

STOP Act 2015 Survey Part 1: Enforcement

Part 1: Enforcement

STOP ACT SURVEY

OMB Statement

OMB No. 0930-0316

Expiration Date: 02/29/2016

Public Burden Statement: An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control number for this project is 09300316. Public reporting burden for this collection of information is estimated to average 17.7 hours per respondent per year, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to SAMHSA Reports Clearance Officer, 1 Choke Cherry Road, Room 71044, Rockville, Maryland, 20857.

General Instructions

This survey represents one of several data collection efforts initiated by the Secretary of HHS pursuant to a Congressional directive found in the Sober Truth on Preventing Underage Drinking (STOP) Act, (Pub. L. No. 109422, § 2, 120 Stat. 2890 [2006]). The Act requires the Secretary to file an annual report to Congress on the states' progress in preventing and reducing underage drinking. As stated in the STOP Act:

"The Secretary shall, with input and collaboration from other appropriate Federal agencies, States, Indian tribes, territories, and public health, consumer, and alcohol beverage industry groups, annually issue a report on each State's performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking."

The Act provides a list of specific underage drinking laws and policies, details regarding their enforcement, and other programs that the Secretary should include in the annual report. Federal data sources provide some of the data requested. The questionnaire, which asks for the data requested by Congress, provides states the opportunity to participate in the process and to insure accurate and complete reporting.

PLEASE NOTE:

- 1) SAMHSA will report only the data you provide. Any question your state does not answer will be reported as "No Data" or "Not Collected".
- 2) To be included in the STOP Act report, this survey must be received by SAMHSA no later than June 18, 2015.
- 3) The survey is composed of 90 numbered questions. Each section ends with a space where additional remarks may be added for clarification, as needed.
- 4) At the end of each part of the survey, you will be asked to name a person whom we may contact if clarification is needed. This person will NOT BE IDENTIFIED in any reports that result from this survey.

Please submit any technical assistance requests via email to stopactsurvey@cdmgroup.com or by telephone to 301-654-6740.

Thank you in advance for your cooperation.

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SURVEY, PART 1 -- ENFORCEMENT

***Please enter your state below:**

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Part 1, Section A

1.A.1) Please identify the state agency/department that has PRIMARY RESPONSIBILITY for ENFORCING laws designed to prevent underage drinking (e.g., sales and/or furnishing of alcohol to underage persons, social host laws, underage persons in possession, etc.).

1.A.2) Do state or local law enforcement agencies engage on a regular basis in any of the following (see definitions):

	Cops in Shops	Shoulder Tap Operations	Party Patrol Operations or Programs	Underage Alcohol Related Fatality Investigations
State	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Local	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

COPS IN SHOPS: A well-publicized enforcement effort in which undercover law enforcement officers are placed in retail alcohol outlets.

SHOULDER TAP: Trained young people (decoys) approach individuals outside of retail alcohol outlets and ask the individuals to make an alcohol purchase.

PARTY PATROL/PARTY DISPERSAL: Operations that identify and/or safely make arrests and issue citations at underage drinking parties.

UNDERAGE ALCOHOL-RELATED FATALITY INVESTIGATIONS: Investigations to determine the source of alcohol ingested by fatally injured minors.

Part 1, Section A: Underage Persons in Possession

1.A.3) Does your state collect data/maintain records on the number of underage persons found in possession?

- Yes
- No
- Don't know

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Part 1, Section A: Underage Persons in Possession

If yes, based on readily available data, please provide estimates of how many underage persons the state found in possession (or having consumed or purchased per your state statutes) of alcohol during the most recent year for which complete data are available.

Number of Minors

Period for which data in 1.A.3 are reported: In 12 months ending (MM/DD/YYYY)

Date MM DD YYYY
 / /

Do the data provided above include arrests/citations issued by local law enforcement agencies?

