

# Alcohol, Tobacco, and Other Drug Prevention and Policy Statement

(Updated January 2021)

## **Introduction / Standards of Conduct**

While Lee College recognizes that a substance abuse disorder is an illness requiring intervention and support, we strive to offer students and employees an optimum environment which promotes and secures educational success. To meet this objective, Lee College has adopted and implemented a program to prevent unlawful manufacture, possession, use, and distribution of illicit drugs, alcohol, and tobacco products by students and employees. Such conduct is not consistent with the behavior expected of members of the college community.

In addition, Lee College is committed to enforcing the provisions of the Drug Free Workplace Act of 1988 and the Drug Free Schools and Communities Act of 1989. It is the intent of Lee College for this policy to be applied to campus activities and all college sponsored events whether held on or off campus. Persons who violate Lee College policy will be subject to disciplinary action. In compliance with this law, every employee and each student taking one or more classes for any type of academic credit will be given a copy of the College's policy prohibiting the unlawful possession, use, or distribution of illicit drugs, alcohol, and tobacco products; 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 such substances.

## **Tobacco and E-Cigarettes**

Lee College is a tobacco free campus. Tobacco (nicotine) products include cigarettes, cigars, smokeless tobacco, and electronic cigarettes (every version and type of such device whether manufactured or marketed as electronic cigarettes, e-cigarettes, electronic cigars, e-cigars, electronic pipes, e-pipes or under any other product name or description). Smoking, vaping, and the use of other tobacco products are effectively banned from any area of campus including personal and school-owned vehicles. In addition, Lee College prohibits the sales, sponsorships, advertising, or promotional activities of tobacco on campus property. Students, faculty, staff, contractors and visitors violating the policy are subject to disciplinary measures, which may include fines. Employees who violate the policy will be referred to their supervisor; students will be referred to the Associate Dean of Student Affairs; and contract workers and/or visitors will be referred to campus security.

## **Legal Sanctions**

The following are sanctions based on Texas laws and civil codes and fall under the jurisdiction of local and state law enforcement for compliance.

**Alcohol:** Minors convicted in the criminal court system of possession or consumption of alcoholic beverages may be subject to fines, suspension of driver's license, community service, and a mandatory alcohol education class. Convictions for providing alcohol to minors may subject individuals to fines and a jail term of up to one year. Convictions for driving while intoxicated may subject individuals to up to \$2000 in fines and a jail term of up to six months for a first offense. Fines and jail terms escalate after the first conviction.

**Tobacco / Nicotine products:** As of September 1, 2019, the possession, purchase, consumption, or receipt of cigarettes, e-cigarettes, or tobacco products by individuals under 21 years of age is prohibited by state law and these offenses are subject to fines upon conviction. The sale of these items to individuals younger than 21 years of age is prohibited and are subjects to fines upon conviction.

Controlled substances (drugs): Sanctions upon conviction in the criminal court system for possession, distribution, or manufacture of controlled substances range from fines to probation to imprisonment. Amount of fines, terms of probation, or years of imprisonment generally are contingent upon the circumstances and the amounts of drugs in possession, sale, distribution, or manufacture. Recent updates to the Texas health and Safety Code have added additional classes of synthetic marijuana and bath salts. The criminal penalties for these drugs, included in Penalty Group 1A, 2, and 2A follow guidelines as other drug offenses. Below are commonly used drugs, not an exhaustive list.

<b>Dangerous Drugs/ Controlled Substances</b>	<b>Street Name</b>	<b>Crime and Penalty</b>
Possession of a Controlled Substance (PCS) / Dangerous Drug PCS with Intent to Deliver Manufacture or Delivery of a Controlled Substance (Texas Health and Safety Code Ch.481)	Cocaine, Ecstasy, Heroin, Marijuana, Methamphetamine, Multiple Prescription Medications	Varies according to placement of the drug on schedules according to weight/dosage unit. Can be a Class B Misdemeanor through 1 <sup>st</sup> Degree Felony / Up to \$10,000 fine and up to 99 years in prison.

