

A federal mandate requires that the following Alcohol and Drug Policy be distributed to all Benedictine University employees and students.

I. Introduction

The University Alcohol and Drug Policy, like other standards of conduct applicable to the University community, is intended to further the educational mission of Benedictine University. The University is committed to fostering an environment that promotes the acquisition of knowledge and nurtures the growth of the individual. Each member of our community is responsible for his or her own actions and is expected to respect the rights of others to participate in the academic and social life of the University. The following alcohol and drug policy, with its emphasis on individual and shared responsibility, healthy and informed decision-making, maintaining a caring environment, and promotion of genuine dialogue, is adopted in this spirit.

This 2008 Alcohol and Drug Policy supersedes and replaces any previous Alcohol and Drug Policy.

II. Standards of Conduct

***Drugs* [See Summary of Controlled Substance Statutes in V. Appendix]**

Benedictine University prohibits the unlawful manufacture, distribution, dispensation, sale, possession or use of any drug by any of its students, employees in its workplace, on the premises or as any part of its activities. This policy is intended to supplement and not limit the provisions of the University's Drug-Free Workplace Policy.

***Alcohol* [See Summary of Alcohol Statutes in V. Appendix]**

A. General Rules Governing the Use of Alcohol

Benedictine University seeks to encourage and sustain an academic environment that respects individual freedom and promotes the health, safety and welfare of all members of its community. In keeping with these objectives, the University has established the following policy governing the possession, sale and consumption of alcohol beverages by members of the University community which conform to the laws of the State of Illinois. Benedictine University's alcohol policy and programs are intended to encourage its members to make responsible decisions about the use of alcoholic beverages, and promote safe, legal and healthy patterns of social interaction.

1. Benedictine University prohibits:
 - The sale and/or distribution of alcoholic beverages unless the alcohol is provided and served by licensed Sodexo Food Services staff.
 - The possession and/or consumption of alcoholic beverages by persons under the age of twenty-one on property owned or controlled by the University or as part of any University activity.
 - The intentional and knowingly selling, or intentional and knowingly furnishing (as described by Illinois law) of alcoholic beverages to persons under the age of twenty-one or to persons obviously inebriated on property owned or controlled by the University or as part of any University activity. Illinois law currently defines “furnish” as “to supply, give, or provide to, or allow a minor to possess on premises or property owned or controlled by the person charged.”
 - The consumption of alcoholic beverages by all University students and employees so as to adversely affect academic or job performance and/or endanger the physical well-being of other persons and/or oneself, and/or which leads to damage of property.
 - The possession, sale, distribution, promotion or consumption of an alcoholic beverage in a manner that constitutes a violation of federal, state or local law, including the sale, directly or indirectly, of any alcoholic beverages at a premise of by an entity not licensed for such sales on property owned or controlled by the University or as part of any University activity.
 - The possession, sale, distribution, promotion or consumption of alcoholic beverages at any student organization sponsored event or activity, with the exception of the Coal Ben facility.
2. Benedictine University permits the lawful keeping and consumption, in moderation, of alcoholic beverages on its property or property under its control by persons of legal drinking age (21 years or older).
3. In cases of intoxication and/or alcohol poisoning, the primary concern is the health and safety of the individual(s) involved. Individuals are strongly encouraged to call for medical assistance for themselves or for a friend/acquaintance who is dangerously intoxicated. Students seeking medical treatment for an alcohol or other drug-related overdose will not be subject to University discipline for the sole violation of using or possessing alcohol or drugs. This policy shall extend to another student seeking help for the intoxicated student.
4. Registering an event where alcohol will be served requires that the event host complete the form [..\Forms\Benedictine Sponsored Alcohol Event Registration Form\Benedictine Sponsored Alcohol](#)

[Event Registration Form.doc](#). This form must be completed and turned in to the Executive Director of Operations (30) days prior to the event.

