

Averett University
Alcohol and Other Drugs Biennial Review
Fall 2015

Note: A hard copy of this review is maintained on file at the Dean of Student's Office as well as the President's Office.

Introduction to DFSCA

The Drug-Free Schools and Communities Act of 1989 Amendments required institutions of higher education to design and implement alcohol and illicit drug programs on their campuses. As a condition of receiving funds or any other form of financial assistance under any federal program, an institution of higher education has to certify that it has adopted and implemented a program to prevent "the unlawful possession, use or distribution of illicit drugs and alcohol by students and employees" on campus property or as part of any campus activity.

The Drug-Free Schools and Campuses Regulations also require IHEs to conduct a biennial review of the AOD (alcohol and other drugs) programs and policies to determine program effectiveness and consistency of policy enforcement and to implement any changes needed to either.

This legislation directs Averett University to maintain a written policy on alcohol and other drugs and to maintain a process that ensures policy distribution to all students, staff and faculty. The written policy must enumerate federal, state and/or local sanctions for unlawful possession or distribution of illicit drugs and alcohol, describe health risk associated with alcohol abuse or illicit drug use, describe University drug and alcohol programs available for students and employees, and specify disciplinary sanctions imposed on students and employees for policy violations. Also, the University is required to conduct biennial reviews to assess the effectiveness of its alcohol and drug prevention programs.

In compliance with federal legislation, the Dean of Students for Averett University has prepared this biennial review.

Biennial Review Report

Averett University continues to be committed to an environment that discourages the inappropriate or illegal use of alcohol and other drugs and to providing an environment that supports healthy decisions and lifestyles. The campus has established policies and procedures in place to enforce this commitment and provides services to those who need assistance as a result of their alcohol or drug use.

Alcohol and Drug Task Force

An alcohol and drug task force was formed in the fall of 2015 in order to review components essential to the college's drug and alcohol program: policy statements, publications, services, data collection and campus life programs. The task force meets monthly to determine its effectiveness and implement changes if they are needed.

Members: Dean of Students, Chair of the Athletic Training Department, Associate Dean of Students, Director of Counseling Services, Director of Admissions, Athletic Director, Director of Human Resources, Executive Vice President and Chief of Security.

Publications

Several publications are available and contain information for students, faculty and staff about the University's policies and procedures regarding alcohol and other drugs. Averett University has developed policies to enforce the commitment to healthy lifestyles. The main policy information is found in the student handbook which is published online and also distributed once a year to students. The following is the Averett University drug and alcohol policy for students:

Alcohol and Other Drugs Policy

As an institution of higher learning, committed to the purpose of providing avenues for intellectual growth and personal development, Averett University embraces the shared responsibility of upholding the values and expectations of the community. The University does not allow the possession or use of alcoholic beverages or illegal drugs on campus. In reference to alcohol, this includes, but is not limited to, drinking on campus; possessing alcohol, alcohol beverage containers (including empty containers), and drinking paraphernalia (used for drinking games or quick consumption of alcohol); being intoxicated or under the influence on campus; use or possession of alcohol on University sponsored trips; drinking under the age of 21 on or off campus; providing alcohol to a minor on or off campus; and the possession of false identification on or off campus.

In terms of illegal drugs, the campus policy includes, but is not limited to, using, possessing, or distributing illegal drugs on campus; possessing drug paraphernalia on campus; and using, possessing, or distributing illegal drugs on University sponsored trips. The drug policy also includes the misuse or illegal distribution of prescription medications.

Averett University functions as a single community and therefore operates under the notion of shared responsibility. Any student present when the alcohol and drug policy is violated is responsible for the violation. In addition, all residents in a housing unit are responsible if items are found in their living spaces. Misconduct in which a person has violated any of the above will result in disciplinary action.

As per approval by the President's Council of Averett University, there are two exceptions to this policy:

1. Alcoholic beverages may be served at Averett University events if (a) approved by the President of the University and/or the Vice President for Institutional Advancement; (b) the event does not involve current students under the age of twenty-one (except for those students who may work for food service catering); (c) the President of the University deems that the consumption of

alcoholic beverages is appropriate at the event; and (d) all legal requirements of the Commonwealth of Virginia are met.

