

OGLETHORPE UNIVERSITY

BULLETIN 2012-2014

11.1.12. Alcohol and Drug Policy

11.1.12.1. Oglethorpe requires students to comply with federal, state and local laws concerning the possession and use of alcoholic beverages and drugs. The consumption of alcoholic beverages by persons under the age of 21 and the furnishing of alcohol to an individual under 21 are violations of state law. The possession, use or distribution of illegal drugs or substances used for illicit purposes on campus will be subject to disciplinary action by the University. They may also constitute a violation of law that can result or fines or imprisonment by federal, state or local authorities. Sanctions are outlined below.

Possible sanctions for public consumption and/or possession of an alcoholic beverage by persons under 21 and the furnishing of alcohol to persons under 21 include, but are not limited to:

- First violation:
 - Formal reprimand/warning.
 - Educational Alcohol Program.
 - Fine up to \$60 or restitution hours up to six.
- Second violation:
 - Disciplinary probation for one year or two semesters.
 - Parental notification.
 - Educational Alcohol Program with Reflection and Counseling.
 - Fine up to \$120 or restitution hours up to sixteen.
- Third violation:
 - Suspension for at least one semester beyond incident.
 - Parental notification.
 - Referral to alcohol assessment and rehabilitation.

Possession, use, or distribution of drugs other than marijuana will result in suspension or expulsion from the University. Possible sanctions for possession of marijuana and/or paraphernalia, use of marijuana, or distribution of marijuana include, but are not limited to:

- First violation:
 - Disciplinary probation until graduation or separation from the University.
 - Parental notification.
 - Educational Drug Program with Reflection.
 - Fine up to \$120 or restitution hours up to sixteen.
 - Possible suspension.

- Second violation:
 - Suspension for two semesters after incident.
 - Parental notification.
 - Referral to drug assessment and counseling.

11.1.12.2. The use of alcoholic beverages on campus by students of legal age is permitted only in the privacy of their living quarters or at events or in locations specifically authorized. If all members of a room or suite are under the legal drinking age, no alcohol can be present in that room at any time. Residents cannot host open invitation or large private parties with alcoholic beverages. This policy specifically prohibits large quantities of alcohol and beer kegs on the campus. Open containers of alcoholic beverages are not permitted outdoors in public areas of the residence halls or elsewhere in campus buildings or on campus grounds, except where specifically authorized. Public areas include lounges, lobbies, study rooms, hallways, laundry/utility rooms and all courtyards, patios, grounds, sidewalks and parking lots. Possible sanctions for violating this policy include, but are not limited to:

- First violation:
 - Verbal warning.
 - Fine up to \$60 or restitution hours up to six.
- Second violation:
 - Formal reprimand/warning.
 - Fine up to \$120 or restitution hours up to sixteen.
- Third violation:
 - Disciplinary probation for one year or two semesters.
 - Parental notification.
 - Fine up to \$240 or restitution hours up to thirty-two.
- Possible suspension for one semester.
 - Fourth violation:
 - Suspension for at least one semester after incident.
 - Parental notification.
 - Referral to alcohol assessment, counseling and/or rehabilitation.

11.1.12.3. University guidelines that apply whenever alcoholic beverages are available at off-campus functions sponsored by student organizations include the following: the alcohol, which is available to those of legal drinking age who wish to drink, is provided only by or through the management of the establishment rented for the function, served only by licensed bartenders and sold at a reasonable price; alternative non-alcoholic beverages must be available in adequate supply; food or snacks should be served; a reasonable time limit to end the party should be set; sober and safe transportation should be provided to avoid anyone driving while intoxicated; any other effort or provision should be made by the host organization

to control the function, encourage responsible conduct and monitor problems of intoxication to better ensure a safe, enjoyable party. Valid complaints of disruptive or unruly behavior, personal injury or damage to property arising from the use of alcohol may subject the organization and the individuals involved to disciplinary action. Possible sanctions for violating this policy include, but are not limited to:

- First violation:
 - Fine up to \$120.
 - Loss of organization's ability to host functions with alcohol for one full semester.
- Second violation:
 - Fine up to \$240 or restitution hours up to thirty-two.
 - Loss of organization's ability to host functions with alcohol for two semesters and possible loss of host privileges for any functions for a prescribed period of time.
- Third violation:
 - Suspension of organization. Re-instatement of organization cannot be considered for at least one full semester beyond the incident.

