

114TH CONGRESS  
1ST SESSION

# S. 728

To provide for programs and activities with respect to the prevention of  
underage drinking.

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IN THE SENATE OF THE UNITED STATES

MARCH 12, 2015

Mr. SCHUMER introduced the following bill; which was read twice and referred  
to the Committee on Health, Education, Labor, and Pensions

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## A BILL

To provide for programs and activities with respect to the  
prevention of underage drinking.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Sober Truth on Pre-  
5       venting Underage Drinking Reauthorization Act” or the  
6       “STOP Act”.

1 **SEC. 2. AMENDMENT TO THE PUBLIC HEALTH SERVICE**  
2 **ACT.**

3 Section 519B of the Public Health Service Act (42  
4 U.S.C. 290bb–25b) is amended by striking subsections (a)  
5 through (f) and inserting the following:

6 “(a) **DEFINITIONS.**—For purposes of this section:

7 “(1) The term ‘alcohol beverage industry’  
8 means the brewers, vintners, distillers, importers,  
9 distributors, and retail and online outlets that sell or  
10 serve beer, wine, or distilled spirits.

11 “(2) The term ‘school-based prevention’ means  
12 programs that are institutionalized and run by staff  
13 members or school-designated persons or organiza-  
14 tions in any grade of school, kindergarten through  
15 12th grade.

16 “(3) The term ‘youth’ means persons under the  
17 age of 21.

18 “(b) **SENSE OF CONGRESS.**—It is the sense of Con-  
19 gress that:

20 “(1) A multi-faceted effort is needed to more  
21 successfully address the problem of underage drink-  
22 ing in the United States. A coordinated approach to  
23 prevention, intervention, treatment, enforcement,  
24 and research is key to making progress. This section  
25 recognizes the need for a focused national effort,  
26 and addresses particulars of the Federal portion of

1       that effort, as well as Federal support for State ac-  
2       tivities.

3           “(2) The Secretary should continue to conduct  
4       research and collect data on the short and long-  
5       range impact of alcohol use and abuse upon adoles-  
6       cent brain development and other organ systems.

7           “(3) States and communities, including colleges  
8       and universities, are encouraged to adopt com-  
9       prehensive approaches to preventing alcohol abuse,  
10      including—

11           “(A) evidence-based screening, programs,  
12      and curricula;

13           “(B) brief intervention strategies;

14           “(C) consistent policy enforcement; and

15           “(D) science-based strategies to reduce un-  
16      derage drinking.

17           “(4) Public health groups, consumer groups,  
18      and the alcohol beverage industry should continue  
19      and expand evidence-based efforts to prevent and re-  
20      duce underage drinking.

21           “(5) The entertainment industries have a pow-  
22      erful impact on youth and should use rating systems  
23      and marketing codes to reduce the likelihood that  
24      underage audiences will be exposed to movies, re-

1 cordings, television programs, or other digital media  
2 with unsuitable alcohol content.

3 “(6) The National Collegiate Athletic Associa-  
4 tion, its member colleges and universities, and ath-  
5 letic conferences should affirm a commitment to a  
6 policy of discouraging alcohol use among underage  
7 students and other young fans.

8 “(7) Alcohol is a unique product and should be  
9 regulated differently than other products by the  
10 States and Federal Government. States have pri-  
11 mary authority to regulate alcohol distribution and  
12 sale, and the Federal Government should support  
13 and supplement these State efforts. States also have  
14 a responsibility to fight youth access to alcohol and  
15 reduce underage drinking. Continued State regula-  
16 tion and licensing of the manufacture, importation,  
17 sale, distribution, transportation, and storage of al-  
18 coholic beverages are clearly in the public interest  
19 and are critical to promoting responsible consump-  
20 tion, preventing illegal access to alcohol by persons  
21 under 21 years of age from commercial and non-  
22 commercial sources, maintaining industry integrity  
23 and an orderly marketplace, and furthering effective  
24 State tax collection.

1           “(8) Section 158 of title 23, United States  
2           Code (commonly known as the National Minimum  
3           Drinking Age Act of 1984) has been a remarkably  
4           effective public health and safety policy, as evidenced  
5           by the fact that the percentage of 12th graders who  
6           have drunk alcohol in the past month has fallen by  
7           one-third since the enactment of such law.

8           “(9) The National Minimum Drinking Age Act  
9           of 1984 has been significantly effective in reducing  
10          drinking and driving traffic fatalities, as the Na-  
11          tional Highway Traffic Safety Administration esti-  
12          mates that the law has saved over 28,000 lives since  
13          1975.

14          “(10) Community awareness, support, and mo-  
15          bilization provide an important context for the effec-  
16          tive enforcement of the age 21 minimum drinking  
17          law.

