



**2018-2020  
Biennial Review of  
Drug and Alcohol Abuse Prevention Programs  
(DAAPP)**

**For the  
Drug-Free Schools and Campuses Regulations  
EDGAR Part 86**

## Table of Contents

Certification Letter.....	3
2018-2020 .....	4
BIENNIAL REPORT .....	4
Introduction.....	4
The Biennial Review Committee.....	4
The Drug and Alcohol Abuse Prevention Program (DAAPP) elements .....	4
Statement of AOD program goals and a discussion of goal achievement.....	9
Summaries of AOD program strengths and weaknesses .....	9
Procedures for distributing the Drug and Alcohol Prevention Program (DAAPP) Notification to students and employees .....	10
Content of the Notification distributed to students and employees .....	10
Recommendations for revising AOD programs .....	11
APPENDIX A: Alcohol and Illicit Drugs Standards of Conduct, 2018-19.....	12
APPENDIX B: Alcohol and Illicit Drugs Standards of Conduct, 2019-2020.....	20
APPENDIX C: Prevention Programs Mission and Strategic Plan .....	30
APPENDIX D: 2018-2020 Program Inventory .....	34
APPENDIX E: Rule 34.02.01.C1. Drug and Alcohol Abuse and Rehabilitation Programs ..	36
APPENDIX F: Student-Athlete Drug and Alcohol Policy.....	46
APPENDIX G: Liquor/Drug Law Violations (from Clery Act Report).....	52
APPENDIX H: Student Conduct and Community Standards Data.....	53

## Certification Letter

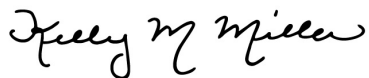
Secretary of Education  
U.S. Department of Education  
400 Maryland Avenue, SW  
Washington, DC 20202

Dear Secretary:

I have reviewed the Texas A&M University–Corpus Christi 2018-2020 biennial review to meet the Drug-Free Schools and Campuses Regulations (EDGAR Part 86) and agree with its findings and recommendations. We have implemented a Drug and Alcohol Abuse Prevention Program (DAAPP) to educate students about the dangers of substance abuse.

As the biennial report suggests, Texas A&M University–Corpus Christi has done significant work to address these issues. Our continued work in this area will help ensure the well-being of our students, faculty and staff. If you have any questions about the enclosed report, please contact me at your convenience.

Sincerely,

A handwritten signature in cursive script that reads "Kelly M. Miller".

Kelly Miller, Ph.D.  
President/CEO  
Texas A&M University – Corpus Christi

## **2018-2020 BIENNIAL REPORT**

### **Introduction**

Texas A&M University-Corpus Christi (TAMU-CC) worked diligently to increase substance abuse education and prevention activities over the past two years. Alcohol and other drug rules are detailed in the University Handbook of Rules and Procedures and the *Student Code of Conduct*. The offices responsible for the alcohol and other drug prevention education, as well as those tasked with enforcing alcohol and other drug rules, support the mission of Texas A&M University–Corpus Christi by promoting healthy choices and reducing the harmful effects caused by abusing alcohol, tobacco and other drugs.

### **The Biennial Review Committee**

The Biennial Review Committee consists of staff from across the University campus including the members of the alcohol and drug prevention team, Student Conduct and Community Standards, Counseling Center, Engagement Initiatives, Islander Housing, Employee Development and Compliance Services and the University Police. The committee reviews the requirements and goals of the Drug-free Schools and Campuses Regulations (EDGAR Part 86) and collects campus information to evaluate the Drug and Alcohol Abuse Prevention Program (DAAPP), reviews publications, and creates the Biennial Review including recommendations for future actions.

### **The Drug and Alcohol Abuse Prevention Program (DAAPP) elements**

What follows is a general outline of prevention efforts currently in place. Additional information on these programs is available in the appendices.

#### CoSA

The purpose of the Coalition on Substance Abuse (CoSA) is to support the mission of Texas A&M University-Corpus Christi by analyzing behavioral and perception trends, advising on areas of concern, and promoting the use of best practices in the Drug and Alcohol Prevention program. It is made up of a representative body of university offices, students, and other area coalition representatives.

#### I-TEAM

Islanders Teaching, Engaging and Motivating (I-TEAM) is a peer education program committed to educating the Islander community in all dimensions of wellness. The group strives to help students succeed by promoting healthy and inclusive behaviors through presentations, events (in-person and via social media) and a social norms campaign.

#### Social Norms Efforts

The university has conducted a social norms marketing program to reduce high risk drinking among first year and other students since 2007. In 2019, the Islanders Teaching, Engaging, and Motivating (I-TEAM) peer education group adopted the “Choose Well, Do Well, Be Well”

campaign. The campaign provides students positive messages about how Islanders “choose” to stay focused, safe, and healthy so they can “Do Well” and “Be Well.” These messages are communicated using posters, banners, t-shirts, and other giveaways. The social norms effort is focused on re-directing student behavior by increasing accuracy of perception and expectations.

#### Online Education

Beginning fall 2009, all incoming students under the age of 21 were required to complete an on-line alcohol education program before or during the first semester of attendance. The university utilized the *Think About It* course from EverFi in this biennium. The course covers sexual misconduct as well as alcohol and other drugs. The course was completed by 3,643 students over the biennium.

#### Screening and Brief Intervention (SBI) Project

In 2011, the University partnered with Texans Standing Tall on a project to deliver and determine the effectiveness of Screening and Brief Interventions (SBI) with at-risk students in a non-judicial setting. While the funding partnership has ended, the University continues to hold an annual SBI event. Alcohol and cannabis interventions were conducted with 251 students in 2018-2019. Due to the Covid-19 pandemic, the event was cancelled in spring 2020. Instead, the university purchased an online cannabis screening and intervention through e-CheckUp-To-Go and 89 students completed the course.

#### Alcohol and Drug Education Programming

The University offers several programs on alcohol and drug education annually. Evidence suggests that learning is taking place during several of these programs. These programs are included in the program inventory in Appendix D.

#### Alcohol Free Programs and Services:

All campus programs for students are alcohol free. Some programs are specifically designed to offer alcohol-free alternatives to students. These programs are included in the program inventory in Appendix D.

Illegal substances are not permitted in on-campus housing under any circumstances. Students who are age 21 or over may have alcohol in the privacy of their room as long as they conform to all local, state and federal laws as well as the *Student Code of Conduct*. In 2004, the University instituted substance-free housing for those students who do not wish to reside in an environment where alcohol, drugs, or tobacco use are present. These substances cannot be used in substance-free housing, nor can a resident return under the influence of these substances. If a resident violates the substance-free housing agreement they will be removed from the community.

#### Bystander Intervention Training

The Office of Student Conduct and Community Standards facilitates a bystander intervention program based upon the national Step Up! Campaign created by The University of Arizona and the NCAA. The program is designed to educate participants regarding the bystander effect, pluralistic ignorance, the five-step decision making process, and safe intervention strategies. The Step Up! Bystander Intervention Program has significantly expanded over the biennium. More than 942 individuals completed the training during the 2018-2020 period.

### Student Counseling Services

Texas A&M University-Corpus Christi offers a variety of programs to promote healthy lifestyles and substance-free alternatives. The University Counseling Center (UCC) offers students individual and group counseling, assessments, and referrals for outpatient and inpatient care. The University Counseling Center assigned a substance abuse diagnosis to a total of 70 students between September 1, 2018 and August 31, 2020. The most prevalent of those diagnoses were cannabis related.

In addition to providing alcohol and other drug counseling, the UCC is committed to providing treatment options and supportive intervention to all students. They offer several assessment options including on-site screenings at the UCC and anonymous web-based screenings. They also actively participate in the SBI Project.

### The Employee Assistance Program (EAP)

All budgeted benefits eligible faculty and staff have free confidential access to the Employee Assistance Program (EAP). This program is provided to help employees with various personal problems that may arise, including alcohol and/or drug use/abuse. The service provides an employee that needs help or has questions a free and confidential place to seek assistance. The EAP also hosts a website with resources and assessment tools for employees.

### Other Resources

The University Health Center provides information about the health risks of drug and alcohol abuse through outreach events, as well as general medical care for students. Other resources include University Police Department services and the Annual Security Report.

### Early Intervention for Students

The campus is patrolled by state licensed and certified peace officers. These officers have completed all required training to become peace officers in the state of Texas and to maintain their license. In addition, the University Police Department conducts regular training with officers on campus enforcement and safety. In most cases, University Police Officers are the first responders in the event of a violation of the alcohol or other drug policies and standards of conduct. These violations are discovered through regular patrols, noise violation responses, reports from community members and case investigation/follow-up.

In some cases, the violation is first discovered by a member of the Islander Housing staff. All campus housing staff are trained in identifying the presence, or potential presence, of alcohol or other drugs. Upon identification of an alcohol or other drug violation, the campus housing staff notifies the University Police Department so that they may address the matter.

In addition to legal proceedings related to law enforcement, alleged violators of alcohol and drug rules are referred to the Office of Student Conduct and Community Standards. For consistency, all students found in violation of the rules and regulations are subject to sanctions commensurate with the offenses and any aggravating and mitigating circumstances. Disciplinary actions in cases involving alcohol and drug-related violations result in sanctions up to and including suspension or expulsion from the University. Students accused of violating the Student Code of Conduct, despite status or affiliation, receive their due process rights during the adjudication

process. Any disciplinary action imposed by the University may precede and be in addition to any penalty imposed by an off-campus authority. Students are advised of available alcohol and drug counseling at the University Counseling Center and/or referred to a community organization. The University Counseling Center and the University Health Center can also help and referral to appropriate community agencies.

The University enforces Parental Notification for students found in violation of the University Alcohol and Drug rule and Student Code of Conduct as allowed by FERPA. When a student has been found in violation, a letter is sent to the permanent address of the student to notify parents/guardians. Students and parents are notified of this policy through the Student Code of Conduct and new student orientation sessions addressing alcohol and other drug issues and concerns.

The Biennial Review Committee reviewed the types and number of sanctions assigned for various alcohol violations (see Appendix I) and found that sanctions are assigned consistently. Registration holds are placed on student accounts when a student fails to complete a sanction in the prescribed timeline.

The University generally sanctions students found in violation of the Student Code of Conduct to an on-line alcohol and/or drug education course. This is a program the students must purchase. There were 140 students sanctioned to the Think About It: Alcohol course and 135 (87.8%) completed it. Thirty-eight (38) students were sanctioned to take the Think About It: Drugs course and 28 (73.6%) completed it. Other common sanctions for initial alcohol offenses include community service, disciplinary probation, assessment with a drug and alcohol counselor, and/or a research or reflection paper depending upon the severity of the offense.

Texas A&M University System Policy and Texas A&M University-Corpus Christi rules indicate that a re-entry program must be in place for suspension from the University following a drug or alcohol violation. The campus considers re-entry on a case by case basis upon completion of all required sanctions. If a student fails to complete sanctions, a hold is placed on their academic record and they are not permitted to re-enroll. Once all sanctions are completed, the hold is removed. If a student does not enroll for a period of one year or longer, they must re-apply to the university as a returning/former student under current admission standards. If not enrolled for a period of less than a year, they need to contact the Registrar's Office to reinstate their enrollment. Provided all sanctions are completed, their conduct record will not prohibit them from re-enrollment.

#### Early Intervention for Student Athletes

In addition to the early intervention methods for students, the Department of Intercollegiate Athletics offers procedures for addressing drug and alcohol abuse issues with student athletes. Preventative measures used by the Department of Intercollegiate Athletics include drug screening combined with an alcohol and drug education program.

The Department of Intercollegiate Athletics uses urine drug testing to help detect those student-athletes who are abusing drugs or alcohol. It is the policy of the Department of Intercollegiate Athletics to allow student-athletes to participate who are in compliance with institutional

policies, and to restrict those who are not. The Department of Intercollegiate Athletics works closely with the University Counseling Center to address concerns for those student athletes identified through the drug tests. In addition to the proactive measures used by the University Athletic Program, the NCAA also conducts drug testing. In 2018-20 the Department of Intercollegiate Athletics and NCAA administered a combined total of 215 drug tests. Nine tests were returned with positive results for carboxy-THC and one was positive for anabolic steroid-19 Nor androsterone. For a complete copy of the Student-Athlete Drug Testing Policy, see Appendix F.

#### Early Intervention for Employees

The Texas A&M University System strictly prohibits the unlawful manufacture, distribution, possession or use of illicit drugs or alcohol on system property, and/or while on official duty and/or as part of any system activities.

If a supervisor reasonably suspects that use of a controlled substance or alcohol has resulted in absenteeism, tardiness, or impairment of work performance or is the cause of workplace accidents, the supervisor shall immediately notify the appropriate department head or other designated administrator. Upon direction from the department head or designated administrator, the supervisor or other designated administrator shall discuss with the employee the suspected alcohol or drug-related concerns. The employee is advised of any available alcohol and drug counseling, rehabilitation, or employee assistance programs, and the terms of any applicable disciplinary sanctions. The employee may be required to participate in an assistance program and be subject to discipline (up to and including termination of employment) if he or she rejects participation in the program. All meetings between the employee and the supervisor or other administrator to address the suspected alcohol or drug-related problem and/or its resolution are documented in a memorandum to the record and filed in the employee's personnel file.

