Alcohol and Drug Policies

I. Introduction
The goal of the Loyola Marymount University Policy on Alcohol and other Drugs is to create an environment in which the responsible use of alcohol is taught and promoted for individuals over the age of 21 who choose to lawfully drink or provide alcoholic beverages to other adults. The misuse of alcohol and the use of illicit drugs are discouraged and disciplined. This goal can be achieved by campus-wide involvement in comprehensive and on-going alcohol and drug education and the enforcement of the following guidelines.

II. Health Effects
A. Drug Type - Acute Effects/Health Risks (as found on the National Institute on Drug Abuse website: www.drugabuse.gov)

1. Alcohol – drowsiness, slurred speech, nausea, emotional volatility, loss of coordination, visual distortions, impaired memory, sexual dysfunction, loss of consciousness, increased risk of injuries, violence, fetal damage (in pregnant women), depression, neurological deficits, hypertension, liver and heart disease, obesity, addiction, fatal overdose.

2. Amphetamines/Methamphetamines – increased heart rate, blood pressure, body temperature and metabolism, tremors, reduced appetite, irritability, anxiety, panic, paranoia, violent behavior, psychosis, weight loss, insomnia, severe dental problems, cardiac and cardiovascular complications, stroke, seizures, addiction.

3. Cocaine – increased heart rate, blood pressure, body temperature and metabolism, tremors, reduced appetite, irritability, anxiety, panic, paranoia, violent behavior, psychosis, nasal damage, weight loss, insomnia, cardiac or cardiovascular complications, stroke, seizures, addiction.

4. Dissociative Drugs (Ketamine, PCP, Salvia divinorum, DXM) – impaired motor function, anxiety, tremors, numbness, memory loss, nausea, analgesia, delirium, respiratory depression and arrest, psychosis, aggression, violence, slurred speech, hallucinations, dizziness, distorted visual perceptions, death.

5. Flunitrazepam – sedation, confusion, memory loss, dizziness, impaired coordination, addiction.

6. GHB – drowsiness, nausea, headache, disorientation, loss of coordination, memory loss, unconsciousness, seizures, coma.

7. Hallucinogens (LSD, mescaline, psilocybin) – hallucinations, nausea, increased body temperature, heart rate and blood pressure, loss of appetite, sweating, sleeplessness, numbness, dizziness, weakness, tremors, impulsive behavior, rapid shifts in emotion, flashbacks, hallucinogen Persisting Perception Disorder, nervousness, paranoia, panic.

8. Heroin/Opium – drowsiness, impaired coordination, dizziness, confusion, nausea,
sedation, feelings of heaviness in the body, slowed or arrested breathing, constipation, endocarditis, hepatitis, HIV, addiction, fatal overdose.

9. **Inhalants** – loss of inhibition, headache, nausea or vomiting, slurred speech, loss of motor coordination, wheezing, cramps, muscle weakness, depression, memory impairment, damage to cardiovascular and nervous systems, unconsciousness, sudden death.

10. **Marijuana/Hashish** – slowed reaction time, distorted sensory perception, impaired balance and coordination, increased heart rate and appetite, impaired learning and memory, anxiety, panic attacks, psychosis, cough, frequent respiratory infections, possible mental health decline, addiction.

11. **MDMA** – lowered inhibition, anxiety, chills, sweating, teeth clenching, muscle cramping, sleep disturbances, depression, impaired memory, hyperthermia, addiction.

12. **Nicotine** – increased blood pressure and heart rate, chronic lung disease, cardiovascular disease, stroke, cancers of the mouth, pharynx, larynx, esophagus, stomach, pancreas, cervix, kidney, bladder, and acute myeloid leukemia, adverse pregnancy outcomes, addiction.

### III. Federal Laws

#### A. Possession of Illicit Drugs

1. Federal laws prohibit illegal possession of controlled substances.
   
   a. First offense: prison sentences up to one year and a minimum fine of $1,000.
   
   b. Second offense: prison sentences up to two years and fined a minimum of $2,500.
   
   c. Third offense: prison sentences up to three years and fined a minimum of $5,000.
   
   d. Special sentencing provisions apply for possession of flunitrazepam, including imprisonment of three years as well as the fine schedule referenced above.

