



Oregon

State Profile and Underage Drinking Facts

State Population: 3,831,074
Population Ages 12–20: 466,000

| | Percentage | Number |
|--|------------|---------------|
| Ages 12–20 | | |
| Past-Month Alcohol Use | 32.1 | 150,000 |
| Past-Month Binge Alcohol Use | 20.1 | 94,000 |
| Ages 12–14 | | |
| Past-Month Alcohol Use | 8.5 | 13,000 |
| Past-Month Binge Alcohol Use | 5.0 | 7,000 |
| Ages 15–17 | | |
| Past-Month Alcohol Use | 25.8 | 37,000 |
| Past-Month Binge Alcohol Use | 12.4 | 18,000 |
| Ages 18–20 | | |
| Past-Month Alcohol Use | 57.4 | 100,000 |
| Past-Month Binge Alcohol Use | 39.2 | 68,000 |
| | | Number |
| Alcohol-Attributable Deaths (under 21) | | 44 |
| Years of Potential Life Lost (under 21) | | 2,617 |

| | Percentage of All Traffic Fatalities | Number |
|--|---|---------------|
| Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC > 0.01 | 26.0 | 16 |

Laws Addressing Minors in Possession of Alcohol

Underage Possession of Alcohol

Possession is prohibited with the following exception(s):

- Private residence AND
- Parent/guardian

Underage Consumption of Alcohol

Consumption is prohibited with the following exception(s):

- Private residence AND
- Parent/guardian

Internal Possession by Minors

Internal possession is not explicitly prohibited.

Note: Although Oregon does not prohibit internal possession, it does prohibit “personal possession” of an alcoholic beverage. Personal possession includes the “consumption of a bottle of such beverages, or any portion thereof or a drink of such beverages” (Or. Rev. Stat. § 471.430). Laws that prohibit minors from having alcohol in their bodies, but which do so without reference to a blood, breath, or urine test, are not considered as prohibiting internal possession, for purposes of this report.

Underage Purchase of Alcohol

Purchase is prohibited, but youth may purchase for law enforcement purposes.

False Identification for Obtaining Alcohol

Provision(s) Targeting Minors

- Use of a false ID to obtain alcohol is a criminal offense.
- Penalty may include driver’s license suspension through a judicial procedure.

Provisions Targeting Retailers

- State provides incentives to retailers who use electronic scanners that read birthdate and other information digitally encoded on valid identification cards
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.
- Retailer has the statutory right to sue a minor who uses a false ID to purchase alcohol for any losses or fines suffered by the retailer as a result of the illegal sale.

Laws Targeting Underage Drinking and Driving

BAC Limits: Youth (Underage Operators of Noncommercial Motor Vehicles)

- BAC limit: 0.00
- Any detectable alcohol in the blood is per se (conclusive) evidence of a violation
- Applies to drivers under age 21

Loss of Driving Privileges for Alcohol Violations by Minors (“Use/Lose Laws”)

Use/lose penalties apply to minors under age 21.

Type(s) of Violation Leading to Driver’s License Suspension, Revocation, or Denial

- Underage possession
- Underage consumption

Authority To Impose Driver’s License Sanction

- Mandatory

Length of Suspension/Revocation

- 365 days

Graduated Driver’s License

Learner Stage

- Minimum entry age: 15
- Minimum learner-stage period: 6 months
- Minimum supervised driving requirement: 50 hours—with driver education; 100 hours without

Intermediate Stage

- Minimum age: 16
- Unsupervised night driving
 - Prohibited after: 12 a.m.
 - Primary enforcement of the night-driving rule
- Passenger restrictions exist: For first 6 months, no unrelated passengers under age 20. For second 6 months, no more than three unrelated passengers under age 20. Exception if accompanied by parent or instructor.
 - Primary enforcement of the passenger-restriction rule

License Stage

- Minimum age to lift restrictions: 17

Laws Targeting Alcohol Suppliers

Furnishing Alcohol to Minors

Furnishing is prohibited with the following exception(s):

