



LANDER
UNIVERSITY

2021 Drug Free Schools Annual Notification



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Drug Free Schools and Communities Act Of 1989

The Drug-Free Schools and Communities Act requires that, as a condition of receiving funds or any other form of financial assistance under any federal program, an institution of higher education, state educational agency, or local educational agency must certify that it has adopted and implemented a program to prevent the possession, use, or distribution of illicit drugs and alcohol by students and employees. Lander University is required to provide an annual distribution, in writing, to each employee and student (regardless of the length of the student’s program of study). Such information includes:

- Standards of conduct that clearly prohibit, at a minimum, unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees on its property or as part of any of its activities
- A description of applicable legal sanctions under local, state, or federal law
- A description of health risks associated with the use of illicit drugs and the abuse of alcohol
- A description of available drug or alcohol counseling, treatment, or rehabilitation or re-entry programs
- A clear statement of the disciplinary sanctions that the University may impose on students and employees

Lander University is also required to complete a biennial review of its programs to determine effectiveness, identify/implement needed changes, and ensure disciplinary sanctions are consistently enforced.

Campus Resources

<u>NAME</u>	<u>FUNCTION</u>	<u>OFFICE</u>	<u>PHONE</u>	<u>EMAIL</u>
Ayrn Gilstrap	Assistant Director of Student Conduct	Grier Center, 343	864-388-8574	asextongilstrap@lander.edu
Greg Allen	Chief, Lander University Police Department	LUPD, UA 115	864-388-8222	gallen@lander.edu
Ebonee Dendy	Director of CARE and Advocacy	Grier Center, 342	864-388-8241	edendy@lander.edu
Dr. Boyd Yarbrough	Vice President for Student Affairs	Grier Center, 345	864-388-8293	byarbrough@lander.edu
Tracy Clifton	Assistant Vice President for Student Affairs, Title IX Coordinator	Grier Center, 347	864-388-8055	tclifton@lander.edu
Gaven Mayo	Student Outreach Coordinator	Grier Center, 348A	864-388-8762	gmayo@lander.edu
Sarah Grant	Director of Health Services	Genesis Hall	864-388-8885	sgrant@lander.edu
Justin Brewer	Director of Counseling Services	Genesis Hall	864-388-8885	jbrewer@lander.edu
London Thomas	Director of Human Resources	511 Willson St	864-388-8051	lthomas@lander.edu
Jalysa Green	Director of Student Conduct	Grier Center, 346	864-388-8905	jgreen@lander.edu
Vernon Peppers	Captain, Lander University Police Department	LUPD, UA 116	864-388-8222	vpeppers@lander.edu
Dena Gossett	Captain, Lander University Police Department	LUPD, UA 114	864-388-8222	mgossett@lander.edu
Kim Shannon	Executive Director of Wellness and Holistic Support, RN, MPH	Genesis Hall	864-388-8885	kshannon@lander.edu

Off Campus Resources

Cornerstone which provides Substance Abuse Assessment, Screening, Outpatient Treatment, Intensive Outpatient Treatment, and Prevention services <https://www.cornerstonecares.org/>

- Greenwood County 864-227-1001
- Cornerstone Edgefield County 803-637-9336
- Cornerstone McCormick County 864-852-3306
- Cornerstone Abbeville County 864-366-9661

DAODAS: <https://www.daodas.sc.gov/>

Other Resources: <https://www.lander.edu/student-life/wellness-center/self-help-resources>

