ANNUAL SYNAR REPORT

42 U.S.C. 300x-26 OMB № 0930-0222

FFY 2023 State: Guam

Table of Contents

Introduction	i
FFY 2023: Funding Agreements/Certifications	1
Section I: FFY 2022 (Compliance Progress)	2
Section II: FFY 2023 (Intended Use)	11
Appendix A: Forms 1–5	13
Appendixes B & C: Forms	20
Appendix B: Synar Survey Sampling Methodology	19
Appendix C: Synar Survey Inspection Protocol Summary	21
Appendix D: List Sampling Frame Coverage Study	25

OMB No. 0930-0222

Expiration Date: 06/30/2023

Public Burden Statement: An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control number for this project is 0930-0222. Public reporting burden for this collection of information is estimated to average 18 hours per respondent, per year, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to SAMHSA Reports Clearance Officer, 5600 Fishers Lane, Rockville, MD 20857.

INTRODUCTION

The Annual Synar Report (ASR) format provides the means for states to comply with the reporting provisions of the Public Health Service Act (42 U.S.C. 300x-26) and the Tobacco Regulation for the Substance Abuse Prevention and Treatment Block Grant (SABG) (45 C.F.R. 96.130 (e)).

How the Synar report helps the Center for Substance Abuse Prevention

In accordance with the tobacco regulations, states are required to provide detailed information on progress made in enforcing youth and young adult tobacco access laws (FFY 2022 Compliance Progress) and future plans to ensure compliance with the Synar requirements to reduce youth and young adult tobacco access rates (FFY 2023 Intended Use Plan). These data are required by 42 U.S.C. 300x-26 and will be used by the Secretary to evaluate state compliance with the statute. Part of the mission of the Center for Substance Abuse Prevention (CSAP) is to assist states¹ by supporting Synar activities and providing technical assistance helpful in determining the type of enforcement measures and control strategies that are most effective. This information is helpful to CSAP in improving technical assistance resources and expertise on enforcement efforts and tobacco control program support activities, including state Synar program support services, through an enhanced technical assistance program involving conferences and workshops, development of training materials and guidance documents, and onsite technical assistance consultation.

How the Synar report can help states

The information gathered for the Synar report can help states describe and analyze substate needs for program enhancements. These data can also be used to report to the state legislature and other state and local organizations on progress made to date in enforcing youth and young adult tobacco access laws when aggregated statistical data from state Synar reports can demonstrate to the Secretary the national progress in reducing youth and young adult tobacco access problems. This information will also provide Congress with a better understanding of state progress in implementing Synar, including state difficulties and successes in enforcing retailer compliance

The term "state" is used to refer to all the states and territories required to comply with Synar as part of the Substance Abuse Prevention and Treatment Block Grant Program requirements (42 U.S.C. 300x-64 and 45 C.F.R. 96.121).

with youth and young adult tobacco access laws.

Getting assistance in completing the Synar report

If you have questions about programmatic issues, you may call CSAP's Division of Primary Prevention at (240) 276-2550 and ask for your respective State Project Officer, or contact your State Project Officer directly by telephone or email. If you have questions about fiscal or grants management issues, you may call your Grants Management Specialist in the Office of Financial Resources, Division of Grants Management, at (240) 276-1422.

Where and when to submit the Synar report

The ASR must be received by SAMHSA no later than December 31, 2022 and must be submitted in the format specified by these instructions. Use of the approved format will avoid delays in the review and approval process. The chief executive officer (or an authorized designee) of the applicant organization must sign page one of the ASR certifying that the state has complied with all reporting requirements.

The state must upload one copy of the ASR using the online WebBGAS (Block Grant Application System). In addition, the following items must be uploaded to WebBGAS:

- FFY 2023 Synar Survey Results: States that use the Synar Survey Estimation System (SSES) must upload one copy of SSES Tables 1-8 (in Excel) to WebBGAS. Please note that, in the FFY 2023 ASR, SSES will generate Tables 6, 7, and 8, which are based on the optional microdata on product type, retail outlet type, and whether identification was requested. If your state does not submit these optional data, Tables 6, 7, and 8 will be blank. Tables 6, 7, and 8 are generated for the convenience of the state, and states are not required to submit completed versions of Tables 6, 7, or 8. States that do not use SSES must upload one copy of ASR Forms 1, 4, and 5, and Forms 2 and 3, if applicable, (in Excel), as well as a database with the raw inspection data to WebBGAS.
- Synar Inspection Form: States must upload one blank copy of the inspection form used to record the result of each Synar inspection.
- Synar Inspection Protocol: States must upload a copy of the protocol used to train
 inspection teams on conducting and reporting the results of the Synar inspections.
 This document should be different than the Appendix C attached to the Annual
 Synar Report.
- A scanned copy of the signed Funding Agreements/Certifications

Each state SSA Director has been emailed a login ID and password to log onto the Synar section of the WebBGAS site.

FFY 2023: FUNDING AGREEMENTS/CERTIFICATIONS

The following form must be signed by the Chief Executive Officer or an authorized designee and submitted with this application. Documentation authorizing a designee must be attached to the application.

PUBLIC HEALTH SERVICES ACT AND SYNAR AMENDMENT

42 U.S.C. 300x-26 requires each state to submit an annual report of its progress in meeting the requirements of the Synar Amendment and its implementing regulation (45 C.F.R. 96.130) to the Secretary of the Department of Health and Human Services. By signing below, the chief executive officer (or an authorized designee) of the applicant organization certifies that the state has complied with these reporting requirements and the certifications as set forth below.

SYNAR SURVEY SAMPLING METHODOLOGY

The state certifies that the Synar survey sampling methodology on file with the Center for Substance Abuse Prevention and submitted with the Annual Synar Report for FFY 2023 is up-to-date and approved by the Center for Substance Abuse Prevention.

SYNAR SURVEY INSPECTION PROTOCOL

State: Guam

The state certifies that the Synar Survey Inspection Protocol on file with the Center for Substance Abuse Prevention and submitted with the Annual Synar Report for FFY 2023 is up-to-date and approved by the Center for Substance Abuse Prevention.

Name of Chief Executive Officer or Designee: Theresa C. Arriola

Signature of CEO or Designee:

James Copur-Nurse Date Signed: 1/1

If signed by a designee, a copy of the designation must be attached.

LOURDES A. LEON GUERRERO Governor JOSHUA F. TENORIO Lieutenant Governor

GUAM BEHAVIORAL HEALTH & WELLNESS 790 Gov. Carlos G. Camacho Rd. Temuning, Guam 96913

TEL: (671) 647-5330 FAX: (671) 649-6948

THERESA C. ARRIOLA Director CARISSA B. PANGELINAN Deputy Director

11/17/22

MEMORANDUM

To:

ALL GBHWC STAFF

From:

THERESA C. ARRIOLA CUIL

Director

Subject:

Designation of Acting Director

Buenas yan Hafa Adai!

Please be advised that Director Theresa Arriola will be on leave please see the following:

- James Cooper-Nurse (Acting Director) November 28 to November 30, 2022
- Carissa Pangelinan (Acting Director) December 1 to December 7, 2022

Kindly extend your full support and cooperation and be guided accordingly.

Un Dangkolo Na Si Yu'os Ma'ase

LOURDES A. LEON GUERRERO

Governor of Guam



FFY: 2023

State:	Guam	

SECTION I: FFY 2022 (Compliance Progress)

YOUTH AND YOUNG ADULT ACCESS LAWS, ACTIVITIES, AND ENFORCEMENT

		ducts to individuals under age 21.		
1.	Please indicate any changes or additions to the state tobacco statute(s) relating to youth and young adult access since the last reporting year. If any changes were made to the state law(s) since the last reporting year, please upload a copy of the state law to WebBGAS. (see 42 U.S.C. 300x-26).			
	a.	Has there been a change in the minimum sale age for tobacco products?		
		☐ Yes ⊠ No		
		If Yes, current minimum age: 19 20 21		
	b. Have there been any changes in state law that impact the state's protocol for conducting Synar inspections?			
		☐ Yes ⊠ No		
		If Yes, indicate change. (Check all that apply.) Changed to require that law enforcement conduct inspections of tobacco outlets Changed to make it illegal for youth and young adults to possess, purchase or receive tobacco Changed to require ID to purchase tobacco Changed definition of tobacco products Other change(s) (Please describe.)		
	c.	Have there been any changes in state law that impact the following?		
		Licensing of tobacco vendors Yes No Penalties for sales to minors Yes No Vending machines Yes No Added product		
		categories to youth and young adult access law Yes No		
2.		how the Annual Synar Report (see 45 C.F.R. 96.130(e)) was made public he state prior to submission of the ASR. (Check all that apply.)		
		Placed on file for public review		
	⊠ wh	Posted on a state agency Web site (Please provide exact Web address and the date en the FFY 2023 ASR was posted to this Web address.)		
		Web address: www.gbhwc.guam.gov/peace		
		Date published: 11/30/2022		
		Notice published in a newspaper or newsletter		