2. The President or Executive Vice President of the University may designate a certain area of the parking lot on North Campus as a “tailgating area” for home football games at which those attending the home football games may bring alcoholic beverages onto the North Campus and consume them only in the designated “tailgating” area under the following guidelines:
 - a. Attendees shall act in a respectful manner and in accordance with all rules and regulations of any governing body including the NCAA, the Commonwealth of Virginia, and local ordinances or laws.
 - b. Consumption of alcoholic beverages will begin no earlier than four (4) hours prior to the start of the home football game and any and all alcoholic beverage consumption will cease on or before the start of the second half of the home football game.
 - c. Any alcoholic beverages brought onto the North Campus for such tailgating must be transported in motor vehicles in closed coolers and/or in enclosed areas of the motor vehicle (i.e., the trunk).
 - d. No person under the age of twenty one (21) years may consume or possess alcohol while on the property of Averett University. Use of the tailgating area of the North Campus parking lot signifies a person’s agreement to demonstrate to security personnel that each person consuming alcoholic beverages is over the age of twenty one (21) years.
 - e. Any activity or event which encourages excessive drinking will not be permitted.
 - f. Any individual who consumes alcoholic beverages while in such tailgating area is responsible for his or her own behavior and should not operate a motor vehicle after he or she has consumed such beverages.
 - g. The University reserves the right to require that any individual leave the University North Campus if in the sole discretion of the University; he or she violates any of the terms of this policy.

The Board of Trustees of Averett University of Danville recognizes the necessity to observe high standards of business and personal ethics in the conduct of the activities of the University. The board has adopted a Whistleblower Protection Policy for members of the Averett family which said policy is attached hereto.

The board hereby designates the Director of Human Resources as the Whistleblower Protection Compliance Officer who shall be responsible for ensuring that all complaints about improper, unethical, or illegal conduct, including those set forth in this Alcohol Policy, are investigated and resolved. The Director of Human Resources shall advise the President and Chief Financial Officer of all complaints and their resolution.

The Commonwealth of Virginia has a variety of laws governing the possession, purchase, consumption and distribution of alcoholic beverages. As required by the Federal Drug-Free Schools and Communities Act of 1989, the pertinent state laws, including sanctions for their violation, are summarized below:

1. It is unlawful for any person under age 21 to purchase or possess any alcoholic beverage. Violation of the law exposes the violator to a misdemeanor conviction for which the punishment is either confinement in jail for up to 12 months, a fine up to \$2,500, either or both. Additionally, such person’s Virginia driver’s license may be suspended for a period of not more than one year.

2. It is unlawful for any person to sell alcoholic beverages to persons under the age of 21. Violation of the law exposes the violator to a misdemeanor conviction for which the punishment is either confinement in jail for up to 12 months, a fine up to \$2,500, either or both.
3. It is unlawful for any person to purchase alcoholic beverages for another when, at the time of the purchase, he knows or has reason to know that the person for whom the alcohol is being purchased is under the legal drinking age. The criminal sanction for violation of the law is either confinement in jail for up to 12 months, a fine up to \$2,500, either or both.
4. It is unlawful for any person to consume alcoholic beverages in unlicensed public places and/or to appear in public in an intoxicated state. Violation of the law, upon conviction, exposes the violator to a misdemeanor conviction for which the punishment is a fine up to \$250.

The unlawful possession, use, sale, and/or distribution of controlled substances and marijuana, as those terms are defined in § 18.2-247 of Code of Virginia, 1950, as amended, and the Drug Control Act (§ 54.1-3400 et seq. of the Code of Virginia, 1950, as amended), are prohibited under state and federal law. As required by the Federal Drug-Free Schools and Communities Act of 1989, the pertinent state laws, including sanctions for their violation, are summarized below.

1. Possession of a controlled substance classified in Schedules I or II of the Drug Control Act is a Class 5 felony punishable by imprisonment from one to 10 years, or confinement in jail for up to 12 months, a fine up to \$2,500, either or both.
2. Possession of a controlled substance classified in Schedule III of the Drug Control Act is a Class 1 misdemeanor punishable by confinement in jail for up to 12 months, a fine of \$2,500, either or both.
3. Possession of a controlled substance classified in Schedule IV of the Drug Control Act is a Class 2 misdemeanor punishable by confinement in jail for up to six months, a fine of \$1,000, either or both.
4. Possession of a controlled substance classified in Schedule V of the Drug Control Act is a Class 3 misdemeanor punishable by a fine up to \$500.
5. Possession of a controlled substance classified in Schedule VI of the Drug Control Act is a Class 4 misdemeanor punishable by a fine up to \$250.
6. Possession of a controlled substance classified in Schedule I or II of the Drug Control Act with the intent to sell, give or distribute is a felony punishable by imprisonment from five to 40 years and a fine up to \$500,000. Upon a second or subsequent conviction, the violator is subject to being sentenced to a term of imprisonment from five years to life, and fined up to \$500,000.
7. Possession of a controlled substance classified in Schedules III, IV, or V of the Drug Control Act with the intent to sell, give or distribute is a Class 1 misdemeanor punishable by confinement in jail for up to 12 months, a fine of \$2,500, either or both.
8. Possession of marijuana is a misdemeanor punishable by confinement in jail for up to 30 days, a fine up to \$500, either or both. Upon a second or subsequent conviction, the violator shall be guilty of a Class 1 misdemeanor punishable by confinement in jail for up to 12 months, a fine up to \$2,500, either or both.
9. Possession of not more than one-half ounce of marijuana with intent to sell, give or distribute is a Class 1 misdemeanor punishable by confinement in jail for up to 12 months, a fine up to

\$2,500, either or both.