18          “(c) INTERAGENCY COORDINATING COMMITTEE; AN-  
19          NUAL REPORT ON STATE UNDERAGE DRINKING PREVEN-  
20          TION AND ENFORCEMENT ACTIVITIES.—

21          “(1) INTERAGENCY COORDINATING COMMITTEE  
22          ON THE PREVENTION OF UNDERAGE DRINKING.—

23                 “(A) IN GENERAL.—The Secretary, in col-  
24                 laboration with the Federal officials specified in  
25                 subparagraph (B), shall continue to support

1 and enhance the efforts of the interagency co-  
2 ordinating committee, that began operating in  
3 2004, focusing on underage drinking (referred  
4 to in this subsection as the ‘Committee’).

5 “(B) OTHER AGENCIES.—The officials re-  
6 ferred to in subparagraph (A) are the Secretary  
7 of Education, the Attorney General, the Sec-  
8 retary of Transportation, the Secretary of the  
9 Treasury, the Secretary of Defense, the Sur-  
10 geon General, the Director of the Centers for  
11 Disease Control and Prevention, the Director of  
12 the National Institute on Alcohol Abuse and Al-  
13 coholism, the Administrator of the Substance  
14 Abuse and Mental Health Services Administra-  
15 tion, the Director of the National Institute on  
16 Drug Abuse, the Assistant Secretary for Chil-  
17 dren and Families, the Director of the Office of  
18 National Drug Control Policy, the Adminis-  
19 trator of the National Highway Traffic Safety  
20 Administration, the Administrator of the Office  
21 of Juvenile Justice and Delinquency Prevention,  
22 the Chairman of the Federal Trade Commis-  
23 sion, and such other Federal officials as the  
24 Secretary of Health and Human Services deter-  
25 mines to be appropriate.

1           “(C) CHAIR.—The Secretary of Health  
2           and Human Services shall serve as the chair of  
3           the Committee.

4           “(D) DUTIES.—The Committee shall guide  
5           policy and program development across the  
6           Federal Government with respect to underage  
7           drinking, provided, however, that nothing in  
8           this section shall be construed as transferring  
9           regulatory or program authority from an Agen-  
10          cy to the Committee.

11          “(E) CONSULTATIONS.—The Committee  
12          shall actively seek the input of and shall consult  
13          with all appropriate and interested parties, in-  
14          cluding States, public health research and inter-  
15          est groups, foundations, and alcohol beverage  
16          industry trade associations and companies.

17          “(F) ANNUAL REPORT.—

18                 “(i) IN GENERAL.—The Secretary, on  
19                 behalf of the Committee, shall annually  
20                 submit to Congress a report that summa-  
21                 rizes—

22                         “(I) all programs and policies of  
23                         Federal agencies designed to prevent  
24                         and reduce underage drinking, focus-  
25                         ing particularly on programs and poli-

1           cies that support the adoption and en-  
2           forcement of State policies designed to  
3           prevent and reduce underage drinking  
4           as specified in paragraph (2);

5           “(II) the extent of progress in  
6           preventing and reducing underage  
7           drinking at State and national levels;

8           “(III) data that the Secretary  
9           shall collect with respect to the infor-  
10          mation specified in clause (ii); and

11          “(IV) such other information re-  
12          garding underage drinking as the Sec-  
13          retary determines to be appropriate.

14          “(ii) CERTAIN INFORMATION.—The  
15          report under clause (i) shall include infor-  
16          mation on the following:

17               “(I) Patterns and consequences  
18               of underage drinking as reported in  
19               research and surveys, such as Moni-  
20               toring the Future, Youth Risk Behav-  
21               ior Surveillance System, the National  
22               Survey on Drug Use and Health, and  
23               the Fatality Analysis Reporting Sys-  
24               tem.

1 “(II) Measures of the availability  
2 of alcohol from commercial and non-  
3 commercial sources to underage popu-  
4 lations.

5 “(III) Measures of the exposure  
6 of underage populations to messages  
7 regarding alcohol in advertising and  
8 the entertainment media.

9 “(IV) Surveillance data, includ-  
10 ing information on the onset and  
11 prevalence of underage drinking, con-  
12 sumption patterns, beverage pref-  
13 erences, prevalence of drinking among  
14 students at institutions of higher edu-  
15 cation, correlations between adult and  
16 youth drinking, and the means of un-  
17 derage access, including trends over  
18 time for such surveillance data. The  
19 Secretary shall develop a plan to im-  
20 prove the collection, measurement,  
21 and consistency of reporting Federal  
22 underage alcohol data.

23 “(V) Any additional findings re-  
24 sulting from research conducted or  
25 supported under subsection (f).

1 “(VI) Evidence-based best prac-  
 2 tices to prevent and reduce underage  
 3 drinking including a review of the re-  
 4 search literature related to State laws,  
 5 regulations, and policies designed to  
 6 prevent and reduce underage drink-  
 7 ing, as described in paragraph  
 8 (2)(B)(i).

