

Title: Residence Life Alcohol Policy – Lisle Campus

Policy Reference: Benedictine University Alcohol and Drug Policy, Student Handbook,

Departments Responsible: Student Life, Emergency Management

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Last Revised: December 5, 2013

Policy Statement:

The Residence Life Alcohol Policy (the “Policy”) is intended to further the objectives of the Benedictine University Alcohol and Drug Policy. The purpose of the Residence Life Alcohol Policy is to establish appropriate guidelines to exercise the privilege of the use of alcohol within Student Housing consistent with state law and University policy and which assure the safety and well-being of both students and guests. The policy also reflects the Student Handbook’s student conduct standard entitled “Responsibility to Ourselves,” which encourages personal integrity, accountability and personal health, as well as a deliberate effort to avoid practices which harm the body and mind, including the excessive consumption of alcohol.

Relationship of Policy to the Benedictine University Alcohol and Drug Policy:

The Residence Life Alcohol Policy is incorporated by reference into the Benedictine University Alcohol and Drug Policy. All definitions, references to relevant state and federal laws and standards of conduct contained therein apply to the Residence Life Alcohol Policy. Nothing in this policy should be construed in such a way as to conflict with the University’s Alcohol and Drug Policy.

Definitions:

- **Student Housing:** Any residential building, and adjacent exterior areas, or Residence Hall owned or operated by Benedictine University for the purpose of providing housing for students enrolled at the University.
- **Designated Student Housing:** A Student Housing residential building, where the University has approved the issuance of alcohol use permits. Designated Student Housing on the Lisle Campus is the Founders Woods Apartments.
- **Premises:** The interior, private living space, apartment or dorm room. Does not include any staircase, hallway, or balcony immediately adjacent to, but outside of the private living space.
- **Residents:** Students with a current, valid Student Housing contract.

I. Standards of Conduct:

All students are expected to comply with standards of conduct for the use of alcohol within Student Housing. The consumption, possession, sale and distribution of alcoholic beverages in or on any Benedictine University Student Housing property are strictly prohibited, except as provided for in this policy. Any student who violates this policy or the Benedictine University Alcohol and Drug Policy will be subject to disciplinary sanctions and/or referral for prosecution.

The following conduct is not permitted in, on or around any Benedictine University Student Housing property:

- A. Posting of signs that advertise or promote events or products related to alcohol or the consumption thereof.
- B. Drinking games, contests or activities that encourage excessive or irresponsible consumption of alcohol.
- C. Possession or use of any device that is commonly used for the purpose of promoting binge drinking or excessive consumption of alcohol including, but not limited to, kegs and funnels.
- D. Possession of drinking “trophies,” collections or displays of any containers that once held or currently contain alcoholic beverages.
- E. Improper disposal of containers that held alcoholic beverages.
- F. Damage to property related to the possession, consumption or disposal of alcoholic beverages or containers that held alcohol.

II. Residence Halls (Jaeger, Neuzil and Ondrak Halls):

- A. The possession, consumption, sale and distribution of alcoholic beverages are strictly prohibited in the residence halls, even by students of legal drinking age. Alcoholic beverages found in the residence halls are subject to confiscation and disposal by University officials.
- B. Any person, including student residents, nonresident students and visitors, who possesses, consumes, distributes or sells alcoholic beverages in the residence halls will be issued a citation by University Police and subject to associated fines. Students are also subject to Residence Life sanctions up to and including removal from campus housing and suspension from the University.
- C. Visitors, who possess, consume, distribute or sell alcoholic beverages in the residence halls will be issued a municipal code citation or arrested and referred to the State’s Attorney for prosecution. They may also receive a no-trespass order from the University Police, prohibiting them from entering or remaining in the residence halls or the entire campus.
- D. In addition to the sanctions outlined above, any person may be cited for behavior violating criminal law and/or University policy arising out of the possession, consumption, sale or distribution of alcohol and may be subject to criminal prosecution and/or University disciplinary sanctions up to and including dismissal from the University and referral for prosecution.

III. Designated Student Housing (Founders Woods Apartments):

- A. The possession and moderate consumption of alcoholic beverages is permitted in Designated Student Housing under the following circumstances:
 1. Students residing in an apartment unit must apply for and receive an alcohol use permit pursuant to the specific steps outlined in the **Procedures for Residence Life Alcohol Use Permit** document.
 2. Residents with a permit assume responsibility for their own actions, the actions of their roommates, as well as the actions of other persons on the premises, whether invited or uninvited.
 3. Residents limit their consumption of alcohol and that of their guests to a responsible level.

