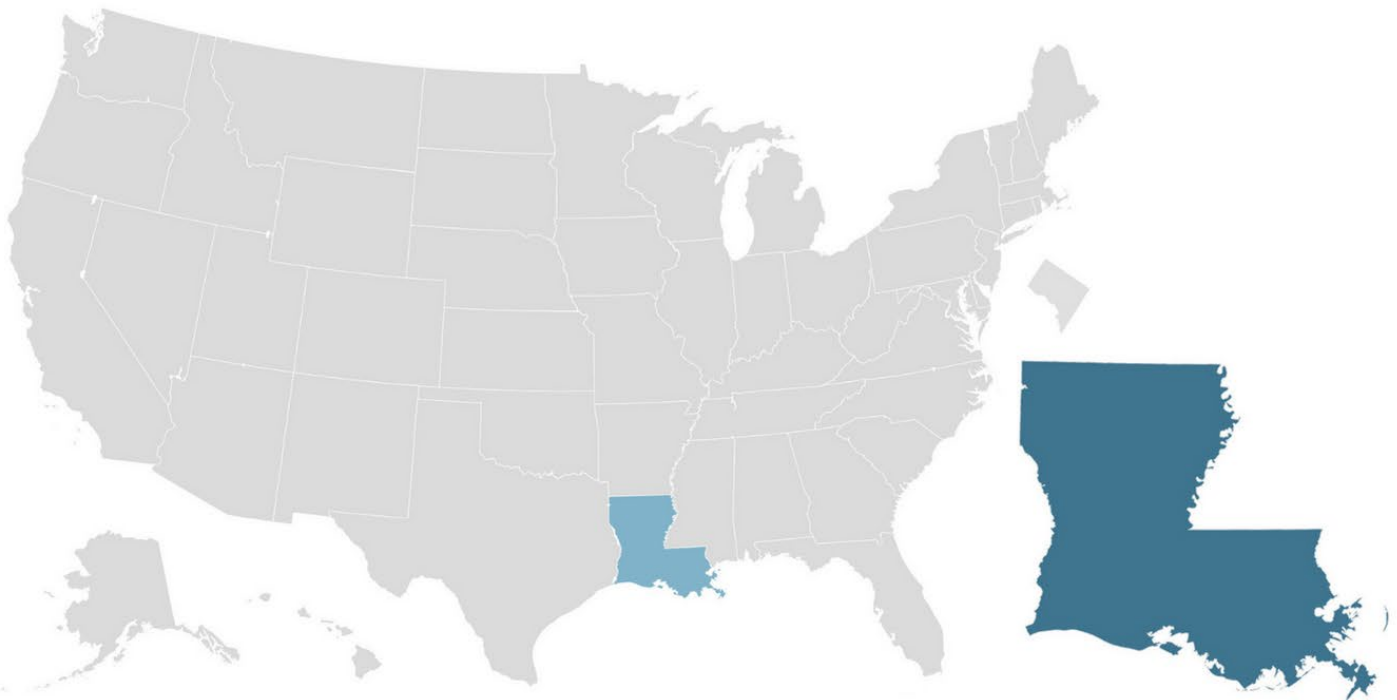




SAMHSA
Substance Abuse and Mental Health
Services Administration

Louisiana

2022 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), 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), chaired by Miriam Delphin-Rittmon, Ph.D., 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 and 2021. Regional and state profile data were drawn from the most recently available federal survey data as of 2020. State legal data reflect the status of the law as of January 1, 2021. State survey data, collected in 2021, 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 2017 through 2020 National Surveys on Drug Use and Health (NSDUH), SAMHSA’s Center for Behavioral Health Statistics and Quality (CBHSQ), and the NSDUH special data analysis (2021). 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 (updated May 2022) served as the resource for data about alcohol-attributable deaths from 2015–2019 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 2020 data used to present statistics about fatalities among 15- to 20-year-old drivers. State legal policy data were obtained from the following sources: 1) the National Institute on Alcohol Abuse and Alcoholism’s Alcohol Policy Information System (APIS) website (<https://alcoholpolicy.niaaa.nih.gov/>); 2) legal research planned and managed by the ICCPUD.

