

## **Drug Free Schools and Community Policy**

The abuse of alcohol and drugs represents a major health problem in the United State today and poses a serious threat to the health and welfare of the members of the Mayville State University community. For these reasons the following statement regarding drug and alcohol use by students and employees at Mayville State has been issued:

As a condition of their employment or enrollment at Mayville State University, a student or employee will not engage in the unlawful manufacture, distribution, possession, or use of a controlled substance nor engage in the unlawful possession, distribution, or use of alcohol on university property or as part of any university activity during the period of employment or enrollment. Furthermore, any employee or student at Mayville State University agrees to obey federal, state, and local laws relating to the unlawful possession or distribution of illicit drugs and alcohol, and to abide by sanctions which the institution may impose for violations of its standards of conduct, up to and including termination or suspension. If an employee or student is convicted of an alcohol or drug related offense occurring on campus, he/she must notify the institution within five days of such a conviction. In addition, federal law mandates that Mayville State must communicate information regarding the conviction of a student or employee for a drug or alcohol related offense which occurs on-campus to the appropriate federal agency within ten days.

### **I. Introduction**

During 2005-06, and again in 2008-09 and 2010-11, Mayville State University conducted an extensive review of its existing Drug Free School and Community policy and of its programs, sanctions and prevention efforts related to alcohol and other drugs. The institution's Substance Abuse Prevention Committee conducted this biennial review and examined existing policies, practices and programming efforts. This process included a review of the following information, data and institutional practices:

1. Data from recent (2006, 2008 and 2010) Drug and Alcohol Surveys (CORE) with a cross section of all enrolled students suggests that alcohol use (particularly binge drinking) is an ongoing issue. The use of illegal drugs is noted as having increased significantly in the last ten years (since the most recent survey).
2. The Mayville State Athletic Department program of random drug testing with a sample of all student athletes.
3. The campus' ongoing participation in the NDUS Alcohol Consortium which suggests specific campus responses to the issues of alcohol and drug use/misuse.
4. Recent concerns on the part of Mayville city officials to perceived increases in alcohol and drug use on the part of high school and college students and resultant behavioral and criminal problems.
5. The existence of a community task force which has focused on alcohol prevention among school aged children.
6. The presence of improved and increased support for local alcohol and drug prevention programming, including the location of the Coordinator of Tobacco Prevention programs on our campus.
7. The inclusion of alcohol and drug prevention in the institution's strategic plans.

This biennial review included:

1. Descriptions of the Alcohol and Other Drugs Prevention (AOD) program elements which include:
  - a. Alcohol-Free Options
  - b. Normative Environment
  - c. Limits on Alcohol Availability
  - d. Limits on Marketing and Promotion of Alcohol
  - e. Policy Development and Enforcement
2. A statement of AOD program goals and a discussion of goal achievement
3. Summaries of AOD program strengths and weaknesses, opportunities and threats
4. Procedures for distributing AOD policy to students and employees
5. Copies of the policies that have been distributed to students and employees
6. Recommendations for revising AOD programs

**As a result of this review process, the following statement of Mayville State's AOD Program Mission, Goals, and Strategies were reviewed, revised and endorsed.**

**Mission:** To reduce substance abuse and related negative health and safety consequences among MSU students through the development and coordination of assessment-based prevention efforts, the promotion of college and community environmental factors that support health and safe norms and collaboration in campus and community partnerships.

**Goals:**

- To provide an environment with numerous and varied alcohol-free options
- To create a social, academic, and residential environment that supports health-promoting norms.
- To promote an environment where alcohol consumption is restricted
- To promote an environment where alcohol promotion and marketing is restricted

**Objectives:**

- Increase Student Involvement in Prevention Efforts
- Develop consistency in ATOD Marketing of Information
- Continue/Increase Weekend Activities on Campus
- Create and Implement Training for Staff and Faculty on Alcohol Issues
- Increase Coordination and Communication with Enforcement Agencies

**II. Comprehensive Chemical Abuse Prevention** – Following are descriptions of some of the strategies that have been implemented in pursuit of these goals and objectives.

