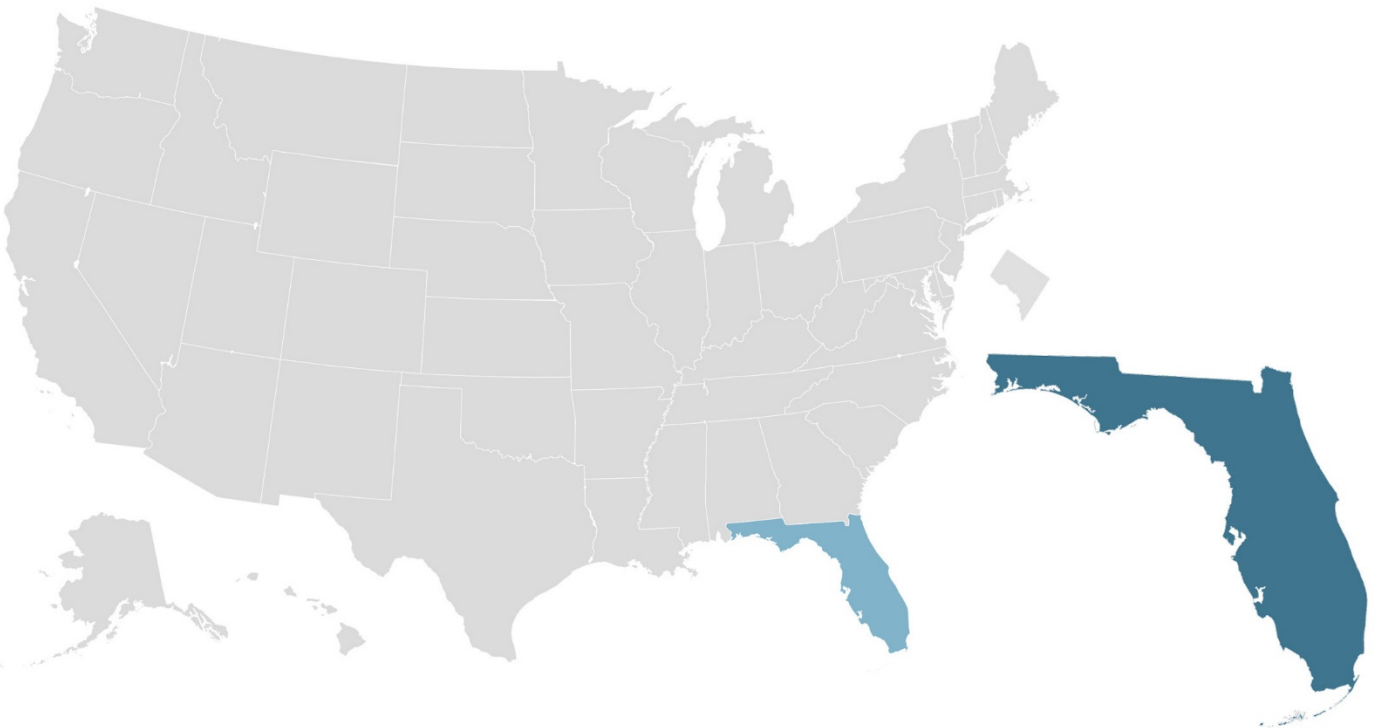




SAMHSA
Substance Abuse and Mental Health
Services Administration

Florida

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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Florida

