Policy 8.8
Alcohol and Drug Abuse Policy

This policy version was not current at the time of printing. Please see http://policies.emory.edu/8.8 for the current version.

Responsible Official: SVP and Dean for Campus Life
Administering Division/Department: Campus Life
Effective Date: March 31, 2007
Last Revision: July 02, 2012

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Overview

Emory University is committed to the health and well-being of its faculty, staff, and student body. Alcohol and drug misuse and abuse can be detrimental to one’s overall physical and emotional health, as well as academic and/or professional performance. As such, the University believes that it is the ethical responsibility of the University and its members to protect each other from high-risk and excessive use of alcohol and other drugs and to assist individuals who may have substance abuse problems in securing appropriate assistance.

As part of this commitment, Emory University complies with and upholds all federal, state, and local laws that regulate or prohibit the possession, use or distribution of alcoholic beverages or illicit drugs. Violations of such laws that come to the attention of University officials may be addressed within the University or through prosecution in the courts, or both.

As a recipient of federal grants and contracts, Emory University adheres to the provisions of the Drug-Free Workplace Act of 1988 and the Drug-Free Schools and Communities Act Amendments of 1989. As administrator of certain state-funded financial aid programs for students, Emory University also adheres to Georgia’s Drug-Free Postsecondary Education Act of 1990.

This Policy is also designed to convey the University’s care and concern for its members and their well-being, given that alcohol and other drug use on college campuses is a major public health concern, and to foster faculty, staff, and students helping one another.

Applicability

All Emory University full-time, part-time and temporary faculty, staff, and students are hereby notified that this Policy will apply to all activities conducted on University-owned property and to all other University-sponsored events. This Policy is distributed annually to all Emory University faculty, staff, and students.

Emory University permits the purchase and use of alcoholic beverages with University funds under certain conditions but expects individuals and organizations to take measures to prevent alcohol and substance abuse. The University expects that individuals and organizations will take responsibility for complying with the Policy as outlined.
Specific offices have been designated to provide clarification about the procedures and guidelines for event planning, as well as services and resources available to faculty, staff and students for reducing at-risk behaviors related to alcohol and drug use. The contact information for, and responsibility of, each of these offices is listed in Section XI below.

**Policy Details**

8.8.1 General Georgia and DeKalb County Restrictions

All students and employees are required to abide by Georgia and DeKalb County laws, ordinances, and regulations pertaining to the possession, sale and use of alcohol and other drugs and are expected to inform themselves as to what those require. As of the effective date of the policy, THE FOLLOWING IS A SUMMARY OF THOSE LAWS, ORDINANCES AND REGULATIONS:

8.8.1.1 Possession of Alcohol

Possession or use of alcoholic beverages by persons under 21 years of age, or distribution of alcoholic beverages to persons under 21 years of age, is prohibited.

Furnishing alcoholic beverages to persons who are underage or intoxicated is prohibited.

The sale of alcoholic beverages without a license is prohibited. The sale of alcoholic beverages within 100 yards of a college campus in the State of Georgia is also prohibited, regardless of the existence of a license. “Sale” includes charging admission to any activity where alcoholic beverages are served, even if the beverage is “free” to those who have gained admission.

Public intoxication and possession of an open container of an alcoholic beverage in public are prohibited in the State of Georgia.

8.8.1.2 Other Drugs

It is illegal and prohibited by the University for an individual to manufacture, possess, use, dispense, sell or distribute controlled substances or illegal drugs (as defined by state and federal law).

8.8.1.3 False Identification

It is illegal and prohibited by the University for an individual to provide false name, address or date of birth.

8.8.2 Standards of Conduct

8.8.2.1 All Emory University faculty, staff and students are prohibited by the University from unlawfully using, possessing, manufacturing, dispensing or distributing alcohol, controlled substances or illegal drugs on University-owned property or at University-sponsored activities.

8.8.2.2 Emory University expects all of its faculty, staff and students to comply with any applicable federal, state or local laws pertaining to the use, possession, manufacture, dispensation or distribution of alcohol, controlled substances, or illegal drugs.

