

# **HOUSING AND RESIDENCE LIFE ALCOHOL, MARIJUANA AND OTHER DRUGS POLICY**

The Housing and Residence Life Office (herein referred to as “Housing”) is committed to establishing a comprehensive program to prevent the unlawful manufacture, distribution, dispensing, possession, consumption or use of alcoholic beverages (including, but not limited to, fermented malt beverages, intoxicating liquors, etc.) and controlled substances (including, but not limited to, narcotic, stimulant, hallucinogenic, prescription drugs, etc.) for all residential students. The following information is provided in compliance with the Drug-Free Schools and Communities Act.

The alcohol policy for the Residence Hall (herein referred to as “Hall”) is based on the central and fundamental educational focus of Housing to create an environment that fosters learning. Housing believes in personal responsibility, moral growth and development, awareness of communal consequences of personal choices, obligation of citizenship and responsible decision-making. Therefore, it is critical that students are committed to the physical and emotional well-being of members of the Hall community. Housing will not tolerate disregard for the law or behaviors and practices that counter the education of the whole person or inhibit rigorous scholarship. Consequently, Housing does not condone underage drinking or the use of controlled substances and considers intoxication, disorderliness or offensive behavior deriving from the use of alcoholic beverages or controlled substances to be unacceptable, regardless of a person’s age. Housing will work to provide an environment in the Hall that supports those who choose not to consume alcohol or controlled substances as well as those of legal age who choose to consume responsibly, according to Central Oregon Community College (herein referred to as “College”) policy.

To cultivate a Hall environment with the stated goals and purposes, Housing has adopted the following policies and procedures regarding alcohol and controlled substance use/misuse:

## **STATE, COUNTY, MUNICIPAL LAWS AND ORDINANCES**

Members of the Hall community are subject to all state, county and municipal laws or ordinances regulating the sale and use of alcoholic beverages and controlled substances, as well as all Housing and College policies pertaining thereto. A person is expected to be responsible for his or her behavior at all time. Conduct that is in violation of the state, county and municipal laws or ordinances or any Hall or College policies relating to the use of alcoholic beverages or controlled substances may involve the individual in the student discipline process regardless of the action that may be taken by civil authorities. Changes in Oregon state law and/or in local ordinances may require changes to this policy.

## **PERSONS OF LEGAL POSSESSION AND CONSUMPTION AGE**

This policy acknowledges the fact that persons over the age of 21 in Oregon may legally purchase, possess, and consume alcoholic beverages and possess and consume marijuana; however it remains College and Housing policy that regardless of age no alcohol or marijuana may be consumed or possessed on the College campus and in all College facilities, including the Hall. Those who fall into this category are responsible for setting a positive example to all minors by discouraging alcohol or marijuana possession or consumption by a minor and related behavior that is abusive to oneself or to others.

## **UNLAWFUL BEHAVIOR OR MISCONDUCT**

Intoxication and/or abuse of alcoholic beverages, marijuana, or other drugs is not permissible as an excuse for other unlawful behavior or misconduct.

## **ACUTE INTOXICATION**

Acutely intoxicated students will not be left in the care of other students, including Housing staff. Students will be referred to appropriate health care facilities and/or law enforcement.

## **VIOLATIONS OF THE ALCOHOL POLICY**

The unlawful manufacture, distribution, dispensing, possession, consumption, or use of alcoholic beverages (including, but not limited to, fermented malt beverages, intoxicating liquors, etc.) is not permitted on the college campus and in all college facilities. More specifically, the following are violations of Housing policy:

- **Category A:**
  - Being noticeably under the influence of alcohol, as demonstrated through one’s actions or behaviors or the observations of staff, including, but not limited to, slurred speech, odor, lack of balance or swaying, minor disruptive behaviors, or other physical indicators.
  - Any non-consuming person in the presence of the use and/or consumption of alcohol.

- Alcohol-related paraphernalia or collections of containers with evidence of use or intent to be used illegally or in violation of housing policies (i.e. empty cans, bottles, funnels, or associated paraphernalia).
- **Category B:**
  - Possession, use, and/or consumption of alcohol on college or housing property, regardless of age.
  - Inappropriate conduct while under the influence of alcohol.
  - Creating or participating in games of consumption of alcohol.
  - Providing alcohol to a clearly intoxicated person.
- **Category C:**
  - High-risk alcohol use (i.e. threat and/or harm to self, others or property while under the influence; acute/severe intoxication requiring medical assessment and/or transportation to medical facility; intentional abuse or misuse; etc.)
  - Intentionally providing an environment for any person to consume alcohol.
  - Possessing, providing, or serving of large quantities or “common source” quantities of alcohol (i.e. kegs, party balls, beer bong, punch bowls boxes of wine, etc.)
  - Providing and/or administering alcohol to a person with the intention of inducing his or her incapacity.
- **Category D:**
  - Providing to, procuring for, supplying, selling, or distributing alcohol to a minor.

