

# DRUG AND ALCOHOL EDUCATION AND AWARENESS

## Drug and Alcohol Policy:

Indian Hills prohibits the possession or use of illegal drugs and alcohol on or around its property at any time, except for those areas licensed under the laws of the state of Iowa. Areas where the use is prohibited include: dormitories, student campus activities, classrooms, school parking lots, roadways, leisure activity areas, and all offices or work areas considered college property.

Any violation of this policy will result in prosecution under Iowa law when applicable, as well as disciplinary action by the college deemed appropriate within the policies of conduct prescribed and approved by the Board of Trustees.

## Drug-Free Workplace Policy:

In compliance with the drug-free workplace requirements of Public Law 100-690 for recipients of federal contracts and grants, the following policy is in effect for Indian Hills Community College and published in the *Staff Handbook* and *IHCC Catalog* each year. Indian Hills Community College has taken steps to insure a drug free workplace. Those employees that wish to seek help for drug or alcohol related problems are encouraged to coordinate benefits through the Human Resources Office.

1. The unlawful manufacture, distribution, possession or use of a controlled substance is prohibited by IHCC on any property owned, leased, or controlled by IHCC or during any activity conducted, sponsored, authorized by, or on behalf of Indian Hills Community College. A controlled substance shall include any substance defined as a controlled substance in Section 102 of the Federal Controlled Substance Act (21 U.S. Code 802).
2. Indian Hills Community College has and shall maintain a drug-free awareness program to inform employees concerning the following:
  - a. The dangers of drug abuse in the workplace
  - b. Maintenance of a drug free workplace
  - c. Drug counseling and rehabilitation programs
  - d. Possible penalties of drug-abuse and rehabilitation violations.

Should an employee be convicted of a drug violation in the workplace, federal law requires the employee to notify their employer within five calendar days of the conviction. Any employee involved in the manufacture, distribution, possession, use or dispensing of a controlled substance in the workplace may be subject to immediate termination.

## **Iowa Laws & Penalties**

Offense	Penalty	Incarceration	Max. Fine
Possession			
Any amount (first offense)	misdemeanor	6 mos	\$ 1,000
Any amount (second offense)	misdemeanor	1 year	\$ 1,875
Any amount (third offense)	misdemeanor	2 years	\$ 6,250

Offenders who are chronic abusers of marijuana may be sent to rehab.			
Cultivation or Distribution			
50 kg or less	felony	5 years	\$ 7,500
50 - 100 kg	felony	10 years	\$ 50,000
100 - 1000 kg	felony	25 years	\$ 100,000
Involving a minor	felony	5* - 25 years	\$ 100,000
To a minor within 1000 feet of a park, elementary or middle school, or school bus	felony	10 years*	\$ 100,000
* Mandatory minimum sentence			
Distribution includes possession with intent to distribute			
Hash & Concentrates			
Penalties for hashish are the same as for marijuana except in one circumstance. Please see the marijuana penalties section for further details.			
Paraphernalia			
Possession, distribution, or manufacture of paraphernalia	misdemeanor	6 mos	\$ 1,000
Miscellaneous			
Sponsoring, promoting, or assisting in a gathering where marijuana will be used, distributed, or possessed	misdemeanor	1 year	\$ 1,875
Possession with intent to sell large amounts can lead to an automatic driver's license suspension.			

### Penalty Details

Marijuana is a schedule hallucinogenic substance under the Iowa Controlled Substances Act.

See: Iowa Code § 124.204(4)(m)

### Possession for Personal Use

For first offenders, possession of any amount of marijuana is a misdemeanor and is punishable by a fine of up to \$1,000 and/or up to 6 months of imprisonment. Second offenders are subject to a fine of \$315-\$1875 and/or up to 1 year of imprisonment. Third offenses are considered aggravated misdemeanors and are punishable by a fine of \$625-\$6250 and/or up to 2 years of imprisonment.

See: Iowa Code § 124.401(c)(5)  
Iowa Code § 903.1  
Iowa Code § 124.409

Offenders who are chronic abusers of marijuana may be sent to rehab. If this program is successfully completed the court may place the defendant on probation.

See: Iowa Code § 124.409

Possession of marijuana within 1,000 feet of an elementary school, secondary school, public park, or school bus is punishable by the penalty for possession and 100 hours of community service.

See: Iowa Code § 124.401B

### **Cultivation or Distribution**

Distribution of marijuana includes possessing marijuana with the intent to distribute it.

