



Wyoming

State Profile and Underage Drinking Facts

State Population: 563,626
Population Ages 12–20: 67,000

	Percentage	Number
Ages 12–20		
Past-Month Alcohol Use	31.0	21,000
Past-Month Binge Alcohol Use	22.0	15,000
Ages 12–14		
Past-Month Alcohol Use	9.2	2,000
Past-Month Binge Alcohol Use	4.3	1,000
Ages 15–17		
Past-Month Alcohol Use	28.4	6,000
Past-Month Binge Alcohol Use	20.2	5,000
Ages 18–20		
Past-Month Alcohol Use	50.0	13,000
Past-Month Binge Alcohol Use	37.1	9,000
		Number
Alcohol-Attributable Deaths (under 21)		11
Years of Potential Life Lost (under 21)		683

	Percentage of All Traffic Fatalities	Number
Traffic Fatalities, 15- to 20-Year-Old Drivers with BAC > 0.01	40.0	13

Laws Addressing Minors in Possession of Alcohol

Underage Possession of Alcohol

Possession is prohibited with the following exception(s): EITHER

- Parent/guardian OR
- Spouse

Underage Consumption of Alcohol

Consumption is prohibited with the following exception(s): EITHER

- Parent/guardian OR
- Spouse

Internal Possession by Minors

Internal possession is prohibited with the following exception(s): EITHER

- Parent/guardian OR
- Spouse

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.
- No driver’s license suspension procedure.

Provisions Targeting Retailers

- Licenses for drivers under age 21 are easily distinguishable from those for drivers age 21 and older.
- Specific affirmative defense—the retailer inspected the false ID and came to a reasonable conclusion based on its appearance that it was valid.

Laws Targeting Underage Drinking and Driving

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

- BAC limit: 0.02
- BAC level at or above the limit 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 19.

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

- Underage possession

Authority To Impose Driver’s License Sanction

- Mandatory

Length of Suspension/Revocation

- 90 days

Graduated Driver’s License***Learner Stage***

- Minimum entry age: 15
- Minimum supervised driving requirement: 50 hours—10 of which must be at night

Intermediate Stage

- Minimum age: 16
- Unsupervised night driving
 - Prohibited after: 11 p.m.
 - No primary enforcement of the night-driving rule
- Passenger restrictions exist: No more than one unrelated passenger under 18, unless accompanied by another driver at least 18
 - No primary enforcement of the passenger-restriction rule

License Stage

- Minimum age to lift restrictions: 16 years, 6 months

Laws Targeting Alcohol Suppliers**Furnishing Alcohol to Minors**

Furnishing is prohibited with the following exception(s): EITHER

- Parent/guardian OR
- Spouse

Note: Wyoming’s exception allows members of the minor’s “immediate family” to furnish alcohol, which has been interpreted here to include a spouse.

Compliance Check Protocols***Age of Decoy***

- Minimum: 18
- Maximum: 20

Appearance Requirements

- Casual attire
- Average height and build
- Males: No facial hair
- Females: Little or no makeup

ID Possession

- Discretionary

Verbal Exaggeration of Age

- Prohibited

Decoy Training

- Mandated

Penalty Guidelines for Sales to Minors

Time period/conditions: No guidelines provided.

Responsible Beverage Service

Voluntary Beverage Service Training

- Applies to both on-sale and off-sale establishments.
- The law does not specify new or existing outlets.

Minimum Ages for Off-Premises Sellers

- Beer: 21
- Wine: 21
- Spirits: 21

Minimum Ages for On-Premises Sellers

- Beer: 18 for servers and 21 for bartenders
- Wine: 18 for servers and 21 for bartenders
- Spirits: 18 for servers and 21 for bartenders

Dram Shop Liability

- There is no statutory liability.
- The courts recognize common law dram shop liability.

Social Host Liability Laws

- There is no statutory liability.
- The courts recognize common law social host liability.

Host Party Laws

Social host law is specifically limited to underage drinking parties.

- Action by underage guest that triggers violation: Possession, 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.

Note: Wyoming's social host statute applies only to possession or consumption by persons under age 18.