## **VIOLATIONS OF THE MARIJUANA AND OTHER DRUGS POLICY**

The unlawful manufacture, distribution, dispensing, possession, consumption, or use of controlled substances (including, but not limited to, narcotic, stimulant, hallucinogenic, prescription drugs, etc.) is not permitted on the college campus and in all college facilities. More specifically, the following are violations of housing policy:

- **Category A:**
  - Being noticeably under the influence of marijuana, illegal drugs, or a controlled substance, as demonstrated through one’s actions or behaviors or the observations of staff, including, but not limited to, slurred speech, odor, lack of balance or swaying, minor disruptive behaviors, or other physical indicators.
  - Any non-consuming person in the presence of the use and/or consumption of marijuana, illegal drugs, or a controlled substance.
  - Drug-related paraphernalia including equipment, products, and materials of any kind that are used, marketed for use, or intended for use in manufacturing, growing, consuming, or distributing any drug or controlled substance, including, but not limited to, bong, smoking pipe, vaporizer, blow tubes, hookah, syringe needles, “roach clips”, or associated paraphernalia.
- **Category B:**
  - Possession (with the intent of personal consumption), use, and/or consumption of marijuana, illegal drugs, or a controlled substance, regardless of age.
  - Inappropriate conduct while under the influence of marijuana, illegal drugs, or a controlled substance.
  - Creating or participating in games of consumption of marijuana, illegal drugs, or a controlled substance.
  - Providing marijuana, illegal drugs, or a controlled substance to a clearly intoxicated person.
  - Manufacturing, providing, or selling of drug-related paraphernalia including equipment, products, or materials of any kind that are used, marketed for use, or intended for use in manufacturing, growing, consuming, or distributing any drug or controlled substance, including but not limited to bongs, pipes, vaporizers, grinders, scales, etc.
- **Category C:**
  - High-risk use of marijuana, illegal drugs, or a controlled substance (i.e. threat and/or harm to self, others or property while under the influence; acute/severe intoxication requiring medical assessment and/or transportation to medical facility; intentional abuse or misuse; etc.)
  - Intentionally providing an environment for any person to consume marijuana, illegal drugs, or a controlled substance.
  - Providing and/or administering marijuana, illegal drugs, or a controlled substance to a person with the intention of inducing his or her incapacity.
- **Category D:**
  - Growing, manufacturing or producing marijuana, illegal drugs or a controlled substance.
  - Possession of marijuana, illegal drugs, or a controlled substance with the intent to distribute.

- o Providing to, procuring for, supplying, selling, or distributing marijuana, illegal drugs, or a controlled substance to any persons

**STUDENT DISCIPLINE PROCESS**

Students in alleged violation of the Housing alcohol, marijuana, and other drugs policy will be subject to the student discipline process. If during the conduct hearing sufficient information is provided for a finding of responsibility, appropriate sanctions will be imposed.

**SANCTIONS FOR ALCOHOL, MARIJUANA, AND OTHER DRUG POLICY VIOLATIONS**

Housing has established clear and specific minimum sanctions that result from violations of the Housing alcohol, marijuana, and other drugs policy. In every case in which the student is found responsible for violating this policy, the sanctions will consist of at least the minimum sanctions and may involve additional educational as well as Housing and College level sanctions. The minimum sanctions are in place to be applied consistently and fairly. The following are minimum sanctions that correspond to various levels of severity and may result from a failure to adhere to the policy:

<b>Violation</b>	<b>1<sup>st</sup> Offense</b>	<b>2<sup>nd</sup> Offense</b>	<b>3<sup>rd</sup> Offense</b>	<b>4<sup>th</sup> Offense</b>
Category A	\$0 fine and 2 points	\$50 fine and 2 points	\$100 fine and 2 points	\$150 fine and 2 points
Category B	\$50 fine and 4 points	\$100 fine and 4 points	\$150 fine and 4 points	
Category C	\$100 fine and 6 points	\$200 fine and 6 points		
Category D	\$200 fine and 12 points			

Students unable to pay the prescribed charge associated with minimum sanctions, or who request an alternative, will be provided options for equivalent educational opportunities.

Depending on the specifics of the case, the following may also be sanctioned:

- Alcohol and other drug education course
- Consultation with a counselor and completion of any/all referrals made as a result of the consultation
- Specified number of sessions with a Certified Drug and Alcohol Counselor (CDAC)
- Bend Police Department referral
- Relocation within the residence hall

**NON-COMPLIANCE**

Failure to comply with assigned outcomes will result in a violation of the Housing compliance policy.

**PARENTAL NOTIFICATION**

In accordance with federal law, Housing may contact parents/guardians in cases of alcohol, marijuana, and other drugs policy violations and/or cases in which students are assessed for medical safety and/or transported to the hospital for acute intoxication.