



**DRUG-FREE SCHOOLS & COMMUNITIES ACT  
BIENNIAL REVIEW 2022**

**ACADEMIC YEARS 2020-21 & 2021-22**

In Compliance with the U.S. Department of Education's Drug-Free Schools and Communities Act (DFSCA) and Drug and Alcohol Abuse Prevention Regulations.

# **2022 BIENNIAL REPORT**

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### **2022 Biennial Report**

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## SUMMARY OF DFSCA BIENNIAL REVIEW REPORT

The Drug-Free Schools and Communities Act (DFSCA) was amended in 1989 to include institutions of higher education (IHE). In order to receive financial aid or other funding, DFSCA requires an IHE to certify that it has adopted and implemented an alcohol and other drug (AOD) prevention program in order to prevent unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees. The AOD prevention program must include, at minimum, the following:

1. Annual Distribution of a document to all students and employees that includes:
  - a) Standards of conduct prohibiting unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees.
  - b) A description of the local, State, and Federal laws which provide sanctions against unlawful possession or distribution of illicit drugs and alcohol.
  - c) A description of the health risks associated with the use of illicit drugs and the abuse of alcohol.
  - d) A description of the treatment resources available to students and employees.
  - e) A clear statement that the college or university will impose disciplinary sanctions on students and employees (consistent with local, State, and Federal law).
  - f) A description of those sanctions, up to and including expulsion, or termination of employment and referral for prosecution. A sanction may include the requirement that the offender complete an appropriate treatment program.
  
2. Completion of a Biennial review by the College of its Drug and Alcohol Program that includes the following objectives:
  - a) Evaluation of the effectiveness of AOD policies and programs.
  - b) Verification that the disciplinary sanctions described in the document are consistently enforced.
  - c) Recommendations for program and policy changes as needed.

A copy of the biennial review must remain on file and be available for inspection by the U.S. Department of Education. A copy of this document is maintained on file in the Office for Diversity, Equity & Inclusion located on the 2nd floor of Cantrell Hall. Additionally, the report may be found at [www.uvawise.edu/DFSCA](http://www.uvawise.edu/DFSCA).

Please contact the office at 276-376-3451 with any questions concerning this policy and/or alcohol and other drug programs, interventions and policies, or to request a printed copy of the biennial report.

## 2022 BIENNIAL REPORT

### DESCRIPTIONS OF ALCOHOL & OTHER DRUG (AOD) PROGRAM ELEMENTS

The University of Virginia's College at Wise (UVA Wise) utilized a framework for prevention based on efforts both within specific unites and collaboratively between departments. Prevention efforts included but were not limited to: biannual notification to all students and employees of the College's alcohol and drug policy including sanctions for illegal use and possession according to campus policy and State laws, education for first year students, specialized prevention programming for athletes based on NCAA guidelines, prevention programming provided by Residence Life professional and student staff, safety training through Campus Police, prevention and wellness programming which includes alcohol and drug prevention programming through the Office for Diversity, Equity & Inclusion and Counseling Services. The intent of UVA Wise's AOD programming is to create an environment in which students and employees are well-educated in order to make healthy choices regarding a) alcohol use and the potential for impairment problems and long-term consequences; and b) the risks as well as legal consequences of illegal drug use or the abuse/misuse of legal substances. The overall goal of AOD programming is to promote the health, safety, and quality of life for all UVA Wise students and employees.

Below is a summary of AOD prevention-related activities and events. Targeted groups included first-year students, athletes, and residential students.

#### **First-year Students**

All first-year students participated in an extended orientation event where a variety of information was provided for new UVA Wise students including See Something, Say Something session on Title IX education, drawing attention to the role of alcohol and drugs in sexual violence/assault. In the first six weeks of fall semesters, the College implemented First-Year Friday events which focused on providing primarily first-year students with information on student conduct policies, awareness education, and primary prevention programming for Title IX, safety, mental health resources, and drug and alcohol use. Resident Advisors (RA's) and professional Residence life staff shared the College's policies regarding alcohol and drug use during mandatory floor meetings. First-year students enrolled in Freshman Seminar courses were given a presentation on bystander intervention as it relates to sexual violence prevention; spotting drug or alcohol-induced incapacitation or alcohol poisoning; understanding where, how, and when to go for help; and the College's Alcohol and Drugs Amnesty policy. To illustrate these skills, the students were taught the Three D's of bystander intervention: Direct, Delegate, or Distract.

#### **Student-athletes**

The Intercollegiate Athletics Department of UVA Wise maintained additional written policies which were presented to each student-athlete annually prior to participation. These policies encompassed mandatory drug testing, sanctions as a result of positive tests, educational

programs relative to drug and alcohol use and abuse, and counseling. Prior to athletes participating in athletic practice or competition at UVA Wise, they complete the following forms and are provided education on the institutional, conference, NCAA, and state statutes governing alcohol and other drugs.