#### B. Trafficking of Illicit Drugs

1. Under federal law, the manufacture, distribution, dispensation, or possession with intent to manufacture, distribute or dispense of all Schedule I and II illicit drugs (e.g., cocaine, ecgonine, methamphetamines, heroin, PCP, LSD, Fentanyl, and all mixtures containing such substances) is a felony.
   
   a. First offense: (dependent upon the amount and type of substance) prison sentences of five years to 40 years (20 years to life if death or serious bodily injury is involved) and fines of up to $5,000,000 for offenses by individuals ($25,000,000 for other than individuals).

2. Federal law also prohibits trafficking in marijuana, hashish and mixtures containing such substances.
   
   a. First offense: prison sentence up to five years and fines of up to $250,000 for offenses by individuals ($1,000,000 for other than individuals). Penalties vary depending upon the quantity of drugs involved.
   
   b. Second offense: prison sentence up to ten years (not less than life if death or serious injury is involved), and fines of up to $500,000 for offenses by individuals.
3. The illegal trafficking of medically useful drugs (e.g., prescription and over-the-counter drugs) is illegal.
   a. First offense: prison sentence up to five years and fines of up to $250,000 for offenses by individuals ($1,000,000 for other than individual).
   b. Second offense: prison sentence up to ten years and fines of up to $500,000 for offenses by individuals ($2,000,000 for other than individuals).

IV. State of California Law

A. Alcohol

1. It is a crime to sell, furnish or give alcoholic beverages to a person under age 21 or to any obviously intoxicated person (California Business & Professions Code 25658 & 25602).
2. It is a crime for a person under the age of 21 to purchase or possess alcoholic beverages (California Business & Professions Code 25658 & 25662).
3. It is a crime to sell alcohol without a valid liquor license or permit (California Business & Professions Code 23301).
4. It is a crime for any person to drink while driving, to have an open container of alcohol in a moving vehicle or to drive under the influence of alcohol (California Vehicle Code 23220, 23222 & 23152).
5. It is a crime to be intoxicated in a public place (California Penal Code 647(f))
6. Intoxication is presumed at blood levels of .08% or higher (California Vehicle Code 23152).

B. Penalties for Drunk Driving Offenses

1. First offense: fines up to $2,600, imprisonment up to six months, driver’s license suspension up to ten months and interlock ignition device required in some counties.
2. Second offense: fines up to $2,800, imprisonment up to one year, driver’s license suspension up to two years and interlock ignition device required.
3. Third offense: fines up to $18,000, imprisonment up to one year driver’s license suspension up to three years and interlock ignition device required.
4. Refusal to submit to a blood alcohol content test: driving privileges are suspended for one year, for two years if there is a prior offense within 10 years and for three years with three or more offenses within 10 years.
5. Drivers under the age of 21 found with any measurable amount of blood alcohol (.01% or more) will have their driver’s license suspended for one year. If the driver does not have a license, there will be a one-year delay in obtaining one.

C. Illicit Drugs

1. Under California law, first offenses involving the sale or possession for sale of amphetamines, barbiturates, codeine, cocaine, Demerol, heroin, LSD, mescaline, methadone, methamphetamine, morphine, PCP, peyote, Quaalude, psilocybin
and marijuana (among others) are felonies carrying prison terms of up to five years (California Health & Safety Code 11054, 11055 & 11351).

2. Penalties are more severe for offenses involving heroin, cocaine, cocaine base, or any analog of these substances and occurred upon the grounds of, or within, a church or synagogue, a playground, a public or private youth center, a child day care facility, or a public swimming pool, during hours in which the facility is open for business, classes, or school-related programs, or at any time minors are using the facility (California Health & Safety Code 11353.1).

3. It is unlawful to possess any device, contrivance, instrument, or paraphernalia use for unlawfully injecting or smoking a controlled substance from Section IV, Letter C, Number 1 (California Health & Safety Code 11364).

4. Personal property may be seized if it contains drugs or was used in a drug manufacture, distribution, dispensation or transaction (California Health & Safety Code 11470).

5. The illegal possession of most of the above-mentioned drugs may be felonies or misdemeanors depending upon amounts involved.

6. The California Legislature declares that the dispensing and furnishing of prescription drugs, controlled substances and dangerous drugs or dangerous devices without a license poses a significant threat to the health, safety and welfare of all persons residing in the state and shall be guilty of a crime (California Health & Safety Code 11352.1).

