



Drug and Alcohol Abuse Policy

PURPOSE:

1. To set forth the standards and regulations associated with the possession, consumption, service, and distribution of alcoholic beverages at PUDCJBR.
3. To set forth the standards and regulations associated with the possession, consumption, service, and distribution of illegal controlled substances at PUDCJBR.
4. To set forth the way allegations of violations of the policy will be addressed at PUDCJBR.
5. To provide resources for those seeking information about, or struggling with, a substance abuse problem.

To whom this policy applies:

The United States Department of Education has issued regulations implementing the provisions of the Drug-Free Schools and Communities Act Amendments of 1989. These regulations require that every university distributes the following information annually to all students, administrators, faculty and staff at the institution in writing concerning the possession, use, or distribution of alcohol and illicit drugs. PUDCJBR's policies on substance abuse and on alcoholic beverages are set out below, along with related information regarding sanctions for violation of these policies, criminal sanctions for the illegal possession or

distribution of drugs and alcohol, the health risks associated with drugs and alcohol, and places to obtain help concerning the use and abuse of alcohol and illicit drugs. PUDCJBR policies set forth below apply to all students and to all events or activities which are sponsored by PUDCJBR or by a PUDCJBR organization, whether they occur at the institution or not.

GENERAL STANDARDS OF CONDUCT:

PUDCJBR seeks to maintain an environment that is free of alcohol and substance abuse. The abuse of alcohol and legal drugs and the use of illicit drugs is antithetical to the pursuit of educational excellence and the realization of one's full potential as a student and member of this community. Considering this, PUDCJBR takes very seriously its obligation to address the issue of all forms of substance abuse.

Through preventive education about the dangers of drug abuse and compassionate attention to the needs of those who may require help with alcohol or other drug-related problems we can promote and maintain a healthy environment.

PUDCJBR expects that students will conduct themselves in accordance with basic principles of personal responsibility, respect for order, and consideration of the rights of others. We understand that students are responsible for making their own decisions and accepting the consequences of those decisions. In order to make informed choices about alcohol and other drug use, students should educate themselves about the social, physiological, and psychological consequences of drug use or excessive drinking as well as the policies set forth below.

I. STATEMENT OF POLICY ON SUBSTANCE ABUSE:

PUDCJBR policy and practices regarding the possession, use and distribution of substances is based upon federal and state laws. The use, possession or distribution of a substance that is designated as a controlled substance according to these laws is prohibited on PUDCJBR facilities, or on any sponsored program.

Although PUDCJBR policies and practices emphasize a concern for the welfare of individuals, we also recognizes the importance of maintaining the safety and well-being of the community as a whole. We adhere to the following guidelines concerning the unlawful possession, use, or distribution of drugs:

1. The unlawful possession, use, or distribution of drugs will not be tolerated on premises owned or controlled by PUDCJBR.
2. Upon finding evidence of the unlawful possession, use, or distribution of drugs on its premises by any student, PUDCJBR will take appropriate disciplinary action, including, but not limited to, probation, suspension, or expulsion.
3. Using regularly established procedures, PUDCJBR will take disciplinary action, up to and including discharge, against any member of the faculty or staff found to be unlawfully using, possessing, or distributing drugs on University premises.

Faculty, staff, and students should also be aware that, in addition to PUDCJBR sanctions, they may be subject to criminal prosecution under federal and state laws that specify fines or imprisonment or loss of federal financial student aid for conviction of drug-related offenses. Where appropriate or necessary, the University will cooperate fully with law enforcement agencies if a student's use, possession, or distribution of a substance violates the national, state and/or local laws of the country in which the campus where the incident occurred is located.*

II. STATEMENT OF POLICY ON ALCOHOLIC BEVERAGES:

A. Possession and Consumption:

Persons under the age of 21 years are prohibited from possessing any alcoholic beverage at PUDCJBR or at any event sponsored by the Institution, whether the event is at the Institution or not.

B. Service and Sale:

1. To serve alcoholic beverages shall mean to give away, deliver, or otherwise provide alcoholic beverages to any person by any means other than by sale to such person.

2. Sales of liquor include, without being limited to, cash bars, events to which admission tickets are sold or for which fees are charged, either by the event or for a period of time (e.g., entertainment charge or annual dues), entitling the purchaser access to an open bar, and parties at which alcoholic beverages are served and for which contributions or donations to offset the costs of the party are sought.

3. The following rules are applicable to all events at which alcoholic beverages are served or sold at PUDCJBR and to all events or activities sponsored by the Institution, whether or not at the Institution.

a. No person shall be sold or served any alcoholic beverage:

i. if that person is, or appears to be, under the legal drinking age of 21;

ii. if that person is, or appears to be, intoxicated, or is known to the server or seller to be a problem drinker.

b. No person under the age of 21 years shall present any written evidence of his or her age that is false, fraudulent, or not actually his or her own in order to purchase or be served, or to try to purchase or be served, any alcoholic beverage or in order to gain access, or to try to gain access, to any event or activity at which any alcoholic beverage is being sold or served.

c. No person shall in any way misrepresent the age of any other person or help any other person to misrepresent the age of any other person or help any other person to misrepresent his or her age so that such person can purchase or be served, or try to purchase or be served, any alcoholic beverage or gain access, or try to gain access, to any event or activity at which any alcoholic beverage is being served or sold.

d. No alcoholic beverage shall be sold to any person unless:

- i. a license or permit sanctioning the sale of such alcoholic beverage has been obtained by the seller; and
- ii. the license or permit sanctioning such sale and any posters, signs, notices, or other material or information required by applicable law or by the State Liquor Authority are prominently displayed at the site of such sale.

e. The individual or group(s) sponsoring an event or activity at which any alcoholic beverage is to be sold or served (the "sponsor") shall be responsible to make sure that all PUDCJBR rules and regulations regarding the sale, use, service, possession, and consumption of alcoholic beverages are observed at such event or activity. This responsibility shall include, without being limited to, the following:

- i. Alcoholic beverages should not be served at Institutional events attended by students unless it is anticipated that the majority of those in attendance will be of

legal age to drink, a mechanism is in place to assure that only attendees who are of legal age to drink have access to alcoholic beverages, and the event is adequately supervised.

ii. PUDCJBR Staff is responsible for advising all student organizations recognized of the public laws and PUDCJBR policies regarding the sale, service and consumption of alcoholic beverages at student events.

iii. Public laws and PUDCJBR policies and guidelines that concern the presence of alcoholic beverages at events attended by students apply to all such events regardless of the sponsoring unit/organization or whether the activity takes place on or off Institutional premises.

iv. No student organizations may use PUDCJBR funds, or any other monies derived from other sources of income, including donations, to purchase alcoholic beverages to be served at a student event.