

**The University of Alabama at Birmingham**

**DRUG-FREE CAMPUS POLICY FOR STUDENTS**

**December 14, 1991**

(Replaces policy dated September 26, 1990.)

NOTE: See also the following related policies:

Drug-free Workplace Policy;

Drug Screening Policy for Student Athletes;

School of Medicine "Policy on Impairment and Chemical Substance Abuse";

School of Dentistry "Policy on Impairment and Chemical Substance Abuse";

School of Nursing "Policy on Impairment and Chemical Substance Abuse."

Policy Statement

This policy is applicable to all students enrolled in credit course(s) or degree-granting programs at the University of Alabama at Birmingham and to all students receiving academic credit at UAB (other than for continuing education units) for study in a program in a foreign country conducted by UAB alone or in conjunction with a foreign university.

Unlawful possession, use, manufacture, distribution, or dispensing of illicit drugs, controlled substances, or alcoholic beverages by any UAB student on UAB property or as part of any UAB-sponsored or UAB-sanctioned activity is prohibited. The legal possession, use, or distribution of alcoholic beverages on UAB property or at UAB-sponsored or UAB-sanctioned activities is governed by the UAB General Policy Regarding the Use and Consumption of Alcoholic Beverages and applicable local, state, and federal laws.

In certain situations, the University is required to report the activities prohibited by this policy to appropriate law enforcement authorities. In all cases, the University may report activities prohibited by this policy to appropriate law enforcement authorities if it appears that the activity is a violation of law.

Disciplinary Actions

Violations of this policy constitute nonacademic misconduct and will be subject to established disciplinary action for nonacademic misconduct in accordance with stipulations in the *Direction* Student Handbook or other applicable procedures. Violations of this policy by students should be reported to the appropriate student affairs office or other office handling student nonacademic misconduct in the same manner in which other instances of nonacademic misconduct are reported.

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In some cases of violation of this policy for unlawful use, a student may be given, at the discretion of the University, the option to participate satisfactorily in an approved drug or alcohol abuse assistance or rehabilitation program in lieu of dismissal. Participation in such an assistance or rehabilitation program is at the expense of the student.

### Drug-free Awareness Program

At least annually, UAB shall inform students of the dangers of drug and alcohol abuse on campus, of the existence of this policy statement and its penalties for violations, and of available drug and alcohol counseling, rehabilitation, and assistance through the following activities:

1. Publication, at least annually, of this policy in appropriate student publications and distribution to students in UAB's foreign programs and to students in programs conducted in conjunction with foreign universities;
2. Inclusion of this policy in future editions of student class schedules and/or registration materials, student handbooks, and student catalogs;
3. Dissemination of this policy and of information at student orientation and assistance programs regarding the dangers of drug and alcohol use and abuse and available rehabilitation programs; and
4. Continuation, and expansion, of the UAB drug and alcohol awareness program which includes sponsorship of the "Alcohol/Drug Awareness Week" and publication of pamphlets and other materials.

### Applicability to Other Policies

Other drug-free policies created to cover specific areas of the University may be more restrictive than this policy but may not be less restrictive. At a minimum, other such policies must include, or reference, the provisions of this policy. Violators will be subject to the provisions of the more stringent policy but will not be punished under more than one policy for the same offense.

This policy does not revoke or otherwise interfere with policies in the health professional schools designed to determine whether health care professionals are impaired and to offer rehabilitation, subject to the above provisions.

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The wording in the "Non-academic Conduct" section of the Direction student handbook which relates to causes of dismissal due to the use, possession, etc. of illicit drugs, controlled substances, or alcoholic beverages references only certain provisions of this more extensive policy. The entire policy is applicable in all cases even if the policy itself is not printed in full.

### Attachments

The "Applicable Legal Sanctions," "Drug and Alcohol Use Health Risks," and "Drug and Alcohol Counseling, Treatment, and Rehabilitation Programs" attached to this policy are a part of the policy but may be revised from time to time without affecting the policy itself.

### Effective Date and Implementation

This policy is effective immediately upon its being signed by the President.

The offices of the appropriate Vice Presidents are responsible for the development and maintenance of procedures to implement this policy within their areas of responsibility.

In addition to being distributed to students on the UAB campus, this policy will be distributed to students in UAB's foreign programs and to students in programs conducted in conjunction with foreign universities. The Vice President for Student Affairs is responsible for all distributions to students covered by this policy.

## Attachment A

### "Applicable Legal Sanctions"

December 14, 1991

#### **Federal Penalties and Sanctions for Illegal Possession of a Controlled Substance**

(55 Federal Register 33589)

*21 U.S.C. 844(a)*

First conviction: Up to 1 year imprisonment and fined at least \$1,000 but not more than \$100,000, or both.

