

## **Drug Free Campus and Crime Prevention Statement**

### **I. PURPOSE**

The purpose of this statement is to demonstrate compliance with the Drug- Free Schools and Communities Act Amendments of 1989 (PL 101-226). This federal legislation requires Winthrop University to publish in one document, the following, which demonstrates the adoption and implementation of a program to prevent the illicit use of drugs and the abuse of alcohol by its students and employees:

An annual notification, in writing, to each student and employee of the university the following:

1. Standards of conduct that clearly prohibit, at a minimum, the unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees its property or as part of any of its activities;
2. A description of applicable under local, state, or federal law;
3. A description of health risks associated with the use of illicit drugs and the abuse of alcohol;
4. A clear statement the disciplinary sanctions that Winthrop University will impose on students and employees.

### **II. ANNUAL DISTRIBUTION**

Each student and employee at Winthrop University may request a hard copy of this statement annually. The information is also available online at: [www.winthrop.edu/police](http://www.winthrop.edu/police), under the Clear Act menu.

Effective and efficient means of distribution for each student (regardless of the length of the student's program of study) and each employee will be adopted.

### **III. STANDARDS OF CONDUCT**

The following areas of prohibited conduct for students are a part of the Student Conduct Code.

- Section 4, policy 27 – Drugs – The manufacture, distribution, sale, use, offer for sale, or possession of drugs or narcotics, or drug paraphernalia in accordance with state statutes.
- Section 4, policy 26 – Violation of the university's alcoholic beverage policy.
- Section 4, policy 29 – Failure to comply.
- Section 4, policy 32 – Violations of University Policies and Procedures.
- Section 4, policy 33 – Violations of State, Local, and Federal Law.

The following areas of misconduct for employees are taken from the Drug-Free Workplace Policy of Winthrop University:

- It is the policy of Winthrop University that the workplace shall be free from the illegal possession, use, manufacture or distribution of controlled substances (as defined in the Controlled Substances Act). Controlled substances include, but are not limited to marijuana, heroin, cocaine, hashish, and hallucinogens.
- The unlawful manufacture, distribution, dispensation, possession or use of controlled substances on property owned or controlled by Winthrop University is prohibited.

Any illegal substances discovered on university property will be turned over to the appropriate law enforcement agency and may result in criminal prosecution.

- Off-the-job illegal activity or substance abuse, which could have an adverse effect on an employee's job performance, may be considered in violation of this policy.
- Employees are expected to report for work and remain in condition to perform assigned duties at work, free from the effects of controlled substances.

## **IV. LEGAL SANCTIONS**

Winthrop University, as a matter of policy, prohibits the commission of any act which is a violation of a criminal law of the United States, of the State of South Carolina, or a City of Rock Hill Municipal ordinance. . Laws and ordinances prohibit the unlawful manufacture, distribution, dispensation, possession or use of illegal drugs or controlled substances by students or employees as set forth in South Carolina Code of Laws, Section 44-53-110 et seq; the possession of drug paraphernalia (such as “roach clips,” “bongs,” water pipes, cocaine spoons) as defined in South Carolina Code of Laws, Section 44-53-110 and Section 44-53-391; the non-prescribed use of anabolic steroids as defined in South Carolina Code of Laws, Section 44-53-1510 et seq; and the distribution or delivery of an imitation (“look alike”) non-controlled substance represented as a controlled substance as defined in South Carolina Code of Laws, section 44-53 390.

The university also prohibits the unlawful distribution, sale, possession or use of alcohol by students or employees as set forth in South Carolina Code of Laws, Section 61-4-50 et seq.

The Winthrop University Police Department has authority, as set forth in the South Carolina Code of Laws, Section 23-1-60, to enforce, investigate, and take action in response to illegal activity on the campus or upon grounds under the control of the university.

Students are advised to familiarize themselves with the Winthrop University Student Conduct Code. This Code is very specific in what is and what is not allowed. The Department of Student Life will provide assistance and advice in these matters.

Employees are advised to familiarize themselves with personnel policies. These policies can be found in the Division of Human Resources, Employee Diversity and Wellness in Tillman Hall. The Division of Human Resources, Employee Diversity and Wellness will provide assistance and advice in these matters.

