ALCOHOL AND OTHER DRUGS POLICY

Introduction

The University of Rochester Alcohol and Other Drug Policy has been adopted to help students comply with federal, state and local laws regulating the possession, consumption and service of alcoholic beverages and possession/use of illegal drugs. (See the chart at the end of this policy for a list of federal, state, and local laws regarding alcohol and other drugs). All students, student groups and organizations, and guests are required to abide by the local, state and federal laws and ordinances, as well as University regulations and conduct standards (including this policy) governing consumption of alcohol and control of illicit drugs. Those who choose to engage in the use of alcohol or other drugs in violation of the law or University policy will be held accountable for their actions and subject to the full range of institutional responses and other disciplinary measures, up to and including expulsion. Discipline for violations of this policy will be imposed pursuant to the disciplinary process explained in the Standards of Student Conduct: A Guide to the University of Rochester Disciplinary Process and Policies which can be found online at http://www.rochester.edu/college/dos/conduct/.

Campus chapters of international and national organizations may have regulations that go beyond the University’s policy. The policies and procedures contained herein are the minimum requirements applicable to these organizations.

ALCOHOL AND OTHER DRUG PROHIBITIONS

The following activities are prohibited among all members (and guests) of the University community:

Alcohol

Underage Purchase, Consumption, or Possession:
- The purchase, consumption, or possession with the intent to consume by any individual under the age of 21.

Procurement/Service of Alcohol:
- The purchase of alcohol for a person who is under the age of 21 and/or apparently intoxicated.
- Serving or giving alcohol to a person who is under the age of 21 and/or apparently intoxicated.
- The serving of alcohol to individuals who are known to become intoxicated habitually.

Possession/Use of False Identification:
- The possession or use of false, fraudulent, or altered identification or the use of another’s identification for the purpose of obtaining alcohol.

Open Containers (i.e., any receptacle containing alcohol, which is open in such a way as to permit direct consumption of the contents):
- Possession of an open container of alcohol anywhere on-campus, except (1) in a residence hall private living space, which includes common areas within suites, (2) in a fraternity or special interest house, and (3) in an area designated, through the event/function registration process, as a place where alcohol consumption is permitted.

Common Containers (i.e., a receptacle for dispensing multiple servings of an alcoholic beverage):
- Possession or use of kegs, beer balls, or other common containers, except for registered events in which specific criteria have been met or for registered events managed by a licensed caterer/third party vendor.
- Specifically, “common containers” are in violation of the code of conduct when any individual container exceeds the maximum amounts below:
  - 40 ounce container of beer
  - 5 liter container of wine
  - One (1) liter container of distilled spirits

Rapid Consumption:
- Items/substances used to dispense alcohol in a rapid manner, such as beer bongs, funnels, Jell-O shots, etc.
- Drinking games or contests (e.g., “Quarters,” “Beirut/Beer Pong,” etc.). Please note that the presence of alcohol where the game is played is sufficient to classify the incident as a drinking game violation. Where interpretation is necessary, student(s) will be charged with the violation, and a hearing board will interpret this policy. Paraphernalia associated with drinking games, (e.g., funnels, beer pong tables, etc.), will be confiscated.
**Public Intoxication:**
- Public intoxication, which is defined as alcohol-related conduct that is disorderly, inconvenient, or annoying to others or a potential risk to one’s own or another’s health and well-being.

**Driving While Intoxicated (DWI) or Ability Impaired (DWAI):**
- Driving while intoxicated or under the influence of alcohol as defined by New York State law.

**Sale/Advertising of Alcohol:**
- The sale of alcohol to any person at all times, except by a licensed caterer/third party vendor at a registered event.
- Invitations, posters, and other forms of advertising for specific events (including publicity via email distribution lists) may include references to alcohol, but may not be the focus of such publicity. Specifically, such publicity must include the phrase, “alcohol is only available to individuals 21 years of age and older.” Shots may not be mentioned, nor may any reference to or implication of excessive consumption of alcohol or alcohol “specials” (e.g., “two-for-one night,” “dollar drafts”).

