

University of Mississippi
Drug Free Schools and Campus Act of 1989
Biennial Campus Alcohol and Drug Report
2014-2016

In accordance with the requirement of the Drug Free Schools and Campuses Act of 1989 and the Campus Security Act of 1990, institutions must publish a biannual report containing information on campus alcohol and drug policies, program and standards related to its institution.

Copies of the Drug Free Schools and Campuses Act of 1989 Biannual Campus Alcohol and Drug Report 2014-2016 will be made available upon request.

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INFORMATION FOR THE UNIVERSITY OF MISSISSIPPI COMMUNITY

In accordance with the requirements of the Drug Free Schools and Campuses Act of 1989 and the Campus Security Act of 1990, institutions must publish a biannual report containing information on campus alcohol and drug policies, programs and standards related to its institution.

The University of Mississippi is committed to maintain a drug-free workplace and workforce in conformity with federal laws (see University of Mississippi Drug-Free Workplace and Workforce policy code HRO.FR.200.020). Also, in compliance with the federal Drug-Free Schools and Communities Act Amendments of 1989, The University of Mississippi has adopted and implemented a programs to prevent the unlawful possession, use or distribution of illicit drugs and alcohol by students and employees on school premises or as a part of any of its activities and declares such possession, use or distribution a violation of university policy.

The policy applies to all students (both full-time and part-time) and each faculty and staff member (whether full-time or part-time). It is the personal responsibility of each student, faculty member or staff member to adhere to this policy.

This information has been prepared to ensure that each member of the University of Mississippi community understands the rationale behind its provisions and his or her responsibilities under the university's policy and the laws of the state of Mississippi. Because the university's foremost concern is the health and well-being of its students and employees, this publication also details resources that are available on campus for counseling and education about use, misuse and abuse of alcohol and other drugs.

CONDUCT AND POLICIES

Search for the following policies on the University of Mississippi Policy Directory:

<https://secure4.olemiss.edu/umpolicyopen/index.jsp>

- University of Mississippi Drug-Free Workplace and Workforce (HRO.FR.200.020)
- Drug and Alcohol Testing (HRO.FR.200.040)
- Commercial Driver's License Drug Testing (HRO.FR.200.010)
- Employee Assistance Program (HRO.BE.600.290)
- Convicted of Possession/Sale of Drugs (DSA.FA.600.130)
- Minimum Sanctions for Alcohol and Drug Violations (DSA.DS.300.025)
- Alcohol (CHA.AM.100.101)
- Student Housing- Alcohol (DSA.SH.400.003)
- Hazing (DSA.SC.200.035)
- Alcohol Service (CHA.AM.100.103)

Authority

The authority and jurisdiction of the University conduct system is established pursuant to the delegation of legal authority by the Chancellor and the Board of Trustees of State Institutions of Higher Learning. In Article IX, section (5) of the Bylaws and Policies of the Board of Trustees of State Institutions of Higher Learning, the Chancellor of The University of Mississippi is charged with the responsibility of maintaining appropriate standards of conduct for students and is authorized to expel, dismiss, suspend, and/or place limitations on continued attendance and/or levy penalties for disciplinary violations subject to procedures of due process. The Chancellor has delegated this function to the Vice Chancellor for Student Affairs, who in turn has delegated it the Office of Conflict Resolution and Student Conduct.

Student Conduct Rules and Regulations and the jurisdiction of the University conduct system apply to conduct that occurs on University premises, at University sponsored or associated events or activities, and to off-campus conduct that has institutional implications. The Office of Conflict Resolution and Student Conduct will determine whether the University conduct system has jurisdiction to apply the student conduct rules and regulations occurring off campus on a case by case basis. This determination is final. When determining whether the University has jurisdiction to address off-campus student conduct, the following will be considered:

- Whether the student was acting as a representative of the University;
- Whether the student was traveling to or from campus;
- The degree of violence that occurred;
- Injuries to students or others;
- The extent of danger posed to the University community;
- Whether the conduct was directed at another member of the University community;
- Whether a student organization was involved;
- Whether the incident could result in a felony charge;
- Whether weapons, drugs, or alcohol were involved;
- The date of the incident;
- The conduct history of student(s) involved;
- The proximity to campus;
- Whether the student lives on campus; and/or

The relationship the University has with the student at the time of the alleged violation.

