

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
2011-12 ANNUAL REPORT TO THE LEGISLATURE

CHAPTER 900, STATUTES OF 1992
BUSINESS & PROFESSIONS CODE, SECTION 23055

A. AMOUNTS BUDGETED AND EXPENDED BY THE DEPARTMENT FOR LICENSING, COMPLIANCE, AND ADMINISTRATION (STATE OPERATIONS).

	<i>FY 2011/12</i>	
	<u>Budget</u>	<u>Expended</u>
Licensing	\$27,943,997	\$25,373,783
Compliance	\$25,477,077	\$22,695,883
Administration	\$ 4,140,368	\$ 4,140,368
Distributed Administration	\$ -4,140,368	\$ -4,140,368
Reimbursements	\$ -3,220,331	\$ -3,220,331
TOTAL	<u>\$50,200,743</u>	<u>\$44,849,335</u>

B. LICENSING ACTIVITY:

- **Number, by type, of permanent licenses issued and average number of days from application to issuance:**

License Type	Number Issued	Average Days
01 Beer Manufacturer	8	110
02 Winegrower	737	89
03 Brandy Manufacturer	9	119
04 Distilled Spirits Manufacturer.....	10	159
05 Distilled Spirits Manufacturer Agent.....	1	144
06 Still.....	17	108
07 Rectifier	4	87
08 Wine Rectifier.....	1	129
09 Beer and Wine Importer.....	219	118
10 Beer & Wine Importers General	34	106
11 Brandy Importer.....	2	100
12 Distilled Spirits Importer	122	116
13 Distilled Spirits Importer's General	31	138
14 Public Warehouse	44	113
15 Customs Broker	1	137
16 Wine Broker.....	15	67
17 Beer & Wine Wholesaler	544	95
18 Distilled Spirits Wholesaler	151	117
19 Industrial Alcohol Dealer.....	1	374
20 Off-Sale Beer & Wine	1,561	124
21 Off-Sale General	1,025	127
22 Wine Blender	11	147
23 Small Beer Manufacturer	102	150
29 Winegrape Growers Storage License.....	8	65
40 On-Sale Beer.....	92	106
41 On-Sale Beer & Wine Eating Place	3,191	104
42 On-Sale Beer & Wine Public Premises.....	196	115
44 On-Sale Beer Fishing Party Boat.....	2	128
45 On-Sale Beer and Wine Boat.....	15	66
47 On-Sale General Eating Place.....	1,493	135
48 On-Sale General Public Premises	249	124
49 On-Sale General Seasonal.....	1	4

51	Club.....	12	116
52	Veterans' Club.....	3	228
54	On-Sale General Boat	8	165
55	On-Sale General Airplane.....	2	65
56	On-Sale General Vessel	2	109
57	Special On-Sale General	14	177
59	On-Sale Beer and Wine Seasonal	1	93
61	On-Sale Beer Public Premise.....	1	103
62	On-Sale General Dockside.....	1	177
64	Special On-Sale General Theater.....	6	90
67	On-Sale Wine, Bed & Breakfast	10	69
68	Portable Bar	94	130
69	Special On-Sale Beer and Wine Theater.....	1	113
70	On-Sale General Restrictive Service.....	18	127
75	On-Sale General Brew-Pub.....	15	142
80	Special On-Sale General Bed and Breakfast Inn	8	127
83	On-Sale General Caterer's License.....	2	14
85	Limited Off-Sale Wine License	18	57
86	Instructional Tasting License.....	223	75

TOTAL PERMANENT LICENSES ISSUED AND AVERAGE
NUMBER OF DAYS FOR PROPROCESSING ALL APPLICATIONS: 10,336 114*

*Common external factors impacting the number of days to issue a license include those related to premises construction, escrow delay and tax delinquency, compliance with local land-use requirements, protests against issuance, etc.

