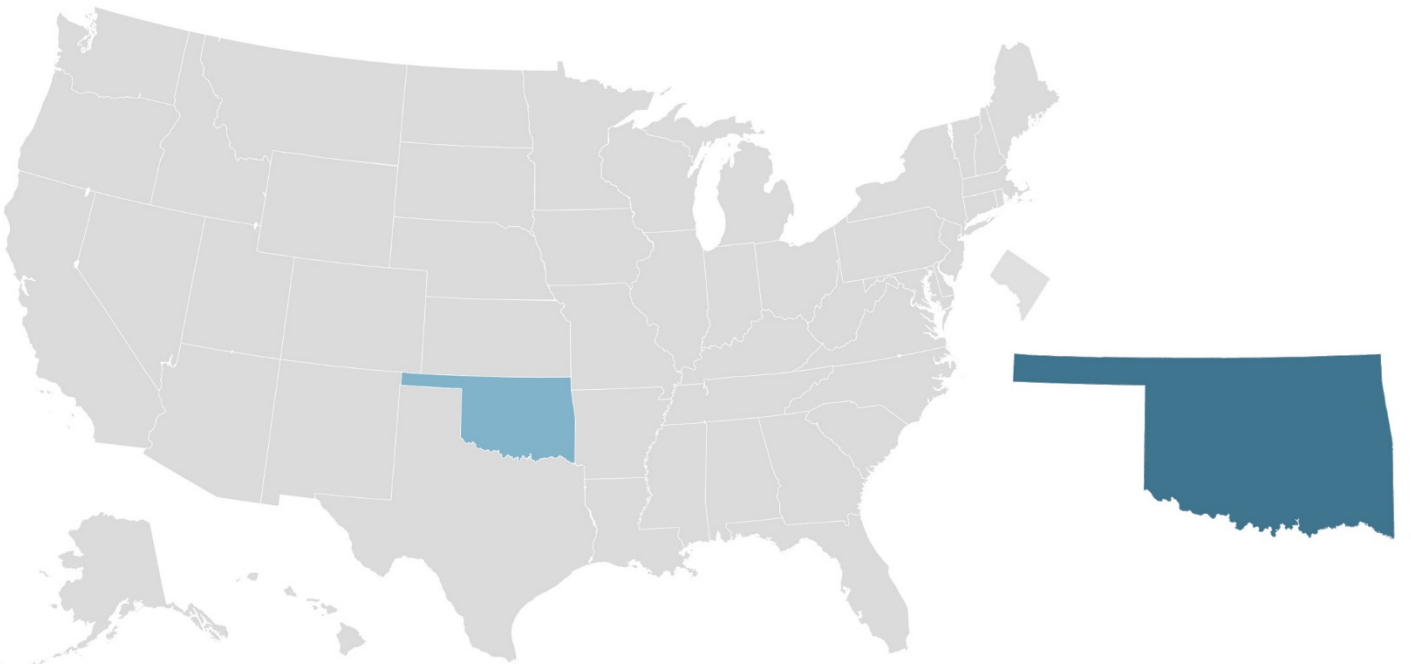




SAMHSA
Substance Abuse and Mental Health
Services Administration

Oklahoma

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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Staff Chair and Point of Contact, ICCPUD:

Robert M. Vincent, MS.Ed

Associate Administrator for Alcohol Prevention and Treatment Policy

ICCPUD Staff Chair

Center for Substance Abuse Prevention

Substance Abuse and Mental Health Services Administration

Division of Systems Development

Phone: (240) 276-1582

Email: Robert.Vincent@samhsa.hhs.gov

Oklahoma Governor’s Designated Contact for STOP Act State Survey:

