

2023 Annual Security & Fire Safety Report (ASFSR)

Includes Policy Statements for the 2023-2024 Academic Year & Crime Statistics for Calendar Years 2020, 2021, 2022



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AT DURHAM
1910 · 1947



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INTRODUCTION OF THE ANNUAL SECURITY AND FIRE SAFETY REPORT (ASFSR)

Purpose, Preparation, Publication, and Distribution of the ASFSR

The Jeanne Clery Disclosure of Campus Security and Crime Statistics Act (Clery Act) is a consumer protection law that aims to provide transparency around campus crime policy and statistics. The Clery Act requires all colleges and universities that participate in federal financial aid programs to maintain and disclose campus safety and security-related policies and crime statistics for crimes that occur on and near their respective campuses. Compliance is monitored by the Department of Education. This report has been prepared by the North Carolina Central University Police and Public Safety Department, along with campus partners, in compliance with the Clery Act. The report is a tool to utilize for informational purposes and includes the following important information regarding policies on campus safety and related issues:

- the authority and jurisdiction of the university's police department
- crime reporting;
- emergency procedures and notification;
- alcohol and drug use;
- weapons;
- sexual violence and misconduct, and relationship violence;
- crime prevention and security awareness
- missing student procedures
- fire safety and evacuation procedures in on-campus residential facilities;
- security policies for the campus, including access and maintenance

The report also includes crime statistics for the previous three calendar years covering crimes reported to have occurred within the university's Clery geography (on campus; in certain off-campus buildings and property owned or controlled by the university and frequently used by students; and on public property within or immediately adjacent to and accessible from the campus) and fire statistics for the previous three calendar years covering fires occurring in on-campus residential facilities.

As required by federal law, this report is published by October 1st each year and is available on the NCCU Clery Act website at <https://www.nccu.edu/administration/university-police/clery-act>. The report is disseminated to every member of the campus community via email. A paper copy can be obtained by contacting the University Police at (919) 530-6106.

Hard copies of the report may be obtained at the Police and Public Safety Building located at 2010 Fayetteville Street, Durham, NC 27707. The Daily Crime and Fire Log is available online at <https://www.nccu.edu/crimelog-search>. A copy of the Daily Crime and Fire Log is available electronically via an iPad in the lobby of the Police and Public Safety Building. Paper copies of the most recent 60 days

of the log are available immediately upon request. Request for the log outside of the most recent 60-day period will be provided within two business days upon request.

UNIVERSITY POLICE AND PUBLIC SAFETY DEPARTMENT OVERVIEW

Message from the Chief of Police and Director of Public Safety



Dear North Carolina Central University Community,

Your safety and security are the primary focus of the members of the North Carolina Central University Police Department. Our commissioned officers and civilian employees work diligently to make our campus a place where we can shape our future leaders, continue innovation, and positively impact our surrounding community.

This Annual Security & Fire Safety Report is intended to inform our campus community and raise awareness about North Carolina Central University campus crime statistics, security policies, and steps you can take to maximize your safety. The North Carolina Central University Police Department and Campus Administration are committed to providing the highest standards of professionalism and service to our community.

To fulfill the mission of the North Carolina Central University Police Department, a collaborative, innovative, and proactive approach is taken to engage our community. Patrol policy maximizes the time University police and security officers spend out of patrol vehicles and interacting with members of the community. Safety-related educational programming is conducted frequently to help members of the community realize the power they have to prevent crime and keep themselves safe. Partnerships and working relationships with internal University organizations as well as external government and private agencies enable a multitude of services to be offered. Overall, we are working to establish a stronger relationship between our campus police and the University community. We are always looking to improve and we want to hear your questions and concerns so, please feel free to reach out to us at any time. After all, safety and security on campus are everyone's responsibility.

Sincerely,

A handwritten signature in black ink that reads "Damon D. Williams".

Damon D. Williams, MBA

Chief of Police and Director of Public Safety



Mission Statement and Core Values

It is the mission of the North Carolina Central University Police and Public Safety Department to provide the highest level of professionalism in public safety for our students, faculty, staff, and the surrounding community. We will utilize innovative measures to improve security and safety on our campus. We are committed to enhancing the quality of life in the community by cultivating and maintaining proactive partnerships. We will provide a safe campus environment conducive to learning while maintaining the laws of North Carolina and the United States Constitution. We conform to the principles of service, respect, professionalism, and integrity.

