

Drug-Free Schools and Colleges (EDGAR Park 86)

College of Eastern Idaho

January 2023

Federal Drug-Free Schools and Campuses Regulations

COLLEGE OF EASTERN IDAHO ANNUAL POLICY NOTIFICATION/DISTRIBUTION

As a requirement of these regulations, College of Eastern Idaho is to disseminate and ensure receipt of the following information to students, staff and faculty on an annual basis. This process is formally conducted by the office of the Dean of Students. Questions concerning this notification may be directed to Michael Walker, Dean of Students, in charge of Drug-Free Schools and Campus Compliance Prevention Programs at michael.walker@cei.edu or 208-535-5451. Employee questions and concerns can be directed to Mary Taylor, Vice President of Human Resources at mary.taylor@cei.edu or 208-535-5303.

Policies-Alcohol, Other Drugs and Weapons

As an academic community, College of Eastern Idaho (CEI) is committed to providing an environment in which learning and scholarship can flourish. The possession of illegal drugs or the abuse of those which may otherwise be legally possessed, seriously effects the college environment as well as the individual potential of our students and staff. CEI enforces state laws and related college policies including those prohibiting the following activities on campus:

- A. Providing alcoholic beverages to individuals under 21 or possession or consumption of alcoholic beverages by individuals under 21. Campus policy states that alcoholic beverages are not allowed on college-owned or controlled property or at functions sponsored by the college. The SBOE has consistently opposed any policy permitting intoxicating beverages on college-owned or controlled property.
- B. Distribution, possession, or use of illegal drugs or controlled substances. CEI policy states that storage, sale, manufacturing, distribution, possession or use of any illicit drug is prohibited. Prescribed medications are to be used only at the direction of a licensed physician.
- C. Possession of firearms or other dangerous weapons. Campus policy states that possession, wearing, carrying, transporting, or use of a weapon, except pursuant to an exemption expressly stated in adopted procedures is strictly prohibited on college-owned or controlled premises. This prohibition extends to any person with a government-issued enhanced carry permit or license, unless specifically covered by an exception to the prohibition.

The college can and will impose disciplinary sanctions for violations. This referral can include three outcomes:

- Referral to authorities. If the crime is a criminal act, a case can be referred to law enforcement for arrest and/or prosecution.
- Referral to conduct. A case may be referred to the Dean of Students for violations of the code of conduct.
- Referral to security. A case may be referred to campus security for various security-related reasons.

Students will also be subject to city ordinances and state and federal laws. A separate policy addresses violation by college staff and is posted at the CEI website.

CEI strongly encourages students and staff members to voluntarily obtain assistance for dependency or abuse problems before such behavior results in an arrest and/or disciplinary referral which might result in the separation from the institution.

The use of, or addiction to, alcohol, marijuana, or controlled substances, both illegal and prescription drugs, should not be considered an excuse for violations of college policy or staff expectations and will not be a mitigating factor in the application of appropriate disciplinary sanctions for such a violation.

Help is available both on campus and within the community for students and staff members who are dependent on, or who abuse alcohol or other drugs. The CEI Counseling Center can be reached at 208-535-5622 and the CEI Employee Assistance Program can be reached at 877-427-2327. These agencies along with other professionals will maintain the confidentiality of persons seeking help for personal dependency and will not report them to the institution or state authorities.

Student Sanctions – Alcohol, Other Drugs and Weapons

Underage students confronted by the institution for the consumption of alcohol will face disciplinary consequences ranging from sanctions to expulsion and may include academic probation or suspension.

Students whose use of alcohol and/or drugs results in harm or threat of harm to themselves or others, or to property, regardless of the location of the incident, may face disciplinary action by the college up to and including expulsion.

Testing for the presence of any illegal substance may be a condition of any probationary status imposed by CEI for violations of drug-related provisions of this policy. Testing for illegal drugs shall be performed and will include testing for the following substances: cocaine, marijuana, opiates, amphetamines, methamphetamines, and phencyclidines. A student with a positive result may face disciplinary action by CEI up to and including expulsion.

