

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, and the misuse of alcohol and the use of illicit drugs are discouraged, disciplined and not tolerated. 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 - Most Common Complaints/Effects

1. **Alcohol** – Dehydration, overdose, obesity, respiratory failure, impotence, psychosis, liver and brain damage, death.
2. **Amphetamines** – Nervousness, paranoia, hallucinations, dizziness, tremors, decreased mental ability, impotence, insomnia, skin disorders, malnutrition, delusions, psychosis, seizures, death.
3. **Barbiturates/flunitrazepam** – Lethargy, blurred vision, nausea, depression, seizures, excessive sleepiness, confusion, irritability, short-term memory problems, severe withdrawal, sickness, death.
4. **Caffeine** – Nervousness, insomnia, dehydration, stomach irritation, fatigue.
5. **Cocaine** – Tremors, nasal bleeding and inflammation, toxic psychosis, seizures, damage to nasal septum and blood vessels, death.
6. **Fentanyl/Heroine** – Drowsiness; impaired coordination; dizziness; confusion; nausea; sedation; feeling of heaviness in the body; impaired breathing/constipation; addiction; death.
7. **Inhalants/Nitrates** – Headaches, dizziness, accelerated heart rate, nausea, nasal irritation, cough, hallucination, liver and kidney damage, brain damage, death.
8. **Marijuana** – Fatigue, high blood pressure, increased heart rate, anxiety, panic attacks, possible lung damage, possible memory and learning problems.
9. **Methamphetamine** – Increased heart rate, blood pressure, body temperature, tremors; weight loss; irritability; anxiety; panic; paranoia; violent behavior; psychosis, insomnia; chest pain; stroke; seizures; impaired memory; death.
10. **Narcotics** – Respiratory and circulatory depression, dizziness, vomiting, sweating, dry mouth, lowered libido, lethargy, constipation, weight loss, temporary sterility and impotence, withdrawal, sickness, stupor, death.
11. **Nicotine** – High blood pressure, emphysema, bronchitis, heart and lung disease, cancer, death.

12. **Psychedelics** – Impaired driving ability, possible lung damage, reduced sperm count, damage from impure dose, depression, paranoia, exhaustion, psychosis, death.
13. **Salvia divinorium** – Hallucinations, paranoia, dizziness, tremors, headache, flushed skin, chest pain with palpitations, excessive sweating, vomiting, abdominal cramps, agitation, hostility, panic and aggression, death.
14. **Tranquilizers** – Menstrual irregularities, destroys blood cells, jaundice, coma, death.

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 fines up to \$100,000.
 - b. Second offense: prison sentences up to two years and fines up to \$250,000.
 - c. Special sentencing provisions apply for possession of crack cocaine, including imprisonment of five to twenty years and fines up to \$250,000 for first offenses, depending upon the quantity of crack possessed.

B. Trafficking of Illicit Drugs

1. Under federal law, the manufacture, sale or distribution of all Schedule I and II illicit drugs (e.g., cocaine, methamphetamines, heroin, PCP, LSD, Fentanyl, and all mixtures containing such substances) is a felony.
 - a. First offense: prison sentences of five years to life (20 years to life if death or serious injury is involved) and fines of up to four million dollars for offenses by individuals (ten million dollars for other than individuals).
2. Federal law also prohibits trafficking in marijuana, hashish and mixtures containing such substances.
 - a. First offense: maximum penalties range from five years to life (20 years to life if death or serious injury is involved) and fines of up to four million dollars for offenses by individuals (ten million dollars for other than individuals). Penalties vary depending upon the quantity of drugs involved.
 - b. Second offense: penalties range from ten years to life (not less than life if death or serious injury is involved), and fines of up to four million dollars for individuals (20 million dollars for other than individuals).
3. The illegal trafficking of medically useful drugs (e.g., prescription and over-the-counter drugs) is illegal.
 - a. First offense: prison sentence of up to five years.
 - b. Second offense: prison sentence of up to ten years.

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 age 21 to purchase or possess alcoholic beverages (California Business & Professions Code 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, 23152 & 23221).
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, and may be found with blood alcohol levels from .05% to .08% (California Vehicle Code 23152).