**Other Events/Functions:**
- Possession or consumption of alcohol at all membership recruitment functions and new member/intake functions, such as those for Greek organizations, clubs, athletic teams, etc.
- Possession or consumption of alcohol in athletic facilities or at athletic events.

**Freshman Areas:**
- Possession and use of alcohol by all persons in all freshman rooms and building common areas. Residential Life staff, Residents Advisors, Freshman Fellows, and D’Lions of legal age are permitted to possess and use alcohol in private living spaces.

**Drugs**

**Trafficking/Distributing:**
- Trafficking, manufacturing, distributing, or possessing with the intent to distribute any illegal drug, narcotic, or controlled substance.

**Use/Possession:**
- The unlawful use or possession of any drug, narcotic, or controlled substance.

**Paraphernalia:**
- The possession of drug paraphernalia, such as bongs, pipes, or any other item or device used in conjunction with illegal drug activity.

**Second Chance Program**
The Second Chance program, (2nd Chance), offers students who have violated the Alcohol and Other Drugs, (AOD), policy the opportunity to complete an educational program related to alcohol or drugs. If the student completes the program successfully, the incident will not be counted as “formal disciplinary action” in the student’s record.

This program is offered at the discretion of the conduct officer meeting with the student and only in the following circumstances:
- The student has accepted responsibility for committing a violation of the AOD policy.
- There were no aggravating factors during a violation.
- Aggravating factors include, but are not limited to:
  - The student’s violation of another policy simultaneous with the AOD policy violation, (e.g., a student violates the damage to property policy while intoxicated).
  - The student’s failure to comply with university officials during the incident.
  - The student’s participation in supplying alcohol or drugs to others.
- The student has not participated in 2nd Chance before.
COMMON RESPONSES
Besides potential criminal penalties and civil liabilities, violators of this policy will be subject to the full range of institutional responses. The organizers of events/functions involving alcohol (including the sponsoring group, the social hosts, and other individual group members) will be held accountable if their event/function is not in compliance with this policy. Individuals or groups who violate the UR Alcohol and Other Drug Policy will be subject to the following University-specific consequences, based on the severity and/or frequency of violation.

Typical individual responses range from a written warning, disciplinary probation, completion of an alcohol and/or drug education program¹, educational assignment, risk assessment conducted by a qualified substance abuse professional, suspension from University housing or the University, and/or expulsion from the University.

Typical group responses range from immediate termination of the event/function, submission of guest lists for all future formally registered events/functions, restriction of guests to only those of age or only those belonging to the specific organization, continuous on-site monitoring (at the organization’s expense) of all events, mandatory Social Host training or other alcohol education program (at the organization’s expense), community restitution hours, mandated third-party catering of future events involving alcohol, loss of University funding and/or recognition, and/or suspension of event/function hosting privileges.

MEDICAL ASSISTANCE
The River Campus Medical Emergency Response Team (R/C MERT) is a basic life support first response team that operates under New York State Emergency Medical Services (EMS) regulations. R/C MERT provides 24/7 emergency medical response during the academic school year to the River Campus, including care for students who need medical assistance due to the misuse of alcohol or other drugs.

If a request is made for emergency medical assistance, R/C MERT EMTs will evaluate the individual for whom the request was made based on Monroe-Livingston Regional EMS protocol and New York State Department of Health protocol for EMS. For further information regarding the protocols utilized by R/C MERT when administering medical aid please reference the Monroe Livingston Regional EMS protocols document located online at http://www.mlrems.org/e107_files/downloads/2010_protocol.pdf.

Requests for emergency medical services can be made by dialing x13 on the River Campus, the Medical Center, and Eastman School of Music. Because R/C MERT does not respond off-campus, for off-campus or Riverview residences emergencies, 911 must be dialed for an emergency response by the local EMS organization.

