



THE UNIVERSITY of
NEW ORLEANS

**ADMINISTERED BY: Office of the Vice
President for Academic Affairs**

Policy No: AP-AA-30.2
TITLE: Alcohol and Drugs
EFFECTIVE DATE: April 25, 2014
CANCELLATION:
REVIEW DATE: Spring 2017

PURPOSE

The University of New Orleans is committed to maintaining a safe, healthy and productive environment that supports its educational mission. The abuse of alcohol and illegal controlled substances by its students, University personnel and their guests may interfere with the accomplishment of this mission. More specifically, the abuse of alcohol and drugs (1) negatively impacts the life and well-being of the campus community at large; (2) interferes with student learning, development and retention; (3) may interfere with employee job performance; and (4) negatively affects the image of the University.

The University seeks to create a social environment that enhances learning therefore, the following will be upheld: (1) abstinence, as an option, is always supported and should never be discouraged; (2) although moderate and legal alcohol use may be permitted in accordance with state and local laws and ordinances and the Drug Free Schools and Communities Act, the consumption of alcohol is never encouraged; (3) abusive consumption of alcohol is always discouraged; and (4) participation in illegal behaviors involving alcohol and drugs will not be tolerated.

AUTHORITY

Part Two, Chapter III, Section IV of the bylaws and rules of the University of Louisiana System.

DEFINITIONS

Alcoholic beverage: Any fluid or any solid capable of being converted into liquid suitable for human consumption, and containing more than one-half of one percent alcohol by volume including malt, vinous, spirituous, alcoholic or intoxicating liquors, beer, porter, ale, stout fruit juices, cider, or wine. (pursuant to R.S. 26:241.1)

Alcohol Policy Training: A training workshop supplied by the Office of Student Affairs and completed by the organization hosting the registered social event at which alcohol beverages are to be served, which specifies the conditions of alcohol service and certifies that the organization understands and agrees to abide by University policies and applicable federal, state, and local laws governing such alcohol beverage service. The training must be completed in order to have an event with alcohol and is offered at the beginning of each semester.

Authorized Vendors/Servers: Caterers who have been licensed by the University to engage in the sale and service of alcoholic beverages on the UNO campus under applicable law and University policy. Requirements for Authorized Vendors/Servers include but are not limited to: (1) any required governmental permits or licenses; (2) completion of Responsible Alcohol Service Training as required by state law; (3) agreement to adhere to University policies and regulations, city ordinances and state laws; (4) UNO required insurance; and (5) that Third Party Vendors/ Servers performing such services on the UNO campus must be 21 years or older and may not be members or affiliates of the host/ sponsor organization.

Illegal Controlled Substance: Means cocaine, phencyclidine, heroin, or methamphetamine and any other illegal controlled dangerous substance, the possession or distribution of which is a violation of the Uniform Controlled Dangerous Substances Law, R.S. 40:961 et seq.- (pursuant to R.S. 9:2800.62.2)

Possession: Any situation in which an individual is or reasonably can be assumed to be holding, drinking, or transporting an alcoholic beverage. The totality of the circumstances, including the presence of alcoholic beverage containers and the number of people present under 21, may indicate evidence of possession.

Responsible Parties: The organizational leaders and advisors hosting/sponsoring the event in which alcohol is served.

Alcohol Event Authorization Permit: Written permission must be obtained to serve alcohol. The form to request authorization is available in the Office of Student Involvement and Leadership and must be submitted at least two weeks before the proposed organization event.

University Approved Sites: Sites designed by the University as approved locations for the service and consumption of alcohol whether as a part of fixed retail food and beverage operations or as professional catered events. The Office of Student Affairs has a listing of the approved university sites.

GENERAL POLICY

Alcohol

The serving, possessing, and consuming of alcoholic beverages on the campus of UNO may be done only in accordance with the provisions of the state and local laws and ordinances, and applicable University regulations. The following University policies shall apply:

1. No alcoholic beverages may be possessed, distributed, served, or consumed on campus by persons under the age of 21.
2. In campus residences, alcohol may be possessed/ consumed by persons at least 21 years of age only in private rooms/apartments. Alcohol is not permitted in the lobby and public areas unless an Alcohol Event Authorization Permit has been granted.
3. In all other cases, persons age 21 or older may possess and consume alcohol on campus only when the following conditions are met:

- a. when the alcohol is served by a University Authorized Vendor/Server; and
 - b. when alcoholic beverages are served and consumed at a University approved site or at an event granted with an Alcohol Event Authorization Permit.
4. The sponsoring organization is responsible for ensuring that members and invited guests display responsible behavior. To that end:
- a. It is prohibited to encourage behavior/activity where there is explicit or implicit pressure or an expectation for anyone to consume alcohol, or where there is no diversion from drinking alcohol, or where lewd, abusive or sexually degrading behavior occurs in conjunction with alcohol consumption.
 - b. Activities or events which encourage rapid drinking, drinking games, or drunkenness are prohibited.
 - c. Obviously intoxicated persons shall not be admitted or served alcohol at activities or social events.
5. Persons representing UNO off-campus or who reasonably could be construed as doing so (e.g., at conferences, seminars, competitions, performances, other activities/events) must behave legally and responsibly regarding the use of alcohol, abiding by the laws and policies of the states *and/or* institutions where they are visiting.
6. The university cannot take responsibility for monitoring the off-campus environment. The university does, however, expect that all members of its campus community involved in off-campus events where alcohol is present take it upon themselves to use this policy as a guide in planning and conducting their events. Student Organizations are expected to be in compliance with their national guidelines and risk management policies. The University may take action against individuals who engage in off-campus consumption of alcohol when it has negatively impacted or threatened to negatively impact the University mission or activities or the health, safety, or welfare of the University community.
7. Tailgating is allowed on campus before and after the game in a manner and in areas deemed acceptable by the University.