V. University Regulations Governing the Use of Alcohol

The LMU Alcohol Policy adheres to the laws of the State of California regarding the purchase, sale, furnishing and consumption of alcohol. Intoxication and/or alcohol abuse is not permissible as an excuse for unlawful behavior or misconduct. Providing false information and/or identification to consume alcohol is subject to disciplinary action as outlined in the Student Conduct Code. The policy acknowledges the fact that persons over the age of 21 may purchase and consume alcoholic beverages. Those who fall in this category are responsible for setting a positive example to all minors by discouraging alcohol-related behavior that is abusive to oneself or to others.

The University expects all members of the campus community to conduct themselves in an appropriate manner and encourages the adoption of a mature attitude towards the use of alcohol. It is the position of the University that drunkenness and public intoxication are unacceptable and that those who violate the norm of temperate drinking will be subject to disciplinary sanctions. Accordingly, each person assumes full personal responsibility and will face disciplinary proceedings for any of their actions or the actions of their Guests that violate any University policy.

A. Alcohol at Student Organization-Sponsored Events — Regulations regarding Student Organization-Sponsored Events on University property

The following policy applies to all organizations wishing to provide alcoholic beverages at on-campus events.
1. Prior to the Event
   a. Student events involving alcohol must be approved by Student Leadership & Development and Sodexo.
   b. All event publicity may be reviewed by Student Leadership & Development, at their request, and must be in accordance with the Alcohol Advertising policy found in Student Leadership & Development (http://studentaffairs.lmu.edu/media/lmustudentaffairs/activitiesservice/sld/37.%20Alcohol%20Advertising%20Policy%202013-14.pdf).
   c. Sodexo is the sole provider of alcohol for all student events. A Sodexo bartender must be hired for the event to serve alcohol and check ID’s. An alcohol license is required and must be obtained through Sodexo a minimum of 14 days prior to the event.
   d. Hard liquor is not permitted.
   e. Sodexo will determine the appropriate amount of alcohol needed for the event.
   f. The event may only be a cash bar.
   g. Donated alcohol is not permitted.
2. General Event Guidelines
   a. Non-alcoholic beverages and substantial food must be provided. The amount is to be determined by Sodexo.
   b. Only one drink per person may be served at one time.
   c. Last call for alcohol at an event is one hour prior to the scheduled end time.
   d. There is a minimum charge for a cash bar. If sales exceed the minimum cost determined by Sodexo the fee will be waived.
   e. Alcohol may not be served at events where new member recruitment is the primary focus.
   f. Alcohol must be served in a controlled area when Students under 21 are present.
   g. LMU Students wishing to consume alcohol must be 21 or over and present a valid state issued ID.
   h. Construction of apparatuses for and/or use of apparatuses for drinking games are prohibited.
3. Event Advisors and Security
   a. The organization advisor or designee must be present for the entire event.
   b. LMU Students of legal drinking age are required to wear wristbands during the event. Student Leadership & Development will provide the wristbands.
   c. Public Safety officers may be required for events where alcohol is served. The sponsoring group is responsible for the cost, and Public Safety and Student Leadership & Development will determine the number of officers required.

B. Regulations within Student Housing Facilities
1. In accordance with California law, Students under the legal age are not allowed to
consume or possess alcohol. In accordance with University policy, Students under the legal age and their Guests are not allowed to consume or be in the presence of alcohol.

2. Alcohol may be consumed or possessed by those Students of legal age (21 years of age) only inside private living units with the door closed and not with underage persons (other than a roommate/suitemate) present.

3. Delivery of alcohol by retail or wholesale distributors to a student housing facility is prohibited.

4. Kegs, party balls or other such containers not designed for individual consumption are strictly prohibited.

5. Construction and/or use of drinking game playing surfaces (e.g. beer pong tables) is prohibited.

6. All alcoholic beverages transported on campus and within the living areas must be sealed and carried in a concealed fashion (in covered, nontransparent packages).

7. Students are responsible for any activity, including, but not limited to, underage possession and/or use of alcohol and possession and/or use of drugs and drug paraphernalia, that occurs in their University residence whether or not they are present at the time of the subject activity.

C. Parties in Living Areas

1. Social gatherings/parties with more than eight people (including residents) in residence halls or more than 16 people (including residents) in apartments/houses are prohibited.

