



**Drug-Free Schools and Campuses Regulations  
[Edgar Part 86] of the  
Drug-Free Schools and Communities Act (DFSCA)**

**Drug Abuse and Alcohol Prevention Program (DAAPP)**

**Fall 2021**



**East Carolina University's Certificate of Review  
of the Drug and Alcohol Abuse Prevention Program (DAAPP)**

Upon the recommendation of the Vice Chancellor for Student Affairs, I hereby certify that I have reviewed and approve the 2021-2022 Drug and Alcohol Prevention Program Annual Report.

Dr. Phillip Rogers  
Chancellor

A handwritten signature in dark ink, appearing to read "P. Rogers", is written above a horizontal line.

Signature

A handwritten date "8-11-21" is written above a horizontal line.

Date

# Table of Contents

<b>A. Overview and Introduction.....</b>	<b>4</b>
<b>B. Annual Notification.....</b>	<b>4</b>
<b>C. Education and Prevention Efforts.....</b>	<b>4</b>
I. Direct Educational Outreach Programming.....	6
II. Passive AOD Information Dissemination.....	7
III. On-line Alcohol Education to First Year Students.....	7
IV. Early Intervention Education and Counseling.....	7
V. Alternative Activities.....	8
VI. Alcohol, Tobacco, and other Drug (ATOD) Committee.....	8
VII. Collegiate Recovery Community (CRC).....	9
VIII. Efforts for Remote Services during COVID-19 Pandemic.....	9
<b>D. Health Risks Associated with Substance Use.....</b>	<b>9</b>
<b>E. Standards of Conduct.....</b>	<b>10</b>
<b>F. Federal and State Laws.....</b>	<b>26</b>
I. Federal Drug Laws.....	26
II. NC Drug Laws.....	27
III. NC Drug Schedules.....	27
IV. Drug Trafficking Penalties.....	29
V. NC Alcohol Laws.....	29
a. Minimum Age Laws Overview.....	29
b. Alcohol Violations.....	30
c. Greenville Alcohol Ordinances.....	33
<b>G. Description of Office of Student Rights and Responsibilities (OSRR) Sanctions.....</b>	<b>33</b>
<b>H. Resources for Students and Employees.....</b>	<b>38</b>
I. On-Campus Resources for Students.....	38
II. Resources for Employees.....	39
III. Other On-Campus Resources (students and employees) .....	40
IV. Community Resources.....	40
V. Self-Help Groups.....	41

## A. Overview/Introduction

The Drug-Free Schools and Communities Act of 1989 requires educational institutions to notify students and employees of resources and programming pertaining to drug and alcohol use. This method of notification is called the Drug Abuse and Alcohol Prevention Program (DAAPP). The DAAPP includes information pertaining to student and employee notification, prevention efforts, programming, policies, and potential sanctions. The following University offices were represented on the ECU DAAPP task force: Center for Counseling and Student Development, Clery Coordinator, College of Nursing, Dean of Students Office, Faculty Senate, Graduate School, Human Resources, Information Technology and Computing Services, Office of Student Rights and Responsibilities, Police Department, Staff Senate, University Counsel, and Vice Chancellor for Student Affairs.

## B. Annual Notification

The following notice is sent via email to all current ECU students with an active [students@ecu.edu](mailto:students@ecu.edu) email account. Emails are sent in September of each calendar year and to all newly enrolled students at the beginning of the spring semester.

***“Drug Free Schools and Campuses Act of 1989: Federal law requires that institutions of higher education provide students and employees with a copy of the written policies and law related to drugs and alcohol.***

***East Carolina University clearly prohibits the unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees on its property or as a part of any of its activities.***

***To obtain information on applicable laws, the health risks associated with drug and alcohol use, available resources, and University Substance Use Policies for students and/or employees, please use the listed links below. If you would like a full copy of the Drug and Alcohol Abuse Prevention Program, see the attached PDF.”***

Employees are sent an email, with the same language, through “ECU OFFICIAL”. This email is sent each September as an update. New employees will be initially notified of the DAAPP as a part of New Employee Orientation.

## C. Education and Prevention Efforts

ECU uses the prevention model developed by the National Academy of Medicine, which states programs should be tailored to meet the specific needs of the three prevention populations: universal (all students), selective (students that are members of high-risk groups) and indicated (individuals who have exhibited high risk behavior). Educational programs target each of these three populations in many forms and we collaborate with students, staff/faculty, parents, administration, and the local community to deliver these educational messages. ECU’s prevention approach also includes after-care programming (such as through our ECU Recovery community).

In 2016, ECU conducted the National College Health Assessment / American College Health Association (NCHA/ACHA) health survey on our campus. This survey asked questions pertinent to our students regarding alcohol and other drug behavior, amongst other health data. The NCHA/ACHA results reflect that our students use substances at a rate and pattern similar to the national statistics of comparable universities. Alcohol and other Drugs (AOD) educational programming efforts provided to our campus are, in part, driven by data from this research.

In fall 2019, ECU attempted to reconduct the NCHA/ACHA health survey on our campus. Unfortunately, there were not enough responses to validate the data. We will revisit administering the survey again at a later date.

ECU is dedicated to the pursuit and dissemination of knowledge. As such, our University expects members of the academic community to behave in a manner conducive toward that end. The highest standards of personal and professional conduct must be maintained by faculty, staff, and students. Illegal use and/or misuse of alcohol and other drugs by members of the ECU community adversely affects the mission of the institution. In keeping with its primary mission of education, ECU conducts a strong educational program aimed at the prevention and early intervention of alcohol and other drugs. For those members of our community who are misusing or have a substance use disorder, we provide treatment opportunities, including ECU Recovery a Collegiate Recovery Community (CRC) as well as consultation and referral as needed.

The AOD prevention efforts engage students in an educational, non-punitive fashion, and encourage active student participation and dialogue in this process. All programs are also targeted at addressing the developmental needs and issues common amongst a college population. Professional staff stay current regarding AOD trends in order to provide the most relevant education and treatment (most recent example being prescription medication and opioid misuse). In addition, Student Affairs Educators recently completed training to become facilitators of the Alcohol Skills Training Program (ASTP) and Green Dot training.

First-year students receive a sizable percentage of programming efforts, as research has consistently demonstrated that this population is most immediately “at risk” for problems associated with AOD issues. All programs are designed to educate students about the issues and risks associated with alcohol and other drugs common on college campuses across the country, i.e. violence/sexual violence, overdose, accidents/injuries and other health issues, academic risks, legal ramifications, social norming messages, harm-reduction strategies, and addiction potential. Also, of note is that we tailor our educational programming specifically to our ECU campus based on our research data, feedback from student groups, and themes particular to our campus. We strongly believe that this localized approach is far superior to a more generic approach (for example, national “alcohol awareness speakers”) that would not contain the same ECU specific educational messages that we incorporate into all of our programming. We additionally view AOD prevention and education as an essential ingredient in University resiliency and retention efforts. Therefore, the adverse role that AOD issues have on student success, grade point average being an immediate example, is considered and is made part and parcel of many programs delivered.

Our alcohol and other drug prevention and education efforts fall into seven general categories (which will be described in more detail below):

- I. Direct Educational Outreach Programming
- II. Passive AOD Information Dissemination
- III. On-line Alcohol Education to First Year Students
- IV. Early Intervention Education and Counseling
- V. Alternative Activities
- VI. Alcohol, Tobacco, and other Drug (ATOD) Committee
- VII. Collegiate Recovery Community
- VIII. Remote Services During COVID-19 Pandemic

The enforcement and judicial processes are closely interwoven with educational and counseling efforts regarding AOD infractions. This is done to provide a comprehensive response to students who are found responsible for violating the code of conduct. This will be further detailed below.

For the purpose and scope of this report, AOD education done in courses for academic credit hours through various academic departments at ECU will not be detailed here. The AOD efforts section is concluded with a description of the campus coalition that helps establish ECU's direction regarding AOD prevention. This group is called the Alcohol, Tobacco, and other Drug Committee (ATOD).

### **I. Direct Outreach Programming**

This category entails education programs directly (face-to-face) provided to various campus constituents (primarily students). These programs deliver AOD information in a variety of settings such as classrooms, residence halls, and to a wide-variety of specific student groups and sub-groups, such as Orientation students, Greek organizations, first-years, student-athletes, student leaders, and a variety of student organizations.

The information is given in a non-judgmental and engaging manner by ECU professional staff members from: Campus Living, Campus Recreation and Wellness, Center for Counseling and Student Development the, ECU Police Department, Greek Life, Office of Student Rights and Responsibilities, Student Health Services, and the Victim Services program via the Dean of Students Office. The primary emphasis is based on a harm-reduction model and safe-decision making. ECU provides a comprehensive alcohol and other drug prevention and education program based upon the best practices that currently exist in the field. These sessions encourage questions and dialogue with the goal of students taking into consideration safe and safer decisions pertinent to alcohol and other drugs.

Educational programming to staff and faculty targets issues such as identification of substance use issues, general AOD education knowledge, identification of alcohol related emergencies such as alcohol poisoning, notification of the ECU Good Samaritan Regulation/NC Good Samaritan Law, education

surrounding the Student Code of Conduct, and appropriate response and referral protocol for staff or faculty members working with a student population.

## **II. Passive AOD Information Dissemination**

ECU professional staff can reach a large number of individuals through an approach other than direct face-to-face programming. These programs deliver AOD education messages broadly through outlets such as health fairs, brochures, opinion editorials in the campus newspaper, and other means deemed necessary and appropriate.

## **III. Online Alcohol Education to First-year students**

In the summer and fall of 2008 online alcohol education was mandated for all first-year ECU students under the age of twenty-one. This educational opportunity was endorsed and actualized through the ECU Alcohol, Tobacco, and other Drug Committee (ATOD), and financially sponsored by the Pitt County ABC Board, and ECU Division of Student Affairs. Marketing is conducted in the summer and fall to students, family, faculty/staff to encourage completion of the online program. Since its inception, this program has had a high percentage completion rate amongst our first-year students. Additional modules have since been added to include drug education, sexual assault prevention, intimate partner violence education and prevention. The evaluation of these programs has consistently found that students increase their knowledge about alcohol and other drugs and demonstrates that students report being more likely to intervene in a substance related emergency.

## **IV. Early Intervention Education and Counseling**

All students that violate the ECU Student Code of Conduct for AOD offenses are required to participate in an education and/or counseling program at the ECU Center for Counseling and Student Development (CCSD) or through the Office of Student Rights and Responsibilities (OSRR). The purpose of these interventions is to educate students about AOD issues, teach harm-reduction principles, and attempt to instill better decision making. This program emphasizes education and counseling over punitive measures. Assessment of emotional health functioning is incorporated as well. CCSD utilizes the intervention model entitled "Brief Alcohol Screening and Intervention for College Students" (BASICS) that has widely proven efficacy (including research by the National Institute of Health) using a motivational interviewing approach. The education intervention and counseling are delivered to students via assessments, individual counseling sessions, and group psychoeducation sessions. In addition to students receiving AOD counseling services for judicial violations, alcohol and other drugs issues are one of the frequently cited reasons that students voluntarily come to the Center for Counseling and Student Development.

## **V. Alternative Activities**

ECU is fortunate to have well-resourced Campus Recreation and Wellness (CRW) facilities that offer many substance-free and healthy activities. CRW programming includes numerous late night and weekend events. Additionally, the departments that comprise Student Involvement and Leadership offer many substance free alternative activities. Many departments/offices in the Division of Student Affairs collaborate to offer a series of programs that deliver alternative activities throughout the year, including times especially associated with high-risk alcohol use such as at Halloween. All programs are marketed in AOD education outreach programs to encourage attendance and healthy substance-free social outlets. Every ECU residence hall offers many programs throughout the year that provide entertainment, education, and socialization opportunities. Additionally, there are “living/learning” communities that promote positive academic and extracurricular choices for students.

