

Drug and Alcohol Abuse Policy (Part 86)

In accordance with the Drug-Free Workplace Act of 1988 (P.L. 100-690), the Drug-Free Schools and Communities Act of 1989 (P.L. 101-226) and 34 Code of Federal Regulation Part 85, Subpart F, this institution is committed to maintaining a drug-free workplace and a drug-free school. Drug and alcohol abuse can lead to liver, heart and other chronic diseases, low birth weight, birth defects and infant mortality in expectant mothers, and death. The unlawful manufacture, distribution, dispensing, possession or use of drugs, alcohol or other controlled substances at this institution and is strictly prohibited. Students and employees are required, as a condition of enrollment and/or employment, to abide by this policy. To the extent allowed by local, state and federal laws, this institution will impose disciplinary action against students and employees for violating these standards of conduct. These actions may include suspension, expulsion, and termination of employment, referral for prosecution and/or required completion of a drug or alcohol rehabilitation or similar program.

Bi-annual Review

To comply with the Institutions of Higher Education regulations, the School will conduct a review bi-annually of the Drug and Alcohol Abuse Policy to determine its effectiveness and the consistency of sanctioned enforcement, in order to identify and implement any necessary changes. The review is completed in even-numbered years by an administrative committee and the report is available by request from either the Director of the School or the Director of Compliance. A biennial review by the institution of the institution's program consists of the following:

- a. Determine the program's effectiveness and implement changes to the program if the changes are needed;
- b. Determine the number of drug- and alcohol-related violations and fatalities that occur on the institution's campus, as defined in 20 U.S.C. 1092(f)(6), or as part of any of the institution's activities; and are reported to campus officials;
- c. Determine the number and type of sanctions described in 20 U.S.C. 1011i(a)(1)(E) that are imposed by the institution as a result of drug- and alcohol-related violations and fatalities on the institution's campus or as part of any of the institution's activities; and
- d. Ensure that the sanctions required by 20 U.S.C. 1011i(a)(1)(E) are consistently enforced.

Drug and Alcohol Abuse Prevention

We urge students or employees needing assistance with Drug and Alcohol Abuse Prevention and Education to reach out for support from any of the agencies listed in this Drug and Alcohol Policy, or the Texas Department of Human and Health Services (<http://www.hhsc.state.tx.us/>). There is also a national helpline that is available through SAMHSA 1-800-622-HELP (4357). Locally, Phoenix Associates Counseling Services, Inc. offers intensive outpatient drug and alcohol treatment available for after work hours.

(<http://www.freerehabcenters.org/details/phoenix-associates-counseling-services>)

See below Off-Campus Resources.

Crime and Punishment – Alcohol and Drug Offenses

Misdemeanors (M) are punishable by suspension of your Texas driver's license for up to six months and/or imprisonment in county jail for not more than one year and/or a fine not exceeding \$4,000 unless a different amount is specified for the offense.

Felonies (F) are punishable by suspension of your Texas driver's license for up to six months and/or imprisonment in the state corrections system for no less than 180 days but up to ninety-nine years and/or a fine not exceeding \$10,000 unless a different amount is specified for the offense. Punishments vary based on the Penalty Group and the Classification of Felony.

Student Responsibility

Students are required to acknowledge the CSFTW Drug and Alcohol Abuse Policy by signing our Student Drug and Alcohol Policy Student Agreement at the beginning of their program. By signing, students pledge not to violate the CSFTW Drug and Alcohol Abuse Policy.

By Law: Student Conduct: Alcohol and Drug Use

A student shall be prohibited from using or being under the influence of intoxicating beverages in classroom buildings, laboratories, auditoriums, faculty and administrative offices, and all other public campus areas. With the prior consent of the President or President's designee, the provisions herein may be waived with respect to any specific event that is sponsored by CSFTW. State law shall be strictly enforced at all times on all property controlled by CSFTW in regard to the possession and consumption of alcoholic beverages.

Controlled Substances

No student shall possess, use, transmit, or attempt to possess, use, or transmit, or be under the influence of, any of the following substances on College District premises or off premises at a College District-sponsored activity, function, or event:

1. Any controlled substance or dangerous drug as defined by law, including but not limited to marijuana, any narcotic drug, hallucinogen, stimulant, depressant, amphetamine, or barbiturate.
2. Any abuse on glue, aerosol paint, or any other volatile chemical substance for inhalation.
3. Any designer drugs.
4. Any other intoxicant or mood-changing, mind-altering, or behavior-altering drug.

The transmittal, sale, or attempted sale of what is represented to be any of the above-listed substances shall also be prohibited under this policy.

Exception

A student who uses a drug authorized by a licensed physician through a prescription specifically for that student's use shall not be considered to have violated this rule.

Violation

Students who violate this policy shall be subject to appropriate disciplinary action. Such disciplinary action may include referral to drug and alcohol counseling or rehabilitation programs or student assistance programs, suspension, expulsion, and referral to appropriate law enforcement officials for prosecution.