CORE VALUES

<p>Service We provide service.</p> <p>We believe that police and community cooperation is essential to the delivery of effective police services. Building long-term partnerships with all stakeholders is every employee's responsibility.</p>	<p>Respect We are respectful.</p> <p>We respect ourselves and the rights of all persons by providing equal access to police services and recognize the need for every person to be treated with dignity. We communicate honestly and accurately, which establishes credibility and mutual respect.</p>
<p>Professionalism We are professional.</p> <p>We are professional in appearance, demeanor, and job performance. We provide quality service by being proactive, well-trained, and highly motivated. We strive to project a positive image with a spirit of cooperation and teamwork.</p>	<p>Integrity We have integrity.</p> <p>We are dedicated to the highest ethical and honorable standards. Acceptance of responsibility is critical to our effectiveness. Our personal accountability of being honest, fair, and consistent, builds trust within the department as well as the community in which we serve.</p>

Department Overview

North Carolina Central University police officers protect and serve the campus community 24 hours a day, 365 days a year, and service over 10,000 students and employees. The Department is responsible for police, security, access control, emergency notification, and compliance with the Clery Act. The North Carolina Central University Police Department is allotted:

33 Sworn Police Officers

16 Property Safety Officers

1 K-9 Officer

1 K-9 Bomb Detection Officer

8 Police Tele-Communicators

6 Administrative Support Persons



Contact Information

Emergency & Non-Emergency	919-530-6106 x6106
EagleTip Hotline (Anonymous Reporting)	919-530-ETIP (3847) xETIP (3847)
E-mail	police@nccu.edu
Office Location:	Police & Public Safety Bldg. 2010 Fayetteville St. Durham, NC 27707

CSA Crime Report Form: https://cm.maxient.com/reportingform.php?NCCentralUniv&layout_id=2

Officers and Training

All sworn police officers complete Basic Law Enforcement Training (BLET). All sworn officers receive law enforcement training at the North Carolina Justice Academy and local community colleges. Further training is mandated annually through the Department's In-Service Training Program. Sworn law

enforcement officers are mandated by the North Carolina Criminal Justice Education and Training Standards Commission to receive 24 hours in-service training annually. Blocks of instruction include; firearms qualification, use of force, ethics, legal update, domestic violence, sexual assault response, interviews and interrogation, crime prevention, and juvenile training. Compliance training with CALEA standards and departmental policies are additional mandated blocks of instruction.

Accreditation

The North Carolina Central University Police Department (NCCU-PD) is a nationally accredited law enforcement agency under The Commission on the Accreditation of Law Enforcement Agencies (CALEA). Accreditation is a method to ensure that the NCCU-PD complies with national and international standards covering all aspects of law enforcement policies, procedures, practices, and operations. Accreditation demonstrates the department's commitment to providing the students, faculty, and staff of North Carolina Central University the high standard of services of a public safety department recognized for meeting national professional standards.

Arrest Authority, City-Wide Jurisdiction, and Patrol Zone, and Working Relationships with State and Local Law Enforcement Agencies

University police officers are commissioned under North Carolina General Statute 116-40.5 through the North Carolina Criminal Justice Education and Training Standards Commission and have the full range of police authorities granted to municipal law enforcement officers. Sworn law enforcement officers are authorized to carry firearms, and under North Carolina law, have the power to make arrests and conduct investigations for crimes that occur on the property owned or under the control of the university.

The territorial jurisdiction of the University Police includes property owned by and under the control of the university. Public streets and roadways adjacent to and running through said property are included within the jurisdictional boundaries. North Carolina General Statute 15A-402 (f) authorizes officers to arrest outside their territorial jurisdiction during an accused offender's immediate continuous flight from the commission of a crime. The police department's Clery patrol zone is defined as areas surrounding campus that are regularly provided with university police and/or security patrol services. The Clery patrol zone does not extend beyond adjacent streets as defined above or beyond the university's Clery public property identified on the Clery Geography Map. The department's Clery patrol zone differs from the department's extra-territorial and city-wide jurisdictions. The patrol zone is related to Clery reporting and Clery geography which is used specifically for federal crime reporting and only includes NCCU-owned and controlled property and designated adjacent property and city streets. The extra-territorial and city-wide jurisdictions aim to monitor and assist the larger geographic area to ensure community safety.

