

University of Arkansas – Fort Smith

2016 Biennial Review

Drug Free Schools and Communities Act

Introduction

The University of Arkansas – Fort Smith (UAFS) has in place effective policies and procedures designed to comply with the Drug-Free Schools and Community Act (DFSCA), state laws, governing board policies, and UAFS policies regarding drug and alcohol use. These laws and policies are intended to reduce and prevent the problems associated with the use or misuse of these substances, ultimately creating a safer and healthier environment for the University community.

This biennial review report is divided into the following sections:

1. Biennial Review Process
2. General Conclusions
3. Educational Programming
4. University Policies and Compliance with Federal Legislation
5. Distribution of Written Policy
6. Legal Sanctions
7. Health Risks
8. Resources

Individuals with questions or comments concerning the biennial review may contact the UAFS Vice Chancellor for Student Affairs at the following address:

University of Arkansas – Fort Smith
Vice Chancellor for Student Affairs
Campus Center 111
P.O. Box 3649
Fort Smith, AR 72913-3649
Tel. (479) 788-7310

Biennial Review Process

The Biennial Review Committee met during the Spring 2016 semester to review components essential to the University's drug and alcohol program: policy statements, publications, services, data collection, educational programming, campus life, alternative student activities, and data on student and employee conduct. Represented on this committee is the Dean of Students, Director of Student Activities, and the Director of Residential Life.

The major objective of this review is to evaluate where UAFS falls in meeting the criteria for the DFSCA.

General Conclusions

While UAFS meets standards for the DFSCA, we recognize that more programs and initiatives could be in place as preventative measures to the student body.

Highlights of Alcohol and Substance Abuse Prevention Effort

Timeline of Activity Fall 2010 through Spring 2012

Date	Sponsor	Title
August 14, 2014	SAO	Step Up! (with RA Staff)
August 15, 2014	Cub Camp	Hypnotic Intoxication
August 21, 2014	CAB	Casino Night: Mocktails
September 17, 2014	SAO	Step Up! (with Men's Basketball Team)
September 17, 2014	SAO	Step Up! (with Panhellenic Leaders)
September 25, 2014	Residential Life	Backyard Bash
September 26, 2014	Residential Life	Toga, Toga, Toga
October 2014	SAO	#Umatter: Alcohol abuse prevention month. The SAO provided alcohol education via digital signage on campus and social media.
October 1, 2014	Residential Life	Wieners and Washers
November 24, 2014	SAO	Step Up! (with Campus Activities Board)
March 30, 2015	Residential Life	Root Beer Pong
August 11, 2015	SAO	Step Up! (with RA Staff)
August 14, 2015		
August 17, 2015		
August 20, 2015	Lion's ROAR	Burgers and Beer
August 27, 2015	Residential Life	Beer Party
September 14, 2015	SAO	CLC Leadership Class
September 15, 2015	Residential Life	Club Going Up!
September 17, 2015	Residential Life	Toga Party

September 22, 2015	Residential Life	Ain't Nobody Got Time For That
September 23, 2015	Residential Life	Balls to the Wall Ping Pong Tournament
September 27, 2015	SAO	Step Up! (at Leading Lions Leadership Conference)
September 29, 2015	Residential Life	Elevator Trivia
October 2015	SAO	#Umatter: Substance Abuse Prevention Month. The SAO provided substance abuse prevention information on digital signage on campus and social media.
October 2015	Residential Life	Alcohol Awareness Bulletin Boards
October 2015	Residential Life	14 Educational Bulletin Boards
October 2, 2015	SAO	Step Up! (with RSO Leaders)
October 14, 2015	CAB	Howdy Dance: Alcohol Education Component
October 15, 2015	Residential Life	Netflix and Chill(i)
October 13, 2015	SAO	Step Up! (with Hmong Student Association)
October 13, 2015	CAB	Casino Night: Mocktails
October 16, 2015	Residential Life	How to Make Tea
October 19, 2015	Residential Life	Boozers
October 23, 2015	Residential Life	Smooth Moves
October 26, 2015	SAO	#Umatter Topic: Provided alcohol education via digital signage on campus and social media.
November 2015	CAB	#Umatter: Minions Movie
November 13, 2015	Lion's ROAR	Burgers and Beer
February 11, 2016	CAB	#Umatter: Ant Man Movie
February 10, 2016	Residential Life	Condom Bingo
February 11, 2016	Lions ROAR	It Could Happen Sexual Responsibility: Included Alcohol and Substance Abuse Component

