

or lessen any range of recommended sanctions in the case of mitigating or aggravating circumstances.

Definitions of Some Typical Sanctions:

A warning is a written notice that a student has violated college rules. It will serve as a reminder regarding the policy and will be considered in any future violations.

Fines are payment due of a specified amount of money.

Campus engagement initiative involves attendance at a specified number of college events chosen from an approved list and submission of a written reflection on these events.

Alcohol or other drug intervention can include completion of an online educational program or assignment designed to prompt reflection on substance use issues, participation in campus programs, or meeting with a counselor to examine personal choices around substance use.

Off campus alcohol or other drug assessment requires that a student visit an approved practitioner to have a complete use assessment, sign a release so that our counseling center can receive the results and then follow recommendations made as a result of the assessment. The student will need to cover the expenses associated with the assessment and treatment.

Restitution involves repaying a violated party through payment or labor.

Restriction of privileges may include not being able to participate in specified campus activities or not being able to visit certain areas on campus.

Housing probation designates a period of time during which housing choices may be restricted, the student may not be in residence halls during break periods and a further violation of college policy could result in the loss of housing.

Housing suspension designates a period of time during which a student cannot visit or live in any college residence hall. This sanction ordinarily precludes participation in the Work Program. If a student wishes to return to college housing following a suspension he/she will return on probation for at least one semester.

Conduct probation designates a stated period of time during which further violation of college rules could result in suspension. While on conduct probation a student may not serve in certain campus leadership positions, represent the college in various ways including through participation in intercollegiate athletics and may not hold a break period work contract. Students on probation are not eligible to participate in break service trips.

Suspension involves a period of time during which a student is ineligible for enrollment. A student may apply for reinstatement at the end of this period. Certain conditions, such as counseling, may be stipulated for readmission. A student returning to the college following a suspension will be on conduct probation for at least one semester and may be required to live off campus. A suspended student is permitted on College property only with the permission of the Dean of Students until she or he is readmitted. Suspended students who come to campus without this permission may be expelled.

Expulsion is a permanent severance of the relationship between the student and WWC. A student who has been expelled is subject to legal prosecution for trespass if he or she should appear on college property or at an official function of the college without permission.

Alcohol Possession and Use

Consumption and possession of alcohol by students under the age of 21 is not permitted.

Drinking and the possession of open containers of alcohol are not permitted in public areas except in cases where an authorized event allows it. Public areas where alcohol is not permitted include athletic events, outdoor spaces such as fields and the pond, residence hall patios, hallways, porches and courtyards. Common source containers of alcohol (kegs, beer balls, etc.) empty or full are permitted on campus only when approved by a college official through the event registration process and they are never permitted in residence halls, even if empty.

Students who choose to use alcohol are responsible for their own behavior and any use of alcohol that is associated with behavior that is disruptive to the community will be considered a more serious violation of the alcohol policy. Disruption includes requiring assistance from others due to excessive intoxication or behavior

which is disruptive to the peace through noise or other nuisance behavior. Any behavior connected with the use of alcohol which compromises the safety of self or others through violence, harassment or the use of a vehicle under the influence will be seen as the most serious alcohol policy violation. The sale of alcohol to others without a license is prohibited. Students may not give or sell alcohol to someone who is already intoxicated or who is under 21.

Typical Sanctions for Alcohol Violations

All sanctions listed under specific levels are considered typical, but the staff members assigning sanctions may use their discretion to select an appropriate combination of sanctions depending on individual circumstances.

