



Bacone College
2019 Biennial Drug and
Alcohol Prevention Program
(DAAPP) Report based on
2017-2018 statistics

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INTRODUCTION

The Drug-Free Schools and Communities Act Amendments of 1989 and the Drug-Free Workplace Act of 1988 (collectively the “Act”), require that colleges and universities maintain a program to prevent the use of illicit drugs and abuse of alcohol by faculty, staff and students.

Bacone College strives to offer students a drug-free and alcohol-free Campus and workplace. This initiative is intended to promote a safe, productive, and drug-free work and learning environment for our faculty, staff, and students.

Under the Act, Bacone is required to annually distribute information about its Drug and Alcohol program to all faculty, staff and students.

In accordance with the requirements of the Drug-Free Schools and Campuses Act of 1989, institutions must also publish a biennial report. This report must include a determination of the number of drug and alcohol-related violations and fatalities that occur on the institution's campus or as part of the institution's activities and the number and type of sanctions imposed by the institution as a result of drug and alcohol-related violations and fatalities that occur on the institution's campus or as part of the institution's activities.

Bacone College cautions its students that ours is a dry campus, and for good reason. High risk behaviors related to drug and alcohol abuse can lead to decreased productivity, serious health problems, strained social interactions, and impaired learning. An academic community is harmed in many ways by the abuse of alcohol and other drugs.

REPORTING AN INCIDENT

All students, faculty and staff are encouraged to report incidents of alcohol and drug abuse.

If you are unsure if Bacone College is aware of a potential incident regarding a violation of federal, state, or local laws and/or Bacone College policy, please contact one of the following non-emergency numbers:

Vice President for Student Affairs
(918) 360-7771
Samuel Richards Hall
Administrative area on 1st floor

Residence Supervisor
(918) 360-9703
Palmer Center 104

Office Human Resources
(918) 781-7277
Samuel Richards Hall
Administrative area on 1st floor

Bacone College Campus Police Department
(918) 781-7200
campuspolice@bacone.edu

When calling, please provide as much information as possible about the person being reported, location, time and date. To report an incident, please complete the online report form at: <https://www.bacone.edu/presidents-hotline/>

If you witness an emergency

Bacone College policy states that it is a duty to report if the student or staff member witness's criminal activity or any other situation that is an immediate threat to the safety of any person or property on the Campus. In these emergencies, the witness shall call 9-1-1 to ensure adequate resources, including the Bacone College Campus Police, are sent to the scene.

AUTHORITY

Bacone College Campus Police officers are certified by the Oklahoma Council on Law Enforcement Education and Training (CLEET) and are duly sworn, armed and commissioned police officers having full powers of arrest. Their jurisdiction includes anyplace in which the College owns, leases, controls or otherwise holds property. Campus police officers have the additional authority to enforce all college rules, policies and regulations while on college property.

Bacone recognizes students as adults who are expected to obey the law and the rules and regulations of the College, to take personal responsibility for their conduct, to respect the rights of others, and to have regard for the preservation of state and College property, as well as the private property of others. Students whose conduct, whether on or off-campus, threatens to cause disorder, public disturbances, danger to themselves or others, or property damage will be disciplined. Those apprehended and proven guilty of violating the law or rules and regulations of the College may receive a maximum sanction of expulsion from the College.

OVERSIGHT RESPONSIBILITIES

The Office of the Vice-President of Student Affairs and the Office of Human Resources shall serve as the main contacts that will have oversight responsibility of the DAAPP including, but not limited to: updates, coordination of information required in the DAAPP, and coordination of the annual notification to employees and students and the biennial review.

ANNUAL NOTIFICATION

Notification of the information contained in the DAAPP is distributed to all current students and employees of the College on an annual basis via a campus community email. New employees will receive notification during their Orientation process. The DAAPP is also available for review online. It can be accessed at <https://www.bacone.edu/daapp/>.

STANDARDS OF CONDUCT FOR ALL PERSONS

Bacone College is committed to maintaining a drug-free workplace and workforce in conformity with federal laws as set forth in the Drug-Free Workplace Act of 1988 and the Department of Defense (DOD) Drug-Free Workforce Rule of 1988. As a result of these laws and of the policy of this institution that the College be a drug-free workplace, faculty, staff, students, visitors, and other community members are specifically prohibited from possessing, using, manufacturing, selling, distributing, or in any other way involving themselves with controlled substances both on and off campus, except as permitted in the relevant legislation.

