

Drug and Alcohol Abuse Prevention Program (DAAPP)

2021 Report

Texas A&M University-San Antonio

The Drug Free Schools and Communities Regulations (34 CFR Part 86) of the Drug Free Schools and Communities Act (DFSCA) require all Institutions of Higher Education (IHE) such as Texas A&M University-San Antonio (A&M-San Antonio) to certify that it has implemented programs to prevent the abuse of alcohol and use and/or distribution of illicit drugs both by students and employees either on its premises and as part of any of its activities. At a minimum, an IHE must annually distribute the following in writing to all student and employees:

- I. Standards of conduct that clearly prohibit the unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees;
- II. A description of the sanctions under local, state, or federal law for the unlawful possession or distribution of illicit drugs and alcohol;
- III. A description of the health risks associated with the use of illicit drugs and alcohol abuse;
- IV. A description of any drug or alcohol counseling, treatment, rehabilitation, or reentry programs that are available to employees or students; and
- V. A clear statement that the institution will impose sanctions on students and employees and a description of those sanctions, up to and including expulsion or termination of employment and referral for prosecution, for violations of the standards of conduct or law.

I. Standards of Conduct

The Texas A&M University System and each system member is committed to a drug-free environment and protecting the safety, health, and well-being of all employees and students. A&M-San Antonio is an Alcohol and Other Drugs-Free Campus. The University recognizes and supports local, state, and federal laws, including the Drug Free Schools and Communities Campuses Regulations (DFSCR) and system policies with respect to the sale, use, distribution, and possession of alcoholic beverages and illegal drugs, and the Drug-Free Postsecondary Education Act of 1990 with respect to the manufacture, distribution, sale, possession, or use of marijuana, controlled substances, or dangerous drugs on college campuses and elsewhere.

A. Employees

Each Texas A&M University System member must abide by [Regulation 34.02.01, Drug and Alcohol Abuse and Rehabilitation Programs](#). Other applicable policies include: The Drug Free Workplace Act of 1988, the Drug-Free Schools and Communities Act of 1989, the Drug-Free Work Force Rules for Department of Defense (DOD) Contractors, and the requirements of the

Department of Transportation or other regulatory bodies and applicable state laws.

B. Students

Violations of the Student Code of Conduct are taken seriously. The University may impose disciplinary charges against any student who allegedly violates Texas A&M System policies and regulations, University rules and procedures, and/or local, state, and federal laws concerning controlled substances. Violations of any local, state, or federal law pertaining to controlled substances that occur off campus and are not associated with a University-connected activity may still result in disciplinary charges in situations in which the continued presence of the individual on campus is likely to interfere with the educational process and the orderly operation of the University. University disciplinary proceedings will be in accordance with procedures outlined in the [Student Code of Conduct](#).

II. Legal Sanctions

A&M-SAN ANTONION ANTONIO enforces all federal and state laws and local ordinances

A. Federal

Offense	Minimum Punishment	Maximum Punishment
Manufacture, distribution or dispensing of drugs (includes marijuana)	A term of imprisonment for up to 5 years, and a fine of \$250,000.	A term of life imprisonment without release (no eligibility for parole) and a fine not to exceed \$8,000,000 (for an individual) or \$20,000,000 (if other than an individual).
Possession of drugs (including marijuana)	Imprisonment for up to 1 year, and a fine of not less than \$1,000.	Imprisonment for not more than 20 years nor less than 5 years and fine of not less than \$5,000 plus costs of investigation and prosecution.
Operation of a Common Carrier under the influence of alcohol or drugs	--	Imprisonment for up to 15 years and a fine not to exceed \$250,000.

B. State

Offense	Minimum Punishment	Maximum Punishment
Manufacture or delivery of controlled substance	Confinement in jail for not more than 2 years nor less than 180 days, and a fine not to exceed \$10,000.	Confinement in a state prison for life or for a term of not more than 99 years nor less than 15 years, and a fine not to exceed \$250,000.
Possession of controlled substances (drugs)	Confinement in jail for a term of not more than 180 days, a fine not to exceed \$2,000, or both.	Confinement in a state prison for life or for a term of not more than 99 years nor less than 10 years, and a fine not to exceed \$250,000.
Delivery of Marijuana	Confinement in jail for a term of not more than 180 days, a fine not to exceed \$2,000, or both.	Confinement in a state prison for life or for a term of not more than 99 years nor less than 10 years, and a fine not to exceed \$100,000.
Possession of Marijuana	Confinement in jail for a term of not more than 180	Confinement in a state prison for life or for a term of not more than 99 years nor less than 5 years, and a fine not to exceed \$50,000.