After 1 prior drug conviction: At least 15 days in prison, not to exceed 2 years and fined at least \$2,500 but not more than \$250,000, or both.

After 2 or more prior drug convictions: At least 90 days in prison, not to exceed 3 years and fined at least \$5,000 but not more than \$250,000, or both.

Special sentencing provisions for possession of crack cocaine: Mandatory at least 5 years in prison, not to exceed 20 years and fined up to \$250,000, or both, if:

- (a) First conviction and the amount of crack possessed exceeds 5 grams.
- (b) Second crack conviction and the amount of crack possessed exceeds 3 grams.
- (c) Third or subsequent crack conviction and the amount of crack possessed exceeds 1 gram.

*21 U.S.C. 853(a)(2) and 881(a)(7)*

Forfeiture of personal and real property used to possess or to facilitate possession of a controlled substance if that offense is punishable by more than 1 year imprisonment. (See special sentencing provisions re: crack.)

*21 U.S.C. 881(a)(4)*

Forfeiture of vehicles, boats, aircraft, or any other conveyance used to transport or conceal a controlled substance.

*21 U.S.C. 844a*

Civil fine of up to \$10,000 (pending adoption of final regulations).

*21 U.S.C. 853a*

Denial of Federal benefits, such as student loans, grants, contracts, and professional and commercial licenses, up to 1 year for first offense, up to 5 years for second and subsequent offenses.

*18 U.S.C. 922(g)*

Ineligible to receive or purchase a firearm.

*Miscellaneous*

Revocation of certain Federal licenses and benefits, e.g., pilot licenses, public housing tenancy, etc., are vested within the authorities of individual Federal agencies.

**Note:** See Attachment A.1 for additional Federal drug trafficking penalties and information.

**Note:** These are only Federal penalties and sanctions. Additional *State* penalties and sanctions may apply.

## Attachment A, Continued

### **Summary of State Penalties and Sanctions**

Under Alabama law, the possession, purchase, or consumption of alcoholic beverages by a person under 21 years of age is punishable by a fine of up to \$500 and by up to three months in jail. Also under Alabama law, for a first offense, unlawful possession of a controlled substance (that is, illegal drugs) may be punished by imprisonment up to ten years and a \$5,000 fine and unlawful distribution of controlled substances may be punished by imprisonment up to 20 years and a \$10,000 fine. Subsequent offenses may carry more stringent sentences.

### **Drug-Free Schools and Communities Act**

Illegal drug and alcohol use, consumption, distribution, etc. on college and university campuses also are covered by the provisions of the United States Drug-Free Schools and Communities Act Amendment of 1989 (Public Law 101-226).

### **Legal Sanctions in Foreign Countries**

Students in a program in a foreign country conducted by UAB alone or in conjunction with a foreign university also may be subject to sanctions under foreign law or under the Uniform Code of Military Justice. Although the legal sanctions described in this policy under United States law may not apply to students in a foreign country, UAB will nevertheless hold such students to the same standards as students within the United States and will take the disciplinary actions described in this policy for violations of these standards.

# Federal Trafficking Penalties

As of November 18, 1988

CSA	PENALTY		Quantity	DRUG	Quantity	PENALTY	
	2nd Offense	1st Offense				1st Offense	2nd Offense
I and II	Not less than 10 years. Not more than life.  If death or serious injury, not less than life.  Fine of not more than \$4 million individual, \$10 million other than individual.	Not less than 5 years. Not more than 40 years.  If death or serious injury, not less than 20 years. Not more than life.  Fine of not more than \$2 million individual, \$5 million other than individual.	10-99 gm or 100-999 gm mixture	METHAMPHETAMINE	100 gm or more or 1 kg <sup>1</sup> or more mixture	Not less than 10 years. Not more than life.  If death or serious injury, not less than 20 years. Not more than life.  Fine of not more than \$4 million individual, \$10 million other than individual.	Not less than 20 years. Not more than life.  If death or serious injury, not less than life.  Fine of not more than \$8 million individual, \$20 million other than individual.
			100-999 gm mixture	HEROIN	1 kg or more mixture		
			500-4,999 gm mixture	COCAINE	5 kg or more mixture		
			5-49 gm mixture	COCAINE BASE	50 gm or more mixture		
			10-99 gm or 100-999 gm mixture	PCP	100 gm or more or 1 kg or more mixture		
			1-10 gm mixture	LSD	10 gm or more mixture		
			40-399 gm mixture	FENTANYL	400 gm or more mixture		
10-99 gm mixture	FENTANYL ANALOGUE	100 gm or more mixture					
	Drug	Quantity	First Offense		Second Offense		
	Others <sup>2</sup>	Any	Not more than 20 years. 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. If death or serious injury, life. Fine \$2 million individual, \$10 million not individual.		
III	All	Any	Not more than 5 years. Fine not more than \$250,000 individual, \$1 million not individual.		Not more than 10 years. Fine not more than \$500,000 individual, \$2 million not individual.		
IV	All	Any	Not more than 3 years. Fine not more than \$250,000 individual, \$1 million not individual.		Not more than 6 years. Fine not more than \$500,000 individual, \$2 million not individual.		
V	All	Any	Not more than 1 year. Fine not more than \$100,000 individual, \$250,000 not individual.		Not more than 2 years. Fine not more than \$200,000 individual, \$500,000 not individual.		