Jessica Hawkins

Director, Prevention Services

Oklahoma Department of Mental Health and Substance Abuse Services

Phone: (405) 522-5952

Email: jhawkins@odmhsas.org



Oklahoma

State Population: 3,956,971

Population Ages 12–20: 456,000

Past-Month Alcohol Use	
Ages 12–20	
Past-Month Alcohol Use – Number (Percentage)	77,000 (16.9%)
Past-Month Binge Alcohol Use – Number (Percentage)	49,000 (10.7%)
Ages 12–14	
Past-Month Alcohol Use – Number (Percentage)	4,000 (2.2%)
Past-Month Binge Alcohol Use – Number (Percentage)	2,000 (1.1%)
Ages 15–17	
Past-Month Alcohol Use – Number (Percentage)	20,000 (13.1%)
Past-Month Binge Alcohol Use – Number (Percentage)	13,000 (8.5%)
Ages 18–20	
Past-Month Alcohol Use – Number (Percentage)	53,000 (38%)
Past-Month Binge Alcohol Use – Number (Percentage)	34,000 (24.1%)
Adults Ages 18 +	
Past-Month Alcohol Use – (Percentage)	(48.4%)
Past-Month Binge Alcohol Use – (Percentage)	(23.2%)
Age of Initiation of Alcohol Use	
Average Age of Initiation	16.3
Alcohol-Related Deaths	
Alcohol-Attributable Deaths (under 21)	57
Years of Potential Life Lost (under 21)	3,429
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%	8
Percentage of All Fatal Crashes Involving a 15- to 20-Year-Old Driver	(10%)

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.

Prevention, Early Identification, Treatment, and Recovery Support Systems¹⁵

Services and supports are available statewide through a network of providers and community-based programs. These include 13 Community Mental Health Centers (CMHCs), 70 substance use disorder treatment providers, 17 prevention organizations, and 53 specialty providers, including housing, advocacy, and consumer- and family- operated programs. There are 21 Health Homes (HH) for adults with serious mental illness and 20 HHs for children with serious emotional disturbance. Of these, 14 HH programs are provided by CMHCs. These HHs are required to provide care coordination and care management to ensure integrated behavioral health and health care. In addition, there are 2 RAISE NAVIGATE programs to assist individuals who are experiencing First Episode of Psychosis (FEP), along with 1 FEP Crisis Care program and 14 statewide early Serious Mental Illness (eSMI) Outreach Programs provided through CMHCs to develop and maintain collaborative partnerships with local higher education institutions and local hospitals to connect with the age range that is most at risk for eSMI.

As the single state agency for substance abuse and the state mental health authority, Oklahoma Department of Mental Health and Substance Abuse (ODMHSAS) fulfills state-level responsibilities as regulator and purchaser of services. In some areas of the state, and with specific levels of care, ODMHSAS also operates as a direct provider of services. Other state agencies collaborate with ODMHSAS to fulfill similar roles within their authority. Regional and local responsibilities are typically carried out by specific organizations with which ODMHSAS contracts.

The ODMHSAS Central Office in Oklahoma City provides planning, training, technical assistance, oversight, fiscal and accountability support for the entire system. Key Central Office functions include support for treatment and recovery services, decision support services, information technology services, consumer advocacy and wellness, the inspector general, human resources management and development, finance, legal, grants management, and provider certification. All leadership and management structures are organized under the ODMHSAS Commissioner and her executive staff, including the Chief Operating Officer and the Deputy Commissioner for Treatment and Recovery Services.

Substance Use Disorder Services

The substance use disorder (SUD) treatment and recovery services funded through the ODMHSAS service system are provided at 70 facilities, covering all 77 Oklahoma counties. The intention is to offer a full recovery-oriented system of care. All SUD treatment organizations must be state licensed (certified). Facilities can be licensed as a basic Alcohol and Drug Treatment Program providing a specific service set or as a Certified Comprehensive Addiction Recovery Center (CCARC) providing a full continuum of care. There are currently nine CCARCs throughout the state. All providers must be Medicaid-compensable, and many accept other types of third-party payment and self-payment. ODMHSAS-funded services are primarily purchased through contracts with private, for-profit, and non-profit certified agencies to provide

¹⁵ Extracted from fiscal year (FY) 2020/2021 – (Oklahoma) State Behavioral Health Assessment and Plan, Substance Abuse Prevention and Treatment Block Grant (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.