9 “(2) ANNUAL REPORT ON STATE UNDERAGE  
 10 DRINKING PREVENTION AND ENFORCEMENT ACTIVI-  
 11 TIES.—

12 “(A) IN GENERAL.—

13 “(i) ANNUAL REPORTS.—The Sec-  
 14 retary shall, with input and collaboration  
 15 from other appropriate Federal agencies,  
 16 States, Indian tribes, territories, and pub-  
 17 lic health, consumer, and alcohol beverage  
 18 industry groups, annually issue a report on  
 19 the performance of each State in enacting,  
 20 enforcing, and creating laws, regulations,  
 21 and policies to prevent or reduce underage  
 22 drinking based on an assessment of best  
 23 practices developed pursuant to paragraph  
 24 (1)(F)(ii)(VI) and subparagraph (B)(i).  
 25 For purposes of this paragraph, each such

1 report, with respect to a year, shall be re-  
2 ferred to as the ‘State Report’.

3 “(ii) USE OF STATE REPORTS.—Each  
4 State Report shall be designed as a re-  
5 source tool for Federal agencies assisting  
6 States in underage drinking prevention ef-  
7 forts, State public health and law enforce-  
8 ment agencies, State and local policy-  
9 makers, and underage drinking prevention  
10 coalitions, including such coalitions receiv-  
11 ing grants under subsection (e)(1).

12 “(B) STATE REPORT PERFORMANCE MEAS-  
13 URES AND CONTENT.—

14 “(i) IN GENERAL.—The Secretary  
15 shall develop, in consultation with the  
16 Committee, a set of measures to be used in  
17 preparing the report on best practices with  
18 respect to State laws, regulations, policies,  
19 and enforcement practices.

20 “(ii) STATE REPORT CONTENT.—Each  
21 State Report shall include updates on  
22 State laws, regulations, and policies, in-  
23 cluding the following:

24 “(I) Whether the State has com-  
25 prehensive anti-underage drinking

1 laws such as for the illegal sale, pur-  
2 chase, attempt to purchase, consump-  
3 tion, or possession of alcohol; illegal  
4 use of fraudulent identifications; ille-  
5 gal furnishing or obtaining of alcohol  
6 for an individual under 21 years; the  
7 degree of strictness of the penalties  
8 for such offenses; and the prevalence  
9 of the enforcement of each of these in-  
10 fractions.

11 “(II) Whether the State has com-  
12 prehensive liability statutes pertaining  
13 to underage access to alcohol such as  
14 dram shop, social host, and house  
15 party laws, and the prevalence of en-  
16 forcement of each of these laws.

17 “(III) Whether the State encour-  
18 ages and conducts comprehensive en-  
19 forcement efforts to prevent underage  
20 access to alcohol at retail outlets, such  
21 as random compliance checks and  
22 shoulder tap programs, and the num-  
23 ber of compliance checks within alco-  
24 hol retail outlets measured against the  
25 number of total alcohol retail outlets

1 in each State, and the result of such  
2 checks.

3 “(IV) Whether the State encour-  
4 ages training on the proper selling  
5 and serving of alcohol for all sellers  
6 and servers of alcohol as a condition  
7 of employment.

8 “(V) Whether the State has poli-  
9 cies and regulations with regard to di-  
10 rect sales to consumers and home de-  
11 livery of alcoholic beverages.

12 “(VI) Whether the State has pro-  
13 grams or laws to deter adults from  
14 purchasing alcohol for minors, and the  
15 number of adults targeted by these  
16 programs.

17 “(VII) Whether the State has en-  
18 acted graduated drivers licenses and  
19 the extent of those provisions.

20 “(iii) ADDITIONAL CATEGORIES.—In  
21 addition to the updates of State laws, reg-  
22 ulations, and policies described in clause  
23 (ii), the Secretary shall consider—

24 “(I) whether States have adopted  
25 laws, regulations, and policies that

1           deter underage alcohol use, as de-  
2           scribed in the 2007 report of the Sur-  
3           geon General entitled, ‘Call to Action  
4           To Prevent and Reduce Underage  
5           Drinking’, including restrictions on  
6           low-price, high-volume drink specials,  
7           and wholesaler pricing provisions;

8                   “(II) whether States have adopt-  
9           ed laws, regulations, and policies de-  
10          signed to reduce alcohol advertising  
11          messages attractive to youth and  
12          youth exposure to alcohol advertising  
13          and marketing in measured and  
14          unmeasured media;

15                  “(III) whether States have laws  
16          and policies that promote underage  
17          drinking prevention policy develop-  
18          ment by local jurisdictions;

19                  “(IV) whether States have adopt-  
20          ed laws, regulations, and policies to  
21          restrict youth access to alcoholic bev-  
22          erages that may pose special risks to  
23          youth, including alcoholic mists, gela-  
24          tins, freezer pops, pre-mixed caffeinat-

1 ed alcoholic beverages, and flavored  
2 malt beverages;

3 “(V) whether States have adopt-  
4 ed uniform best practices protocols for  
5 conducting compliance checks and  
6 shoulder tap programs; and

7 “(VI) whether States have adopt-  
8 ed uniform best practices penalty pro-  
9 tocols for violations of laws prohib-  
10 iting retail licensees from selling or  
11 furnishing of alcohol to minors.