## **VI. Alcohol, Tobacco, and other Drug Committee (ATOD)**

This is a multidisciplinary committee represented by many campus constituents whose mission is to coordinate AOD harm-reduction and education efforts. It is comprised of students, administration, faculty, and staff.

### Current ATOD members:

Morphet, Robert- ECU Counseling Center, Chair  
 Liles, Hillary- ECU Counseling Center, Co-Chair  
 Bell, Kim – ECU Police Department  
 Janak, Justin - ECU Student Government Association  
 Cooper, Christopher- Coordinator for Fraternity and Sorority Life  
 Ratliff, Brandon- Coordinator for Fraternity and Sorority Life  
 Carnevale, Stephanie- ECU Police Department  
 Cellucci, Tony - ECU Faculty member  
 McDougal, Jennifer- ECU Faculty member  
 Cleland, Ashley -ECU Women and Gender office  
 Daniels, Michael- ECU Faculty member  
 Harris, Jarmichael- ECU Counseling Center / Collegiate Recovery Community  
 Martin, Ryan- ECU Faculty member  
 Morrin, Danielle- ECU Athletics  
 Messerli, Mandy – ECU Office of Student Rights and Responsibilities  
 Roeder, Lynn- ECU Associate Vice Chancellor and Dean of Students (or Designee)  
 Smith, Karen Slough- ECU Office of Student Transitions  
 Jacobs, Jarecia- Student Health Services  
 Jusko, Danielle- GA Campus Recreation and Wellness  
 Rotating Student Representative(s)



## VII. Collegiate Recovery Community

The East Carolina University Collegiate Recovery Community (CRC), also known as ECU Recovery, is designed to provide educational opportunities, personal development, and social enhancement to students in recovery from mind-altering substances and to allies that support their journey to a better self. The goal of ECU Recovery is to create a welcoming environment for all students at the University and to create a culture within the University that supports abstinence (student defined) within a model of a recovery-based system of care.

## VIII. Remote Services during COVID-19 Pandemic

In March 2020, CCSD moved all AOD prevention and intervention services to a remote format. Operations were altered in a way to continue to serve students in a virtual platform. WebEx was the platform used due to students' ease of access as well as compliance with confidentiality guidelines. Harm reduction and education sessions were conducted for BASICS sanctions. AOD outreach programming was also provided to a variety of student groups and academic classes during the 2020-2021 academic year. Educational presentations were provided to all summer 2021 first-year student orientation sessions as well as presentations offered to students and families. These presentations were recorded for accessing at future dates. CCSD staff met virtually with Campus Living Resident Coordinators and Resident Advisors during Campus Living's annual training.

### D. Health Risks Associated with Substance Use

Drug Type	Common Name	Health Risks
<b>Alcohol</b>	Booze, beer, wine, coolers, liquor	High blood pressure, higher risk of sexually transmitted diseases & unplanned pregnancy, depression, lowered resistance to disease, insomnia
<b>Marijuana</b>	Grass, reefer, pot, weed	Damage to heart, lungs, brain, lung cancer, decreased motivation, depression, paranoia, impaired memory
<b>Steroids</b>	Anabolic/Andreno-genic (roids, juice)	High blood pressure, liver and kidney damage, acne, atrophy of testes, breast enlargement in men, breast reduction in women, aggressiveness, mood swings
<b>Solvents-Inhalants</b>	Acetone, freons, nitrous oxide	Heart failure, respiratory arrest, liver and brain damage
<b>Depressants</b>	Alcohol, ludes, barbiturates	Liver damage, convulsions, depression, disorientation, insomnia
<b>Hallucinogens</b>	PCP, LSD, angel dust, mushrooms	Agitation, extreme hyperactivity, reduced eating, flashbacks
<b>Stimulants</b>	Cocaine, crack, amphetamines, diet pills	Headaches, depression; malnutrition, anorexia, strokes, seizures

<b>Narcotics</b>	Smack, codeine, heroine, lords	Respiratory arrest, sleepiness, organ and lung damage, nausea
<b>Tobacco</b>		Lung cancer, emphyzema, oral cancer

Source: [www.cdc.gov/Alcohol/quickstats/general\\_info.htm](http://www.cdc.gov/Alcohol/quickstats/general_info.htm)

For further information regarding health risks for particular classes of drugs of abuse, see:

<https://www.drugabuse.gov/>

## E. Standards of Conduct

ECU actively engages in enforcement efforts pertaining to the illegal use of alcohol and other drugs. The ECU Police Department patrols all campus property and surrounding areas, this includes residence halls. Additionally, ECU collaborates actively, and through reciprocal agreements, with local law enforcement and judicial entities to address the state and federal laws pertaining to alcohol and other drugs. The local departments that ECU works closely with regarding AOD laws are: Greenville Police Department, Alcohol Law Enforcement (ALE), Alcohol Beverage Control (ABC), Pitt County District Attorney's Office, and The City of Greenville. Information is often shared with OSRR; in return OSRR adjudicates each student case based upon accepted federal and Institutions for Higher Education guidelines. ECU's OSRR office does parental notifications for AOD cases. Additionally, local attorneys refer students to education and counseling as well per favorable court disposition.

The vast majority of students who are cited for an alcohol or other drug violation complete an educational intervention or counseling program (such as BASICS, referenced earlier in this report).

## Illegal Drugs and Substance Abuse - Interim

### *Version 1 (Current Version)*

Adopted July 15, 1988; Amended October 1990; Revised August 29, 2019

### 1. Introduction

East Carolina University (ECU or the University) is dedicated to the pursuit and dissemination of knowledge and, as such, expects all members of the academic community to behave in a manner conducive to that end.

The highest standards of personal and professional conduct must be maintained by faculty, staff, and students. Illegal or abusive use of drugs or alcohol, referred to in this policy as substance abuse, by members of the university community adversely affects the mission of the university and is prohibited. For example, pursuant to other applicable university policies and regulations, students accused of felony drug violations may lose their right to remain in campus residence halls, and employees with certain job functions may be subject to reasonable suspicion drug and alcohol testing.

Accordingly, the East Carolina University Board of Trustees adopts the following policy, consistent with The UNC Board of Governors' Policy on Illegal Drugs. The policy is intended to accomplish the following:

- 1.1 prevent substance abuse through a strong educational effort;
- 1.2 encourage and facilitate the use of counseling services and rehabilitation programs by those members of the academic community who require their assistance in stopping substance abuse; and
- 1.3 discipline appropriately those members of the academic community who engage in illegal drug or alcohol related behaviors.

## **2. Educational Efforts to Prevent Substance Abuse**

In keeping with its primary mission of education, East Carolina University will conduct an educational program aimed at preventing substance abuse and illegal drug or alcohol use.

Educational efforts shall be directed toward all members of the academic community and will include:

- 2.1 information about the incompatibility of the use or sale of illegal substances with the goals of East Carolina University;
- 2.2 the health hazards associated with illegal drug or alcohol use;
- 2.3 the incompatibility of substance abuse with the maximum achievement of educational, career, and other personal goals;
- 2.4 the medical implications and health risks associated with illegal drug use and substance abuse; and
- 2.5 the potential legal consequences of involvement with illegal drugs or alcohol.

## **3. Counseling and Rehabilitation Services to Prevent Substance Abuse**

Those faculty, staff, or students who seek assistance with a substance abuse related problem shall be provided with information about drug counseling and rehabilitation services available through East Carolina University and community organizations. Those who voluntarily avail themselves of university services shall be assured that applicable professional standards of confidentiality will be observed.

- 3.1 Student Alcohol and Drug Treatment. For students who may experience an alcohol or substance abuse problem while enrolled at the University, a substance abuse counseling program is available. Students may call the Center for Counseling and Student Development at (252) 328-6661 for services and referrals.
- 3.2 Employee Alcohol and Drug Treatment. For employees who may experience an alcohol or substance abuse problem while employed at the University, the University's Employee Assistance Program (EAP) is available. Employees may call the Department of Human Resources, Employee Relations Unit, at (252) 328-9848 or the Benefits Unit at (252) 328-9887 for more information regarding the EAP.

## **4. Enforcement and Penalties Related to Unlawful Drug Possession and Use or Distribution of Illegal Drugs and/or Alcohol**

- 4.1 Students, faculty members, administrators, and other employees are responsible, as citizens, for knowing about and complying with the provisions of North Carolina law that make it a crime to possess, sell, deliver, or manufacture those drugs designated collectively as "controlled substances" in Article 5 of Chapter 90 of the

North Carolina General Statutes. Any member of the university community who violates that law is subject both to prosecution and punishment by judicial or local authorities and to disciplinary proceedings by the university.

4.1.1 It is not “double jeopardy” for both the civil authorities and the University to proceed against and discipline a person for the same specified conduct. The university will initiate its own disciplinary proceedings against a student, faculty member, administrator, or other employee when the alleged conduct is deemed to affect the interests of the university.

4.2 Penalties will be imposed by the university in accordance with procedural safeguards applicable to disciplinary actions against students, faculty members, administrators, and other employees, as required by applicable ECU policy.

4.3 Penalties to be imposed by the University will vary depending upon the nature and seriousness of the offense and may include a range of disciplinary actions, up to and including expulsion from enrollment and discharge from employment. The University may also refer matters to law enforcement for prosecution.

4.3.1 For second or other subsequent offenses involving illegal drugs or alcohol, progressively more severe penalties shall be imposed.

4.3.2 When considering appropriate sanctions for students found responsible for an offense involving illegal drugs or alcohol, the university will sanction consistent with, and through the procedures outlined in, the Student Code of Conduct, which is referenced in the related policies section, above.

4.3.3 When considering appropriate disciplinary action for employees found responsible for a violation of this policy, the university will consider the relationship between the offense and the employee’s position and job performance, including assessment of the nature and gravity of the offense or conduct, the time that has passed since the offense or conduction and the nature of the job held. The penalties to be imposed by the university may range from written warnings with probationary status to discharge (or other separation) from employment.

4.4 A student, faculty member, administrator or other employee found to have violated applicable law or university policies concerning illegal drugs or substance abuse may be required to participate in a drug education and counseling program, consent to regular drug testing, and accept such other conditions and restrictions, including a program of community service, as the chancellor or the chancellor's designee deems appropriate. Refusal or failure to abide by such conditions and restrictions may result in additional disciplinary action, up to and including expulsion from enrollment and discharge (or other separation) from employment.

4.5 Suspension. When a student, faculty member, administrator, or other employee has been charged by the university with a violation of policies concerning illegal drugs or alcohol, in accordance with the Student Code of Conduct or the policies/regulations that apply to that particular employee, he or she may be suspended from enrollment or removed from work before initiation or completion of regular disciplinary proceedings if, assuming the truth of the charges, the chancellor or, the chancellor’s designee, concludes that the person’s continued presence within the university community would constitute a clear and immediate danger to the health or welfare of other members of the university community

4.5.1 If such a suspension or removal from work is imposed on an employee, it is with full pay until the time of an appropriate opportunity to be heard on the alleged charges against the suspended person, which shall be held as promptly as possible thereafter.

4.6 Notification by Employees. In the case of employees, anyone convicted of a criminal drug statute violation shall notify the university no later than five (5) business days after such conviction. The university should commence with appropriate disciplinary action proceedings against such an individual within thirty business (30) days of notice of conviction.