A description of the applicable legal sanctions, under federal law, for the unlawful possession or distribution of illicit drugs and alcohol is contained in Appendix A which is copied directly from the Federal Register.

## **V. HEALTH RISKS**

Students and employees are hereby notified that the effects of **alcohol** abuse include, but are not limited to, the following:

- Alcoholism, damage to brain cells
- Malnutrition (if drinker does not eat a balanced diet)
- Increased risk of cirrhosis, ulcers, heart disease, heart attack and cancers of liver, mouth, throat and stomach
- Degeneration of muscle and bone
- Risk of abuse and dependence
- Blackouts, memory loss
- Hallucinations

- Poor concentration
- Personality changes and increased tension, anger, isolation
- Delirium tremens (DTs) – shaking, hallucinations, etc. – due to withdrawal from alcohol
- Poor grades
- Social conflicts
- Accidents and injuries
- Poor health

Students and employees are hereby notified that the effects of **illegal drug usage** include, but are not limited to, the following:

### 1. Amphetamines

- Loss of appetite and malnutrition
- Extreme irritability and cardiovascular damage
- Insomnia and anxiety
- Changes in emotional, social, and intellectual behavior
- Psychological dependency, paranoia, and psychosis

### 2. Cocaine

- Increased risk for stroke and seizures
- Assaultive and irritable behavior
- Irritability, restlessness, panic attacks, paranoia, and other psychosis
- Mucus membrane damage in nose, throat, and sinuses
- Physical and psychological dependence

### 3. Hallucinogenic Drugs (PCP and LSD)

- Seizures, coma, and death
- PCP leads to increased risk of violence and suicide or other cause of death due to altered state
- Numbness in arms and legs

- Paranoia and other psychotic behavior
- Flashbacks for as long as two years after use
- Intensification of sensory reactions

**4. Marijuana (Pot, Grass, Weed, Reefers, Hashish)**

- Hormone level changes
- Problems with attention, concentration, problem-solving, learning, and memory
- Irritation of membranes in throat and lungs
- Decreased energy and drowsiness
- Increased risk of depression, anxiety, and suicidal thoughts
- Possible loss of muscle coordination

**5. Narcotics (Opioids: Fentanyl, Oxycodone, Hydrocodone, Vicodin, Codeine, Morphine, Heroin)**

- Physical and psychological addiction
- Poor appetite, mood swings, insomnia
- Severe constipation, nausea, vomiting, pruritus, dizziness, dry mouth and sedation
- Hepatitis
- Depression of the central nervous system
- High risk of overdose

**6. Sedatives and Tranquilizers (Barbiturates, Benzodiazepines, Z-Drugs)**

- Confusion, agitation, aggression, paranoia, suicidal ideation
- Depression of central nervous system; sedation
- Relief of anxiety and depression temporarily
- Risk of dependence and addiction
- Severely harmful reaction with alcohol, cocaine, opioids
- Liver, cardiac, and respiratory problems

## **VI. AVAILABLE DRUG OR ALCOHOL COUNSELING**

Students seeking assistance with drug or alcohol abuse problems can access confidential help at Center for Student Wellness, located on the third floor of Joynes Hall, for an initial evaluation and a referral to a local agency.

Employees seeking assistance with drug or alcohol abuse problems should refer to the [Drug-Free Workplace Policy](#) for additional resources.

## **VII. DISCIPLINARY ACTIONS**

As stated in the Student Conduct Code, the purpose of imposing sanctions is two-fold: to protect the university community from behaviors that are detrimental to the educational process of the community; and to assist students in identifying acceptable parameters of their activities and consequences of future behaviors.

The severity of the sanctions imposed is intended to correspond with the severity or frequency of violation, as well as the student's willingness to recommit themselves to good citizenship through behaviors that fall within the conduct regulations of the university.

The following disciplinary sanctions may be imposed upon a student responsible for a violation either singly and/or in combination:

- Expulsion – a permanent disciplinary separation from the university involving denial of all student privileges.
- Suspension – a temporary disciplinary separation from the university involving denial of all student privileges. The

student may be re-admitted after a specific date and conditions are met. Students will also be restricted on visitation to specific campus facilities.