- Yes
- No
- Don't know

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Part 1, Section B: Compliance Checks, State Level

Part 1, Section B

Definition for Questions 1.B.1-1.B.2:

COMPLIANCE CHECKS/DECOY OPERATIONS: Sending trained underage (or apparently underage) volunteers into retail outlets to attempt to purchase alcohol.

Note: The questions under 1.B.1 deal with UNDERAGE COMPLIANCE CHECKS/DECOY OPERATIONS (see definition) at the STATE level.

1.B.1) Does your state alcohol law enforcement agency conduct underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to underage persons? Do you collect data on these activities?

If ‘No’ or ‘Don’t know/no answer,’ please go to Question 1.B.2.

- Yes, WE CONDUCT THESE ACTIVITIES, and WE COLLECT DATA on them.
- Yes, WE CONDUCT THESE ACTIVITIES, but we DO NOT collect data on them.
- No, we neither conduct these activities nor collect data on them.
- Don't know/no answer

1.B.1.a) Based on readily available data, please provide an estimate of the number of retail licensees in your state (excluding special licenses such as temporary, seasonal, and common carrier licenses).

1.B.1.b) Based on readily available data, please provide an estimate of the number of licensees in your state upon which underage compliance checks/decoy operations were conducted by your primary state alcohol law enforcement agency. Please report on the most recent year for which you have complete data. (If you do not collect these particular data, please leave blank.)

1.B.1.c) Based on readily available data, please provide estimates of the number of licensees that failed these state compliance checks/decoy operations by selling or serving an alcoholic beverage to an underage individual. Please report on the most recent year for which you have complete data. (If you do not collect these particular data, please leave blank.)

Total Number Who Failed

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1.B.1.d) Period for which data in B.1.b through B.1.c are reported: In 12 months ending (MM/DD/YYYY)

Date MM DD YYYY
 / /

1.B.1.e) Are the compliance checks/decoy operations conducted at both on-sale and off-sale retail establishments?

- On-sale establishments only
- Off-sale establishments only
- Both on- and off-sale establishments

1.B.1.f) Does your state alcohol law enforcement agency conduct random compliance checks/decoy operations?

- Yes
- No

If yes, based on readily available data, please provide:

Number of licensees subject to random compliance checks/decoy operations

If yes, based on readily available data, please provide:

Number of licensees that failed the random compliance checks/decoy operations.

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Part 1, Section B: Compliance Checks, Local Level

Note: The questions under 1.B.2 deal with UNDERAGE COMPLIANCE CHECKS/DECOY OPERATIONS at the LOCAL Level.

1.B.2) Do local law enforcement agencies conduct underage compliance checks/decoy operations to determine whether alcohol retailers are complying with these laws? Do you collect data on these activities?

If 'No' or "Don't know/no answer," please go to Section C.

- Yes, local law enforcement agencies CONDUCT THESE ACTIVITIES, and WE COLLECT DATA on them.
- Yes, local law enforcement agencies CONDUCT THESE ACTIVITIES, but we DO NOT COLLECT data on them.
- No, local law enforcement agencies do not conduct these activities and we do not collect data on them.
- Don't know/no answer

1.B.2.a) Based on readily available data, please provide an estimate of the number of licensees in your state upon which underage compliance checks/decoy operations were conducted by local law enforcement agencies. Please report on the most recent year for which you have complete data. (If you do not collect these particular data, please leave blank.)

1.B.2.b) Based on readily available data, what was the TOTAL number of licensees who failed the local compliance check/decoy operations by selling or serving an alcoholic beverage to an underage individual? Please report on the most recent year for which complete data are available. (If you do not collect these particular data, please leave blank)

1.B.2.c) Period for which data in 1.B.2.a and 1.B.2.b are reported: In 12 months ending (MM/DD/YYYY)

Date MM DD YYYY
 / /

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Part 1, Section C: Sanctions

Part 1, Section C:

This section includes questions on sanctions imposed for retail furnishing of alcohol to underage persons.