4.6.1 Failure to notify the university by employees may result in disciplinary action upon discovery by the university of said conviction.

## **5. Responsibilities Under This Policy**

5.1 All employees and students shall be responsible for abiding by the provisions of this policy. In the case of employees, adherence with the provisions of the policy shall be a condition of employment. Students and Employees are encouraged to report suspected substance abuse to ECU Cares at (252) 737-5555.

5.2 Pursuant to the authority vested by the chancellor, the Assistant Direct for Counseling –Licensed Clinical Addiction Specialist (Coordinator) is responsible for overseeing all educational programs relating to this policy. The chancellor will render an annual report to the Board of Trustees on the effectiveness of this policy.

5.3 As required by the Drug-Free Workplace Act of 1988, the Drug Free Schools and Communities Act Amendments of 1989 and applicable UNC System policy, the Coordinator will conduct a biennial review of the effectiveness of its educational programs regarding illegal drugs and the consistency of sanction enforcement, and maintain the results of these reviews.

## **6. Dissemination of This Policy**

A copy of this policy shall be distributed annually to each student and employee and to all new employees at the beginning of their employment or new students at the time start of their first academic semester enrolled at ECU. The policy shall be published in the university catalogues and other materials prepared for all enrolled and prospective students and materials distributed to faculty and staff.

## **Possession, Consumption and Sale of Alcoholic Beverages - Interim**

Version 1 (Current Version)

Approved as interim August 28, 2019

### **1. Introduction**

Within the defined jurisdiction of the University Alcohol Policy (the “Policy”), the Possession, Consumption, and Sale of Alcoholic Beverages are prohibited: (a) for all persons under the age of 21; (b) in areas of classrooms being used for instructional purposes; and (c) in all other buildings, facilities, and grounds of the University except as permitted by the Policy or this Regulation.

Alcoholic beverages are defined as spirituous liquor, mixed beverages, malt beverages, and fortified and unfortified wines.

The following provisions apply to the various indicated facilities associated with ECU.

## **2. ECU Athletic Facilities**

2.1. As permitted by Session Law 2019-52, the ECU Board of Trustees approved the issuance of permits for the sale of alcoholic beverages at the following ECU Athletics Facilities, subject to regulations adopted by the Chancellor:

- 2.1.1. Dowdy-Ficklen Stadium,
- 2.1.2. Williams Arena at Minges Coliseum,
- 2.1.3. Clark-LeClair Stadium,
- 2.1.4. ECU Softball Stadium, and
- 2.1.5. Johnson Stadium

2.2. As stated in Session Law 2019-52, “Notwithstanding the issuance of a mixed beverages permit pursuant to G.S 18B-1001(10), this subdivision does not authorize the sale of mixed beverages when the stadium, athletic facility, or arena is being used for a sports event sponsored by the public college or university.” (excluding facilities in provision 2.6 of this regulation).

2.3. ECU, its contracted vendors, businesses that contract for use of the facilities from ECU, and ECU’s Associated Entities, as recognized by ECU pursuant to N.C.G.S. Section 116-20.30, may seek such permits from the appropriate authorities and, if such permits are granted, may sell alcoholic beverages within the premises of the designated ECU Athletic Facilities, including any area that is within 500 feet of the furthest exterior building wall or permanent fixed perimeter as designated in the application for such permits. Persons at least 21 years of age possessing a government-issued identification document as proof of his or her age, such as a driver’s license, are permitted to possess and consume alcoholic beverages in the Athletics Facilities sold to them in accordance with this Interim Regulation.

2.4. The ECU Athletic Director must annually submit an Alcohol Sales Management Plan to the Chancellor.

2.4.1. The plan must be developed in collaboration with all contracted concessionaire vendors, ECU Police Department, Environmental Health & Safety, the Faculty Athletics Representative, the Office of University Counsel, and any contracted security firm.

2.4.2. The plan must address controls to mitigate risks, including, but not limited to, the following:

2.4.2.1. Appropriate Training. No one may sell or serve alcoholic beverages unless they hold a current, active and valid certification in an approved alcoholic beverage service training program from (a) TEAM (Techniques for Effective Alcohol Management) training sponsored by the TEAM Coalition (“TEAM”), or (b) Responsible Alcohol Sales Education (RASE). This training will be conducted by Pitt County ABC and/or North Carolina ALE.

2.4.2.2. In these trainings, staff will be instructed in accordance with the state certified course, which includes how to identify signs of impairment, potential for liability, and how to intervene when necessary. In addition, trained staff members will work with event management to develop a customized Facility Alcohol Management (FAM) plan.

2.4.2.3. A defined per transaction serving limit in accordance with state law.

2.4.2.4. Protocols to deny service to minors or visibly intoxicated individuals.

2.4.2.5. Increased customer service and security presence in parking lots immediately before and after games.

2.4.2.6. Security standards and staffing, which may include security cameras to monitor the program activities.

2.4.2.7. Ensuring supervisors enforce policies via staff dedicated to monitoring compliance.

2.4.2.8. Implementation of multiple layers of identification, including, but not limited to wristbands.

2.4.2.9. Enhanced gate screening to prevent entry of alcohol.

2.4.2.10. Use of existing first-aid stations.

2.4.2.11. Communication protocols for fans to share concerns about alcohol sales.

2.4.2.12. Promotion of responsible drinking, ride sharing, and designated drivers.

## 2.5. Tailgating

2.5.1. Persons at least 21 years of age (sometimes referred to as “of legal age”) possessing a government-issued identification document as proof of age, such as a driver’s license, are permitted to possess and consume alcoholic beverages in the Athletics-managed Facilities parking areas in connection with tailgating at events being held in the Athletics Facilities, or on such other occasions as permitted by the Chancellor or the Chancellor’s designee, during times and at locations within the Athletics Facilities parking area specified by the University.

2.5.2. Alcoholic beverages may be possessed and consumed by persons at least 21 years of age within the following Pirate Club tailgating lots during a period beginning no earlier than six (6) hours immediately before and ending no later than two (2) hours immediately following the official conclusion of the related athletic event:

2.5.2.1. Stratford Arms

2.5.2.2. Williams Jungle

2.5.2.3. Clark-LeClair Lot

2.5.2.4. Carol Belk Lot

2.5.2.5. Elmhurst School

2.5.2.6. Silver Lot

2.5.2.7. Gold Lot

2.5.2.8. Blue Lot

2.5.2.9. Gray Lot

2.5.2.10. White Lot

2.5.2.11. Purple Lot

2.5.2.12. Lower Minges

2.5.2.13. Hight Field

2.5.2.14. College Hill Lot

2.5.3. The time and access restrictions listed in 2.5.2 do not include those with valid Recreational Vehicle (RV) parking passes.

## 2.6. Pirate Club Sponsored Events

2.6.1. Possession and consumption of alcoholic beverages in the areas specified below may occur only in connection with and through service of alcoholic beverages by one or more professional bartender(s) secured by the Pirate Club or the ECU Alumni Association for that purpose, in compliance with a duly issued permit or license from a State or local agency with jurisdiction over such service under applicable provisions of the General Statutes of North Carolina.

2.6.1.1. TowneBank Tower (excluding Suites and Loge Boxes, which are governed by the manuals for their use)

2.6.1.2. Murphy Center

2.6.1.3. Williams - Clark Club Level

## 2.7. Disciplinary Action

2.7.1. No alcoholic beverage may be taken inside the Athletics Facilities except as served and restricted by an Associated Entity of ECU that has applied for and obtained permission to serve alcoholic beverages in compliance with ECU policy and applicable law, regulations, and ordinances.

2.7.2. Persons found in possession of alcoholic beverages within the Athletics Facilities, except as otherwise permitted by the Policy or as designated herein, will forfeit their game or event ticket(s) with no right of refund and be expelled from the game or event and may be permanently banned from all or any part of the University, including the Athletics Facilities, for violation(s) of the Policy, including but not limited to this Regulation.

2.7.3. Disciplinary actions taken against University students and employees for violations shall be in accordance with applicable University policies, such as the ECU Student Code of Conduct (for students only).

2.8. The Director of Athletics may permit possession and consumption of alcoholic beverages at occasions unrelated to any athletic event, tailgating, or any other event being held in the Athletics Facilities if the service of such beverages is pursuant to an applicable license issued by the State Board of Alcoholic Control, under pertinent provisions of the General Statutes of North Carolina.



### **3. Other Approved Areas**

- 3.1. The provisions below designate the Other Approved Areas where the Chancellor has approved the possession and consumption of alcoholic beverages, as defined by the Policy.
- 3.2. Wherever alcoholic beverages are possessed or consumed:
- 3.2.1. The persons possessing and/or serving the alcohol must ensure adequate safeguards are in place for compliance with federal, state, and municipal ordinances and laws and all University Policies;
  - 3.2.2. For University or University Associated Entity (e.g., foundation) sponsored events or activities, alcoholic beverages must be distributed by a bartender through the University contracted catering services or through a University-approved bartender;
  - 3.2.3. Approval for the possession and consumption of alcoholic beverages must be obtained in advance and to the extent specified in the Policy; and
  - 3.2.4. The designation of an Other Approved Area notwithstanding, alcoholic beverages will not be made available, possessed, or consumed within areas designated for use by the University as "Alcohol Free" (such as at alcohol free student events sponsored by the Division of Student Affairs).
- 3.3. New requests to add a location to the list of Other Approved Areas are to be submitted to the Chancellor's Chief of Staff.
- 3.4. Alcoholic beverages may be possessed and consumed if served by professional bartenders, as referenced above, at University-approved special events held by the University or University Associated Entities at the following locations
- 3.4.1. East Campus Locations
    - 3.4.1.1. Spilman Building (Lobby and conference rooms only)
    - 3.4.1.2. Croatan (Green Room only)
    - 3.4.1.3. Whichard Building (Lobby only)
    - 3.4.1.4. Joyner Library (Lobby of Faulkner Gallery)
    - 3.4.1.5. Howell Science Building (Lobby only)
    - 3.4.1.6. Brewster Building (Lobby only)
    - 3.4.1.7. Rivers Building (Lobby only)
    - 3.4.1.8. Jenkins Fine Art Center (Lobby and Gray Gallery only)
    - 3.4.1.9. Science and Technology (1st & 2nd floor lobby)
    - 3.4.1.10. Rawl Annex (Faculty Senate office only)
    - 3.4.1.11. Willis Building (multipurpose room and lobby only)
    - 3.4.1.12. ECU Mall (at formally approved ECU Alumni Association events only)

3.4.1.13. Mendenhall Student Center (Great Rooms)

3.4.1.14. Greenville Centre (Room 1200)

3.4.1.15. Gateway West (The Sounds/Belk Plaza)

3.4.1.16. Wright Auditorium (Lobby)

3.4.1.17. Main Student Center (all non-public areas as well as Student Center Art Galleries and 3rd Floor Outdoor Deck)

#### 3.4.2. West Campus Locations

3.4.2.1. Brody School of Medicine (2 West rooms only)

3.4.2.2. Brody School of Medicine-Commons

3.4.2.3. Ross Hall (2nd Floor Rotunda and Conference room 3001; rooms 4001 and 4100)

3.4.2.4. East Carolina Heart Institute (Lobby, Conference Rooms A-D only)

3.4.2.5. Medical & Health Foundation Building (Room #2; Courtyard)

3.4.2.6. Family Medicine Building (conference room)

3.4.2.7. Health Sciences Campus Student Center (all non-public areas as well as 2nd Floor Student Center Art Gallery and the 3rd Floor Beacon Lounge)

3.4.2.8. Health Sciences Building

3.4.2.8.1. College of Nursing (Lobby; Room 4300)

3.4.2.8.2. Laupus Library (2nd floor Donor Wall/Reference Floor; 4th floor-Gallery)

3.4.2.8.3. College of Allied Health (Lobby and Conference Room 4415)

#### 3.4.3. Other

3.4.3.1. Chancellor's Residence

3.4.3.2. Instructional classrooms where the subject matter of the curriculum of a course listed in a University Catalog is related to alcoholic beverages (e.g., zymology, viticulture and/or oenology, food and beverage science, nutrition, etc.); provided, however, the possession and consumption of alcoholic beverages in a classroom setting must be approved in advance in writing by the Dean or Director of the academic unit, as applicable, and must comport to the highest industry standards of instructional practice (e.g., the use of spittoons for wine tasting, etc.).