Direct Sales/Shipments of Alcohol by Producers

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

Age Verification Requirements: None

State Approval/Permit Requirements

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

Reporting Requirements: None

Shipping Label Statement Requirements

- Contains alcohol
- Recipient must be 21

Keg Registration

- Keg definition: Not less than 7 gallons
- Prohibited:
 - Destroying the label on a keg—maximum fine/jail: \$500
- Purchaser information collected:
 - Verified by a government-issued ID
- Warning information to purchaser: Passive—no purchaser action required
- Deposit: Not required
- Provisions do not specifically address disposable kegs

Alcohol Pricing Policies

Home Delivery

- Beer: No law
- Wine: No law
- Spirits: No law

Alcohol Tax

- Beer (5 percent alcohol): Specific excise tax is \$0.02 per gallon
- Wine (12 percent alcohol): Control State
- Spirits (40 percent alcohol): Control State

Drink Specials

No law

Wholesale Pricing

Pricing restrictions exist.

- Beer (5 percent alcohol): Retailer credit not permitted
- Wine (12 percent alcohol): Control State
- Spirits (40 percent alcohol): Control State

Wyoming State Survey Responses

State Agency Information	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i> Wyoming Department of Health, Mental Health and Substance Abuse Services Division	
<i>Methods by which local and State enforcement agencies coordinate their efforts to enforce laws prohibiting underage drinking:</i> The Mental Health and Substance Abuse Services Division (MHSASD) provides funding to the Wyoming Association of Sheriffs and Chiefs of Police (WASCOP) to: coordinate with local law enforcement agencies to conduct compliance checks at retail liquor establishments, advise the state on emerging policy issues and local achievements in combatting underage drinking, and directly fund enforcement activities including shoulder tap and party patrol operations through our annual Enforcing Underage Drinking Laws Grant contract. MHSASD further provides funding and technical assistance to community prevention coalitions to support local law enforcement in their enforcement efforts.	
Enforcement Strategies	
<i>State law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol-Related Fatality Investigations	No
<i>Local law enforcement agencies use:</i>	
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>	
Primary State agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors: Wyoming Department of Revenue, Liquor Division, Compliance Section	Yes
Such laws are also enforced by local law enforcement agencies.	Yes
Enforcement Statistics	
<i>State collects data on the number of minors found in possession</i>	
Number of minors found in possession by State law enforcement agencies	1,347
Number pertains to the 12 months ending	06/30/2010
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>	
Data are collected on these activities	No
Number of licensees checked for compliance by State agencies	Data not collected
Number of licensees that failed State compliance checks	Data not collected
Numbers pertain to the 12 months ending	Data not collected
<i>Local agencies conduct underage compliance checks/decoy operations to determine if alcohol retailers are complying with laws prohibiting sales to minors</i>	
Data are collected on these activities	Yes
Number of licensees checked for compliance by local agencies	1,181
Number of licensees that failed local compliance checks	174
Numbers pertain to the 12 months ending	12/31/2010
Sanctions	
<i>State collects data on fines imposed on retail establishments that furnish minors</i>	
Number of fines imposed by the State ³	No
Total amount in fines across all licensees	Data not collected
Numbers pertain to the 12 months ending	Data not collected
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing minors</i>	
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>	No
Number of license revocations imposed ⁵	Data not collected
Numbers pertain to the 12 months ending	Data not collected
Additional Clarification	
The only alcoholic liquor allowed by law to be directly shipped into Wyoming is wine. There are few known issues of underage purchase or use associated with this practice. The Compliance Section has a very good working relationship with local law enforcement in the enforcement of the State's liquor laws.	

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**

Wyoming Core Prevention Program

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	Yes
Evaluation report is available	No
URL for more program information: http://www.health.wyo.gov/mhsa/prevention/coreprevention.html	

Program description: The Core Prevention Program administered by MHSASD is the successor to the State's Strategic Prevention Framework State Incentive Grant (SPF SIG), which terminated in September 2010. Core Prevention was the State's attempt to maintain State and local prevention capacity and infrastructure in the face of an approximate two-thirds reduction in funding resulting from the end of the SPF SIG. Core Prevention braids together State General Funds and Federal prevention block grant funding to provide a single prevention grant to prevention coalitions in each of Wyoming's 23 counties. In addition, Core Prevention integrates substance abuse prevention and mental health promotion/suicide prevention into a single prevention initiative that provides communities with the opportunity to address local substance abuse and mental health issues based on community-level data. Because underage drinking and adult binge drinking remain problems most in need of and appropriate for prevention, those issues receive the largest proportion of prevention funding; however, the Core Prevention grant is designed to provide communities with flexibility to address emergent issues such as prescription drug abuse and the use of Spice and other forms of synthetic marijuana. Each local Core Prevention program consists of a fiscal agent to manage the funding, a program manager to lead local prevention efforts, and a community prevention coalition to provide consultation and advice on reviewing available data to conduct strategic planning and program implementation.