February 25, 2016	Residential Life	Root Beer Pong
March 17, 2016	Greek Life	#Umatter: The Hunting Ground
March 17, 2016	Lions ROAR	Campus Crawl
April 18, 2016	SAO	#Umatter: Substance Abuse Prevention Month. The SAO provided substance abuse prevention information on digital signage on campus and social media.
April 19, 2016	CAB/SAO	#Umatter facts were shown during movie previews. Movie: Pixels

Additional Programs offered:

- University Police Department
 - “Common Thread” in alcohol consumption
 - Alcohol Awareness Safety Seminars
- Counseling Clinic
 - Students receive up to eight (8) free sessions per academic year and counselors are trained to handle issues with alcohol and drug use.

University Compliance with Federal Legislation

I. University Policy

Student Policy:

The UA Fort Smith Alcohol and Drug Abuse Policy listed in the Student Code of Conduct for 2014-2015 is currently under review by the Code of Conduct Review Committee for the 2014-2015 year. The alcohol and drug policies will be reviewed by this committee, lead by the Vice Chancellor of Student Affairs, annually. The policies are currently stated as follows:

UA Fort Smith Alcohol Policy

Student possession and/or use of alcohol, in University facilities, on University property, including residential housing, and at official University functions is prohibited. It is the policy of the University that the illegal or abusive use of drugs or alcohol by employees and students is prohibited on University property or as a part of any university activity whether on or off campus. Irresponsible behavior while under the influence of intoxicants is not to be condoned and may be subject to review and/or action by the appropriate judicial body.

UA Fort Smith Drug Policy

Possession, use, or manufacture of illicit drugs is strictly prohibited at the UAFS. Students at UAFS are subject to disciplinary action for violation of federal or state laws regarding the possession, purchase, manufacture, use, sale or distribution (by either sale or gift) of any quantity of any prescription drug or controlled substance, except for the use of any over-the-counter medication or for the prescribed use of medication in accordance with the instruction of a licensed physician. Possession of paraphernalia associated with the use, possession or manufacture of a prescription drug or controlled substance is also prohibited.

Housing and Residential Life Policy:

Alcohol

UAFS, including all residential buildings, prohibits the possession, distribution, manufacture, or use of alcoholic beverages on its property. This includes students who are 21 years of age or older. Alcohol bottles or containers, including boxes, may not be in the residential area nor displayed as decoration ***even if they are empty***. Students may also not be in the presence of alcohol while on campus. Anyone violating these policies will be subject to administrative and/or disciplinary action. UAFS and Housing and Residential Life recognize their responsibility to provide a healthy environment within which students may learn and prepare themselves to be fully functioning and productive individuals. Alcohol and other substance abuse is a university concern. Refer to the **Student Code of Conduct** regarding more about the campus alcohol policy.

Drugs

The University prohibits the manufacturing, possessing, selling, transmitting, using, or being party to any illegal drug, controlled substance, or drug paraphernalia on campus. If a student is found to be using a legal substance as an addictive drug or in excess amounts, sanctions may be incurred. Please refer to the **Student Code of Conduct** for the full regulations and sanctions for violations. Residents found violating these policies may be evicted from their campus housing. Information concerning the possession, sale, use, etc., of drugs on campus must be brought to the attention of Residential Life Staff or University Police. The staff and/or University Police will conduct an appropriate and confidential investigation.