3.4.3.3. Coastal Studies Institute, Wanchese, NC (Lobby and Conference Room(s) only)

## **4. Relation of Interim Regulation to University Alcohol Policy**

4.1. This Interim Regulation is promulgated pursuant to the express authority of the Board of Trustees as delegated to the Chancellor in the Board's Resolution adopted July 12, 2019. At the time of the promulgation of this Interim Regulation, the University Alcohol Policy is being revised to include the approved sale of alcoholic

beverages at ECU Athletic Facilities. However, that revision may not be complete when this Interim Regulation becomes effective. Therefore, to the extent that this Interim Regulation is in conflict with the University Alcohol Policy as applied to the sale of alcoholic beverages at ECU Athletic Facilities, this Interim Regulation is controlling.

### **University Good Samaritan Regulation (GSR)**

Policy REG11.30.02

Title University Good Samaritan Regulation (GSR)

Category Student Affairs

Sub-category Student Discipline

Authority Chancellor

History Approved May 28, 2014.

Contact Associate Vice Chancellor for Student Affairs, 328-2092; Director, Office of Student Rights and Responsibilities, 328-6824; Assistant Director, Center for Counseling and Student Development, 328-6661.

Related Policies Student Conduct Process

#### **1. Purpose**

1.1. The purpose of the Good Samaritan Regulation (“Regulation” or “GSR”) is to remove a potential barrier and facilitate access to emergency medical care in cases of alcohol related medical emergencies. The goal is to increase the likelihood that a person needing medical assistance will receive this assistance by reducing the reluctance of students to seek out appropriate help due to fear of potential University consequences assigned by the Office of Student Rights and Responsibilities (“OSRR”) to themselves or another person in need of assistance.

1.2. The GSR is part of East Carolina University’s comprehensive approach to reduce the harmful consequences caused by the misuse of alcohol. It is designed to promote responsible decision making when students are faced with a potentially harmful, or deadly, alcohol related medical situation. This regulation finds support in the ECU Creed which states: “I will be thoughtful and responsible in my words and actions” and “I will engage in purposeful citizenship by serving as a positive role model,” and aligns well with the University’s mission to help prepare future leaders by encouraging healthy, pro-active, civically responsible actions by our students in a time of a crisis.

1.3. The minimum legal drinking age (MLDA) in the state of North Carolina is 21 years old. Nothing in this procedure should indicate that the University condones underage drinking. We are also cognizant, however, that many underage college students will choose to consume alcohol regardless of the MLDA. With this choice comes the risk of very harmful consequences; research has long demonstrated that the misuse of alcohol is the number one health risk on U.S. college campuses. This GSR regulation is designed to address this reality by reducing the risk of alcohol-related harm for students via an increased likelihood of medical intervention. The regulation stipulates that individuals who are involved in an emergency situation are provided education related to alcohol risk-reduction in order to reduce the likelihood of future occurrences.

#### **2. Students Qualifying for Good Samaritan Amnesty**

2.1. Subject to the provisions of this regulation, the ECU GSR may apply in the following situations:

2.1.1. When a student, acting in good faith and upon reasonable belief that he or she was the first to call for assistance, contacts ECU personnel or emergency services (“EMS”) for medical assistance related to his or her own alcohol use or intoxication, and EMS responds and makes a medical assessment at the locale.

2.1.2. When a student calls for emergency assistance on behalf of another person experiencing an alcohol-related medical emergency and EMS responds and makes a medical assessment at the locale. The student shall use his or

her own name when contacting authorities and shall remain with the person needing medical attention until help arrives.

2.1.3. When a student is named in an ECU Police Report or Campus Appearance Ticket as having been present and lending a helping hand during an alcohol-related medical emergency and it is documented that emergency assistance was requested. Likewise, failure to call for medical assistance in an alcohol related emergency may be considered an aggravating circumstance that may affect a conduct case resolution and/or result in increased sanctions.

## 2.2 Gathering Information and Documents

2.2.1 In a preliminary meeting with the student or organization, OSRR will gather information pertinent to the facts for determining the appropriateness of granting GSR amnesty. This meeting will consider the available facts and documentation, including, but not limited to, the following: Documentation verifying that EMS was called, responded, and rendered medical attention; Documentation of a visit to a hospital Emergency Department; A written report from a police department, other law enforcement entity, or Campus Living; Any record of the Blood Alcohol Level as determined by medical personnel.

## 2.3 Procedures for case management

2.3.1 Students who receive or request on behalf of another person emergency medical attention related to the consumption of alcohol may be eligible to receive GSR amnesty. Such students should be referred to OSRR. OSRR will track each GSR amnesty request in order to maintain appropriate data and documentation. OSRR will document that the office has discussed the potential for GSR amnesty with potentially qualified students or organizations referred to it, explaining the GSR regulation, its usage, and GSR onetime per academic school year applicability. Additionally, OSRR will provide such students with an informational Good Samaritan letter detailing the GSR regulation specifics.

## 3. Effect of GSR Amnesty

3.1. In the discretion of OSRR, if the student qualifies for medical amnesty under this regulation, OSRR may refrain from charging or sanctioning the student for one or more violations of the Student Code of Conduct related to alcohol. As a condition of receiving amnesty, students may be required to successfully complete a substance abuse assessment through the Center for Counseling and Student Development ("CCSD") or undergo such other educational activity or medical course of treatment as deemed appropriate by OSRR.

3.2. In compliance with the Family Educational Rights and Privacy Act ("FERPA") and University policies and regulations, OSRR will notify the parent(s) or legal guardian(s) of students under the age of 21 who receive GSR amnesty under this regulation. A student that does not want his or her parents to be notified may appeal to OSRR. Pursuant to the Parental Notification Policy, OSRR will, in turn, refer the student to CCSD. CCSD will make a recommendation that will be given back to OSRR for consideration in determining parental notification disposition.

3.3. A student may be granted GSR amnesty no more than once per academic school year. Records of all known requests for assistance in medical emergencies shall be maintained by OSRR, as outlined in section 2.3, above. In the event a student who previously received amnesty is involved in a subsequent conduct-related incident, the existence of a previous receipt of amnesty, and the circumstances involved in the previous incident, may be taken into account by OSRR when considering sanctions in subsequent conduct-related incidents.

## 4. Clubs/Organizations

4.1. Good Samaritan amnesty for a recognized club/organization may be granted to the club/organization only.

4.2. If a student representative of a university recognized club or organization hosting an event seeks medical assistance in a medical emergency as described in section 2 above, then the club/organization may be eligible for GSR amnesty as it applies to clubs/organizations.

4.3. Representatives from the organization may be required to meet with OSRR. Clubs/organizations qualifying for GSR amnesty under this regulation will not be charged or sanctioned for violations of the University's alcohol-related policies.

4.4. As a condition of receiving amnesty, such organizations/clubs may be required to participate in or organize an appropriate educational program to be presented to the club/organization members or others and/or complete such other educational activity as deemed appropriate by OSRR.

4.5. Clubs/organizations may be granted GSR amnesty no more than once per academic school year and only for appropriately recognized events of their organization.

4.6. While the act of responsibly calling for prompt medical attention in compliance with this regulation may mitigate OSRR sanctions against the club/organization resulting from Code violations that may have occurred at the time of the incident, failure to call for medical assistance in an alcohol-related emergency may be considered an aggravating circumstance that may affect a conduct case resolution, and/or result in increased sanctions

#### 5. Limitations

5.1. The GSR applies to alcohol related incidents that require emergency medical attention as described in this regulation. This regulation does not apply to any other type of drug related behavior including use, possession, or distribution.

5.2. The GSR applies only to alcohol Student Code of Conduct violations. If other prohibited conduct occurs, including, but not limited to, assault, theft, driving while impaired, property damage etc., the student(s)/clubs/organizations will be held responsible by the University and OSRR for those violations.

5.3. Nothing in this regulation shall prevent an individual who has enforcement obligations under state or federal law to report, charge, or take other action related to the possible criminal prosecution of any student for his/her conduct.

#### NC Good Samaritan Law

##### SESSION LAW 2013-23, SENATE BILL 20

AN ACT TO PROVIDE LIMITED IMMUNITY FROM PROSECUTION FOR (1) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL WHO SEEKS MEDICAL ASSISTANCE FOR A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE AND (2) CERTAIN DRUG-RELATED OFFENSES COMMITTED BY AN INDIVIDUAL EXPERIENCING A DRUG-RELATED OVERDOSE AND IN NEED OF MEDICAL ASSISTANCE; TO PROVIDE IMMUNITY FROM CIVIL OR CRIMINAL LIABILITY FOR (1) PRACTITIONERS WHO PRESCRIBE AN OPIOID ANTAGONIST TO CERTAIN THIRD PARTIES AND (2) CERTAIN INDIVIDUALS WHO ADMINISTER AN OPIOID ANTAGONIST TO A PERSON EXPERIENCING A DRUG-RELATED OVERDOSE; AND TO PROVIDE LIMITED IMMUNITY FROM PROSECUTION FOR CERTAIN ALCOHOL-RELATED OFFENSES COMMITTED BY PERSONS UNDER THE AGE OF 21 WHO SEEK MEDICAL ASSISTANCE FOR ANOTHER PERSON.

The General Assembly of North Carolina enacts:

SECTION 1. Article 5 of Chapter 90 of the General Statutes is amended by adding a new section to read:

"§ 90-96.2. Drug-related overdose treatment; limited immunity.

(a) As used in this section, "drug-related overdose" means an acute condition, including mania, hysteria, extreme physical illness, coma, or death resulting from the consumption or use of a controlled substance, or another substance with which a controlled substance was combined, and that a layperson would reasonably believe to be a drug overdose that requires medical assistance.

(b) A person acting in good faith who seeks medical assistance for an individual experiencing a drug-related overdose shall not be prosecuted for (i) a misdemeanor violation of G.S. 90-95(a)(3), (ii) a felony violation of G.S. 90-95(a)(3) for possession of less than one gram of cocaine, (iii) a felony violation of G.S. 90-95(a)(3) for possession of less than one gram of heroin, or (iv) a violation of G.S. 90-113.22 if the evidence for prosecution under those sections was obtained as a result of the person seeking medical assistance for the drug-related overdose.

(c) A person who experiences a drug-related overdose and is in need of medical assistance shall not be prosecuted for (i) a misdemeanor violation of G.S. 90-95(a)(3), (ii) a felony violation of G.S. 90-95(a)(3) for possession of less than one gram of cocaine, (iii) a felony violation of G.S. 90-95(a)(3) for possession of less than one gram of heroin, or (iv) a violation of G.S. 90-113.22 if the evidence for prosecution under those sections was obtained as a result of the drug-related overdose and need for medical assistance.