<sup>1</sup>Law as originally enacted states 100 gm. Congress requested to make technical correction to 1 kg.

<sup>2</sup>Does not include marijuana, hashish, or hash oil. (See separate chart.)

# Federal Trafficking Penalties - Marijuana

As of November 18, 1988

Quantity	Description	First Offense	Second Offense
1,000 kg or more; or 1,000 or more plants	<b>Marijuana</b> Mixture containing detectable quantity*	Not less than 10 years, not more than life. If death or serious injury, not less than 20 years, not more than life. Fine not more than \$4 million individual, \$10 million other than individual.	Not less than 20 years, not more than life. If death or serious injury, not less than life. Fine not more than \$8 million individual, \$20 million other than individual.
100 kg to 1,000 kg; or 100-999 plants	<b>Marijuana</b> Mixture containing detectable quantity*	Not less than 5 years, not more than 40 years. If death or serious injury, not less than 20 years, not more than life. Fine not more than \$2 million individual, \$5 million other than individual.	Not less than 10 years, not more than life. If death or serious injury, not less than life. Fine not more than \$4 million individual, \$10 million other than individual.
50 to 100 kg	<b>Marijuana</b>	Not more than 20 years. If death or serious injury, not less than 20 years, not more than life. Fine \$1 million individual, \$5 million other than individual.	Not more than 30 years. If death or serious injury, life. Fine \$2 million individual, \$10 million other than individual.
10 to 100 kg	<b>Hashish</b>		
1 to 100 kg	<b>Hashish Oil</b>		
50-99 plants	<b>Marijuana</b>		
Less than 50 kg	<b>Marijuana</b>	Not more than 5 years. Fine not more than \$250,000, \$1 million other than individual.	Not more than 10 years. Fine \$500,000 individual, \$2 million other than individual.
Less than 10 kg	<b>Hashish</b>		
Less than 1 kg	<b>Hashish Oil</b>		

\*Includes Hashish and Hashish Oil.

(Marijuana is a Schedule I Controlled Substance)

## Attachment B

### "Drug and Alcohol Use Health Risks"

December 14, 1991

#### **General**

Although there has been recent change in American health habits and societal attitudes toward recreational drug and alcohol use, problems continue to exist and experimentation is starting at an earlier age. An important piece of information to surface in recent years is that even moderate, nonprescribed use of alcohol and nonprescribed use of drugs can have an adverse effect on overall health and well-being. Consider the following facts:

1. Drinking more than one or two alcoholic beverages a week promotes more visible signs of aging;
2. Consuming one and one-half or more alcoholic beverages per day increases the risk of breast cancer;
3. Drinking alcoholic beverages poisons the heart muscle, counteracts the benefits of exercise, increases male impotence, and depresses the body's immune system;
4. Tobacco use is a contributing factor in the development of chronic bronchitis, emphysema, circulatory problems, and coronary disease, as well as being the leading cause of lung cancer;
5. Cocaine use is responsible for kidney damage, stroke, lung and heart diseases, seizures, and intense psychological problems.
6. Many forms of narcotics are highly addictive to users.
7. Marijuana use creates certain dysfunctions related to thinking, learning, and recall; aggravates asthma, bronchitis, and emphysema; contributes to fertility problems; and contributes to the development of lung cancer;
8. The nonprescribed use of tranquilizers, barbiturates, and amphetamines is dangerous and may cause major health problems, including death;
9. Extended drug and/or alcohol use may result in substance dependency and loss of control of an individual's life.

Source: Compiled by UAB Substance Abuse Program from the following resources:  
Drug Data: What Everyone Needs to Know about Mood-altering Drugs,  
Comp Care Publications, Minneapolis.  
You Are What You Drink, Allan Luks and Joseph Barbato, Villard Books,  
New York.  
You Can Stop, Jacquelyn Rogers, Simon & Schuster, New York.