			Public hearing Announced in a news release, a press conference, or discussed in a media interview Distributed for review as part of the SABG application process Distributed through the public library system Published in an annual register Other (Please describe.)
3.	Ide	ntify	the following agency or agencies (see 42 U.S.C. 300x-26 and 45 C.F.R. 96.130).
		a.	The state agency(ies) designated by the Governor for oversight of the Synar requirements:
			Guam Behavioral Health and Wellness Center (GBHWC)
			Has this changed since last year's Annual Synar Report?
			☐ Yes ⊠ No
		b.	The state agency(ies) responsible for conducting random, unannounced Synar inspections:
			Guam Behavioral Health and Wellness Center and the Guam Department of
			Revenue and Taxation (DRT)
			Has this changed since last year's Annual Synar Report?
			☐ Yes ☒ No
		c.	The state agency(ies) responsible for enforcing youth and young adult tobacco access law(s):
			Guam Department of Revenue and Taxation
			Has this changed since last year's Annual Synar Report?
			☐ Yes ⊠ No
4.			the following agencies and describe their relationship with the agency ible for the oversight of the Synar requirements.
		a.	Identify the state agency responsible for tobacco prevention activities (the agency that receives the Centers for Disease Control and Prevention's National Tobacco Control Program funding).
			Guam Department of Public Health and Social Services (DPHSS) and Guam Behavioral Health and Wellness Center (GBHWC)
		b.	Has the responsible agency changed since last year's Annual Synar Report? ☐ Yes ☒ No
		c.	Describe the coordination and collaboration that occur between the agency responsible for tobacco prevention and the agency responsible for oversight of the Synar requirements. (Check all that apply.) The two agencies

	Are the same
	Have a formal written memorandum of agreement
	☐ Conduct joint planning activities
	Combine resources
	Have other collaborative arrangement(s) (Please describe.) GBHWC continues to work in collaboration with other partnering agencies in the Governor's PEACE Council, Department of Public Health and Social Services (DPHSS) is an active member of the PEACE Council and leads the Non-Communicable Disease Consortium (NCD). GBHWC participates in the NCD Consortium to strengthen
	Guam's comprehensive state plans for mental health promotion and the prevention of substance abuse, suicide and other deaths resulting from NCDs. In turn, one of the DPHSS priorities include the Tobacco Prevention and Control Program (TCAT) which leads the NCD tobacco action team.
	☐ No relationship
d.	Does a state agency contract with the Food and Drug Administration's Center for Tobacco Products (FDA/CTP) to enforce the youth and young adult access and advertising restrictions in the Family Smoking Prevention and Tobacco Control Act? Yes No (if no, go to Question 5)
e.	If yes, identify the state agency responsible for enforcing the youth and young adult access and advertising restrictions in the Family Smoking Prevention and Tobacco Control Act (the agency that is under contract to the Food and
	Drug Administration's Center for Tobacco Products (FDA/CTP)). GBHWC's Director's Office
f.	Drug Administration's Center for Tobacco Products (FDA/CTP)).
f. g.	Drug Administration's Center for Tobacco Products (FDA/CTP)). GBHWC's Director's Office Has the responsible agency changed since last year's Annual Synar Report?
f.	Drug Administration's Center for Tobacco Products (FDA/CTP)). **GBHWC's Director's Office** Has the responsible agency changed since last year's Annual Synar Report? Yes No Describe the coordination and collaboration that occur between the agency contracted with the FDA to enforce federal youth and young adult tobacco access laws and the agency responsible for oversight of the Synar
f. 5.	Drug Administration's Center for Tobacco Products (FDA/CTP)). **GBHWC's Director's Office** Has the responsible agency changed since last year's Annual Synar Report? Yes No Describe the coordination and collaboration that occur between the agency contracted with the FDA to enforce federal youth and young adult tobacco access laws and the agency responsible for oversight of the Synar requirements. (Check all that apply.) The two agencies:
g.	Drug Administration's Center for Tobacco Products (FDA/CTP)). **GBHWC's Director's Office** Has the responsible agency changed since last year's Annual Synar Report? Yes No Describe the coordination and collaboration that occur between the agency contracted with the FDA to enforce federal youth and young adult tobacco access laws and the agency responsible for oversight of the Synar requirements. (Check all that apply.) The two agencies: Are the same
f.	Drug Administration's Center for Tobacco Products (FDA/CTP)). GBHWC's Director's Office Has the responsible agency changed since last year's Annual Synar Report? Yes No Describe the coordination and collaboration that occur between the agency contracted with the FDA to enforce federal youth and young adult tobacco access laws and the agency responsible for oversight of the Synar requirements. (Check all that apply.) The two agencies: Are the same Have a formal written memorandum of agreement
f. g.	Drug Administration's Center for Tobacco Products (FDA/CTP)). GBHWC's Director's Office Has the responsible agency changed since last year's Annual Synar Report? Yes No Describe the coordination and collaboration that occur between the agency contracted with the FDA to enforce federal youth and young adult tobacco access laws and the agency responsible for oversight of the Synar requirements. (Check all that apply.) The two agencies: Are the same Have a formal written memorandum of agreement Have an informal partnership
f.	Drug Administration's Center for Tobacco Products (FDA/CTP)). GBHWC's Director's Office Has the responsible agency changed since last year's Annual Synar Report? Yes No Describe the coordination and collaboration that occur between the agency contracted with the FDA to enforce federal youth and young adult tobacco access laws and the agency responsible for oversight of the Synar requirements. (Check all that apply.) The two agencies: Are the same Have a formal written memorandum of agreement Have an informal partnership Conduct joint planning activities
f.	Drug Administration's Center for Tobacco Products (FDA/CTP)). GBHWC's Director's Office Has the responsible agency changed since last year's Annual Synar Report? Yes No Describe the coordination and collaboration that occur between the agency contracted with the FDA to enforce federal youth and young adult tobacco access laws and the agency responsible for oversight of the Synar requirements. (Check all that apply.) The two agencies: Are the same Have a formal written memorandum of agreement Have an informal partnership Conduct joint planning activities Combine resources

h. Does the state use data from the FDA enforcement inspections for Synar

survey reporting?
☐ Yes ⊠ No
nswer the following questions regarding the state's a

- 5. Please answer the following questions regarding the state's activities to enforce the state's youth and young adult access to tobacco law(s) in FFY 2022 (see 42 U.S.C. 300x-26 and 45 C.F.R. 96.130(e)).
 - a. Which one of the following describes the enforcement of state youth and young adult access to tobacco laws carried out in your state? (Check one category only.)
 Enforcement is conducted exclusively by local law enforcement agencies.

☑ Enforcement is conducted exclusively by state agency(ies).☑ Enforcement is conducted by both local *and* state agencies.

b. The following items concern penalties imposed for all violations of state youth and young adult access to tobacco laws by LOCAL AND/OR STATE LAW ENFORCEMENT AGENCIES (this does not include enforcement of local laws or federal youth and young adult tobacco access laws). Please fill in the number requested. If state law does not allow for an item, please mark "NA" (not applicable). If a response for an item is unknown, please mark "UNK." The chart must be filled in completely.

PENALTY	OWNERS	CLERKS	TOTAL
Number of citations issued	8		8
Number of fines assessed	8		8
Number of permits/licenses suspended			
Number of permits/licenses revoked			
Other (Please describe.)			

c.	Are citations or warnings issued to retailers or clerks who sell tobacco to
	minors for inspections that are part of the Synar survey?

\boxtimes	Yes		No
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If "Yes" to 5c, please describe the state's procedure for minimizing risk of bias to the survey results from retailers alerting each other to the presence of the survey teams:

In order to minimize the risk of bias from retailers alerting each other to the presence of survey teams, GBHWC utilizes multiple survey teams to conduct simultaneous inspections with different vehicles. In addition, not all stores are inspected on the same day. Stores to be inspected are divided up so that inspections occur on different days.

d. Which one of the following best describes the level of enforcement of state youth

	and young adult access to tobacco laws carried out in your state? (Check one category only.)
	Enforcement is conducted only at those outlets randomly selected for the Synar survey.
	Enforcement is conducted only at a subset of outlets not randomly selected for the Synar survey.
	Enforcement is conducted at a combination of outlets randomly selected for the Synar survey and outlets not randomly selected for the Synar survey.
e.	Did every tobacco outlet in the state receive at least one compliance check that included enforcement of the state youth and young adult tobacco access law(s) in the last year?
	☐ Yes ⊠ No
f.	What additional activities are conducted in your state to support enforcement and compliance with state youth and young adult tobacco access law(s)? (Check all that apply and briefly describe each activity in the text boxes below each activity.)
	Merchant education and/or training
	GBHWC's Prevention and Training Branch and the Department of Revenue and Taxation jointly coordinate and conduct merchant and community education. Both agencies are responsible for coordinating random, unannounced Synar inspections. During compliance inspections, retailers are provided with merchant education packets and other merchant materials such as door and register sticker signs displaying "P.L. 34-01 No Sale Under 21." Annually, GBHWC produces and distributes merchant educational and awareness materials in a packet to 350+ licensed tobacco vendors that: 1.) includes information on Guam's youth access laws and federal law regarding sale of tobacco to persons under the age of 21. 2.) provides specific strategies for how they can comply with Guam youth access laws; and 3.) highlights the health effects of tobacco use. Additionally, these materials are provided to business owners when they renew or apply for a tobacco license at the DRT's General Licensing Branch.
	☑ Incentives for merchants who are in compliance (e.g., nonenforcement compliance checks in which compliant retailers are given positive reinforcement and noncompliant retailers are warned about youth and young adult access laws)
	A certificate of compliance signed by the directors of GBHWC and DRT is immediately issued to retailers who passed the inspection.
	☑ Community education regarding youth and young adult access laws
	a.) GBHWC continues to support 1.) tobacco control policy efforts to decrease youth access and increase cessation services to at-risk populations in the community; and 2.) education, disseminations and environmental activities used to prevent tobacco sales to minors.

b.) Continue to conduct annual compliance inspections required by Synar. Inspection teams to include youth are required to attend prior protocols training that include rules, regulations, basic procedures and paperwork required to be completed.
☐ Media use to publicize compliance inspection results
□ Community mobilization to increase support for retailer compliance with youth and young adult access laws
GBHWC Prevention and Training actively participate in all Guam's NCD Consortium activities and are members of the Tobacco Control Action Team (TCAT).
Other activities (Please list.)
Continued partnerships and collaborations with community stakeholders around tobacco control and education.

