



# Alcohol and Other Drugs

**Policy Type:** Board of Visitors

**Responsible Office:** Wellness Resource Center, Division of Student Affairs

**Initial Policy Approved:** 09/1991

**Current Revision Approved:** 05/09/2014

## Policy Statement and Purpose

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In accordance with the federal Drug Free Workplace Act of 1988, the federal Drug Free Schools and Communities Act of 1989, and the Commonwealth of Virginia’s Policy on Alcohol and Other Drugs (AOD), it is the policy of Virginia Commonwealth University that the unlawful or unauthorized manufacture, distribution, dispensation, possession or use of alcohol and illicit drugs by employees and students on university property or as part of any activity is prohibited. Any employee or student who violates this policy is subject to disciplinary action up to and including termination of employment, expulsion from the university, referral for prosecution, and/or referral for satisfactory participation in an appropriate evaluation or rehabilitation program. VCU supports an environment free from retaliation. Retaliation against any employee for bringing forth a good faith concern, asks a clarifying question, or participates in an investigation is prohibited.

The purpose of this policy is to protect the health, safety and welfare of members of the university community and the public being served by the university.

Noncompliance with this policy may result in disciplinary action up to and including termination. VCU supports an environment free from retaliation. Retaliation against any employee who brings forth a good faith concern, asks a clarifying question, or participates in an investigation is prohibited.

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## Who Should Know This Policy

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All VCU and VCU Health System faculty, staff and students are responsible for knowing this policy and familiarizing themselves with its contents and provisions.

## Definitions

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### **Alcohol**

Any product, including spirits, wine, beer or other containing one-half of one percent or more of alcohol by volume and every consumable liquid or solid containing alcohol, or any products defined as “alcoholic beverages” in Code of Virginia Section 4.1-100 of “The Alcoholic Beverage Control Act”.

### **Conviction (Convicted)**

A finding of guilt or responsibility (including a plea of guilty or nolo contendere) or imposition of sentence, or both, by any judicial body charged with the responsibility of determining violations of federal or state criminal drug laws, alcoholic beverage control laws, university disciplinary policy, or laws that govern driving while intoxicated.

### **Criminal Drug Law**

A criminal law prohibiting the unlawful manufacture, distribution, dispensation, use, or possession of any controlled substance.

### **Employee**

Any full- or part-time employee of the university, including, but not limited to, classified, hourly, faculty, health care providers, house staff, adjunct faculty and student workers.

### **Illicit Drug**

Any drug that is illegally in the possession of or is illegally being used by a person.

### **Student**

Any person enrolled at VCU for any type of academic credit except continuing education units regardless of the length of the student’s program of study.

### **Unauthorized**

Not officially approved by the university.

## **University Sponsored Event Associated with Alcohol**

Any official or sponsored activity of the university supported by any entity of VCU, including schools, institutes, centers, departments, where alcohol is served or events that use university property where alcohol is served.

## **University Property**

Facilities under the care, custody and control of university personnel, including both on and off campus locations, leased and owned premises, as well as any meeting places rented for university use.

## **Workplace**

Any state-owned or -leased property or any site where official duties are being performed by a state employee.

## **Contacts**

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The VCU Wellness Resource Center officially interprets this policy. The Wellness Resource Center is responsible for obtaining approval for any revisions through the appropriate governance structures. Please direct general policy questions to The Wellness Resource Center at 828-9355.

## **Procedures**

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### **I. Procedures for Policy Education and Enforcement**

These procedures ensure that all students, faculty and staff receive annual education and notification of the policy and that policy enforcement is consistent.

#### **A. Education:**

1. This policy, together with information regarding alcohol and other drug counseling, treatment, and rehabilitation programs, descriptions of the health risks associated with alcohol and other commonly abused drugs, and descriptions of applicable legal sanctions under state and federal law for the unlawful possession or distribution of controlled substances, illicit drugs and alcohol, will be distributed at least annually in writing to all employees and students.
2. A biennial report will be written by the Provost-Appointed University Substance Abuse Committee on even years to review the program's educational effectiveness and the consistency of enforcement sanctions.

#### **B. Policy Enforcement for Employees:**

1. Pursuant to the Commonwealth of Virginia Policy on Alcohol and Other Drugs (Department of Human Resources Management Policy 1.05), employees are prohibited from engaging in the following acts:
  - a. the unlawful or unauthorized manufacture, distribution, dispensation, possession or use of alcohol or illicit drugs in the workplace, on university property or as part of any University activity.
  - b. reporting to or remaining at work impaired by or under the influence of alcohol or illicit drugs.