- Private residence AND
- Parent/guardian

Compliance Check Protocols

Age of Decoy

- Minimum: 17
- Maximum: 20

Appearance Requirements

- Must look under 26 years old

ID Possession

- Required

Verbal Exaggeration of Age

- Prohibited

Decoy Training

- Not specified

Penalty Guidelines for Sales to Minors

- Time period/conditions: 2 years
- First offense: \$1,650 fine or 10-day suspension
- Second offense: \$4,950 fine or 30-day license suspension
- Third offense: 30-day license suspension
- Fourth offense: License revocation

Responsible Beverage Service

Mandatory Provisions

Mandatory Beverage Service Training for Licensees, Managers, Servers

- Applies to both on-sale and off-sale establishments
- Applies to both new and existing outlets

Voluntary Provisions (advanced program)

In addition to the mandated beverage service training, licensees that participate in the voluntary Responsible Vendor Training Program, which includes more in-depth educational requirements and skills development, are eligible for mitigation of fines or other administrative penalties for sales to minors.

Voluntary Beverage Service Training

- Applies to both on-sale and off-sale establishments
- Applies to both new and existing outlets

Incentives for Training

- Mitigation of fines or other administrative penalties for sales to minors
- Protection against license revocation for sales to minors

Minimum Ages for Off-Premises Sellers

- Beer: 18
- Wine: 18
- Spirits: 18

Minimum Ages for On-Premises Sellers

- Beer: 18 for both servers and bartenders
- Wine: 18 for both servers and bartenders
- Spirits: 18 for both servers and bartenders

Dram Shop Liability

Statutory liability exists.

Social Host Liability Laws

Statutory liability exists.

Host Party Laws

Social host law is not specifically limited to underage drinking parties.

- Action by underage guest that triggers violation: Consumption
- Property type(s) covered by liability law: Residence, outdoor, other
- Standard for hosts' knowledge or action regarding the party: Knowledge—host must have actual knowledge of the occurrence.
- Exception(s): Family

Note: Oregon's social host provision states that its prohibitions apply only to a person who is present and in control of the location at the time underage consumption occurs.

Direct Sales/Shipments of Alcohol by Producers

Direct sales/shipments from producers to consumers are permitted for wine (or cider) with the following restrictions:

Age Verification Requirements

- Common carrier must verify age of recipient.

State Approval/Permit Requirements

- Producer/shipper must obtain State permit.
- State must approve common carrier.

Reporting Requirements

- Producer must record/report purchaser's name.
- Common carrier must record/report purchaser's name.

Shipping Label Statement Requirements

- Contains alcohol
- Recipient must be 21

Note: While all deliverers/carriers must record the name, signature, and delivery address of the person receiving the alcohol, a “for-hire” carrier must retain this information for 18 months. If the shipper does not use a “for-hire” carrier, then the shipper must retain the information for 18 months.

Keg Registration

- Keg definition: More than 7 gallons
- Prohibited:

- Possessing an unregistered, unlabeled keg—maximum fine/jail: \$6,250/1 year
- Purchaser information collected:
 - Purchaser’s name and address
 - Verified by a government-issued ID
 - Address where keg will be consumed
- Warning information to purchaser: Active—purchaser action required (e.g., signature)
- Deposit: Not required
- Provisions do not specifically address disposable kegs.

Alcohol Pricing Policies

Home Delivery

- Beer: Permitted—if the licensee ships via a for-hire carrier, the carrier must have been approved by the Commission prior to delivering malt beverages, wine, or cider to any resident of Oregon.
- Wine: Permitted—if the licensee ships via a for-hire carrier, the carrier must have been approved by the Commission prior to delivering malt beverages, wine, or cider to any resident of Oregon.
- Spirits: No law

Alcohol Tax

- Beer (5 percent alcohol): Specific excise tax is \$0.08 per gallon.
- Wine (12 percent alcohol): Control State
- Spirits (40 percent alcohol): Control State

Drink Specials

- Free beverages: Not prohibited
- Multiple servings at one time: Not prohibited
- Multiple servings for same price as single serving: Not prohibited
- Reduced price at specified day or time: Not prohibited—not permitted after midnight
- Unlimited beverages: Prohibited
- Increased volume: Not prohibited

Wholesale Pricing

Pricing restrictions exist.