- Deferred Suspension - Being on Deferred Suspension means that there is a specific behavior or behaviors that a student must correct, or immediate suspension or expulsion from the University may result. Students on Deferred Suspension/Expulsion risk being suspended or expelled immediately if they engage in any prohibited conduct.
- Residence Hall Separation – a removal from the residence hall community. This may be permanent or for a specified number of semesters and prohibits accessibility to all or designated residence halls and associated dining facilities.
- Educational Sanctions – various types of educational sanctions are provided to students related to alcohol or drug violations including reflection papers, alcohol/drug courses, alcohol/drug assessments, and/or community service.

A more detailed description of disciplinary sanctions can be found in the Student Conduct Code, a copy of which is available from the Dean of Students Office, 246 DiGiorgio Campus Center.

As stated in the [Drug-Free Workplace Policy](#) for all employees of the university, disciplinary action, which may include suspension without pay and/or termination, will be taken against any employee who is found to be in violation of this policy in accordance with the university's "Guidelines for Disciplinary Action."

The President shall appoint a committee to conduct a biennial review of its drug prevention program to determine its effectiveness, recommend needed changes and ensure that disciplinary sanctions are consistently enforced. The committee shall submit a written report to the President for his review.

| FEDERAL TRAFFICKING PENALTIES - MARIJUANA      |   |   |  |
|--|---|---|--|
| QUANTITY                                       | DESCRIPTION   | FIRST OFFENSE   | SECOND OFFENSE   |
| 1,000 kg or more; or<br>1,000 or more plants   | <b>MARIJUANA</b><br>mixture containing<br>detectable quantity * | Not less than 10 years, not more than<br>life. If death or serious injury, not<br>less than 20 years, not more than<br>life. Fine not<br>more than \$10 million individual,<br>\$50 million other than individual.      | Not less than 20 years, not<br>more than life. If death or<br>serious injury, not more than<br>life. Fine not more than<br>\$20 million individual,<br>\$75 million other than<br>individual.    |
| 100 kg to<br>999 kg or<br>100 to<br>999 plants | <b>MARIJUANA</b><br>Mixture containing<br>detectable quantity * | Not less than 5 years, not more than<br>40 years. If death or serious injury,<br>not<br>less than 20 years, not more than life.<br>Fine not more than<br>\$5 million individual,<br>\$25 million other than individual. | Not less than 10 years, not<br>more than life. If death or<br>serious injury, not more than<br>life.<br>Fine not more than<br>\$20 million individual,<br>\$75 million other than<br>individual. |
| 50 to 100 kg                                   | <b>MARIJUANA</b>  | Not more than 20 years.   | Not more than 30 years. If   |

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|   |                    |   |  |
|---|--------------------|---|--|
| 10 to 100 kg  | <b>HASHISH</b>     | If death or serious injury, not less than 20 years, not more than life. Fine \$1 million individual, \$5 million other than individual. | death or serious injury, not more than life. Fine of not more than \$2 million individual, \$10 million other than individual. |
| 50 to 99 plants   | <b>MARIJUANA</b>   |   |  |
| 1 - 100 kg  | <b>HASHISH OIL</b> | Not more than 5 years.<br>Fine not more than \$250,000,<br>\$1 million other than individual.   | Not more than 10 years.<br>Fine not more than \$500,000 individual,<br>\$2 million other than individual.                      |
| Less than 50 kg   | <b>MARIJUANA</b>   |   |  |
| Less than 10 kg   | <b>HASHISH</b>     |   |  |
| Less than 1 kg  | <b>HASHISH OIL</b> |   |  |
| * Includes Hashish and Hashish Oil  |                    |   |  |
| <b>Marijuana is a schedule I controlled substance</b>   |                    |   |  |
| <b>COMPARISON OF PENALTIES FOR USE, POSSESSION, SALE FIRST OFFENSE</b>  |                    |   |  |
| <b>Cont'd</b>   |                    |   |  |
| <b>State/Schools Use Penalties      Possession Penalties      Sale Penalties      SOUTH CAROLINA</b>                              |                    |   |  |
| I/II narcotics      —      1 yr.; \$5,000      15 yrs.; \$250,000      I/II non-narcotics      —      1 yr.; \$5,000      5 yrs.; |                    |   |  |

