

JACKSONVILLE STATE UNIVERSITY
Manual of Policies and Procedures

POLICY NO.: III:17

DATE: August 16, 2018

REVIEW/REVISION DATES: August 2018, February 2023

SUBJECT: Alcohol and Other Drug Policy

APPROVED: Dr. Don C. Killingsworth, Jr., President

PURPOSE

The purpose of the Jacksonville State University (JSU) Alcohol and Other Drug Policy is to promote student responsibility, respect for the community and self, and to establish a University community that is safe, healthy, and conducive to academic endeavors.

While students must define their own values and make their own choices, the University expects all of its members to comply with both JSU Policy and federal, state and local laws as they apply to alcohol and other drugs. Furthermore, the University recognizes the harmful effects of alcohol abuse, illicit and illegal drug use and prohibited prescription drug practices such as pharma shopping, selling prescription drugs or using prescription drugs other than as prescribed.

OUTLINE OF POLICY TOPICS

The JSU Alcohol and Other Drug Policy will address the following topics:

1. Jurisdiction of the University
2. Alcohol Policy for Students
3. Other Drugs Policy for Students
4. Assistance for Alcohol and/or Drug Abuse
5. Summary of Federal, State and Local Alcohol and Other Drug Laws

JURISDICTION OF THE UNIVERSITY

Jurisdiction of the University is generally considered to include student conduct which occurs on, near, or off University property and/or student conduct which has an adverse effect on the University, the members of the University community, or the fulfillment of the University's mission. We expect all our students to uphold our policies and federal, state, and local laws anywhere they go as long as they are a student with JSU or have a relationship with the University.

POLICY

Alcohol Policy for Students

Jacksonville State University has established the following policy in regards to alcohol use by students.

1. Alcohol possession and consumption on campus is permitted only for students of legal age (21).
2. It is unlawful and a violation of University Policy to use or possess identification that makes an individual appear older or misrepresents an individual as someone else.
3. The consumption of alcohol stronger than 15% alcohol by volume or 30 proof is not permitted on campus except when served by a license and insured third-party vendor.
4. It is prohibited to serve, provide, or knowingly allow alcohol to individuals under 21.
5. It is prohibited to serve alcohol to someone who is visibly intoxicated or to pressure someone to consume alcohol.
6. It is prohibited for minors to transport, possess, consume or serve alcohol.
7. Common source and "tap" systems are prohibited. This includes, but is not limited to, kegs, beer balls, punch bowls, and punch served out of a cooler or another unusual container.

8. Drinking games and any activities that encourage rapid consumption of alcohol are prohibited.
9. Consumption in student rooms should neither infringe on the rights of other students to study nor negate any normal activity.
10. Persons may not transport or consume open containers of alcoholic beverages in public areas.

*Public areas include hallways, foyers, stairwells, bathrooms, lounges, or other public areas including outdoor University grounds (e.g., Residential Parking Lots, The Quad, Dillon Field etc.).

11. Full responsibility for compliance with policies and laws belongs to all students.
12. Student groups and organizations are expected to abide by the Risk Management Policy, found in the Code of Student Conduct, for any activity or event sponsored or endorsed by the organizations, including those that occur on or off campus or organizational premises.

Drug Policy for Students

The following define the University's policies regarding drug use.

1. Jacksonville State University prohibits illegal drugs on University property and at University events.
2. Students may not be in illegal possession of any controlled substance. Possession means that such substances are on one's person, in one's living environment, automobile or known hiding location.
3. Prescription drugs are permitted on campus if accompanied by an authentic medical prescription. The use and/or distribution of legal medication outside the parameters of the medical authorization is prohibited.
4. Illegal drug paraphernalia, use, possession, sale, distribution, trafficking, and manufacturing are prohibited.

Assistance for Alcohol and/or Drug Abuse

The University offers an array of services for students who require help with alcohol and/or drug use issues. Students needing confidential assistance responding to alcohol and/or drug abuse problems are encouraged to speak with a counselor from Counseling Services, 147 Trustee Circle, 256-782-5475. Another confidential resource is the JSUHealth Center, 256-782-5310.

Besides individual sessions, Counseling Services provides educational programming through New Pathways, a psycho-educational program that includes both individual assessment and group participation, Collegiate Recovery Community (CRC), and Alcoholics Anonymous and Narcotics Anonymous.

Summary of Federal, State and Local Alcohol/Other Drug Laws

The following is a brief summary of some of the laws JSU students must adhere to relating to alcohol and other drugs.

1. *Aiding Underage Possession/Consumption of Alcohol*: It is unlawful to aid a person under the age of 21 in obtaining alcohol including falsely representing the person is not a minor. It is also illegal to use or attempt to use a fake driver's license to obtain any kind of alcohol
2. *Unlawful Possession, Receipt, Manufacture, or Distribution of Controlled Substances (Including Marijuana)*: It is unlawful to knowingly sell, manufacture, and possess supplies to create controlled substances, deliver, bring into the state, receive or be in possession of controlled substances. This includes illegally obtaining prescription drugs and marijuana. Trafficking to persons under 21, or on premises in which a person younger than 18 is present or resides, or in close proximity to a school or college results in significantly enhanced penalties, as does a drug offense that results in the death or bodily injury of a person.
3. *Driving Under the Influence (DUI)*: It is illegal for any person to operate a motor vehicle while under the influence of alcohol. The State of Alabama considers anyone with a blood alcohol content of .08 or higher as under the influence and .02 or higher for someone under the age of 21.

4. *Improper Identification:* It is a criminal offense to use false identification to obtain alcohol.
5. *Minor in Possession:* In the State of Alabama, it is illegal for any person under the age of 21 to purchase, consume or possess any alcoholic beverage of any kind.
6. *Open Beverage:* It is unlawful to have an open container of alcohol in public places on campus, including Dillon Field.
7. *Open House Party:* In the State of Alabama, it is illegal for a person in control of a residence to allow a party to continue if alcohol or controlled substances are possessed or consumed by persons under age 21 and the adult knows this and fails to take reasonable action to prevent it.
8. *Alabama Dram Shop Act:* Individuals who are injured by a person who received alcohol contrary to Alabama law have cause of action for civil damages against the person who provided the alcohol to the underage minor or caused the individual to become intoxicated or furnished a controlled substance to that person.
9. *Alabama Civil Damages Act:* A person may be liable for damages under civil law to a parent or guardian of a minor if that person unlawfully sells or furnished spirituous liquors to their minor child.
10. *Public Intoxication:* It is unlawful for a person to appear in a public place under the influence of alcohol, narcotics or other drugs to a degree that she/he endangers her/himself or another person or property, or by boisterous and offensive conduct annoys another person in her/his vicinity.

Violations of this Policy or Laws outlined in this policy

Violations of this policy or laws listed will certainly result in University disciplinary action which, if found responsible, could result in any or all of the following (this list is not exhaustive):

1. Required education or workshops
2. Housing suspension
3. Fines
4. Loss of privileges
5. Separation from the University; temporarily or permanently
6. Probation or registration holds

Violations of the laws listed in this policy could lead to University or local law enforcement action, which could lead to any and/or all of the following:

1. Court appearances
2. Criminal history and background created or extended
3. Fines
4. Jail time
5. Loss of privileges (license, etc.)
6. Workshop or assessment requirements by law
7. Further disciplinary charges from the University

For questions or concerns regarding this policy, please contact the Office of Community Standards & Title IX

RESPONSIBILITY

The Vice President for Student Affairs and Enrollment Management is responsible for this policy.

EVALUATION

This policy will be reviewed every five (5) years by the Vice President for Student Affairs and Enrollment Management.