## Attachment B.1

### **Alcohol -- Effects**

(55 Federal Register 33591)

Alcohol consumption causes a number of marked changes in behavior. Even low doses significantly impair the judgment and coordination required to drive a car safely, increasing the likelihood that the driver will be involved in an accident. Low to moderate doses of alcohol also increase the incidence of a variety of aggressive acts, including spouse and child abuse. Moderate to high doses of alcohol cause marked impairments in higher mental functions, severely altering a person's ability to learn and remember information. Very high doses cause respiratory depression and death. If combined with other depressants of the central nervous system, much lower doses of alcohol will produce the effects just described.

Repeated use of alcohol can lead to dependence. Sudden cessation of alcohol intake is likely to produce withdrawal symptoms, including severe anxiety, tremors, hallucinations, and convulsions. Alcohol withdrawal can be life-threatening. Long-term consumption of large quantities of alcohol, particularly when combined with poor nutrition, can also lead to permanent damage to vital organs such as the brain and the liver.

Mothers who drink alcohol during pregnancy may give birth to infants with fetal alcohol syndrome. These infants have irreversible physical abnormalities and mental retardation. In addition, research indicates that children of alcoholic parents are at greater risk than other youngsters of becoming alcoholics.

### **Uses and Effects of Controlled Substances**

See Attachment B.2 for additional information concerning health risks involved in drug use.

