DRUG-FREE SCHOOLS AND CAMPUSES REGULATIONS

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SUMMARY

The Drug-Free Schools and Campuses Regulations: A Guide for University and College Administrators. If audited, failure to comply with the regulations may cause an institution to forfeit eligibility for federal funding. Lindenwood University is dedicated to developing and creating a community that is free from the illegal use of alcohol and drugs.

Lindenwood University
St. Charles, Missouri

Drug-Free Schools and Campuses Regulations
Biennial Review: Academic Years 2020 – 2021 & 2021 - 2022

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The report was prepared by Director of Community Standards and Conflict Resolution, Dana Moore, and reviewed by Associate Vice President of Student Affairs, Community Equity and Inclusion, Kelly Moyich, JD. Information was provided by the Director of Residence Life; Public Safety- Clery Officer; Director of Office of First Year Programs; Assistant Vice President of Intercollegiate Athletics; Student Involvement – Sorority and Fraternity Life Manager; and Associate Vice President of Human Resources.

INTRODUCTION TO LINDENWOOD UNIVERSITY

The Lindenwood University Board of Trustees and the University administration seek to provide a safe, secure, healthful, and drug-free work, campus, and community environment. Founded in the mid-1800s, Lindenwood is a dynamic university dedicated to excellence in higher education. The University mission is, "Real Experience. Real Success: Enhancing lives through quality education and professional preparatory experiences." Lindenwood University, a nationally recognized institution of higher learning, delivers comprehensive student-centric learning and community engagement through innovative, relevant, and forward-thinking academic and experiential programs.

INTRODUCTION TO THE DRUG-FREE SCHOOLS AND CAMPUS ACT

The Drug-Free Schools and Campuses Regulations: A Guide for University and College Administrators (U.S. Department of Education, 2006) requires that, as a condition of receiving funds or any other form of financial assistance under any federal program, an institution of higher education (IHE) must certify 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. If audited, failure to comply with the Drug-Free Schools and Campuses Regulations may cause an institution to forfeit eligibility for federal funding.

To certify its compliance with the regulations, an IHE must adopt and implement a drug prevention program to prevent the unlawful possession, use, or distribution of illicit drugs and alcohol by all students and employees, both on school premises and as part of any of its activities. Creating a program that complies with the regulations requires an IHE to do the following (U.S. Department of Education, 2006, p. 5):

1. Prepare a written policy on alcohol and other drugs (AOD).
2. Develop a sound method for distribution of the policy to every student and IHE staff member each year.
3. Prepare a biennial review report on the effectiveness of its alcohol and other drug (AOD) programs and the consistency of policy enforcement.
4. Maintain its biennial review report on file so that, if requested to do so by the U.S. Department of Education, the campus can submit it.

LINDENWOOD UNIVERSITY AND COMPLIANCE WITH DRUG-FREE SCHOOLS AND CAMPUS ACT

Lindenwood University is dedicated to developing and creating a community that is free from the illegal use of alcohol and drugs. The faculty, staff, and administration are committed to an integrative liberal arts curriculum that focuses on the talents, interests, and future of its students. Lindenwood University intends to comply fully with the Drug-Free Workplace Act of 1988 and the Drug-Free Schools and Community Act of 1989, as amended.

In addition to information and policies stated in the university catalogs, Employment Policies, and Student Handbook, the following information outlines institutional policies and programs designed to implement federal legislation on this issue. University policy also provides for a biennial review of these policies and programs to determine their effectiveness, implement needed changes, and ensure that disciplinary sanctions are consistently enforced.

The President of Lindenwood University is required to supply a signed statement certifying the biennial review to acknowledge awareness of the recommendations within the report. The President's signed statement and a final

copy of the 2022 report are kept on file in the office of the Associate Vice President of Student Affairs, Community, Equity, and Inclusion, as well as the office of the Vice President of Human Resources in the event the university is audited by the Higher Education Center for Alcohol and Other Drug Prevention, a designee of the U.S. Department of Education. Institutions of higher education are not required to submit the certification or report to the U.S. Department of Education. To obtain a copy of the report, please visit our **Security Reports page.**

ALCOHOL AND DRUG POLICIES, PROGRAMS, AND SERVICES

POLICIES AND REGULATIONS

ALCOHOL POLICY

Present state law makes subject to arrest and prosecution for any person younger than 21 years of age who consumes and/or possesses alcoholic beverages or supplies such beverages to a person under the age of 21. The University administration and Board of Trustees have further instructed that alcohol is permitted on campus for those enrolled in the Alcohol Program offered through Residential Life. In addition, alcohol is permitted on campus for individuals aged 21 at the home football game tailgates. Student problems relating to alcohol and its possession and/or use will be brought to the attention of university authorities, which could result in disciplinary action, including possible dismissal from the university.

The University affirms its adherence to the following principles:

- The misuse and/or abuse of alcoholic beverages and related behavior, such as disorderly conduct, illness due to excessive consumption of alcohol, and destruction of property, pose a danger to individual members of the university community and to the larger community.
- The promotion of alcoholic beverage consumption as the primary focus of on- and off-campus activities is inappropriate because it invites members of the university community to violate university regulations and Missouri law.
- Consumption of alcoholic beverages should only be by persons of legal age and by personal choice and is prohibited on campus except in designated areas.
- Those who choose to consume alcoholic beverages should do so responsibly and in moderation off campus.
- Consumption of alcoholic beverages should not be the focus of an event or the only means of refreshment at a university-sponsored event that is held off campus.
- The responsibility for proper consumption of alcoholic beverages and for compliance with Missouri laws rests with each individual member of the university community.
- The University promotes for the students who consume alcohol off campus to call a cab, Uber, or other means of transportation to return to campus.

ATHLETICS DRUG AND ALCOHOL POLICY

OVERVIEW

Lindenwood University is committed to the physical and mental well-being of its student-athletes. The University holds a strong belief that the use of drugs and alcohol has a negative effect on the academic and athletic performance of its student-athletes. The testing and education policy is designed to accompany the NCAA drug testing policy and university policy. This policy is intended to set a minimum standard by which sanctions are to be enforced. Additional team policies or past rules infractions may increase the severity of incurred penalties.

PURPOSE

The Lindenwood University Department of Intercollegiate Athletics believes that random drug testing and testing based on reasonable suspicion are appropriate to ensure health, safety, and well-being of student-athletes, to promote fair competition, to affirm compliance with applicable rules and regulations on drug and alcohol abuse, to identify student-athletes who are improperly using these substances and assist them before they harm themselves or others. Lindenwood University recognizes its responsibility to provide educational programming that will support positive decision-making. Primary purpose:

1. To provide student-athletes with appropriate education and information about the risks associated with drug and alcohol abuse.
2. To identify student-athletes using illicit drugs and provide avenues for treatment, rehabilitation, and support.
3. Protect the reputation and integrity of Lindenwood University and the Department of Intercollegiate Athletics.

