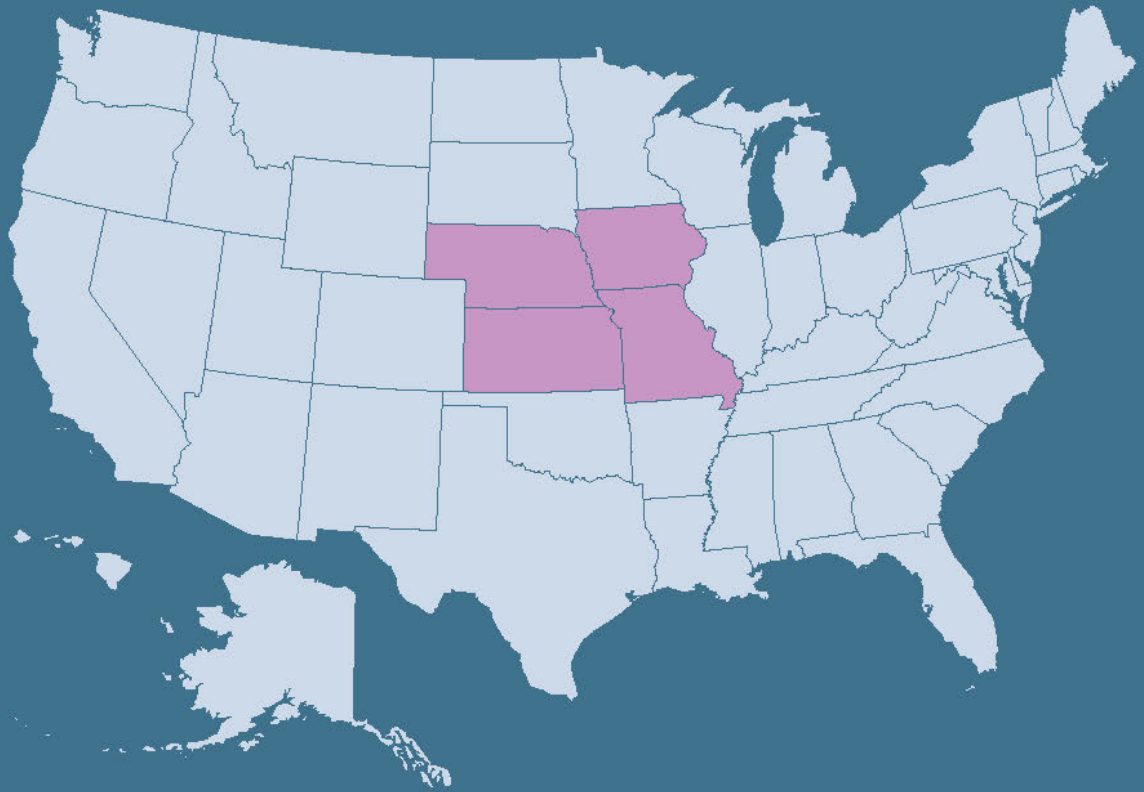


STATE REPORTS

Underage Drinking Prevention and Enforcement

2020



SAMHSA
Substance Abuse and Mental Health
Services Administration

State Reports – Underage Drinking Prevention and Enforcement: Region 7 includes a report on each state in the region. These *State Reports* are required by the Sober Truth on Preventing (STOP) Underage Drinking Act (Pub. L. 109-422), which was enacted by Congress in 2006 and reauthorized in December 2016 as part of the 21st Century Cures Act (Pub. L. 114-255). The STOP Act requires an annual report “on each State's performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking.” As directed by the STOP Act, the *State Reports* were prepared by the Interagency Coordinating Committee on the Prevention of Underage Drinking (ICCPUD), which is chaired by the Assistant Secretary for Mental Health and Substance Use, U.S. Department of Health and Human Services (HHS).

In 2020, the *State Reports* for each of the ten HHS regions are being published together. For more information about the Substance Abuse and Mental Health Services Administration’s (SAMHSA’s) efforts in each HHS region, go to <https://www.samhsa.gov/about-us/who-we-are/regional-administrators>.

Time Period Covered by these *State Reports*: These *State Reports* primarily include data from calendar year 2019. Regional and state profile data were drawn from the most recently available federal survey data as of 2018. State legal data reflect the status of the law as of January 1, 2019. State survey data, collected in 2019, 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 2015 through 2018 National Surveys on Drug Use and Health (NSDUH), SAMHSA’s Center for Behavioral Health Statistics and Quality (CBHSQ), and the NSDUH special data analysis (2018). Confidence intervals for these estimates are available from CBHSQ’s Division of Surveillance and Data Collection on request. The Centers for Disease Control and Prevention’s Alcohol-Related Disease Impact (ARDI) application served as the resource for data about alcohol-attributable deaths from 2006–10 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 2018 data used to present statistics about fatalities among 15-to 20-year-old drivers.

Recommended Citation: U.S. Department of Health and Human Services (HHS), Substance Abuse and Mental Health Services Administration (SAMHSA). (2020). *State Reports – Underage Drinking Prevention and Enforcement: Region 7*. Rockville, MD: SAMHSA.

Staff Chair and ICCPUD Point of Contact:

Robert M. Vincent, MS.Ed

Public Health Analyst

SAMHSA’s Center for Substance Abuse Prevention (CSAP)

Division of Systems Development

Phone: (240) 276-1582

Email: Robert.Vincent@samhsa.hhs.gov

Region 7 SAMHSA Regional Administrator:

Kimberly Nelson, LAC, MPA

601 E. 12th Street, Suite N250

Kansas City, MO 64106

Phone: (816) 426-5291

Email: Kimberly.Nelson@samhsa.hhs.gov

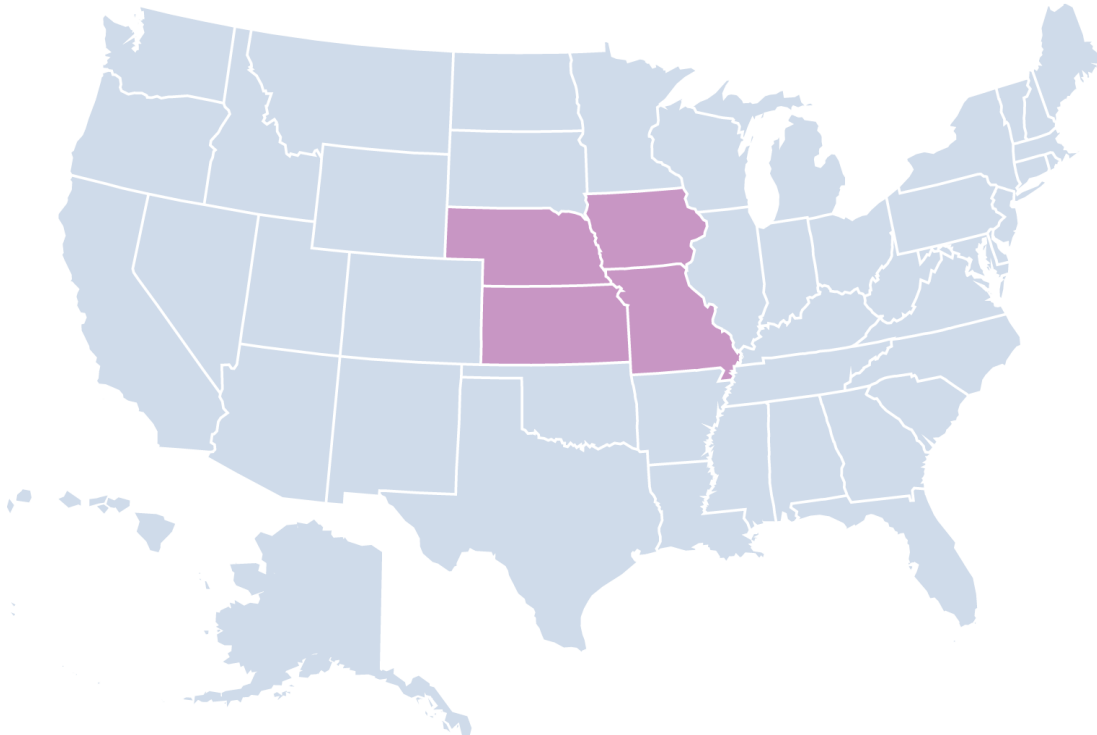
Contents: Region 7 (Iowa, Kansas, Missouri, and Nebraska)

As mandated by the STOP Act, the following state reports for Iowa, Kansas, Missouri, and Nebraska detail each state’s performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking.

A **regional profile** showing combined data on underage drinking is provided on the next page.

Each state report contains:

- A. State population and underage alcohol consumption data;**
- B. Summary of the state’s behavioral health and substance use prevention, treatment, and recovery systems, including expenditures for substance abuse prevention and treatment;**
- C. State laws and policies:** These 26 underage drinking prevention policies have been identified as best practices (or as promising practices suitable for ongoing evaluation) and fall into four categories:
 - (1) Laws addressing minors in possession of alcohol;
 - (2) Laws targeting underage drinking and driving;
 - (3) Laws targeting alcohol suppliers; and
 - (4) Laws affecting alcohol pricing.
- D. STOP Act State Survey data:** The STOP Act requires annual reporting of data from the 50 states and the District of Columbia on their performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking. Administered since 2011, the STOP Act State Survey collects data on the following topics:
 - (1) Enforcement programs to promote compliance with underage drinking laws and regulations;
 - (2) Programs targeted to youth, parents, and caregivers to deter underage drinking;
 - (3) State interagency collaborations to implement prevention programs, best-practice standards, collaborations with tribal governments, and participation in underage drinking media campaigns; and
 - (4) State expenditures on the prevention of underage drinking.



Region 7

Region Population: 14,092,442

Population Ages 12–20: 1,695,900

Past-Month Alcohol Use Among 12- to 20-Year-Olds

Past-Month Alcohol Use – Number (Percentage)	345,900 (20.4%)
Past-Month Binge Alcohol Use – Number (Percentage)	229,200 (13.5%)

Alcohol-Attributable Deaths and Years of Potential Life Lost Under the Age of 21

Alcohol-Attributable Deaths (under 21)	215
Years of Potential Life Lost (under 21)	13,003

Fatal Crashes Involving a 15- to 20-Year-Old Driver With Blood Alcohol Content (BAC) > 0.01%¹

Number of Fatalities Involving a 15- to 20-Year-Old Driver With BAC > 0.01	24
Percentage of All Fatal Crashes Involving a 15- to 20-Year-Old Driver	56%

¹ Alcohol-related fatalities are estimates derived from a sophisticated statistical procedure. The estimates are rounded to the nearest whole number, however, percentages as displayed are calculated from the unrounded estimates and may not equal those calculated from the rounded estimates. Totals may not equal the sum of components due to independent rounding.

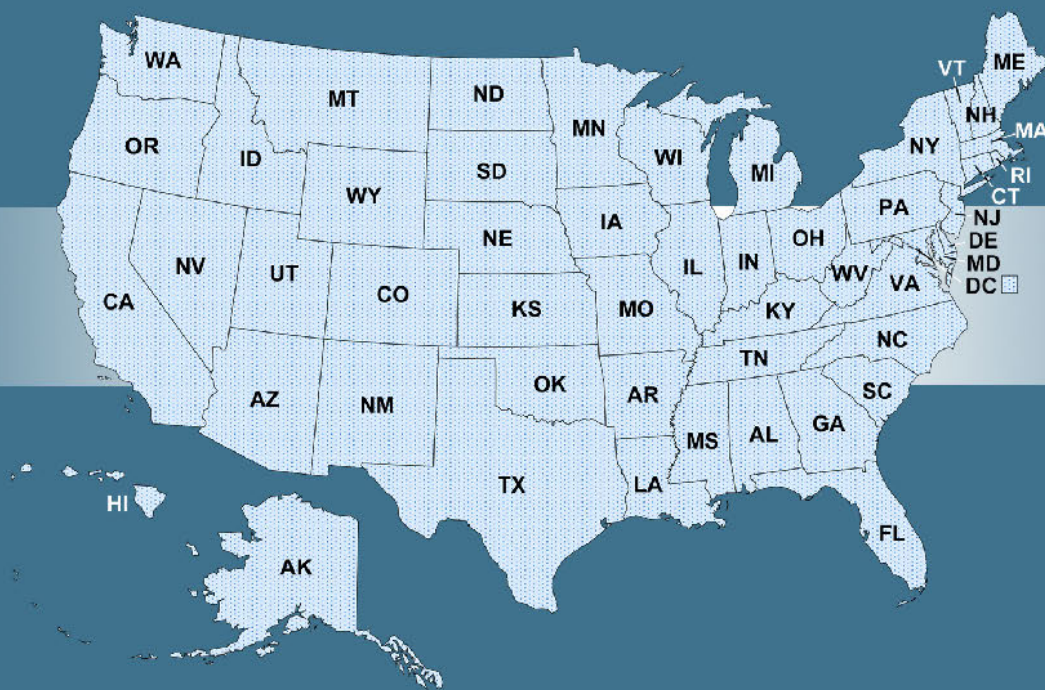


SAMHSA
Substance Abuse and Mental Health
Services Administration

IOWA STATE REPORT

Underage Drinking Prevention and Enforcement

2020



SAMHSA
Substance Abuse and Mental Health
Services Administration

This *State Report* is required by the Sober Truth on Preventing (STOP) Underage Drinking Act (Pub. L. 109-422), which was enacted by Congress in 2006 and reauthorized in December 2016 as part of the 21st Century Cures Act (Pub. L. 114-255). The STOP Act requires an annual report “on each State's performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking.” As directed by the STOP Act, the *State Reports* were prepared by the Interagency Coordinating Committee on the Prevention of Underage Drinking (ICCPUD), which is chaired by the Assistant Secretary for Mental Health and Substance Use, U.S. Department of Health and Human Services (HHS).

Time Period Covered by this *State Report*: This *State Report* primarily includes data from calendar year 2019. Regional and state profile data were drawn from the most recently available federal survey data as of 2018. State legal data reflect the status of the law as of January 1, 2019. State survey data, collected in 2019, 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 2015 through 2018 National Surveys on Drug Use and Health (NSDUH), SAMHSA’s Center for Behavioral Health Statistics and Quality (CBHSQ), and the NSDUH special data analysis (2018). Confidence intervals for these estimates are available from CBHSQ’s Division of Surveillance and Data Collection on request. The Centers for Disease Control and Prevention’s Alcohol-Related Disease Impact (ARDI) application served as the resource for data about alcohol-attributable deaths from 2006–10 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 2018 data used to present statistics about fatalities among 15-to 20-year-old drivers.

Recommended Citation: U.S. Department of Health and Human Services (HHS), Substance Abuse and Mental Health Services Administration (SAMHSA; 2020). *2020 Iowa State Report – Underage Drinking Prevention and Enforcement*. Rockville, MD: SAMHSA.

Staff Chair and Point of Contact, ICCPUD:

Robert M. Vincent, MS.Ed

Public Health Analyst

SAMHSA’s Center for Substance Abuse Prevention (CSAP)

Division of Systems Development

Phone: (240) 276-1582

Email: Robert.Vincent@samhsa.hhs.gov

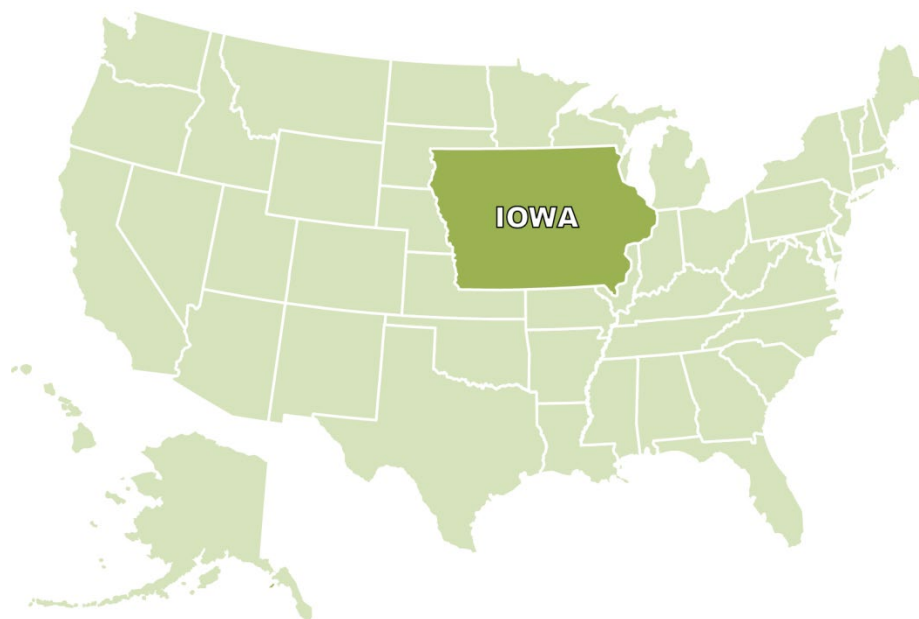
Iowa Governor’s Designated Contact for STOP Act State Survey:

Julie Hibben

Project Director, Iowa Partnerships for Success Project
Bureau of Substance Abuse, Division of Behavioral Health

Phone: (515) 725-7895

Email: julie.hibben@idph.iowa.gov



Iowa

State Population: 3,156,145

Population Ages 12–20: 367,400

Past-Month Alcohol Use Among 12- to 20-Year-Olds	
Ages 12–20	
Past-Month Alcohol Use – Number (Percentage)	76,300 (20.8%)
Past-Month Binge Alcohol Use – Number (Percentage)	49,900 (13.6%)
Ages 12–14	
Past-Month Alcohol Use – Number (Percentage)	3,900 (3.4%)
Past-Month Binge Alcohol Use – Number (Percentage)	2,700 (2.4%)
Ages 15–17	
Past-Month Alcohol Use – Number (Percentage)	18,100 (14.0%)
Past-Month Binge Alcohol Use – Number (Percentage)	9,100 (7.1%)
Ages 18–20	
Past-Month Alcohol Use – Number (Percentage)	54,300 (44.1%)
Past-Month Binge Alcohol Use – Number (Percentage)	38,100 (30.9%)
Alcohol-Attributable Deaths and Years of Potential Life Lost Under the Age of 21	
Alcohol-Attributable Deaths (under 21)	32
Years of Potential Life Lost (under 21)	1,962
Fatal Crashes Involving a 15- to 20-Year-Old Driver With Blood Alcohol Concentration (BAC) > 0.01% ¹	
Number of Fatalities Involving 15- to 20-Year-Old Driver With BAC > 0.01%	9
Percentage of All Fatal Crashes Involving a 15- to 20-Year-Old Driver	22%

¹ Alcohol-related fatalities are estimates derived from a sophisticated statistical procedure. The estimates are rounded to the nearest whole number, however, percentages as displayed are calculated from the unrounded estimates and may not equal those calculated from the rounded estimates. Totals may not equal the sum of components due to independent rounding.

System of Care for Substance Use Disorders Overview²

The Iowa Department of Public Health (IDPH) is the parent organization of the Division of Behavioral Health, the Single State Authority (SSA) for the Substance Abuse Prevention and Treatment Block Grant (SABG). IDPH’s mission is “Promoting and Protecting the Health of Iowans.”

The Division of Behavioral Health contracts with 18 community-based agencies to provide comprehensive substance abuse prevention in 23 geographic service areas. The combined service areas encompass all 99 Iowa counties. IDPH contracts with 23 treatment provider agencies to provide substance use disorder treatment services that cover all 99 Iowa counties through geographic service areas.

The Division of Behavioral Health is comprised of two bureaus and three offices, staffed by 45 full-time equivalents. The bureaus and offices in the Division of Behavioral Health are:

- Bureau of HIV, Sexually Transmitted Diseases, and Hepatitis.
- Bureau of Substance Abuse.
- Office of Disability, Injury, and Violence Prevention.
- Office of Gambling Treatment and Prevention.
- Office of Medical Cannabidiol.

Division of Behavioral Health SSA duties, including the SABG, are implemented through the Bureau of Substance Abuse. Additional grants and programs in the Bureau of Substance Abuse include, but are not limited to:

- Access to Recovery (Substance Abuse and Mental Health Services Administration [SAMHSA] ATR)
- AmeriCorps Mentoring Program
- Capacity Coach and Capacity Coach Support Services
- Comprehensive Substance Abuse Primary Prevention (SAMHSA SABG)
- Community Coalitions
- County Substance Abuse Prevention
- Culturally Competent Treatment Services (ended as separate program June 2017; incorporated into general substance use disorder treatment services)
- Data Systems
- Families in FOCUS (SAMHSA SYT-I)
- Iowa SAFE Community Network
- Iowa Youth Survey
- Medication-Assisted Treatment (SAMHSA MAT PDOA) Opioid Treatment Programs
- Partnerships for Success (PFS; SAMHSA)
- Pregnant and Postpartum Women’s Grant (SAMHSA PPW)
- Screening Brief Intervention and Referral to Treatment (SAMHSA SBIRT; ended June 2017)
- State Epidemiological Workgroup

² Extracted from fiscal year (FY) 2018/2019 – (Iowa) State Behavioral Health Assessment and Plan, SABG, Center for Substance Abuse Prevention (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.

