

## Drug & Alcohol Use/Abuse Policy & Program

As a church-related Christian college, Kentucky Wesleyan is concerned about the health and well-being of its students and recognizes the health hazards involved with the use of alcohol and illicit drugs. In an attempt to deter students from using alcohol and illicit drugs, the College has adopted the following policies.

Information pertaining to the legal sanctions under Kentucky state law for the unlawful possession of distribution of illicit drugs and alcohol; the health risks associated with the use of illicit drugs and the abuse of alcohol; and drug and alcohol abuse counseling programs available to students are also included in this policy.

\* **Possession and/or Use of Alcohol Beverages and Containers** - Kentucky Wesleyan College prohibits the possession and/or use of alcoholic beverage containers (either full or empty), and the possession, use and/or distribution of illicit drugs or drug paraphernalia on College property or at College-sponsored functions, regardless of a student's age. Students may also be referred to the civil authorities for the unlawful possession of alcohol beverages on College property or at College-sponsored functions.

\* **Possession, Use and/or Distribution of Illicit Drugs or Drug Paraphernalia** - Students involved with the possession and/or use of illicit drugs or drug paraphernalia on College property or at College-sponsored student functions are subject to the following sanctions:

(A) Suspension from the College for at least one full semester, with re-admittance to the College contingent upon providing proof of successful completion of a drug abuse rehabilitation program for the first offense.

(B) A second violation would result in expulsion from the College.

Students may also be referred to the civil authorities for the unlawful possession and/or use of illicit drugs on college property or at College-sponsored student function.

Students involved in the distribution of illicit drugs on College property or at College sponsored student functions will be expelled from the College in addition to being referred to the civil authorities.

- **PLEASE NOTE:** Presence of articles may be interpreted as actual possession of those articles. Students encountered in locations where drugs, alcohol, firearms, ammunition and explosives or other misconduct is evident will normally be considered in violation of the Code of Conduct or Residence Hall Regulations, even if they do not have the prohibited items on their person at the time they are encountered.

### State Laws Pertaining to the Illegal Possession and/or Use of Illicit Drugs and Alcohol

Listed below are state laws pertaining to unlawful possession and/or distribution of illicit drugs and alcohol, public intoxication and driving under the influence.

**Unlawful Possession of Alcoholic Beverages** - persons under the age of twenty-one (21) are subject to a fine of up to one hundred dollars (\$100) if they:

1. Enter a licensed premises to buy, or have served to them, alcoholic beverages.
2. Possession, purchase or attempt to purchase, or get another to purchase alcoholic beverages.
3. Misrepresent their age for the purpose of purchasing or obtaining alcoholic beverages.

Unlawful possession of alcoholic beverages is classified as a misdemeanor offense.

**Public Intoxication** - persons are subject to a fine of \$250 and a jail term of not more than ninety (90) days if they are found guilty of appearing in a public place manifestly under the influence of alcohol, a

controlled substance, or other intoxicating substance, not therapeutically administered, to the degree that they may endanger themselves or other persons, or unreasonably annoy persons in their vicinity. Public intoxication is classified as a misdemeanor offense.

**Driving Under the Influence (DUI)** - person will be considered driving under the influence if they are found operating a motor vehicle with a blood-alcohol level of 0.08 or higher. Driving under the influence of alcoholic beverages is classified as a misdemeanor offense, unless fourth offense within last five (5) years in which case it is a felony.

The penalties for driving under the influence are as follows:

*First Offense* - a fine not less than \$200 nor more than \$500, and a jail term of not less than 48 hours nor more than thirty (30) days or both.

*Second Offense* - a fine not less than \$350 nor more than \$500, and a jail term of not less than seven (7) days nor more than six (6) months.

*Third Offense* - a fine not less than \$500 nor more than \$1,000, and a jail term of not less than thirty (30) days nor more than twelve (12) months.

*Fourth Offense* - one (1) to five (5) years in prison.

**Possession of a Controlled Substance in the First Degree** - it is unlawful for any person to knowingly or intentionally possess a controlled substance unless such substance was obtained directly, or pursuant to a valid prescription or order, from a physician, while acting in the course of their professional practice.

Possession of a controlled substance is classified as a felony offense. The penalties for possession of a controlled substance are as follows:

*First Offense* - one (1) to five (5) years in jail, and/or a fine of between \$3,000-\$5,000.

*Subsequent Offenses* - five (5) to ten (10) years in jail, and/or a fine between \$5,000-\$10,000.

**Trafficking in a Controlled Substance in the First Degree** - it is unlawful for any person to distribute, manufacture, cultivate, sell or transfer any controlled substance they are prohibited from possessing.

Trafficking in a controlled substance is classified as a felony offense.

Penalties for trafficking in a controlled substance are as follows:

*First Offense* - not less than five (5) years and no more than ten (10) years in jail, and/or a fine of between \$5,000-\$10,000.

*Subsequent Offenses* - not less than ten (10) years and no more than twenty (20) years in jail, and/or a fine of between \$10,000-\$20,000.

## Student Life Social Event Policy

The following policy applies to all organizations, individual students, or groups who wish to hold a KWC sponsored social event that includes KWC students or non-KWC students outside of their membership. A KWC sponsored event is any approved event held on campus or off campus paid for with KWC funds.

1. All student organizations or individual students wishing to hold KWC sponsored parties or social functions on or off campus must obtain permission from the Student Life Office at least two weeks prior to the function. Failure to comply will result in denial of request and disciplinary action.
2. No alcoholic beverages are permitted. Violation of this rule may lead to suspension of social privileges of the individuals and organizations or other disciplinary action.
3. All current KWC students who attend this event must present a valid KWC ID to a sponsoring group member. KWC students are allowed to bring one non-KWC guest to non-Greek events who must be at least 18 years of age and must also provide the sponsoring group with valid identification. This will prevent