Please provide data based on FINAL DISPOSITIONS, not charges.

1.C.1) Does your state collect data/maintain records on the NUMBER and/or TOTAL AMOUNT of FINES imposed on retail establishments for furnishing to underage persons? If "No" or "Don't Know", please go to 1.C.3.

- Yes
- No
- Don't know

Based on readily available data, please provide estimates of the following over the last 12 month period for which complete data are available. Do not include fines imposed by local agencies.

Enter a zero (0) if no fines were imposed in the 12 month period.

Number of Fines (If you do not collect these particular data, please leave blank)

Total Amount of Fines In Dollars Across all Licensees (If you do not collect these particular data, please leave blank)

Smallest fine imposed on a retail establishment for furnishing alcohol to minors

Largest fine imposed on a retail establishment for furnishing alcohol to minors

1.C.2) Period for which data in 1.C.1 are reported: In 12 months ending (MM/DD/YYYY)

Date MM DD YYYY
 / /

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1.C.3) Does your state collect data on LICENSE SUSPENSIONS imposed on retail establishments specifically for furnishing to underage persons?

If "No" or "Don't Know," please go to 1.C.5).

- Yes
- No
- Don't know

Based on readily available data, please provide estimates of the following over the last 12 month period for which complete data are available. Do not include suspensions imposed by local agencies.

Enter a zero (0) if no suspensions were imposed in the 12 month period.

Number of suspensions (If you do not collect these particular data, please leave blank.)

Total days of suspensions across all licensees (If you do not collect these particular data, please leave blank.)

Shortest period of suspension imposed on a retail establishment for furnishing alcohol to minors (in days)

Longest period of suspension imposed on a retail establishment for furnishing alcohol to minors (in days)

1.C.4) Period for which data in C.3 are reported: In 12 months ending (MM/DD/YYYY)

Date MM DD YYYY
 / /

1.C.5) Does your state collect data on LICENSE REVOCATIONS imposed on retail establishments specifically for furnishing to underage persons?

- Yes
- No
- Revocation is not an enforcement option in our state
- Don't know

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Part 1, Section C: Sanctions

If yes, based on readily available data, please provide estimates of the following over the last 12 month period for which complete data are available. Do not include revocations imposed by local agencies.

Enter a zero (0) if no revocations were imposed in the 12 month period.

Number of revocations

1.C.6) Period for which data are reported in 1.C.5: In 12 months ending (MM/DD/YYYY)

Date MM DD YYYY
 / /

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Part 1, Section D: Internet Sales and Direct Shipping

Part 1, Section D

This section deals with laws pertaining to INTERNET SALES AND DIRECT SHIPPING of alcohol.

Definition for Questions 1.D.1 and 1.D.2:

DIRECT SALES/SHIPMENT LAWS: Laws which permit, regulate or prohibit direct-to-consumer sales of wine, beer or spirits via the internet or via delivery by common carrier. Direct sales laws do not address home deliveries by retailers to consumers without the use of common carriers.

1.D.1) Does your state have a program to investigate and enforce direct sales/shipment laws?

- Yes
- No
- Don't know

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If yes, please identify the primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to underage persons.

1.D.2) Are these laws also enforced by local law enforcement agencies?

- Yes
- No
- Don't know

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Part 1, Section E: Enforcement Expenditures

Part 1, Section E

This section requests estimates of the funds expended annually by your state specifically for the prevention of underage drinking under a variety of headings specified in the STOP Act. For this section, please DO NOT include federal, local or private funding sources.

For each activity or program listed on the following pages, please provide an estimate of the STATE FUNDS your state expended during the most recent year for which complete data are available. Please include only those activities or programs that your state funds, whether operated directly by the state or by another entity.

If you do not have access to relevant data, please check "These data are not available in my state."

(Please note: The STOP Act requires the Secretary of HHS to report PER CAPITA expenditures. The calculation of per capita rates will be made during the analysis of the survey using census data.)