- Strategic Prevention Rx grant (SAMHSA SPF-Rx)
- State Targeted Response to the Opioid Crisis Grant (STR)
- Substance Abuse Prevention Ethics Training
- Substance Abuse Prevention Skills Training
- Training and Workforce Development
- Treatment Program Licensure and Regulation
- Youth Development
- Youth Mentoring
- Youth Suicide Prevention (SAMHSA Garrett Lee Smith; ended December 2016, state funding continues)
- Women and Children’s Programs (SAMHSA SABG)

Comprehensive Substance Abuse Prevention

Comprehensive substance abuse prevention services may be directed to all ages and populations not in need of direct treatment services. Comprehensive prevention services maintain and advance public health activities, essential services, core public health functions, and strong relationships with community partners. In State FY 2017, Comprehensive prevention agencies provided 23,930 direct service hours to 169,013 individuals.

Iowa’s Comprehensive Substance Abuse Prevention services are based on a multi-strategy approach that incorporates all six primary prevention strategies and that aims strategies at multiple populations including youth, adults, high-risk individuals, community coalitions, and workplaces. All contracted providers have to address three problem areas and one area must be about alcohol. Contracted providers must meet required goals or results that:

- Reduce consumption of alcohol by persons under 21 years of age.
- Reduce binge consumption of alcohol by persons under 21 years of age.

Expenditures for Substance Abuse Prevention and Treatment

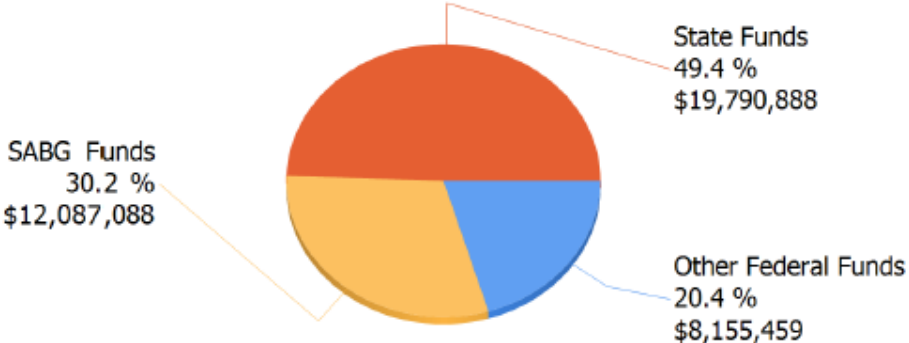
All states receive federal funds for substance abuse prevention through SABG funds administered by SAMHSA. Exhibit 1 shows the sources that Iowa used for expenditures on substance abuse prevention and treatment in 2019. As indicated, state funds and SABG funds account for the largest sources (49.4 percent and 30.2 percent, respectively).³

States submit Behavioral Assessment and Plan reports that include their priorities for use of SABG funds, as well as planned expenditures. For FY 2018–2019, Iowa designated reducing underage drinking and youth binge drinking as priority number four for use of SABG funds.⁴

³ WebBGAS State Profile, 2019 SABG and Community Mental Health Block Grant (MHBG) Reports – Iowa 2019.

⁴ FY 2018/2019 – (Iowa) State Behavioral Assessment and Plan, SABG, Center for Substance Abuse Prevention (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 Iowa’s 2019 Expenditures for Substance Abuse Prevention and Treatment



State Performance: Laws, Enforcement, and Programs

As mandated by the STOP Act, this report details Iowa'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 26 underage drinking prevention policies have been identified as best practices (or as promising practices suitable for ongoing evaluation) and fall into four categories:

1. Laws addressing minors in possession of alcohol;
2. Laws targeting underage drinking and driving;
3. Laws targeting alcohol suppliers; and
4. Laws affecting alcohol pricing.

STOP Act State Survey Data: The STOP Act requires annual reporting of data from the 50 states and the District of Columbia on their performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking. Administered since 2011, the STOP Act State Survey collects data on the following topics:

1. Enforcement programs to promote compliance with underage drinking laws and regulations.
2. Programs targeted to youth, parents, and caregivers to deter underage drinking.
3. State interagency collaborations to implement prevention programs, best-practice standards, collaborations with tribal governments, and participation in underage drinking media campaigns.
4. State expenditures on the prevention of underage drinking.

Laws Addressing Minors in Possession of Alcohol

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, in specified locations – see below
<ul style="list-style-type: none"> Is possession allowed if spouse is present or consents? 	No
Is there an exception based on location?	Yes, in any private residence if parent/guardian is present or consents

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

Underage-Consumption	
Is underage internal possession of alcoholic beverages prohibited?	Yes
Are there exceptions based on family relationships?	
<ul style="list-style-type: none"> Is internal possession allowed if the parent or guardian is present or consents? 	Yes, in specified locations – see below
<ul style="list-style-type: none"> Is internal possession allowed if the spouse is present or consents? 	No
Is there an exception based on location?	Yes, in any private residence if parent/guardian is present or consents
Notes: Prior to July 1, 2014, Iowa law did not specifically prohibit consumption of alcohol by persons under 21, but only generally prohibited the use or consumption of alcohol by any person in a public place. Iowa added a specific underage consumption prohibition beginning on July 1, 2014.	

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

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 and an administrative process
Provisions Targeting Suppliers	
Is the lending or transferring or selling of a false ID prohibited?	No
Is the production of a false ID in the context of underage alcohol sales specifically prohibited?	No

Retailer Support Provisions	
Is there an incentive for the retailer to use electronic scanners for information digitally encoded on valid IDs?	No
Are state driver's licenses for persons under 21 easily distinguishable from licenses for persons 21 and over?	Yes
May retailers seize apparently false IDs without fear of prosecution even if the ID is ultimately deemed valid?	Yes
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)? 	No
<ul style="list-style-type: none"> Is it a general affirmative defense (retailer reasonably believed purchaser was over 21)? 	Yes
Does the retailer have the right to sue the minor for use of a false ID?	No
May a retailer detain a minor who used a false ID?	No

Laws Targeting Underage Drinking and Driving

Youth Blood Alcohol Concentration Limits (Underage Operators of Noncommercial Motor Vehicles)	
What is the maximum blood alcohol concentration (BAC) limit for an underage driver of a motor vehicle?	0.02%
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?	Not specified
What is the maximum age to which the limit applies?	21

Loss of Driving Privileges for Alcohol Violations by Minors ("Use/Lose" Laws)	
Is there a "use/lose" law that suspends or revokes a minor's driving privileges for alcohol violations?	Yes
What types of violation lead to license suspension or revocation?	
<ul style="list-style-type: none"> Purchase of alcohol 	Yes
<ul style="list-style-type: none"> Possession of alcohol 	No
<ul style="list-style-type: none"> Consumption of alcohol 	Yes
The law applies to people under what age?	18
Is suspension or revocation mandatory or discretionary?	Discretionary
What is the length of suspension/revocation?	
Minimum number of days	365
Maximum number of days	365

Graduated Driver's Licenses	
Learner Stage	
What is the minimum age for permit to drive with parents, guardians, or other adults (other than instructors)?	14
What is the minimum number of months driver must hold learner permit before advancing to intermediate stage?	12

What is the minimum number of hours of driving with parents, guardians, or adults before advancing to intermediate stage?	20 (2 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?	12:30 AM
Can law enforcement stop a driver for night driving violation as a primary offense?	Yes, officer may stop driver for night driving violation
Are there restrictions on passengers?	Yes, no more than 1 unrelated minor passengers unless waived by the licensee's parent at time intermediate license is issued.
Can law enforcement stop driver for violation of passenger restrictions as a primary offense?	Yes, officer may stop driver for passenger restrictions violation
License Stage	
What is the minimum age for full license privileges and lifting of restrictions?	17
Notes: In addition to the supervised driving requirement at the learner's stage, Iowa requires an intermediate license holder to complete 10 hours of supervised driving with two of these hours being at night.	

Laws Targeting Alcohol Suppliers

Furnishing Alcohol to Minors	
Is furnishing of alcoholic beverages to minors prohibited?	Yes
Are there exceptions based on family relationships?	
• Is furnishing allowed if the parent or guardian supplies the alcohol?	Yes, in specified locations
• Is furnishing allowed if the spouse supplies the alcohol?	No
Is there an exception based on location?	Yes, in any private residence if parent/guardian supplies alcohol
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

Compliance Check Protocols	
Does the state have a written protocol for when an underage decoy is used in compliance checks?	No data
What is the minimum age a decoy may be to participate in a compliance check?	N/A
What is the maximum age a decoy may be to participate in a compliance check?	N/A
Are there appearance requirements for the decoy?	N/A
Does decoy carry ID during compliance check?	N/A
May decoy verbally exaggerate his or her actual age?	N/A
Is decoy training mandated, recommended, prohibited, or not specified?	N/A

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?	Second offense: 2 years; Third and subsequent offenses, 3 years
What is the penalty for the first offense?	\$500 fine
What is the penalty for the second offense?	\$1,500 fine and a 30-day suspension
What is the penalty for the third offense?	\$1,500 fine and a 60-day suspension
What is the penalty for the fourth offense?	License revocation
Notes: Affirmative defense possible for licensees when the employee guilty of the violation has successfully completed the Iowa Program for Alcohol Compliance Training prior to the violation occurring and the sale/service was made to someone between the ages of 18 and 20. A violation involving a sale to a person under age 18 does not qualify for affirmative defense. A licensee may only use affirmative defense once in a 4-year time period.	

Responsible Beverage Service (RBS)–Voluntary	
Is there a state law pertaining to Beverage Service Training?	Yes–Voluntary
If training is mandatory, who must participate?	N/A
If training is voluntary, which of the following incentives are offered?	
• Defense in dram shop liability lawsuits	No
• Discounts in dram shop liability insurance, license fees, or other	No
• Mitigation of fines or other administrative penalties for sales to minors or intoxicated persons	Yes
• Protection against license revocation for sales to minors or sales to intoxicated persons	Yes
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?	Not specified
Notes: The mitigation of penalties incentive does not apply if a sale is made to a minor under the age of 18.	

Minimum Ages for Sellers of Alcohol – Off-Premises (i.e., Liquor Stores)	
What is the minimum age requirement for off-premises retail establishments?	
Beer	16
Wine	16
Spirits	18
Does a manager or supervisor have to be present?	No

Minimum Age for Alcohol Servers and Bartenders – On-Premises (i.e., Restaurants and Bars)	
What is the minimum age requirement for servers in on-premises establishments?	
Beer	18
Wine	18
Spirits	18
What is the minimum age requirement for bartenders in on-premises establishments?	
Beer	18

Wine	18
Spirits	18
Does a manager or supervisor have to be present?	No

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

Dram Shop Liability

Does a statute create dram shop liability?	Yes
Does the statute limit damages that may be recovered?	No
Does the statute limit who may be sued?	Yes (Retailers that furnish alcohol for off-premises consumption are exempt.)
Does the statute limit elements or standards of proof?	Yes (Retailer should have known that minor was intoxicated or was going to become intoxicated.)
Does common law dram shop liability exist?	No

Social Host Liability

Does a statute create social host liability?	Yes
Does the statute limit damages that may be recovered?	No
Does the statute limit who may be sued?	No
Does the statute limit elements or standards of proof?	Yes (Social host should have known that minor was intoxicated or was going to become intoxicated.)
Does common law social host liability exist?	No

Prohibitions Against Hosting Underage Drinking Parties

Does a statute prohibit hosting underage drinking parties?	Yes
Is the statute specific to underage parties, or a general prohibition against permitting underage drinking on the property?	General
What action by underage guest triggers a violation?	Possession/Consumption
Property type covered by the law?	Residential/Outdoor/Other
What level of knowledge by the host is required?	Knowledge: Host must have actual knowledge of party

Does host's preventive action protect him/her from being held liable?	No
Are there any exceptions for underage guests?	Yes – Family members
Notes: Iowa's social host statute only applies to possession or consumption by persons under the age of 18. This law does not apply to a landlord or manager of the property.	

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

Direct Shipments/Sales	
May alcohol producers ship directly to consumers?	Yes
What alcohol types may be shipped?	Wine
Must purchaser make mandatory trip to producer before delivery is authorized?	No
Age verification requirements	
Must the producer/shipper verify purchaser's age before sale?	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?	No
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

Keg Registration	
How is a keg defined (in gallons)?	Equal to or more than 5.00
Prohibitions	
Is it illegal to possess an unregistered or unlabeled keg and if so, what is the penalty?	No
Is it illegal to destroy the label on a keg, and if so, what is the penalty?	Yes (Maximum fine/jail, \$625/30 days)
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?	Yes, passive (requires no action by purchaser)

Is a deposit required?	No
Does law cover disposable kegs?	Yes

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

High-Proof Grain Alcohol Beverages	
Are there restrictions on the sale of high-proof grain alcohol beverages?	No. However, this state is a control state, and control states may impose additional restrictions on the sale of products that are not reflected in statute or regulation.
Are restrictions based on Alcohol by Volume (ABV)?	N/A
Are there exceptions to restrictions?	N/A

Laws Affecting Alcohol Pricing

Alcohol Taxes	
Beer	
Control system for beer?	No
Specific excise tax per gallon for 5% alcohol beer	\$0.19
Ad valorem excise tax (for on-premises sales) on total receipts for 5% alcohol beer	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
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 5% alcohol beer	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
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 3.2 – 6% alcohol beer if applicable	
Wine	
Control system for wine?	No
Specific excise tax per gallon for 12% alcohol wine	\$1.75

Ad valorem excise tax (for on-premises sales) on total receipts for 12% alcohol wine	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
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 12% alcohol wine	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
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 6 – 14% alcohol wine if applicable	
Spirits	
Control system for spirits?	Yes
Specific excise tax per gallon for 40% alcohol spirits	N/A
Ad valorem excise tax (for on-premises sales) on total receipts for 40% alcohol spirits	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
If retail tax rate applies, is there an exemption from general sales tax?	N/A
<ul style="list-style-type: none"> General sales tax rate 	N/A
<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) 	N/A
Ad valorem excise tax (for off-premises sales) on total receipts for 40% alcohol spirits	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
If retail tax rate applies, is there an exemption from general sales tax?	N/A
<ul style="list-style-type: none"> General sales tax rate 	N/A
<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) 	N/A
Additional taxes for 15 – 50% alcohol spirits if applicable	
Low-Price, High-Volume Drink Specials	
Are on-premises retailers prohibited from offering the following types of drink specials?	
Free beverages	No
Multiple servings at one time	No

Multiple servings for same price as single serving	No
Reduced price for a specified day or time (i.e., happy hours)	No
Unlimited beverages for fixed price	No
Increased volume without increase in price	No

Wholesaler Pricing Restrictions	
Beer	
Are volume discounts to retailers allowed?	No law
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?	No law
Must wholesalers establish a minimum markup or maximum discount for each product sold to retailers?	No law
Must wholesalers publicly post and hold (i.e., not reduce) prices for a set period of time?	Post and Hold (30 days)
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	Yes (30 days)
Spirits	
Are volume discounts to retailers allowed?	N/A
Must wholesalers establish a minimum markup or maximum discount for each product sold to retailers?	N/A
Must wholesalers publicly post and hold (i.e., not reduce) prices for a set period of time?	N/A
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	N/A

Iowa State Survey Responses

State Agency Information

Agency with primary responsibility for enforcing underage drinking laws:

The Iowa State Patrol within the Iowa Department of Public Safety is the agency primarily responsible for statewide enforcement of underage drinking laws. The Iowa State Patrol works closely with local law enforcement agencies to conduct projects involving underage drinking.

Enforcement Strategies

State law enforcement agencies use:

Cops in Shops	Yes
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	Yes

Local law enforcement agencies use:

Cops in Shops	Yes
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	Yes

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

Yes

Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors

The Iowa Alcoholic Beverages Division issues Wine Direct Shipper Permits and Wine Carrier Permits
Don't know

Such laws are also enforced by local law enforcement agencies

Don't know

Enforcement Statistics

State collects data on the number of minors found in possession

Yes

Number of minors found in possession¹ by state law enforcement agencies

No data

Number pertains to the 12 months ending

No data

Data include arrests/citations issued by local law enforcement agencies

No data

State conducts underage compliance checks/decoy operations² to determine whether alcohol retailers are complying with laws prohibiting sales to minors

Yes

Data are collected on these activities

No

Number of retail licensees in state³

9,200

Number of licensees checked for compliance by state agencies

Not applicable

(including random checks)

Number of licensees that failed state compliance checks

Not applicable

Numbers pertain to the 12 months ending

Not applicable

Compliance checks/decoy operations conducted at on-sale, off-sale, or both retail establishments

Not applicable

*State conducts **random** underage compliance checks/decoy operations*

Not applicable

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

Not applicable

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

Not applicable

Local agencies conduct underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors

Yes

Data are collected on these activities

No

Number of licensees checked for compliance by local agencies

Not applicable

Number of licensees that failed local compliance checks

Not applicable

Numbers pertain to the 12 months ending

Not applicable

Sanctions

State collects data on fines imposed on retail establishments that furnish to minors

Yes

Number of fines imposed by the state⁴

39

Total amount in fines across all licensees	\$20,000
Smallest fine imposed	\$500
Largest fine imposed	\$1,500
Numbers pertain to the 12 months ending	05/14/2019
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing to minors</i>	Yes
Number of suspensions imposed by the state ⁵	83
Total days of suspensions across all licensees	Unable to quantify at this time
Shortest period of suspension imposed (in days)	30 days
Longest period of suspension imposed (in days)	30 days
Numbers pertain to the 12 months ending	05/14/2019
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing to minors</i>	Yes
Number of license revocations imposed ⁶	No data
Numbers pertain to the 12 months ending	No data

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

Iowa Department of Commerce, Alcoholic Beverages Division, Iowa Program for Alcohol Compliance Training (I-PACT)

Number of youth served	No data
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	No
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	https://abd.iowa.gov/education/i-pact

Program Description: Iowa Department of Commerce, Alcoholic Beverages Division, Iowa Program for Alcohol Compliance Training (I-PACT) has been available online since February 2012. The core objective of the program is to prevent illegal sales of alcohol by educating sellers and servers on current state liquor laws as outlined in Iowa Code 123. The overall goal of I-PACT is increased voluntary compliance with the state's alcohol laws through education prior to penalty. During fiscal year 2018 (FY18), 21,614 individuals were certified.

Iowa Department of Education: PRIME for Life Operating While Intoxicated (OWI) Program

Number of youth served	No data
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	No
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	https://educateiowa.gov/adult-career-and-community-college/owi-education

Program Description: PRIME for Life is an alcohol and drug prevention program designed to challenge common beliefs and attitudes that directly contribute to high-risk alcohol and other drug use. This state-mandated program is required for all individuals (regardless of age) convicted of operating while intoxicated (OWI) in Iowa. Program

goals are to reduce the risk for health problems and impairment. PRIME for Life's intervention component focuses on a self-assessment to help people understand and accept the need for change. PRIME for Life is recognized as an evidence-based program. During FY18, 11,237 participants attended PRIME for Life courses from one of the 101 agencies that offer the program throughout the state. Participants 20 years old or younger are included in this total, but data on this specific age group was not readily available. The program is for offenders only; parents and caregivers are not included.

Youth Diversion Programs

Number of youth served	218
Number of parents served	24
Number of caregivers served	No data
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	http://idph.iowa.gov/substance-abuse/comprehensive-prevention

Program Description: The Iowa Department of Public Health (IDPH) funds 18 community-based agencies for 23 service areas, which collectively cover all 99 Iowa counties. Contracts are funded by the prevention portion of the Substance Abuse Prevention and Treatment (SAPT) Block Grant and some state appropriations. Among services provided are diversion programs in many of the 23 service areas. A diversion program is for youth who have received a minor-in-possession charge or other alcohol offense (except OWI). If the youth successfully completes the program, he or she may be diverted from the court system. These programs have different names, such as Prime for Life, Rethinking Drinking, or Juvenile Education Group (JEG), and vary somewhat as to the number of sessions and whether a parent or guardian is required to attend. During FY18, 218 youth and 24 caregivers participated in diversion programming.