Delivery or possession with intent to deliver one half ounce or less of plant-form marijuana without remuneration is equivalent to simple possession in Iowa, with penalties for a first offense being a misdemeanor with incarceration of no more than 6 months, and a fine of no more than \$1000 dollars. Subsequent convictions for delivery without remuneration will be punished more severely, just as subsequent simple possession convictions would be.

See: Iowa Code § 124.410

Distribution or cultivation of 50 kilograms of marijuana or less is a class D felony punishable by a fine of \$750-\$7,500 and up to 5 years of imprisonment. Distribution or cultivation of 50-100 kilograms of marijuana is a class C felony and is punishable by a fine of \$1,000-\$50,000 and up to 10 years of imprisonment. Distribution or cultivation of 100-1,000 kilograms of marijuana is a class B felony and is punishable by a fine of \$5,000-\$100,000 and up to 25 years of imprisonment.

See: Iowa Code § 124.401(1)(b)

If a person over the age of 18 solicits a person under the age of 18 to assist in the distribution or cultivation of marijuana this act is punishable as a class C felony by a fine of \$1,000-\$50,000 and up to 10 years of imprisonment.

See: Iowa Code § 124.406(a)

If a person over the age of 18 distributes marijuana to someone under the age of 18 this constitutes a Class B felony punishable by a fine of \$5,000-\$100,000 and up to 25 years of imprisonment, in addition a mandatory minimum term of 5 years will apply. If the sale to a minor occurs within 1,000 feet of a park,

elementary school, middle school, or marked school bus a mandatory minimum term of 10 years will apply.

See: Iowa Code § 124.406

### **Hash & Concentrates**

Iowa classifies Marijuana and Tetrahydrocannabinols separately as hallucinogenic substances in Schedule 1 of the Iowa Controlled Substances Schedule. For the purposes of criminal justice, plant Marijuana and all Tetrahydrocannabinol derivatives thereof, including hashish and marijuana concentrates, are defined as Marijuana and punished equally in all but one circumstance. The only circumstance where plant-form Marijuana is treated differently is for a charge of delivery or possession with intent to deliver one half ounce or less without remuneration. In that circumstance, plant-form marijuana is punished equivalent to the penalties for simple possession, whereas delivery, or possession with intent to deliver an equivalent amount of hashish, hash oil, or other derivatives are punished in accordance with the regular penalties for distribution.

See: Iowa Code § 124.101  
Iowa Code § 124.204  
Iowa Code § 124.401  
Iowa Code § 124.410

### **Paraphernalia**

Possession, distribution, or manufacture of marijuana paraphernalia is simple misdemeanor and is punishable by a fine of up to \$1,000 and/or up to 6 months imprisonment. Paraphernalia includes any item that is knowingly used to ingest, inhale, manufacture, enhance, or test marijuana quality.

See: Iowa Code § 124.414

### **Intervention:**

Indian Hills Community College has several options available for students and staff members who need to address alcohol and other drug abuse issues. The college works with local community health organizations to provide counseling for students and staff members. In addition, the college has an Employee Assistance Program for all employees with a 24/7 helpline that can be utilized as the employee desires. Any dormitory resident found in violation of the campus alcohol policy is required to complete the online version of AlcoholEdu for Sanctions course. MyStudentBody educational course programming has been purchased for all students and staff to complete and gain knowledge of alcohol, drug, and sexual violence awareness. Additional resources for alcohol and drug abuse are listed in the IHCC 2013 Annual Security and Fire Safety Report.

### **Health Risks Associated with Drug and Alcohol Use:**

Illicit drug use may result in:

- Physical or psychological dependency;
- A craving or inability to stop using drugs;

- Adverse effects on the body systems; injury due to motor vehicle crashes, assaults or other unintended acts;
- Disruption of personal relationships and work habits;
- Ineligibility for some types of employment

Health risks associated with Drug and Alcohol use facts you should know if you are considering the consumption of alcoholic beverages:

- Iowa’s legal drinking age is 21.
- Iowa’s legal blood alcohol limit is .08.
- The fine for possession of alcohol under the legal age is \$300.

If you DO choose to drink:

Misuse of alcohol or drugs inhibits your ability to act responsibly or react quickly. Below are a few safety tips you should keep in mind:

Limit your alcohol intake.

- Avoid combining alcohol with prescription medicines and club drugs; the combination can be dangerous.
- Never leave your drink unattended or accept a pre-poured drink from a stranger.
- Buzzed or drunk driving is deadly and illegal; leave your vehicle parked and find other transportation. Your life and others’ lives depend upon your decision.
- Don’t hesitate to call Indian Hills Security (641-683-5300) if you or your friends are in need of assistance and have been drinking. Our main concern is your safety!