If discussion and/or participation in available alcohol or drug counseling, rehabilitation, or employee assistance program fail to resolve the suspected alcohol or drug-related problems or if the employee fails to meet the terms of any applicable disciplinary sanctions, the employee may be subject to disciplinary action up to and including termination.

Testing of employees, other than those occupying DOD-funded sensitive positions or those required to have a commercial driver's license, may be undertaken only when there is reasonable suspicion that the employee is under the influence of alcohol or illicit drugs while on the job, the employee's job performance has been affected by the use of alcohol or illicit drugs, and such impairment presents a risk to the physical safety of the employee or another person. The decision to test an employee in these circumstances is made by the chief executive officer or designee with the advice of the Office of General Counsel. The employee is informed that a refusal to submit to a test, combined with a reasonable suspicion of usage, may be a sufficient basis for termination.



### **Statement of AOD program goals and a discussion of goal achievement**

The Office of Prevention Programs supports the mission of Texas A&M University–Corpus Christi by promoting healthy choices and reducing the harmful effects caused by abusing alcohol, tobacco, and other drugs. The program currently operates under a Momentum 2020 Strategic Plan that aligns with the University mission. Program goals focus on creating a campus community that is aware and knowledgeable and supportive of reducing the negative impact of alcohol and other drugs.

The program is strongly tied to the greater Coastal Bend community through collaboration with the Coastal Bend Wellness Center, The Council on Alcohol and Other Drug Abuse of the Coastal Bend, the Texas Department of Transportation, and Texans Standing Tall. Each of the local agencies participate in coalition meetings and support campus programs and initiatives.

Further evaluation of progress toward goal achievement is determined through the analysis of annual survey results. The 2018 Alcohol and Drug Survey found that 89% of students believed the university was concerned about alcohol and drug use, 84.4% of students use alcohol less than once a week, 90.44% use marijuana less than once a month, and 80.7% reported drinking two or fewer drinks per week.

University Police Department (UPD) data indicates a slight overall decrease in alcohol and drug violations compared to the last two-year period. UPD continues to pro-actively enforce alcohol and drug violations. Liquor and Drug Law violations as reported in the Campus Security Report are available in Appendix G.

University Student Conduct and Community Standards data indicates that the number of alcohol and drug cases decreased significantly during the 2018-2020 biennium. The University practices parental notification for drug and alcohol violations. Other sanctions for violations of drug and alcohol rules include, but are not limited to, online sanction courses, community service, disciplinary probation, eviction from housing and suspension. If a student is suspended or expelled for violating the *Student Code of Conduct*, it is noted on the student's transcript. The combination and severity of sanctions is determined based on the level of violation and record of the violator. A breakdown of this data can be found in Appendix I.

Human Resources data shows that thirteen employees voluntarily utilized the Employee Assistance Program online training in for addiction concerns. One utilized the smoker to smoke-free video. There were zero mandatory referrals in 2018-2020.

### **Summaries of AOD program strengths and weaknesses**

Texas A&M University-Corpus Christi has made significant progress in substance abuse prevention efforts. A Prevention Program Coordinator position moved from part time to full-time in 2018. While this enabled the program to better facilitate programming, additional support is still needed in the line of increased paid peer educator positions (currently two) and moving the Prevention Coordinator position to a higher-level staff position to increase consistency of staffing.

Despite efforts, alcohol and other drug use is prevalent among, and accepted by, many students at Texas A&M University-Corpus Christi and continues to negatively impact students. The University Counseling Center designates one counselor as a Coordinator of Alcohol and Drug Programming to lead Counseling Center AOD efforts.

While the DAAPP received more university funding, outside funding and grant programs are increasingly difficult to obtain. New sources of revenue and opportunities for collaboration will continue to be investigated.

### **Procedures for distributing the Drug and Alcohol Prevention Program (DAAPP)**

#### **Notification to students and employees**

The Alcohol and Illicit Drugs Standards of Conduct policy notification (Appendices A and B) is distributed via University email to all students each fall by the Office of Student Conduct and Community Standards. It is then resent to each student at the beginning of the Spring, Summer I and Summer II terms. This assures that each student receives the notification as they join the campus community.

Faculty and staff receive the notification each October via the University online training system known as Train Traq. The Train Traq system enables the Employee Development and Compliance Services Office to verify receipt of the notification by each employee. New employees receive the Train Traq assignment in the first month of employment and then annually each October.

#### **Content of the Notification distributed to students and employees**

Texas A&M University-Corpus Christi has a written rule (Rule 34.02.01.C1) that describes 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 of University sponsored activities.

The Alcohol and Illicit Drugs Standards of Conduct meets the requirement of distributing a Notification of the DAAPP to all members of the University community. The Notification includes:

- A description of legal sanctions under federal, state, or local laws for the unlawful possession use or distribution of illicit drugs and alcohol;
- A clear statement of disciplinary sanctions Texas A&M University-Corpus Christi will impose on students and employees for violations of the standards of conduct;
- A description of the health risks associated with the use of illicit drugs and the abuse of alcohol; and
- A description of drug and alcohol programs/resources available to employees or students.
- The full notification for both years may be found in Appendices A and B.

**Recommendations for revising AOD programs**

Texas A&M University-Corpus Christi has made significant progress in substance abuse prevention efforts. The Office of Prevention Programs adopted and implemented its strategic plan and participates in on-going program review and assessment of student learning outcomes.

Progress has been made on most recommendations identified in the last report. Many of these recommendations are addressed in the five-year strategic plan and are in progress.

Ongoing program needs and goals include:

- Increased funding to meet goals and objectives.
- On-campus late night venue for students.
- Seek funding to continue efforts previously funded by grants.
- Support suicide prevention initiatives and sexual assault prevention efforts from a drug and alcohol use/abuse perspective.
- Increased social norming efforts through social media.
- Increased social media following and virtual programming to reach students at a distance.
- Increased overall wellness programming.
- Increase collaboration efforts between the Peer Education Program and University Police Department.

Newly identified program needs and goals include:

- Move the Prevention Coordinator position to the Assistant Director level.
- Pay up to twelve peer educators to conduct trainings and events.

## **APPENDIX A: Alcohol and Illicit Drugs Standards of Conduct, 2018-19**

### **Official Notice**

*Texas A&M University-Corpus Christi complies with the Federal Drug Free Schools and Communities Act Amendment of 1989 and the Drug Free Work Place Act of 1988. The below information regarding the Texas A&M University-Corpus Christi policy with regards to the abuse and/or distribution of alcohol and drugs by students, faculty and staff. In addition, the brochure provides information pertaining to the University's standards of conduct; the penalties associated with the unlawful use, manufacture, sale, possession, or distribution of drugs or alcohol; health risks; types of education programs; and available drug or alcohol counseling services on campus.*

*Texas A&M University-Corpus Christi is committed to a campus wide plan to educate students and employees about alcohol and drug issues, discourage the irresponsible use of alcoholic beverages, and prohibit the unlawful use, possession or distribution of controlled substances. The University will act to ensure compliance with all local, state, and federal laws and A&M University System policies dealing with controlled substances, illicit drugs, and the use of alcohol.*

#### **DRUG AND ALCOHOL PREVENTION PROGRAM (DAAPP) & STANDARDS OF CONDUCT NOTIFICATION, 2018-2019 TEXAS A&M UNIVERSITY-CORPUS CHRISTI**

Texas A&M University-Corpus Christi is committed to a campus wide plan to educate students and employees about alcohol and drug issues, discourage the irresponsible use of alcoholic beverages, and prohibit the unlawful use, possession or distribution of controlled substances. The University will act to ensure compliance with all local, state, and federal laws and A&M University System policies dealing with controlled substances, illicit drugs, and the use of alcohol.

The University prohibits the use or possession of alcoholic beverages on campus by any individual under the age of 21. Failure to comply with this rule violates state law and the rules governing student conduct and will subject the individual to disciplinary action. Additionally, students are cautioned that if an individual is under the influence of alcohol and/or drugs to the point where they cannot make a rational decision, they are unable to give or receive consent for sexual activity.

Students of lawful age under Texas Statute may possess and/or consume alcoholic beverages in the privacy of their room or apartment in campus residence facilities. However, occupants and their guests must comply with state and local statutes concerning possession, sale, and consumption of alcoholic beverages. Any use of alcoholic beverages should be in moderation. Therefore, bulk quantities of alcohol (kegs, cases, party balls, etc.) are not allowed on campus or in residence facilities. Loud or disruptive behaviors, interference with the cleanliness of residence facilities, or drinking habits that are harmful to the health or education of an individual or those around him/her are reasons for appropriate disciplinary action by the University.

Except for the limited circumstances specified in University Rule 34.02.01.C1, the possession of open containers and the consumption of beer, wine, and/or distilled spirits are prohibited in all public areas of the campus. For the purposes of this rule, residence facilities' balconies and patios are considered public areas. Although students of lawful age may possess and consume alcoholic beverages in the privacy of their room or apartment, all alcoholic beverages transported through public areas on the University grounds and in residence facilities must be unopened and concealed.

All members of the University community are expected to abide by state and federal laws pertaining to controlled substances and illicit drugs. Standards of conduct strictly prohibit the unlawful manufacture, distribution, possession or use of controlled

substances, illicit drugs or drug paraphernalia on University property, at University-sponsored activities, and/or while working as an employee of the university. Individuals may use prescription medications that are medically necessary and prescribed by a licensed medical practitioner.

While the University has limited jurisdiction when alcoholic beverages and illegal drugs are consumed off-campus, members of the University community are encouraged to consider these regulations as a guideline for responsible and lawful behavior. Any registered student organization that plans to include alcohol at an official function off-campus should consult with the Student Activities office for guidance to ensure risk management guidelines are followed. Failure to comply with risk management guidelines may be reason for appropriate disciplinary action by the University.

To implement an effective alcohol and other drug abuse prevention plan, the University will use both formal and informal channels of communication to: 1) disseminate information describing patterns of addiction and the physical, mental, and emotional consequences that result from the abuse of alcohol and controlled/illegal substances, 2) distribute information that describes and encourages the use of counseling and treatment modalities available to both students and employees in the local and regional area, and 3) make available to the campus population referrals to local treatment centers and counseling programs. These referrals will be made within a supportive, confidential, and non-punitive environment under the auspices of the University Health Center, University Counseling Center, and/or Human Resources.

This brochure is prepared in compliance with the Drug Free Schools & Communities Act of 1989 and is distributed annually to all University students and employees.

### **LEGAL SANCTIONS**

Texas A&M University-Corpus Christi enforces all local, state and federal laws and ordinances. Information contained in this document is referenced from the Texas Alcoholic Beverage Commission at <https://www.tabc.state.tx.us/> and the Drug Enforcement Administration Drugs of Abuse Resource Guide 2017 Edition at <https://www.dea.gov/documents/2017/06/15/drugs-abuse>. The following information is to be used as a reference guide. For the specific laws and most updated information pertaining drug abuse and health risks, you may refer to the above mention documents.

### **Underage Drinking Laws**

Minors who purchase, attempt to purchase, possess, or consume alcoholic beverages, as well as minors who are intoxicated in public or misrepresent their age to obtain alcoholic beverages, face the following consequences:

- Class C misdemeanor, punishable by a fine up to \$500
- Alcohol awareness class
- 8 to 40 hours community service
- 30 to 180 days loss or denial of driver's license

If a minor is seventeen years of age or older and the violation is the third offense, the offense is punishable by a fine of \$250 to \$2,000, confinement in jail for up to 180 days or both, as well as automatic driver's license suspension.

A minor with previous alcohol-related convictions will have his or her driver's license suspended for one year if the minor does not attend alcohol awareness training that has been required by the judge.

### **Penalties for Providing Alcohol to a Minor**

Adults and minors who give alcohol to a minor also face a stiff penalty. The punishment for making alcoholic beverages available to a minor is a class A misdemeanor, punishable by a fine up to \$4,000, confinement in jail for up to a year, or both.

Additionally, the violator will have his or her driver's license automatically suspended for 180 days upon conviction.

Persons 21 or older (other than the parent or guardian) can be held liable for damages caused by intoxication of a minor under 18 if the adult knowingly provided alcoholic beverages to a minor or knowingly allowed the minor to be served or provided alcoholic beverages on the premises owned or leased by the adult.

Sale to a minor is a class A misdemeanor, punishable by a fine up to \$4,000, confinement up to a year in jail, or both.

### **Zero Tolerance Law**

In Texas it is illegal for a person under 21 to operate a motor vehicle in a public place while having ANY detectable amount of alcohol in their system. On September 1, 2009, this law was expanded to include watercraft in addition to motor vehicles.

- The consequences for the minor on the first offense of driving under the influence of alcohol:
  - Class C misdemeanor, punishable by a fine up to \$500
  - Attendance at an alcohol awareness class
  - 20 to 40 hours of mandatory community service
  - 60 days driver's license suspension. The minor would not be eligible for an occupational license for the first 30 days.
- A second offense increases the consequences to:
  - Class C misdemeanor, punishable by a fine up to \$500
  - Attendance at an alcohol awareness class at the judge's discretion
  - 40 to 60 hours of mandatory community service
  - 120 days driver's license suspension. The minor would not be eligible for an occupational license for the first 90 days.
- A third offense is not eligible for deferred adjudication. The minor's driver's license is suspended for 180 days and an occupational license may not be obtained for the entire suspension period. If the minor is 17 years of age or older, the fine increases to \$500 to \$2,000, confinement in jail for up to 180 days, or both.

