

## **Drug-Free Schools and Campuses Regulations**

Spencerian College strives to provide an environment which promotes the education, health and well being of its students. With that goal in mind, a zero tolerance policy regarding alcohol and drug usage is the standard for the College. Spencerian College reserves the right to require unannounced drug or alcohol testing of any student at any time. Any student determined to be under the influence of drugs or alcohol as evidenced by a positive drug or alcohol test will be terminated from the College. The student does not have to have consumed these substances on campus to be considered under the influence. Under the influence is defined as any value higher than zero on a drug or alcohol test which cannot be verified as an acceptable dosage for substances prescribed by a physician. Any student who refuses to comply with requested drug or alcohol testing or who is unable to provide an adequate testing sample within the allotted time frame will be considered to be an automatic positive result which will result in termination from the College. Additionally, selling or distributing drugs or alcohol on school premises (including clinical and/or externship sites) is prohibited. Anyone involved in these activities will be terminated from the College and, if appropriate, reported to the authorities.

### **Drug and Alcohol Penalties and Sanctions – State and Federal Penalties and Sanctions**

#### **State of Kentucky Sanctions**

*Penalties of Kentucky Law for Driving under the Influence (KRS 189)* Sanctions of violation of state alcohol laws vary from a fine of \$10.00 to \$2,000.00, and or a sentence of forty eight hours to 12 months in jail, and suspension of one's drivers' license and or a requirement for community service or substance abuse treatment. In Kentucky, a blood alcohol level measurement of 0.08 percent alcohol or greater is sufficient for arrest or conviction for driving under the influence; intoxication does not have to be proved. The schedule of Kentucky state penalties for driving under the influence is summarized below.

#### ***First offense within 5 Years***

- (1) Penalties- \$200 to \$500 fine and/or 48 hours to 30 days jail. Community labor of 48 hours to 30 days may be substituted for fine or jail. If aggravating circumstance present at commission of offense, there is a mandatory minimum of four days imprisonment.
- (2) Cost and Fees- Court costs, DUI service fee, treatment program fee, county fees and state fees.
- (3) Alcohol or Substance Abuse Treatment Program- 90 days.
- (4) License Revoked- 30-120 days (or until defendant reaches age 18, whichever is longer). May apply for hardship license after minimum suspension period expires.

#### ***Second offense within 5 Years***

- (1) Penalties- \$350 to \$500 fine and 7 days to 6 months in jail and the court may order 10 days to 6 months community labor. Must serve a minimum of jail and/or community labor. If aggravating circumstance present mandatory minimum term of imprisonment shall be 14 days.
- (2) Cost and Fees- Court costs, DUI service fee, treatment program fee, county fees and state fees.
- (3) Alcohol or Substance Abuse Treatment Program- 1 year
- (4) License Revoked- 12 months to 18 months (or until defendant reaches age 18, whichever is longer). May apply for hardship license after minimum suspension period expires.

#### ***Third offense within 5 Years***

- (1) Penalties- \$500 to \$1000 fine and 30 days to 12 months jail and court may order 10 days to 12 months community labor. Must serve a minimum of jail and/or community labor. If aggravating circumstance present mandatory minimum term of imprisonment shall be 60 days.
- (2) Court costs and fees- court costs, DUI service fee, treatment program fee, county fees and state fees.
- (3) Alcohol or Substance Abuse Treatment Program- 1 year
- (4) License revoked- 24 months to 36 months. May apply for hardship license after minimum suspension period expires.

#### ***Fourth or Subsequent offense within 5 Years***

- (1) Penalties- 1 to 5 years (class D felony). Must serve 120 days. If aggravating circumstances mandatory minimum term of imprisonment shall be 240 days.
- (2) Cost and Fees- Court cost, DUI service fee, treatment program fee, county fees and state fees.
- (3) Alcohol or Substance Abuse Treatment Program- 1 year

- (4) License Revoked- 5 years. No hardship license
- (5) License plate impoundment or installation of ignition interlock devise.

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

**21 U.S.C. 844(a)** 1st conviction: Up to 1 year imprisonment and fined at least \$1,000 but not more than \$100,000, or both. After 1 prior drug conviction: At least 15 days in prison, not to exceed 2 years and fined at least \$2,500 but not more than \$250,000, or both. Two or more prior drug convictions: At least 90 days in prison, not to exceed 3 years and fined at least \$5,000 but not more than \$250,000 or both. Special sentencing provision for possession of crack cocaine: Mandatory at least 5 years in prison, not to exceed 20 years and fined up to \$250,000, or both, if: (a) 1<sup>st</sup> conviction and the amount of crack possessed exceed 5 grams. (b) 2nd crack conviction and the amount of crack possessed exceed 3 grams. (c) 3rd or subsequent crack conviction and the amount of crack possessed exceeds 1 gram.

**21 U.S.C. 853(a)(2) and 881(a)(7)** Forfeiture of personal and real property used to possess or to facilitate possession of a controlled substance if that offense is punishable by more than 1 year imprisonment. (See special sentencing provisions re: crack)

**21 U.S.C. 881(a)(4)** Forfeiture of vehicles, boats, aircraft or any other conveyance used to transport or conceal a controlled substance.

**21 U.S.C. 844a** Civil fine of up to \$10,000 (pending adoption of final regulations).

**21 U.S.C. 853a** Denial of Federal benefits, such as student loans, grants, contracts, and professional and commercial licenses, up to 1year for first offense, up to 5 years for second and subsequent offenses.