Youth Substance Abuse Prevention Services Grant

Number of youth served	1,772
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	http://idph.iowa.gov/substance-abuse/programs/youth-services

Program Description: IDPH receives state appropriations to fund contracts to support 15 agencies focused on youth mentoring and youth development services. The program supports the state's goals of primary prevention of the use and abuse of alcohol, tobacco, and other drugs (ATOD). The mentoring component of the grant focuses on establishing or sustaining mentoring programs that promote relationship-building and social skills development, using elements of effective practice as established by the National Mentoring Partnership, and promoting a positive perception of caring adults in the community. The youth development component of the grant focuses on providing evidence-based substance abuse prevention programming for youth (ages 5–18) that includes out-of-school activities and opportunities for character and youth development, leadership, and community service. The youth development approach focuses on the developmental experiences shown to promote a healthy transition to adulthood. During FY18, 1,772 youth were served.

Alcohol Prevention Education Programs

Number of youth served	59,790
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	http://idph.iowa.gov/substance-abuse/comprehensive-prevention

Program Description: Through the SAPT Block Grant, IDPH funds contracts that collectively cover all 99 Iowa counties. In FY18, some state funds and other funds from fees were included in the contracts. One of the primary services provided is ATOD education programs in school and community settings. Many are small-group, recurring-service (multiple session), evidence-based programs, including LifeSkills Training, Project ALERT, Project Towards No Drug Abuse, All Stars, and Too Good For Drugs. Other prevention strategies are included under this funding as well. For all funding combined, 59,790 youths were served in FY18.

Community Coalition Grant

Number of youth served	No data
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	No
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	http://idph.iowa.gov/substance-abuse/community-coalition

Program Description: This IDPH grant program funds community coalitions to provide environmental substance abuse prevention strategies to reduce underage use of alcohol in communities. Coalitions can receive up to \$10,000. Grant funds come from state appropriations and cover a 1-year timeframe. In Iowa’s FY18, 8 coalitions were funded by IDPH. No numbers of youth or adults served were required in the year-end report.

Partnerships for Success Grant

Number of youth served	1,246
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	http://idph.iowa.gov/substance-abuse/programs/ipfs

Program Description: IDPH received the SAMHSA-funded Partnerships for Success (PFS) grant in 2014. The 5-year grant is designed to address 2 of the nation’s top substance abuse prevention priorities, including underage drinking among persons ages 12-20 and prescription drug misuse and abuse among persons ages 12-25. The PFS grant also is intended to bring SAMHSA’s Strategic Prevention Framework (SPF) to a national scale. Iowa’s 2 data-driven grant priorities include underage drinking and youth binge drinking. The implementation of environmental (estimation of 31,995 reached) and individual strategies (1,246 served through programming) continued within 12 highest need counties during FY18.

Drug Abuse Resistance Education (D.A.R.E.) Iowa

Number of youth served	11,000
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	Yes
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	http://www.dareiowa.org/home.html

Program Description: The mission of Drug Abuse Resistance Education (D.A.R.E.) Iowa is to improve the quality of life for youth by helping them avoid harmful choices. D.A.R.E. develops and coordinates the resources and training necessary for local D.A.R.E. officers, schools, and communities to effectively provide D.A.R.E. instruction to the young people of Iowa. The program has been in Iowa since 1988 and currently has about 72 agencies and approximately 95 instructors serving 136 school districts and 224 schools. The Governor’s Office of Drug Control Policy provides student education materials for statewide use by certified D.A.R.E. instructors who teach substance abuse prevention techniques and resistance skills. During FY18, 11,000 youth were served.

Additional Underage Drinking Prevention Programs Operated or Funded by the State**Program description:** No data**Additional Clarification**

No data

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: IDPH has provided training and resources to the Meskwaki Nation (Sac and Fox Tribe of the Mississippi). The tribe has a small prevention team that has been able to access trainings hosted by IDPH, such as Substance Abuse Prevention Skills Training and Prevention Ethics. We have also recommended the tribe receive a stipend from SAMHSA to host a Town Hall Meeting on underage drinking.	
<i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i>	Yes
Description of program: IDPH has funded local implementation of the "alcohol advertising restriction in public places" environmental strategy through the Partnerships for Success and Substance Abuse Block Grant.	
<i>State collaborates with/participates in media campaigns to prevent underage drinking</i>	Yes
Federal campaigns: Talk. They Hear You.	Yes
Regional and local media campaigns: What Do You Throw Away; Parents Who Host, Lose the Most	Yes
Local school district efforts:	No
Other:	No
<i>State collaborates with/participates in SAMHSA's national media campaign, "Talk. They Hear You."</i>	Yes
State officially endorses TTHY efforts	Yes
State commits state resources for TTHY	Yes
State forwards TTHY materials to local areas	Yes
Other:	No
<i>State procures funding for TTHY</i>	Yes
Pro bono	No
Donated air time	No
Earned media	Yes
Other: Use of state funding to support this campaign	Yes
<i>State has adopted or developed best practice standards for underage drinking prevention programs</i>	Yes
Agencies/organizations that established best practices standards:	
Federal agency(ies): SAMHSA	Yes
Agency(ies) within your state: IDPH - Evidence-Based Practices Workgroup	Yes
Nongovernmental agency(ies):	No
Other:	No
Best practice standards description: Best practice standards relate specifically to selecting and implementing evidence-based interventions following the SPF process.	
SPF definitions of "evidence-based" include interventions in one or more of the following 3 categories: (a) included in federal registries, (b) reported (with positive effects on the primary targeted outcome) in peer-reviewed journals, or (c) documented effectiveness supported by other sources of information and the consensus judgment of informed experts as specified in the SAMHSA Center for Substance Abuse Prevention (CSAP) guidance document, "Identifying and Selecting Evidence-Based Interventions."	

Additional Clarification

The IDPH-sponsored Evidence-Based Practice Workgroup, a subcommittee of the SPF-SIG Advisory Council, recommended that the Council adopt the SAMHSA CSAP guidance document cited above to define evidence-based interventions. The Council supported the recommendation. Now that the SPF-SIG project has been completed,

IDPH has recognized the value of this guidance and is continuing with the same best practice standards description for all IDPH substance abuse prevention grants.

State Interagency Collaboration

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

Committee contact information:

Name: Angie Asa-Lovestad
 Email: kossuthconnections@gmail.com
 Address: 2300 River Road, Algona, IA 50511
 Phone: 515-320-0585

Agencies/organizations represented on the committee:

- Iowa Department of Public Health, Division of Behavioral Health
- Iowa Department of Commerce, Alcoholic Beverages Division
- Iowa Department of Human Rights, Division of Criminal Juvenile Justice Planning
- Iowa Department of Public Safety, Governor's Traffic Safety Bureau
- Iowa National Guard
- Iowa Consortium for Substance Abuse Research and Evaluation, University of Iowa
- Alliance of Coalitions for Change (AC4C)
- Iowa Behavioral Health Association
- Partnerships in Prevention Science Institute (PROSPER) at Iowa State University
- Iowa Substance Abuse Supervisors Association
- Community-based prevention agencies
- Community college
- Law enforcement agency
- Youth are involved through the State of Iowa Youth Action Committee (SIYAC)

A website or other public source exists to describe committee activities Yes
 URL or other means of access: <https://idph.iowa.gov/substance-abuse/programs/ipfs/advisory-council>

Underage Drinking Reports

State has prepared a plan for preventing underage drinking in the last 3 years Yes

Prepared by: IDPH in collaboration with the State Advisory Council and other interested stakeholders.

Plan can be accessed via:

<http://idph.iowa.gov/Portals/1/userfiles/55/IDPH%20Substance%20Abuse%20Prevention%20Strategic%20Plan%20%28Final%29%202.pdf>

State has prepared a report on preventing underage drinking in the last 3 years No

Prepared by: Not applicable

Report can be accessed via: Not applicable

Additional Clarification

The previous state-level Underage Drinking Task Force voted to combine with the SPF-SIG Advisory Council (at least for the remainder of the SPF-SIG Project period, which was extended until January 31, 2015). Representation on the two groups had started to overlap. The same is now true for the Iowa PFS/Prevention Partnerships Advisory Council. The Iowa Governor's Office of Drug Control Policy produces the Iowa Drug Control Strategy as a required annual report to the legislature and the general public. The strategy describes substance abuse and related issues and includes underage alcohol use, but it does not report separately about underage drinking services. The State Epidemiological Workgroup produces an Epidemiological Profile every 2 years that includes data about underage alcohol use, but it does not include services data.

State Expenditures for the Prevention of Underage Drinking

Compliance checks in retail outlets:

Estimate of state funds expended Data not available

Estimate based on the 12 months ending Data not available

Checkpoints and saturation patrols:

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: Fees generated from Sunday beer and liquor permits fund the IDPH Community Coalitions contracts and a portion of the Comprehensive Substance Abuse Prevention contracts (predominately funded by the SAPT Block Grant).	
Estimate of state funds expended:	\$363,918
Estimate based on the 12 months ending:	06/30/2018

Funds Dedicated to Underage Drinking

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

Taxes	No
Fines	No
Fees	Yes
Other: Not applicable	No

Description of funding streams and how they are used:

Some IDPH prevention contracts are funded by fees generated from Sunday beer and liquor permits.

Additional Clarification

The Governor's Office of Drug Control Policy produces the Iowa Drug Control Strategy as a required annual report to the legislature and the general public. The Strategy describes funding, but allocations are not broken out specifically for underage drinking services. The Strategy is available at <https://odcp.iowa.gov/strategy>.

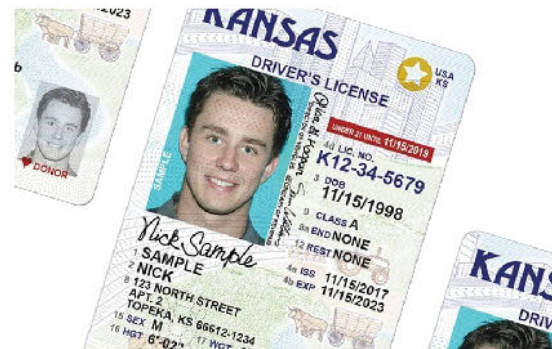
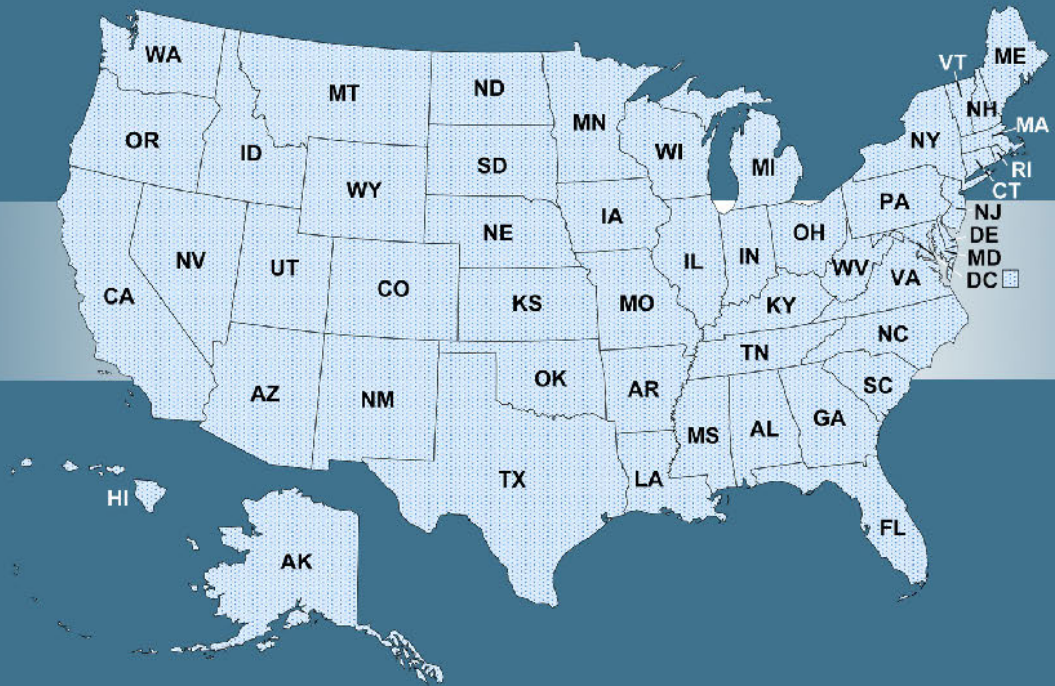


SAMHSA
Substance Abuse and Mental Health
Services Administration

KANSAS STATE REPORT

Underage Drinking Prevention and Enforcement

2020



SAMHSA
Substance Abuse and Mental Health
Services Administration

This *State Report* is required by the Sober Truth on Preventing (STOP) Underage Drinking Act (Pub. L. 109-422), which was enacted by Congress in 2006 and reauthorized in December 2016 as part of the 21st Century Cures Act (Pub. L. 114-255). The STOP Act requires an annual report “on each State’s performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking.” As directed by the STOP Act, the *State Reports* were prepared by the Interagency Coordinating Committee on the Prevention of Underage Drinking (ICCPUD), which is chaired by the Assistant Secretary for Mental Health and Substance Use, U.S. Department of Health and Human Services (HHS).

Time Period Covered by this *State Report*: This *State Report* primarily includes data from calendar year 2019. Regional and state profile data were drawn from the most recently available federal survey data as of 2018. State legal data reflect the status of the law as of January 1, 2019. State survey data, collected in 2019, 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 2015 through 2018 National Surveys on Drug Use and Health (NSDUH), SAMHSA’s Center for Behavioral Health Statistics and Quality (CBHSQ), and the NSDUH special data analysis (2018). Confidence intervals for these estimates are available from CBHSQ’s Division of Surveillance and Data Collection on request. The Centers for Disease Control and Prevention’s Alcohol-Related Disease Impact (ARDI) application served as the resource for data about alcohol-attributable deaths from 2006–10 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 2018 data used to present statistics about fatalities among 15-to 20-year-old drivers.

Recommended Citation: U.S. Department of Health and Human Services (HHS), Substance Abuse and Mental Health Services Administration (SAMHSA; 2020). *2020 Kansas State Report – Underage Drinking Prevention and Enforcement*. Rockville, MD: SAMHSA.

Staff Chair and Point of Contact, ICCPUD:

Robert M. Vincent, MS.Ed

Public Health Analyst

SAMHSA’s Center for Substance Abuse Prevention (CSAP)

Division of Systems Development

Phone: (240) 276-1582

Email: Robert.Vincent@samhsa.hhs.gov

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

Stephanie Rhinehart

Prevention Program Manager

Kansas Department for Aging and Disability Services (KDADS)

Phone: (785) 368-7429

Email: Stephanie.Rhinehart@ks.gov



Kansas

State Population: 2,911,510

Population Ages 12–20: 369,700

Past-Month Alcohol Use Among 12- to 20-Year-Olds	
Ages 12–20	
Past-Month Alcohol Use – Number (Percentage)	75,400 (20.4%)
Past-Month Binge Alcohol Use – Number (Percentage)	49,400 (13.4%)
Ages 12–14	
Past-Month Alcohol Use – Number (Percentage)	2,700 (2.4%)
Past-Month Binge Alcohol Use – Number (Percentage)	1,500 (1.3%)
Ages 15–17	
Past-Month Alcohol Use – Number (Percentage)	22,900 (18.4%)
Past-Month Binge Alcohol Use – Number (Percentage)	14,900 (12.0%)
Ages 18–20	
Past-Month Alcohol Use – Number (Percentage)	49,800 (37.7%)
Past-Month Binge Alcohol Use – Number (Percentage)	33,000 (24.9%)
Alcohol-Attributable Deaths and Years of Potential Life Lost Under the Age of 21	
Alcohol-Attributable Deaths (under 21)	41
Years of Potential Life Lost (under 21)	2,459
Fatal Crashes Involving a 15- to 20-Year-Old Driver With Blood Alcohol Concentration (BAC) > 0.01% ¹	
Number of Fatalities Involving 15- to 20-Year-Old Driver With BAC > 0.01%	10
Percentage of All Fatal Crashes Involving a 15- to 20-Year-Old Driver	13%

¹ Alcohol-related fatalities are estimates derived from a sophisticated statistical procedure. The estimates are rounded to the nearest whole number, however, percentages as displayed are calculated from the unrounded estimates and may not equal those calculated from the rounded estimates. Totals may not equal the sum of components due to independent rounding.

Behavioral Health System Overview²

In July of 2012, several state agencies in Kansas were reorganized. The mental health and addictions-prevention and treatment programs, previously administered by the Kansas Department of Social and Rehabilitation Services, were moved into the newly formed Kansas Department for Aging and Disability Services (KDADS). These programs became part of the agency's Community Services and Programs Commission, which administered both behavioral health and home- and community-based services. In June of 2015, a separate Behavioral Health (BH) Commission was established, and a Commissioner was appointed to oversee management of the BH services provided by the state. The state's two psychiatric hospitals were situated under the BH Commission as well.

The Director of Behavioral Health Services reports to the Commissioner for BH. The Behavioral Health Services Director is designated as the State Mental Health Authority (SMHA) and supervises the majority of the BH staff. The Block Grant Manager is the Single State Authority (SSA) for community mental health services (MHS), substance abuse prevention (SAP), and substance abuse treatment (SAT).

Five BH staff oversee SAT programs; six oversee SAP programs; and 11 oversee MHS programs (three of which focus on programs for children and adolescents). In 2016, KDADS staff responsible for licensing and certifying MH services and SAT providers moved from the BH Commission to the newly established KDADS Commission on Survey, Certification and Credentialing. This reorganization has enabled BH staff to focus on program planning and management rather than the enforcement of regulations, which is now the work of staff on the Survey.

Children's Services

Children's Services provides for a system of integrated services that enables children to receive care for their multiple needs. Services that should be integrated into a comprehensive system of care are: social services; educational services, including services provided under the Individuals with Disabilities Education Act; juvenile justice services; substance abuse services; and health and mental health services.

One mechanism for ensuring that Kansas children receive integrated services for their multiple needs is through the Substance Abuse and Mental Health Services Administration's (SAMHSA)-funded System of Care for Mental Health Services for Children and Their Families. The goal is to improve behavioral health outcomes for Kansas children and youth (birth-21) experiencing serious emotional disturbances (SED) and their families. Partnerships between KDADS, Wichita State University (WSU), and four local jurisdictions will, in the first year of the program, offer the following mental health services to youth to obtain the outcomes of improved behavioral health status and functionality of participants: (1) diagnostic and evaluation services; (2) outpatient services; (3) 24-hour emergency services; (4) intensive home-based services for

² Extracted from fiscal year (FY) 2018/2019 – (Kansas) State Behavioral Health Assessment and Plan, Substance Abuse Prevention and Treatment Block Grant (SABG), Center for Substance Abuse Prevention (CSAP), Division of State Programs, Center for Substance Abuse Treatment, Division of State and Community Assistance: Planning Step One. Assess the strengths and needs of the service system to address the specific populations.

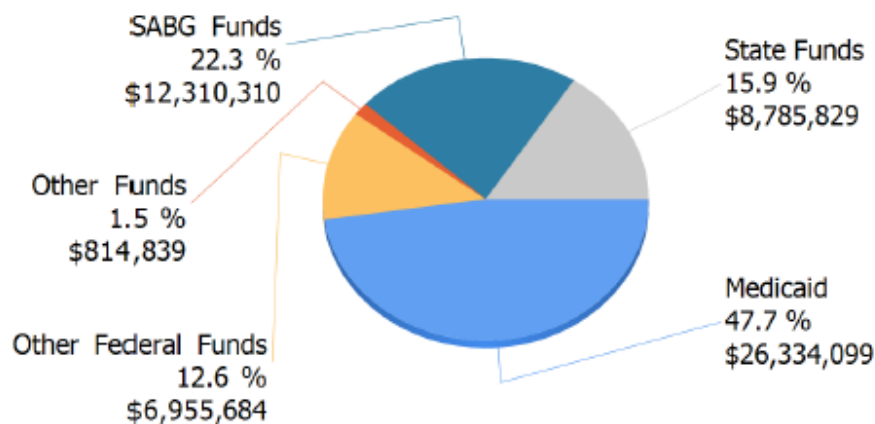
the children and their families when the child is at risk of out-of-home placement; (5) intensive day treatment services; (6) respite care; (7) therapeutic foster care services, services in therapeutic foster family homes or individual therapeutic residential homes, and group homes caring for not more than ten children; (8) assisting the child in making the transition from services received as a child to the services to be received as an adult; and (9) other recovery support services (e.g., supported employment) and focus efforts to provide early treatment for those youth with early onset of SED/SMI to children and youth.