State Population: 21,477,737

Population Ages 12–20: 2,221,000

Past-Month Alcohol Use	
Ages 12–20	
Past-Month Alcohol Use – Number (Percentage)	433,000 (19.5%)
Past-Month Binge Alcohol Use – Number (Percentage)	245,000 (11%)
Ages 12–14	
Past-Month Alcohol Use – Number (Percentage)	19,000 (2.7%)
Past-Month Binge Alcohol Use – Number (Percentage)	8,000 (1.2%)
Ages 15–17	
Past-Month Alcohol Use – Number (Percentage)	120,000 (16.2%)
Past-Month Binge Alcohol Use – Number (Percentage)	60,000 (8.1%)
Ages 18–20	
Past-Month Alcohol Use – Number (Percentage)	295,000 (37.1%)
Past-Month Binge Alcohol Use – Number (Percentage)	177,000 (22.3%)
Adults Ages 18 +	
Past-Month Alcohol Use – (Percentage)	(54.4%)
Past-Month Binge Alcohol Use – (Percentage)	(23.9%)
Age of Initiation of Alcohol Use	
Average Age of Initiation	16.2
Alcohol-Related Deaths	
Alcohol-Attributable Deaths (under 21)	208
Years of Potential Life Lost (under 21)	12,534
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%	59
Percentage of All Fatal Crashes Involving a 15- to 20-Year-Old Driver	(15%)

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.

Office of Substance Abuse and Mental Health Overview⁸

The Office of Substance Abuse and Mental Health (SAMH) is a part of the Florida Department of Children and Families (hereafter referred to as the Department) and is the single state authority for substance abuse and mental health services. The Office of SAMH develops standards for the provision of prevention, treatment, and recovery services in partnership with other state agencies that also fund behavioral health services.

The Department operates under the direction of a Secretary who reports directly to the Governor. The Office of SAMH is led by an Assistant Secretary, who is supported by the Director of Substance Abuse and Mental Health, the Chief Hospital Administrator, the Director of State Mental Health Treatment Facilities Policies and Programs, the Director of the Sexually Violent Predator Program, the Director of the Substance Abuse and Mental Health Quality Assurance Program Office, and the Director of the Office of Homelessness.

Structurally and operationally, the Department is decentralized into six regions, with each region representing multiple counties. Each region is somewhat autonomous and managed by a Regional Managing Director. The Regional Managing Director reports to the Department's Assistant Secretary for Operations. Each region has a SAMH Director who reports to the Regional Managing Director and serves as the Department's representative to the community for substance abuse and mental health issues. Pursuant to statute, Department contracts are managed by a single point of contact, a certified contract manager. Regional staff is responsible for the implementation of the Department's substance abuse and mental health funding and statutory duties.

The Office of SAMH used to contract directly with behavioral health providers to implement the Community Mental Health (CMH) and Substance Abuse Prevention and Treatment Block Grant (SABG). The Florida Legislature found that a managing structure that places responsibility for publicly funded behavioral health services with local entities would promote access to care and continuity, be more efficient and effective, and streamline administrative processes to create cost efficiencies and provide flexibility to better match services to need. As a result, the Office of SAMH now contracts with seven managing entities (MEs) for the administration and management of regional behavioral health systems of care throughout the state. The MEs are private, nonprofit organizations responsible for planning, implementation, administration, monitoring, data collection, reporting, and analysis for behavioral health care in their regions. MEs do not provide services but contract with local service providers for the provision of prevention, treatment, and recovery support services.

Substance Abuse Services

Substance abuse treatment in Florida is authorized by Chapter 397, F.S., and regulated by Chapter 65D-30, F.A.C. The Department is statutorily required to license certain substance abuse service components and approve credentialing entities for addiction professionals and

⁸ Extracted from fiscal year (FY) 2020/2021 – (Florida) State Behavioral Health Assessment and Plan, SABG, Center for Substance Abuse 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 residences. Chapter 397, F.S., provides for a system of care that is community based, reflecting the principles of recovery and resiliency.

Section 397.305(3), F.S., requires a system of care that will “provide for a comprehensive continuum of accessible and quality substance abuse prevention, intervention, clinical treatment, and recovery support services in the least restrictive environment which promotes long-term recovery while protecting and respecting the rights of individuals, primarily through community-based private not-for-profit providers working with local governmental programs involving a wide range of agencies from both the public and private sectors.”

