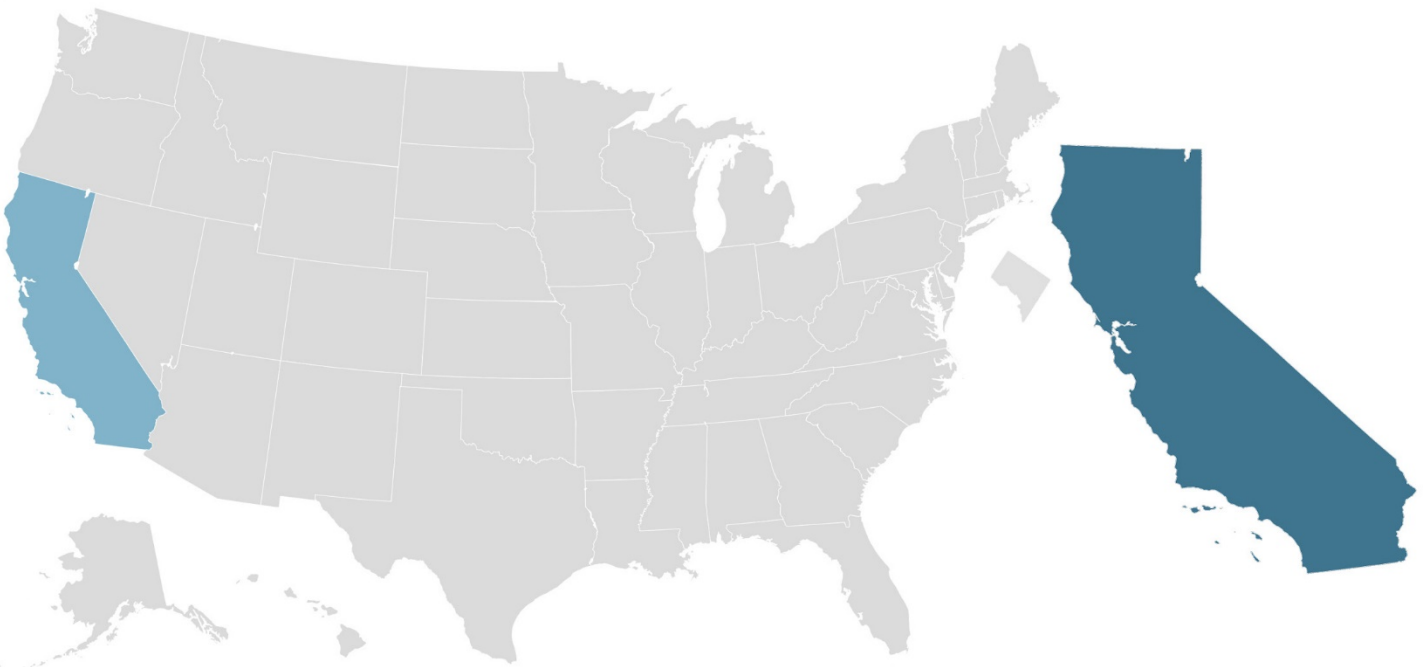




SAMHSA
Substance Abuse and Mental Health
Services Administration

California

2021 STATE REPORTS – UNDERAGE DRINKING PREVENTION AND ENFORCEMENT



ICCPUD

THE INTERAGENCY COORDINATING COMMITTEE
ON THE PREVENTION OF UNDERAGE DRINKING (ICCPUD)

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 the Prevention of Underage Drinking (ICCPUD), which is chaired by the Assistant Secretary for Mental Health and Substance Use, U.S. Department of Health and Human Services (HHS).

Time Period Covered by this *State Report*: This *State Report* primarily includes data from calendar year 2020. Regional and state profile data were drawn from the most recently available federal survey data as of 2019. State legal data reflect the status of the law as of January 1, 2020. State survey data, collected in 2020, were drawn from the most recent 12-month period in which the states maintained the data.

Source of Data: For each state, overall population information was taken from 2010 Census data. Data about the portion of each state’s population comprising 12-to 20-year-olds, as well as facts about past-month alcohol use and binge use, were averaged from the 2016 through 2019 National Surveys on Drug Use and Health (NSDUH), the Substance Abuse and Mental Health Services Administration’s Center for Behavioral Health Statistics and Quality (CBHSQ), and the NSDUH special data analysis (2020). Confidence intervals for these estimates are available from CBHSQ’s Division of Surveillance and Data Collection on request. The Centers for Disease Control and Prevention’s Alcohol-Related Disease Impact (ARDI) application served as the resource for data about alcohol-attributable deaths from 2011–2015 among youth under age 21. ARDI was also the source for state-level data on years of potential life lost as a result of underage alcohol-related fatalities. The National Center for Statistics and Analysis’s Fatality Analysis Reporting System (FARS) provided the 2019 data used to present statistics about fatalities among 15- to 20-year-old drivers.