Employee Policy:

Alcohol Use

(Board Policy 705.2; Governors Policy Directive #5; Arkansas State Personnel Policy)

Possession and use of alcoholic beverages in public areas of University facilities and at official University student functions held on campus must follow state and federal laws and University policies at all times. For employees, the possession or consumption of alcoholic beverages on University property or during working hours, reporting to work under the influence of alcohol, and intoxication while on duty are prohibited and will result in disciplinary action up to and including termination. Under the Governor's Policy Directive, use of alcoholic beverages during office hours is strictly prohibited and shall be grounds for immediate dismissal.

This policy includes the University's premises, the location of any University-sponsored activity, and any other site used for the performance of work for UAFS. An employee acting as a sponsor (or serving in any official capacity) at any University-sponsored student event is considered to be —on dutyll when students are present. Therefore, drinking in the presence of, or with, students at university-sponsored student events is prohibited.

3.9 Updated 12/2001

Employee Assistance

7.12.7 Employee Assistance. While the University does not offer a full-fledged employee assistance program, it recognizes that personal problems not associated with an individual=s job can be detrimental to an employee=s health, well-being and job performance. Consequently, the University believes it is in the interest of everyone to assist employees in resolving problems as the need arises. To this end, Human Resources maintains up-to-date information on a variety of community resources on a self-referral basis. Contact Human Resources for assistance. All inquiries and communications are held in confidence.

Participation in the employee assistance program does not excuse employees from complying with normal University policies or from meeting normal job requirements during or after receiving assistance. Participation in the program does not prevent the University from taking disciplinary action against any employee for performance problems.

7.12 Updated 4/2009

Effective 1-1-10: For substance abuse coverage, the \$25,000 lifetime maximum was removed, co-insurance limits will still apply. Coverage was increased to deductible and 20% coinsurance for in-network benefits and deductible and 40% coinsurance for out-of-network benefits. However, anything a covered employee is treated for at the IM Well Health Employers' Clinic is covered at 100%.

II. Distribution of Written Policy

The Student Code of Conduct may be found on the UAFS website at <http://uafs.edu/university/student-handbook>. Printed publications of this document are available for students in the Student Activities Office.

All on-campus residents receive the alcohol and other drug policies in the Residential Life Handbook provided in their move-in packet upon entering on-campus housing. Additional copies of this policy may be found in the UAFS Housing Office or on the UA Fort Smith website.

All full-time employees receive a copy of the UA Fort Smith Employee Handbook containing alcohol and drug policies. The handbook is also accessible through the Human Resources website for all employees.

III. Effectiveness of Alcohol Policy and Education Programs

The University Police Department conducted the [2015 Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Report](#) published in October 2015, which displays the effectiveness of alcohol and drug prevention efforts.

In addition, every first-time, full-time in-coming college freshman that attends Cub Camp, an intense optional orientation camp, has the opportunity to attend Hypnotic Intoxication. Hypnotic Intoxication is an educational program where students learn about the effects of alcohol on their bodies.

During spring 2010, a group of four students created a peer educator group through The BACCHUS Network™, called Lions Reaching Out Advocating Responsibility (Lions ROAR). To date, Lions ROAR annually conducts alcohol and other drug prevention and awareness programs.

In the Fall of 2012, the UAFS Recreation and Wellness, University Housing Office, and the College of Health Sciences have come together to offer a variety of wellness programs to our University community through a program known as UAFS Cares. These programs have included such efforts as UAFS Largest Outdoor Mock Tail Party and other awareness efforts.

In the Spring of 2014, the Student Activities Office and the University Housing Office came together to create a program known as #UMatter, which will focus primarily on Bystander Intervention Training, but will also have components that focus on alcohol and other drug abuse awareness. The #UMatter programming will begin in the Fall 2014 semester.

In addition to our student programming, the UAFS Human Resources Office offers the “Employee Wellness Program” for all full-time employees which

offers a variety of wellness programming to include alcohol and other drug awareness.