CONSENT TO PARTICIPATE

Each student-athlete will be required to sign a consent form agreeing to undergo drug and alcohol testing prior to participation in intercollegiate athletics at Lindenwood University. A copy of this consent form will be stored with other medical records. Each student-athlete will attend an informational meeting on the drug testing program and receive a copy of the drug testing program. Student-athletes will have an opportunity to ask any questions regarding the drug and alcohol policy or issues related to signing the consent form. Failure to comply with the requirements of this policy will result in suspension from participation or termination of eligibility to participate in intercollegiate athletics at Lindenwood University.

EDUCATION

All NCAA student-athletes, coaches and athletic trainers will participate in an annual formal education program on drug and alcohol awareness each year, during their beginning of the year compliance meetings.

VOLUNTARY DISCLOSURE/SAFE HARBOR

Lindenwood University Intercollegiate Athletics understands that there are circumstances where individuals have severe substance abuse and/or alcohol problems that originate from background, habit, or recreation. The athletics department has developed a policy to assist those individuals who desire to make a positive life change. To this end, Lindenwood University Intercollegiate Athletics offers student-athletes a Safe Harbor option to willingly seek assistance for problematic substance abuse. A student-athlete who has engaged in prohibited drug or alcohol use is encouraged to seek assistance from the athletics department by voluntarily disclosing his or her use of drugs or alcohol to an athletics department staff member prior to being identified as having violated this policy or receiving notification that he or she must undergo screening.

A student-athlete may self-refer to the Lindenwood University Intercollegiate Athletics Safe Harbor Program for evaluation and counseling. The student-athlete is NOT eligible for the Program after notification of an impending drug test or after receiving notice of a positive Lindenwood University, NCAA, or governing body drug test. The self-referral must be approved by the Head Athletic Trainer prior to admission into the Safe Harbor Program. The student-athlete will not be able to enter the Safe Harbor Program thirty (30) days prior to competing at any post-season competition. Lindenwood University will work with the student- athlete to prepare a Safe Harbor plan, which may include confidential drug testing. If the student-athlete tests positive for a banned substance upon entering the Safe Harbor Program, the positive test will not result in any administrative sanction; however, the student-athlete will be ineligible to participate in intercollegiate activities pending an evaluation. The Medical Director may suspend the student-athlete from play or practice if medically indicated.

The student-athlete will be required to undergo an evaluation by a Lindenwood Student Counseling and Resource Center counselor. The counselor shall determine the appropriate intervention and rehabilitation needed by the student-athlete, based on the circumstances of the case. To aid in the overall recovery of the student athlete, a signed release of information form will be signed by the student athlete to allow coordination between the counselor and athletic staff including but not limited to the Head Athletic Trainer, the Vice President of Intercollegiate Athletics, the Head Coach, and the team athletic trainer. The student-athlete will be permitted to remain in the Program up to thirty (30) days, as determined by the treatment plan. The Head Athletic Trainer may extend the time a student-athlete can remain in the Safe Harbor Program if there is sufficient evidence such an extension will benefit the student-athlete.

While in compliance with the Safe Harbor treatment plan, the student-athlete will not be subject to penalties described in the Lindenwood University Intercollegiate Athletics Drug Testing Policy. However, a student- athlete in the Program may be selected for testing by the NCAA or governing body and subject to penalties set forth in the NCAA and governing body's drug testing policy. The Vice President of Intercollegiate Athletics, Sport Administrator, Head Athletic Trainer, Medical Director, Head Coach, and Associate Vice President of Student Life will be informed of the student-athlete's participation in the Safe Harbor Program (if deemed necessary). Other university employees may be informed only to the extent necessary for the implementation of this policy and treatment plan.

If a student-athlete tests positive for any banned substance that indicates new use after entering the Safe Harbor Program or fails to comply with the treatment plan, the student-athlete will be removed from the Program and deemed as the first offense in Lindenwood's University's Drug Testing Policy. If the athlete regains his or her eligibility to compete in sport, he or she may be required to undergo follow-up tests at the discretion of the Vice President of Intercollegiate Athletics or the counselor.

TOBACCO-FREE POLICY

The purpose of this policy is to reduce harm from tobacco use and secondhand smoke, provide an environment that encourages individuals to be tobacco-free, reduce health insurance and health care costs, and promote a campus culture of wellness. Therefore, Lindenwood establishes the following smoking policy for all facilities, campus areas and university owned property or vehicles where services are carried out or offered. All university students, employees, contractors and visitors are subject to these regulations.

Tobacco includes but is not limited to cigarettes, cigars, pipes, water pipes (hookah), electronic cigarettes, smokeless tobacco, snuff, chewing tobacco and any other non-FDA approved nicotine delivery service. Tobacco use is prohibited on Lindenwood University campus.

The NCAA prohibits the use of tobacco products by all game personnel (e.g. student-athletes, coaches, athletic trainers, managers, game officials) in all sports during practice or competitions. See NCAA Bylaws 11.1.5 and 17. 1.7 A student-athlete who violates this tobacco policy shall be disqualified from the remainder of the practice or competition. The Vice President of Intercollegiate Athletics or his or her designee, will sanction other game personnel who violate the tobacco policy.

METHOD OF SELECTION FOR DRUG TESTING

All student-athletes who have signed the institutional drug-testing consent form and are listed on the institutional squad list are subject to unannounced random drug testing at any time. Drug testing can be random, at the request of the NCAA or governing body, or based upon reasonable suspicion.

UNANNOUNCED RANDOM DRUG TESTING

Athletics Department personnel will use a third party to randomly select student-athletes to participate in the drug testing program. The head athletic trainer will send squad lists, acquired from the compliance office to Drug Free Sport, who will then randomly select student-athletes to be drug tested.

REASONABLE SUSPICION

The student-athlete may be subject to testing at any time when, in the judgement of the Vice President of Intercollegiate Athletics or his/her designee, reasonable cause exists to suspect the student is engaging in the use of any drugs prohibited in NCAA Bylaw 31.2.3.1. Such reasonable suspicion may be based on objective information as determined by the Vice President of Intercollegiate Athletics, athletic administrators, coaching staff, athletic training staff, team physician, staff personnel, or others, in good faith, and deemed reliable by the Vice President of Intercollegiate Athletics or his/her designee. Reasonable suspicion may be found, but not limited to, observed possession or use of substances that reasonably appear to be drugs of the type prohibited; arrest; producing multiple dilute urine samples during drug testing; conviction or student conduct violation for a criminal offense related to alcohol or the possession, use or trafficking of drugs of the type prohibited; credible reports of use; posting on social media; observed abnormal appearance; and conduct or behavior, including unusual patterns of absence from training or competition, decrease in class attendance, significant decline in GPA, increased injury or illness rate, extreme changes in motivation levels, emotions, and mood, are all reasonably interpretable as being caused by the use of prohibited substances. A reasonable suspicion form must be completed and submitted via ARMS by the athletics administrator, coach, or staff member. The Head Athletic Trainer will initiate the drug test with the student-athlete and inform all necessary parties of the results.