**18 U.S.C. 922(g)** Ineligible to receive or purchase a firearm.

**Miscellaneous** Revocation of certain Federal licenses and benefits, e.g., pilot licenses, public housing tenancy, etc., are vested within the authorities of individual Federal agencies. *Additional Federal drug trafficking penalties are listed below. Additional state penalties and sanctions may apply*

**Health Risks Associated with the Use of Illicit Drugs and Alcohol**

<b>Drugs</b>	<b>Physical Dependence</b>	<b>Psychological Dependence</b>	<b>Possible Effects</b>	<b>Effects of Overdose</b>	<b>Withdrawal Syndrome</b>
<b>Narcotics</b>					
Heroin	<b>High</b>	<b>High</b>	Euphoria Drowsiness Respiratory depression Constricted pupils Nausea	Slow and shallow breathing Clammy skin Convulsions Coma Possible death	Yawning Loss of appetite Irritability Tremors Panic Cramps Nausea Runny Nose Chills and sweating Watery eyes
Morphine	<b>High</b>	<b>High</b>			
Codeine	<b>Moderate</b>	<b>Moderate</b>			
Hydrocodone	<b>High</b>	<b>High</b>			
Oxycodone	<b>High</b>	<b>High</b>			
Methadone and LAAM	<b>High</b>	<b>High</b>			
Fentanyl and Analogs	<b>High</b>	<b>High</b>			

Other Narcotics	<b>High-Low</b>	<b>High-Low</b>			
<b>Depressants</b>					
Chloral hydrate	<b>Moderate</b>	<b>Moderate</b>	Slurred speech Disorientation Drunken behavior without odor of alcohol	Shallow respiration Clammy skin Dilated pupils Weak and rapid pulse Coma Possible death	Anxiety Insomnia Tremors Delirium Convulsions Possible death
Barbiturates	<b>High-Moderate</b>	<b>High-Moderate</b>			
Benzodizepines	<b>Low</b>	<b>Low</b>			
Glutethirride	<b>High</b>	<b>Moderate</b>			
Other depressants	<b>Moderate</b>	<b>Moderate</b>			
<b>Stimulants</b>					
Cocaine	<b>Possible</b>	<b>High</b>	Increased alertness Euphoria Increased pulse rate and blood pressure Excitation Insomnia Loss of appetite	Agitation Increased body temperature Hallucinations Convulsions Possible death	Apathy Long periods of sleep Irritability Depression Disorientation
Amphetamine/ Methamphetamine	<b>Possible</b>	<b>High</b>			
Methylperidate	<b>Possible</b>	<b>High</b>			
Other Stimulants	<b>Possible</b>	<b>High</b>			
<b>Cannibas</b>					
Marijuana	<b>Unknown</b>	<b>Moderate</b>	Euphoria Relaxed inhibitions Increased appetite Disorientation	Fatigue Paranoia Possible psychosis	Occasional reports of insomnia Hyperactivity Decreased appetite
Tetrahydrocannabinol	<b>Unknown</b>	<b>Moderate</b>			
Hashish and Hashish Oil	<b>Unknown</b>	<b>Moderate</b>			
<b>Hallucinogens</b>					
LSD	<b>None</b>	<b>Unknown</b>	Illusions and hallucinations Altered perception of time and distance	Longer, more intense "trip" episodes Psychosis Possible death	Unknown
Mescaline and Peyote	<b>None</b>	<b>Unknown</b>			
Amphetamine Variants	<b>Unknown</b>	<b>Unknown</b>			
Phencyclidine and analogs	<b>Unknown</b>	<b>High</b>			
Other hallucinogens	<b>None</b>	<b>Unknown</b>			
<b>Anabolic Steroids</b>					

Testosterone (Cypionate, Enanthate)	<b>Unknown</b>	<b>Unknown</b>	Virilization Acne Testicular atrophy Gynecomastia Aggressive behavior Edema	Unknown	Possible depression
Nandrolone (Decanoate, Phenpropionate)	<b>Unknown</b>	<b>Unknown</b>			
Oxymetholone	<b>Unknown</b>	<b>Unknown</b>			

### **Training and Counseling Resources**

One of the goals of our drug-free schools and campuses program is to encourage students to voluntarily seek help with alcohol and/or drug problems. Counseling, treatment, and rehabilitation services are available through the following resources:

Alcohol and Drug Abuse Helpline	1-800-234-0420
Seven Counties Jefferson Alcohol and Drug Abuse Center	1-502-583-3951
Comprehensive Care	1-859-381-1186
Communicare Recovery Center	1-800-641-4673
Alcoholics Anonymous	
Louisville Office	1-502-582-1849
Lexington Office	1-859-276-2917
National Institute on Drug Abuse Hotline	1-800-662-HELP
Pathway to Recovery	1-800-41-SOBER

Students may also find additional information through the Sullivan University System Wellness Center at the following link:

[http://www.sullivan.edu/CampusVue/wellness\\_center/substance\\_abuse.asp](http://www.sullivan.edu/CampusVue/wellness_center/substance_abuse.asp)

### **Notice of Federal Student Financial Aid Penalties for Drug Law Violations**

Students are hereby informed that a conviction for any offense, during a period of enrollment for which you were receiving Title IV, HEA program funds, under any federal or state law involving the possession or sale of illegal drugs will result in the loss of eligibility for any Title IV, HEA grant, loan, or work study assistance (HEA Sec. 484(r)(1)); (20 U.S.C. 1091 (r)(1)).