

DRUG FREE WORKPLACE

DRUG-FREE SCHOOLS POLICY STATEMENT

INTRODUCTION

Langston University recognizes its responsibilities as an educational and public service institution to promote a healthy and productive environment. This responsibility demands implementation of programs and services which facilitate that effort. Langston University is committed to a program to prevent the abuse of alcohol and the illegal use of drugs and alcohol by its students and employees. The University program includes this policy which prohibits illegal use of drugs and alcohol in the workplace, on University property, or as part of any University sponsored activities.

1.01

PURPOSE

The Drug Free Schools and Communities Act Amendments of 1989 require an institution of higher education to certify to the U. S. Department of Education by 10-1-90, that it has adopted and implemented a program to prevent the unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees in order to remain eligible for federal financial assistance of any kind. This policy is adopted by Langston University to comply with this statutory directive.

2.02

POLICY

As set forth in local, state, and federal laws, and the rules and regulations of Langston University, prohibits the unlawful possession, use or distribution of illicit drugs and alcohol by students and employees in buildings, facilities, grounds, or other property owned and/or controlled by Langston University or as part of Langston University activities.

As set forth in local, state, and federal laws, the possession, use, and distribution of illicit drugs and alcohol by students and/or employees in buildings, facilities, grounds, or other property owned and/or controlled by Langston University or as part of the University's activities, are prohibited.

3.01

INTERNAL SANCTIONS

Any student or employee of Langston University alleged to have violated this prohibition shall be subject to disciplinary action including, but not limited to, expulsion, termination of employment, referral for prosecution and/or completion, at the individual's expense, of an appropriate rehabilitation program. Disciplinary action shall be taken in accordance with applicable policies of Langston University.

4.01

EXTERNAL SANCTIONS

Local, state, and federal laws provide for a variety of legal sanctions for the unlawful possession and distribution of illicit drugs and alcohol. These sanctions include, but are not limited to, incarceration and monetary fines.

Federal law provides rather severe penalties for distributing or dispensing, or possessing with the intent to distribute or dispense a controlled substance, and penalties of a less severe nature for simple possession of a controlled substance. The type and quantity of the drug, whether death or previous injury resulted from use of the drug in question (this, however, is not a factor in a case of simple possession) all affect the sentence. For example, if less than 50 kilograms of marijuana are involved and it is your first offense (no prior convictions), then you are subject to imprisonment of not more than 5 years, a fine of \$250,000, or both. If however, 50-100 kilograms or marijuana are involved instead of 50, and all other factors are the same as in the preceding example, you are subject to imprisonment of not more than 20 years, unless death or serious injury results from the marijuana use, then you are subject to not less than 20 years or life, a fine

\$1,000,000, or both. While the penalties for simple possession are less severe, the first conviction still carries a sentence of up to a year imprisonment, a fine of at least \$1,000 but not more than a \$1000,000, or both. With regard to simple possession, the number of convictions makes both the minimum period of imprisonment and fines greater. Under special provisions for possession of crack, a person may be sentenced to a mandatory term of at least 5 years in prison and not more than 20 years, a fine of \$250,000, or both.

State law provides similar penalties with regard to the simple possession, distribution, or possession with the intent to distribute a controlled dangerous substance. Simple possession of marijuana is a misdemeanor and carries a punishment of up to 1 year in the county jail. A second or subsequent conviction for simple possession of marijuana carries 2-10 years in the state penitentiary and a fine of up to \$20,000 for the first conviction. A second or subsequent conviction carries a punishment of 4 years to life in prison and a fine of up to \$40,000. Depending upon the quantity involved, a convicted individual could be sentenced under the Oklahoma "Trafficking in Illegal Drugs Act" which provides for much harsher penalties.