	days, a fine not to exceed \$2,000, or both.	
Driving while intoxicated (includes intoxication from alcohol, drugs, or both)	Confinement in jail for a term of not more than 180 days nor less than 72 hours, and a fine of not more than \$2,000.	Confinement in a state prison for a term of not more than 10 years nor less than 2 years, and a fine of not more than \$10,000.
Public intoxication (Class C Misdemeanor)	Fine not to exceed \$500.	Section 49.02, Texas Penal Code, provides that the offense of public intoxication wherein a person appears in a public place while intoxicated to the degree that the person may endanger himself or another person is punishable as a Class C misdemeanor, unless the person is younger than 21 years old, wherein Sections 106.071 and 106.115, Texas Alcoholic Beverage Code apply and provide for a Class C misdemeanor punishment and attendance at an alcohol awareness program, and where the offender has been previously convicted twice for an alcohol-related offense by a minor, the punishment is a fine of not less than \$250 or more than \$2000; confinement in jail for a term not to exceed 180 days; or both the fine and confinement; community service of 8 to 40 hours; suspension of Texas Driver's License or permit for 30 to 180 days and attendance at an alcohol awareness program.
Purchase of alcohol by a minor	Fine to not exceed more than \$500.	Sections 106.02, 106.071, and 106.115, Texas Alcoholic Beverage Code, provide that the offense of the purchase of alcohol by a minor is punishable as a Class C misdemeanor and attendance at an alcohol awareness program, and when the person has been previously convicted twice for an alcohol-related offense by a minor, the punishment is a fine of not less than \$250 or more than \$2000; confinement in jail for a term not to exceed 180 days; or both the fine and confinement; community service of 8 to 40 hours; suspension of Texas Driver's License or permit for 30 to 180 days and attendance at an alcohol awareness program.
Consumption of alcohol by a minor	Fine to not exceed more than \$500.	Sections 106.04, 106.071, and 106.115, Texas Alcoholic Beverage Code, provide that the offense of consumption of alcohol by a minor is punishable as a Class C misdemeanor and attendance at an alcohol awareness program, and where the person has been previously convicted twice for an alcohol-related offense by a minor, the punishment is a fine of not less than \$250 or more than \$2000; confinement in jail for a term not to exceed 180 days; or both the fine and confinement; community service of 8 to 40 hours; suspension of Texas Driver's License or permit for 30 to 180 days and attendance at an alcohol awareness program.
Possession of alcohol by a minor	Fines to not exceed more than \$500.	Sections 106.05, 106.071, and 106.115, Texas Alcoholic Beverage Code, provide that the possession of alcohol by a minor is punishable as a Class C misdemeanor and attendance at an alcohol awareness program, and where the person has been previously convicted twice for an alcohol-related offense by a minor, the punishment is a fine of not less than \$250 or more than \$2000; confinement in jail for a term not to exceed 180 days; or both the fine and confinement; community service of 8 to 40 hours; suspension of Texas Driver's License or permit for 30 to 180 days and attendance at an alcohol awareness program.
Sale of alcohol to a minor (Class A misdemeanor)	A fine not to exceed \$4000 or confinement in jail for a term	For a subsequent offense, a fine of not less than \$500 nor more than \$1,000 or confinement in jail for not more than 1 year, or both.

	not to exceed one year or both
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III. Health Risks

There are many types of drugs that trigger harmful effects. Drugs are categorized by the effects of each. According to The Drug Enforcement Agency (DEA) 2015 Resource Guide on Drugs of Abuse, the following risks are associated with drug and alcohol abuse.¹