Lander University Police Department

Lander University Police officers are sworn and certified officers with comprehensive arrest powers in the State of South Carolina. These officers have graduated from the South Carolina Criminal Justice Academy and are tasked with law enforcement activities including patrolling campus and monitoring activity, responding to calls for service, and investigating criminal activity. University Police officers are appointed state constables by the Governor of South Carolina and are fully certified police officers with statewide authority. University police officers have the authority to enforce all applicable Federal laws, State laws, Greenwood County and Greenwood City ordinances, and University regulations. Officers work closely with the Greenwood Sheriff's Department and the Greenwood Police Department, and local contingent of the State Law Enforcement Division (SLED), to handle any incidents that occur off-campus or on-campus. The University Police Department and the Division of Student Affairs ensure that safety and security policies and procedures are uniformly executed and conveyed in a clear and consistent manner to the student body. Officers patrol the campus 24 hours a day by motor vehicle, golf cart, and on foot. Officers are in radio communication with each other and the Department. The Communications Center is manned 24 hours a day, seven days a week, and is responsible for taking telephone requests for service, dispatching officers, and monitoring alarm and video systems. All personnel may be reached at the University Police Department by calling 864-388-8222. You can also come by our office, which is located at 302 Hampton Avenue, Greenwood, SC.

The on-campus emergency phone number is 8911. This number directly connects any campus phone with the University Police Department and should be used when fire, police, or medical response is required. This number is published in the University telephone directory and in the Student Handbook. In addition, there are outdoor emergency call boxes located around campus that provide one-button instant communication with the University Police Department.

The CARE Team

To extend efforts on emergency preparedness and prevention, Lander has established a CARE (Collaboration, Assessment, Response, and Evaluation) Team. The multi-disciplinary team is comprised of members throughout the university community. The mission of Lander's CARE Team is to promote a safe, caring and productive environment. This is accomplished by addressing the needs of individuals through collaboration, assessment, and when warranted, the implementation of individualized support plans. The CARE Team addresses critical psychological, emotional, physical, behavioral or other well-being concerns through review of situations/incidents, information gathering/sharing, and providing recommendations to ensure the safety of the campus community and/or the educational success of Lander students. A Welfare Concern/CARE report is not suitable for situations that require immediate police or medical attention. CARE Team initiatives do not preempt any other University department in performing its duties, enforcing the law, or managing crisis situations. To learn more about the CARE Team, its purpose, how to report a concern, and available resources, please visit <https://www.lander.edu/student-life/care-team>.

Campus Emergency Contacts

- On-campus emergencies call University Police Department at: 8911

- On-campus non-emergency 24 hour communications center at: 8222 or 864-388-8222
- Health Services: (864) 388-8885 or after hours (864) 388-8222
- Counseling Center: (864) 388-8885 or after hours (864) 388-8222
- Anonymous Tip email: <https://lander.wufoo.com/forms/anonymous-tip/>

Tucker Hipps Transparency Act

It is the policy of Lander University to comply with the requirements as outlined by South Carolina's Tucker Hipps Transparency Act. The University is required to post the Tucker Hipps Transparency Report no later than 45 days prior to the beginning of each academic semester. This Act requires all public institutions of higher education, excluding technical colleges, to provide a public report of actual findings of violations of the institution's Conduct of Student Organizations by fraternity and sorority organizations formerly/currently affiliated with the institution. Reportable offenses include: alcohol, drugs, sexual assault, physical assault, and hazing. Lander's report may be accessed at the following link: https://www.lander.edu/sites/default/files/Documents/student_life/tucker-hipps-transparency-act-report%20updated%2051221.pdf

Alcohol and Other Drugs Policy

Alcoholic beverages are not allowed in any Lander University residence halls or public campus areas without specific permission from the university administration. "Public" is defined as areas that are readily accessible to students, faculty, staff and guests on campus. Consumption and possession is prohibited in all university residence hall facilities and grounds. To remain in the vicinity where alcohol and/or drugs are present even without consuming or possessing is prohibited. This includes individual rooms, kitchens, decks, stairs, parking lots, athletic fields/courts and adjacent parking lots. The unauthorized possession, use, manufacture, sale or distribution of any counterfeit, illegal, dangerous, "designer" or controlled drug or other substance is prohibited.

Lander University prohibits the unlawful use, possession, sale or distribution of alcohol and illegal drugs on the campus and property of Lander University, or during any function specifically sponsored by the university. Reporting to work or class under the influence of drugs or alcohol is strictly prohibited. Individuals violating this policy are subject to criminal prosecution as well as university disciplinary action up to and including separation from the university. Persons convicted in criminal court of illegal use, possession, sale or distribution of alcohol or drugs are subject to prison sentences up to life in prison, as well as substantial fines.