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LOUISIANA



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



Louisiana

State Population: 4,645,318

Population Ages 12–20: 559,000

Past-Month Alcohol Use	
Ages 12–20	
Past-Month Alcohol Use – Number (Percentage)	133,000 (23.8%)
Past-Month Binge Alcohol Use – Number (Percentage)	85,000 (15.2%)
Ages 12–14	
Past-Month Alcohol Use – Number (Percentage)	4,000 (2.3%)
Past-Month Binge Alcohol Use – Number (Percentage)	1,000 (0.8%)
Ages 15–17	
Past-Month Alcohol Use – Number (Percentage)	0 (0%)
Past-Month Binge Alcohol Use – Number (Percentage)	0 (0%)
Ages 18–20	
Past-Month Alcohol Use – Number (Percentage)	84,000 (42.7%)
Past-Month Binge Alcohol Use – Number (Percentage)	53,000 (26.9%)
Adults Ages 21+	
Past-Month Alcohol Use – (Percentage)	1,758,000 (53.8%)
Past-Month Binge Alcohol Use – (Percentage)	944,000 (28.9%)
Average Age of Initiation	
Average Age of Initiation	16.2
Alcohol-Attributable Deaths and Years of Potential Life Lost Under the Age of 21 ¹	
Alcohol-Attributable Deaths (under 21)	94
Years of Potential Life Lost (under 21)	5,320
Fatal Crashes Involving a 15- to 20-Year-Old Driver With Blood Alcohol Concentration (BAC) > 0.01% ²	
Number of Fatalities Involving 15- to 20-Year-Old Driver With BAC > 0.01%	17
Percentage of All Fatal Crashes Involving a 15- to 20-Year-Old Driver	16%

¹ The Alcohol-Related Disease Impact Application was updated May 2022 to reflect new methodology for calculating the average annual alcohol-attributable deaths, and it reflects national and state annual averages from 2015–2019.

² 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.

Behavioral Health System Overview¹

The Office of Behavioral Health (OBH) within the Louisiana Department of Health (LDH) manages and delivers the services and supports necessary to improve the quality of life for citizens with mental illness and substance use disorders. The agency acts as a monitor and subject matter consultant for Medicaid’s Coordinated System of Care contract and the Healthy Louisiana plans, which manage specialized behavioral health services. OBH also delivers direct care through grants, state-owned hospitals, and monitoring of behavioral health community-based treatment programs through the human services districts and authorities, also known as local governing entities (LGEs). Services are provided for Medicaid and non-Medicaid eligible populations.

The mission of OBH is to lead the effort to build and provide a comprehensive, integrated, person-centered system of prevention and treatment services that promote recovery and resilience for all citizens of Louisiana. OBH assures public behavioral health services are accessible, have a positive impact, are culturally and clinically competent, and are delivered in partnership with all stakeholders. The goals of the Office of Behavioral Health are:

1. To serve children and adults with extensive behavioral health needs including mental health and/or addictive disorders by providing oversight and guidance of behavioral health services in the Medicaid Healthy Louisiana plans.
2. To assure that all Louisiana citizens with serious behavioral health challenges have access to needed forensic, residential, and other “safety net” services and promote use of contemporary, evidence-informed treatment, support, and prevention services.
3. To support the refinement and enhancement of a comprehensive system and associated service array for children, youth and families that appropriately addresses their behavioral health needs that is based on contemporary, best practice principles of care.

The Local Governing Entities (LGEs), classified as a human services district or authority, have a contractual agreement with the Louisiana Department of Health (LDH). Considered as the local umbrella agencies, the LGEs administer the state-funded behavioral health and developmental disability services in an integrated system within their localities. Because the LGE model increases local control and authority, there is more opportunity for greater accountability and responsiveness to the local communities.

OBH’s responsibilities include surveillance and monitoring of the statewide behavioral health system and the provision of technical assistance and resources that enable the LGEs to carry out service delivery within their catchment area. OBH is also responsible for providing assistance in setting policy, establishing minimum standards for the operation of the service system, establishing reasonable expectations for service utilization and outcomes, and developing statewide mechanisms for measuring these outcomes. OBH ensures that the LGE service system is well coordinated with those services that continue to be operated by the State (primarily the state-operated psychiatric hospitals). In addition, OBH continues to provide guidance to the

¹ Extracted from fiscal year (FY) 2022/2023 – (Louisiana) State Behavioral Health Assessment and Plan, Substance Abuse Prevention and Treatment Block Grant (SABG), CSAP, Division of State Programs, Center for Substance Abuse Treatment, Division of State and Community Assistance: Planning Step One. Assess the strengths and needs of the service system to address the specific populations.

LGEs to ensure federal Block Grant requirements are met. LGEs must maintain Regional Advisory Councils (RACs), officially linked to the State Behavioral Health Advisory Council, in order to qualify to receive Block Grant funding.