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 SAMHSA. Exhibit 1 shows the sources that Kansas used for expenditures on substance abuse prevention and treatment in 2019. As indicated, Medicaid funds and SABG funds account for the largest sources (47.7 percent and 22.3 percent, respectively).³

States submit Behavioral Assessment and Plan reports that include their priorities for use of SABG funds, as well as planned expenditures. For FY 2018–2019, Kansas designated reducing alcohol consumption among students in grades 6, 8, 10, and 12 as priority number four for use of SABG funds.⁴

Exhibit 1: Sources of Kansas' 2019 Expenditures for Substance Abuse Prevention and Treatment



³ WebBGAS State Profile, 2019 SABG and MHBG Reports – Kansas 2019.

⁴ FY 2018/2019 – (Kansas) 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.

State Performance: Laws, Enforcement, and Programs

As mandated by the STOP Act, this report details Kansas' 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 26 underage drinking prevention policies have been identified as best practices (or as promising practices suitable for ongoing evaluation) and fall into four categories:

1. Laws addressing minors in possession of alcohol;
2. Laws targeting underage drinking and driving;
3. Laws targeting alcohol suppliers; and
4. Laws affecting alcohol pricing.

STOP Act State Survey Data: The STOP Act requires annual reporting of data from the 50 states and the District of Columbia on their performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking. Administered since 2011, the STOP Act State Survey collects data on the following topics:

1. Enforcement programs to promote compliance with underage drinking laws and regulations.
2. Programs targeted to youth, parents, and caregivers to deter underage drinking.
3. State interagency collaborations to implement prevention programs, best-practice standards, collaborations with tribal governments, and participation in underage drinking media campaigns.
4. State expenditures on the prevention of underage drinking.

Laws Addressing Minors in Possession of Alcohol

Underage-Possession	
Is underage possession of alcoholic beverages prohibited?	Yes
Are there exceptions based on family relationships?	
• Is possession allowed if parent or guardian is present or consents?	No
• Is possession allowed if spouse is present or consents?	No
Is there an exception based on location?	No
Notes: Kansas has an exception permitting persons under 21 years of age to possess alcohol but the exception only applies to cereal malt beverages (defined as any fermented but undistilled liquor brewed or made from malt or from a mixture of malt or malt substitute, but not including any such liquor which is more than 3.2% ABW).	

Underage-Consumption	
Is underage consumption of alcoholic beverages prohibited?	Yes
Are there exceptions based on family relationships?	
• Is consumption allowed if the parent or guardian is present or consents?	No
• Is consumption allowed if the spouse is present or consents?	No
Is there an exception based on location?	No
Notes: Kansas has an exception permitting persons under 21 years of age to consume alcohol but the exception applies only to cereal malt beverages (defined as any fermented but undistilled liquor brewed or made from malt or from a mixture of malt or malt substitute, but not including any such liquor which is more than 3.2% ABW).	

Underage-Internal Possession	
Is underage internal possession of alcoholic beverages prohibited?	Yes
Are there exceptions based on family relationships?	
• Is internal possession allowed if the parent or guardian is present or consents?	No
• Is internal possession allowed if the spouse is present or consents?	No
Is there an exception based on location?	No
Notes: Kansas has an exception permitting persons under 21 years of age to possess or consume alcohol but the exception applies only to cereal malt beverages (defined as any fermented but undistilled liquor brewed or made from malt or from a mixture of malt or malt substitute, but not including any such liquor which is more than 3.2 percent ABW).	

Underage-Purchase and Attempted Purchase	
Is the purchase of alcoholic beverages prohibited?	Yes
May youth purchase for law enforcement purposes?	Yes

Underage-False Identification for Obtaining Alcohol	
Provisions Targeting Minors	
Is the use of false identification (ID) prohibited?	Yes
Does the use of a false ID result in minor's driver's license suspension?	No

Provisions Targeting Suppliers	
Is the lending or transferring or selling of a false ID prohibited?	Yes
Is the production of a false ID in the context of underage alcohol sales specifically prohibited?	No
Retailer Support Provisions	
Is there an incentive for the retailer to use electronic scanners for information digitally encoded on valid IDs?	No
Are state driver's licenses for persons under 21 easily distinguishable from licenses for persons 21 and over?	Yes
May retailers 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 a retailer detain a minor who used a false ID?	No

Laws Targeting Underage Drinking and Driving

Youth Blood Alcohol Concentration Limits (Underage Operators of Noncommercial Motor Vehicles)	
What is the maximum blood alcohol concentration (BAC) limit for an underage driver of a motor vehicle?	0.02%
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?	Not specified
What is the maximum age to which the limit applies?	21
Loss of Driving Privileges for Alcohol Violations by Minors ("Use/Lose" Laws)	
Is there a "use/lose" law that suspends or revokes a minor's driving privileges for alcohol violations?	Yes
What types of violation lead to license suspension or revocation?	
<ul style="list-style-type: none"> Purchase of alcohol 	Yes
<ul style="list-style-type: none"> Possession of alcohol 	Yes
<ul style="list-style-type: none"> 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	30
Maximum number of days	30

Graduated Driver's Licenses	
Learner Stage	
What is the minimum age for permit to drive with parents, guardians, or other adults (other than instructors)?	14

What is the minimum number of months driver must hold learner permit before advancing to intermediate stage?	12
What is the minimum number of hours of driving with parents, guardians, or adults before advancing to intermediate stage?	50 (10 of which must be at night)
Intermediate Stage	
What is the minimum age for driving without adult supervision?	16
For night driving, when does adult supervision requirement begin?	9:00 PM
Can law enforcement stop a driver for night driving violation as a primary offense?	Yes, officer may stop driver for night driving violation
Are there restrictions on passengers?	Yes, no more than one passenger under 18 who is not an immediate family member
Can law enforcement stop driver for violation of passenger restrictions as a primary offense?	Yes, officer may stop driver for passenger restrictions violation
License Stage	
What is the minimum age for full license privileges and lifting of restrictions?	16 years, 6 months
Notes: Kansas has a "restricted license" which allows unsupervised 15-year-olds to drive to and from school or work using the most direct route possible. They must have completed driver's education, held an instruction permit for 12 months, completed 25 hours of supervised driving with an additional 25 hours of driving prior to age 16, and obtained parental consent. They must not operate the vehicle with non-sibling minor passengers.	

Laws Targeting Alcohol Suppliers

Furnishing Alcohol to Minors	
Is furnishing of alcoholic beverages to minors prohibited?	Yes
Are there exceptions based on family relationships?	
• Is furnishing allowed if the parent or guardian supplies the alcohol?	No
• Is furnishing allowed if the spouse supplies the alcohol?	No
Is there an exception based on location?	No
Affirmative Defense for Sellers and Licensees	
Does law require seller/licensee to be exonerated of furnishing to a minor if the minor has not been charged?	No
Notes: Kansas has an exception permitting the furnishing by a parent or legal guardian to a child or ward but the exception only applies to cereal malt beverages (defined as any fermented but undistilled liquor brewed or made from malt or from a mixture of malt or malt substitute, but not including any liquor which is more than 3.2 percent ABW).	
Compliance Check Protocols	
Does the state have a written protocol for when an underage decoy is used in compliance checks?	No data

What is the minimum age a decoy may be to participate in a compliance check?	N/A
What is the maximum age a decoy may be to participate in a compliance check?	N/A
Are there appearance requirements for the decoy?	N/A
Does decoy carry ID during compliance check?	N/A
May decoy verbally exaggerate his or her actual age?	N/A
Is decoy training mandated, recommended, prohibited, or not specified?	N/A

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?	Not specified
What is the penalty for the first offense?	\$500 per minor
What is the penalty for the second offense?	\$750 per minor
What is the penalty for the third offense?	\$1000 per minor
What is the penalty for the fourth offense?	\$1000 per minor and suspension of two weekend days (Friday and Saturday)
Notes: Penalties may vary based on aggravating or mitigating circumstances.	

Responsible Beverage Service (RBS)	
Is there a state law pertaining to Beverage Service Training?	No law
If training is mandatory, who must participate?	N/A
If training is voluntary, which of the following incentives are offered?	
• Defense in dram shop liability lawsuits	N/A
• Discounts in dram shop liability insurance, license fees, or other	N/A
• Mitigation of fines or other administrative penalties for sales to minors or intoxicated persons	N/A
• Protection against license revocation for sales to minors or sales to intoxicated persons	N/A
Does the RBS law apply to on-premises establishments (such as bars and restaurants) or off-premises establishments (such as liquor stores)?	N/A
Does the RBS law apply to new or existing licensees?	N/A

Minimum Ages for Sellers of Alcohol – Off-Premises (i.e., Liquor Stores)	
What is the minimum age requirement for off-premises retail establishments?	
Beer	21
Wine	21
Spirits	21
Does a manager or supervisor have to be present?	No

Notes: Although employees must be at least 21 years of age to sell alcoholic liquors at off-sale establishments, employees who are at least 18 years of age may sell cereal malt beverages (defined as containing not more than 3.2% alcohol by weight) if the licensee's place of business is licensed only to sell cereal malt beverages at retail in original and unopened containers and not for consumption on the premises.

Minimum Age for Alcohol Servers and Bartenders – On-Premises (i.e., Restaurants and Bars)	
What is the minimum age requirement for servers in on-premises establishments?	
Beer	18
Wine	18
Spirits	18
What is the minimum age requirement for bartenders in on-premises establishments?	
Beer	21
Wine	21
Spirits	21
Does a manager or supervisor have to be present?	Yes

Distance Limitations Applied to New Alcohol Outlets Near Universities, Colleges, and Primary and Secondary Schools	
Colleges and Universities	
Is there a distance requirement for off-premises outlets (i.e., liquor stores)?	Yes, within 200 feet.
Is there a distance requirement for on-premises outlets (i.e., restaurants and bars)?	No
To which alcohol products does requirement apply?	Beer, Wine, Spirits
Notes: A city may, by ordinance, waive restriction for licensed premises located within a core commercial district as defined by Kan. Stat. Ann. § 12-17,122.	
Primary and Secondary Schools	
Is there a distance requirement for off-premises outlets (i.e., liquor stores)?	Yes, within 200 feet.
Is there a distance requirement for on-premises outlets (i.e., restaurants and bars)?	No
To which alcohol products does requirement apply?	Beer, Wine, Spirits
Notes: A city may, by ordinance, waive restriction for licensed premises located within a core commercial district as defined by Kan. Stat. Ann. § 12-17,122.	

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?	No

Social Host Liability	
Does a statute create social host liability?	No
Does the statute limit damages that may be recovered?	N/A
Does the statute limit who may be sued?	N/A
Does the statute limit elements or standards of proof?	N/A
Does common law social host liability exist?	No

Prohibitions Against Hosting Underage Drinking Parties	
Does a statute prohibit hosting underage drinking parties?	Yes
Is the statute specific to underage parties, or a general prohibition against permitting underage drinking on the property?	Specific
What action by underage guest triggers a violation?	Possession/Consumption
Property type covered by the law?	Residential/Outdoor/Other
What level of knowledge by the host is required?	Recklessness: Host must act with intentional disregard for probable consequence of actions
Does host's preventive action protect him/her from being held liable?	No
Are there any exceptions for underage guests?	Yes – Family members and residents of household
Notes: As of May 24, 2007, Kansas's "unlawful hosting" provision applies to possession or consumption by minors, which is any person under 21 years of age. Prior to May 24, 2007, Kansas's "unlawful hosting" provision only applied to possession or consumption by persons under the age of 18.	

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

Direct Shipments/Sales	
May alcohol producers ship directly to consumers?	Yes
What alcohol types may be shipped?	Wine
Must purchaser make mandatory trip to producer before delivery is authorized?	No
Age verification requirements	
Must the producer/shipper verify purchaser's age before sale?	Yes
Must the common carrier (deliverer) verify age of recipients?	No
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?	No
Shipping label requirements	
Must the label state "Package contains alcohol"?	Yes
Must the label state "Recipient must be 21 years old"?	No

Keg Registration	
How is a keg defined (in gallons)?	Equal to or more than 4.00
Prohibitions	
Is it illegal to possess an unregistered or unlabeled keg and if so, what is the penalty?	Yes (Maximum fine/jail, \$1,000/6 months)
Is it illegal to destroy the label on a keg, and if so, what is the penalty?	Yes (Maximum fine/jail, \$1,000/6 months)
What purchaser information is collected?	
Must the retailer collect the name and address?	Yes
Must the retailer collect the ID number, name and address on license or other government information?	Yes
Must the retailer collect the address at which keg will be consumed?	No
Must warning information be given to purchaser?	Not required
Is a deposit required?	No
Does law cover disposable kegs?	Yes

Home Delivery	
Is home delivery of alcohol permitted?	
Beer	No law
Wine	No law
Spirits	No law

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

Laws Affecting Alcohol Pricing

Alcohol Taxes	
Beer	
Control system for beer?	No
Specific excise tax per gallon for 5% alcohol beer	\$0.18
Ad valorem excise tax (for on-premises sales) on total receipts for 5% alcohol beer	
Wholesale tax rate (if applicable)	8.00%

Retail tax rate (if applicable)	10.00%
If retail tax rate applies, is there an exemption from general sales tax?	Yes
<ul style="list-style-type: none"> • General sales tax rate 	6.50%
<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) 	3.50%
Ad valorem excise tax (for off-premises sales) on total receipts for 5% alcohol beer	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	8.00%
If retail tax rate applies, is there an exemption from general sales tax?	Yes
<ul style="list-style-type: none"> • General sales tax rate 	6.50%
<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) 	1.50%
Additional taxes for 3.2 – 6% alcohol beer if applicable	
<p>Notes: Sales of beer containing not more than 4% alcohol by retailers holding only a cereal malt beverage (CMB) license are subject only to the applicable state and local sales tax. The 10% Liquor Drink Tax is not due on beer containing not more than 4% alcohol sold by those holding only a CMB license; however, holders of alcoholic liquor licenses must collect and remit the 10% Liquor Drink Tax on sales of beer containing not more than 4% alcohol but are not required to collect sales tax.</p>	
Wine	
Control system for wine?	No
Specific excise tax per gallon for 12% alcohol wine	\$0.30
Ad valorem excise tax (for on-premises sales) on total receipts for 12% alcohol wine	
Wholesale tax rate (if applicable)	8.00%
Retail tax rate (if applicable)	10.00%
If retail tax rate applies, is there an exemption from general sales tax?	Yes
<ul style="list-style-type: none"> • General sales tax rate 	6.50%
<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) 	3.50%
Ad valorem excise tax (for off-premises sales) on total receipts for 12% alcohol wine	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	8.00%
If retail tax rate applies, is there an exemption from general sales tax?	Yes
<ul style="list-style-type: none"> • General sales tax rate 	6.50%
<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) 	1.50%
Additional taxes for 6 – 14% alcohol wine if applicable	
Spirits	
Control system for spirits?	No

Specific excise tax per gallon for 40% alcohol spirits	\$2.50
Ad valorem excise tax (for on-premises sales) on total receipts for 40% alcohol spirits	
Wholesale tax rate (if applicable)	8.00%
Retail tax rate (if applicable)	10.00%
If retail tax rate applies, is there an exemption from general sales tax?	Yes
• General sales tax rate	6.50%
• Sales tax adjusted retail tax rate (the retail tax minus the general sales tax, where there is an exemption from the general sales tax)	3.50%
Ad valorem excise tax (for off-premises sales) on total receipts for 40% alcohol spirits	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	8.00%
If retail tax rate applies, is there an exemption from general sales tax?	Yes
• General sales tax rate	6.50%
• Sales tax adjusted retail tax rate (the retail tax minus the general sales tax, where there is an exemption from the general sales tax)	1.50%
Additional taxes for 15 – 50% alcohol spirits if applicable	

Low-Price, High-Volume Drink Specials	
Are on-premises retailers prohibited from offering the following types of drink specials?	
Free beverages	Yes
Multiple servings at one time	No
Multiple servings for same price as single serving	No
Reduced price for a specified day or time (i.e., happy hours)	No
Unlimited beverages for fixed price	Yes
Increased volume without increase in price	No

Wholesaler Pricing Restrictions	
Beer	
Are volume discounts to retailers allowed?	Banned
Must wholesalers establish a minimum markup or maximum discount for each product sold to retailers?	No law
Must wholesalers publicly post and hold (i.e., not reduce) prices for a set period of time?	No law
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	No
Wine	
Are volume discounts to retailers allowed?	Banned
Must wholesalers establish a minimum markup or maximum discount for each product sold to retailers?	No law

Must wholesalers publicly post and hold (i.e., not reduce) prices for a set period of time?	Post
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	No
Spirits	
Are volume discounts to retailers allowed?	Banned
Must wholesalers establish a minimum markup or maximum discount for each product sold to retailers?	No law
Must wholesalers publicly post and hold (i.e., not reduce) prices for a set period of time?	Post
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	No

Kansas State Survey Responses

State Agency Information

Agency with primary responsibility for enforcing underage drinking laws:

Kansas Department of Revenue, Alcoholic Beverage Control Division

Enforcement Strategies

State law enforcement agencies use:

Cops in Shops	Yes
Shoulder Tap Operations	No
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	No

Local law enforcement agencies use:

Cops in Shops	Don't know
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	Yes

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

Yes

Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors

Kansas Department of Revenue, Alcoholic Beverage Control Division

Such laws are also enforced by local law enforcement agencies

Don't know

Enforcement Statistics

State collects data on the number of minors found in possession

Yes

Number of minors found in possession¹ by state law enforcement agencies

217

Number pertains to the 12 months ending

06/30/2018

Data include arrests/citations issued by local law enforcement agencies

No

State conducts underage compliance checks/decoy operations² to determine whether alcohol retailers are complying with laws prohibiting sales to minors

Yes

Data are collected on these activities

Yes

Number of retail licensees in state³

3,430

Number of licensees checked for compliance by state agencies

900

(including random checks)

Number of licensees that failed state compliance checks

164

Numbers pertain to the 12 months ending

06/30/2018

Compliance checks/decoy operations conducted at on-sale, off-sale, or both retail establishments

Both on- and off-sale establishments

State conducts **random** underage compliance checks/decoy operations

Yes

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

390

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

81

Local agencies conduct underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors

Yes

Data are collected on these activities

Don't know

Number of licensees checked for compliance by local agencies

Don't know

Number of licensees that failed local compliance checks

Don't know

Numbers pertain to the 12 months ending

Don't know

Sanctions

State collects data on fines imposed on retail establishments that furnish to minors

Yes

Number of fines imposed by the state⁴

172

Total amount in fines across all licensees

\$112,050

Smallest fine imposed

\$250

Largest fine imposed	\$3,000
Numbers pertain to the 12 months ending	06/30/2018
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing to minors</i>	
	Yes
Number of suspensions imposed by the state ⁵	1
Total days of suspensions across all licensees	2
Shortest period of suspension imposed (in days)	2
Longest period of suspension imposed (in days)	2
Numbers pertain to the 12 months ending	06/30/2018
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing to minors</i>	
	Yes
Number of license revocations imposed ⁶	0
Numbers pertain to the 12 months ending	06/30/2018

Additional Clarification

Please contact Pam O'Neil @ 785-368-6400 with the Kansas Department of Revenue, Alcoholic Beverage Control Division, if you have questions.

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

Underage Enforcement Operations

Number of youth served	No data
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	No data
Evaluation report is available	No data
URL for evaluation report:	No data
URL for more program information:	No data

Program Description: The Kansas Alcoholic Beverage Control Division conducts underage enforcement operations at concerts, college and other public events, and clean sweeps in some counties. These operations are funded by a grant from the Kansas Department of Transportation, which distributes federal funds from the National Highway Traffic Safety Administration. Additional funding for these operations is provided by a grant from the Douglas County Citizens Committee on Alcoholism. Specific population data are not tracked.

Keep a Clear Mind

Number of youth served	95
Number of parents served	Not applicable
Number of caregivers served	Not applicable
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report:	No data
URL for more program information:	
www.keepaclearmind.com/keep_a_clear_mind.php	

Program Description: Prevention education program targeting alcohol, marijuana, and tobacco use for grades 4-6. Addresses social norms, low perceived risk of harm in the individual, family and school domains.

Alcohol Edu

Number of youth served	148
Number of parents served	Not applicable

Number of caregivers served	Not applicable
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report:	No data
URL for more program information: www.everfi.com/offerings/listing/alcoholedu-high-school	

Program Description: Prevention education program targeting alcohol for high school and college. Addresses low perceived risk of harm in the individual and school domains.

All Stars

Number of youth served	1,035
Number of parents served	Not applicable
Number of caregivers served	Not applicable
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report:	No data
URL for more program information: www.allstarsprevention.com	

Program Description: Prevention education program targeting alcohol, prescription drug use, other drug use, and marijuana use for middle school students. Addresses social norms and low perceived risk of harm in the individual and school domains.