All students are responsible for their conduct from the time of application of admission through the actual awarding of a degree, even though conduct may occur between terms of actual enrollment and even if the conduct is not discovered until after a degree is awarded.

Alcohol

As is true on most college and university campuses, many of the offenses committed against people and property at Ole Miss are a direct result of alcohol misuse/abuse. Such behavior interferes with the University's educational mission and shows a lack of respect for one's self, for others within the University community, and for the community at large. Thus, the University of Mississippi prohibits the abusive or unlawful sale, manufacture, possession, distribution, or consumption of alcohol.

Students, recognized student organizations, or others found in violation of this policy will be subject to campus disciplinary action, as well as potential civil liability and/or criminal prosecution (See "Minimum Sanctions Policy" DSA.DS.300.025 describing minimum campus sanctions for alcohol and other drug violations).

Visitors to the University campus who violate this policy may be subject to civil liability and/or criminal prosecution as well as other consequences in the discretion of the University. Such consequences may include, but are not limited to, limiting one's access to campus or campus events and losing season ticket privileges.

The following acts by individuals are prohibited by this policy:

1. It is unlawful, and therefore violates this policy, for any person under the age of twenty one to possess or consume alcohol.
2. The University of Mississippi prohibits unlawful driving under the influence of alcohol.
3. The University of Mississippi prohibits inappropriate behavior that is a direct result of alcohol consumption. Any student or other person publicly intoxicated will be found in violation of this policy.
4. The distribution of alcohol without a permit is unlawful and thus a violation of University policy. Any possession of alcohol in plain view or unattended and unsecured alcohol shall be considered

distribution in violation of this policy. Alcohol left unattended and unsecured or in plain view may be confiscated. The University prohibits the possession of items that provide for common distribution of alcohol on or in University property and buildings located on the University's campus. Examples include, but are not limited to, kegs, pony kegs, party balls, and other forms of common supply. Such items may be confiscated by the University.

5. Beer and light wines, as defined by Mississippi Code Annotated §67-3-3 (those alcoholic beverages commonly available for sale at grocery and convenience stores), are illegal in the portion of Lafayette County that lies outside the City of Oxford. Because most of the University's campus lies outside the City, distribution, possession, and consumption of beer and light wines are illegal on most of the University's campus.
6. Drinking games and rapid consumption techniques and devices (e.g., funnels, shots, etc.) by their nature promote abusive consumption of alcohol and thus violate this policy.
7. The University prohibits the possession and consumption of alcohol within administrative and academic buildings, except and unless when served under a lawfully issued permit.
8. It is unlawful, and thus violates this policy, to sell or consume alcoholic beverages 5% or greater alcohol by weight (alcohol that can only be purchased at package stores permitted by the state) within University athletics venues during intercollegiate athletics events.

Drugs and Drug Paraphernalia

Drug use, including the misuse of prescription drugs, is a prevalent problem at college and university campuses, and The University of Mississippi has not been spared. The university unequivocally prohibits the use and possession of drugs on its campus. The specifics of the drug policy are outlined below:

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1. *Possession, Use, and Sale of Drugs and Drug Paraphernalia*
 - a. The University of Mississippi prohibits the use, possession, distribution, sale, manufacture, and delivery of illicit drugs including the misuse of prescription medications, by members of its community. Illegal drugs, including prescription drugs for which the person does not have a valid prescription, are subject to confiscation.
 - b. The University of Mississippi also prohibits the possession, sale, and distribution of drug paraphernalia (including, but not limited to, pipes, bongos, roach clips, rolling papers, etc.). These items are strictly prohibited and are subject to confiscation.

Violation of this policy will result in disciplinary action and students may also be subject to criminal prosecution and/or civil liability.

2. The University of Mississippi also prohibits behavior that is a direct result of drug consumption, use, or abuse. Any student found to be visibly overcome by the use of drugs will be found in violation of University policy.
3. Information regarding a student's violation of the University's drug policy may be released to that student's parents, if the student is under 21 years of age. Drug violations are included in the University of Mississippi's Minimum Sanctions Policy. Students who are convicted of drug-related crimes may lose financial aid (Convicted of Possession/Sale of Drugs DSA.FA.600.130) and may also

face criminal prosecution under state, federal and local laws. Penalties for criminal convictions may include fines and/or imprisonment.