The system of care is comprised of the following broad categories of substance abuse services:

- Primary prevention services that prevent or delay substance use and associated problems, which include:
 - Information dissemination
 - Education
 - Alternative drug-free activities
 - Problem identification and referral
 - Community-based processes
 - Environmental strategies
- Intervention services, which are structured services aimed at individuals at risk of substance abuse, focusing on outreach, early identification, short-term counseling, and referral.
- Clinical treatment, which includes professionally directed services to reduce or eliminate misuse of alcohol and other drugs, such as:
 - Outpatient and intensive outpatient treatment
 - Day or night treatment
 - Medication-assisted treatment
 - Residential Treatment
 - Intensive inpatient treatment
 - Detoxification
- Recovery support services are designed to help individuals regain skills, develop natural support systems, and develop goals to help them thrive in the community and promote recovery, such as:
 - Aftercare
 - Supported housing
 - Supported employment
 - Recovery support

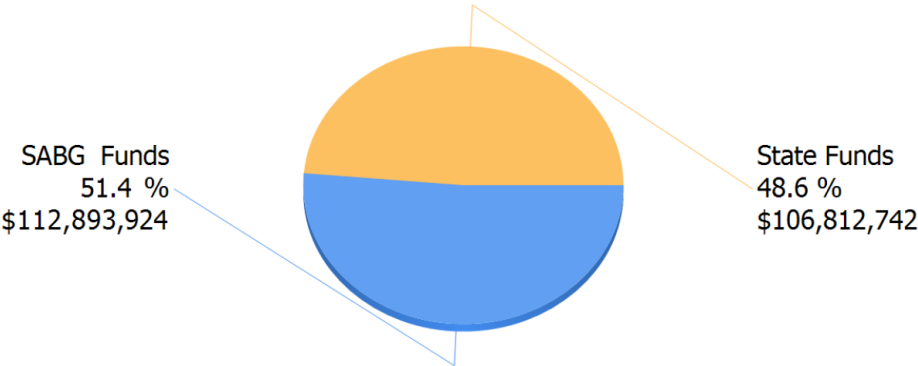
Expenditures for Substance Abuse Prevention and Treatment

All states receive federal funds for substance abuse prevention through SABG funds administered by SAMHSA. Exhibit 1 shows the sources that Florida used for expenditures on substance abuse prevention and treatment in 2020. As indicated, SABG funds and state funds are the only sources (51.4 percent and 48.6 percent, respectively).⁹

⁹ WebBGAS State Profile, 2020 SABG and Community Mental Health Block Grant (MHBG) Reports – Florida 2020.

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, Florida did not specifically include underage alcohol consumption prevention among its priorities for use of SABG funds.¹⁰

Exhibit 1: Sources of Florida’s 2020 Expenditures for Substance Abuse Prevention and Treatment



¹⁰ FY 2020/2021 – (Florida) State Behavioral Assessment and Plan, SABG, CSAP, Division of State Programs, CSAT, 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 Florida'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?	No
<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? 	No
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
<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?	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?	No

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?	No
Does an affirmative defense exist for the retailer?	Yes
• Is it a specific affirmative defense (retailer reasonably believed ID was valid after examining it)?	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 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?	0.02
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)	
Is there a "use/lose" law that suspends or revokes a minor's driving privileges for alcohol violations?	No
What types of violation lead to license suspension or revocation?	
• Purchase of alcohol	N/A
• Possession of alcohol	N/A
• Consumption of alcohol	N/A
The law applies to people under what age?	N/A

Is suspension or revocation mandatory or discretionary?	N/A
What is the length of suspension/revocation?	
Minimum number of days	N/A
Maximum number of days	N/A

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
What is the minimum number of months driver must hold learner permit before advancing to intermediate stage?	12
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?	Age 16: 11:00 PM Age 17: 1:00 AM
Can law enforcement stop a driver for night driving violation as a primary offense?	Yes
Are there restrictions on passengers?	No
Can law enforcement stop driver for violation of passenger restrictions as a primary offense?	N/A
License Stage	
What is the minimum age for full license privileges and lifting of restrictions?	18

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)	
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	Yes
Does the RBS law apply to on-premises establishments (such as bars and restaurants) or off-premises establishments (such as liquor stores)?	Both
Does the RBS law apply to new or existing licensees?	Both

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	18
Does a manager or supervisor have to be present when an underage person is selling beverages?	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 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)?	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
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)?	Yes, within 500 feet. Local government has authority to override state restrictions.
To which alcohol products does requirement apply?	Beer, wine, spirits
Notes: Exception for restaurants.	