A jurisdiction extension agreement, with the City of Durham (City), gives the NCCU-PD jurisdiction throughout the City. The agreement states that the NCCU-PD shall be authorized to exercise all the powers of a law enforcement officer within the City's jurisdiction when on duty and carrying a badge of authority identifying them as a sworn officer of the NCCU-PD, allowing them to respond to or assist with law enforcement. The primary focus of the NCCU-PD remains the safety of our students, faculty, staff, visitors and the campus community's safety concerns and service needs.

The North Carolina Central University Police Department maintains a cooperative relationship with surrounding law enforcement agencies. This includes intraoperative radio capabilities, sharing of police database records, training programs, special events coordination, critical incident response, and investigation of serious incidents.

The Department has a mutual aid agreement with the Durham City Police Department, the Durham County Sheriff's Department, and police departments of constituent institutions within the University of North Carolina System. These agreements authorize police officers and supervisors of the participating agencies to request cooperative or mutual aid support for incidents that require additional resources. The agreements also allow for joint training and cooperation on other matters of shared interest. The police department maintains concurrent jurisdiction with other state and local law enforcement agencies (State Bureau of Investigating (SBI), Alcohol Law Enforcement Agents (ALE)/Local Alcohol Beverage Control (Local ABC), Probation and Parole Officers, and The North Carolina State Highway Patrol (NCSHP).

Officers do occasionally assist other agencies in criminal investigations, but there is no written memorandum of understanding with local law enforcement agencies regarding the investigations of alleged criminal offenses.

Intern Program

The departmental internship program is designed to provide an experiential learning experience to students who are interested in the law enforcement field. Though many criminal justice majors take advantage of this program, there are also opportunities for students in IT, business administration, and communications programs. Interested students should complete the application at the link below.

<https://myeol.nccu.edu/webform/nccu-police-department-internship-application>

Departmental Contact:

D. Braxton Mercer
919-530-6833
devin.mercer@nccu.edu

REPORTING OF A CRIME, EMERGENCY, OR SUSPICIOUS ACTIVITY

Reporting to University Police

North Carolina Central University encourages all members of the community to report all crimes and other emergencies to NCCU Police in a timely manner. When victims of crimes are unable to make a report, members of the community are encouraged to report



the crimes on their behalf. The university provides several ways to report serious incidents and emergencies. All members of the community should take an active role in reporting crimes that have occurred on campus and/or the university's Clery geography. It is critical for the safety of the community for serious and threatening incidents and emergencies to be reported immediately. The university police will evaluate the incident to determine whether the dissemination of an emergency notification, timely warning, or crime alert/informational message to the campus community is required.

Emergencies and Non-Emergencies

Police officers are on duty 24 hours a day, 365 days a year. For emergency and non-emergencies please dial the University Police Communications Center at (919) 530-6106 and follow the prompts. Members of the community who are hearing impaired may utilize the Telecommunications Device for the Deaf (TDD) by dialing (919) 530-5396.

Non-emergency reports may also be made in person at the University Police and Public Safety Building located at 2010 Fayetteville Street, Durham, N. C. 27707. For off-campus emergencies, the Durham Police Department, Fire, and Rescue, or ambulance services may be reached by dialing 911. The NCCU Police Department should be notified of all crimes that occur on campus. The university will address all security concerns and inform the community if there is a significant threat.

Anonymous Reporting: NCCU Eagle E-Tip

The North Carolina Central University Police Department works collaboratively with the community to provide a safe campus and learning environment. The E-TIP line phone service provides an avenue for all members of the community to submit anonymous tips about non-urgent illegal activities such as: unsolved cases, vandalism, theft, the sale and distribution of drugs, possession of weapons, or information about crimes that are being planned on our campus.

To submit an NCCU campus crime-stopper anonymous E-TIP dial **(919) 530-3847**. The service is checked daily and the reporting party does not have to disclose their information or be concerned with receiving returned calls. Please do your part to ensure the safety of our university. *If you see something, say something,*

the safety of our community is everyone's concern. The information shared could prevent someone from harming themselves or others.

