Drug and Alcohol Prevention Program and the Drug-Free Workplace and Campus Program

Standards of Conduct
The use of illegal drugs and the abuse of alcohol on the campus of Brown Mackie College-Louisville or in facilities controlled by the Brown Mackie College-Louisville are prohibited by college regulations and are incompatible with the Brown Mackie College-Louisville goal of providing a healthy educational environment for students, faculty, staff and guests. The following information is provided in compliance with the Drug-Free Schools and Communities Act Amendments of 1989.

Effects of Drugs and Alcohol
Although individuals often use drugs and alcohol to achieve a variety of effects on mind and body that are found to be temporarily useful or pleasurable, drugs can be highly addictive and injurious. A person can pay a price in terms of his or her physical, emotional, and social health.

This price can be paid in a number of ways. The risk of contracting sexually transmitted diseases, including AIDS, is increased through unwanted or unprotected sex when one is under the influence of drugs or alcohol. Drugs can be the trigger for violent crime. Economic and legal problems usually follow directly when one tries to support a drug habit by resorting to crime. The dependence, illness, loss of job, and loss of family or friends that can result from drug or alcohol use and abuse can be tragic.

In keeping with the mission of Brown Mackie College-Louisville and the requirements of state and federal law, Brown Mackie College-Louisville has adopted this program to ensure a drug-free campus and workplace and to prevent the use of controlled substances and the abuse of alcohol.

Health Risks Associated with the Use of Alcohol

Short Term Risks:
- Increased risks of accidents and injuries
- Alcohol-related traffic accidents (the leading cause of death for teens)
- Alcohol slows reaction time, decreases muscle coordination, and impairs vision
- Fatal overdose
- Unconsciousness or blackout
- Death by aspiration of vomit
- Nausea
- Gastritis

Long-Term Risks:
- Increased blood pressure
- Increased risk of heart attack
- Brain damage resulting in permanent psychosis
- Cancer of the mouth, esophagus or stomach
- Liver damage (cirrhosis, alcohol hepatitis, cancer)
- Ulcers and Gastritis
- Pancreatitis
- Birth defects
- In males-testicular atrophy and breast enlargement
- In females--increased risk of breast cancer
- Prolonged, excessive drinking can shorten life span by ten to twelve years.
Health Risks Associated with the Use of Drugs

Amphetamines (Speed, Uppers):
- Malnutrition
- Hallucinations
- Dependence, psychological and sometimes physical

Deliriums (Aerosols, Lighter Fluid, Paint Thinner):
- Permanent damage to lungs, brain, liver, bone marrow
- Loss of coordination, confusion, hallucinations
- Overdose causing convulsions, death

Depressants (Barbiturates, Tranquilizers, Methaqualone):
- Confusion, depression, loss of coordination
- Dependence, physical and psychological
- Coma, death (caused by overdose)
- Can be lethal when combined with alcohol

Hallucinogens (LSD, PCP, DMT, STP, Mescaline):
- Hallucinations, panic, irrational behaviors (which can lead to increased risk of accidents, injuries)
- Tolerance overdose leading to convulsions, coma, death
- Possible birth defects in children of LSD users

Intravenous Drug Use:
- Places one at risk for HIV infection (the virus causing AIDS) when needles are shared

Marijuana and Hashish:
- Chronic bronchitis
- Decreased vital capacity
- Increased risk of lung cancer
- In men lower levels of testosterone and increase in abnormal sperm count

Stimulants (Cocaine):
- Painful nosebleeds and nasal erosion
- Intense "downs" that result in physical and/or emotional discomfort
- Tolerance and physical dependence can develop

Narcotics (Heroin, Morphine, Codeine, Opium):
- Malnutrition
- Hepatitis
- Loss of judgment and serf-control leading to increased risk of accidents, injuries
- Dependence
- Overdose leading to convulsions, coma, death

Sanctions Brown Mackie College-Louisville

School Sanctions
Brown Mackie College-Louisville, in all of its actions, seeks to uphold local, state and federal laws. Insofar as permitted by these laws, Brown Mackie College-Louisville will apply sanctions that could lead to a student being suspended or expelled or an employee being disciplined, suspended or dismissed for violation of the Brown Mackie College-Louisville standards of conduct. Students and employees may also be referred for prosecution. Disciplinary sanctions may include the completion of an appropriate rehabilitation program, at the student's or employee's expense, if necessary.