It is important to note that illegal drug use can cause a variety of negative health effects affecting the physical, behavioral, and psychological well-being of an individual as well as the surrounding community. In addition, it can also lead to addiction for the user. Illegal drug use and alcohol abuse negatively impact the mission and goals of the College.

While Bacone respects the privacy rights of individuals, such rights cannot outweigh the need to maintain a safe working and learning environment.

STUDENT CODE OF CONDUCT

Responsibility for the keeping of good discipline is vested in the Office of Dean of Students, and discipline may be applied in some order, any order, or no order provided that minimum due process is afforded to the student. The following policies and procedures are subject to change or modification at any time and serve only as a guideline to how disciplinary affairs are conducted to ensure due process is met:

It is expected that all Bacone College students conduct themselves in accordance with Bacone College expectations and standards as well as demonstrate a pattern of self-discipline. When a student violates standards of acceptable behavior at the College, the student breaks the agreement they made with the College to comply with its expectations and the expectations of society.

Students who violate the college behavioral expectations and standards are held accountable for their behavior. The principle of accountability promotes a climate of responsibility for one's own actions, which may include being counseled, advised, and when warranted, disciplined. Violations of local, state and federal law are also violations of the student Code of Conduct whether they occur on or off campus.

Examples of Code Violations

The disciplinary authority of the College is vested in the President and the Dean of Students. Discipline may be applied in some order, any order, or no order.

While not an exhaustive list, the following is a guide as to some of the most serious violations of the Code of Conduct which may result in discipline up to and including suspension or expulsion:

1. Physical or Sexual Assault

2. Distributing and/or Possession or use of any controlled dangerous substance (including but not limited to marijuana).
3. Theft of any nature. including possessing stolen property
4. Tampering with life safety equipment (including but not limited to doors, cameras, fire extinguishers, alarms)
5. Threats of violence or intimidation.
6. Obscene, indecent, lewd, or salacious conduct.
7. Racial/ethnic slurs. (including but not limited to clothing, bumper stickers, verbal abuse, etc.).
8. Possession of replica firearms (including but not limited to pellet guns, paintball markers, BB guns, airsoft guns), blowguns, crossbows, or any weapon.
9. Possession of firearms.
10. Falsification of official college documents; including admission.
11. Verbal and/or written abuse (including telephone calls, e-mails or letters).
12. False statement about a student, college official, or law enforcement officer.
13. Violation of local, state or federal law.

Reporting Code Violations

Any member of the Bacone College campus community may report information regarding an alleged incident of non-academic misconduct to the Vice President of Student Affairs or contacting Campus Police directly at 918-781-7200.

The Vice President of Student Affairs shall assume responsibility for the resolution of the alleged incident and accept referrals for discipline from housing and Campus Police. All investigations are conducted by Campus Police.

The Rights of Students Living on Campus

- The right to a clean and healthy environment.
- The right to read, study and sleep in an environment free from undue interference and noise.
- The right to privacy and freedom with personal activities.
- The right to expect that a roommate will respect your personal belongings.
- The right to free access to your room without pressure or intimidation from your roommate.
- The right to expect reasonable and cooperative use of room shared equipment and materials (internet, electricity, etc.).
- The right to host guests with the expectation that the guest will abide by the hall policies and respect the rights of the roommate and other residents.
- The right to have conflicts resolved quickly.

DISCIPLINARY RESPONSIBILITY FOR STUDENTS

Bacone College recognizes students as adults who are both able to – and expected to – obey laws and regulations under which the College operates. Students must take personal responsibility for their conduct, to respect the rights of others, and to have regard for the preservation of state and university property.

Bacone does not intend to police the personal lives of students on or off campus; however, students whose conduct threatens to cause disorder, public disturbances, danger to themselves or others, or property damage will be disciplined. Those students found responsible for violating the law or rules and regulations of the university may receive a maximum sanction of expulsion from the College and may be referred to law enforcement agencies for further action.

BACONE'S DRUG-FREE POLICY

The College has established a drug-free policy that includes drug and alcohol testing. The purpose of testing is to determine whether the body system contains a detectable amount of illegal drugs or alcohol.