Lander University provides substance abuse counseling and referral services for any student or employee who wishes to use them. Such services are provided at no charge and in strict confidence. In addition to individual counseling and referral services, Lander University provides educational programs which address the health risks and criminal sanctions associated with the use of drugs and alcohol. This policy is subject to change to comply with local, state or federal laws pertaining to the possession and consumption of beer, wine or distilled spirits.

Lander University permits the sale of alcoholic beverages only at limited, pre-approved events. The serving of alcoholic beverages during any selected special events must be pre-approved by the appropriate university officials and adhere to federal, state and local laws regarding the sale, distribution, possession and consumption of alcohol. Possession and consumption of beer, wine and distilled spirits is prohibited with the exception of approval on a per event basis. Applications for approval of these events are made through the office of the vice president for Student Affairs and must be made at least two weeks in advance in order to secure the appropriate approval. Only students 21 years of age or more will be permitted to possess or consume beer, wine or distilled spirits at approved events.

Amnesty

Lander University encourages the reporting of misconduct and crimes by complainants and witnesses. Complainants or witnesses are sometimes hesitant to report to Lander University officials or participate in grievance processes because they fear that they themselves may be in violation of certain policies (e.g., regarding underage drinking or the use of illicit drugs at the time of the incident). Respondents may hesitate to be forthcoming during the process for the same reasons. It is in the best interests of the

Lander University community that complainants choose to report any allegations of misconduct and crimes to Lander University officials, that witnesses come forward to share what they know, and that all parties be forthcoming during the process.

Students: Students may be hesitant to assist others for various reasons (e.g., an underage student who has been drinking or using marijuana might hesitate to assist an individual who has experienced sexual misconduct to speak with Lander University officials). To encourage reporting and participation in the process, Lander University may, at its discretion, offer parties and/or witnesses amnesty for any minor policy violations of the Student Code of Conduct (e.g., underage consumption of alcohol or the use of illicit drugs) related to an incident.

Employees: Employees may be hesitant to report any allegations of harassment or discrimination for various reasons. To encourage reporting and participation in the process, Lander University may, at its discretion, offer employee complainants amnesty for any (typically minor) policy violations related to an incident. Amnesty may also be granted to respondents and witnesses on a case-by-case basis.

Counseling and Support

Resources will provide faculty, staff, or students impacted by substance use with a safe and confidential environment in which to discuss concerns and be made aware of possible on and off-campus referrals. University counselors are available to help free of charge and can be seen on an emergency basis. Additionally, the LifeService Employee Assistance Program (EAP) is available to all employees and their families. The EAP is a University funded benefit that offers the support and resources you need to achieving balance through total well-being. For additional information, please contact the [Office of Human Resources](#).

Impact of Substance Abuse

Alcohol and drug abuse is a public health issue that poses serious consequences. The economic effects of alcohol and drug abuse are as damaging to the nation as the health effects, affecting the family, the community, and persons of all ages. Fetal Alcohol Syndrome is one of the top 3 causes of birth defects and is completely preventable. For more information about the legal, health, social, and economic impact of substance abuse, you can go to <https://drugabuse.com/drug-alcohol-effects/>.

Social Impact

Substance abuse not only creates the potential for personal issues, but also may impact relationships with employers, co-workers, peers, and society in general. Such substance abuse is an issue that can affect anyone, regardless of age, race, gender, socio-economic status, or occupation. Substance use is also associated with a decrease in educational outcomes for those who misuse substances, including academic problems, lower grades, and reduced graduation rates. Among students, substance use also increases the risk of injury, violence, legal issues, and fatal effects. Much of the research on the consequences of college student substance misuse focuses on alcohol. A 2009 estimate of annual immediate physical harm as a result of alcohol use among college students aged 18 to 24 included 1,825 deaths, 599,000 unintentional injuries, and 696,000 students assaulted by another student who has been drinking. Sexual abuse, unsafe sex, academic problems, health problems (including suicide attempts), alcohol-impaired driving, vandalism, property damage, and police involvement—all fueled by alcohol misuse and underage drinking among students—take an enormous annual toll. Alcohol misuse can also lead to alcohol dependence. Thirty-one percent of college students meet criteria for alcohol misuse, with six percent of these individuals diagnosed as alcohol dependent.¹ Eligibility for federal student aid may be suspended if a student has a drug conviction.²