Voluntary Confidential Reporting

NCCU encourages anyone who is a victim or a witness of a crime to promptly report the incident to university police. Police reports are public records under the laws of the State of North Carolina so the NCCU Police Department cannot hold reports of crimes in confidence. In certain circumstances, the victim's identity is protected but the crime report is not confidential. To report a crime without making a police report, individuals have the following reporting options:

CSA Crime Report Form: https://cm.maxient.com/reportingform.php?NCCentralUniv&layout_id=2

Title IX Reporting Form: https://cm.maxient.com/reportingform.php?NCCentralUniv&layout_id=15

Reports of crime made to Campus Security Authorities (CSAs) are included in the annual crime statistics report but a police report will not be made. Reports to CSAs of sexual harassment, sexual assault, sexual violence, or other sexual misconduct against students and employees are required to be reported to the Title IX official.

Confidential Resources - Pastoral and Professional Counselors

Pastoral and Professional Counselors: According to the Clery Act, pastoral and professional counselors who are appropriately credentialed and hired by North Carolina Central University to serve in a counseling role are not considered Campus Security Authorities (CSA) when they are acting in a counseling role. Therefore, pastoral and professional counselors are not required to report crimes reported to them when acting in their counseling role. As a matter of policy, the university encourages pastoral and professional counselors to notify those whom they are counseling of the voluntary, confidential options available to them. Counselors are available for students at the NCCU Counseling Center located in the Student Health Building at 200 Cafeteria Drive, Durham, NC 27707. *Counselors may also be contacted by telephone at (919) 530-7646.*

Reporting to Other Campus Security Authorities (CSAs)

While the university prefers that community members promptly report all crimes and other emergencies directly to the NCCU Police at (919) 530-6106, we are aware that some may prefer reporting to other individuals or university offices. The Clery Act requires all institutions to collect crime reports from a variety of individuals and organizations that are considered to be Campus Security Authorities (CSAs). Campus Security Authorities include campus police or security department personnel; individuals or organizations identified in institutional security policies; individuals with security-related responsibilities; any official who has significant responsibility for student and campus activities; and any official who has the authority to institute corrective measures for Title IX purposes under 34 CFR 106.30(a). Campus Security Authorities are to report those allegations of Clery Act crimes that are reported to them in their

capacity as a CSA. While NCCU has identified and trained numerous Campus Security Authorities, the following offices have been designated as places where the campus community can report crimes:

Official	Campus Address	Telephone Number
NCCU Police	2010 Fayetteville St.	(919) 530-6106
Title IX	1402 S Alston Ave, Durham, NC 27707	(919) 530-7944
Dean of Students	1801 Fayetteville Street Student Services Building	(919) 530-6311
Student Conduct and Community Standards	210 Eagle Campus Drive	(919) 530-6311
Residential Life, including all RA's, AC's, and GHD's	210 Eagle Campus Drive	(919) 530-7298
The Women's Center	408 Brant St.	(919) 530-6811
Student Accessibility Services	210 Eagle Campus Drive	(919) 530-6325
Athletics	616 E. Lawson St.	(919) 530-7057
Campus Recreation	617 Nelson St.	(919) 530-5466

Responding to Crime Reports

The North Carolina Central University Police Department Field Operations Division responds to calls dispatched from the communications center 24 hours per day, 7 days per week. Officers responding to calls are initially responsible for ensuring the safety and security of individuals, crime scenes, and property. Officers conduct preliminary investigations by interviewing victims and witnesses, obtaining all the relevant facts of the incident, following up with a final status report and disposition until they can solve and clear the reported incident. Major crimes are forwarded to the Criminal Investigations Division. Specific information on departmental policies and procedures regarding responding to crimes can be found in the Police General Orders Manual.

Police Incident Reports/Daily Crime Log

Police incident reports and the Daily Crime Log are available at the University Police Department. Reports are also made available to other university departments under certain circumstances, where there are concurrent responsibilities for university students, staff, and/or property. A Campus Appearance Ticket (CAT Form) is issued and the student is referred to the Dean of Students for disciplinary actions when he/she violates a North Carolina law or university policy, when applicable. Crimes that occur on the university's Clery geography are added to the daily crime log within two business days of the crime being reported to the University Police and Public Safety Department.

ANNUAL DISCLOSURE OF CRIME STATISTICS

For statistical purposes, crime statistics reported are recorded in the calendar year the crime was reported and may not necessarily be the same year the crime occurred.

Sources

NCCU Police and Public Safety Department works collaboratively with on and off-campus partners, including partnering law enforcement agencies to create the Annual Security and Fire Safety Report as required to be compliant with federal law. The Durham Police, Durham Sheriff's Department, as well as other partnering law enforcement agencies play instrumental roles during the data collection process for crimes that occur in areas adjacent to campus and off-campus sites that our students use frequently and for educational purposes.