INCLUDING PARENTS IN CONVERSATIONS ABOUT ALCOHOL AND OTHER DRUGS
The University supports the idea that students, parent(s) or legal guardian(s), and the University are partners with responsibilities for the promotion of a healthy and positive educational experience for students. University disciplinary policies and procedures are designed to promote an environment conducive to student learning and growth while protecting the University community. It is the belief of the University that students benefit from discussions with their parent(s) or legal guardian(s) about the effects of alcohol or use of controlled substances on their educational experience.

The University may notify parents/guardians of students, under the age of 21, who have been found in violation of the Alcohol and Other Drugs Policy. Notification of parents/guardians will occur when, in the opinion of the Dean of Students or his/her designee, a violation is significant enough to indicate a greater level of care may be necessary to support the student.

It is our general practice to encourage a student to contact his or her parent(s) or legal guardian(s) prior to the University’s notification, however, there may be circumstances when contact will be initiated more rapidly.

¹ Any costs associated with such programs are the responsibility of the student.
The following federal, state, and local laws regarding alcohol and other drug use apply to all members of the University community and their guests:

<table>
<thead>
<tr>
<th>LAW</th>
<th>DESCRIPTION</th>
<th>PENALTIES</th>
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<tbody>
<tr>
<td>Minimum Drinking Age Law</td>
<td>It is illegal for individuals under the age of 21 to purchase or possess alcoholic beverages with the intent to consume such beverages.</td>
<td>Fine not exceeding fifty dollars, completion of an alcohol awareness program, and up to thirty hours of community service.</td>
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<tr>
<td>Procurement of Alcohol &amp; Serving of Alcohol for Underage Persons</td>
<td>Procuring alcohol for a person under 21 through misrepresenting his/her age is prohibited. The serving of alcohol to individuals actually or apparently under the age of 21, to intoxicated individuals, or to individuals who are known to habitually become intoxicated is prohibited.</td>
<td>A fine of not more than two hundred dollars and/or up to five days imprisonment. Penalties include suspension of liquor sales license and/or a $1000 fine.</td>
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<tr>
<td>False Identification Laws</td>
<td>The purchase or attempt to purchase alcohol with the use of false or fraudulent documentation (such as a false identification card or a driver’s license belonging to another) by persons under 21 years of age is prohibited.</td>
<td>Fines of not more than $100, community service, and completion of an alcohol awareness program.</td>
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<tr>
<td>Open Container/Public Consumption Law</td>
<td>The possession/consumption of an open container of alcohol—i.e., any carton, cup, glass or receptacle which is uncapped, uncorked, unscrewed, unsealed or otherwise open in such a way as to permit direct consumption of the contents—in a public space is prohibited.</td>
<td>$250 fine for first-time violations.</td>
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<tr>
<td>Driving While Intoxicated (DWI)</td>
<td>A BAC (blood alcohol concentration) of .08 or higher, or other evidence of intoxication.</td>
<td>Fines of up to $1000, driving license revoked for at least six months, and up to one year jail time.</td>
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<tr>
<td>Driving While Ability Impaired (DWAI)</td>
<td>A BAC of more than .05 but less than .08 BAC, or other evidence of impairment.</td>
<td>Fine of $500, revocation of license for 90 days, and up to 15 days of jail time.</td>
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<tr>
<td>Zero Tolerance Law</td>
<td>Drivers under the age of 21 who are found to be driving with any alcohol in their system (.02 to .07 BAC) may be charged.</td>
<td>Fine of $225 and a six-month license suspension.</td>
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<tr>
<td>Illegal Use, Possession, &amp; Distribution of Drugs Law</td>
<td>Federal and New York State laws provide legal sanctions and penalties for the unlawful possession or distribution of controlled substances. The severity of the penalty depends on the nature of the criminal act and the identity and amount of the illicit drug involved.</td>
<td>Possession of as little as 25g of marijuana can result in a maximum of three months in jail or a $500 fine. Possession of as little as 1 mg of LSD can result in up to 15 years in prison.</td>
</tr>
</tbody>
</table>
| General Obligations Law                  | A person who serves alcohol to or assists in procuring it for a person under 21, or who sells it to or assists in procuring it for an intoxicated person of any age, may face civil liability to someone injured by that person’s intoxication. Likewise, anyone who sells a controlled substance to another or assists in procuring it for them may be liable for injuries to others caused by that person’s resulting impairment. | }
EVENT/FUNCTION REGISTRATION