8.8.2.3 Emory University expects all University-Sponsored Organizations to comply with any applicable federal, state or local laws pertaining to the use, possession, manufacture, dispensation or distribution of alcohol, controlled substances, or illegal drugs.

8.8.3 Sanctions and Penalties

8.8.3.1 Any member of the Emory University faculty, staff or student body who violates any of the Standards of Conduct shall be subject to corrective disciplinary actions and penalties up to and including expulsion from University academic programs, termination of employment and referral to the appropriate federal, state or local authorities for prosecution in the courts.

Depending on the nature of the infraction, alleged violations of this policy by an individual student shall also be referred to the Office of Student Conduct, Student Health Services, other appropriate programs or the appropriate school’s conduct body. The Office of Student Conduct shall have the authority to make appropriate referrals and to impose on undergraduate students and student organizations such sanctions for violations of the Policy as it may deem appropriate, including but not limited to participating in educational programs, parental notification and/or loss of privileges.
8.8.3.2 Depending upon the nature of the crime, persons convicted of violating federal and state laws prohibiting the unlawful use, possession, dispensation, and distribution of alcohol, controlled substances, or illegal drugs may face stiff sanctions such as heavy fines; incarceration for various periods of time, including life; forfeiture of assets; or suspension or loss of driver’s, business or professional licenses.

8.8.3.3 A federal or state drug conviction can disqualify a student for Federal Student Aid funds. As of the effective date of the Policy, the period of ineligibility depends on whether the conviction was for sale or possession and whether the student had previous offenses, ranging from one year to an indefinite period of time. A student regains eligibility the day after the period of ineligibility ends, when he or she successfully completes a qualified drug rehabilitation program or if a conviction is reversed, set aside or removed from the student’s record so that fewer than two convictions for sale or three convictions for possession remain on the record.

Please see the Related Links section below for the Federal Trafficking Penalties and Georgia Controlled Substance and Dangerous Drug Law charts for additional information.

8.8.4 Notification of Drug-Related Convictions

As of the effective date of the policy, the following is a summary of the notification requirements upon a drug-related conviction:

8.8.4.1 Employee Notification of Drug-Related Convictions

(a) In accordance with the mandates of the Drug-Free Workplace Act of 1988, and as a condition of employment at Emory, all employees (including student employees) will:

(1) abide by the terms of this Policy; and

(2) notify, as appropriate, their supervisor, vice president, administrator, dean or department head if they have been convicted of any criminal drug statute violation occurring in the workplace no later than five days after such a conviction. If a federal grant is involved, the Emory University Office of Sponsored Programs must be notified immediately. Failure to notify within the five day period may result in disciplinary action.

(b) Within thirty (30) calendar days of receiving notice of a conviction, the person notified under Paragraph 4.1(a) above shall consult with the human resources department of Emory University (human resources department may contact the Office of Equal Employment Opportunity, as appropriate), and said person shall then:

(1) take appropriate personnel action against the employee, up to and including termination, consistent with the requirement of the Rehabilitation Act of 1973, as amended, or the Americans with Disabilities Act;

(2) require the employee to participate successfully, and provide evidence of such participation, in a drug-abuse assistance or rehabilitation program approved for such purposes by a federal, state or local health, law enforcement, or other appropriate agency.
8.8.4.2 Student Notification of Drug-Related Convictions

In accordance with the State of Georgia’s Drug-Free Postsecondary Education Act of 1990, any student convicted under the laws of Georgia, the United States or any other state of any felony offense involving the manufacture, distribution, sale, possession or use of marijuana, a controlled substance, or a dangerous drug must, within ten (10) days of said conviction, report it in writing to the Emory University or Oxford College of Emory University Office of Financial Aid, as appropriate. Any student who suffers such a conviction shall, as of the date of the conviction, be denied state of Georgia funds for certain types of loans, grants or scholarships, including Georgia Higher Education Loan Program loans, student incentive grants or tuition equalization grants.