<u>SUBSTANCE</u>	<u>SOME POSSIBLE LONG TERM EFFECTS</u>
Alcohol	Bleeding from the intestinal tract, damage to nerves and the brain, psychotic behavior, loss of memory and coordination, damage to the liver often resulting in cirrhosis impotence, severe inflammation of the pancreas, and damage to the bone marrow, heart, testes, ovaries, and muscles
Cannabis Synthetic Marijuana	Regular use can lead to physical dependence and withdrawal following discontinuation, as well as psychic addiction or dependence
Stimulants Cocaine, Methamphetamine (MDMA Molly, Ecstasy, X, XTC), Nicotine, Amphetamines (Adderall)	Agitation, hostility, panic, aggression, suicidal or homicidal tendencies, paranoia sometimes accompanied by both auditory and visual hallucinations
Depressants Benzodiazepine (Valium, Xanax), Flunitrazepam (Roofies), GHB	Physical dependence even at doses recommended for medical treatment. Withdrawal from depressants can be life threatening.
Hallucinogens LSD, Psilocybin (Shrooms, Peyote, PCP)	Respiratory depression, coma, convulsions, seizures, flashbacks, death
Narcotics Heroin, Morphine, Codeine, Opium, Hydrocodone, Salvia	Restlessness, irritability, loss of appetite, nausea, tremors, drug craving, severe depression, vomiting, blood pressure, chills alternating with increased heart rate, flushing, excessive sweating
Steroids	High cholesterol levels which may increase the risk of coronary artery disease, strokes, heart attacks
Inhalants Spray Paints, Markers, Glue, Cleaning Fluids, Gasoline	Weight loss, muscle weakness, disorientation, inattentiveness, lack of coordination, irritability, depression, damage to the nervous system and other organs

¹ Points on substance abuse long term effects obtained from The Drug Enforcement Agency (DEA) 2020 Resource Guide on Drugs of Abuse found online at: https://www.dea.gov/sites/default/files/2020-04/Drugs%20of%20Abuse%202020-Web%20Version-508%20compliant-4-24-20_0.pdf (website last visited 12/16/21).

IV. Drug and Alcohol Programs

The following training, programs, resources, counseling, treatment, rehabilitation, or reentry programs are available to employees and/or students as described below.

A. Employees

Texas A&M University-San Antonio annually notifies employees of [*The Texas A&M University System Regulation 34.02.01, Drug and Alcohol Abuse and Rehabilitation Programs*](#). Additionally, [*Texas A&M University-San Antonio provides employees with Rule 34.02.01.01, Substance Abuse Prevention*](#).

The University offers an Employee Assistance Program (EAP) contracted through ComPsych. ComPsych services can be found via the web <https://www.compsych.com/services>, email info@compsych.com, or telephone (866) 301-9623. Substance abuse may be covered by medical plans offered by Texas A&M University-San Antonio.

A&M-San Antonio offers leave covered under the Family and Medical Leave Act (FMLA). Employees are encouraged to meet with the Office of Human Resources regarding FMLA requests. Medical information, including the reason for the medical leave, remains confidential.

B. Students

Texas A&M University-San Antonio is a drug, alcohol, and tobacco free campus, as stated in the [Student Handbook](#). This includes on-campus housing. The Alcohol and Drug Prevention Committee upholds the mission of the university to enrich the social development of students through alternative programming and by education on safe behavior. The Committee is made up of various offices on campus including, but not limited to, the Dean of Students and representatives from First-Year Experience, University Police Department, Student Counseling Center, Student Rights and Responsibilities, Recreational Sports, University Housing, and a student representative.

Everfi AlcoholEDU, an online alcohol education course, is a mandated course for all incoming students under the age of 21. This course is also open to all students for education on alcohol use and abuse. Also, a Sexual Assault Prevention Course is offered to assist in education on sexual assault prevention.

All new students are presented with general information during their face-to-face or online orientation about the Drug-Free Campus Rule stated in the Student Handbook (Section 15) and the Student Code of Conduct (Section 13). All university-sponsored activities are alcohol and drug free unless approved by the University President, and they provide opportunities for participants to enjoy healthy entertainment and educational activities. Students traveling for any extracurricular or university-sponsored event must sign a Student Travel

Waiver indicating that they have read, understand, and will abide by all University rules.

Through the A&M-San Antonio’s Student Counseling Center, students have free access to licensed mental health providers on campus for initial screening/ consultation related to a concern about substance use, with possible referral to outside agencies. Upon request, a Behavioral Health Provider list with options for addiction treatment is available, along with various informational brochures. Also, various screening tools and information are available on the Counseling Center webpage. Please visit the Student Counseling Center at the following link: <http://www.tamusa.edu/studentengagementsuccess/studentcounseling/Services/AlcoholDrugPrevention/index.html>

C. Resources

1. Residential treatment

San Antonio Recovery Center	(210) 432-3700
Center for Healthcare	(800)-316-9241
Soba Texas	(210) 439-6342
Lifetime Recovery	(210) 734-6362, ext. 8102
Alpha Home (Women)	(210) 735-3822
La Hacienda Treatment Center (Hunt, Texas)	(800) 749-6160
Origins Recovery Center (South Padre)	(888) 843-8935