Substance Use Disorder System

OBH recognizes the impact of Substance Use Disorders (SUDs) on Louisiana’s individuals, families, and communities, and strives to enhance policies, regulations and protocols to reduce the prevalence of SUDs. OBH will focus on several priority areas to achieve this goal. These include enhancement of Medication Assisted Treatment (MAT) services, treatment capacity for pregnant women, reduction of prescription drug/opioid overdose-related deaths, increased use of early Screening, Brief Interventions and Referral to Treatment (SBIRT) including pregnant women, and development of residential treatment programs for pregnant women and children at risk of Neonatal Abstinence Syndrome (NAS).

Expenditures for Substance Abuse Prevention and Treatment

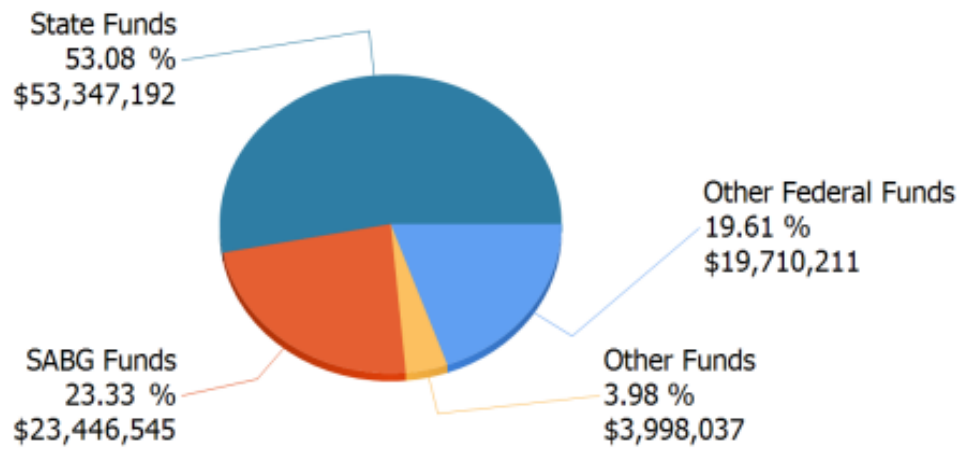
All states receive federal funds for substance abuse prevention through Substance Abuse Prevention and Treatment Block Grant (SABG) funds, administered by the Substance Abuse and Mental Health Services Administration (SAMHSA). Exhibit 1 shows the sources that Louisiana used for expenditures on substance abuse prevention and treatment in 2021. As indicated, state funds and SABG funds account for the largest sources (53.08 percent and 23.33 percent, respectively).²

States submit Behavioral Assessment and Plan reports that include their priorities for use of SABG funds, as well as planned expenditures. For FY 2022-2023, Louisiana did not designate underage drinking prevention as a priority for use of SABG funds.³

² WebBGAS State Profile, 2021 SABG and Community Mental Health Block Grant (MHBG) Reports – Louisiana 2021.

³ FY 2022/2023 – (Louisiana) State Behavioral Assessment and Plan, SABG, CSAP, Division of State Programs, Center for Substance Abuse Treatment, Division of State and Community Assistance: Table 1: Priority Areas and Annual Performance Indicators.

Exhibit 1: Sources of Louisiana’s 2021 Expenditures for Substance Abuse Prevention and Treatment



State Performance: Laws, Enforcement, and Programs

As mandated by the STOP Act, this report details Louisiana’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:

- underage possession or purchase of alcohol
- underage drinking and driving
- alcohol availability
- sales and delivery to consumers at home
- alcohol pricing
- 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:

- enforcement programs to promote compliance with underage drinking laws and regulations
- programs targeted to youth, parents, and caregivers to deter underage drinking
- state interagency collaborations to implement prevention programs, best-practice standards, collaborations with tribal governments, and participation in underage drinking media campaigns
- state expenditures on the prevention of underage drinking

Underage Possession or Purchase of Alcohol

Louisiana-Underage Possession	
Is underage possession of alcoholic beverages prohibited?	Yes
Are there exceptions based on family relationships?	
<ul style="list-style-type: none"> Is possession allowed if parent or guardian is present or consents? 	Yes
<ul style="list-style-type: none"> Is possession allowed if spouse is present or consents? 	Yes
Is there an exception based on location?	Yes, in a private residence

Louisiana-Underage Consumption	
Is underage consumption of alcoholic beverages prohibited?	Yes
Are there exceptions based on family relationships?	
<ul style="list-style-type: none"> Is consumption allowed if parent or guardian is present or consents? 	Yes
<ul style="list-style-type: none"> Is consumption allowed if spouse is present or consents? 	Yes
Is there an exception based on location?	Yes, in a private residence

Louisiana-Underage Internal Possession	
Is underage internal possession of alcoholic beverages prohibited?	No law
Are there exceptions based on family relationships?	
<ul style="list-style-type: none"> Is internal possession allowed if parent or guardian is present or consents? 	N/A
<ul style="list-style-type: none"> Is internal possession allowed if spouse is present or consents? 	N/A
Is there an exception based on location?	N/A