multiple levels of withdrawal management, residential treatment, halfway house, outpatient, intensive outpatient, and early intervention services with Substance Abuse Prevention and Treatment Block Grant (SABG) funds and state appropriations. These agencies include SUD treatment facilities, community mental health centers, community action agencies, youth and family services agencies, and schools. Among the contracted facilities, the University of Oklahoma Health Sciences Center provides workforce development trainings, screening, assessment, and treatment planning for children with fetal alcohol spectrum disorder. An essential component to the recovery system is the state's network of Oxford Houses. Currently, there are 116 Oxford Houses throughout the state with more in development. Most of the Oxford Houses have accessed loans from a revolving loan fund administered by ODMHSAS. Oxford houses have become more open to medication-assisted treatment (MAT) residency, resulting in an increase of MAT residents. Due to the acceptance of MAT residents by Oxford House, ODMHSAS utilized State Opioid Response grant funds to employ two additional outreach workers specializing in MAT. ODMHSAS also directly operates three SUD residential treatment facilities staffed with state employees.

ODMHSAS currently has 18 specific outpatient contracts for adolescent substance use. ODMHSAS contracts with one male residential treatment program, in Tulsa, for 24 beds that utilizes equine therapy as a part of the programming. There is one state-operated residential facility. ODMHSAS has a contract with Street School, an alternative school, to provide substance use education to teachers to help them respond therapeutically to those students who have an SUD. This alternative school provides screening, assessment, and therapy through other financial means. CMHC and SUD providers have been offered training and certification in the Community Reinforcement Approach and Adolescent Community Reinforcement Approach. All outpatient contractors are eligible to provide early intervention, outpatient, and intensive outpatient as well as other ancillary services such as outreach, peer recovery for 16 and up, wellness, rehabilitation, etc. All contracted treatment agencies, whether a community mental health center or a SUD treatment agency, are to provide integrated co-occurring services for children and adolescents.

Oklahoma has three children's crisis centers in the following cities: Red Rock in Oklahoma City, The Calm Center in Tulsa, and Children's Recovery Center in Norman. Each of these crisis centers are legislatively required to provide detoxification for children and adolescents if needed. These detoxification services are in addition to the 18 specific contracts for adolescent substance use.

In addition to training CMHCs contracted with ODMHSAS to provide adolescent and young adult substance use services, ODMHSAS has also trained several other CMHCs in the evidence-based practices of Motivational Interviewing, GAIN SS, Community Reinforcement Approach, and Adolescent Community Reinforcement Approach to help improve the services they provide to adolescents and young adults.

Prevention Services

The 17 Regional Prevention Coordinators (RPCs) serving all 77 counties in Oklahoma are the backbone of Oklahoma's prevention service system. RPCs develop community-level prevention work plans in partnership with community coalitions. Community-level prevention work is based on the Strategic Prevention Framework (SPF) and aligned with state prevention priorities. Services focus on achieving sustainable, population-level outcomes. ODMHSAS also

administers 2Much2Lose (2M2L) as an overarching moniker of Oklahoma’s underage drinking prevention initiative. 2M2L initiatives include a youth leadership development program, delivery of AlcoholEdu in Oklahoma schools, and the enforcement of underage drinking laws. No SABG funds are used for enforcement, only training and technical assistance and support services to communities and law enforcement agencies. Other programs administered through the ODMHSAS prevention initiatives include the Oklahoma Partnership Initiative funded by the Administration on Children and Families; Screening, Brief Intervention, and Referral to Treatment services funded by the Substance Abuse and Mental Health Services Administration’s (SAMHSA’s) Center for Substance Abuse Treatment (CSAT), state and foundation sources; the Office of Suicide Prevention funded by the SAMHSA Center for Mental Health Services and state-appropriated funds; Mental Health First Aid training program funded by state-appropriated resources; the SPF Partnerships For Success (which ended September 29, 2019) and SPF Rx programs funded by SAMHSA’s Center for Substance Abuse Prevention (CSAP) and state-appropriated funds; the State Targeted Response to Opioids Grant and SOR Grant funded by CSAP; the Prescription Drug Overdose project funded by CSAT; the First Responders-Comprehensive Addiction and Recovery Act project funded by SAMHSA; and Oklahoma’s Prescription For Change initiative supported by state-appropriated funds. Two emerging prevention services include a partnership with the Oklahoma Department of Veterans Affairs to share a full-time employee for prevention and promotion services reaching veterans and military families and the development of Good Behavior Game Support Center for Oklahoma schools.