Commonly Imposed Disciplinary Sanctions for On-Campus Policy Violations:

Policy Violation	Typical Sanction – 1 st Offense	Other Typical Sanctions	Typical Sanctions – for 2 nd Offense
Underage Possession of Alcohol	Written or verbal warning	Censure, restitution, probation *	Parental Notification if under 21, possible suspension or expulsion
Open Alcohol on Campus Including Kegs	Written or verbal warning	Censure, restitution, probation *	Parental Notification if under 21, possible suspension or expulsion
Possession of Marijuana on Campus for Personal Use	Written or verbal warning Drug Education Program*	Censure, restitution, probation *	Possible suspension or expulsion *
Possession of More Than One Ounce of Marijuana	Warning, censure, probation *	Possible suspension or expulsion *	Possible suspension or expulsion *
Possession of Any “Hard” Drug like Cocaine, PCP, etc.	Warning, censure, restitution, probation *	Suspension or Expulsion	Suspension or Expulsion
Conveying Marijuana or a Controlled Substance to Another Person	Warning, censure, restitution, probation *	Suspension or Expulsion	Suspension or Expulsion
Possession of Firearms or Other Dangerous Weapons	Written or verbal warning *	Censure, restitution, probation, suspension or expulsion *	Suspension or Expulsion

*CEI reserves the right to administer any or all of the sanctions listed above and doesn't imply that they will be given in any particular order. The sanction and its seriousness will depend on the severity of the violation even for a first offense.

As members of the college community, students are also subject to city ordinances and to state and federal law. Arrest and prosecution for alleged violations of criminal law or city ordinances may result from the same incident for which the College imposes disciplinary sanctions.

Employee Sanctions

CEI strictly prohibits the unauthorized use, possession, manufacture, distribution, dispersal, purchase or sale of controlled substances or alcohol on CEI properties, as part of its activities, or in the performance of an employee's duties including conducting college business off college premises.

Violation of this policy may lead to disciplinary action, from required participation in an approved drug abuse assistance or rehabilitation program up to and including termination of employment.

Local Legal Sanctions for Drug and Alcohol Offenses

Many local law enforcement agencies use Idaho State codes when charging for drug and alcohol-related offenses. In addition to State codes, cities may also utilize local ordinances to enforce

these offenses. Below are specific local ordinances related to the proscription and sanctioning of drug and alcohol offenses.

Idaho Falls City code 4-2-16: Restriction on Sales by Licensee: No licensee or its employed agents, servants or bartenders shall sell, deliver or give away, or cause or permit to be sold, delivered, or given away, any liquor to:

- A. Any person under the age of twenty-one (21) years, proof of which, for every resident of this State, shall be a valid driver's license, military identification card or an identification card issued by the Idaho Department of Transportation.
- B. Any person actually or obviously intoxicated.
- C. A habitual drunkard.
- D. An interdicted person.

Idaho Falls City Code 4-2-17: Sales to Disqualified Persons Under Age 21:

- A. Any person under the age of twenty-one (21) years who shall purchase, attempt to purchase, possess, serve, dispense, or consume alcohol shall be guilty of a misdemeanor provided, however, that any persons who are nineteen (19) years of age or older may sell, serve, possess and dispense alcohol in the course of their employment in any place, as defined by the Idaho Code , or other place where alcohol is lawfully present so long as such place is the place of employment for such person under twenty-one (21) years of age. No person under twenty-one (21) years of age may serve alcoholic beverages in an establishment that sells liquor by the drink or beer or wine to be consumed on the premises, unless that establishment is also a bona fide restaurant.
- B. Any person who knowingly misrepresents his or her age or qualifications for the purpose of obtaining liquor from a licensee shall be guilty of a misdemeanor.
- A. No person shall represent to any licensee, to any agent or employee of a licensee, or to any bartender that any other person is twenty-one (21) years or more of age, when in fact the other person is under the age of twenty-one (21) years, for the purpose of inducing such licensee, or the licensee's agent or employee, or a bartender to sell, deliver or give away any liquor to such other person.
- B. No person shall purchase liquor for the purpose of delivering the same to any person under the age of twenty-one (21) years, nor shall such person sell, give away or deliver liquor to any person under the age of twenty-one (21) years.
- C. It is unlawful for an employer to knowingly employ a person in violation of this Chapter. It shall be unlawful for any person to conspire with, or abet any person to violate any provision of this Chapter.

Idaho Falls City Code 4-2-20: Persons Under Specified Ages Prohibited to be at Licensed Places:

No person under the age of twenty-one (21) years shall enter, remain in or loiter in or about any premises licensed for the sale of liquor by the drink at retail, or sale of beer for consumption on the premises, nor shall any licensee of either such place, or any person in charge of a licensed

premises or on duty while employed by the licensee therein, permit or allow any person under such age to remain in or loiter in or about such place. Provided, however, it is lawful for persons who are musicians and singers eighteen (18) years of age or older, to enter and to remain in any place, as defined by the Idaho Code, but only during and in the course of their employment as musicians and singers. Provided further, that it is lawful for persons who are nineteen (19) years of age or older to sell, serve, possess or dispense liquor, beer or wine in the course of their employment in any place as defined by the Idaho Code, or in any other place where liquor, beer or wine are lawfully present, so long as such place is the place of employment for such person. However, the foregoing shall not permit the sale or distribution of any alcoholic beverages to any person under the ages specified for sale of alcoholic beverages.