B. Penalties for Drunk Driving Offenses

1. First offense: required attendance at a driving-under-the-influence program, fines of up to \$1,000, up to six months in jail and driver's license suspension up to six months.
2. Second offense: fines up to \$1,000, imprisonment up to one year, driver's license suspension up to 18 months and/or a required driving-under-the-influence program of up to 30 months.
3. Third offense: similar sanctions to one and two plus revocation of driver's license and designation as a habitual traffic offender for up to three years.
4. Fourth offense: revocation of driver's license; one year in a state prison or county jail.
5. 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 seven years, and for three years with three or more offenses within seven years.
6. Drivers under the age of 21 found with any measurable amount of blood alcohol 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

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 are felonies carrying prison terms of seven years or more. Penalties are more severe for offenses involving the manufacture or distribution of illegal drugs by convicted felons or for distribution within 1,000 feet of a school or university, within 100 feet of a recreational facility, to anyone under 18 by anyone over 18, or to a pregnant woman. Personal property may be seized if it contains drugs or was used in a drug transaction. The illegal possession of most of the above-mentioned drugs is also a felony. Some may be felonies or misdemeanors depending upon amounts involved. Penalties for possession carry maximum prison sentences of up to seven years.

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 and consumption of alcohol. Intoxication and/or alcohol abuse is not permissible as an excuse for unlawful behavior or misconduct and 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 conviction 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 must assume full personal responsibility and face disciplinary action 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.
 - c. Sodexo is the primary provider of alcohol for all student events. A Sodexo bartender must be hired for the event. 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 offered. Sodexo will determine the appropriate amount of alcohol needed for the event.
 - e. The event may only be a cash bar. 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 and/or OneCard.
 - h. Off-campus Guests may not consume alcohol at Student-Organization Sponsored Events, regardless of their age.
 - i. Off-campus Guests, including, but not limited to, parents of LMU Students and LMU alumni, may be served alcohol at events co-sponsored by University departments and a student organization with the approval of the Director of Student Leadership and Development or designee. Approval will be limited to events where a final guest list can be provided two business days in advance by the sponsoring department, unless an exception is granted by the Senior Vice President of Student Affairs or designee. In these situations, Sodexo staff will be responsible for checking IDs of off-campus Guests.
3. Event Advisors and Security
- a. The organization advisor or designee must be present for the entire event. In addition, Student Leadership & Development will provide a moderator(s) to check IDs at no cost to the organization.
 - b. LMU students of legal 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 with 50 or more guests expected to be in attendance. 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) 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. Public intoxication will not be tolerated.

8. 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 six people in residence halls or more than twelve people in apartments are prohibited. Social gatherings/parties with more than 20 people in the University-owned off-campus houses is prohibited.
2. In accordance with California law requiring students 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, quality non-alcoholic beverages and 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 Student Housing 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

Alcoholic beverages may not be sold, distributed or consumed during intercollegiate athletics, intramural sports and 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. Student Athletes traveling for the purpose of competition are expected to abide by all University policies including, without limitation, Athletics Department policies, state and local regulations.

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 inclusive and may also include, but are not limited to: attending and/or sponsoring alcohol 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 alcohol and/or substance abuse 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 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, probation, parental notification, alcohol education program, monetary fine.
3. Use of false identification to secure alcohol.
 - a. First offense: disposal of alcohol, confiscation of false ID, probation, parental notification, monetary fine.
 - b. Second offense: disposal of alcohol, confiscation of false ID, probation, parental notification, alcohol education program, monetary fine, removal from University housing.
4. Furnishing and transporting alcohol for a minor.
 - a. First offense: disposal of alcohol, warning, alcohol education program, monetary fine.
 - b. Second offense: disposal of alcohol, probation, monetary fine, removal from University housing.
5. Possession of a keg or pony keg.
 - a. First offense: disposal of alcohol, probation, parental notification, monetary fine per person involved, removal from University housing.

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

VII. Illicit Drugs

- A. Individuals involved in the sale, distribution or transfer of illegal drugs are subject to suspension from the University 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, random 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.
 - b. Second offense: probation, parental notification, drug education program, monetary fine.
2. Possession and/or consumption of marijuana.
 - a. First offense: disposal of marijuana, probation, parental notification, drug education program, monetary fine, random drug testing.
 - b. Second offense: disposal of marijuana, probation, parental notification, drug education program, monetary fine, random drug testing, removal from housing, suspension.
3. Possession and/or consumption of illegal drugs.
 - a. First offense: disposal of illegal drugs, probation, parental notification, drug education program, monetary fine, random drug testing, removal from housing, suspension.
 - b. Second offense: suspension, dismissal.
4. Misuse of prescription drugs.
 - a. First offense: confiscation of prescription drugs, probation, parental notification, drug education program, monetary fine, removal from housing.
 - b. Second offense: probation, removal from housing, drug education program, monetary fine, suspension, dismissal.
5. Trafficking marijuana and/or illegal or prescription drugs.
 - a. First offense: dismissal.

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.

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.