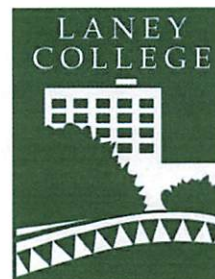


Laney College

Drug-Free Schools and Campuses Regulations (Edgar) Biennial Review

October 2020



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INTRODUCTION TO DRUG-FREE SCHOOLS AND CAMPUSES ACT

The Drug-Free Schools and Campuses Act requires an institution of higher education (IHE) to meet certain conditions to receive funds or any other form of financial assistance under any federal program. An IHE must certify that it has adopted and implemented a program to prevent the unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees. If audited, failure to comply with the Drug-Free Schools and Campuses Regulations may cause an institution to forfeit eligibility for federal funding.

In order to certify its compliance with the regulations, an IHE must adopt and implement a drug prevention program to prevent the unlawful possession, use, or distribution of illicit drugs and alcohol by all students and employees both on school premises and as party of any of its activities. Creating a program that complies with the regulations requires the IHE to do the following:

1. Prepare a written policy on alcohol and other drugs.
2. Develop a sound method for distribution of the policy to every student and employee each year.
3. Prepare a biennial review report on the effectiveness of its alcohol and other drug (AOD) programs and the consistency of policy enforcement.
4. Maintain its biennial review report on file so that, if requested to do so by the U.S. Department of Education, the campus can submit it.

COMPLIANCE WITH DRUG-FREE SCHOOLS AND CAMPUSES ACT

In order to be in compliance, the 2020 Biennial Review of the Laney College alcohol and other drug related policies and programs was conducted in October 2020. The objectives of the review as identified by the U.S. Department of Education include:

- Determining the effectiveness of and implementing any needed changes to alcohol and other drug programs; and
- Ensuring that the disciplinary sanctions for violating standards of conduct are enforced consistently.

The president of Laney College is required to supply a signed statement certifying the Biennial Review to acknowledge awareness and of the recommendations within the report. Both the president's signed statement and a final copy of the 2020 report are kept on file at Laney College in the office of the Vice President of Student Services in the event the college is audited by the Higher Education Center for Alcohol and Other Drug Prevention, a designee of the U.S. Department of Education. This report will also be made available online under Consumer/Student Information on the Laney College website.

Institutions of higher education are not required to submit the certification or report to the U.S. Department of Education.

LANEY COLLEGE OVERVIEW

Vision

Dream. Flourish. Succeed.

Mission

Laney College educates, supports and inspires students to excel in an inclusive and diverse learning environment rooted in social justice.

Values

- Respect
- Diversity
- Appreciation
- Competence
- Integrity
- Accountability
- Innovation
- Collaboration
-

Strategic Goals: 2018-2023

- Goal 1: Promote Equity
- Goal 2: Promote a collaborative institutional culture for communication, governance and decision-making
- Goal 3: Offer students the highest quality curriculum and services.
- Goal 4: Cultivate a culture of belonging, pride and self-reflection for continuous improvement.
- Goal 5: Increase awareness and access to disproportionately impacted communities.

ALCOHOL AND OTHER DRUG PROGRAM GOALS

Laney College is committed to providing its students and employees with a drug free workplace and campus environment. With an emphasis on prevention and intervention through education, Laney collaborates with the other three colleges in the Peralta Community College District to ensure its students and employees are aware of the dangers of abuse of alcohol and other drugs, have appropriate information and resources to ameliorate such abuse, and are subjected to appropriate enforcement regarding the inappropriate or illegal use or abuse of such substances on campus and at other venues that involve college community members.

Laney College employs a diverse menu of strategies and programs to address AOD abuse among its students and employees. According to the research article, *Community College Student Alcohol Use: Developing Context-Specific Evidence and Prevention Approaches*, heavy consumption of alcohol was found among 47 percent of 17 to 24 year-old community college students, a figure that reflects national trends at four-year colleges, and a significant rate of heavy consumption at 23 percent, among students who are 25 or older.¹ Similarly, the study found that consumption and harm varied by individual background, environment, and student attitude.²

Therefore, the College strives to holistically address student needs by providing a continuum of non-instructional support services including health services and crisis/personal counseling. Information is disseminated to the campus community about the health risks associated with AOD use and abuse and referrals to on campus and off-campus services are provided on an annual basis.

A variety of data sources are utilized to help the College better understand AOD abuse issues involving its students including internal surveys, student learning outcomes assessments, focus groups, feedback from faculty and staff on concerns or trends, college crime reports, and other related research studies related to college students. This data is used to direct and target programming efforts.

Laney College believes that efforts to prevent or ameliorate AOD abuse are most likely to succeed when they involve collaborative interactions with all relevant stakeholders, including college administration, staff, students, community members, public safety, health and mental health providers in the community, as well as local and state lawmakers and officials.

¹ Wall, Bailey Shea, & McIntosh, S. (2012). Community college alcohol use: Developing context-specific evidence and prevention approaches. *Community College Review*, 40 (1), 25-45.

² Wall, Bailey Shea, & McIntosh, S. (2012). Community college alcohol use: Developing context-specific evidence and prevention approaches. *Community College Review*, 40 (1), 25-45.