Clery Geography Definitions

The Clery Act specifies geographic locations that must be included in annual crime statistics. For purposes of reporting statistics, the university must count criminal offenses according to where they occur. There are four geographic locations for which statistics must be reported. These include:

On-Campus: (1) Any building or property owned or controlled by an institution within the same reasonably contiguous geographic area (generally within one mile of the edge of the core of campus) and used by the institution in direct support of, or in a manner related to, the institution's educational purposes, including residence halls; and (2) any building or property that is within or reasonably contiguous to the area identified in paragraph (1), that is owned by the institution but controlled by another person, is frequently used by students and supports institutional purposes (such as a food or retail vendor).

On-Campus Student Housing Facilities: Any student housing facility that is owned or controlled by the institution, or is located on property that is owned or controlled by the institution, and is within the reasonably contiguous geographic area that makes up the campus is considered an on-campus student housing facility.

Crime statistics for on-campus student housing/residential facilities must be reported as a subset of the on-campus totals (i.e. they are included in both on-campus and on-campus student residential facility categories).

Noncampus: (1) Any building or property owned or controlled by a student organization that is officially recognized by the institution; or (2) any building or property owned or controlled by an institution that is used in direct support of, or in relation to, the institution's

educational purposes, is frequently used by students and is not within the same reasonably contiguous geographic area of the institution.

Public Property: All public property, including thoroughfares, streets, sidewalks, parking facilities, and recreation facilities, that is within the campus, or immediately adjacent to and accessible from the campus. This generally includes, but is not limited to, public streets bordering the campus and the sidewalk on both sides of the street.

Off-Campus Organizations

North Carolina Central University does not officially recognize any off-campus locations for student organizations.

Disclosure of Clery Act Crime Statistics – Crime Reports for Calendar Years 2020, 2021, and 2022

Criminal Offenses

Offense	Year	On-Campus	On-Campus Residential Facility ¹	Non Campus	Public Property	Total
Murder & Non-negligent Manslaughter	2022	0	0	0	0	0
	2021	2	0	0	0	2
	2020	0	0	0	0	0
Manslaughter by Negligence	2022	0	0	0	0	0
	2021	0	0	0	0	0
	2020	0	0	0	0	0
Rape	2022	11	10	0	0	11
	2021	4	3	0	0	4
	2020	1	1	0	1	2
Fondling	2022	10	9	0	0	10
	2021	2	2	1	0	3
	2020	0	0	0	1	1
Incest	2022	0	0	0	0	0
	2021	0	0	0	0	0
	2020	0	0	0	0	0
Statutory Rape	2022	0	0	0	0	0
	2021	0	0	0	0	0
	2020	0	0	0	0	0
Robbery	2022	1	0	0	0	1

¹ The Student Residential Facility category is a subset of the On-Campus category and is not included in the total in order to avoid double counting.

Offense	Year	On-Campus	On-Campus Residential Facility ¹	Non Campus	Public Property	Total
Aggravated Assault	2021	0	0	0	0	0
	2020	1	1	0	4	5
	2022	7	4	0	3	10
	2021	5	3	0	2	7
	2020	2	2	0	6	8
Burglary	2022	15	4	0	0	15
	2021	18	11	0	0	18
	2020	12	9	0	0	12
Motor Vehicle Theft	2022	2	0	0	1	3
	2021	2	0	0	0	2
	2020	1	0	0	4	5
Arson	2022	0	0	0	0	0
	2021	1	1	0	0	1
	2020	1	1	0	0	1

VAWA Offenses

Offense	Year	On-Campus	On-Campus Residential Facility ²	Non Campus	Public Property	Total
Domestic Violence ³	2022	35	27	0	1	36
	2021	15	12	0	3	18
	2020	3	2	0	6	9
Dating Violence ⁴	2022	6	5	0	0	6
	2021	1	1	0	0	1
	2020	1	1	0	0	1
Stalking	2022	27	22	0	0	27
	2021	24	11	1	0	25
	2020	0	0	0	0	0

² The Student Residential Facility category is a subset of the On-Campus category and is not included in the total in order to avoid double counting.

³ Includes violence between persons of the opposite sex who are in a dating relationship as defined by N.C.G.S. § 50B-1(a)6.