### **Possession/Manufacture/Delivery/Trafficking of a Controlled Substance**

Penalties for possessing or delivering a controlled substance range according to type of substance, amount possessed or delivered, and number and type of previous violations. On the state level, misdemeanors may be punishable by up to \$2,000 in fines and up to one year in jail or both. Felonies are punishable by 5-99 years, or life, in prison and up to \$20,000 in fines. On the federal level, a first conviction for possession of a controlled substance can result in imprisonment of up to one year, a fine of \$1,000-\$100,000 or both. Subsequent convictions can result in longer prison sentences, larger fines, or both. Possession of crack cocaine can result in mandatory federal prison terms of 5-20 years, fines up to \$250,000, or both. Any person who distributes, possesses with intent to distribute, or manufactures a controlled substance in or on, or within one thousand feet of, the real property comprising a public or private college, junior college, or university is subject to twice the maximum punishment, at least twice any term of supervised release, and a fine up to twice of that authorized may be imposed. Except to the extent a greater minimum sentence is otherwise provided, a person shall be sentenced under this subsection to a term of imprisonment of not less than one year. The mandatory minimum sentencing provisions of this paragraph shall not apply to offenses involving 5 grams or less of marijuana. An individual convicted of trafficking by a federal court can receive up to life imprisonment and be fined up to \$8 million.

### **911 Lifeline Legislation**

The offenses of possession or consumption of alcohol by a minor do NOT apply to a minor who: (a) requested emergency medical assistance in response to the possible alcohol overdose of the minor or another person; (b) was the first person to make a request for medical assistance; and (c) remained on the scene and cooperated with medical assistance and law enforcement personnel; or reports the sexual assault of the minor or another person, or is the victim of a sexual assault reported by another

person to:

- a health care provider treating the victim of the sexual assault;
- an employee of a law enforcement agency, including an employee of a campus police department of an institution of higher education; or
- the Title IX coordinator of an institution of higher education or another employee of the institution responsible for responding to reports of sexual assault.

## **FINANCIAL AID IMPLICATIONS**

If you have a drug conviction, it might affect your ability to get federal student aid. Your eligibility might be suspended if the offense occurred while you were receiving federal student aid (grants, loans, or work-study). When you complete the FAFSA, you will be asked whether you had a drug conviction for an offense that occurred while you were receiving federal student aid. If the answer is yes, you will be provided a worksheet to help you determine whether your conviction affects your eligibility for federal student aid.

If you are convicted of a drug-related offense after you submit the FAFSA, you might lose eligibility for federal student aid, and you might be liable for returning any financial aid you received during a period of ineligibility.

## **UNIVERSITY SANCTIONS**

University policies are consistent with local, state or federal law, and the University will impose sanctions against an employee who violates the standards of conduct. Student violations are handled under the most current *Student Code of Conduct*.

### **Student Code of Conduct**

All behavioral conduct cases involving individuals, including possible violations of alcohol and drug rules, are adjudicated by Student Conduct & Community Standards. Cases involving student organizations, sport clubs, fraternities and sororities are investigated by their respective administrative offices and are adjudicated by Student Conduct & Community Standards. The Department of Intercollegiate Athletics also has additional standards based on NCAA policies and hold student athletes accountable for violations of these policies.

Students found in violation of the rules and regulations will be subject to sanctions commensurate with the offenses and any aggravating and mitigating circumstances. Conduct actions in cases involving alcohol and/or drug-related violations may result in sanctions up to and including suspension or expulsion from the University. Any conduct action imposed by the University may precede and be in addition to any penalty imposed by an off-campus authority. Students will be advised of available alcohol and drug counseling at the University Counseling Center and/or referred to a community organization. The University Counseling Center and the University Health Center can provide assistance and referral to appropriate community agencies.

The University enforces Parental Notification for all students under 21 years of age, who are found in violation of the University Alcohol and Drug Policy and *Student Code of Conduct* as allowed by FERPA. When a student has been found in violation, efforts are made to notify parents/guardians of the incident. Students and parents are notified of this policy through the *Student Code of Conduct* and New Student Orientation Safe Living sessions, which address alcohol and drug issues and concerns.

The University generally sanctions students found in violation of the *Student Code of Conduct* alcohol rules to an on-line alcohol education course called “Think About It: Alcohol” facilitated by CampusClarity. “Think About It: Alcohol” is an interactive program the student must pay for and consists of various lessons and scenarios to provide the student detailed

education regarding the possible consequences of alcohol misuse/abuse.

CampusClarity also facilitates an on-line course for student violators of the rules regarding illegal drug use. “Think About It: Drugs” consists of various lessons and scenarios to provide the student with detailed education regarding the possible consequences of illegal drug use. Students must pay a fee to complete the “Think About It: Drugs” course.

Any previous conduct record may be considered when determining sanctions for a current violation of the *Student Code of Conduct*. Other sanctions that may be assessed for conduct related to the unlawful use, possession, or distribution of drugs or alcohol may include but not limited to eviction from housing, alcohol and/or drug assessment, community service, and other sanctions as deemed appropriate under the circumstances.

If a student fails to complete sanctions, a hold is placed on their student account and they are not permitted to make any registration changes. Once all sanctions are completed, the hold is removed. If a student is not enrolled for a period of one year or longer, they must re-apply to the university as a returning/former student under current admission standards. If not enrolled for a period of less than a year, they need to contact the Registrar’s Office to reinstate their enrollment. As long as all sanctions are completed, their conduct record will not prohibit them from registering or re-enrollment.

### **Employment**

If a supervisor reasonably suspects that use of a controlled substance or alcohol has resulted in absenteeism, tardiness, or impairment of work performance or is the cause of workplace accidents, the supervisor shall immediately notify the appropriate department head or other designated administrator. Upon direction from the department head or designated administrator, the supervisor or other designated administrator shall discuss with the employee the suspected alcohol or drug-related problems. The employee should be advised of any available alcohol and drug counseling, rehabilitation, or employee assistance programs, and the terms of any applicable disciplinary sanctions. The employee may be required to participate in an employee assistance program and be subject to discipline (up to and including termination of employment) if he or she rejects participation in the program. All meetings between the employee and the supervisor or other administrator to address the suspected alcohol or drug-related problem and/or its resolution shall be documented in a memorandum to the record and filed in the employee's personnel file.

If discussion and/or participation in any available alcohol or drug counseling, rehabilitation, or employee assistance program fails to resolve the suspected alcohol or drug-related problems or if the employee fails to meet the terms of any applicable disciplinary sanctions, the employee may be subject to disciplinary action up to and including termination.

Testing of employees, other than those occupying DOD-funded sensitive positions or those required to have a commercial driver’s license, may be undertaken only when there is reasonable suspicion that the employee is under the influence of alcohol or illicit drugs while on the job, the employee's job performance has been affected by the use of alcohol or illicit drugs, and such impairment presents a risk to the physical safety of the employee or another person. The decision to test an employee in these circumstances will be made by the appropriate chief executive officer or designee with the advice of the Office of General Counsel. The employee should be informed that a refusal to submit to a test, combined with a reasonable suspicion of usage, may be sufficient basis for termination.

As a condition of employment, employees on government grants or contracts must abide by the required notification statement and must report any criminal drug statute conviction for a violation occurring in the workplace or on University business to their employer no later than five days after such conviction. The employer, in turn, must so notify the contracting federal agency within 10 days after receiving notice from an employee or otherwise receiving actual notice of such conviction and within 30 days must impose sanctions on the employee involved. Such sanctions may take the form of personnel actions



against such an employee, up to and including termination or requiring the employee to satisfactorily participate in an approved employee assistance or rehabilitation program.

System employees must report to their supervisor, within twenty-four (24) hours or at the earliest possible opportunity thereafter, any criminal arrests, criminal charges or criminal convictions, excluding misdemeanor traffic offenses punishable only by fine. Failure to make the required report shall constitute grounds for disciplinary action, including dismissal.

Faculty members have the responsibility to supervise student activities on field trips. Faculty members should inform students that actions violating state laws, local regulations, and University rules regarding alcohol and drugs will not be permitted on any University field trip. Students who violate these guidelines regarding alcohol and drug use on field trips will be subject to disciplinary action.

## **HEALTH RISKS**

### **Alcohol**

Alcohol abuse can cause many health-related problems such as “drinking alcohol increases the risk of cancers of the mouth, esophagus, pharynx, larynx, liver, and breast”.<sup>1</sup> Alcohol misuse and/or abuse is attributed to many deaths annually in the United States. According to the Center for Disease Control and Prevention (CDC), “approximately 62,000 men and 26,000 women die from alcohol-related causes annually”, making alcohol the third leading preventable cause of death in the United States.<sup>2</sup> In 2014, alcohol-impaired driving fatalities accounted for 9,967 deaths (31 percent of overall driving fatalities).<sup>3</sup>

Based on the results of the Harvard School of Public Health College Alcohol Study about, “1 in 4 college students report academic consequences from drinking, including missing class, falling behind in class, doing poorly on exams or papers, and receiving lower grades overall.”<sup>4</sup>

Alcohol abuse can lead to alcoholism, premature death through overdose, and complications involving the brain, heart, liver, and many other body organs. Alcohol abuse is the prime contributor to suicide, homicide, motor vehicle deaths, and other accidental causes of death. Alcohol abuse also causes liver disease, gastritis, and anemia. Alcohol abuse interferes with psychological functions, causes interpersonal difficulties, and is involved in many cases of child abuse. Alcohol abuse also disrupts occupational effectiveness and causes legal and financial problems. Repeated use of alcohol and other drugs can lead to dependence. Ceasing intake might produce symptoms of withdrawal including severe anxiety, hallucinations and convulsions. Withdrawal can be life-threatening. Alcohol used in any amount by a pregnant woman can cause birth defects

### **Drugs**

The abuse of illicit drugs can result in a wide range of health problems. In general, illicit drug use can result in drug addiction, death by overdose, death from withdrawal, seizure, heart problems, infections (i.e., HIV/AIDS, hepatitis), liver disease, and chronic brain dysfunction. Other problems associated with illicit drug use include psychological dysfunction such as memory loss, thought disorders (i.e., hallucinations, paranoia, psychosis), and psychological dependency. Additional effects include occupational, social, and family problems as well as a reduction in motivation. Drug use by a pregnant woman may cause addiction or health complications in her unborn child.

## **PREVENTION PROGRAMS**

Texas A&M University-Corpus Christi offers a variety of educational workshops and programs relating to drugs and alcohol prevention. Education and prevention initiatives such as Screening and Brief Interventions, online alcohol and drug assessment/screenings and many other programs are available through the Islander Teaching, Engaging and Motivating (I-TEAM) Peer Education Program and the University Counseling Center. All incoming students must complete an online course

that addresses alcohol and drug education as well as other prevention topics.

For a complete schedule or to request a program specific to the interests and needs of your organization, call the Office of Engagement Initiatives, 361-825-4284 or the University Counseling Center at 361-825-2703

## **CAMPUS RESOURCES**

Texas A&M-Corpus Christi offers a variety of programs to promote healthy lifestyles and substance-free alternatives. Students can become involved with the planning of drug and alcohol education programs by contacting the Office of Student Engagement and Success at (361) 825-2612.

**Annual Security Report** - This report includes statistics for the previous three years concerning reported crimes that occurred on campus; in certain off-campus buildings or property owned or controlled by A&M-Corpus Christi; and on public property within, or immediately adjacent to and accessible from, the campus. The report also includes institutional policies concerning campus security, such as policies concerning sexual assault, and other matters. Obtain a copy of this report by contacting the University Police Department (361) 825-4444 or by accessing the following website: <http://police.tamucc.edu/campusSecurityAct.html>.

**Employee Assistance Program** – The Employee Assistance Program (EAP) is designed to help A&M-Corpus Christi budgeted benefits eligible employees with personal issues including alcohol and drug problems. The EAP is completely confidential, and services are free. To contact the EAP, call (888) 993-7650.

**Engagement Initiatives/Prevention Programs** – The Office of Engagement Initiatives oversees campus prevention programs. The Islanders Teaching Engaging And Motivating (I-TEAM) peer educators facilitate programs to engage students in discussions about healthy behaviors. The office also works closely with the campus Coalition on Substance Abuse (CoSA).

**I-TEAM** - The Islander's Teaching Engaging and Motivating (I-TEAM) Peer Educators are committed to educating the campus community in all dimensions of wellness. Through peer-to-peer educational prevention and intervention efforts, the I-TEAM strives to help students make positive choices to attain academic and social success.

**CoSA** – The purpose of the Coalition on Substance Abuse is to support the mission of Texas A&M University- Corpus Christi by analyzing behavioral and perception trends, advising on areas of concern, and promoting the use of best practices in the Drug and Alcohol Prevention Program (DAAPP). For more information, you may visit the following website <http://iadapt.tamucc.edu> or call (361) 825-2612.