As of the effective date of the Policy, the denial of state funds shall become effective on the first day of the term for which the student was enrolled immediately following either the date of conviction or the date on which the court accepts a plea of nolo contendere or formally allows a student to receive first offender treatment. The denial of funds shall continue through the end of said term.

8.8.5 Advertisements and Promotions

8.8.5.1 Advertisements and Promotion of Events

Publications of any type and in any media, including The Wheel and other newspapers, pamphlets, flyers, websites, etc., that receive some or all of their funding from University sources (including the Student Activity Fee) must not accept or contain commercial advertising or other materials that promotes, depicts or encourages excessive or underage consumption or use, or underage purchase, of alcoholic beverages or controlled substances.

Depictions of the following may not be used in advertisements or in the promotion of events:

- Excessive or underage consumption or use, or underage purchase, of alcoholic beverages or controlled substances
- All-you-can-drink activities
- Drinking games
- Price specials on alcohol
- Promotions or prizes featuring alcohol

This list is not exhaustive; it is meant to provide examples of the types of activities that are considered by the University as promoting excessive alcohol consumption. It is also not intended to cover alcohol consumption related to content of curriculum, research objectives or alumni events.

8.8.5.2 Use of Name, Logo, Seal, Insignia or Mascot

Neither the University’s name, the names of its organizations, nor its logos, mascots, marks or other identifying indicia may be used in conjunction with any materials, references or imagery, including commercial sponsorship, related to excessive or underage consumption or use, or underage purchase of alcoholic beverages or controlled substances.

8.8.6 Purchasing Alcohol with University and Student Activity Fee Funds

Alcoholic beverages may not be purchased with any state or federal appropriated funds. For more information, contact the Office of Grants and Contracts Accounting.

Schools, colleges, departments, or units determine the permissibility of charging alcoholic beverages to University accounts. In addition Purchasing Cards (“P-cards”) are not to be used to purchase alcoholic beverages unless there is a special exception. For more information, contact the head of the specific unit or department.

The Student Programming Council, Student Government Association, and all other registered student organizations and student organizations that have been chartered through the Student Government Association must obtain approval from the Office of Student Leadership & Service for the purchase of any alcoholic beverage. In addition, undergraduate student groups must follow the Division of Campus Life Policy referenced below.

8.8.7 Use of Alcohol in Residence Facilities

Activities that take place within residence halls, cooperative or small living units, private residences and apartments are governed by applicable laws and regulations, the terms of the Residence Life Policy for Undergraduate Students and Undergraduate Code of Conduct and/or the housing agreement or lease. Residents who are twenty-one years of age or older are permitted to consume alcohol in their rooms in these residential structures. The Use of University Property Form is applicable whenever the service of alcoholic beverages takes place within any university commons area.
8.8.8 Use of Alcohol at Athletic Events

Alcoholic beverages may not be possessed, consumed or served at University intramural and club sports contests or intercollegiate athletic contests but may be allowed at adjacent events. Interpretation of “adjacent events” will be under the authority of the Director of Athletics or his/her staff, as appropriate.

8.8.9 Procedures for Events with Alcohol

The following procedures apply to all University events where alcohol will be served, including, but not limited to, any internal or external sponsored events held on campus; fraternity and sorority events; campus organization events; divisional and departmental or unit events. The following procedures are provided to assist with the planning of events; however, the service of alcoholic beverages is permitted only in accordance with this Policy and state and local laws.

8.8.9.1 A licensed caterer or trained non-student server may serve alcoholic beverages on an individual basis to those 21 years old and over. For students and others attending events that are supported by Student-Activity Fees, EmoryCard readers will be required to verify each individual’s age. Kegs of beer are allowed at University events only if a licensed caterer or trained non-student server is hired to serve the beer.

8.8.9.2 All events where alcohol is served must have sufficient quantities of non-alcoholic beverages and substantial food offerings available at all times during the event.