All on or off-campus events/functions that involve alcohol and meet one of the three criteria below must be registered with the Office of the Dean of Students. *Events without alcohol also must be registered. You must meet with your Wilson Commons Student Activities or Fraternity and Sorority Affairs adviser to begin the event registration process.

Criteria triggering event registration:
- More than 75\(^2\) people are expected to be present at any one time, OR
- Use of a common container of alcohol or distilled spirits by a licensed third party vendor is being requested. (Use of common containers or distilled spirits, other than that by a licensed third party vendor, is prohibited at all events/functions.), OR
- The event is organized by University of Rochester students and is advertised or promoted to University of Rochester students in any manner, including advertisement and/or promotion through online social networks.

Registering an On-campus Event

To register an on-campus event with alcohol the interested student(s)/organization(s) meet with either their Wilson Commons Student Activities or Fraternity and Sorority Affairs adviser to fill out an Event Registration Form. This form must be submitted at least 10 business days (18 business days for larger events) before the anticipated event.

In addition to basic information about the event (date, time, location, sponsoring organization, etc.), the event registration form requires the registrant to demonstrate that:
- a manager for the event has been designated
- a sufficient quantity of non-alcoholic beverages and food will be served
- a sufficient number of trained social hosts will be present

The registrant will also be required to sign an “Event Responsibility Agreement” form indicating that the student/organization understands the policies related to hosting an event and will comply with those policies.

All approved Event Registration Forms will indicate the total number of alcoholic beverages that will be permitted at the event. The number of alcoholic beverages present at the location of the event cannot exceed the total number of beverages approved during the event registration process. If quantities of alcohol in excess of this total number are discovered at the location of the event immediately prior to or during the event the excessive alcohol will be confiscated and the event may be canceled. The University reserves the right to, and may, conduct random checks of any event or function to determine compliance with this policy.

Registering an Off-campus Event

Student groups wishing to register off-campus events which meet one or more of the three criteria listed above must meet with the organization’s staff adviser to fill out an Event Notification Form. If the event involves arranging for transportation between the University and an off-campus location you must register the event according to the Off-campus Events-Bar Bus Policy listed below.

BAR BUS POLICY

All events that require transportation to a location off campus such as a bar or nightclub need to follow the guidelines outlined below. Please note that Bar Night host organizations are responsible for the actions of all guests and will be held accountable for any and all policy violations that happen on or off-campus.

Unrestricted Bar Nights

Unrestricted bar nights are defined as events that meet the following two criteria: (1) are open to the general campus population and (2) provide bus or shuttle (i.e., group) transportation to venues whose primary purpose is the provision of alcohol (e.g., bars, pubs, nightclubs).

Submitting Requests for an Unrestricted Bar Night:
1. Requests for a bar night must be submitted to the Office of the Dean of Students at least two (2) weeks prior to the event using the Bar Night Request Form: Unrestricted Event.
2. After the event takes place, a Group Evaluation Form must be completed for a group to preserve the ability to host bar nights in the future.
3. The Bar Night Review Committee\(^3\) will approve no more than one unrestricted bar night event per evening.
4. The University, through its designees, reserves the right to cancel the event or restrict an invited guest from leaving the University premises if, in their opinion, a significant health or safety issue exists.

Transportation Requirements

1. The sponsoring organization must verify attendees’ ages by at least two forms of identification (UR student ID and a governmental picture ID) prior to boarding the buses departing for the venue.

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\(^2\) Students must adhere to occupancy standards set by the Fire Marshal at all times. If the occupancy limit for the location of the event is exceeded at any time, the event will be shut down regardless of whether it complies with other criteria outlined in this policy.