(d) Nothing in this section shall be construed to bar the admissibility of any evidence obtained in connection with the investigation and prosecution of other crimes committed by a person who otherwise qualifies for limited immunity under this section."

SECTION 2. Article 5 of Chapter 90 of the General Statutes is amended by adding a new section to read:

"§ 90-106.2. Treatment of overdose with opioid antagonist; immunity.

(a) As used in this section, "opioid antagonist" means naloxone hydrochloride that is approved by the federal Food and Drug Administration for the treatment of a drug overdose.

(b) A practitioner acting in good faith and exercising reasonable care may directly or by standing order prescribe an opioid antagonist to (i) a person at risk of experiencing an opiate-related overdose or (ii) a family member, friend, or other person in a position to assist a person at risk of experiencing an opiate-related overdose. As an indicator of good faith, the practitioner, prior to prescribing an opioid under this subsection, may require receipt of a written communication that provides a factual basis for a reasonable conclusion as to either of the following:

(1) The person seeking the opioid antagonist is at risk of experiencing an opiate-related overdose.

(2) The person other than the person who is at risk of experiencing an opiate-related overdose, and who is seeking the opioid antagonist, is in relation to the person at risk of experiencing an opiate-related overdose:

a. A family member, friend, or other person.

b. In the position to assist a person at risk of experiencing an opiate-related overdose.(c) A person who receives an opioid antagonist that was prescribed pursuant to subsection (b) of this section may administer an

opioid antagonist to another person if (i) the person has a good faith belief that the other person is experiencing a drug-related overdose and (ii) the person exercises reasonable care in administering the drug to the other person. Evidence of the use of reasonable care in administering the drug shall include the receipt of basic instruction and information on how to administer the opioid antagonist.

(d) All of the following individuals are immune from any civil or criminal liability for actions authorized by this section:

- (1) Any practitioner who prescribes an opioid antagonist pursuant to subsection (b) of this section.
- (2) Any person who administers an opioid antagonist pursuant to subsection (c) of this section."

SECTION 3. Chapter 18B of the General Statutes is amended by adding a new section to read:  
"§ 18B-302.2. Medical treatment; limited immunity.

Notwithstanding any other provision of law, a person under the age of 21 shall not be prosecuted for a violation of G.S. 18B-302 for the possession or consumption of alcoholic beverages if law enforcement, including campus safety police, became aware of the possession or consumption of alcohol by the person solely because the person was seeking medical assistance for another individual. This section shall apply if, when seeking medical assistance on behalf of another, the person did all of the following:

- (1) Acted in good faith, upon a reasonable belief that he or she was the first to call for assistance.
- (2) Used his or her own name when contacting authorities.
- (3) Remained with the individual needing medical assistance until help arrived."

SECTION 4. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 4th day of April, 2013.

s/ Daniel J. Forest  
President of the Senate

s/ Thom Tillis  
Speaker of the House of Representatives

s/ Pat McCrory  
Governor

§ 18B-302.2. Medical treatment; limited immunity.

(a) Limited Immunity for Samaritan. – Notwithstanding any other provision of law, a person under the age of 21 shall not be prosecuted for a violation of G.S. 18B-302 for the possession or consumption of alcoholic beverages if all of the following requirements and conditions are met:

(1) The person sought medical assistance for an individual experiencing an alcohol-related overdose by contacting the 911 system, a law enforcement officer, or emergency medical services personnel.

(1a) The person acted in good faith when seeking medical assistance, upon a reasonable belief that he or she was the first to call for assistance.

(2) The person provided his or her own name to the 911 system or to a law enforcement officer upon arrival.

(3) Repealed by Session Laws 2015-94, s. 2, effective August 1, 2015, and applicable to offenses committed on or after that date.

(4) The person did not seek the medical assistance during the course of the execution of an arrest warrant, search warrant, or other lawful search.

(5) The evidence for prosecution of a violation of G.S. 18B-302 for the possession or consumption of alcoholic beverages was obtained as a result of the person seeking medical assistance for the alcohol-related overdose.

(b) Limited Immunity for Overdose Victim. – The immunity described in subsection (a) of this section shall extend to the person who needed medical assistance if the requirements in subdivisions (1), (1a), (4), and (5) of subsection (a) are satisfied.

(c) Probation or Release. – A person shall not be subject to arrest or revocation of pretrial release, probation, parole, or post-release if the arrest or revocation is based on an offense for which the person is immune from prosecution under subsection (a) or (b) of this section. The arrest of a person for an offense for which subsection (a) or (b) of this section may provide the person with immunity will not itself be deemed to be a commission of a new criminal offense in violation of a condition of the person's pretrial release, condition of probation, or condition of parole or post-release.

(d) Civil Liability for Arrest or Charges. – In addition to any other applicable immunity or limitation on civil liability, a law enforcement officer who, acting in good faith, arrests or charges a person who is thereafter determined to be entitled to immunity under this section shall not be subject to civil liability for the arrest or filing of charges. (2013-23, s. 3; 2015-94,

#### § 90-96.2. Drug-related overdose treatment; limited immunity.

(a) As used in this section, "drug-related overdose" means an acute condition, including mania, hysteria, extreme physical illness, coma, or death resulting from the consumption or use of a controlled substance, or another substance with which a controlled substance was combined, and that a layperson would reasonably believe to be a drug overdose that requires medical assistance.

(b) Limited Immunity for Samaritan. – A person shall not be prosecuted for any of the offenses listed in subsection (c3) of this section if all of the following requirements and conditions are met:

(1) The person sought medical assistance for an individual experiencing a drug-related overdose by contacting the 911 system, a law enforcement officer, or emergency medical services personnel.

(2) The person acted in good faith when seeking medical assistance, upon a reasonable belief that he or she was the first to call for assistance.

(3) The person provided his or her own name to the 911 system or to a law enforcement officer upon arrival.

(4) The person did not seek the medical assistance during the course of the execution of an arrest warrant, search warrant, or other lawful search.



(5) The evidence for prosecution of the offenses listed in subsection (c3) of this section was obtained as a result of the person seeking medical assistance for the drug-related overdose.

(c) Limited Immunity for Overdose Victim. – The immunity described in subsection (b) of this section shall extend to the person who experienced the drug-related overdose if all of the requirements and conditions listed in subdivisions (1), (2), (4), and (5) of subsection (b) of this section are satisfied.

(c1) Probation or Release. – A person shall not be subject to arrest or revocation of pretrial release, probation, parole, or post-release if the arrest or revocation is based on an offense for which the person is immune from prosecution under subsection (b) or (c) of this section. The arrest of a person for an offense for which subsection (b) or (c) of this section may provide the person with immunity will not itself be deemed to be a commission of a new criminal offense in violation of a condition of the person's pretrial release, condition of probation, or condition of parole or post-release.

(c2) Civil Liability for Arrest or Charges. – In addition to any other applicable immunity or limitation on civil liability, a law enforcement officer who, acting in good faith, arrests or charges a person who is thereafter determined to be entitled to immunity under this section shall not be subject to civil liability for the arrest or filing of charges.

(c3) Covered Offenses. – A person shall have limited immunity from prosecution under subsections (b) and (c) of this section for only the following offenses:

- (1) A misdemeanor violation of G.S. 90-95(a)(3).
- (2) A felony violation of G.S. 90-95(a)(3) for possession of less than one gram of cocaine.
- (3) A felony violation of G.S. 90-95(a)(3) for possession of less than one gram of heroin.
- (4) A violation of G.S. 90-113.22.

(d) Construction. – Nothing in this section shall be construed to do any of the following:

- (1) Bar the admissibility of any evidence obtained in connection with the investigation and prosecution of (i) other crimes committed by a person who otherwise qualifies for limited immunity under this section or (ii) any crimes G.S. 90-96.2 committed by a person who does not qualify for limited immunity under this section.
- (2) Limit any seizure of evidence or contraband otherwise permitted by law.
- (3) Limit or abridge the authority of a law enforcement officer to detain or take into custody a person in the course of an investigation of, or to effectuate an arrest for, any offense other than an offense listed in subsection (c3) of this section.
- (4) Limit or abridge the authority of a probation officer to conduct drug testing of persons on pretrial release, probation, or parole. (2013-23, s. 1; 2015-94,

## F. Federal and State Laws

- I. Federal Drug Laws
- II. NC Drug Laws
- III. NC Drug Schedules
- IV. Drug Trafficking Penalties
- V. NC Alcohol Laws

### D. Federal Drug Laws

Federal law imposes restrictions and penalties on the possession, distribution, and illegal sale of any controlled substance as well as the sale or distribution of drug paraphernalia. Substances are grouped into five categories in order to easily impose restrictions on several substances at once instead of having to draft laws for each individual substance. The basic categories are as follows:

- **Schedule 1:** Ecstasy, LSD, heroin, marijuana
- **Schedule 2:** Cocaine, methamphetamine, hydrocodone, oxycodone, Adderall, Vicodin, Ritalin
- **Schedule 3:** Anabolic steroids, ketamine, testosterone.
- **Schedule 4:** Ambien, Xanax, and Valium.
- **Schedule 5:** Lyrica and cough suppressants

The law prohibiting unauthorized possession of any controlled substance is found in 21 USC § 844. Simple possession of any controlled substance (meaning having a small amount for personal consumption without intending to distribute or sell) is a misdemeanor under federal law carrying a fine of at least \$1,000 and no more than one year in prison (except for possession of Flunitrazepam, more commonly known as “roofies,” which is always a felony and carries a greater penalty). Repeat possession offenders may be charged with a felony, which carries a longer prison sentence and greater fine. Possession with intent to distribute carries penalties which are potentially even more severe. In addition to prison time and fines, civil penalties may also be imposed on anyone violating federal possession laws. Persons convicted of possession may also be fined for the reasonable costs of the investigation and prosecution of the offense.

However, it is important to note that most federal drug convictions are for drug trafficking, not possession. The penalties for drug trafficking are found in 21 USC § 841. Penalties are structured to impose prison sentences and fines which vary according to the quantity of the controlled substance involved in the transaction. Persons who violate drug trafficking laws within 1,000 feet of a university may face penalties or prison terms and fines up to twice as high as the regular penalties. An updated chart showing trafficking laws and penalties is attached to this report and can be found at this link:

[https://www.dea.gov/sites/default/files/2018-06/drug\\_of\\_abuse.pdf#page=30](https://www.dea.gov/sites/default/files/2018-06/drug_of_abuse.pdf#page=30)

## II. NC Drug Laws

Most university students or employees who choose to participate in illegal drug-related activities will be prosecuted under North Carolina law. North Carolina law, like federal law, prohibits possession of any controlled substance, possession with intent to distribute, and trafficking in any controlled substance. North Carolina has its own scheduling system. The scheduling system mirrors the federal system except for a separate category, Schedule VI, for marijuana (federal law places marijuana in Schedule I). The specific scheduling classifications can be found in N.C. General Statutes § 90-89 through § 90-94. Penalties vary for each schedule. For example, Possession of a Schedule I narcotic is automatically a felony which carries severe fines and 4-5 months mandatory jail time while Schedule VI violations result in either class 2 or class 3 misdemeanors which carry very light sentences. A summary of the penalties is attached to this report and can be found at: <https://davidsonccc.edu/wp-content/uploads/2018/10/North-Carolina-Schedules.pdf>. The bottom part of the pdf contains a summary of the quantities necessary to potentially be charged with drug trafficking under North Carolina law. Note that the quantities one must possess to be charged with drug trafficking under North Carolina law are much less than those needed to be charged with a federal trafficking crime. Article 5B of the North Carolina Controlled Substance Act prohibits the possession of drug paraphernalia including marijuana paraphernalia and the manufacturing or delivering of drug paraphernalia. The physical nature of the object does not determine whether its drug paraphernalia (this is why we see smoke shops near college campuses selling bongos, pipes, and other devices which are traditionally used for smoking and ingesting marijuana). The law specifies what evidence may be used in order to determine if an object is drug paraphernalia. These factors are listed in § 90-113.21(b) and include the object's proximity to a controlled substance, the presence of any residue of a controlled substance on the object, any descriptive materials accompanying the object, prior convictions of the owner for violations of the controlled substance act, possible legitimate uses of the object, etc.

