laws:

Massachusetts Alcoholic Beverages Control Commission

### Enforcement Strategies

State law enforcement agencies use:

Cops in Shops	Yes
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol-Related Fatality Investigations	Yes

Local law enforcement agencies use:

Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol-Related Fatality Investigations	No

State has a program to investigate and enforce direct sales/shipment laws

Yes

Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors

Massachusetts Alcoholic Beverages Control Commission

Such laws are also enforced by local law enforcement agencies

No

### Enforcement Statistics

State collects data on the number of minors found in possession

Yes

Number of minors found in possession<sup>1</sup> by state law enforcement agencies

1,245

Number pertains to the 12 months ending

12/31/2016

Data include arrests/citations issued by local law enforcement agencies

No

State conducts underage compliance checks/decoy operations<sup>2</sup> to determine if alcohol retailers are complying with laws prohibiting sales to minors

Yes

Data are collected on these activities

Yes

Number of retail licensees in state<sup>3</sup>

12,000

Number of licensees checked for compliance by state agencies

3,177

(including random checks)

Number of licensees that failed state compliance checks

114

Numbers pertain to the 12 months ending

12/31/2016

Compliance checks/decoy operations conducted at on-sale, off-sale, or both retail establishments

Both on- and off-sale establishments

State conducts **random** underage compliance checks/decoy operations

Yes

Number of licensees subject to **random** state compliance checks/decoy operations

3,177

Number of licensees that failed **random** state compliance checks

114

Local agencies conduct underage compliance checks/decoy operations to determine if alcohol retailers are complying with laws prohibiting sales to minors

Yes

Data are collected on these activities

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

### Sanctions

State collects data on fines imposed on retail establishments that furnish minors

No

Number of fines imposed by the state<sup>4</sup>

Not applicable

Total amount in fines across all licensees

Not applicable

Smallest fine imposed

Not applicable

Largest fine imposed	Not applicable
Numbers pertain to the 12 months ending	Not applicable
<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>5</sup>	Not applicable
Total days of suspensions across all licensees	Not applicable
Shortest period of suspension imposed (in days)	Not applicable
Longest period of suspension imposed (in days)	Not applicable
Numbers pertain to the 12 months ending	Not applicable
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i>	
	No
Number of license revocations imposed <sup>6</sup>	Not applicable
Numbers pertain to the 12 months ending	Not applicable

**Additional Clarification**

Special Investigators of the Investigation and Enforcement Division are appointed by the Alcoholic Beverages Control Commission (ABCC) pursuant to Massachusetts General Laws Chapter 10 §72. Accordingly, Investigators are authorized and directed, pursuant to Massachusetts General Laws Chapter 138 §56, to make all needful and appropriate investigations to enforce the Liquor Control Act.

Pursuant to this statutory mandate, the Enforcement Division has established the following objectives:

1. To prevent the sale or delivery of alcoholic beverages to underage individuals.
2. To prevent the sale or delivery of alcoholic beverages to intoxicated individuals and potential impaired drivers.
3. To prevent the sale of alcoholic beverages that are illegally imported or purchased from an illegal source and to prevent the tampering or dilution of alcoholic beverages.
4. To prevent illegal gambling on licensed premises.
5. To prevent the sale, delivery or use of illegal narcotics on licensed premises.
6. To prevent unlawful ownership of licensed establishments by individuals or criminal organizations.
7. To provide suppliers, wholesalers, and retailers of the alcoholic beverage industry with a fair and even playing field to conduct their licensed business.

In 2016, the Enforcement Division conducted operations in more than 200 municipalities throughout the Commonwealth. Investigators observed approximately 290 violations of the Liquor Control Act and filed 227 reports with the Commission for prosecution. These violations ranged from sale of alcohol to underage individuals, sale of alcohol to intoxicated individuals, illegal gambling, illegal alcoholic beverages, illegal narcotics activity, criminal ownership of licensed premises, and unlawful trade practices.