Louisiana-Underage Purchase and Attempted Purchase	
Is the purchase of alcoholic beverages prohibited?	Yes
May youth purchase for law enforcement purposes?	No

Louisiana-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
Do state statutes or regulations mandate that state driver's licenses for persons under 21 be easily distinguishable from licenses for persons 21 and over?	Yes
May the retailer seize apparently false IDs without fear of prosecution even if the ID is ultimately deemed valid?	No
Does an affirmative defense exist for the retailer?	Yes
<ul style="list-style-type: none"> Is it a specific affirmative defense (retailer reasonably believed ID was valid after examining it)? 	Yes
<ul style="list-style-type: none"> Is it a general affirmative defense (retailer reasonably believed purchaser was over 21)? 	No
Does the retailer have the right to sue the minor for use of a false ID?	No
May the retailer detain a minor who used a false ID?	No
<p>Notes: In Louisiana, beginning January 1, 2000, and thereafter, special identification cards issued to applicants less than 21 years of age shall contain a highly visible distinctive color to clearly indicate that the card has been issued to an applicant less than 21 years of age. Special identification cards are to be accepted as valid identification of the person to whom it was issued but does not enable the person to whom it is issued to operate a motor vehicle.</p>	

Underage Drinking and Driving

Louisiana-Youth Blood Alcohol Concentration Limits (Underage Operators of Noncommercial Motor Vehicles)	
What is the maximum blood alcohol concentration (BAC) limit for an underage driver of a motor vehicle?	0.02
Does a BAC level in excess of limit automatically establish a violation (per se violation)?	Yes
What is the minimum age to which the limit applies?	0
What is the maximum age to which the limit applies?	21

Louisiana-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?	
• Purchase of alcohol	Yes
• Possession of alcohol	Yes
• Consumption of alcohol	Yes
The law applies to people under what age?	21
Is suspension or revocation mandatory or discretionary?	Mandatory
What is the length of suspension/revocation?	
Minimum number of days	90
Maximum number of days	365
Notes: In Louisiana, a person between the ages of 13 and 18 years old who is adjudicated delinquent of a crime or offense involving alcohol shall lose his or her driving privileges for not less than 90 days but not more than one year or until he or she has reached the age of 18 years, whichever is longer.	

Louisiana-Graduated Driver’s Licenses	
Learner Stage	
What is the minimum age for permit to drive with parents, guardians or other adults (other than instructors)?	15
What is the minimum number of months driver must hold learner permit before advancing to intermediate stage?	6
What is the minimum number of hours of driving with parents, guardians or adults before advancing to intermediate stage?	50 (15 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?	11:00 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 under 21 who is not an immediate family member between the hours of 6:00 PM and 5:00 AM unless accompanied by a licensed driver at least 21 years old.
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?	17

Alcohol Availability

Louisiana-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? 	Yes Yes
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

Louisiana-Responsible Beverage Service (RBS)—Mandatory	
Is there a state law pertaining to Beverage Service Training?	Yes, mandatory
If training is mandatory, who must participate?	Manager and server/seller
If training is voluntary, which of the following incentives are offered?	
<ul style="list-style-type: none"> Defense in dram shop liability lawsuits Discounts in dram shop liability insurance, license fees, or other Mitigation of fines or other administrative penalties for sales to minors or intoxicated persons Protection against license revocation for sales to minors or sales to intoxicated persons 	N/A N/A N/A 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?	Both

Louisiana-Minimum Ages for Sellers of Alcohol – Off-Premises (i.e., Liquor Stores)	
What is the minimum age requirement for off-premises retail establishments?	
Beer	None
Wine	None
Spirits	None
Does a manager or supervisor have to be present when an underage person is selling beverages?	Yes

Louisiana-Minimum Age for Alcohol Servers and Bartenders – On-Premises (i.e., Restaurants and Bars)	
What is the minimum age requirement for servers in on-premises establishments?	
Beer	18
Wine	18
Spirits	18
What is the minimum age requirement for bartenders in on-premises establishments?	
Beer	18
Wine	18
Spirits	18
Does a manager or supervisor have to be present when an underage person is selling beverages?	No

Louisiana-Distance Limitations Applied to New Alcohol Outlets Near Universities, Colleges, and Primary and Secondary Schools	
Colleges and Universities	
Is there a distance requirement for off-premises outlets (i.e., liquor stores)?	No
Is there a distance requirement for on-premises outlets (i.e., restaurants and bars)?	No
To which alcohol products does requirement apply?	N/A
Primary and Secondary Schools	
Is there a distance requirement for off-premises outlets (i.e., liquor stores)?	No
Is there a distance requirement for on-premises outlets (i.e., restaurants and bars)?	No
To which alcohol products does requirement apply?	N/A
Notes: Louisiana allows for localities to control outlet siting with a minimum of a 300 foot restriction.	