- Encouraging more activities @ campus center
- Have recreational equipment available to students.
- Have regular 'Drive In Movie' nights.
- Offer intramural Sports
- Offer Special weekend sports tournaments
- Expand Wellness Center Hours
- Develop and send an informational brochure to the parents of incoming traditional-aged students which explains the risk of alcohol on campus
- Develop social norm messages throughout the year

- Continue to develop programs and prevention activities with SAFE communities and Regional Prevention Coordinators and Community Task Force
- Educate students about appropriate positive social norms in high risk health areas.
- Publicize pro-health messages
- Educate faculty/staff about behavioral indicators, student norms, and cultural attitudes related to high-risk or illegal alcohol and other drugs
- Encourage student leadership to promote positive health norms
- Continue to explore possibilities for Peer Education program implementation.
- Continue to provide substance-free residence halls.
- Continue promotion of “Wellness” halls for students who have adopted healthy choice lifestyles
- Continue to offer courses on Thursdays and Fridays.
- Continue to require class attendance, academic responsibility and high academic standards.
- Encourage faculty to develop and model positive relationships with students.
- Increase fees for community sponsored on campus events where alcohol is served to cover costs of increased security and risk
- Limit alcohol advertising on campus
- Involve students as members of ATOD task force.
- Implement a Social Norms Campaign Utilizing MSU Students
- Provide Information on Alcohol Issues at Freshmen Orientation
- Encourage the Residence Hall Association to plan more weekend activities

#### A. Alternative Activities

The Office of Campus Programming, in collaboration with Student Senate, the Student Activities Council, the Residence Hall Association, and other student organizations, sponsors a wide variety of alcohol and other drug-free activities on campus. Dances, game night, talent shows, a lip sync contest including students, faculty, and staff, and other special events are just a few examples of some of the activities sponsored. Hypnotists, comedians, and a variety of musicians are brought to campus for engaging entertainment. Other organizations such as the Student Ambassadors and Student Education Association are very involved in the planning of alternate activities as well. The Student Center is a facility that hosts a wide variety of activities and events and serves as a formal and informal meeting place for students.

#### B. Educational Programming

Each year, Mayville State University hosts presenters from the region to speak on issues related to alcohol and other drug use and misuse. Many faculty infuse alcohol abuse prevention information into their courses. A peer programming group delivers informational programs to students regarding alcohol and other drugs, violence prevention, and wellness.

#### C. Health Risks Associated with Substance Abuse

All MSU students completing degrees at the institution must complete HPER 100- Concepts of Fitness and Wellness as part of their academic program. This course introduces the student to concepts of overall fitness, and includes information and instruction about the health risks associated with the use of alcohol and other drugs.