RE-ENTRY/FOLLOW-UP TESTING

A student-athlete who has had his or her eligibility to participate in intercollegiate athletics at Lindenwood University suspended may, at the discretion of the Vice President of Intercollegiate Athletics, be required to undergo re-entry drug and/or alcohol testing prior to regaining eligibility. A student-athlete who has returned to participation in intercollegiate athletics following a positive drug test under this policy will be subject to follow-up testing at their own expense at a designated lab off-campus. Testing will be announced and will be required at the frequency determined by the Vice President of Intercollegiate Athletics or his/her designees in consultation with the counselor or specialist involved in the student-athlete's case.

METHOD OF TESTING

The student-athlete will be notified no more than 24 hours prior to the test and scheduled for testing in-person by the head athletic trainer or compliance office. Notification will consist of a face-to-face meeting with the student-athlete or a phone conversation with the student-athlete. The head athletic trainer or the compliance office will inform the student-athlete of the date, time, and location to report for collection. Student-athletes may be inconvenienced during practices, meetings, strength and conditioning sessions, etc. The student-athlete may even be tested in off- hour times, such as early morning, mealtimes, and/or late evenings.

Tests will be primarily conducted for, but not limited to, drugs of abuse and other controlled substances provided in Section V. All other substances on the NCAA banned substance list may be included in testing. Drug testing can consist of the collection of urine or hair samples from the student-athlete, or other similar drug tests, under the direct supervision of trained personnel. Analysis of the sample will be performed by a laboratory contracted by the university to do such testing. All samples that have positive results indicating the presence of prohibited drugs or their metabolites, will be further analyzed.

Intercollegiate Athletics bans the use of substances and methods that alter the integrity or validity of urine samples provided during drug testing. Examples of banned methods include catheterization, urine substitution, and/or tampering with or modification of renal excretion using diuretics or related compounds. Any urine sample tested for the presence of banned substances may also be tested for the presence of substances used to alter the integrity or validity of urines samples. A positive finding for these substances or other methods of tampering will be considered a positive test. Any attempt to tamper with a urine sample during the collection process will be treated as a positive test. In addition, multiple diluted samples will be cause for follow-up testing. All student-athletes refusing to provide a urine sample will be sanctioned as if their results were positive.

REPORTING OF RESULTS

All student-athlete information and records associated with the Lindenwood University drug testing program will be confidential and results will be released only to the Vice President of Intercollegiate Athletics, head coach, head athletic trainer, compliance office, sport administrator, and Department of Student Affairs. A confidential meeting will be scheduled to inform the student-athlete of a positive test and include the following people: the student-athlete, sport administrator, head coach, compliance officer, and head athletic trainer. Tests involving reasonable suspicion will automatically result in a follow-up meeting. The results will be discussed, and the student-athlete will have an opportunity to comment on the test results and explain why a false positive may have been received. At the written request of the student-athlete, results may be released to outside entities.

LEGAL ISSUES INVOLVING DRUGS AND ALCOHOL

Incidents and potential consequences for a student-athlete's behavior as it relates to violations of local, state, or federal laws, refer to Lindenwood University's Intercollegiate Athletics Department Student-Athlete Discipline Policy.

APPEALING A POSITIVE TEST RESULT

Student-athletes who test positive for a banned substance by the laboratory retained by the University may, within 48 hours following receipt of notice of the laboratory finding, contest the finding. Upon the student-athlete's request for additional testing of the sample, the University shall request the laboratory perform testing on the second sample that was provided during the initial testing. Under no circumstances will the student-athlete be permitted to provide a new sample to be used for the appeals testing. If the appeals testing yields a negative result, the drug test will be considered negative.

The student-athlete will be suspended from all team activities while the second sample is undergoing testing. If the second test comes back positive, the student-athlete will be responsible for the additional testing fees.

POSITIVE TEST SANCTIONS

It is important to remember that the actions listed within this section are minimal sanctions. The Vice President for Intercollegiate Athletics, sport administrator, and the head coach, at their discretion, may impose additional sanctions, if they believe such sanctions are appropriate. The Department of Intercollegiate Athletics reserves the right to add to the practice and/or competition penalties if it is medically determined that the student-athlete poses a serious health risk to himself or others by continuing to participate in athletic practices or competition.

The Department of Student Affairs will be notified of all positive drug and alcohol violations. Lindenwood University reserves the right to apply a fee as outlined in the Student Handbook or dismiss any student-athlete for a positive drug or alcohol violation.

SANCTIONS FOR A POSITIVE DRUG TEST:

Positive tests accumulate during the entire time the individual is a student-athlete at Lindenwood University. Intercollegiate Athletics will issue a positive test to a student-athlete upon conviction or guilty plea to legal offenses including driving under the influence (DUI, DWI), or any other drug offense including possession. A positive test will also be issued by Intercollegiate Athletics for any drug related violation of the Lindenwood University Alcohol and Drug Policy on campus i.e. use or possession of drugs.

FIRST POSITIVE TEST:

1. Head Athletic Trainer will notify the VP of Intercollegiate Athletics and the sport supervisor
2. The Head Coach will be notified.
3. Mandatory meeting with the student-athlete, Head Athletic Trainer, Assistant AD for Compliance, and Sport Supervisor.
4. The student-athlete's parent may be notified by the VP of Intercollegiate Athletics or their designee.

5. The student-athlete shall be suspended for a number of consecutive competitions equivalent to a minimum of 10% of their sport program's regular and post-season games, matches, or meets (excluding exhibition competitions) immediately following the positive test. Suspension does not relieve the student-athlete from any other responsibility as a team member, including, but not limited to attendance at all practice or other team events. If the positive test occurs during the student-athletes' non-competitive season, the suspension will occur at the beginning of the next competitive season.

6. Mandatory additional drug testing each time the athletics program conducts drug testing over the next twelve (12) months.

7. The student athlete will be required to attend one counseling session for substance-abuse evaluation, and if deemed necessary, attend substance abuse counseling or treatment to protect the health and safety of the student-athlete. Documentation related to the date and time of the required counseling session must be provided to the head athletic trainer. The student-athlete will be responsible for all costs related to the evaluation and treatment.

SECOND POSITIVE TEST

1. Head Athletic Trainer will notify the VP of Intercollegiate Athletics and the sport supervisor.

2. The Head Coach will be notified.

3. Mandatory meeting with the student-athlete, the Head Coach, the VP for Intercollegiate Athletics or their designee, the Head Athletic Trainer and the Assistant AD for Compliance.

4. The student-athlete's parent may be notified by the VP of Intercollegiate Athletics or their designee.

5. The student-athlete shall be suspended for a number of consecutive competitions equivalent to a minimum of 20% of their sport program's regular and post-season games, matches, or meets (excluding exhibition competitions) immediately following the positive test. Suspension does not relieve the student-athlete from any other responsibility as a team member, including, but not limited to attendance at all practice or other team events. If the positive test happens during the student-athletes' non-competitive season the suspension will occur at the beginning of the next competitive season.

6. Mandatory additional drug testing every time the athletics program conducts drug testing for the remainder of the student-athlete's eligibility.

7. The student athlete will be required to attend one counseling session for substance-abuse evaluation, and if deemed necessary, attend substance abuse counseling or treatment to protect the health and safety of the student-athlete. Documentation related to the date and time of the required counseling session must be provided to the head athletic trainer. The student-athlete will be responsible for all costs related to the evaluation and treatment.