4-2-21: Exceptions:

Notwithstanding the preceding section, any person under the age of twenty-one (21) years may enter or be upon or within:

- A. Any railroad observation or club car or any airplane of a commercial airline, notwithstanding that such premises may also be licensed for the sale of liquor by the drink or for the sale of beer for consumption on the premises or that alcoholic beverages, or beer, or both, are prepared, mixed or dispensed and served and consumed therein.
- B. Any building, a part or portions of which are used as a licensed premise, provided such premises are separate or partitioned from the remainder of said building and access to such place through a doorway or doorways or other means of ingress can be controlled to prevent persons under twenty-one (21) years of age from entering therein.
- C. Any baseball park, sports arena or fairgrounds, notwithstanding that such premises or any portion thereof may be licensed for the sale of beer for consumption on the premises or that beer is dispensed and served and consumed therein.
- D. The premises of any licensed winery notwithstanding that such premise or any portion thereof may also be licensed for the sale of beer or wine for consumption on the premises or that wine is dispensed and served and consumed therein.
- E. The licensed premises of a wine retailer, wholly owned and operated by a licensed winery which retails exclusively the products of that winery.

Idaho Falls City code 4-2-22: Possession of Open Containers Prohibited:

- A. Any person who is in possession of an open container of liquor within the geographic limits of the City shall be guilty of a misdemeanor. (Ord. 3236, 01-31-19)
- B. Notwithstanding the foregoing, nothing herein shall prohibit the possession of an open container of liquor:
 - 1. Within a fully enclosed, privately-owned building or upon a private parking lot adjacent or appurtenant to such building provided such parking lot is located more than two hundred (200) feet away from the premises of any licensed liquor vendor. Such distance shall be measured at the shortest distance between the exterior boundaries of such parking lot and licensed premises.

2. Within any private residence or upon the yard thereabout, or within any apartment, duplex, condominium, boarding house or other structure lawfully used as a permanent residence, or within any common area or area designated exclusively for and appurtenant to such residential occupancy.
3. Within any area for which a liquor catering permit has been lawfully issued under the provisions of this Chapter.
4. Within any area included within or being a part of the premises at which a licensee is authorized to sell or dispense liquor by the drink under the provisions of this Chapter.
5. Within an area directly adjacent to a restaurant, at tables provided for dining, between the hours of 10:00 a.m. and 11:00 p.m. local time. "Restaurant" is defined as an eating establishment which offers for sale food to the public. A restaurant must also have the appropriate license to sell the type of alcohol they offer to the public, including an approved site plan as part of its State alcohol permit. If the adjacent area includes a public sidewalk, the size of the tables and seating must allow sufficient room for public ingress and egress, including being compliant with all ADA laws and regulations for sidewalk use under the City Code. All consumption of alcohol in this adjacent area must be done at the table, and the customer cannot carry the alcohol away from the table.

1-4-1: Misdemeanor Penalty: Whenever any act or omission constitutes a crime not constituting a felony or infraction and no specific penalty is stated in this Code, such crime shall be punishable by a fine not to exceed one thousand dollars (\$1,000) or by imprisonment for not more than six (6) months, or by both such fine and imprisonment for any single violation.

1-4-2: Infractions: Whenever any person commits an infraction and no specific penalty is provided for such act, such person shall be punishable by an infraction fine in an amount set from time to time by Resolution of the Council and authorized by Idaho Code, and no imprisonment may be imposed. (Ord. 2964, 8-14-2014)

Idaho Sanctions for Violation of Alcohol Control Statutes

23-604 - Minors cannot purchase, consume or possess any alcoholic beverage, first violation – infraction; second violation – misdemeanor

- Infractions for first offense are punishable with a fine of \$300.00.
- Misdemeanors for second offense are punishable with a fine of not more than \$2,000.00 or up to 30 days in jail, or both. Courts could suspend driver's privileges for up to one year. Courts could also order an alcohol evaluation and recommend treatment or an alcohol education program.

Idaho Sanctions for Driving Under the Influence

18-8004 - Driving while under the influence of drugs or blood-alcohol concentration of 0.08% (0.02% for under 21)

- Misdemeanors for first and second offenses are punishable with fines from \$1,000.00 to \$2,000.00; from 6 months up to 1 year in jail with 10 days mandatory for 2nd offense and license suspension for 90-180 days for 1st offense and a mandatory 1 year for 2nd offense.
- Felony for 3rd offense, 30 days mandatory and up to 5 years in jail; fine up to \$5,000.00 and license suspension 1-year mandatory up to 5 years and ignition interlock mandatory.