SYNAR SURVEY METHODS AND RESULTS

The following questions pertain to the survey methodology and results of the Synar survey used by the state to meet the requirements of the Synar Regulation in FFY 2022 (see 42 U.S.C. 300x-26 and 45 C.F.R. 96.130).

6. Has th	e sampling methodology changed from the previous year?					
☐ Ye:	s 🔀 No					
method Method	nte is required to have an approved up-to-date description of the Synar sample dology on file with CSAP. Please submit a copy of your Synar Survey Sample dology (Appendix B). If the sampling methodology changed from the previo	ling				
reporti	ng year, these changes must be reflected in the methodology submitted.					
a. If y	es, describe how and when this change was communicated to SAMHSA					
_						
	answer the following questions regarding the state's annual random,					
	unced inspections of tobacco outlets (see 45 C.F.R. 96.130(d)(2)).					
а	. Did the state use the optional Synar Survey Estimation System (SSES analyze the Synar survey data?	5) to				
	Yes □ No					
	If Yes, upload a copy of SSES tables 1-8 (in Excel) to WebBGAS. Then Question 8. If No, continue to Question 7b.	go to				
b	b. Report the weighted and unweighted Retailer Violation Rate (RVR) estimate the standard error, accuracy rate (number of eligible outlets divided by the total number of sampled outlets), and completion rate (number of eligible outlets inspected divided by the total number of eligible outlets).					
	Unweighted RVR					
	Weighted RVR					
	Standard error (s.e.) of the (weighted) RVR					
	Fill in the blanks to calculate the <u>right limit</u> of the right-sided 95% co interval.	nfidence				
	+ (1.645 ×) =					
		Right Limit				
	Accuracy rate					
	Completion rate					

c.	Fill out Form 1 in Appendix A (Forms 1–5). (Required regardless design.)	s of the sample					
d.	How were the (weighted) RVR estimate and its standard error obtained? (Check the one that applies.)						
	☐ Form 2 (Optional) in Appendix A (Forms 1–5) (Attach completed ☐ Other (Please specify. Provide formulas and calculations or attach the program code and output with description of all variable nations.)	ch and explain					
e.	If stratification was used, did any strata in the sample contain outlet or cluster this year?	only one					
	☐ Yes ☐ No ☐ No stratification						
	If Yes, explain how this situation was dealt with in variance estimati	on.					
f.	Was a cluster sample design used?						
	☐ Yes ☐ No						
	If Yes, fill out and attach Form 3 in Appendix A (Forms 1–5), and answer the following question.						
	If No, go to Question 7g.						
	Were any certainty primary sampling units selected this year?						
	☐ Yes ☐ No						
If Yes, explain how the certainty clusters were dealt with in variance estimation.							
g.	Report the following outlet sample sizes for the Synar survey.						
		Sample Size					
	Effective sample size (sample size needed to meet the SAMHSA precision requirement assuming simple random sampling)						
	Target sample size (the product of the effective sample size and the design effect)						
	Original sample size (inflated sample size of the target sample to counter the sample attrition due to ineligibility and noncompletion)						
	Eligible sample size (number of outlets found to be eligible in the sample)						
	Final sample size (number of eligible outlets in the sample for which an inspection was completed)						

h. Fill out Form 4 in Appendix A (Forms 1-5).

8.	Did the	state's Synar survey use a list frame?
	✓ Yes	□No
	If Yes, a	nswer the following questions about its coverage.
	a.	The calendar year of the latest Sampling frame coverage study: 2011
	b.	Percent coverage from the latest Sampling frame coverage study: 98.3%
	c.	Was a new study conducted in this reporting period?
		☐Yes ⊠ No
		If Yes, please complete Appendix D (List Sampling Frame Coverage Study) and submit it with the Annual Synar Report.
	d.	The calendar year of the next coverage study planned: See response D waiver approved by SAMHSA on 6/14/2013 for FFY 2014 ASR
9.	Has the	Synar survey inspection protocol changed from the previous year?
	Yes	⊠ No
	protocol (Append be reflec	e is required to have an approved up-to-date description of the Synar inspection on file with CSAP. Please submit a copy of your Synar Survey Inspection Protocol ix C). If the inspection protocol changed from the previous year, these changes must ted in the protocol submitted. If Yes, describe how and when this change was communicated to SAMHSA
	b.	Provide the inspection period: From <u>07/02/2022</u> to <u>08/13/2022</u> MM/DD/YY MM/DD/YY
	c.	Provide the number of youth and young adult inspectors used in the current inspection year:
		<u>10</u>
		NOTE: If the state uses SSES, please ensure that the number reported in 9b matches that reported in SSES Table 4, or explain any difference.
	d.	Fill out and attach Form 5 in Appendix A (Forms 1-5). (Not required if the state used SSES to analyze the Synar survey data.)

SECTION II: FFY 2023 (Intended Use):

Public Law 42 U.S.C. 300x-26 of the Public Health Service Act and 45 C.F.R. 96.130 (e) (4, 5) require that the states provide information on future plans to ensure compliance with the Synar requirements to reduce youth and young adult tobacco access.

1.	In the upcoming year, does the sta	ite anticip	ate any changes in:
	Synar sampling methodology	☐ Yes	⊠ No
	Synar inspection protocol	Yes Yes	⊠ No

If changes are made in either the Synar sampling methodology or the Synar inspection protocol, the state is required to obtain approval from CSAP prior to implementation of the change and file an updated Synar Survey Sampling Methodology (Appendix B) or an updated Synar Survey Inspection Protocol (Appendix C), as appropriate.

2. Please describe the state's plans to maintain and/or reduce the target rate for Synar inspections to be completed in FFY 2023. Include a brief description of plans for law enforcement efforts to enforce youth and young adult tobacco access laws, activities that support law enforcement efforts to enforce youth and young adult tobacco access laws, and any anticipated changes in youth and young adult tobacco access legislation or regulation in the state.

Public Law 34-01- AN ACT TO AMMEND §6 IO 1 (1) OF ARTICLE 1: §6302 OF ARTICLE 3: AND ARTICLE 4, ALL OF CHAPTER 6, TITLE 11, GUAM CODE

ANN OT A TED, RELATIVE TO CLARIFYING THE DEFINITION OF ELECTRONIC CIGARETTES, AND RAISING THE MINIMUM AGE OF LEGAL ACCESS TO TOBACCO PRODUCTS AND ELECTRONIC CIGARETTES TO TWENTY-ONE (21) YEARS: AND TO CITE THIS ACT AS THE "YOUTH PROTECTION ACT OF2017"

(Bill No. 9-34 (COR), Sponsor: B.J.F. Cruz I Passed: 3/09/17 - Lapsed into Law 3/24/17.

Public Law 34-35 "AN ACT TO ADD NEW ARTICLES 7 & 8 TO CHAPTER 6, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO DEFINING THE STAMP TAX ON CIGARETTES AND REQUIRING FOR THE PROPER AFFIXING OF ST AMPS; AND AUTHORIZING THE DEPARTMENT OF REVENUE AND TAXATION TO PROMUGATE IMPLEMENTING REGULATIONS, "Bill No. 77-34 (COR) which lapsed into law on October 14, 2017.

Public Law 34-116 "AN ACT MAKING APPROPRIATIONS FOR THE OPERA TIO NS OF THE EXECUTIVE, LEGISLATIVE AND JUDICIAL BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2019, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS, "Bill No. 323-34 (COR) was on the 11th day of August 2018, duly and regularly passed. Section 4 Tobacco Tax Increase, Subsections (a), (b) and (c) of \$26603, Article 6, Chapter 26, Title 11, Guam Code Annotated are hereby amended.

Bill 199-34 Relative to increasing the tobacco tax for prevention cessation, and data collection relative to tobacco use. This Act shall take effect 30 days after ratification by the voters of Guam in a referendum during the 2018 General Election.