In 2016, the Division conducted compliance checks in 264 municipalities in the Commonwealth. There were 3177 licensed establishments checked, of which 114 failed (4%). There were 1318 off-premise licensees checked, of which 75 failed (6%); and 1859 on-premise licensees checked, of which 38 failed (2%). It should be noted that in 2016 there was a significant rise in the failure rate at off-premises retail outlets, compared to recent years. This trend is particularly troubling, as it has been reported from municipal police departments that they are seeing a rise in underage drinking issues in their communities. The ABCC is reviewing the best strategy to address this problem, over and above the compliance check enforcement program.

Massachusetts has the fifth lowest ratio of enforcement agents to licensees in the country. Accordingly, the Division has developed Enhanced Liquor Enforcement Programs that are scheduled to address specific geographic and seasonal challenges relating to underage drinking and impaired driving. The primary objective is to prevent the procurement of alcoholic beverages by and for underage individuals as well the sale or delivery of alcoholic beverages to intoxicated individuals and potential impaired drivers.

*Operation Safe Campus* is conducted at bars and liquor stores in college communities over a six-week period at the beginning of each school year. *Operation Safe Prom and Graduation* is conducted at liquor stores throughout the Commonwealth over an eight-week period during May and June. *Operation Safe Summer* is conducted at bars and liquor stores in summer communities over a six-week period during July and August. *Operations Safe Holidays* is conducted at bars throughout the Commonwealth from Thanksgiving through December 31st.

To encourage family involvement and intervention in addressing the problem of underage drinking, the Division has implemented a parent notification program to inform parents, at the time of the incident, of the situation in which their child is involved. Investigators have found this intervention to be very effective.

In 2016, these programs produced the following results: 1027 minors in possession or transporting alcoholic beverages; 223 adults procuring alcohol for minors; 118 individuals in possession of false identification; and 399 cases of beer and 469 bottles of alcohol were confiscated by Investigators, preventing delivery to approximately 6286 underage individuals.

<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>Excluding special licenses such as temporary, seasonal, and common carrier licenses.

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

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

<sup>6</sup>Does not include revocations imposed by local agencies.

**Underage Drinking Prevention Programs Operated or Funded by the State**

***Substance Abuse Prevention Collaborative (SAPC)***

Program serves specific or general population	General population
Number of youth served	Not applicable
Number of parents served	Not applicable
Number of caregivers served	Not applicable
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://masstapp.edc.org/substance-abuse-prevention-collaborative">http://masstapp.edc.org/substance-abuse-prevention-collaborative</a>	

**Program Description:** The purpose of the Substance Abuse Prevention Collaborative (SAPC) grant program is to prevent underage drinking and other drug abuse across the Commonwealth. This grant program serves to increase both the number and capacity of municipalities across the Commonwealth addressing these issues. The Bureau of Substance Abuse Services (BSAS) is funding 28 local municipalities across the Commonwealth to prevent underage drinking and other drug use through local evidence-based policy, practice, systems, and environmental change(s). The SAPC program emphasizes the integration of SAMHSA’s Strategic Prevention Framework (SPF) model into overall prevention systems. This comprehensive process informs consistent, data-driven planning across the Commonwealth focused on implementing culturally competent and sustainable strategies that will have a measurable effect on preventing and reducing underage drinking and other drug use in Massachusetts.

Additionally, this program provides financial support for groups of municipalities to enter into formal, long-term agreements to share resources and coordinate activities in order to increase the scope of this work and their capacity to address these issues in their combined populations. In implementing these grants, funded programs (“lead municipalities”) must work in partnership with neighboring municipalities, to form a “Prevention Cluster.” For example, the local SAPCs create and/or sustain coalitions of municipal leadership, schools, police, preventionists, faith communities, and others to assess their community, build its capacity, and plan, implement and evaluate evidence-based strategies in their Prevention Clusters.

***MA Health Promotion Clearinghouse***

Program serves specific or general population	General population
Number of youth served	Not applicable
Number of parents served	Not applicable
Number of caregivers served	Not applicable
Program has been evaluated	No
Evaluation report is available	Not applicable

URL for evaluation report: URL for more program information: <a href="https://massclearinghouse.ehs.state.ma.us/category/BSASYTH.html">https://massclearinghouse.ehs.state.ma.us/category/BSASYTH.html</a>	Not applicable
<b>Program Description:</b> Specific underage drinking prevention resources (in English and Spanish) were updated and approved for future responsive design (readable on any digital device) and limited reprinting.	