Idaho Statutes for Manufacture or Possession of Drugs

	Manufacture or Delivery ID Statute 37-2732a			Possession Id Statute 37-2732c	
	Schedule I drugs	Schedule II drugs	Schedule III drugs	Schedule IV drugs	Schedule V drugs
Level	<u>Felony</u>	<u>Felony</u>	<u>Felony</u>	<u>Felony</u>	<u>Misdemeanor</u>
Fines (narcotic)	Up to \$10,000	Up to \$10,000			
Fines (non-narcotic)	Up to \$15,000	Up to \$15,000	Up to \$15,000	Up to \$10,000	Up to \$5,000
Prison time (narcotic)	Not to exceed life	Not to exceed life			
Prison time (non-narcotic)	Up to 5 years	Up to 5 years	Not more than 5 years	Not more than 3 years	Not more than 1 year

(c) It is unlawful for any person to possess a controlled substance unless the substance was obtained directly from, or pursuant to, a valid prescription or order of a practitioner while acting in the course of his professional practice, or except as otherwise authorized by this chapter.

(1) Any person who violates this subsection and has in his possession a controlled substance classified in schedule I which is a narcotic drug or a controlled substance classified in schedule II, is guilty of a felony and upon conviction may be imprisoned for not more than seven (7) years, or fined not more than fifteen thousand dollars (\$15,000.00), or both.

(2) Any person who violates this subsection and has in his possession lysergic acid diethylamide is guilty of a felony and upon conviction may be imprisoned for not more than three (3) years, or fined not more than five thousand dollars (\$5,000.00), or both.

(3) Any person who violates this subsection and has in his possession a controlled substance which is a nonnarcotic drug classified in schedule I except lysergic acid diethylamide, or a controlled substance classified in schedules III, IV, V and VI is guilty of a misdemeanor and upon conviction thereof may be imprisoned for not more than one (1) year, or fined not more than one thousand dollars (\$1,000.00), or both.

(d) It shall be unlawful for any person to be present at or on premises of any place where he knows illegal controlled substances are being manufactured or cultivated, or are being held

for distribution, transportation, delivery, administration, use, or to be given away. A violation of this section shall deem those persons guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than three hundred dollars (\$300.00) and not more than ninety (90) days in the county jail, or both.

Marijuana Sale or Conspiracy

(e) If any person is found to possess marijuana, which for the purposes of this subsection shall be restricted to all parts of the plants of the genus Cannabis, including the extract or any preparation of cannabis which contains tetrahydrocannabinol, in an amount greater than three (3) ounces net weight, it shall be a felony and upon conviction may be imprisoned for not more than five (5) years, or fined not more than ten thousand dollars (\$10,000.00), or both.

(f) If two (2) or more persons conspire to commit any offense defined in this act, said persons shall be punishable by a fine or imprisonment, or both, which may not exceed the maximum punishment prescribed for the offense, the commission of which was the object of the conspiracy.

Simulated Controlled Substance

(g) (1) It is unlawful for any person to manufacture or distribute a "simulated controlled substance," or to possess with intent to distribute, a "simulated controlled substance." Any person who violates this subsection shall, upon conviction, be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than one thousand dollars (\$1,000.00) and not more than one (1) year in the county jail, or both.

(2) It is unlawful for any person to possess a "simulated controlled substance." Any person who violates this subsection shall, upon conviction, be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than three hundred dollars (\$300.00) and not more than six (6) months in the county jail, or both.

(h) It is unlawful for any person to cause to be placed in any newspaper, magazine, handbill, or other publication, or to post or distribute in any public place, any advertisement or solicitation offering for sale simulated controlled substances. Any person who violates this subsection is guilty of a misdemeanor and shall be punished in the same manner as prescribed in subsection (g) of this section.

(i) No civil or criminal liability shall be imposed by virtue of this chapter on any person registered under the Uniform Controlled Substances Act who manufactures, distributes, or possesses an imitation controlled substance for use as a placebo or other use by a registered practitioner, as defined in section [37-2701](#)(aa), Idaho Code, in the course of professional practice or research.

(j) No prosecution under this chapter shall be dismissed solely by reason of the fact that the dosage units were contained in a bottle or other container with a label accurately describing the ingredients of the imitation controlled substance dosage units. The good faith of the defendant shall be an issue of fact for the trier of fact.