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 (Willful and unlawful furnishing to minor.)
Does common law dram shop liability exist?	No

Social Host Liability	
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
Notes: Common law liability rests on a violation of the criminal social host statute (Fla. Stat. § 856.015). The criminal social host statute prohibits an adult from allowing an open house party to take place at a residence he/she controls and knowingly allowing a minor to possess or consume alcohol at the residence and failing to take reasonable steps to prevent the possession or consumption of the alcoholic beverage.	

Prohibitions Against Hosting Underage Drinking Parties	
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?	Specific

What action by underage guest triggers a violation?	Possession/consumption
Property type covered by the law?	Residential
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?	Yes
Are there any exceptions for underage guests?	No
Notes: The "preventive action" provision in Florida requires the prosecution to prove that the host failed to take preventive action.	

Keg Registration	
How is a keg defined (in gallons)?	No law
Prohibitions	
Is it illegal to possess an unregistered or unlabeled keg and if so, what is the penalty?	No law
Is it illegal to destroy the label on a keg, and if so, what is the penalty?	No law
What purchaser information is collected?	
Must the retailer collect the name and address?	No law
Must the retailer collect the ID number, name and address on license or other government information?	No law
Must the retailer collect the address at which keg will be consumed?	No law
Must warning information be given to purchaser?	No law
Is a deposit required?	No law
Does law cover disposable kegs?	No law

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 76.5 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	Prohibited
Spirits	Prohibited

Direct Shipments/Sales	
May alcohol producers ship directly to consumers?	No
What alcohol types may be shipped?	N/A
Must purchaser make mandatory trip to producer before delivery is authorized?	N/A
Age verification requirements	
Must the producer/shipper verify purchaser's age before sale?	N/A
Must the common carrier (deliverer) verify age of recipients?	N/A
State approval/permit requirements	
Must the producer/manufacture obtain state license or permit?	N/A
Must the common carrier (deliverer) be approved by a state agency?	N/A
Recording/reporting requirements	
Must the producer/manufacture record/report purchaser's name?	N/A
Must the common carrier (deliverer) record/report recipient's name?	N/A
Shipping label requirements	
Must the label state "Package contains alcohol"?	N/A
Must the label state "Recipient must be 21 years old"?	N/A
<p>Notes: Although current law suggests that direct shipments of alcoholic beverages are prohibited, the Florida Department of Business and Professional Regulation's informal policy allows out-of-state wineries to make direct shipments of wine to Florida consumers. Florida statutes that purport to ban direct shipments are not being enforced pursuant to a stipulation entered into by the state in a law suit challenging the constitutionality of the law. Fla. Stat. Ann. §§ 561.54, 561.545.</p> <p>http://www.flsenate.gov/data/Publications/2006/Senate/reports/interim_reports/pdf/2006-146rilong.pdf</p>	

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	\$0.48

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	\$2.25
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	\$6.50
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	\$2.25 per gallon for alcohol content of less than 17.259%.