¹ Hingson, R. W., Zha, W., Weitzman, E. R. (2009). Magnitude of and trends in alcohol-related mortality and morbidity among U.S. college students ages 18-24, 1998-2005. *Journal of Studies on Alcohol and Drugs*, July (Suppl 16): 12-20. Retrieved from <http://www.collegedrinkingprevention.gov/statsummaries/snapshot.aspx>

² Get Smart about drugs. A DEA resource for parents, educators, and caregivers. <https://www.getsmartaboutdrugs.gov/consequences/federal-student-aid-and-drug-use>

Health Effects

Specific serious health risks are associated with the use of alcohol and illicit drugs. Some of the major risks are listed below. For more information contact the Lander University Student Wellness Center at (864) 388-8885, located in the Genesis building near LUPD.

- *Alcohol and Other Depressants (barbiturates, sedatives, and tranquilizers)*- Addiction, accidents as a result of impaired ability and judgment, alcohol poisoning, overdose when used with other depressants, damage to a developing fetus, heart and liver damage.
- *Marijuana* - Impair short-term memory, thinking, and physical coordination. Can cause panic reaction and increase the risk of lung cancer and emphysema. Can interfere with judgment, attention span, concentration, and overall intellectual performance. Impairs driving ability. May cause psychological dependence and compromise the immune system.
- *Cocaine* - Addiction, cardiovascular system damage including heart attack, brain damage, seizures, lung damage, severe depression, paranoia, psychosis. Similar risks are associated with other stimulants, such as speed and uppers.
- *Nicotine* - Tobacco smoke contains thousands of chemical compounds, many of which are known to cause cancer. Nicotine, which is a central nervous system stimulant, produces an increase in heart and respiration rates, blood pressure, adrenaline production and metabolism. People can rapidly become physically and psychologically dependent on tobacco. Compromises the immune system.
- *Inhalants* - Inhalants are a diverse group of chemicals that easily evaporate and can cause intoxication when their vapors are inhaled. Most inhalants are central nervous system depressants. Use of these drugs slows down many body functions. High doses can cause severe breathing failure and sudden death. Chronic abuse of some of these chemicals can lead to irreversible liver damage and other health problems.
- *Prescription Drug Abuse* - Adverse reactions, dependency, withdrawal, and overdose.

Prevention and Education

Human Resources, Counseling Services, Health Services, and other Student Affairs departments provide educational programming throughout the year that focuses on the impact of alcohol and drugs. Examples include: Safe Spring Break, the Moonshine Run, De-Stress Fest, Mental Health Week programs, Housing and Residence Life programs, Greek affiliated programs, and others. Off campus partners also play an essential role in educational initiatives.

Student Sanctions

Drug Offenses

If found responsible, the type of violation, circumstances, or previous violations will modify the sanctions imposed. This modification may result in more severe or lenient sanctions. For instance, possession of marijuana (over 10 grams) and other types of illegal drug offenses will likely result in 2nd or 3rd step sanctions. Drug trafficking/distribution offenses, whether on or off campus, are considered 3rd step offenses. If criminal charges are also applicable and the student is eligible to complete a diversion program, sanctions will be reflective of any external expectations.

1. First step: Disciplinary probation, documentation of successful diversion program completion, parental notification OR disciplinary probation, \$100 fine, eight hours of community service, online substance use class, parental notification.
2. Second step: Extended disciplinary probation period, off-campus assessment, loss of privilege to live on campus for a period of time to be determined, 16 hours of community service, \$200 fine, educational sanctions, parental notification.
3. Third step: Expulsion OR suspension for a period of time to be determined, educational sanctions to be completed prior to return, parental notification.