- UVA Wise Consent to Drug Test
- NCAA Consent to Drug Test
- NCAA Student-Athlete Statement (HIPAA/FERPA)
- Buckley Amendment (HIPPA)

Policies were provided in the UVA Wise Student-Athlete handbook, the UVA Wise Student Handbook, and the UVA Wise Athletic Department Handbook. Student-athletes have participated in alcohol and drug abuse presentations and workshops, such as an awareness event in 2021-22 with speaker Ethan Fisher, who uses his experience with drug and alcohol abuse to educate students about the risks of self-medicating with drugs and alcohol. Student-athletes have also assisted with educational programs and substance abuse prevention initiatives in conjunction with the Office for Diversity, Equity & Inclusion.

Prior to Fall 2022, student-athletes on campus used myPlaybook, a learning management system focused on providing student-athletes with information about risks to their health and wellbeing including alcohol abuse and performance enhancing drugs. After discontinuing use of myPlaybook, the athletics department focuses on athlete representation and engagement with events such as Safe Homecoming, Safe Halloween, and Safe Spring Break, hosted by the Office for Diversity, Equity & Inclusion.

Finally, in 2022, UVA Wise became the second school in the nation to adopt the Tracy Rule, which requires thorough background checks for athletes interested in attending the school. Athletes found responsible for Title IX violations or other violent acts resulting in bodily harm will be barred from playing at the school. While this policy stems from efforts aimed towards prevention of sexual violence, it also takes into account the increased risk for violence, sexual or not, when using drugs and alcohol.

### **Residential Students**

All residential students attended mandatory floor meetings at the beginning of each academic semester. Resident Advisors (RA's) and professional Residence Life staff reviewed the College's alcohol policy. The Residence Life policy regarding alcohol and drug use, and the expectations detailed in the Student Code of Conduct. Throughout the academic year, RA's were required to present a variety of programs including information related to physical and emotional wellness as involved in alcohol and drug use. Additional programming was provided in this residence hall which addressed avoiding use of drugs, tobacco, and excessive alcohol consumption and with additional programming provided by Campus Police, Counseling Services, and the Office for Diversity, Equity, & Inclusion. Passive programming was provided through educational flyers, bulletins, and postings across campus, as well as reminders of the College's amnesty policy to ensure that if students are unsafe, they feel comfortable asking for help.

Additionally, in April 2022, the Director of Residence Life hosted a program in partnership with Mothers Against Drunk Driving (MADD) called Be Smart, Drive Sober. Resident Advisors and Greek Life members were strongly encouraged to attend. In September 2022, another event was hosted on behalf of this division, this time in partnership with the Love Like Adam Foundation. This foundation honors Adam Oakes, a student who died of alcohol poisoning at a VCU fraternity event. The foundation teaches about the impact of hazing on college campuses, and calls students to be active bystanders in situations of dangerous alcohol consumption and peer pressure. While attendance by RA's and Greek Life was once again recommended, both events were open to and attended by any student interested.

## **STATEMENT of AOD PROGRAM GOALS & GOAL ACHIEVEMENT DISCUSSION**

UVA Wise's mission seeks to provide students with the insight, competence, sensitivity, and integrity necessary for living enriched lives and enriching the lives of others and we are a diverse community of people who believe that information can be transformed into knowledge. With the College's mission at the forefront, support for AOD education efforts includes but is not limited to various campus stakeholders such as The Office for Diversity, Equity & Inclusion; Division of Student Affairs Office; Counseling Services; Campus Police; the Athletics Department; faculty and staff; and the Office of Human Resources. Community partners who support the College's efforts include but are not limited to local law enforcement agencies and the Virginia Alcoholic Beverage Control.

While targeted programming was provided for designated groups on campus, a variety of AOD programs were available to the entire campus community including but not limited to health screenings and consultations, National Gordie Day events and various types of passive programming materials.

During this biennial, the following surveys were created specific to the UVA Wise campus community:

- General Student Perspective Survey Fall 2022
- Student-Athlete Perspective Survey Fall 2022
- Employee Perspective Survey Fall 2022

Additionally, goals reported in the 2020 Biennial Review achieved were:

- Increasing overall student participation.
- Collaborating with the UVA Wise Counseling Center for programming.

***Data Summary from Student Perspective Surveys Fall 2022.*** There were separate surveys for student-athletes and general student populations. This was done to increase participation amongst student-athlete populations, as well as to tailor the student-athlete survey to understanding the unique risks towards peer pressure to use alcohol or drugs, as well as the use of performance-enhancing drugs. The surveys returned with 74 respondents representing the general student population, and 89 respondents representing student-athletes.

