

**Protocols for Staff Judicial Officers
Related to Alcohol and Drug Behaviors
Residents/Students Under 21
2008-09**

Alcohol Possession or Intoxication by Resident/Student

Student's Behavior	Action by Authority	Sanction/Special Conditions	Comments
Resident displays empty alcoholic beverage container(s) in a Chemical Free area, or resident who displays containers is a minor	RA speaks to Resident about Empty Container rules; referral to staff if containers aren't removed promptly/second offense	Resident removes containers; if referred to staff, receives DW at minimum depending on circumstances	Assign a Reslife.net module on community living or other educational sanction.
Resident frequently returns to Hall bragging he/she is drinking regularly	Referral to staff for Conduct Intervention.	Verbal warning; write up behavioral agreement with student	No judicial file created
Student is in possession of alcohol.	Student is charged with AOD policy violation	DP for six months is minimum, "Choices" program	\$40 Education Fee
Student is intoxicated but not falling down drunk/passing out	Student is charged with AOD policy violation	DP for six months is minimum, "Choices" program	\$40 Education Fee
Student is intoxicated and causes noise/disturbance/disorderly conduct	Student is charged with AOD policy violation and additional charges as appropriate for disturbance	DP for six months is minimum, "Choices" program	\$40 Education Fee

Student's Behavior	Action by Authority	Sanction/Special Conditions	Comments
Student has second intoxication incident.	Student is charged with AOD policy violation	DP for one calendar year is minimum. Formal alcohol assessment at counseling services. <u>Parental notification applies.</u>	Possible denial of campus residency; possible suspension with out-patient treatment. Note: There is no rule that third offense requires suspension from University
Student is intoxicated and passes out/needs medical attention.	Student is charged with AOD policy violation	DP for six months is minimum, "Choices" program, referral to counseling services for formal alcohol assessment.	\$40 Education Fee; <u>possible parental notification on first offense</u> ; possible denial of campus residency; possible suspension with out-patient treatment
Other Alcohol and Drug Infractions			
Student's Behavior	Action by Authority	Sanction/Special Condition	Comments
Providing Alcohol to Minors (includes Organization conduct)	Student/Organization is charged with AOD policy violation	DP for 6 month (student) or one calendar year (organization) is minimum	Organization charged \$10 -20 fine per minor served to account no. D95045.
Alcohol or Empty Container in University Vehicle (Organization Conduct)	Organization is charged with AOD policy violation	Minimum – organization banned from using Univ. vehicle for one semester.	
Possession/Use of Illegal Substance (narcotics/illegal drugs)	Student is charged with AOD policy violation	DP for one calendar year is minimum; Marijuana 101 or other substance abuse education	\$40 Education Fee; additional fine possible; assessment possible; parental notification possible on first offense; possible denial of campus residency
Obnoxious Odor (2 RAs attest to marijuana smell coming from a residence hall room, not confirmed by Public Safety)	Student is charged with AOD policy violation, smoking violation and obnoxious odor.	If drug policy violation is dismissed, DP for up to 6 months and Reslife.Net Smoking Module.	\$40 Education Fee; if obnoxious odor incidents recur, possible denial of campus residency
Sale of Illegal Substance (narcotics/illegal drugs)	Student or organization is charged with AOD policy violation	Suspension for some period of time is required.	Fine to be determined by hearing officer/panel; <u>parental notification possible</u>

Attachment: Parental Notification Policy

Policy History:

Implemented 8/1998

Revised 8/1999

Reviewed 8/2000

Revised 8/2003

Revised 5/2004

Revised 1/2005

Revised 4/2005 (modification of drug and parental notification policy)

Revised 6/2008 (use of "choices" program)

PARENTAL NOTIFICATION POLICY (All Cases Referred to OSA)

- First alcohol violation: MTU generally will *NOT* notify parents or legal guardians of students under the age of 21 of first-time alcohol violations, unless there are extenuating circumstances.
 - Extenuating circumstances that would warrant notification to the parent or guardian of a first-time alcohol violation include conduct by the student that indicates that the student is or could be a danger to him/herself, others, or property.
- Second and subsequent violations: MTU *WILL* notify parents or legal guardians of students under the age of 21 of all second and subsequent violations of the alcohol policy.
- Drug violations. On first offenses, MTU may notify the parents or guardians of *ALL* conduct by students under the age of 21 that violates MTU's drug policy or that violates local, state or federal law as it relates to illegal drug use. MTU will notify on all second offenses.
- When MTU determines that it must notify the parent or legal guardians of students under the age of 21 according to the above policy, it will give the student advance notice of the notification so that the student may, if he/she chooses, initiate contact with his/her parent or guardian first.
- MTU reserves the right to not notify parents or guardians of drug or alcohol violations of students under the age of 21 if MTU determines that, because of the student's family situation, doing so would endanger the student's life or well-being.