### III. Sanctions

1. Legal Sanctions Related to Alcohol - The state of North Dakota requires that individuals be at least 21 years of age to buy, possess, and consume alcoholic beverages. Anyone who provides alcoholic beverages to individuals who are less than 21 years of age is in violation of state law and may be cited for contributing to the delinquency of a minor and other local or state statutes.
2. Legal Sanctions Related to Illicit Drugs - Local and state statutes specifically prohibit the use of controlled substances. The possession, use, sale, and/or manufacture of such controlled substances as marijuana, depressants, stimulants, hallucinogenic drugs, or the possession of drug paraphernalia is not permitted on university property and will subject the individual to all related legal sanctions. Any employee or student who is known to, or suspected of using, possessing, selling, or manufacturing any illicit drug on university property will be reported to appropriate law enforcement authorities.
3. Institutional Policy Regarding Alcohol and Other Drugs - Any occurrence of illicit drug use or possession on university property will subject the individual to immediate legal action. In addition, appropriate institutional sanctions will be applied. The university also places restrictions regarding the use and possession of so-called "performance enhancing" drugs, such as various steroids by those students participating in intercollegiate athletics. The institutional restriction concerning steroids is in compliance with the National Association of Intercollegiate Athletics (NAIA) regulations. The university prohibits the use or possession of alcoholic beverages in university buildings, any public campus area, or in university housing units (residence halls and single student apartments), regardless of age. The State Board of Higher Education specifically prohibits the use or possession of alcohol in residence halls and other campus buildings. State laws govern the use of alcoholic beverages in faculty and family housing; i.e., must be 21 or older, as these buildings are not considered state or university property, but are owned by Mayville Mutual Aid.
4. University Regulations Regarding the Use of Chemical Substances, Including Alcohol, by Individual Students, University Student Groups or Student Organizations -
  - a. University student groups and recognized student organizations may not use their funds for purchase of any chemical substance, including alcohol.
  - b. The sale of any chemical substance including alcohol by University student groups or recognized student organizations is strictly forbidden. This is to include any action that may be remotely construed as a sale, such as charging admissions to parties, passing the hat, selling empty cups, selling drink tickets, etc.
  - c. Parties sponsored by University student groups or organization at which alcohol is consumed are prohibited.
  - d. No activity, on or off campus, conducted by a University student group or student organization will encourage rapid consumption of alcoholic beverages or other chemical substances.
  - e. Alcoholic beverages (such as kegs or cases of beer) may not be used as awards or prizes in connection with events or activities sponsored by University student groups or organizations.
  - f. The display, advertising or promotion of the use of chemical substances in University buildings or any campus area is prohibited, to include sponsorship by the alcohol industry of events held on campus.
  - g. Individual students who are found to be in violation of state statute or institutional policies may be subject to penalties as defined in the section below.
5. Formal Disciplinary Consequences for Students - Individual students who are found to be in violation of this university policy on drug and alcohol use may be subject to one or more of the following

disciplinary actions, dependent upon the severity of the offense and previous violations (see Student Handbook). A university official or university disciplinary body will determine an appropriate sanction after proper due process as outlined in the Student Code of Conduct.

- a. Verbal reprimand
- b. Written reprimand
- c. Monetary penalty
- d. Loss of privileges
- e. Loss or denial of academic credit
- f. Probation
- g. Suspension
- h. Expulsion
- i. Mandatory attendance at chemical abuse workshop
- j. Mandatory referral for chemical use evaluation
- k. Community/campus service

Individuals who express a chemical use concern or need for information regarding abuse will not be subject to institutional disciplinary sanctions as long as they voluntarily request assistance, and provided that their behavior does not violate other institutional policies. Students who need assistance should contact the college counseling staff, their advisor, residence hall director or other appropriate staff member. Confidentiality regarding the individual's identity will be respected as much as possible.

Athletes who violate NAIA regulations regarding use of drugs, including "performance enhancing" substances, will not be subject to institutional disciplinary sanction, provided they report such use to their coach or other appropriate official prior to their participation in the respective athletic event. Participants will still be subject to NAIA regulations, which require coaches to report knowledge of all controlled substance abuse. Appropriate referrals will then be made.

Depending upon the circumstance, specific instances of chemical use/abuse may be brought to the attention of several university officials. The following comments suggest possible actions. A faculty or staff member who suspects chemical use by a student may wish to confront a student to encourage the individual to seek counseling services. Such concerns may also be expressed to the college counseling staff. Counseling staff will then attempt to contact the student to assess his or her behavior. Confidentiality regarding the student's behavior will be respected in as much as his or her health, welfare, or safety is not endangered.

Violations of the institutional policies regarding the use of drugs and/or alcohol in residence halls or other campus facilities should be reported to the Director of Housing. Student athletes who are found to use "performance enhancing" drugs such as steroids should be brought to the attention of the appropriate coach and/or Athletic Director.

The staff of the Student Affairs division will be responsible for administering disciplinary procedure and for providing regularly scheduled programs to the general student populations.

Failure on the student's part to abide by the recommendations regarding educational and/or counseling services will subject the individual to possible disciplinary action. Any student who is involved in disciplinary action involving suspension or expulsion is afforded the right of appeal to the Conduct Committee as outlined in the Student Handbook.