**Demographic makeup of *general student* respondents:**

- 97.26% are full-time students.
- 23.29% freshman, 20.55% sophomore, 23.29% junior, 32.88% senior students.
- 90.79% white, 3.95% Asian, 2.63% Black, 1.32% American Indian or Alaskan Native.
- 97.26% non-Hispanic.
- 66.22% female, 25.68% male, 5.41% gender non-specific or nonbinary, 2.7% not listed or prefer not to say.
- 55.41% live off-campus.
  - 60.98% of off-campus students live with family, 19.51% live with friends, and 19.51% live alone.
- 16.22% are part of Greek Life or plan to join.

**For *general student* population:**

- 47.06% think that alcohol is a part of UVA Wise's campus culture.
- 27.94% think that alcohol is a problem on UVA Wise's campus.
- 88.24% are aware of the College's policies on alcohol.
- 88.24% are aware of the College's drug policies.
- 43.55% report they drink caffeinated beverages frequently.
- 53.33% report they have used e-cigarette devices or 'vapes' at least once, with only 16.67% being frequent use.

**Findings and Recommendations based on *general student* response:**

- 43.28% of students report drinking a few times per year, 29.85% of students report having never tried alcohol. No students reported drinking every day.
- 21.74% of students who have tried alcohol at least once report one or more experiences with 'blacking out,' or experiencing memory lapses as a result of drinking.
- 0% of students who have tried alcohol at least once report becoming aggravated or physically violent when drinking.
- 46.51% of students who have tried alcohol at least once were under the age of 21 at the time of survey.
- 45.16% of students indicate drinking alcohol exclusively at parties or with friends, 6.45% indicate regular or frequent use of alcohol.
- 20% of students indicate regular or frequent use of marijuana, 18.33% indicate one-time or experimental use, and 5% indicated use only at parties or with friends.
- 91.53% of students know where to report instances of sexual assault.
- 80.39% of students identify as hypervigilant in protecting themselves and others from sexual violence in situations where drugs and alcohol are in use.
- 82.36% of students believe they would be able to assess whether someone is incapacitated, and 74.51% would help a stranger who is heavily intoxicated make it home safely from a party.
- Programming focused on the harms of binge drinking, what binge drinking is, and how to avoid becoming incapacitated when drinking should continue (Safe Homecoming, "What's in a Drink?", Safe Spring Break).

- Programming tailored to specific student groups would likely increase overall attendance and participation.
- Continue education about the College's Alcohol and Drugs Amnesty Policy to encourage responsible bystander intervention.

**Demographic makeup of *student-athlete* respondents:**

- 100% are full-time students.
- 37.9% freshman, 28.74% sophomore, 17.24% junior, 16.09% senior students.
- 82.42% white, 12.09% Black, 2.2% American Indian or Alaskan Native, 2.2% Not Listed, 1.1% Asian.
- 94.37% non-Hispanic.
- 55.81% female, 40.70% male, 2.33% gender non-specific or nonbinary, 1.16% not listed or prefer not to say.
- 36.78% live off-campus.
  - 87.1% of off-campus students live with friends, 9.68% live alone, and 3.23% live with family.
- 5.75% are part of Greek Life.

**For *student-athlete* population:**

- 46.75% think that alcohol is a part of UVA Wise's campus culture.
- 16.88% think that alcohol is a problem on UVA Wise's campus.
- 92.21% are aware of the College's policies on alcohol.
- 94.74% are aware of the NCAA's policies on alcohol.
- 90.91% are aware of the College's drug policies.
- 98.68% are aware of the NCAA's policies on drugs.
- 41.27% report they drink caffeinated beverages during their competitive season as well as the off season.
- 12.51% report they have used e-cigarette devices or 'vapes' at least once, with only 9.38% being use during the competitive season and off season.

**Findings and Recommendations based on *student-athlete* response:**

- 31.58% of student-athletes report drinking a few times per year, 34.21% of student-athletes report having never tried alcohol. 2.63% of student-athletes report drinking every day.
- 14.58% of student-athletes who have tried alcohol at least once report one or more experiences with 'blacking out,' or experiencing memory lapses as a result of drinking.
- 10.42% of student-athletes who have tried alcohol at least once report becoming violent or aggravated while drinking, with 6.25% reporting getting involved in physical fights and 8.33% getting involved in verbal arguments.
- 62.22% of student-athletes who have tried alcohol at least once were under the age of 21 at the time of survey.



- 50% of student-athletes report never having tried alcohol, while 29.69% only drink alcohol during the off-season. 20.31% report drinking alcohol during the competitive season and off season.
- 4.69% of student-athletes indicate use of marijuana during the competitive season and off season, 7.81% indicate use only during off-season.
- 91.81% of student-athletes know where to report instances of sexual assault.
- 66.04% of student-athletes identify as hypervigilant in protecting themselves and others from sexual violence in situations where drugs and alcohol are in use.
- 75.47% of student-athletes believe they would be able to assess whether someone is incapacitated, and 66.03% would help a stranger who is heavily intoxicated make it home safely from a party.
- Programming focused on the harms of binge drinking, what binge drinking is, and how to avoid becoming incapacitated when drinking should continue (Safe Homecoming, “What’s in a Drink?”, Safe Spring Break).
- Programming delivered in quick bursts at the beginning or end of practice would assist in starting important conversations about drug and alcohol use amongst teammates.
- Continue education about the College’s Alcohol and Drugs Amnesty Policy to encourage responsible bystander intervention.