Here are a few other aspects of North Carolina drug law to be aware of:

1. North Carolina recently passed a law which provides an exemption for use or possession of "hemp extract" if it is used for the treatment of epilepsy. N.C. Gen. Stat. § 90-94.1
2. There are additional penalties whenever a drug transaction or drug law violation involves a minor. N.C. Gen. Stat. § 90-95.4; §90-95.5; §90-95.6; § 90-95.7
3. North Carolina law provides limited immunity for a "good Samaritan." If someone calls 911 or a law enforcement officer to seek medical assistance for someone experiencing an overdose, they have limited immunity. Specifically, they cannot be charged with any misdemeanor possession violation, or a felony possession violation if they have less than one gram of cocaine or heroin. This provision is found in § 90-96.2.

### III. NC Drug Schedules

<p>Schedule I</p> <p>Has a high potential for abuse.</p> <p>Has no medical use.</p> <p>Has a lack of accepted safety.</p>	<p>Heroin</p> <p>Ecstasy</p> <p>GHB</p> <p>Methaqualone</p> <p>Peyote</p> <p>Opiates (and others)</p>	<p>First Offense</p> <p>Class I Felony</p> <p>4-5 Months</p>	<p>Table Cell</p>
<p>Schedule II</p> <p>Has a high potential for abuse.</p> <p>Has accepted medical use with severe restrictions.</p> <p>Abuse may lead to physical or psychological dependence.</p>	<p>Cocaine</p> <p>Raw Opium</p> <p>Opium Extracts, Fluid and Powder</p> <p>Codeine</p> <p>Hydrocodone</p> <p>Morphine</p> <p>Methadone</p> <p>Methamphetamine</p> <p>Ritalin (and others)</p>	<p>First Offense</p> <p>Class 1 Misdemeanor</p> <p>45 Days in Jail</p>	<p>Second Offense</p> <p>Class I Felony</p> <p>4-5 Months</p>
<p>Schedule III</p> <p>Has potential for abuse, but less than Schedule I or II substances.</p> <p>Has an accepted medical use.</p> <p>Abuse may lead to limited dependence.</p>	<p>Ketamine</p> <p>Anabolic Steroids</p> <p>Some Barbituates (and others)</p>	<p>First Offense</p> <p>Class 1 Misdemeanor</p> <p>45 Days in Jail</p>	<p>Second Offense</p> <p>Class I Felony</p> <p>4-5 Months</p>
<p>Schedule IV</p> <p>Has a low potential for abuse.</p> <p>Has an accepted medical use.</p> <p>Abuse may lead to limited dependence.</p>	<p>Valium</p> <p>Xanax</p> <p>Rohypnol</p> <p>Darvon</p> <p>Clonazepam</p> <p>Barbital (and others)</p>	<p>First Offense</p> <p>Class 1 Misdemeanor</p> <p>45 Days in Jail</p>	<p>Second Offense</p> <p>Class I Felony</p> <p>4-5 Months</p>
<p>Schedule V</p> <p>Has a low potential for abuse.</p> <p>Has an accepted medical use.</p> <p>Abuse may lead to limited dependence.</p>	<p>Over the counter cough medicines with codeine (and others)</p>	<p>First Offense</p> <p>Class 2 Misdemeanor</p> <p>30 Days in Jail</p>	<p>Second Offense</p> <p>Class 1 Misdemeanor</p> <p>45 Days in Jail</p>
<p>Schedule VI</p> <p>Has a low potential for abuse.</p> <p>Has no accepted medical use.</p> <p>Abuse may lead to limited dependence.</p>	<p>Marijuana</p> <p>Hashish</p> <p>Hashish Oil</p>	<p>First Offense</p> <p>Class 3 Misdemeanor</p> <p>10 Days in Jail or Suspended Sentence</p>	<p>Second Offense</p> <p>Class 2 Misdemeanor</p> <p>30 Days in Jail</p>

#### IV. Drug Trafficking Penalties

Marijuana	<ul style="list-style-type: none"> <li>• 10 – 49 lbs.</li> <li>• 50 – 1,999 lbs.</li> <li>• 2,000 – 9,999 lbs.</li> <li>• 10,000 lbs. or more</li> </ul>	<ul style="list-style-type: none"> <li>• Class H Felony 25 – 30 Months</li> <li>• Class G Felony 35 – 42 Months</li> <li>• Class F Felony 70 – 84 Months</li> <li>• Class D Felony 175 – 219 Months</li> </ul>	<ul style="list-style-type: none"> <li>• \$5,000 Fine</li> <li>• \$25,000 Fine</li> <li>• \$50,000 Fine</li> <li>• \$200,000 Fine</li> </ul>
Heroin	<ul style="list-style-type: none"> <li>• 4 – 13 grams</li> <li>• 14 – 27 grams</li> <li>• 28 grams or more</li> </ul>	<ul style="list-style-type: none"> <li>• Class F Felony 70 – 84 Months</li> <li>• Class E Felony 90 – 117 Months</li> <li>• Class C Felony 225 – 279 Months</li> </ul>	<ul style="list-style-type: none"> <li>• \$50,000 Fine</li> <li>• \$100,000 Fine</li> <li>• \$250,000 Fine</li> </ul>
Cocaine	<ul style="list-style-type: none"> <li>• 28 – 199 grams</li> <li>• 200 – 399 grams</li> <li>• 400 grams or more</li> </ul>	<ul style="list-style-type: none"> <li>• Class G Felony 35 – 42 Months</li> <li>• Class F Felony 70 – 87 Months</li> <li>• Class D Felony 175 – 219 Months</li> </ul>	<ul style="list-style-type: none"> <li>• \$50,000 Fine</li> <li>• \$100,000 Fine</li> <li>• \$250,000 Fine</li> </ul>
Methamphetamines	<ul style="list-style-type: none"> <li>• 28 – 199 grams</li> <li>• 200 – 399 grams</li> <li>• 400 grams or more</li> </ul>	<ul style="list-style-type: none"> <li>• Class F Felony 70 – 84 Months</li> <li>• Class E Felony 90 – 117 Months</li> <li>• Class C Felony 225 – 279 Months</li> </ul>	<ul style="list-style-type: none"> <li>• \$50,000 Fine</li> <li>• \$100,000 Fine</li> <li>• \$250,000 Fine</li> </ul>

#### V. NC Alcohol Laws

- a. Minimum Age Laws Overview
- b. Alcohol Violations
- c. Greenville Alcohol Ordinances

### **a. Minimum Age Laws Overview**

North Carolina's alcohol laws permit adults 18 or older to serve alcohol in restaurants. Or in any venue for on-site consumption. The same for tending bar. To sell alcohol for off-site consumption it may be different. Those who sell spirits must also be 18 or older. But there's no minimum legal age law for selling beer or wine in such a venue.

Local alcohol laws are often more restrictive than state law. Some to the point of prohibition.

The use of a false ID to buy alcohol is a crime. It is also illegal for those under 21 to drive with any alcohol in their blood. The only legal BAC for them is 0.00.

North Carolina alcohol laws make no exceptions for consuming alcohol under age 21.

### **b. Alcohol Violations**

#### **Selling Alcohol**

It's a violation of North Carolina alcohol laws to sell alcohol to anyone under 21. That includes adults 18, 19, and 20. There are no exceptions. And it's illegal to sell or serve alcohol to anyone who is intoxicated. Retailers may sell or serve alcohol between 7 a.m. and 2 a.m. Mondays through Saturdays. They may only sell or serve it after noon on Sundays. However, some counties and towns further restrict Sunday sales.

#### **Retailers may not:**

Have Happy Hours. That is, offer free or reduced drink prices during limited hours. They must be offered to all customers for the entire day and in all areas of the business.  
Offer certain drink specials or promotions. They include two for the price of one, or buy one and get one free. Buy one and get another for a nickel, or buy a meal (or anything) and get a free drink, etc.  
Permit customers to continue drinking on their premises after 2:30 a.m.

#### **Buying Alcohol**

It's illegal for anyone under 21 to buy alcohol, or to try to buy it. Helping anyone under 21 obtain alcohol is also illegal. This includes buying or giving them alcohol, or lending an ID so they can buy it. Nor may parents, ministers, physicians give or administer even a tiny amount of alcohol for any reason.

Customers may only receive one drink at a time. The only exception is a boiler maker. It's one shot in one beer. Only two or more customers may buy a pitcher of beer. However, one customer may buy one bottle of wine. And a customer may re-cap a partially consumed bottle of wine and take it from the premises.

It's illegal to possess an unregistered, unlabeled beer keg. The judge determines the amount of the fine and also the imprisonment. It may be up to 45 days.

Customers may not use federal food assistance ("food stamps") to buy alcohol.

## Driving and Alcohol

North Carolina alcohol laws prohibit driving while impaired (DWI). Drivers are impaired if their blood alcohol concentration (BAC) is 0.08% or higher. With a prior DWI conviction and for commercial drivers, it's 0.04%. For those under age 21, any measurable alcohol is DWI.

Drivers under 21 with any measurable alcohol are penalized with license suspension. It's 30 days for a pretrial period and then for one year after that. The judge decides what other penalties to impose. These are typically fines, court costs and often community service requirements.

Drivers of any age may be convicted of DWI even if their BAC is within the legal range.

North Carolina DWI offenses are categorized into six levels. They increase in severity from Level 5 up to Aggravated Level 1. The judge alone decides into which category a DWI charge falls. Factors may include the BAC level, age, current driving record, demeanor, and other circumstances.

### Level 5

Immediate License suspension for 30 days.

Fine up to \$200.

Imprisonment for one to 60 days.

Possible probation

Substance abuse assessment, if on probation.

### Level 4

Immediate license suspension for 30 days.

Fine up to \$500.

Imprisonment for two to 120 days.

Substance abuse assessment, if on probation.

### Level 3

Immediate license suspension for 30 days.

Fine up to \$1,000.

Imprisonment for 72 hours to six months.

Possible parole.

Substance abuse assessment, if on probation.

### Level 2

Immediate license suspension for 30 days.

Fine up to \$2,000.

Imprisonment for seven days to one year. Judge might reduce sentence to 90 days of court-monitored abstinence from alcohol.

Possible parole. Substance abuse assessment, if on probation.

**Level 1**

Immediate license suspension for 30 days.

Fine up to \$4,000.

Imprisonment for 30 days to two years. Judge might reduce sentence to 120 days of court-monitored abstinence from alcohol.

Substance abuse assessment, if on probation.

**Aggravated Level 1**

Immediate license suspension for 30 days.

Fine up to \$10,000.

Imprisonment for one to three years. Judge might reduce sentence to 120 days with court-monitored alcohol abstinence for at least 120 days.

Court-monitored abstinence from alcohol for four months after release from prison.

Substance abuse assessment.

Ignition Interlock Device

An ignition interlock device (IID) prevents a vehicle from starting if it detects alcohol in the driver's breath. North Carolina mandates an IDD installation for any driver with a BAC of 0.15 or higher. Or for a later offense within seven years.