Beer (5 percent alcohol)

- Volume discounts: Banned
- Price posting requirements: Post and hold—14 days minimum. Licensees must make price lists available for Commission inspection.
- Retailer credit: Not permitted

Wine (12 percent alcohol)

- Control State

Spirits (40 percent alcohol)

- Control State

Oregon State Survey Responses

| State Agency Information | |
|--|----------------------------------|
| <i>Agency with primary responsibility for enforcing underage drinking laws:</i> Oregon Liquor Control Commission (OLCC) | |
| <i>Methods by which local and State enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> Local law enforcement often works in conjunction with the OLCC to provide minor decoy operations as well as controlled party dispersal operations. | |
| Enforcement Strategies | |
| <i>State law enforcement agencies use:</i> | |
| Cops in Shops | Yes |
| Shoulder Tap Operations | No |
| Party Patrol Operations or Programs | Yes |
| Underage Alcohol-Related Fatality Investigations | Yes |
| Cops in Shops | Yes |
| Shoulder Tap Operations | Yes |
| Party Patrol Operations or Programs | Yes |
| Underage Alcohol-Related Fatality Investigations | Yes |
| <i>State has a program to investigate and enforce direct sales/shipment laws</i> Yes | |
| Primary State agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors | Oregon Liquor Control Commission |
| Such laws are also enforced by local law enforcement agencies | No |
| Enforcement Statistics | |
| <i>State collects data on the number of minors found in possession</i> Yes | |
| Number of minors found in possession by State law enforcement agencies | 7,762 |
| Number pertains to the 12 months ending | 12/31/2008 |
| Data include arrests/citations issued by local law enforcement agencies | Yes |
| <i>State conducts underage compliance checks/decoy operations² to determine if alcohol retailers are complying with laws prohibiting sales to minors</i> Yes | |
| Data are collected on these activities | Yes |
| Number of licensees checked for compliance by State agencies | 1,913 |
| Number of licensees that failed State compliance checks | 394 |
| Numbers pertain to the 12 months ending | 12/31/2010 |
| <i>Local agencies conduct underage compliance checks/decoy operations to determine if alcohol retailers are complying with laws prohibiting sales to minors</i> Yes | |
| Data are collected on these activities | No |
| Number of licensees checked for compliance by local agencies | Data not collected |
| Number of licensees that failed local compliance checks | Data not collected |
| Numbers pertain to the 12 months ending | Data not collected |
| Sanctions | |
| <i>State collects data on fines imposed on retail establishments that furnish minors</i> Yes | |
| Number of fines imposed by the State ³ | No data |
| Total amount in fines across all licensees | \$623,002 |
| Numbers pertain to the 12 months ending | 12/31/2010 |
| <i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i> No | |
| Number of suspensions imposed by the State ⁴ | Data not collected |
| Total days of suspensions across all licensees | Data not collected |
| Numbers pertain to the 12 months ending | Data not collected |
| <i>State collects data on license revocations imposed on retail establishments specifically for furnishing minors</i> Yes | |
| Number of license revocations imposed ⁵ | 0 |
| Numbers pertain to the 12 months ending | 12/31/2010 |

| 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 Does not include fines imposed by local agencies

