

## Alcohol and Other Drugs Policy

### Philosophy:

The University of Maine at Presque Isle is committed to promoting the health and safety of all members of the campus community. The University is dedicated to providing education and resources to assist all members in making responsible decisions regarding the use of substances. The University strives to develop alcohol and other drug policies that are clear, readily understandable, consistent, and fair to all; to create a supportive and non-threatening environment for those that choose not to drink and/or do drugs; to promote safety and individual accountability for those who decide to drink; and to assist those struggling with alcohol and drug related issues.

### Scope:

All students, faculty, staff, and visitors are subject to local, state, and federal laws, as well as University rules and regulations, while on University-owned or leased property or involved with off-campus activities sponsored by the University or a registered University organization.

The University strictly adheres to the University of Maine System Student Conduct Code. As such, it follows all sanctioning guidelines and procedures contained in that policy. The severity of the imposed sanctions will be appropriate to the violation. Possible sanctions include educational projects, community service, fines, loss of visiting privileges, probation, suspension, dismissal, and other actions the University deems appropriate.

The University is obligated to uphold local, state, and federal laws. It does not protect students from prosecution for alcohol or drug offenses under such laws, and does not interfere with enforcement by local, state, and federal law enforcement officers. This policy is enforced *in addition* to existing laws and statutes.

All residence hall students are responsible for the actions of their guests. This includes informing all visitors of the University's Alcohol and Other Drugs Policy and making sure their guests abide by the policy. Guests who are in violation of the policy may have their privilege of visiting the residence halls and/or the campus revoked or suspended.

### Alcohol:

The following actions are prohibited:

- a. Underage drinking. Only persons of legal age (21 or older) may possess or consume alcoholic beverages. Legal proof of age, such as a valid driver's license or passport, may be required.
- b. Purchasing, serving, selling, or furnishing alcohol to or for a minor.
- c. Selling, manufacturing, or distributing alcohol without a license.
- d. Providing false information about name, age, and other identification or failing to provide identification.
- e. Administering alcohol to individuals against their will and/or without their knowledge.
- f. Possessing and/or consuming alcohol in Park Hall and Merriman Hall. No alcohol is permitted in these buildings by anyone, regardless of age. The possession and consumption of alcoholic beverages is permitted in Emerson Hall and Skyway *only* in

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student rooms, with the door closed, by residents 21 or older. Exceptions for Park Hall and Merriman Hall may be granted, on a case by case basis, by the Director of Housing and Residence Life.

- g. Exhibiting signs of being visibly intoxicated. Intoxication is identified by generally reliable signs such as a strong odor of alcohol on an individual's breath, slurred speech, impaired coordination, glassy eyes, and/or exaggerated emotions or behaviors. Individuals may be found in violation of the policy if their level of impairment attracts the attention of University, town, or other officials and/or warrants medical care or police custody.
- h. Possessing alcohol in unauthorized spaces, public spaces, and outside on the campus grounds. Students of legal drinking age are not permitted to transport alcohol in open containers through Emerson and Skyway hallways.
- i. Bringing alcohol to a University event, or leaving a University event with alcoholic beverages provided at the event.
- j. Using or providing containers of mass consumption such as kegs, punch bowls, etc. Possessing or storing large quantities of alcohol (more than a 30 pack of 12oz. beer or its equivalent or more than ½ gallon hard liquor or its equivalent of the same liquor type, such as rum, whiskey), per room resident of legal age.
- k. Engaging in drinking games and other behaviors designed for the purpose of becoming intoxicated (i.e. funnels, keg stands, "around the world" parties, beer pong tables, etc.).

### **Alcohol Citation System:**

In general, the sanctions listed in Appendix A will be given to all students who are found in violation of the University's alcohol policy. **The sanctions listed are minimums;** additional sanctions may be given, or other sanctions may be substituted as deemed necessary by the Judicial Officer, Dean of Students, or a Conduct Code Panel. All students have the right to appeal the sanctions as accorded to them through the University of Maine System Student Conduct Code.

All alcohol sanctions remain in effect for one full year (*365 days*) from the time of the incident.

The University makes no attempt to shield individuals from civil or criminal liability should they choose to violate local, state, or federal laws.

### **Parental Notification:**

In accordance with the Federal Education Rights and Privacy Act, the University may contact the parent(s) or guardian(s) of any student under the age of 21 who is found in violation of any offense governing the use or possession of alcohol or a controlled substance.

### **Use of Fines:**

All fines collected through the Alcohol and Other Drugs Policy sanctions will be used for educational and programmatic needs focused on the health and safety of the campus community.