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 (15 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 (15 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 (15 days)

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?	16
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 facial hair will be allowed (beards or mustaches) for males, and females may not be dressed up (hair and makeup) to appear older or wear revealing attire.
Does decoy carry ID during compliance check?	Not specified
May decoy verbally exaggerate his or her actual age?	Prohibited
Is decoy training mandated, recommended, prohibited, or not specified?	Mandated

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?	\$1,000 fine and a 7-day suspension
What is the penalty for the second offense?	\$3,000 fine and a 30-day suspension
What is the penalty for the third offense?	Revocation
What is the penalty for the fourth offense?	N/A

Florida State Survey Responses

State Agency Information

Agency with primary responsibility for enforcing underage drinking laws:

Florida Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco

Enforcement Strategies

State law enforcement agencies use:

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

Local law enforcement agencies use:

Cops in Shops	Yes
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	Yes
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/shippments of alcohol to minors

Florida Department of
Business and
Professional
Regulation, Division of
Alcoholic Beverages
and Tobacco

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 possession¹ by state law enforcement agencies

1,138

Number pertains to the 12 months ending

12/31/2019

Data include arrests/citations issued by local law enforcement agencies

No

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

54,065

Number of licensees checked for compliance by state agencies
(including random checks)

5,757

Number of licensees that failed state compliance checks

662

Numbers pertain to the 12 months ending

12/31/2019

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*

No data

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

4,447

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

456

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

No

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

Yes

Number of fines imposed by the state⁴

12

Total amount in fines across all licensees	\$12,250
Smallest fine imposed	\$500
Largest fine imposed	\$1,500
Numbers pertain to the 12 months ending	12/31/2019
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing to minors</i>	Yes
Number of suspensions imposed by the state ⁵	9
Total days of suspensions across all licensees	40
Shortest period of suspension imposed (in days)	2
Longest period of suspension imposed (in days)	7
Numbers pertain to the 12 months ending	12/31/2019
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing to minors</i>	Yes
Number of license revocations imposed ⁶	1
Numbers pertain to the 12 months ending	12/31/2019

Additional Clarification

No data

¹ Or having consumed or purchased per state statutes.

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

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

⁴ Does not include fines imposed by local agencies.

⁵ Does not include suspensions imposed by local agencies.

⁶ Does not include revocations imposed by local agencies.

Underage Drinking Prevention Programs Operated or Funded by the State

Too Good for Drugs

Number of youth served	43,938
Number of parents served	459
Number of caregivers served	No data
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report	https://toogoodprograms.org/pages/evidence-base
URL for more program information	https://toogoodprograms.org/pages/evidence-base

Program Description: Too Good for Drugs (TGFD) is a school-based prevention program for kindergarten through 12th grade that builds on students' resiliency by teaching them how to be socially competent and autonomous problem solvers. The program is designed to benefit everyone in the school by providing necessary education about social and emotional competencies and by reducing risk factors and building protective factors that affect students in these age groups. TGFD focuses on developing personal and interpersonal skills to resist peer pressure and to build skills in setting goals, making decisions, bonding with others, having respect for self and others, managing emotions, engaging in effective communication, and handling social interactions. The program also provides information about the negative consequences of drug use and the benefits of a nonviolent, drug-free lifestyle. TGFD has developmentally appropriate curricula for each grade level through eighth grade, with a separate high school curriculum for students in grades 9 through 12. The K-8 curricula each include ten weekly, 30- to 60-minute lessons, and the high school curriculum includes 14 weekly, one-hour lessons plus 12 optional, one-

hour "infusion" lessons. These infusion lessons are designed to incorporate and reinforce skills taught in the core curriculum through academic infusion in subject areas such as English, social studies, and science/health.

In 2019, the number of youths served increased by 82.89% due to additional school sites implementing Too Good for Drugs as well as existing school sites increasing the number of classes.

General Alcohol, Tobacco, and Other Drugs Prevention Education

Number of youth served	1,899,750
Number of parents served	4,422,966
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	Not applicable

Program Description: Alcohol, tobacco, and other drug (ATOD) prevention education allows providers and community anti-drug coalitions to share knowledge and resources about prevention activities with the general population. These activities include community resource fairs, community engagement events, health fairs, resource tables, information booths, assemblies, back-to-school fairs, and evidence-based programs (EBPs). Various EBPs are combined to calculate the numbers served for ATOD programs, including "Talk. They Hear You," "An Apple A Day," Project SUCCESS, "Friday Night Done Right," "New Horizons," "Keep a Clear Mind," "Prime for Life," and multiple media campaigns—a total of 113 programs.