- c. A criminal conviction for violation of any criminal drug law, based upon conduct occurring either in or outside the workplace.
    - d. Violation of any alcoholic beverage control law or law that governs driving while intoxicated based upon conduct occurring in the workplace.
  2. Employees are required to report to their supervisors in writing within five calendar days after conviction that they have been convicted of either of the following actions:
    - a. Violation of any criminal drug law, based upon conduct occurring either in or outside the workplace.
    - b. Violation of any alcoholic beverage control law or law that governs driving while intoxicated based upon conduct occurring in the workplace.
  3. Supervisors are required to immediately report such occurrences to Human Resources.
  4. Violation of any of the foregoing prohibitions may subject an employee to disciplinary action including, but not limited to dismissal or suspension, in accordance with the Employee Standards of Conduct, the University's *Rules and Procedures*, the Promotion and Tenure Policies and Procedures, the University Policy for Administrative and Professional Faculty and Faculty Holding Administrative Appointments, and/or any other applicable university policy. Convictions for unlawful conduct under local, state, or federal criminal drug laws may result in penalties such as fines, imprisonment, and loss of driver's license.
  5. As a result of any violation of this policy, an employee may be referred to an appropriate evaluation or rehabilitation program as a condition of continued employment. Satisfactory participation in any such program shall be determined by the appropriate university department or official after consultation with the individual or organization providing the evaluation or rehabilitation.

**C. Policy Enforcement for Students:**

1. Students are prohibited from the unlawful or unauthorized manufacture, distribution, dispensation, possession, or use of alcohol or illicit drugs on University property or as a part of any University activity. Violation of any of the foregoing prohibitions will subject a student to disciplinary action up to and including expulsion from the university in accordance with the university's *Student Code of Conduct*. Convictions for unlawful conduct under local, state, or federal criminal drug laws may result in penalties such as fines, imprisonment, and loss of driver's license.
2. As a result of any violation of this policy, a student may be referred to an appropriate educational, evaluation or rehabilitation program or offered community service, in lieu of suspension or dismissal. Satisfactory participation in any such program shall be determined by the appropriate University department or official after consultation with the individual or organization providing the evaluation or rehabilitation program, coordinating the community service, and/or conducting the educational program.
3. When students under the age of 21 are convicted of violating alcoholic beverage and/or controlled substance laws or policies while on campus or at University activities, their parent or guardian will be notified of such violations if the student is under the age of 21 at the time of the notification, in accordance with the Family Educational Rights and Privacy Act (FERPA).

## II. Alcohol and Other Drug Counseling and Treatment Programs Available for VCU Students and Employees and Procedures for Accessing Services

This procedure clarifies where services are available. APPENDIX I is updated annually with specific resources at the University and in the surrounding community.

- A. **Employees:** An employee who experiences a problem with alcohol or other drugs may contact a Human Resource Employee Relations Specialist for confidential assistance or referral to appropriate resources (e.g. Employee Assistance Program) or to the University's Employee Health Services physician. An employee may directly contact the Employee Assistance Program if eligible. These resources may also be utilized by a manager.
- B. **Students:** A student who experiences a problem with alcohol or other drugs may contact University Counseling Services or University Student Health Services for confidential counseling, assessment and referral to community services if needed.

## III. Procedures for University Sponsored Events Associated with Alcohol

VCU assumes no responsibility for any liability incurred at any event not sponsored by the University where alcohol is served and/or sold. Students, employees, contractors and guests are obliged to conduct themselves in accordance with the laws of the Commonwealth of Virginia and assume full responsibility for their activities and events.

Sponsors who host or organize a VCU-sponsored event that is associated with alcohol shall:

- A. Comply with federal law, state law and Virginia ABC regulations.
- B. For events associated with alcohol, complete the Alcohol Authorization Form at [www.scheduling.vcu.edu/faq/](http://www.scheduling.vcu.edu/faq/); and in conducting the event, shall:
  - i. Employ a third party vendor with an ABC license who is responsible for adhering to laws and regulations. (Obtaining an ABC license rather than using a third party vendor requires special exemption from VP or designee.
  - ii. Be responsible for security costs incurred in connection with the event and be aware that for local events, VCU Campus Police determine the cost and the level of security required.
  - iii. Utilize only local or private funds to pay for the purchase of alcoholic beverages. There must be a clear business purpose for the function that supports the University's mission. The event must be in accordance with Procurement Services Allowable Business Expenditure Chart and approved by the appropriate Chair/director and Vice Provost/Dean/Designee. See: [http://procurement.vcu.edu/i-want-to-make-a-purchase/know-what-you-can-and-cannot-buy/allowable-business-expenditure-chart/#Upyp12Tk\\_r8](http://procurement.vcu.edu/i-want-to-make-a-purchase/know-what-you-can-and-cannot-buy/allowable-business-expenditure-chart/#Upyp12Tk_r8).
- C. For events to be held off campus, be aware that sponsored events must also follow alcohol laws, regulations, address security issues and follow unit guidelines /purchasing procedures.
- D. For any publication, advertisement or announcement distributed or intended to be distributed primarily to persons under 21 years of age, ensure no mention of alcoholic beverages. Distribution of any other publication, advertisement or announcement must be

primarily to persons 21 years of age or older and such publication, advertisement or announcement must contain a requirement of proof of age and VCU identification.

## Forms

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1. [Event request form](#)
2. [Alcohol Authorization Agreement Form](#)

## Related Documents

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1. Commonwealth of Virginia Policy on Alcohol and Other Drugs  
[http://www.dhrm.virginia.gov/hrpolicy/policy/pol1\\_05AlcoholandDrugsSummary.pdf](http://www.dhrm.virginia.gov/hrpolicy/policy/pol1_05AlcoholandDrugsSummary.pdf)
2. Employee Standards of Conduct  
[http://www.dhrm.virginia.gov/hrpolicy/web/pol1\\_60.pdf](http://www.dhrm.virginia.gov/hrpolicy/web/pol1_60.pdf)
3. University's Rules and Procedures  
<http://www.assurance.vcu.edu/Policy%20Library/VCU%20Rules%20and%20Procedures.pdf>
4. Promotion and Tenure Policies and Procedures  
<http://www.assurance.vcu.edu/Policy%20Library/VCU%20and%20School%20of%20Medicine%20Faculty%20Promotion%20and%20Tenure%20Policies%20and%20Procedures.pdf>
5. [University Policy for Administrative and Professional Faculty and Faculty Holding Administrative Appointments](#)
6. Policy for Residence Hall Students  
[http://www.housing.vcu.edu/docs/residence\\_hall\\_policies.pdf](http://www.housing.vcu.edu/docs/residence_hall_policies.pdf)
7. Procedures for Parental Notification  
[http://www.students.vcu.edu/studentconduct/parents/rules\\_and\\_procedures/parent\\_notif.html](http://www.students.vcu.edu/studentconduct/parents/rules_and_procedures/parent_notif.html)
8. Virginia Alcohol Beverage Control Act <http://lis.virginia.gov/cgi-bin/legp604.exe?141+sbj+004>
9. Purchasing A - Z Policies & Procedures Manual  
<http://www.assurance.vcu.edu/Policy%20Library/Purchasing%20A%20-%20Z%20Policies%20&%20Procedures%20Manual.pdf>
10. Drug-Free Workplace Act of 1988  
<http://www.dol.gov/elaws/asp/drugfree/require.htm>
11. Drug-Free Schools and Communities Act  
<http://www.higheredcenter.org/mandates/dfsca>
12. Part 86 of the Education Department General Administrative Regulations (EDGAR)  
<http://ecfr.gpoaccess.gov/cgi/t/text/text-idx?c=ecfr&sid=b0c5a39f56c267cffe1786697dbbf2cb&rgn=div5&view=text&node=34:1.1.1.1.30&idno=34#34:1.1.1.1.30.2.132.1>

13. Complying with the Drug-Free Schools and Campuses Regulations [EDGAR Part 86]:  
A Guide for University and College Administrators  
<http://www.higheredcenter.org/files/product/dfscr.pdf>
14. 20 U.S.C. § 1145g. Drug and alcohol abuse prevention  
<http://www.gpo.gov/fdsys/pkg/USCODE-1997-title20/pdf/USCODE-1997-title20-chap28-subchapXII-sec1145g.pdf>

## Revision History

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This policy supersedes the following archived policies:

Revision/Approval Date	Title
Initial Approval: 9/1991	<i>VCU Alcohol and Drug Policy</i>
Revised and Approved, 11/10/1999	<i>VCU Alcohol and Drug Policy</i>
Revised and Approved, 5/17/2002	<i>VCU Alcohol and Drug Policy</i>
Revised and Approved, 11/16/2006	<i>VCU Alcohol and Drug Policy</i>
<i>Revised and Approved, 5/09/2014</i>	<i>Alcohol and Other Drugs</i>

## FAQs

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### 1. Question: What is an allowable expense for alcohol at university functions on or off campus?