### **Alcohol at Catered Events On Campus:**

The University permits alcohol consumption at on campus, catered events by individuals 21 years or older; however, the consumption of alcohol should never be the primary purpose or

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focus of the event. All events where alcohol consumption will be occurring must be registered and approved by the Coordinator of Campus Safety and Security.

For more information, contact the Coordinator of Campus Safety and Security for the Alcohol at On Campus Events Guidelines.

### **Drugs:**

The following actions are prohibited:

- a. Illegally possessing, using, manufacturing, dispensing, or selling drugs
- b. Using, possessing, selling, distributing, or manufacturing prescription medication without a properly issued prescription
- c. Possessing drug paraphernalia containing illegal drug residue, including but not limited to bongs, glass pipes, syringes
- d. Exhibiting signs of being under the influence of illegal drugs (such as a smell of having used marijuana, bloodshot eyes, vomiting, difficulty standing, agitation, etc.) anywhere on campus or at a University sponsored event, regardless of where the consumption or use has occurred
- e. Administering drugs to individuals against their will and/or without their knowledge

The Presque Isle Police Department may be contacted for appropriate legal action by a University official, in any situation involving illegal drugs.

### **Drug Citation System:**

In general, the sanctions listed in Appendix B will be given to all students who are found in violation of the University's drug policy. **The sanctions listed are minimums**; additional sanctions may be given, or other sanctions may be substituted as deemed necessary by the Judicial Officer, Dean of Students, or a Conduct Code Panel. All students have the right to appeal the sanctions as accorded to them through the University of Maine System Student Conduct Code.

**In addition to the sanctions listed, because federal laws (including the Controlled Substances Act, Drug Free Schools and Communities Act, and the Drug Free Workplace Act) make it illegal to possess, cultivate, or sell drugs, a conviction for any drug offense, including a civil violation such as possession of a usable amount of marijuana, may result in the loss of federal funding for student financial aid.**

All drug sanctions remain in effect for one full year (*365 days*) from the time of the incident.

The University makes no attempt to shield individuals from civil or criminal liability should they choose to violate local, state, or federal laws.

### **Medical Marijuana:**

To remain eligible for federal funding of various programs and grants, including student financial aid, the University complies with all federal laws and regulations. Federal laws

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including (Controlled Substances Act, Drug Free Schools and Communities Act, and the Drug Free Workplace Act) make it illegal to possess, cultivate, or sell marijuana. Thus, the University of Maine at Presque Isle prohibits the cultivation, possession, use, or distribution of marijuana, even for state certified medical purposes on campus or at University sponsored events.

Although the use of medical marijuana is not permitted, students may make a request for other reasonable accommodations through Student Support Services.

### **Tobacco Free:**

The University is a tobacco-free institution, prohibiting the use of any tobacco or non-FDA approved nicotine product, including smokeless tobacco and electronic nicotine cigarettes (e-cigarettes). This policy applies to all full-time, part-time employees, faculty, students, contractors, vendors, and visitors. The use of all tobacco and non-FDA approved nicotine products such as e-cigarettes are prohibited on all campus property owned or leased and the sidewalk adjacent to the campus. This includes in and around all buildings, common areas, and parking lots on the main campus as well as the Houlton Outreach Center and Skyway housing complex. Tobacco use is prohibited in all and any University owned or leased vehicles. Tobacco use is prohibited in any and all privately owned or leased vehicles while on University property.

Please see the Tobacco Free Campus Policy, for more information:

[www.umpi.edu/tobacco-free](http://www.umpi.edu/tobacco-free)

### **Medical Amnesty and Good Samaritan Policy:**

There may be times where the abuse of alcohol and other drugs creates life-threatening situations that require an immediate response from emergency service personnel. The University's primary concern is the health and safety of all members of the campus community, and that those in need receive prompt medical attention.

Under this Good Samaritan policy, efforts will be made to mitigate the sanctions listed in the Alcohol and Other Drugs Policy for "Good Samaritans." These conditions apply to the individual in distress and those who sought assistance. This policy refers to isolated incidents only, and does not excuse or protect those who flagrantly or repeatedly violate the Alcohol and Other Drugs Policy. The University cannot guarantee absolute immunity from sanctions associated with violations of the Alcohol and Other Drugs Policy, University of Maine System Student Conduct Code, or local, state, and federal laws.

This policy cannot protect individuals from action by law enforcement personnel, but is consistent with Maine Statute 14.164 that provides immunity from civil damages to any person who voluntarily renders first aid or emergency treatment to a person who is unconscious, ill, or in need of medical treatment.