⁴ Does not include suspensions imposed by local agencies

⁵ Does not include revocations imposed by local agencies

| Underage Drinking Prevention Programs Operated or Funded by the State: Programs SPECIFIC TO Underage Drinking | |
|---|---|
| <i>Minor Decoy Operations</i> | |
| Number of youth served | No data |
| Number of parents served | No data |
| Number of caregivers served | No data |
| Numbers pertain to the 12 months ending | No data |
| Program has been evaluated | No |
| Evaluation report is available | Not applicable |
| URL for evaluation report | Not applicable |
| URL for more program information | No data |
| Program description: Underage buyers accompanied by plainclothes law enforcement and/or liquor control inspectors attempt to purchase alcohol at both on-premises and off-premises licensed establishments. | |
| <i>Party Patrols/Controlled Party Dispersal Operations</i> | |
| Number of youth served | No data |
| Number of parents served | No data |
| Number of caregivers served | No data |
| Numbers pertain to the 12 months ending | No data |
| Program has been evaluated | No |
| Evaluation report is available | Not applicable |
| URL for evaluation report | Not applicable |
| URL for more program information | No data |
| Program description: Run primarily by local law enforcement, with the help of community coalition volunteers, controlled party dispersal operations attempt to disperse underage drinking parties in a manner that lessens the potential for harm to people and property. Party Dispersal Teams are trained in the best practice techniques for effectively dispersing underage drinking parties, processing partygoers, issuing citations, calling for parental pickup of underage drinkers, and locating the source of the alcohol at the party. In addition, Party Patrol Teams have been established in a number of communities to look for potential underage drinking parties in known party areas. When located, local law enforcement is contacted to make them aware of the party and the Party Dispersal Teams are contacted and engaged. | |
| <i>“Face it parents” Media Campaign</i> | |
| Number of youth served | No data |
| Number of parents served | No data |
| Number of caregivers served | No data |
| Numbers pertain to the 12 months ending | No data |
| Program has been evaluated | No |
| Evaluation report is available | Not applicable |
| URL for evaluation report | Not applicable |
| URL for more program information | http://www.orphnership.org/web/face.it.parents.asp |
| Program description: This was a statewide media awareness campaign specifically geared toward underage drinking prevention messages for parents. The campaign featured three main media messages: | |

- “1 in 3 Oregon 8th graders is drinking. Your child could be one.”
- “Alcohol harms young minds.”
- “All children need rules against underage drinking. Talk to your child about your rules today.”

These messages were delivered in a variety of electronic and print media across the State on a rotating basis. Radio spots were developed and recorded by youth and aired on radio stations throughout the day on stations that were geared towards both youth and their parents.

**Underage Drinking Prevention Programs Operated or Funded by the State:
Programs RELATED TO Underage Drinking**

Friendly PEERsuasion - Girls Inc.

URL for more program information: <http://casat.unr.edu/bestpractices/view.php?program=40>

Program description: Girls Inc. designed Friendly PEERsuasion to help girls of middle school age (generally ages 11 through 14) acquire the knowledge, skills, and support systems to avoid substance abuse. In the first phase of the program, girls participate in 15 1-hour sessions facilitated by a trained adult leader involving hands-on, interactive, enjoyable activities such as games, group discussions, and role plays. Through these activities, participants learn about the short-term and long-term effects of substance abuse, experience healthy ways to manage stress, learn to recognize media and peer pressure to use drugs, practice skills for making responsible decisions about drug use, and prepare to become peer leaders. Each session focuses on a particular objective while reinforcing skills and knowledge introduced in previous sessions. After completing this core curriculum, the participants are certified as peer leaders (PEERsuaders). In the second phase of the program, small teams of peer leaders use what they have learned in phase 1 and draw on their own experiences and creativity to plan and implement 8 to 10 short sessions of substance abuse prevention activities for children ages 6 through 10 (PEERsuade-MEs). Working with their adult leaders, they present factual information and model and practice skills, attitudes, and behaviors related to substance abuse prevention.

Additional Information Related to Underage Drinking Prevention Programs

State collaborates with federally recognized Tribal governments in the prevention of underage drinking Yes

Description of collaboration: Each of the nine Federally recognized Tribes in Oregon are provided a biennial allotment of funding from the Substance Abuse Prevention & Treatment (SAPT) Block Grant. In addition, Enforcing Underage Drinking Laws (EUDL) funds have been provided to each of the Tribes on a regular basis. Funding has provided the Tribes with the ability to fund many culturally specific Tribal Best Practices, as well as to provide public information about underage drinking prevention.