2. In accordance with California law requiring Students to be 21 years of age to possess or consume alcohol, parties with alcohol will not be permitted if they involve anyone under the legal drinking age of 21.

3. The following regulations are applicable in party situations:
   a. Parties are prohibited on days preceding class days.
   b. Parties must end, with no Guests remaining, by 12:30 a.m.
   c. If alcohol is served or consumed, all guests and containers must remain inside the room/apartment with the door closed.
   d. If alcohol is served or consumed, non-alcoholic beverages and substantial food must be provided.
   e. A plan for monitoring and preventing over-consumption of alcohol must be presented.
   f. Any party that is unauthorized or in violation of University policies will be shut down by a member of the Residence Life Staff and Public Safety. The hosts and guests will also be subject to disciplinary action.
   g. Parties will not be permitted in off-campus housing facilities.
   h. Alcohol is not permitted in rooms and apartments where no residents are 21 years of age.
   i. Underage Guests are not permitted at parties where alcohol is served.
   j. Students under the legal age are not permitted in the presence of alcohol.
D. Regulations Regarding Athletic Events

1. Alcoholic beverages may not be sold, distributed or consumed during intercollegiate athletics, intramural sports or club sport events sponsored on campus. Violators may lose the privilege of participating in or attending athletics events and will also be subject to disciplinary action.

2. Student athletes traveling for the purpose of competition are expected to abide by all University policies including, without limitation, Athletics Department policies, federal, state and local regulations.

E. Policy Regarding Alcohol Shipped to the University

Students, including those of legal drinking age, are not permitted to receive alcohol at the University through the mail or parcel delivery service (e.g. UPS, FedEx). The LMU Distribution Center will return any packages that indicates contents that include alcohol or various other alcohol-related products.

VI. Disciplinary Action For Alcohol

Violation of the Alcohol Policy will result in the initiation of disciplinary action for such violation(s) under the Student Conduct Code. Charges for violating the Alcohol Policy will be initiated against Students who violate other University rules and regulations while under the influence of alcohol, along with all other applicable charges. The outcome of the disciplinary action will result in appropriate sanctions. Sanctions will vary depending on the nature of the offense.

A. The following examples of possible sanctions are not exclusive and may also include, but are not limited to: attending and/or sponsoring alcohol education programs, writing research papers, restitution, community service, fines, removal from University housing, limiting access to living areas, suspension or dismissal from the University. When warranted, students will be referred for more intensive alcohol and/or substance abuse education.

B. The University’s disposition of individual cases does not preclude criminal prosecution in accordance with federal and/or state law.

C. All administrative or judicial action is subject to appeal in accordance with the procedures outlined in the Student Conduct Code.

The following are possible sanctions which may result from a failure to follow the Alcohol Policy.

1. Underage Students in the presence of alcohol.
   a. First offense: disciplinary warning, parental notification, alcohol education program.
   b. Second offense: parental notification, alcohol education program, monetary fine.

2. Underage possession and/or consumption of alcohol or open container of alcohol in public area or unconcealed transportation of alcohol.
a. First offense: disposal of alcohol, disciplinary warning, parental notification, alcohol education program, monetary fine.
b. Second offense: disposal of alcohol, parental notification, alcohol education program, monetary fine, probation.

3. Use of false identification to secure alcohol.
   a. First offense: disposal of alcohol, confiscation of false ID, parental notification, monetary fine, probation.
   b. Second offense: disposal of alcohol, confiscation of false ID, parental notification, alcohol education program, monetary fine, probation, removal from University housing.

4. Furnishing and transporting alcohol for a minor.
   a. First offense: disposal of alcohol, disciplinary warning, alcohol education program, monetary fine.
   b. Second offense: disposal of alcohol, monetary fine, probation, removal from University housing.

5. Possession of a common source of alcohol (including, but not limited to, keg, party ball, etc.)
   a. First offense: confiscation of alcohol, parental notification, monetary fine per person involved, probation, removal from University housing.
   b. Second offense: disposal of alcohol, parental notification, monetary fine per person involved, removal from University housing, suspension from the University.

6. Use of alcohol resulting in involuntary, erratic or abusive behavior (including vandalism).
   a. First offense: parental notification, alcohol education program, monetary fine, restitution, probation.
   b. Second offense: parental notification, monetary fine, restitution, probation, removal from University housing, suspension from the University.