Minimum Sanctions for Alcohol and Drug Violations (Two Strike Policy)

Any student or student organization found in violation, through the University's conduct process, of a University policy concerning or involving the use of alcohol or other drugs will receive the following minimum sanctions:

Student's or student organization's first offense – Required alcohol/drug education program and related fees or fines, community service, and probation for the remainder of current semester and the following two semesters (Fall or Spring) enrolled at the University. Probation extends through any intervening summer terms, inter-sessions, and/or any institutional breaks.

Student's second offense while on probation – Suspension from institution. The University Judicial Council may elect for the suspension to take effect immediately or to take effect upon completion of the current semester or term. The student shall be suspended for at least one complete Fall or Spring semester following the suspension's effective date, including any intervening summer terms or inter-sessions.

Student organization's second offense while on probation – Suspension of organization's social activities to take effect immediately and to remain in effect for at least one complete Fall or Spring semester following the suspension's effective date, including Summer terms or intersessions.

These are minimum sanctions. The findings of fact, aggravating circumstances, and prior record of the student or student organization will be factors considered when determining any appropriate additional sanctions on either the first or second offense. Though the underlying finding of responsibility is appealable, the minimum sanction prescribed by this policy is not.

Any sanction beyond the minimum sanction, however, is appealable using the University's published student conduct process.

Tobacco Use Policy

Smoking is prohibited at all times, and at all locations of The University of Mississippi Oxford campus, including University-owned facilities, properties, and grounds. This includes but is not limited to the following:

- The interior of all university-owned buildings;
- All outside property or grounds of the Oxford campus, including sidewalks, parking lots, recreational areas and partially enclosed areas such as walkways, breezeways, patios, porches, gazebos, tents and bus shelters;
- Within any University of Mississippi-owned vehicles, including buses, vans, shuttles, golf carts and all other University vehicles; and
- All indoor and outdoor athletics venues and facilities.

This policy applies to all faculty, staff, students, visitors, and contractors. For purposes of this policy, "smoking" means inhaling, exhaling, burning, carrying or possessing any lighted tobacco product, including cigarettes, cigars, pipe tobacco, and any other lit tobacco products, including electronic cigarettes that emit smoke. The University also prohibits littering the campus with remains of any tobacco products.

Additionally, the University-controlled advertising, sale, or free sampling of tobacco products is prohibited on campus, regardless of the vendor. Organizers and attendees at public events, such as conferences, meetings, public lectures, social events, cultural events, and athletic events using University-owned facilities, grounds, and properties are required to abide by University of Mississippi policy. Therefore, organizers of such events are responsible for communicating to attendees the policies of the University and for enforcing this policy.

PROGRAMS (Substance Use)

The University of Mississippi strives to use a comprehensive approach when working with alcohol and drug issues on campus. We have programs that cover all three levels of prevention: primary, secondary, and tertiary.

Primary Prevention: activities that are implemented to prevent a disease, problem, or illness from beginning or ever occurring

Examples:

- Strong 2-strike Alcohol Policy with appropriate enforcement and implementation
- Strong alcohol-free residence hall policy (applies to everyone, even those 21 years or older)
- Campus Clarity (formerly AlcoholEDU/HAVEN)– online alcohol, drug and sexual assault education course required for all incoming freshmen and transfer students
- Education and outreach to students living on campus through residence hall programming and social norms campaigns (Game Day Game Plan, Hotty Toddy Potty Times)
- Alcohol-free late night activities provided by Campus Recreation and Student Union (among others)
- Compliance with the Higher Education Opportunity Act – annually publish policies, resources, and health risks, etc. to students, faculty, parents, and staff.
- Address substance use through sessions at Orientation for both parents and students.
- EDHE 105 classes are encouraged to infuse alcohol and drug education topics, discussions, programs, and education into their class sessions with first-year students
- Use of peer educators through Student Wellness Ambassadors

Secondary Prevention: activities that are done to realize hidden problems, diseases, or illnesses in order to treat the issue before it manifests