Louisiana-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

Louisiana-Social Host Liability	
Does a statute create social host liability?	No
Does the statute limit damages that may be recovered?	N/A

Does the statute limit who may be sued?	N/A
Does the statute limit elements or standards of proof?	N/A
Does common law social host liability exist?	Yes

Louisiana-Prohibitions Against Hosting Underage Drinking Parties	
Does a statute prohibit hosting underage drinking parties?	No
Is the statute specific to underage parties, or a general prohibition against permitting underage drinking on the property?	N/A
What action by underage guest triggers a violation?	N/A
Property type covered by the law?	N/A
What level of knowledge by the host is required?	N/A
Does host’s preventive action protect him/her from being held liable?	N/A
Are there any exceptions for underage guests?	N/A

Louisiana-Keg Registration	
How is a keg defined (in gallons)?	Equal to or greater 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?	No
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?	Active (requires action by purchaser)
Is a deposit required?	No
Does law cover disposable kegs?	No

Louisiana-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

Louisiana-Retailer Interstate Shipments of Alcohol	
Are out-of-state retailers prohibited from sending interstate shipments to in-state consumers?	
Beer	Prohibited
Wine	Permitted
Spirits	Prohibited

Louisiana-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?	No
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?	Yes
Recording/reporting requirements	
Must the producer/manufacture record/report purchaser's name?	Yes
Must the common carrier (deliverer) record/report recipient's name?	Yes
Shipping label requirements	
Must the label state "Package contains alcohol"?	Yes
Must the label state "Recipient must be 21 years old"?	Yes

Louisiana-Home Delivery	
Is home delivery of alcohol permitted?	
Beer	No law
Wine	Permitted (no more than 144 [750ml] bottles per year per person per household)
Spirits	No law

Louisiana- Direct to Consumer	
Is there a policy allowing on-premises retailers to deliver alcohol to a consumer at home?	No
Which on-premises retailers can provide delivery of alcoholic beverages? <ul style="list-style-type: none"> • Restaurant • Bar license • Third party license 	N/A N/A N/A
Which types of alcohol are permitted to be delivered? <ul style="list-style-type: none"> • Beer • Wine • Spirits • Mixed Drinks 	N/A N/A N/A N/A
Requirements and Restrictions	
Are there restrictions in place addressing details of the delivery? <ul style="list-style-type: none"> • Hours limited • Amount of alcohol limited • Food requirement 	N/A N/A N/A
Are there certain requirements that the delivery person must meet? <ul style="list-style-type: none"> • Must be 21 • Must check ID at point of delivery • Must receive payment regardless of delivery completion 	N/A N/A N/A

Alcohol Pricing

Louisiana-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)	
If retail tax rate applies, is there an exemption from general sales tax?	No

• General sales tax rate	Not relevant
• Sales tax adjusted retail tax rate (the retail tax minus the general sales tax, where there is an exemption from the general sales tax)	Not relevant
Ad valorem excise tax (for off-premises sales) on total receipts for 5% alcohol beer	
Wholesale tax rate (if applicable)	
Retail tax rate (if applicable)	
If retail tax rate applies, is there an exemption from general sales tax?	No
• General sales tax rate	Not relevant
• Sales tax adjusted retail tax rate (the retail tax minus the general sales tax, where there is an exemption from the general sales tax)	Not relevant
Additional taxes for 3.2 – 6% alcohol beer if applicable	
Wine	
Control system for wine?	No
Specific excise tax per gallon for 12% alcohol wine	\$0.76
Ad valorem excise tax (for on-premises sales) on total receipts for 12% alcohol wine	
Wholesale tax rate (if applicable)	
Retail tax rate (if applicable)	
If retail tax rate applies, is there an exemption from general sales tax?	No
• General sales tax rate	Not relevant
• Sales tax adjusted retail tax rate (the retail tax minus the general sales tax, where there is an exemption from the general sales tax)	Not relevant
Ad valorem excise tax (for off-premises sales) on total receipts for 12% alcohol wine	
Wholesale tax rate (if applicable)	
Retail tax rate (if applicable)	
If retail tax rate applies, is there an exemption from general sales tax?	No
• General sales tax rate	Not relevant