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California

State Population: 39,512,223

Population Ages 12–20: 4,629,000

Past-Month Alcohol Use	
Ages 12–20	
Past-Month Alcohol Use – Number (Percentage)	834,000 (18%)
Past-Month Binge Alcohol Use – Number (Percentage)	497,000 (10.7%)
Ages 12–14	
Past-Month Alcohol Use – Number (Percentage)	44,000 (3%)
Past-Month Binge Alcohol Use – Number (Percentage)	22,000 (1.5%)
Ages 15–17	
Past-Month Alcohol Use – Number (Percentage)	230,000 (14.7%)
Past-Month Binge Alcohol Use – Number (Percentage)	125,000 (7.9%)
Ages 18–20	
Past-Month Alcohol Use – Number (Percentage)	560,000 (34.9%)
Past-Month Binge Alcohol Use – Number (Percentage)	351,000 (21.9%)
Adults Ages 18 +	
Past-Month Alcohol Use – (Percentage)	(53.9%)
Past-Month Binge Alcohol Use – (Percentage)	(25.2%)
Age of Initiation of Alcohol Use	
Average Age of Initiation	16.3
Alcohol-Related Deaths	
Alcohol-Attributable Deaths (under 21)	367
Years of Potential Life Lost (under 21)	21,978
Fatal Crashes Involving a 15- to 20-Year-Old Driver with Blood Alcohol Concentration (BAC) > 0.01%¹	
Number of Fatalities Involving 15- to 20-Year-Old Driver with BAC > 0.01%	76
Percentage of All Fatal Crashes Involving a 15- to 20-Year-Old Driver	(20%)

¹ Alcohol-related fatalities are estimates derived from a sophisticated statistical procedure. The estimates are rounded to the nearest whole number, however, percentages as displayed are calculated from the unrounded estimates and may not equal those calculated from the rounded estimates. Totals may not equal the sum of components due to independent rounding.

Substance Use Disorder Prevention, Early Identification, and Recovery Support Systems⁷

The California Department of Health Care Services (DHCS) is one of 16 departments in the California Health and Human Services (CHHS) Agency. CHHS is a cabinet-level agency that reports to the Governor. In 2019, DHCS mental health and substance use disorder (SUD) state-level staff reorganized to become an integrated behavioral health division. This organizational structure is designed to improve efficiencies department-wide, increase program administration accountability, improve service delivery, decrease processing times, and increase communication and engagement for stakeholders and employees.

DHCS is designated as the Single State Agency responsible for administering and coordinating efforts for SUD prevention, treatment, and recovery services. DHCS is also the primary state agency responsible for interagency coordination of these services. DHCS has the responsibility for state leadership on SUD and community mental health. The DHCS Director and the Behavioral Health (BH) Deputy Director are appointed by the Governor and confirmed by the Senate.

SUD prevention, early intervention, treatment, and recovery services are provided to beneficiaries through a partnership between California and its 58 counties, which are the sub-state planning areas. DHCS contracts with counties for SUD services to be provided by locally administered and locally controlled substance use programs. DHCS provides leadership and coordination in the planning, capacity building, development, implementation, and evaluation of a comprehensive statewide SUD prevention, treatment, and recovery system. DHCS uses each of the 58 county alcohol and drug programs as brokers of service, and the counties in turn provide services to beneficiaries directly or by contracting with local service providers. DHCS ensures compliance with federal requirements through periodic county monitoring visits.

In California, all counties are responsible for developing and implementing strategic prevention plans based on data. Because California is both environmentally and culturally diverse, approaching strategic planning utilizing a local control model allows for counties to identify their high need populations and high need communities using the most current and localized information available.

Substance Use Services: Youth

Early Intervention services for at-risk youth are implemented in a variety of settings in California involving family, school, and the community and may consist of assessment and screening. SABG funding largely covers the costs of early intervention for at-risk youth because these services are not reimbursable under DMC or DMC-ODS.