12 “(iv) UNIFORM DATA SYSTEM.—For  
13 performance measures related to enforce-  
14 ment of underage drinking laws as de-  
15 scribed in clauses (ii) and (iii), the Sec-  
16 retary shall develop and test a uniform  
17 data system for reporting State enforce-  
18 ment data, including the development of a  
19 pilot program for this purpose. The pilot  
20 program shall include procedures for col-  
21 lecting enforcement data from both State  
22 and local law enforcement jurisdictions.

23 “(3) AUTHORIZATION OF APPROPRIATIONS.—  
24 There are authorized to be appropriated to carry out

1       this subsection \$1,000,000 for each of the fiscal  
2       years 2016 through 2019.

3       “(d) NATIONAL MEDIA CAMPAIGN TO PREVENT UN-  
4       DERAGE DRINKING.—

5               “(1) IN GENERAL.—The Secretary, in consulta-  
6       tion with the National Highway Traffic Safety Ad-  
7       ministration, shall develop an intensive, multifaceted,  
8       adult-oriented national media campaign to reduce  
9       underage drinking by influencing attitudes regarding  
10      underage drinking, increasing the willingness of  
11      adults to take action to reduce underage drinking,  
12      and encouraging public policy changes known to de-  
13      crease underage drinking rates.

14              “(2) PURPOSES.—The purposes of the national  
15      media campaign described in this section shall be  
16      to—

17                      “(A) instill a broad societal commitment to  
18                      reduce underage drinking;

19                      “(B) increase specific actions by adults  
20                      that are meant to discourage or inhibit under-  
21                      age drinking; and

22                      “(C) decrease adult conduct that tends to  
23                      facilitate or condone underage drinking.

24              “(3) DEVELOPMENTAL PHASE.—In preparation  
25      for the national media campaign described in this

1 subsection, the Secretary shall conduct, in consulta-  
2 tion with appropriate Federal agencies and outside  
3 experts, including in marketing, public relations,  
4 mass media campaigns, parenting, and alcohol use  
5 and abuse, a developmental phase to test specific  
6 campaign features prior to beginning an intensive  
7 national strategy. This phase shall include research  
8 and testing, limited to a period not to exceed 2  
9 years, to determine the following:

10 “(A) Promising messages to promote pub-  
11 lic opinion change.

12 “(B) Appropriate channels for reaching  
13 target audiences.

14 “(C) Appropriate timing and weight for  
15 utilizing such promising messages and media  
16 channels.

17 “(D) Methods for linking the campaign to  
18 local, State, and national policy changes affect-  
19 ing underage drinking, if adopted.

20 “(E) Productive collaborative partnerships  
21 with national and local organizations.

22 “(4) COMPONENTS.—When implementing the  
23 national media campaign described in this sub-  
24 section, the Secretary shall—

1           “(A) educate the public about the public  
2 health and safety benefits of evidence-based  
3 policies to reduce underage drinking, including  
4 minimum legal drinking age laws, and build  
5 public and parental support for and cooperation  
6 with enforcement of such policies;

7           “(B) educate the public about the negative  
8 consequences of underage drinking;

9           “(C) promote specific actions by adults  
10 that are meant to discourage or inhibit under-  
11 age drinking, including positive behavior mod-  
12 eling, general parental monitoring, and con-  
13 sistent and appropriate discipline;

14           “(D) discourage adult conduct that tends  
15 to facilitate underage drinking, including the  
16 hosting of underage parties with alcohol and  
17 the purchasing of alcoholic beverages on behalf  
18 of underage youth;

19           “(E) establish collaborative relationships  
20 with local and national organizations and insti-  
21 tutions to further the goals of the campaign  
22 and assure that the messages of the campaign  
23 are disseminated from a variety of sources;

24           “(F) conduct the campaign through multi-  
25 media sources; and

1           “(G) conduct the campaign with regard to  
2           changing demographics and cultural and lin-  
3           guistic factors.