Botvin LifeSkills

Number of youth served	417
Number of parents served	Not applicable
Number of caregivers served	Not applicable
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report:	No data
URL for more program information: www.lifeskillstraining.com	

Program Description: Prevention education program targeting alcohol, marijuana, other drug use, and tobacco for upper elementary and middle school. Addresses social norms and low perceived risk of harm in individual and school domains.

It Matters (Mass media campaign)

Number of youth served	142,305
Number of parents served	351,590
Number of caregivers served	Not applicable
Program has been evaluated	No
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information: www.itmattersks.org	

Program Description: Information dissemination strategy targeting all ages that addresses retail access of alcohol, social access, social norms, and low perceived risk of harm. Addresses school and community domain.

Keepin' It Real

Number of youth served	Not applicable
Number of parents served	Not applicable
Number of caregivers served	Not applicable
Program has been evaluated	No
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information: https://real-prevention.com/keepin-it-real/	

Program Description: Prevention education program targeting alcohol, marijuana, other drug use, and tobacco for ages 11-15. Addresses social norms, low perceived risk of harm, and other risk and protective factors in the individual and school domains.

Alcohol True Stories

Number of youth served	115
Number of parents served	Not applicable
Number of caregivers served	Not applicable
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report:	No data
URL for more program information:	
www.wordscanwork.com/products/product.html?prod=002	

Program Description: Prevention education program targeting alcohol for grades 5-12. Addresses low perceived risk of harm and social norms in the individual and school domains.

Guiding Good Choices

Number of youth served	Not applicable
Number of parents served	Not applicable
Number of caregivers served	Not applicable
Program has been evaluated	No
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	
www.channing-bete.com/prevention-programs/guiding-good-choices/guiding-good-choices.html	

Program Description: A prevention education program targeting alcohol, prescription drug use, other drug use, and marijuana use for students ages 6-17. Addresses social norms and low perceived risk of harm in individual, family, and school domains.

Active Parenting

Number of youth served	Not applicable
Number of parents served	Not applicable
Number of caregivers served	Not applicable
Program has been evaluated	No
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	
www.activeparenting.com	

Program Description: A prevention education program targeting alcohol, prescription drug use, other drug use, and marijuana use in elementary school children and parents. Addresses social norms in individual, family, and school domains.

Additional Underage Drinking Prevention Programs Operated or Funded by the State

Alcohol Literacy Challenge

Number of Youth Served: 31
 Number of Parents Served: Not applicable
 Number of Caregivers Served: Not applicable
 Program Has Been Evaluated: Yes
 Evaluation Report Is Available: Yes
 URL for Evaluation Report: No data
 URL for Program Information: www.alcoholliteracychallenge.com

Program Description: An alcohol prevention education program targeting grades 5-12, college, and parents. Addresses low perceived risk of harm and social norms in individual, family, and school domains.

Project ALERTI

Number of Youth Served: 56

Number of Parents Served: Not applicable

Number of Caregivers Served: Not applicable

Program Has Been Evaluated: Yes

Evaluation Report Is Available: Yes

URL for Evaluation Report: No data

URL for Program Information: www.projectalert.com

Program Description: Prevention education program targeting alcohol and marijuana use for middle school students. Addresses social norms and low perceived risk of harm in the individual domain.

Strengthening Families

Number of Youth Served: Not applicable

Number of Parents Served: Not applicable

Number of Caregivers Served: Not applicable

Program Has Been Evaluated: No

Evaluation Report Is Available: No

URL for Evaluation Report: Not applicable

URL for Program Information: www.strengtheningfamiliesprogram.org

Program Description: Prevention education program targeting alcohol for ages 3-16. Addresses social norms and low perceived risk of harm in the individual and family domains.

Too Good for Drugs

Number of Youth Served: 62

Number of Parents Served: Not applicable

Number of Caregivers Served: Not applicable

Program Has Been Evaluated: Yes

Evaluation Report Is Available: Yes

URL for Evaluation Report: No data

URL for Program Information: www.toogoodprograms.org

Program Description: Prevention education program that targets alcohol, tobacco, and other drug use for ages 3-12. Addresses social norms and low perceived risk of harm in the individual domain.

Additional Clarification

No data

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: Prairie Band Pottawatomie Nation is a federally recognized tribe of Neshnabé in Mayetta, Kansas. They receive federal funding through our agency to address underage drinking.

<i>State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing</i>	No
--	----

Description of program: Not applicable

<i>State collaborates with/participates in media campaigns to prevent underage drinking</i>	Yes
---	-----

Federal campaigns:	No
--------------------	----

Regional and local media campaigns:	No
-------------------------------------	----

Local school district efforts:	No
--------------------------------	----

Other: "It Matters" campaign	Yes
------------------------------	-----

<i>State collaborates with/participates in SAMHSA's national media campaign, "Talk. They Hear You."</i>	Yes
---	-----

State officially endorses TTHY efforts	Yes
--	-----

State commits state resources for TTHY	No
--	----

State forwards TTHY materials to local areas	Yes
--	-----

Other:	No
--------	----

<i>State procures funding for TTHY</i>	No
Pro bono	No
Donated air time	No
Earned media	No
Other:	No
<i>State has adopted or developed best practice standards for underage drinking prevention programs</i>	Yes
Agencies/organizations that established best practices standards:	
Federal agency(ies): SAMHSA	Yes
Agency(ies) within your state: Kansas Department for Aging and Disability Services	Yes
Nongovernmental agency(ies):	No
Other:	No
Best practice standards description: Kansas' criteria for evidence-based prevention strategy selection is listed below:	
1) Included in a federal list or registry of evidence-based intervention or strategies,	
2) Reported in a peer review journal to have produced positive results, and	
3) Documented as effective based on all 3 of the following guidelines:	
a) The intervention is based on solid theory or theoretical perspective that has validated research.	
b) The intervention is supported by a documented body of knowledge - a converging of empirical evidence of effectiveness generated from similar or related interventions that indicate effectiveness.	
c) The intervention is judged by a consensus of informed experts to be effective based on their combined knowledge of theory and their research and practice experience. Informed experts may include key community leaders and elders or other respected leaders within indigenous cultures.	
We are currently in the process of putting together a document where communities can submit their own strategy or intervention for evidence-based approval by the state.	

Additional Clarification

Because a lot of interventions are expensive, we are looking to utilize community led "train the trainers" to reduce training costs to those who want to implement strategies.

State Interagency Collaboration

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

Committee contact information:

Name: Stephanie Rhinehart
 Email: Stephanie.Rhinehart@ks.gov
 Address: 503 S Kansas Ave, Topeka, KS 66603
 Phone: 785-368-7429

Agencies/organizations represented on the committee:

Kansas Department for Aging and Disability Services
 Wichita State University/Center for Community Engagement
 Douglas County Citizens Committee on Alcoholism (DCCCA)
 Greenbush-Southeast Kansas Learning Center
 Headquarters, Inc.
 University of Kansas Center for Community and Health Development

A website or other public source exists to describe committee activities Yes
 URL or other means of access: <http://kansaspreventioncollaborative.org/>

Underage Drinking Reports

State has prepared a plan for preventing underage drinking in the last 3 years Yes
 Prepared by: Kansas Department for Aging and Disability Services and Kansas Prevention Collaborative
 Plan can be accessed via: <http://kbhid.org/> and <http://kctcdata.org>

State has prepared a report on preventing underage drinking in the last 3 years Yes
 Prepared by: Kansas Department for Aging and Disability Services and Kansas Prevention Collaborative
 Report can be accessed via: <http://kctcdata.org>

Additional Clarification

No data

State Expenditures for the Prevention of Underage Drinking

Compliance checks in retail outlets:

Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available

Checkpoints and saturation patrols:

Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available

Community-based programs to prevent underage drinking:

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

K-12 school-based programs to prevent underage drinking:

Estimate of state funds expended	\$0
Estimate based on the 12 months ending	Data not available

Programs targeted to institutes of higher learning:

Estimate of state funds expended	\$0
Estimate based on the 12 months ending	Data not available

Programs that target youth in the juvenile justice system:

Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available

Programs that target youth in the child welfare system:

Estimate of state funds expended	Data not available
Estimate based on the 12 months ending	Data not available

Other programs:

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

Funds Dedicated to Underage Drinking

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

Taxes	No
Fines	No
Fees	No
Other: Federal funds through SAMHSA	No data

Description of funding streams and how they are used:

Not applicable

Additional Clarification

No data

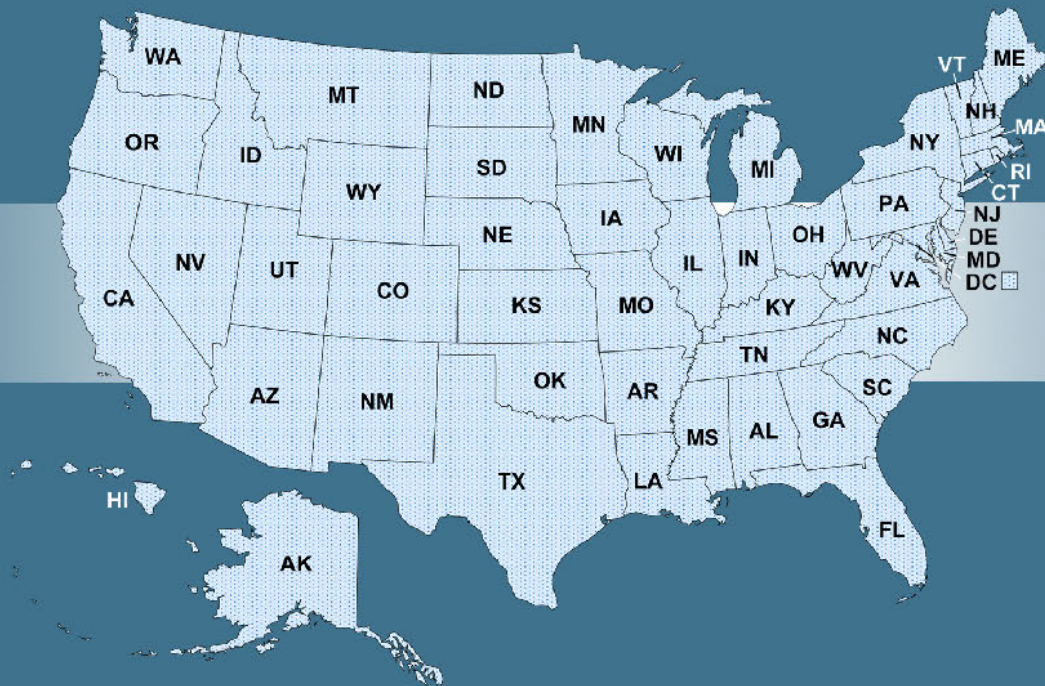


SAMHSA
Substance Abuse and Mental Health
Services Administration

MISSOURI STATE REPORT

Underage Drinking Prevention and Enforcement

2020



SAMHSA
Substance Abuse and Mental Health
Services Administration

This *State Report* is required by the Sober Truth on Preventing (STOP) Underage Drinking Act (Pub. L. 109-422), which was enacted by Congress in 2006 and reauthorized in December 2016 as part of the 21st Century Cures Act (Pub. L. 114-255). The STOP Act requires an annual report “on each State's performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking.” As directed by the STOP Act, the *State Reports* were prepared by the Interagency Coordinating Committee on the Prevention of Underage Drinking (ICCPUD), which is chaired by the Assistant Secretary for Mental Health and Substance Use, U.S. Department of Health and Human Services (HHS).

Time Period Covered by this *State Report*: This *State Report* primarily includes data from calendar year 2019. Regional and state profile data were drawn from the most recently available federal survey data as of 2018. State legal data reflect the status of the law as of January 1, 2019. State survey data, collected in 2019, 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 2015 through 2018 National Surveys on Drug Use and Health (NSDUH), SAMHSA’s Center for Behavioral Health Statistics and Quality (CBHSQ), and the NSDUH special data analysis (2018). Confidence intervals for these estimates are available from CBHSQ’s Division of Surveillance and Data Collection on request. The Centers for Disease Control and Prevention’s Alcohol-Related Disease Impact (ARDI) application served as the resource for data about alcohol-attributable deaths from 2006–10 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 2018 data used to present statistics about fatalities among 15-to 20-year-old drivers.

Recommended Citation: U.S. Department of Health and Human Services (HHS), Substance Abuse and Mental Health Services Administration (SAMHSA; 2020). *2020 Missouri State Report – Underage Drinking Prevention and Enforcement*. Rockville, MD: SAMHSA.

Staff Chair and Point of Contact, ICCPUD:

Robert M. Vincent, MS.Ed

Public Health Analyst

SAMHSA’s Center for Substance Abuse Prevention (CSAP)

Division of Systems Development

Phone: (240) 276-1582

Email: Robert.Vincent@samhsa.hhs.gov

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

Angie Stuckenschneider

Prevention Coordinator

Division of Alcohol and Drug Abuse

Phone: (573) 751-9105

Email: angie.stuckenschneider@dmh.mo.gov



Missouri

State Population: 6,126,452

Population Ages 12–20: 720,500

Past-Month Alcohol Use Among 12- to 20-Year-Olds	
Ages 12–20	
Past-Month Alcohol Use – Number (Percentage)	147,800 (20.5%)
Past-Month Binge Alcohol Use – Number (Percentage)	97,500 (13.5%)
Ages 12–14	
Past-Month Alcohol Use – Number (Percentage)	6,900 (3.1%)
Past-Month Binge Alcohol Use – Number (Percentage)	3,800 (1.7%)
Ages 15–17	
Past-Month Alcohol Use – Number (Percentage)	42,600 (17.2%)
Past-Month Binge Alcohol Use – Number (Percentage)	22,800 (9.2%)
Ages 18–20	
Past-Month Alcohol Use – Number (Percentage)	98,300 (38.9%)
Past-Month Binge Alcohol Use – Number (Percentage)	70,800 (28.0%)
Alcohol-Attributable Deaths and Years of Potential Life Lost Under the Age of 21	
Alcohol-Attributable Deaths (under 21)	116
Years of Potential Life Lost (under 21)	7,008
Fatal Crashes Involving a 15- to 20-Year-Old Driver With Blood Alcohol Concentration (BAC) > 0.01% ¹	
Number of Fatalities Involving 15- to 20-Year-Old Driver With BAC > 0.01%	15
Percentage of All Fatal Crashes Involving a 15- to 20-Year-Old Driver	14%

¹ Alcohol-related fatalities are estimates derived from a sophisticated statistical procedure. The estimates are rounded to the nearest whole number, however, percentages as displayed are calculated from the unrounded estimates and may not equal those calculated from the rounded estimates. Totals may not equal the sum of components due to independent rounding.

Behavioral Health System Overview²

The Missouri Department of Mental Health (DMH) is one of 16 state agencies under the executive branch of state government. DMH collaborates on initiatives with other state agencies including the Departments of Corrections (DOC), Transportation, Elementary and Secondary Education (DESE), Health and Senior Services (DHSS), Public Safety (DPS), and Social Services (DSS). DSS is the Medicaid authority for the state. DMH's close, collaborative relationships with DOC and DSS, in particular, are strengths of the state's behavioral health system. The principal missions for DMH as established in state law are to 1) prevent mental disorders, developmental disabilities, substance abuse, and compulsive gambling; 2) treat, habilitate, and rehabilitate Missourians who have these conditions; and 3) improve the public understanding and attitudes about mental disorders, developmental disabilities, substance abuse, and compulsive gambling.

Historically, DMH has included the Divisions of Alcohol and Drug Abuse (ADA), Comprehensive Psychiatric Services (CPS), and Developmental Disabilities (DD). In January 2013, ADA and CPS integrated into a new division: The Division of Behavioral Health (DBH). The Department's supportive offices include the Offices of Deaf Services, Constituent Services, and Comprehensive Child Mental Health.

Substance Abuse Services

DBH substance abuse treatment programs include the Comprehensive Substance Treatment and Rehabilitation (CSTAR) programs for women and children (12 contracts), the general population (34 contracts), the opioid program (4 contracts), and adolescents (17 contracts). CSTAR programs offer a flexible combination of clinical and supportive services that vary in duration and intensity depending on the needs of the client. All but the opioid program offer a residential component for individuals needing that type of structure and support.

Substance use treatment for adolescents is provided in the CSTAR Adolescent program, which provides a full spectrum of treatment services for youth ages 12 to 17. Treatment focuses on issues relevant to this age group and is provided in settings that are programmatically and physically separate from adult programs. Youth in residential settings are offered academic support services to minimize disruptions in their education. For youth with co-occurring mental health and substance use disorders, CPR and CSTAR Adolescent programs will coordinate services.

Prevention and Mental Health Promotion includes substance abuse prevention, suicide prevention, Crisis Intervention Teams (CIT), Mental Health First Aid, tobacco cessation, and tobacco retailer education. DBH subcontracts with the Department of Public Safety, Division of Alcohol and Tobacco Control for enforcement of the federal Family Smoking Prevention and Tobacco Control Act. DBH uses a Statewide Training and Resource Center (STRC) to provide information, technical assistance, and training to the Missouri's substance abuse prevention

² Extracted from fiscal year (FY) 2018/2019 – (Missouri) State Behavioral Health Assessment and Plan, Substance Abuse Prevention and Treatment Block Grant (SABG), Center for Substance Abuse Prevention (CSAP), Division of State Programs, Center for Substance Abuse Treatment, Division of State and Community Assistance: Planning Step One. Assess the strengths and needs of the service system to address the specific populations.

workforce. The STRC is also a member of Community Anti-Drug Coalitions of America (CADCA). DBH also provides funding to the Missouri Youth/Adult Alliance (MYAA), a statewide coalition that provides resource materials and education to local community efforts focused on underage drinking.

DBH contracts with 10 community-based, state-certified Regional Support Centers (RSC) that provide prevention services on alcohol, tobacco, and other drug (ATOD) issues. The RSCs are the primary source of training and technical assistance support for more than 150 community coalitions located throughout the state. The coalitions are teams of volunteers of community leaders, parents, and youth who seek to address substance abuse in their communities.

RSCs employ prevention specialists who serve as community-level experts to assess community needs, build capacity, develop strategic plans, and implement evidence-based prevention programming. The RSCs provide retailer education on state and federal tobacco regulations to local tobacco retailers and assist the state in compiling a list of tobacco retailers in support of federal Synar requirements, as Missouri does not have tobacco licensure.

DBH also provides funding to Partners in Prevention (PIP), Missouri's higher education substance abuse consortium representing 21 colleges and universities and serving about 161,000 college students. PIP administers the Missouri College Student Health Behavior Survey (MCHBS) which is completed by approximately 9,000 students each school year. The RSC's, PIP, and many community coalitions have been trained on and use the Substance Abuse and Mental Health Services Administration's (SAMHSA) Strategic Prevention Framework (SPF) planning process. In support of prevention planning at the local level, DBH funds the biennial Missouri Student Survey (MSS) to assess substance use and related behaviors among students in grades 6 through 12.

DBH's School-based Prevention, Intervention, and Resources Initiative (SPIRIT) implements school-based curricula of proven effectiveness for reducing substance use, preventing substance initiation, and reducing violent behavior among children in kindergarten through 12th grade. Age- and grade-appropriate programs are selected. SPIRIT currently operates in four sites serving six school districts across the state. These school districts serve high-risk populations characterized by: 1) high percentage of students qualifying for reduced/free lunches, 2) low standardized test scores, 3) high prevalence of substance use, 4) low graduation rates, and/or 5) high rate of juvenile justice referrals. Screening and referral services are provided. In FY 2016, about 5,900 students participated in the SPIRIT program.

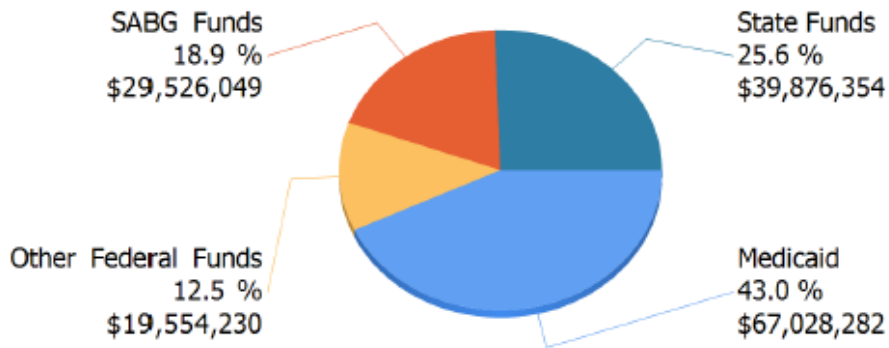
Expenditures for Substance Abuse Prevention and Treatment

All states receive federal funds for substance abuse prevention through the Substance Abuse Prevention and Treatment Block Grant (SABG) funds administered by SAMHSA. Exhibit 1 shows the sources that Missouri used for expenditures on substance abuse prevention and treatment in 2019. As indicated, Medicaid funds and state funds account for the largest sources (43.0 percent and 25.6 percent, respectively).³

³ WebBGAS State Profile, 2019 SABG and Community Mental Health Block Grant (MHBG) Reports – Missouri 2019.