Alcohol Offenses

If found responsible, the type of violation, circumstances, or previous violations will modify the sanctions imposed.

1. First offense: Residential probation, documentation of successful diversion program completion, parental notification.

If the student opts not to complete a diversion program or has violated the policy on more than one occasion:

1. First offense: Residential probation, \$100 fine, eight hours of community service, online alcohol awareness class, parental notification.
2. Second offense: Extended disciplinary probation period, off-campus assessment, loss of visitation for six to eight weeks, 16 hours of community service, \$100 fine, educational sanction, parental notification.
3. Third offense: All sanctions from previous incidents remain in effect, loss of privilege to live on campus for a period to be determined, parental notification.

Employee Sanctions

Substance Abuse Policy

Lander University recognizes alcohol and drug abuse as potential challenges to health, safety, and security. Lander expects all employees to assist in maintaining a work environment free from the effects of alcohol, drugs, or other intoxicating substances. Compliance with this substance abuse policy is a condition of employment.

1. Lander University prohibits employees from the unlawful manufacture, possession, use, distribution, or purchase of non-prescribed drugs and intoxicants on its premises and from working under the influence of alcohol, illegal drugs, or intoxicants during working hours.
2. All employees are required to report to their jobs in appropriate mental and physical condition, ready to work. If an employee is impaired as a result of taking medication according to a doctor's prescription, that employee is expected to discuss this impairment with the supervisor before commencing work that day.
3. Any employee who is convicted of a violation of any criminal drug statute shall notify the supervisor within five (5) days of the date of conviction. A conviction includes any finding of guilty (including one agreed to by the employee) or pleas of no contest and/or any imposition of a fine, jail sentence, or other penalty.
4. Any violation of this substance abuse policy will result in discipline, up to and including discharge, under Lander University's progressive discipline policy. Employees should note that South Carolina recognizes alcoholism as a treatable illness. No state employee with the illness of alcoholism shall be disciplined prior to receiving the same careful consideration and offer of assistance that is extended to employees having any other illness.
5. Employees who have an alcohol or drug abuse problem are strongly encouraged to use one of the available employee assistance programs. Information about these programs can be obtained from the Office of Human Resources. If an alcohol or drug abuse problem recurs after an employee has completed an assistance program, Lander University will take appropriate action in accordance with official policy. Lander University retains full and final discretion on whether, when, and under what conditions an employee may be re-employed after an instance of substance abuse.
6. Lander University's drug and alcohol testing procedure includes pre-employment and post-accident testing and random sampling of employees who are CDL bus drivers for the university as required by applicable law.

South Carolina State Statutes

Below is a summary of South Carolina alcohol and drug laws. (This is not intended to be an exhaustive list.)

STATE LAW	PENALTY	SC CODE OF LAWS SECTION
<i>Purchase, consumption or possession of beer, wine or alcoholic liquors under the age of 21</i>	Fine of \$100 - \$200 and/or imprisonment for not more than 30 days. Required completion alcohol prevention program.	§ 63-19-2440 § 63-19-2450