Drug Trafficking

Marijuana

(1) Any person who knowingly manufactures, delivers, or brings into this state, or who is knowingly in actual or constructive possession of, one (1) pound of marijuana or more, or twenty-five (25) marijuana plants or more, as defined in section [37-2701](#), Idaho Code, is guilty of a felony, which felony shall be known as "trafficking in marijuana." If the quantity of marijuana involved:

(A) Is one (1) pound or more, but less than five (5) pounds, or consists of twenty-five (25) marijuana plants or more but fewer than fifty (50) marijuana plants, regardless of the size or weight of the plants, such person shall be sentenced to a mandatory minimum fixed term of imprisonment of one (1) year and fined not less than five thousand dollars (\$5,000.00);

(B) Is five (5) pounds or more, but less than twenty-five (25) pounds, or consists of fifty (50) marijuana plants or more but fewer than one hundred (100) marijuana plants, regardless of the size or weight of the plants, such person shall be sentenced to a mandatory minimum fixed term of imprisonment of three (3) years and fined not less than ten thousand dollars (\$10,000.00);

(C) Is twenty-five (25) pounds or more, or consists of one hundred (100) marijuana plants or more, regardless of the size or weight of the plants, such person shall be sentenced to a mandatory minimum fixed term of imprisonment of five (5) years and fined not less than fifteen thousand dollars (\$15,000.00).

(D) The maximum number of years of imprisonment for trafficking in marijuana shall be fifteen (15) years, and the maximum fine shall be fifty thousand dollars (\$50,000.00).

(E) For the purposes of this section, the weight of the marijuana is its weight when seized or as determined as soon as practicable after seizure, unless the provisions of subsection (c) of this section apply.

	Felony Amt	Felony Amt	Felony Amt	Fine	Prison Time
Heroin	2 grams +	7 grams +	28 grams +	\$10,000 to \$25,000	3-15 years fixed
Cocaine	28 grams +	200 grams +	400 grams +	\$10,000 to \$25,000	3-10 years fixed
*Methamphetamine or Amphetamines	28 grams +	200 grams +	400 grams +	\$10,000 to \$100,000	3-10 years fixed
**Methamphetamine or Amphetamines	28 grams +	200 grams +	400 grams +	\$10,000 to \$100,000	3 years to life fixed
***Ephedrine	500 grams +			No less than \$25,000	10 years fixed
***Methylamine	½ pint +			No less than \$25,000	10 years fixed
***Methyl Formamide	¼ pint +			No less than \$25,000	10 years fixed
***Phenylacetic	500 grams +			No less than \$25,000	10 years fixed
***Phenylacetone	400 grams +			No less than \$25,000	10 years fixed
***Pseudoephedrine	500 grams +			No less than \$25,000	10 years fixed

*Manufacturing or attempts to manufacture

**Delivers, brings into the state or possesses 28 grams or more

***Manufactures, delivers, brings into the state or possesses any of these precursors to methamphetamine

(7) A second conviction for any trafficking offense as defined in subsection (a) of this section shall result in a mandatory minimum fixed term that is twice that otherwise required under this section.

(8) Notwithstanding any other provision of law, with respect to any person who is found to have violated the provisions of this section, adjudication of guilt or the imposition or execution of sentence shall not be suspended, deferred, or withheld, nor shall such person be eligible for parole prior to serving the mandatory minimum fixed term of imprisonment prescribed in this section. Further, the court shall not retain jurisdiction.

(b) Any person who agrees, conspires, combines or confederates with another person or solicits another person to commit any act prohibited in subsection (a) of this section is guilty of a felony and is punishable as if he had actually committed such prohibited act.

(c) For the purposes of subsections (a) and (b) of this section the weight of the controlled substance as represented by the person selling or delivering it is determinative if the weight as represented is greater than the actual weight of the controlled substance.

Federal Drug Laws

The possession, use, or distribution of illicit drugs is prohibited by federal law. Strict penalties are enforced for drug convictions, including mandatory prison terms for many offenses. The following information, although not complete, is an overview of federal penalties for first convictions. All penalties are doubled for any subsequent drug conviction.

Denial of Federal Aid (20 USC 1091)

Under the Higher Education Act of 1998, students convicted under federal or state law for the sale or possession of drugs will have their federal financial aid eligibility suspended. This includes all federal grants, loans, federal work study programs, and more. Students convicted of drug possession will be ineligible for one year from the date of the conviction of the first offense, two years for the second offense, and indefinitely for the third offense. Students convicted of selling drugs will be ineligible for two years from the date of the first conviction, and indefinitely for the second offense. Those who lose eligibility can regain eligibility by successfully completing an approved drug rehabilitation program.