States submit Behavioral Assessment and Plan reports that include their priorities for use of SABG funds, as well as planned expenditures. For FY 2018–2019, Missouri designated reducing alcohol and other drugs availability to youth and other populations as part of priority number eight, and school-based programs to delay onset of and reduce substance use among youth as priority number nine for use of SABG funds.⁴

Exhibit 1: Sources of Missouri’s 2019 Expenditures for Substance Abuse Prevention and Treatment



⁴ FY 2018/2019 – (Missouri) 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.

State Performance: Laws, Enforcement, and Programs

As mandated by the STOP Act, this report details Missouri'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 26 underage drinking prevention policies have been identified as best practices (or as promising practices suitable for ongoing evaluation) and fall into four categories:

1. Laws addressing minors in possession of alcohol;
2. Laws targeting underage drinking and driving;
3. Laws targeting alcohol suppliers; and
4. Laws affecting alcohol pricing.

STOP Act State Survey Data: The STOP Act requires annual reporting of data from the 50 states and the District of Columbia on their performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking. Administered since 2011, the STOP Act State Survey collects data on the following topics:

1. Enforcement programs to promote compliance with underage drinking laws and regulations.
2. Programs targeted to youth, parents, and caregivers to deter underage drinking.
3. State interagency collaborations to implement prevention programs, best-practice standards, collaborations with tribal governments, and participation in underage drinking media campaigns.
4. State expenditures on the prevention of underage drinking.

Laws Addressing Minors in Possession of Alcohol

Underage-Possession	
Is underage possession of alcoholic beverages prohibited?	Yes
Are there exceptions based on family relationships?	
• Is possession allowed if parent or guardian is present or consents?	No
• Is possession allowed if spouse is present or consents?	No
Is there an exception based on location?	No

Underage-Consumption	
Is underage consumption of alcoholic beverages prohibited?	No law
Are there exceptions based on family relationships?	
• Is consumption allowed if the parent or guardian is present or consents?	N/A
• Is consumption allowed if the spouse is present or consents?	N/A
Is there an exception based on location?	N/A

Underage-Internal Possession	
Is underage internal possession of alcoholic beverages prohibited?	Yes
Are there exceptions based on family relationships?	
• Is internal possession allowed if the parent or guardian is present or consents?	No
• Is internal possession allowed if the spouse is present or consents?	No
Is there an exception based on location?	No

Underage-Purchase and Attempted Purchase	
Is the purchase of alcoholic beverages prohibited?	Yes
May youth purchase for law enforcement purposes?	Yes

Underage-False Identification for Obtaining Alcohol	
Provisions Targeting Minors	
Is the use of false identification (ID) prohibited?	Yes
Does the use of a false ID result in minor's driver's license suspension?	Yes, through a judicial process
Provisions Targeting Suppliers	
Is the lending or transferring or selling of a false ID prohibited?	Yes
Is the production of a false ID in the context of underage alcohol sales specifically prohibited?	Yes
Retailer Support Provisions	
Is there an incentive for the retailer to use electronic scanners for information digitally encoded on valid IDs?	No
Are state driver's licenses for persons under 21 easily distinguishable from licenses for persons 21 and over?	Yes
May retailers 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

• Is it a specific affirmative defense (retailer reasonably believed ID was valid after examining it)?	Yes
• 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 a retailer detain a minor who used a false ID?	No

Laws Targeting Underage Drinking and Driving

Youth Blood Alcohol Concentration Limits (Underage Operators of Noncommercial Motor Vehicles)	
What is the maximum blood alcohol concentration (BAC) limit for an underage driver of a motor vehicle?	0.02%
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?	Not specified
What is the maximum age to which the limit applies?	21

Loss of Driving Privileges for Alcohol Violations by Minors (“Use/Lose” Laws)	
Is there a “use/lose” law that suspends or revokes a minor’s driving privileges for alcohol violations?	Yes
What types of violation lead to license suspension or revocation?	
• Purchase of alcohol	Yes
• Possession of alcohol	Yes
• Consumption of alcohol	No
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	30
Maximum number of days	30
Notes: Although Missouri does not authorize a Use / Lose penalty for all underage consumption, a law that became effective on August 28, 2005 imposes the mandatory license sanction on an underage person who “has a detectable blood alcohol content of more than two-hundredths of one percent or more by weight of alcohol in such person’s blood.” See Mo. Rev. Stat. §§ 311.325(1), 577.500(2) (2005), 302.400 (2017).	

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?	40 (10 of which must be at night)

Intermediate Stage	
What is the minimum age for driving without adult supervision?	16
For night driving, when does adult supervision requirement begin?	1:00 AM
Can law enforcement stop a driver for night driving violation as a primary offense?	Yes, officer may stop driver for night driving violation
Are there restrictions on passengers?	Yes, First 6 months, no more than 1 passenger under 19 who is not an immediate family member. After 6 months, no more than 3 passengers under 19 who are not immediate family members.
Can law enforcement stop driver for violation of passenger restrictions as a primary offense?	Yes, officer may stop driver for passenger restrictions violation
License Stage	
What is the minimum age for full license privileges and lifting of restrictions?	17 years, 11 months

Laws Targeting Alcohol Suppliers

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? 	Yes
<ul style="list-style-type: none"> • Is furnishing allowed if the spouse supplies the alcohol? 	No
Is there an exception based on location?	No
Affirmative Defense for Sellers and Licensees	
Does law require seller/licensee to be exonerated of furnishing to a minor if the minor has not been charged?	No

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?	18
What is the maximum age a decoy may be to participate in a compliance check?	19
Are there appearance requirements for the decoy?	Yes, Shall have a youthful appearance and males should not have facial hair or a receding hairline
Does decoy carry ID during compliance check?	Required
May decoy verbally exaggerate his or her actual age?	Prohibited
Is decoy training mandated, recommended, prohibited, or not specified?	Not specified

Penalty Guidelines for Sales to Minors	
Are there written guidelines for penalties that are imposed on retailers for furnishing to a minor?	No data
What is the time period for defining second, third and subsequent offenses?	N/A
What is the penalty for the first offense?	N/A
What is the penalty for the second offense?	N/A
What is the penalty for the third offense?	N/A
What is the penalty for the fourth offense?	N/A

Responsible Beverage Service (RBS)	
Is there a state law pertaining to Beverage Service Training?	No law
If training is mandatory, who must participate?	N/A
If training is voluntary, which of the following incentives are offered?	
• Defense in dram shop liability lawsuits	N/A
• Discounts in dram shop liability insurance, license fees, or other	N/A
• Mitigation of fines or other administrative penalties for sales to minors or intoxicated persons	N/A
• Protection against license revocation for sales to minors or sales to intoxicated persons	N/A
Does the RBS law apply to on-premises establishments (such as bars and restaurants) or off-premises establishments (such as liquor stores)?	N/A
Does the RBS law apply to new or existing licensees?	N/A

Minimum Ages for Sellers of Alcohol – Off-Premises (i.e., Liquor Stores)	
What is the minimum age requirement for off-premises retail establishments?	
Beer	18
Wine	18
Spirits	18
Does a manager or supervisor have to be present?	Yes

Minimum Age for Alcohol Servers and Bartenders – On-Premises (i.e., Restaurants and Bars)	
What is the minimum age requirement for servers in on-premises establishments?	
Beer	18
Wine	18
Spirits	18
What is the minimum age requirement for bartenders in on-premises establishments?	
Beer	21
Wine	21
Spirits	21
Does a manager or supervisor have to be present?	No

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)?	Yes, within 100 feet. Local government has authority to override state restrictions.
Is there a distance requirement for on-premises outlets (i.e., restaurants and bars)?	Yes, within 100 feet. Local government has authority to override state restrictions.
To which alcohol products does requirement apply?	Beer, Wine, Spirits
Notes: Exemptions include a school that has obtained an exemption from the payment of federal taxes.	

Dram Shop Liability	
Does a statute create dram shop liability?	Yes
Does the statute limit damages that may be recovered?	No
Does the statute limit who may be sued?	Yes (Retailers that furnish alcohol for off-premises consumption exempt.)
Does the statute limit elements or standards of proof?	Yes (Clear and convincing evidence required to show that retailer knew or should have known underage status.)
Does common law dram shop liability exist?	No

Social Host Liability	
Does a statute create social host liability?	No
Does the statute limit damages that may be recovered?	N/A
Does the statute limit who may be sued?	N/A
Does the statute limit elements or standards of proof?	N/A
Does common law social host liability exist?	No

Prohibitions Against Hosting Underage Drinking Parties	
Does a statute prohibit hosting underage drinking parties?	Yes
Is the statute specific to underage parties, or a general prohibition against permitting underage drinking on the property?	General
What action by underage guest triggers a violation?	Possession/Consumption
Property type covered by the law?	Residential/Outdoor/Other
What level of knowledge by the host is required?	Knowledge: Host must have actual knowledge of party

Does host's preventive action protect him/her from being held liable?	Yes
Are there any exceptions for underage guests?	Yes – Family members

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

Direct Shipments/Sales	
May alcohol producers ship directly to consumers?	Yes
What alcohol types may be shipped?	Wine
Must purchaser make mandatory trip to producer before delivery is authorized?	No
Age verification requirements	
Must the producer/shipper verify purchaser's age before sale?	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?	No
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

Keg Registration	
How is a keg defined (in gallons)?	Equal to or more than 4.00
Prohibitions	
Is it illegal to possess an unregistered or unlabeled keg and if so, what is the penalty?	No
Is it illegal to destroy the label on a keg, and if so, what is the penalty?	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?	Yes, active (requires an action by purchaser)
Is a deposit required?	Yes, \$50.00

Does law cover disposable kegs?	Yes
Notes: Although Missouri does not require a retailer to record the number of a keg purchaser's ID, it does require the retailer to record the form of identification presented by the purchaser, as well as the purchaser's name, address, and date of birth.	

Home Delivery	
Is home delivery of alcohol permitted?	
Beer	No law
Wine	No law
Spirits	No law

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

Laws Affecting Alcohol Pricing

Alcohol Taxes	
Beer	
Control system for beer?	No
Specific excise tax per gallon for 5% alcohol beer	\$0.06
Ad valorem excise tax (for on-premises sales) on total receipts for 5% alcohol beer	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
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 5% alcohol beer	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
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 3.2 – 6% alcohol beer if applicable	
Wine	
Control system for wine?	No
Specific excise tax per gallon for 12% alcohol wine	\$0.42

Ad valorem excise tax (for on-premises sales) on total receipts for 12% alcohol wine	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
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 12% alcohol wine	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
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 6 – 14% alcohol wine if applicable	
Spirits	
Control system for spirits?	No
Specific excise tax per gallon for 40% alcohol spirits	\$2.00
Ad valorem excise tax (for on-premises sales) on total receipts for 40% alcohol spirits	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
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)	N/A
Retail tax rate (if applicable)	N/A
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	
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	No
Increased volume without increase in price	No

Wholesaler Pricing Restrictions	
Beer	
Are volume discounts to retailers allowed?	No law
Must wholesalers establish a minimum markup or maximum discount for each product sold to retailers?	Yes
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 (30 days)
Wine	
Are volume discounts to retailers allowed?	Restricted
Must wholesalers establish a minimum markup or maximum discount for each product sold to retailers?	Yes
Must wholesalers publicly post and hold (i.e., not reduce) prices for a set period of time?	Post and Hold (30 days)
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	Yes (30 days)
Spirits	
Are volume discounts to retailers allowed?	Restricted
Must wholesalers establish a minimum markup or maximum discount for each product sold to retailers?	Yes
Must wholesalers publicly post and hold (i.e., not reduce) prices for a set period of time?	Post and Hold (30 days)
Is wholesaler permitted to extend credit to retailer and if so, what is the maximum time period?	Yes (30 days)
Notes: Wholesalers may not sell below cost. For sales of wine and spirits between January 1, 2003 and August 27, 2009, no discounts in excess of 4% for quantity or 1% for time of payment. After August 27, 2009, no discounts in excess of 1% for quantity or 1% for time of payment.	

Missouri State Survey Responses

State Agency Information

Agency with primary responsibility for enforcing underage drinking laws:

Missouri Department of Public Safety, Division of Alcohol and Tobacco Control (ATC)

Enforcement Strategies

State law enforcement agencies use:

Cops in Shops	Yes
Shoulder Tap Operations	No
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	No

Local law enforcement agencies use:

Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	No
Underage Alcohol-Related Fatality Investigations	No

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

Yes

Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors

Missouri Division of Alcohol and Tobacco Control

Such laws are also enforced by local law enforcement agencies

Don't know

Enforcement Statistics

State collects data on the number of minors found in possession

Yes

Number of minors found in possession¹ by state law enforcement agencies

3,596

Number pertains to the 12 months ending

12/31/2018

Data include arrests/citations issued by local law enforcement agencies

Yes

State conducts underage compliance checks/decoy operations² to determine whether alcohol retailers are complying with laws prohibiting sales to minors

No

Data are collected on these activities

No

Number of retail licensees in state³

13,584

Number of licensees checked for compliance by state agencies

Not applicable

(including random checks)

Number of licensees that failed state compliance checks

Not applicable

Numbers pertain to the 12 months ending

Not applicable

Compliance checks/decoy operations conducted at on-sale, off-sale, or both retail establishments

Not applicable

State conducts **random** underage compliance checks/decoy operations

Not applicable

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

Not applicable

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

Not applicable

Local agencies conduct underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors

Yes

Data are collected on these activities

No

Number of licensees checked for compliance by local agencies

Not applicable

Number of licensees that failed local compliance checks

Not applicable

Numbers pertain to the 12 months ending

Not applicable

Sanctions

State collects data on fines imposed on retail establishments that furnish to minors

Yes

Number of fines imposed by the state⁴

286

Total amount in fines across all licensees

\$310,000

Smallest fine imposed

\$100

Largest fine imposed	\$1,500 for 7 violations
Numbers pertain to the 12 months ending	04/30/2019
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing to minors</i>	
	Yes
Number of suspensions imposed by the state ⁵	50
Total days of suspensions across all licensees	222 days
Shortest period of suspension imposed (in days)	2 days
Longest period of suspension imposed (in days)	30 days
Numbers pertain to the 12 months ending	04/30/2019
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing to minors</i>	
	Yes
Number of license revocations imposed ⁶	3
Numbers pertain to the 12 months ending	04/30/2019

Additional Clarification

ATC has increased enforcement staff in the last 2 years and as staff come on board and become fully trained, the administrative actions taken against liquor licenses have increased.

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

Partners in Prevention (PIP)

Number of youth served	130,000
Number of parents served	30,000
Number of caregivers served	400
Program has been evaluated	Yes
Evaluation report is available	Yes
URL for evaluation report:	http://pip.missouri.edu/
URL for more program information:	http://pip.missouri.edu/

Program Description: Missouri Partners in Prevention (PIP) is an established statewide substance abuse prevention coalition of Missouri universities implementing evidence-based strategies to reduce binge and underage drinking among students at participating institutions. PIP is a consortium of 21 public and private colleges and universities. Since 2001, PIP has effectively reduced binge drinking and underage drinking behavior on campuses throughout the state and has been nationally recognized for its efforts.

Missouri School-based Substance Abuse Prevention Intervention and Resources Initiative (SPIRIT)

Number of youth served	9,354
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:	https://dmh.mo.gov/media/pdf/spirit-sixteenth-year-report-2018
URL for more program information:	No data

Program Description: In 2002, the Missouri Department of Mental Health (DMH), Division of Alcohol and Drug Abuse (ADA), launched the Missouri School-based Substance Abuse Prevention Intervention and Resources Initiative (SPIRIT). This project proposes to delay the onset and decrease the use of substances, improve overall school performance, and reduce incidents of violence. To achieve these goals, prevention agencies are paired with

participating school districts to provide technical assistance in implementing evidence-based substance abuse prevention programming and referral and assessment services as needed. The project offers a variety of evidence-based prevention programs selected by the districts.

Prevention Resource Center (PRC) Network and Community Coalitions

Number of youth served	No data
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	No
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	No data

Program Description: Prevention Resource Center (PRC) Network and Community Coalitions are the primary sources of technical assistance support for community coalitions. The PRC’s goal is to facilitate development of teams capable of making changes in substance use patterns in their communities. Each PRC has a prevention specialist who works directly with the teams in his/her area and assists with developing teams and task forces in communities who desire them. Coalitions make up a network of volunteer community teams that focus solely on alcohol, tobacco, and drug issues as part of a broad mission and/or array of services. Coalitions were organized and developed in 1987 and are composed of community volunteers from the areas served. Each coalition receives technical assistance and training from the PRC on a variety of topics related to organization, development, and implementation of prevention strategies. The PRC and community coalitions implement various evidence-based strategies and programs.

Direct Prevention Programs for High-Risk Youth

Number of youth served	3,154
Number of parents served	No data
Number of caregivers served	No data
Program has been evaluated	No
Evaluation report is available	No
URL for evaluation report:	Not applicable
URL for more program information:	No data

Program Description: Direct programs/services for high-risk youth are prevention education and early intervention activities provided to designated children, youth, and families. These services involve structured programming or a curriculum with multiple sessions that include pre- and post-testing and address identified risk and protective factors. Direct programs/services may also involve a variety of activities, including informational sessions, training, and technical assistance activities with groups.

Additional Underage Drinking Prevention Programs Operated or Funded by the State

Program description: No data

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 Yes

Description of program: Missouri has many coalitions across the state that provide training and activities addressing youth exposure to alcohol advertising and marketing.

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

Federal campaigns: No

Regional and local media campaigns: Coalitions across the state have local media campaigns to prevent underage drinking.	Yes
Local school district efforts:	No
Other:	No
<i>State collaborates with/participates in SAMHSA’s national media campaign, “Talk. They Hear You.”</i>	No
State officially endorses TTHY efforts	Not applicable
State commits state resources for TTHY	Not applicable
State forwards TTHY materials to local areas	Not applicable
Other:	Not applicable
<i>State procures funding for TTHY</i>	Not applicable
Pro bono	Not applicable
Donated air time	Not applicable
Earned media	Not applicable
Other:	Not applicable
<i>State has adopted or developed best practice standards for underage drinking prevention programs</i>	Yes
Agencies/organizations that established best practices standards:	
Federal agency(ies): SAMHSA	Yes
Agency(ies) within your state: Missouri Division of Behavioral Health	Yes
Nongovernmental agency(ies):	No
Other:	No
Best practice standards description: The Division of Behavioral Health requires providers to use evidence-based programs and environmental strategies. SAMHSA's publication, “Identifying and Selecting Evidence-Based Interventions for Substance Abuse Prevention,” serves as a guide, which provides the following definition for evidence-based programs:	
<ul style="list-style-type: none"> • Inclusion in a federal list or registry of evidence-based interventions and indicated to be effective. • Being reported (with positive effects) in a peer-reviewed journal. • Documentation of effectiveness based on the following guidelines: <ul style="list-style-type: none"> ○ The intervention is based on a theory of change that is documented in a clear logic or conceptual model. ○ The intervention is similar in content and structure to interventions that appear in registries and/or the peer-reviewed literature. ○ The intervention is supported by documentation that it has been effectively implemented in the past, and multiple times, in a manner attentive to identifying and selecting evidence-based interventions, scientific standards of evidence, and with results that show a consistent pattern of credible and positive effects. ○ The intervention is reviewed and deemed appropriate by a panel of informed prevention experts that includes well-qualified prevention researchers who are experienced in evaluating prevention interventions similar to those under review, local prevention practitioners, and key community leaders as appropriate (e.g., officials from law enforcement and education sectors or elders within indigenous cultures). 	
Missouri uses the Strategic Prevention Framework (SPF) model to implement these guidelines. The process includes:	
<ul style="list-style-type: none"> • Assessment of the community’s needs and readiness. • Capacity-building to mobilize and address the needs of the community. • Development of a prevention plan to identify the activities, programs, and strategies necessary to address the needs. • Implementation of the prevention plan. • Evaluation of the results to achieve sustainability and cultural competence. 	
Missouri identifies appropriate strategies based on validated research, empirical evidence of effectiveness, and the use of local, state, and federal key community prevention leaders, such as National Prevention Network, Southwest Regional Expert Team, and SAMHSA’s Center for Substance Abuse Prevention (CSAP).	