5. Upon approval of the form [..\Forms\Benedictine Sponsored Alcohol Event Registration Form.doc](#), the Provost, Executive Vice President, Deans, and heads of administrative and residential units have the authority and responsibility to govern the use of alcohol in areas they control, both indoors and out, and to approve or disapprove of plans designed to ensure that (at events where alcohol will be served in such areas) only legal age individuals will have access to such alcohol. Further, those hosting such events must take reasonable steps to ensure that the acquisition, distribution and consumption of alcohol otherwise complies with applicable laws and University policies.
6. At any event where alcohol is served, sufficient quantities of non-alcoholic beverages must also be available to guests.
7. Consistent with Illinois law, advertisements of social events shall not promote nor describe the availability of alcoholic beverages nor promote the consumption of alcohol by minors.
8. Ordinarily, consumption of alcoholic beverages in outdoor public areas such as walkways, building steps and porches, unenclosed patios, green spaces, and the like is not permitted regardless of the age of the drinker, with the exception of the Coal Ben facility. However, the Executive Vice President may grant exceptions to this guideline on an event-by-event basis. Exceptions will be granted only for those events where an overwhelming majority of those reasonably expected to attend an event are of legal drinking age. Events for which exceptions have been granted must be limited to areas that are clearly demarcated and in which it is possible to exercise adequate control of access to and consumption of alcohol.
9. Kegs of any amount of beer are not allowed in any University-managed undergraduate residence.

B. Rules Governing Alcohol Use in Residential Halls and Founders Woods Apartments

Individuals 21 years of age or older who choose to consume alcoholic beverages are expected to do so in moderation to ensure residents' rights to privacy, sleep, and study within their rooms. Loud or disruptive behavior, interference with the cleanliness of the residence halls or Founders Woods Apartments or drinking habits that are injurious to the health or education of an individual or those around him/her are examples of reasons for appropriate disciplinary or remedial action by the University.

1. Alcohol is not permitted in Jaeger or Ondrak Halls.
2. Residence halls or Founders Woods Apartments and their occupants are required to comply with state, federal and local laws concerning possession, sale and consumption of alcoholic beverages.
3. Alcoholic beverages may be possessed or consumed, but not sold, in the privacy of Neuzil Hall student rooms and Founders Woods Apartments by those residents and their invited guests who are of legal drinking age. No alcohol is permitted in rooms where any individuals are under the legal drinking age.
4. All private gatherings involving alcohol that are held in a resident's room must be confined to the specific room, and the door must be closed.
5. Individuals may not possess excessive amounts of alcohol. Kegs, trash cans or other large vessels that contain alcoholic beverages are prohibited in the residence halls and Founders Woods Apartments.
6. Possession and/or consumption of alcoholic beverages are not permitted in the hallways, lounges, stairwells, courtyards, community bathrooms, parking lots or any public areas on campus. All alcohol that is transported through public areas must be unopened and concealed.
7. Advertisement of private gatherings in residents' rooms is prohibited.
8. Residents are responsible for the actions of their guests at all times. Alcohol use/misuse does not excuse disruptive, excessively noisy or indecent behavior.

C. Rules Governing Alcohol Use in the Sports Facilities

This policy refers to all activities involving the sale, dispensing and consumption of alcohol beverages at sports facilities, which include the Rice Center, Football Field/Stadium, Track, Practice Fields, Baseball Field and Softball Field.

1. Wrist Banding:
Staff members, who are at least 21 years of age and who have successfully completed "TIPS" or "BASSET" training, will serve/dispense alcohol beverages. Only persons with State issued Identification/Drivers License and who are verified as 21 years of age or older will be served alcohol beverages. A wrist band will be issued and worn at all times when the patron is in possession of an alcohol beverage. Wrist banding will not occur at University sponsored receptions, or formal events. Staff members, serving/dispensing

alcohol beverages are required to verify the age of any patron whose age may come into question.

2. Alcohol Sales/Service:

The sale of alcohol beverages will end forty-five (45) minutes prior to the end of the final event at the Sports Facility. Alcohol beverages served/dispensed at University sponsored receptions, or formal events will end when deemed appropriate. Alcohol consumption must be completed within the facility and may not be removed from the premises. No alcohol beverage may be brought into the Sports Facilities.