<ul style="list-style-type: none"> 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	\$0.40 per gallon for alcohol content of 6% or less
Spirits	
Control system for spirits?	No
Specific excise tax per gallon for 40% alcohol spirits	\$3.03
Ad valorem excise tax (for on-premises sales) on total receipts for 40% alcohol spirits	
Wholesale tax rate (if applicable)	
Retail tax rate (if applicable)	
If retail tax rate applies, is there an exemption from general sales tax?	No
<ul style="list-style-type: none"> General sales tax rate 	Not relevant
<ul style="list-style-type: none"> Sales tax adjusted retail tax rate (the retail tax minus the general sales tax, where there is an exemption from the general sales tax) 	Not relevant
Ad valorem excise tax (for off-premises sales) on total receipts for 40% alcohol spirits	
Wholesale tax rate (if applicable)	
Retail tax rate (if applicable)	
If retail tax rate applies, is there an exemption from general sales tax?	No
<ul style="list-style-type: none"> General sales tax rate 	Not relevant
<ul style="list-style-type: none"> 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	

Louisiana-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 (not permitted after 10 p.m.)
Increased volume without increase in price	No

Louisiana-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?	No law
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	Yes (15 days maximum)
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?	No law
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	Yes (15 days maximum)
Notes: The banning of volume discounts has been held to be a valid exercise of the police power of the state to regulate the sale of alcoholic beverages.	

Enforcement Policies

Louisiana-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?	20
Are there appearance requirements for the decoy?	Yes; operatives shall appear no older than their true age. Agents should not use operatives who exhibit physical characteristics or wear clothing that causes them to appear older than their actual age.
Does decoy carry ID during compliance check?	Required; operatives must possess a valid driver's license or state-issued identification card which shows their true date of birth and a photograph of the operative at all times during a compliance check.
May decoy verbally exaggerate his or her actual age?	Prohibited
Is decoy training mandated, recommended, prohibited, or not specified?	Mandated; operatives will complete mandatory training prior to deployment.

Louisiana-Penalty Guidelines for Sales to Minors	
Are there written guidelines for penalties that are imposed on retailers for furnishing to a minor?	Yes
What is the time period for defining second, third, and subsequent offenses?	Three years
What is the penalty for the first offense?	Not less than \$50 but no more than \$500
What is the penalty for the second offense?	Not less than \$250 but no more than \$1000
What is the penalty for the third offense?	Not less than \$500 but no more than \$2,500
What is the penalty for the fourth offense?	N/A

Louisiana State Survey Responses

State Agency Information	
<i>Agency with primary responsibility for enforcing underage drinking laws:</i>	
ATC Enforcement	
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
<i>Local law enforcement agencies use:</i>	
Cops in Shops	No
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	No
Underage Alcohol–Related Fatality Investigations	No
<i>State has a program to investigate and enforce direct sales/shipment laws</i>	No
Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors	Not applicable
Such laws are also enforced by local law enforcement agencies	Not applicable
Enforcement Statistics	
<i>State collects data on the number of minors found in possession</i>	No
Number of minors found in possession ¹ by state law enforcement agencies	Not applicable
Number pertains to the 12 months ending	Not applicable
Data include arrests/citations issued by local law enforcement agencies	Not applicable
<i>State conducts underage compliance checks/decoy operations² to determine whether alcohol retailers are complying with laws prohibiting sales to minors</i>	Yes
Data are collected on these activities	Yes
Number of retail licensees in state ³	8,594
Number of licensees checked for compliance by state agencies (including random checks)	8,299
Number of licensees that failed state compliance checks	No data
Numbers pertain to the 12 months ending	12/31/2020
Compliance checks/decoy operations conducted at on-sale, off-sale, or both retail establishments	Both on- and off-sale establishments
<i>State conducts random underage compliance checks/decoy operations</i>	Yes
Number of licensees subject to random state compliance checks/decoy operations	8,594
Number of licensees that failed random state compliance checks	No data
<i>Local agencies conduct underage compliance checks/decoy operations to determine whether 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	Not applicable
Number of licensees that failed local compliance checks	Not applicable
Numbers pertain to the 12 months ending	Not applicable
Sanctions	
<i>State collects data on fines imposed on retail establishments that furnish to minors</i>	Yes
Number of fines imposed by the state ⁴	No data
Total amount in fines across all licensees	\$413,872
Smallest fine imposed	No data
Largest fine imposed	No data
Numbers pertain to the 12 months ending	06/30/2021

<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing to minors</i>	No
Number of suspensions imposed by the state ⁵	Not applicable
Total days of suspensions across all licensees	Not applicable
Shortest period of suspension imposed (in days)	Not applicable
Longest period of suspension imposed (in days)	Not applicable
Numbers pertain to the 12 months ending	Not applicable
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing to minors</i>	No
Number of license revocations imposed ⁶	Not applicable
Numbers pertain to the 12 months ending	Not applicable

Additional Clarification

No data

¹ Or having consumed or purchased per state statutes.