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STATE LAW	PENALTY	SC CODE OF LAWS SECTION
<i>Lying or providing false information about age for purpose of purchasing beer, wine or alcoholic liquors</i>	Fine of \$100 - \$200 and/or imprisonment for not more than 30 days.	§ 61-4-60
<i>Open container of beer or wine in motor vehicle</i>	Fine up to \$100 or imprisonment for not more than 30 days.	§ 61-4-110
<i>Purchase of beer or wine for underage person</i>	<p>Fine of \$200 - \$300 and/or imprisonment for not more than 30 days for 1st offense.</p> <p>Fine of \$400 - \$500 and/or imprisonment for not more than 30 days for 2nd or subsequent offense.</p>	§ 61-4-80
<i>Transfer of beer or wine to underage person</i>	<p>Fine of \$200 - \$300 and/or imprisonment for not more than 30 days for 1st offense.</p> <p>Fine of \$400 - \$500 and/or imprisonment for not more than 30 days for 2nd or subsequent offense.</p>	<p>§ 61-4-90 see also § 61-6-4070</p> <p>May be sentenced under both statutes for same offense.</p>
<i>Altering and Fraudulent Use of Driver's License</i>	<p>Fine up to \$200 or imprisonment for not more than 30 days for 1st offense.</p> <p>Fine up to \$500 or imprisonment for not more than 6 months for 2nd or subsequent offense.</p>	§ 56-1-510
<i>Operation a Motor Vehicle while Under the Influence of Drugs or Alcohol or Driving with an Unlawful Alcohol Concentration</i>	<p>Fines and/or imprisonment vary depending on number of offenses. Also, suspension of license and required completion of Alcohol and Drug Safety program pursuant to § 56-5-2990.</p> <p>Can also require installation of ignition interlock device for subsequent offender (§ 56-5-2941)</p>	<p>§ 56-5-2930 § 56-5-2933</p>
<i>Felony Driving Under the Influence causing bodily harm or death to someone while driving under the influence of alcohol, drugs or any combination thereof</i>	<p>Fine of \$5,100 - \$10,100 and mandatory imprisonment for 30 days - 15 years when great bodily injury results.</p> <p>Fine of \$10,100 - \$25,100 and mandatory imprisonment for 1 to 25 years when death results.</p> <p>Can also require installation of ignition interlock device for subsequent offender (§ 56-5-2941)</p>	§ 56-5-2945
<i>Contributing to Delinquency of a Minor - It is against the law for any person over 18 years of age to knowingly and willfully influence a minor to violate a law or ordinance.</i>	Fine up to \$3,000 and/or imprisonment for not more than 3 years	§ 16-17-490
<i>Public Disorderly Conduct</i>	Fine up to \$100 or imprisonment up to 30 days.	§ 16-17-530
<i>Open Containers on Sundays (between 12:00 Saturday night and sunrise Monday morning)</i>	Fine up to \$100 or imprisonment up to 30 days.	§ 61-4-140

STATE LAW	PENALTY	SC CODE OF LAWS SECTION
<i>Possession and Distribution of Controlled Substances (i.e., cocaine, crack, marijuana, etc.)</i>	Penalty varies depending on circumstances of arrest, the drug type and the amount.	§ 44-53-370
<i>Possession manufacturing and trafficking of methamphetamine and cocaine based and other controlled substances</i>	Penalty varies depending on circumstances of the arrest.	§ 44-53-375
<i>Distribution of Controlled Substance within Proximity of a School</i>	Penalty varies depending on circumstances and drug. Fines can exceed \$10,000 and/or imprisonment for up to 15 years.	§ 44-53-445
<i>Possession or Sale of Drug Paraphernalia</i>	Fine up to \$500 for individual. Fine up to \$50,000 for corporations	§ 44-53-391
<i>Exposing of Child to Methamphetamine</i>	1st Offense - up to \$5,000 fine and/or 5 years imprisonment 2nd or Subsequent Offense - up to \$10,000 fine and/or up to 10 years imprisonment.	§ 44-53-378
<i>Disposal of waste from production of methamphetamine</i>	1st Offense - up to \$5,000 fine and/or 5 years imprisonment 2nd or Subsequent Offense - up to \$10,000 fine and/or up to 10 years imprisonment.	§ 44-53-376

Federal Statutes (Illicit Drugs)

Federal law prohibits the possession and distribution of illegal drugs. The severity of sanction imposed depends on the type and quantity of drugs, prior convictions, and whether death or serious injury occurred. Penalties can be increased for offenses which involve distribution to minors. Federal laws require or permit forfeiture of personal or real property used to illegally possess, facilitate possession, transport or conceal a controlled substance. A person's ability to purchase a firearm or receive federal benefits such as student loans, grants, contracts or professional or commercial licenses may be revoked or denied as a result of drug conviction. For more detailed information about federal drug possession and trafficking penalties, see https://www.dea.gov/sites/default/files/2018-06/drug_of_abuse.pdf#page=30.



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