P.L.35-47 (Bill No. 138-35) (COR) AN ACT TO AMEND§ 90103 OF CHAPTER 90, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO EXPANDING THE NATASHA PROTECTION ACT OF 2005 TO DEFINE AND PROHIBIT THE USE OF ELECTRONIC SMOKING DEVICES WHEREVER OTHER TOBACCO PRODUCTS ARE ALREADY PROHIBITED. Successes that affect the youth: Continue to provide the Guam Department of Education with tobacco cessation trainings and printed resource materials to help users. Community Empowerment successes: Continue to provide trainings to communities; a)Brief Tobacco Intervention Skills certification; b) Tobacco Cessation Facilitator Training. Community Engagement successes; Continue to conduct annual Synar compliance inspection. 3. Describe any challenges the state faces in complying with the Synar regulation, (Check all that apply and describe each challenge in the text box below it.) Limited resources for law enforcement of youth and young adult access laws Limited resources for activities to support enforcement and compliance with youth and young adult tobacco access laws Limitations in the state youth and young adult tobacco access laws Limited public support for enforcement of youth and young adult tobacco access laws Limitations on completeness/accuracy of list of tobacco outlets Limited expertise in survey methodology Laws/regulations limiting the use of minors in tobacco inspections Difficulties recruiting youth and young adult inspectors Issues regarding the balance of inspections conducted by youth inspectors age 15 and under

Issues regarding the balance of inspections conducted by one gender of youth and ung adult inspectors
GBHWC experienced difficulties in recruiting more males as there were predominantly more female applicants throughout the recruitment period, and more females followed through with the training and inspections.
Geographic, demographic, and logistical considerations in conducting inspections
Cultural factors (e.g., language barriers, young people purchasing for their elders)
Issues regarding sources of tobacco under tribal jurisdiction
Other challenges (Please list.)

APPENDIX A: FORMS 1-5

FORM 1 (Required for all states not using the Synar Survey Estimation System (SSES) to analyze the Synar Survey data)

Complete Form 1 to report sampling frame and sample information and to calculate the unweighted retailer violation rate (RVR) using results from the current year's Synar survey inspections.

Instructions for Completing Form 1: In the top right-hand corner of the form, provide the state name and reporting federal fiscal year (FFY 2023). Provide the remaining information by stratum if stratification was used. Make copies of the form if additional rows are needed to list all the strata.

- Column 1: If stratification was used:
 - I(a) Sequentially number each row.
 - 1(b) Write in the name of each stratum. All strata in the state must be listed.

If no stratification was used:

- 1(a) Leave blank.
- 1(b) Write "state" in the first row (indicates that the whole state is a single stratum).

Note for unstratified samples: For Columns 2-5, wherever the instruction refers to "each stratum," report the specified information for the state as a whole.

- Column 2: 2(a) Report the number of over-the-counter (OTC) outlets in the sampling frame in each stratum.
 - 2(b) Report the number of vending machine (VM) outlets in the sampling frame in each stratum.
 - 2(c) Report the combined total of OTC and VM outlets in the sampling frame in each stratum.
- Column 3: 3(a) Report the estimated number of eligible OTC outlets in the OTC outlet population in each stratum.
 - 3(b) Report the estimated number of eligible VM outlets in the VM outlet population in each stratum.
 - 3(c) Report the combined total estimated number of eligible OTC and VM outlets in the total outlet population in each stratum.

The estimates for Column 3 can be obtained from the Synar survey sample as the weighted sum of eligible outlets by outlet type.

- Column 4: 4(a) Report the number of eligible OTC outlets for which an inspection was completed, for each stratum.
 - 4(b) Report the numbers of eligible VM outlets for which an inspection was completed, for each stratum.
 - 4(c) Report the combined total of eligible OTC and VM outlets for which an inspection was completed, for each stratum.
- Column 5: 5(a) Report the number of OTC outlets found in violation of the law as a result of completed inspections, for each stratum.
 - 5(b) Report the number of VM outlets found in violation of the law as a result of completed inspections, for each stratum.
 - 5(c) Report the combined total of OTC and VM outlets found in violation of the law as a result of completed inspections, for each stratum.
- Totals: For each subcolumn (a-c) in Columns 2-5, provide totals for the state as a whole in the last row of the table. These numbers will be the sum of the numbers in each row for the respective column.

FORM 1 (Required for all states not using the Synar Survey Estimation System [SSES] to analyze the Synar Survey data.)

ie:	FFY: 2023	(5)	NO. OF OUTLETS FOUND IN VIOLATION DURING INSPECTIONS	(b) (c) Vending Total Machines Outlets (VM) (5a+5b)								
State:	FF		NO. OF OUT VIOLAT INSP	(a) Over-the- Counter M (OTC)								
			rlets	(c) Total Outlets (4a+4b)					i			
ratum		(4)	NUMBER OF OUTLETS INSPECTED	(b) Vending Machines (VM)								
Summary of Synar Inspection Results by Stratum			NUMB	(a) Over-the- Counter (OTC)								
ction Res			BER OF ETS IN N	(c) Total Outlets (3a+3b)								
nar Inspe		(3)	ESTIMATED NUMBER OF ELIGIBLE OUTLETS IN POPULATION	(b) Vending Machines (VM)								
nary of Sy			ESTIMA ELIGII P	(a) Over-the- Counter (OTC)								
Sumu			LETS IN AME	(c) Total Outlets (2a+2b)			_			_		
		(2)	NUMBER OF OUTLETS IN SAMPLING FRAME	(b) Vending Machines (VM)								
			NUMBE SAN	(a) Over-the- Counter (OTC)								
		(E)	STRATUM	(b) Stratum Name								
		Ŭ	STRA	(a) Row#								

RECORD COLUMN TOTALS ON LAST LINE (LAST PAGE ONLY IF MULTIPLE PAGES ARE NEEDED).

FORM 2 (Optional)

Appropriate for stratified simple or systematic random sampling designs.

Complete Form 2 to calculate the weighted RVR. This table (in Excel form) is designed to calculate the weighted RVR for stratified simple or systematic random sampling designs, accounting for ineligible outlets and noncomplete inspections encountered during the annual Synar survey.

Instructions for Completing Form 2: In the top right-hand corner of the form, provide the state name and reporting federal fiscal year (FFY 2023).

- Column 1: Write in the name of each stratum into which the sample was divided. These should match the strata reported in Column 1(b) of Form 1.
- Column 2: Report the number of outlets in the sampling frame in each stratum. These numbers should match the numbers reported for the respective strata in Column 2(c) of Form 1.
- Column 3: Report the original sample size (the number of outlets originally selected, *including* substitutes or replacements) for each stratum.
- Column 4: Report the number of sample outlets in each stratum that were found to be eligible during the inspections. Note that this number must be less than or equal to the number reported in Column 3 for the respective strata.
- Column 5: Report the number of eligible outlets in each stratum for which an inspection was completed. Note that this number must be less than or equal to the number reported in Column 4. These numbers should match the numbers reported in Column 4(c) of Form 1 for the respective strata.
- Column 6: Report the number of eligible outlets inspected in each stratum that were found in violation. These numbers should match the numbers reported in Column 5(c) of Form 1 for the stratum.
- Column 7: Form 2 (in Excel form) will automatically calculate the stratum RVR for each stratum in this column. This is calculated by dividing the number of inspected eligible outlets found in violation (Column 6) by the number of inspected eligible outlets (Column 5). The state unweighted RVR will be shown in the Total row of Column 7.
- Column 8: Form 2 (in Excel form) will automatically calculate the estimated number of eligible outlets in the population for each stratum. This calculation is made by multiplying the number of outlets in the sampling frame (Column 2) times the number of eligible outlets (Column 4) divided by the original sample size (Column 3). Note that these numbers will be less than or equal to the numbers in Column 2.
- Column 9: Form 2 (in Excel form) will automatically calculate the relative stratum weight by dividing the estimated number of eligible outlets in the population for each stratum in Column 8 by the Total of the values in Column 8.
- Column 10: Form 2 (in Excel form) will automatically calculate each stratum's contribution to the state weighted RVR by multiplying the stratum RVR (Column 7) by the relative stratum weight (Column 9). The weighted RVR for the state will be shown in the Total row of Column 10.
- Column 11: Form 2 (in Excel form) automatically calculates the standard error of each stratum's RVR (Column 7). The standard error for the state weighted RVR will be shown in the Total row of Column 11.
- TOTAL: For Columns 2-6, Form 2 (in Excel form) provides totals for the state as a whole in the last row of the table. For Columns 7-11, it calculates the respective statistic for the state as a whole.

FORM 2 (Optional) Appropriate for stratified simple or systematic random sampling designs.

