

# Federal Drug-Free Schools and Campuses Regulations [34 Code of Federal Regulations Part 86]

## CSU, Chico Annual Policy Notification

In accordance with the Drug Free Schools and Communities Act Amendments of 1989, the following summary of information is provided regarding CSU and University policies prohibiting unlawful possession, use, or distribution of illegal drugs or alcohol on its property or as part of any of its activities; applicable sanctions under local, State or Federal law for the unlawful possession or distribution of illegal drugs and alcohol; health risks associated with the use of illegal drugs and alcohol abuse; local resources providing assistance for drug and alcohol abuse (counseling, rehabilitation, or re-entry programs); and the University's disciplinary sanctions for employees and students who violate policies and standards of conduct.

### University Policies and Sanctions

The University strives to maintain its campus communities and workplaces free from the illegal use, possession, or distribution of alcohol and other drugs. Therefore, the manufacture, sale, distribution, dispensation, possession, or use of alcohol and controlled substances (including illegal drugs) by University students and employees on University property, or as part of any of its activities or while on University business is generally prohibited.

Events or occasions where alcohol is approved to be served or sold are termed "Special Events" and must be approved by the Director of University Public Engagement in counsel with the University Risk Manager. (See [Executive Memorandum 18-009](#) ; [Executive Order 930](#) ; [Standards for Student Conduct](#))

### Student Sanctions

Students violating these laws and policies are subject to disciplinary action, up to and including suspension or expulsion from the University, and may be referred for criminal prosecution and/or be required to participate in appropriate treatment programs.

#### Loss of Financial Aid for Conviction Involving Possession/Sale of Illegal Drugs

A conviction under federal or state law for any offense involving the possession or sale of illegal drugs will result in the loss of eligibility for any Title IV, HEA grant, loan, or work-study assistance (HEA Sec. 484(r)(1)); (20 U.S.C. 1091(r)(1)), if the conviction occurs during a period of enrollment for which the student was receiving Title IV HEA program funds.

#### Commonly Imposed Disciplinary Sanctions for Policy Violations for Students:

The following sanctions may be imposed for violation of the Student Conduct Code (see [Executive Order 1098](#)):

1. Restitution. Compensation for loss, damages or injury. This may include appropriate service and/or monetary material replacement.
2. Loss of Financial Aid. Scholarships, loans, grants, fellowships and any other types of state financial aid given or guaranteed for the purposes of academic assistance can be conditioned, limited, cancelled or denied.

3. Educational and Remedial Sanctions. Assignments, such as work, research, essays, service to the University or the community, training, counseling, removal from participation in recognized student clubs and organizations (e.g., fraternities and sororities), and/or University events, or other remedies intended to discourage similar misconduct or as deemed appropriate based upon the nature of the violation.
4. 4. Denial of Access to Campus or Persons. A designated period of time during which the Student is not permitted: (i) on University Property or specified areas of Campus; or (ii) to have contact (physical or otherwise) with the Complainant, witnesses or other specified persons.
5. 5. Disciplinary Probation. A designated period of time during which privileges of continuing in Student status are conditioned upon future behavior. Conditions may include the potential loss of specified privileges to which a current Student would otherwise be entitled, or the probability of more severe disciplinary sanctions if the Student is found to violate the Student Conduct Code or any University policy during the probationary period.
6. 6. Suspension. Temporary separation of the Student from active Student status or Student status.
  - a. A Student who is suspended for less than one academic year shall be placed on inactive Student (or equivalent) status (subject to individual Campus policies) and remains eligible to re-enroll at the University (subject to individual Campus enrollment policies) once the suspension has been served. Conditions for re-enrollment may be specified.
  - b. A Student who is suspended for one academic year or more shall be separated from Student status but remains eligible to reapply to the University (subject to individual Campus application polices) once the suspension has been served. Conditions for readmission may be specified.
  - c. Suspension of one academic year or more, withdrawals in lieu of suspension, and withdrawals with pending misconduct investigations or disciplinary proceedings shall be entered on the Student's transcript permanently without exception; this requirement shall not be waived in connection with a resolution agreement.
7. Expulsion. Permanent separation of the Student from Student status from the California State University system. Expulsion, withdrawal in lieu of expulsion, and withdrawal with pending misconduct investigation or disciplinary proceeding shall be entered on the Student's transcript permanently, without exception; this requirement shall not be waived in connection with a resolution agreement

## Education, Prevention Programs, Assistance Services, and Resources

Campus programs, services, and resources for students include:

- WellCat Prevention is committed to providing evidence-based educational programs and services that raise campus awareness about alcohol and drug misuse. WellCat Prevention strives to engage, enable, and empower students to make responsible and healthy choices, especially in areas where substance misuse is a concern. A complete list of Prevention's services can be found on the WellCat Prevention website ([csuchico.edu/prevention/](http://csuchico.edu/prevention/))
- AlcoholEdu is required of all incoming CSU Chico students. Designed for students entering college, this interactive online program uses the latest evidence-based prevention methods to create a highly engaging user experience, inspiring students to make healthier decisions related to alcohol and other drugs. This course includes tailored content that will:
  - Engage abstainers, light to moderate drinkers, and frequent drinkers with customized messaging
  - Educate students on the mental and physical the effects of alcohol
  - Prepare students to engage in bystander intervention

AlcoholEdu is used by 36% of all incoming first years at four-year institutions and it the only alcohol awareness and drinking prevention program proven to reduce negative alcohol-related consequences among students.

