

Installation  
**ALCOHOLIC BEVERAGES**

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**SUMMARY.** This regulation prescribes policy, procedures and restrictions concerning the sale, purchase, possession, consumption and control of alcoholic beverages on Fort Hood (Ft Hood). It imposes penalties for violations of these standards, including the full range of statutory and regulatory sanctions, and is a lawful general order which, if not obeyed, constitutes a violation of the Universal Code of Military Justice (UCMJ), Article 92. Alcoholic beverages for medical and religious purposes are excluded according to Texas State law.

**APPLICABILITY:** This regulation applies to all Department of Defense (DOD) personnel, soldiers, military family members and civilians (including those employed by Nonappropriated Fund [NAF] instrumentalities) who work on Ft Hood.

**SUPPLEMENTATION:** Further supplementation of this regulation is prohibited except upon approval of the Directorate of Community Activities (DCA), Alcohol and Drug Control (ADC), Ft Hood, Texas, 76544-5056.

**SUGGESTED IMPROVEMENTS:** The proponent of this regulation is the office of the Director of Community Activities (DCA), III Corps and Ft Hood. Users are invited to send comments and suggested improvements to the Commander, III Corps and Ft Hood, ATTN: AFZF-PA-ADC, Ft Hood, Texas 76544-5056.

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**OVERVIEW**

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<b>Purpose</b>	This regulation prescribes <ul style="list-style-type: none"><li>• policy</li><li>• procedures, and</li><li>• restrictions concerning<ul style="list-style-type: none"><li>• the sale</li><li>• purchase</li><li>• possession</li><li>• consumption, and</li><li>• control of alcoholic beverages on Ft Hood</li></ul></li></ul>
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1a

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<b>References</b>	UCMJ <ul style="list-style-type: none"><li>Article 92 , Failure to Obey Order or Regulation</li><li>Article 111 (Drunk or Reckless Driving)</li><li>Article 112 (Drunk on Duty)</li><li>Article 133 (Conduct Unbecoming an Officer and Gentleman)</li><li>Article 134 (Drunkenness - Disorderly Conduct)</li></ul>
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**References**  
(continued) AR 215-2 (The Management and Operation of Army Morale, Welfare, and Recreation Activities and Nonappropriated Fund Instrumentalities) 1b

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**Abbreviations and Terms** Abbreviations and special terms used in this regulation are explained in the glossary. 1c

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**POLICY** 2

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**Alcoholic Beverage Consumption** The following applies to consumption.

- alcoholic beverages may be consumed in moderation at the places and times permitted by this regulation (see Appendix A)
- commanders and civilian supervisors are to deglamorize the use of alcoholic beverages
- nonalcoholic beverages are to be available in any place alcoholic beverages are being served.

2a

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**Commanders** Commanders, in the form of a written order, disseminated as part of the inprocessing procedure for all newly assigned soldiers, determine the amount of alcoholic beverages may be possessed and consumed in enlisted barracks.

Commanders will post their barracks alcohol policy

- in the barracks.
- at battalion
- separate company, and
- detachment level.

2b

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**PROHIBITED ACTIVITIES** 3

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**Consumption Restrictions** The following restrictions apply to all persons on Ft Hood

- Alcoholic beverages may not be consumed in, on, or at
  - Army aircraft,
  - vessels or vehicles,
  - skill development facilities that operate as NAF activities under the control of the DCA
    - arts and crafts, auto repair, etc.
    - youth activities centers (except in conjunction with a unit or DCA sponsored social event)
    - athletic fields (except in conjunction with a unit or DCA sponsored social event)
    - Longhorn Activities Center (except in conjunction with a unit or DCA sponsored social event)

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**Consumption  
Restriction**

The following restrictions apply to all persons on Ft Hood

- consuming alcoholic beverages or possessing an open container as an operator or passenger of a
  - military vehicle on or off Ft Hood, or
  - privately-owned vehicle (POV) on Ft Hood.

NOTE: This applies to moving or stationary vehicles.

- consuming alcoholic beverages on
  - any road
  - street
  - alley
  - parking lot, or other roadway, or
  - outside any building on Ft Hood (except IAW block 7a)

3a

**Consumption  
During Duty  
Hours**

Soldiers, except as provided in block 7a below, are prohibited from

- having a blood alcohol level of .05% or above during duty hours, except when a soldier did not know, or have a reasonable expectation prior to becoming impaired that they had duties to perform
- consuming alcoholic beverages during the soldier's duty hours, including mealtimes during that period
- purchasing alcoholic beverages by the drink while in uniform prior to 1630 on duty days
- serving alcoholic beverages during duty hours at association gatherings(e.g., luncheons, or meetings).
- possessing or consuming alcoholic beverages while on any training or field exercise.