The following are typical and general sanctions imposed for students who violate institutional policies regarding the use or possession of alcohol on campus grounds or in campus facilities:

### **Alcohol Violation- Possession (empty or full containers)**

**1st offense** - \$100.00 and mandatory completion of the electronic e-CHUG (on-line Check-Up to Go) program.

**2nd offense** - \$200.00 and mandatory completion of the electronic e-CHUG program and BASICS (Brief Alcohol Intervention for College Students) program.

**3rd offense** - \$300.00; mandatory completion of the e-CHUG program, mandatory completion of an alcohol assessment by a licensed additional counselor and referral to the Director of Student Life.

**Special Circumstances involving risk to health or safety of student:** Referral to Student Conduct Officer, removal from housing, parental notification and mandatory alcohol or drug assessment by licensed addiction counselor.

**Important Note:** Students present in rooms where university policies are being violated (whether they are an active participant or not) are also held accountable as an accessory (an accessory is defined as an individual who signifies their intent to participate as implied by their presence).

**Party Rooms** - \$100.00 per resident of that room. A room with four or more persons found in it with alcohol present will be declared a party room which carries an additional \$100.00 fine for each resident of the room. Residence Hall staff may contact local law enforcement, which could result in the filing of legal charges.

**Parental Notification:** If a student has been found guilty of multiple alcohol or drug related offenses occurring on campus, or if it is determined that that the student's health and safety is endangered because of his/her use of alcohol or other substances, the university reserves the right to notify the student's parents of these facts and concerns. This notification may occur even if the student is 21 or older. The university's Student Conduct Officer or the Vice President for Student Affairs will determine if such parental notification is to be made after consideration of each case and documentation of any such offenses. This process for parental notification is specifically allowed under federal law and is in accordance with the 1998 amendments to the Family Educational Rights and Privacy Act.

### **The following are typical and general sanctions imposed for students who violate institutional policies regarding the use or possession of marijuana on campus grounds or in campus facilities:**

**1<sup>st</sup> Offense** - \$100 fine and immediate involvement by law enforcement.

**2<sup>nd</sup> and any subsequent offenses** – mandatory completion of an assessment by a licensed addition counselor, parental notification, and possible removal from campus housing. Drug testing could be required for any subsequent violation if the student were allowed to remain in campus housing.

6. **Educational/Counseling Actions** - A concerted effort is made by Mayville State University to educate the individual and to provide appropriate types of assistance when needed. As part of this process, educational or counseling approaches may be undertaken as a way of encouraging the student to change his/her behavior. The actions described below may be taken separately or in conjunction with the disciplinary penalties listed previously. Dependent upon the circumstances, previous violations of college policy, and concern for the health, welfare and safety of the individual students involved, any of the following may be recommended.

- a. Referral to the college conduct board for a hearing and any subsequent action they might request.
- b. Mandatory attendance at chemical education programs.
- c. Referral to the college counseling staff for consultation.
- d. Referral to an outside agency or professional staff for possible chemical use evaluation.
- e. The development and presentation by the offender of a chemical education program.
- f. Community or campus service.
- g. The filing of a formal complaint with civil authorities regarding the use, possession and/ or sale of chemicals, including alcohol.
- h. Mandatory testing for those individuals who are involved in intercollegiate athletics and who are suspected of using drugs, including "performance enhancing" substances.

#### **IV. Distribution of Drug Free Schools Policy Information**

Mayville State University's Drug Free Schools policies are provided to all enrolled students, and to employed faculty and staff via official university e-mail by September 3 of each year. The MSU Website <http://www.mayvillestate.edu/about-msu/Pages/ConsumerInformation.aspx> also contains a copy of these policies. Prospective students and other interested parties are advised that they can access the policies at the above web address. Enrolled students, employed faculty/staff, prospective students and their parents, or members of the general public may also request a printed copy of the policy from the Student Services Office in Main 107.

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