#### **Demographic Makeup of *Employee Survey***

- Sample size – 54 respondents.
- 59.26% classified or University Staff, 29.63% teaching faculty, 11.11% general administrative faculty.
- 96.23% White, 1.89% Asian, 1.89% other
- 100% non-Hispanic or Latino
- 66.67% female, 29.63% male, 1.85% nonbinary or gender non-specific, 1.85% not listed or prefer not to say.
- 48.15% Master’s degree, 25.93% PhD/MD/other doctorate, 16.67% Bachelor’s degree, 5.56% Associates degree, 3.7% High school diploma or GED.

#### **For *Employee population*:**

- 62.75% think that alcohol is a part of UVA Wise’s campus culture.
- 13.73% think that alcohol is a problem on UVA Wise’s campus.
- 84.31% are aware of the College’s policies on alcohol.
- 90.20% are aware of the College’s drug policies.
- 88.24% report knowing where to go for alcohol and/or drug dependency for themselves, a student, or colleague.

#### **Findings and Recommendations based on *Employee response*:**

- 39.22% of employees report drinking less than once a month, 7.84% report drinking once or multiple times per week, and 1.96% report drinking alcohol each day.
- 42.85% of employees report drinking to feel more comfortable in a social setting, with 54.35% reporting only drinking alcohol in social settings.

- 8.57% of employees reported that they have received concern from someone in their life about their drinking habits.
- 23.40% of employees report drinking caffeine regularly.
- 0% of employees reported regular or frequent use of nicotine vape devices.
- 2.13% of employees reported regular or frequent use of marijuana.
- 50% or more of employees surveyed report limited knowledge on the College's enforcement efforts on drug and alcohol policy for students, this would be a place for knowledge growth in the next cycle.
- 59.57% of employees would attend a workshop dealing with alcohol or other drug prevention efforts.
- 93.62% of employees know where to report instances of sexual assault.
- 100% of employees report understanding what it means to be a Responsible Employee.
- Employees report wanting to increase their knowledge of drug and alcohol policy as it applies to students, this could be added as a training in future semesters.
- Employees report feeling in control of their drug and alcohol use but know where to go should this change. Increased programming about the long-term effects of regular alcohol use may increase attitudes towards seeking or needing help.
- Caffeine remains the most widely-used substance on campus for students, faculty and staff. Programming about caffeine content in beverages and caffeine reduction remain necessary.

### **Distribution of Annual AOD Notification to Students & Employees**

As a requirement of DFSCA, UVA Wise disseminates policy/information to all students and employees on a semiannual basis. This process is formally conducted by disseminating an email to the entire campus community after the "add" date for classes. The disseminating of a notification email occurs in both January and in September. For employees who are hired after either notification date, copies of the alcohol and drug policies are provided and employees sign acknowledging they have received copies of these policies.

### **Content of Policies Distributed to Students & Employees**

The University of Virginia's College at Wise has a written policy that describes standards of conduct that clearly prohibit the unlawful possession, use, or distribution of illicit drugs and alcohol by student and employees on College property or as part of any College-sponsored activities.

The written policy includes (1) a description of the applicable legal sanctions under federal, state, or local laws for the unlawful possession or distribution of illicit drugs and alcohol; (2) a description of the health risks associated with the use of illicit drugs and the abuse of alcohol; (3) a description of any drug and alcohol programs (counseling, treatment, and rehabilitation) that are available to employees or students; and (4) a clear statement that UVA Wise will

impose disciplinary sanctions on students and employees for violations of the standards of conduct (see Appendix D).

### **Recommendations for Revising AOD Programs Including Summaries Of AOD Program Strengths & Growth**

For the current biennial review, identified strengths included:

- The Office of Diversity, Equity & Inclusion provided numerous opportunities for the campus community to participate in surveys regarding perspectives on alcohol and drug use and regarding the College's AOD program.
- There was a strong collaborative effort across campus and including community partners to provide education for AOD prevention.
- First-year students continue to be targeted upon arrival on campus and engaged early in prevention education.
- Continued advancement of campaigns Cavs Before One More and Cavaliers Respect Cavaliers to the campus community.
- Student-athletes are introduced to both UVA Wise and NCAA expectations regarding alcohol and substance use and prevention early in the semester prior to engaging in any sport.
- The Office of Human Resources sent mass e-mail education for the campus community through CommonHealth Connections and the HoosWell program.