The offender must pay for the installation, maintenance, and monitoring of the IID.

**Boating and Alcohol**

North Carolina alcohol laws prohibit operating any boat under the influence of alcohol or drugs. Doing so is boating under the influence (BUI). This prohibition covers riding waterskis, surfboards, wakeboards, or similar devices.

Boaters are guilty of BUI if they operate a vessel under the influence of an impairing substance. Or if they have a BAC of 0.08% or higher "at any relevant time after boating."

Offenses depend on the offender's criminal history and the judge hearing the case. However the typical penalty for a BUI is imprisonment up to 60 days and a fine of \$250 to \$1,000. However, there are increased penalties for certain BUI offenses.

**BUI Penalties**

**Serious Injury by Impaired Boating.** If a BUI offender causes a serious injury, the penalty is ten to 41 months in prison. Judge can also impose fine.

**Aggravated Serious Injury by Impaired Boating.** This occurs if a BUI offender has had a BUI conviction within the previous seven years and causes serious injury. The penalty is imprisonment for 38 to 160 months. Judge can also impose fine.

**Death by Impaired Boating.** If a BUI offender causes a death, the penalty is 38 to 160 months in prison. Judge can also impose fine.



**Aggravated Death by Impaired Boating.** This is when a BUI offender had a BUI conviction in the previous seven years and causes a death. The penalty is imprisonment for 38 to 160 months. Judge can also impose fine.

**Repeat Death by Impaired Boating.** Occurs when a BUI offender causes death and has a prior conviction for Death by Impaired Boating. The penalty is 94 to 393 months in prison. Judge can also impose fine.

**c. Greenville Alcohol Ordinances**

<https://www.greenvillenc.gov/live/resident-responsibilities-and-city-ordinances>

**G. Description of Office of Student Rights and Responsibilities Sanctions (OSRR)- Students**

*Office of Student Rights and Responsibilities Revised January 2019*

**Drug Sanctions-**

**Schedule 1 Substances:** According to North Carolina General Statutes, Schedule I substances are opiates, opium derivatives, hallucinogenic substances, depressants and stimulants. These substances have a high potential for abuse and no practical medical use. Overall Schedule I substances have a lack of accepted safety. Schedule I substances include but are not limited to- *Heroin, LSD, Peyote, Mescaline, Psilocybin ("shrooms"), other hallucinogens, Methaqualone (Quaaludes), MDMA (Ecstasy).* For a full list of Schedule I substances please see N.C. Gen. Stat. § 90-89

**Schedule 2 Substances:** According to North Carolina General Statutes, Schedule II substances are narcotics derived from vegetable origin or chemical synthesis, opiates, depressants and hallucinogenics. These substances have a high potential for abuse and have accepted medical uses with severe restrictions. Abuse of this substances may lead to physical or psychological dependence. Schedule II substances include but are not limited to- *Phencyclidine (PCP), Morphine, Demerol, Codeine, Percodan, Percocet, Fentanyl, Dilaudid, Seconal, Nembutal, Cocaine, Amphetamines, Dihydroetorphine, other opium and opium extracts and narcotics.* For a full list of Schedule I substances please see N.C. Gen. Stat. § 90-89

**Schedule 3 Substances:** - According to North Carolina General Statutes, Schedule III substances are depressants, nalorphine, limited narcotic drugs, limited paregoric compounds, stimulants, anabolic steroids and hormones, GHA and Dronabinol. These substances have the potential for abuse but have an accepted medical use. Abuse of these substances may lead to dependence. Schedule III substances include but are not limited to- *Certain barbiturates, such as Amobarbital and Codeine, containing medicine, such as Fiorinal #3, Dioriden, Tylenol #3, Empirin #3. Codeine-based cough suppressants, such as Tussionex and Hycomine; all anabolic steroids, Rohypnol, Dronabinol, Ketamine in any drug.* For a full list of Schedule III substances please see N.C. Gen. Stat. § 90-89

**Schedule 4 Substances:** According to North Carolina General Statutes, Schedule IV substances are depressants, fenfluramine & pentazocine, stimulants, limited narcotic drugs, and other substances.

These substances have a low potential for abuse, have accepted medical uses and abuse may lead to limited dependence. Schedule IV substances include but are not limited to *-Barbiturates, narcotics and stimulants, including Valium, Talwin, Librium, Equanil, Darvon, Darvocet, Placidyl, Tranzene, Serax, Ioanmin (yellow jackets), GHB, Zaleplon, Modafinil.* For a full list of Schedule IV substances please see N.C. Gen. Stat. § 90-89

**Schedule 5 Substances:** According to North Carolina General Statutes, Schedule V substances are depressants, some narcotics, and over the counter medicines with codeine. These substances have a low potential for abuse, have medical accepted medical use and may lead to limited dependence. Schedule V substances include but are not limited to *-Compounds that contain very limited amounts of codeine, dihydrocodeine, ethylmorphine, opium, and atropine, such as Terpine Hydrate with Codeine, Robitussin AC.* For a full list of Schedule V substances please see N.C. Gen. Stat. § 90-89

**Schedule 6 Substances:** According to North Carolina General Statutes, Schedule VI typically consist of cannabis and cannabis derivatives. Abuse of these substances may lead to limited dependence. Schedule VI substances included but are not limited to *- Marijuana, THC, Hashish, Hash Oil, Tetrahydrocannabinol.* For a full list of Schedule VI substances please see N.C. Gen. Stat. § 90-89

**Sanctioning Guidelines for Schedules III, IV, V, and VI**

(When applicable, a hearing officer/board may amend sanctions after considering mitigating and/or aggravating factors)

	1 <sup>st</sup> Violation	2 <sup>nd</sup> Violation	3 <sup>rd</sup> Violation	4 <sup>th</sup> Violation
<b>Paraphernalia</b>  <i>(Example: Possessing drug paraphernalia)</i>	-BASICS I (group sessions and individual counseling sessions) -\$75 Campus Intervention Fee -Probation (1 month) -Possible Removal from housing -Parental notification (under 21)	-Referred to BASICS II (assessment and possible participation in a counseling and treatment program) -\$115 Campus Intervention Fee -Probation (4 months) <u>in addition to any unexpired probation</u> -Possible Removal from housing -Parental notification (under 21)	-Deferred Suspension (administered through OSRR/Conduct Board or approved CLC Officer) -Notation that the next alcohol/drug violation will lead to suspension -Parental notification (under 21)	-Suspension for one traditional academic year (minimum) -University Ban -Petition for Re-enrollment -Prior to reenrollment, proof of successful completion of an off-campus drug counseling and treatment program -Proof of drug-free status (30 days prior to return) -A note that the next alcohol/drug violation will lead to suspension/expulsion -Parental notification of suspension (under 21)
<b>Possessing &amp;/or Using Drugs</b>  <i>(Example: Possessing and/or using drugs; misusing prescription or counterfeit drugs; consuming, including huffing or sniffing, any substance not intended for such use)</i>	-BASICS I (group sessions and individual counseling sessions) -\$75 Campus Intervention Fee -Probation (4 month) -Possible Removal from housing -Parental notification (under 21)	-Referred to BASICS II (assessment and possible participation in a counseling and treatment program) -\$115 Campus Intervention Fee -Probation (4 months) <u>in addition to any unexpired probation</u> -Possible Removal from -Possible drug screening(s) -A note that the next alcohol/drug violation will lead to suspension -Parental notification indicating that suspension is probable on the next violation (under 21)	-Suspension for one traditional academic semester (minimum) -University Ban -Petition for Re-enrollment -Prior to reenrollment, proof of successful completion of an off-campus drug counseling -Proof of drug-free status (30 days prior to return) -A note that the next alcohol/drug violation will lead to suspension/expulsion -Parental notification of suspension (under 21) <b>OR</b> -Deferred Suspension -Notation that the next alcohol/drug violation will lead to suspension	-Suspension for one traditional academic year (minimum) -University Ban -Petition for Re-enrollment -Prior to reenrollment, proof of successful completion of an off-campus drug counseling and treatment program -Proof of drug-free status (30 days prior to return) -A note that the next alcohol/drug violation will lead to expulsion -Parental notification of suspension (under 21)

### Sanctioning Guidelines for Schedules I and II

(When applicable, a hearing officer/board may amend sanctions after considering mitigating and/or aggravating factors)

	1 <sup>st</sup> Violation	2 <sup>nd</sup> Violation	3 <sup>rd</sup> Violation	4 <sup>th</sup> Violation
<p><b>Distribution of Schedule I and/or II drug</b> <i>(Example: (with the intent to sell or deliver, sale or delivery (regardless of quantity or exchange of money), or manufacture)</i></p>	<ul style="list-style-type: none"> <li>-Expulsion</li> <li>-Parental notification of expulsion (under 21)</li> </ul>			
<p><b>Possessing &amp;/or Using Schedule I and/or II drug</b> <i>(Example: Possessing and/or using drugs; misusing prescription or counterfeit drugs; consuming, including huffing or sniffing, any substance not intended for such use)</i></p>	<ul style="list-style-type: none"> <li>-Suspension for one traditional academic year (minimum)</li> <li>-University Ban</li> <li>-Petition for Re-enrollment</li> <li>-Prior to reenrollment, proof of successful completion of an off-campus drug counseling and treatment program as well as proof of drug-free status (30 days prior to return)</li> <li>-Possible drug screening(s)</li> <li>-A note that the next alcohol/drug violation will lead to expulsion</li> <li>-Parental notification of suspension (under 21)</li> <li style="text-align: center;"><b>OR</b></li> <li>-Deferred Suspension</li> <li>-Notation that the next alcohol/drug violation will lead to suspension</li> </ul>	<ul style="list-style-type: none"> <li>-Expulsion</li> <li>-Parental notification of expulsion (under 21)</li> </ul>		

Least Restrictive Sanctioning Guidelines for 2.1 Alcohol

(When applicable, a hearing officer/board may amend sanctions after considering mitigating and/or aggravating factors)

	1 <sup>st</sup> Violation	2 <sup>nd</sup> Violation	3 <sup>rd</sup> Violation	4 <sup>th</sup> Violation
<b>Minor Incident</b> <i>(Example: Presence of alcohol but no consumption)</i>	-Referral to Make Better Choices	-Warning -BASICS I -\$75 Intervention Fee -Parental Notification (if under 21)	-Probation (1 month) -BASICS II -\$115 Intervention Fee -Parental Notification (if under 21)	
<b>Simple Possession &amp;/or Consumption</b> <i>(Example: Minor in possession, Underage Consumption)</i>	-Warning -BASICS I -\$75 Intervention Fee -Parental Notification (if under 21)	-Probation (1 month) -BASICS II -\$115 Intervention Fee -Parental Notification (if under 21)	-Probation (4 months) -ECU Assessment and Treatment -Possible removal from housing -Next alcohol/drug violation will lead to suspension/expulsion -Parental Notification indicating that suspension is probable on next violation (under 21)  OR  -Deferred Suspension -Notation that the next alcohol/drug violation will lead to suspension	-Suspension for a minimal of one traditional semester -University Ban -Petition for Re-enrollment -Prior to Re-enrollment proof of successful completion of an off-campus alcohol counseling and treatment program -Educational Sanction/Community Service -Parental Notification of Suspension (under 21)

(When applicable, a hearing officer/board may amend sanctions after considering mitigating and/or aggravating factors)