Additional Clarification

No data

State Interagency Collaboration

A state-level interagency governmental body/committee exists to coordinate or address underage drinking prevention activities No

Committee contact information:

Not applicable

Agencies/organizations represented on the committee:

Not applicable

A website or other public source exists to describe committee activities Not applicable

URL or other means of access: Not applicable

Underage Drinking Reports

State has prepared a plan for preventing underage drinking in the last 3 years Yes

Prepared by: Missouri Division of Behavioral Health

Plan can be accessed via: <https://dmh.mo.gov/media/pdf/strategic-plan-prevention>

State has prepared a report on preventing underage drinking in the last 3 years No

Prepared by: Not applicable

Report can be accessed via: Not applicable

Additional Clarification

No data

State Expenditures for the Prevention of Underage Drinking

Compliance checks in retail outlets:

Estimate of state funds expended \$0

Estimate based on the 12 months ending 04/30/2019

Checkpoints and saturation patrols:

Estimate of state funds expended Data not available

Estimate based on the 12 months ending Data not available

Community-based programs to prevent underage drinking:

Estimate of state funds expended \$789,569

Estimate based on the 12 months ending 06/30/2018

K-12 school-based programs to prevent underage drinking:

Estimate of state funds expended \$0

Estimate based on the 12 months ending 06/30/2018

Programs targeted to institutes of higher learning:

Estimate of state funds expended \$0

Estimate based on the 12 months ending 06/30/2018

Programs that target youth in the juvenile justice system:

Estimate of state funds expended \$0

Estimate based on the 12 months ending 06/30/2018

Programs that target youth in the child welfare system:

Estimate of state funds expended \$0

Estimate based on the 12 months ending 06/30/2018

Other programs:

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

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

Taxes	No
Fines	No
Fees	No
Other: Not applicable	No

Description of funding streams and how they are used:

Not applicable

Additional Clarification

No data

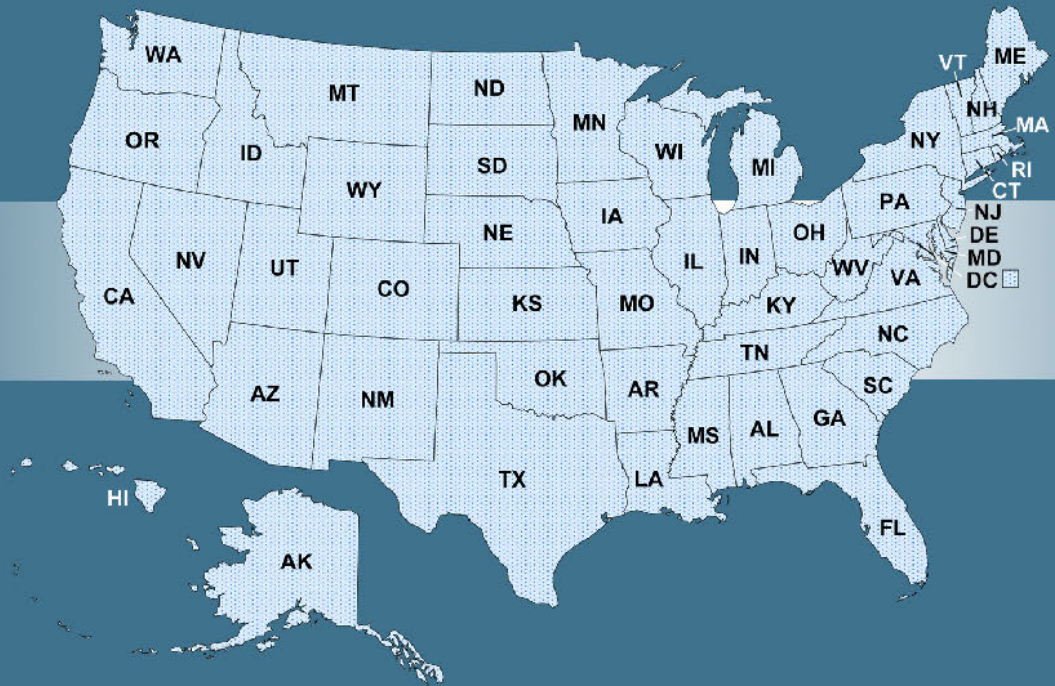


SAMHSA
Substance Abuse and Mental Health
Services Administration

NEBRASKA STATE REPORT

Underage Drinking Prevention and Enforcement

2020



SAMHSA
Substance Abuse and Mental Health
Services Administration

This *State Report* is required by the Sober Truth on Preventing (STOP) Underage Drinking Act (Pub. L. 109-422), which was enacted by Congress in 2006 and reauthorized in December 2016 as part of the 21st Century Cures Act (Pub. L. 114-255). The STOP Act requires an annual report “on each State's performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking.” As directed by the STOP Act, the *State Reports* were prepared by the Interagency Coordinating Committee on the Prevention of Underage Drinking (ICCPUD), which is chaired by the Assistant Secretary for Mental Health and Substance Use, U.S. Department of Health and Human Services (HHS).

Time Period Covered by this *State Report*: This *State Report* primarily includes data from calendar year 2019. Regional and state profile data were drawn from the most recently available federal survey data as of 2018. State legal data reflect the status of the law as of January 1, 2019. State survey data, collected in 2019, 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 2015 through 2018 National Surveys on Drug Use and Health (NSDUH), SAMHSA’s Center for Behavioral Health Statistics and Quality (CBHSQ), and the NSDUH special data analysis (2018). Confidence intervals for these estimates are available from CBHSQ’s Division of Surveillance and Data Collection on request. The Centers for Disease Control and Prevention’s Alcohol-Related Disease Impact (ARDI) application served as the resource for data about alcohol-attributable deaths from 2006–10 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 2018 data used to present statistics about fatalities among 15-to 20-year-old drivers.

Recommended Citation: U.S. Department of Health and Human Services (HHS), Substance Abuse and Mental Health Services Administration (SAMHSA; 2020). *2020 Nebraska State Report – Underage Drinking Prevention and Enforcement*. Rockville, MD: SAMHSA.

Staff Chair and Point of Contact, ICCPUD:

Robert M. Vincent, MS.Ed

Public Health Analyst

SAMHSA’s Center for Substance Abuse Prevention (CSAP)

Division of Systems Development

Phone: (240) 276-1582

Email: Robert.Vincent@samhsa.hhs.gov

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

Sheri Dawson

Director, Division of Behavioral Health

Department of Health and Human Services

Phone: (402) 471-7856

Email: Sheri.Dawson@nebraska.gov



Nebraska

State Population: 1,929,268

Population Ages 12–20: 238,300

Past-Month Alcohol Use Among 12- to 20-Year-Olds	
Ages 12–20	
Past-Month Alcohol Use – Number (Percentage)	46,400 (19.5%)
Past-Month Binge Alcohol Use – Number (Percentage)	32,400 (13.6%)
Ages 12–14	
Past-Month Alcohol Use – Number (Percentage)	1,600 (2.1%)
Past-Month Binge Alcohol Use – Number (Percentage)	900 (1.1%)
Ages 15–17	
Past-Month Alcohol Use – Number (Percentage)	10,300 (13.5%)
Past-Month Binge Alcohol Use – Number (Percentage)	7,200 (9.4%)
Ages 18–20	
Past-Month Alcohol Use – Number (Percentage)	34,400 (41.0%)
Past-Month Binge Alcohol Use – Number (Percentage)	24,400 (29.0%)
Alcohol-Attributable Deaths and Years of Potential Life Lost Under the Age of 21	
Alcohol-Attributable Deaths (under 21)	26
Years of Potential Life Lost (under 21)	1,567
Fatal Crashes Involving a 15- to 20-Year-Old Driver With Blood Alcohol Concentration (BAC) > 0.01% ¹	
Number of Fatalities Involving 15- to 20-Year-Old Driver With BAC > 0.01%	8
Percentage of All Fatal Crashes Involving a 15- to 20-Year-Old Driver	19%

¹ Alcohol-related fatalities are estimates derived from a sophisticated statistical procedure. The estimates are rounded to the nearest whole number, however, percentages as displayed are calculated from the unrounded estimates and may not equal those calculated from the rounded estimates. Totals may not equal the sum of components due to independent rounding.

Behavioral Health System Overview²

Behavioral Health in Nebraska covers service needs for both Mental Health and Substance Use Disorders. The publicly funded system is only one part of the overall behavioral healthcare system in Nebraska. Private funding sources such as insurance companies, private businesses, and individuals themselves also influence the way behavioral health services are provided in the state. Publicly funded services are administered by many different agencies including three of six different divisions within the Nebraska Department of Health and Human Services: The Division of Behavioral Health (DBH); the Division of Medicaid and Long-Term Care (DMLTC); and the Division of Children and Family Services (DCFS).

The Nebraska Behavioral Health Services Act designates the DBH as the chief behavioral health authority for the State [§71-806 (1)]. The DBH is both the State Mental Health Authority (SMHA) and the Single State Substance Abuse Authority (SSA). It is important to note that the authority does not extend to DMLTC or DCFS policy decisions. The DBH administers, oversees, and coordinates the state's public behavioral health system to address the prevention and treatment of mental health and substance use disorders. The primary goal is to develop a behavioral health system that is co-occurring capable, trauma-informed, recovery-oriented, and person-centered.

The DBH is responsible for managing both the Community Mental Health Services Block Grant (MHBG) and the Substance Abuse Prevention and Treatment Block Grant (SABG). DBH funds priority treatment and support services for individuals without Medicaid and individuals without insurance or underinsured, according to financial eligibility based on a sliding scale on income and family size. The Office of Consumer Affairs (OCA) focuses on recovery initiatives, planning, research, and advocacy for behavioral health consumers.

The DBH Strategic Plan 2017-2020 identifies 30 objectives—the mechanism for achieving identified goals that are “SMART” in that they are specific, measurable, attainable, realistic, and time-framed—addressing how the NPBH system collaborates with other state agencies with respect to the delivery of behavioral health systems. In particular, the following objectives identify how DBH will work across systems to address the identified needs of diverse populations:

- Reduce disparities in access to behavioral health care, both treatment and prevention.
- Increase the number of children and youth who attend school regularly following 12 months of system of care (SOC) services and supports.
- Reduce utilization of residential and inpatient behavioral health care for youth in any youth service system.
- Reduce the suicide rate for identified populations.
- Increase the number of behavioral health providers who report practicing in a setting that is integrated with primary care.
- Decrease average age of first system contact.

² Extracted from fiscal year (FY) 2018/2019 – (Nebraska) State Behavioral Health Assessment and Plan, SABG, Center for Substance Abuse Prevention (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.

- Reduce the prevalence of underage alcohol use among individuals 12 to 20 years of age.
- Reduce the prevalence of binge drinking among youth (12 to 17 years of age) and young adults (18 to 25 years of age).
- Maintain or reduce the prevalence of nonmedical use of pain relievers among individuals over 12 years of age.
- Reduce the prevalence of high school students who seriously considered attempting suicide in the past year.
- Maintain the annual compliance rate of tobacco retailer violations at 10 percent or below.
- Increase the availability and utilization of evidence-based practices (EBP).
- Increase the number of consumers and their families who have stable housing from behavioral health services admission to discharge.
- Increase the number of consumers who are employed or seeking employment from behavioral health services admission to discharge.

Prevention System

The DBH is charged with the development of prevention, treatment, and recovery services for the State of Nebraska. DBH strives to maintain a sustainable and effective prevention system by promoting safe and healthy environments that foster youth, family, and community development through best practices in mental health promotion, substance abuse prevention, and early intervention. Partnership with the six Regional Behavioral Health Authorities (RBHA) and oversight by DBH's Behavioral Health Services Manager provides the infrastructure to support a comprehensive prevention system that promotes overall wellness.

DBH contracts with the RBHA for technical assistance, training, and data collection to support local coalitions and community entities. The majority of prevention activities purchased by the DBH are carried out by the RBHA's Prevention Coordination system which is designed to operate at the community level, embracing local culture while leading the development of sustainable prevention activities for substance abuse and related societal problems through the life span. Funded primarily by the SABG, Regional Prevention Coordination staff utilize coexisting prevention efforts such as Strategic Prevention Framework-Partnerships for Success (SPF-PFS) grant, Drug Free Communities grant, and the Garrett Lee Smith (GLS) Youth Suicide Prevention grant, to establish common directives and target populations leading to optimal reach when planning training and technical assistance initiatives.

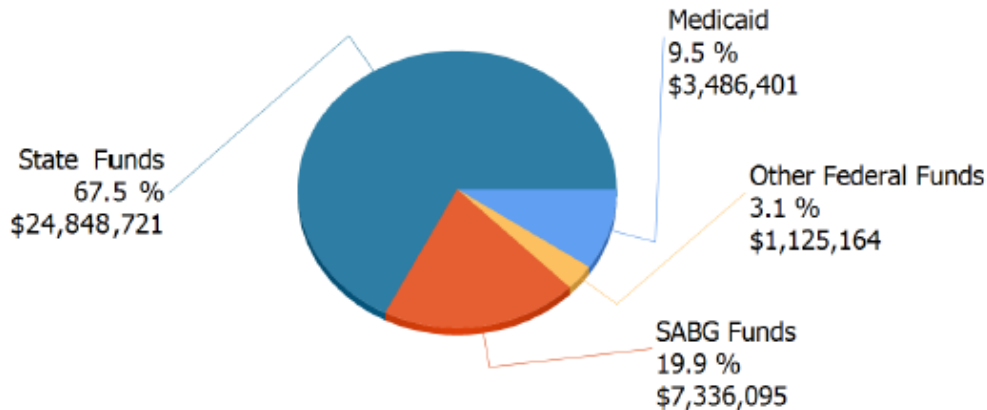
In cooperation and partnership with Regional Prevention System Coordinators, training events are funded throughout the state to introduce, enhance, and improve the use of evidence-based, promising, and local prevention strategies most appropriate to their local community goals utilizing the SPF process. Local goals have included the reduction of underage drinking, reduction of driving under the influence, reduction of binge drinking, and preventing prescription drug abuse and marijuana use among youth. By requiring all communities to use the SPF model, and by providing effective statewide training and technical assistance in the use of the model, greater progress is being achieved in reducing substance abuse and related health consequences across the state.

Expenditures for Substance Abuse Prevention and Treatment

All states receive federal funds for substance abuse prevention through SABG funds administered by the Substance Abuse and Mental Health Services Administration (SAMHSA). Exhibit 1 shows the sources that Nebraska used for expenditures on substance abuse prevention and treatment in 2019. As indicated, state funds and SABG funds account for the largest sources (67.5 percent and 19.9 percent, respectively).³

States submit Behavioral Assessment and Plan reports that include their priorities for use of SABG funds, as well as planned expenditures. For FY 2018–2019, Nebraska designated reducing alcohol use among youth and young adults as the number one priority for use of SABG funds.⁴

Exhibit 1: Sources of Nebraska’s 2019 Expenditures for Substance Abuse Prevention and Treatment



³ WebBGAS State Profile, 2019 SABG and MHBG Reports – Nebraska 2019.

⁴ FY 2018/2019 – (Nebraska) 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.

State Performance: Laws, Enforcement, and Programs

As mandated by the STOP Act, this report details Nebraska'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 26 underage drinking prevention policies have been identified as best practices (or as promising practices suitable for ongoing evaluation) and fall into four categories:

1. Laws addressing minors in possession of alcohol;
2. Laws targeting underage drinking and driving;
3. Laws targeting alcohol suppliers; and
4. Laws affecting alcohol pricing.

STOP Act State Survey Data: The STOP Act requires annual reporting of data from the 50 states and the District of Columbia on their performance in enacting, enforcing, and creating laws, regulations, and programs to prevent or reduce underage drinking. Administered since 2011, the STOP Act State Survey collects data on the following topics:

1. Enforcement programs to promote compliance with underage drinking laws and regulations.
2. Programs targeted to youth, parents, and caregivers to deter underage drinking.
3. State interagency collaborations to implement prevention programs, best-practice standards, collaborations with tribal governments, and participation in underage drinking media campaigns.
4. State expenditures on the prevention of underage drinking.

Laws Addressing Minors in Possession of Alcohol

Underage-Possession	
Is underage possession of alcoholic beverages prohibited?	Yes
Are there exceptions based on family relationships?	
• Is possession allowed if parent or guardian is present or consents?	No
• Is possession allowed if spouse is present or consents?	No
Is there an exception based on location?	Yes, in parent/guardian's home only
Notes: Nebraska makes an exception for persons who are at least 16 years old to carry alcohol from licensed establishments when they are accompanied by any person who is not a minor.	

Underage-Internal Possession	
Is underage consumption of alcoholic beverages prohibited?	No law
Are there exceptions based on family relationships?	
• Is consumption allowed if the parent or guardian is present or consents?	N/A
• Is consumption allowed if the spouse is present or consents?	N/A
Is there an exception based on location?	N/A
Notes: Although Nebraska does not prohibit Internal Possession as defined by APIS, beginning on April 4, 2001, it provides that "...no minor may...consume, or have in his or her possession or physical control any alcoholic liquor...." See Neb. Rev. St. § 53-180.02. "Consume" is defined as "knowingly and intentionally drinking or otherwise ingesting alcoholic liquor." See Neb. Rev. St. § 53-103 prior to July 15, 2010, and Neb. Rev. St. § 53-103.11 effective on July 15, 2010. 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 as defined by APIS.	

Underage-Consumption	
Is underage internal possession of alcoholic beverages prohibited?	Yes
Are there exceptions based on family relationships?	
• Is internal possession allowed if the parent or guardian is present or consents?	No
• Is internal possession allowed if the spouse is present or consents?	No
Is there an exception based on location?	Yes, in parent/guardian's home only

Underage-Purchase and Attempted Purchase	
Is the purchase of alcoholic beverages prohibited?	Yes
May youth purchase for law enforcement purposes?	Yes

Underage-False Identification for Obtaining Alcohol	
Provisions Targeting Minors	
Is the use of false identification (ID) prohibited?	Yes
Does the use of a false ID result in minor's driver's license suspension?	No
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?	Yes
Retailer Support Provisions	
Is there an incentive for the retailer to use electronic scanners for information digitally encoded on valid IDs?	Yes
Are state driver's licenses for persons under 21 easily distinguishable from licenses for persons 21 and over?	Yes
May retailers 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 a retailer detain a minor who used a false ID?	No

Laws Targeting Underage Drinking and Driving

Youth Blood Alcohol Concentration Limits (Underage Operators of Noncommercial Motor Vehicles)	
What is the maximum blood alcohol concentration (BAC) limit for an underage driver of a motor vehicle?	0.02%
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?	Not specified
What is the maximum age to which the limit applies?	21

Loss of Driving Privileges for Alcohol Violations by Minors ("Use/Lose" Laws)	
Is there a "use/lose" law that suspends or revokes a minor's driving privileges for alcohol violations?	Yes
What types of violation lead to license suspension or revocation?	
<ul style="list-style-type: none"> Purchase of alcohol 	No
<ul style="list-style-type: none"> Possession of alcohol 	Yes
<ul style="list-style-type: none"> Consumption of alcohol 	Yes
The law applies to people under what age?	18
Is suspension or revocation mandatory or discretionary?	Discretionary
What is the length of suspension/revocation?	
Minimum number of days	30
Maximum number of days	30

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?	0 (with driver education; 50 hours without (10 of which must be at night))
Intermediate Stage	
What is the minimum age for driving without adult supervision?	16
For night driving, when does adult supervision requirement begin?	12:00 AM
Can law enforcement stop a driver for night driving violation as a primary offense?	No, officer must stop driver for another offense to cite for night driving violation
Are there restrictions on passengers?	Yes, no more than one passenger under 19 who is not an immediate family member
Can law enforcement stop driver for violation of passenger restrictions as a primary offense?	No, officer must stop driver for another offense to cite for passenger restriction violation
License Stage	
What is the minimum age for full license privileges and lifting of restrictions?	17 (Passenger restrictions expire 6 months after issuance of intermediate license; unsupervised night driving restrictions remain until age 17)

Laws Targeting Alcohol Suppliers

Furnishing Alcohol to Minors	
Is furnishing of alcoholic beverages to minors prohibited?	Yes
Are there exceptions based on family relationships?	
• Is furnishing allowed if the parent or guardian supplies the alcohol?	No
• Is furnishing allowed if the spouse supplies the alcohol?	No
Is there an exception based on location?	No
Affirmative Defense for Sellers and Licensees	
Does law require seller/licensee to be exonerated of furnishing to a minor if the minor has not been charged?	No

Compliance Check Protocols	
Does the state have a written protocol for when an underage decoy is used in compliance checks?	No data
What is the minimum age a decoy may be to participate in a compliance check?	N/A
What is the maximum age a decoy may be to participate in a compliance check?	N/A
Are there appearance requirements for the decoy?	N/A
Does decoy carry ID during compliance check?	N/A
May decoy verbally exaggerate his or her actual age?	N/A
Is decoy training mandated, recommended, prohibited, or not specified?	N/A

Penalty Guidelines for Sales to Minors	
Are there written guidelines for penalties that are imposed on retailers for furnishing to a minor?	No data
What is the time period for defining second, third and subsequent offenses?	N/A
What is the penalty for the first offense?	N/A
What is the penalty for the second offense?	N/A
What is the penalty for the third offense?	N/A
What is the penalty for the fourth offense?	N/A

Responsible Beverage Service (RBS)–Voluntary	
Is there a state law pertaining to Beverage Service Training?	Yes–Voluntary
If training is mandatory, who must participate?	N/A
If training is voluntary, which of the following incentives are offered?	
• Defense in dram shop liability lawsuits	No
• Discounts in dram shop liability insurance, license fees, or other	No
• Mitigation of fines or other administrative penalties for sales to minors or intoxicated persons	No
• Protection against license revocation for sales to minors or sales to intoxicated persons	No
Does the RBS law apply to on-premises establishments (such as bars and restaurants) or off-premises establishments (such as liquor stores)?	Not specified
Does the RBS law apply to new or existing licensees?	Not specified

Minimum Ages for Sellers of Alcohol – Off-Premises (i.e., Liquor Stores)	
What is the minimum age requirement for off-premises retail establishments?	
Beer	16
Wine	16
Spirits	16
Does a manager or supervisor have to be present?	No
Notes: Employees between 16 and 19 years of age may complete a transaction for the sale of beer, wine, or spirits, if they do not handle or serve it.	