The following areas of growth were noted:

- Increase the overall participation of students and employees that complete the next Student and Employee Perspective Surveys.
- Increase collaborative programming and education with the UVA Wise Counseling Center and with the Assistant Director Student Conduct & Responsibility.
- Stronger information and passive programming to UVA Wise students regarding the use of vapes and e-cigarettes.
- Since caffeine use continues to remain the top habit used by our employees and students the need is apparent to implement programs focused on caffeine use.

For the 2020-2022 biennium, UVA Wise used a comprehensive, environmental approach to address alcohol and other drug use on campus, focusing on policy, education, social life, academics, enforcement, intervention and assessment. The College employed a collaborative model, working across departments and units to provide both active and passive education and prevention programming for the entire campus community. The College remains committed to the creation of a safe and healthy environment for our students and employees.

Recommendations for 2022-2024 are:

- Conduct two campus surveys for students and employees to assess perceived AOD climate and campus programming efforts.
- Collaborate with student organizations to incorporate more robust AOD programming and prevention education.

- Utilize funding from Student Conduct restitutions to supplement new programming and education initiatives.
- Continue to seek grant opportunities to enhance programming initiatives
- Based on survey data, AOD programming should include awareness/education events regarding the use of caffeine.
- Continue to explore resources for planning and implementing programming regarding vaping and e-cigarettes.

## APPENDIX A – EDUCATION PROGRAMS

The Office for Diversity, Equity & Inclusion; the Division of Student Affairs Office; Athletics; Campus Police; and Human Resources provide awareness and safety-focused educational programming opportunities for the campus community and in the residence halls throughout each semester. Information may be disseminated through events/programs, flyers, displays, videos, press releases, etc.

Programming topics include, but are not limited to, drug awareness and prevention, alcohol awareness and prevention, crime prevention and safety, internet awareness and safety, personal safety, travel safety, bystander intervention, and sexual assault awareness and prevention. Examples include, but are not limited to:

Event	Audience	Frequency
CAVS Before One More: Safe Homecoming programming events.	Current students & employees.	Each fall.
CAVS Before One More: Safe Halloween programming event.	Current students & employees.	Each October.
CAVS Before One More: Safe Spring Break programming events.	Current students & employees.	Each spring.
CAVS Before One More: Safe Valentine programming event.	Current students & employees.	Each February.
Campus Police programming events.	Current students & employees.	Each fall and spring.
CommonHealth e-newsletters.	Current employees.	Weekly.
Faculty Workshop Information Session.	Current employees.	Each fall.
FEAP e-newsletters & seminars.	Current employees.	Monthly.
Fire Safety informational emails.	Current residential students.	Each fall & spring.
Fire Safety Month awareness information.	Current students & employees.	Each October.
National Campus Safety Awareness Month (NCSAM) programming events, emails, and PSAs.	Current students & employees.	Each September.
National Drug & Alcohol Facts Week.	Current students & employees.	Each January.
New Employee Orientation informational packet flyer & session.	New employees.	Ongoing.
Notes on IX informational emails.	Current students & employees.	Each fall & spring.
Orientation informational packet flyer & Activities Fair information table.	New students & families.	Ongoing.
Red Flag Campaign Month programming events.	Current students & employees.	Each October.
Residence Hall programming events.	Current residential students.	Ongoing.
Sexual Assault Awareness Month & Take Back the Night programming events.	Current students & employees.	Each April.
Students Activities Fair information table.	Current students & employees.	Each fall.
Student Organization Information sessions.	Current students.	Each fall & spring.
Welcome Week (extended orientation) information sessions	New students.	Each fall.

## APPENDIX B – TRAINING PROGRAMS

Training	Frequency
Athletic Teams outreach/training	Variable
Athletics Staff outreach/training	Annually
Band outreach/training	Annually
Campus Police training	Annually
Club & Organization outreach/training	Bi-annually
Employee outreach/training	Continuous
Expedition Leaders (EL) training	Annually
Greek Life outreach/training	Variable
Housing & Residence Life and Resident Advisors (RA) Training	Bi-annually
ROTC outreach/training	Annually
Student-Athlete Advisory Council (SAAC) Training	Annually
Student employee outreach/training	Continuous

## APPENDIX C – ENFORCEMENT EFFORTS

### Campus Police Department

#### ENFORCEMENT EFFORTS

The Campus Police Department consists of eight full-time law enforcement officers. The Department is responsible for the enforcement of all laws within the Commonwealth of Virginia [[Code of Virginia § 23- 234](#)], with special attention to the statutes regarding underage alcohol consumption and possession of controlled substances, and sex offenses. The officers have jurisdiction in all of Wise County and any location otherwise that the College owns or maintains. Each officer continually undergoes training with the DCJS to maintain state certification and professional skills. The Department also maintains an excellent working relationship with the Virginia State Police, Wise County’s Sheriff’s Office, and the Town of Wise Police Department.