**Additional Underage Drinking Prevention Programs Operated or Funded by the State**

No data

**Additional Clarification**

In FY16, the four-year-old Cross-Tribal/BSAS Team (the Team) had a two-pronged approach to prevention: 1) to develop, test, and support the implementation of a Native-focused prevention supplement; and 2) to conduct outreach to tribal parents and youth to inform the prevention of alcohol and other drug use using *Coming Home*, a jointly created guide for Native parents.

The supplement includes inter-tribal cultural content and illustrations to promote healthy choices among youth, and complements evidence-based prevention sessions. The Team has conducted meetings with elders, youth, and parents to gather input on the supplement’s cultural teachings for middle school youth, and the draft is currently in the approval process. When the supplement is approved and distributed, certified *Life Skills Training* teachers and Native youth workers will offer programs that will resonate with Native and other middle school youth to prevent substance use.

The BSAS has forged a relationship with the Harvard University Native American Project. Two upper-level students worked on a semester-long practicum for a University course filming interviews with Native elders and experts, and visiting powwows. They drafted short videos highlighting: 1) traditional stories that send positive messages to youth about their culture and its’ expectations; and 2) health promotion messages that support norms, skills and opportunities to prevent alcohol and other drug use. To “meet people where they are,” the Cross-Tribal Team sponsored a specific dance and a distribution table at several spring powwows. These events afforded the chance to open the discussion of the prevention and treatment of substance misuse with large groups of Native peoples, who are particularly committed to the prevention of alcohol misuse. Participants are all invited to pick up copies of BSAS resources and learn more about our services. The Team is also partnering with Gedakina, a Native cultural organization, on this project.

The Cross-Tribal Team is also enhancing Native and public health relationships. To this end, we are revisiting a training that Native representatives gave to BSAS staff several years ago. The training offered an overview of the history of the various Native tribes in Massachusetts, Native cultural resources, and insights into substance misuse issues. Offering a similar training to BSAS community programs will increase their cultural competence when engaging in outreach, collaboration, and services with the Native peoples of Massachusetts. The BSAS has offered to support the Mashpee Wampanoag Tribe and the UMASS Boston Institute for New England Native American Studies to update and present this training.

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

<i>State collaborates with federally recognized tribal governments in the prevention of underage drinking</i>	Yes
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Description of collaboration: In FY16, the four-year-old Cross-Tribal/BSAS Team (the Team) had a two-pronged approach to prevention: 1) to develop, test, and support the implementation of a Native-focused prevention supplement; and 2) to conduct outreach to tribal parents and youth to inform the prevention of alcohol and other drug use using *Coming Home*, a jointly created guide for Native parents.

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<i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i>	Yes
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Description of program: Please see SAPC description in the Program Section. Some of the environmentally-focused programs choose to work on limiting alcohol advertising.

<i>State has adopted or developed best practice standards for underage drinking prevention programs</i>	Yes
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Agencies/organizations that established best practices standards:

Federal agency(ies): SAMHSA	Yes
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Agency(ies) within your state: MDPH BSAS	Yes
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Nongovernmental agency(ies):	No
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Other:	No
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Best practice standards description: BSAS implements best practices through: (1) a competitive request-for-response (RFR) process, (2) trainings, including evidence-based programming, and strategy meetings, and (3) site visits as needed. The RFR requires the selection of an evidence-based model. A four-day Substance Abuse Prevention Skills Training is offered periodically to providers. Regular meetings provide technical assistance to ensure implementation of Strategic Prevention Framework (SPF) sustainability as well as cultural competence aspects. The community's logic model, action plan, accomplishments, and challenges are reviewed throughout the year.

#### Additional Clarification

No data

#### 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:*

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Phone: 617-624-5151

*Agencies/organizations represented on the committee:*

The Massachusetts Interagency Council is currently undergoing changes. Will Luzier, who was the Council's Executive Director, recently retired from state services and this position is vacant. The Commonwealth will be reactivating this Council soon, and we will provide an update as soon as possible.