11.1.12.4. Driving under the influence of alcohol or drugs on campus is a severe disciplinary matter. Students found driving under the influence may be suspended from the University for one or more semesters after the incident. At minimum, such students will have their driving privileges suspended on campus, and local police may be called to investigate alleged cases of driving under the influence. Campus safety reserves the right to question individuals driving on campus when there is cause to believe the driver to be under the influence. Campus safety has the right to ask those drivers entering campus to park their cars and walk if there is cause to believe that they are under the influence. Possible sanctions for violating this policy include, but are not limited to:

- First violation:
 - Disciplinary probation until graduation or separation from the University.
 - Parental notification.
 - Educational Alcohol Counseling.
 - Fine up to \$240 or restitution hours up to thirty-two.
 - Permanent loss of driving privileges until graduation or separation.
 - Possible suspension for at one or more regular (fall or spring) semesters after incident
- Second violation:
 - Suspension for at least one regular (fall or spring) semester after incident.
 - Parental notification.

- Referral to alcohol assessment and rehabilitation.

11.1.12.5. Paraphernalia, equipment and other devices designed to increase the rate of consumption or intake of alcohol or illegal drugs such as bongos, funnels and kegs are prohibited from campus. Hookahs and other like devices designed for smoking tobacco are also prohibited. Possible sanctions for violating this policy include, but are not limited to:

- First violation:
 - Formal reprimand/warning.
 - Fine up to \$120 or restitution hours up to sixteen.
 - Drug paraphernalia: please see first violation for marijuana (Sec. 11.2.12.1.).
- Second violation:
 - Disciplinary probation for two semesters.
 - Parental notification.
 - Fine up to \$240 or restitution hours up to thirty-two.
 - Educational Alcohol/Drug Counseling.
 - Possible suspension.
- Third violation:
 - Suspension for one semester after incident.
 - Parental notification.
 - Referral to alcohol/drug assessment and counseling.

11.1.12.6. In addition to these policies, the University expects fraternities and sororities to follow the alcohol risk management policies outlined by their chapters and national offices.

11.1.13. Medical Amnesty and Good Samaritan Policy

It is in the best interest of students' welfare that persons who have alcohol or other drug-related emergencies be brought to the attention of medical personnel. Furthermore, Oglethorpe University recognizes that the potential for disciplinary action for these incidents may act as a barrier to students who would otherwise seek medical assistance themselves or for other students. It is for these reasons that the University maintains a medical amnesty (sometimes referred to as Good Samaritan) protocol. In these incidents, the primary concern is the well-being, health, and safety of students.

Under this policy, students seeking medical assistance during an alcohol or other drug-related emergency will not face formal disciplinary action by the office of campus life for the mere possession or use of alcohol or drugs. The sole reason for the student's intoxication being discovered by University personnel must be due to medical care being sought by the affected student. Additionally, student(s) or a student organization seeking medical assistance for another person during an alcohol or other drug-related

emergency will not face formal conduct action for the mere possession or use of alcohol or drugs. Medical amnesty applies only to alcohol or other drug-related medical emergencies and students who seek medical amnesty may be held responsible for violating other policies, including but not limited to assault, property damage, or distribution of illicit substances. In cases where an individual or organization fails to seek emergency medical assistance when risk of harm is clearly indicated, formal disciplinary action may be taken against the individual(s) or organization.

In order to qualify for medical amnesty, the student must obtain medical attention at the time of the incident and must meet with a representative from the office of campus life within 5 days of the incident and agree to comply with the conditions set forth by the representative. Students and organizations that assist those in need may also have to meet certain conditions for medical amnesty. If these conditions are met, there will be no conduct case and the incident will not become part of the student's or organizational record. If the student or organization does not follow these stipulations, qualifications for medical amnesty are considered not met and the student or organization is subject to the conduct process as outlined in the code of student conduct. It is the expectation of the office of campus life that a student use the medical amnesty policy once; it is an opportunity for a student to learn from a mistake and avoid such mistakes in the future. Therefore, past the first incident, the availability of medical amnesty to the student is at the discretion of the office of campus life. Students and organizations that help others seek medical assistance are not limited to one use of the medical amnesty policy, as they should always feel empowered to help those in need.

It is important to be aware that Oglethorpe University enforces federal, state and local laws prohibiting the possession and use of alcoholic beverages and drugs. Medical amnesty applies only to the Oglethorpe University code of student conduct and does not in any way prohibit law enforcement personnel from enforcing federal, state, or local laws.