### **Laws and Resources:**

Maine Liquor Statutes:

<http://www.mainelegislature.org/legis/statutes/28-A/title28-Ach0sec0.html>

National Institute on Alcohol Abuse and Alcoholism: College Students:

<http://www.collegedrinkingprevention.gov/>

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Tobacco Free Maine:

<http://www.tobaccofreemaine.org/>

Aroostook Substance Abuse Prevention:

<http://www.asapcoalition.com/>

Community Voices:

<http://communityv.com/>

University of Maine System Student Conduct Code:

<http://www.maine.edu/about-the-system/board-of-trustees/policy-manual/section501/>

### On Campus Resources:

Health Services	Emerson Annex	207-768-9586
Student Support Services	Center for Innovative Learning	207-768-9615
Counseling Center	Center for Innovative Learning	207-768-9791
Campus Safety and Security	Emerson Annex	207-768-9580
Dean of Students	Preble Hall	207-768-9601

### Local Resources:

Substance Abuse Services	AMHC	<a href="http://www.amhc.org">www.amhc.org</a>	207-498-6431
Counseling and Mental Health	Life By Design	<a href="http://www.lifebydesignpa.com">www.lifebydesignpa.com</a>	207-764-6285
Alcohol Abuse	Alcoholics Anonymous-Maine	<a href="http://www.csoaamaine.org">www.csoaamaine.org</a>	207-774-4335
Drug Addiction	Narcotics Anonymous-Maine	<a href="http://www.namaine.org">www.namaine.org</a>	1-800-974-0062

### Policy Assessment:

This policy shall be reviewed every year by the Dean of Students office, with a comprehensive evaluation and assessment conducted every four years.

Created April 2016

**Effective July 1, 2016**

For questions or concerns, please contact the Dean of Students, 207-768-9601.

## Appendix A

### Common Offenses and Minimum Sanctions for Alcohol Violations

<b>Violation Type</b>	<b>Incident</b>	<b>Minimum Response*</b>
Furnishing to minors and/or providing a place for minors to consume intoxicating liquor	1st Offense	Criminal Citation Complete BASIC (Brief Alcohol Screening and Intervention for College Students) Program Disciplinary Probation
	2nd Offense	Criminal Citation Removal from Housing Disciplinary Suspension or Dismissal
Underage Possession/Consumption	1st Offense	\$100 fine and/or 15 hours of Community Service Disciplinary Probation
	2nd Offense	\$200 fine and/or 30 hours of Community Service Complete BASIC (Brief Alcohol Screening and Intervention for College Students) Program Disciplinary Probation
	3rd Offense	Civil Citation Removal from Housing Disciplinary Suspension or Dismissal
Visibly Intoxicated by Persons of Legal Age	1 <sup>st</sup> Offense	\$100 fine and/or 15 hours of Community Service Disciplinary Probation
	2 <sup>nd</sup> Offense	\$200 fine and/or 30 hours of Community Service Complete BASIC (Brief Alcohol Screening and Intervention for College Students) Program Disciplinary Probation
	3 <sup>rd</sup> Offense	Civil Citation Removal from Housing Disciplinary Suspension or Dismissal

\*All incidents may include an educational requirement and/or mental health referral.

## Appendix B

### Common Offenses and Minimum Sanctions for Drug Violations

Violation Type	Incident	Minimum Response*
Illegal manufacturing, dispensing, and/or selling of drugs, drug paraphernalia, and/or prescription medication	1st Offense	Criminal Citation** Removal from Housing Disciplinary Suspension or Dismissal
Illegal possession and/or use of drugs, drug paraphernalia and/or prescription medication	1st Offense	\$200 fine and/or 30 hours of Community Service Civil/Criminal Citation** Disciplinary Probation or Suspension
	2nd Offense	Civil/Criminal Citation** Removal from Housing Disciplinary Suspension or Dismissal

\*All incidents may include an educational requirement and/or mental health referral.

\*\*All drug related offenses that are criminal in nature (i.e. manufacturing, dispensing, selling; possession of heroin, cocaine, more than 2.5 ounces of marijuana, etc.) will be referred to the District Attorney's office for prosecution.

**In addition to the sanctions listed, because federal laws (including the Controlled Substances Act, Drug Free Schools and Communities Act, and the Drug Free Workplace Act) make it illegal to possess, cultivate, or sell drugs, a conviction for any drug offense, including a civil violation such as possession of a usable amount of marijuana, may result in the loss of federal funding for student financial aid.**