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

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

⁴ Does not include fines imposed by local agencies.

⁵ Does not include suspensions imposed by local agencies.

⁶ Does not include revocations imposed by local agencies.

Underage Drinking Prevention Programs Operated or Funded by the State

Project Northland

Number of youth served	5,538 in grades 6–8
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report:	No data
URL for more program information:	http://www.hazelden.org/web/go/projectnorthland

Program Description: Project Northland is a multilevel intervention involving students, peers, parents, and communities in programs designed to 1) delay the age at which adolescents begin drinking, 2) reduce alcohol use among those already drinking, and 3) limit the number of alcohol-related problems among young drinkers. Administered weekly to adolescents in grades 6–8, the program has a specific theme within each grade level that is incorporated into the parent, peer, and community components. The sixth grade home-based program targets communication about adolescent alcohol use through student/parent homework assignments, in-class group discussions, and a community-wide task force. The seventh grade peer- and teacher-led curriculum focuses on resistance skills and normative expectations regarding teen alcohol use and is implemented through discussions, games, problem-solving tasks, and role-plays. During the first half of the eighth grade curriculum, students learn about community dynamics related to alcohol use prevention through small-group and interactive classroom activities as part of the Powerlines peer-led program. During the second half, they work on community-based projects and hold a mock town meeting to make community policy recommendations to prevent teen alcohol use.

Protecting You/Protecting Me	
Number of youth served	1,925 in grades 1–5, 11, and 12
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report:	No data

URL for more program information:

<https://www.childtrends.org/programs/protecting-youprotecting-me-pypm/>

Program Description: Protecting You/Protecting Me (PY/PM) is a 5-year classroom-based alcohol use prevention and vehicle safety program for elementary school students in grades 1–5 (ages 6–11) and high school students in grades 11 and 12. The program aims to reduce alcohol-related injuries and death among children and youth due to underage alcohol use and riding in vehicles with drivers who are not alcohol-free. PY/PM consists of a series of 40 science- and health-based lessons, with eight lessons per year for grades 1–5. All lessons are correlated with educational achievement objectives. PY/PM lessons and activities focus on teaching children about:

1. The brain, including how it continues to develop throughout childhood and adolescence, what alcohol does to the developing brain, and why it is important for children to protect their brains.
2. Vehicle safety, particularly what children can do to protect themselves if they have to ride with someone who is not alcohol-free.
3. Life skills, including decision-making, stress management, media awareness, resistance strategies, and communication.

Weekly lessons last 20–25 minutes or 45–50 minutes, depending on the grade level. A variety of activities promote students' ownership of the information and reinforce the skills taught during each lesson. Parent take-home activities are offered for all 40 lessons. PY/PM's interactive and effective teaching strategies include role-playing; small group and classroom discussions; and reading, writing, storytelling, art, and music. The curriculum can be taught by school staff or prevention specialists. PY/PM also has a high school component for students in grades 11 and 12. The youth-led implementation model involves delivery of the PY/PM curriculum to elementary students by trained high school students who are enrolled in a peer mentoring, family and consumer science, or leadership course for credit. The program's benefits to high school students are derived from learning about the brain and how alcohol use can affect adolescents, serving as role models to the elementary school participants, and taking coursework in preparation for delivering the curriculum.

Additional Underage Drinking Prevention Programs Operated or Funded by the State

Program description: The state funds only two programs (Project Northland and Protecting You/Protecting Me) that are specific to underage drinking. The state funds additional prevention programs that are broader in scope as they address alcohol, tobacco, and other drugs. From July 1, 2020, to June 30, 2021, these additional programs served 70,6689 youth and adults across the state and are listed below:

LifeSkills Training

Kids Don't Gamble...Wanna Bet?

Second Step

Coping Skills

Too Good for Drugs

Al's Pals

Positive Action

Project Alert

Project Toward No Tobacco Use

Strengthening Families

Insight Class Program

Parenting Wisely

Generation Rx - Elementary, Teen, College, Adult and Older Adult

Lion's Quest

Stacked Deck

Project Towards No Drug Use

Additional Clarification

Additional Clarification

No data

Additional Information Related to Underage Drinking Prevention Programs

State collaborates with federally recognized tribal governments in the prevention of underage drinking No

Description of collaboration: Not applicable

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

Description of program: Not applicable

State collaborates with/participates in media campaigns to prevent underage drinking Yes