- WellCat Prevention provides free and confidential individual assessment and intervention services for CSU, Chico students. The goal of individual consultations is to change behaviors of those who experience serious consequences as a result of their alcohol and other drug use. The meetings are guided by a motivational interviewing style of interaction with a focus of bringing the student into a reflective state concerning their goals and behaviors and taking positive action steps. Students are assured that no record is kept of these meetings and if warranted students may be connected to other students and support groups. In cases where students may be in need of treatment facilities, resources are provided.
- Students Seeking Support meets weekly when classes are in session. Students Seeking Support is an open, confidential, non-judgmental support forum for students to explore topics related to substance misuse and recovery. Students are not required to be in recovery to attend. See the WellCat Prevention website for more information or call 530-898-6450.
- The WellCat Counseling Center provides short-term counseling at no cost to CSU Chico registered students and referrals to other providers and services. More information is available from the [Counseling Center website](#) or call 530-898-6345.

Community resources for all include Butte County services and Twelve Step Programs:

- [Alcoholics Anonymous \(AA\)](#) 24 Hour Hotline – (530)342-5756
- [Butte County Behavior Health – Substance Use Services](#)
- [Marijuana Anonymous](#)
- [Narcotics Anonymous \(NA\) – Chico Area](#)
- [Aegis](#) Detox & Treatment Services– (530)345-3491
- [Skyway House](#) – (530)898-8326

## Health Risks

Substance abuse can cause very serious health and behavioral problems, including short-and long-term effects upon both the body (physiological) and mind (psychological), as well as impairment of learning ability, memory, and performance. Chronic health problems may arise from long-term abuse, and acute, traumatic reactions may arise even from one-time or moderate use. In addition to the toxicity of specific drugs, mixing drugs can compound toxic effects.

Illegal, “counterfeit,” or “designer” drugs may be toxic, contaminated, or have impurities causing poisoning, and can be lethal. Acute health problems may include heart attack, stroke, and sudden death (even first-time use of cocaine or GHB). Long-term effects include heart and/or lung damage, high blood pressure, blood vessel leaks in brain, brain cell destruction, permanent memory loss, infertility, impotency, immune system impairment, kidney failure, and cirrhosis of the liver. Substance abuse is correlated with high-risk behavior that could lead to accidents and injury, increased risk of contracting a sexually transmitted infection, or unwanted pregnancy. Drugs and alcohol might also be used to incapacitate individuals resulting in sexual assault and other crimes.

Using alcohol or other drugs while pregnant can cause fetal damage, birth defects, miscarriage and infant death. Additional information on health risks of substance abuse can be found on the [National Institute of Drug Abuse website](#). Specific Information on the health risks of commonly abused drugs can be found [here](#).

## Federal Laws and Sanctions

Under Federal law, it is a felony offense to sell or intend to sell, manufacture, or distribute DEA scheduled drugs or mixtures containing them (e.g. cocaine, methamphetamines, heroin, Ecstasy, GHB, Ketamine, LSD, PCP, and so-called “designer drugs”, as well as “counterfeits” purported to be such drugs), or to traffic in marijuana or hashish. Depending upon the quantity of drugs involved, penalties for first offenses range from 5 years to life (20 years to life if death or serious injury involved) and fines up to \$10 million or more, and for second offenses from 10 years to life (life if death or serious injury involved) and fines up to \$20 million.

It is important to note that illegal trafficking in over-the-counter or prescription drugs (including anabolic steroids) which are listed as DEA Schedules II–V are included in the above penalties and fines. Those convicted of possession or distribution of controlled substances can be barred from receiving benefits of federal programs, including student grants and loans, contracts, ability to conduct teaching and research using controlled substances, and professional and commercial licenses; may be subject to forfeiture of property used in or traceable to illegal controlled substance transactions; and, if non-citizens, subject to deportation.

## California Laws and Sanctions

California law prohibits furnishing and selling alcoholic beverages to underage (younger than 21) or obviously intoxicated individuals. Underage persons may not buy alcoholic beverages or possess them on campus, in public, or in places open to public view; the penalties for violations of these laws may include substantial fines and jail. Alcohol may not be sold without a license or permit. State law also prohibits driving a motor vehicle under the influence (a blood alcohol level of .08 percent or higher creates a presumption of intoxication, but can be charged with lower blood alcohol levels); drinking or possessing an open container of alcohol while driving; and operating a bicycle while intoxicated. Drunk driving penalties include jail or prison, fines of \$1,000 or more, driver’s license suspension or revocation, and required drug/alcohol treatment programs. Refusing to submit to a test for blood alcohol can result in suspension of driver's license for up to 3 years. Sale or possession for sale of controlled substances such as cocaine, methamphetamines, heroin, Ecstasy, GHB, Ketamine, LSD, PCP, marijuana, and “designer drugs” is a felony with terms of 3 years or more; manufacture results in terms of 3 years or more; possession alone is punishable by up to 4 years in prison. Sentences are enhanced for previously convicted felons, for distribution within 1,000 feet of a school or University or within 100 feet of a recreational facility, and for distribution to a pregnant woman or to someone under 18 by one over 18. Property used in drug transactions can be seized.

Employees and students are also subject to city ordinances and to state and federal law. Arrest and prosecution for alleged violations of criminal law or city ordinances may result from the same incident for which the University imposes disciplinary sanctions.

*Questions concerning this notification and/or alcohol and other drug programs, interventions and University and/or CSU policies may be directed to Kait Utnehmer, WellCat Prevention Senior Program Coordinator, at 530-898-6450.*