



Daemen College Biennial Review of Alcohol and Other Drugs (AOD) on Campus  
Academic Years: 20162017 and 20172018

Purpose

In accordance with requirements set forth by the

case, sanctions for students may range from warnings to expulsion from the College, and sanctions for faculty and staff members may range from warnings to termination. At the discretion of the College, as an alternative to, or in addition to any disciplinary action taken, students or employees may be required to participate in and to complete satisfactorily an appropriate counseling or rehabilitation program. Records of such discipline may be maintained in a student's record or an employee personnel file. Enforcement of these sanctions will be through the College's existing disciplinary procedures for students, faculty, and staff, as appropriate. The College reserves the right to require that a student participate in random drug testing at their own expense, as part of a sanction for being found responsible for a violation of this drug policy and/or if there is reasonable evidence to suggest illegal drug use/abuse.

Smoking.

drinking age. The College also expects all visitors and guests to comply with the regulations set forth. A full list can be found in the Appendix Part II

### Policy Enforcement

**Standards of Conduct** The unlawful possession, use or distribution of alcohol and illegal drugs by students and employees on college property or while engaged in College activities off the College campus is prohibited. While the College permits the lawful use of alcohol by students and guests on campus in accordance with the College alcohol policy (see following section), any abuse of this privilege will be subject to College disciplinary action and/or appropriate criminal sanctions.

**Institutional Sanctions** Members of the College community who violate these policies will be subject to discipline via the Student Code of Conduct. Taking into account the circumstances of each case, sanctions for students may range from warnings to expulsion from the College, and sanctions for faculty and staff members may range from warnings to termination. At the discretion of the College, as an alternative to, or in addition to any disciplinary action taken, students or employees may be required to participate in and to complete satisfactorily an appropriate counseling or rehabilitation program. Records of such discipline may be maintained in a student's record or an employee's personnel file. Enforcement of these sanctions will be through the College's existing disciplinary procedures for students, faculty, and staff, as appropriate. The College reserves the right to require that a student participate in random drug testing, at their own expense, as part of a sanction for being found responsible for a violation of this drug policy and/or if there is reasonable evidence to suggest illegal drug use/abuse. Recognition that no two circumstances are identical, the College provides tables that outline guideline for sanctions for standard violations. Actual sanctions may vary based on the situation and nature of the infraction. A list of sanctions, level 3 can be found in the Appendix Part III.

**Legal Sanctions under New York State Law** 0 (n r)S n (.)- (he)4 (e)4 ( )Tj ((ITJ ( )Tj7w([-3)(s)(s)

*Drug Law Violations.* Defined as the violation of laws prohibiting the production, distribution and/or use of certain controlled substances and the equipment or devices utilized in their preparation and/or use. The unlawful cultivation, manufacture, distribution, sale, purchase, use, possession, transportation or importation of any controlled drug or

Table 3: Counseling Services Substance Use Data		
Self-report and/or Professional Assessment	2016-2017 (n = 794 sessions)	2017-2018 (n = 869 sessions)
Student presented with substance use or abuse	9%	11%
Online screenings consistent with "hazardous or harmful alcohol use"	3	2
Consistent for "alcohol dependence"	N/A	2
Completed a screening consistent with "moderate substance use"	1	2

## Prevention & Programming Efforts

### Online Courses

All entering students (first-time, first-year, transfers, and graduate students) are required to complete online courses that address substance use and sexual assault prevention. Formerly, Think About It, AlcoholEDU and Sexual Assault Prevention by EverFire were utilized for incoming students during Summer/Fall 2018. The courses feature readings, vignettes, videos, and interactive components to educate students on policies, acceptable behavior, and effective strategies for intervention. If students fail to complete the course, they are fined \$25 per course and the charge is added to their student bill. For the Fall 2018, the returning student athletes also completed this course to be in N3 (mvC-3 (h)2 (s)2 (sc)4 (om

provide the Daemen student body with the skills, knowledge, and support necessary to

## Residence Life

Resident Assistants (RAs) are students who tend to the needs of residents, providing support, enforcing college policies, assisting first year students in the transition to college life and providing referrals to on and off-campus resources as necessary. Furthermore, RAs are charged with creating community among resident floor(s) or apartment building(s) and assisting with the personal, social and academic development of residents. RAs plan and implement monthly programs and bulletin boards that align with the programming model set forth by the Office of Residence Life. The Residence Life Professional Staff provides educational and professional development opportunities for the Resident Assistants (RAs). Such trainings are detailed below.