THIRD POSITIVE TEST

1. Head Athletic Trainer will notify the VP for Intercollegiate Athletics

2. The Head Coach will be notified.

3. Mandatory meeting with the student-athlete, the Head Coach, the VP of Intercollegiate Athletics, the Head Athletic Trainer and the Assistant AD for Compliance.

4. The student-athlete's parents may be notified by the VP of Intercollegiate Athletics or their designee

5. Termination of team membership and involvement.

6. Cancellation and non-renewal of all Athletic Scholarship Aid.

SANCTIONS FOR ANABOLIC STEROIDS OR OTHER PERFORMANCE ENHANCING DRUGS:

FIRST POSITIVE TEST

1. Head Athletic Trainer will notify the VP for Intercollegiate Athletics

2. The Head Coach will be notified.

3. Mandatory meeting with the student-athlete, the Head Coach, the VP of Intercollegiate Athletics, the Head Athletic Trainer and the Assistant AD for Compliance. The team physician may also be present if deemed necessary by the Vice President for Intercollegiate Athletics.

4. The head athletic trainer, team physician, and mental health professional shall take medically appropriate action which will include substance abuse evaluation, then if deemed necessary, substance abuse counseling or treatment and other action to protect the health and safety of the student-athlete.

5. One session with a licensed counselor is required. Failure to comply with the treatment plan will be considered a second positive test. All costs associated with any counseling session(s) shall be the sole responsibility of the student-athlete.

6. The student-athlete shall lose one year (365 days) of athletic eligibility and may lose athletic financial aid immediately following the positive test. Prior to reinstatement onto his or her previous athletic team or any other intercollegiate team, the student-athlete must pass a performance enhancing drug screen at the end of the twelve-month suspension.

SECOND POSITIVE TEST:

1. Head Athletic Trainer will notify the VP for Intercollegiate Athletics.

2. The Head Coach will be notified.

3. Mandatory meeting with the student-athlete, the Head Coach, the VP of Intercollegiate Athletics, the Head Athletic Trainer and the Assistant AD for Compliance. The team physician may also be present if deemed necessary by the Vice President for Intercollegiate Athletics.

4. Permanent termination of eligibility and loss of all athletic financial aid at Lindenwood University is effective immediately.

5. The positive test result will be provided to Lindenwood University's Associate Vice President of Student Affairs, Community Equity and Inclusion.

SANCTIONS FOR USE, POSSESSION, OR DISTRIBUTION OF ALCOHOL:

Intercollegiate Athletics will issue a violation to a student-athlete upon conviction or guilty plea to legal offenses including driving under the influence (DUI, DWI), public intoxication, drunk and disorderly or any other alcohol offense. A violation will also be issued by Intercollegiate Athletics for any alcohol related violation of Lindenwood University alcohol and drug policy. i.e. minor/underage drinking and/or consumption of alcohol on Lindenwood's campus

FIRST VIOLATION:

1. The student-athlete will meet with the head coach and the student-athlete will be required to attend and complete an alcohol abuse education program approved by Lindenwood University.

SECOND VIOLATION:

1. The student-athlete will meet with the head coach and sport administrator to discuss the alcohol related offense.
2. The student-athlete shall be suspended for a number of consecutive competitions equivalent to 10% of their sport program's regular and post-season competitions (excluding exhibition competitions) immediately following the second offense.
3. If the second offense occurs during the student-athletes' non-competitive season, the suspension will occur at the beginning of the next competitive season.
4. The student-athlete will be required to attend and complete an alcohol abuse education program approved by Lindenwood University.

THIRD VIOLATION:

1. The student-athlete will meet with the head coach and sport administrator to discuss the alcohol related offense.
2. The student-athlete may be terminated from team membership and involvement.
3. Cancellation and non-renewal of all Athletic Scholarship Aid.

MEDICAL EXEMPTIONS

Lindenwood University Intercollegiate Athletics recognizes that some banned substances are used for approved medical purposes. Accordingly, Intercollegiate Athletics allows exceptions to be made for student- athletes with a documented medical history demonstrating a need for regular use of such a substance.

Student-athletes are required to inform their athletic trainer of all medications (both prescribed and over-the-counter) and supplements they are taking. The Athletic Training department shall have on file a letter from the prescribing physician that documents the student-athlete's medical history demonstrating a need for regular use of a drug. The letter should contain information as to the diagnosis including any special testing, medical history, and dosage information.

In the event a student-athlete tests positive, the head athletic trainer and medical director will review the student-athlete's medical record to determine whether a medical exemption should be granted.

NUTRITIONAL SUPPLEMENTS

Lindenwood University Department of Intercollegiate Athletics does not encourage the use of nutritional supplements. Nutritional supplements are not regulated by the federal government and are not tested for quality like prescription and over-the-counter medications. The product claims made by many nutritional supplement manufacturers have not been based on scientific research in many cases. Many nutritional supplements have not been subject to research by unbiased independent researchers to substantiate performance claims. The potential adverse and/or harmful effects of these substances have not been completely studied, but serious adverse effects have been reported in some instances. As there are no federal government labeling requirements for nutritional supplements, some products may contain NCAA banned substances, which are not listed on the label. It is important for student-athletes to remember that each

STUDENT-ATHLETE WILL BE HELD RESPONSIBLE FOR EACH AND EVERY SUBSTANCE THAT ENTERS HIS/HER BODY.

If student-athletes are taking or are thinking about taking a nutritional supplement, the student-athlete should check with their athletic trainer or strength and conditioning coach so the validity and safety of the nutritional supplement can be researched.

SCHOLARSHIPS AND FINANCIAL AID

The Department of Intercollegiate Athletics reserves the right to reduce or not renew a student-athlete's scholarship and financial aid if the student-athlete is found in violation of participating in the use, sale of, or distribution of any of above drug or alcohol classes.

DRUG AND ALCOHOL TREATMENT PROGRAM

Any student-athlete seeking substance abuse treatment is encouraged to utilize the Director of Student-Athlete Mental Health and Lindenwood University Student Counseling and Resource Center services. There are off- campus resources available through referral from the Director of Student-Athlete Mental Health, Medical Director, or Lindenwood Student Counseling and Resource Center. Student-athletes can be discharged from treatment at the discretion of the Director of Student-Athlete Mental Health and Medical Director when counseling and treatment requirements have been met.

STUDENT-ATHLETE DRUG AND ALCOHOL APPEALS PROCESS

Under this policy, the decision of the Vice President of Intercollegiate Athletics or the coach regarding The Department of Intercollegiate Athletics Drug and Alcohol Policy will be presumed reasonable. As described below, a student-athlete who feels that an athletic related sanction against him or her is unreasonable must first take informal steps to resolve the situation prior to entering a formal appeal process.

1. The student-athlete must discuss the issue directly with the team's Head Coach.
2. If the issue is not resolved, the student-athlete must discuss the issue with the team's Head Coach and Sport Supervisor.
3. If the issue remains unresolved, the student-athlete may request a meeting with the Vice President of Intercollegiate Athletics. The Vice President of Intercollegiate Athletics will notify the student athlete in writing (via email to the student-athlete's University email address) of the decision regarding what sanction, if any, will be imposed.