	6		Calc	ulation of Wo	Calculation of Weighted Retailer Violation Rate	er Violation	Rate (8)		State: FFY: 2023	
(1) Stratum Name	Number of Outlets in Sampling Frame	(3) n Original Sample Size	Number of Sample Outlets Found Eligible	(5) n2 Number of Outlets Inspected	(b) x Number of Outlets Found in Violation	(7) p=x/n2 Stratum Retailer Violation Rate	N"=N(n1/n) Estimated Number of Eligible Outlets in Population	(9) w=N/Total Column 8 Relative Stranum Weight	pw Stratum Contribution to State Weighted RVR	Standard Error of Strawm RVR
			İ							
Total										7

- number of outlets in sampling frame

- original sample size (number of outlets in the original sample)

- number of sample outlets that were found to be eligible

· number of eligible outlets that were inspected

- number of inspected outlets that were found in violation - stratum retailer violation rate (p=x/n2)

 estimated number of eligible outlets in population (N'=N*n1/n) - relative stratum weight (w=N'/Total Column 8)

pw - stratum contribution to the weighted RVR s.e. - standard error of the stratum RVR

FORM 3 (Required when a cluster design is used for all states not using the Synar Survey Estimation System [SSES] to analyze the Synar survey data.)

Complete Form 3 to report information about primary sampling units when a cluster design was used for the Synar survey.

Instructions for Completing Form 3: In the top right-hand corner of the form, provide the state name and reporting federal fiscal year (FFY 2023).

Provide information by stratum if stratification was used. Make copies of the form if additional rows are needed to list all the strata.

Column 1: Sequentially number each row.

Column 2: If stratification was used: Write in the name of stratum. All strata in the state must be listed.

If no stratification was used: Write "state" in the first row to indicate that the whole state constitutes a single stratum.

Column 3: Report the number of primary sampling units (PSUs) (i.e., first-stage clusters) created for each stratum.

Column 4: Report the number of PSUs selected in the original sample for each stratum.

Column 5: Report the number of PSUs in the final sample for each stratum.

TOTALS: For Columns 3-5, provide totals for the state as a whole in the last row of the table.

	Summary of Clusters		npled State:	
			FFY: 2023	
(1) Row#	(2) Stratum Name	(3) Number of PSUs Created	(4) Number of PSUs Selected	(5) Number of PSUs in the Final Sample
70.00				
7 <u>9</u> 2 . X 3 X	Total			

FORM 4 (Required for all states not using the Synar Survey Estimation System [SSES] to analyze the Synar Survey data)

Complete Form 4 to provide detailed tallies of ineligible sample outlets by reasons for ineligibility and detailed tallies of eligible sample outlets with noncomplete inspections by reasons for noncompletion.

Instructions for Completing Form 4: In the top right-hand corner of the form, provide the state name and reporting federal fiscal year (FFY 2023).

- Column 1(a): Enter the number of sample outlets found ineligible for inspection by reason for ineligibility. Provide the total number of ineligible outlets in the row marked "Total."
- Column 2(a): Enter the number of eligible sample outlets with noncomplete inspections by reason for noncompletion. Provide the total number of eligible outlets with noncomplete inspections in the row marked "Total."

Inspection Tallies t	of Ineligibility or Noncompletion State: FFY: 2023				
(1) INELIGIBLE		(2) ELIGIBLE			
Reason for Ineligibility	(a) Counts	Reason for Noncompletion	(a) Counts		
Out of business		In operation but closed at time of visit			
Does not sell tobacco products		Unsafe to access			
Inaccessible by youth or young adult		Presence of police			
Private club or private residence		Youth or young adult inspector knows salesperson			
Temporary closure		Moved to new location			
Unlocatable		Drive-thru only/youth or young adult inspector has no driver's license			
Wholesale only/Carton sale only		Tobacco out of stock			
Vending machine broken		Ran out of time			
Duplicate Other ineligibility reason(s) (Describe.)		Other noncompletion reason(s) (Describe.)			
Total	SF-1-18	Total			

FORM 5 (Required for all states not using the Synar Survey Estimation System [SSES] to analyze the Synar survey data)

Complete Form 5 to show the distribution of outlet inspection results by age and gender of the youth and young adult inspectors.

Instructions for Completing Form 5: In the top right-hand corner of the form, provide the state name and reporting federal fiscal year (FFY 2023).

Column 1: Enter the number of attempted buys by youth and young adult inspector age and gender.

Column 2: Enter the number of successful buys by youth and young adult inspector age and gender.

If the inspectors are age eligible but the gender of the inspector is unknown, include those inspections in the "Other" row. Calculate subtotals for males and females in rows marked "Male Subtotal" and "Female Subtotal." Sum subtotals for Male, Female, and Other and record in the bottom row marked "Total." Verify that that the total of attempted buys and successful buys equals the total for Column 4(c) and Column 5(c), respectively, on Form 1. If the totals do not match, please explain any discrepancies.

	Synar Survey Inspector Charac	cteristics
		State:
		FFY: 2023
	(1) Attempted Buys	(2) Successful Buys
Male		
15 years		
16 years		
17 years		
18 years		
19 years		
20 years		
Male Subtotal		
Female		
15 years		
16 years		
17 years		
18 years		
19 years		
20 years		
Female Subtotal		
Other		
Total		

APPENDIXES B & C: FORMS

Instructions

Appendix B (Sampling Design) and Appendix C (Inspection Protocol) are to reflect the state's CSAP-approved sampling design and inspection protocol. These appendixes, therefore, should generally describe the design and protocol and, with the exception of Question #10 of Appendix B, are not to be modified with year-specific information. Please note that any changes to either appendix must receive CSAP's advance, written approval. To facilitate the state's completion of this section, simply cut and paste the previously approved sampling design (Appendix B) and inspection protocol (Appendix C) and respond to Question #10 of Appendix B to provide the requested information about sample size calculations for the Synar survey conducted in FFY 2022.

APPENDIX B: SYNAR SURVEY SAMPLING METHODOLOGY

			7: Guam 7: 2023
1. What type of sa	mpling f	frame is used?	
		o Question 2.)	
<u> </u>		to Question 3.)	
<u>—</u>	•	a frame (Go to Question 2.)	
☐ L151-455	isieu are	a traine (00 to Question 2.)	
a brief descripti including how n how often the li	on of the ew outle sts are u	t frame. Indicate the type of source is frame source. Explain how the lists are identified and added to the frappdated (cycle). (After completing this	are updated (method), ame. In addition, explain question, go to Question 4.)
		umber to indicate Type of Source in the table	
2 - Local cor	nmercial b	ifal business list business list business list 5 - Statewide liquor license/permit list 6 - Other	
Name of Frame Source	Type of Source	Description	Updating Method and Cycle
obacco License List	3	Under Public Law 24-278, a tobacco vendor or store must obtain a tobacco vendor license from the Guam Department of Revenue and Taxation in order to sell tobacco products.	The owner of the establishment wishing to sell tobacco products must complete an initial tobacco business license application from Guam Revenue and Taxation's General Licensing Branch that must be renewed annually.
			i
a. Is any a	area left No what perc	describe how area sampling units an out in the formation of the area francentage of the state's population is not	ne?
	on requi	res that vending machines be inspec	
Survey. Are ven ☐ Yes No	umg ma	chines included in the Synar survey?	

	If No, please indicate the reason(s) they are not included in the Synar survey. Please check all that apply.
	State law bans vending machines.
	State law bans vending machines from locations accessible to youth and young adults.
	State has a contract with the FDA and is actively enforcing the vending machine requirements of the Family Smoking Prevention and Tobacco Control Act.
	Other (Please describe.) Public Law 34-01 § (a) vending machine selling tobacco products or electronic cigarettes shall be located so that they are only accessible to persons over the age of twenty-one (21) years, or are under constant, direct supervision and unobstructed line of sight of
	the person authorizing the installation or placement of the tobacco or electronic cigarette vending machine upon the premises he or she manages or otherwise controls, or his or her agent or employee. We have not seen vending machines selling tobacco products or electronic cigarettes here in Guam in the past 7 years.
	If Yes, please indicate how likely it is that vending machines will be sampled.
	☐ Vending machines are sampled separately to ensure vending machines are included in the sample
	 ✓ Vending machines are sampled together with over the counter outlets, so it is possible that no vending machines were sampled, however they are included in the sampling frame and have a non-zero probability of selection ✓ Other reasons (Please describe.)
5.	Which category below best describes the sample design? (Check only one.)
	☑ Census (STOP HERE: Appendix B is complete.)
	Unstratified statewide sample:
	Simple random sample (Go to Question 9.)
	Systematic random sample (Go to Question 6.)
	Single-stage cluster sample (Go to Question 8.)
	☐ Multistage cluster sample (Go to Question 8.)
	Stratified sample:
	Simple random sample (Go to Question 7.)
	Systematic random sample (Go to Question 6.)
	Single-stage cluster sample (Go to Question 7.)
	Multistage cluster sample (Go to Question 7.)
	Other (Please describe and go to Question 9.)
б.	Describe the systematic sampling methods. (After completing Question 6, go to Question 7 if stratification is used. Otherwise go to Question 9.)

