



UNIVERSITY OF  
NEW ENGLAND

INNOVATION FOR A HEALTHIER PLANET

## UNIVERSITY OF NEW ENGLAND ALCOHOL AND OTHER DRUG POLICY

(July 22, 2016)

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The University of New England has adopted a public health philosophy regarding alcohol and other drugs. Policies, guidelines, judicial responses and systems of assistance have been framed to support that philosophy. UNE seeks to create a campus environment that promotes healthy, responsible living; affirms civility; and is consistent with federal and state law and institutional regulations governing behavior. The University provides clear statements of expectations to members of the community. The University is also committed to assisting those individuals exhibiting behaviors reflecting misuse or abuse of alcohol and other drugs through the availability of assessment and referral mechanisms. At the same time, it should be understood that being under the influence of drugs or alcohol will not be accepted as an excuse for violations of the University Student Conduct Code or Policies. For purposes of this policy, a student who is 21 years of age or older is considered “of age” and students under the age of 21 years is considered “under age.”

The University of New England does not permit, or condone the illicit or unauthorized possession (including empty alcohol containers), use, manufacturing, consumption, sale, or distribution of illicit drugs and/or alcohol by students or employees on University-owned or controlled property or as part of any University sponsored activity. Students are personally responsible for conforming their behavior to federal, state and local laws and the University's Alcohol and Drug Policy. The University respects students' privacy and autonomy and assumes that they will behave legally and responsibly. In keeping with the University's commitment to public health as related to alcohol and other drug use/abuse, when violations of law and/or policy come to the attention of University officials, appropriate disciplinary action will be taken, up to and including suspension or dismissal, and may include notification of parent or guardian. Such disciplinary action may include any of the sanctions defined under “Sanctions.” In addition these persons may be referred to proper law enforcement authorities for prosecution. All controlled substances and paraphernalia found or taken by University officials in their official capacity are turned over to the police department of jurisdiction. University Safety and Security Reports describing how the University came into possession of the materials are also provided to the police department of jurisdiction. These reports can be the basis of a summons to court or arrest of the student.

Any faculty, staff member or student employee engaged in activities supported by a federal grant or contract must report any criminal conviction related to possession or use of a controlled substance in the workplace, to the Office of Human Resources of the University of New England within five (5) calendar days of conviction. The term "conviction" means a finding of guilt (including a plea of nolo contendere) and/or imposition of a sentence by any judicial body charged with the responsibility to determine violations of federal or state criminal drug statutes. The University is obligated

to notify the appropriate federal contracting agency within ten (10) days of receipt of notice of an employee's conviction.

#### **A. University Alcohol Policy**

*(Under review June 2016. For complete revisions see Student Handbook online at <http://www.une.edu/studentlife/handbook>)*

All University alcohol regulations are applicable to all University Students and their visitors.