Notice

Employees and each student taking one or more classes for any type of academic credit except for continuing education units shall be given a copy of CSFTW's policy prohibiting the unlawful possession, use, or distribution of illicit drugs and alcohol, a description of the applicable legal sanctions under local, state, or federal law, and a description of the health risks associated with the use of illicit drugs and the abuse of alcohol. CSFTW will impose sanctions on students and employees (consistent with local, state, and federal law), and a description of those sanctions, up to and including expulsion or termination of employment and referral for prosecution, for violations of the standards of conduct required by this policy.

Low-THC Cannabis

A municipality, county, or other political subdivision, may not enact, adopt, or enforce a rule, ordinance, order, resolution, or other regulation that prohibits the cultivation, production, dispensing, or possession of low-THC cannabis, as authorized by Health and Safety Code Chapter 487.201.

Health and Safety Code 487.201

Alcohol Possession and Use by Minors

Except as provided in Alcoholic Beverage Code 106.05(b), a minor commits an offense if he possesses an alcoholic beverage.

A minor commits an offense if he consumes an alcoholic beverage.

Alcoholic Beverage Code 106.04, .05(a)

Exceptions

Consumption Related to Reported Sexual Assault

The offenses of possession of an alcoholic beverage and of consumption of an alcoholic beverage do not apply to a minor who reports the sexual assault of the minor or another person, or is the victim of a sexual assault reported by another person, to:

1. A health-care provider treating the victim of the sexual assault;
2. An employee of a law enforcement agency; or
3. The Title IX coordinator of an institution of higher education or another employee of the institution responsible for responding to reports of sexual assault.

A minor is entitled to raise the defense provided above in the prosecution of the offense of possession of an alcoholic beverage or the offense of consumption of an alcoholic beverage only if the minor is in violation at the time of the commission of a sexual assault that is reported by the minor as described above or committed against the minor and reported by another person as described above.

A minor who commits a sexual assault that is reported as described above is not entitled to raise the defense in the prosecution of the minor for the offense of possession of an alcoholic beverage or the offense of consumption of an alcoholic beverage.

Alcoholic Beverage Code 106.04(f)–(h), .05(e)–(g)

Consumption as Part of a Course

Notwithstanding any other law, a minor may taste an alcoholic beverage if:

1. The minor is at least 18 years old and is enrolled:
 - a. As a student at a public or private institution of higher education that offers a program in culinary arts, viticulture, enology or wine technology, brewing or beer technology, or distilled spirits production or technology; and
 - b. In a course that is part of the program;
2. The beverage is tasted for educational purposes as part of the curriculum for the course described by item 1b;
3. The beverage is not purchased by the minor; and
4. The service and tasting of the beverage is supervised by a faculty or staff member who is at least 21 years of age.

A public institution of higher education is not required to hold a license or permit to engage in the activities authorized under this section.

Alcoholic Beverage Code 106.16(b)–(c)

Drug and Alcohol Abuse Programs

In addition to annual distribution of this policy to each student at every orientation and/or an employee's 1st day of employment, CSFTW provides the following off campus resources. This information is also available through the Compliance office.

Off-Campus Resources

Baylor Scott and White All Saints Medical Center Fort Worth

1400 Eighth Ave.

Fort Worth, TX 76104

Phone: 817-926-2544

Services: Baylor Scott and White provides diagnostic and therapeutic services aimed at helping you develop strategies for coping with illness, improve health outcomes, enhance quality of life, and overcome emotional problems associated with illness. Treatment helps the biological, psychological, behavioral, and social factors known to cause or worsen illnesses and disability.

Lena Pope

3131 Sanguinet St.

Fort Worth, TX 76107

Phone: 817-255-2652

Services: Lena Pope Counseling offers services to children, adolescents and families for various issues, including anxiety, depression, trauma, substance abuse and disruptive behavior.

Mental Health Mental Retardation of Tarrant County (MHMRTC)

3840 Hulen Tower North

Fort Worth, TX 76107

Crisis Phone: 800-866-2465

Main Phone: 817-335-3022

Services: MHMRTC offers services for mental health, intellectual and developmental



disabilities, addiction, early childhood intervention, criminal justice system support, homelessness and veterans.

Recovery Resource Council

2700 Airport Freeway
Fort Worth, TX 76111
Phone: 817-332-6329

Services: Recovery Resource Council offers a variety of services to help individuals recovering from alcohol, addiction and mental health issues.

Start Your Recovery

National Helpline: 800-662-4357

Services: Start Your Recovery offers a variety of services to help promote suicide awareness/prevention and services for individuals recovering from alcohol, addiction and mental health issues.

The Women's Center

1723 Hemphill
Fort Worth, TX 76110
Phone: 817-927-4040

Services: The Women's Center offers counseling and support groups, in addition to 24-hour crises hotline, rape exam support, and courtroom assistance.

ULifeline

Services: ULifeline is an online resource for mental health that helps you get help now, or helps you help a friend. Learn more about suicide prevention, drugs and mental health.

United Way of Tarrant County 2-1-1 Resource Directory

Services: When you need help, but don't know where to turn, call **2-1-1**. A highly trained information and referral specialist will listen to your needs and connect you with the right community organization or government agency. It's free and confidential.