⁴ Includes violence between persons of the same sex who are in a dating relationship.

Arrests and Disciplinary Referrals

Offense	Year	On-Campus	On-Campus Residential Facility	Non Campus	Public Property	Total
Liquor Law Arrests	2022	1	1	0	1	2
	2021	1	0	0	6	7
	2020	0	0	0	5	5
Drug Law Arrests	2022	18	11	0	12	30
	2021	23	7	0	20	43
	2020	2	1	0	17	19
Illegal Weapons Law Arrests	2022	8	1	0	2	10
	2021	4	0	0	8	12
	2020	1	0	0	8	9
Liquor Law Violations Referred for Disciplinary Action	2022	30	28	0	0	30
	2021	49	49	0	0	49
	2020	8	6	0	0	8
Drug Law Violations Referred for Disciplinary Action	2022	208	165	6	2	216
	2021	118	86	0	8	126
	2020	25	18	0	5	30
Illegal Weapons Law Violations Referred for Disciplinary Action	2022	3	3	0	0	3
	2021	0	0	0	0	0
	2020	0	0	0	0	0

Hate Crime Statistics

Zero (0) hate crimes were reported for calendar years 2020 and 2021.

One (1) hate crime of Intimidation with a Race Bias was reported in 2022.

Unfounded Crimes⁵

Zero (0) unfounded Clery Act crimes for calendar years 2020 and 2021.

There were two (2) unfounded Clery Act crimes (Rape; Domestic Violence) for calendar year 2022.

⁵ If a Clery Act crime is reported as occurring in any of the university's Clery Act geographic categories and the reported crime is investigated by law enforcement authorities and found to be false or baseless, the crime is considered to be "unfounded." Only sworn or commissioned law enforcement personnel may unfound a crime after a through investigative process.

CAMPUS SAFETY ALERTS (EAGLE ALERTS)

Safety Alerts

North Carolina Central University has three types of Safety Eagle Alerts to include Timely Warnings, Emergency Notifications, and Crime Alert/Informational Messages.

Timely Warnings

The Clery Act requires the university to provide timely warnings to the campus community about Clery crimes that occur on the university's Clery Geography that are considered by the institution to represent a serious or continuing threat to the campus community. The Clery Act permits the university to provide timely warnings to the campus community about other serious crimes occurring in the university's Clery geography (on-campus, noncampus, and public property) that present an ongoing threat to the campus, as well as Clery-related or other serious crimes occurring outside of the university's Clery geography but still present an ongoing threat to the campus. The Clery Act requires the university to alert the campus community in a manner that is timely and will aid in the prevention of similar crimes. Although the Clery Act does not define "timely," the intent of the warning is to enable people to protect themselves. A warning should be issued as soon as pertinent information is available. The issuance of a timely warning will be decided on a case-by-case basis in light of all available facts surrounding the crime, including factors such as the nature of the crime, the continuing danger to the campus community, and the possible risk of compromising law enforcement efforts. The content of the Timely Warning should be enough to inform the community but not compromise the investigation. These warnings shall be known on the NCCU campus as Timely Warnings and will be issued through the Rave Guardian system. Timely Warnings may also be disseminated via text messages, flyers, posting on the police website, and/or media release. The seriousness of the threat will dictate the methods of dissemination.

Emergency Notifications

The Clery Act requires the university to develop procedures to immediately notify the campus community upon the confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students or employees occurring on the campus. The university is required to provide emergency notifications based on the circumstances. These notices shall be known on the NCCU campus as Emergency Notifications and will be issued through the Rave Guardian system.

In an emergency or a dangerous situation, NCCU must, without delay and taking into account the safety of the campus community, determine the content of the notification and initiate the notification system, unless such notification will compromise efforts to assist a victim or contain, respond to, or mitigate the emergency. Emergency Notifications are to be used when there is a significant emergency or dangerous

situation; triggered by an event currently occurring on or imminently threatening the NCCU campus and issued immediately upon confirmation of the event. The University Police and Public Safety Department will immediately notify the campus community upon confirmation of an emergency or dangerous situation.

