

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
2010 ANNUAL REPORT TO THE LEGISLATURE

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

(All of the following data is provided for Calendar Year 2010 unless otherwise noted.)

A. AMOUNTS BUDGETED AND EXPENDED BY THE DEPARTMENT FOR LICENSING, COMPLIANCE, AND ADMINISTRATION (STATE OPERATIONS). (THESE AMOUNTS ARE PRESENTED IN FISCAL YEAR FORMAT SINCE THE DEPARTMENT'S BUDGET IS APPROPRIATED IN THIS MANNER. FY 2010/11 EXPENDITURES REFLECT ACCUMULATED EXPENDITURES THROUGH DECEMBER 31, 2010)*

	<i>FY</i>	<i>2009/10</i>	<i>FY</i>	<i>2010/11*</i>
	<u>Budget</u>	<u>Expended</u>	<u>Budget</u>	<u>Expended</u>
Licensing	\$27,502,896	\$23,468,627	\$27,110,700	\$11,568,919
Compliance	\$23,092,021	\$21,073,065	\$23,094,300	\$10,758,915
Administration	\$ 4,740,379	\$ 3,905,759	\$ 4,016,400	\$ 1,859,091
Distributed Administration	\$ -4,740,379	\$ -3,905,759	\$ -4,016,400	\$ -1,859,091
Reimbursements	\$ -2,648,165	\$ -1,895,079	\$ -1,047,000	\$ -669,490
 TOTAL	 <u>\$47,946,752</u>	 <u>\$42,646,613</u>	 <u>\$49,158,000</u>	 <u>\$21,658,344</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.....	1	89
02 Winegrower ...	717	90
03 Brandy Manufacturer.....	1	79
04 Distilled Spirits Manufacturer	10	101
05 Distilled Spirits Manufacturer Agent	4	227
06 Still.....	9	101
07 Rectifier	3	68
09 Beer and Wine Importer	191	112
10 Beer & Wine Importers General.....	34	119
11 Brandy Importer.....	2	125
12 Distilled Spirits Importer	104	120
13 Distilled Spirits Importer's General	33	94
14 Public Warehouse.....	37	46
16 Wine Broker.....	10	69
17 Beer & Wine Wholesaler.....	484	76
18 Distilled Spirits Wholesaler.....	115	102
20 Off-Sale Beer & Wine	1,572	94
21 Off-Sale General	960	81
22 Wine Blender	9	50
23 Small Beer Manufacturer.....	38	165
26 Out-of-State Beer Manufacturer Certificate	13	1
28 Out-of-State Distilled Spirits Shippers Certificate	85	1
29 Winegrape Growers Storage License	3	50
40 On-Sale Beer.....	62	87

41	On-Sale Beer & Wine Eating Place	2,976	83
42	On-Sale Beer & Wine Public Premises	195	106
44	On-Sale Beer Fishing Party Boat.....	1	73
45	On-Sale Beer & Wine Boat	1	49
47	On-Sale General Eating Place	1,342	100
48	On-Sale General Public Premises	264	75
51	Club.....	8	91
52	Veterans' Club.....	2	91
54	On-Sale General Boat	12	91
55	On-Sale General Airplane.....	4	126
57	Special On-Sale General.....	12	90
61	On-Sale Beer Public Premise.....	1	561
63	On-Sale Special Beer & Wine, Hospitals	4	199
64	Special On-Sale General Theater	9	90
67	On-Sale Wine, Bed & Breakfast.....	8	66
68	Portable Bar	72	220
69	Special On-Sale Beer and Wine Theatre	1	1,067
70	On-Sale General Restrictive Service	13	111
75	On-Sale General Brew-Pub	18	62
80	Special On-Sale General Bed and Breakfast Inn	2	28
83	On-Sale General Caterer's License	2	198

TOTAL PERMANENT LICENSES ISSUED AND AVERAGE
NUMBER OF DAYS FOR PROCESSING ALL APPLICATIONS: 9,444 89*

* 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	2,373
Special Daily License Beer & Wine.....	10,340
Special Daily License General	13,797
Catering Authorizations.....	11,445