Federal campaigns: Talk. They hear you. Yes

Regional and local media campaigns: No

Local school district efforts: No

Other: No

State collaborates with/participates in SAMHSA’s national media campaign, “Talk. They Hear You.” Yes

State officially endorses TTHY efforts No

State commits state resources for TTHY No

State forwards TTHY materials to local areas Yes

Other: No

State procures funding for TTHY Yes

Pro bono No

Donated air time No

Earned media No

Other: SAMHSA Discretionary Grant Funding Yes

State has adopted or developed best practice standards for underage drinking prevention programs No

Agencies/organizations that established best practices standards:

Federal agency(ies): Not applicable

Agency(ies) within your state: Not applicable

Nongovernmental agency(ies): Not applicable

Other: Not applicable

Best practice standards description: Not applicable

Additional Clarification

No data

State Interagency Collaboration

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

Committee contact information:

Name: Kristy Miller

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Address: 628 Norh 4th Street, Baton Rouge, LA 70802

Phone: (225) 342-5753 or (225) 219-9479

Agencies/organizations represented on the committee:

Office of the Governor, Drug Policy Board

LA Department of Health, Office of Behavioral Health

LA Highway Safety Commission

LA Attorney General

LA Army National Guard

LA Commission on Law Enforcement

LA Office of Juvenile Justice

LA Sheriff's Association
 Hispanic Community Representatives
 Private organizations involved in substance abuse prevention
 LA Center Addressing Substance Use in Collegiate Communities
 LA State University School of Public Health
 LDH Office of Public Health
 LA Department of Public Safety and Corrections
 LA Addictive Disorders Regulatory Authority
 Mothers Against Drunk Driving
 LA District Attorney's Association
 LA Department of Veteran Affairs
 LA Children's Cabinet
 Office of the Governor, Disability Affairs
 Supreme Court Drug Court Program
 State Epidemiology Workgroup
 Governor's DWI Task Force
 LA State Police Crime Lab
 North Louisiana Crime Lab
 LA Association of Chiefs of Police
 LA Office of Alcohol and Tobacco Control

<i>A website or other public source exists to describe committee activities</i>	Yes
URL or other means of access: https://www.gov.louisiana.gov/page/drug-policy	

Underage Drinking Reports

<i>State has prepared a plan for preventing underage drinking in the last 3 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 3 years</i>	No
Prepared by: Not applicable	
Report can be accessed via: Not applicable	

Additional Clarification

The Louisiana Substance Abuse Prevention Strategic Plan: 2017–2021
 This comprehensive strategic plan outlines goals and objectives that position the state of Louisiana to effectively address substance abuse prevention. Action plans have been created and are included in the overall Strategic Plan that outline the steps to be used to close the gaps in the state's substance abuse prevention system. The expectation is to move the needle in substance abuse prevention through the implementation of four action plans: 1) Data Collection, Evaluation, and Reporting; 2) Coordination of Prevention Services; 3) Training and Technical Assistance; and 4) Behaviors (Alcohol, Tobacco, Illicit Drugs, Prescription Drugs, and Opioids). The Louisiana Substance Abuse Prevention Strategic Plan is a fluid document and adjustments are made throughout the 5-year process.

State Expenditures for the Prevention of Underage Drinking

<i>Compliance checks 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	06/30/2020

<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	06/30/2020

Programs targeted to institutes of higher learning:

Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	06/30/2020

Programs that target youth in the juvenile justice system:

Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	06/30/2020

Programs that target youth in the child welfare system:

Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	06/30/2020

Other programs:

Programs or strategies included:	Data not available
Estimate of state funds expended:	Data not available
Estimate based on the 12 months ending:	06/30/2020

Funds Dedicated to Underage Drinking

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

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

Description of funding streams and how they are used:

No data

Additional Clarification

OBH utilizes the Prevention portion (20% set-aside) from Louisiana's Substance Abuse Prevention and Treatment (SAPT) Block Grant to fund K-12 school-based programs to prevent underage drinking. A total of \$263,427 of the SAPT Block Grant were used to fund Project Northland and PY/PM from July 1, 2020 to June 30, 2021.

In addition, OBH utilized funds from SAMHSA's Partnerships for Success (PFS) Grant to contract with the Office of Alcohol and Tobacco Control to conduct 1,500 alcohol compliance checks at the rate of \$100 per compliance check from July 1, 2020 to June 30, 2021. These 1,500 random, unannounced compliance checks of both on premise and off-premise outlets for alcohol products were conducted in the following high-need parishes: West Feliciana, Evangeline, St. Landry, Jefferson Davis, Avoyelles, Sabine, Franklin, Ouachita, St. Helena, and Tangipahoa. The total amount of PFS funds that were expended was \$150,000.



ICCPUD

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

