



DRUG AND ALCOHOL POLICY

Publication 14.04

CCMS adheres to the Drug-Free Schools and Communities Act Amendments of 1989. It will uphold all federal, state, and local laws regarding alcohol and other drugs. It will impose sanctions for violations of the standards of conduct that include all laws as well as student complicity in violations and conduct unbecoming a CCMS student.

All students and employees are hereby notified that the unlawful manufacture, distribution, dispensing, possession or use of illicit drugs and alcohol is prohibited on CCMS Property, as is the possession of drug paraphernalia. Any student or employee must notify the school of any criminal drug and alcohol statute conviction no later than 5 days after such conviction. Employees must also comply with the Drug-Free Workplace, Drug, and Alcohol policies applicable to them.

Violation of Drug and Alcohol Policy

Intoxication or Negative Behavior Involving Use of Drugs or Alcohol: Identification of a student presumed to be in violation of the Drug and Alcohol policy is based on observable behaviors that may indicate the presence or use of alcohol or drugs. Observable behavior includes but is not limited to: alcohol on the breath, cognitive impairment, slurred speech, motor incapacity, etc. The President or his/her designee is required to assume impairment and protect the safety and rights of others by having the individual vacate the CCMS campus if necessary. The student must then submit to drug testing at his/her expense. If the student's test comes back positive, the student must undergo counseling and/or treatment before returning to CCMS. Other penalties may include community service or suspension/termination of enrollment or employment. A student or employee may be suspended or dismissed for a single violation. Furthermore, additional penalties may be warranted.

Other Violations of Drug and Alcohol Policy (manufacture, distribution, etc.): Depending on the situation, penalties could include counseling and/or treatment before returning to CCMS, community service, or suspension/termination of enrollment or employment. Other penalties may include community service or suspension/termination of enrollment or employment. A student or employee may be suspended or dismissed for a single violation. Furthermore, additional penalties may be warranted.

Surgeon General Warning

According to the Surgeon General, women who drink or take drugs during pregnancy risk birth defects. Consumption of drugs and alcohol impairs your ability to drive a car or operate machinery and may cause health problems such as memory impairment or lack of sound judgment. It could form grounds for termination of enrollment, loss of financial aid or employment.

Alcohol Use and Effects

Alcohol consumption can cause marked changes in behavior, even in low doses, which include the inability to drive, accidents, aggression, and abuse. High doses can lead to personality disorders, inability to learn, illness, and death. Repeated use of alcohol leads to dependence. Withdrawal can produce depression, anxiety, tremors, hallucinations, convulsions, and damage to major organs of the body. Mothers who drink during pregnancy may give birth to infants with fetal alcohol syndrome, including abnormalities and retardation. These children are also at risk for becoming alcoholics.

Drug Use and Effects

According to the National Institute on Drug Abuse, a variety of significant health risks are associated with the use of illicit drugs.

Applicable Laws

1. CCMS will uphold all federal, state and local laws regarding alcohol and other drugs. The following excerpts are from federal and State of Ohio laws regarding the unlawful possession, use, or distribution of illicit drugs, including alcohol, are not all-inclusive, may not read in the exact manner of the laws, and are not to be relied upon as legal advice or guidance.
2. Persons under the age of 21 who pay for, share the cost of, or attempt to purchase, or possess or consume beer or intoxicating liquor in any public place either from a sealed or unsealed container or by the glass or by the drink, or furnish false information as to name, age or other identification, are subject to a fine of up to \$1,000 dollars and imprisonment of up to 6 months.
3. Persons shall not knowingly furnish false information as to the name, age, or other identification of any person under 21 years of age for the purpose of obtaining alcoholic beverages.
4. No person under 21 shall knowingly show or give false information for the purpose of obtaining or purchasing alcoholic beverages.
5. No person shall manufacture, sell, or distribute identification cards for the purpose of establishing a person's age that displays the great seal of the State of Ohio or in any way represents the card as the official Ohio card.
6. No person shall display or possess false identifications cards or operator's licenses, or lend such identification cards to any other person.
7. No person shall sell, buy, or furnish beer or intoxicating liquor to a person under the age of 21, unless for established religious purposes, or unless the person under 21 is accompanied by a parent, spouse, or legal guardian.
8. No person who is the owner or occupant of any public place shall knowingly allow anyone under 21 to remain in the place while possessing or consuming beer or intoxicating liquor unless given by the person's parent, spouse, or legal guardian.
9. No person shall consume intoxicating liquor in a motor vehicle.
10. No person shall drive a motor vehicle while under the influence of alcohol and/or any drug of abuse.
11. No person shall violate Open Container Laws of local city ordinances.

Federal and State Penalties For Illegal Sale And Possession Of A Controlled Substance

Federal Law prohibits, among other things, the manufacturing, distributing, selling and possession of controlled substances as outlined in 21 U.S.C., §§ 801 through 971. Depending on the amount, first offense maximum penalties for trafficking marijuana range from five years' imprisonment and a fine of \$250,000 to imprisonment for life and a fine of \$4,000,000. Depending on the amount of a first offense, maximum penalties for trafficking other controlled substances (e.g., methamphetamine, heroin, cocaine, cocaine base, PSD, LSD, fentanyl and fentanyl analogue, range from five years to life imprisonment and fines from \$2,000,000 to \$4,000,000. First offense penalties for illegal possession of controlled substance range from up to one year in prison or a fine of at least \$1,000.

Under Ohio law, no person shall knowingly corrupt another with drugs by forcing them to use a controlled substance (penalty – imprisonment from 6 months to 10 years). No person shall knowingly "traffic" in controlled or illicit substances, including marijuana (depending on drug, fine of \$100 to \$20,000 and jail sentence of 6 months to 10 years). No person shall knowingly obtain, possess, or use a controlled substance (fine from \$100 to \$15,000 and prison not more than 8 years for marijuana; fines up to \$20,000 and jail terms up to 10 years for other drugs). No person shall make, obtain, possess, or use drug abuse instruments (up to 90-day jail terms, Shared>Approved>Drug & Alcohol Policy eff.2012 rev.2016

fines of \$750, and suspension of driver's license for six months to five years). No person shall knowingly use, possess with purpose to use, manufacture, or advertise drug paraphernalia (fine up to \$1,000 and imprisonment up to six months). No person shall knowingly possess, make, sell or deliver counterfeit controlled substances (up to 180 days in jail and a \$1,000 fine, but with aggravating circumstances, this will become a felony of the fourth degree with prison term of 6 to 18 months and fine up to \$5,000).

The City of Cincinnati and Springfield Township may also have laws that apply to drugs and alcohol.

Addiction/Recovery Resources

CCMS encourages students and employees to educate themselves, seek counseling, or seek treatment. The following are resources available to students and employees in the community:

- Ohio Behavioral Health Directory <http://www.odadas.ohio.gov/Directory/>
- Ohio Department of Mental Health and Addiction Services <http://mha.ohio.gov/>
- Substance Abuse Treatment Facility Locator
<http://findtreatment.samhsa.gov/TreatmentLocator/faces/quickSearch.jspx>

Effective September 15, 2016, the updated Drug and Alcohol Policy replaces the prior version contained in the Student Handbook 2016-2017 that was originally published in August 2016.