	1 <sup>st</sup> Violation	2 <sup>nd</sup> Violation	3 <sup>rd</sup> Violation	4 <sup>th</sup> Violation
<b>Distribution</b> <i>(Example: Over the age of 21 and disturbing alcohol to minors)</i>	(incident is not considered severe in nature) -Warning -Ethical Decision Making Assignment  OR -Referral to Make Better Choices	-Probation (1 month) -Make Better Choices program	-Probation (4 months) -ECU Assessment and Treatment through CCSD -Possible removal from housing -Next alcohol/drug violation will lead to suspension/expulsion -Parental Notification indicating that suspension is probable on next violation (under 21)  OR -Deferred Suspension -Notation that the next alcohol/drug violation will lead to suspension	-Suspension for a minimal of one traditional semester -University Ban -Petition for Re-enrollment -Prior to Re-enrollment proof of successful completion of an off-campus alcohol counseling and treatment program -Educational Sanction/Community Service -Parental Notification of Suspension (under 21)
<b>University Good Samaritan Regulation (GSR)</b> <i>(Example: Amnesty policy, individual calls for assistance (EMS, University Official) related to the student's own alcohol or on behalf of another person)</i>	-Reflection Exercise -Counseling (hearing officer discretion)  * * No disciplinary standing associated with GSR			

## H. Resources for Students and Employees-

- I. On-Campus Resources for Students
- II. Resources for Employees
- III. Other On-Campus Resources (students and employees)
- IV. Community Resources
- V. Self-Help Groups

## I. On-Campus Resources for Students

### **Campus Recreation and Wellness**

252-328-6387

<https://crw.ecu.edu/>

### **Center for Counseling and Student Development**

137 Umstead Hall

252-328-6661

<https://counselingcenter.ecu.edu/>

### **Collegiate Recovery Community/ECU Recovery**

137 Umstead Hall

252-328-6661

<https://collegiaterecovery.ecu.edu/>

### **Intercultural Affairs**

Main Campus Student Center

252-737-5526

<https://interculturalaffairs.ecu.edu/>

### **Office and Student Rights and Responsibilities**

364 Wright Building

252-328-6824

<https://osrr.ecu.edu/contact-us/>

### **Student Activities and Organizations**

Main Campus Student Center

252-737-1808

<https://sao.ecu.edu/>

### **Student Health Services**

252-328-6841

<https://studenthealth.ecu.edu/>

**On-Campus Peer-Support Meeting (closed)**

contact ECU CRC for more details

<https://collegiaterecovery.ecu.edu/> or [ecucrc@ecu.edu](mailto:ecucrc@ecu.edu)

Peer-led, confidential support group for persons wishing to examine their drug and alcohol use and to learn about addiction.

**II. Resources for Employees****Employee Assistance Program****Faculty and Staff Assistance Program (FASAP):**

From ECU HR website:

*Life's pressures and challenges can be difficult to handle alone. East Carolina University partners with ComPsych to provide Faculty and Staff Assistance Program (FASAP) benefits for faculty and staff employed by the university, as well as their immediate family members.*

*GuidanceResources Online is an award-winning, comprehensive, interactive service that provides expert content and unique tools to assist you in every aspect of your life, all in a secure, easy-to-use, personalized environment.*

*Your GuidanceResources™ program offers someone to talk to and resources to consult whenever and wherever you need them.*

**Call: 833.743.8183**

**TTY: 800.697.0353**

Your toll-free number gives you direct, 24/7 access to a Guidance Consultant, who will answer your questions and, if needed, refer you to a counselor or other resources.

Online: <https://www.guidanceresources.com/groWeb/login/login.xhtml>

App: GuidanceNow™

Web ID: ECUFASAP

Log on today to connect directly with a Guidance Consultant about your issue or to consult articles, podcasts, videos, and other helpful tools.

*\*Please Note: Temporary employees, students (including graduate students), and individuals in visitor/no-pay status are not eligible to access ECU FASAP services.*

### III. Other On-Campus Resources (students and employees)

#### **ECU Family Therapy Clinic**

612 E. 10th St.  
Greenville, NC 27858  
252-737-1415

#### **ECU PASS Clinic**

311 Rawl Building  
ECU  
Greenville, NC 27858  
252-737-4180

#### **McClammy Counseling and Research Lab**

118A Ragsdale Hall  
ECU  
Greenville NC 27858  
252-737-4803

#### **Navigate Counseling Clinic**

4410 Health Sciences Building  
Greenville NC 27858  
252-744-0328

### IV. Community Resources

#### **Trillium Health Resources**

24-Hour Access to Care Line 1.877.685.2415 (Toll Free)  
<https://www.trilliumhealthresources.org/>

#### **REAL Crisis**

A non-profit agency offering free 24/7 counseling and an extensive referral service.  
252-758-4357  
<http://realcrisis.org/>

#### **SAMSHA**

<https://www.samhsa.gov/find-treatment>



## V. Self-Help Groups

### Alcoholics Anonymous:

#### **Code Descriptions:**

- O* Open Meeting Everyone is Welcome.  
*C* Closed Meeting. The group has voted attendance is limited to alcoholics only.  
*BB* Big Book  
*BS* Big Book Step Study  
*D* Discussion  
*SS* Step Study  
*ST* Step / Tradition

#### AYDEN –

- GRAPEVINE GROUP, 462 SR SECOND ST.  
SUN - 4:00PM O/D
- PLAN B GROUP, 462 SR SECOND ST.  
WED - 8:00PM C/D

#### FARMVILLE –

- SOBER LIFE GROUP, FARMVILLE METHODIST CHURCH, 4588 W. CHURCH ST.  
THU - 7:00PM O/D

#### GREENVILLE –

- ATTITUDE ADJUSTMENT GROUP 2810 E. 14TH ST.  
MON - 6:36AM C/D  
TUE - 6:36AM C/D  
WED - 6:36AM C/D  
THU - 6:36AM C/D  
FRI - 6:36AM C/D  
SAT - 6:36AM C/D  
SUN - 6:36AM C/D
- CROSSROADS GROUP, 1400 S. ELM ST.  
WED - 8:00PM C/D
- GREENWAY GROUP, BOY SCOUT HUT, 8TH ST.  
TUE - 8:00PM C/BBS  
SUN - 8:00PM C/D

- HERE AND NOW WOMEN'S GROUP 411 E. 4TH ST.  
SAT - 10:30AM C/D
- HIGH NOON GROUP, FIRST PRES. CHURCH, 1400 S. ELM ST.  
MON - 12:00PM O/D  
TUE - 12:00PM O/ST  
WED - 12:00PM O/BB  
THU - 12:00PM O/D  
FRI - 12:00PM O/D
- LIVING SOBER STUDY GROUP FIRST PRES. CHURCH 1400 S. ELM ST.  
THU - 8:00PM C/D
- S.T.E.P. GROUP, 2820 E. 14TH ST.  
MON - 7:00PM C/SS
- PITT COUNTY GROUP (THE HUT), 2339 DICKENSON AVE.  
MON - 8:00PM NEWCOMERS/CLOSED  
TUE - 8:00PM O/Sp  
WED - 6:30pm C/W/D, 8:00PM C/D  
THU - 6:30PM C/M/D, 8:00PM C/D  
FRI - 8:00PM C/D  
SAT - 9AM GRATITUDE, 1PM O/D, 8PM C/D  
SUN - 1PM O/D, 7PM C/D
- YOUNG AND SOBER GROUP 1801 S. ELM ST.  
FRI - 7:00PM O/D

Copyright © 2018 AA Eastern NC - All Rights Reserved.

- For the most up-to-date meetings, times, and locations visit:  
<https://aanorthcarolina.org/meetings/>
- For National and Virtual meetings, visit:  
<https://www.aa.org/>

**Narcotics Anonymous:****Code Descriptions:**

<i>D</i>	<i>Discussion</i>
<i>CD</i>	<i>Closed Discussion</i>
<i>L</i>	<i>Literature Study</i>
<i>O</i>	<i>Open</i>
<i>WC</i>	<i>Wheelchair accessible</i>
<i>To</i>	<i>Topic</i>
<i>S</i>	<i>Spiritual Principles</i>
<i>MED</i>	<i>Just for Today Study</i>
<i>B</i>	<i>Beginners</i>
<i>St</i>	<i>Step</i>
<i>IP</i>	<i>Information Pamphlet</i>
<i>Tr</i>	<i>Tradition</i>
<i>LC</i>	<i>Living Clean</i>

- **AYDEN**  
4106 West Street Ayden, NC, 28513  
Monday - 7:00PM Freedom Bound (D, WC, O)  
Community Building  
548 Second St Ayden, NC, 28513
  
- **GREENVILLE**  
Sunday - 3:00PM Vision of Hope (S)  
1600 Chestnut St. Greenville, NC, 27834  
  
Sunday - 6:00PM New Life (D, WC, To, O)  
York Memorial AME Zion Church Parking on Tyson St  
201 Tyson St Greenville, NC, 27834  
  
Monday - NOON Vision of Hope (D, MED, O)  
1600 Chestnut St. Greenville, NC, 27834  
  
Monday - 7:00PM New Life (D, WC, St, O)  
York Memorial AME Zion Church Parking on Tyson St  
201 Tyson St Greenville, NC, 27834  
  
Monday - 8:00PM Surrender to Win  
St Paul's Episcopal Church  
401 E. 4th Street Greenville, NC, 27858  
  
Tuesday - NOON Vision of Hope (St, O)  
1600 Chestnut St. Greenville, NC, 27834

Tuesday - 7:00PM New Life (D, WC, Tr, O)  
York Memorial AME Zion Church Parking on Tyson St  
201 Tyson St Greenville, NC, 27834

Tuesday - 7:00PM Steps To Freedom (C)  
First Christian Church  
2810 E 14th St Greenville, NC, 27858

Tuesday - 8:00PM Surrender to Win  
St Paul's Episcopal Church  
401 E. 4th Street Greenville, NC, 27858

Wednesday - NOON Vision of Hope (O, MED)  
1600 Chestnut St. Greenville, NC, 27834

Wednesday - 8:00PM Surrender to Win (D, O)  
St. Paul's Episcopal Church  
401 E. 4th St. Greenville, NC, 27858

Thursday - NOON Vision of Hope (D, L, O)  
1600 Chestnut St. Greenville, NC, 27834

Thursday - 7:00PM New Life (D, WC, LC, O)  
York Memorial AME Zion Church Parking on Tyson St  
201 Tyson St Greenville, NC, 27834

Thursday - 7:00PM Unity (WC, CD)  
St. Timothy's Episcopal Church (room 20)  
107 Louis St. Greenville, NC, 27858

Friday - NOON Vision of Hope (D, L, O)  
1600 Chestnut St Greenville, NC, 27834

Friday - 6:30PM It Works  
407 Mumford Rd Greenville, NC, 27834

Friday - 8:00PM Surrender to Win  
St Paul's Episcopal Church  
401 E. 4th Street Greenville, NC, 27858

Saturday - 2:00PM Living Clean Group (L, O)  
Unitarian Church 131 Oakmont Drive Greenville, NC, 27858

Saturday - 6:00PM New Life (D, IP, WC, O)  
York Memorial AME Zion Church Parking on Tyson St  
201 Tyson St Greenville, NC, 27834

Saturday - 7:00PM Unity (WC, CD)  
St. Timothy's Episcopal Church (room 20)  
107 Louis St. Greenville, NC, 27858

- For the most up-to-date meetings, times, and locations visit:  
<https://ncregion-na.org/>
- For National and Virtual meetings, visit:  
<https://www.na.org/>
- Information regarding additional Self-Help groups:  
<https://www.mhanational.org/find-support-groups>