\(^3\) Bar Night Review Committee: The Bar Night Review Committee will be appointed by the dean of students and will be composed of staff members from Security, Wilson Commons Student Activities, and Fraternity and Sorority Affairs, as well as student representatives. The committee will be chaired by either the associate or the assistant dean of students.
2. A ticketing system shall be utilized unless another alternative crowd control method is approved by the Bar Night Review Committee. Tickets will be used to control: (1) access to the buses by only those eligible to attend the event and (2) traffic flow to the buses to prevent rushing to the buses by a crowd that could exceed the bus occupancy.
3. Monroe school buses are preferable to First Transit buses.

Age Requirements
1. Bus or shuttle transportation will be provided for unrestricted bar nights only if all students being transported are 21 years of age or older.
2. Any recognized group on-campus may implement an unrestricted bar night provided the group has a reasonable number of students 21 years of age or older.
3. What is reasonable shall be at the discretion of the Bar Night Review Committee, which shall review and approve or disapprove all requests for bar nights.
4. A group with a substantial number of underage students can plan a bar night; however, the group’s underage members would not be allowed to attend the actual event.

Security Requirements
1. The sponsoring organization must provide, at its expense, ample Security presence during the event. This will usually entail one officer stationed at the pick-up location for the duration of the event.
2. If additional security officers are needed for the event, the sponsoring organization will bear the expense.
3. The sponsoring organization must designate event managers whose responsibilities include (a) checking UR ID and government-issued IDs, (b) giving tickets for the event, and (c) remaining at IT to ensure the boarding of buses runs smoothly.

Restricted Bar Nights
Restricted bar nights are defined as events which: (1) are at a location that is closed to the general public, (2) have a pre-determined guest list that has been created by the planning organization, (3) have fewer than 300 attendees, and (4) provide bus or shuttle (i.e., group) transportation to venues whose primary purpose is the provision of alcohol (e.g., bars, pubs, nightclubs).

Submitting Requests for a Restricted Bar Night
1. Requests for a bar night must be submitted to the Office of the Dean of Students at least two (2) weeks prior to the event using the Bar Night Request Form: Restricted Event.
2. After the event takes place, a Group Evaluation Form must be completed for a group to preserve the ability to host bar nights in the future.
3. The University, through its designees, reserves the right to cancel the event or restrict an invited guest from leaving the premises if, in their opinion, a significant health or safety issue exists.

Transportation Requirements
1. The sponsoring organization will only allow individuals to board the buses who have a UR student ID and whose names are on the pre-determined guest list.
2. Monroe school buses are preferable to First Transit buses.
3. A ticketing system is recommended as a crowd control method for boarding the buses. Tickets can be used to control: (1) access to the buses by only those eligible to attend the event, and (2) traffic flow to the buses to prevent rushing to the buses by a crowd that could exceed the bus occupancy.

Age Requirements
1. Any recognized group on-campus may implement a restricted bar night provided the group has a reasonable number of students 21 years of age or older.
2. What is reasonable shall be at the discretion of the Bar Night Review Committee, which shall review and approve or disapprove all requests for bar nights.

Security Requirements
1. The sponsoring organization may be asked to provide, at its expense, ample Security presence during the event. This will usually entail one officer stationed at the pick-up location for the duration of the event. The need for security will depend on the size and scope of the event and will be determined by the Bar Night Review Committee.
2. If additional security officers are needed for the event, the sponsoring organization will bear the expense.
3. The sponsoring organization must designate at least two event managers whose responsibilities include (a) checking UR ID and government-issued IDs, (b) managing the boarding of the buses, and (c) remaining at IT to ensure the boarding of buses runs smoothly.
RESOURCES FOR EDUCATION, COUNSELING & TREATMENT

Alcohol poisoning is a life-threatening situation and prompt medical care should be the first priority for anyone found to be severely intoxicated. All members of the University community are urged to provide the necessary assistance in such emergencies. The University of Rochester offers a variety of alcohol and other drug-related resources and support services for students, faculty and staff, including:

Office of the Dean of Students: Policy administration, adjudication & resolution of violations, resources for alcohol and other drug related concerns, event registration
River Campus: 585-275-4085
Eastman School of Music: 585-274-1200

University Health Service: Primary care visits with physicians, nurse practitioners, and registered nurses for any health concern
Medical Center Office: 585-275-2662
River Campus Office: 585-275-2161
Eastman School Office: 585-274-1230
Health Promotion Unit: 585-273-5775 (Educational workshops/information and Social Host Training)

University Counseling Center: 585-275-3113
Individual, couples, and group counseling

Security: Assistance with emergencies and non-emergencies
Emergency Response: x13
Medical Emergency Response Team (MERT): x13
Non-emergencies: 585-275-3333

Wilson Commons Student Activities: 585-275-9390

Residential Life: 585-275-3166
Responsibilities of the Social Host

1. Must not consume any drugs or alcohol either before or during the event.
2. Be present throughout the event.
3. Wear the orange “social host” arm band provided by the Event Manager.
4. Serve as contact and support person for the Event Manager and for Security.
5. Check in with the Event Manager every thirty minutes during the event.
6. Help control the number of guests admitted. Help make sure the waiting line at the entrance of the event is orderly.
7. Make sure all NYS Laws and U R policies and procedures are followed. Make sure ID’s and signs of intoxication are checked before any alcohol is served. At catered events ID’s are checked by the bartenders.
8. Make sure alcoholic drinks are not passed along to underage guests.
9. Watch for disruptive behavior before it escalates. Call Security immediately if problems arise. (Dial x13, x5-3333, or 585-275-3333)
10. As safety allows, intervene with difficult guests. You may attempt to verbally de-escalate a situation, however NEVER attempt to physically intervene in any incident.
11. Keep party contained in the designated areas. Do not let guests wander around the facility. Make periodic bathroom checks!
Event Responsibility Agreement

I understand and will oversee the enforcement of the following regulations:

1. No persons under 21 years old will be served or permitted to drink alcoholic beverages at this event.

2. No alcoholic beverages will be served before 12:00pm or after 1:30am.

3. [My organization and] I will be responsible for the behavior of guests.

4. I have a copy of the University of Rochester’s Alcohol and Other Drug Policies and accept my [and my organization’s] responsibilities in advertising and serving alcoholic beverages.

5. If at any time during this event an individual and/ or group becomes disruptive [my organization and] I will immediately notify security to handle the issue. As safety allows, I may attempt to verbally de-escalate the situation, however, [my organization and] I will not physically intervene in any incident.

6. I have a copy of the “Responsibilities of the Social Host” and will share them with the Social Hosts for this event. Social Hosts must follow all responsibilities that were outlined in the Social Host Training Program.

   Please Note: If your event is using a University-approved caterer, Social Hosts are not required.

7. Food and non-alcoholic beverages must be provided in sufficient quantities to serve the number of guests expected (i.e., at least one serving of each per person). These items must be in plain view and available throughout the duration of the event/function.

8. Controlled substances will not be allowed at the event.

9. [My organization and] I will be responsible for getting prompt medical care for any individual who is found to be intoxicated at this event. Proper medical care includes notifying University Security.

10. [My organization and] I have received additional information about the area reserved for the event, if applicable. [My organization and] I agree to follow the rules of the area where the event is being held.

11. University Security may end the event at any time if they determine that these rules are not being followed or if in their opinion the event is unsafe. University Security will end the event if fire exits are blocked or if the occupancy limits are exceeded during the event.

12. This form will be posted next to where the alcohol is being served.

I accept responsibility for my [my organization’s] compliance with the Alcohol and Other Drugs Policy and understand that [my organization and] I may be held personally responsible for policy violations.

Applicant(s) Signature(s)    (date)    (phone)

Advisor    (date)    (phone)