If no resolution is reached, the student-athlete may then initiate the formal Appeal Process as set forth below.

FORMAL APPEAL PROCESS

To begin the formal appeal process, the student-athlete must submit a written request to the Faculty Athletics Representative.

1. A written request to reduce or lift the sanctions must be addressed to the Faculty Athletics Representative (FAR) within seven calendar days from the date of the Vice President of Intercollegiate Athletics' written notification of disciplinary sanction. The request must be completed and sent via ARMs.
    a. The request must explain why the student-athlete believes that the sanction or other disciplinary action was 1) not a reasonable decision (i.e., that the decision was arbitrary and capricious) or 2) that there are compelling and mitigating circumstances to support a lesser disciplinary sanction. These are the only two grounds for appealing the decision of the Vice President of Intercollegiate Athletics.
2. The FAR will appoint an Appeal Committee consisting of three representatives to review the appeal.
3. The burden shall be on the student-athlete to establish that the disciplinary sanction was unreasonable or to demonstrate compelling and mitigating circumstances to support a lesser disciplinary sanction.

4. After receiving all the evidence and hearing from the parties, the Committee shall deliberate in private to make findings of fact. The findings and decision shall be based exclusively on information provided throughout the appeals process.

Within 7-10 business days after the appeal letter is received, the committee shall report to the FAR its findings of fact and decision concerning whether the student-athlete has met the burden of proof described in paragraph 1(a) above. If the burden of proof is not met, the Vice President of Intercollegiate Athletics' decision will be affirmed. If the student-athlete meets the burden of proof, the Committee's report shall indicate when the student-athlete may resume participation or have any sanctions lifted or reduced. The decision of the Committee shall be final and binding and cannot be appealed further.

DRUG-FREE CAMPUS POLICY (EMPLOYEES)

INTRODUCTION

The Lindenwood University Board of Trustees and the administration seek to provide a safe, secure, healthful, drug-free work, campus, and community environment. Additionally, the University intends to comply fully with the Drug-Free Workplace Act of 1988 and the Drug-Free Schools and Communities Act of 1989. Employees of the college are expected and required to report to work in appropriate mental and physical condition. In addition to information outlines, institutional policies and programs are designed to implement federal legislation on this issue. University policy also provides for a biennial review of these policies and programs to determine their effectiveness, implement needed changes, and ensure that disciplinary sanctions are consistently enforced.

EMPLOYEE COMPLIANCE

Each employee of the University will, as a condition of employment, agree to abide by the provisions of this policy which implements the Drug-Free Workplace Act of 1988 and the Drug-Free Schools and Communities Act of 1989.

PROHIBITED EMPLOYEE CONDUCT

Lindenwood University is committed to maintaining a drug and alcohol-free workplace in order to ensure the safety, security and productivity of its employees and the university community. To that end, Lindenwood prohibits the misuse of prescription drugs and the use, possession, manufacture, and distribution of unauthorized or illegal drugs and alcohol by its employees on its property while engaged in university business or as part of any of the university's activities.

Whenever employees are working, operating a Lindenwood vehicle, are present on campus, or are conducting work off-site, they are prohibited from using, possessing, buying, selling, manufacturing or dispensing alcohol, an illegal drug, or a prescription drug not prescribed to them or not taken as prescribed, and they are prohibited from being under the influence of alcohol, an illegal drug, or a prescription drug not prescribed to them or not taken as prescribed.

DRUG AND ALCOHOL TESTING:

1. Pre-employment Testing. Lindenwood reserves the right to conduct pre-employment drug and/or alcohol tests and to condition an offer of employment upon the successful completion of a drug and alcohol test.

2. Reasonable Suspicion Testing. Employees may be asked to submit to a drug and/or alcohol test if Lindenwood has a reasonable suspicion, based on objective factors such as the employee's appearance, speech, behavior or other conduct and facts, that the employee possesses or is under the influence of illegal drugs and/or alcohol. Employees who take over-the-counter medication or other lawful medication that can be legally prescribed under both federal and state law to treat a disability should inform Human Resources if they believe the medication will impair their job performance, safety, or the safety of others.

3. Post-Incident Testing. Employees involved in any work-related accident or incident involving the violation of any safety or security procedures may be required to submit to drug and alcohol testing. This applies even if the incident did not result in injury to any person or any property damage.

4 Periodic/Random Testing. Employees in safety or security-sensitive positions may be subject to drug and alcohol testing on a random basis.

EMPLOYEE DISCIPLINARY ACTION

In the event an employee refuses to submit to a drug and/or alcohol test, or if the test result is positive, the employee will be subject to discipline, up to and including termination of employment.

Employees experiencing problems with alcohol and/or drugs are urged to seek assistance voluntarily to resolve such problems before they become serious enough to require disciplinary action. Successful voluntary treatment for alcohol and/or drug abuse will be supported by Lindenwood, but it will not prevent normal disciplinary action for a violation that may have occurred or relieve an employee of the responsibility to perform assigned duties safely and efficiently.

In conjunction with or in lieu of the imposition of any disciplinary actions, employees may (1) be referred to appropriate local, state, or federal law enforcement agencies for prosecution, or (2) be required to complete an appropriate counseling or rehabilitation program.

EXCEPTION TO ALCOHOL POLICY

The use or possession of any alcoholic beverage is prohibited on all University property, except (1) in the residence of the president; (2) for beer and wine sales at professional shows in the J. Scheidegger Center for the Arts; and (3) at any event where the sale, use, or possession of alcohol may be approved by both the chairman of the board and the president, subject to all legal requirements.

DRUG- FREE SCHOOLS, COMMUNITIES, AND WORKPLACE

Lindenwood University strives to uphold the ideal of an alcohol-free, drug-free campus, and strictly enforces related policies and regulations. In keeping with this ideal, the University complies with the Drug-Free Schools and Communities Act of 1989 and the Drug-Free Workplace Act of 1988, and seeks to provide a healthy, safe, and secure environment for students and employees. Lindenwood has implemented programs that provide for annual distribution, in writing, to each student and employee of (1) standards of conduct that clearly prohibit the unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees on university property or as part of any university activity; (2) descriptions of applicable legal sanctions under local, state, or federal law; (3) descriptions of available drug or alcohol counseling, treatment, or rehabilitation or re-entry programs; and (4) clear statements of the disciplinary sanctions that the University will impose on the students and employees. Lindenwood University also provides for the biennial review of these programs to determine their effectiveness, implement needed changes, and ensure that disciplinary sanctions are consistently enforced. Non-compliance with the regulations by students, employees, and the institution carries serious penalties, including the termination of all federal financial assistance and the possible requiring of repayment of funds received. Refer also to the Campus Policies section in the Student Handbook and to the information booklets distributed separately to both students and employees.