Expenditures for Substance Abuse Prevention and Treatment

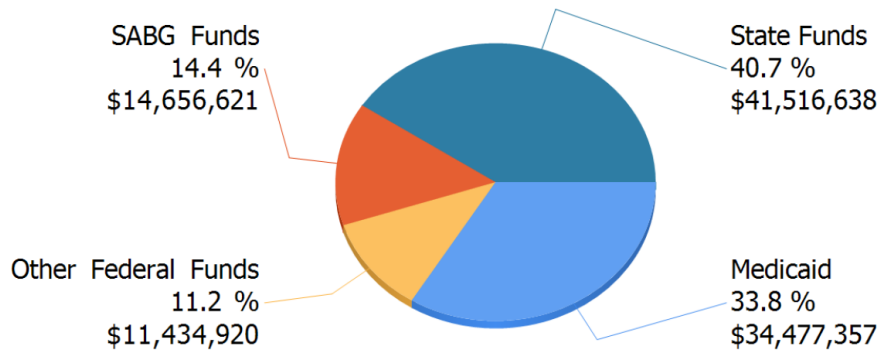
All states receive federal funds for substance abuse prevention through SABG funds administered by SAMHSA. Exhibit 1 shows the sources that Oklahoma used for expenditures on substance abuse prevention and treatment in 2020. As indicated, state funds and Medicaid funds account for the largest sources (40.7 percent and 33.8 percent, respectively).¹⁶

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, Oklahoma designated reduction of underage drinking as part of priority number five for use of SABG funds.¹⁷

¹⁶ WebBGAS State Profile, 2020 SABG and MHBG Reports – Oklahoma 2020.

¹⁷ FY 2020/2021 – (Oklahoma) 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.

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



State Performance: Laws, Enforcement, and Programs

As mandated by the STOP Act, this report details Oklahoma’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?	Yes, in a private location

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?	No
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?	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?	No
<ul style="list-style-type: none"> Is it a specific affirmative defense (retailer reasonably believed ID was valid after examining it)? 	N/A
<ul style="list-style-type: none"> Is it a general affirmative defense (retailer reasonably believed purchaser was over 21)? 	N/A
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
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 	No
<ul style="list-style-type: none"> Possession of alcohol 	Yes
<ul style="list-style-type: none"> Consumption of alcohol 	No
The law applies to people under what age?	18

Is suspension or revocation mandatory or discretionary?	Mandatory
What is the length of suspension/revocation?	
Minimum number of days	180
Maximum number of days	180

Graduated Driver's Licenses	
Learner Stage	
What is the minimum age for permit to drive with parents, guardians, or other adults (other than instructors)?	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?	10:00 PM
Can law enforcement stop a driver for night driving violation as a primary offense?	Yes
Are there restrictions on passengers?	Yes; no more than one passenger who is not a household member, unless accompanied by driver at least 21
Can law enforcement stop driver for violation of passenger restrictions as a primary offense?	Yes
License Stage	
What is the minimum age for full license privileges and lifting of restrictions?	16 years, 6 months

Alcohol Availability

Furnishing Alcohol to Minors	
Is furnishing of alcoholic beverages to minors prohibited?	Yes
Are there exceptions based on family relationships?	
<ul style="list-style-type: none"> Is furnishing allowed if the parent or guardian supplies the alcohol? 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
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Responsible Beverage Service (RBS)	
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)?	Both
Does the RBS law apply to new or existing licensees?	New

Minimum Age for Sellers of Alcohol – Off-Premises (i.e., Liquor Stores)	
What is the minimum age requirement for off-premises retail establishments?	
Beer	18
Wine	18
Spirits	21
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	21
Wine	21
Spirits	21