#### PENALTIES FOR DRIVING UNDER THE INFLUENCE OF ALCOHOL OR DRUGS IN IOWA

<u>Offense</u>	<u>Fine</u>	<u>and/or Jail</u>	<u>License Suspension</u>
1st	\$625—\$1,250	2 days to 1 year	180 days
2 <sup>nd</sup>	\$1,875—\$6,250	7 days to 2 years	2 years
3 <sup>rd</sup>	\$3,125—\$9,375	30 days to 5 years	6 years

#### Applicable Legal Sanctions

Both state and federal laws prohibit distribution of, manufacture of, or possession with intent to distribute a controlled substance or a counterfeit controlled substance. State penalties range from 5 years to life confinement and a fine of \$1,000 to \$1,000,000, depending upon the type and quantity of drug involved. Conviction may also result in the loss of state and federal benefits, such as grants, school loans, or work assistance, during the time periods required by federal law. Specific drugs, amounts, and penalties are described in Iowa Code § 124.

Maximum federal penalties range from 1 year confinement to life imprisonment and a fine of \$250,000 to \$4,000,000, depending upon the type and quantity of drug involved. State and federal legal sanctions are subject to change by the General Assembly and Congress, respectively.

#### Alcohol and Drug Prevention Programs

- Student Health and Wellness—Trustee Hall
  - The Student Health and Wellness center in Trustee Hall provides preventative, educational, and informative services to the Indian Hills community regarding substance use and abuse. Working with other campus departments and organizations, the Student Health and Wellness Department strives to impact the negative effects of substance abuse on student success.
- Student Behavioral Health Services – Trustee Hall
  - Behavioral Health Services provides a confidential setting, for you to explore concerns

and achieve a better understanding of yourself — your feelings, attitudes, and strengths.

**Additional Available Resources:**

- Alcoholics Anonymous (641) 673-3763
- SIEDA – Substance Abuse Services (641) 682-8741
- Student Health and Wellness Center (641) 683-5336
- Campus Security (641) 683-5300

Students or staff desiring information regarding drug and alcohol counseling, treatment, or rehabilitation program may contact one of the following agencies:

- Alcohol and Drug Dependency Services of Southeast Iowa  
Burlington, IA (319) 753-6567
- MECCA  
Iowa City, IA (319) 351-4357
- St. Luke's Hospital  
Cedar Rapids, IA (319) 363-4429
- SIEDA Drug & Alcohol Services  
Ottumwa, IA (641) 682-8741  
Centerville, IA (641) 856-3112
- Rathbun Area Mental Health Center  
Centerville, IA (641) 856-6471

**Education and Awareness**

Indian Hills provides quality educational programs for its students and staff on the subjects of drugs, alcohol, and sexual violence. Guest lectures, video presentations, and seminars are held to provide information to our college community about such areas as peer pressure resistance, health concerns, rehabilitation, and awareness.

When applicable, instructors provide educational information concerning drugs and alcohol within the academic environment. These areas may include: health, physical education, human service, and the behavioral science offerings.

Indian Hills Community College recognizes that use of illicit drugs and alcohol abuse may lead to severe health risks.

**Significant Highlight/Changes during this time period:**

During the past year campuses provided workshops and presentations regarding the use of drugs and alcohol which were well attended. The college changed its drug policy for students to include community service hours and fines. Educational programming has been purchased to heighten awareness for all students and staff of the risks of using drugs and alcohol.

**Resources for Assistance:**

All students and employees are encouraged to seek early help if they feel they have a problem with alcohol and/or other drugs, and to learn how to assist others with substance abuse problems. With early assistance it is less likely that serious consequences will result from an alcohol or other drug problem. There are resources in the community for assistance. Questions should be directed to the Dean of Students Services or the Director of Human Resources. The college also publishes a complete community resource guide with additional locations for student and staff assistance.

Some other resources include:

- Alcoholics Anonymous-<http://www.aa.org>
- Al-Anon – <http://www.nycalanon.org>

- Narcotics Anonymous – <http://www.na.org>
- Focus on Recovery Helpline (alcohol/drugs) – 1-800-374-2800 or 1-800-234-1253
- National Suicide Prevention Lifeline – 1-800-SUICIDE (784-2433)
- National Alliance for the Mentally Ill – 1-800-950-6264
- Department of Health and Human Services Drug and Alcohol Treatment Referral Routing Service – 1-800-662-4357
- Veterans – Locate the closest VAMC or VA Regional Office: 1-877-222-8387