OJJDP

Enforcing Underage Drinking Laws Seizing Opportunities and Overcoming Challenges

Party Prevention & Controlled Party Dispersal



This Training is NOT...

- Us telling your Department how to do enforcement or how to organize a community coalition
- No one is perfect!
- Please consult with your prosecutor for clarification on local protocol!

This Training is ...

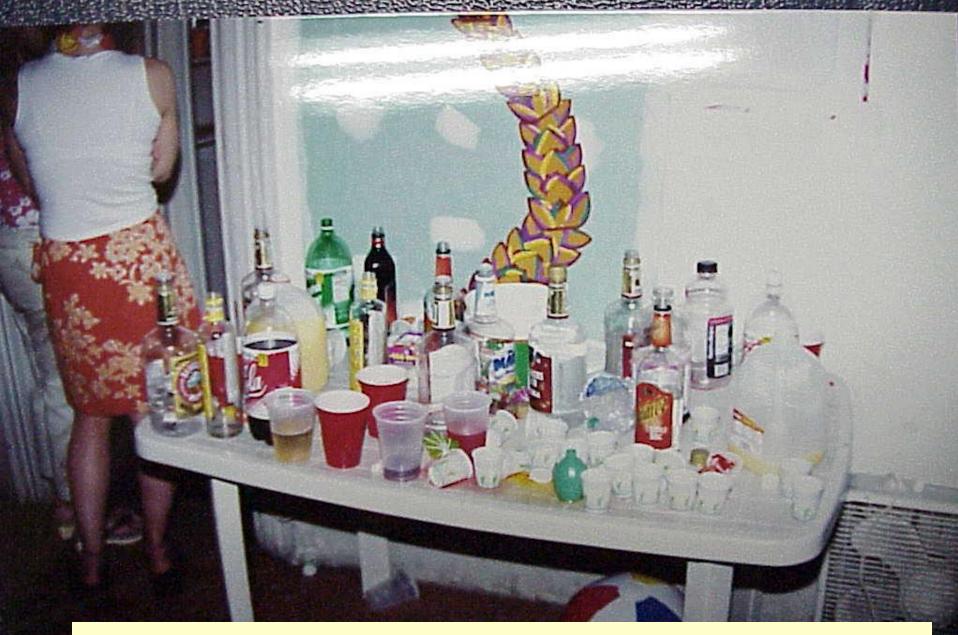
- But we will present enforcement concepts and principles for you to consider and provide updates on what is happening elsewhere on this issue
- Take an idea, build on it, make it work in your community

Objectives

- Discuss the causes of underage drinking and research to guide intervention to address them
- Generate strategies for party prevention
- Learn procedures for implementing a "Controlled Dispersal"

Objectives

- Learn how community support and political will can be generated to address the problem of underage drinking parties through prevention
- Discuss how the media can be used to amplify the effects of a controlled dispersal program and maintain community support for underage drinking enforcement



Is Underage Drinking a Problem?



Alcohol related tragedies are the #1 cause of death for 16-24 year olds



16-24 year olds - highest population contracting AIDS/HIV

THE PATRIOT-NEWS . MONDAY. NOVEMBER 8, 1999 . A3 Police arrest 100 in frat house party

THE ASSOCIATED PRESS

BLOOMSBURG About 100 peodrinking and other charges in a weekend raid on a fraternity house near a police station.

Some of those arrested were as young as 15, most were Bloomsburg University students or their younger brothers and sisters, police

Police estimated the basement

beer party crowd at 200 people. The bust appears to be the largest in Bloomsburg in at least the last decade. It came as parents of many students were in town for the annu-

al parents' weekend to showcase the university.

One woman was found unconscious in the basement and was taken to a hospital

Plainciothes officers entered to frage party about 11:20 nm mail were charmed as

Fraternity members stationed outside listened to scanners tuned to Police frequencies in hopes of learning of any bust before it happened. Sokoloski sald. But police used coded frequencies that can't be

picked up on civilian scanners. Local police issued 65 citations, Sokoloski said; he estimated that those cited by state police and liquor agents would bring the total to about 100.

Sokoloski noted that some of those busted are 15 and 16 years old. They were apparently visiting with parents for the weekend and went to the bash with older brothers and sisters.