Students who are convicted of a violation of criminal law involving drugs, including a plea of no contest, are not eligible to receive Federal Financial Aid (Title IV funding). Students who are in violation of the drug-free policy may be subject to discipline up to and including expulsion. The presence of such drugs or alcohol, if detected and verified at or in excess of the prohibited levels, will be grounds for discipline. A student's failure to properly execute and fully comply with the terms, conditions, and obligations of our policy will automatically result in disciplinary sanctions.

1. All students are subject to random testing at any time.
2. All athletes are subject to testing as required by league and NAIA rules.

All students are required as a condition of status as a student, to comply with the following requirements:

1. Voluntary, written, continuing consent (as required by the College) authorizing the collection of blood and/or urine specimen(s) from the student for the purpose of performing urinalysis and/or blood testing to detect specified levels of drugs and alcohol;
2. Voluntary, written consent to authorize the release of the testing conclusions to the College;
3. Providing samples as and when required in conformance with this Policy, and
4. Performing the other duties stated in this Policy.

The College prohibits the following conduct at all times on or off College premises by students:

1. Distributing, dispensing, manufacturing, possessing, selling, transferring, obtaining or using illegal drugs or controlled substances or drug paraphernalia are prohibited at all times.
2. Abuse of legal ("Prescribed") drugs including but not limited to distributing, dispensing, obtaining or selling prescription drugs or abusing legal drugs in any manner contrary to the specified restrictions imposed by valid prescription.
3. Drunkenness, public intoxication, and underage consumption of alcohol.

Any person who has any knowledge of any violation of any part of this Policy is required to immediately and fully report the matter to the Campus Police 918-781-7200.

Failure to report a known or suspected violation constitutes a violation of this Policy and will subject the student to disciplinary action.

A student whose alcohol or drug test is confirmed positive, or who otherwise violates this Policy, is subject to discipline as follows:

1. Confirmed positive test results for illegal drugs or substances in excess of established Limits: Referral for discipline up to and including expulsion and/or arrest.
2. Referral for discipline.
Other violations of law may result in referral for discipline up to and including expulsion and/or arrest.

BACONE'S NO-TOBACCO POLICY

Bacone College has adopted this policy prohibiting tobacco throughout the entire campus. This policy is instituted to promote the health and well-being of the campus community; to preserve and protect college property; and to provide a clean and healthy environment that is conducive to academic and athletic pursuits of students, faculty and staff.

The use of tobacco (includes, but is not limited to cigarette, cigar, chew, pipe, snuff, pouch, vapor products, and all other tobacco related products) is prohibited in all areas of property owned or controlled by Bacone College, the Residence Halls and any covered walkway around the residence halls, Student Life areas and classrooms. Any area within 25 feet of an entrance door is also a prohibited area.

Marijuana is classified as an illegal substance in the state of Oklahoma and is therefore illegal to possess, distribute, or use on campus.

Designated smoking areas include:

- Locations outside campus facilities

Responsibility and Implementation of Policy:

- a) The President, Vice-Presidents, Department Heads and all other supervisors are generally responsible for the implementation and enforcement of this Tobacco Policy. Bacone College expects, in light of the health issues involved, that people will comply with this policy out of self-interest and concern for others. However, complaints regarding this policy, or disputes regarding its implementation, should be referred to the Dean of Students.
- b) Responsibility for honoring the provisions of this policy will be the obligation of all employees, students, and visitors of Bacone College.

Resolution of Complaints and Enforcement of Policy:

The standard used in resolving complaints of disputes concerning the Tobacco Policy will be that the right to breathe clean air and function in a tobacco-free environment is superior to the choice of using tobacco. The success of the Tobacco Policy for Bacone College depends upon

the thoughtfulness, consideration, and cooperation of tobacco and non-tobacco users. All members of the campus community have a responsibility to observe this no tobacco use policy. All employees and students are encouraged to remind others of the restrictions of the Tobacco Policy when appropriate.