10. Possession of more than one-half ounce but not more than five pounds of marijuana with intent to sell, give or distribute is a Class 5 felony punishable by imprisonment from one to 10 years, or confinement in jail for up to 12 months, a fine up to \$2,500, either or both.
11. Possession of more than five pounds of marijuana with intent to sell, give or distribute is a felony punishable by imprisonment from five to 30 years. Upon a third or subsequent felony conviction, the violator is subject to being sentenced to a term of imprisonment from five years to life, and fined up to \$500,000.

In compliance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, the University Security Office annually prepares a Campus Crime Report to keep the campus community informed of crime statistics and security measures. These reports can be found on the web at the following address:

<http://www.averett.edu/student-life/campus-security/>.

Campus Policies and Procedures

The text of Averett University's code of conduct pertaining to substance use violation is available from The Dean of Student's Office and can be found on this link:

<http://content.yudu.com/Library/A3vgtp/AverettStudentHandbo/resources/index.htm?referrerUrl=http%3A%2F%2Ffree.yudu.com%2Fitem%2Fdetails%2F3539495%2FAverett-Student-Handbook-2015>

Prevention Efforts/University Departments

Averett University continues to be committed to an environment that discourages the inappropriate or illegal use of alcohol and other drugs and to providing an environment that supports healthy decisions and lifestyles. The campus provides services to those who need assistance as a result of their alcohol or drug use/abuse.

First Year Experience Course

All freshman students at Averett are required to complete a First Year Experience Course. During this course, students gain an in-depth understanding of the University and the best ways to be successful in college that includes dispersement and review of the university alcohol and drug policy for students.

Counseling Services

Counseling Services provide assistance to students in times of stress or to overcome barriers to student success. They provide personal counseling that can include substance abuse issues when addressed. Sometimes collaboration occurs with Counseling Services and other campus

departments about the specific resources/referrals a student may need in order to receive the best treatment.

Counseling Services is also used to provide educational programming and intervention for students who have been referred by Student Conduct due to alcohol and/or drug violations. To this end, Counseling Services provides Brief Alcohol Screening Intervention for College Students (BASICS) for students who have violated the University alcohol policy.

The Division of Student Life / Office of New Student Programs

The Division of Student Life provides many entertaining, non-alcoholic activities for students to participate in. Each semester they have continuous activities engaging students and promoting student involvement. Additionally, student life provides educational programming for students, faculty, and staff by hosting panel discussions, professional speakers, and tabling events focused on the risks associated with drugs and alcohol.

Student Life Programs 2014-2015:

1. Alcohol Awareness Month - Mocktails at Halloween party to encourage fun without alcohol among other programs.
2. Student Health 101 Magazine - Monthly interactive magazine subscription with various articles on drug and alcohol safety and awareness 2015.
3. Social Norms Survey – Students were surveyed on health and health-related behaviors, including alcohol, tobacco, marijuana and other drug use seizure control (free quit-tobacco service information, resources in fall of 2015). A social norms campaign was used in order to disseminate this information to the community.
4. Sex Signals, which addresses the negative consequences of alcohol offered as a part of the Student Life LEAP series.

New Student Orientation

The Office Student Engagement and Leadership Development oversees the new student orientation program. This office provides students at the University with an opportunity to learn about alcohol and drug policies, responsible decision making, and campus resources during New Student Orientation.

Safety and Security

In conjunction with residential life staff, security officers enforce alcohol and drug abuse laws and related campus policies. They respond to alcohol and other drug complaints: intervening

where necessary, documenting, making referrals to Student Conduct & Community Standards when appropriate, and handling emergencies.

Early Alert

Early Alert is a reporting program that permits concerned individuals (students, employees, parents, and others) to identify Averett University students and areas of concern. Members of the Averett –community are encouraged to submit the form on the below website so the Early Alert Team can assist the student in working through any issues that may impede his or her success.

<http://www.averett.edu/academics/academic-support/success-office/>