In addition, state law provides that possession of or possession with the intent to consume 3.2 beer by someone under 21 years old in a public place is a misdemeanor punishable by a fine not to exceed \$100.00 or by appropriate community service not to exceed 20 hours. Possession of other alcohol/intoxicating beverages by someone under

21 in a public place is a misdemeanor or punishable by imprisonment in the county jail for not more than 30 days, a fine not to exceed \$100.00, or both. There are

also state laws concerning driving under the influence of alcohol and using a false driver's license to obtain 3.2 beer or other alcoholic beverages. Depending upon the number of previous convictions, or gravity of the circumstances you may be convicted of a felony or misdemeanor for such an offense. It is most likely that you will also forfeit your driving privileges in the event you are convicted of such an offense.

There are also local (municipal/city) laws similar to those described above. If drugs are involved the city will, most likely, defer to the state or federal authorities because their penalties are more severe. If alcohol is involved, you may be convicted of violating both local and state law and punished according to both laws.

Further information regarding these local, state, and federal laws may be found in the Offices of Student Affairs and Personnel and is available to students and employees. Students and employees are encouraged to review this information. The above referenced examples of penalties and sanctions are based on the relevant laws at the time of adoption of the change. Such laws are, of course, subject to revision or amendment by way of the legislative process.

Dangerous Drug – The University observes all state and federal laws relating to the possession, use, sale, transfer, or production of dangerous drugs and associated illicit paraphernalia.

No student or employee shall possess, manufacture, sell, or distribute or use narcotics, barbiturates, amphetamines, LSD, or other hallucinogens and any other drugs classified illegal or dangerous by the Federal and/or state statutes and regulations unless prescribed by a medical doctor.

A conviction for such an offense is a serious blemish on your record which could prevent you from entering many careers or obtaining that badly wanted job.

6.01

DRUG/ALCOHOL COUNSELING AND REHABILITATION PROGRAMS

The University Professional Counseling Center has programs of this nature for students and employees, respectively. Should these programs not meet your needs, there are other programs in the community or nearby that may better suit your needs. A list of such programs, their location and phone number is maintained in the above referenced office, and attached to this policy statement. Seeking help from, being referred to or from these services is confidential, and will not, alone, result in disciplinary action. Individual privacy will, of course, be maintained in any counseling/rehabilitation process. In addition, the following toll-free, headline numbers may be of use to someone needing help or advice:

National Institution of Drug Abuse
Information and Referral Line
4:30

1-800-662-HELP
M-F, 8:30 –

The National Federal of Parents for
KIDS

1-800-554-

Drug-Free Youth 5:00	M-F, 8:00 –
Just Say No Foundation 2766	1-800-258-
National Council on Alcoholism 2255	1-800-622-
	7 days a week, 24 hours a day
National Drug Abuse Hotline 9746	1-800-241-
Cocaine Helpline	1-800-
COCAINE Reach-Out Hotline (alcohol, drug crisis intervention, mental health and referral)	1-800-522-9054

“Illicit drug use” is defined as the use of illegal drugs and the abuse of other drugs and alcohol, including anabolic steroids.

A drug and/or alcohol abuse assistance/rehabilitation previously approved and/or certified by such purpose(s) by a federal, state, or local health, law enforcement, or other appropriate agency.

Cocaine, marijuana, opiates, amphetamines, and other designated substances as set forth in Section 202 of the Controlled Substances Act (21 U.S.C., Sec 812).

Cocaine, marijuana, opiates, amphetamines, and any other drug or substance as set forth in Schedules I through V of the Uniform Controlled Dangerous Substances Act, 63.O.S. 1981, Sec. 2-101, et seq., as amended.

Note: Under Langston University Student Code of conduct – p. 25, no. 13 and 14; Alcoholic Beverages – The consumption or possession of beer or other alcoholic beverages on the campus, in the University housing, or at any affairs sponsored by or for a student organization, whether on/or off campus, will result in immediate disciplinary action for the student(s) involved.

No student or employee shall possess or consume any alcoholic beverages while on campus; or entertain any guest who has any alcoholic beverages in his possession on campus; nor shall a student who finds himself “Under The Influence” of alcoholic beverage return to the campus in that condition.