An allowable expense for alcohol must have a clear business purpose for the function that supports the University's mission. See: [http://procurement.vcu.edu/i-want-to/make-a-purchase/know-what-you-can-and-cannot-buy/allowable-business-expenditure-chart/#.Upypl2Tk\\_r8](http://procurement.vcu.edu/i-want-to/make-a-purchase/know-what-you-can-and-cannot-buy/allowable-business-expenditure-chart/#.Upypl2Tk_r8)

### 2. Question: How do I have an event with alcohol properly authorized?

#### Alcohol Authorization How-to

- Download and complete the Alcohol Authorization Agreement Form. This form is available at <http://scheduling.vcu.edu/faq/>

#### Part I – Event Information

- Fill out all general event information in the required fields.
- In the *Index code* box, make sure to use the index code that will be used to pay for the alcohol. If the purchase is not being funded by an index code, make a note in that box, and provide detail in the last box on the page.
- In the *Proposed location* box indicate the space you intend to have the event. Note: This form does not constitute as a space request. You need to request space separately before completing this form. Information on how to request a room can be found at <http://scheduling.vcu.edu/services/>
- In the *Funds used to purchase alcohol* box provide a detailed description of the funding source for the alcohol. Information on procurement of alcohol with VCU funds can be found at [http://procurement.vcu.edu/i-want-to/make-a-purchase/know-what-you-can-and-cannot-buy/allowable-business-expenditure-chart/#.Upypl2Tk\\_r8](http://procurement.vcu.edu/i-want-to/make-a-purchase/know-what-you-can-and-cannot-buy/allowable-business-expenditure-chart/#.Upypl2Tk_r8)

## Part II – Alcohol Service Plan

- In the *License #* box indicate the ID # for the ABC license that will be used at this event. Any event with alcohol in VCU space must be supported by an ABC license. If you are using a caterer, such as Aramark, it is likely that they have an ABC license that they will use for the event. Ask them for their license #.

## Part III –Underage Attendees

- Only to be filled out if there will be guests at the event under the age of 21.

## Part IV –Approvals

- The *Signature of requester* section is to be filled out by the individual submitting the form for approval
- Gray approval boxes:
  - Box 1: This is to be signed by a designee from the department that is requesting to serve alcohol.
  - Box 2: This is to be signed by the individual who is responsible for the scheduling management of the space where the alcohol is to be served, and it is to be signed by the designee who oversees that department.

If at any time you have issues completing a section of this form you can contact Conference and Scheduling services at [css@vcu.edu](mailto:css@vcu.edu) or 804-828-4228.

## **APPENDIX I: University and Community Resources for Alcohol and Other Drugs**

An annually updated resource list is provided below:

### **I. UNIVERSITY CONSULTATION AND**

#### **TREATMENT A. For Staff/Faculty**

##### **Employee Health Services – 828-0584**

Resource and referral to employee assistance providers and community resources.

##### **Human Resources Employee Relations Office- 828-1510**

Resource and referral information

#### **B. For Students**

##### **University Counseling Services – 828-6200 (Monroe Park Campus), 828-3964 (MCV Campus)**

- Assessment, counseling, and referral services (Call 828-5069 for more information)
- Consultation is available for other members of the University community and family who are concerned about a student.



**University Student Health Services** – 828-8828 (Monroe Park Campus), 828-9220 (MCV Campus), assessment education and referral information for students regarding the health effects of substance use and abuse.

**Wellness Resource Center** – 828-9355

Substance Abuse Prevention Services Coordinator (828-2086) provides connection to resources for students both within VCU and in the broader community. Call for more information about support for recovering students.

## II. STUDENT ASSISTANCE PROGRAMS

Disability Support Services (Monroe Park Campus), 828-2253

Office of Special Services for Students (MCV Campus), 828-9782

## III. EDUCATIONAL PROGRAMS

Credit and non-credit educational offerings are available to all members of the University community in the area of alcohol and other drug issues.