#### Student Conduct System

The Student Conduct Board adjudicates alleged violations of the Student Code of Conduct, including those involving the use of alcohol and other drugs. The Board may sanction students to on-campus community restitution, counseling sessions, and/or other assignments based upon the violation.

#### Arrest & Referral Statistics

Offense	2020 Total	2021 Total
Liquor Law Arrests	1	4
Liquor Law Violations Referred for Disciplinary Action	2	1
Drug Law Arrests	0	0
Drug Law Violations Referred for Disciplinary Action	10	3

## APPENDIX D – POLICIES

### ALCOHOL POLICY

The College hopes the Alcohol Policy will encourage students to make responsible decisions about the use of alcoholic beverages. The policy is intended to promote safe, legal and healthy decisions related to alcohol and social interaction. We recognize that our students are responsible adults and believe that students should behave in a manner that is not disruptive or endangering to themselves or others and is following state and local laws regarding the possession, consumption, sale, and delivery of alcohol.

UVA Wise does not encourage the use of alcoholic beverages and does not condone the illegal or otherwise irresponsible use of alcohol. In accordance with State and Federal law, the College prohibits the unlawful possession, sale, use or distribution of alcohol on College property or at College- sponsored functions. UVA Wise Campus Police has primary responsibility for the enforcement of State underage drinking laws.

All members of the College community are expected to know and act in accordance with Virginia State laws concerning the purchase, possession, consumption, sales and storage of alcoholic beverages. In this connection, members of the College community are reminded of the following:

1. Any sale of an alcoholic beverage requires an ABC license.
2. Alcoholic beverages are not to be given or sold to persons who are under the legal drinking age, which is 21 years of age.
3. Alcoholic beverages are not to be given or sold to persons who are intoxicated.
4. State law prohibits drinking in unlicensed public places; possession of an alcoholic beverage by a person under the legal drinking age; falsely representing one's age for the purpose of procuring alcohol; and purchasing an alcoholic beverage for a person who is under the legal drinking age. Violations of state alcohol laws are criminal misdemeanors punishable by fines of up to \$2,500, imprisonment for up to 12 months, and suspension of driver's license.
5. All persons on College property consuming or possessing alcohol must carry a valid driver's license or state identification card, military identification card, or passport. In addition, students must carry their CAVS ID Card at all times.
6. Being under the influence of any amount of alcohol while underage is considered a violation of the alcohol policy.
7. Unsafe or irresponsible behavior is defined as actions that are harmful or potentially harmful to one's self or others involving the use of alcohol. Unsafe behavior includes, but is not limited to, consuming through beer bong, participating in or facilitating drinking games or progressive parties, taking shots of liquor, or consuming an excessive quantity in a short amount of time.



8. Irresponsible behavior includes, but is not limited to, the use or attempted use of fraudulent identification in order to obtain alcohol or making alcohol available to underage drinkers.
9. It shall be a violation of the alcohol policy to engage in an action while under the influence of alcohol that is disruptive to the community. Such behavior includes, but is not limited to, vomiting in public, public urination, fighting, exhibiting disorderly conduct, damaging property, throwing bottles, blocking or lying across or otherwise preventing or interfering with access to or passage across an entryway or thoroughfare, or cursing or shouting at others.
10. In the residence halls, alcohol is only allowed in the rooms of legal age residents in facilities that have not been designated alcohol-free. It is the responsibility of those residents who are of age to ensure that underage drinking does not occur in their room or apartment.
11. The use of alcoholic beverages as a prize in a contest, drawing, lottery, etc., is prohibited.
12. The use of alcoholic beverages in games (e.g., quarters, drink-offs, "beer pong," etc.) is prohibited.
13. Only university-approved bartenders are permitted to distribute alcohol on campus, including alcohol from common-source containers.
14. Except at events in a licensed facility providing a cash bar, no spirituous liquor or fortified wines may be served to undergraduates.
15. Alcohol may not be brought in glass containers to BYOB events that require registration by submission of an Event Planning Form.
16. The College recognizes the value of group-sponsored social events. Groups are permitted to hold open or closed (by invitation only or through the use of guest lists) social events. Groups or individual group members may be held accountable for underage possession, unsafe or irresponsible behavior and/or violations of the risk management policy that occur during a group-sponsored event.
17. *All club or organization events without alcohol require completion of the General Events Planning Form, and those events with alcohol require completion of the Alcohol Event Planning Form. The appropriate form must be submitted to the Office of Student Leadership and Greek Life at least seven (7) days prior to the event. The event cannot move forward or be held until approval is granted. See the appropriate planning form for specifics.*

Any member of the College community who violates state alcohol control laws is subject to prosecution. Whether or not criminal charges are brought, all students are subject to College discipline for any violation of state alcohol laws that occurs (i) on College-owned or leased property, or (ii) at College-sponsored or supervised functions, or (iii) under other circumstances involving a direct and substantial connection to the College. Any student found to have engaged in such conduct is subject to the entire range of sanctions, including suspension and expulsion.