Civilian employees, except as provided in block 7a, are prohibited from

- purchasing alcoholic beverages by the drink while in a duty status
- drinking alcoholic beverages while on duty reporting for duty with sufficient alcohol in their system to
  - interfere with the proper performance of duty
  - be a menace to the safety, or
  - be otherwise prejudicial to the maintenance of discipline.

3b

**Sale or  
Possession of  
Beverages**

Soldiers under 21 years of age are prohibited from buying, possessing, or consuming alcoholic beverages unless the requirements of block 5a are met.

All persons subject to this regulation are prohibited from

- employing or engaging any person under the age of 18 to prepare, sell, serve, or otherwise handle alcoholic beverages

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Sale or Possession of Beverages (continued)

- permitting anyone under 21 years of age to buy, possess, transport, or consume alcoholic beverages on Ft Hood
- bringing any privately-owned alcoholic beverages into any Ft Hood facility that sells alcoholic beverages.

Soldiers are prohibited from

- purchasing for or giving to any person under 21 years of age alcoholic beverages at Ft Hood, except as specifically authorized in this regulation, or AR 215-2, chapter 4.

Civilian personnel and military family members under 21 years of age are not permitted to purchase, possess, or consume alcoholic beverages at Ft Hood, except with parental consent in quarters.

All other persons (e.g., unaffiliated persons, military family members, etc.), except as provided in block 7a below, are governed by the restrictions as described in block 3a while on Ft Hood.

3c

Off-Post Offenses

It is a violation of state law and this regulation

- for anyone under 21 years of age to possess, consume, or purchase any alcoholic beverages off post or
- for a person to purchase an alcoholic beverage for or give or knowingly make available an alcoholic beverage to anyone under 21 years of age.

These offenses

- may be prosecuted in a state or local court
- Soldiers committing these offenses or otherwise permitting a soldier under 21 years of age to buy, possess, transport, or consume alcoholic beverages, may be subject to military jurisdiction for a violation of this regulation.

3d

**PROSECUTION OF VIOLATORS**

4

Prosecution of Violators

Commanders may elect to proceed against violators under this regulation or any other appropriate UCMJ article.

Violations of any of the above prohibitions constitute a

- violation of a lawful general order
- violation of state or federal law UCMJ articles
  - Article 111
  - Article 112
  - Article 133
  - Article 134
- are punishable under the provisions of UCMJ, Article 92, and

(continued on next page)

Prosecution of  
Violators  
(continued)

- may be prosecuted in United States Magistrate Court or state court.

Violations may be a basis for administrative sanctions or discipline under appropriate personnel regulations.

4a

**SOLDIERS UNDER LEGAL DRINKING AGE**

5

Soldiers  
Under Legal  
Drinking Age

Soldiers under 21 years of age may not consume alcoholic beverages.

As an exception to this policy, the first general officer in the chain of command

- may authorize the serving of alcoholic beverages
  - to soldiers under 21 years of age
  - on infrequent, nonroutine military occasions
  - which foster camaraderie and friendship in a military environment and
  - when a unit, as a group, observes at Ft Hood, an unusual military occasion such as
    - the conclusion of arduous military duty
    - the anniversary of the establishment of a military service or organization, or
    - a unit organization day.
- must ensure that appropriate controls are in place to prevent endangering soldiers or the surrounding community.

All requests for exception will comply with these standards.

If applicable, the requirement in block 7a of this regulation for approval of authorized activities involving alcoholic beverages must also be met.

5a

**USE OF BREATHALYZERS**

6

Breathalyzer  
Test for  
Military  
Personnel

Commanders may use breathalyzer tests as an enforcement measure for this regulation, and other laws and regulations prohibiting alcohol abuse under the following circumstances

- Probable Cause
  - The commander has a reasonable belief that a soldier is on duty with alcohol in their system
  - When a test is ordered on the basis of probable cause, the commander may take a soldier to a medical facility and direct the involuntary drawing of the soldier's blood to determine if the soldier has alcohol in their system.
- Health and Welfare Inspection

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**Breathalyzer  
Test for  
Military Personnel  
(continued)**

- Commanders may, in a unit inspection, make a breathalyzer test a part of such inspections to determine whether their command is
  - properly functioning
  - maintaining proper standards of readiness, and
  - fit and ready for duty.
- Consent
  - soldiers may consent to a breathalyzer test which may be used for any appropriate purpose
  - must be given voluntarily to be valid
  - if later challenged, willful consent is determined from all circumstances.
- Command - Directed
  - A commander may order soldiers in their command to take breathalyzer tests based on information that does not amount to probable cause if
    - the commander has a reasonable suspicion that a soldier is on duty with alcohol in their system
    - the test is ordered to determine the soldier's fitness for duty and need for treatment or rehabilitation.
  - The results of these tests
    - are not admissible evidence at trial by court-martial and
    - may not be used as a basis for UCMJ action.
  - The commander must inform the soldier that no UCMJ action may be taken in the event of a positive test result, but that refusal of the commander's order to have the test is a basis for action under UCMJ, Article 92.
  - A positive result from a command-directed test may result in counseling or other adverse administrative action.