**Wellness Resource Center** – 828-9355

Provides several different types of educational programs for students and faculty

- [www.thewell.vcu.edu](http://www.thewell.vcu.edu)
- Free online self-assessment with immediate anonymous feedback at website
- Free 2 hour basic alcohol education class CHOICES register online
- Group education sessions available by calling or by submitting a request online
- Connection to “Rams in Recovery” a collegiate recovery community at VCU

**University Counseling Center**

- Provides PATHWAYS education/assessment course
- Registration is online at <http://www.students.vcu.edu/counseling/>
- Call 828-5069 for more information about substance abuse education/assessment

## IV. SELF-HELP ORGANIZATIONS

Groups based on a Twelve-Step Program, offer individual sponsorship, group meetings, and membership to anyone interested in dealing with substance abuse problems. Check local phone listings for help. Several 12-step groups meet on campus. See local website for details.

<b>Alcoholics Anonymous (AA)</b>	<a href="http://www.aarichmond.org">www.aarichmond.org</a>
<b>AlAnon Family Groups</b>	<a href="http://www.alanonrichmondva.org">www.alanonrichmondva.org</a>
<b>Narcotics Anonymous (NA)</b>	<a href="http://www.usrecovery.info/NA/Virginia.htm">www.usrecovery.info/NA/Virginia.htm</a>
<b>SMART Recovery</b>	<a href="http://www.smartrecovery.org">www.smartrecovery.org</a>

## APPENDIX II: Health Effects of Alcohol and Other Drugs

Below is a list of health effects for major categories of drugs:

**Alcohol** - Alcohol acts as a central nervous system depressant. Its initial effects include altered perception, judgment, motor coordination and abstract thinking/cognitive impairment. Continued use of alcohol results in physical and psychological dependence marked by increased tolerance, memory blackouts and the experience of withdrawal symptoms. The disease of alcoholism progresses in stages from an individual's early use, to being preoccupied with alcohol, to failing in controlling alcohol use, on to eventual loss of control and continued use despite negative consequences. Statistics show that alcohol use is involved in a majority of violent behaviors on university campuses including acquaintance rape, vandalism and assaults.

**Amphetamines** - Users experience euphoria, abundant energy, and decreased need for sleep. Other signs and symptoms may include irregular heartbeat, rapid breathing, irritability, anxiousness, restlessness, panic, paranoia, aggression and impulsive behavior.

**Anabolic Steroids** - Health effects may include high blood pressure, blood clotting, cholesterol changes, liver cysts and cancer, kidney cancer, hostility and aggression, acne; in adolescents, premature stoppage of growth; in males, prostate cancer, reduced sperm production, shrunken testicles, breast enlargement; in females, menstrual irregularities, abnormal hair growth.

**Cannabis (Marijuana)** - The user experiences slowed thinking and reaction time, time distortion, confusion, impaired balance and coordination, and impaired judgment.

**Cocaine** - The user experiences feelings of exhilaration, energy, increased mental alertness, rapid or irregular heartbeat, reduced appetite and weight loss. Users often have a stuffy, runny nose and nosebleeds. Immediate effects include dilated pupils, elevated blood pressure, heart rate, respiratory rate and body temperature. Withdrawal symptoms include strong cravings, depression, alterations in sleep patterns. Crack, the free-base use of cocaine, can produce hallucinations, blurred vision, chest pains, convulsions and even death.

**Designer Drugs:** These are chemically altered compounds, many of which are now illegal in Virginia including synthetic cannabinoids (e.g. spice), synthetic stimulants (e.g. bath salts) and other research chemicals. Please access NIDA (National Institute on Drug Abuse) website for further information on these and other substances of abuse at [www.drugabuse.gov](http://www.drugabuse.gov).

**GHB (Gammahydroxybutyrate)** – In low doses, GHB can cause euphoria. At higher doses it can cause electrolyte imbalance, decreased respiration, slow heart rate, vomiting, low blood pressure, confusion, unconsciousness, coma, and death.

**Hallucinogens** – Hallucinogens such as Lysergic Acid Diethylamide (LSD), mescaline, and psilocybin cause altered states of perception and feeling including delusions, hallucinations and illusions including body and time distortion. Physical effects include fever, rapid heartbeat, elevated blood pressure, blurred vision, and flushed face. Mood can range from euphoria to panic and depression.

**Heroin** - The opiate effect of heroin diminishes the sense of pain, inducing euphoria, drowsiness, and confusion. Overdose results in death from stopping breathing.