2. Intensive Outpatient

Creekview Counseling	(210) 280-0262
Right Step- Alamo City Treatment Services	(844) 768-0412
Rise Recovery- Palmer Drug Abuse Program (free) youth/adult	(210) 227-2634

e. Detox

Center for Healthcare Services	(210) 246-1300
The Nix Specialty Health Care	(210) 579-3800
Methodist Transplant (alcohol and benzodiazepine only)	(210) 575- 8110

V. Disciplinary Sanctions

A&M-San Antonio will impose sanctions on employees and students for violation of its policies and standards of conduct (consistent with federal, state, and local

laws) up to and including reprimands, expulsion, termination, and referral for prosecution. Possible sanctions are described in more detail below.

A. Employees

If a supervisor reasonably suspects that use of a controlled substance or alcohol has resulted in absenteeism, tardiness, or impairment of work performance, or is the cause of workplace accidents, the supervisor will immediately notify the appropriate department head or designated administrator. Upon direction from the department head or designated administrator, the supervisor or designated administrator will discuss with the employee the suspected alcohol or drug-related problem(s). The employee will be advised of available alcohol and drug counseling, rehabilitation, or employee assistance programs, and the terms of any applicable disciplinary sanctions. The employee may be required to participate in an assistance program and be subject to discipline (up to and including termination of employment) if they reject participation in the program. All meetings between the employee and the supervisor or designated administrator to address the suspected alcohol or drug-related problem and/or its resolution will be documented in a memorandum to the record and placed in the employee's personnel file.

If discussion and/or participation in available alcohol or drug counseling, rehabilitation, or the employee assistance program fails to resolve the suspected alcohol or drug-related problem(s), or if the employee fails to meet the terms of any applicable disciplinary [34.02.01 Drug and Alcohol Abuse and Rehabilitation Programs](#) sanctions, the employee may be subject to further disciplinary action up to and including employment termination. Any disciplinary action will be governed by system policies on discipline and dismissal and academic freedom, responsibility, and tenure. A record of the action will be placed in the employee's personnel file.

B. Students

Disciplinary action in cases involving drug-related violations may result in suspension, dismissal, or expulsion from the University, and/or eviction from housing, depending on the nature and seriousness of the case. Participation in a substance abuse education or treatment program may be required in addition to other sanctions. This includes, but is not limited to, the Everfi AlcoholEdu online course and the Sexual Assault Prevention Course. Any disciplinary action imposed by the University may precede and be in addition to any penalty imposed by an off-campus authority.

VI. Annual Notification of the DAAP and Biennial Report

A. Employee Notification

Notification of the information contained in the DAAPP is distributed to all current employees of the university on an annual basis via an all-staff email. New employees receive notification during their orientation process. The DAAPP is also available for review online at [The Alcohol and Drug Prevention Webpage](#).

B. Student Notification

Notification of the information contained in the DAAPP is distributed to all currently enrolled students each semester via jaguar email. The DAAPP is also available for review online at [The Alcohol and Drug Prevention Webpage](#).

C. Annual Security Report Notification

The Annual Security Report (ASR) report includes statistics for the previous three years on certain reported crimes that occurred on campus, including alcohol and other drug law violations and referrals. The report also includes institutional policies concerning campus security and personal safety, including topics such as crime prevention, UPD law enforcement authority, crime reporting policies, disciplinary procedures, and other matters of importance related to security and safety on campus. Notification is sent out to the university community by October 1 of every year by email. You may obtain a copy of this report by contacting the University Police Department at (210) 784-1900 or by accessing the following website: <https://www.tamusa.edu/uploadfile/folders/fcestrad/pdf/pdf-637051743709851695-10.100.150.124.pdf>.

VII. Oversight Responsibility

The Office of the Dean of Students and the Director of Human Resources serve as the main contacts who have oversight responsibility of the DAAPP, including, but not limited to updates, coordination of information required in the DAAPP, coordination of the annual notification to employees and students, and the biennial review.

Interim Dean of Students
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For further information on various resources and events, please visit the following link: <http://www.tamusa.edu/studentengagementsuccess/dean-of-students/alcohol-drug-prevention/index.html>. For more information or review of the Texas A&M University 2017-2019 Biennial Review of Drug and Alcohol Abuse Prevention Programs, please visit the following link: <https://www.tamusa.edu/documents/dean-of-students/drug-alcohol-abuse-prevention-programs-daapp.pdf>.