Please note that the numbers served may include impressions from media campaigns and individuals counted multiple times if they participated in more than one program.

Alcohol Literacy Challenge

Number of youth served	53,537
Number of parents served	1,742
Number of caregivers served	No data
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report	https://alcoholliteracychallenge.com
URL for more program information	https://alcoholliteracychallenge.com

Program Description: Alcohol Literacy Challenge (ALC) is a brief classroom-based program designed to alter alcohol expectancies and reduce the quantity and frequency of alcohol use among high school and college students. Alcohol expectancies are an individual's beliefs about the anticipated effects of alcohol use, including those that are positive (e.g., increased sociability, reduced tension) and negative (e.g., impairments to mental and behavioral functioning, increased aggressiveness, or risk-taking). Some of the most desired effects—the arousing, positive, and pro-social effects—are placebo effects rather than pharmacological effects. ALC aims to correct erroneous beliefs about the effects of alcohol, decreasing positive and increasing negative expectancies. These shifts in expectancies have been shown to predict lower levels of alcohol use. The intervention, which requires 90 minutes for the high school version and 50 minutes for the college version, can be incorporated into an existing course (e.g., health education) and implemented in one or two class periods. The intervention is designed to challenge the unique expectancies of each participating student; therefore, it can be used across different populations and cultural groups. The intervention is implemented by teachers at the high school level and students at the college level. A five-hour training is required for implementers and provides all materials needed to deliver the intervention.

Anti-Drug Coalition Activities

Number of youth served	783,059
Number of parents served	2,397,182
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	Not applicable

Program Description: Anti-drug coalitions across the state are active within their communities to promote ATOD activities. Utilizing five of the six CSAP strategies, coalitions coordinated efforts with law enforcement agencies and schools to implement programs within their communities, including Communities Mobilizing for Change on Alcohol (CMCA), recreational and social events, town hall meetings, a youth coalition, community service projects, compliance check reminders, “Prescription Take Back,” social media campaigns, and many other efforts.

In 2019, there was a 32.24% decrease in the number of parents served and a 105.66% increase in the number of youths served. The differences can be attributed to coalitions redirecting their focus to youth-related activities. Please note that the numbers served may include impressions from media campaigns and individuals counted multiple times if they participated in more than one program.

LifeSkills Training

Number of youth served	102,964
Number of parents served	11,885
Number of caregivers served	No data
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report	https://www.lifeskillstraining.com
URL for more program information	https://www.lifeskillstraining.com

Program Description: LifeSkills Training (LST) is a school-based program that aims to prevent the use of alcohol, tobacco, marijuana, and violence by targeting the major social and psychological factors that promote the initiation of substance use and other risky behaviors. LST is based on both the social influence and competence enhancement models of prevention. Consistent with this theoretical framework, LST addresses multiple risk and protective factors, and teaches personal and social skills that build resilience and help youth navigate developmental tasks, including the skills necessary to understand and resist pro-drug influences. LST is designed to provide information relevant to the important life transitions that adolescents and young teens face using culturally sensitive, developmentally suitable, age-appropriate language and content. Facilitated discussion, structured small group activities, and role-playing scenarios are used to stimulate participation and promote the acquisition of skills. Separate LST programs are offered for elementary school (grades 3-6), middle school (grades 6-9), and high school (grades 9-12); the research studies and outcomes reviewed for this summary involved middle school students.

In 2019 there was a significant increase in the number of individuals served under LifeSkills Training (117.64%). This was a direct result of the funding under the State Opioid Response (SOR) grant, which allowed prevention providers in Florida the opportunity to continue to expand the use of LST.