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Part 1, Section E: Enforcement Expenditures

1.E.1) UNDERAGE COMPLIANCE CHECKS IN RETAIL OUTLETS including provision of technology to detect and prevent the use of false identification by underage persons.

Estimate of state funds expended (dollars per 12-month period)

Period for which data are reported:

12 months ending MM DD YYYY
 / /

Can't answer this question; these data are not available in my state.

Data unavailable

1.E.2) CHECKPOINTS AND SATURATION PATROLS that include the goal of reducing and deterring underage drinking. Please consider only those checkpoints and saturation patrols that your State FUNDS OR OPERATES DIRECTLY.

Estimate of state funds expended (dollars per 12-month period)

Period for which data are reported:

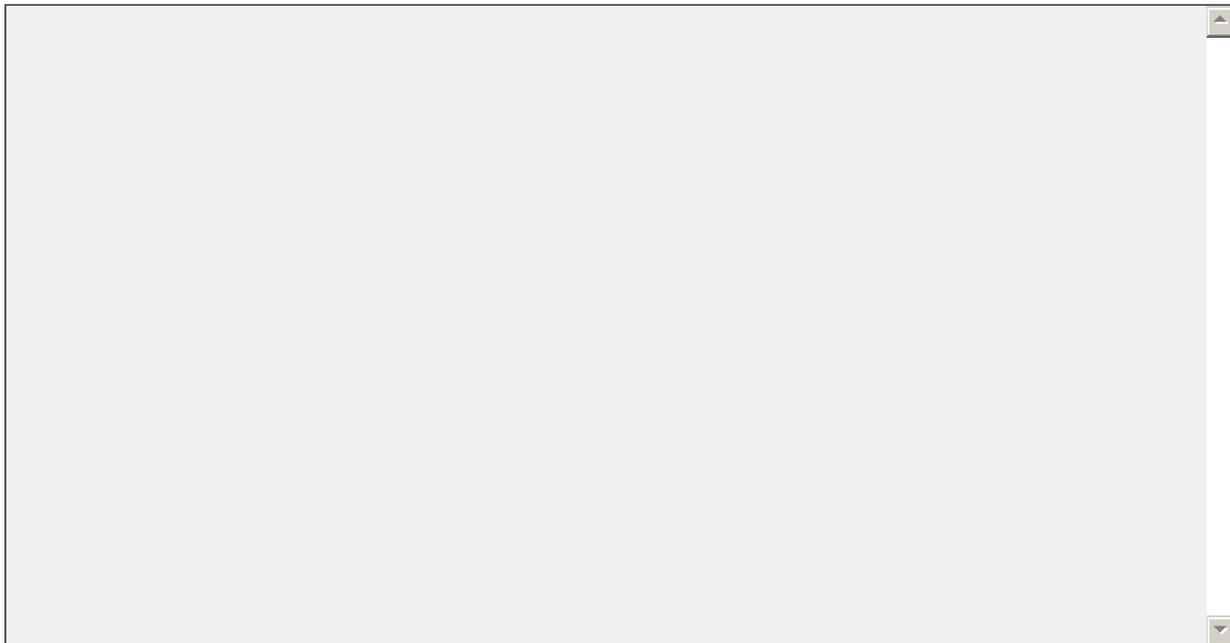
12 months ending MM DD YYYY
 / /

Can't answer this question; these data are not available in my state.

Data unavailable

Part 1: Additional Clarification

Please use the space below to provide clarification of any of the information provided in Part 1 of the survey.



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Part 1: Contact Information

Please provide the name and phone number or email of someone we can contact for additional clarification of the enforcement data reported in this section, if needed. This person will NOT BE IDENTIFIED in any reports that result from this survey.

Name

Phone Number or
Email

THANK YOU FOR COMPLETING THIS PART OF THE SURVEY.