PROGRAMS ADDRESSING AOD USE AND ABUSE

Laney College has a long history of providing AOD programming through its Health and Wellness Center. Below are some examples of these efforts:

- **Athletics Department-** Laney College student athletes are expected to exhibit the highest levels of behavior and decorum at all times. This applies both on and off the field as well as on and off campus. Student athletes must not only adhere to the Peralta Student Code of Conduct but also to the Athletic Student Code of Conduct as it relates to alcohol and/or drug abuse. At the beginning of each season of play, the Athletic Director and coaches work directly with students to review and discuss the Student Athlete Handbook, which details the substance abuse policy. Student athletes are regularly monitored for adherence to these policies.
- **Counseling-Individual and Group-** Individual and group counseling for AOD issues is available to students through Mental Health Services, located in the Wellness Center. When student needs are beyond the scope of available services, mental health specialists and nurse practitioners aid students in initiating treatment that meets their needs ~~use~~ of the college. Some partners include:

Crisis Support Services of Alameda County (CSS)-Offers support to people of all ages and backgrounds during times of crisis or difficulty. A nonprofit agency that provides a variety of mental health services to a wide range of persons in varying degrees of crisis, its primary mission is to assist people in emotional distress, to offer supportive counseling to those in crisis, and prevent suicide. CSS offers counseling and a variety of groups in their North Oakland office.

National Council on Alcoholism and Drug Dependence, Inc. (NCADD)-The leading advocacy organization in the world addressing alcoholism and drug dependence. Since its founding in 1944, NCADD has raised public awareness about addiction throughout the United States and increasingly across the global community. NCADD provides information and referral services, intervention and drinking driver programs, professional and workplace training, recovery support and advocacy, school-based prevention and education, community education and mobilization, outpatient and residential treatment.

Recovering for Life Chemical Dependency Recovery Program (CDRP)-The Kaiser Permanente Chemical Dependency Recovery Program is a one-year outpatient program dedicated to the treatment of chemical dependency and to restoring the quality of life for members of Kaiser Permanente. The CDRP utilizes five basic modalities: medical and psychological evaluation, detoxification, group and individual therapy, education and skill building and self-help.

Alameda County Mental Health Crisis Response-Offers a participant-centered and goal-oriented process for assessing the needs of an individual for particular services. Case managers assist the client in obtaining services, reviews participant accomplishments, outcomes and barriers to completing goals. Crisis services offer an immediate therapeutic response to a client exhibiting acute psychological distress and can be treated with-in a twenty-three-hour period.

Alcoholics Anonymous (AA)-A fellowship of men and women who share their experience, strength and hope with each other that they may solve their common problem and help others to recover from alcoholism. The only requirement for membership is a desire to stop drinking. There are no dues or fees for A.A. membership and local meetings and support are available throughout Oakland.

- **Employee Assistance Program (EAP)**-Offers quick and easy access to confidential, professional assistance and resources to help employees address difficulties related to emotional concerns, relationships, substance abuse, and legal and financial concerns at no cost. For situations that may require more specialized assistance not available through the EAP, or ongoing treatment assistance is provided to find and refer treatment resources that are within the financial means for the employee.
- **Health Education (HLTED)**-Housed under the Kinesiology and Athletics Department, HLTED offers a variety of classes that explore health issues and promote wellness to enhance personal development as well as provide pathways into health-related majors and careers in the industry. Examples of transferrable courses that include the study of AOD use and abuse, include:

HLTED 1: Exploring Health Issues

Examination of current problems related to individual and community health: Sexual behavior, birth control, sexually transmitted diseases, drugs, consumerism, environment, psychosomatic health, nutrition, physical fitness, and preventive medicine.

HLTED 20: Health and Wellness: Personal Change

Focus on increased awareness of health and personal responsibility in health maintenance: Role of nutrition, physical activity, psycho-social-economic influences and environmental factors. Influences of stress, addiction, environment, family, advertising and income status on health.

- **Health and Wellness Fair**-Annually under the leadership of the Director of Health and Wellness Services, a community resource fair is coordinated with a focus on providing students and employees with access to prevention and support services. This year marked Laney's 19th Annual Wellness Fair, with campus and community partners offering information on mental health services, HIV testing, low income housing resources, child care services, disaster preparedness, and low-income dental services. Support for AOD use and abuse is a key component of the Fair. Nursing interns from the Health and Wellness Center conduct the Alcohol Use Disorder Identification Test (AUDIT) or Passport to Wellness to help students assess their alcohol usage, dependency symptoms and overall wellness. Alcoholics Anonymous and Narcotics Anonymous is also available to provide information about 12 Step Programs for drug and alcohol treatment and local meeting information.
- **Open Source Wellness at Peralta Colleges**-Since 2017, Laney College has partnered with Open Source Wellness, a community and a behavioral pharmacy, to address health disparities and the social determinants of health in our communities. Based on four basic practices underlying physical

and psychological health: Move, Nourish, Connect and Be, Open Source Wellness exists within the College's Wellness Center, providing free or sliding scale services to support behavioral changes for managing stress, eating better, and exercise. Combating AOD use and abuse requires an affordable, accessible, and culturally relevant delivery system for the behavioral medicine that is found through this partnership. Due to Covid-19 Shelter-In-Place Order, the event was postponed.