DHCS allocates approximately \$7.3 million of the SABG Award per year for adolescent treatment and recovery. Generally, these are services for adolescents in group home settings that are not otherwise covered under Medi-Cal. Other SABG funded services for youth include services for transitioning into the community after discharge from institutional facilities,

⁷ Extracted from fiscal year (FY) 2020/2021 – (California) State Behavioral Health Assessment and Plan, Substance Abuse Prevention and Treatment Block Grant (SABG), Center for Substance Abuse and Prevention (CSAP), Division of State Programs, Center for Substance Abuse Treatment (CSAT), Division of State and Community Assistance: Planning Step One. Assess the strengths and needs of the service system to address the specific populations.

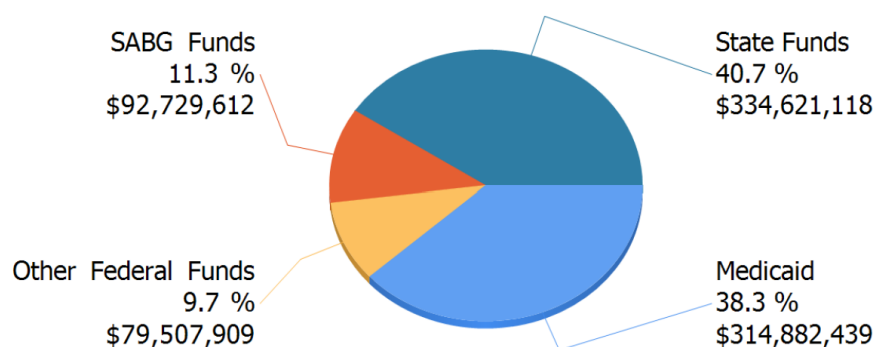
recovery programs in the community, and life skills services at school sites as a component of the comprehensive treatment plan.

Expenditures for Substance Abuse Prevention and Treatment

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 California used for expenditures on substance abuse prevention and treatment in 2020. As indicated, state funds and Medicaid funds account for the largest sources (40.7 percent and 38.3 percent, respectively).⁸

States submit Behavioral Assessment and Plan reports that include their priorities for use of SABG funds, as well as planned expenditures. For FY 2020–2021, California designated broadening statewide availability of evidence-based, outcome-driven substance use disorders services for youth as the number five priority for use of SABG funds.⁹

Exhibit 1: Sources of California's 2020 Expenditures for Substance Abuse Prevention and Treatment



⁸ WebBGAS State Profile, 2020 SABG and Community Mental Health Block Grant (MHBG) Reports – California 2020.

⁹ FY 2020/2021 – (California) State Behavioral Assessment and Plan, SABG, CSAP, Division of State Programs, Center for Substance Abuse Treatment, Division of State and Community Assistance: Table 1: Priority Areas and Annual Performance Indicators.

State Performance: Laws, Enforcement, and Programs

As mandated by the STOP Act, this report details California's performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking.

The following sections address these measures:

State Laws and Policies: These underage drinking prevention policies have been identified as best practices (or as promising practices suitable for ongoing evaluation) and fall into six categories:

1. Underage possession or purchase of alcohol.
2. Underage drinking and driving.
3. Alcohol availability.
4. Sales and delivery to consumers at home.
5. Alcohol pricing.
6. Enforcement policies.

STOP Act State Survey Data: The STOP Act requires annual reporting of data from the 50 states and the District of Columbia on their performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking. Administered since 2011, the STOP Act State Survey collects data on the following topics:

1. Enforcement programs to promote compliance with underage drinking laws and regulations.
2. Programs targeted to youth, parents, and caregivers to deter underage drinking.
3. State interagency collaborations to implement prevention programs, best-practice standards, collaborations with tribal governments, and participation in underage drinking media campaigns.
4. State expenditures on the prevention of underage drinking.

Underage Possession or Purchase of Alcohol

Underage Possession	
Is underage possession of alcoholic beverages prohibited?	Yes
Are there exceptions based on family relationships?	Yes
<ul style="list-style-type: none"> Is possession allowed if parent or guardian is present or consents? Is possession allowed if spouse is present or consents? 	Yes
Is there an exception based on location?	Yes, in any private location
Notes: California's "Any Private Location" exception excludes possession in motor vehicles. California's statute regarding possession of alcohol by a person under the age of 21 years 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	
Is underage consumption of alcoholic beverages prohibited?	No law
Are there exceptions based on family relationships?	N/A
<ul style="list-style-type: none"> Is consumption allowed if parent or guardian is present or consents? Is consumption allowed if spouse is present or consents? 	N/A
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
<ul style="list-style-type: none"> Is internal possession allowed if parent or guardian is present or consents? Is internal possession allowed if spouse is present or consents? 	N/A
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?	Yes