Table 4: Residence Life Substance Use Training				
Trainings	Fall 2016	Spring 2017	Fall 2017	Spring 2018

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3. The actual or attempted use, sale, distribution, or possession of an illegal drug at any time;
4. Physical abuse or threat of abuse of another member of the College;
5. A violation of the College's policy prohibiting sexual hara

## Appendix

- I. General Campus Alcohol Regulations
  - a. All alcoholic beverages are to be provided by Daemen College Dining Service at all events approved for alcohol service.
  - b. All student social functions involving alcohol are usually limited to members of the Daemen College community and their escorted guests. Students are liable for the actions of their guests. The Director of Student Activities will generally refuse alcohol requests for events where unescorted visitors may be expected. The Director may refuse entry of any person to any College event.
  - c. Alcohol abuse will not be tolerated. Alcohol may not be offered as a prize or reward, or consumed in contests. Social participants are allowed to purchase no more than one alcoholic drink at a time (or at the discretion of the Director of Student Activities).
  - d. Food Service bartenders, security officers, group moderators, the Director of Student Activities, and the Vice President for Student Affairs and Dean of Students have authority to refuse the purchase of alcohol by any person who appears to be intoxicated or troublesome and that person may be required to leave a social event.
  - e. Aside from the specifications permitting alcohol at certain student activities, and the guidelines for alcohol permitted in the residence halls listed in this Student Handbook, alcohol cannot be consumed on campus grounds or in private automobiles while on campus grounds.
  - f. Daemen College recognized student organizations are not permitted at events

prohibited. This includes, but is not limited to, funnels, beer/water bongs, etc. Drinking games and drinking game devices, (e.g. beer pong tables), are also not permitted.

- f. Students who are of legal drinking age and who are in the possession of alcohol, or present where alcohol is being consumed, must provide proof of age when asked by any college official including Resident Assistants. If proof of age is not provided, students will be asked to dispose of the alcohol and a fine will occur via the College's Code of Conduct.
- g. Underage students may not be in the presence of alcoholic beverages. The only exception is an underage resident who lives with students of legal drinking age,

b. Second Violation

c. Third Violation

IV. Legal Sanctions under New York State Law

a. To provide alcohol to persons under the age of 21 or to persons who are visibly

- c. For a person under the age of 21 to possess alcohol with the intent to consume it. Those found guilty of violating this law shall be punished by a fine of not more than \$50 and/or required to complete an alcohol awareness program and/or required to provide up to 30 hours of community service;
  - d. For any person under the age of 21 to present or offer any written evidence of age which is false, fraudulent or not actually his own, for the purpose of purchasing or attempting to purchase alcohol. Those found guilty of violating this law shall be punished by a fine of not more than \$100, and/or required to complete an alcohol awareness program and/or required to provide up to 30 hours of community service. Additionally, if it is found that a New York State driver's license was the written evidence of age used for the purpose of the purchase or attempted purchase, the person's license to drive a motor vehicle may be suspended for 90 days. Lastly, alteration of the required forms of identification (driver's license, passport or armed forces ID card) may constitute "possession of a forged instrument...with intent to defraud," which is a Class D felony under New York State penal law.
- V. Legal Consequences of Operating a Vehicle While Under the Influence of Alcohol or Drugs
- a. Operating a Motor Vehicle After Consuming Alcohol While Under Age 21. Any person under age 21 who operates a motor vehicle after having consumed alcohol, as determined by a blood alcohol content of at least .02%, may be referred to the Department of Motor Vehicles for license suspension or revocation, and a \$125 charge. V&T Law § 1192.
  - b. Driving While Ability Impaired (DWAI) (more than .05% but less than .08% Blood Alcohol Content (B.A.C.) First violation (Traffic Infraction): Mandatory \$300-\$500 fine; and/or imprisonment up to 15 days; mandatory 90 day license revocation. Subsequent violations increase the fine, possible imprisonment and length of revocation.
  - c. Driving While Intoxicated (DWI) (.08% B.A.C. up to 1.00% B.A.C.) 10.004 Tc 0.04d (iv) (i)-2 (i)-2

- ii. The College's policy of maintaining a drug free workplace;
  - iii. The availability of drug counseling rehabilitation and employee assistance program; and
- b. That an employee who violates the above policy will be subject to immediate termination.
- c. That any employee convicted of a controlled substance related violation in the workplace, including pleas of no contest, must inform the HR Director ~~with~~ <sup>five</sup> (5) days of this conviction or plea. Moreover, any employee who is so convicted shall be subject to disciplinary action up to and including termination.
- d. That each employee who is employed pursuant to a Government contract or grant shall be given a