# Controlled Substances - Uses & Effects

TOLERANCE  
DURATION (hours)  
USUAL METHODS OF ADMINISTRATION

DRUGS/ CSA SCHEDULES	TRADE OR OTHER NAMES	MEDICAL USES	DEPENDENCE Physical Psychological	TOLERANCE	DURATION (hours)	USUAL METHODS OF ADMINISTRATION	POSSIBLE EFFECTS	EFFECTS OF OVERDOSE	WITHDRAWAL SYNDROME	
<b>NARCOTICS</b>										
Opium	II III V Dover's Powder, Paregoric Paregoricum	Analgesic, antidiarrheal	High	High	Yes	3-6	Oral, smoked			
Morphine	II III Morphine, MS-Contin Rovamol, Roxanol SR	Analgesic, antitussive	High	High	Yes	3-6	Oral, smoked, injected	Euphoria, drowsiness	Slow and shallow	Watery, eyes, runny nose,
Codaine	II III V Tylenol w/Codaine, Empirin w/Codaine Robaxon A.C., Fermal w/Codaine	Analgesic, antitussive	Moderate	Moderate	Yes	3-6	Oral, injected	respiratory depression, constricted pupils, nausea	breathng clammy skin, convulsions, coma, possible death	yawning, loss of appetite, irritability, tremors, panic, cramps, nausea, chills and sweating
Heroin	I Diacetylmorphine, Horse, Smack	None	High	High	Yes	3-6	Injected, sniffed, smoked			
Hydromorphone	I Dilaudid	Analgesic	High	High	Yes	3-6	Oral, injected			
Meperidine (Pethidine)	II Demerol, Mepergan	Analgesic	High	High	Yes	3-6	Oral, injected			
Methadone	II Dolophine, Methadone, Methadone	Analgesic	High	High-Low	Yes	12-24	Oral, injected			
Other Narcotics	I III III IV V Nutmeg, Popcorn, Percocet, Tylox, Tussolone, Fentanyl, Darvon, Lunell, Talwin <sup>1</sup>	Analgesic, antidiarrheal, antitussive	High-Low	High-Low	Yes	Variable	Oral, injected			
<b>DEPRESSANTS</b>										
Chloral Hydrate	IV Nectoc	Hypnotic	Moderate	Moderate	Yes	5-8	Oral	Slurred speech, disorientation, drunken behavior	Shallow respiration, clammy skin, dilated pupils, weak and rapid pulse, coma, possible death	Anxiety, insomnia, tremors, delirium, convulsions, possible death
Barbiturates	II III IV Amytal, Butisol, Fiorinal, Lofexalate, Nembutal, Secobarbital, Phenobarbital	Anesthetic, anticonvulsant, sedative, hypnotic, veterinary euthanasia agent	High-Mod.	High-Mod.	Yes	1-16	Oral	without odor of alcohol		
Benzodiazepines	IV Alivan, Dalmane, Diazepam, Librium, Xanax, Serax, Valium, Tranexone Versitan, Versed, Halcion, Propanol, Restoril	Anxiolysis, anticonvulsant, sedative, hypnotic	Low	Low	Yes	4-8	Oral			
Methaqualone	I Quaalude	Sedative, hypnotic	High	High	Yes	4-8	Oral			
Glutethimide	III Doriden	Sedative, hypnotic	High	Moderate	Yes	4-8	Oral			
Other Depressants	III IV Equanil, Millovan, Noludar, Placidyl, Valmid	Anxiolysis, sedative, hypnotic	Moderate	Moderate	Yes	4-8	Oral			
<b>STIMULANTS</b>										
Cocaine <sup>1</sup>	II Coke, Flake, Snow, Crack	Local anesthetic	Possible	High	Yes	1-2	Sniffed, smoked, injected	Increased alertness, excitation, euphoria, increased pulse rate & blood pressure, insomnia, loss of appetite	Agitation, increase in body temperature, hallucinations, convulsions, possible death	Apathy, long periods of sleep, irritability, depression, disorientation
Amphetamines	II Biphentamine, Dietzobase, Desoxyn, Dexedrine, Obelrol	Attention deficit disorders, narcolepsy, weight control	Possible	High	Yes	2-4	Oral, injected			
Phenmetrazine	II Proludin	Weight control	Possible	High	Yes	2-4	Oral, injected			
Methylphenidate	II Ritalin	Attention deficit disorders, narcolepsy	Possible	Moderate	Yes	2-4	Oral, injected			
Other Stimulants	III IV Adipex, Cylert, Dextro, Isomilf, Plogine, Sativex, Tenuate, Topani, Prolo-2	Weight control	Possible	High	Yes	2-4	Oral, injected			
<b>HALLUCINOGENS</b>										
LSD	I Acid, Microdot	None	None	Unknown	Yes	8-12	Oral			
Mescaline and Peyote	I Mesc, Buttons, Cactus	None	None	Unknown	Yes	8-12	Oral	Illusions and hallucinations, poor perception of time and distance	Longer, more intense "trip" episodes, psychosis, possible death	Withdrawal syndrome not reported
Amphetamine Variants	I 2,5-DMA, FMA, STP, MDA, MDMA, TMA, DOM, DOB	None	Unknown	Unknown	Yes	Variable	Oral, injected			
Phencyclidine	II PCP, Angel Dust, Hog	None	Unknown	High	Yes	Days	Smoked, oral, injected			
Phencyclidine Analogues	I PEP, PCPY, TCP	None	Unknown	High	Yes	Days	Smoked, oral, injected			
Other Hallucinogens	I Bulfinerine, Bogaine, DMT, DET, Polyo-Kin, Palovon	None	None	Unknown	Possible	Variable	Smoked, oral, injected, sniffed			
<b>CANNABIS</b>										
Marijuana	I Pot, Acapulco Gold, Grass, Reefer, Sinsimi, The Sicks	None	Unknown	Moderate	Yes	2-4	Smoked, oral	Euphoria, relaxed inhibitions, increased appetite, disoriented behavior	Fatigue, paranoia, possible psychosis	Insomnia, hyperactivity, and decreased appetite occasionally reported
Tetrahydrocannabinol	I THC, Mariol	Cancer chemotherapy antipruritic	Unknown	Moderate	Yes	2-4	Smoked, oral			
Hashish	I Hash	None	Unknown	Moderate	Yes	2-4	Smoked, oral			
Hashish Oil	I Hash Oil	None	Unknown	Moderate	Yes	2-4	Smoked, oral			

<sup>1</sup> Designated a narcotic under the CSA.

<sup>2</sup> Not designated a narcotic under the CSA.

## Attachment C

"Drug and Alcohol Counseling, Treatment, and Rehabilitation Programs"

December 14, 1991

[This page revised August 5, 1998]

### **Student Services**

The Campus Assistance Program is designed to address the following issues: continued longitudinal needs assessments, campus community awareness, enlistment of support from all campus segments, identification of high-risk students, early intervention, development of peer counseling and support groups, and referral to on/off campus resources and treatment facilities when indicated. The following are on-campus programs available to students:

Campus Assistance Program  
Wellness Center  
Hill University Center - Suite 460  
934-5816

UAB Mental Health Services  
Center for Psychiatric Medicine  
1713 Sixth Avenue, South  
Birmingham, Alabama 35294-0018  
ACCESS line 934-7008

UAB Substance Abuse Program  
401 Beacon Parkway West  
Birmingham, Alabama 35209  
917-3733

Other non-UAB, off-campus services are available in the Birmingham area and in many of the foreign countries in which UAB conducts programs of study. Such counseling, treatment, and rehabilitation services are too numerous to list here, but anyone needing assistance with locating such off-campus or foreign country services may contact one of the programs listed above or the UAB Center for International Programs, as appropriate.