- **Restoring Our Communities (ROC)**-An academic support program at Laney College, by and for formerly incarcerated students, aims to support and equip formerly incarcerated and justice systems impacted students with the tools to be successful at Laney College and beyond. A program along the prison-to-school pipeline, ROC is dedicated to eliminating the stigma of being formerly incarcerated and reversing the effects of mass incarceration and the school-to-prison pipeline, with the goal to support students from reentry to graduation and transfer. In addition to support through peer mentoring, books and supplies, ROC also helps assist students with record expungement for alcohol and drug-related offenses, which may continue to create barriers for students trying to reenter and find success in their communities.
- **Wellness Centers**-Laney College has two sites on campus where nurse interns and nurse practitioners provide health and wellness services to students. Available services include, but are not limited to: first aid, pap smears, TB testing, HIV testing, family planning, mental health counseling, lactation services, and referrals to appropriate community health and social service agencies as needed. In addition to direct services, the Centers host health care events on campus and provide workshops to the campus on topic ranging from principles of wellness to combating AOD use and abuse. The department also prepares and disseminates literature and pamphlets on substance abuse, such as, *Drinking Facts* and *Alcohol Use and Your Health*. Interns actively table in the Student Center from 9:00 am-2:00 pm, Monday-Thursday, providing health and wellness information to students and staff. Due to the Covid-19 Shelter-In-Place Order, the Wellness Center has been offering Virtual Wellness Wednesday's for all students. Marketing of the events include social media platforms such as Instagram and Facebook.
- **Workshops & Presentations**-A wide variety of workshops and presentations are offered each academic year with a focus on AOD use and other factors that can help ameliorate abuse. The workshops included panelists from the community and student body that addressed a multitude of mental health issues that affect our community, including alcohol and drug dependence. During the fall 2019 semester, the Wellness Center staff facilitated two workshops entitled, *Self-Care During Covid Times* and *Improving Mindset*. These workshops focused on tips and ideas about how to take care of one's wellness during the COVID-19 pandemic and stressed the importance of not self-medicating with alcohol and drugs, which can be a trigger during stressful times. Workshops and classroom presentations will continue virtually during the COVID-19 Shelter-in-Place order.

POLICIES ADDRESSING AOD USE AND ABUSE

Laney College is committed to the overall health and safety of students and employees. It is our goal to maintain a campus free from illegal use, possession, or distribution of controlled substances. To this end, the Peralta Community College District and Laney College have adopted and regularly review its policies and procedures.

BOARD POLICY 3550 DRUG FREE ENVIRONMENT AND DRUG PREVENTION PROGRAM

The District shall be free from all drugs and from the unlawful possession, use or distribution of illicit drugs and alcohol by students and employees. The use of tobacco products is also restricted as detailed in Administrative Procedure AP 3570 Use of Tobacco.

The unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in all facilities under the control and use of the District. Any student or employee who violates this policy will be subject to arrest, citation, and/or disciplinary action (consistent with local, state, or federal law), which may include referral to an appropriate rehabilitation program, suspension, demotion, expulsion or dismissal.

The District recognizes substance dependency as treatable and encourages employees with substance dependency problems to take advantage of the District's Employee Assistance Program. Drug awareness workshops will be offered periodically to inform employees and students of the dangers of substance abuse, the availability of counseling, rehabilitation, and assistance programs, and to notify employees and students of the penalties that may be imposed for violations.

The Chancellor shall assure that the District distributes annually to each student and employee the information required by the Drug-Free Schools and Communities Act Amendments of 1989 and complies with other requirements of the Act.

ADMINISTRATIVE PROCEDURE 3550 PRESERVING A DRUG FREE ENVIRONMENT FOR EMPLOYEES

The District is committed to providing its employees with a drug free workplace and campus environment. It emphasizes prevention and intervention through education.

A. Employee Assistance Program

The District has established an Employee Assistance Program to help employees manage life's challenges including drug dependency and alcohol abuse. Eligible employees are encouraged to contact the Employee Assistance Program for assistance especially in the case of drug dependency or alcohol abuse. The District will provide new eligible employees with a complete description of the employee assistance program and will annually remind continuing employees to seek assistance if needed.

B. Prohibition of Drugs and Alcohol

1. The unlawful manufacture, distribution, dispensing, possession or use of alcohol or any controlled substance is prohibited on District property, during District-sponsored field trips, athletic events, activities or workshops, and in any facility or vehicle operated by the District.

2. Violation of this prohibition will result in appropriate action up to and including termination of employment, and referral for prosecution, or, as permitted by law, may require satisfactory participation in an alcohol or drug abuse assistance or rehabilitation program.
3. As a condition of employment, employees must notify the District within five days of any conviction for violating a criminal drug statute while in the workplace. The District is required to inform any agencies that require this drug-free policy within ten days after receiving notice of a workplace drug conviction.
4. The District will annually notify its employees of the Prohibition of Drugs and Alcohol through the publication of the "Personal Safety Handbook."

C. Administrative Responsibility

The Vice Chancellor General Services shall establish internal operating procedures to ensure that any alleged violations of this policy and/or procedure by employees coming to the attention of Peralta Police Services are reported to the Vice Chancellor Human Resources.

ADMINISTRATIVE PROCEDURE 3551 PRESERVING A DRUG FREE ENVIRONMENT FOR STUDENTS

Board Policy 3550 requires the Peralta Community College District to maintain campuses where students are prohibited from the unlawful manufacture, distribution, dispensing, possession, or use of controlled substances and from the use of alcohol.