IV. Legal Sanctions and Enforcement of Policy

UAFS has implemented the following policy regarding substance abuse:

1. Any student found in violation of these procedures will immediately be placed on probation and shall be subject to additional disciplinary actions which may include dismissal from UAFS.
2. The vice chancellor for Student Affairs or the dean of student will make information available to students about the dangers of drug abuse, the availability of counseling, and the penalties for violations. Such information will be promulgated in the student handbook, visual displays, drug-awareness sessions, etc.
3. Students who have no record of conviction for drug abuse and who voluntarily seek counseling for drug-abuse problems may not be dismissed from the University. However, if a drug-abuse conviction occurs after counseling/rehabilitation has begun; the student is liable for the full range of University disciplinary measures.
4. The vice chancellor for Student Affairs will be responsible for the implementation of these procedures. All violations will be reported to the chancellor with a recommended penalty.
5. Specific degree programs may have additional policies related to prevention and management of substance abuse. Students enrolled in these degree programs are responsible for adhering to College specific policies as well as University policies.
6. Educational Sanctions- These include but are not limited to: online judicial educators, community service, reflection papers and assessments.

Legal Sanctions for Violations of Law

The following legal sanctions, at a minimum, may occur for violation of local, state or federal laws:

Underage DUI Law: The State of Arkansas' "Underage DUI (Driving under the Influence) Law" (Act 863) makes it an offense for a person under the age of 21 with a blood alcohol content of .02 to .07 (approximately one can of beer, one glass of wine, or one drink of hard liquor) to operate a motorized vehicle. Penalties for a first offense can result in:

- First Offense: 24 hours to one year in jail. Up to a \$1,000 fine. License suspended for six months.
- Second Offense: seven days to one year in jail. Up to a \$3,000 fine. License suspended for two years.

- Third Offense: 90 days to one year in jail. Up to a \$5,000 fine. License suspension for 30 months.
- Fourth Offense: One to six years in jail. Up to a \$5,000 fine. License suspension for four years.

Driving While Intoxicated: A person who drives a motorized vehicle while influenced or affected by the ingestion of alcohol, a controlled substance or any intoxicant commits the offense of driving while intoxicated. Penalties for such offense may include:

- First Offense: 24 hours to one year in jail. Up to a \$1,000 fine. License suspended for six months.
- Second Offense: seven days to one year in jail. Up to a \$3,000 fine. License suspended for two years.
- Third Offense: 90 days to one year in jail. Up to a \$5,000 fine. License suspension for 30 months.
- Fourth Offense: One to six years in jail. Up to a \$5,000 fine. License suspension for four years.

Public Intoxication: A person commits the offense of “Public Intoxication” if

1. He appears in a public place manifestly under the influence of alcohol or a controlled substance to the degree that he is likely to endanger himself or other persons or property, or
2. He unreasonably annoys persons in his vicinity. Public intoxication is a Class C misdemeanor, and can result in a fine of up to \$100.

Possession of Alcohol by a Minor: It is illegal for a person under the age of 21 to possess alcohol. Penalties include a fine of up to \$500, a written essay, and probation.

Knowingly Furnishing to a Minor: A person commits the offense of “knowingly furnishing to a minor” if, being an adult, he knowingly purchases for or provided alcohol beverages to a minor. Such an offense is a Class C misdemeanor, and can result in

- First Offense: You will be fined not less than \$200 and not more than \$500.
- Second Offense and subsequent offenses: You will be charged with committing a Class A misdemeanor crime.

Parental Notification Guidelines (regarding violations of alcohol and drug policies)

In keeping with federal legislation and as authorized by the Higher Education Amendments of 1998, the UAFS has the following policy:

Parents/guardians may be notified when the following circumstances apply.

1. The student is under 21 years old at the time of the offense.
2. The student's violation:
 - a. Involves the use, possession, or distribution of alcohol;
 - b. Involves the use, possession, or distribution of an illicit drug;
 - c. Involves personal injury or damage to property; or
 - d. The student has committed a previous violation regarding the use, possession or distribution of alcohol.
3. The student is found "responsible" for a violation of the University's drug or alcohol policies, and:
 - a. The student is placed on either University or residential housing probation. This places the student on notice that any additional offense may affect either of these privileges', or
 - b. The resulting sanction(s) affects the student's ability to live on campus or attend the University (e.g. housing removal/relocation, suspension, or eviction.)