A commander using breathalyzer testing on the circumstances listed above may order a soldier who refuses to cooperate to take the breathalyzer test.

If the soldier continues to refuse, the commander may charge the soldier with a violation of his order under UCMJ, Article 92.

6a

**Breathalyzer  
Test for DA  
and NAF  
Civilian  
Employees**

**While operating vehicles**

- Military Police (MP) may stop and offer a breathalyzer test to civilian employees whom they have probable cause to believe are under the influence of alcohol.
- Declining the breathalyzer test may result in suspension of on-post driving privileges.

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**Breathalyzer Test for DA and NAF Civilian Employees (continued)**

When safety considerations so require, MPs may detain the civilian employee and impound the vehicle while arrangements are being made for employee's safe transportation.

If the civilian employee is in a duty status at the time they are stopped, the MP report and breathalyzer test results (if consented to) may be used as evidence in appropriate disciplinary actions.

6b

**Duty Status for DA and NAF Civilian Employees**

A supervisor who has probable cause to believe a subordinate has consumed sufficient alcohol to be

- drunk on duty
- impaired on duty
- endangering safety, or
- creating an adverse effect on discipline may
  - order the employee to report for a fitness for duty examination.

As part of the fitness for duty examination, the medical officer may offer the employee a voluntary

- breathalyzer test or
- blood alcohol test.

Expert testimony from the medical officer and results of the voluntary tests may be used as evidence in appropriate disciplinary actions.

A supervisor who believes a subordinate has an alcohol abuse problem will refer the employee to the Employee Assistance Program.

Declining the referral may be used as evidence in future administrative or disciplinary actions.

6c

**Others**

Other persons (e.g., unaffiliated persons, military family members, etc.) may be offered breathalyzer tests under the same procedures as described in block 6b above.

6d

**AUTHORIZED ACTIVITIES INVOLVING ALCOHOLIC BEVERAGES CONSUMPTION**

7

**Authorized Activities**

Alcoholic beverages may be served and consumed

- during unit sponsored social events provided
  - the responsible battalion-level commander informs the commander at the next level in the chain of command of the time and place of the social event, and
  - the alcoholic beverages are not served prior to 1100.

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Authorized  
Activities  
(continued)

- in and around family quarters, as long as related activities do not disturb surrounding residents
- at designated recreation areas (lakes and parks) when not on duty
- during the Thanksgiving and Christmas holiday seasons in offices or designated work areas for sponsored social events
  
- III Corps and Ft Hood staffs must obtain prior written approval from the directorate level
  
- authority to approve such requests in major subordinate commands (MSCs) and tenant units is delegated to
  - MSC commanders, and
  - tenant unit commanders.

**Alcoholic beverages may be consumed**

- outside barracks in areas designated by the unit commander
- by soldiers during normal duty hours when they
  - have been released from duty for the remainder of the duty day
  - are on leave
  - are on pass
  - are on training holiday, or
  - are otherwise absent from duty with proper authority.

Wine and malt beverages may be served in chapels at private receptions in conjunction with religious ceremonies.

Recreation centers, community theaters, and music centers may serve wine and malt beverages during dinner-theater productions provided they are held after duty hours

Community Recreation Division may serve malt beverages during special events (concerts, wrestling, etc.) held at Ft Hood Stadium and Physical Fitness Centers, provided they are held after 1630 on duty days, and during normal operating hours on weekends and holidays.

Troop dining facilities may serve wine or malt beverage products in troop dining facilities as part of the holiday season to include

- Thanksgiving
- Christmas, and
- New Year's Day.

Soldiers under 21 years of age may not consume alcoholic beverages unless the exception requirements in block 5a of this regulation are met.

7a

**Purchase of  
Alcoholic  
Beverages.**

Appendix A contains a schedule for the sale and purchase of alcoholic beverages at Ft Hood facilities.

Anderson Golf Course, Clear Creek Golf Course, Albee Lanes, Bowlers' Green, and the Sportsmen Center may sell individual servings of malt beverages to personnel in civilian clothes during normal operating hours.

Soldiers in uniform may not purchase individual servings of alcoholic beverages prior to 1630 on duty days.

All eligible individuals may purchase individual servings of alcoholic beverages during normal operating hours on

- Saturday
- Sunday, and
- holidays.

During the announced III Corps and Ft Hood holiday season (half-day schedule), alcoholic beverages may be sold and served in all facilities commencing at 1200 to customers in civilian attire and military uniform.