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

20	Off-Sale Beer & Wine.....	2
21	Off-Sale General.....	1
41	On-Sale Beer & Wine Eating Place.....	1
42	On-Sale Beer & Wine - Public Premises	2
47	On-Sale General Eating Place	1
TOTAL PERMANENT LICENSES DENIED.....		<u>7</u>

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

01	Beer Manufacturer	18
02	Winegrower.....	3,804
03	Brandy Manufacturer.....	28
04	Distilled Spirits Manufacturer	65
05	Distilled Spirits Manufacturer Agent	13
06	Still.....	93
07	Rectifier	20
09	Beer & Wine Importer	1,241
10	Beer & Wine Importers General.....	233

11	Brandy Importer.....	20
12	Distilled Spirits Importer.....	552
13	Distilled Spirits Importer's General.....	101
14	Public Warehouse.....	261
15	Customs Broker.....	29
16	Wine Broker.....	65
17	Beer & Wine Wholesaler.....	2,420
18	Distilled Spirits Wholesaler.....	603
19	Industrial Alcohol Dealer.....	3
20	Off-Sale Beer & Wine.....	13,503
21	Off-Sale General.....	12,827
22	Wine Blender.....	80
23	Small Beer Manufacturer.....	174
24	Distilled Spirits Rectifier's General.....	3
26	Out-of-State Beer Manufacturer Certificate.....	73
27	California Winegrowers Agent.....	2
28	Out-of-State Distilled Spirits Shippers Certificate.....	304
29	Winegrape Growers Storage License.....	42
40	On-Sale Beer.....	940
41	On-Sale Beer & Wine Eating Place.....	19,840
42	On-Sale Beer & Wine Public Premises.....	1,162
43	On-Sale Beer & Wine Train.....	1
44	On-Sale Beer & Wine Fishing Party Boat.....	40
45	On-Sale Beer & Wine Boat.....	32
47	On-Sale General Eating Place.....	13,240
48	On-Sale General Public Premises.....	2,819
49	On-Sale General Seasonal.....	2
50	On-Sale General Club.....	49
51	Club.....	811
52	Veterans' Club.....	319
53	On-Sale General Train.....	9
54	On-Sale General Boat.....	173
55	On-Sale General Airplane.....	33
56	On-Sale General Vessel, 1,000 Ton.....	29
57	Special On-Sale General.....	247
59	On-Sale Beer & Wine Seasonal.....	3
60	On-Sale Beer Seasonal.....	2
61	On-Sale Beer Public Premises.....	14
62	On-Sale General Dockside.....	15
63	On-Sale Special Beer & Wine, Hospitals.....	58
64	Special On-Sale General Theater.....	55
67	Bed and Breakfast Inn.....	123
68	Portable Bar.....	827
69	Special On-Sale Beer & Wine Theatre.....	3
70	On-Sale General Restrictive Service.....	200
75	On-Sale General Brew-Pub.....	88
76	On-Sale General Maritime Museum Association.....	1
80	Special On-Sale General Bed & Breakfast Inn.....	33
83	On-Sale General Caterer's License.....	4

TOTAL PERMANENT LICENSES RENEWED.....77,749

- **Number of penalties imposed for late renewal of permanent licenses:.... 9,016**
- **Total amount collected from late renewal penalties:.....\$1,706,200**

- **Number, by type, of permanent licenses automatically canceled for non-payment of renewal fee:**

02	Winegrower	88
04	Distilled Spirits Manufacturer	2
06	Still.....	2
08	Wine Rectifier.....	1
10	Beer & Wine Importer's General	19
13	Distilled Spirits Importer's General	7
14	Public Warehouse	15
15	Customs Broker	4
16	Wine Broker.....	9
17	Beer & Wine Wholesaler.....	122
18	Distilled Spirits Wholesaler.....	35
19	Industrial Alcohol Dealer	2
20	Off-Sale Beer & Wine	231
21	Off-Sale General	27
22	Wine Blender	2
23	Small Beer Manufacturer.....	5
26	Out-of-State Beer Manufacturer Certificate	8
28	Out-of-State Distilled Spirits Shippers Certificate	40
40	On-Sale Beer.....	32
41	On-Sale Beer & Wine Eating Place	849
42	On-Sale Beer & Wine Public Premises	61
43	On-Sale Beer & Wine – Train	1
44	On-Sale Beer Fishing Party Boat.....	2
45	On-Sale Beer & Wine Boat	1
47	On-Sale General Eating Place	96
48	On-Sale General Public Premises.....	21
51	Club.....	3
54	On-Sale General Boat	3
59	On-Sale Beer & Wine Seasonal.....	1
60	On-Sale Beer Seasonal	1
67	Special On-Sale Wine Bed and Breakfast Inn	1
68	Portable Bar	4
75	On-Sale General Brew-Pub	5
80	Special On-Sale General Bed and Breakfast Inn	1
	TOTAL NUMBER CANCELED FOR NON-PAYMENT	<u>1,701</u>