Registered Student Organizations Events

In addition to the above policy, the following regulations will govern on-campus student organization events at which alcohol will be present.

1. Student leaders of the student organization requesting an alcohol event must attend the Alcohol Policy Training and must be present at the event. All organization officers and the advisor are strongly encouraged to attend the training.
2. Advisors must be present for the duration of the event when alcohol is served.

3. Organizations must provide five non-drinking monitors for the event. The Dean of Students (or his designee) may require more non-drinking monitors if deemed necessary. The organization president and other designated officers must be non-drinking monitors.
4. Alcohol may not be purchased with University funds.
5. A reasonable portion of the budget for the event shall be designated for the purchase of food items. Soft drinks and other non-alcoholic beverages must be available and featured as prominently as the alcoholic beverages.
6. The cost of alcoholic beverages may not be included in the cost of admission ticket or cover charge.
7. Alcohol should not be used as an incentive to participate in a campus event. Advertisement for a party may mention alcohol only in the following manner: "Cash bar available". Advertisement shall mention the availability of food and non-alcoholic beverages as prominently as the alcohol.
8. Alcoholic beverages may not be furnished as an award/prize.
9. Open parties (those with unrestricted access by non-organizational members, without a specific invitation) shall be prohibited. An exemption to this will be the University – produced entertainment or social events sponsored by the student programming board and tailgating.

Sale, Possession, and Consumption of Alcohol

1. Student Organizations may not accept donations of alcoholic beverages.
2. Alcoholic beverages must be served by an Authorized Third Party Vendor.
3. Organizations must use University Dining Services as the Authorized Third Party Vendor for on-campus events on the main campus.
4. Organizations may use servers at the UNO Lakefront Arena if their organizational event is authorized for facilities located at the Lakefront Arena.
5. All alcohol will be stored and legally dispensed in the designated area within the approved site. The supply of alcohol must not be accessible to anyone except the authorized servers.
6. Alcohol must be consumed within the area in which it is served.
7. No unopened containers of alcoholic beverages shall be sold.
8. Intoxicated persons shall not be admitted or served.
9. The sale or serving of alcoholic beverages will end no later than one half hour prior to the scheduled end of the event.

Student Organizations hosting an on-campus event with alcohol must arrange security with the UNO Police Department (UNO PD) to be present for the duration of the event, including 30 minutes before the start of the event and 30 minutes following the event. UNO PD requires at least two weeks advance notice. Outside security companies may only be used with the permission of UNO PD. The University reserves the right to determine the number of officers and other security measures required for the activity.

Organizations that fail to arrange security through UNO PD, or fail to arrange payment for security in a timely manner are subject to University sanctions, including the 1055 of campus privileges.

Drugs

Manufacture, Distribution, Possession, and Use

The University of New Orleans prohibits the unlawful manufacture, distribution, possession, or use of illegal drugs or controlled substances by University students, faculty, and staff on University owned or controlled property or at University events as set forth by this policy, the Student Code of Conduct current personnel policies and procedures, and Louisiana Law. The university also prohibits the non-prescribed use of anabolic steroids as set forth and defined by Louisiana Law, Law as it applies to this section of the policy refers to Louisiana R.S. 40:961 through R.S. 40:1034. The range of penalties for violations of Louisiana Law cited above is fines from \$500.00 to \$15,000 and up to life imprisonment without parole depending on the drug involved and nature of the violation.

Violations of the Alcohol and Drug Policies

Sanctions

1. Students are governed by the university's Student Code Conduct and by all other policies that outline student rights and responsibilities.
2. Violations of the Code of Student Conduct and other policies specific to alcohol and other illegal controlled substances include unlawful possession, use, manufacture, sale or distribution.
3. Illegal possession, use, manufacture, sale or distribution of alcohol or illegal controlled substances may result in disciplinary action by the university. The university may proceed against and sanction a person for the Student Code of Conduct violations independent of any prosecution for violation of city, state or federal laws.
4. Students who have violated local alcohol ordinances, city and/or state alcohol laws, and federal illegal controlled substance laws are also subject to being prosecuted by the appropriate criminal justice system.
5. As a condition of certain types of financial aid (e.g., Pell Grant) students must certify that they" ... will not engage in the unlawful manufacture, distribution, dispensation, or use of a controlled substance..." during the period of the grant. Any student found in violation of this

drug policy jeopardizes their ability to receive financial aid for which they might otherwise be eligible.



John W. Nicklow
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