State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing No

Program description Not applicable

State has adopted or developed best practice standards for underage drinking prevention programs Yes

Best practice standards description: Oregon law requires that specified agencies fund evidence-based practices with no less than 75 percent of the funding they receive. Additional details can be found at: <https://www.oregonlaws.org/ors/182.525>. The Oregon Health Authority has developed a process for approval of evidence-based practices and programs and has a Web site to allow easy access to information about them: <http://www.oregon.gov/OHA/mentalhealth/ebp/main.shtml/>

Additional Clarification

No data

State Interagency Collaboration

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

| | |
|--|----------------|
| <i>Committee contact information:</i> | |
| Name: Jeff Ruscoe Email: jeff.ruscoe@state.or.us Address: Oregon Health Authority, Addictions & Mental Health Division, 500 Summer Street NE, E-86, Salem, OR 97301-1118 Phone: 503-945-5901 | |
| <i>Agencies/organizations represented on the committee:</i> | |
| Oregon Health Authority - Addictions & Mental Health Oregon Liquor Control Commission Association of Oregon Community Mental Health Programs Oregon Legislature (Senate) Oregon Commission on Children & Families Conf. Tribes of Grand Ronde The Next Door, Inc. Coalition of Advocates for Equal Access for Girls | |
| <i>A Web site or other public source exists to describe committee activities</i> | No |
| <i>URL or other means of access</i> | Not applicable |

| Underage Drinking Reports | |
|--|----------------|
| <i>State has prepared a plan for preventing underage drinking in the last 3 years</i> | Yes |
| Prepared by: The Governor's Statewide Leadership Team for Alcohol-Free Kids Plan can be accessed via: http://www.oregon.gov/OHA/mentalhealth/data/2009/actionplan5reduce-underage-drink.pdf | |
| <i>State has prepared a report on preventing underage drinking in the last 3 years</i> | No |
| Prepared by | Not applicable |
| Plan can be accessed via | Not applicable |
| Additional Clarification | |
| No data | |

| State Expenditures for the Prevention of Underage Drinking | |
|---|--------------------|
| <i>Compliance checks/decoy operations in retail outlets:</i> | |
| Estimate of State funds expended | Data not available |
| Estimate based on the 12 months ending | Data not available |
| <i>Checkpoints and saturation patrols:</i> | |
| Estimate of State funds expended | Data not available |
| Estimate based on the 12 months ending | Data not available |
| <i>Community-based programs to prevent underage drinking:</i> | |
| Estimate of State funds expended | Data not available |
| Estimate based on the 12 months ending | Data not available |
| <i>K-12 school-based programs to prevent underage drinking:</i> | |
| Estimate of State funds expended | Data not available |
| Estimate based on the 12 months ending | Data not available |
| <i>Programs targeted to institutes of higher learning:</i> | |
| Estimate of State funds expended | Data not available |
| Estimate based on the 12 months ending | Data not available |
| <i>Programs that target youth in the juvenile justice system:</i> | |
| Estimate of State funds expended | Data not available |
| Estimate based on the 12 months ending | Data not available |

| | |
|---|--------------------|
| <i>Programs that target youth in the child welfare system:</i> | |
| Estimate of State funds expended | Data not available |
| Estimate based on the 12 months ending | Data not available |
| <i>Other programs:</i> | |
| Programs or strategies included | No data |
| Estimate of State funds expended | No data |
| Estimate based on the 12 months ending | No data |
| Funds Dedicated to Underage Drinking | |
| <i>State derives funds dedicated to underage drinking from the following revenue streams:</i> | |
| Taxes | No |
| Fines | No |
| Fees | No |
| Other | No data |
| <i>Description of funding streams and how they are used:</i> | |
| No data | |
| Additional Clarification | |
| No data | |