**University Counseling Center** - The University Counseling Center offers on-line educational programming, screenings, and individual counseling focused on alcohol and other drug use, abuse and addiction. The center can also make referrals to community resources including support groups, community providers specializing in substance abuse, and intensive outpatient and residential treatment options. For more information, call (361) 825-2703 or visit <http://counseling.tamucc.edu>

**University Health Center** - The University Health Center offers general medical care for students and can provide specific information about health risks and treatment options for substance misuse/abuse. For more information, call (361) 825-2601 or visit <http://healthcenter.tamucc.edu>.

**University Police Department** - The University Police Department educates the University community about drug and alcohol issues as well as enforces local, state and federal law. For more information, call (361) 825-4444 or

visit <http://police.tamucc.edu>.

#### REFERENCES

1 National Cancer Institute. Alcohol Consumption, November 2015 update. Available at: Available at

:<http://www.progressreport.cancer.gov/prevention/alcohol>

2 Stahre, M.; Roeber, J.; Kanny, D.; et al. Contribution of excessive alcohol consumption to deaths and years of potential life lost in the United States. Preventing Chronic Disease 11:E109, 2014. PMID: 24967831

3 National Center for Statistics and Analysis. (2015, November). 2014 Crash Data Key Findings (Traffic Safety Facts Crash Stats. Report No. DOT HS 812 219). Washington, DC: National Highway Traffic Safety Administration. Available at: <http://www-nrd.nhtsa.dot.gov/Pubs/812219.pdf>

4 Wechsler, H.; Dowdall, G.W.; Maenner, G.; et al. Changes in binge drinking and related problems among American college students between 1993 and 1997: Results of the Harvard School of Public Health College Alcohol Study. Journal of American College Health 47(2):57–68, 1998. PMID: 9782661

**Sent from the Division of Student Engagement and Success.**

You have received this message because you are listed as an Active Student at TAMU-CC.

For more information contact [officialnotices@tamucc.edu](mailto:officialnotices@tamucc.edu)

## APPENDIX B: Alcohol and Illicit Drugs Standards of Conduct, 2019-2020

### Official Notice

*Texas A&M University-Corpus Christi complies with the Federal Drug Free Schools and Communities Act Amendment of 1989 and the Drug Free Work Place Act of 1988. The below information regarding the Texas A&M University-Corpus Christi policy with regards to the abuse and/or distribution of alcohol and drugs by students, faculty and staff. In addition, the brochure provides information pertaining to the University's standards of conduct; the penalties associated with the unlawful use, manufacture, sale, possession, or distribution of drugs or alcohol; health risks; types of education programs; and available drug or alcohol counseling services on campus.*

*Texas A&M University-Corpus Christi is committed to a campus wide plan to educate students and employees about alcohol and drug issues, discourage the irresponsible use of alcoholic beverages, and prohibit the unlawful use, possession or distribution of controlled substances. The University will act to ensure compliance with all local, state, and federal laws and A&M University System policies dealing with controlled substances, illicit drugs, and the use of alcohol.*

#### **DRUG AND ALCOHOL PREVENTION PROGRAM (DAAPP) & STANDARDS OF CONDUCT NOTIFICATION, 2018-2019 TEXAS A&M UNIVERSITY-CORPUS CHRISTI**

Texas A&M University-Corpus Christi is committed to a campus wide plan to educate students and employees about alcohol and drug issues, discourage the irresponsible use of alcoholic beverages, and prohibit the unlawful use, possession or distribution of controlled substances. The University will act to ensure compliance with all local, state, and federal laws and A&M University System policies dealing with controlled substances, illicit drugs, and the use of alcohol.

The University prohibits the use or possession of alcoholic beverages on campus by any individual under the age of 21. Failure to comply with this rule violates state law and the rules governing student conduct and will subject the individual to disciplinary action. Additionally, students are cautioned that if an individual is under the influence of alcohol and/or drugs to the point where they cannot make a rational decision, they are unable to give or receive consent for sexual activity.

Students of lawful age under Texas Statute may possess and/or consume alcoholic beverages in the privacy of their room or apartment in campus residence facilities. However, occupants and their guests must comply with state and local statutes concerning possession, sale, and consumption of alcoholic beverages. Any use of alcoholic beverages should be in moderation. Therefore, bulk quantities of alcohol (kegs, cases, party balls, etc.) are not allowed on campus or in residence facilities. Loud or disruptive behaviors, interference with the cleanliness of residence facilities, or drinking habits that are

harmful to the health or education of an individual or those around him/her are reasons for appropriate disciplinary action by the University.

Except for the limited circumstances specified in University Rule 34.02.01.C1, the possession of open containers and the consumption of beer, wine, and/or distilled spirits are prohibited in all public areas of the campus. For the purposes of this rule, residence facilities' balconies and patios are considered public areas. Although students of lawful age may possess and consume alcoholic beverages in the privacy of their room or apartment, all alcoholic beverages transported through public areas on the University grounds and in residence facilities must be unopened and concealed.

All members of the University community are expected to abide by state and federal laws pertaining to controlled substances and illicit drugs. Standards of conduct strictly prohibit the unlawful manufacture, distribution, possession or use of controlled substances, illicit drugs or drug paraphernalia on University property, at University-sponsored activities, and/or while working as an employee of the university. Individuals may use prescription medications that are medically necessary and prescribed by a licensed medical practitioner.

While the University has limited jurisdiction when alcoholic beverages and illegal drugs are consumed off-campus, members of the University community are encouraged to consider these regulations as a guideline for responsible and lawful behavior. Any registered student organization that plans to include alcohol at an official function off-campus should consult with the Student Activities office for guidance to ensure risk management guidelines are followed. Failure to comply with risk management guidelines may be reason for appropriate disciplinary action by the University.

To implement an effective alcohol and other drug abuse prevention plan, the University will use both formal and informal channels of communication to: 1) disseminate information describing patterns of addiction and the physical, mental, and emotional consequences that result from the abuse of alcohol and controlled/illegal substances, 2) distribute information that describes and encourages the use of counseling and treatment modalities available to both students and employees in the local and regional area, and 3) make available to the campus population referrals to local treatment centers and counseling programs. These referrals will be made within a supportive, confidential, and non-punitive environment under the auspices of the University Health Center, University Counseling Center, and/or Human Resources.

This brochure is prepared in compliance with the Drug Free Schools & Communities Act of 1989 and is distributed annually to all University students and employees.

## **LEGAL SANCTIONS**

Texas A&M University-Corpus Christi enforces all local, state and federal laws and ordinances. Information contained in this document is referenced from the Texas Alcoholic Beverage Commission at <https://www.tabc.state.tx.us/> and the Drug Enforcement Administration Drugs of Abuse Resource Guide 2017 Edition at <https://www.dea.gov/documents/2017/06/15/drugs-abuse>. The following information is to be used as a reference guide. For the specific laws and most updated information pertaining drug abuse and health risks, you may refer to the above mention documents.

### **Underage Drinking Laws**

Minors who purchase, attempt to purchase, possess, or consume alcoholic beverages, as well as minors who are intoxicated in public or misrepresent their age to obtain alcoholic beverages, face the following consequences:

- Class C misdemeanor, punishable by a fine up to \$500
- Alcohol awareness class
- 8 to 40 hours community service
- 30 to 180 days loss or denial of driver's license

If a minor is seventeen years of age or older and the violation is the third offense, the offense is punishable by a fine of \$250 to \$2,000, confinement in jail for up to 180 days or both, as well as automatic driver's license suspension.

A minor with previous alcohol-related convictions will have his or her driver's license suspended for one year if the minor does not attend alcohol awareness training that has been required by the judge.

### **Penalties for Providing Alcohol to a Minor**

Adults and minors who give alcohol to a minor also face a stiff penalty. The punishment for making alcoholic beverages available to a minor is a class A misdemeanor, punishable by a fine up to \$4,000, confinement in jail for up to a year, or both. Additionally, the violator will have his or her driver's license automatically suspended for 180 days upon conviction.

Persons 21 or older (other than the parent or guardian) can be held liable for damages caused by intoxication of a minor under 18 if the adult knowingly provided alcoholic beverages to a minor or knowingly allowed the minor to be served or provided alcoholic beverages on the premises owned or leased by the adult.

Sale to a minor is a class A misdemeanor, punishable by a fine up to \$4,000, confinement up to a year in jail, or both.

### **Zero Tolerance Law**

In Texas it is illegal for a person under 21 to operate a motor vehicle in a public place while having ANY detectable amount of alcohol in their system. On September 1, 2009, this law was expanded to include watercraft in addition to motor vehicles.

- The consequences for the minor on the first offense of driving under the influence of alcohol:
  - Class C misdemeanor, punishable by a fine up to \$500
  - Attendance at an alcohol awareness class
  - 20 to 40 hours of mandatory community service
  - 60 days driver's license suspension. The minor would not be eligible for an occupational license for the first 30 days.
- A second offense increases the consequences to:
  - Class C misdemeanor, punishable by a fine up to \$500

- Attendance at an alcohol awareness class at the judge's discretion
- 40 to 60 hours of mandatory community service
- 120 days driver's license suspension. The minor would not be eligible for an occupational license for the first 90 days.
- A third offense is not eligible for deferred adjudication. The minor's driver's license is suspended for 180 days and an occupational license may not be obtained for the entire suspension period. If the minor is 17 years of age or older, the fine increases to \$500 to \$2,000, confinement in jail for up to 180 days, or both.

### **Possession/Manufacture/Delivery/Trafficking of a Controlled Substance**

Penalties for possessing or delivering a controlled substance range according to type of substance, amount possessed or delivered, and number and type of previous violations. On the state level, misdemeanors may be punishable by up to \$2,000 in fines and up to one year in jail or both. Felonies are punishable by 5-99 years, or life, in prison and up to \$20,000 in fines. On the federal level, a first conviction for possession of a controlled substance can result in imprisonment of up to one year, a fine of \$1,000-\$100,000 or both. Subsequent convictions can result in longer prison sentences, larger fines, or both. Possession of crack cocaine can result in mandatory federal prison terms of 5-20 years, fines up to \$250,000, or both. Any person who distributes, possesses with intent to distribute, or manufactures a controlled substance in or on, or within one thousand feet of, the real property comprising a public or private college, junior college, or university is subject to twice the maximum punishment, at least twice any term of supervised release, and a fine up to twice of that authorized may be imposed. Except to the extent a greater minimum sentence is otherwise provided, a person shall be sentenced under this subsection to a term of imprisonment of not less than one year. The mandatory minimum sentencing provisions of this paragraph shall not apply to offenses involving 5 grams or less of marijuana. An individual convicted of trafficking by a federal court can receive up to life imprisonment and be fined up to \$8 million.

### **911 Lifeline Legislation**

The offenses of possession or consumption of alcohol by a minor do NOT apply to a minor who: (a) requested emergency medical assistance in response to the possible alcohol overdose of the minor or another person; (b) was the first person to make a request for medical assistance; and (c) remained on the scene and cooperated with medical assistance and law enforcement personnel; or reports the sexual assault of the minor or another person, or is the victim of a sexual assault reported by another person to:

- a health care provider treating the victim of the sexual assault;
- an employee of a law enforcement agency, including an employee of a campus police department of an institution of higher education; or
- the Title IX coordinator of an institution of higher education or another employee of the institution responsible for responding to reports of sexual assault.

### **FINANCIAL AID IMPLICATIONS**

If you have a drug conviction, it might affect your ability to get federal student aid. Your eligibility



might be suspended if the offense occurred while you were receiving federal student aid (grants, loans, or work-study). When you complete the FAFSA, you will be asked whether you had a drug conviction for an offense that occurred while you were receiving federal student aid. If the answer is yes, you will be provided a worksheet to help you determine whether your conviction affects your eligibility for federal student aid.

If you are convicted of a drug-related offense after you submit the FAFSA, you might lose eligibility for federal student aid, and you might be liable for returning any financial aid you received during a period of ineligibility.

## **UNIVERSITY SANCTIONS**

University policies are consistent with local, state or federal law, and the University will impose sanctions against an employee who violates the standards of conduct. Student violations are handled under the most current *Student Code of Conduct*.

### **Student Code of Conduct**

All behavioral conduct cases involving individuals, including possible violations of alcohol and drug rules, are adjudicated by Student Conduct & Community Standards. Cases involving student organizations, sport clubs, fraternities and sororities are investigated by their respective administrative offices and are adjudicated by Student Conduct & Community Standards. The Department of Intercollegiate Athletics also has additional standards based on NCAA policies and hold student athletes accountable for violations of these policies.

Students found in violation of the rules and regulations will be subject to sanctions commensurate with the offenses and any aggravating and mitigating circumstances. Conduct actions in cases involving alcohol and/or drug-related violations may result in sanctions up to and including suspension or expulsion from the University. Any conduct action imposed by the University may precede and be in addition to any penalty imposed by an off-campus authority. Students will be advised of available alcohol and drug counseling at the University Counseling Center and/or referred to a community organization. The University Counseling Center and the University Health Center can provide assistance and referral to appropriate community agencies.

The University enforces Parental Notification for all students under 21 years of age, who are found in violation of the University Alcohol and Drug Policy and *Student Code of Conduct* as allowed by FERPA. When a student has been found in violation, efforts are made to notify parents/guardians of the incident. Students and parents are notified of this policy through the *Student Code of Conduct* and New Student Orientation Safe Living sessions, which address alcohol and drug issues and concerns.