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?	No
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 the retailer seize apparently false IDs without fear of prosecution even if the ID is ultimately deemed valid?	Yes
Does an affirmative defense exist for the retailer?	Yes
<ul style="list-style-type: none"> Is it a specific affirmative defense (retailer reasonably believed ID was valid after examining it)? 	Yes
<ul style="list-style-type: none"> 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 the retailer detain a minor who used a false ID?	No

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?	0.01
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)	
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?	
<ul style="list-style-type: none"> Purchase of alcohol 	Yes
<ul style="list-style-type: none"> 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	365
Maximum number of days	365

Graduated Driver's Licenses	
Learner Stage	
What is the minimum age for permit to drive with parents, guardians, or other adults (other than instructors)?	15 years, 6 months
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?	50 (10 of which must be at night)
Intermediate Stage	
What is the minimum age for driving without adult supervision?	16
For night driving, when does adult supervision requirement begin?	11:00 PM
Can law enforcement stop a driver for night driving violation as a primary offense?	No
Are there restrictions on passengers?	Yes; no passengers under 20, unless accompanied by a parent, guardian, instructor or licensed driver over 25
Can law enforcement stop driver for violation of passenger restrictions as a primary offense?	No
License Stage	
What is the minimum age for full license privileges and lifting of restrictions?	17

Alcohol Availability

Furnishing Alcohol to Minors	
Is furnishing of alcoholic beverages to minors prohibited?	Yes
Are there exceptions based on family relationships?	
• Is furnishing allowed if the parent or guardian supplies the alcohol?	No
• Is furnishing allowed if the spouse supplies the alcohol?	No
Is there an exception based on location?	No

Affirmative Defense for Sellers and Licensees	
Does law require seller/licensee to be exonerated of furnishing to a minor if the minor has not been charged?	No

Responsible Beverage Service (RBS)-Mandatory	
Is there a state law pertaining to Beverage Service Training?	Yes, mandatory
If training is mandatory, who must participate?	Manager, server/seller
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)?	On-premises
Does the RBS law apply to new or existing licensees?	Both
Notes: Although the effective date of California's enacting legislation establishing a mandatory beverage service training program was January 1, 2018, the program does not become fully implemented and enforceable until July 1, 2021.	

Responsible Beverage Service (RBS)-Voluntary	
Is there a state law pertaining to Beverage Service Training?	Yes, voluntary
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	No
• Discounts in dram shop liability insurance, license fees, or other	No
• Mitigation of fines or other administrative penalties for sales to minors or intoxicated persons	Yes
• Protection against license revocation for sales to minors or sales to intoxicated persons	No
Does the RBS law apply to on-premises establishments (such as bars and restaurants) or	Unspecified

off-premises establishments (such as liquor stores)?	
Does the RBS law apply to new or existing licensees?	Unspecified

Minimum Age for Sellers of Alcohol – Off-Premises (i.e., Liquor Stores)	
What is the minimum age requirement for off-premises retail establishments?	
Beer	None
Wine	None
Spirits	None
Does a manager or supervisor have to be present when an underage person is selling beverages?	Yes

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	21
Wine	21
Spirits	21
Does a manager or supervisor have to be present when an underage person is selling beverages?	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)?	Yes, within 1.5 miles of universities with enrollments of 1,000 or more students of which 500 or more reside on the university's grounds.
Is there a distance requirement for on-premises outlets (i.e., restaurants and bars)?	Yes, within 1.5 miles of universities with enrollments of 1,000 or more students of which 500 or more reside on the university's grounds.
To which alcohol products does requirement apply?	Wine, spirits (Does not include products of 4% ABV or less.)
Notes: Exceptions to the college restriction exist for numerous individual colleges and universities.	
Primary and Secondary Schools	
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

Dram Shop Liability	
Does a statute create dram shop liability?	Yes
Does the statute limit damages that may be recovered?	No
Does the statute limit who may be sued?	No
Does the statute limit elements or standards of proof?	Yes (Minor must be obviously intoxicated at time of alcohol furnishing.)
Does common law dram shop liability exist?	No

Social Host Liability	
Does a statute create social host liability?	Yes
Does the statute limit damages that may be recovered?	No
Does the statute limit who may be sued?	No
Does the statute limit elements or standards of proof?	Yes (Knowledge of underage status.)
Does common law social host liability exist?	No
Notes: A California court held that a social host who sold alcoholic beverages to a minor who was obviously intoxicated may be liable for injuries caused to third parties.	