EMPLOYEE CODE OF CONDUCT

The Bacone College Employee handbook specifically prohibits the abuse of ANY substances and subjects employees to disciplinary action up to and including termination. Treatment may be more appropriate for alcoholics and intoxicated individuals than criminal prosecution. Employees should be afforded a continuum of treatment to help them lead normal lives as productive members of society. Bacone College supports the following kinds of treatment facilities and services: Screening centers for alcoholics. Medical detoxification. Intensive treatment. Halfway-house care. Outpatient rehabilitative therapy, orientation, education, and in-service training. Patient transportation. To find a mental health or substance abuse treatment facility in your area, visit this list <https://findtreatment.samhsa.gov> More information on health effects, usage trends, and marijuana regulation: National Institute on Drug Abuse www.drugabuse.gov/publications/drugfacts/marijuana The U.S. Substance Abuse and Mental Health Services Administration www.samhsa.gov .

DISCIPLINARY RESPONSIBILITY FOR EMPLOYEES

The Office of Human Resources is the primary source on campus for enforcement of drug and alcohol policies pertaining to employees. Bacone College prohibits the unlawful manufacture, distribution, dispensation, possession, or use of a controlled substance, illicit drug, and alcohol, as those terms are defined in state and federal law, in the workplace, on University premises, or as part of any of the University’s activities.

Employees who violate this prohibition shall be subject to disciplinary sanctions. Such sanctions may include referral to drug and alcohol counseling or rehabilitation programs or termination from employment and referral to appropriate law enforcement officials for prosecution.

DRUG AND ALCOHOL VIOLATIONS

Violators	Liquor Law Arrests 2017 & 2018	Drug Law Arrests 2017 & 2018
Students	1	6
Faculty/Staff	0	0
Non-student, Non-faculty/staff	0	0

Violators	Liquor Law Referrals 2017 & 2018	Drug Law Referrals 2017 & 2018
Students	11	55
Faculty/Staff	0	0
Non-student, Non-faculty/staff	0	0

The above data is derived from the College’s annual fire and safety report, also known as the Clery Act report, which is available on the Bacone web site at <https://www.bacone.edu/clery-report/>.

The College reserves the right to randomly test students and employees when cause for suspicion exists.

LEGAL STATUTES, REGULATIONS, POLICIES AND PENALTIES

Bacone College Regulations

All members of our campus community (students, faculty, staff, and alumni, and their guests) are strictly prohibited from purchasing, possessing, or consuming alcoholic beverages or restricted substances on campus or other College premises.

The consequences from violating these regulations quickly escalate to expulsion, for students, termination of employment, for employees, and referral to local law enforcement, for both.

The term “College premises” for the purpose of Bacone’s drug and alcohol policies, includes any facility, vessel, vehicle or real estate, whether owned, leased, rented or temporarily assigned, which is managed and operated under the authority of the College or an authorized agent of the College.

Federal Drug Laws

Types of Federal Drug Crimes

Federal drug laws prohibit the possession, distribution, sale, trafficking, cultivation, and manufacturing of various controlled substances.

Prohibited drugs include marijuana, cocaine, methamphetamine, heroin, and a number of narcotic-based drugs such as Oxycodone and Vicodin, and more.

Marijuana Possession and Distribution

Possession / any amount	Punishable by up to 1 year in prison and a fine of \$1,000 for a first conviction - Further convictions and greater amounts of marijuana result in stiffer penalties
Sale of less than 50 kilograms (smallest amount category)	Felony punishable by 5 years in prison and a \$250,000.00 fine

Cocaine and Heroin Possession and Distribution

Possession of cocaine/heroin	Penalties are more severe than those of Marijuana
Sale or distribution of cocaine/heroin	Penalty may include a life sentence

Factors that are considered when an individual is being charged with a drug crime such as possession or distribution of heroin or cocaine, include the quantity of drug involved, the prior criminal history of the defendant, the use or possession of weapons by the defendant, and whether minors were involved.

Drug Trafficking

Transporting controlled substances (Over state-line or country's border)	Considered federal drug trafficking, a crime for which the) penalties are severe-The death penalty is a possible punishment for drug "kingpins" (The Continuing Criminal Enterprise Statute, commonly referred to as the CCE Statute or "The Kingpin Statute," is a United States federal law that targets large-scale drug traffickers who are responsible for long-term and elaborate drug conspiracies.)(Chapter 13 of Title 21 of the United States Code, 21 U.S.C. § 848)
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Penalties for Federal Drug Crimes

Under the Federal Sentencing Guidelines, the penalties for federal drug crimes are mandatory; the judge does not have any discretion to give lighter sentences. Additionally, the federal system provides only limited opportunities for probation following a conviction on a drug crime. There is also no parole in the federal justice system.