GREEKS

The Greek-Life Student Handbook includes several key aspects regarding AOD, which were written based on the Fraternal Risk Management Policy, Lindenwood Student Government Association, IFC Code of Conduct, AFVL, Interfraternity Rush Rules, and Panhellenic Policies:

- Lindenwood University and the Office of Greek Life do not allow any Greek lettered organization to host an event on or off campus where alcohol is being served. In the event a chapter is found in violation, it could face disciplinary actions from the Fraternity & Sorority Life and the Community Standard and Conflict Resolution office.

- The use of alcohol is prohibited in membership recruitment, rush, and Bid Day activities. The week of recruitment is a dry week, during which all active members are to refrain from alcohol and bars. Chapter funds cannot be used to purchase alcohol.

LINDENWOOD STUDENT GOVERNMENT ASSOCIATION

HAZING POLICY FOR ALL STUDENT ORGANIZATIONS

All forms of activities defined as hazing shall be banned, such as brutality of a physical nature such as whipping, beating, branding, forced calisthenics, exposure to the elements; forced consumption of any food, liquor, drug, or other substances; or other forced elements; or other forced activity which could adversely affect the mental or physical health or safety of the individual.

FUNDS REQUEST POLICY

Lindenwood University will not approve funds requests that include alcohol, drugs, or controlled substances.

TOBACCO-FREE POLICY

Smoking and smokeless tobacco, including E-cigarettes and vapor pens, are prohibited in all campus buildings, vehicles, and facilities. This includes classrooms, laboratories, hallways, rest rooms, residence halls, and lounges.

PREVENTION AND EDUCATION PROGRAMS

PHI DELTA THETA LEADERSHIP CONSULTANT PRESENTATION (SPRING 2020)

In the Spring of 2020 Phi Delta Theta had an employee attending a chapter meeting. During this chapter meeting, the leadership consultant gave a presentation about bystander intervention. The topics covered were of people drinking too much alcohol, participating in recreational drugs, and people that are sexually harassing others. The presentation provided information on how to properly handle any problems with these concerns.

SIGMA SIGMA SIGMA – PREVENTION INSTITUTE (SPRING 2020)

The risk manager of the organization was required to attend a two-day leadership retreat with every risk manager in the sorority, hosted by their national headquarters. They went over the Greek Life Edu data, alcohol/drug prevention and policies, and how to be an active bystander.

FSL TOWN HALL (FALL 2020)

The program manager of fraternity and sorority life provided information on drug and alcohol use, misuse, and abuse, which each current member was required to attend.

SIGMA SIGMA SIGMA – PREVENTION INSTITUTE (SPRING 2021)

The risk manager of the organization was required to attend a two-day leadership retreat with every risk manager in the sorority, hosted by their national headquarters. They went over the Greek Life Edu data, alcohol/drug prevention and policies, and how to be an active bystander.

HAZING & ACTIVE BYSTANDER TRAINING (SPRING 2022)

The program manager of fraternity and sorority life put on an active bystander training that encompassed types of hazing, including hazing using alcohol and drugs, and how to stop it if an individual saw hazing occurring.

SIGMA SIGMA SIGMA – PREVENTION INSTITUTE (SPRING 2022)

The risk manager of the organization was required to attend a two-day leadership retreat with every risk manager in the sorority, hosted by their national headquarters. They went over the Greek Life Edu data, alcohol/drug prevention and policies, and how to be an active bystander.

SIGMA SIGMA SIGMA ALCOHOL SAFETY (FALL 2022)
This presentation discussed what is a standard drink, alcohol poisoning, knowing the dangers and acting quickly on alcohol poisoning, as well as a personal narrative from a speaker on being in a drunk driving accident.

COUNSELING – INDIVIDUAL AND GROUP (ALL YEAR)
Individual and group counseling for AOD issues is offered to students year-round by the Student Counseling and Resource Center. There is also a mandated AOD substance abuse group for students who have been sanctioned for AOD violations. A list of community AOD resources (Attachment A) is also made available to students.

HUMAN RESOURCES (ONGOING)

- Employees can use the Employee Assistance Program for free AOD counseling and substance abuse services.
- Free online training programs on AOD in the workplace and for students are available.

NEW STUDENT ORIENTATION (FALL 2021) (SPRING 2022) (FALL 2022)
All incoming freshmen students were required to complete Get Inclusive (an online education program) on alcohol and drugs that covered the topics of prevention, risks, treatment, and support options.

NEW STUDENT ORIENTATION (FALL 2021) (SPRING 2022) (FALL 2022)
All incoming freshmen and transfer students who attended New Student Orientation were provided with presentations that included information on Public Safety, and attendees were shown how to access the Student Handbook.

PROCEDURES FOR DISTRIBUTING AOD POLICES TO STUDENTS, FACULTY, AND STAFF

Students and employees are provided with directions on how to access the Student Handbook, Employee Policies, and Annual Security Report, which provide information about the alcohol and drug policies, sanctions, health risks, and resources. The Student Handbook link is provided to all incoming students in the Lion Launch Portal, it is discussed at New Student Orientation, and it is discussed in the freshmen seminars. When employees receive their contract and/or letter of employment, information on how to access Employee Policies is provided. Employees are required to sign an acknowledgement that they have reviewed the Employee Policies. Student-athletes are provided the Student-Athlete Handbook, which also includes alcohol and drug policies, sanctions, health risks, and resources.

DATA COLLECTION & ASSESSMENT

The Biennial Report Team gathers data on AOD educational events, policies, procedures, data and other appropriate updates via email and/or within department meetings. Individuals have been identified in key departments to maintain a log and provide updates each semester. All incoming new students complete two online modules on AOD (Get Inclusive). That data is maintained by the Office of First-Year Programs and is shared with the Title IX Coordinator. Each department meets with their appropriate leadership to assess if an update needs to be made to their events, policies, procedures, and data collection. All data and updates are sent to the Associate Vice President of Student Affairs, Community Equity and Inclusion. The Director of Community Standards and Conflict Resolution prepares the biennial report, which is reviewed by the Associate Vice President of Student Affairs, Community Equity and Inclusion. The approved report is forwarded to and approved by the Lindenwood University President.

SANCTION ENFORCEMENT

STUDENT SANCTIONS: COMMUNITY STANDARDS AND CONFLICT RESOLUTIONS, OFFICE

The Director of Community Standards and Conflict Resolution reviews and processes all allegations of student misconduct, including allegations relating to the use of alcohol and drugs. The Student Handbook details what conduct is prohibited and may result in sanctions, as well as the procedures used to review and adjudicate allegations of misconduct. Students found responsible for violating university policies relating to alcohol and drugs receive sanctions for these violations. Consistency in sanctioning (see below) is ensured by use of typical sanction guidelines that are reviewed for revision annually and routine training to remain current with the law and best-practices.