Prohibitions Against Hosting Underage Drinking Parties	
Does a statute prohibit hosting underage drinking parties?	No
Is the statute specific to underage parties, or a general prohibition against permitting underage drinking on the property?	N/A
What action by underage guest triggers a violation?	N/A
Property type covered by the law?	N/A
What level of knowledge by the host is required?	N/A
Does host's preventive action protect him/her from being held liable?	N/A
Are there any exceptions for underage guests?	N/A
Notes: California's statute imposes liability in limited circumstances. The California law applies only if the underage person is under 18 years old, has a blood alcohol concentration of 0.05 percent or greater, was permitted to drive a vehicle, and was found to have caused a traffic collision while driving. See Cal. Bus. & Prof. Code § 25658.2.	

Keg Registration	
How is a keg defined (in gallons)?	Equal to or more than 6.00
Prohibitions	
Is it illegal to possess an unregistered or unlabeled keg and if so, what is the penalty?	Yes (maximum fine/jail, \$1,000/6 months)
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?	Yes
Must the retailer collect the address at which keg will be consumed?	No
Must warning information be given to purchaser?	Not required
Is a deposit required?	No
Does law cover disposable kegs?	No

High-Proof Grain Alcohol Beverages	
Are there restrictions on the sale of high-proof grain alcohol beverages?	Yes
Are restrictions based on Alcohol by Volume (ABV)?	Yes, more than 60 percent
Are there exceptions to restrictions?	No

Sales and Delivery to Consumers at Home

Retailer Interstate Shipments of Alcohol	
Are out-of-state retailers prohibited from sending interstate shipments to in-state consumers?	
Beer	Prohibited
Wine	Uncertain
Spirits	Prohibited
Notes: 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 nine liters each case) per month to any adult resident in California. Delivery of a shipment pursuant to this provision shall not be deemed to constitute a sale in California.	

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?	No
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?	No

Recording/reporting requirements	
Must the producer/manufacturer record/report purchaser's name?	No
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

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

Alcohol Pricing

Alcohol Taxes	
Beer	
Control system for beer?	No
Specific excise tax per gallon for 5% alcohol beer	\$0.20
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
• 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 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
• 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 3.2 – 6% alcohol beer if applicable	
Wine	

Control system for wine?	No
Specific excise tax per gallon for 12% alcohol wine	\$0.20
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
• 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 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
• 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 6 – 14% alcohol wine if applicable	
Spirits	
Control system for spirits?	No
Specific excise tax per gallon for 40% alcohol spirits	\$3.30
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

<ul style="list-style-type: none"> 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	

Low-Price, High-Volume Drink Specials	
Are on-premises retailers prohibited from offering the following types of drink specials?	
Free beverages	No
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)	No
Unlimited beverages for fixed price	No
Increased volume without increase in price	No

Wholesaler Pricing Restrictions	
Beer	
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 period of time?	Post
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	Yes (30 days)
Wine	
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 period of time?	No law
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	Yes (30 days)
Spirits	
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 period of time?	No law

Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	Yes (30 days)
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Enforcement Policies

Compliance Check Protocols	
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?	19
Are there appearance requirements for the decoy?	Yes, 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.
Does decoy carry ID during compliance check?	Discretionary
May decoy verbally exaggerate his or her actual age?	Prohibited
Is decoy training mandated, recommended, prohibited, or not specified?	Not specified

Penalty Guidelines for Sales to Minors	
Are there written guidelines for penalties that are imposed on retailers for furnishing to a minor?	Yes
What is the time period for defining second, third and subsequent offenses?	3 years
What is the penalty for the first offense?	15-day license suspension
What is the penalty for the second offense?	25-day license suspension
What is the penalty for the third offense?	License revocation
What is the penalty for the fourth offense?	N/A
Notes: Retailer has option to accept fine in lieu of suspension.	