Anyone charged with a Federal and State drug charge should be aware that the United States Supreme Court has ruled that a defendant does not face double jeopardy if he or she is convicted of certain drug offenses and can be charged in both state and federal courts for the same act using all the prosecution powers of the two entities.

A comprehensive review of illicit drugs, including the history of the drug, its uses, short and long term effects, penalties for use, and pertinent legislation can be found under:

<http://www.usdoj.gov/dea/concern/concern.htm>

A comprehensive review of federal penalties for drug trafficking can be found under:

- https://www.dea.gov/sites/default/files/drug_of_abuse.pdf#page=30
- <https://www.ussc.gov/research/research-reports/mandatory-minimum-penalties-drug-offenses-federal-system>
- https://www.dea.gov/sites/default/files/drug_of_abuse.pdf

State of Oklahoma Laws and Regulations

In addition to the information listed above, a complete listing of Oklahoma substances, how they are placed on the schedule and additional drug information, can be found under Title 21 and 63 of Oklahoma Statutes. A brief, non-comprehensive list is shown below.

<u>Statute</u>	<u>Description</u>	<u>Penalty</u>
§21-842.1 B	Tattooing upon a person impaired by drugs or alcohol	Up to 90 days and \$5,000
§21-856.1	Causing, aiding, abetting or encouraging minor to participate in certain drug-related crimes.	Up to 20 years and \$200,000
§21-1190 F2	Hazing – forced consumption of alcohol or drugs	Up to 90 days and \$500
§21-1289.9	Carrying weapons under influence of alcohol	Up to 6 months
§63-2-401	Penalties authorized by the Uniform Controlled Dangerous Substances Act (Schedule I and II)	Up to 7 years and \$100,000 for <u>first</u> conviction
§63-2-401	Penalties authorized by the Uniform Controlled Dangerous Substances Act (Schedule III, IV, V, or marijuana)	Up to 5 years and \$20,000 for <u>first</u> conviction

HEALTH RISKS

Alcohol and drugs are toxic to the human body. Substance abuse may result in a wide array of serious health and behavioral problems and has both long and short-term effects on the body and the mind. In addition to the problem of toxicity, contaminant poisonings often occur with illegal drug use. HIV infection with intravenous drug use is a prevalent hazard.

Possible side effects for broad categories of abused substances include:

Anabolic Steroids: psychological or physical dependence, virilization, edema, testicular atrophy, gynecomastia, acne, depression, and aggressive behavior.

Alcohol: Physical and psychological dependency, impaired memory, slurred speech, drunken behavior, vitamin deficiency, organ damage, vomiting, respiratory depression, loss of consciousness, trembling, anxiety, insomnia, vitamin deficiency, confusion, hallucinations, convulsions, Fetal Alcohol Syndrome for one's child, and possible death.

Cannabis: relaxed inhibitions, increased appetite, disorientation, fatigue, paranoia, and possible psychosis. Withdrawal may occasionally result in insomnia, hyperactivity, and decreased appetite.

Depressants: slurred speech, disorientation, appearance of intoxication, impaired memory, shallow respiration, clammy skin, dilated pupils, weak and rapid pulse, coma and possible death.

Hallucinogens: disorientation, teeth grinding, dehydration, altered perception of time and distance, increased body temperature, muscle aches, and cardiac arrest.

Inhalants: flushing, hypotension, headache, impaired memory, slurred speech, drunken behavior, slow onset, vitamin deficiency, organ damage, respiratory depression, loss of consciousness, and possible death.

Narcotics: high potential for both physical and psychological dependence, drowsiness, respiratory depression, constricted pupils, nausea, shallow breathing, clammy skin, irritability, tremors, panic, nausea, chills, sweating, convulsions, coma, and death.

Stimulants: physical dependence and psychological dependence, excitation, euphoria, increased pulse rate and blood pressure, insomnia, decreased appetite, agitation, increased body temperature, apathy, long periods of sleep, irritability, depression, and disorientation, hallucinations, convulsions, and possible death.