"Big brother and big sister were showing them a good time," the sergeant said. No parents were found in the house, he said.

Police arrest 69 at Bloom party

Cops: 211 counted in fraternity house, all except 24 under drinking age

By LEON EDGDAN

HARMANNERS Police said to undergood drinkers nerv und ralled Wednesday durind an vernighte raid of a large beer party housed at finis Pol Rusernity may have been party bossed at Sata Pol Rusernity on Pale Street

Pages numbered the party crossed at 211 people or manufaction the house, a majority of these placemakery University students.

Teams of heal and state policy share with state Liquing Control information agents second five hep of feer on the premises and should fee in cash. Also found seem a feer marijuana pipes and

then price and over by officers founded the constents of a small dente bay out of an apetairs with paster bay out of an apetairs with

ment groups of students had and together and exchanged huge and herdelickes as policy system studily processed and photographed suspected violatory

pendents were released one by me after being hunded citations. Fallow conditioned their search



Alcohol related "Date Rape" and teenage pregnancy at all time highs.





High correlation between early alcohol use and Domestic Violence





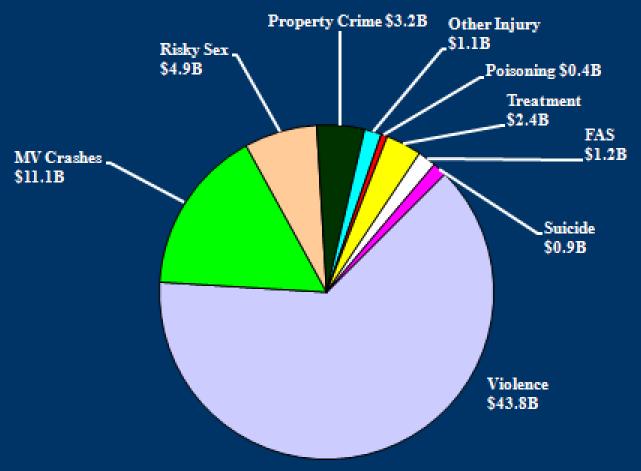
Discussion...

- Underage drinking parties can occur in a variety of settings:
 - List where they are in your community
- They result in a number of problems in addition to underage alcohol use, including:
 - List the problems your community sees

- Underage drinking parties can occur in a variety of settings and result in a number of problems in addition to underage alcohol use, including:
- Alcohol Poisoning
- Impaired Driving
- Violence

- Sexual assault
- Unprotected sex resulting in pregnancy or the spread of sexually transmitted diseases
- Significant property damage
- Combination drug use
- Death
- "Quality of Life" crimes

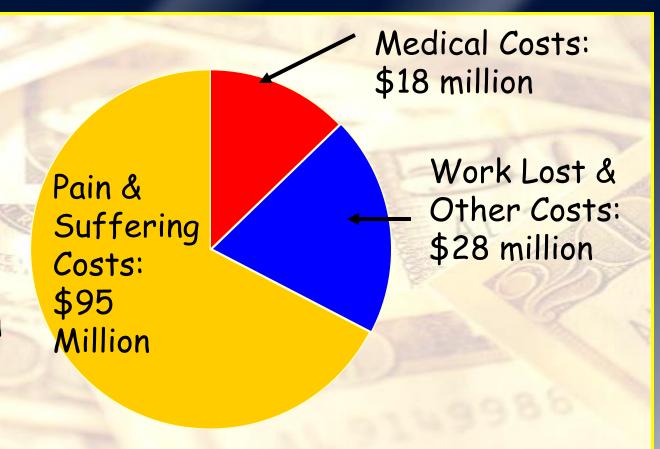
Underage Drinking Cost \$69 B in 2007



Underage Drinking is a \$141 Million A Year Problem in North Dakota

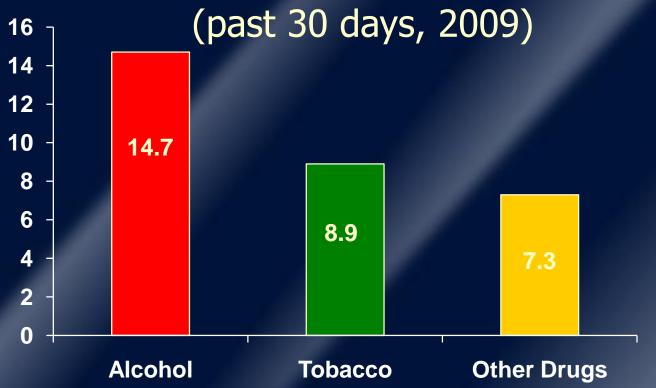
Total Cost of Underage Drinking in North Dakota for 2007:

\$141 Million



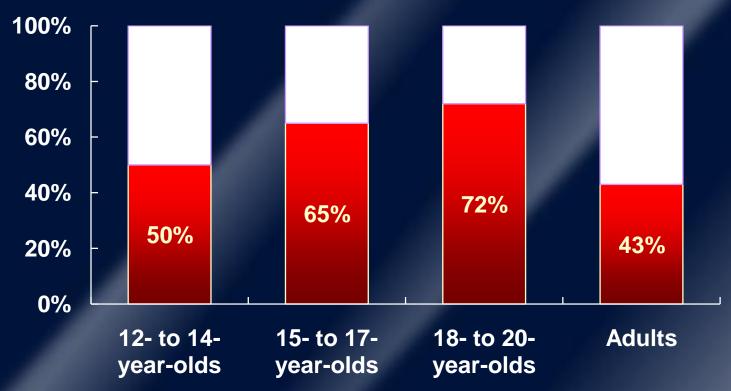
Alcohol is The Leading Drug Problem for Youth in This Country





Youth Who Drink, Tend to Do So in a Risky Manner

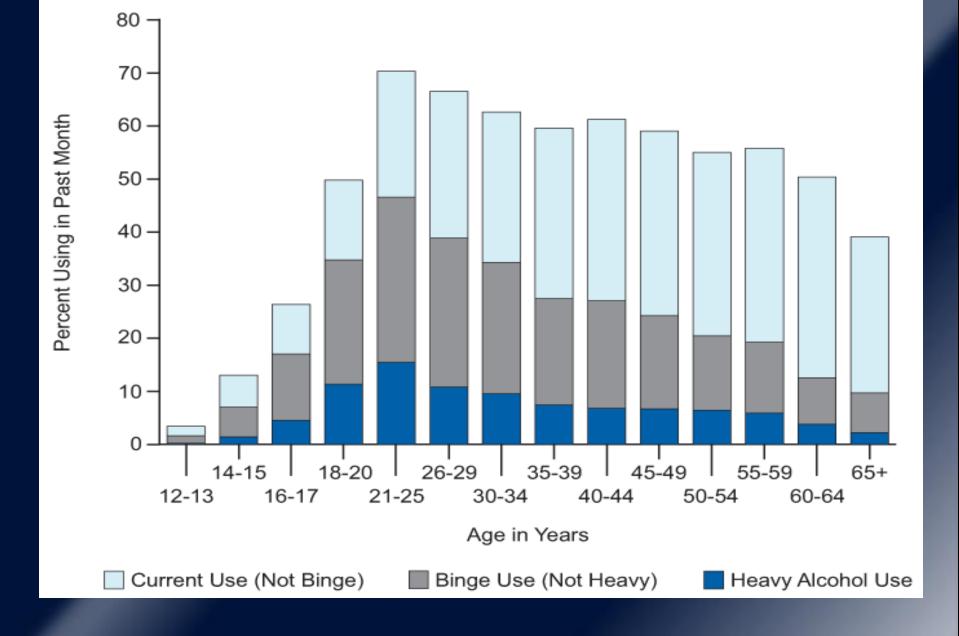
Comparison of drinking patterns for adult and underage drinkers (past 30 days)



Non-bingers

Bingers

Source: Office of Applied Studies, SAMHSA, National Household Survey on Drug Abuse (2002)



Current, Binge, and Heavy Alcohol Use among Persons Aged 12 or Older, by Age: 2009

How about here in North Dakota?

- Underage drinking is widespread in North Dakota. Approximately 35,000 underage youth in North Dakota (Grades 9-12) drink each year, with 74% admitting to drinking at least one drink of alcohol on one or more days during their life.
- In 2005, underage drinkers consumed 20.3% of all alcohol sold in North Dakota, totaling \$77 million in sales. These sales provided profits of \$38 million to the alcohol industry.