- Level 1** Underage alcohol possession or consumption, possession of alcohol in a public place
Sanction: Written Warning and review of policy
 Alcohol intervention
 Campus Engagement
 Failure to complete sanctions = \$50 fine and conduct probation until completion of sanctions
- Level 2** 2nd underage or public possession violation or 1st alcohol violation associated with disruptive behavior, distribution of alcohol to underage or intoxicated individuals
Sanction: Campus engagement if not previously done
 Alcohol intervention
 Conduct or housing probation (includes a letter home for dependent/underage students)
 Failure to complete sanctions = \$75 fine, possible suspension; conduct probation until completion of sanctions.
- Level 3** 3rd underage or public possession alcohol violation or 2nd alcohol with disruptive behavior or distribution of alcohol to underage or intoxicated individuals or 1st instance of driving on campus under the influence of alcohol
Sanction: Extended conduct probation (includes letter home for dependent/underage students)
 Mandatory off campus assessment (student is responsible for transportation to and payment for services)

Possible restrictions on housing and campus access or activities
 Failure to complete sanctions = \$100, possible suspension; conduct probation until completion of sanctions

- Level 4** 4th underage or public possession alcohol violation, 3rd alcohol with disruptive behavior violation or 2nd driving under the influence
Sanction: Loss of housing or suspension (includes letter home)
 Mandatory off campus assessment and treatment in order to make an application for readmission or return to college housing
 Restricted access to campus

After one full semester without an additional violation, one level may be dropped in considering future sanctions.

Campus Regulations and Practices Related to Alcohol

Alcohol is not permitted at official work crew functions.

College funds may never be used to purchase alcohol for student events.

All on campus events or socials where students and alcohol will be present need to be registered and an event contract must be filed. This includes any event in a public area including common spaces in a residence hall and also any gathering in a residence hall where there are more than 16 people in an 8 person suite, more than 12 people in a 4 or 6 person apartment, more than 8 people in a double room or more than 4 people in a single room. For all events in public areas, including common spaces in residence halls, the students planning the event will work with the Director of Student Activities and submit the event contract to him. For private socials in suites or rooms within a residence hall when alcohol will be present, the students will work the Resident Director and the Assistant Dean of Student Life submitting the contract to her.

North Carolina State Law Regarding Alcohol

For complete information regarding North Carolina state laws governing alcohol, consult North Carolina General Statutes, Chapter 18B. Some highlights are excerpted below:
 It is illegal for anyone less than 21 years of age to:

- *Possess alcohol*
Penalty - a misdemeanor that will become a matter of public record as a criminal conviction and subject one to court costs and/or fines and/or community service.
- *Purchase or attempt to purchase alcohol.*
Penalty - a misdemeanor resulting in court costs and/or a fine and/or community service and, upon conviction, the Department of Motor Vehicles (DMV) will revoke the defendant's driver's license for one (1) year.
- *Use or attempt to use, in order to obtain alcohol beverages when not of lawful age, a fraudulent or altered driver's license; or a fraudulent or altered identification document other than a driver's license; or a driver's license issued to another person; or an identification document other than a driver's license issued to another person.*
Penalty- a misdemeanor resulting in court costs and/or fine and the DMV will revoke the defendant's driver's license for one (1) year.
- *It is illegal for anyone (regardless of age) to:*
- *Aid and abet an underage person in the sale, purchase, and/or possession of alcohol (including B giving alcohol):*
Penalty - This offense will be a misdemeanor punishable by a fine of up to \$500 or imprisonment for not more than six (6) months or both, and if the defendant is underage, upon conviction, the DMV will revoke the defendant's driver's license for one (1) year.

Sale of Alcohol means any transfer, trade, exchange or barter, in any manner or by any means for consideration of alcohol (e.g., cover complaints, t-shirt sales), etc.

Controlled Substances (Drugs)

In accordance with North Carolina laws, the college prohibits the possession, use, manufacture, sale or delivery of controlled substances on campus. Controlled substances include all of those listed on Schedules I through V of the Federal Controlled Substances Act. Examples of controlled substances include, but are not limited to, marijuana, hallucinogens, opiates, barbiturates and amphetamines. This also includes prescription medication being

used in a manner not consistent with the prescription or by someone other than the person for whom the prescription was written.

Possession of drug paraphernalia is also prohibited on campus. This includes any item typically used to facilitate the use of a controlled substance.

The sale or delivery of a controlled substance is considered a serious drug policy violation. Sale is defined as the exchange of a controlled substance for money, services or other item of value. Delivery is defined as obtaining a controlled substance in one location, either on or off campus, and delivering it to a person(s) in another location.