State Sanctions
Kentucky criminal statutes provide for drug offense penalties in relation to the nature of the offense, the drug involved, whether the offense is a first or subsequent offense, and in some cases, the amount of the drug involved. Unlawful purchase or possession of any drug in Schedules I, II, III IV or V (includes but not limited to methamphetamine, cocaine, heroin, morphine, hallucinogens, opium, etc.) carries a sentence of
1 to 15 years imprisonment for a first offense and 5 to 30 years for subsequent offense. Unlawful manufacture, sale or possession with intent to sell of those drugs carries a sentence of 5 to 30 years for a first offense. Subsequent offenses can result in life imprisonment. Unlawful purchase, possession, manufacture, or sale of marijuana carries a prison sentence of 1 to 10 years.

Possession Fine
Less than 8 oz. (first offense) Misdemeanor $500
Less than 8 oz. (subsequent offense) Felony $1,000 - $10,000
8 oz. or more (viewed as intent to sell or transfer) See trafficking

Sale or Trafficking
Less than 8 oz. Misdemeanor $500
8 oz. to 5 lbs. Felony $1,000 - $10,000
5 lbs. or more Felony $1,000 - $10,000
Within 1,000 feet of school Felony $1,000 - $10,000

Penalties of Kentucky Law for Driving under the Influence (KRS 189) Sanctions of violation of state alcohol laws vary from a fine of $10.00 to $2,000.00, and or a sentence of forty eight hours to 12 months in jail, and suspension of one’s drivers’ license and or a requirement for community service or substance abuse treatment.

In Kentucky, a blood alcohol level measurement of 0.08 percent alcohol or greater is sufficient for arrest or conviction for driving under the influence; intoxication does not have to be proved. The schedule of Kentucky state penalties for driving under the influence is summarized below.

First offense within 5 Years
(1) Penalties - $200 to $500 fine and/or 48 hours to 30 days in jail. Community labor of 48 hours to 30 days may be substituted for fine or jail. If aggravating circumstance present at commission of offense, there is a mandatory minimum of four days imprisonment.
(2) Cost and Fees – Court costs, DUI service fee, treatment program fee, county fees and state fees.
(3) Alcohol or Substance Abuse Treatment Program – 90 days.
(4) License Revoked – 30-120 days (or until defendant reaches age 18, whichever is longer). May apply for hardship license after minimum suspension period expires.

Second offense with 5 Years
(1) Penalties - $350 to $500 fine and 7 days to 6 months in jail and the court may order 10 days to 6 months community labor. Must serve a minimum of jail and/or community labor. If aggravating circumstance present mandatory minimum term of imprisonment shall be 14 days.
(2) Cost and Fees – Court costs, DUI service fee, treatment program fee, county fees and state fees.
(3) Alcohol or Substance Abuse Treatment Program – 1 year
(4) License Revoked – 12 months to 18 months (or until defendant reaches age 18, whichever is longer). May apply for hardship license after minimum suspension period expires.

Third offense within 5 Years
(1) Penalties - $500- $1000 fine and 30 days to 12 months in jail and court may order 10 days to 12 months community labor. Must serve a minimum of jail and/or community labor. If aggravating circumstance present mandatory minimum term of imprisonment shall be 60 days.
(2) Court costs and fees – court costs, DUI service fee, treatment program fee, county fees and state fees.
(3) Alcohol or Substance Abuse Treatment Program – 1 year
(4) License revoked – 24 months to 36 months. May apply for hardship license after minimum suspension period expires.