Does a manager or supervisor have to be present when an underage person is selling beverages?	No
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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 300 feet. College or university located within an improvement district may override state restriction.
Is there a distance requirement for on-premises outlets (i.e., restaurants and bars)?	Yes, within 300 feet. College or university located within an improvement district may override state restriction.
To which alcohol products does requirement apply?	Beer, wine, spirits
Primary and Secondary Schools	
Is there a distance requirement for off-premises outlets (i.e., liquor stores)?	Yes, within 300 feet
Is there a distance requirement for on-premises outlets (i.e., restaurants and bars)?	Yes, within 300 feet
To which alcohol products does requirement apply?	Beer, wine, spirits

Dram Shop Liability

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

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?	No

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?	General

What action by underage guest triggers a violation?	Possession/consumption
Property type covered by the law?	Residential/outdoor/other
What level of knowledge by the host is required?	Knowledge (Host must have actual knowledge of party)
Does host's preventive action protect him/her from being held liable?	No
Are there any exceptions for underage guests?	Yes, residents of household

Keg Registration	
How is a keg defined (in gallons)?	Equal to or more than 4.00
Prohibitions	
Is it illegal to possess an unregistered or unlabeled keg and if so, what is the penalty?	No
Is it illegal to destroy the label on a keg, and if so, what is the penalty?	Yes (maximum fine/jail, \$500/6 months)
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?	Passive (requires no action by purchaser)
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?	No
Are restrictions based on Alcohol by Volume (ABV)?	N/A
Are there exceptions to restrictions?	N/A

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?	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?	Yes
Must the common carrier (deliverer) verify age of recipients?	Yes
State approval/permit requirements	
Must the producer/manufacture obtain state license or permit?	Yes
Must the common carrier (deliverer) be approved by a state agency?	No
Recording/reporting requirements	
Must the producer/manufacture record/report purchaser's name?	Yes
Must the common carrier (deliverer) record/report recipient's name?	No
Shipping label requirements	
Must the label state "Package contains alcohol"?	Yes
Must the label state "Recipient must be 21 years old"?	Yes

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

Alcohol Pricing

Alcohol Taxes	
Beer	
Control system for beer?	No
Specific excise tax per gallon for 5% alcohol beer	\$0.40
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)	13.50%
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)	13.50%
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	\$0.72
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)	13.50%
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)	13.50%
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	\$5.56
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)	13.50%
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)	13.50%
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	

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	Yes
Increased volume without increase in price	Yes

Wholesaler Pricing Restrictions	
Beer	
Are volume discounts to retailers allowed?	Banned
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?	No
Wine	
Are volume discounts to retailers allowed?	Banned
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 and hold (60 days)
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	No
Spirits	
Are volume discounts to retailers allowed?	Banned
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 and hold (60 days)
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	No

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?	21
Are there appearance requirements for the decoy?	Yes, should not be deceptively mature in appearance.
Does decoy carry ID during compliance check?	Required
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?	No
What is the time period for defining second, third and subsequent offenses?	N/A
What is the penalty for the first offense?	N/A
What is the penalty for the second offense?	N/A
What is the penalty for the third offense?	N/A
What is the penalty for the fourth offense?	N/A
Notes: Statute states that retailer that knowingly sells alcohol to a person under age 21 shall have license revoked upon first offense.	

Oklahoma State Survey Responses

State Agency Information

Agency with primary responsibility for enforcing underage drinking laws:

Oklahoma Alcoholic Beverage Law Enforcement Commission

Enforcement Strategies

State law enforcement agencies use:

Cops in Shops No

Shoulder Tap Operations No

Party Patrol Operations or Programs Yes

Underage Alcohol-Related Fatality Investigations Yes

Local law enforcement agencies use:

Cops in Shops No

Shoulder Tap Operations No

Party Patrol Operations or Programs Yes

Underage Alcohol-Related Fatality Investigations Yes

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

Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors Oklahoma Alcohol Beverage Law Enforcement Commission