Forfeiture of Personal Property and Real Estate (21 USC 853)

Any person convicted of a federal drug offense punishable by more than one year in prison shall forfeit to the United States any personal or real property related to the violation, including houses, cars, and other personal belongings. A warrant of seizure is issued and property is seized at the time an individual is arrested on charges that may result in forfeiture.

Federal Drug Trafficking Penalties (21 USC 841)

Penalties for federal drug trafficking convictions vary according to the quantity of the controlled substance involved in the transaction. The following list is a sample of the range and severity of federal penalties imposed for first convictions. Penalties for subsequent convictions are twice as severe.

If death or serious bodily injury result from the use of a controlled substance which has been illegally distributed, the person convicted on federal charges of distributing the substance faces mandatory life sentence and fines ranging up to \$8 million.

Persons convicted on federal charges of drug trafficking within 1,000 feet of a University (21 USC 845a) face penalties of prison terms and fines which are twice as high as the regular penalties for the offense, with a mandatory prison sentence of at least 1 year.

Drug/Substance	Amount	Penalty - 1st Conviction
Barbiturates	Any amount	Up to 5 years prison. Fine up to \$250,000
Cocaine	5 kg or more	Not less than 10 years prison, not more than life. Fine up to \$4 million
	Less than 100 grams	10-63 months prison. Fine up to \$1 million
Crack Cocaine	50 grams or more	Not less than 10 years prison, not more than life. Fine up to \$4 million
	5-49 grams	Not less than 5 years prison, not more than 40 years. Fine up to \$2 million
	5 grams or less	10-63 months prison. Fine up to \$1 million
Ecstasy	Any amount	Up to 20 years imprisonment. Fine up to \$1 million. 3 years of supervised releases (following prison)
GHB	Any amount	Up to 20 years imprisonment. Fine up to \$1 million. 3 years of supervised releases (following prison)
Hashish	10-100 kg	Up to 20 years imprisonment. Fine up to \$1 million

	10 kg or less	Up to 5 years imprisonment. Fine up to \$250,000
Hash Oil	1-100 kg	Up to 20 years imprisonment. Fine up to \$1 million
	1 kg or less	Up to 5 years imprisonment. Fine up to \$250,000
Heroin	1 kg or more	Not less than 10 years prison, not more than life. Fine up to \$4 million
	100-999 grams	Not less than 5 years prison, not more than 40 years. Fine up to \$2 million
	100 grams or less	10-63 months prison. Fine up to \$1 million
Ketamine	Any amount	Up to 5 years imprisonment. Fine up to \$250,000. 2 years supervised release
LSD	10 grams or more	Not less than 10 years prison, not more than life. Fine up to \$4 million
	1-10 grams	Not less than 5 years prison, not more than 40 years. Fine up to \$2 million
Marijuana	1000 kg or more	Not less than 10 years prison, not more than life. Fine up to \$4 million
	100-999 kg	Not less than 5 years prison, not more than 40 years. Fine up to \$2 million
	50-99 kg	Up to 20 years imprisonment. Fine up to \$1 million
	50 kg or less	Up to 5 years imprisonment. Fine up to \$250,000
Methamphetamine	50 grams or more	Not less than 10 years prison, not more than life. Fine up to \$4 million
	10-49 grams	Not less than 5 years prison, not more than 40 years. Fine up to \$2 million

	10 grams or less	10-21 months prison. Fine up to \$1 million
PCP	100 grams or more	Not less than 10 years prison, not more than life. Fine up to \$4 million
	10-99 grams	Not less than 5 years prison, not more than 40 years. Fine up to \$2 million
	10 grams or less	10-21 months prison. Fine up to \$1 million
Rohypnol	1 gram or more	Up to 20 years imprisonment. Fine up to \$1 million
	less than 30 mgs	Up to 5 years imprisonment. Fine up to \$250,000

Federal Drug Possession Penalties (21 USC 844)

Persons convicted on Federal charges of possessing any controlled substance face penalties of up to 1 year in prison and a mandatory fine of no less than \$1,000 up to a maximum of \$100,000. Second convictions are punishable by not less than 15 days but not more than 2 years in prison and a minimum fine of \$2,500. Subsequent convictions are punishable by not less than 90 days but not more than 3 years in prison and a minimum fine of \$5,000. Possession of drug paraphernalia is punishable by a minimum fine of \$750.

Special sentencing provisions for possession of crack cocaine impose a mandatory prison term of not less than 5 years but not more than 20 years and a fine up to \$250,000, or both if:

- A. It is a first conviction and the amount of crack possessed exceeds 5 grams;
- B. It is a second conviction and the amount of crack possessed exceeds 3 grams;
- C. It is a third or subsequent crack conviction and the amount exceeds 1 gram.

