

Drugs and Alcohol Abuse

Campus Policy, Effects and Health Risks

POLICY STATEMENT ON DRUGS AND ALCOHOL

Compliance with the Drug Free Schools and Communities Act of 1989

Farmingdale State College hereby prohibits the unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees on our property or as any part of our institutional activities.

The College will impose sanctions on students and employees who violate this policy consistent with local, state, and federal law. Students will be subject to the judicial procedures specified in this publication. Corrective action may include the completion of an appropriate rehabilitation program.

The College will interpret local, state, and federal regulations in the strictest sense to assure a drug free work place.

On an annual basis, the College will provide to each student and employee information describing the health risks associated with the use of illicit drugs and the abuse of alcohol.

The College is committed to offering employees and students counseling and/or referral to the appropriate agencies for problems associated with drugs and alcohol. For students, the Office of Mental Health Services is available for confidential counseling and referrals.

Finally, Farmingdale State College commits to biennial reviews of our programs associated with this statement to determine program effectiveness and implement necessary changes. It is also our intention to assure consistent application of this policy to all students and employees alike.

College Regulations Regarding Alcoholic Beverages

The College has an obligation to develop policies and procedures that reflect our relationships to the larger community and to New York State. The campus alcohol policy has been revised because of legislative amendments to the New York State Alcohol Beverage Control Law. The College will, however, continue to stress the importance of alcohol education within the campus community. As is true with any policy or regulation, voluntary compliance is essential for its successful implementation.

While procedures have been developed for addressing violations of the campus alcohol policy, respect for issues of student privacy and security from unreasonable intrusions will be consistent with policy and past practice.

The College will comply with the requirements of the New York State Alcohol Beverage Control Law. Amendments to the law provide that, "No person under the age of 21 shall possess any alcoholic beverage with the intent to consume such beverage." College regulations pertaining to this law will be implemented in the following manner:

Residence Halls

In accordance with the policy detailed in the Residence Life Handbook, alcoholic beverages are permitted within campus residential facilities. However, no events will be approved in which alcohol will be served or consumed. Residents are subject to all local and state laws concerning the use, possession, sale, and transportation of alcoholic beverages.

Other Areas

College policy prohibits open containers of alcoholic beverages in all outside campus areas. Bringing alcoholic beverages to any public or private event on campus is not permitted.

Occasional Service

The Office of the Vice President for Student Affairs (OSA) is responsible for establishing application procedures and enforcing guidelines under which alcohol may be served at any College event. The provision (ordering, distribution or service) of alcohol at events may only be done by the contracted campus food service provider.

Application to Serve Alcohol

Individuals or organizations requesting alcohol service must do so by completing the appropriate College Activity Registration forms and submitting them to the Office of the Vice President of Student Affairs or his/her designee, no later than 30 days before the proposed event. The Office of the Vice President of Student Affairs, in consultation with appropriate divisions of the College and OAS, will inform the applicant of the decision within 48 hours of the receipt of the application.

Violations (resulting from “occasional service” as outlined above)

Violation of this policy will result in appropriate disciplinary sanctions up to and including dismissal, as provided for under established College judicial procedures. While students are subject to the provisions of campus alcohol policy, the following information is provided regarding provisions of the Alcohol

Beverage Control Law:

*Violators are subject to a fine of up to \$50 per offense, but are not subject to arrest. Alcoholic beverages involved in alleged violations of this law may be seized by authorized law enforcement officials, including campus police officers. Disposal and destruction of seized alcoholic beverages are also authorized but cannot be carried out until three days after the initial appearance date, unless otherwise ordered by a court.

* Persons under the age of 21 who present falsified or fraudulently altered proofs of age for the purpose of purchasing or attempting to purchase alcoholic beverages are guilty of a violation, punishable by a fine of up to \$100 and a community service requirement of up to 30 hours. Previously, violations of this section were punishable only by the imposition of a one year probationary period and a fine.

* A person under the age of 21 who presents an altered New York State driver's license for the purpose of illegally purchasing an alcoholic beverage may be subject to a suspension of that driver's license for up to 90 days and may also be required to apply to the Department of Motor Vehicles for a restricted use driver's license following the suspension.

* No person shall sell, deliver, give away, permit, and procure to be sold, delivered, or given away, any alcoholic beverages to any intoxicated person or any person under the influence of alcohol.

*Any person who shall be injured in person, property, means of support or otherwise by an intoxicated person, or by reason of the intoxication of any person, whether resulting in his/her death or not, shall have

a right of action against any person who shall, by unlawfully selling to or unlawfully assisting in procuring liquor for such intoxicated person, have caused or contributed to such intoxication; and in any such action, such person shall have a right to recover actual and exemplary damages.

* Social host liability creates civil liability for anyone who knowingly furnishes alcoholic beverages to any intoxicated person under the legal age of purchase if intoxication results in injury or damages to a third party. New York State Education Law prohibits hazing that involves the forced consumption of alcohol.