UNIVERSITY ALCOHOL AND DRUG POLICY

Public intoxication that interferes with or disrupts the residential environment for others or necessitates staff intervention or medical attention (as determined by residence hall staff) is prohibited. Open alcohol containers are not permitted in hallways, lounges, bathrooms, stairwells, or any other common area(s), including exterior adjacent areas to the residence halls, such as porches, lawns, parking lots.

Displays with content regarding alcohol or drugs may not be placed in areas of public view such as room windows facing out and room door exteriors; this includes but is not limited to neon signs, posters or empty container displays. An “of Age” room is one in which all residents living in the room are 21 years of age or older. An “underage” room is one in which one or more residents living in the room are less than 21 years of age. Alcohol may be consumed by students and their guests who are 21 years of age or older in an “of age” resident’s room only if no underage students are present.

The possession of alcoholic beverage containers in “underage” student rooms, either full or empty, will be taken as a presumption of use and possession, and as such is not permitted, even for decorative or display purposes. Empty alcohol containers may be present in “of age” student rooms as long as they are not used for decorative or display purposes. While the University is committed to providing assistance, it should be understood that student behavior while under the influence of drugs or alcohol will not be accepted as an excuse for violations of the Conduct Code or University policies and procedures.

Students will not possess, make, grow, furnish, sell, or trade any illegal drug, or possess, use, sell, manufacture or advertise drug paraphernalia. Students will not misuse, abuse, trade, or sell prescription medicines. The presence of smoke or other types of residue, including but not limited to seeds, stems, or odor as determined by University staff, from illegal drugs or any other substance such as incense, candles and tobacco products, provides justifiable grounds for entering a student’s room and for appropriate disciplinary action.

One Strike Warning Policy
We are invested as an institution in promoting healthy, responsible choices concerning the use of alcohol and other drugs, with the emphasis on the elimination of illegal and harmful use, high risk behavior, and related physical impairment or injury. In an attempt to promote student learning and development, as well as to advance community standards, through education, that are characterized by healthy relationships and behaviors, order, respect for self and others, good citizenship, and productivity, a one strike/warning policy will be instituted.
The parameters of the one strike/warning policy are:
All students will be given one strike/warning for lesser violations of university alcohol and drug policies pertaining to the illegal possession and/or use of alcohol or marijuana. A lesser offense may include but is not limited to: carrying an open container, possession or consumption of small quantities of alcohol or marijuana, being present where alcohol or marijuana is being consumed. A second incident involving the unlawful possession, use, and/or distribution of alcohol by a student under the age of 21 will result in a conduct review. A second incident involving the unlawful possession, use, and/or distribution of other illicit drugs, such as cocaine, ecstasy, or illegally obtained prescription medication, will result in the removal of the student from the residence halls.

Additional Stipulations
Other illicit drugs beyond marijuana are not included under the one strike/warning policy. Serious alcohol and other drug offenses, such as operating a vehicle under the influence, furnishing a place for underage drinking to occur, procuring alcohol for minors, selling drugs, hazing, vandalism, assaultive behavior, etc., will by-pass the one strike/warning policy and proceed directly to a conduct review. Only one strike/warning is permitted during the course of a student’s undergraduate years. In addition to a strike/warning, other sanctions may be imposed, including but not limited to community restitution and drug and alcohol evaluations.

Parental Notification Policy
The inherent risks associated with the abuse of alcohol and other drugs affect the entire community. One important goal of any institutional effort to mitigate the impact of alcohol and drug abuse on the campus at large is to involve faculty, staff, students, medical and law enforcement services, alumni, and parents in a collaborative relationship to promote a safe and healthy learning community. Broad collaboration and the formation of partnerships between and among these groups can assure collective ownership in protecting a healthy environment where learning, performance, and the social aspects of college life are not compromised.