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|           |   |                |                   |
|-----------|---|----------------|-------------------|
| \$15,000  |   |                |                   |
| III       | — | 1 yr.; \$5,000 | 5 yrs.; \$15,000  |
| IV        | — | 1 yr.; \$5,000 | 3 yrs.; \$10,000  |
| V         | — | 1 yr.; \$5,000 | 3 yrs.; \$10,000  |
| Marijuana | — | 30 days; \$500 | 0-5 yrs.; \$5,000 |

# FEDERAL TRAFFICKING PENALTIES

| PENALTY<br>1st OFFENSE |  |  |                                | PENALTY<br>2nd OFFENSE  |   |   |
|------------------------|--|--|--------------------------------|-------------------------|---|---|
| QUANTITY               |  | DRUG   |                                | QUANTITY                |   | 1st OFFENSE   |
| I<br>and<br>II         | Not less than 5 years. Not more than 40 years.<br><br>If death or serious injury, not less than 20 years. Not more than life.<br><br>Fine of not more than \$5 million individual, \$25million other | Not less than 10 years. Not more than life.<br><br>If death or serious injury, not less than life.<br><br>Fine of not more than \$8 million individual, \$50 million other | 5-49 gm of mixture             | <b>METHAMPHETA MINE</b> | 50 gm or more or 500 gm or more mixture | Not less than 10 years. Not more than life.<br><br>If death or serious injury, not less than 20 years. Not more than life.<br><br>Fine of not more than \$10 million individual, \$50 million other |
|                        |  |  | 100-999 gm mixture             | <b>HEROIN</b>           | 1 kg or more mixture                    |   |
|                        |  |  | 500-4,999 gm mixture           | <b>COCAINE</b>          | 5 kg or more mixture                    |   |
|                        |  |  | 5-49 gm mixture                | <b>COCAINE BASE</b>     | 50 gm or more mixture                   |   |
|                        |  |  | 10-99 gm or 100-999 gm mixture | <b>PCP</b>              | 100 gm or more or 1 kg or more mixture  |   |

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|     |                  |                  |   |                          |   |                  |  |
|-----|------------------|------------------|---|--------------------------|---|------------------|--|
|     | than individual. | than individual. | 1-9 gm mixture  | <b>LSD</b>               | 10 gm or more mixture   | than individual. | 2 or more prior offense:   |
|     |                  |                  | *40-399 gm mixture  | <b>FENTANYL</b>          | 400 gm or more mixture  |                  | Life imprisonment  |
|     |                  |                  | *10-99 gm mixture   | <b>FENTANYL ANALOGUE</b> | 100 gm or more mixture  |                  | Fine of not more than 20 million if individual, \$75 million if not individual |
|     | <b>DRUG</b>      | <b>QUANTITY</b>  | <b>FIRST OFFENSE</b>  |                          | <b>SECOND OFFENSE</b>   |                  |  |
|     | Others *         | Any              | Not more than 20 years.<br>If death or serious injury, not less than 20 years, not more than life. Fine \$1 million individual, \$5 million not individual. |                          | Not more than 30 years.<br>If death or serious injury, life.<br>Fine \$2 million individual, \$10 million not individual. |                  |  |
| III | All              | Any              | Not more than 10 years.   |                          | Not more than 20 years  |                  |  |

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|    |     |     |  |   |
|----|-----|-----|--|---|
|    |     |     | Fine not more than \$500,000 individual, \$2.5 million not individual.                         | Fine not more than 1 million individual, \$5 million not individual.                            |
| IV | All | Any | Not more than 5 years.<br>Fine not more than \$250,000 individual, \$1 million not individual. | Not more than 10 years.<br>Fine not more than \$500,000 individual, \$2 million not individual. |
| V  | All | Any | Not more than 1 year.<br>Fine not more than \$100,000 individual, \$250,000 not individual.    | Not more than 4 years.<br>Fine not more than \$200,000 individual, \$500,000 not individual.    |