The Modern Day Underage Drinking Party

<u>Past</u>

Pooled Money

Piled in One Car

Modified Paper License

6 Pack of Beer

Drink in Field or

School

Present

Everyone Has \$20.00

Meet at the Beer Store

Computerized Fake ID

Keg or Several Cases or Wine

Somebody's Home, Hotel,

Remote location

 How many 12 oz bottles of beer are in a standard keg?



Enablers of Underage Drinking Parties

Discussion...

- We know that underage drinking parties occur
 - What helps enable them in your community?

Enablers of Underage Drinking Parties

- Attitudes of parents
- Attitudes of community at-large
- Attitude of enforcement / Courts
- Traditional method of enforcement
- Sales to minors
- Third party transactions

Safe Party Campaign

 An initiative established by a law enforcement agency or community group to provide advise to a parent or event sponsor in order to assist them in keeping their alcohol-free party as safe as possible.

Safe Party Campaign - Parent Tips

- Discuss the guest list with their child
- Clearly communicate that alcohol, tobacco, and other drugs are not allowed

 Limit the number of invitees and the number who actually attend

Safe Party Campaign - Parent Tips

 Know the ages of partygoers and how they know their child

 Define the area for the party (e.g., do not allow guests in bedrooms)

 Have sufficient chaperones to monitor the party guests and party areas

Safe Party Campaign - Parent Tips

How to deal with party crashers

Verify all of the above with Host parents

- Safe Homes Project
 - Booklet available from PLCB
- MADD websites



- Anonymous tip hotline for reporting underage drinking parties either before or during the party
- Community calls from school staff, parents, or children can result in effective party prevention
- Internet surveillance can involve visiting chat rooms known to be frequented by youth in the community or at a particular school

- Making sure the agency fax number and e-mail address is known
- Source investigations
- Media amplification of enforcement efforts
- Merchant contacts

Because it's all worth it ... if we can save just one!



Legal Strategies

- Several legal strategies lend themselves to prevention of underage drinking parties
 - availability of alcohol
 - places to consume alcohol
 - local regulations

Legal Strategies

- Keg registration / Keg bans on campus
- Official closing hours and restrictions on alcohol use in parks and public areas

Community Assisted Party Program (CAPP)

- Identify specific chronic, nuisance locations
- Stop / minimize Police calls for service to these locations
- Penalties outweigh benefits of the party
- Cost recovery when Police DO respond
 - Explore your cost recovery options
 - It's likely you already do this for False Alarms!

Community Assisted Party Program (CAPP)

- There are a variety of ways to handle loud parties
 - Verbal Warning
 - Often have to return
 - Written Warnings / Documentation
 - First Response notice
 - Second Response notice w/Cost Recovery
 - Rarely have to return

Community Assisted Party Program (CAPP)

Therefore, to

shift the cost of additional service required by return calls to disturbances, a "POLICE SERVICE FEE" will be charged to persons responsible for the disturbance. The above named person has been given a Police Service Fee First Response Notice in accordance with Municipal Code Section 51.1004. This action is a result of a loud party in violation of Section 415 (Disturbing the Peace) of the California Penal Code. A second response by the police to this location will result in an assessment of a "POLICE SERVICE FEE." This fee will include the actual costs of required police personnel and equipment up to \$500.00. THIS NOTICE DOES NOT PRECLUDE ANY CONCURRENT OR SUBSEQUENT CRIMINAL PROSECUTION THAT MAY BE INITIATED IF A RETURN VISIT IS NEEDED.

Resources

 What local law enforcement resources are at your disposal to aid in responding to underage parties?

History of the Controlled Dispersal Program

 The Controlled Dispersal Program was developed in 1993, by the Montgomery County MD Police Department, as a result of a Northern Virginia high school student being driven to her death after attending an underage drinking party that was dispersed by a parent

Philosophy of Controlled Dispersal

The premise is to

- Dedicate appropriate available resources
- To contain the party participants
- And effectively control their release
- Minimize liability

Enforcement is used as an education tool to

- Properly manage the incident
- Involve the parents
- Discourage future participation in underage drinking

Support Resources

- A variety of people can assist in a Controlled Dispersal. These people should be trained and assigned to this program
 - Non-Sworn Agency Members
 - Community volunteers
- Be aware of Departmental Policy and Liability. This should be addressed by each Department

Phases

Initial Response

Enforcement

Initial Response

Complaint

- Who called?
- How valid is the call?
- What is the motivation for the call?
- How many calls from how many people?
- Is there Premise History?