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	19
Wine	19
Spirits	19
What is the minimum age requirement for bartenders in on-premises establishments?	
Beer	19
Wine	19
Spirits	19

Does a manager or supervisor have to be present?	No
Notes: As of April 19, 2016, employees between 16 and 19 years of age may complete a transaction for the sale of beer, wine, or spirits, but they cannot handle or serve it.	

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)?	Yes, No bottle club shall be operated within 300 feet from campus.
To which alcohol products does requirement apply?	Beer, Wine, Spirits
Notes: Although Nebraska law states a 300-foot limit, the Commission may waive it. If outlet is surrounded by or adjacent on two sides to University/College, then University/College must approve. Neb. Rev. Stat. § 53-177.01.	
Primary and Secondary Schools	
Is there a distance requirement for off-premises outlets (i.e., liquor stores)?	Yes, within 150 feet.
Is there a distance requirement for on-premises outlets (i.e., restaurants and bars)?	Yes, within 150 feet.
To which alcohol products does requirement apply?	Beer, Wine, Spirits

Dram Shop Liability	
Does a statute create dram shop liability?	Yes
Does the statute limit damages that may be recovered?	No
Does the statute limit who may be sued?	No
Does the statute limit elements or standards of proof?	No
Does common law dram shop liability exist?	No
Notes: Injury or property damage must be a proximate result of the negligence of an intoxicated minor.	

Social Host Liability	
Does a statute create social host liability?	Yes
Does the statute limit damages that may be recovered?	No
Does the statute limit who may be sued?	No
Does the statute limit elements or standards of proof?	No
Does common law social host liability exist?	No
Notes: Injury or property damage must be a proximate result of the negligence of an intoxicated minor.	

Prohibitions Against Hosting Underage Drinking Parties	
Does a statute prohibit hosting underage drinking parties?	No law
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

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

Direct Shipments/Sales	
May alcohol producers ship directly to consumers?	Yes
What alcohol types may be shipped?	Beer, Wine, Distilled Spirits
Must purchaser make mandatory trip to producer before delivery is authorized?	No
Age verification requirements	
Must the producer/shipper verify purchaser's age before sale?	Yes
Must the common carrier (deliverer) verify age of recipients?	No
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?	No
Must the common carrier (deliverer) record/report recipient's name?	No
Shipping label requirements	
Must the label state "Package contains alcohol"?	Yes
Must the label state "Recipient must be 21 years old"?	Yes

Keg Registration	
How is a keg defined (in gallons)?	Equal to or more than 5.00
Prohibitions	
Is it illegal to possess an unregistered or unlabeled keg and if so, what is the penalty?	Yes (Maximum fine/jail, \$500/3 months)
Is it illegal to destroy the label on a keg, and if so, what is the penalty?	Yes (Maximum fine/jail, \$500/3 months)
What purchaser information is collected?	
Must the retailer collect the name and address?	Yes
Must the retailer collect the ID number, name and address on license or other government information?	Yes
Must the retailer collect the address at which keg will be consumed?	No

Must warning information be given to purchaser?	Yes, passive (requires no action by purchaser)
Is a deposit required?	No
Does law cover disposable kegs?	No

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

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

Laws Affecting Alcohol Pricing

Alcohol Taxes	
Beer	
Control system for beer?	No
Specific excise tax per gallon for 5% alcohol beer	\$0.31
Ad valorem excise tax (for on-premises sales) on total receipts for 5% alcohol beer	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
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 5% alcohol beer	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
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 3.2 – 6% alcohol beer if applicable	
Wine	
Control system for wine?	No
Specific excise tax per gallon for 12% alcohol wine	\$0.95

Ad valorem excise tax (for on-premises sales) on total receipts for 12% alcohol wine	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
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 12% alcohol wine	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
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 6 – 14% alcohol wine if applicable	
Spirits	
Control system for spirits?	No
Specific excise tax per gallon for 40% alcohol spirits	\$3.75
Ad valorem excise tax (for on-premises sales) on total receipts for 40% alcohol spirits	
Wholesale tax rate (if applicable)	N/A
Retail tax rate (if applicable)	N/A
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)	N/A
Retail tax rate (if applicable)	N/A
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	
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	Yes
Reduced price for a specified day or time (i.e., happy hours)	No
Unlimited beverages for fixed price	Yes
Increased volume without increase in price	No

Wholesaler Pricing Restrictions	
Beer	
Are volume discounts to retailers allowed?	No law
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?	No law
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 (30 days)
Spirits	
Are volume discounts to retailers allowed?	No law
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 (30 days)

Nebraska State Survey Responses

State Agency Information

Agency with primary responsibility for enforcing underage drinking laws:

Nebraska State Patrol

Enforcement Strategies

State law enforcement agencies use:

Cops in Shops	No
Shoulder Tap Operations	No
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	Yes

Local law enforcement agencies use:

Cops in Shops	No
Shoulder Tap Operations	Yes
Party Patrol Operations or Programs	Yes
Underage Alcohol-Related Fatality Investigations	Yes

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

Yes

Primary state agency responsible for enforcing laws addressing direct sales/shipments of alcohol to minors

Nebraska State Patrol-
Investigative Services

Such laws are also enforced by local law enforcement agencies

Yes

Enforcement Statistics

State collects data on the number of minors found in possession¹

Yes

Number of minors found in possession¹ by state law enforcement agencies

2,497

Number pertains to the 12 months ending

12/30/2018

Data include arrests/citations issued by local law enforcement agencies

Yes

State conducts underage compliance checks/decoy operations² to determine whether alcohol retailers are complying with laws prohibiting sales to minors

Yes

Data are collected on these activities

Yes

Number of retail licensees in state³

5,117 as of 5/22/2019

Number of licensees checked for compliance by state agencies

404

(including random checks)

Number of licensees that failed state compliance checks

25

Numbers pertain to the 12 months ending

12/31/2018

Compliance checks/decoy operations conducted at on-sale, off-sale, or both retail establishments

Both on- and off-sale establishments

State conducts **random** underage compliance checks/decoy operations

Yes

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

Not available

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

Not available

Local agencies conduct underage compliance checks/decoy operations to determine whether alcohol retailers are complying with laws prohibiting sales to minors

Yes

Data are collected on these activities

Yes

Number of licensees checked for compliance by local agencies

776

Number of licensees that failed local compliance checks

61

Numbers pertain to the 12 months ending

12/31/2018

Sanctions

State collects data on fines imposed on retail establishments that furnish to minors

Yes

Number of fines imposed by the state⁴

194

Total amount in fines across all licensees

No data

Smallest fine imposed	No data
Largest fine imposed	No data
Numbers pertain to the 12 months ending	No data
<i>State collects data on license suspensions imposed on retail establishments specifically for furnishing to minors</i>	
	Yes
Number of suspensions imposed by the state ⁵	194
Total days of suspensions across all licensees	2,076 (101 mandatory)
Shortest period of suspension imposed (in days)	No data
Longest period of suspension imposed (in days)	No data
Numbers pertain to the 12 months ending	No data
<i>State collects data on license revocations imposed on retail establishments specifically for furnishing to minors</i>	
	Yes
Number of license revocations imposed ⁶	No data
Numbers pertain to the 12 months ending	No data

Additional Clarification

The figure reported for minor in possession arrests represents all 2018 liquor law violation arrests of individuals under the age of 21, not just those specifically for minor in possession.

The Liquor Commission assigns suspension days and the licensee can choose if they would like to serve the suspension or pay the fine. A total of 194 licensees received suspensions but were given the option to pay the fines instead of being suspended. Of those, there were 101 mandatory days of suspension imposed when paying the fine was not an option.

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

Too Good for Drugs and Violence

Number of youth served	1,030
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: <https://www.childtrends.org/programs/too-good-for-drugs>

URL for more program information: <https://www.childtrends.org/programs/too-good-for-drugs>

Program Description: Too Good for Drugs and Violence is designed to promote high school students’ pro-social skills, positive character traits, and violence- and drug-free norms. The curriculum consists of 14 core lessons, as well as an additional 12 lessons that can be infused into other subject areas, such as English, science, and social studies). Teachers participate in 10 staff development lessons. The program includes optional elements of family and community involvement.

All Stars	
Number of youth served	940
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:

<https://www.crimesolutions.gov/ProgramDetails.aspx?ID=319>

URL for more program information: <https://allstarsprevention.com/>

Program Description: All Stars programs are designed to prevent, reduce, and eliminate negative behaviors and promote positive behaviors. Each All Stars program, and every session and activity within All Stars, achieves these goals by changing qualities that account for why young people engage in negative behaviors. Various All Stars programs address the following concepts to some degree:

- Beliefs about consequences
- Bonding
- Commitment to not use or to reduce use
- Decision-making and impulsivity control
- Goal setting
- Idealism
- Norms
- Parental attentiveness
- Resistance skills training
- Self-management

Alcohol Literacy Challenge

Number of youth served	774
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:

<https://www.crimesolutions.gov/ProgramDetails.aspx?ID=632>

URL for more program information: <https://alcoholliteracychallenge.com/>

Program Description: Alcohol Literacy Challenge (ALC) is a brief classroom-based program designed to alter alcohol expectancies and reduce the quantity and frequency of alcohol use among high school and college students. Alcohol expectancies are an individual's beliefs about the anticipated effects of alcohol use, including those that are positive (e.g., increased sociability, reduced tension) and negative (e.g., impairments to mental and behavioral functioning, increased aggressiveness or risk taking). Some of the most desired effects—arousing, positive, and prosocial effects—are placebo rather than pharmacological effects. ALC aims to correct erroneous beliefs about the effects of alcohol, decreasing positive and increasing negative expectancies. These shifts in expectancies have been shown to predict lower levels of alcohol use.

Responsible Beverage Server Training (RBST)

Number of youth served	16,266
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:

https://www.theathenaforum.org/sites/default/files/xx_responsible_beverage_service_6-28-12.pdf

URL for more program information:

<https://www.thecommunityguide.org/findings/alcohol-excessive-consumption-responsible-beverage-service-training>

Program Description: Responsible beverage server training (RBST) includes efforts to educate owners, managers, servers, and sellers at alcohol establishments about strategies to avoid illegally selling alcohol to underage youth or intoxicated patrons. RBST practices include offering customers food with drinks, delaying service to rapid drinkers, refusing service to intoxicated or underage consumers, and discouraging intoxicated customers from driving. RBST is sometimes called RBS or server training.

Lead and Seed

Number of youth served	958
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:	Not available
URL for more program information:	Not available

Program Description: Lead & Seed is an environmental drug prevention program for schools or communities that is youth-driven and adult-supported. It has been replicated in all regions of the United States. The program focuses on underage alcohol consumption, prescription drug misuse, drunk driving, and marijuana and illicit drug use. It involves an interactive, 2-day training with youth leaders from middle and/or high school and adults who work with youth to capture the desired outcomes. The team develops a logic model using compelling data from their community assessment to drive the process for innovative solutions and sustainability of positive outcomes. The empowered team promotes community mobilization, social marketing techniques, leadership skills and other advocacy measures to make necessary changes in their physical, sociocultural, economic, and legal environments.

Communities Mobilizing for Change on Alcohol (CMCA)

Number of youth served	469,119
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:	https://www.crimesolutions.gov/ProgramDetails.aspx?ID=269
URL for more program information:	https://www.crimesolutions.gov/ProgramDetails.aspx?ID=269

Program Description: Communities Mobilizing for Change on Alcohol (CMCA) is a community organizing program designed to reduce youth access to alcohol by changing community and law enforcement policies, attitudes, and practices, and by targeting commercial and noncommercial availability of alcohol to underage drinkers.

DARE to Be You (DTBY)

Number of youth served	750
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:	https://youth.gov/content/dare-be-you
URL for more program information:	https://youth.gov/content/dare-be-you

Program Description: DARE to be You (DTBY) is a multi-level prevention program serving high-risk families with children ages 2-5. Program objectives focus on children's developmental attainments and aspects of parenting that contribute to youth resilience to later substance abuse, including parental self-efficacy, effective child rearing, social support, and problem-solving skills.

Second Step

Number of youth served	1,235
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:	https://www.crimesolutions.gov/ProgramDetails.aspx?ID=570
URL for more program information:	https://www.secondstep.org/research

Program Description: Second Step is a program rooted in social-emotional learning that helps transform schools into supportive, successful learning environments uniquely equipped to encourage children to thrive. More than just a classroom curriculum, Second Step's holistic approach helps create a more empathetic society by providing education professionals, families, and the larger community with tools to enable them to take an active role in the social-emotional growth and safety of today's children.

Alcohol: Compliance Checks

Number of youth served	430,120
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:

https://www.theathenaforum.org/sites/default/files/xx_compliance_checks_6-28-12.pdf

URL for more program information:

<http://www.projectextramile.org/enforcement/compliance-checks>

Program Description: Compliance checks involve the use of underage buyers by law enforcement agencies to test retailers' compliance with laws prohibiting the sale of alcohol to minors.

Brief Alcohol Screening & Intervention of College Students (BASICS)

Number of youth served	189
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: <https://www.blueprintsprograms.org/factsheet/brief-alcohol-screening-and-intervention-for-college-students-basics>

URL for more program information:

<https://www.blueprintsprograms.org/factsheet/brief-alcohol-screening-and-intervention-for-college-students-basics>

Program Description: The Brief Alcohol Screening & Intervention of College Students (BASICS) program is designed to help college students ages 18-24 make better alcohol-use decisions. It targets students who drink alcohol heavily and have experienced or are at risk for alcohol-related problems. This program is conducted over 2 brief interviews with the students to change habits.

Additional Underage Drinking Prevention Programs Operated or Funded by the State

Program description: No data

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 Yes

Description of collaboration: Partnership on various initiatives occur through the work of the Nebraska Prevention Advisory Council whose membership includes tribal representation. The state also partners with the Winnebago and Ponca tribes through the Thurston County Collaborative to prevent underage drinking in Thurston County.

State has programs to measure and/or reduce youth exposure to alcohol advertising and marketing Yes

Description of program: Yes, many of the locally established community coalitions that are targeting underage drinking prevention initiatives have included efforts aimed

at youth exposure to alcohol advertising, promotions, and marketing, including some strategies that are initiated by youth members themselves.	
<i>State collaborates with/participates in media campaigns to prevent underage drinking</i>	Yes
Federal campaigns: Talk. They Hear You.; Talk About Alcohol	Yes
Regional and local media campaigns: Take Time Out to Talk about Underage Drinking	Yes
Local school district efforts:	No
Other:	No
<i>State collaborates with/participates in SAMHSA’s national media campaign, “Talk. They Hear You.”</i>	Yes
State officially endorses TTHY efforts	Yes
State commits state resources for TTHY	Yes
State forwards TTHY materials to local areas	Yes
Other:	No
<i>State procures funding for TTHY</i>	Yes
Pro bono	No
Donated air time	No
Earned media	No
Other: Strategic Prevention Framework-Partnerships for Success (SPF-PFS) funding	Yes
<i>State has adopted or developed best practice standards for underage drinking prevention programs</i>	Yes
Agencies/organizations that established best practices standards:	
Federal agency(ies): SAMHSA, U.S. Department of Justice (USDOJ)/Office of Juvenile Justice and Delinquency Prevention (OJJDP), National Highway Traffic Safety Administration (NHTSA)	Yes
Agency(ies) within your state: Nebraska Department of Health and Human Services	Yes
Nongovernmental agency(ies):	No
Other:	No
Best practice standards description: The Surgeon General's Call to Action To Prevent and Reduce Underage Drinking (Health and Human Services [HHS], 2007) provides the framework for our underage drinking prevention initiatives.	
Additional Guidance by the:	
Interagency Coordinating Committee on the Prevention of Underage Drinking (ICCPUD) 2015 Report to Congress (RTC) on the Prevention and Reduction of Underage Drinking	

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: Mark Segerstrom
 Email: Mark.Segerstrom@nebraska.gov
 Address: 5001 South 14th Street, Lincoln, NE 68512
 Phone: 402-471-2515

Agencies/organizations represented on the committee:

- Nebraska State Patrol
- Nebraska Department of Health and Human Services
- Nebraska Crime Commission
- Nebraska Liquor Control Commission
- Nebraska Attorney General
- Nebraska Department of Motor Vehicles
- University of Nebraska-Lincoln (UNL) and UNL Police

Lincoln Police Department
 State Probation Office
 Project Extra Mile
 Nebraska Medical Association
 Nebraska Mothers Against Drunk Driving (MADD)
 Nebraska Public Health Association
 Nebraska Sheriff's Association

A website or other public source exists to describe committee activities URL or other means of access: Not applicable	No
--	----

Underage Drinking Reports

State has prepared a plan for preventing underage drinking in the last 3 years	Yes
--	-----

Prepared by: Department of Health and Human Services, Prevention Advisory Council

Plan can be accessed via:

<http://dhhs.ne.gov/Behavioral%20Health%20Documents/Strategic%20Plan%202017-2020.pdf>

State has prepared a report on preventing underage drinking in the last 3 years	Yes
---	-----

Prepared by: Nebraska Department of Health and Human Services, Statewide Epidemiological Outcomes Workgroup (SEOW)

Report can be accessed via:

<http://dhhs.ne.gov/Behavioral%20Health%20Documents/Epidemiological%20Profile%20-%202017.pdf>

Additional Clarification

No data

State Expenditures for the Prevention of Underage Drinking

Compliance checks in retail outlets:

Estimate of state funds expended	No data
----------------------------------	---------

Estimate based on the 12 months ending	No data
--	---------

Checkpoints and saturation patrols:

Estimate of state funds expended	No data
----------------------------------	---------

Estimate based on the 12 months ending	No data
--	---------

Community-based programs to prevent underage drinking:

Estimate of state funds expended	\$204,596
----------------------------------	-----------

Estimate based on the 12 months ending	06/30/2018
--	------------

K-12 school-based programs to prevent underage drinking:

Estimate of state funds expended	\$171,805
----------------------------------	-----------

Estimate based on the 12 months ending	06/30/2018
--	------------

Programs targeted to institutes of higher learning:

Estimate of state funds expended	\$32,791
----------------------------------	----------

Estimate based on the 12 months ending	06/30/2018
--	------------

Programs that target youth in the juvenile justice system:

Estimate of state funds expended	Data not available
----------------------------------	--------------------

Estimate based on the 12 months ending	Data not available
--	--------------------

Programs that target youth in the child welfare system:

Estimate of state funds expended	Data not available
----------------------------------	--------------------

Estimate based on the 12 months ending	Data not available
--	--------------------

Other programs:

Programs or strategies included: Data not available

Estimate of state funds expended:	Data not available
-----------------------------------	--------------------

Estimate based on the 12 months ending:	Data not available
---	--------------------

Funds Dedicated to Underage Drinking

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

Taxes	No
Fines	No
Fees	No
Other: Not applicable	No

Description of funding streams and how they are used:
Not applicable

Additional Clarification

No data

SAMHSA Publication
No. PEP21-03-11-009 Released 2021
Substance Abuse and Mental Health Services Administration



SAMHSA
Substance Abuse and Mental Health
Services Administration