California State Survey Responses

State Agency Information

Agency with primary responsibility for enforcing underage drinking laws:

California Department of Alcoholic Beverage Control (ABC)

Enforcement Strategies

State law enforcement agencies use:

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

Local law enforcement agencies use:

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

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

No

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

Enforcement Statistics

State collects data on the number of minors found in possession

Yes

Number of minors found in possession¹ by state law

1,387

enforcement agencies

Number pertains to the 12 months ending

06/30/2019

Data include arrests/citations issued by local law enforcement agencies

Yes

State conducts underage compliance checks/decoy operations² to determine whether alcohol retailers are complying with laws prohibiting sales to minors

Yes

Data are collected on these activities

Yes

Number of retail licensees in state³

84,718

Number of licensees checked for compliance by state agencies

6,250

(including random checks)

Number of licensees that failed state compliance checks

768

Numbers pertain to the 12 months ending

06/30/2019

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

Not available

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

Not available

Local agencies conduct underage compliance checks/decoy operations to determine whether 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 to minors

Don't know

Number of fines imposed by the state⁴

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 to minors</i>	No
Number of suspensions imposed by the state ⁵	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 to minors</i>	No
Number of license revocations imposed ⁶	Not applicable
Numbers pertain to the 12 months ending	Not applicable

Additional Clarification

The data ABC has provided comes from their Annual Workload Summary posted on the ABC Public Website at <http://www.abc.ca.gov/>. Much of the data from enforcement activities is lumped into one overall number and is not broken into specifics for underage drinking. There is some data that identifies enforcement of underage drinking laws. ABC has provided numbers in this report to give an idea of how many locations were visited, but those visits may not have been specifically for underage drinking violations; the visits were to check on all potential alcoholic beverage law violations or to just point out areas where compliance might improve.

¹Or having consumed or purchased per state statutes.

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

³Excluding special licenses such as temporary, seasonal, and common carrier licenses.

⁴Does not include fines imposed by local agencies.

⁵Does not include suspensions imposed by local agencies.

⁶Does not include revocations imposed by local agencies.

Underage Drinking Prevention Programs Operated or Funded by the State

North Coastal Prevention Coalition - San Diego County

Number of youth served	No data
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report	Not applicable
URL for more program information	https://northcoastalpreventioncoalition.org/programs/underage-drinking/

Program Description: North Coastal Prevention Coalition (NCPC) is one of six regional providers that works with the San Diego County Binge and Underage Drinking Initiative, community partners, and teens to change the community environment that promotes irresponsible alcohol use and abuse. Efforts focus on the following:

- Social Host ordinances to reduce underage drinking at home parties by informing the public and increasing enforcement
- Responsible Alcohol Sales and Service (RBSS) ordinances to require sellers and servers of alcohol to receive state-certified training to prevent alcohol sales to minors and sales to intoxicated patrons

- Alcohol outlet density and conditional use permit (CUP) processes to prevent an over-concentration of alcohol retail businesses
- Alcohol advertising and marketing assessment and documentation in community settings and businesses to reduce alcohol advertising that appeals to young people

Ventura County Limits - Ventura County

Number of youth served	No data
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report	http://www.venturacountylimits.org/en/prevention/underage-drinking/social-host-laws
URL for more program information	https://www.venturacountylimits.org/updates-tags/impaired-driving

Program Description: Ventura County Limits is a multipronged countywide initiative that provides for best practices in community mobilization, media advocacy, and policy change. Ventura County led California in their environmental prevention policies such as Social Host Ordinances and Deemed Approved Ordinances. Best practices from their policy papers are widely replicated throughout the state.

Alcohol Justice - Marin County

Number of youth served	No data
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report	Not applicable
URL for more program information	https://alcoholjustice.org

Program Description: Alcohol Justice promotes evidence-based public health policies and organizes campaigns with diverse communities and youth against alcohol and other drug industries' harmful practices. Alcohol Justice receives its funding from a variety of resources including foundation funding to promote changes in alcohol corporations and their products, promotions, and practices, alcohol policies, regulations, and enforcement. Alcohol Justice brings research, policy, media, and advocacy together; mobilizes coalitions that include youth, adults, and various community leaders; and organizes to enact, support, and advocate for alcohol policies that keep youth and communities safe and healthy. State-level funding is utilized to support coalitions and youth development.

Parent Committed - Butte County

Number of youth served	No data
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable

URL for more program information

<https://butteyouthnow.org/parent-committed/>

Program Description: A program funded by the Substance Abuse Prevention and Treatment Block Grant, Parent Committed addresses the stigmas associated with teen drinking as a rite of passage and educates parents to understand the threat underage drinking poses to healthy development. Parents play a vital role in replacing pro-alcohol messages with clear messages urging young people not to drink.

