

POLICY ON COMPLIANCE WITH THE DRUG-FREE SCHOOLS AND COMMUNITIES ACT OF 1989

AD-CO-PO-004

POLICY SCOPE

OLLU Faculty, Staff, & Students

POLICY

OLLU promotes an environment to prevent the use of illegal drugs and the abuse of alcohol by students and employees. In accordance with Texas State Law, OLLU does not permit the purchase, possession, use, sale, or consumption of alcohol by persons under 21 years of age. The OLLU University Police Department is responsible for the enforcement of state underage drinking laws. Federal law, state law, and University policy prohibit the possession, use, sale, manufacture, or distribution of any illegal drugs. The OLLU Police Department is responsible for the enforcement of both State and Federal drug laws. The OLLU Student Handbook and the Employee Handbook contain descriptions of additional community and employee standards pertaining to drugs and alcohol as well as sanctions for violations of policies and standards. A range of sanctions for student incidents include: fines, community retribution, substance abuse assessment(s) and counseling, loss of on-campus housing privilege, University probation, co-curricular suspension, expulsion and referrals for prosecution. Final decisions about sanctions will depend on the nature of each individual incident. Disciplinary sanctions for employees who violate policies can range from a warning to immediate discharge.

OLLU is committed to complying with the Drug-Free Schools and Communities Act of 1989, which requires OLLU to notify students and employees annually of certain information. This information includes: the standards of conduct related to illicit drugs and alcohol; a list of applicable sanctions under federal, state, or local laws stemming from violations related to illicit drugs and alcohol; a description of the health risks associated with the abuse of alcohol or use of illicit drugs; a list of drug and alcohol programs (counseling, treatment, rehabilitation, and re-entry) that are available; a clear statement that the

- **Section 106.03**, Texas Alcoholic Beverage Code, provides that the penalty for selling alcohol to a minor is a Class A misdemeanor.
- **Section 106.06**, Texas Alcoholic Beverage Code, provides that the penalty for purchasing alcohol for a minor or giving or making available an alcoholic beverage to a minor is a Class A misdemeanor.
- **Sections 106.07, 106.071, and 106.115**, Texas Alcoholic Beverage Code, provide that the penalty for misrepresentation of age by a minor to a person selling or serving alcoholic beverages is punishable as a Class C misdemeanor and attendance at an alcohol awareness program, and where the offender is a minor previously convicted twice for alcohol-related offenses, a fine of not less than \$250 or more than \$2000; confinement in jail for a term not to exceed 180 days; or both fine and imprisonment; community service of 8 to 40 hours; suspension of Texas Driver's License for 30 to 180 days and attendance at an alcohol awareness program.
- **Section 106.06**, Texas Alcoholic Beverage Code, provides that the penalty for purchasing alcohol for a minor or giving or making available an alcoholic beverage to a minor is a Class A misdemeanor.
- **Section 49.02**, Texas Penal Code, provides that the offense of public intoxication where a person appears in a public place while