After being notified by the department's Communications Center of an emergency and upon confirmation of the emergency or dangerous situation, the Shift Supervisor shall issue the Emergency Notification from their desktop or mobile device and immediately contact the department's Communication Center to initiate the emergency sirens. If a police or public safety officer becomes aware of an emergency or dangerous situation, they must immediately contact the Shift Supervisor to inform them of the situation and the Shift Supervisor shall issue the Emergency Notification and immediately contact the department's Communications Center to initiate the emergency sirens. If the Assistant Director of Public Safety or the Clery Compliance Coordinator becomes aware of an emergency or dangerous situation, either person shall issue the Emergency Notification upon confirmation and immediately contact the department's Communications Center to initiate the emergency sirens.

Emergency Notification text messages, e-mails, and voice messages templates are stored in Rave for the following situations: active shooter, armed intruder, fire, hazardous materials (chemical, radioactive, biological) release, norovirus or other serious illness, tornado warning, bomb threat, civil unrest or rioting and explosion. The system consists of several components, including outdoor warning sirens which are activated by the department's Communications Center, and messaging via voice, text message, and an email sent by Rave Alert and Rave Guardian. The sirens have pre-programmed messages designed to either provide a general emergency notification or to provide a specific type of warning (for example a tornado warning or an active shooter).

The Interim Director of Environmental Health and Safety will be the managing official for all communicable disease matters, in accordance with the NCCU Pandemic and Communicable Disease Policy. All reports of a communicable disease emergency on campus shall be reported immediately to the Interim Director of Environmental Health and Safety or their designee. Upon confirmation of the existence of a communicable disease emergency on campus, the Interim Director of Environmental Health and Safety will coordinate the preparation and distribution of an emergency notification to the campus with the NCCU Chief of Police and NCCU Clery Coordinator. The emergency notification will be sent by the Emergency Management Coordinator, Department of Environmental Health and Safety. The sirens will not be sounded for a communicable disease emergency. The Emergency Operations Plan and Pandemic and Communicable

Disease Policy will be activated following the issuance of any Communicable Disease Emergency Notification and will be followed in providing further information to the campus community.

The emergency notification system is tested quarterly by the Assistant Director of Public Safety for Communications & Security Technologies.

North Carolina Central University is committed to providing a safe and healthy environment for those who work, study, live and visit at the University. NCCU, like any other large organization, is potentially subject to natural, technological, and man-made emergencies that could threaten the university community, core academic mission, and environment. NCCU developed and maintains an Emergency Operations Plan, which provides the framework to ensure the university is prepared to deal with such events.

Emergency Notification Methods

Emergency Notifications will automatically be sent to the campus community concerning Emergency Weather Alerts that affect Durham County for conditions listed in the following table. These Emergency Weather Alerts are issued through the National Oceanic and Atmospheric Administration (NOAA) and are pushed through to the university's system by monitoring Durham County NOAA alerts. It will still be necessary for communications to activate the emergency sirens manually upon receiving one of the notifications in the event of a Tornado Warning.

Alert Name	Alert Methods	Audience:	Alert Text:
Tornado Watch (Automatic Notification)	Text E-mail Alert Us Partial Rave Guardian	Everyone	NCCU Alert: This is a Tornado Watch. Please be prepared to seek shelter if a Tornado Warning is issued - stay tuned for further information.
Tornado Warning (Automatic Notification)	Text E-mail Voice Alert-Us Full Screen Rave Guardian	Everyone	NCCU Alert: This is a Tornado Warning. Please seek immediate shelter and move to the lowest portion of a building, away from doors and windows.
Hurricane Watch	Text Phone E-mail Rave Guardian Alert-Us Pop-up	Everyone	NCCU Alert: A Hurricane Watch has been issued for Durham County. Winds of 74 mph or greater, along with heavy rainfall, are possible.