Project Curb - Santa Cruz County

Number of youth served	No data
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report	Not applicable
URL for more program information	http://www.communitypreventionpartners.com/alcohol

Program Description: Originally named Project Curb, the Community Prevention Partners' Alcohol Initiative works to reduce Santa Cruz County binge drinking by reducing youth access to alcohol through retail and social sources.

Orange County Community Service Programs: Positive Actions Toward Health

Number of youth served	No data
Number of parents served	No data
Number of caregivers served	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: Orange County Community Service Programs: Positive Actions Toward Health (CSP/PATH) is a community-based prevention project that aims to create safe and healthy communities by reducing problems associated with alcohol and impaired driving. Project staff provide education, training, and technical assistance in the cities of Anaheim, Huntington Beach, Santa Ana, and Orange. Using mass media campaigns, efforts focus on increasing community awareness of driving under the influence (DUI) enforcement operations conducted by local law enforcement. Services also include providing responsible beverage service training for on-sale alcohol establishments. For more information on these prevention activities, call (949) 757-1096.

Sacramento County Coalition for Youth

Number of youth served	No data
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report	Not applicable
URL for more program information	https://www.sacramento.org/teenAlcoholPrevention.html

Program Description: This program is funded by the Substance Abuse Prevention and Treatment Block Grant through which the Sacramento County Alcohol and Drug Services Prevention Strategic Plan identifies the

prevention of youth alcohol use as its highest priority. The Sacramento County Coalition for Youth (SCCY) aims to increase the capacity of the community to participate in prevention measures to address the problem of Sacramento teens drinking too early, too much, and too often.

California Highway Patrol - Start Smart

Number of youth served	38,824
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	No
Evaluation report is available	Not applicable
URL for evaluation report	Not applicable
URL for more program information	https://www.chp.ca.gov/programs-services/programs/youth-programs/every-15-minutes

Program Description: Start Smart is aimed at helping newly licensed or soon to be licensed teenage drivers (15-19) become more aware of the responsibilities that accompany the privilege of being a licensed California driver. The newly licensed teenage driver and their parents/guardians are invited to attend and participate in a free two-hour Start Smart class, usually hosted at a local California Highway Patrol (CHP) office. CHP officers speak directly to the newly licensed driver and their parents/guardians in candid conversations, discussing topics such as collision avoidance techniques along with collision-causing elements such as excessive speed, DUI, and distracted driving. Start Smart makes teens and parents aware of the responsibilities they face and teaches what precautions to take to stay safe, such as the risk of seat belt-unsafe passengers in the vehicle and what to do when involved in a collision.

California Department of Alcoholic Beverage Control - Students Against Destructive Decisions –“Is it Worth the Risk,” “Buzz Check,” and “Zero, Nada, None”

Number of youth served	540,000
Number of parents served	756,000
Number of caregivers served	22,590,000
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	https://www.sadd.org/

Program Description: “Is It Worth The Risk” is a program that provides students, parents, and community members an opportunity to discuss the risks associated with underage drinking. The program includes several elements: First is a series of peer-to-peer activities and discussion guides for Students Against Destructive Decisions (SADD) chapters to discuss various topics with their peers. The program also contains parent information on social hosting laws and other risks that parents can face if they provide alcohol to underage persons. The program also features a drama production SADD chapters host that brings together a panel of experts to narrate what typically happens in a party setting specific to that community. The panel includes law enforcement, the judicial system, school officials, and much more.

“Buzz Check” is a peer-to-peer program focusing on evidence-based strategies for increasing risk perception. The program highlights various factors that cause underage drinking and highlights strategies to escape a situation where underage drinking is occurring. The program is facilitated using a series of videos that are followed by discussions moderated by SADD members. The program has been evaluated and found to be very successful. This program is often used in health classes and other classroom environments.

“Zero, Nada, None” is a program that allows teens to address the underage drinking problem in their community in their own creative way. Students involve various stakeholders including law enforcement, parents, school officials, and others to address the issue together.