The University generally sanctions students found in violation of the *Student Code of Conduct* alcohol rules to an on-line alcohol education course called “Think About It: Alcohol” facilitated by CampusClarity. “Think About It: Alcohol” is an interactive program the student must pay for and consists of various lessons and scenarios to provide the student detailed education regarding the



possible consequences of alcohol misuse/abuse.

CampusClarity also facilitates an on-line course for student violators of the rules regarding illegal drug use. “Think About It: Drugs” consists of various lessons and scenarios to provide the student with detailed education regarding the possible consequences of illegal drug use. Students must pay a fee to complete the “Think About It: Drugs” course.

Any previous conduct record may be considered when determining sanctions for a current violation of the *Student Code of Conduct*. Other sanctions that may be assessed for conduct related to the unlawful use, possession, or distribution of drugs or alcohol may include but not limited to eviction from housing, alcohol and/or drug assessment, community service, and other sanctions as deemed appropriate under the circumstances.

If a student fails to complete sanctions, a hold is placed on their student account and they are not permitted to make any registration changes. Once all sanctions are completed, the hold is removed. If a student is not enrolled for a period of one year or longer, they must re-apply to the university as a returning/former student under current admission standards. If not enrolled for a period of less than a year, they need to contact the Registrar’s Office to reinstate their enrollment. As long as all sanctions are completed, their conduct record will not prohibit them from registering or re-enrollment.

### **Employment**

If a supervisor reasonably suspects that use of a controlled substance or alcohol has resulted in absenteeism, tardiness, or impairment of work performance or is the cause of workplace accidents, the supervisor shall immediately notify the appropriate department head or other designated administrator. Upon direction from the department head or designated administrator, the supervisor or other designated administrator shall discuss with the employee the suspected alcohol or drug-related problems. The employee should be advised of any available alcohol and drug counseling, rehabilitation, or employee assistance programs, and the terms of any applicable disciplinary sanctions. The employee may be required to participate in an employee assistance program and be subject to discipline (up to and including termination of employment) if he or she rejects participation in the program. All meetings between the employee and the supervisor or other administrator to address the suspected alcohol or drug-related problem and/or its resolution shall be documented in a memorandum to the record and filed in the employee's personnel file.

If discussion and/or participation in any available alcohol or drug counseling, rehabilitation, or employee assistance program fails to resolve the suspected alcohol or drug-related problems or if the employee fails to meet the terms of any applicable disciplinary sanctions, the employee may be subject to disciplinary action up to and including termination.

Testing of employees, other than those occupying DOD-funded sensitive positions or those required to have a commercial driver’s license, may be undertaken only when there is reasonable suspicion that the employee is under the influence of alcohol or illicit drugs while on the job, the employee's job performance has been affected by the use of alcohol or illicit drugs, and such impairment presents a risk to the physical safety of the employee or another person. The decision to test an employee in these

circumstances will be made by the appropriate chief executive officer or designee with the advice of the Office of General Counsel. The employee should be informed that a refusal to submit to a test, combined with a reasonable suspicion of usage, may be sufficient basis for termination.

As a condition of employment, employees on government grants or contracts must abide by the required notification statement and must report any criminal drug statute conviction for a violation occurring in the workplace or on University business to their employer no later than five days after such conviction. The employer, in turn, must so notify the contracting federal agency within 10 days after receiving notice from an employee or otherwise receiving actual notice of such conviction and within 30 days must impose sanctions on the employee involved. Such sanctions may take the form of personnel actions against such an employee, up to and including termination or requiring the employee to satisfactorily participate in an approved employee assistance or rehabilitation program.

System employees must report to their supervisor, within twenty-four (24) hours or at the earliest possible opportunity thereafter, any criminal arrests, criminal charges or criminal convictions, excluding misdemeanor traffic offenses punishable only by fine. Failure to make the required report shall constitute grounds for disciplinary action, including dismissal.

Faculty members have the responsibility to supervise student activities on field trips. Faculty members should inform students that actions violating state laws, local regulations, and University rules regarding alcohol and drugs will not be permitted on any University field trip. Students who violate these guidelines regarding alcohol and drug use on field trips will be subject to disciplinary action.

## **HEALTH RISKS**

### **Alcohol**

Alcohol abuse can cause many health-related problems such as “drinking alcohol increases the risk of cancers of the mouth, esophagus, pharynx, larynx, liver, and breast”.<sup>1</sup> Alcohol misuse and/or abuse is attributed to many deaths annually in the United States. According to the Center for Disease Control and Prevention (CDC), “approximately 62,000 men and 26,000 women die from alcohol-related causes annually”, making alcohol the third leading preventable cause of death in the United States.<sup>2</sup> In 2014, alcohol-impaired driving fatalities accounted for 9,967 deaths (31 percent of overall driving fatalities).<sup>3</sup> Based on the results of the Harvard School of Public Health College Alcohol Study about, “1 in 4 college students report academic consequences from drinking, including missing class, falling behind in class, doing poorly on exams or papers, and receiving lower grades overall.”<sup>4</sup>

Alcohol abuse can lead to alcoholism, premature death through overdose, and complications involving the brain, heart, liver, and many other body organs. Alcohol abuse is the prime contributor to suicide, homicide, motor vehicle deaths, and other accidental causes of death. Alcohol abuse also causes liver disease, gastritis, and anemia. Alcohol abuse interferes with psychological functions, causes interpersonal difficulties, and is involved in many cases of child abuse. Alcohol abuse also disrupts occupational effectiveness and causes legal and financial problems. Repeated use of alcohol and other drugs can lead to dependence. Ceasing intake might produce symptoms of withdrawal including

severe anxiety, hallucinations and convulsions. Withdrawal can be life-threatening. Alcohol used in any amount by a pregnant woman can cause birth defects

### **Drugs**

The abuse of illicit drugs can result in a wide range of health problems. In general, illicit drug use can result in drug addiction, death by overdose, death from withdrawal, seizure, heart problems, infections (i.e., HIV/AIDS, hepatitis), liver disease, and chronic brain dysfunction. Other problems associated with illicit drug use include psychological dysfunction such as memory loss, thought disorders (i.e., hallucinations, paranoia, psychosis), and psychological dependency. Additional effects include occupational, social, and family problems as well as a reduction in motivation. Drug use by a pregnant woman may cause addiction or health complications in her unborn child.

### **PREVENTION PROGRAMS**

Texas A&M University-Corpus Christi offers a variety of educational workshops and programs relating to drugs and alcohol prevention. Education and prevention initiatives such as Screening and Brief Interventions, online alcohol and drug assessment/screenings and many other programs are available through the Islander Teaching, Engaging and Motivating (I-TEAM) Peer Education Program and the University Counseling Center. All incoming students must complete an online course that addresses alcohol and drug education as well as other prevention topics.

For a complete schedule or to request a program specific to the interests and needs of your organization, call the Office of Engagement Initiatives, 361-825-4284 or the University Counseling Center at 361-825-2703

### **CAMPUS RESOURCES**

Texas A&M-Corpus Christi offers a variety of programs to promote healthy lifestyles and substance-free alternatives. Students can become involved with the planning of drug and alcohol education programs by contacting the Office of Student Engagement and Success at (361) 825-2612.

**Annual Security Report** - This report includes statistics for the previous three years concerning reported crimes that occurred on campus; in certain off-campus buildings or property owned or controlled by A&M-Corpus Christi; and on public property within, or immediately adjacent to and accessible from, the campus. The report also includes institutional policies concerning campus security, such as policies concerning sexual assault, and other matters. Obtain a copy of this report by contacting the University Police Department (361) 825-4444 or by accessing the following website: <http://police.tamucc.edu/campusSecurityAct.html>.

**Employee Assistance Program** – The Employee Assistance Program (EAP) is designed to help A&M-Corpus Christi budgeted benefits eligible employees with personal issues including alcohol and drug problems. The EAP is completely confidential, and services are free. To contact the EAP, call (888)

993-7650.

**Engagement Initiatives/Prevention Programs** – The Office of Engagement Initiatives oversees campus prevention programs. The Islanders Teaching Engaging And Motivating (I-TEAM) peer educators facilitate programs to engage students in discussions about healthy behaviors. The office also works closely with the campus Coalition on Substance Abuse (CoSA).

**I-TEAM** - The Islander's Teaching Engaging and Motivating (I-TEAM) Peer Educators are committed to educating the campus community in all dimensions of wellness. Through peer-to-peer educational prevention and intervention efforts, the I-TEAM strives to help students make positive choices to attain academic and social success.

**CoSA** – The purpose of the Coalition on Substance Abuse is to support the mission of Texas A&M University- Corpus Christi by analyzing behavioral and perception trends, advising on areas of concern, and promoting the use of best practices in the Drug and Alcohol Prevention Program (DAAPP). For more information, you may visit the following website <http://iadapt.tamucc.edu> or call (361) 825-2612.

**University Counseling Center** - The University Counseling Center offers on-line educational programming, screenings, and individual counseling focused on alcohol and other drug use, abuse and addiction. The center can also make referrals to community resources including support groups, community providers specializing in substance abuse, and intensive outpatient and residential treatment options. For more information, call (361) 825-2703 or visit <http://counseling.tamucc.edu>

**University Health Center** - The University Health Center offers general medical care for students and can provide specific information about health risks and treatment options for substance misuse/abuse. For more information, call (361) 825-2601 or visit <http://healthcenter.tamucc.edu>.

**University Police Department** - The University Police Department educates the University community about drug and alcohol issues as well as enforces local, state and federal law. For more information, call (361) 825-4444 or visit <http://police.tamucc.edu>.

## REFERENCES

1 National Cancer Institute. Alcohol Consumption, November 2015 update. Available at: Available at :<http://www.progressreport.cancer.gov/prevention/alcohol>

2 Stahre, M.; Roeber, J.; Kanny, D.; et al. Contribution of excessive alcohol consumption to deaths and years of potential life lost in the United States. Preventing Chronic Disease 11:E109, 2014. PMID: 24967831

3 National Center for Statistics and Analysis. (2015, November). 2014 Crash Data Key Findings (Traffic Safety Facts Crash Stats. Report No. DOT HS 812 219). Washington, DC: National Highway Traffic Safety Administration. Available at: <http://www-nrd.nhtsa.dot.gov/Pubs/812219.pdf>

4 Wechsler, H.; Dowdall, G.W.; Maenner, G.; et al. Changes in binge drinking and related problems among American college students between 1993 and 1997: Results of the Harvard School of Public Health College Alcohol Study. Journal of American College Health 47(2):57–68, 1998. PMID: 9782661

**Sent from the Division of Student Engagement and Success.**

You have received this message because you are listed as an Active Student at TAMU-CC.

For more information contact [officialnotices@tamucc.edu](mailto:officialnotices@tamucc.edu)

## **APPENDIX C: Prevention Programs Mission and Strategic Plan**

### **Prevention Initiatives Strategic Plan 20/20**

The Office of Prevention Initiatives provides comprehensive prevention programming to the Islander community through the I-TEAM Peer Educators and the Coalition on Substance Abuse.

The **I-TEAM (Islanders Teaching, Engaging and Motivating) Peer Education Program** is committed to educating the Islander community in all dimensions of wellness and inclusion. By promoting healthy and inclusive behavior, we inspire students to make positive choices to attain academic and social success.

The purpose of the **Coalition on Substance Abuse** is to support the mission of Texas A&M University-Corpus Christi by analyzing behavioral and perception trends, advising on areas of concern, and promoting the use of best practices in the Drug and Alcohol Prevention Program (DAPP).

***Excellence \* Integrity \* Leadership \* Sustainability \* Inclusion***

### **Learning**

**Goal: Provide evidence-based strategies for students to learn to choose positive behaviors**

***Objective 1: Facilitate prevention initiatives based on student learning outcomes.***

SLO 1: The student will be able to correctly identify the symptoms of alcohol poisoning and the appropriate response when a person is exhibiting the symptoms.

SLO 2: The student peer educator will be able to acknowledge and respond to diverse attitudes regarding substance use.

SLO 3: The student will be able to effectively communicate three protective behaviors.

SLO 4: The student will be able to articulate the rationale for the choices they make regarding substance use.

SLO 5: The student will be able to demonstrate increased knowledge of alcohol and other drugs after completing the Islander Alcohol Education Program.

SLO 6: The student peer educator will be able to articulate how their training and experiences have contributed to their leadership skills.

## **Campus Climate**

**Goal: Develop a community that supports healthy and safe choices.**

***Objective 1: Provide alcohol and other drug programming and interventions.***

Strategy 1: Increase evidence based educational and prevention programming to meet the needs of a growing student body.

- Provide late-night and weekend programming.
- Advocate for campus locations to be open late hours to provide a healthy gathering place for students.
- Identify safe transport methods for students who are under the influence.
- Offer Alcoholics Anonymous.
- Implement a recovery program on campus.
- Expand the bystander intervention program.
- Support the development of the I-TEAM.

Strategy 2: Collaborate with areas offering prevention related programs.

- Partner with the Sexual Misconduct Task Force to implement joint initiatives.
- Partner with Student Conduct and the Step Up Program.
- Partner with the University Counseling Center on suicide prevention initiatives.