Such laws are also enforced by local law enforcement agencies No

Enforcement Statistics

State collects data on the number of minors found in possession Yes

Number of minors found in possession¹ by state law enforcement agencies Not available

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 7,752

Number of licensees checked for compliance by state agencies (including random checks) 1,450

Number of licensees that failed state compliance checks 256

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 Yes

Number of licensees subject to **random** state compliance checks/decoy operations 1,442

Number of licensees that failed **random** state compliance checks 252

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 Yes

Number of fines imposed by the state⁴ 175

Total amount in fines across all licensees \$194,950

Smallest fine imposed	\$500
Largest fine imposed	\$10,000
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	32
Total days of suspensions across all licensees	731
Shortest period of suspension imposed (in days)	7
Longest period of suspension imposed (in days)	90
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	39
Numbers pertain to the 12 months ending	12/31/2019

Additional Clarification

Data on minors in possession arrests are not available. We know Alcoholic Beverage Law Enforcement (ABLE) did not write citations for that law in particular this last year. We know local law enforcement agencies did though, in retail and social settings. However, we do not have that data available at this time. The difference between the total number of Alcohol Compliance Checks (ACCs) and the total number of random ACCs is due to calls the ABLE Commission received from the public. If they received a call with a violation or on a reported issue, they would conduct an ACC deliberately, making it not random. This explains the difference in the two totals listed for all state compliance checks and random compliance checks.

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

Regional Prevention Coordinators

Number of youth served	4,447
Number of parents served	Not applicable
Number of caregivers served	Not applicable
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report	https://www.ok.gov/odmhsas/Prevention_/Prevention_Initiatives/Regional_Prevention_Coordinators_(RPC)/index.html
URL for more program information	No data

Program Description: The primary purpose of the Regional Prevention Coordinators (RPCs) is to provide regional prevention services by engaging community members, local organizations, public agencies, youth, and the media to change community conditions that contribute to alcohol, tobacco, and drug-related problems. A major goal of the RPCs is to prevent the onset and reduce the problems associated with the use of alcohol by those under age 21. All contracted RPCs are required to create and implement a regional alcohol enforcement plan (AEP). Ten out of the 17 alcohol enforcement plans made underage drinking a priority based on their community’s needs.

Alcohol Edu for Oklahoma High School Students

Number of youth served	5,758
Number of parents served	Not applicable
Number of caregivers served	Not applicable
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report	Not applicable
URL for more program information	https://everfi.com/courses/k-12/alcholedu-awareness-prevention-high-school/

Program Description: Alcohol Edu for High School is an evidence-based, online alcohol prevention course that engages teens using the internet, videos, and project-based learning. Alcohol Edu has demonstrated outcomes including increased student knowledge about alcohol, improved student attitudes and behaviors, and reduced negative consequences associated with underage drinking such as riding in a car with a drinking driver. Alcohol Edu delivers a personalized experience to every student and includes a parental component.

Additional Underage Drinking Prevention Programs Operated or Funded by the State

No data

Additional Clarification

Evaluation data is available for RPC services; however, the data is not a comprehensive evaluation of the RPC services. In the RPC section above, findings are provided by the 17 RPCs conducting environmental strategies across the state of Oklahoma. For underage drinking strategies, Oklahoma is monitoring the number of new laws and policies created, the enforcement efforts of those laws and policies, as well as community advocacy efforts.

Additional Information Related to Underage Drinking Prevention Programs

<i>State collaborates with federally recognized tribal governments in the prevention of underage drinking</i>	Yes
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Description of collaboration: The state has active collaborations with several tribal nations, including Cherokee Nation, Osage Tribe, Choctaw Nation, and the Cheyenne-Arapaho Tribes. Collaborations include tribal representatives serving as Responsible Beverage Sales and Service (RBSS) trainers and members of state advisory groups and workgroups. In addition, tribal representatives participate in and host 2 Much 2 Lose youth and adult training opportunities throughout the year, and Cherokee Nation is a prevention service provider under Oklahoma's Substance Abuse Prevention Block Grant. Multiple tribes work with state-funded RPCs to require mandatory RBSS training for all casino employees.