- 1) Intoxication will not be accepted as a defense or an excuse for not abiding by federal, state or local laws and University regulations or guidelines.
- 2) Intoxication which interferes with or disrupts the campus life of others, or necessitates staff intervention or medical attention (as determined by a University official) is prohibited.
- 3) Intoxication of underage students is prohibited.
- 4) Alcohol will not be served at events deemed high risk for injury or liability.
- 5) Common source containers of alcohol such as kegs, "beer balls", or punch bowls, are only permitted at approved events and on licensed premises. Alcohol-filled fruit, beer-funnels, or other devices designed to promote binge consumption are not permitted at any time.
- 6) Drinking games, involving the presence or consumption of alcoholic beverages, are prohibited. Drinking games are considered to be those activities which although perhaps designed for another purpose, are frequently used in the consumption of alcohol and will be referred through the judicial process.
- 7) Social events at which alcohol is served or made available to students who are of age, whether occurring on University property, off-campus or at events sponsored by recognized University groups or organizations, must adhere to the following:
  - a) All student-sponsored events must be registered at least twenty-one (21) calendar days in advance with the Director of Student Engagement (Biddeford Campus-BC) or the Coordinator of Student Life or the Assistant Dean of Students (Portland Campus-PC).
  - b) No student events in the residence halls may have alcohol available.
  - c) Alcoholic beverages may not be a focus of a registered event. Advertising of any event, on or off campus, may not imply that a focus of the event is the consumption of alcohol. All advertising must be approved by the Director of Student Engagement (BC) or the Assistant Dean of Students or the Coordinator of Student Life (PC). Advertising will not portray drinking as contributing to personal, academic, or social success of students and will not associate beverage alcohol with increased sexual prowess, athletic ability, or with the performance of tasks requiring skill or skilled reactions such as the operation of a motor vehicle.
  - d) Registered events must provide equally accessible non-alcoholic beverages and food, while the alcoholic beverages are being served or available.
  - e) Only persons who are of legal drinking age and provide appropriate forms of ID may purchase and/or consume alcohol. Appropriate forms of ID include a valid driver's license or a passport. If there is any question about the authenticity of the license/ID, the liquor license holder may refuse a sale. Individuals may be required to wear an identifying wristband (wristbands are non-transferrable), or other device during the event.
  - f) Only alcohol purchased or distributed by licensed persons may be consumed or

- possessed in sanctioned service area at an approved event. State law prohibits individuals from bringing their own alcoholic beverages into this area.
- g) Serving alcoholic beverages to an obviously inebriated person is prohibited and unlawful. Each of age person may only purchase one alcoholic beverage at a time.
  - h) Sponsors of events are responsible for compliance with University policies, for cleanup, and damages.
  - i) Signs and promotional items (such as t-shirts, mugs, etc.) which advertise products containing alcohol are not permitted.
  - j) Visibly intoxicated students/guests will not be permitted to enter an event and/or will be removed from an event once identified.
  - k) Student organization funds may not be used for the purchase of alcohol.
  - l) Alcohol served at registered campus events may not be taken from the premises, as defined by the lawfully posted and controlling Maine State liquor license, where it is served.
- 8) Alcoholic beverages may not be consumed on campus outdoors, unless served at an event sanctioned by the University and licensed by the Maine State Liquor Commission for the dispensing and consumption of alcoholic beverages. The consumption of alcohol or the possession of an open alcohol container is prohibited in all public places.
  - 9) Alcohol may not be given as a prize or promotion for contests, raffles, games, scavenger hunts, or other such activities.
  - 10) Consumption of alcoholic beverages is prohibited during University sponsored activities requiring coordination and good judgment for safety, such as water related activities, hiking trips, etc.
  - 11) Alcohol may not be consumed or possessed by groups or individuals in University vehicles or any University public area, including but not limited to: classrooms, laboratories, restrooms, offices, library, cafeteria, Health Centers, Campus Center, lobbies and reception areas, or at a University sponsored event off campus unless an event is registered and approved for that location and complies with all University rules and regulations.
  - 12) Underage students and/or guests may not consume, be in possession of, or be in the presence of alcoholic beverages on University property or at University-sponsored events. Underage students may be in the presence of alcoholic beverages only if an event is located in an officially licensed space.
  - 13) Providing alcohol to students or guests under the age of twenty-one (21) or a place for these individuals to consume alcohol is expressly prohibited.
  - 14) Students shall not force or deceive another to consume alcohol or drugs, or conspire to force or deceive another to consume alcohol or drugs, or knowing of such deception or force, fail to take direct action to stop the incident.
  - 15) Students shall not serve or provide alcohol or drugs to another who is visibly intoxicated or under the influence of alcohol or drugs.
  - 16) Alcoholic beverages may not be discounted in price at any University-sponsored event.

### **Specific to Residence Halls:**

#### *General Policies*

- 17) Open alcohol containers are not permitted in common areas including but not limited to hallways, lounges, bathrooms, stairwells or any other common areas.
- 18) Displays that contain content regarding alcohol may not be placed in areas of public view, such as room/suite windows facing out and room/suite door exteriors. This

includes but is not limited to neon signs and posters. All decisions about public view compliance rest with the Housing and Residence/Commuter Life Professional Staff or designee.