VII. Illicit Drugs

A. Individuals involved in the sale, distribution or transfer of illegal drugs, are subject to suspension or dismissal from the University per the Student Conduct Code.

B. In cases involving use, possession, actions under the influence, or in the presence of illicit drugs and/or drug related materials, or misuse of prescription drugs, sanctions may include disciplinary and/or housing probation, drug testing, monetary fines, parental notification, educational programs, removal from University housing, and/or suspension from the University. Subsequent violations may result in dismissal from the University.

C. The University reserves the right to remove a Student from University housing if that Student is involved in the use or possession of a controlled substance or paraphernalia at anytime during the academic year.

D. In accordance with federal law and University regulations, possession and/or use of medical marijuana is prohibited.
E. The distribution and/or trafficking of prescription drugs is prohibited. Both the distributor(s) and the distributee(s) will be subject to disciplinary action.

F. All administrative or judicial action is subject to appeal in accordance with the procedures outlined in the Student Conduct Code.

G. The University’s disposition of individual cases does not preclude criminal prosecution in accordance with federal and/or state law. The University reserves the right to refer cases to federal, state and/or local authorities.

VIII. Disciplinary Action for Illicit Drugs

Violation of the Drug Policy will result in the initiation of disciplinary action for the subject violation in accordance with the Student Conduct Code. Charges of violating the Drug Policy will be initiated against Students who violate other University rules and regulations while under the influence of drugs, along with other charges. The outcome of the disciplinary action will result in appropriate sanctions. Sanctions will vary depending on the nature of the offense.

A. The following examples of possible sanctions are not inclusive and may also include, but are not limited to: attending and/or sponsoring drug education programs, writing research papers, restitution, community work projects, fines, removal from University housing, limiting access to living areas, suspension or dismissal from the University. When warranted, students will be referred for more intensive drug usage related treatment.

B. The University’s disposition of individual cases does not preclude criminal prosecution in accordance with federal and/or state law.

C. All administrative or judicial action is subject to appeal in accordance with the procedures outlined in the Student Conduct Code.

The following are possible sanctions which may result from a failure to follow the Drug Policy.

1. In the presence of illegal drugs.
   a. First offense: disciplinary warning, parental notification, drug education program, probation, suspension from the University.
   b. Second offense: parental notification, drug education program, monetary fine, probation, suspension or dismissal from the University.

2. Possession and/or consumption of marijuana.
   a. First offense: disposal of marijuana, parental notification, drug education program, monetary fine, probation, drug testing.
   b. Second offense: disposal of marijuana, parental notification, drug education program, monetary fine, probation, drug testing, removal from University housing, suspension from the University.

3. Possession and/or consumption of illegal drugs.
   a. First offense: disposal of illegal drugs, parental notification, drug education
program, monetary fine, probation, drug testing, removal from University housing, suspension from the University.

b. Second offense: suspension or dismissal from the University.


a. First offense: confiscation of prescription drugs, parental notification, drug education program, monetary fine, probation, removal from University housing, suspension from the University.

b. Second offense: parental notification, drug education program, monetary fine, probation, removal from University housing, suspension or dismissal from the University.

5. Trafficking marijuana and/or illegal or prescription drugs.

a. First offense: dismissal from the University.

IX. Referral Information

Student Psychological Services will assist Students with issues regarding alcohol and other drugs. Therapists are able to refer students to community treatment centers and support groups.

A. The following resources are provided by the University and available on campus to all students.

1. Alcoholics Anonymous – During the academic year, a member of the recovery community in Los Angeles hosts a meeting open to all members of the LMU community. At times, Students have also conducted a weekly Alcoholics Anonymous meeting with the sponsorship of the Department of Judicial Affairs.

2. Al-Anon – During the academic year, the Health Center and the Department of Judicial Affairs jointly sponsor a weekly meeting open to all LMU community members and focuses on the fellowship of relatives and friends of alcoholics.

3. Choice Theory – A three-session, weekly meeting in which a CAADAC-(California Association of Alcoholism & Drug Abuse Counselors) certified instructor discusses Reality Therapy, Choice Theory and the impact that choices/decisions can have on a Student’s University experience.

X. Redefinition

The University has the right to waive and/or redefine any of the above stipulations as they relate to a specific individual, group or organization.