4. Residents do not serve, sell or distribute alcohol to any person under the age of 21, and do not allow any person under the age of 21 to possess or consume alcoholic beverages on the premises.
 5. Use of alcohol is confined to the premises. Alcohol consumption is not allowed in any area outside the premises including, on the balcony, stairways, exterior passageways or the area immediately outside the main door to the premises.
 6. Residents do not allow the number of occupants in the apartment at any time to exceed the maximum occupancy.
 7. In the event that any of the Residents in the apartment unit vacates the apartment, the permit will continue to be valid with respect to the remaining Residents. However, if a new Resident is added to the apartment, the residents must renew their permit within 15 days of the new Resident's occupancy or the permit will be automatically revoked.
- B. Residents of Designated Student Housing are accountable for the presence and consumption of alcoholic beverages in the apartment in which they reside. Each student residing within the apartment is accountable to his/her roommates with respect to the presence and consumption of alcohol and may, through his/her own actions, subject his/her roommates to the loss of their permit privilege.
1. Residents of legal drinking age who provide alcoholic beverages to any person under the age of 21; or who permit, or through a lack of diligence allow, persons under the age of 21 to possess or consume alcoholic beverages on the premises, on the balcony or immediately outside the door of the apartment, will be cited by University Police and subject to associated fines. In addition, Residents will be subject to Residence Life sanctions up to and including removal from campus housing and suspension from the University. Further:
 - a) If a permit exists for the apartment unit, it will be automatically revoked. Residents may reapply for a permit only after observing conditions set forth by Residence Life.
 - b) If a permit does not exist at the time of the infraction, Residents will be barred from obtaining a permit for the remainder of the academic year.
 2. For purposes of this section, "persons under the age of 21" includes residents, guests of residents, other students who do not reside in the apartment and their guests.
 3. For purposes of this section, "permit" and "allow" include circumstances under which persons under the age of 21 bring alcohol into the apartment from an outside source.
 4. Students under the age of 21 who are found in possession of or to have consumed alcohol on the premises will be cited by University Police and subject to associated Further:
 - a) Resident students will be subject to Residence Life sanctions up to and including removal from campus housing.
 - b) Non-resident students will be subject to disciplinary sanctions up to and including suspension from the University.
 5. Visitors who possess, consume, distribute or sell alcoholic beverages will be cited for a violation of the appropriate provision of the municipal code. In addition, they may receive a no-trespass order from the University Police, effectively prohibiting them from returning to the Student Housing or the entire campus community.

6. In addition to the sanctions outlined above, any student or non-student may be cited for behavior violating criminal law and/or University policy arising out of the possession, consumption, sale or distribution of alcohol and may be subject to criminal prosecution and/or University disciplinary sanctions up to and including dismissal from the University.

IV. Penalties:

- A. The University Police may issue an administrative citation for actions that violate the terms of this Policy, state and local law. In addition, the University Police may issue citations for conduct related to or resulting from the consumption of alcoholic beverages, including damage to property, injury to others, and sexual misconduct.
- B. Administrative citations which carry monetary sanctions include:
 1. Underage Possession
 2. Underage Consumption
 3. Delivery of Alcohol to a Minor
 4. Solicitation of Alcohol by a Minor
 5. Social Hosting
 6. Possession of Excessive Amounts of Alcohol
- C. The University Police may also issue citations for actions that violate this Policy, local ordinance, or state law. Citations issued for local ordinance violations carry sanctions that include monetary fines, court supervision and community service. Citations issued for violations of state law include the potential for incarceration.
- D. In addition to police-issued citations, students may receive sanctions from Residence Life, which may include:
 1. Revocation of the Alcohol Use Permit
 2. Participation in alcohol awareness and/or bystander intervention programs
 3. Community Service
 4. Monetary Fine and/or alcohol program fee
 5. Temporary suspension or weekend suspension from campus housing
 6. Removal from campus housing
 7. University suspension

V. Appeal Procedures:

Students have the right to appeal any Residence Life sanction imposed as a result of the enforcement of the provisions of this policy. To exercise the right of appeal, the student has five business days from the date of notification of the sanction to submit a written letter of appeal to Residence Life. The student may request an administrative review by the Associate Dean of Students or he/she may request a full hearing by the Student Conduct Board. If the sanction is upheld upon review, the student has a further right of appeal to the Vice President of Student Life.

VI. Student Reporting and Intervention:

The Student Handbook establishes that students have a responsibility to their colleagues and community. This includes a “commitment to refrain from harmful conduct,” among which is the act of underage

drinking. To further the intent of this section of the Handbook, this Policy encourages the following actions:

A. **Student Reporting:**

Students who suspect a violation of this policy are encouraged to report concerns to the Resident Assistant on duty or directly to the University Police, either in person or using the non-emergency number. Students may also use the Anonymous Report feature on the University Police web page to report a suspected violation.

B. **Student Intervention:**

Students are encouraged to speak with their peers about actions that may result in potential harm, including:

1. Possession or consumption of alcohol in areas prohibited by this Policy
2. Consumption of alcohol by students under legal drinking age
3. Excessive consumption of alcohol
4. Providing alcohol to students under legal drinking age
5. Engaging in potentially dangerous behavior while under the influence of alcohol

To empower students to speak with their peers about these issues, Student Life provides periodic bystander intervention training. Interested students may inquire about training schedules through Residence Life or the Student Engagement and Leadership Development office.

Good Samaritan Exemption:

The University encourages students to seek assistance from University officials in circumstances where the consumption of alcohol results in, or has the potential to result in bodily harm, injury, or sexual misconduct. Students seeking such assistance who are themselves under the influence and the student who is in need of assistance will not receive a sanction under this Policy. Students are encouraged to contact University Police to provide assistance and/or arrange for emergency transport when necessary.