Examples:

- RebelADE (Alcohol and Drug Education): If a student gets in trouble with either the City of Oxford or on campus for an alcohol-related offense, they are required to participate in a substance abuse program. RebelADE includes a screening, decision making seminar, brief interventions using motivational interviewing, early intervention program and possible connection with campus counseling services and our collegiate recovery community.
- Services provided by the University Counseling Center: screening, individual/group counseling, and support for families/friends/roommates

Tertiary Prevention: activities that limit the extent of an existing disease, problem, or illness

Examples:

- UM Collegiate Recovery Community – The Community provides support so students can successfully pursue academics, social life, and recovery. The Community provides resources and a

strong network to help integrate students into college life. (Sample services/support: help transitioning from high school or treatment into college, network of supportive friends and viable resources, assistance with academic advising, and staff available to do whatever they can to help students be successful – many are in recovery themselves.)

- Services provided by the University Counseling Center: screening, individual/group counseling, and support for families/friends/roommates

PROGRAMS (tobacco)

Smoking Cessation Programs: The Health Center and Counseling Center offer a range of smoking cessation and support programs for any member of the University community who desires to quit smoking. The University's employee health insurance plan covers the full cost for three months of cessation medications. To learn more about smoking cessation programs available to students and employees, please go to www.smokefree.olemiss.edu

HEALTH RISKS

Substance abuse can lead to behaviors or problems for individuals that affect all aspects of wellness: social health, environmental health, physical health, emotional/mental health, spiritual health, and intellectual health. Alcohol, especially in high doses, when rapidly consumed, or in combination with other drugs can lead to illegal and/or violent behaviors and actions, drinking and driving, injury, or medical emergencies. Research has shown that the use of alcohol and/or drugs negatively affects academic performance, relationships, communication, well-being, and risk of dependence.

Information on specific health risks associated with substance use is available in more detail at the following campus locations:

1. Student Health Center
2. Health Promotion/Campus Recreation
3. University Counseling Center
4. Collegiate Recovery Community

Health Promotion strives to advocate for well-informed and healthful choices and encourages holistic wellness in a positive, empowering and open environment. Health Promotion uses education and prevention strategies to help students be engaged in positive decision making about their personal wellness. Health Promotion's objectives include:

- Increase your ability to critically evaluate your drinking or drugging behavior
- Increase your ability to examine your alcohol and drug history, decision making and the consequences of the choices you have made
- Help you explore safe, protective and harm reduction techniques
- Provide accurate data about student drug/alcohol use at the University of Mississippi to dispel myths and accepted norms
- Increase your confidence in navigating campus policy, state/federal law and legal versus illegal behavior and activities

EVALUATIONS

Minimum Sanctions for Alcohol and Drugs (Two Strike)

Analysis of conduct data involving alcohol and other drug violations appeal to demonstrate some concern with alcohol and other drug usage, as well as the effectiveness of the current policy. For the 2014-2016 biennial cycle, a total of 1091 received their first strike as opposed to 863 during 2012-2014. These students were proscribed the minimum sanctions under the Two Strike Policy (substance abuse education, community service hours, and Two Strike Probation). Of the 1091 students who received their first strike, a total of 76 students (as opposed to 25 students during 2012-2014) received a second strike and were issued suspensions. This means 7% percent of students had a second violation of the Minimum Sanctions for Alcohol and Drugs Policy as opposed to 3% during the prior biennial review.

The university is beginning a review of the current Minimum Sanctions policy. The increase in numbers and percentages are mostly likely a result of an increase of usage, more severe enforcement of the policy, and a more consistent structure of adjudication. However, there is also the likelihood that the policy would benefit from a review and, if necessary, adjustments to better support the institution, local community, and individual students.

RebelADE

Health Promotion implements a 6 week follow-up, post completion of RebelADE to determine if the programs objectives are met and/or additional adjustments should be made. RebelADE is a new program for the Office of Health Promotion and will be reviewed annually to determine its effectiveness.

Campus Clarity

Health Promotion and Violence Prevention Office provide substance use and violence prevention education to all 1st year students enrolled in one hour or more of course credit. Feedback from Campus Clarity is used to provide informed, targeted, and evidence based programming and outreach for our community.