Initial Response

Surveillance

- Where are you going to respond?
- How close will you get to the location?
- Look and Listen!
- What additional resources are needed?

Enforcement Components

- Briefing
- Approach
- Entry
- Sweep and Control
- Processing

Enforcement - Briefing

The first officer on scene

- Confirms it's an underage drinking party
- Establishes probable cause
- Notifies a supervisor/OIC
- A staging area, out of the view of the party, is set
- The supervisor/OIC responds and determines the available resources and the approach strategy

Enforcement — Briefing Creating A Plan

- Officer Safety
- Tactical Deployment Assignments

(Officers may have multiple assignments)

- Coordinator Case Agent
- Security (Perimeter)
- Sweep Officer
- Processing
- Evidence
- Contingency Plan

Enforcement - Approach

External Perimeter

Internal Perimeter







Enforcement - Entry

Consent

Search Warrant

Exigent Circumstances

Enforcement — Sweep and Control

- Consent is the best approach to gain entry
 - Who may consent?
- Once entry is gained, attendees should be gathered in a secure area
- Organize Attendees
 - Juveniles
 - Up to 20
 - Over 21
 - − Who has ID?
 - If you don't, you get processed last!

Enforcement — Sweep and Control

 The contact officer and party host then conduct a thorough search of the residence to make sure no one is ill or hiding

Enforcement — Processing

- Pictures
- Preliminary Breath Tests
- Citations
- Parent Notification
- Evidence Collection
- Release of the Participants

Processing Ideas

- Two Models
 - 3 Stations
 - "Stick with me"
- Both can use Community Volunteers

Processing Ideas Stations

Station One

- Administers preliminary breath test
- Photographs subject
- Writes name, date of birth, and test results on the photograph
- Releases partygoers of legal age provided they have safe transportation

Processing Ideas Stations

Station Two

- Issues citations
- Information for summons

Station Three (safe transportation)

- Juveniles have a parent or guardian retrieve them from the party site
- Attendees ages 18 to 20 are instructed not to drive and to arrange for a safe ride home

Processing Ideas "Stick With Me"

- As Community Volunteers arrive
 - First Volunteer is designated VIC (Volunteer in Charge)
 - VIC coordinates all other arriving Volunteers
 - Issued identifying vests and equipment
 - They are assigned an Officer to help
 - That Officer takes ??? number of youth
 - Each Officer fully processes the youth
 - Volunteers assist as directed by the Officer

Raid Kit Information

- Duffle Bag
- Binoculars
- Bull Horn in the Squad Car
- Digital Camera, Camcorder, and/or Polaroid Camera (with extra diskettes, film and batteries)
- PBTs
- Drug Detection Kits
- Flex Cuffs (Hand Cuffs)
- Latex Gloves
- Flashlights (extra batteries)
- Miranda Warning Cards and/or Juvenile Rights Cards
- Processing Forms for both juveniles and those over 18, Citations, Evidence Forms, Clip Boards, Transparency Covers (to use in the rain to protect papers)
- Tape Recorder (tapes and batteries)
- Pencils, Highlighters, Black Pens, Sharpie markers
- Canteen of Water and Energy Bars

- Connect with organizations *already* involved with preventing unlawful alcohol use (e.g. a community-based coalition)
 - Greatly reduces redundancy of efforts
 - Results in greater resources

- Who do <u>you</u> go to?
 - Coalition groups
 - Key community leaders
 - School superintendents and principals
 - Community recreation center leaders
 - Pediatric Physicians & Trauma Nurses Assoc.
 - Chambers of Commerce presidents
 - Neighborhood Association presidents

- Who do <u>you</u> go to?
 - Key community leaders (Cont.)
 - PTA presidents
 - Faith leaders
 - Elected officials
 - Campus / University officials

- Who do <u>they</u> go to?
 - Law enforcement officials
 - Policymakers with the power to allocate resources
 - Media

- What do they argue for?
 - Specialized and dedicated underage drinking enforcement
 - Consistent adjudication
 - Fines
 - License suspensions / restrictions
 - Meaningful probation

Partnerships

Are we all on the same page?