4           “(5) CONSULTATION REQUIREMENT.—In devel-  
5           oping and implementing the national media cam-  
6           paign described in this subsection, the Secretary  
7           shall—

8           “(A) consider recommendations for reduc-  
9           ing underage drinking published by the Na-  
10          tional Academy of Sciences; and

11          “(B) consult with interested parties includ-  
12          ing medical, public health, and consumer and  
13          parent groups, law enforcement, institutions of  
14          higher education, community organizations and  
15          coalitions, and other stakeholders supportive of  
16          the goals of the campaign.

17          “(6) ANNUAL REPORT.—Beginning 1 year after  
18          the date of the enactment of the Sober Truth on  
19          Preventing Underage Drinking Reauthorization Act,  
20          the Secretary shall produce an annual report on the  
21          progress of the development or implementation of  
22          the media campaign described in this subsection, in-  
23          cluding expenses and projected costs, and, as such  
24          information is available, report on the effectiveness  
25          of such campaign in affecting adult attitudes toward

1 underage drinking and adult willingness to take ac-  
 2 tions to decrease underage drinking.

3 “(7) RESEARCH ON YOUTH-ORIENTED CAM-  
 4 PAIGN.—The Secretary may, based on the avail-  
 5 ability of funds, conduct research on the potential  
 6 success of a youth-oriented national media campaign  
 7 to reduce underage drinking. The Secretary shall re-  
 8 port any such results to Congress with policy rec-  
 9 ommendations on establishing such a campaign.

10 “(8) ADMINISTRATION.—The Secretary may  
 11 enter into a subcontract with another Federal Agen-  
 12 cy to delegate the authority for execution and ad-  
 13 ministration of the adult oriented national media  
 14 campaign.

15 “(9) AUTHORIZATION OF APPROPRIATIONS.—  
 16 There are authorized to be appropriated to carry out  
 17 this subsection \$1,000,000 for fiscal year 2016 and  
 18 such sums as necessary for each of the fiscal years  
 19 2017 through 2019.

20 “(e) COMMUNITY-BASED PROGRAMS TO PREVENT  
 21 UNDERAGE DRINKING.—

22 “(1) COMMUNITY-BASED COALITION ENHANCE-  
 23 MENT GRANTS TO PREVENT UNDERAGE DRINK-  
 24 ING.—

“(A) AUTHORIZATION OF PROGRAM.—If the Administrator determines that the Department of Health and Human Services is not otherwise conducting activities described in this subsection, the Administrator, in consultation with the Director of the Office of National Drug Control Policy, shall award ‘enhancement grants’ to eligible entities to design, implement, evaluate, and disseminate comprehensive strategies to maximize the effectiveness of community-wide approaches to preventing and reducing underage drinking.

“(B) PURPOSES.—The purposes of this paragraph are to—

“(i) prevent and reduce alcohol use among youth in communities throughout the United States;

“(ii) serve as a catalyst for increased citizen participation and greater collaboration among all sectors and organizations of a community that first demonstrates a long-term commitment to reducing alcohol use among youth;

“(iii) implement state-of-the-art science-based strategies to prevent and re-

1           duce underage drinking by changing local  
2           conditions in communities; and

3           “(iv) enhance, but not supplant, effective local community initiatives for preventing and reducing alcohol use among youth.

7           “(C) APPLICATION.—An eligible entity desiring an enhancement grant under this paragraph shall submit an application to the Administrator at such time, and in such manner, and accompanied by such information as the Administrator may require in accordance with the purposes described in subparagraph (B). Each application shall include—

15           “(i) a complete description of the existing underage alcohol use prevention initiatives of the entity and how the grant will appropriately enhance the focus on underage drinking issues; or

20           “(ii) a complete description of the existing initiatives of the entity, and how the entity will use the grant to enhance those initiatives by adding a focus on underage drinking prevention.

1           “(D) USES OF FUNDS.—Each eligible enti-  
2           ty that receives a grant under this paragraph  
3           shall use the grant funds to carry out the ac-  
4           tivities described in the application submitted  
5           pursuant to subparagraph (C) and obtain spe-  
6           cialized training and technical assistance by the  
7           entity awarded a grant under section 4 of Pub-  
8           lic Law 107–82, as amended (21 U.S.C. 1521  
9           note), reauthorizing the Drug-Free Commu-  
10          nities Support Program. Grants under this  
11          paragraph shall not exceed \$50,000 per year  
12          and may not exceed 4 years.

13          “(E) SUPPLEMENT NOT SUPPLANT.—  
14          Grant funds provided under this paragraph  
15          shall be used to supplement, but not supplant,  
16          Federal and non-Federal funds available for  
17          carrying out the activities described in this  
18          paragraph.

19          “(F) EVALUATION.—Grants under this  
20          paragraph shall be subject to the same evalua-  
21          tion requirements and procedures as the evalua-  
22          tion requirements and procedures imposed on  
23          recipients of drug free community grants.