Strategy 3: Develop and support programs to encourage students, faculty and staff to focus on personal wellness as a segue-way into addressing AOD issues.

- Partner with Recreational Sports in the Employee Wellness and Student Wellness Programs.
- Participate in the Wellness Expo

Strategy 4: Expand and enhance effective programs designed to improve student success.

- Screening and Brief Interventions (SBI)
- Rejuvenate the Islanders Think, Choose and Graduate social norms campaign.
- Update large scale annual programs such as Party House, NASD, Aloha Days presentation and Orientation.

Strategy 5: Engage faculty, staff and community members as partners in teaching and modeling safe and responsible behaviors to students.

- Promote the Employee Assistance Program free ride service to employees.
- Partner with Employee Development/Compliance Services on Employee Development Day.
- Partner with Staff Advisory Council on new initiatives.

Strategy 6: Develop initiatives to better serve students at a distance.

- Promotion of UCC online screenings.
- Video streaming of presentations.

***Objective 2: Engage the campus and community in supporting healthy and safe choices.***

Strategy 1: Promote a safe and secure campus environment.

- Create a campus media presence.
- Create short psa-style messages for campus media.
- Create a texting campaign.
- Respond appropriately to others who communicate misinformation and misperceptions.

Strategy 2: Cultivate a committee of interested and engaged student, faculty, staff and community members.

- Proactively seek appointed members.
- Provide committee orientations and materials.
- Communicate expectations of committee membership.
- Highlight committee progress and initiatives through campus and community media.

Strategy 3: Communicate and invite the community to relevant programs.

- Attend community coalitions.
- Work with Mar Com to advertise relevant programs.
- Design website to appeal to various audiences.

Strategy 4: Collaborate to improve the Annual Notification process.

- Advocate for a full revision of the Annual Notification and utilize updated design.
- Encourage the implementation of an online training for employees.
- Advocate for the inclusion of a recognition button in the student registration process.
- Utilize an email tracking system for email notifications.

**Resources and Accountability**

**Goal: Develop and manage resources efficiently and effectively.**

***Objective 1: Manage resources efficiently, effectively and responsibly to accomplish the program mission***

Strategy 1: Increase the number of qualified staff to meet growing programmatic needs.

- Prevention Specialist
- Programming Coordinator
- GA for ITEAM
- GA for Prevention Media Initiatives
- Support staff



Strategy 2: Obtain financial support for the peer education program.

- Stipends
- Programming funds
- Training funds

Strategy 3: Provide support and resources to students at a distance.

- Resources
- GA for Prevention media initiatives

Strategy 4: Utilize technology to streamline the Islander Alcohol Education process.

Strategy 5: Utilize social media to spread social norms messages.

- GA for Prevention media initiatives

Strategy 6: Improve evaluation of student learning outcomes and use the results to improve programming.

- Incorporate a mid-biennial review meeting.
- Implement the Employee AOD Survey

## APPENDIX D: 2018-2020 Program Inventory

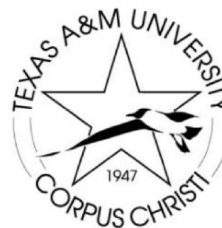
Date	Program	Participation
8/23/2018	Momentum Rave Wave	200
8/27/2018	Miramar Welcome Luau	273
9/1/2018	Healthy Mexican Food	2
9/5/2018	Islanders Night out	484
9/15/2018	AOD Presentation for Fraternities	100
9/19/2018	Party House	238
9/25/2018	Alcohol & Hazing Awareness	45
10/11/2018	LGBTQ+ Health	15
10/15/2018	Drink, Drive, Go to Jail	23
10/16/2018	Alcohol and the Consequences	20
10/17/2018	Oktoberfest	311
10/23/2018	Islander Invasion	40
10/25/2018	DWI Drunk Goggles and Cart	30
11/29/2018	First Year Symposium	72
11/30/2018	First Year Symposium	63
12/4/2018	Labyrinth Walk	24
12/5/2018	Labyrinth Walk	10
12/6/2018	Paws on the Island	266
1/17/2019	Mocktails and Sip	37
2/8/2019	Bond-Fire	443
2/14/2019	Valentine's Day Condom Roses	100
2/19/2019	Birds and the Bees: Sexual Health Summit	70
2/20/2019	Join Us at Wild N Wacky	20
2/21/2019	Drunk Running	10
2/27/2019	Don't Be A Statistic	17
3/4/2019	Grab A Drink	16
3/6/2019	Spring Break Tips	11
3/6/2019	Wild 'N' Wacky	307
3/7/2019	Know When to Drink! Know When to Say No!	6
3/7/2019	Jeopardy! Drug and Alcohol Edition	12
3/19/2019	Tobacco & People of Color	4
3/26/2019	Join us at SBI	30
4/2/2019	Screening & Brief Intervention	251
4/10/2019	Mini Myth Busters	13
4/17/2019	Clean Brownies	44
4/24/2019	National Take Back Day	31

5/2/2019	Paws on the Island	188
6/26/2019	Drinking: The Right Way	19
8/7/2019	Drunk Driving Go Cart	16
8/16/2019	Prevention Training for Aloha Days Leaders	53
8/21/2019	Prevention Training for Aloha Days Students	400
8/22/2019	Peace, Love, Consent	443
8/23/2019	Bond Fire	554
9/18/2019	Party House	325
9/13/2019	Drunk Cart and Goggles	60
9/25/2019	Healthy Mexican Food	20
10/2/2019	Breast Cancer Awareness	25
10/8/2019	LGBTQ+ sex education	5
10/8/2019	Mental Health in Minorities	10
10/16/2019	Alcohol tied into Escape Room	16
10/21/2019	Drunk Cart and Goggles at Housing	200
10/23/2019	Smash the Stigma (Alpha Sig)	16
10/30/2019	Islander Escape Room: Mythbusters Edition	157
11/6/2019	Native American History & Alcohol	3
11/12/2019	Prevention Power Hour	27
11/20/2019	HIV/AIDS table/ World AIDS day	100
12/5/2019	Paws on the Island (Hand Scrubs)	325
2/10/2020	What's in Your "Cup" Cake	6
2/18/2020	I-TEAM Birds and Bees Summit	42
3/1/2020	Sponge Bob's Safety Tips	7
3/4/2020	Wild and Wacky Wednesday	157
3/4/2020	Brownie Points	5
4/13/2020	Wellness Bingo Giveaway	15
4/14/2020	Bluesday Tuesday Giveaway	3
4/15/2020	Cannabis on the Brain: Prevention Power Hour	40
4/20/2020	Don't Get Baked, Bake A... Giveaway	6
4/21/2020	Selfie with New Coworkers (Pets) Giveaway	16
4/22/2020	What's in the Mix? Prevention Power Hour	43
4/27/2020	See 10, Do 10 Giveaway	0
4/28/2020	Show Us Something in Your Fridge Giveaway	3
4/28/2020	When Is It Too Much? Prevention Power Hour	1
5/1/2020	Announce E-Check Up Winners	30
5/4/2020	Self-Care? This is the way. Giveaway	3
5/5/2020	"I drive sober for..." Giveaway	3

## APPENDIX E: Rule 34.02.01.C1. Drug and Alcohol Abuse and Rehabilitation Programs

### 34.02.01.C1 Drug and Alcohol Abuse and Rehabilitation Programs

Revised: May 13, 2019  
Next Scheduled Review: May 13, 2024  
[Revision History](#)



---

#### Rule Summary

Texas A&M University-Corpus Christi (university) is committed to a drug-free environment and protecting the safety, health, and wellbeing of all employees and students. This rule provides information about the drug and alcohol abuse awareness, prevention, and intervention program for employees and students in accordance with the Drug-Free Workplace Act of 1988, the Drug-Free Work Force Rules for Department of Defense (DOD) Contractors, and the Drug-Free Schools and Communities Act of 1989.

---

#### Definitions

Refer to system regulation *34.02.01, Drug and Alcohol Abuse and Rehabilitation Program* for definitions.

---

#### Rule

---

##### 1. GENERAL

- 1.1. The university is committed to educating employees and students about alcohol and drug issues, deterring the irresponsible use of alcoholic beverages, and prohibiting the unlawful manufacture, use, possession, or distribution of controlled substances. The university will act to ensure compliance with the requirements of the Drug-Free Workplace Act of 1988, the Drug-Free Schools and Communities Act of 1989, the Drug-Free Work Force Rules for Department of Defense (DOD) Contractors, the Department of Transportation and other regulatory bodies, and applicable state laws for employees and students.
- 1.2. The Director of Human Resources (employees) and the Associate Dean of Students (students) will inform the Office of General Counsel (OGC) of possible violations of this rule and coordinate any testing due to reasonable suspicion of drug or alcohol use or abuse.

- 1.3. To implement an effective alcohol and drug-free awareness and prevention plan, the university will use both formal and informal channels of communication to:
  - (a) Disseminate information describing patterns of addiction and the physical, mental, and emotional consequences that result from the abuse of alcohol and controlled/illegal substances;
  - (b) Distribute information that describes and encourages the use of counseling and treatment modalities available to both students and employees in the local and regional area; and
  - (c) Make available to campus population referrals to local treatment centers and counseling programs. These referrals will be made within a supportive confidential and non-punitive environment under the auspices of the University Health Center, Counseling Center, and/or Human Resources.

## 2. LEGAL REQUIREMENTS CONCERNING THE USE OF ALCOHOL

- 2.1. Any use of alcoholic beverages on campus or at university functions is subject to the alcoholic beverage laws of the State of Texas. These laws prohibit:
  - (a) the purchase, consumption, or possession of alcohol by a minor;
  - (b) the purchase of alcohol for a minor;
  - (c) furnishing alcohol to a minor;
  - (d) misrepresentation of age by a minor;
  - (e) public intoxication;
  - (f) driving while intoxicated; and
  - (g) consumption of alcohol while operating a motor vehicle (open container law).
- 2.2. Additionally, state law prohibits the sale of any type of alcoholic beverage unless the seller possesses a valid license or permit. The term "sale" is broadly interpreted by law enforcement authorities to include such practices as charging admission to events when alcohol is being served. In addition, tickets, activity fees, membership dues, or other exchanges that are in any way restrictive, are viewed as indirect payment for alcoholic beverages and are, therefore, illegal unless the alcohol is obtained through a valid liquor license.

## 3. UNIVERSITY STANDARDS CONCERNING THE USE OF ALCOHOL ON CAMPUS

- 3.1. This section describes standards established by the university related to the use of alcohol on campus or at functions occurring under the auspices of the university. These standards apply to all persons on campus or present at functions occurring under the auspices of the university:
  - 3.1.1. The university prohibits the use or possession of alcoholic beverages on campus by any individual under the age of 21. Failure to comply with this standard violates state law and the rules governing student conduct and will



subject the individual to disciplinary action.

- 3.1.2. The possession or use of alcoholic beverages on university property will not be permitted except in special use buildings and facilities as designated by the President, approved by the Chancellor, and subsequently reported to the Board of Regents. The list of designated buildings and facilities will be identified in the annual report by the President to the Board of Regents and posted as an attachment to this rule at the university's rules and procedures website at [http://academicaffairs.tamucc.edu/rules\\_procedures/index.html](http://academicaffairs.tamucc.edu/rules_procedures/index.html).

In addition, students of lawful age under Texas Statutes may be permitted to possess and/or consume alcoholic beverages in the privacy of their rooms in campus housing. However, on-campus residents and their guests must comply with state and local statutes concerning possession, sale, and consumption of alcoholic beverages. Any use of alcoholic beverages should be in moderation to ensure residents' rights to privacy, sleep, and study. Loud or disruptive behaviors that interferes with cleanliness and safety or drinking habits that are harmful to the health or education of an individual or those around them are reasons for appropriate disciplinary action by the university.

- 3.1.3. Except as noted above, the possession of open containers and consumption of beer, wine, and/or distilled spirits is prohibited in all public areas of the campus. For the purposes of this rule, apartment balconies, patios, and residence hall common areas are considered public areas. Although students of lawful age may possess and consume alcoholic beverages in the privacy of their rooms, all alcoholic beverages transported through public areas on the university grounds and in campus housing must be unopened and concealed.
  - 3.1.4. Any purchase of alcoholic beverages by a unit of the university must comply with system policy *34.03, Alcoholic Beverages*.
  - 3.1.5. More restrictive guidelines may apply to individuals within the university community based on membership within university organizations (ie, athletics, panellenic, or other organizations).
- 3.2. Additional standards applying specifically to employees are discussed in section 5 this rule.

#### 4. UNIVERSITY RULES REGARDING THE USE OF DRUGS

- 4.1. All members of the university community are expected to abide by applicable local, state, and federal laws and regulations pertaining to controlled substances and illicit drugs. Standards of conduct strictly prohibit the unlawful manufacture, distribution, possession, or use of controlled substances or illicit drugs on university

property, at university-sponsored activities, and/or while on active duty. Individuals may use prescriptive medications that are medically necessary and prescribed for them by a licensed medical practitioner.