- A. For purposes of this administrative procedure, campus shall mean those places where a student is engaged in an authorized college activity. The campus includes property owned or leased by the District; property used by the District for student participation in field trips, field study, athletic competition, or study travel programs; and District or private vehicles while being used for official District business.
- B. All students are required to comply with this procedure to remain in good standing and as a condition of continued attendance in any of the District's colleges. Any violation of this procedure will be cause for disciplinary action against the student, up to and including expulsion, and/or may require the student to participate satisfactorily in a substance abuse assistance or rehabilitation program. Student discipline shall be accomplished in accordance with the provisions of AP 5520 Student Discipline Procedures.
- C. Any student who needs information about substance abuse treatment may consult a counselor, who can provide the student with information about available treatment resources. The District does not provide substance abuse treatment.
- D. The District shall provide annual notice to its students in the "Standards of Student Conduct" document of the prohibitions stated in this policy, including a description of the health risks associated with drug or alcohol abuse and of the District and community resources available for counseling and rehabilitation of those persons with alcohol or drug-related problems. The District shall also provide notice of the consequences of campus illicit drug and alcohol abuse violations, including possible criminal sanctions and student disciplinary action up to and including expulsion pursuant to applicable state law and District policy and administrative regulations. The purpose of such sanctions and discipline is to urge the students to begin the personal process of rehabilitation.

ADMINISTRATIVE PROCEDURE 3560 ALCOHOLIC BEVERAGES

- A. The possession, sale or the furnishing of alcohol on campus is governed by California state law and these procedures. The possession, sale, consumption or furnishing of alcohol is controlled by the California Department of Alcohol and Beverage Control. However, the enforcement of alcohol laws on-campus is the primary responsibility of the District's campus police or responsible security officers. The campus has been designated "Drug free" and only under certain circumstances is the consumption of alcohol permitted. The possession, sale, manufacture or distribution of any controlled substance is illegal under both state and federal laws. Such laws are strictly enforced by the District's campus police or responsible security officers. Violators are subject to disciplinary action, criminal prosecution, fine and imprisonment. It is unlawful to sell, furnish or provide alcohol to a person under the age of 21. The possession of alcohol by anyone under 21 years of age in a public place or a place open to the public is illegal. It is also a violation of this policy for anyone to consume or possess alcohol in any public or private area of campus without prior District approval. Organizations or groups violating alcohol or substance policies or laws may be subject to sanctions by the District.
- B. Alcoholic beverages on campus are permitted if:
1. The alcoholic beverage is beer or wine for use in connection with a course of instruction, sponsored dinner, or meal demonstration given as part of a culinary arts program at a community college campus, and the instructor or individual has been authorized to acquire, possess, use, sell, or consume it by the College President.
 2. A student of at least 18 years of age tastes, but does not swallow or consume, beer or wine for educational purposes as part of the instruction in an enology or brewing degree program, and the beer or wine remains in the control of the instructor.
 3. The alcoholic beverage is for use during a non-college event at a performing arts facility built on District property and leased to a nonprofit public benefit corporation.
 4. The alcoholic beverage is wine produced by a bonded winery owned or operated as part of an instructional program in viticulture and enology.
 5. The alcoholic beverage is wine that is for use during an event sponsored by the District or the Peralta Colleges Foundation in connection with the District's instructional program in viticulture or the District's instructional program in enology.
 6. The alcoholic beverage is possessed, consumed, or sold, pursuant to a license or permit obtained for special events held at the facilities of a public community college during the special event. "Special event" means events that are held with the permission of the governing board of the community college district as delegated for approval by the College President (if the special event is held at the college) or by the Chancellor (if the special event is held at the district office) that are festivals, shows, private parties, concerts, theatrical productions, and other events held on the premises of the public community college and for which the principal attendees are members of the general public or invited guests and not students of the public community college.
 7. The alcoholic beverage is acquired, possessed, or used during an event sponsored by the District or the Peralta Colleges Foundation at a community college-owned facility in which any grade

from kindergarten to grade 12, inclusive, is taught, if the event is held at a time when students in any grades from kindergarten to grade 12, inclusive, are not present at the facility.

- C. The alcoholic beverage is for use during a fundraiser held to benefit a nonprofit organization that has obtained a license under the Business and Professions Code to do so provided that no alcoholic beverage can be acquired, possessed or used at a football game or other athletic contest sponsored by the District.
- D. The alcoholic beverage is acquired, or consumed pursuant to a license or permit obtained for special events held at facilities of a community college district at a time when students are not on the grounds. "Facilities" includes, but are not limited to- office complexes, conference centers, or retreat facilities.

ADMINISTRATIVE PROCEDURE 3570 SMOKING ON CAMPUS

I. Smoking: Definition

"Smoke or Smoking" means inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, or pipe, or any other lighted or heated tobacco or plant product intended for inhalation, including hookahs and marijuana, whether natural or synthetic, in any manner or in any form. "Smoking" also includes the use of an electronic smoking device which creates an aerosol or vapor, in any manner or in any form.

"Electronic Smoking Device" means any product containing or delivering nicotine or any other substance intended for human consumption that may be used by a person to simulate smoking through inhalation of vapor or aerosol from the product. The term includes any such device, whether manufactured, distributed, marketed, or sold as an e-cigarette, e-cigar, e-pipe, e-hookah, or vape pen, or under any other product name or descriptor.

Delivery or nicotine delivery systems not approved by the FDA as a proven method for cessation are prohibited where smoking and tobacco use are prohibited.

II. Applicability

Smoking is prohibited in all indoor and outdoor Peralta Community College District's ("PCCD") campus locations and District Administrative Centers, except for the following areas:

- A. Berkeley City College: No exceptions designated.
- B. College of Alameda:
 - 1. The area immediately outside the southwest corner of parking lot B;
 - 2. The grass area immediately to the east of the southernmost parking lot which is near buildings A and L.
- C. Laney College: No exceptions designated.