UVA Wise assumes no responsibility for any liability incurred at any event not sponsored by the College where alcohol is served and/or sold. Students and recognized student organizations are

always expected to conduct themselves in accordance with the laws of the Commonwealth of Virginia and to assume full responsibility for their activities and events.

### **Areas of Emphasis**

1. The Chancellor and his/her designee approve all public areas on the campus of The University of Virginia's College at Wise where alcoholic beverages may be provided.
2. College funds may not be used for the illegal purchase of alcoholic beverages.
3. Alcoholic beverages purchased with College funds may be used only in compliance with State law.
4. Alcoholic beverages should not be served at any function or event sponsored by the College or held on College-owned or leased property without the permission of the Chancellor or his/her designee. Requests for permission must be made in advance to the Chancellor or his/her designee.
5. Non-alcoholic beverages and food items should be present at the College-sponsored events where alcoholic beverages are served.
6. Alcoholic beverages should not be mentioned in the advertising or publicizing of a College-sponsored event.
7. Organizations serving alcohol at College-sponsored events should not permit the entry or exit of persons with beverage containers.
8. Organizations must check for proper age identification of individuals attending events when alcohol is served.
9. Organizations must submit an Alcohol Event Planning Form for approval at least seven (7) days before an event. The event cannot move forward or be held until approval is granted. See the appropriate planning form for specifics.
10. A student may not let another person use his/her student ID for the purpose of obtaining an alcoholic beverage.
11. Dining Services is the only organization eligible to obtain an ABC license for the purpose of selling alcoholic beverages on campus.
12. Any organization, as well as its leadership, sponsoring an event at the College will be responsible for following all State laws relative to the serving and/or selling of alcoholic beverages.
13. Members of the College community living on property owned or leased by the College, and their invited guests, who are lawfully permitted to purchase, possess and consume alcohol, may do so in the residence or on any immediately adjacent area devoted to residential use. They should not do so, however, in public places or in any area owned by the College which is devoted to common use. Public areas include, but are not limited to, hallways, lounges, patios or parking lots.
14. The presence of underage family members, employees or guests does not preclude the serving of alcohol in College-owned or leased housing provided an appropriate of-age family member and/or host is willing to assume the legal responsibility for insuring compliance with state law.
15. The possession of kegs, pony kegs, beer bong, or any common source container is prohibited in College-owned residence facilities or at College organization events.

16. Possession of alcohol is prohibited in residence facilities where none of the permanent residents are of legal drinking age.
17. Intoxication is strictly prohibited.

## **DRUG POLICY**

Unauthorized manufacture, sale, distribution and possession of "controlled substances" (illegal drugs), including marijuana, cocaine and LSD, and including prescription drugs, are prohibited by both State and Federal laws and are punishable by severe penalties. The College does not tolerate or condone such conduct. Students who violate State or Federal drug laws may be referred by College authorities for criminal prosecution and, if convicted, may be subject to the penalties described herein. UVA Wise Campus Police has primary responsibility for the enforcement of State and Federal drug laws.

The abuse of alcohol and other drugs by students, regardless of age and of location (on-campus or off-campus), is prohibited by the Student Code of Conduct. The College can, and will, impose disciplinary sanctions for violations. The Faculty Handbook and the Classified & University Staff Employee Handbook address violations for College employees.

The College strongly encourages students and employees to voluntarily obtain assistance for dependency or abuse problems before such behavior results in an arrest and/or disciplinary referral which may result in separation from the institution.

The use of, or addiction to, alcohol, marijuana, or controlled substances is not considered an excuse for violations of the Student Code of Conduct or employee expectations, and will not be a mitigating factor in the application of appropriate disciplinary sanctions for such violations.

## **DRUG-FREE WORKPLACE POLICY**

The use of alcohol by employees while on The University of Virginia's College at Wise owned or controlled property, including meal periods and breaks, is absolutely prohibited except when authorized by the College for approved College functions. No employee will report to work while under the influence of alcohol or illegal drugs. Violations of these rules by an employee will be reason for evaluation/treatment for a substance use disorder or for disciplinary action up to and including removal. This policy applies to all employees (full-time, part-time, students, etc.).

## **INTERCOLLEGIATE ATHLETICS DRUG/ALCOHOL POLICY**

The Intercollegiate Athletics Department of UVA Wise has additional written policies which are presented to each student-athlete annually prior to participation. These policies encompass mandatory drug testing, sanctions as a result of positive tests, programs of education relative to drug and alcohol use and abuse, and counseling.

## **VIRGINIA TOBACCO LAW**

Virginia residents under the age of 21 are no longer able to purchase tobacco products. Virginia's new law, in effect July 1 2019, raises the minimum age to buy tobacco, including cigarettes and e-cigarettes, from 18 to 21. See Virginia Code Section § 18.2-371.2 for further information.