- 7. Provide the following information about stratification.
 - a. Provide a full description of the strata that are created.

	b.	Is clustering used within the stratified sample?
		Yes (Go to Question 8.)
		No (Go to Question 9.)
8.	Provide	the following information about clustering.
	a.	Provide a full description of how clusters are formed. (If multistage clusters are used, give definitions of clusters at each stage.)
	b.	Specify the sampling method (simple random, systematic, or probability proportional to size sampling) for each stage of sampling and describe how the method(s) is (are) implemented.
9.	Provide	the following information about determining the Synar Sample.
	a.	Was the Synar Survey Estimation System (SSES) used to calculate the sample size?
		Yes (Respond to part b.)
		No (Respond to part c and Question 10c.)
		SSES Comple Size Coloulaton world
	ь.	SSES Sample Size Calculator used? State Level (Respond to Question 10a.)
		Stratum Level (Respond to Question 10a and 10b.)
	c.	Provide the formulas for determining the effective, target, and original outlet sample sizes.
10.		e the following information about sample size calculations for the Synar survey ted in FFY 2022.
	a.	If the state uses the sample size formulas embedded in the SSES Sample Size Calculator to calculate the state level sample size, please provide the following information:
		Inputs for Effective Sample Size: RVR:
		Frame Size:
		Input for Target Sample Size:

	Inputs for Original Sample Size:
	Safety Margin:
	Accuracy (Eligibility) Rate:
	Completion Rate:
b.	If the state uses the sample size formulas embedded in the SSES Sample Size Calculator to calculate the stratum level sample sizes, please provide the stratum level information:
c	If the state does not use the sample size formulas embedded in the SSES

Sample Size Calculator, please provide all inputs required to calculate the effective, target, and original sample sizes as indicated in Question 9.

Design Effect:

APPENDIX C: SYNAR SURVEY INSPECTION PROTOCOL SUMMARY

		State:	Guam	
		FFY:	2023	
In	Note: Upload to WebBGAS a copy of the Synar inspection form under the heading "Synar Inspection Form" and a copy of the protocol used to train inspection teams on conducting and reporting the results of the Synar inspections under the heading "Synar Inspection Protocol."			
1.	How do	es the state Synar survey protocol address the following	g?	
	a.	Consummated buy attempts?		
		⊠ Required		
		Permitted under specified circumstances (Describe:)	
		☐ Not permitted		
	b.	Youth and young adult inspectors to carry ID?		
		Required		
		Permitted under specified circumstances (Describe:)	
		Not permitted		
	c.	Adult inspectors to enter the outlet?		
		⊠ Required		
		Permitted under specified circumstances (Describe:)	
		☐ Not permitted		
	d.	Youth and young adult inspectors to be compensated?		
		⊠ Required		
		Permitted under specified circumstances (Describe:)	
		☐ Not permitted		
2.		the agency(ies) or entity(ies) that actually conduct the aspections of tobacco outlets. (Check all that apply.)	random, unannounced	
		Law enforcement agency(ies)		
	\boxtimes	State or local government agency(ies) other than law enfo	rcement	
		Private contractor(s)		
	\bowtie	Other		

List the agency name(s): Guam Behavioral Health and Wellness Center, Guam

Department of Revenue and Taxation, and community volunteers.

3. Are Synar inspections combined with law enforcement efforts (i.e., do law enforcemen representatives issue warnings or citations to retailers found in violation of the law at the time of the inspection?)?			
Always			
4. Describe the type of tobacco products that are requested during Synar inspections.			
a. What type of tobacco products are requested during the inspection?			
 ☐ Cigarettes ☐ Small Cigars ☐ Cigarillos ☐ Smokeless Tobacco ☐ Electronic Cigarettes/Electronic Nicotine Delivery Systems (ENDS) ☐ Other 			
 Describe the protocol for identifying what types of products and what brands of products are requested during an inspection. 			
During Synar training, DRT Enforcement Officers will choose a brand of cigarette that will be asked for during the inspections. Underage Inspectors were also trained to list the products being offered by the establishment such as smokeless tobacco, cigars, electronic cigarettes, etc. Cigarettes are still the most common form of tobacco sold in Guam.			
5a. Describe the methods used to recruit, select, and train adult supervisors.			
GBHWC's Prevention and Training Branch recruits staff from GBHWC, DPHSS, DRT and the community to be trained as adult supervisors.			
5b. Describe the methods used to recruit, select, and train youth and young adult inspectors.			
Underage inspectors are recruited through youth organizations, groups, schools and through public announcements.			
6. Are there specific legal or procedural requirements instituted by the state to address the issue of youth and young adult inspectors' immunity when conducting inspections			
a. Legal			
∑ Yes □ No			
(If Yes, please describe.)			
Stipulated in Section 6120 of Guam P.L.24-278 states that "Participation in these enforcement activities by a minor shall not constitute a violation of Section 6116 of this Chapter, and the minor is immune from prosecution or penalties thereunder, or			

		minors."	
	b.	Procedural	
		⊠ Yes □ No	
		(If Yes, please describe.)	
		Guam's Synar Manual of Procedures include a section on "Legal Consolidations" which address issues related to confidentiality, protection of minors' identities, immunity for Underage Inspectors, and non-involvement of Underage Inspectors of legal proceedings arising from the inspections process.	
7. Are there specific legal or procedural requirements instituted by the state to address the issue of the safety of youth and young adult inspectors during all aspects of the Synar inspection process?			
	a.	Legal	
		☐ Yes ☐ No	
		(If Yes, please describe.)	
	b.	Procedural	
		⊠ Yes □ No	
		(If Yes, please describe.)	
		Guam's Synar Manual of Procedures emphasizes the importance of ensuring the safety of Underage Inspectors throughout the inspection process. Specifically, Underage Inspectors are instructed to never venture into any establishment where they may feel unsafe, and to retreat immediately if upon entry into a store, they have a reason to feel uncomfortable or unsafe. In addition, the manual makes it mandatory for Adult Inspectors to remain within the vicinity of the Underage Inspector during an attempted purchase.	
8.	. Are there any other legal or procedural requirements the state has regarding how inspections are to be conducted (e.g., age of youth and young adult inspector, time of inspections, training that must occur)?		
	a.	Legal	
		⊠ Yes □ No	
		(If Yes, please describe.)	
		Guam P.L. 24-278 6120 outlines all of the legal requirements relating to the conduct of inspections, including the enlistment of Underage Inspectors from ages 12-17, the necessity for parental consent in writing, the right to use video recording equipment during inspections, the necessity to avoid entrapment by mandating all	

under any other provision of law prohibiting the purchase of these products by

Underage Inspectors to answer truthfully when asked about their age, the need for adult supervision of all Underage Inspectors, and the role of the Adult Inspector in informing the vendor of non-compliance with the law after the Underage Inspector has left the premises.

Guam P.L. 34-01 (The Youth Protection Act of 2017) prohibits the sale of tobacco products to persons under 21 years of age.

b. Procedural

(If Yes, please describe.)

Guam's Synar Manual of Procedures outlines in detail the requirements for inspections, consistent with the law and with recommended SAMHSA protocols. One item to note is that the manual prescribes the recruitment of Underage Inspectors aged 14-17, consistent with federal guidelines, although Guam's law allows for youth as young as 12 to participate.

Guam P.L. 34-01 (Youth Protection Act of 2017) prohibits the sale of tobacco products to persons under 21 years of age. Guam now recruits Underage Inspectors from ages 16-20 years of age to participate in the Annual Synar Compliance Check Inspections.

APPENDIX D: LIST SAMPLING FRAME COVERAGE STUDY

(LIST FRAME ONLY)

		State: Guam FFY: 2023
1.		ar year of the coverage study: "SAMHSA approved 'Complete waiver of the Synar e study requirement' on 6/14/2013"
2.	a. b. c. d.	Unweighted percent coverage found:% Weighted percent coverage found:% Number of outlets found through canvassing: Number of outlets matched on the list frame: Describe how areas were defined. (e.g., census tracts, counties, etc.)
	υ.	Were any areas of the state excluded from sampling? Yes No If Yes, please explain.
١.	Please a	nswer the following questions about the selection of canvassing areas.
	a.	Which category below best describes the sample design? (Check only one.)
		Census (Go to Question 6.)
		Unstratified statewide sample:
		Simple random sample (Respond to Part b.)
		Systematic random sample (Respond to Part b.)
		Single-stage cluster sample (Respond to Parts b and d.)
		Multistage cluster sample (Respond to Parts b and d.)
		Stratified sample:
		Simple random sample (Respond to Parts b and c.)
		Systematic random sample (Respond to Parts b and c.)
		Single-stage cluster sample (Respond to Parts b, c, and d.)
		Multistage cluster sample (Respond to Parts b, c, and d.)
		Other (Please describe and respond to Part b.)

b. Describe the sampling methods.

	c.	Provide a full description of the strata that were created.
	d.	Provide a full description of how clusters were formed.
5.	Were be	orders of the selected areas clearly identified at the time of canvassing?
6.	Were al	l sampled areas visited by canvassing teams?
		(Go to Question 7.) No (Respond to Parts a and b.)
		Was the subset of areas randomly chosen?
		☐ Yes ☐ No
	b.	Describe how the subsample of visited areas was drawn. Include the number of areas sampled and the number of areas canvassed.
7	Wara fia	eld observers provided with a detailed map of the canvassing areas?
**	Yes	
	_	scribe the canvassing instructions given to the field observers.
	9,110,00	Server to the plant and the server to the field observers.
8.		ld observers instructed to find all outlets in the assigned area?
		□ No
	If Yes, de	spond to Question 9. scribe any instructions given to the field observers to ensure the entire area was d, then go to Question 10.
9.	If a full o	canvassing was not conducted:
	a.	How many predetermined outlets were to be observed in each area?
	b.	What were the starting points for each area?
	c.	Were these starting points randomly chosen?
		☐ Yes ☐ No
	d.	Describe the selection of the starting points.
	[