- 19) Alcohol containers, full or empty, may not be used for decorative or display purposes nor be stored in the rooms or suites of underage residents.
- 20) Alcohol may be possessed or consumed by students who are "of age" (or older) in an "of age" student's room/suite only. There can be one (1) open container per "of age" person in the room.
- 21) "Of age" students may not possess in his/her room/suite more than twelve 12oz coolers, malt beverages, or beers; **or** two 750 ml. bottles of wine; **or** one liter of hard alcohol (up to 80 proof or 40% alcohol by volume (ABV)) per "of age" individual.
- 22) Students, or their guests, under the age of twenty-one (21) may not be in the presence of alcohol in a residence hall room/suite.
- 23) If "of age" student(s) are living with "under age" roommate(s), the "under age" roommate(s) may be present where there are open containers, but no other "under age" students may be present.
- 24) "Under age" students may not consume alcohol or be in possession of alcohol.
- 25) If "of age" student(s) are living with "under age" roommates, they may store a reasonable amount of alcohol (defined above in #21) in his/her personal bedroom refrigerator.

#### **B. UNE Illegal Drug Policy**

- 1) Students shall not possess, make, grow, furnish, sell, trade or conduct any other form of transaction of any illegal drug or possess, use, sell, manufacture or advertise drug paraphernalia. Paraphernalia is defined as all items created for the express purpose of using illegal drugs or as items, which although designed for another purpose, are frequently used in the consumption of illegal drugs.
- 2) Being under the influence of any illegal drug will not be accepted as a defense or an excuse for not abiding by federal, state or local laws and the University Student Conduct Code, Policies, or guidelines.
- 3) The presence of smoke or other types of residue, including but not limited to seeds, stems, strong odor as determined by a University official, from illegal drugs provides justifiable grounds for disciplinary action.
- 4) Displays that contain content regarding drugs may not be placed in areas of public view, such as room windows facing out and room door exteriors. This includes but is not limited to neon signs, posters, and empty container displays. All decisions about public view compliance rest with the Housing and Residence/Commuter Life Professional Staff or designee.

#### **C. Controlled Substance Policy**

- 1) No person under eighteen (18) years of age shall purchase, possess, or use any tobacco product, including chewing tobacco and its residue, on University property or at any University-sponsored event.
- 2) Any person who is not a licensed pharmacist in a registered pharmacy is prohibited from manufacturing, compounding, dispensing, selling, offering for sale, or having in possession any prescription drug provided that this policy shall not prevent persons from possessing prescription drugs dispensed to them pursuant to a lawful prescription(s).
- 3) Students may not possess on campus any substance, such as bath salts, Salvia, or

K-Spice, which although not designed or sold for human consumption is often misused in this manner.

All drugs are subject to side effects, some of which may be immediately life threatening. Many prescription drugs, when combined with alcohol or other substances, may lead to harmful or fatal effects. Prescription drugs are dispensed within stringent guidelines for treatment, prevention, and monitoring of an individual's specific condition. Attention to possible side effects is part of the educational and healing process. Prescription drugs are not to be shared even with those known to be on a similar prescription. Ramifications can be detrimental, as they may alter conditions leading to improper testing and/or treatment and could therefore be life-threatening.

#### **D. University's Relationship to Students**

In regard to alcohol and other drug use, the University realizes that students are adults who are ultimately responsible for their own behavior. Failure to comply with the University Alcohol and Drug Policy will result in appropriate actions and/or disciplinary sanctions, including reporting to appropriate law enforcement authorities.

Consumption of alcohol or other controlled substances can create circumstances where an individual may need medical or other assistance. Whenever possible, the university will respond educationally rather than punitively to the illegal use of drugs and/or alcohol by a student in need of emergency assistance or a student seeking assistance for a peer.