- D. Merritt College: No exceptions designated.
- E. District Administrative Center Offices: 50 feet away from all buildings in the parking lot behind the main Administrative Office building.
- F. Per Health and Safety Code Section 104495, tobacco products, including cigarettes, cigars, little cigars, chewing tobacco, pipe tobacco, snuff, and an electronic device that delivers nicotine or other vaporized liquids to a person inhaling from the device (e.g., e-cigarettes and vaporizers) may not be used within 250 feet of a youth sports event. A youth sports event is any practice, game, or related activity organized by any entity at which athletes up to 18 years of age are present.

III. Notices and Publications

- A. Notification of this Smoking Procedure will be published in appropriate District and College publications and in notices distributed to students, faculty, staff, administrators, and those renting District/College facilities.
- B. Appropriate signage will be placed throughout the college campuses and district office.

IV. Penalties

- A. Violations of the smoking procedures of PCCD are subject to a fine equal to the current fee for parking violations. However, smoking fines shall be limited to a maximum fine of \$100. Persistent offenders, 3 offenses or more, shall be fined \$100.
- B. If payment is not received within 21 calendar days the offenders will be notified of the consequences of failure to pay.
- C. Payment must be sent to: Parking Enforcement Center, PO Box 6010, Inglewood, CA 90312. Check or money order shall be made payable to the "Peralta Community College District".

The full text of this procedure can be found at: <http://web.peralta.edu/trustees/files/2013/12/AP-3570-Smoking-1.pdf>

BOARD POLICY 5500 STANDARDS OF STUDENT CONDUCT

The Chancellor shall establish regulations and procedures for the imposition of discipline on students in accordance with the requirements for due process of the federal and state law and regulations.

The regulations and procedures shall clearly define the standards of conduct that is subject to discipline, shall detail the discipline due process, and shall identify potential disciplinary actions, including but not limited to the removal, suspension or expulsion of a student.

The Board shall consider any recommendation from the Chancellor for expulsion. The Board shall consider an expulsion recommendation in closed session unless the student requests that the matter be considered in a public meeting. Final action by the Board on the expulsion shall be taken at a public meeting.

The student standards of conduct and discipline due process shall be made widely available to students through the college catalog and other means.

ADMINISTRATIVE PROCEDURE 5500 STANDARDS OF STUDENT CONDUCT, DISCIPLINE PROCEDURES AND DUE PROCESS

- I. The purpose of this procedure is to provide a prompt and equitable means to address violations of the Student Standards of Conduct, which ensures to the student or students involved the due process rights guaranteed them by state and federal constitutional protections. This procedure will be used in a fair and equitable manner, and not for purposes of retaliation. It is not intended to substitute for criminal or civil proceedings that may be initiated by other agencies.
- II. These procedures are specifically not intended to infringe in any way on the rights of students to engage in free expression as protected by the state and federal constitutions, Education Code Section 76120, and will not be used to punish expression that is protected.
- III. A student excluded for disciplinary reasons from one college in the Peralta Community College District may be denied enrollment into other colleges in the District, depending on the specific form of discipline. The President of a college may also deny admission to a student suspended or excluded for disciplinary reasons from other colleges or universities.
- IV. Standards of Conduct. Students are responsible for complying with all laws and college regulations and for maintaining appropriate course requirements as established by the instructors.
 - A. Disciplinary action may be imposed on a student for violation of college rules and regulations, the California Education Code, California Penal Code, and the California Administrative Code. Student misconduct may result in disciplinary action by the college and prosecution by civil authorities. Student misconduct may also result in disciplinary action that is applicable to other college campuses and central administrative offices at the Peralta Community College District. The college may require restitution as part of the discipline to ensure the return of items or compensation for any loss to the college or district. Misconduct that may result in disciplinary action includes, but is not limited to, the following violations:
 1. Violation of District policies or regulations including parking and traffic regulations (subject to Education Code Section 76036), policies regulating student organizations, and time, place and manner regulations in regard to public expression.
 2. Willful misconduct which results in injury or death of any person on college-owned or -controlled property, or college-sponsored or supervised functions; or causing, attempting to cause, or threatening to cause physical injury to another person.
 3. Conduct which results in cutting, defacing, damaging, or other injury to any real or personal property owned by the college or to private property on campus.
 4. Stealing or attempting to steal college property or private property on campus; or knowingly receiving stolen college property or private property on campus.
 5. Sexual assault or sexual exploitation regardless of the victim's affiliation with the district.
 6. Unauthorized entry to or use of college facilities.
 7. Committing or attempting to commit robbery or extortion.
 8. Dishonesty such as cheating, plagiarism (including plagiarism in a student publication), forgery, alteration or misuse of college documents, records, or identification documents, or furnishing false information to the college.