Evaluation of local and State prevention efforts is provided by the Wyoming Survey and Analysis Center, an extension of the University of Wyoming. Technical assistance in the identification and utilization of evidence-based programs and environmental strategies is provided by the Wyoming Prevention Technical Assistance Consortium. As currently constituted, the Core Prevention Program does not include tobacco prevention and cessation, but those initiatives will be integrated into Core Prevention in the State biennium beginning in July 2012, thereby essentially creating a single substance abuse prevention and mental health promotion portfolio for Wyoming's communities.

Underage Drinking Prevention Programs Operated or Funded by the State: Programs RELATED TO Underage Drinking	
Wyoming Core Prevention Program	
URL for more program information: http://wdh.state.wy.us/mhsa/prevention/coreprevention.html	
Program description: Please see description above. The Core Prevention Program supports community-based prevention efforts that provide local initiatives related to underage drinking.	

Additional Information Related to Underage Drinking Prevention Programs	
<i>State collaborates with federally recognized Tribal governments in the prevention of underage drinking</i>	Yes
Description of collaboration: The Wyoming Department of Health communicates and shares information with both Tribal Nations located in Wyoming related to the prevention of underage drinking.	
<i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i>	No
<i>State has adopted or developed best practice standards for underage drinking prevention programs</i>	Yes
MHSASD requires that all programs implemented with State and Federal funds either incorporate a recognized environmental strategy designed to reduce underage drinking at the community level, be an established evidence-based program, or adhere to best practice standards. This mandate is reinforced through ongoing technical assistance provided to local program staff and coalitions by the Wyoming Prevention Technical Assistance Consortium.	
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
<i>Committee contact information:</i>	
Name -: Wyoming Planning Team for At-Risk Children (PTAC)	
Email -: marilyn.patton@health.wyo.gov	
Address -: 6101 Yellowstone Road, Room 220, Cheyenne, WY 82002	
Phone -: 307-777-7071	
<i>Agencies/organizations represented on the committee:</i>	
Office of the Governor	
Department of Family Services	
Department of Education	
Department of Health	
Department of Corrections	
Department of Workforce Services	
<i>URL for more committee information</i>	Not available

Underage Drinking Reports	
<i>State has prepared a plan for preventing underage drinking in the last 3 years</i>	Yes
Prepared by: MHSASD, Wyoming Department of Health	
URL for plan: No data	

<p><i>State has prepared a report on preventing underage drinking in the last 3 years</i></p> <p>Prepared by: Wyoming Survey and Analysis Center, as evaluator to the Wyoming Department of Health URL for report: http://wysac.uwyo.edu/Default.aspx The Federal Block Grant annual evaluation can be located at this Web site. In addition, MHSASD can provide the evaluation reports prepared for the Strategic Prevention Framework State Incentive Grant program. Evaluation for the Core Prevention Program can be provided by MHSASD when received in fall 2011.</p>	Yes
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	\$484,000
Estimate based on the 12 months ending	6/30/2010
<i>Checkpoints and saturation patrols:</i>	
Estimate of State funds expended	\$0
Estimate based on the 12 months ending	No data
<i>Community-based programs to prevent underage drinking:</i>	
Estimate of State funds expended	\$1,525,995
Estimate based on the 12 months ending	6/30/2010
<i>K-12 school-based programs to prevent underage drinking:</i>	
Estimate of State funds expended	Data unavailable
Estimate based on the 12 months ending	Data unavailable
<i>Programs targeted to institutes of higher learning:</i>	
Estimate of State funds expended	\$68,119
Estimate based on the 12 months ending	6/30/2010
<i>Programs that target youth in the juvenile justice system:</i>	
Estimate of State funds expended	No data
Estimate based on the 12 months ending	No data
<i>Programs that target youth in the child welfare system:</i>	
Estimate of State funds expended	Data unavailable
Estimate based on the 12 months ending	Data unavailable
<i>Other programs:</i>	
These data could not be determined or calculated based on available information.	
Estimate of State funds expended	Data unavailable
Estimate based on the 12 months ending	Data unavailable

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	Yes
<i>Description of funding streams and how they are used:</i>	
Tobacco Settlement Funds are used to fund statewide compliance checks	
Additional Clarification	
No data	