3. Tailgating:

The possession/consumption of alcohol beverages outside the Sports Facility is prohibited, unless specifically approved, through the completion of an Alcohol Event Request Form:

[..\Forms\Benedictine Sponsored Alcohol Event Registration Form\Benedictine Sponsored Alcohol Event Registration Form.doc](#)

4. Violations:

Disruptive patrons will be escorted from the Sports Facilities only by University Police. Intoxicated persons will not be allowed to enter the Sports Facility and University Police will be notified to take appropriate action. Patrons who become intoxicated will be escorted from the Sports Facility only by University Police and arrangements made to provide a safe mode of transportation off campus. Criminal action arising from the aforementioned situations will be handled within administrative or statutory authority.

D. Rules Governing Alcohol Use at Football Tailgating Events

Tailgating is defined as the participation in a social gathering before an event in a designated area. Benedictine University's designated area is the Krasa Center Parking Lot. This policy refers specifically to tailgating at home football games.

1. Under no circumstances shall persons under 21 years of age be served, sold or have possession of alcoholic beverages in the tailgate area.
2. Glass bottles and kegs are prohibited. Party balls, bongos, funnels and any device used to increase consumption of alcoholic beverages are prohibited in the tailgate area.
3. The tailgate area will close at game time or at the discretion of the Executive Vice President or his/her designee. Tailgating participants must leave the tailgating area, and consumption of alcoholic beverages must cease at that time. Tailgating will not resume at half time or upon the conclusion of the game.

4. No open containers of alcoholic beverages will be permitted outside the designated tailgate area.
5. All tailgaters and spectators must conduct themselves in ways to ensure the safety and enjoyment of others. Abusive and disruptive behavior will not be tolerated.
6. All Benedictine University students are subject to conduct policy as outlined in the Student Handbook. Failure to comply with this policy, or University officials, may result in eviction, prosecution, and/or disciplinary action.
7. The tailgate area will open for tailgating 3 hours prior to game-time.
8. Participants in tailgating activities are expected to clean up their trash. Dumpsters and trash receptacles are provided throughout the tailgating area.

E. Rules Governing Alcohol Use by Outside Groups Using University Facilities

1. Any outside group event held on University property that involves the service of alcohol must be scheduled with the Office of Auxiliary Enterprises. The Office of Auxiliary Enterprises will be responsible for submitting the Alcohol Event Registration Form on behalf of the outside group.
2. The sale and/or distribution of alcoholic beverages are strictly prohibited unless the alcohol is provided and served by licensed Sodexo Food Services staff.
3. Thirty minutes prior to the scheduled event's ending time, no alcohol will be served or sold.
4. Alcohol is NOT permitted in conjunction with any external camp groups using the University's facilities where minor children are present. Insuring the safety and well being of all guests is a high priority, any alcohol found in the possession of Camp Directors, staff and/or participants will be confiscated and may be grounds for breach of contract.

F. Rules Governing Alcohol Use at the Coal Ben

1. A Benedictine Sponsored Alcohol Event Registration Form.doc must be completed for all University sponsored events. This form is not required if alcohol is being purchased by customers.

2. The sale and/or distribution of alcoholic beverages are strictly prohibited unless the alcohol is provided and served by licensed Sodexo Food Services staff.
3. Alcohol must stay within the facility or on the patio area.
4. Wrist Banding:
Sodexo staff members, who are at least 21 years of age and who have successfully completed "TIPS" or "BASSET" training, will serve/dispense alcohol beverages. Only persons with State issued Identification/Drivers License and who are verified as 21 years of age or older will be served alcohol beverages. A wrist band will be issued and worn at all times when the patron is in possession of an alcohol beverage. Wrist banding will not occur at University sponsored receptions, or formal events. Sodexo staff members, serving/dispensing alcohol beverages are required to verify the age of any patron whose age may come into question.
5. Violations:
Disruptive patrons will be escorted from the Coal Ben only by University Police. Intoxicated persons will not be allowed to enter the Coal Ben and University Police will be notified to take appropriate action. Patrons who become intoxicated will be escorted from the Coal Ben only by University Police and arrangements made to provide a safe mode of transportation off campus. Criminal action arising from the aforementioned situations will be handled within administrative or statutory authority.
6. No alcohol will be served or sold thirty minutes prior to closing during established hours.