9. The use, sale, or possession on campus of, or presence on campus under the influence of, any controlled substance, or any poison classified as such by Schedule D in Section 4160 of the Business and Professions Code or any controlled substance listed in California Health and Safety Code Section 11053 et seq., an alcoholic beverage, or an intoxicant of any kind; or unlawful possession of, or offering, arranging or negotiating the sale of any drug paraphernalia, as defined in California Health and Safety Code Section 11014.5.
 10. Possession, sale or otherwise furnishing any firearm, knife, explosive or other dangerous object, including but not limited to any facsimile firearm, knife or explosive, unless, in the case of possession of any object of this type, the student has obtained written permission to possess the item from an authorized college employee.
 11. Willful or persistent smoking in any area where smoking has been prohibited by law or by regulation of the governing board.
 12. Lewd, indecent, or obscene conduct or expression on college-owned or -controlled property, or at college sponsored or supervised functions; or engaging in libelous or slanderous expression; or expression or conduct which so incites students as to create a clear and present danger of the commission of unlawful acts on college premises, or substantial disruption of the orderly operation of the college.
 13. Disruptive or insulting behavior, willful disobedience, habitual profanity or vulgarity; or the open and persistent defiance of the authority of, refusal to comply with directions of, or persistent abuse of, college employees in the performance of their duty on or near the school premises or public sidewalks adjacent to school premises.
 14. Obstruction or disruption of teaching, research, administrative procedures or other college activities.
 15. Committing sexual harassment as defined by law or by college policies and procedures; or engaging in harassing or discriminatory behavior based on race, sex, religion, age, national origin, disability, or any other status protected by law.
 16. Persistent, serious misconduct where other means of correction have failed to bring about proper conduct.
- B. In accordance with Education Code Section 76234, the results of any disciplinary action or appeal in connection with any alleged sexual assault, physical abuse or threat of the same shall be made available within 3 school days of the results, to the alleged victim, who shall keep such information confidential.

The full text of this procedure can be found at: <http://web.peralta.edu/trustees/files/2013/12/AP-5500-Standards-of-Student-Conduct-Discipline-Procedures-and-Due-Process5.pdf>

DISTRIBUTION OF AOD POLICIES TO STUDENTS AND EMPLOYEES

The Chancellor of the Peralta Community College District assure that the District, on behalf of Laney College and the other three colleges within the District, annually distributes the information required by the Drug-Free Schools and Communities Act Amendments of 1989 to each student and employee and adopts procedures to ensure that those enrolled or hired after the initial annual distribution are provided with the required information.

Both District and College publications, including the college catalog, and various websites outline and compliment the official policies. Drug and Alcohol Free Workplace Policies are available year-round and are located under the Consumer/Student Information webpage at http://laney.edu/health_center/drug-abuse-alcohol-prevention-program/ and at <http://web.peralta.edu/trustees/bps-aps/>.

Specific policies and procedures can be found at the following:

BOARD POLICY 3550-DRUG FREE ENVIRONMENT AND DRUG PREVENTION PROGRAM:

<http://web.peralta.edu/trustees/files/2011/04/BP-3550-Drug-Free-Enrivornment-and-Drug-Prevention-Program.pdf>

BOARD POLICY 5500-STANDARDS OF STUDENT CONDUCT:

<http://web.peralta.edu/trustees/files/2013/12/BP-5500-Standards-of-Student-Conduct.pdf>

ADMINISTRATIVE PROCEDURE 3550-PRESERVING A DRUG FREE ENVIRONMENT FOR EMPLOYEES:

<http://web.peralta.edu/trustees/files/2011/04/AP-3550-Preserving-a-Drug-Free-Environment-for-Employees.pdf>

ADMINISTRATIVE PROCEDURE 3551-PRESERVING A DRUG FREE ENVIRONMENT FOR STUDENTS:

<http://web.peralta.edu/trustees/files/2011/04/AP-3551-Preserving-a-Drug-Free-Environment-for-Students.pdf>

ADMINISTRATIVE PROCEDURE 3560-ALCOHOLIC BEVERAGES:

<http://web.peralta.edu/trustees/files/2013/12/AP-3560-Alcoholic-Beverages2.pdf>

ADMINISTRATIVE PROCEDURE 3570-SMOKING ON CAMPUS:

<http://web.peralta.edu/trustees/files/2013/12/AP-3570-Smoking-1.pdf>

ADMINISTRATIVE PROCEDURE 5500-STANDARDS OF STUDENT CONDUCT, DISCIPLINE PROCEDURES

AND DUE PROCESS: <http://web.peralta.edu/trustees/files/2013/12/AP-5500-Standards-of-Student-Conduct-Discipline-Procedures-and-Due-Process5.pdf>

ANALYSIS OF EFFICACY OF AOD USE AND ABUSE EFFORTS

This biennial review of Laney College's efforts to mitigate AOD use and abuse included assessment of data from several sources.

Student & Employee Survey

The first data source was extracted from a survey to students and employees conducted by the Office of the Vice President of Student Services and the Public Information Office to assess awareness of alcohol and drug prevention policies, programs and resources on campus.

Student Questions

1. Does your campus have alcohol and drug policies?
2. If alcohol and drug policies exist are they enforced?
3. Does your campus send out an annual notice related to drug and alcohol resources and policies?
4. Do you believe your campus is concerned about the prevention of drug and alcohol use?
5. Are you aware of the resources on campus that can assist students who are experiencing problems with alcohol and/or drug use?
6. Have you received professional mental health services for mental health conditions when substance abuse was one of the conditions?