To that end, in accordance with the Family Educational Rights and Privacy Act (FERPA) and section 952 of the Higher Education Reauthorization Act, which provides for the notification of parents/legal guardians in the case of alcohol and/or drug activity, the University may notify the parents/legal guardians of any student hospitalization directly resulting from alcohol poisoning or drug overdose. Consent of the student is not required under FERPA provisions and section 952 of the Higher Education Reauthorization Act for this notification process.
University of Maine Farmington Good Samaritan Policy

Mission
The health and safety of the community members of the University of Maine Farmington is of primary concern, and any hesitation to call for help in the case of a student experiencing acute intoxication or drug-induced impairment could lead to serious injury or death. A Good Samaritan Policy minimizes hesitation to call for help by generally providing amnesty from University disciplinary action related to alcohol and/or drug impairment.

Justification
Student concerns about punitive judicial consequences should never stand in the way of calling for help in an alcohol and/or drug-related emergency. A Good Samaritan Policy at UMF will help protect students who are at medical risk and those who choose to do the right thing by getting timely assistance.

Policy
In order to ensure that students receive prompt and appropriate attention for alcohol and/or drug intoxication, and that there are no impediments to seek such assistance, UMF hereby institutes a Good Samaritan Policy. In those instances in which a student calls Public Safety, Student Life, or another University office for assistance with an intoxicated and/or drug-impaired student, neither the individual calling nor the student in need of assistance will normally be charged with violations of the College’s policies related to alcohol and other drugs, except in the circumstances noted below. This policy does not preclude University or other appropriate authorities from taking actions for violations that may be criminal in nature, such as but not limited to theft, hazing, physical assault or damage. Moreover, the University will not guarantee absolute immunity from sanctions associated with the UMS Code of Student Conduct, though it will normally act to mitigate those sanctions in the case of persons calling for assistance at the time of an alcohol or drug-related incident, as well as for those who require medical attention because of alcohol/drug use and/or abuse.

Additionally, the policy will not be applicable to intoxicated/impaired students who demonstrate a reckless and/or habitual lack of care concerning their well-being or that of others.

UMF TOBACCO-FREE CAMPUS POLICY
After extensive campus conversation over the last three years, and on the basis of an examination of scientific evidence available pertaining to health risks, the University of Maine Farmington campus has become tobacco-free, inclusive of the athletic fields and parking lots, as of January 2012. This policy restriction covers all tobacco products.

The University will make available smoking cessation guidance through the Health Center and will provide assistance to those who are seeking to curb this medically harmful habit.

In establishing this policy, we join many other institutions of higher education across the nation in claiming health safety as a number one priority for all our community members.
Policy Statement

It is the purpose of the University of Maine System Student Conduct Code to promote the pursuit of activities that contribute to the intellectual, ethical, and physical development of the individuals under the auspices of the University of Maine System (hereinafter referred to as “University”) and the individual campuses. It is also the purpose of this code to ensure the safety of persons engaging in those pursuits; to protect the free and peaceful expression of ideas; and to assure the integrity of various academic processes.

It is expected that students will conduct their affairs with proper regard for the rights of others and of the University. All members of the University community share a responsibility for maintaining an environment where actions are guided by mutual respect, integrity, and reason.

All members of the University are governed by University policies, local ordinances, and state and federal laws. For specific governing documents, students and/or campus organizations may wish to refer to the University Policies and Procedures manual; campus student handbooks; campus residence hall agreement and manual; and related notices and publications. Individuals in violation of state and federal law are subject to prosecution by appropriate state and federal authorities regardless of whether the activity occurs on or off the campus. In addition, the student may be subject to disciplinary action by the University pursuant to this Code. The severity of the imposed sanctions will be appropriate to the violation and circumstances of the situation.

In seeking to encourage responsible attitudes, the University places much reliance upon personal example, counseling and admonition. In certain circumstances where these preferred means fail, it must rely upon the rules and procedures described in this Code. IN THE ENFORCEMENT OF THIS CODE, THE UNIVERSITY FUNCTIONS IN AN ADMINISTRATIVE MANNER. THE UNIVERSITY’S ADMINISTRATIVE PROCESS AFFORDS FUNDAMENTAL FAIRNESS, BUT DOES NOT FOLLOW THE TRADITIONAL COMMON LAW ADVERSARIAL METHOD OF A COURT OF LAW.

“We require all students to review the UMS Student Conduct Code, which you may access by clicking on Policies on the front page of myCampus”