## **SANCTIONS & PENALTIES**

### **STUDENT SANCTIONS - ALCOHOL AND DRUGS**

#### **Alcohol**

Whether or not criminal charges are brought, all students are subject to College discipline for any violation of State alcohol laws that occurs (i) on College-owned or leased property, or (ii) at College-sponsored or supervised functions, or (iii) under other circumstances involving a direct and substantial connection to the College. Any student found to have engaged in such conduct is subject to the entire range of sanctions, including suspension and expulsion.

Students who are charged through the Student Conduct System for alcohol violations and found responsible will be issued sanctions using the following minimum guidelines:

- **First Offense** – Up to a \$75 fine, successful completion of an educational program or meeting evaluating behaviors related to alcohol or marijuana use, probation for up to two semesters.
- **Second Offense** – Up to a \$150 fine, successful completion of an educational program or meeting evaluating behaviors related to alcohol or marijuana use, referral to counseling services, disciplinary probation for up to two semesters.
- **Third Offense** – Parental notification of hearing and the possibility of suspension or expulsion, removal from campus housing, successful completion of an educational program or meeting evaluating behaviors related to alcohol or marijuana use including off-campus resources.

**NOTE:** Discretion may be used in applying sanctions in cases where violation is of such a nature to warrant additional or more severe actions.

#### **Drugs**

Whether or not a criminal charge is brought, a student is also subject to College discipline for illegally manufacturing, distributing, possessing or using any controlled substance (i) on College-owned or leased property or (ii) at College-sponsored or supervised functions or (iii) under other circumstances involving a direct and substantial connection to the College. Any student found to have engaged in such conduct is subject to an entire range of sanctions, including suspension or expulsion.

Students who are charged through the Student Conduct System for drug violations and found responsible will be issued sanctions using the following minimum guidelines:

- **First Offense** - A \$150 fine, successful completion of an educational program or meeting evaluating behaviors related to drug use, and probation for two semesters.
- **Second Offense** – Parental notification of hearing and possibility of suspension or expulsion, removal from Campus Housing.

**NOTE:** Discretion may be used in applying sanctions in cases where violation is of such a nature to warrant additional or more severe actions.

## **EMPLOYEE SANCTIONS - ALCOHOL AND DRUGS**

The unlawful manufacture, distribution, dispensation, possession, or use of a controlled substance by employees on College property, or while conducting business on behalf of the College off campus, is absolutely prohibited.

Violations of this prohibition by employees may result in the application of sanctions, including possible required participation in an approved drug abuse assistance or rehabilitation program, and disciplinary action up to and including termination of employment under applicable State and/or College regulations, University policies, statutes, and employment contracts. The severity of disciplinary action for violations of this policy shall be determined on a case-by-case basis.

## **FEDERAL AND COMMONWEALTH OF VIRGINIA PENALTIES — ALCOHOL**

Federal and Virginia law penalize the unlawful possession, sale, use or distribution of alcohol. Penalties vary based on many factors including specific charges (i.e. whether charges are felonies or misdemeanors). Misdemeanor penalties may include confinement in jail for up to twelve months and/or fines up to \$2,500. Felony penalties may include 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, confinement in jail for not more than 12 months and a fine of not more than \$2,500, either or both.

## **FEDERAL AND COMMONWEALTH OF VIRGINIA PENALTIES — DRUGS**

Federal and Virginia law penalizes the unlawful manufacturing, distribution, use, and possession of controlled substances, including prescription drugs. Synthetic designer drugs such as “bath salts,” “plant food,” and “carpet cleaner,” contain mixtures of many different chemicals, including those that resemble cocaine, methamphetamine, and MDMA or “ecstasy.” Federal law makes the distribution of “analogue” substances marketed for human consumption illegal if those substances are chemically similar to a scheduled illegal drug and have the same pharmacological effect on a user.

The penalties vary based on many factors, including the type and amount of the drug involved, and whether there is intent to distribute. Federal law sets penalties for first offenses ranging from less than one year to life imprisonment and/or fines up to \$10 million. Penalties may

include forfeiture of property, including vehicles used to possess, transport or conceal a controlled substance, and the denial of professional licenses or federal benefits, such as student loans. The punishment for the possession and/or distribution of a controlled substance analogue is up to twenty years in prison and a fine of up to \$1 million. Convictions under Virginia law may be misdemeanor or felony crimes with sanctions ranging from probation to life imprisonment and/or fines of up to \$1 million. Virginia law specifically prohibits the sale, gift, distribution, and possession of synthetic cannabinoids, which carry penalties as a Class 6 felony.

Federal law holds that any person who distributes, possesses with intent to distribute, or manufactures a controlled substance on or within one thousand feet of an educational facility is subject to a doubling of the applicable maximum punishments and fines. A similar Virginia law carries sanctions of between one- and five-years imprisonment and up to a \$100,000 fine for similar violations.