- 4.2. Employees or students found violating this rule will be subject to the disciplinary measures required by all pertinent local, state, and federal statutes. In addition, the disciplinary procedures outlined in the Student Code of Conduct (<http://judicialaffairs.tamucc.edu/studentcofc.html>), Faculty Handbook ([http://academicaffairs.tamucc.edu/Faculty%20Support Development/faculty\\_handbook.html](http://academicaffairs.tamucc.edu/Faculty%20Support%20Development/faculty_handbook.html)), Department of Athletics Student-Athlete Handbook, and other relevant university rules and procedures will be enforced.

## 5. ADDITIONAL DRUG AND ALCOHOL STANDARDS FOR EMPLOYEES

- 5.1. All new employees are provided a copy of the Alcohol & Illicit Drugs Standards of Conduct (<http://judicialaffairs.tamucc.edu/studentresources.html>). In addition, they are informed that they are responsible for reading this rule. The employee acknowledges the receipt of information in the electronic onboarding process, and the acknowledgement is retained in the official personnel records..
- 5.2. Employees are prohibited from using or being under the influence of controlled substances during working hours except for the legal use of a controlled substance prescribed by a licensed medical practitioner. Prescription medication is to be used only in the manner, combination, and quantity prescribed, and may only be used by the person for whom it is prescribed.
- 5.3. Any employee whose use of alcohol, drugs, or other controlled substances results in absenteeism, tardiness, impairment of work performance, or is the cause of workplace accidents, may be subject to disciplinary action and may be required to participate in an available alcohol and drug counseling, rehabilitation, or employee assistance program. An employee who rejects participation in a required program may be subject to disciplinary action up to and including termination.
- 5.4. Employees whose work-related performance gives cause for reasonable suspicion of use or possession of alcohol or a controlled substance may be subjected to testing for the substance in accordance with system regulation *34.02.01, Drug and Alcohol Abuse and Rehabilitation Programs* with the advice of the OGC. A refusal to submit to a test combined with a reasonable suspicion of usage, may be a sufficient basis for termination.
- 5.5. Any disciplinary action will be governed by system policies and regulations on discipline and dismissal, academic freedom, responsibility, and tenure. A record of the action will be placed in the employee's personnel file.
- 5.6. Faculty and staff members have the responsibility to supervise student activities on university-affiliated trips. Faculty and staff members must inform students that



actions violating applicable international and domestic laws regarding alcohol and drugs will not be permitted on any university-affiliated trip. Faculty, staff members, and students must follow system policies and regulations and university rules and procedures regarding alcohol and drugs while on university-affiliated trips. Faculty and staff members who violate these guidelines by not informing students regarding alcohol and drug use on affiliated trips will be subject to disciplinary action.

- 5.7. Drug testing of an employee in a DOD-funded sensitive position will be conducted in accordance with the Drug-Free Workplace Act of 1988 (41 U.S.C. Ch. 10 (§§ 701-707) and Drug-Free Work Force Rules for Department of Defense (DOD) Contractors (48 CFR 252.223-7004).
- 5.8. Drug testing of employees required to have commercial driver's licenses will be conducted in accordance with the Federal Highway Administration and Department of Transportation regulations in the following situations: (1) pre-employment, (2) post-accident, (3) reasonable suspicion, (4) random, and (5) return-to-duty and follow-up.

## 6. REASONABLE SUSPICION OF EMPLOYEE DRUG AND ALCOHOL ABUSE

- 6.1. Administrators should exercise extreme caution in all matters relating to drug and alcohol policies. They should assure that procedures are carefully followed and that substantial evidence from reliable sources supports a decision to confront an employee concerning a possible violation. Administrators or supervisors seeking advice on appropriate responses to possible violations of alcohol or drug rules by employees should consult with Employee Development and Compliance Services (EDCS) per section 5 of system regulation *34.02.01, Drug and Alcohol Abuse and Rehabilitation Programs*.
- 6.2. EDCS, if requested, can provide employees with information on the free Employee Assistance Program (EAP). The EAP can provide assistance, and if needed, referral to appropriate local community agencies. These guidelines apply to referrals:
  - (a) The employee is responsible for any cost/fees incurred for professional services provided by community agencies.
  - (b) To the extent possible, information concerning an employee's diagnosis, referral, and treatment will be kept strictly confidential.
  - (c) The rights of employees will be assiduously respected by all administrative and supervisory personnel. Employee rights are delineated in system policies and regulations and university rules and procedures.
- 6.3. All meetings between the employee and the supervisor or other designated administrator to address the suspected alcohol or drug-related problem and/or its resolution should be documented. Medically-related issues regarding alcohol or drug-related concerns (e.g. alcoholism or participation in a recovery treatment



program) will be maintained separate from personnel records at EDCS and/or Human Resources, as appropriate.

## 7. SUSPICION OF USAGE BY STUDENTS

- 7.1. Students suspected or found in violation of drug and alcohol policies, regulations, and rules will be notified in writing to appear for a hearing with the Office of Judicial Affairs. Procedures for hearings are outlined in the Student Code of Conduct. Procedures for intercollegiate student-athletes who have demonstrated a reasonable suspicion of drug use are outlined in the Department of Athletics Student-Athlete Handbook. Student-athletes are also responsible for following all other university rules and procedures including the Student Code of Conduct.
- 7.2. Students will be advised of available alcohol and drug counseling at the University Counseling Center and/or referred to a community organization. The University Counseling Center and the University Health Center can provide assistance and referral to appropriate local community agencies. The following guidelines apply to referrals:
  - (a) The student is responsible for any cost/fees incurred for professional services provided by community agencies.
  - (b) To the extent possible, information concerning a student's diagnosis, referral, and treatment will be kept strictly confidential.
  - (c) Student rights are delineated in the Student Code of Conduct and other university publications. The rights of students will be assiduously respected by all administrative and supervisory personnel.
- 7.3. Sanctions for violations of drug or alcohol policies, regulations, and rules may include expulsion, suspension, probation, and/or a letter of reprimand.

## 8. DRUG AND ALCOHOL ABUSE PREVENTION PROGRAM FOR EMPLOYEES AND STUDENTS

- 8.1. In accordance with the Drug-Free Schools and Communities Act of 1989, the university will develop and implement an alcohol and drug-free awareness and prevention program for employees and students. Programs will conform to system policies and regulations as well as related state and federal laws and will incorporate information regarding:
  - (a) The dangers of alcohol and drug abuse;
  - (b) Maintenance of a workplace and learning environment free from alcohol and drug abuse;
  - (c) Available alcohol and drug counseling, rehabilitation, and employee assistance programs; and
  - (d) Penalties that may be imposed upon employees and students for alcohol and drug abuse violations.

The drug and alcohol abuse prevention measures will include, but are not limited to:

- (a) The distribution of relevant materials to all employees and students.
  - (b) The presentation of campus workshops, seminars, and other programs to educate employees and students about alcohol and drug abuse prevention.
  - (c) The distribution of information concerning the prevention of drug/alcohol abuse on campus.
  - (d) The development of evaluation/assessment methods to identify drug and alcohol issues among the employees and students, as well as the efficacy of current policies.
  - (e) The distribution of relevant information on drug use to employees and students through the University Health Center, the University Counseling Center, and Human Resources.
- 8.2. The Student Engagement & Success offices will work with other offices, such as Human Resources and the University Police Department, to create effective awareness and prevention programs for students.
- 8.3. Human Resources and the University Police Department will work to create effective awareness and prevention programs for employees.
- 8.4. Annually, EDCS will notify each employee via a mandatory TrainTraq online course, and Student Engagement & Success will notify each student in writing, with the following information:
- (a) The standards of conduct that prohibit the unlawful manufacture, possession, dispensation, use, or distribution of illicit drugs and alcohol by employees and students on the university's property or as part of any university activity;
  - (b) A description of the applicable legal sanctions under local, state, or federal law for the unlawful manufacture, possession, dispensation, use, or distribution of illicit drugs or alcohol;
  - (c) A description of the health risks associated with the use of illicit drugs and alcohol;
  - (d) A description of any drug or alcohol counseling, treatment, rehabilitation, re-entry, or employee assistance programs that are available to employees and/or students;
  - (e) A clear statement that the university, consistent with the local, state, or federal law, will impose sanctions against a employee or student who violates the standards of conduct to include expulsion from school or termination from employment and referral for prosecution. A disciplinary sanction may include the completion of an appropriate rehabilitation program; and
  - (f) A description of the university's program, including alternative support,



education, and re-entry programs for students who are expelled as a result of violating standards required by these minimum requirements.

- 8.5. Additionally, all first-year students will be required to complete an online educational course which addresses Title IX related issues, alcohol and drug abuse, and bystander intervention. Students that fail to complete the course may have an academic hold placed on their account preventing their registration for Spring courses.
- 8.6. As required by federal law, the university, led by Student Engagement & Success, will conduct a biennial review of its program and report:
  - (a) Description of alcohol and other drug program elements;
  - (b) Statement of alcohol and other drug program goals and a discussion of goal achievement;
  - (c) Summaries of alcohol and drug program strengths and weaknesses;
  - (d) Procedures for distributing annual alcohol and drug program notification to employees and students;
  - (e) Copies of the policies distributed to employees and students; and
  - (f) Recommendations for revising alcohol and drug programs.
- 8.7. The university will, upon request, make available to the Secretary of Education (or designee), other applicable government agencies, and the general public, all documents outlined in section 8.4 of this rule, as well as, the biennial review.
- 8.8. The university will certify the accessibility of a drug abuse prevention program for university officers, employees, and students as required under 20 U.S.C.A. §1094.

---

## Related Statutes, Policies or Requirements

---

[20 U.S.C. § 1011i](#)

[20 U.S.C. § 1094](#)

[21 U.S.C.A. § 812, The Controlled Substances Act](#)

[41 U.S.C. §§ 701-707, The Drug-Free Workplace Act of 1988](#)

[34 C.F.R. 86 \(Authority: 20 U.S.C. 1145g\), The Drug-Free Schools and Communities Act of 1989](#)

[48 C.F.R. 252.223-7004, The Drug-Free Work Force Rules for Department of Defense \(DOD\)](#)

[Contractors](#)

[Texas Health and Safety Code, Chapter 481, Texas Controlled Substances Act](#)

System Policy [34.02, Drug and Alcohol Abuse](#)

System Regulation [34.02.01, Drug and Alcohol Abuse and Rehabilitation Programs](#)

This rule supersedes:

- [34.02.99.C1, Alcohol and Drugs](#)

## Appendix

---

### [Report on Sites of Permitted Use of Alcohol](#)

---

## Contact Office

---

Contact for clarification and interpretation: Employee Development & Compliance Services  
(361) 825-2765  
Vice President for Student Engagement & Success  
(361) 825-3404



## **APPENDIX F: Student-Athlete Drug and Alcohol Policy**

### **12.3.1 Department of Athletics Drug and Alcohol Policy**

Purchase or use of alcohol or any other drugs by student-athletes during any TAMUCC sponsored athletic trip or event is prohibited. This policy also pertains to students who are of legal drinking age, and includes all trips, even those trips for which student-athletes may have paid part of the expense.

- No alcohol is to be served at team meals, team functions or team banquets.
- No alcohol or any other drug should be used on any buses or vans transporting Islander student-athletes to and from athletic contests and Islander sponsored events.
- No alcohol or any other drug may be purchased with money allocated for team travel; this pertains to coaches and staff as well.
- The use of alcohol while representing the University in any capacity is prohibited.
- The use of illegal or non-therapeutic drugs at any time is prohibited.
- The use of alcohol at any time during an unofficial or official recruiting visit is prohibited.

The Tobacco, Drug and Alcohol Policy apply to all coaches, Department of Athletics staff members and student-athletes. Team rules may supplement the above policy.

### **12.4 Student-Athlete Assistance Program - Substance Abuse Program**

The mission of the Islander Athletics at Texas A&M University - Corpus Christi is to offer every student-athlete a quality athletic experience. This includes providing each student-athlete with the opportunity to enhance his or her intellectual, physical, personal and social development within a competitive sport environment. The use of drugs is inconsistent with this mission, and may create a serious risk to the health and safety of all student-athletes.

One of the goals of the Student-Athlete Assistance Program (SAAP) is to offer assistance to athletes concerning issues related to alcohol and drug abuse. Preventative measures used by the Department of Athletics include drug screening combined with education related to alcohol and drugs.

The Department of Athletics' definition of inappropriate use of alcohol by student-athletes includes, but is not limited to, the following: under-age drinking, drinking on road trips, consumption of alcohol prior to or during athletic practice or competition, and public drunkenness. The Department of Athletics will determine sanctions for the inappropriate use of alcohol.

The Department of Athletics will use drug testing to help detect those student-athletes with drug abuse, alcohol, or chemical dependency problems. It is the policy of the Islander Athletics program to return to athletics participation those who are in compliance with institutional policies, and, to restrict from athletics those who are not.

#### **12.4.1 Education and Screening Program Goals**

- A. Educate student-athletes concerning the problems of substance and alcohol abuse.
- B. Provide reasonable safeguards ensuring the safety of every student-athlete by allowing only drug free student-athletes to participate in athletic competition.
- C. Identify student-athletes who may be involved with substance or alcohol abuse.
- D. Encourage prompt treatment or counseling for student-athletes with substance or alcohol abuse problems.