OFFENSE	FIRST VIOLATION: PENALTY MAY INCLUDE	SUBSEQUENT VIOLATIONS: PENALTY MAY INCLUDE
• Illegal possession of alcohol on the campus • Use of alcohol by a minor • Sale or giving away of alcohol	• Warning • Work requirement • Disciplinary probation • Expulsion from the residence halls • Dismissal from Lindenwood • Referral to counseling or rehabilitation program	• Subject to dismissal from Lindenwood
• Possession or use of a controlled substance	• Disciplinary Probation • Expulsion from the residence halls • Dismissal from Lindenwood • Referral to counseling or rehabilitation program	• Subject to dismissal from Lindenwood
• Sale or distribution of a controlled substance	• Dismissal from Lindenwood	• Dismissal from Lindenwood

The alcohol and drug offenses that were reported to the Office of Public Safety and Security and Community Standards and Conflict Resolutions (the Office of Dean of Students was dissolved and Community Standards and Conflict Resolutions beginning Fall 2021) for 2020 – 2021 and 2021 – 2022 are noted below. The decrease in alcohol violations for 2020 – 2021 is likely due to the COVID-19 pandemic and the suspension of on-campus, in-person activities and residents in March 2020. Even though Lindenwood returned to in-person activities in Fall 2021, the University was still following COVID-19 protocol which included capacity caps for in-person activities, 6ft separation guidance, and everyone wearing masks. Activities gradually opened in the latter part of Fall 2021.

Also, alcohol violations only cover those students who were under the age of 21 at the time of violation.

VIOLATION	2020 –2021	2021 –2022
Alcohol: Referrals	135	62
Alcohol: Arrests	0	0
Drugs: Referrals	16	26
Drugs: Arrests	7	2

EMPLOYEE SANCTIONS: HUMAN RESOURCES

Employees who violate the Drug-Free Campus Policy are subject to a range of disciplinary actions. The disciplinary action taken in a particular situation will depend upon the circumstances of the individual situation and the judgment of appropriate University officials. In conjunction with or in lieu of the imposition of any disciplinary actions, employees may (1) be referred to appropriate local, state, or federal law enforcement agencies for prosecution, or (2) be required to complete an appropriate counseling or rehabilitation program. The disciplinary process is administered by the Office of Human Resources.

STATE AND LOCAL AOD LAWS MISSOURI STATE LAWS

ST. CHARLES COUNTY LAWS

PROHIBITED ACT	PENALTY
• Possession of alcohol by a minor • Sale of alcohol by a minor • Drinking of intoxicating liquor in public places	Imprisonment of up to 1 year and/or fine of between $50 and $1,000
Possession of marijuana or hashish	Up to 90 days imprisonment and/or a fine of not more than $500
Manufacture, delivery of drug paraphernalia	$100-$300 fine
Distribution of controlled substance in a protected location	Class A Felony: Minimum 10 years up to 30 years or life in prison.
Delivery of drug paraphernalia to minors	Imprisonment up to 1 year or a fine of between $50 and $1,000
Advertising related to the sale or use of drug paraphernalia	$100-$300 fine

MISSOURI STATE LAWS

PROHIBITED ACT	PENALTY
Possession of a controlled substance, except 35 grams or less of marijuana or any synthetic cannabinoid	Class D Felony: 1 day up to 1 year in County Jail, or up to 7 years in prison, and or a fine of $1 up to $5,000.
Possession of more than 10 grams, but less than 35 grams or less of marijuana or any synthetic cannabinoid	Class A Misdemeanor: 1 day up to 1 year in County Jail, and/or a fine of $1 up to $1,000
Delivery of a controlled substance	Class B, C or E Felony: For B felony: Minimum of 5 years up to 15 years in prison. For a C felony: Minimum of 3 year up to 10 years in prison. For E felony: 1 day up to 1 year in County Jail, or up to 4 years in prison, and/or a fine of $1 up to $5,000.
Distribution of controlled substance in a protected location	Class A Felony: Minimum 10 years up to 30 years or life in prison.
Trafficking in controlled substances	Trafficking 1st is a Class A or B Felony: For A felony: Minimum 10 years up to 30 years or life in prison. For B felony: minimum of 5 years up to 15 years in prison. Trafficking 2nd is a Class A, B or C Felony: For a B felony: Minimum of 5 years up to 15 years in prison. For a C felony: Minimum of 3 year up to 10 years in prison.
Unlawful use of drug paraphernalia	Can range from a Class E felony to a class D Misdemeanor: for a Class E Felony: 1 day up to 1 year in County Jail, or up to 4 years in prison, and/or a fine of $1 up to $5,000. For a class D Misdemeanor: a fine of $1 up to $500.
Unlawful distribution, delivery, or sale of drug paraphernalia	Can range from a Class E felony to a class A misdemeanor: for E felony: 1 day up to 1 year in County Jail, or up to 4 years in prison, and/or a fine of $1 up to $5,000. For A misdemeanor: 1 day up to 1 year in County Jail, and/or a fine of $1 up to $1,000
Illegal use of controlled substances or alcohol while driving a motor vehicle	Class B Misdemeanor: 1 day up to 6 months in County Jail, and/or a fine of $1 up to $500
Misrepresentation of age by a minor to obtain liquor	Class B Misdemeanor: 1 day up to 6 months in County Jail, and/or a fine of $1 up to $500.
Sale or giving away intoxicating liquors to any person under the age of 21	Class B Misdemeanor: 1 day up to 6 months in County Jail, and/or a fine of $1 up to $500.
Purchase or attempt to purchase an alcoholic beverage by a person under the age of 21	Class B Misdemeanor: 1 day up to 6 months in County Jail, and/or a fine of $1 up to $500.
Driving while intoxicated or with excessive blood alcohol content	Can range from a Class A felony to a Class B Misdemeanor: For A felony: minimum of 10 years up to 30 years in prison or life in prison. For B misdemeanor: 1 day up to 6 months in County Jail, and/or a fine of $1 up to $500.

AOD POLICY AND PROGRAM RECOMMENDATIONS

1. Review and update the AOD policy for the Student Handbook, student organizations, and Greek-letter organizations.
2. Update the Alcohol and Drug Policy for the students to include a link to the U.S. Drug Enforcement Administration's website that will provide additional information about drug effects.

DFSCA BIENNIAL REVIEW 2022 SIGNED STATEMENT & CERTIFICATION

LINDENWOOD UNIVERSITY
DRUG-FREE SCHOOLS AND CAMPUSES REGULATIONS [EDGAR PART 86]
ALCOHOL AND OTHER DRUG PREVENTION CERTIFICATION

The undersigned certifies that it has adopted and implemented an alcohol and other drug prevention program for its students and employees that, at a minimum, includes –

1. **The annual distribution to each employee, and to each student who is taking one or more classes of any kind of academic credit except for continuing education units and early college start, regardless of the length of the student's program of study, of:**
   - Standards of conduct that clearly prohibit, at a minimum, the unlawful possession, use or distribution of illicit drugs and alcohol by students and employees on its property or as part of any of its activities.
   - A description of the applicable legal sanctions under local, State, or Federal law for the unlawful possession or distribution of illicit drugs and alcohol.
   - A description of the health risks associated with the use of illicit drugs and the abuse of alcohol.
   - A description of any drug or alcohol counseling, treatment or rehabilitation or re-entry programs that are available to employees or students.
   - A clear statement that the institution will impose disciplinary sanctions on students and employees (consistent with State and Federal law), and a description of those sanctions, up to and including expulsion or termination of employment and referral for prosecution, for violations of the standards of conduct. A disciplinary sanction may include the completion of an appropriate rehabilitation program.
2. **A biennial review by the institution of its alcohol and other drug prevention comprehensive program to:**
   - Determine its effectiveness and implement changes to its comprehensive alcohol and other drug prevention program and policies if they are needed.
   - Ensure that its disciplinary sanctions are consistently enforced.