Prosecutors

Courts

Other Law Enforcement Agencies

Partnerships

- Community volunteers
 - Ask "Why Would People Want to Help?"
 - Then Meet That Need
 - Train people for being On-Call
 - Schedule Them
 - Utilize Them
 - Reward Them

Working with Media

Three Step Process

- Tell Public what the laws are and that you'll be enforcing them
- Go out and enforce those laws
- Tell Public the results of that enforcement

Working with Media

- Designate a Media Spokesperson
- Advertise Programs and Enforcement Efforts
- Report all Implemented Controlled Dispersals
- Encourage Ride-Alongs
- Follow Department SOP for release of information

Challenges

- Establishing Cooperation from the Home Owner or Host
- Obtaining Support from Patrol Supervisors,
 Officers and Other Agencies
- Gaining Buy-In by the Courts and Prosecutors
- Managing Field Parties

Concealment?





More creativity....





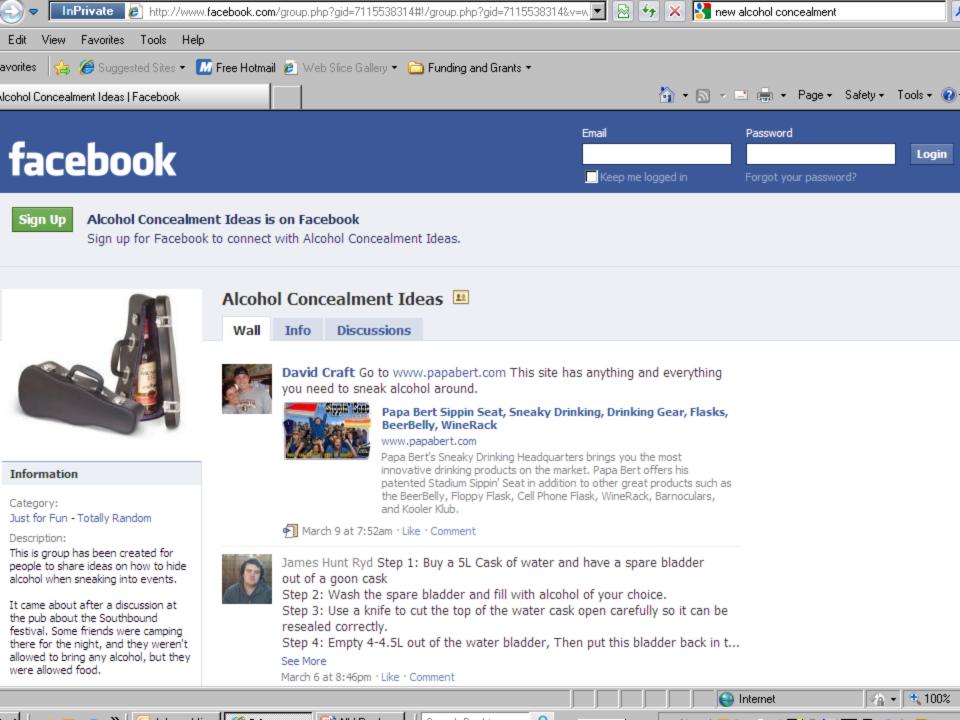


Flip Flops??



Pocket Shots... \$0.99!!

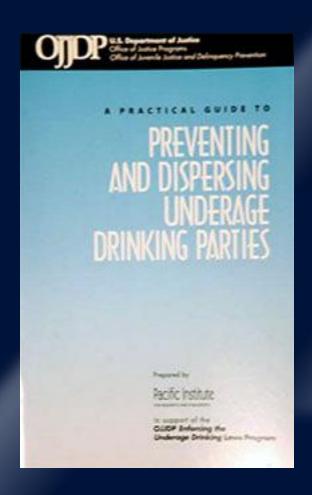




PARTY CREWS!

- "JV" of street gangs
- Vacant buildings
- Promote alcohol among minors
- Females free
- Fundraising for older teens
- Alcohol stolen...high profit margin!

See our document, "Guide to Preventing and Dispersing Underage Drinking Parties" for more information.



Visit our website to download free of charge at www.udetc.org

Note: Additional PPCD enforcement resources are sited within the publication.



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