<b>Illicit Synthetic Drugs</b>	<b>Street Name</b>	<b>Crime and Penalty</b>
Possession of a Controlled Substance (PCS) / Dangerous Drug PCS with Intent to Deliver of a Controlled Substance (Texas Health and Safety Code Ch. 481.1021 and 481.1031)	Synthetic Marijuana, Legal Weed, Kush, Synthetic Cathinones, Bath Salts, 25-I, N- BOMe, N-bombs	Varies according to placement of the drug on schedules according to weight/dosage unit. Can range from a Class B Misdemeanor to a 1 <sup>st</sup> Degree Felony / Up to \$10,000 fine and up to 99 years in prison.

<b>Alcohol</b>	<b>Crime</b>	<b>Penalty</b>
Consumption or Possession by a Minor (Secs. 106.4 and 106.5)	Class C Misdemeanor	Up to \$500 fine; Enhancements for subsequent convictions with up to \$2,000 fine and 180 days in jail.
Purchasing for or Furnishing Alcohol to a Minor (ABC Sec106.6)	Class A Misdemeanor	Up to 1 year in jail; Up to \$4,000 fine
Public Intoxication (Texas Penal Code, Sec 49.02)	Class C Misdemeanor	Up to \$500 fine; Enhancements for subsequent convictions
Driving while intoxicated (Texas Penal Code Sec. 49.04)	Class B Misdemeanor	First Offense up to \$2,000 fine and 18 days in jail. Numerous enhancements on subsequent convictions
Intoxication Assault (Texas Penal Code 49.07)	3 <sup>rd</sup> Degree Felony	UP to \$10,000 fine 2-20 years in prison
Intoxication Manslaughter (Texas Penal Code 49.08)	2 <sup>nd</sup> Degree Felony	Up to \$10,000 fine 2-20 years in prison

<b>Tobacco</b>	<b>Crime</b>	<b>Penalty</b>
Possession, Purchase, Consumption, or Receipt of Cigarettes, E-Cigarettes, or Tobacco Products by Minor (Texas Health and Safety Code Section 161.252)	Class "C" Misdemeanor	Up to \$100 fine; minors can be ordered to attend E-Cigarette or Tobacco Awareness programs and/or community service
Sale of Cigarettes, E-Cigarettes, or Tobacco Products to Persons Younger than 21 years of Age (Texas Health and Safety Code Section 161.082)	Class "C" Misdemeanor	Up to \$500 fine; Enhancements for subsequent convictions up to \$1,000 and permit suspensions are possible

### **College Disciplinary Actions**

Since Lee College policy prohibits the unlawful possession, use or distribution of illegal drugs, alcohol, and tobacco products on the campus and at college sponsored events held off campus, any employee admitting to or convicted of such unlawful possession, use or distribution of these substances will be subject to disciplinary action (up to and including suspension without pay, and termination). Employees may be required to satisfactorily participate in a drug and alcohol assistance or rehabilitation program or may be referred for prosecution.

Students who violate this policy shall be subject to appropriate disciplinary action as outlined in Lee College Board Policy FLBE (Local). Such disciplinary action may include referral to alcohol, tobacco, and drug counseling, tobacco cessation or rehabilitation programs or student assistance programs, expulsion, and referral to appropriate law enforcement officials for prosecution.

### **Good Samaritan Policies**

Senate Bill 1331 (2011) states that in the event of possible alcohol poisoning, a person under 21 calling for help for him or herself or another will not be cited for possessing or consuming alcohol. The immunity for minors is limited to the first person who calls for assistance only if he/she stays on the scene and cooperates with law enforcement and medical personnel.

### **Health Risks**

The abuse of drugs and alcohol can lead to a variety of serious consequences including poor academic and work performance, poor decision making, poor morale, work errors, wasted time and materials, damage to equipment, theft, tardiness, absenteeism, accidents which injure the drug user, accidents which put all employees and students at risk of injury, and may lead to disciplinary action, prosecution, illness and even death. Users of these substances experience depression, isolation, loss of memory, loss of coordination, impaired judgment, reduced morale, anxiety, paranoia and loss of self-respect.

On average, at least 50% of college students' sexual assaults are associated with alcohol use. One study reported that 74% of the perpetrators and 55% of the victims of rape had been drinking alcohol. Consumption by the perpetrator and/or the victim increases the likelihood of acquaintance, sexual assault. In addition, one in five college students abandon safer sex practices when intoxicated ([www.collegedrinkngprevention.gov](http://www.collegedrinkngprevention.gov)).

