

Minnesota State University, Mankato University Policy	
Policy Name: Alcohol and Other Drugs	Effective Date of Last Review: August 2023
Custodian of Policy: Vice President for Student Affairs and Enrollment Management	Date of Last Review: September 2022
Date of Adoption: September 5, 1995	Date of Next Review: September 2029

POLICY

The possession, consumption, manufacture, sale, and/or distribution of alcohol, marijuana in any form, illicit drugs and/or illicit drug paraphernalia are prohibited. This policy applies to:

- all university facilities, grounds, property, and university-sanctioned events.
- all persons whether or not they are a member of the University community.
- individuals of all ages, even though they may be of legal age to consume or possess alcohol.
- medical marijuana cardholders.

While it is now lawful in the State of Minnesota to possess and consume edible cannabinoid products and to possess, transport and use cannabis in certain locations by those individuals 21 years of age or older it is still illegal under federal law, with no exception for medical use. In order to comply with the federal Drug-Free Schools and Communities Act and the Drug-Free Workplace Act all use, transport and possession of any type or form of marijuana on University property or at University sponsored events is prohibited and violators are subject to disciplinary action if they violate this policy.

The jurisdiction of the policy shall be consistent with the criteria established in Minnesota State Colleges and Universities Policy 3.6 Student Conduct, Part 2 and shall be applied to the off campus behaviors of both students and employees for the violation of the Alcohol and Other Drugs Policy when:

- Hazing is involved; or
- The violation is committed while participating in a university sanctioned event or sponsored activity; or
- The victim of the violation is a member of the university community; or

- The violation constitutes a felony under state or federal law; or
The violation adversely affects the educational, research, or service functions of the university. Violations that fall under this category include but are not limited to:
 - Significant first-time alcohol or drug-related legal violations (i.e. providing alcohol to minors, social host violations, distribution of illicit drugs, etc.).
 - Repeated alcohol or drug-related legal violations.
 - Situations where the student or employee's substance use results in a need for medical assistance.
 - Situations where the alcohol or drug use prevent the student or employee from being able to fulfill essential functions designated in their role associated with the university or creates a direct threat to the safety of others.

Exceptions

The only exceptions to the Alcohol and Other Drugs Policy are:

- Use of alcohol by legal-aged individuals while attending university sanctioned events when alcohol consumption has been approved by the sponsoring organization and does not violate any state or federal laws and is consistent with Minnesota State Colleges and Universities Procedure 5.18.1 Alcohol Use and Controlled Substances on Campus for events approved by the University President.
- Students who seek help under medical amnesty.
- Authorized laboratory and classroom instruction, approved by the College Dean, Provost, and President.

Marketing, Advertising, & Promotions

This section pertains to, but is not limited to the following:

- University publications, media, or advertising
- Distribution of university literature, posters, and/or other printed materials
- Events and/or sponsorships
- Raffles and sales
- University offices, departments and contracting agents

The University does not regulate the content or advertisements in autonomous student publications (i.e. student newspaper).

The following specific advertising, promotional, and marketing activities are prohibited:

- On-campus advertising that portrays drinking as a solution to personal, academic, or professional problems or as necessary for social, sexual, or academic success.
- Any promotion and/or advertising of alcoholic beverages placing an emphasis on quantity and frequency of use.
- Using alcoholic beverages as awards, prizes, or promotional items in connection with university sponsored events.
- Advertising and other promotional campus activities associating alcoholic beverage consumption with the performance of tasks that are unlawful while under the influence of alcohol such as operating a motor vehicle.
- Sponsorship of events or activities that emphasizes alcohol or illicit drug use.

RATIONALE

Minn State policy 5.18 prohibits the use of controlled substances on all college campuses in the Minn State system in order to comply with Federal law, including, but not limited to, the Drug Free Schools and Communities Act (34. CFR Part 86), the Drug-Free Workplace Act (34 CFR Part 85) and the Campus Security Act. While Minnesota laws have changed to allow for the use of marijuana for medical reasons and now allows for individuals 21 years of age and older to possess, transport, and use cannabis in certain locations, the use and/or possession of these products remain a felony level offense under these federal laws and there is no exception for medical use.

The purpose of this policy statement is to maintain a campus environment that promotes healthy, responsible living, affirms civility, supports the well-being of each of its members, and is respectful of state and federal law and institutional regulations governing behavior. Respect for campus/community standards and regulations is expected.

Alcohol, marijuana and other drug use potentially affect the safety, health, and quality of life of all students and employees. Additionally, alcohol and drug use frequently affect the image of the University and restrict the ability of Minnesota State Mankato to carry out its mission. Alcohol misuse, marijuana, and illicit drug use minimizes an individual's abilities to develop his/her academic or social relationships and recognizes that students and employees are responsible for their own conduct and for the consequences of their behavior.

The University acknowledges the rights of businesses that produce, sell and/or serve alcoholic beverages to advertise their products and services to the public. The

University reserves the right to protect its educational mission and learning environment from inappropriate product promotions and irresponsible merchandising and advertising. In regard to marketing, University offices, departments and contracting agencies must give careful consideration to the University's mission to determine the consistency of the message being sent when involved in advertising and/or other promotional activities related to alcoholic beverages and alcohol and other drug paraphernalia. University-affiliated publications should be aware that they are representatives of the institution as a whole. Advertising practices that violate the standards established by the industry itself and which encourage misuse of alcohol or other drugs as interpreted by University policy will be met with appropriate University action.

The University Alcohol and Other Drugs policy shall provide guidance and authority for any subordinate policies related to alcohol and drugs at Minnesota State Mankato (i.e. Residential Life, Business Office, Athletics, Vehicle Use, etc.). While subordinate policies may be more specific, they must, at minimum, adhere to the University's Alcohol and Other Drugs policy and maintain its integrity.

Policy:		
Formal Review Process	Date Submitted	Date Reviewed
✓ Vice President's Recommendation		Date
<i>David P. You</i>		<i>7-7-23</i>
✓ President's Approval		Date
<i>Edward S. Anck / sls</i>		07/07/23