C. ENFORCEMENT ACTIVITIES AND DISCIPLINARY MATTERS:

- **Enforcement investigations conducted (Department-generated):**.....3,687
- **Enforcement investigations conducted as response to reports received from allied law enforcement agencies:**.....1,462
- **Criminal arrests:**

	<u>Underage Alcohol-related</u>	<u>Other</u>	<u>TOTAL</u>
ABC	1,471	818	2,289
Joint (with allied law enf.)	<u>390</u>	<u>465</u>	<u>855</u>
TOTAL:	1,861	1,283	3,144

- **Formal warning letters issued to permanent license holders:** 457
- **Numbers of disciplinary actions filed against permanent licenses, by type of violation:**

Business Practices.....	51
Service of Alcohol to Obviously Intoxicated Persons.....	40
Sales of Alcohol to Minors.....	146
Sales of Alcohol to Minors through the Minor Decoy Program.....	1,011
Illegal Gambling.....	21
Disorderly Premises.....	67
Illegal Solicitation of Drinks.....	35
Sales or Service during Restricted Hours.....	26
Moral Turpitude.....	39
Condition Violations, Receiving Stolen Property, Hidden Ownership and Other Misc.	493
TOTAL	<u>1,929</u>

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

02	Winegrower	7
10	Beer & Wine Importer's General	2
17	Beer & Wine Wholesaler.....	3
20	Off-Sale Beer & Wine	262
21	Off-Sale General	402
23	Small Beer Manufacturer.....	1
28	Out-Of-State Distilled Spirit Shipper	1
40	On-Sale Beer.....	5
41	On-Sale Beer & Wine Eating Place	78
42	On-Sale Beer & Wine Public Premise.....	19
47	On-Sale General Eating Place	131
48	On-Sale General Public Premises.....	50
51	Club.....	1
75	On-Sale General Brew-Pub	1
	TOTALS.....	<u>963</u>

Total amount of fines collected as a result of accusations: \$2,114,864

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

02	Winegrower	2
17	Beer & Wine Wholesaler.....	3
20	Off-Sale Beer & Wine	66
21	Off-Sale General	63
40	On-Sale Beer.....	6
41	On-Sale Beer & Wine Eating Place	48
42	On-Sale Beer & Wine Public Premises	11
47	On-Sale General Eating Place	47
48	On-Sale General Public Premises.....	27
52	Veterans' Club.....	4
60	On-Sale Beer Seasonal	1
61	On-Sale Beer Public Premises	1
	TOTAL SUSPENDED	<u>279</u>

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

02	Winegrower.....	2
20	Off-Sale Beer & Wine.....	35
21	Off-Sale General	33
40	On-Sale Beer.....	8
41	On-Sale Beer & Wine Eating Place	21
42	On-Sale Beer & Wine Public Premises	18
47	On-Sale General Eating Place	24
48	On-Sale General Public Premises.....	21
52	Veterans Club	1
58	Caterer's Permit.....	1
81	Wine Sales Event Permit	1
	TOTAL REVOKED, WITH REVOCATION STAYED.....	<u>165</u>

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

02	Winegrower.....	1
20	Off-Sale Beer & Wine	3
21	Off-Sale General	1
40	On-Sale Beer.....	5
41	On-Sale Beer & Wine Eating Place	3
47	On-Sale General Eating Place	2
48	On-Sale General Public Premises.....	1
	TOTAL NUMBER REVOKED FOR DISCIPLINARY ACTION.....	<u>16</u>

D. MISCELLANEOUS:

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