**Inhalants** - Solvents (paint thinners, gasoline, glues, butane, propane aerosol propellants, nitrous oxides) produce stimulation, loss of inhibition, slurred speech, and loss of motor coordination. Inhalants can lead to negative health effects after both short term and long term use.

**Ketamine** - The user experiences increased heart rate and blood pressure, problems with control of movements, memory loss, numbness and nausea/vomiting. The user is at high risk for slowed breathing that may lead to brain damage or death.

**MDMA (Ecstasy)** - Methylenedioxymethamphetamine produces mild hallucinogenic effects, amphetamine-like stimulation, and increased touch sensitivity. An increase in display of affection to others may occur.

**PCP** - Since Phencyclidine is relatively inexpensive, it is often used to enhance the effects of other drugs such as LSD, cannabis or cocaine. PCP users seek an altered state of bizarre perceptions, confusion, disorientation, impaired judgment and often delirium. Behavioral changes may range from hyperactivity to catatonic states.

### **APPENDIX III: Selected Federal Penalties and Sanctions for Illegal Possession of a Controlled Substance**

Selected federal penalties are listed by code below. The following is a general summary or illustration of penalties that are likely for commission of a federal drug crime. The following is not intended as a substitute for sound, personalized legal advice.

For complete, current and accurate information regarding penalties, reference the code sections 21 U.S.C. 841 and following, which can be found on the Food and Drug Administration's website at <http://www.fda.gov/RegulatoryInformation/Legislation/ucm148726.htm#cntlsbd> (subject to updates by that agency).

Penalties include both civil and criminal and imprisonment for terms up to one year and minimum fines of \$1,000 for lesser offenses like simple possession. Penalties may also include imprisonment for 20 years to life imprisonment and fines up to \$10,000,000 or more for greater offenses.

#### **21 U.S.C. 862**

Provides for forfeiture of federal benefits, defined as the issuance of any grant, contract, loan, professional license or commercial license provided by an agency of the United States or by appropriated funds of the United States but not any retirement, welfare, Social Security, health, disability, veterans benefit, public housing, or other similar benefit, or any other benefit for which payments or services are required for eligibility).

#### **21 U.S.C. 881(a)(4)**

Provides for forfeiture of vehicles, boats, aircraft or any other conveyance used or intended for use to transport, conceal or facilitate possession of a controlled substance.

#### **21 U.S.C. 881(a)(7)**

Provides for forfeiture of land, houses or buildings used to commit or to facilitate commitment of a violation of controlled substance laws that carry a penalty of more than 1 year imprisonment.

## **21 U.S.C. 860**

Provides enhanced penalties for distributing, or possessing with intent to distribute, or manufacturing a controlled substance in, on, or within 1000 feet of a public or private university, school, playground and other locations. The penalties generally include punishment and fine that is twice the maximum amount authorized in 21U.S.C. 841(b).

## **APPENDIX IV: Virginia Laws Pertaining to the Unlawful Possession or Distribution of Controlled Substances, Illicit Drugs and Alcohol**

The following is not intended as a substitute for sound, personalized legal advice. A summary of pertinent VA laws are listed below:

### **ALCOHOL**

Virginia's Alcoholic Beverage Control Act contains a variety of laws governing the possession, use and consumption of alcoholic beverages. The Act applies to students and employees of this institution. As required by the Federal Drug-Free Schools and Communities Act of 1989, some selected pertinent laws, including sanctions for their violation, are summarized below.

1. It is unlawful for any person under age 21 to consume, purchase or possess any alcoholic beverage. Violation of the law is a Class 1 misdemeanor, for which the punishment is confinement in jail for up to twelve months and a fine of at least \$500 or a minimum of 50 hours of community service. In addition, such person's Virginia driver's license shall be suspended for a period of six months to one year.
2. It is unlawful for any person to sell alcoholic beverages to persons under the age of 21 years of age. Violation of the law exposes the violator to a Class 1 misdemeanor conviction for which the punishment is confinement in jail for up to twelve months and fine up to \$2,500, either or both.
3. It is unlawful for any person to purchase alcoholic beverages for another when he knows or has reason to know that the person for whom the alcohol is purchased is under age 21. The criminal sanction for violation of the law is the same as #2 above. In addition, a violator shall have his or her license suspended for a period of not more than one year.
4. It is unlawful for any person to consume alcoholic beverages in unlicensed public places. A violation of the law is a misdemeanor for which the punishment is a fine up to \$250.
5. It is unlawful for any person under the age of 21 to use or attempt to use an altered or fictitious I. D. to purchase alcoholic beverages. Violators are subject to the same punishment as #1 above. Driving privileges shall also be revoked for at least 6 months or up to 1 year.
6. It is unlawful for any person under 21 to operate any motor vehicle after illegally consuming alcohol. Violation of the law is a misdemeanor for which the punishment is loss of driver's license for one year and a fine of at least \$500 or a minimum of 50 hours of community service.