Employee Questions

1. Does your campus have alcohol and drug policies?
2. If alcohol and drug policies exist are they enforced?
3. Does your campus send out an annual notice related to drug and alcohol resources and policies?
4. Do you believe your campus is concerned about the prevention of drug and alcohol use?
5. Are you aware of the resources on campus that can assist students who are experiencing problems with alcohol and/or drug use?
6. Are you aware of the resources on campus that can assist employees who are experiencing problems with alcohol and drug abuse?
7. Which of the following areas do you believe our students are most affected by?
 - a. Substance Abuse
 - b. Housing Insecurities
 - c. Food Insecurities
 - d. Mental Health Conditions

RESULTS

A total of 92 students completed the survey (see Appendix). Below are a few responses from the survey:

- 73 percent of students surveyed knew the campus had alcohol and drug policies. 23 percent stated they did not know
- 55 percent of the responses answered they are not aware of the resources on campus that can assist them if they are experiencing problems with alcohol and/or drug abuse; compared to 47.5 percent of responses from the previous survey
- 46 percent of the responses answered they believed that the campus was concerned about the prevention of drug and alcohol use compared to 60.94 percent of responses from the previous year survey

A total of 22 employees completed the survey (see Appendix). Below are a few responses from the survey:

- 5 percent of the responses answered they did not know we have a Drug Abuse and Alcohol Prevention Program compared to 73 percent of responses were aware of the Drug Abuse and Alcohol Prevention Program
- 55 percent of the responses answered they are aware of the resources on campus that can assist students who are experiencing problems with alcohol and/or drug abuse compared to 51.35 percent of responses from the previous year survey

Passport to Wellness Survey

During the spring 2019 semester, the Wellness Center hosted the annual Wellness Center Fair on April 25, 2019, but took a different approach. They invited a number of community-based organizations that focused on health, wellness and mental health so that student's knowledge of these resources was maximized. They administered the Passport to Wellness Survey, resulting in 87 surveys were administered but 63 were completed or valid. See the questions and results below:

- 1. How many health organizations are here today? Result: 63/100%**
- 2. Which organization offers general health services? Result: 47/74.6%**
- 3. Which organization offers HIV testing? 24/38.1%**
- 4. Where can you get mental health support for stress and other issues? Result: 33/52.4%**

Alcohol and Drug Incidents 2016-2018

The third source of data analyzed for this report includes the alcohol and drug incidents that resulted in criminal investigation during the 2016-2018 academic year. There was a total of four (4) arrests for alcohol-related offenses and 31 arrests for drug-related offenses, over this two-year time period.

This was an increase from the 2014-2016 academic years where three (3) arrests were made due to alcohol-related offenses and 27 arrests for drug-related offenses.

The chart below lists the number of arrests and referrals for select offenses as they relate to Liquor Law and Drug Law violations. They are reported in accordance with Uniform Crime Reporting procedures and the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics for the 2016-2018 academic year.

Number of Arrests/Referrals for Select Offenses

Offense Type (includes attempts)							TOTAL		
	2016		2017		2018		2016	2017	2018
	Res	Other	Res	Other	Res	Other			
Liquor Law Violations									
Arrest		2		0		2	0	2	
Referral		0		0		0	0	0	
Drug Law Violations									
Arrest		4		8		19	4	19	
Referral		0		0		0	0	0	

AOD PROGRAM AND POLICY RECOMMENDATIONS

Laney College is committed to providing students and employees with information and resources in order to prevent alcohol and drug abuse. We believe alcohol and other substances can play a key role in students not accomplishing their goals of obtaining a college education. It is our goal to provide a Drug and Alcohol Prevention Program for students and employees that will provide educational resources and support services.

Based on the crime statistics, drug and alcohol-related offenses were fairly consistent and low over a three-year period. However, the 2016-2018 crime statistics related to drug and alcohol-related offenses showed an increase. Compared to the last Biennial Review, surveys of student indicated that 69.47 percent did not know about the Laney College Drug and Alcohol Prevention Program. The 2019 student survey showed 53 percent did not know about the Laney College Drug and Alcohol Prevention Program, resulting in an increase of 16.47 percent of students knowing about DAAPP. In the 2018 student survey, 47.50 percent were not aware of the resources on campus that can assist students who are experiencing problems with alcohol and drug abuse. The 2019 student survey showed 21 percent of students were not aware of the resources on campus that can assist students who are experiencing problems with alcohol and drug abuse, reflecting a 26.5 increase of awareness. Similarly, 2018 surveys of employees show that 75 percent did not know about the Drug and Alcohol Prevention Program. The 2019 survey show 23 percent did not know.

Although 50 percent of employees responded that they are aware of the resources available to employees for those experiencing problems with alcohol and drug abuse, 36 percent indicated no and 14 percent did not know of the resources.

Given this analysis, the College identified recommendations and goals for improving AOD programs and policies to enhance student and employee awareness and to collaborate across college programs, including Health and Wellness Services, Student Life and Police Services. This year, Health and Wellness Services and Student Life will fall under the same supervisory structure which will enhance collaborative efforts for student resources and support.

Additionally, more collaboration across the District's colleges to help leverage resources and support more focused data collection and availability of outreach and support services related specifically to alcohol and other drugs.

Recommendations and Goals

1. Explore continuous options for data collection on alcohol and substance abuse prevention and the need for services.

Strategies

- Develop methodology and data elements for survey instruments and benchmarking.
- Collect and analyze data annually to review progress toward goals and identify areas for additional support and improvement.
- Communicate regularly with campus community on progress toward goals and available resources.