G. Violators of this policy will be subject to University disciplinary procedures [See III. Consequences for Policy Violations]

III. Consequences for Policy Violations

1. All University students are expected to comply with applicable local, state and federal laws regarding the possession, use or sale of alcohol or drugs, whether on or off campus, and are expected to comply with all University regulations regarding alcohol possession or use.
2. Any student or employee who violates University policies or applicable law will be subject to disciplinary sanctions and/or referral for prosecution. Disciplinary sanctions for students range from disciplinary warning to expulsion as provided in the Student Handbook. The severity of the sanctions will depend, in part, on whether there have been repeated violations and on the seriousness of the misconduct. Employees found to be in violation of this policy or applicable law will be subject to University disciplinary procedures, which will impose sanctions up to, and including

termination of employment and/or referral for prosecution. The University also supports enforcement, by applicable law enforcement agencies, of all local, state and federal laws.

3. Along with disciplinary consequences, the University is committed to referring members of the community for appropriate treatment and education.
4. Internal and external organizations must comply with these policies and applicable laws. Organizations, as well as individuals involved who violate this policy will be subject to appropriate disciplinary sanction.

IV. Resources in the Benedictine University Community for Information and Counseling Related to Alcohol and Drug Use.

The University provides services and resources for community members who experience alcohol and/or drug related difficulties. The following programs are available for students, staff and faculty:

- The Office of Health Services provides the Benedictine University community with alcohol and other drug information, education, brief assessment, and referral. Call 829-6046 for an appointment or information.
- Numerous non-University programs exist in the DuPage County area. Consultation with one's personal physician is advised prior to self-referral to such non-University programs. For further information regarding referral to such programs, contact Health Services or your private physician.

V. Appendix

I. Legal Sanctions

The following is a brief review of the legal sanctions under local, state, and federal law for the unlawful possession or distribution of illicit drugs and alcohol:

A. Drugs

1. The Illinois Controlled Substances Act, 720 ILCS 570/100 et seq., sets up five schedules of controlled substances based on dangerousness and medical uses. It prohibits the manufacture, distribution, sale or acquisition by misrepresentation or forgery of controlled substances except in accordance with the Act as well as the knowing possession of controlled substances unlawfully acquired. Penalties for first-time violators of the Act range from thirty days imprisonment, \$200 fine, or both for possession or distribution of a small amount of marijuana or hashish, not for sale, to

fifteen years or \$500,000 or both for the manufacture or delivery of a Schedule I or II narcotic. A person over eighteen years of age who is convicted for violating The Illinois Controlled Substances Act, shall be sentenced to a minimum of at least one year total confinement if the delivery or possession with intent to deliver of the controlled substance was to a minor. If the offense is committed within 1,000 feet of the real property on which a university is located, the person may be sentenced to imprisonment for a term of up to twice the maximum term and fined an amount of up to twice that amount.

2. The Vehicle Code, 625 ILCS 5/11-501 et seq., prohibits driving under the influence of alcohol or a controlled substance, or both, if the driver thereby is rendered incapable of safe driving. A police officer is empowered to arrest without a warrant any person whom he or she has probable cause to believe has committed a violation, even though the officer may not have been present when the violation was committed. A person so arrested is deemed to have consented to a test of breath or blood for the purpose of determining alcoholic content and if a violation is found it carries the penalties of the loss of driving privileges for one-year, imprisonment for up to one-year and fines up to \$2500.

3. The Federal drug laws, The Controlled Substances Act, 21 U.S.C. 801 et seq., are similar to the Illinois Controlled Substances Act, 720 ILCS 570/100 et seq., but contain, for the most part, more severe penalties. Schedules of controlled

substances are established, and it is made unlawful knowingly or intentionally to manufacture, distribute, dispense, or possess with intent to distribute or dispense a controlled substance. If the quantity of controlled substance is large (e.g. 1,000kg of a mixture or substance containing marijuana), the maximum penalties are life imprisonment, a \$4,000,000 fine, or both. Lesser quantities of controlled substance (e.g. 100kg of a mixture or substance containing marijuana) result in maximum penalties of life imprisonment, a \$2,000,000 fine, or both. The distribution of small amounts of marijuana for no remuneration or simple possession of a controlled substance carries a maximum of one year's imprisonment, a \$5,000 fine, or both, with the penalties for the second offense doubling. Probation without conviction is possible for first offenders. Distribution to persons under the age of twenty-one by persons eighteen or older carries double or triple penalties. Double penalties also apply to the distribution or manufacture of a controlled substance in or on or within 1,000 feet of the property of a school or college.