8.8.9.3 Emory University Event Registration Form The following individuals or groups wishing to serve alcoholic beverages at any event that takes place on campus (excluding events at the Emory Conference Center, the Houston Mill House, the Miller Ward Alumni House or the Emory Inn) must complete an Emory University Event Registration Form:

   a. A campus organization;
   b. Any individual acting in a capacity other than on behalf of an academic or administrative department (this applies to both members and non-members of the University community);
   c. Anyone planning an open (public) event;
   d. Anyone planning an event at which a substantial number of expected attendees are under twenty-one years of age;

The Emory University Event Registration Form must be FAXed to the Meeting Services Office. The Form is available in Forms and Attachments below. Please download the form. Fill it out with the signature and date and FAX it to (404) 727-0277. The meeting services staff will send it to the building manager of the venue at which the event will be held.

8.8.9.4 Off-Campus Events

a. An individual planning an off-campus event with alcohol on behalf of a department or unit, e.g. departmental party, must notify the head of the department or unit. Individuals and groups within academic or administrative department and units are not required to register their off-campus events with alcohol. However, hiring an insured and licensed caterer to control the service of alcohol is recommended. Additional procedures or guidelines may be required by individual university departments or governing bodies. Organizations or event sponsors should check with the particular department to make sure all requirements are understood.

b. University-Sponsored Organizations are required to register their off-campus events with alcohol with the office of Meeting Services by following the steps in 8.8.9.3d (above)

Additional Information

Resources for Education, Consultation and Counseling

The scope and impact of health risks from alcohol and drug misuse and abuse are extensive and well documented, ranging from mood-altering to life-threatening, with consequences that extend beyond the individual to classmates,
co-workers, family, friends, organizations and society at large. The University, therefore, conducts regular programs to educate its faculty, staff, and students that the misuse and abuse of alcohol and other drugs alters behavior, distorts perception, impairs thinking, impedes judgment and sabotages opportunity. Alcohol and drug abuse also may result in deterioration of physical health by causing or contributing to various diseases, illnesses, birth defects and even death. In addition, substance use negatively impacts health and wellness. Please see the Related Links section below for Drugs of Abuse – Uses & Effects, for additional information.

The University sponsors several programs that provide information and professional services for its faculty, staff and students on matters related to the misuse and abuse of alcohol and drugs. These programs provide education, consultation, assessment, counseling and referral in a professional environment that respects individual confidentiality and integrity. The University maintains the Faculty Staff Assistance Program for faculty and staff; the University Counseling Center for students; the Student Health Service for students; and the Department of Psychiatry and Behavioral Sciences for faculty, staff and students. Augmenting these formal programs, a variety of other campus programs and services educate and assist individuals who take the initiative to help themselves. Please see Attachments and Forms for additional information on these services.

Common to all of these programs is the ethic that personal responsibility and professional guidance are keys to success. Therefore, the University expects its faculty, staff, and students to take measures to prevent alcohol and drug misuse and abuse in the community by creating a culture that supports mentoring and protecting one another from high risk use of alcohol and other drugs. The University also encourages its members to seek assistance from the above programs if they think that they may have a problem with alcohol or drug use.

**Distribution**

This Policy, and any revisions thereto, shall be distributed to all faculty, staff, and students annually. Other applicable policies that have reference to this Policy are found in the Campus Life Handbook, the Faculty Handbook, the Staff Handbook, the Human Resources Handbook and Policies and Procedures Manual, the Student Conduct Code, the Medical School Bulletin and the Medical Student Handbook and Academic Planner.

**Additional Policies Regarding Alcohol**

All student organizations chartered by the Student Government Association are under the jurisdiction of the Student Government Association and its policies and the policies of the Office of Student Leadership & Service.

Fraternities and sororities must comply with their respective national organizations’ alcohol policies, the IFC and ISC policies, and the policies of the Office of Sorority and Fraternity Life.

Residence Hall events must comply with the Office of Residence Life policies.

Students, faculty and staff at Oxford College must comply with the Oxford College Alcohol Policy.