24          “(G) DEFINITIONS.—For purposes of this  
25          paragraph, the term ‘eligible entity’ means an

1 organization that, at the time of application for  
2 a grant, is receiving or has received grant funds  
3 under chapter 2 of the National Narcotics  
4 Leadership Act of 1988 (21 U.S.C. 1521 et  
5 seq.).

6 “(H) ADMINISTRATIVE EXPENSES.—Not  
7 more than 6 percent of a grant under this para-  
8 graph may be expended for administrative ex-  
9 penses.

10 “(I) AUTHORIZATION OF APPROPRIA-  
11 TIONS.—There are authorized to be appro-  
12 priated to carry out this paragraph \$6,000,000  
13 for each of the fiscal years 2016 through 2019.

14 “(2) GRANTS FOR PARTNERSHIPS BETWEEN  
15 COMMUNITY COALITIONS AND INSTITUTIONS OF  
16 HIGHER EDUCATION.—

17 “(A) AUTHORIZATION OF PROGRAM.—The  
18 Administrator, in coordination with the Direc-  
19 tor of the Office of National Drug Control Pol-  
20 icy, may make grants to eligible entities to en-  
21 able the entities to prevent, and reduce the rate  
22 of, underage alcohol consumption, including  
23 binge drinking among students at institutions  
24 of higher education.

1           “(B) PURPOSES.—The purposes of this  
2 paragraph are to—

3           “(i) prevent and reduce alcohol use  
4 among underage students at institutions of  
5 higher education and the surrounding com-  
6 munity;

7           “(ii) strengthen collaboration among  
8 communities and institutions of higher  
9 education; and

10          “(iii) disseminate to institutions of  
11 higher education timely information re-  
12 garding state-of-the-art science-based  
13 strategies to prevent and reduce underage  
14 drinking by changing local conditions at in-  
15 stitutions of higher education and in the  
16 surrounding community.

17          “(C) APPLICATIONS.—An eligible entity  
18 that desires to receive a grant under this para-  
19 graph shall submit an application to the Admin-  
20 istrator at such time, in such manner, and ac-  
21 companied by such information as the Adminis-  
22 trator may require.

23          “(D) CRITERIA.—As part of an application  
24 for a grant under this paragraph, the Adminis-

1           trator shall require an eligible entity to dem-  
2           onstrate—

3                   “(i) the active participation of one or  
4                   more institutions of higher education in  
5                   the relevant eligible entity coalition;

6                   “(ii) a description of how the eligible  
7                   entity will work with one or more institu-  
8                   tions of higher education to target under-  
9                   age students;

10                  “(iii) a description of how the eligible  
11                  entity intends to ensure that it has a part-  
12                  nership with one or more institutions of  
13                  higher education and how it intends to im-  
14                  plement the purpose of this section and  
15                  move toward indicators described in sub-  
16                  paragraph (F);

17                  “(iv) a list of the members of each  
18                  local coalition and institution of higher  
19                  education that will be involved in the work  
20                  of the eligible entity;

21                  “(v) the implementation of state-of-  
22                  the-art science-based strategies to prevent  
23                  and reduce underage drinking by changing  
24                  local conditions at institutions of higher

1 education and in the surrounding commu-  
2 nity;

3 “(vi) the anticipated impact of funds  
4 provided under this paragraph in pre-  
5 venting and reducing the rates of underage  
6 alcohol use;

7 “(vii) outreach strategies, including  
8 ways in which the eligible entity proposes  
9 to—

10 “(I) reach out to students and  
11 community stakeholders;

12 “(II) promote the purpose of this  
13 paragraph;

14 “(III) address the range of needs  
15 of underage students and the sur-  
16 rounding communities;

17 “(IV) address community policies  
18 affecting underage students regarding  
19 alcohol use; and

20 “(V) implement other science-  
21 based strategies to reduce underage  
22 drinking; and

23 “(viii) such additional information as  
24 required by the Administrator.

1           “(E) USES OF FUNDS.—Each eligible enti-  
 2           ty that receives a grant under this paragraph  
 3           shall use the grant funds to carry out the ac-  
 4           tivities described in the application pursuant to  
 5           subparagraph (D). Grants under this paragraph  
 6           shall not exceed \$100,000 per year and may not  
 7           exceed 4 years.