<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: RPCs advise communities as needed, as requested, or in coordination with selected priorities on the harms caused by exposure to alcohol advertising.

<i>State collaborates with/participates in media campaigns to prevent underage drinking</i>	Yes
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Federal campaigns: Talk. They Hear You	Yes
Regional and local media campaigns:	No
Local school district efforts:	No
Other:	No

<i>State collaborates with/participates in SAMHSA's national media campaign, "Talk. They Hear You." (TTHY)</i>	Yes
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State officially endorses TTHY efforts	No
State commits state resources for TTHY	No
State forwards TTHY materials to local areas	Yes

Other:	No
<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>	Yes
Agencies/organizations that established best practices standards:	
Federal agency(ies):	No
Agency(ies) within your state: Oklahoma Evidence-Based Practices Workgroup through the Oklahoma Department of Mental Health and Substance Abuse Services	Yes
Nongovernmental agency(ies):	No
Other:	No
Best practice standards description: Oklahoma's priority is to fund and implement evidence-based environmental strategies for the prevention of underage drinking. A strategy is considered a best practice if it meets one of the following three criteria:	
<ul style="list-style-type: none"> • Definition 1: It is included on federal lists or registries of evidence-based strategies and has documented positive outcomes. • Definition 2: It is reported (with positive effects) in peer-reviewed journals. • Definition 3: Documented effectiveness is supported by other sources of information and the consensus judgment of informed experts as specified by the Oklahoma Evidence-Based Workgroup. 	

Additional Clarification

No data

State Interagency Collaboration

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

Committee contact information:

Name: Jessica Hawkins
 Email: jhawkins@odmhsas.org
 Address: 2000 N. Classen Blvd, Oklahoma City, Oklahoma 73106
 Phone: (405) 248-9270

Agencies/organizations represented on the committee:

Oklahoma Alcoholic Beverage Law Enforcement (ABLE) Commission
 Oklahoma State Department of Education
 Oklahoma State Department of Mental Health and Substance Abuse Services
 Oklahoma Department of Public Safety
 Oklahoma State Department of Health
 Oklahoma Commission on Children and Youth
 Oklahoma Institute for Child Advocacy
 University of Oklahoma
 Oklahoma State Legislature
 Oklahoma Prevention Policy Alliance
 Oklahoma Turning Point

A website or other public source exists to describe committee activities Yes

URL or other means of access:
https://ok.gov/odmhsas/Prevention_/Prevention_Initiatives/Underage_Drinking_Prevention_Initiatives/index.html

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

Compliance checks in retail outlets:

Estimate of state funds expended	\$11,404.49
Estimate based on the 12 months ending	06/30/2019

Checkpoints and saturation patrols:

Estimate of state funds expended	\$0
Estimate based on the 12 months ending	06/30/2019

Community-based programs to prevent underage drinking:

Estimate of state funds expended	\$82,159.63
Estimate based on the 12 months ending	06/30/2019

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: Alcohol Compliance Checks	
Estimate of state funds expended	\$11,404.49
Estimate based on the 12 months ending	06/30/2019

Funds Dedicated to Underage Drinking

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

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

Description of funding streams and how they are used:

The Prevention of Youth Access to Alcohol Revolving Fund consists of all monies received by the Department of Mental Health and Substance Abuse Services from fines collected pursuant to Section 241 of Title 37.

Additional Clarification

New alcohol laws went into effect on October 1, 2018, including:

- No longer distinguishing between low-point beer (3.2 alcohol by volume [abv]), which was not considered an intoxication beverage and was not overseen by the Oklahoma ABLE Commission, and strong-point beer (over 3.2 abv).

- All beer, regardless of alcohol content, is under the oversight of the Oklahoma Alcoholic Beverage Law Enforcement Commission. Other retailers besides retail spirits licensees (i.e. convenience stores) are allowed to sell beer and wine (which increased our overall licensee totals).



ICCPUD

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