Fourth offense within 5 Years
(1) Penalties – 1 to 5 years (class D felony). Must serve 120 days. If aggravating circumstances mandatory minimum term of imprisonment shall be 240 days.
(2) Cost and Fees – Court cost, DUI service fee, treatment program fee, county fees and state fees.
(3) Alcohol or Substance Abuse Treatment Program – 1 year
(4) License Revoked – 5 years. No hardship license.
(5) License plate impoundment or installation of ignition interlock devise.

Federal Sanctions
Federal penalties and sanctions for illegal possession of a controlled substance include the following:

First conviction: up to 1 year in prison, fine of $1,000 to $100,000, or both

Second conviction: at least 15 days and up to 2 years imprisonment, $5,000 to $250,000 fine, or both

After two drug convictions: at least 90 days and up to 3 years in prison, $5,000 to $250,000 fine, or both. Special federal sentencing provisions for possession of crack cocaine include a mandatory prison term of at least 5 years and up to 20 years, fine of up to $250,000, or both, for a first conviction if the amount of crack exceeds 5 grams, for a second conviction if amount exceeds 3 grams, and for a third or subsequent conviction if the amount exceeds 1 gram.

Additional federal sanctions may also apply including forfeiture of vehicles used to transport controlled substances, denial of federal benefits including student loans, grants, and contracts and denial or revocation of certain federal licenses and benefits (exhibit A).
## Exhibit A:

### Federal Trafficking Penalties for Schedules I, II, III, IV, and V (except Marijuana)

<table>
<thead>
<tr>
<th>Schedule</th>
<th>Substance/Quantity</th>
<th>Penalty</th>
</tr>
</thead>
<tbody>
<tr>
<td>II</td>
<td>Cocaine 500-4999 grams mixture</td>
<td>First Offense: Not less than 5 yrs. and not more than 40 yrs. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine of not more than $5 million if an individual, $25 million if not an individual.</td>
</tr>
<tr>
<td>II</td>
<td>Cocaine Base 28-279 grams mixture</td>
<td>First Offense: Not less than 10 yrs. and not more than life. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine of not more than $10 million if an individual, $50 million if not an individual.</td>
</tr>
<tr>
<td>IV</td>
<td>Fentanyl 40-399 grams mixture</td>
<td>Second Offense: Not less than 10 yrs. and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than $8 million if an individual, $50 million if not an individual.</td>
</tr>
<tr>
<td>I</td>
<td>Fentanyl Analogue 10-99 grams mixture</td>
<td>Second Offense: Not less than 20 yrs. and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than $20 million if an individual, $75 million if not an individual.</td>
</tr>
<tr>
<td>I</td>
<td>Heroin 100-999 grams mixture</td>
<td>2 or More Prior Offenses: Life imprisonment. Fine of not more than $20 million if an individual, $75 million if not an individual.</td>
</tr>
<tr>
<td>I</td>
<td>LSD 1-9 grams mixture</td>
<td></td>
</tr>
<tr>
<td>II</td>
<td>Methamphetamine 5-49 grams pure or 50-4999 grams mixture</td>
<td></td>
</tr>
<tr>
<td>II</td>
<td>PCP 10-99 grams pure or 100-999 grams mixture</td>
<td></td>
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</tbody>
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<table>
<thead>
<tr>
<th>Substance/Quantity</th>
<th>Penalty</th>
</tr>
</thead>
<tbody>
<tr>
<td>Any Amount Of Other Schedule I &amp; II Substances</td>
<td>First Offense: Not more than 20 yrs. If death or serious bodily injury, not less than 20 yrs. or more than Life. Fine $1 million if an individual, $5 million if not an individual.</td>
</tr>
<tr>
<td>Any Drug Product Containing Gamma Hydroxybutyric Acid</td>
<td>Second Offense: Not more than 30 yrs. If death or serious bodily injury, life imprisonment. Fine $2 million if an individual, $10 million if not an individual.</td>
</tr>
<tr>
<td>Flunitrazepam (Schedule IV) 1 Gram</td>
<td></td>
</tr>
<tr>
<td>Any Amount Of Other Schedule III Drugs</td>
<td>First Offense: Not more than 10 yrs. If death or serious bodily injury, not more than 15 yrs. Fine not more than $500,000 if an individual, $2.5 million if not an individual.</td>
</tr>
<tr>
<td>Any Amount Of Other Schedule IV Drugs (other than one gram or more of Flunitrazepam)</td>
<td>Second Offense: Not more than 20 yrs. If death or serious injury, not more than 30 yrs. Fine not more than $1 million if an individual, $5 million if not an individual.</td>
</tr>
<tr>
<td>Any Amount Of All Other Schedule V Drugs</td>
<td>First Offense: Not more than 5 yrs. Fine not more than $250,000 if an individual, $1 million if not an individual.</td>
</tr>
<tr>
<td>Any Amount Of All Schedule V Drugs</td>
<td>Second Offense: Not more than 10 yrs. Fine not more than $500,000 if an individual, $2 million if other than an individual.</td>
</tr>
<tr>
<td>First Offense: Not more than 1 yr. Fine not more than $100,000 if an individual, $250,000 if not an individual.</td>
<td>Second Offense: Not more than 4 yrs. Fine not more than $200,000 if an individual, $500,000 if not an individual.</td>
</tr>
<tr>
<td>Substance</td>
<td>First Offense</td>
</tr>
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</tr>
<tr>
<td>Marijuana 1,000 kg</td>
<td>Not less than 10 yrs. or more than life. Fine not more than $10 million.</td>
</tr>
<tr>
<td>Marijuana 100-999 kg</td>
<td>Not less than 5 yrs. or more than 40 yrs. Fine not more than $5 million.</td>
</tr>
<tr>
<td>Marijuana 50-99 kg</td>
<td>Not more than 20 yrs. Fine not more than $1 million.</td>
</tr>
<tr>
<td>Hashish More than 10</td>
<td>Fine not more than $250,000, $1 million.</td>
</tr>
<tr>
<td>Hashish Oil 1 kg</td>
<td>Fine not more than $50 million.</td>
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</tbody>
</table>
Convictions for Drug-Related Offenses
Any student convicted of any drug-related criminal statute must notify the Dean of Student Affairs, in writing, no later than five (5) days after such conviction regardless of where the offense occurred. This is because under federal and state laws, any student convicted of a drug-related felony offense must be denied all federal and state assistance, including Pell Grants. However, a criminal conviction shall not be necessary to find that a student has violated these standards of conduct, and the Brown Mackie College-Louisville need not, and ordinarily will not, defer its own actions and sanctions pending the outcome of any criminal proceeding.

Danger Signals Indicating a Drug or Alcohol Problem
Following is a listing of classic danger signals that may indicate the presence of a drug or alcohol problem:

- abrupt changes in mood or attitude
- decreased efficiency at work or at school
- frequent absences, tardiness, and/or early departures
- relationship problems with family, friends, and co-workers
- unusual outbursts of anger and hostility
- social withdrawal

Counseling
If you observe any of these changes in yourself or another student, you are encouraged to talk with a Counselor. The college contracts with Talk One-2-One, a free service, which provides confidential professional counseling via the telephone 24 hours per day, 7 days a week, at 1-888-617-3362. The Talk One-2-One counselor may refer you, for limited visits, with an area network mental health provider or assist you with locating resources within the community.

Abuse of alcohol or drugs can lead to dependency and addiction, with serious consequences for personal health and overall quality of life. There are drug and alcohol counseling, treatment, and rehabilitation facilities available in our area where students and employees may seek advice and treatment. The College Counselor can refer you to one that meets your needs.

Louisville-Area Resources
There are also organizations that may be contacted for help, The National Institute on Drug Abuse Hotline (1.800.662.4357) is available from 8:00 a.m. to 2:00 a.m., Monday through Friday and from 11:00 a.m. to 2:00 a.m. on weekends.

A list of emergency and sliding-fee scale resources is available from the Student Affairs Office.