#### **12.4.1.1 Education and Prevention Program**

Texas A&M University - Corpus Christi shall, in accordance with NCAA Guidelines provide the following:

An annual educational program addressing substance abuses for all student-athletes. Substance abuse education sessions will be conducted to enhance student awareness. Sessions may address, but not be limited to, the following;

- Alcohol,
- Street Drugs,
- Steroids, Tobacco,
- Eating Disorders,
- NCAA Banned substances,
- Issues involving relevant drug, alcohol, or substance education.

Training sessions for new coaches and staff will be conducted on how to recognize drug, alcohol, and related problems and make appropriate referrals.

All educational sessions and preventative programs shall utilize expert resources from the university and the community as approved by the Director of Athletics and shall emphasize discouraging drug use and the value of a counseling education treatment response to substance abuse.

#### **12.4.2 Program Implementation**

Any student-athlete participating or intending to participate in Islander Athletics will be included in the program. At least once each year, a presentation by the Associate Athletic Director for Compliance will be made to each team outlining and reviewing the Department's program and policy regarding drug screening, its purpose and its implementation. Prior to the start of the first intercollegiate competition, in a sport, in an academic year, each student in that sport will confirm in writing that she/he has received, read, and is willing to abide by this policy.

#### **12.4.3 Drug Screening**

Currently, Islander Athletics conducts tests for street drugs such as amphetamines, cannabinoids (substance contained in marijuana), cocaine and other controlled substances. The department also has the capability and authority to test for any drug listed on the NCAA list of banned drugs. [Bylaw 31.2.3.1]

##### **A. Testing Guidelines**

1. Random tests will be conducted throughout the fall and spring semesters of the academic year. The Associate Athletic Director for Compliance, Director of Athletics, and Head Athletic Trainer will determine the method of randomization.
2. Fifth year athletes including those whose eligibility is exhausted or medically unable to compete, managers, interns, and other student support staff receiving any form of athletic scholarship must comply with all elements of the program.
3. If a student-athlete refuses to take a drug test at the time it is requested, the student-athlete will be immediately suspended from all athletic activity until the student-athlete complies with the test request. Each refusal to take a drug test will be treated as a positive test result. (See Section VI - Non Compliance)
4. The presence of any known masking agents or urine manipulators in urine sample is prohibited and will result in the appropriate suspension. (See Section VI - Non Compliance)

## **B. Reasonable Suspicion**

The Texas A&M University - Corpus Christi Department of Athletics may request drug screening for specific individual student-athletes on a reasonable suspicion basis. Reasonable ground for suspecting that a screening will uncover evidence that a student-athlete has violated or is violating this policy includes the following:

1. Odor about the person;
2. A signed informant's statement;
3. Observation of drug paraphernalia
4. Previous positive test results
5. Physical symptoms or emotional symptoms suggestive of substance abuse as determined by trained medical personnel such as a physician, nurse, or athletic trainer.
6. Any other factor or act, when coupled with a conclusion, based on the dictates of reason and common sense, which would lead a person to suspect substance abuse in violation of this policy.
7. Any citation, ticket, warning, or arrest for a drug related offense by a law enforcement official.

## **C. Testing Procedures**

1. Student-athletes will be asked to report directly to the testing area and will be required to remain until the collection is completed.
2. Collection will be done under the supervision of the Associate Athletic Director for Compliance or his designee.
3. The student-athlete will witness the transfer of the specimen from a collection cup to a lab specimen container and then seal it before placing it in the container for shipment.
4. Specimens are collected from the testing area. The Associate Athletic Director for Compliance or his designee will secure the specimens until pick up. A courier designated by the testing company will pick up the specimens and send them to the appropriate laboratory.
5. A lab will conduct the analysis of the specimen.
6. Testing protocol may vary based on the testing laboratory's guidelines. (Available upon request)

### **12.4.4 Disposition of the Results**

#### **A. Positive Tests**

1. The positive test results will be received from the testing center by the Associate Athletic Director for Compliance who will notify the Director of Athletics.
2. The Associate Athletic Director for Compliance will inform the student-athlete and coach immediately of the positive test result.

#### **B. Assessment**

1. An appointment for a chemical dependency assessment will be made with the AOD Coordinator or other qualified counselor from the University Counseling Center.
2. The student-athlete has 14 consecutive days to follow through with completing the assessment. If the student-athlete fails to comply within this time frame, the student-athlete will be immediately suspended from practice and competition for a minimum of two weeks (14 days) from the date of expiration of the original 14-day compliance period. The Director of Athletics will determine the term of suspension, and subsequent reinstatement should any successive periods be needed to obtain compliance after the initial 14- day period.
3. The AOD Coordinator recommends a plan for the appropriate program for the student-athlete, based on the information contained in the assessment.
4. The plan is shared with the Associate Athletic Director for Compliance and Administration, the Head Athletic Trainer, and the Team Physician.



5. The student-athlete will meet with the Associate Athletic Director for Compliance and Administration, Head Athletic Trainer, Treatment Coordinator, and Head Coach to discuss the specific individual plan.

#### **12.4.5 Treatment Program**

The treatment program is designed to use a variety of techniques as a means to accomplish secondary prevention success. Each case will be unique in its treatment plan as determined by the treatment coordinator.

1. The AOD Coordinator will report progress and consult with the Associate Athletic Director for Compliance and the Head Trainer.
2. Any violation of the treatment program, including a subsequent positive test, will be reported to the Director of Athletics.
3. Decisions regarding the student-athletes' ability to continue to practice and/or compete are contingent on the confidential recommendations from the AOD Coordinator with input from the Associate Athletic Director for Compliance, the Head Athletic Trainer and the Team Physician, consultation with the head coach, and the approval of the Director of Athletics. During treatment student-athletes may be required to:
  - a. Submit to (monthly) drug testing for the remainder of the academic year as required by the Director of Athletics.
  - b. Sign a comprehensive contract (treatment plan) that stipulates conditions for eligibility for competition and/or practice.

#### **12.4.6 Non-Compliance**

Compliance at each stage is the responsibility of the student-athlete. Failure to comply with any aspect of the program following the first positive test result may result in a suspension from athletic participation at the discretion of the Director of Athletics.

Therefore, non-compliance can occur through failure to follow the requirements at any of these stages: drug testing, assessment, treatment or aftercare. Positive test results are cumulative throughout an athlete's entire career at Texas A&M University - Corpus Christi.

#### **A. The first positive test result by a student-athlete:**

1. The athlete will be required to begin a treatment program through the University Counseling Center under the direction of the AOD Coordinator.
  - a. Referral to University Counseling Center to the AOD Coordinator by the Department of Athletics for initial intake assessment, including a mental status examination.
  - b. Complete the following assessment tests
    - MMPI – Minnesota Personality Inventory
    - PASS – Personal Achievement Skills System
    - SASSI – Substance Abuse Subtle Screening Inventory
    - BDI – Beck Depression Inventory
    - Brown Attention-Deficit Disorder Scales for Adults
  - c. Undergo a minimum of four (4) hours of individual or group counseling sessions concerning substance abuse, focusing on interpretation of assessment results as prescribed by the AOD Coordinator.
2. The athlete's parents may be notified of the positive test result at the discretion of the Athletic Director or Head Coach.

**B. The second positive test result:**

The student-athlete is suspended from competition for an amount equal to 10 % of the team's competitions during its championship season. The student-athlete will also be suspended from practice until they are cleared, both physically and psychologically, to return.

1. The student-athlete must complete the assessment tests as outlined under the requirements of a first positive test.
2. The student-athlete will be referred to the University Counseling staff psychiatrist for evaluation for treatment. The Counseling Center staff will take an active role in all follow-up and monitoring as prescribed by psychiatrist. With approval by the Associate AD for Compliance, an outside psychiatrist may be used, at the student-athlete's expense.
3. Additionally, the student-athlete must complete an aftercare program as set forth by the treatment administrator before returning to practice and competition.
4. The athlete's parents will be notified of the positive test result.

**C. The third positive test result:**

The student-athlete is suspended from competition for 30% of the team's competitions during its championship season. The student-athlete will also be suspended from practice until they are cleared, both physically and psychologically, to return. However, the Athletic Director and the Head Coach have discretion to increase the penalties for this offense up to and including removal from the team, at the conclusion of the semester.

1. The student-athlete must complete the assessment tests as outlined under the requirements of a first positive test.
2. The student-athlete will be referred to the University Counseling staff psychiatrist for evaluation for treatment. The Counseling Center staff will take an active role in all follow-up and monitoring as prescribed by psychiatrist.
3. Additionally, the student-athlete must complete an aftercare program as set forth by the treatment administrator before returning to practice and competition.
4. The athlete's parents will be notified of the positive test result.

**D. The fourth positive test result:**

The student-athlete is dismissed from the Intercollegiate Athletics program at Texas A&M University - Corpus Christi, permanently. Any remaining financial aid from the Department of Athletics due the student-athlete shall be forfeited and the scholarship terminated. The athlete's parents will be notified of the positive test result and the athlete's dismissal from the program.

**12.4.7 Voluntary and Other Referrals**

- A. A student-athlete who comes forward voluntarily or is referred by other means (prior to notification of selection for drug testing) and acknowledges a problem with drug abuse shall be afforded the support and resources available to address the problem.
  1. The student-athlete will undergo a mandatory chemical dependency assessment, as scheduled by the Head Athletic Trainer. The procedures followed will be the same as those outlined under "Assessment for a first positive result" listed above.
  2. A student-athlete who fails to follow the recommended treatment plan will be considered non-compliant, and will receive the appropriate suspension.
- B. A self-referral after notification of selection for drug testing is not considered voluntary and will not protect the athlete from the consequences of a positive drug test.

**12.4.8 Coaches' Role**

It is the responsibility of the head coach to ensure that their student-athletes follow through with all responsibilities regarding their assessment, treatment, or aftercare programs.

**12.4.9 Violation of State or Federal Law**

Any criminal conviction of state or federal laws involving, the possession, sale or use of any drugs or illegal substances or illegal use alcohol such as a DUI conviction by student-athletes will be considered a positive test result and corresponding sanctions will be enforced. Additional sanctions may be applied by the Director of Athletics

**APPENDIX G: Liquor/Drug Law Violations (from Clery Act Report)**

Category	2019	2018	2017	2016	2015
Alcohol Arrests On-Campus	2	0	2	1	5
Alcohol Arrests Housing	25	55	75	72	52
Alcohol Arrests Public Property	2	0	0	0	0
Alcohol Arrests Off Campus	0	0	0	0	0
Drug Arrests On-Campus	1	0	1	0	4
Drug Arrests Housing	10	7	20	13	38
Drug Arrest Public Property	0	0	0	0	0
Drug Arrest Off Campus	0	0	1	0	0

## APPENDIX H: Student Conduct and Community Standards Data

Charges Resulting in a Finding of "In Violation"	
<b>Academic Year 2018-2019</b>	
Alcohol	103
Drugs	40
<b>Academic Year 2019-2020</b>	
Alcohol	96
Drugs	38

Types and Number of Sanctions Assigned for Alcohol Violations	
<b>Academic Year 2018-2019</b>	
Sanction	Number of Times Used in Relation to an Alcohol Charge
Parental Notification	97
Online Alcohol Course and Fee	78
Community Service	9
Disciplinary Probation	12
Reflection/Research Paper	4
Required Assessment with AOD counseling specialist	4
Restricted Access	0
Housing Eviction	2
Suspension	0
<b>Academic Year 2019-2020</b>	
Sanction	Number of Times Used in Relation to an Alcohol Charge
Parental Notification	86
Online Alcohol Course and Fee	62
Community Service	5

Disciplinary Probation	17
Required Assessment with AOD counseling specialist	1
Reflection/Research Paper	21
Housing Eviction	0
Suspension	0
Restricted Access	0

Types and Number of Sanctions Assigned for Drug Violations	
Academic Year 2018-2019	
Sanction	Number of Times Used in Relation to a Drug Charge
Parental Notification	34
Online Drug Course and Fee	21
Community Service	8
Disciplinary Probation	15
Reflection/Research Paper	0
Required Assessment with AOD counseling specialist	0
Restricted Access	0
Housing Eviction	0
Suspension	0
Academic Year 2019-2020	
Sanction	Number of Times Used in Relation to a Drug Charge
Parental Notification	36
Online Drug Course and Fee	17
Community Service	5
Disciplinary Probation	9
Required Assessment with AOD counseling specialist	0
Reflection/Research Paper	9
Housing Eviction	1
Suspension	0
Restricted Access	0

---

### Common Outcomes for Alcohol Violations

The list provided below is a general range of sanctions which may be issued, dependent upon the circumstance of the violation. This list assumes that the incident is a first-time offense. As the alleged behavior becomes more serious and moves down the list from minor to moderate and/or severe, the sanctions available include all options listed for a lower level violation, as well as those listed for the category in question.

Minor	Parental Notification, Online Alcohol Course and Associated Fee, Research/Reflection Paper
Moderate	Disciplinary Probation, Restricted Access to Substance Free Housing, Community Service, Required Two Session Assessment with AOD Counselor
Severe	Housing Eviction, Suspension, Expulsion
Should a student have multiple offenses, alcohol related or not, the severity of sanction may increase due to the repeated violations of the Student Code of Conduct.	