Civil penalties of up to \$10,000 may also be imposed for possession of small amounts of controlled substances, whether or not criminal prosecution is pursued.

Counseling and Treatment

Short term alcohol and other drug counseling is available on campus to students through the College of Eastern Idaho Counseling Center (208-535-5622). Students may be referred through the Counseling Center to other treatment programs for more intensive treatment. Through CEI's Human Resources department, CEI's Employee Assistance Program offers employees additional education and counseling as well as appropriate referrals.

Within Idaho Falls, the following substance abuse counseling agencies exist:

Addiction and Trauma Recovery Services

208-932-0668

- Interventions, assessments, drug testing, intensive outpatient program, case management, group therapy, individual therapy

Behavior Health Crisis Center of East Idaho

208-522-0727

- Mental health and substance abuse assessments, 24-hour stabilization services, case management services and referrals for community services

The Center for Hope

208-535-1888

- Recovery coaching, peer support, connections to community support groups, QPR 90-minute suicide training, social activities for recovering community members, mental health assessments

Tueller Counseling Services

208-524-7400

- Intensive outpatient program, recovery support services, drug and alcohol assessments and treatment, community-based rehabilitation, peer support, group therapy

Brick House Recovery

208-261-9948

- Family centered approach to recovery, outpatient partial hospitalization, includes cognitive and behavioral therapy techniques along with a 12-step program

SAMHSA National Helpline

800-662-HELP (4357)

Interested individuals are encouraged to contact each agency for more information regarding their specific services and costs.

Prevention and Education

Individual, group and community educational programs and interventions designed to prevent and reduce alcohol and other drug use/abuse are offered to CEI students, staff and faculty. The Center for New Directions at CEI has set up a program, under the direction of the Dean of Students, to educate students about safe drinking practices. They send out as a birthday card to students when they turn the age of 21 in the hopes that the information will help students to create strategies and be mindful of them when choosing to drink alcohol.

Eastern Idaho Public Health has a comprehensive program for preventing underage drinking and use and abuse of drugs as well as a program called Partnership for Success which is made up of community partners who develop multiple strategies prevent underage drinking. Their program contains media messaging and education components that any institution can use to educate their community.

Health Risks of Commonly Abused Substances

Substance	Nicknames/Slang Terms	Short Term Effects	Long Term Effects
Alcohol		slurred speech, drowsiness, headaches, impaired judgment, decreased perception and coordination, distorted vision and hearing, vomiting, breathing difficulties, unconsciousness, coma, blackouts,	toxic psychosis, physical dependence, neurological and liver damage, fetal alcohol syndrome, vitamin B1 deficiency, sexual problems, cancer, physical dependence
Amphetamines	uppers, speed, meth, crack, crystal, ice, pep pills	increased heart rate, increased blood pressure, dry mouth, loss of appetite, restlessness, irritability, anxiety	delusions, hallucinations, heart problems, hypertension, irritability, insomnia, toxic psychosis, physical dependence

Barbiturates and Tranquilizers	barbs, bluebirds, blues, yellow jackets, red devils, roofies, rohypnol, ruffies, tranqs, mickey, flying v's	slurred speech, muscle relaxation, dizziness, decreased motor control	severe withdrawal symptoms, possible convulsions, toxic psychosis, depression, physical dependence
Cocaine	coke, cracks, snow, powder, blow, rock	loss of appetite, increased blood pressure and heart rate, contracted blood vessels, nausea, hyper-stimulation anxiety, paranoia, increased hostility Increased rate of breathing, muscle spasms and convulsions. dilated pupils, disturbed sleep,	depression, weight loss, high blood pressure, seizure, heart attack, stroke, hypertension, hallucinations, psychosis, chronic cough, nasal passage injury, kidney, liver and lung damage
Gamma Hydroxy Butyrate	GHB, liquid B, liquid X, liquid ecstasy, G, georgia homeboy, grievous bodily harm	euphoria, decreased inhibitions, drowsiness, sleep, decreased body temperature, decreased heart rate, decreased blood pressure	memory loss, depression, severe withdrawal symptoms, physical dependence, psychological dependence
Heroin	H, junk, smack, horse, skag	euphoria, flushing of the skin, dry mouth, "heavy" arms and legs, slowed breathing, muscular weakness	constipation, loss of appetite, lethargy, weakening of the immune system, respiratory (breathing) illnesses, muscular weakness, partial paralysis, coma, physical dependence, psychological dependence