8           “(F) ACCOUNTABILITY.—On the date on  
 9           which the Administrator first publishes a notice  
 10          in the Federal Register soliciting applications  
 11          for grants under this paragraph, the Adminis-  
 12          trator shall include in the notice achievement  
 13          indicators for the program authorized under  
 14          this paragraph. The achievement indicators  
 15          shall be designed to—

16               “(i) measure the impact that the coa-  
 17               lition assisted under this paragraph is hav-  
 18               ing on the institution of higher education  
 19               and the surrounding communities, includ-  
 20               ing changes in the number of incidents of  
 21               any kind in which students have abused al-  
 22               cohol or consumed alcohol while under the  
 23               age of 21 (including violations, physical as-  
 24               saults, sexual assaults, reports of intimidat-  
 25               tion, disruptions of school functions, dis-

1           ruptions of student studies, mental health  
 2           referrals, illnesses, alcohol-related trans-  
 3           ports to emergency departments, or  
 4           deaths); and

5           “(ii) provide such other measures of  
 6           program impact as the Administrator de-  
 7           termines appropriate.

8           “(G) SUPPLEMENT NOT SUPPLANT.—  
 9           Grant funds provided under this paragraph  
 10          shall be used to supplement, and not supplant,  
 11          Federal and non-Federal funds available for  
 12          carrying out the activities described in this  
 13          paragraph.

14          “(H) DEFINITIONS.—For purposes of this  
 15          paragraph:

16               “(i) ELIGIBLE ENTITY.—The term ‘el-  
 17               igible entity’ means an organization that—

18                       “(I) on or before the date of sub-  
 19                       mitting an application for a grant  
 20                       under this subsection is receiving or  
 21                       has received grant funds under the  
 22                       chapter 2 of the National Narcotics  
 23                       Leadership Act of 1988 (21 U.S.C.  
 24                       1521 et seq.);

1 “(II) can provide evidence of pre-  
 2 existing involvement of one or more  
 3 institutions of higher education; and

4 “(III) has a documented strategy  
 5 to prevent and reduce underage drink-  
 6 ing by students at institutions of  
 7 higher education as part of its multi-  
 8 sector, community-based strategy.

9 “(ii) INSTITUTION OF HIGHER EDU-  
 10 CATION.—The term ‘institution of higher  
 11 education’ has the meaning given the term  
 12 in section 101(a) of the Higher Education  
 13 Act of 1965 (20 U.S.C. 1001(a)).

14 “(iii) SURROUNDING COMMUNITY.—  
 15 The term ‘surrounding community’ means  
 16 the community—

17 “(I) that surrounds an institution  
 18 of higher education;

19 “(II) where the students from  
 20 the institution of higher education  
 21 take part in the community; and

22 “(III) where students from the  
 23 institution of higher education live in  
 24 off-campus housing.

1           “(I) ADMINISTRATIVE EXPENSES.—Not  
 2           more than 6 percent of a grant under this para-  
 3           graph may be expended for administrative ex-  
 4           penses.

5           “(J) AUTHORIZATION OF APPROPRIA-  
 6           TIONS.—There are authorized to be appro-  
 7           priated to carry out this paragraph \$2,500,000  
 8           for fiscal year 2016, and \$2,500,000 for each  
 9           of the fiscal years 2017 through 2019.

10          “(f) REDUCING UNDERAGE DRINKING THROUGH  
 11          SCREENING AND BRIEF INTERVENTION.—

12           “(1) GRANTS TO PEDIATRIC HEALTH CARE  
 13          PROVIDERS TO REDUCE UNDERAGE DRINKING.—The  
 14          Secretary, acting through the Administrator, shall  
 15          make one or more grants to professional pediatric  
 16          provider organizations to increase among the mem-  
 17          bers of such organizations effective practices to re-  
 18          duce the prevalence of alcohol use among individuals  
 19          under the age of 21, including college students.

20           “(2) PURPOSES.—Grants under this subsection  
 21          shall be made to promote the practices of—

22                   “(A) screening youth for alcohol use;

23                   “(B) offering brief interventions to youth  
 24          to discourage such use;

1           “(C) educating parents about the dangers  
2           of and methods of discouraging such use;

3           “(D) diagnosing and treating alcohol abuse  
4           disorders; and

5           “(E) referring patients, when necessary, to  
6           other appropriate care.

7           “(3) USE OF FUNDS.—An organization receiv-  
8           ing a grant under this subsection may use such  
9           funding to promote the practices specified in para-  
10          graph (2) among its members by—

11           “(A) providing training to health care pro-  
12          viders;

13           “(B) disseminating best practices, includ-  
14          ing culturally and linguistically appropriate best  
15          practices, and developing, printing, and distrib-  
16          uting materials; and

17           “(C) offering other activities approved by  
18          the Secretary.

19           “(4) APPLICATION.—An organization desiring a  
20          grant under this subsection shall submit an applica-  
21          tion to the Secretary at such time, and in such man-  
22          ner, and accompanied by such information as the  
23          Secretary may require. Each application shall in-  
24          clude—

1           “(A) a description of the organization and  
 2           how its members are qualified to provide the  
 3           services specified in paragraph (2);

4           “(B) a description of activities to be com-  
 5           pleted; and

6           “(C) a timeline for the completion of such  
 7           activities.