Lindenwood University
209 S. Kingshighway St.
St. Charles, MO 63301

Dr. John Porter
(Typed Name of Chief Executive Officer)

John Porter
(Signature of the Chief Executive Officer)

February 24, 2023
(Date)

43-0652649
(IRS Employer Identification Number)

(636) 949-5000
(Telephone Number)

Presidents_Office@lindenwood.edu
(E-mail Address)

APPENDIX A: COMMUNITY RESOURCES

ALCOHOLICS ANONYMOUS
2021 Campus Drive
St. Charles, MO 63301
(636) 970-0013

BRIDGEWAY COUNSELING SERVICES, INC.
1570 S. Main Street
St. Charles, MO 63303
(636) 224-1200

CRIDER COUNSELING CENTER
1032 Crosswinds Court
Wentzville, MO 63385
(844) 853-8937

PREFERRED FAMILY HEALTHCARE
2 Westbury Drive
St. Charles, MO
(636) 946-6376

PARTRIDGE COUNSELING & CONSULTING
120-D O'Fallon Plaza
O'Fallon, MO 63366
(636) 240-2240

COMMUNITY SERVICES OF MISSOURI
1175 Cave Springs Estates Drive
St. Peters, MO 63376
(636) 441-9002

NATIONAL COUNCIL ON ALCOHOLISM AND DRUG ABUSE
8790 Manchester Road
St. Louis, MO 63144
(314) 962-3456

24 HOUR ALCOHOL & DRUG ABUSE HELPLINE
1-800-252-6465

APPENDIX B: LINDENWOOD UNIVERSITY ALCOHOL PROGRAM

LINDENWOOD UNIVERSITY ALCOHOL PROGRAM POLICY

PURPOSE

This policy sets forth the strict parameters of the alcohol program ("Program") at Lindenwood University. It is the goal of this Program to provide an opportunity for students age 21 and older to develop responsible behavior and provide an enhanced experience for students who reside in University housing, are 21 years or older, meet all program requirements, and agree to comply with the terms of this Program. This Program is strictly controlled and enforced consistent with Lindenwood's commitment to the safety and well-being of all members of the campus community.

POLICY

Students are expected to make healthy choices and behave responsibly concerning the use of alcohol. Lindenwood does not tolerate misuse or reckless consumption of alcohol, whether lawful or unlawful, and its harmful effects and behaviors. Students should understand the physical and behavioral effects of alcohol use and misuse and should avoid the same. Students are expected to do their part to ensure the safety of fellow students and individuals whom they perceive to be engaged in reckless drinking behavior or to be suffering from its consequences. Lindenwood provides educational resources to assure that students understand the effects of alcohol misuse and know how to respond when they perceive others to be engaged in dangerous behavior. Students of legal drinking age (21 years or older) will have the opportunity to possess, consume, and be in the presence of alcohol consistent with the conditions and restrictions of this policy. It is a privilege – and not a right – to participate in this Program and this Program seeks to ensure the safety and well-being of students while allowing for alcohol in limited and controlled settings. All students are responsible for knowing, understanding, and following this policy.

PROGRAM ELIGIBILITY: students must meet the following criteria to be considered for participation in this Program:

- Be age 21 or older;
- Reside with only other University students who are all age 21 or older and who are also participants of the Program;
- Apply for and be approved to participate in this Program with the Student Life Department
- Be in good academic standing;
- Participants must meet in person with Student Life Staff, agree and sign the Program agreement; and
- Participants must complete an on-line Alcohol Education program through Get Inclusive.

PROGRAM CONDITIONS: the following Program conditions must be followed at all times:

- Participants must comply with all University policies.
- Participants must comply with local, state, and federal laws governing the possession, use, and consumption of alcohol. Under Missouri law, it is illegal for anyone under the age of 21 to purchase or to possess alcohol. It is also illegal for anyone to furnish alcohol to an individual under the age of 21.
- Participants possessing, consuming, or in the presence of alcohol under this Program shall provide upon request by University Officials and/or any law enforcement official a valid photo identification as proof of age.

- Participants, may not permit at their residence, students under the age of 21 to be in the presence of alcohol, to possess alcohol, to store alcohol, or to consume alcohol.
- Individuals under the age of 21 are prohibited from being in the presence of alcohol under this Program, even if they are not consuming alcohol. If an individual under the age of 21 is in a place where alcohol is present, all students present – regardless of age – and the participants will be considered in violation of this Program and other University policies and be subject to sanction(s).
- Alcohol may only be transported to and into a University owned residence by someone who is over 21 years of age.
- Disposal of empty alcohol containers should be done within community expectations regarding recycling and trash disposal.
- "Drinking games" and other activities that promote and/or involve excessive consumption of alcohol in any way are strictly prohibited. Any paraphernalia associated with such activities, including but not limited to "beer pong tables" and "beer funnels," and/or sheets of plywood or rectangular tables decorated in such a way as to indicate a "beer pong" playing surface will be confiscated immediately and disposed of.
- Kegs of beer and associated paraphernalia will be confiscated and not returned.
- Alcoholic beverage containers, packaging, promotional signs, posters and the like are not permitted to be stored, used, displayed, or collected.
- Public intoxication and/or public disturbances, regardless of age, are a violation of the Program.
- Alcoholic beverages are not permitted in public areas of residential communities, including, but not limited to, sidewalks, driveways, porches, backyards, or shared areas adjacent to a residential facility.

PERMITTED ALCOHOL AMOUNTS: alcohol amounts beyond what is permitted below is strictly prohibited. Program participants may possess one of each of the following quantities of alcohol at their residence. Possession of packaged alcohol quantities that exceed the below-outlined amounts will constitute a violation of the Program.

- Beer: 72 fluid ounces ("6-pack")
- Wine: 750 milliliters ("traditional" wine bottle size)
- Liquor: 750 milliliters ("traditional" wine bottle size)

Violations: any student found to be in violation of the Program Conditions shall be subject to the following sanctions:

FIRST VIOLATION

- $100 fine
- Must meet with a Student Life Administrator
- Placed on Social Probation;
- Must successfully complete an alcohol education and/or awareness program;
- Other sanction(s) supported by the circumstances, including up to removal from University housing and/or dismissal from the University

SECOND VIOLATION

- $150 fine;
- Must meet with a Student Life Administrator
- Removal from current University residence;
- Removal from the Program and loss of privilege to possess or consume alcohol under this Program;
- Other sanction(s) supported by the circumstances, including up to dismissal from the University.

REPORTS: reports of potential violations of the Program and/or this policy should be made to the Student Life Department as soon as possible. Violations of the Program and/or this policy will also be considered a violation of the Student Code of Conduct.

Nothing in the Program or this policy should be read to be inconsistent with the University's legal obligations in compliance with the Drug-Free Schools and Communities Act Amendments of 1989.