Ketamine	K, super K, special K	dream-like states, hallucinations, impaired attention and memory, delirium, impaired motor function, high blood pressure, depression	Urinary tract and bladder problems, abdominal pain, major convulsions, muscle rigidity , increased confusion, increased depression, physical dependence, psychological dependence
LSD	acid, stamps, dots, blotter, A-bombs	dilated pupils, change in body temperature, blood pressure and heart rate, sweating, chills, loss of appetite, decreased sleep, tremors, changes in visual acuity, mood changes	may intensify existing psychosis, panic reactions, can interfere with psychological adjustment and social functioning, insomnia, physical dependence, psychological dependence
MDMA	ecstasy, XTC, adam, X, rolls, pills	impaired judgment, confusion, confusion, blurred vision, teeth clenching, depression, anxiety, paranoia, sleep problems, muscle tension	same as LSD, sleeplessness, nausea, confusion, increased blood pressure, sweating , depression, anxiety, memory loss kidney failure, cardiovascular problems, convulsions, death, physical dependence, psychological dependence
Marijuana/Cannabis	pot, grass, dope, weed, joint, bud, reefer, doobie, roach	sensory distortion, poor coordination of movement slowed reaction time,	bronchitis, conjunctivitis, lethargy, shortened attention span, suppressed immune

		panic, anxiety	system, personality changes, cancer, psychological dependence, physical dependence possible for some
Mescaline	Peyote, cactus	nausea, vomiting, anxiety, delirium, hallucinations, increased heart rate, blood pressure, and body temperature,	lasting physical and mental trauma, intensified existing psychosis, psychological dependence
Morphine/Opiates	M, morf, duramorph, Miss Emma, monkey, roxanol, white stuff	euphoria, increased body temperature, dry mouth, “heavy” feeling in arms and legs	constipation, loss of appetite collapsed veins, heart infections, liver disease, depressed respiration, pneumonia and other pulmonary complications, physical dependence, psychological dependence
PCP	crystal, tea, angel dust, embalming fluid, killer weed, rocket fuel, supergrass, wack, ozone	shallow breathing, flushing, profuse sweating, numbness in arms and legs, decreased muscular coordination, nausea, vomiting, blurred vision, delusions, paranoia, disordered thinking	memory loss, difficulties with speech and thinking, depression, weight loss, psychotic behavior, violent acts, psychosis, physical dependence, psychological dependence
Psilocybin	mushrooms, magic mushrooms, shrooms, caps, psilocyn	nausea, distorted perceptions, nervousness, paranoia,	confusion, memory loss, shortened attention span, flashbacks, may

			intensify existing psychosis,
Steroids	roids, juice	increased lean muscle mass, increased strength, acne, oily skin, excess hair growth, high blood pressure	cholesterol imbalance, anger management problems, masculinization for women, breast enlargement in men, premature fusion of long bones preventing attainment of normal height, atrophy of reproductive organs, impotence, reduced fertility, stroke, hypertension, congestive heart failure, liver damage, psychological dependence

On-Campus Resources/Information

CEI Counseling Services	208-535-5622
CEI Student Affairs	208-524-3000 Option 4
CEI Employee Assistance Program	877-427-2327
Dean of Student Affairs	208-535-5451

Off-Campus Resources/Information

Addiction and Trauma Recovery Services	208-932-0668
Idaho Careline	2-1-1
Behavioral Health Crisis Center of East Idaho	208-522-0727
Idaho Falls Police Dept – Emergency	911
Idaho Falls Police Dept – Non-emergency	208-529-1200

Idaho State Attorney's Office	208-334-2400
SAMHSA National Helpline	800-662-4357
Stewards of Recovery	208-932-4493
The Center for Hope	208-535-1888
Tueller Counseling Services	208-524-7400
Alcoholics Anonymous	208-524-7727
Narcotics Anonymous	208-557-9336

Distribution and Review

As mandated by the Drug-Free Schools and Communities Act, CEI's drug and alcohol abuse prevention program information is distributed to all students, staff and faculty on an annual basis. During every odd year, a biennial review of the drug and alcohol abuse prevention program is conducted. The purpose of the review is to determine the effectiveness of CEI's drug and alcohol abuse prevention program, implement changes to the program as needed and ensure disciplinary sanctions are consistently enforced. For more information concerning current programs, interventions and policies for CEI students, contact Michael Walker, Dean of Students at Michael.walker@cei.edu or 208-535-5451 or for employees, contact Mary Taylor at mary.taylor@cei.edu or 208-535-5303.

In accordance with American with Disabilities Act of 1990, no individual shall be discriminated against on the basis of disability in the full and equal enjoyment of goods, services, facilities, privileges, advantages, or accommodations of CEI. Further, no qualified individual with a disability shall, by reason of such disability, be excluded from participation in or be denied the benefits of services, programs, or activities of CEI or be subjected to discrimination by the college.