## **CONTROLLED SUBSTANCES AND ILLICIT DRUGS**

The unlawful possession, distribution, and use of controlled substances and illicit drugs, as defined by the Virginia Drug Control Act, are prohibited in Virginia. Controlled substances are classified under the Act into “schedules”, ranging from Schedule I through Schedule VI, as defined in sections 54.1-3446 through 54.1-3456 of the Code of Virginia (1950), as amended. As required by the Federal Drug-Free Schools and Communities Act of 1989, some of the pertinent laws, including sanctions for their violation, are summarized below.

1. Possession of a controlled substance classified in Schedules I or II of the Drug Control Act, upon conviction, exposes the violator to a felony conviction for which the punishment is a term of imprisonment ranging from one to ten years, or in the discretion of the jury or the court trying the case without a jury, confinement in jail for up to twelve months and a fine up to \$2,500, either or both.
2. Possession of a controlled substance classified in Schedule III of the Drug Control Act, upon conviction, exposes the violator to a misdemeanor conviction for which the punishment is confinement in jail for up to twelve months and a fine up to \$2,500, either or both.
3. Possession of a controlled substance classified in Schedule IV of the Drug Control Act, upon conviction, exposes the violator to a misdemeanor conviction for which the punishment is confinement in jail for up to six months and a fine up to \$1,000, either or both.
4. Possession of a controlled substance classified in Schedule V of the Drug Control Act, upon conviction, exposes the violator to a misdemeanor conviction for which the punishment is a fine up to \$500.
5. Possession of a controlled substance classified in Schedule VI of the Drug Control Act, upon conviction, exposes the violator to a misdemeanor conviction for which the punishment is a fine up to \$250.
6. Possession of a controlled substance classified in Schedules I or II of the Drug Control Act with the intent to sell or otherwise distribute, upon conviction, exposes the violator to a felony conviction for which the punishment is a term of imprisonment from five to forty years and a fine up to \$500,000. Upon a second conviction, the violator must be imprisoned for not less than five years but may suffer life imprisonment, and fined up to \$500,000. For a third or subsequent offense, a mandatory five-year prison sentence is imposed.
7. Possession of a controlled substance classified in Schedules III, IV, or V of the Drug Control Act with the intent to sell or otherwise distribute, upon conviction, exposes the violator to the possible following punishments. For Schedule III, the violator is exposed to a felony conviction with a term of imprisonment of one to ten years, or in the discretion of the jury or the court trying the case without a jury, confinement in jail for up to twelve months and a fine up to \$2,500, either or both.. For Schedule IV, the violator is exposed to a felony with a term of imprisonment from one to five years or in the discretion of the jury or the court trying the case without a jury, the violator can be confined in jail for up to 12 months and a fine not more than \$2,500, either or both. For Schedule V or VI, the violator is exposed to a misdemeanor conviction for which the punishment is confinement in jail for up to 12 months and a fine up to \$2,500, either or both.
8. Conviction for Possession of anabolic steroids with intent to distribute carries a mandatory minimum jail term of 6 months.

9. Possession of marijuana, upon conviction, exposes the violator to a misdemeanor conviction for which the punishment is confinement in jail for up to thirty days and a fine up to \$500, either or both. Upon a second conviction, punishment is confinement in jail for up to 12 months and a fine up to \$2,500, either or both.
10. Possession of less than one-half ounce of marijuana with intent to sell or otherwise distribute, upon conviction, exposes the violator to a misdemeanor conviction for which the punishment is confinement in jail for up to 12 months and a fine up to \$2,500, either or both. If the amount of marijuana involved is more than one-half ounce to five pounds, the crime is a felony with a sanction of imprisonment from one to ten years, or in the discretion of the jury or the court trying the case without jury, confinement in jail for up to 12 months and a fine up to \$2,500, either or both. If the amount of marijuana involved is more than five pounds, the crime is a felony with a sanction of imprisonment from five to thirty years.