- **Number, by type, of temporary licenses, permits and authorizations issued:**

Temporary Permits & Interim Permits.....	2,561
Special Daily License Beer & Wine	11,394
Special Daily License General	15,265
Caterings Authorizations	13,347

- **Number, by type, of permanent licenses denied:**

20	Off-Sale Beer and Wine.....	1
40	On-Sale Beer.....	1
41	On-Sale Beer & Wine Eating Place	1
42	On-Sale Beer & Wine - Public Premises	1
47	On-Sale General Eating Place.....	3

TOTAL PERMANENT LICENSES DENIED..... 7

- **Number, by type, of permanent licenses renewed:**

01	Beer Manufacturer	20
02	Winegrower	3,634
03	Brandy Manufacturer.....	28
04	Distilled Spirits Manufacturer.....	70
05	Distilled Spirits Manufacturer Agent.....	17
06	Still.....	101
07	Rectifier	24
08	Wine Rectifier.....	1
09	Beer & Wine Importer	1,270
10	Beer & Wine Importers General	220
11	Brandy Importer.....	23
12	Distilled Spirits Importer	587

13	Distilled Spirits Importer's General	115
14	Public Warehouse	265
15	Customs Broker	29
16	Wine Broker.....	61
17	Beer & Wine Wholesaler	2,569
18	Distilled Spirits Wholesaler	635
19	Industrial Alcohol Dealer.....	4
20	Off-Sale Beer & Wine	13,614
21	Off-Sale General	12,901
22	Wine Blender	83
23	Small Beer Manufacturer	205
24	Distilled Spirits Rectifier's General	3
27	California Winegrowers Agent	2
29	Winegrape Growers Storage License.....	48
40	On-Sale Beer.....	874
41	On-Sale Beer & Wine Eating Place	20,012
42	On-Sale Beer & Wine Public Premises.....	1,200
43	On-Sale Beer & Wine Train	1
44	On-Sale Beer & Wine Fishing Party Boat	39
45	On-Sale Beer & Wine Boat.....	28
47	On-Sale General Eating Place.....	13,622
48	On-Sale General Public Premises	2,809
49	On-Sale General Seasonal.....	20
50	On-Sale General Club.....	48
51	Club.....	799
52	Veterans' Club.....	309
53	On-Sale General Train	9
54	On-Sale General Boat	172
55	On-Sale General Airplane.....	35
56	On-Sale General Vessel, 1,000 Ton.....	28
57	Special On-Sale General	241
59	On-Sale Beer & Wine Seasonal	23
60	On-Sale Beer Seasonal.....	18
61	On-Sale Beer Public Premises	14
62	On-Sale General Dockside.....	15
63	On-Sale Special Beer & Wine, Hospitals	63
64	Special On-Sale General Theater	63
67	Bed and Breakfast Inn.....	130
68	Portable Bar	877
69	Special On-Sale Beer & Wine Theatre	4
70	On-Sale General Restrictive Service.....	208
75	On-Sale General Brew-Pub.....	95
76	On-Sale General Maritime Museum Association	1
80	Special On-Sale General Bed & Breakfast Inn.....	37
83	On-Sale General Caterer's License.....	4

TOTAL PERMANENT LICENSES RENEWED 78,339

- **Number of penalties imposed for late renewal of permanent licenses:** 7,845
- **Total amount collected from late renewal penalties:**..... \$1,612,054
- **Number, by type, of permanent licenses automatically canceled for non-payment of renewal fee:**

02	Winegrower	54
07	Rectifier	1
10	Beer & Wine Importer's General	11
13	Distilled Spirits Importer's General.....	6
14	Public Warehouse	14
15	Customs Broker	1
16	Wine Broker.....	2
17	Beer & Wine Wholesaler	104
18	Distilled Spirits Wholesaler	32
20	Off-Sale Beer & Wine	184
21	Off-Sale General	22
22	Wine Blender.....	1
23	Small Beer Manufacturer	5
29	Winegrape Grower Storage.....	2
40	On-Sale Beer.....	32
41	On-Sale Beer & Wine Eating Place	714
42	On-Sale Beer & Wine Public Premises.....	42
44	On-Sale Beer Fishing Party Boat.....	1
45	On-Sale Beer & Wine Boat.....	3
47	On-Sale General Eating Place.....	51
48	On-Sale General Public Premises	11
51	Club.....	5
52	Veterans Club	3
54	On-Sale General Boat	2
57	Special On-Sale General	1
59	On-Sale Beer and Wine Seasonal	1
60	On-Sale Beer Seasonal.....	1
64	Special On-Sale General Theater.....	3
70	On-Sale General Restrictive Services	1
75	On-Sale General Brew-Pub.....	3
80	Special On-Sale General Bed and Breakfast Inn	1
	TOTAL NUMBER CANCELED FOR NON-PAYMENT	<u>1,314</u>