8           “(5) DEFINITIONS.—For the purpose of this  
 9           subsection:

10           “(A) The term ‘pediatric health care pro-  
 11           vider’ means a provider of primary health care  
 12           to individuals under the age of 21.

13           “(B) The term ‘professional pediatric pro-  
 14           vider organization’ means a national organiza-  
 15           tion whose members consist primarily of pedi-  
 16           atric health care providers.

17           “(C) The term ‘alcohol education’ means  
 18           evidence-based education about the effects of al-  
 19           cohol use and abuse on youth and adults.

20           “(D) The term ‘screening and brief inter-  
 21           vention’ means using validated patient interview  
 22           techniques to identify and assess the existence  
 23           and extent of alcohol use, then providing brief  
 24           advice and other brief motivational enhance-  
 25           ment techniques designed to increase patient in-

sight regarding their own alcohol use and any realized or potential consequences of the behavior, as well as to effect the desired related behavioral change.

“(E) The term ‘caregivers’ means, with respect to a child or adolescent, the parents, family members, or legal guardians of the child or adolescent.

“(6) AUTHORIZATION OF APPROPRIATIONS.—

There are authorized to be appropriated to carry out this subsection \$3,000,000 for each of the fiscal years 2016 through 2019.

“(g) DATA COLLECTION AND RESEARCH.—

“(1) ADDITIONAL RESEARCH ON UNDERAGE DRINKING.—The Secretary shall, subject to the availability of appropriations, collect data, and conduct or support research that is not duplicative of research currently being conducted or supported by the Department of Health and Human Services, on underage drinking, to accomplish the following:

“(A) Improve data collection in support of evaluation of the effectiveness of comprehensive community-based programs or strategies and statewide systems to prevent and reduce underage drinking, across the underage years from

1 early childhood to age 21, such as programs  
2 funded and implemented by government enti-  
3 ties, public health interest groups and founda-  
4 tions, and alcohol beverage companies and trade  
5 associations, through the development of models  
6 of State-level epidemiological surveillance of un-  
7 derage drinking by funding in States or large  
8 metropolitan areas new epidemiologists focused  
9 on excessive drinking including underage alco-  
10 hol use.

11 “(B) Obtain and report more precise infor-  
12 mation on the scope of the underage drinking  
13 problem and patterns of underage alcohol con-  
14 sumption, including improved knowledge about  
15 the problem and progress in preventing, reduc-  
16 ing, and treating underage drinking, and infor-  
17 mation on the rate of exposure of youth to ad-  
18 vertising and other media messages encouraging  
19 and discouraging alcohol consumption.

20 “(C) Synthesize, expand on, and widely  
21 disseminate existing research on effective strat-  
22 egies for reducing underage drinking, including  
23 translational research, and make such research  
24 easily accessible to the general public.

1           “(D) Improve and conduct public health  
 2           surveillance on alcohol use and alcohol-related  
 3           conditions in States by increasing the use of  
 4           surveys, such as the Behavioral Risk Factor  
 5           Surveillance System, to monitor binge and ex-  
 6           cessive drinking and related harms among indi-  
 7           viduals who are at least 18 years of age, but  
 8           not more than 20 years of age, including harm  
 9           caused to self or others as a result of alcohol  
 10          use that is not duplicative of research otherwise  
 11          conducted or supported by the Department of  
 12          Health and Human Services.

13          “(2) AUTHORIZATION OF APPROPRIATIONS.—  
 14          There are authorized to be appropriated to carry out  
 15          this subsection \$4,500,000 for each of the fiscal  
 16          years 2016 through 2019.”.

17 **SEC. 3. PROHIBITION ON POWDERED ALCOHOL.**

18          Title I of the Federal Alcohol Administration Act (27  
 19          U.S.C. 201 et seq.) is amended by adding at the end the  
 20          following:

21 **“SEC. 118. POWDERED ALCOHOL.**

22          “(a) DESIGNATION OF CERTAIN CHEMICALS.—The  
 23          Secretary of Health and Human Services, acting through  
 24          the Commissioner of Food and Drugs, in consultation with  
 25          the Secretary of the Treasury, shall by rule designate any

1 chemical that may be used to convert alcohol in liquid  
2 form to alcohol in powder form.

3 “(b) PROHIBITED ACTIVITY.—

4 “(1) DEFINITION.—In this section, the term  
5 ‘powdered alcohol’ means any alcohol combined with  
6 a chemical designated under subsection (a).

7 “(2) OFFENSE.—It shall be unlawful to make,  
8 sell, distribute, or possess powdered alcohol.

9 “(3) PENALTY.—Any person who violates para-  
10 graph (2) shall be fined not more than \$5,000, im-  
11 prisoned for not more than 1 year, or both.”.

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