V. Health Risks Associated with Illicit Drug Use and Alcohol Abuse

Alcohol and drug use is prohibited at UAFS, not only for legal issues, but due to health risks associated with use.

Information about the health risks of drug use and abuse can be accessed through the following web site: <http://www.drugabuse.gov>.

Information regarding the online judicial educator program can be accessed through the following web site: <http://judicialeducator.com/main.asp>. This program is used through Housing and Residential Life as an educational sanction for students violating the on-campus alcohol policy.

VI. Resources

On Campus Resources	Phone Number	Website
Counseling Clinic	479-788-7398	http://health.uafs.edu/health/counseling-center
Human Resources	479-788-7083	http://www.uafs.edu/hr/contact-human-resources
Powell Student Health Clinic	479-788-7444	http://health.uafs.edu/health/health-center
University Police	479-788-7141	http://www.uafs.edu/upd

Off Campus Resources	Phone Number	Website
Akransas Rehabilitation Services	479-452-7131	
Al-Anon Information	757-563-1600	http://www.al-anon.alateen.org/

Alcoholics Anonymous/Al-Anon, Fort Smith Intergroup	479-783-0123	http://aafsig.org/
Gateway House	479-783-8849	
Harbor House, Inc.	479-785-4083	http://www.recoveryhhi.org/
Horizon Adolescent Treatment	479-478-6664	
National Alcohol & Substance Abuse Information	1-800-784-6776	www.addictioncareoptions.com
National Clearing Housing for Alcohol and Drug Information	1-877-SAMHSA-7	www.samhsa.gov

Additional Resources are:

- [UAFS Student Handbook](#)
- [UAFS Residential Life Handbook](#)

Calendar Year 2013

Month	# Alcohol Cases	# Responsible	# Not Responsible	# Did Not Appear
January	3	0	3	0
February	31	29	2	0
March	14	5	5	4
April	2	1	0	1
May	6	4	0	1
June	3	3	0	0
July	0	0	0	0
August	6	4	2	0
September	12	9	2	1
October	23	23	0	0
November	13	7	4	2
December	14	9	3	2
Total	127	94	21	12

Sanctions

In 2013, the Student Affairs Division at the University of Arkansas Fort Smith saw 127 alcohol related student conduct cases of those cases 94 were found responsible or 82%. Twelve students failed to appear for their hearing. The most common sanction was conduct/disciplinary probation. Nearly every student is assigned conduct probation upon being found responsible for their first alcohol offense, and students that are repeat offenders or if they are first-time offenders who's violation is particularly egregious they can be assigned disciplinary probation. The second most common sanction is our judicial educator program, Alcohol 101.

Calendar Year 2014

Month	# Alcohol Cases	# Responsible	# Not Responsible	# Did Not Appear
January	13	12	1	0
February	13	7	6	0
March	4	4	0	0
April	4	4	0	0
May	0	0	0	0
June	0	0	0	0
July	1	1	1	0
August	4	4	0	0
September	6	6	0	0
October	6	4	2	0
November	0	0	0	0
December	5	5	1	0
Total	56	47	11	0

Sanctions

In 2014, the Student Affairs Division at the University of Arkansas Fort Smith saw a total of 56 alcohol cases of those cases 47 were found responsible or 83%. The most common sanction was probation followed by an educational sanction. Students assigned an educational sanction are required to go on-line and log-in to a program that offers educational modules on a variety of topics including alcohol and other substance abuse.

Calendar Year 2015

Month	# Alcohol Cases	# Responsible	# Not Responsible	# Did Not Appear
January	8	8	0	0
February	2	2	0	0
March	0	0	0	0
April	9	8	1	0
May	0	0	0	0
June	4	4	0	0
July	3	3	0	0
August	15	9	6	0
September	11	6	5	0
October	7	7	0	0
November	1	1	0	0
December	10	3	6	1
Total	70	51	18	6

Sanctions

In 2015, the Student Affairs Division at the University of Arkansas Fort Smith saw a total of 70 cases of those cases 51 were found responsible or 73%. One student did not appear for a hearing. The most common sanctions were conduct probation followed by educational sanctions.