2. Develop a robust outreach plan addressing alcohol and/or other drug related information.

Strategies

- Strengthen collaboration between Health Services, Student Life, Counseling, Athletics, associated student government, Police Services and other campus programs to provide annual events and activities for students and employees about alcohol and drug abuse prevention.
 - Revamp resource materials for distribution on-campus and on social media.
 - Explore including the alcohol and drug use module of the online sexual assault prevention tool, Not Anymore, a mandatory part of new student orientation.
3. Work with more community-based organization to augment services and support
- Invite Alameda County Crisis Services to participate in Alcohol Awareness Month activities to forge a partnership to better serve our student population.
 - Develop a partnership with local universities graduate intern programs to provide more one-on-one counseling and support group services, such as National University-John F. Kennedy Counseling Center, effective 2020-2021

Laney College Student Survey

Alcohol & Drugs.... Give Us Your Thoughts

* Required

1. Does your campus have alcohol and drug policies? *

- Yes
- No
- I don't know

2. If alcohol and drug policies exist, are they enforced? *

- Yes
- No
- I don't know

3. Does your campus send out an annual notice related to drug and alcohol resources and policies? *

- Yes
- No
- I don't know

11/2/2020

4. Do you believe your campus is concerned about the prevention of drug and alcohol use? *

- Yes
- No
- I don't know

5. Are you aware of the resources on campus that can assist students who are experiencing problems with alcohol and/or drug abuse? *

- Yes
- No
- I don't know

6. Have you received professional mental health services for mental health conditions where substance abuse was one of the conditions? *

- Yes
- No
- Not Applicable

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Laney College Student Survey

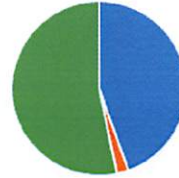
92 Responses

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Active Status

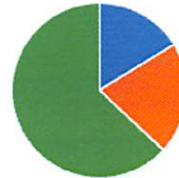
1. Does your campus have alcohol and drug policies?

Yes	41
No	2
I don't know	49



2. If alcohol and drug policies exist, are they enforced?

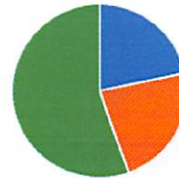
Yes	15
No	19
I don't know	58



3. Does your campus send out an annual notice related to drug and alcohol resources and policies?

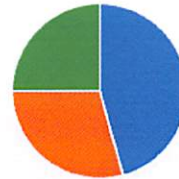
Insights

Yes	20
No	21
I don't know	51



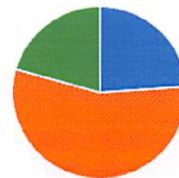
4. Do you believe your campus is concerned about the prevention of drug and alcohol use?

Yes	42
No	27
I don't know	23



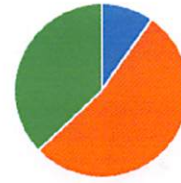
5. Are you aware of the resources on campus that can assist students who are experiencing problems with alcohol and/or drug abuse?

Yes	22
No	51
I don't know	19



6. Have you received professional mental health services for mental health conditions where substance abuse was one of the conditions?

Yes	9
No	49
Not Applicable	34



Laney College Employee Survey

Alcohol & Drugs.... Give Us Your Thoughts

* Required

1. Does your campus have alcohol and drug policies? *

Yes

No

I don't know

2.If alcohol and drug policies exist, are they enforced? *

Yes

No

I don't know

3. Does your campus send out an annual notice related to drug and alcohol resources and policies? *

Yes

No

I don't know

4. Do you believe your campus is concerned about the prevention of drug and alcohol use? *

- Yes
- No
- I don't know

5. Are you aware of the resources on campus that can assist students who are experiencing problems with alcohol and/or drug abuse? *

- Yes
- No
- I don't know

6. Are you aware of the resources on campus that can assist employees who are experiencing problems with alcohol and/or drug abuse? *

- Yes
- No
- I don't know

7. Which of the following areas do you believe our students are most affected by *

- Substance Abuse
- Housing Insecurities
- Food Insecurities
- Mental Health Conditions

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Laney College Employee Survey

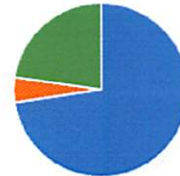
22 Responses

03:00 Average time to complete

Active Status

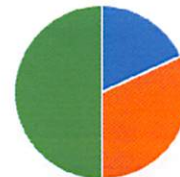
1. Does your campus have alcohol and drug policies?

Yes	16
No	1
I don't know	5



2. If alcohol and drug policies exist, are they enforced?

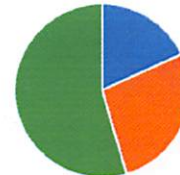
Yes	4
No	7
I don't know	11



3. Does your campus send out an annual notice related to drug and alcohol resources and policies?

Insights

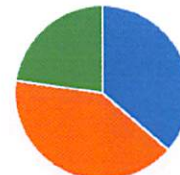
Yes	4
No	6
I don't know	12



4. Do you believe your campus is concerned about the prevention of drug and alcohol use?

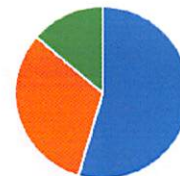
Insights

Yes	8
No	9
I don't know	5



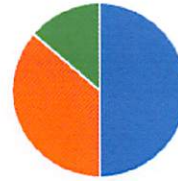
5. Are you aware of the resources on campus that can assist students who are experiencing problems with alcohol and/or drug abuse?

Yes	12
No	7
I don't know	3



6. Are you aware of the resources on campus that can assist employees who are experiencing problems with alcohol and/or drug abuse?

● Yes	11
● No	8
● I don't know	3



7. Which of the following areas do you believe our students are most affected by

● Substance Abuse	2
● Housing Insecurities	9
● Food Insecurities	4
● Mental Health Conditions	7