Additional Underage Drinking Prevention Programs Operated or Funded by the State

1. Active Parenting Now (APN): APN is an evidence-based practice addressing youth underage drinking.
2. An Apple A Day (AAAD): AAAD is an evidenced-based program geared towards elementary aged children in kindergarten through fourth grade. AAAD focuses on substance abuse prevention and mental health promotion by improving resiliency skills and decreasing risk factors while focusing on five main concepts: literacy, personal sense of safety, safe person/place, friendship, and the dangers of alcohol, tobacco, and other drugs.
3. Teen Intervene Group Process: This program is designed specifically for youth who are experiencing mild to moderate problems associated with alcohol or other drug use. The program provides education, support, and guidance for teens and their parents.
4. Project SUCCESS: This is a research-based program that builds on the findings of other successful prevention programs by using interventions that are effective in reducing risk factors and enhancing protective factors. Project SUCCESS counselors use the following intervention strategies: information dissemination, normative and prevention education, problem identification and referral, community-based process, and environmental approaches.
5. Guiding Good Choices (GGC), formerly known as Preparing for the Drug-Free Years: This is a multimedia family competency training program that promotes healthy, protective parent-child interactions and reduces risk for early substance use. This universal prevention program targets families of middle school children (ages 9-14) of all races/ethnicities. The program is based on a social development model, which holds that strong bonding to positive influences reduces problem behaviors.
6. Talk. They Hear You: This underage drinking prevention national media campaign empowers parents and caregivers to talk with children early about alcohol and other drug use.

Additional Clarification

Not applicable

Additional Information Related to Underage Drinking Prevention Programs

<i>State collaborates with federally recognized tribal governments in the prevention of underage drinking</i>	No
Description of collaboration: Not applicable	
<i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i>	Yes
Description of program: Environmental scans are done throughout the state to ensure that vendors who sell alcohol do not target youth or sell alcohol to youth. Additionally, environmental strategies (e.g., media campaigns) are conducted to make parents, educators, and community members aware of the dangers of exposing youth to alcohol.	
<i>State collaborates with/participates in media campaigns to prevent underage drinking</i>	Yes
Federal campaigns:	No
Regional and local media campaigns: No One's House	Yes
Local school district efforts: Red Ribbon Week	Yes
Other:	Yes
<i>State collaborates with/participates in SAMHSA's national media campaign, "Talk. They Hear You." (TTHY)</i>	Yes
State officially endorses TTHY efforts	No
State commits state resources for TTHY	No
State forwards TTHY materials to local areas	Yes
Other: Local prevention providers disseminate materials to parents and caregivers	Yes
<i>State procures funding for TTHY</i>	No data
Pro bono	No data
Donated air time	No data
Earned media	No data
Other:	No data

<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

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: (850) 717-4313

Agencies/organizations represented on the committee:

Big Bend Community-Based Care Managing Entity
Broward Behavioral Health Coalition Managing Entity
Central Florida Behavioral Health Network Managing Entity
Central Florida Cares Health System Managing Entity
Lutheran Services Florida Managing Entity
Southeast Florida Behavioral Health Network Managing Entity
South Florida Behavioral Health Network Managing Entity

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

Underage Drinking Reports

<i>State has prepared a plan for preventing underage drinking in the last three years</i>	No
Prepared by:	Not applicable
Plan can be accessed via:	Not applicable

<i>State has prepared a report on preventing underage drinking in the last three years</i>	No
Prepared by:	Not applicable
Report can be accessed via:	Not applicable

Additional Clarification

No data

State Expenditures for the Prevention of Underage Drinking

<i>Compliance checks in retail outlets:</i>	
Estimate of state funds expended	\$12,850
Estimate based on the 12 months ending	12/31/2019
<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	\$2,629,996.50
Estimate based on the 12 months ending	12/31/2019
<i>K-12 school-based programs to prevent underage drinking:</i>	

Estimate of state funds expended	\$13,658,300.27
Estimate based on the 12 months ending	12/31/2019
<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: Compliance checks in retail outlets	
Estimate of state funds expended	\$12,850
Estimate based on the 12 months ending	12/31/2019

Funds Dedicated to Underage Drinking

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

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



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