SSES Table 1 (Synar Survey Estimates and Sample Sizes)

CSAP-SYNAR REPORT

State	GU
Federal Fiscal Year (FFY)	2023
Date	11/25/2022 11:29
	SSESv7_DataEntryTemplate_SRS Nov.
Data	2022.xlsx
Program Version	Version 7.0
Analysis Option	Stratified SRS with FPC

Estimates

Unweighted Retailer Violation Rate	3.0%
Weighted Retailer Violation Rate	3.0%
Standard Error	
	0.2%
Is SAMHSA Precision Requirement met?	YES
Right-sided 95% Confidence Interval	[0.0%, 3.4%]
Two-sided 95% Confidence Interval	[2.6%, 3.5%]
Design Effect	1.0
Accuracy Rate (unweighted)	86.9%
Accuracy Rate (weighted)	86.9%
Completion Rate (unweighted)	94.3%

Sample Size for Current Year

Effective Sample Size	321
Target (Minimum) Sample Size	321
Original Sample Size	321
Eligible Sample Size	279
Final Sample Size	263
Overall Sampling Rate	95.0%

SSES Table 2 (Synar Survey Results by Stratum and by OTC/VM)

STATE: GU FFY: 2023

Samp. Stratum		Outlet Frame Size	Estimated Outlet Population Size	PSU	Number of PSU Clusters in Sample	Outlet Sample Size	Number of Eligible Outlets in Sample	Number of Sample Outlets Inspected	Number of Sample Outlets in Violation	Retailer Violation Rate(%)	Standard Error(%)
					All	Outlets					
	1 1	321	279	N/A	N/A	321	279	263	8	3.0%	
Total		321	279			321	279	263	8	3.0%	0.2%
				C	ver the C	ounter Oi	tlets				
	1 1	320	279	N/A	N/A	321	279	263	8	3.0%	
Total		320	279			321	279	263	8	3.0%	0.2%
					Vendin	Machine	es				
	1 1	1	0	N/A	N/A	0	0	0	0	0.0%	
Total		1	0			0	0	0	0	0.0%	0.0%

SSES Table 3 (Synar Survey Sample Tally Summary)

STATE: GU FFY: 2023

Disposition Code	Description	Count	Subtotal
EC	Eligible and inspection complete outlet	263	
Total (Eligible Con	npletes)		263
N1	In operation but closed at time of visit	14	
N2	Unsafe to access	1	
N3	Presence of police	0	
N4	Youth inspector knows salesperson	0	
N5	Moved to new location but not inspected	0	
N6	Drive thru only/youth inspector has no drivers license	0	
N7	Tobacco out of stock	1	
N8	Run out of time	0	
N9	Other noncompletion	0	
Total (Eligible Non	completes)		16
11	Out of Business	16	
12	Does not sell tobacco products	7	
13	Inaccessible by youth	9	
14	Private club or private residence	0	
15	Temporary closure	4	
16	Can't be located	4	
17	Wholesale only/Carton sale only	0	
18	Vending machine broken	0	
19	Duplicate	0	
110	Other ineligibility (see below)	2	
Total (Ineligibles)			42
Grand Total			321

Give reasons and counts for other ineligibility:

Reason	Count
97 and 118 - Site appears closed, status is unknown and	
undetermined based on tobacco licensure vendor listing	
provided by DRT.	2

STATE: GU FFY: 2023

Frequency Distribution

Gender	Age	Number of	Attempted	Successful
	80	Inspectors	Buys	Buys
Male	14	0	0	
	15	0	0	0
	16	2	54	1
	17	0	0	0
	18	0	0	0
	19	0	0	0
	20	0	0	0
	Subtotal	2	54	1
Female	14	0	Ó	0
	15	0	0	0
	16	2	45	1
	17	3	90	3
	18	2	51	2
	19	0	0	0
	20	1	23	1
	Subtotal	8	209	7
Other		0	0	0
Grand Total		10	263	8

Buy Rate in Percent by Age and Gender

Age	Male	Female	Total
14	0.0%	0.0%	0.0%
15	0.0%	0.0%	0.0%
16	1.9%	2.2%	2.0%
17	0.0%	3.3%	3.3%
18	0.0%	3.9%	3.9%
19	0.0%	0.0%	0.0%
20	0.0%	4.3%	4.3%
Other			0.0%
Total	1.9%	3.3%	3.0%

Retail Cuttet Type (Gas Station (1), Tobacco Stors (2), Hesteurent (3), Hotel (4), Grocery (5),		2 4	2 2 2 1 1 1 1		> \$	> 12	7.4	>-: %	>- >- \ 	- >				>- 2	> n u	- >- n un				>- : ••• •	→ >	- 10	<u>}</u>	7	>-: un :	>-) un +	- > - ư	· >-) tn	> 50	> 20		⊢ >	- >- n w						- >	
Type of Product (Cigarettes (1), Small Cigarattes (2), Smothdes Tohans (2),		•													- •		_			•	- •					•			_		- •	- •					•	•	- •	-
VM Frame Size in Youth Samplin	Age Stratum	12 - 4	181	16 1	16 1	16.1	16 1	16.1	191	16 1	16 1	16 1	16.1	161	191	16.1	16 1	16 1	161	16.1	191	16.1	181	18 1	192	1 2 3	6 6	16 1	16 1	161	1 21	161	161	161	161	161	161	0 4		161
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Volation Order	Flag	1 OTC	1 OTC	0 OTC	0 OTC	o otc	OTC	010	o OTC	0 OTC	0 OTC	OTC O	010		0 OTC	0 OTC	0 OTC	OTC	OIC		OTC	O OTC	OTC OTC	OTC	2 5	o o	OTC	0 OTC	0 OTC	010	0.00	0000	0 OTC	0 OTC	OTO	010	100		0 OTC	0 OTC
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SSES Table 6 (Synar Survey Inspection Results by Type of Product)

STATE: GU FFY: 2023

Frequency Distribution and Buy Rate

Product Type	Attempted Buys	Successful Buys	Violation Rate (%)
Cigarettes	257	7	2.7%
Small cigars/Cigarillos	0	٥	0.0%
Smokeless tobacco	0	0	%0 O
ENDS	Þ	1	25.0%
Other	0	0	%0 O
Missing	0	0	%0.0
invalid	0	0	20.0
Grand Total	261	89	3.1%

SSES Table 6 (Synar Survey Inspection Results by Type of Product)

STATE: GU FFY: 2023

Buy Rate by Type of Product, Age, and Gender

	The second		Male	ak ak				
Product Type				Age	Ĭ	H		Total
Number of the Party of the Part	14	15	16	17	18	61	20	December
Cigarettes	0.0%	0.0%	1.9%	0.0%	0.0%	0.0%	0.0%	1.9%
Small cigars/Cigarillos	%0'0	0.0%	0.0%	0.0%	0.0%	0.0%	%O:O	0.0%
Smokeless tobacco	%0:0	9.00	0.0%	%0:0	0.0%	0.0%	0.0%	0.0%
ENDS	%0:0	960.0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Other	%0.0	0.0%	0.0%	0.0%	%O'O	90.0	90.0	0.0%
Missing	0.0%	90.0	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Invalid	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	%0.0	0.0%
Total Male	%0.0	0.0%	1.9%	0.0%	0.0%	0.0%	%0:0	1,9%

			Female	afe				
Product Type			200	Age				Total
	14	15	16	17	18	19	20	
Cigarettes	%0°0	90.0	2.3%	2.3%	4.0%	0.0%	90:0	2.5%
Small cigars/Cigarillos	%0.0	0.0%	%0.0	0.0%	0.0%	0.0%	0.0%	0.0%
Smokeless tobacco	%0:0	0.0%	0.0%	0.0%	0.0%	90.0	%0.0	0.0%
ENDS	0.0%	0.0%	0.0%	%0:0	90.0	0.0%	100.0%	33.3%
Other	%0.0	0.0%	0.0%	9,0.0	9.0%	%0.0	0.0%	0.0%
Missing	%0.0	90.0	0.0%	0.0%	0.0%	0.0%	90.0	0.0%
Invalid	%0:0	90.0	0.0%	0.0%	0.0%	0.0%	%0.0	0.0%
Total Female	%0.0	0.0%	2.2%	2.3%	4.0%	0.0%	4.3%	2.9%