DRUG AND ALCOHOL PREVENTION PROGRAMS AND RESOURCES

Employees

Bacone College employees who receive insurance coverage through Community Care may have coverage for Mental Health, Alcohol, and Drug Services with coinsurance rates varying by the specific plan of coverage.

Bacone College offers paid/unpaid leave covered under the Family and Medical Act and those not covered by the Act. Requests for a leave to participate in treatment should be submitted to the office of Human Resources. The reason for the leave is confidential. Leave may be full, meaning the employee is entirely absent from work, or the employee may take intermittent leave of absence. Leave is coordinated through and documented by the employee's treatment provider.

Students

For the 2019 School year, Bacone College has adopted a comprehensive approach to ensure compliance with Bacone's Policies, meet our obligations under the Drug and Alcohol Abuse Prevention Act to ensure that we offer education and treatment to any student in need of services. Our campus wide comprehensive program to combat this problem is a coordinated three-tiered approach:

1. Education. At the 2019 Student Orientation, students were spoken to at student orientation. They were advised of the consequences of violating the Drug and alcohol policies. Working with our partners at W.I.S.H., Information brochures and SAMHSA resources about the hazards of drug and alcohol are set up at information desks manned by our partners at McCoy hall, Posey Hall and at the cafeteria during alternating weeks to ensure a wide distribution coverage.
2. Enforcement: Bacone College has adopted a zero-tolerance alcohol and drug use policy. All offenders of this policy are subject to, at a minimum, administrative charges and sanctions as outlined in the Student Handbook and can range up to and including the filing of felony charges in District or Federal Court.
3. Intervention Assistance: The Bacone Police Department has adopted a "Don't Ask, Don't Tell" policy with regards to students who ask for assistance fighting an addiction. To overcome the fear of asking authorities for assistance in fighting addiction Campus Students were informed at orientation that if they ever need assistance in finding treatment, they can approach or call a Campus Police Officer who will assist them in finding the right resources in the area and transport them to obtain those resources. Campus Police will not interrogate them about how the drugs/alcohol were obtained or question those asking for help to inform against their friends. Bacone Campus Police value our role as stewards of the students who come to our campus to learn

Students may be interested to know that several courses are available in the Criminal Justice curriculum that explore the laws pertaining to and consequences of drug and alcohol abuse. These may be taken as an elective with the approval of the student's academic advisor.

COUNSELING AND TREATMENT

Green Country Mental Health and Substance Abuse
619 N Main St.
Muskogee, OK 74401
(918)-682-8407

Monarch Addiction Treatment Center
501 Fredonia St.
Muskogee, OK 74403
(918) 683-0124

Narconon Arrowhead Drug & Alcohol Rehab
Addiction Treatment Center
69 Arrowhead Loop
Canadian, OK 74425
(855) 646-8505

New Pathways Counseling
111 1/2, S York St
Muskogee, OK 74403
(918) 682-7797

Other Oklahoma resources can be found at

- <http://nationalsubstanceabuseindex.org/oklahoma/local.php>
- <http://nationalsubstanceabuseindex.org/oklahoma/facilities.php>

National Services

Alcohol Abuse and Crisis Intervention
1-800-234-0246

Alcohol and Drug Abuse
1-800-729-6686

Alcohol and Drug Abuse Helpline and Treatment
1-800-234-0420

The Alcohol & Drug Addiction Resource Center
1-800-390-4056

Alcohol Hotline Support & Information
1-800-331-2900

American Council of Alcoholism
1-800-527-5344

National Cocaine Hotline:
1-800-COCAINE (262-2463)

National Drug Information Treatment and Referral
Hotline
1-800-662-HELP (4357)

Referral and Drug Information
1-800-662-4435

SAMHSA, the Substance Abuse and Mental Health
Service Administration
1-800-622-HELP (4357)

Other Online Resources

Campus Drug Prevention

- <https://www.campusdrugprevention.gov/resources>

Find Treatment

- <https://findtreatment.gov/>

SAMHSA

- <https://www.samhsa.gov/find-help/national-helpline>
- <https://www.samhsa.gov/suicide-prevention-resource-center-sprc>

CRIME AWARENESS AND CAMPUS SAFETY

Crime statistics are provided as part of Bacone College's commitment to safety and security on campus and complies with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act. This information is found on our web site at <https://www.bacone.edu/clery-report/>.