4. Students who have been convicted under state or federal law involving the possession or sale of a controlled substance are ineligible for federal student aid for specific periods (ranging from one year to an indefinite period depending on the nature of the offense and whether the student is a repeat offender.)

B. Alcohol

1. The Illinois Liquor Control Act, 235 ILCS 5/6 et seq., prohibits the sale, possession, transportation or consumption of alcohol by persons under the age of twenty-one. Penalties for violators of this Act are a minimum \$500 fine for the sale of alcohol, maximum of \$500 fine and six month imprisonment for possession, up to \$2500 fine and possible imprisonment for consumption, driver's license suspension for one year and maximum \$1000 fine for transporting, and maximum \$2500 fine and one year imprisonment for providing alcohol to a person under the age of twenty-one.
2. It is a crime for any person under twenty-one years of age to possess an identification card falsely identifying that person as being twenty-one years of age or older, or to obtain or attempt to obtain liquor or malt or brewed beverages by using a false identification card. Penalties for violators are a maximum \$2500 fine and up to one-year imprisonment.
3. It is a crime intentionally, knowingly or recklessly to manufacture, make, alter, sell or attempt to sell an identification card falsely representing the identity, birth date, or age of another. Penalties for violators are a maximum \$2500 and up to three-year imprisonment.
4. It is a crime to misrepresent one's age knowingly and falsely to obtain liquor or malt or brewed beverages. Penalties are as stated in (2) above.
5. Sales without a license or purchases from an unlicensed source of liquor or malt or brewed beverages are prohibited.
6. The use in any advertisement of alcoholic beverages of any subject matter, language or slogan directed to minors to promote consumption of alcoholic beverages is prohibited.
7. No advertisement of alcoholic beverages shall be permitted, either directly or indirectly, in any booklet, program, book, yearbook, magazine, newspaper, periodical, brochure, circular, or other similar publication, published by, for, or on behalf of any educational institution.

II. Health Risks

Alcohol. Alcohol consumption causes a number of changes in behavior and physiology. Even low doses significantly impairs judgment, coordination, and abstract mental functioning. Statistics show that alcohol use is involved in a majority of violent behaviors on college campuses, including acquaintance rape, vandalism, fights, and incidents of drinking and driving. Continued abuse may lead to dependency, which often causes permanent damage to vital organs and deterioration of a healthy lifestyle.

Amphetamines. Amphetamines can cause a rapid or irregular heartbeat, tremors, loss of coordination, collapse, and death. Heavy users are prone to irrational acts.

Cannabis (Marijuana, Hashish). The use of marijuana may impair or reduce short-term memory and comprehension, alter sense of time, and reduce coordination and energy level. Frequent users often have a lowered immune system and an increased risk of lung cancer. The active ingredient in marijuana, THC, is stored in the fatty tissues of the brain and reproductive system for a minimum of 28 to 30 days.

Cocaine/Crack. The immediate effects of cocaine use include dilated pupils and elevated blood pressure, heart rate, respiratory rate, and body temperature, followed by depression. Crack, or freebase rock cocaine, is extremely addictive and can cause delirium, hallucinations, blurred vision, severe chest pain, muscle spasms, convulsions, and even death.

Hallucinogens. Lysergic acid (LSD), mescaline, and psilocybin cause illusions and hallucinations. The user may experience panic, confusion, suspicion, anxiety, and loss of control. Delayed effects, or flashbacks, can occur even when use has ceased. Phencyclidine (PCP) affects the section of the brain that controls the intellect and keeps instincts in check. Because the drug blocks pain receptors, violent PCP episodes may result in self-inflicted injuries.

Heroin. Heroin is an opiate drug that causes the body to have diminished pain reactions. Heroin is physically addictive. This and other opiate drugs are respiratory depressants; their use can be associated with coma and death.

Updated and

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