Tobacco use is the leading cause of death, disability, and several chronic diseases, including cancer, lung disease, and cardiovascular disease. Currently, 26.9% of cancer deaths in Texas are attributable to smoking. In addition, exposure to secondhand smoke increases the risks of health problems as it has the same dangerous chemicals that smokers inhale. E-cigarettes and other vaping devices have been linked to a plethora of health problems including severe lung damage and death.

**Other Risks / Consequences**

Federal Financial Aid – If you are convicted of a drug-related felony or misdemeanor while receiving federal student aid, you will become ineligible to receive further aid for a specified period of time upon conviction.

Other areas in which the use of alcohol or drugs can have a negative impact include but are not limited to employment and housing.

**Available Counseling and Treatment Programs**

Both the Lee College Human Resource Office and the Lee College Student Affairs Division offer services to employees and students who are seeking support regarding alcohol, tobacco, and other drug issues. The Human Resource Office at Lee College will assist employees with information concerning insurance coverage. Both offices can provide a list of private and public hospitals, mutual self-help organizations, public treatment centers, and private drug treatment practitioners. Information regarding an individual's request for services will remain confidential. The Lee College Human Resource Office nor any other entity at the College will be notified or informed of an employee or student's choice to receive assistance for drug or alcohol issues, including those who use insurance or Employee Assistance Program funding.

# Resources for Support

Poison Control Center, for immediate help with possible overdose: 800.222.1222

Additional Resources: [www.lee.edu/about/maintaining-a-drug-free-campus](http://www.lee.edu/about/maintaining-a-drug-free-campus)

## **CAMPUS RESOURCES**

Lee College Student Affairs Division  
Dr. Rosemary Coffman, Assoc. Dean  
281.425.6387 / [rcoffman@lee.edu](mailto:rcoffman@lee.edu)

Lee College Human Resource Office  
Amanda Summers, Director  
281.425.6875 / [asummers@lee.edu](mailto:asummers@lee.edu)

UT Employee Assistance Program  
(for Lee College employees)  
713.500.3327  
[www.uteap.org](http://www.uteap.org)

Lee College Security  
281.425.6888

Drug and Alcohol Abuse Counselor Program  
Howard Bushart  
281.425.6308 / [hbushart@lee.edu](mailto:hbushart@lee.edu)

## **12- STEP MEETING INFORMATION**

West Baytown AA  
1020 Bowie St, Baytown  
281.427.2500

Houston AA intergroup  
Find AA meetings in the Houston area  
[www.aahouston.org](http://www.aahouston.org)

Houston Al-Anon  
Support for friends and families of alcoholics  
[www.houstonalanon.org](http://www.houstonalanon.org)

Houston Narcotics Anonymous  
713.661.4200  
[www.hascona.com](http://www.hascona.com)

## **COMMUNITY RESOURCES**

Bay Area Council on Drugs and Alcohol  
Resources and Referral  
1.800.510.3111  
[www.bacoda.com](http://www.bacoda.com)

Cenikor Foundation  
Residential Treatment  
1.888.Cenikor  
[www.cenikor.org](http://www.cenikor.org)

## **TOBACCO / E-CIGARETTE (VAPING)**

### **CESSATION RESOURCES**

Freedom from Smoking Online Program  
[www.freedomfromsmoking.org/](http://www.freedomfromsmoking.org/)  
An evidence-based program consisting of eight self-paced modules to help quit tobacco.

Quitter's Circle  
[www.quitterscircle.com/](http://www.quitterscircle.com/)  
A smoking cessation initiative that allows users to personalize a quit plan.

Center for Disease Control and Prevention  
[www.cdc.gov/tobacco/campaign/tips/quit-smoking](http://www.cdc.gov/tobacco/campaign/tips/quit-smoking)  
Offers a variety of programs and resources  
800.QUIT.NOW.

Chambers Health  
Provides one-on-one counselor consult and ongoing coaching  
Bayside Clinic (409.267.4126) and  
West Chambers Medical (281.576.0670).

Truth Initiative Vaping Text Line  
For youth and young adults:  
Text "DITCHJUUL" to 88709  
Information for parents / other adults:  
Text "QUIT" to 202.899.7550