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7b

Appendix A  
**SCHEDULE FOR SALE OF ALCOHOLIC BEVERAGES**

ACTIVITY	FACILITY	BLDG NO	NOTE
Officers' Club	Officers' Main Club	5764	2
	The Pub	5782	2
	West Fort Hood Officers' Club	76020	2
	Ware Hall Annex	36006	2
NCO/Enlisted Clubs	Main Club	194	2
	West Fort Hood	70005	2
	Sunburst Inn	2441	2
	Patton Inn	9212	2
Community Clubs	Sports Dome	42000	2
	Rod and Gun Club	1937	1
Recreation Activities	Albee Lanes	9001	1
	Bowlers Green	2804	1
	Anderson Golf Course	5794	1
	Clear Creek Golf Course	52381	1
Fort Hood Exchange	Main Store	50004	1
	Picnic Palace Shoppette	325	1
	Comanche Village Shopette	52021	1
	Montague Village Shopette	70001	1
	Pershing Park Pantry	5488	1
	Troop Store	24007	1
	1 Cav Troop Store	33012	1
	Burger Bar	33012	2
	2AD Troop Store	9401	1
	2AD Food Court	9401	2
	Clear Creek Shoppette	50007	1
	COSCOM B/B	39014	2
	Main Food Court	50004	2
	Robin Hood Sandwich	1002	2
	Anthony's Pizza	1002	2
	Headquarters Shoppette	1002	1
	Warrior Way Shoppette	85001	1
	Robin Hood	135	2
	Class Six Branch Store	518	1
Clear Creek Class Six	50006	1	

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**Key**

1. **Alcoholic beverages may be sold to eligible personnel during normal operating hours.**
2. **Alcoholic beverages may be sold beginning at 1630 on weekdays and during normal operating hours on weekends and holidays.**
3. **Alcoholic beverages may be sold only to personnel in civilian attire beginning at 1000 on weekdays. Soldiers in uniform may purchase alcoholic beverages at 1630 weekdays. Alcoholic beverages may be sold during normal operating hours on weekends and holidays. Bulk alcoholic beverages may be sold at the Rod and Gun Club during normal operating hours.**

## GLOSSARY

## DEFINITIONS

## a. Abbreviations

ADC - Alcohol Drug and Control  
AUSA - Association of the United States Army  
ARTEP - Army Training and Evaluation Program  
DA - Department of the Army  
DCA - Directorate of Community Activities  
DOD - Department of Defense  
EDRE - Emergency deployment readiness exercise  
ETC - etcetera  
FT HOOD - Fort Hood  
IAW - in accordance with  
MP - military police  
MSC - major subordinate command  
NAF - nonappropriated funds  
NCO - noncommissioned officer  
NTC - National Training Center  
OCONUS - outside continental United States  
POV - privately owned vehicle  
UCMJ - Uniform Code of Military Justice

## b. Terms.

(1) **Alcoholic Beverages.** Potable beverage containing any amount of ethyl alcohol, to include wines, malt beverages, and distilled spirits.

(2) **Arduous Military Duty.** Training exercise, beyond the scope of normal training, such as EDREs, ARTEPs, MSC or Corps-level training, National Training Center (NTC) exercise and outside Continental United States (OCONUS) exercises, etc.

(3) **Association Gatherings.** Meetings or social events of private organizations authorized to meet on the installation, i.e., Association of the United States Army (AUSA), etc.

(4) **Duty Hours.** Normal duty hours are the hours between 0730-1630 Monday through Friday (except legal holidays). Other hours the soldier or employee is regularly scheduled to be present for duty.

(5) **Glamorization.** Publicity that glamorizes or encourages alcohol abuse is prohibited. Military and civilian personnel will not promote any official function or unofficial function which glamorizes the abuse of alcohol through drinking contests, games or initiations or the awarding of alcoholic beverages as prizes for contests.

(6) **Installation.** All buildings and grounds of the Ft Hood military reservation, including North and West Ft Hood and all housing areas.

(7) **Moderation.** Drinking small amounts of alcohol at a level and frequency resulting in no pathological behavior or consequence.

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**(8) Open Container.** Any vessel containing an alcoholic beverage of which the cap or top has been removed, or the seal has been broken or removed.

**(9) Possession.** Maintaining physical custody and control over property which is either in the hands of an individual or located on his or her person. For an individual operating or riding in or on a motor vehicle, the term possession includes any property which is accessible to the driver or any occupant.

**(10) Unit Sponsored Social Event.** Unit sponsored social events are held during normal duty hours which have been approved by a battalion-level or higher commander, and are attended by at least one officer or one noncommissioned officer (NCO) from the unit. Soldiers under 21 years of age may not consume alcoholic beverages unless the requirements for the exception in block 5a of this regulation are met.

The proponent for this regulation is the Directorate of Community Activities

FOR THE COMMANDER:



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