		M.	All		STATE OF THE PERSON NAMED IN			
Product Type				Age				Total
	14	15	16	17	18	19	20	
Cigarettes	0.0%	90.0	2.1%	2.3%	4.0%	0.0%	0.0%	2.3%
Small cigars/Cigarillos	0.0%	0.0%	0.0%	0.0%	%0.0	0.0%	%0.0	0.0%
Smokefess tobacco	%0.0	20.0%	0.0%	0.0%	90.0	0.0%	0.0%	0.0%
ENDS	%0.0	0.0%	0.0%	0.0%	90.0	0.0%	100.0%	25.0%
Other	%0.0	0.0%	0.0%	0.0%	90.0	0.0%	0.0%	0.0%
Missing	0.0%	0.0%	0.0%	%0.0	%D:0	0.0%	0.0%	0.0%
Invalid	%0.0	90.0%	0.0%	0.0%	%0'0	0.0%	%0'0	0.0%
Grand Total	%0:0	90.0	2.0%	2.3%	4.0%	0.0%	4.3%	2.7%

SSES Table 7 (Synar Survey Inspection Results by Type of Retail Outlet)

SSES Table 7 (Synar Survey Inspection Results by Type of Retail Outlet)

STATE GU FFY: 2023

STATE: GU FFY: 2023

Total

requency Distribution and Buy Rate	and Buy Rate		
Retail Outlet	Attempted Buys	Successful Buys	N
Sas Station	44	1	
Tobacco Store	0	0	
Restaurant	0	0	
fotel	7	0	
Grocery Store	189	10	
Jrug Store	0	0	
Other	21	1	
Missing	0	0	
mvalid	0	0	

Grand Total

100% 0.0% 0.0% 0.0% 0.0% 0.0% 0.0% 0.0%	tion 0.0% 0.0% 0.0% 0.0% 0.0% 0.0% 0.0% 0.0	0.0% 0.0% 0.0% 0.0% 0.0% 0.0% 0.0% 0.0%	Į,	100											
0.0% 0.0% 0.0% 0.0% 0.0% 0.0%	0.0% 0.0% 0.0% 0.0% 0.0% 0.0%	Retail Outlet 84 1 1 Gas Station 0.0% 1 Obacco Store 0.0% 1 Orug S	Mak			16	0.0%	0.0%	0.0%	960'0	2.5%	0.0%	0.0%	0.0%	0.000
# H	¥	Retail Outlet Gas Station Tobacco Store Restaurant Hotel Grocery Store Orug Store Other				15	0.0%	0.0%	0.0%	0.0%	0.0%	960.0	0.0%	0.0%	7000
Retail Outlet Gas Station Tobacco Store Restaurant Hotel Grocery Store Drug Store Wissing	Retail Outlet Gas Station Tobacco Store Restaurant Hotel Grocery Store Orug Store Other	Gas Si Resta Hotel Groce Gloce Missi				14	960:0	0.0%	20.0	760:0	0.0%	0.0%	0.0%	0.0%	1
		Viciation Rate (%) 2.3% 0.0% 0.0% 0.0% 4.8% 0.0%		Dates I Outlet	Metall County		Station	sacco Store	staurant	tel	oceny Store	ug Store	her	Ssing	
Successful Burys (%) (%) (%) (%) (%) (%) (%) (%) (%) (%)	Successful Buys			part la	ľ	1 2.3%				3.2%				0.0%	
Successful Buys Violation (%) 1	Successful Buy	Attempted Buys 844 44 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7	on and Buy Rate	Successful Buys		1 2	0 0.0%			6 3.2%	0 0.0%	1 4.8%		0.0%	

THE PROPERTY OF	14	15	16	17	18	19	20	1
Gas Station	960:0	0.0%	0.0%	0.0%	9.00	0.0%	0.0%	0.0%
Tobacco Store	%0:0	0.0%	0.0%	0.0%	90'0	0.0%	0.0%	0.0%
Restaurant	0.0%	0.0%	0.0%	0.0%	90.0	90.0	90.0	0.0%
Hotel	760:0	0.0%	0.0%	0.0%	90'0	0.0%	0.0%	0.0%
Grocery Store	0.0%	0.0%	2.5%	0.0%	0.0%	960.0	0.0%	2.5%
Drug Store	0.0%	960.0	0.0%	0.0%	90.0	0.0%	90.0	760°C
Other	0.0%	0.0%	0.0%	0.0%	90.0	0.0%	90.0	0.0%
Missing	960:0	0.0%	0.0%	0.0%	9.00	0.0%	90.0	0.0%
invalid	0.0%	0.0%	0.0%	0.0%	90.0	90.0	0.0%	0.0%
Total Mafe	960:0	0.0%	1.9%	0.0%	9.00	0.0%	0.0%	1.9%
	i							

Section of the last of the las			Female	P	1000			
Retail Outlet				Age				Total
	24	15	16	17	18	19	20	
Gas Station	0.0%	0.0%	10.0%	0.0%	960'0	0.0%	90.0	2.7%
Tobacco Store	960'0	0.0%	90.0	0.0%	950'0	0.0%	90.0	0.0%
Restaurant	0.0%	0.0%	90.0	90.0	90.0 X	90.0	9.00	800
Hotel	0.0%	0.0%	0.0%	0.0%	%0:0	90.0	90.0	0.0%
Graceny Store	260'0	%O'O	9000	3.3%	4.8%	0.0%	90.0	2.7%
Drug Store	0.0%	0.0%	90.0	0.0%	90.0	0.0%	900	90.0
Other	0.0%	0.0%	90.0	0.0%	90.0	0.0%	100.0%	7.1%
Missing	90.0	0.0%	90.0	0.0%	90.0	90.0	9.00	200
Invalid	0.0%	0.0%	%0.0	0.0%	9:00	0.0%	40.0%	%0:0
Total Female	0.0%	0.0%	2.2%	2.3%	4.0%	0.0%	4.3%	2.9%

		MARKET	Ail				200	
Retail Outlet				Age	Ē			Total
	14	15	16	17	18	19	20	
Gas Station	0.0%	0.0%	5.9%	0.0%	0.0%	0.0%	0.0%	2.3%
Tobacco Store	960'0	0.0%	0.0%	0.0%	90.0	0.0%	0.0%	0.0%
Restaurant	0.0%	760.0	0.0%	90.0	90.0	90.0	%0.0	9.0%
Hotel	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Gracery Store	760.0	0.0%	1.5%	3.3%	4.8%	0.0%	0.0%	2.7%
Drug Store	0.0%	260.0	%0:0	960.0	0.0%	0.0%	0.0%	0.0%
Other	%0.0	0.0%	0.0%	0.0%	0.0%	0.0%	100.0%	4.8%
Missing	960:0	0.0%	0.0%	0.0%	9.00	0.0%	0.0%	0.0%
Invalid	0.0%	0.0%	0.0%	0.0%	90.0	0.0%	90.0	0.0%
Grand Total	0.0%	0.0%	2.0%	2.3%	4.0%	0.0%	4.3%	2.7%

SSES Table 8 (Synar Survey Inspection Results by Clerk Asked for ID)

STATE: GU FPY: 2023

Frequency Distribution and Buy Rate

Clerk Asked for ID	Attempted Buys	Successful Buys	Violation Rate (%)
53	246	7	0.8%
0	7	9	85.7%
fissing	7	0	%0'0
valid	1	0	%0.0
irand Total	192	8	3.1%

SSES Table 8 (Synar Survey Inspection Results by Clerk Asked for ID)

STATE: GU FFY: 2023

Buy Rate by Clerk Asked for ID, Age, and Gender

THE TABLE OF			Male					100000
Clerk Asked for ID				Age				Total
	14	15	16	17	18	19	20	The same
Yes	960'0	%0'0	960.0	0.0%	%0'D	0.0%	0.0%	%0.0
Vo	0.0%	%0'0	100.0%	0.0%	0.0%	0.0%	%0'0	100.0%
Missing	%0.0	%0.0	90'0	0.0%	0.0%	0.0%	%0.0	0.0%
nvalid	90'0	0.0%	0.0%	260.0	0.0%	0.0%	%0.0	0.0%
otal Male	80.0	%0.0	1.9%	%0.0	%0°0	0.0%	0.0%	1.9%

THE RESERVE OF THE PARTY OF THE		WHEN .	Fermate	8	NEW.			
Clerk Asked for ID				Age				Total
The state of the state of	14	15	16	17	18	19	20	
Yes	%0'0	960.0	90.0	1.2%	2.1%	0.0%	0.0%	1.0%
No	%0.0	90.0	100.0%	\$0.0%	100.0%	%0.0	100.0%	80.0%
Missing	90'0	%0.0	%0.0	0.0%	0.0%	0.0%	0.0%	0.0%
Invalid	0.0%	0.0%	0.0%	960.0	0.0%	0.0%	0.0%	0.0%
Total Female	%0.0	0.0%	2.2%	2.3%	4.0%	0.0%	4.3%	2.9%

Y Y			NA!					
Clerk Asked for ID				Age				Total
	14	15	16	17	18	1.0	20	
Yes	%0.0	0.0%	0.0%	1.2%	2.1%	%0.0	0.0%	0.8%
No	90.0	90.0%	100.0%	L _C	100.0%	%0.0	100.0%	83.3%
Missing	0.0%	0.0%		0.0%		%0.0	0.0%	
Invalid	0.0%	90.0	%0:0	0.0%	0.0%	0.0%	0.0%	
Grand Total	%0.0	%0.0	2.0%	2.3%	4.0%	%0.0	ļ	