Additional Underage Drinking Prevention Programs Operated or Funded by the State

Del Norte County is providing media project work such as, “Talk. They Hear You” as well as Community Action Prevention Alliance (CAPA) <https://alcoholpolicyalliance.org/>

Fresno County is providing media project work such as Youth Leadership Institute (YLI) <https://yli.org/2020/03/i-wont-provide-a-youth-led-campaign-to-reduce-underage-drinking-in-fresno/> and The kNow Youth Media <https://theknowfresno.org/04/24/2009/teen-drinking/>

Humboldt County is providing media project work such as Humboldt Allies for Substance Abuse Prevention (ASAP) <https://www.facebook.com/humboldtasap>

Inyo County is providing media project work such as Healthy Stores for a Healthy Community Campaign <https://letsgethealthy.ca.gov/the-healthy-stores-for-a-healthy-community-campaign/>

Marin County is providing media project work such as <https://alcoholjustice.org/>

Merced County is providing media project work such as Youth 2 Youth events <https://www.co.merced.ca.us/474/Youth-2-Youth> and UC Merced Drug and Alcohol Abuse Prevention Programs (DAAPP) <https://ecar.ucmerced.edu/daapp>

Nevada County is providing media project work such as Coalition for Nevada County Youth <https://www.cncyouth.org/tag/underage-drinking/>

Additional Clarification

The numbers reported for *California Department of Alcoholic Beverage Control (ABC) - Students Against Destructive Decisions (SADD) – Is it Worth the Risk, Buzz Check, and Zero, Nada, None* are the total number of people impacted across all three programs combined *Teens (Under 21) - 540,000 *Parents - 756,000 *Community Members - 22,590,000 (not specifically caretakers)

Additional Information Related to Underage Drinking Prevention Programs

<i>State collaborates with federally recognized tribal governments in the prevention of underage drinking</i>	No
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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>	Yes
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Description of program: The Healthy Stores for a Healthy Community (HSHC) campaign is a statewide collaboration between tobacco and alcohol use prevention, sexually transmitted disease prevention, and nutrition partners. The goal is to improve the health of Californians through changes in community stores and to educate people on how in-store product marketing influences the consumption of unhealthy products. For more information, visit: <https://healthystoreshealthycommunity.com/>

<i>State collaborates with/participates in media campaigns to prevent underage drinking</i>	No
Federal campaigns:	Not applicable
Regional and local media campaigns:	Not applicable
Local school district efforts:	Not applicable
Other:	Not applicable

<i>State collaborates with/participates in SAMHSA’s national media campaign, “Talk. They Hear You.” (TTHY)</i>	Not applicable
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State officially endorses TTHY efforts	Not applicable
State commits state resources for TTHY	Not applicable
State forwards TTHY materials to local areas	Not applicable
Other:	Not applicable

<i>State procures funding for TTHY</i>	Not applicable
Pro bono	Not applicable
Donated air time	Not applicable
Earned media	Not applicable
Other:	Not applicable
<i>State has adopted or developed best practice standards for underage drinking prevention programs</i>	No
Agencies/organizations that established best practices standards:	
Federal agency(ies):	Not applicable
Agency(ies) within your state:	Not applicable
Nongovernmental agency(ies):	Not applicable
Other:	Not applicable
Best practice standards description:	Not applicable

Additional Clarification

California operates utilizing a local control model. Each of California's 58 counties are required to submit strategic prevention plans utilizing the Substance Abuse and Mental Health Services Administration's Strategic Prevention Framework. These plans may include underage drinking as a priority, and counties would select the most appropriate intervention for the communities they serve.

State Interagency Collaboration

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

Committee contact information:

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Phone: (916) 657-7954

Agencies/organizations represented on the committee:

Department of Health Care Services
Department of Motor Vehicles
California Highway Patrol
California Office of Traffic Safety
California District Attorney Association
Center for Counseling
Orange County Health Care Agency
California Department of Public Health
Public Health Institute, Alcohol Research Group

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

Underage Drinking Reports

State has prepared a plan for preventing underage drinking in the last three years No

Prepared by: Not applicable

Plan can be accessed via: Not applicable

State has prepared a report on preventing underage drinking in the last three years Not sure

Prepared by: Not applicable

Report can be accessed via: Not applicable

Additional Clarification

No data

State Expenditures for the Prevention of Underage Drinking

Compliance checks in retail outlets:

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

Checkpoints and saturation patrols:

Estimate of state funds expended	\$4,213,895
Estimate based on the 12 months ending	12/31/2019

Community-based programs to prevent underage drinking:

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

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	Data not available
Estimate based on the 12 months ending	Data not available

Programs that target youth in the child welfare system:

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

Other programs:

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

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

Description of funding streams and how they are used:

No data

Additional Clarification

No data



**THE INTERAGENCY COORDINATING COMMITTEE
ON THE PREVENTION OF UNDERAGE DRINKING (ICCPUD)**