<i>A website or other public source exists to describe committee activities</i>	No
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URL or other means of access: Not applicable

#### Underage Drinking Reports

<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	No
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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**

MDPH BSAS prepares a five-year plan that is still applicable, and is currently working on a new plan.

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

<i>Compliance checks 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: Data not available	
Estimate of state funds expended:	Data not available
Estimate based on the 12 months ending:	Data not available

**Funds Dedicated to Underage Drinking**

<i>State derives funds dedicated to underage drinking from the following revenue streams:</i>	
Taxes	No
Fines	No
Fees	No
Other: Not applicable	No

*Description of funding streams and how they are used:*  
 Not applicable

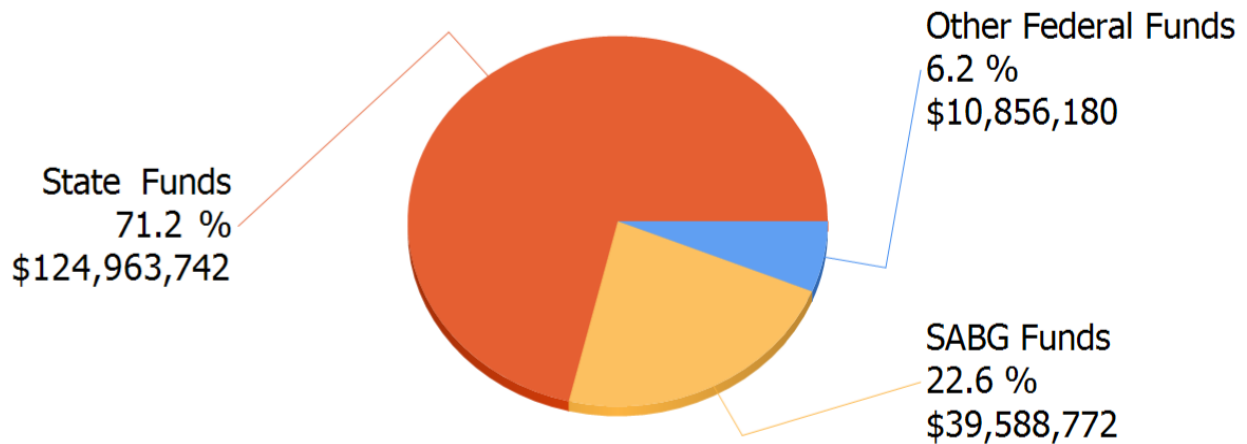
**Additional Clarification**

No data

In addition to the state expenditures on underage drinking prevention reported in the annual STOP Act Survey, all states receive federal funds for substance abuse prevention through Substance Abuse Prevention and Treatment Block Grant (SABG) funds, administered by the Substance Abuse and Mental Health Services Administration (SAMHSA). Exhibit 1 shows the sources that Massachusetts used for expenditures on substance abuse prevention and treatment in 2017. As indicated, state funds and SABG funds account for the largest sources (71.2 percent and 22.6 percent respectively).<sup>43</sup>

States submit Behavioral Assessment and Plan reports that include their priorities for use of SABG funds, as well as planned expenditures. For FY 2018-2019, Massachusetts designated improving prevention to decrease substance abuse among young people as part of priority number three for use of SABG funds.<sup>44</sup>

**Exhibit 1: Source of 2017 Expenditures for Substance Abuse Prevention and Treatment**



<sup>43</sup> WebBGAS State Profile, 2017 SABG and MHBG Reports– Massachusetts 2017

<sup>44</sup> FY 2018/2019 – (Massachusetts) State Behavioral Assessment and Plan, Substance Abuse Prevention and Treatment Block Grant, Center for Substance Abuse Prevention, Division of State Programs, Center for Substance Abuse Treatment, Division of State and Community Assistance: Table 1: Priority Areas and Annual Performance Indicators



***SAMHSA***  
Substance Abuse and Mental Health  
Services Administration