Typical Sanctions for Marijuana Violations

All sanctions listed under specific levels are considered typical, but the staff member assigning sanctions may use their discretion to select an appropriate combination of sanctions depending on individual circumstances.

<u>Level 1</u>	Use or possession of marijuana or related paraphernalia
Sanction:	Warning and review of the policy Mandatory on campus drug intervention Campus Engagement Failure to complete sanctions = \$50 fine, possible suspension; conduct probation until completion of sanctions
<u>Level 2</u>	2 nd use or possession of marijuana or related paraphernalia or use and/or possession associated with disruptive behavior
Sanction:	Conduct probation (includes letter home for dependent students) Campus engagement if not previously done Mandatory off campus assessment (student is responsible for transportation to and payment for services) Possible restrictions on housing and campus access or activities Failure to complete sanctions = \$75, possible suspension; conduct probation until completion of sanctions

Level 3 3rd use or possession of marijuana or related paraphernalia or 2nd associated with disruptive behavior

Sanction: Suspension (includes letter home)
Mandatory off campus treatment to return
Restricted access to campus

Level 4 Manufacture, sale or delivery of marijuana

Sanction: Loss of college housing, suspension or expulsion

Typical Sanctions for Controlled Substances (other than Marijuana) Violations

All sanctions listed under specific levels are considered typical, but the staff member assigning sanctions may use their discretion to select an appropriate combination of sanctions depending on individual circumstances

Level 1 Use or possession of a controlled substance or related paraphernalia

Sanction: Conduct probation (includes letter home for dependent students)
Mandatory on campus counseling intervention and follow up
Failure to complete sanctions = \$75 fine, possible suspension; conduct probation until sanctions complete

Level 2 2nd use or possession of a controlled substance or related paraphernalia or use and/or possession associated with disruptive behavior

Sanction: Suspension (includes letter home)
Mandatory off campus assessment and treatment
Restricted access to campus

Level 3 Manufacture, sale or delivery of a controlled substance

Sanction: Expulsion

Campus Practices Related to Controlled Substances

Warren Wilson cannot legally be a sanctuary from law enforcement agencies, arrests or searches under search warrants. In instances of investigations of delivery and/or sale of controlled substances, members of the college community will be asked to cooperate. Warren Wilson college officials reserve the right to contact and

receive assistance from law enforcement authorities in instances where controlled substances are involved.

North Carolina State Law Regarding Controlled Substances

North Carolina state law prohibits the manufacture, sale, delivery, possession, or use of a controlled substance without legal authorization. A controlled substance includes any drug, substance or immediate precursor covered under the North Carolina Controlled Substances Act, including but not limited to opiates, barbiturates, amphetamines, marijuana, and hallucinogens. The possession of drug paraphernalia is also prohibited under North Carolina state law and College policy. Drug paraphernalia includes all equipment, products and material of any kind that are used to facilitate, or intended or designed to facilitate, violations of the North Carolina Controlled Substances Act.

Drug Convictions and Federal Student Aid

A person who has been convicted (as an adult) for possession of illegal drugs is ineligible for federal aid for one year for a first offense, two years for a second offense, and indefinitely for a third offense. A person who has been convicted for the sale of illegal drugs is ineligible for federal aid for two years for a first offense and indefinitely for a second offense.

To regain eligibility you must complete a drug rehabilitation program that meets the standards set by Congress and the Department of Education. For more information, call 1-800-FED-AID.

Statistics

In the 2008-09 school year 79 students found in violation of the college alcohol policy and 52 students found in violation of the college controlled substance policy were sanctioned.

Disruptive Behavior

It is against college policy for students to engage in behavior that prevents the normal functioning of the college or significantly interferes with the rights of others to engage in the academic, work or service programs of the college.

Loud music and drumming:

In recognition of how sound travels and in respect to others' music preferences, loud music and drumming are never permitted in residence halls; and permitted only during daylight hours near the