C. ENFORCEMENT ACTIVITIES AND DISCIPLINARY MATTERS:

- **Enforcement investigations conducted (Department-generated):** 4,049
- **Enforcement investigations conducted as response to reports received from allied law enforcement agencies:** 1,300

- **Criminal arrests:**

	<u>Underage Alcohol-related</u>	<u>Other</u>	<u>TOTAL</u>
ABC	1,808	993	2,801
Joint (with allied law enf.)	<u>99</u>	<u>205</u>	<u>304</u>
TOTAL:	1,907	198	3,105

- **Formal warning letters issued to permanent license holders:** 474

- **Numbers of violations charged by type:**

Business Practices.....	38
Service of Alcohol to Obviously Intoxicated Persons	67

Sales of Alcohol to Minors	211
Sales of Alcohol to Minors through the Minor Decoy Program.....	1044
Illegal Gambling	55
Disorderly Premises	20
Disruptive Premises	63
Drugs.....	75
Illegal Solicitation of Drinks.....	26
Sales or Service during Restricted Hours	23
Moral Turpitude	57
Condition Violations, Receiving Stolen Property	
Hidden Ownership and Other Misc.	408
 TOTAL	<u>2,087</u>

- Number of fines imposed as a result of disciplinary action, by license type:

02 Winegrower	3
13 Distilled Spirits Importer's General.....	1
17 Beer & Wine Wholesaler	4
18 Distilled Spirits Wholesaler	2
20 Off-Sale Beer & Wine	325
21 Off-Sale General	410
23 Small Beer Manufacturer	4
28 Out-of -State Distilled Spirit Shipper.....	1
40 On-Sale Beer.....	6
41 On-Sale Beer & Wine Eating Place	130
42 On-Sale Beer & Wine Public Premise	9
47 On-Sale General Eating Place.....	180
48 On-Sale General Public Premises	77
51 Club.....	1
60 On-Sale Beer Seasonal.....	1
75 On-Sale General Brew-Pub.....	4
 TOTALS	<u>1,158</u>

Total amount of fines collected as a result of accusations: \$3,271,749

- Number of permanent licenses suspended as a result of disciplinary action, including suspensions stayed, by license type:

02 Winegrower	4
17 Beer and Wine Wholesaler	2
18 Distilled Spirits Wholesaler	1
20 Off-Sale Beer & Wine	155
21 Off-Sale General	177
23 Small Beer Manufacturer	1
40 On-Sale Beer.....	14
41 On-Sale Beer & Wine Eating Place	135
42 On-Sale Beer & Wine Public Premises.....	27
47 On-Sale General Eating Place.....	110
 48 On-Sale General Public Premises	66
49 On-Sale General Seasonal.....	1
51 Club.....	3
52 Veterans Club	1

TOTAL SUSPENDED (including stayed) 697

• **Number of permanent licenses revoked as a result of disciplinary action, with Revocation stayed, by license type:**

18	Distilled Spirits Wholesaler	1
20	Off-Sale Beer & Wine	28
21	Off-Sale General	31
40	On-Sale Beer.....	10
41	On-Sale Beer & Wine Eating Place	27
42	On-Sale Beer & Wine Public Premises.....	15
47	On-Sale General Eating Place.....	37
48	On-Sale General Public Premises	28
51	Club.....	1
64	Special On-Sale General Theater	1

TOTAL REVOKED, WITH REVOCATION STAYED 179

• **Number of permanent licenses revoked as a result of disciplinary action, by license type:**

20	Off-Sale Beer & Wine	7
21	Off-Sale General	3
40	On-Sale Beer.....	2
41	On-Sale Beer & Wine Eating Place	7
42	On-Sale Beer & Wine Public Premises.....	5
47	On-Sale General Eating Place.....	2
48	On-Sale General Public Premises	1

TOTAL NUMBER REVOKED FOR DISCIPLINARY ACTION 27

D. MISCELLANEOUS:

NUMBER OF CERTIFICATES ISSUED BY THE DEPARTMENT PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 25503.42: 0