Miller Ward Alumni House events must comply with the Miller Ward Alumni House Alcohol Policy.

**Review**

A biennial review of this policy shall be conducted by a committee appointed by the president that shall include representatives from the following offices, programs, divisions and departments: Office of the President, Office of the Senior Vice President and General Counsel, Office of Research Compliance, Faculty Staff Assistance Program, Human Resources Division, Division of Campus Life, Office of Financial Aid, Emory Police Department, Office of the Provost, and Office of the Vice President for Health Affairs, as well as one or more student representatives.

Deans and directors of all schools, departments, and divisions will review and interpret policies and procedures.

**Definitions**

*University-Sponsored Organization* – A student organization that (1) is registered with the University; (2) is affiliated with a University department or unit that acknowledges the organization as part of its activities; or (3)
sponsors activities that relate to the education, research and community service missions of the University or to the goals or objectives of the department or unit of affiliation.

Related Links

- Current Version of This Policy: [http://policies.emory.edu/8.8](http://policies.emory.edu/8.8)
- Office of Student Leadership & Service ([http://www.lead.emory.edu/](http://www.lead.emory.edu/))
- Human Resources ([http://tinyurl.com/2qijdq](http://tinyurl.com/2qijdq))
- Medical Amnesty Policy ([http://conductor.emory.edu/medical_amnesty.html](http://conductor.emory.edu/medical_amnesty.html))
- Medical Student Handbook and Academic Planner ([http://www.medic.emory.edu/education/omesa/SOM_Handbook_05_06.pdf](http://www.medic.emory.edu/education/omesa/SOM_Handbook_05_06.pdf))
- Office of Graduate Medical Education Drug-Free Workplace Policy ([http://www.medic.emory.edu/GME/house_staff_policies_section24.cfm](http://www.medic.emory.edu/GME/house_staff_policies_section24.cfm))
- Office of Residence Life ([http://www.emory.edu/HOUSING/FORMS/RL_POLICIES.pdf](http://www.emory.edu/HOUSING/FORMS/RL_POLICIES.pdf))
- Office of Sorority and Fraternity Life ([http://www.emory.edu/GREEKS/FORMS/form_social.pdf](http://www.emory.edu/GREEKS/FORMS/form_social.pdf))
- Office of Student Conduct ([http://conduct.emory.edu/](http://conduct.emory.edu/))
- Oxford College Alcohol Policy ([http://tinyurl.com/3x0b3](http://tinyurl.com/3x0b3))
- Physicians Policy ([http://Coming Soon](http://Coming Soon))
- Student Government Association ([http://students.emory.edu/SGA/](http://students.emory.edu/SGA/))
- Office of Student Leadership & Service ([http://www.lead.emory.edu/](http://www.lead.emory.edu/))
- Emory Police Department ([http://www.emory.edu/HOUSING/FORMS/RL_POLICIES.pdf](http://www.emory.edu/HOUSING/FORMS/RL_POLICIES.pdf))
- Notification of employee drug-related convictions: [Human Resources - Employee Relations](http://www.emory.edu/HR)
- Information about state and federal laws and the interpretation of the policy: [Office of General Counsel](http://www.emory.edu/OGC)

Forms and Attachments

Emory University Event Registration Form: [download](http://www.emory.edu/)
Campus Services Available for Drug Abuse: [download](http://www.emory.edu/)

Contact Information

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<td>340E Dobbs University Center</td>
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<td>7-0399</td>
<td>2004 Ridgewood Drive</td>
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<td>7-3903</td>
<td>1256 Briarcliff, Bldg. A, Room 311 South</td>
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<td>815 Houston Mill Road</td>
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<td>7-6011</td>
<td><a href="http://www.emory.edu/OGC">www.emory.edu/OGC</a></td>
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**Revision History**

*Emory University policies are subject to change at any time. If you are reading this policy in paper or PDF format, you are strongly encouraged to visit policies.emory.edu to ensure that you are relying on the current version.*