Alert Name	Alert Methods	Audience:	Alert Text:
Hurricane Warning	Text Phone E-mail Rave Guardian Alert-Us Pop-up	Everyone	NCCU Alert: A Hurricane Warning has been issued for Durham County. Winds of 74 mph or greater, along with heavy rainfall, are likely.
Tropical Storm Watch	Text Phone E-mail Rave Guardian Alert-Us Pop-up	Everyone	NCCU Alert: A Tropical Storm Watch has been issued for Durham County. Tropical Storm conditions are possible. Please monitor Weather/Eagle Alerts for updates.
Tropical Storm Warning	Text Phone E-mail Rave Guardian Alert-Us Pop-up	Everyone	NCCU Alert: A Tropical Storm Warning has been issued for Durham County. A Tropical Storm Warning means winds of 39 to 73 mph, along with heavy rainfall.
Flash Flood Warning	Text Phone E-mail Rave Guardian Alert-Us Pop-up	Everyone	NCCU Alert: A Flash Flood Warning has been issued for Durham County. Heavy rainfall may result in flooding. Use caution when traveling and avoid standing water.
Winter Weather Advisory	Text Phone E-mail Rave Guardian Alert-Us Pop-up	Everyone	NCCU Alert: A Winter Weather Advisory has been issued for Durham County. A Winter Weather Advisory indicates the potential for snow or ice accumulation of 1-3" is possible. Please use caution when traveling as freezing precipitation on roadways and sidewalks can result in hazardous conditions.
Winter Weather Watch	Text Phone E-mail Rave Guardian Alert-Us Pop-up	Everyone	NCCU Alert: A Winter Storm Watch has been issued for Durham County. A Winter Storm Watch indicates that there is the potential for significant winter weather, including at least 3" of snow or ¼" of ice, within the next 18-48 hours. Please use caution when traveling as freezing precipitation on

Alert Name	Alert Methods	Audience:	Alert Text:
			roadways and sidewalks can result in hazardous conditions.
Winter Storm Warning	Text Phone E-mail Rave Guardian Alert-Us Pop-up	Everyone	NCCU Alert: A Winter Storm Warning has been issued for Durham County. A Winter Storm Warning indicates that snow accumulation of 3” or more is expected over the next 12 hours. Please use caution when traveling as freezing precipitation on roadways and sidewalks can result in hazardous conditions.

Drills, Exercises, and Training

To ensure the University’s emergency management plans remain current and actionable, the University conducts a minimum of one emergency management exercise to test emergency procedures annually. These exercises may or may not be announced and could include; tabletop drills, emergency operations center exercises, or full-scale emergency response exercises. The university conducts after-action reviews of all emergency management exercises. The scenarios for these exercises change from year to year and several on-campus partners participate in the training. In conjunction with at least one emergency exercise each year, the university will notify the community of the exercise and remind the community of the information included in the university’s emergency response procedures including evacuation procedures. The university maintains documentation of each exercise, including a description of the scenario, the date, time, and messages issued. After each scenario, an After Action Report is completed.

Crime Alert/Informational Message

NCCU Police and Public Safety Department may issue a Crime Alert/Informational Message when an incident occurs that is not an emergency and does not pose an immediate or continuing threat to the campus, but the information may be useful to the campus community.

Procedures to Enroll in the University Mass Notification System

The University uses Rave as its primary mass notification system. All University students, faculty, and staff are automatically enrolled in Rave, using the contact information found in Banner. Users can update and modify their contact information as needed, using the Rave website. To do so, users must

- (1) Go to www.getrave.com
- (2) Select North Carolina Central University
- (3) Log in using your University credentials.
- (4) Once logged in select “My Account, the user will have the capability to add, remove, modify telephone numbers and email addresses



SECURITY AND ACCESS ON-CAMPUS AND TO UNIVERSITY FACILITIES

Surveillance System

NCCU maintains an active campus-wide surveillance system. The system contains approximately 1700 cameras campus-wide. Cameras maintain footage for a considerable amount of time and are used for investigatory purposes, as well as general observation to ensure safety and security. Cameras are strategically placed in buildings and outdoor spaces.

Emergency/Blue Light Phones

The NCCU Police Department has strategically placed blue light emergency call boxes that are activated by the push of a button throughout the campus. During Summer 2021, the university invested by replacing all emergency call boxes to ensure that they are functioning properly. All call boxes generate a call directly to the University Police Communications Center and will allow direct communication with a police dispatcher. Upon activation, the dispatcher will be able to identify the location of the caller. In addition, majority of the call boxes have cameras affixed which allow University Police Department to physically see the area surrounding the call box.

Propped Doors

The NCCU Police Department understands the severity of propped doors, and how this poses an immediate security risk to all residents within a residential hall. With this in mind, the university has enhanced its security system to include force and prop alarms at all university-owned residence halls. In the event that a door is propped open, an audible alarm will sound at the door until such time that the door is secure. In addition, the door status will trigger a notification to the front desk of the residence hall and to University Police. The trigger will also allow the staff to see the status of the door via the nearest security camera.



While technological advancement has greatly improved our ability to recognize door status remotely, it does not take away from the need to ensure that building occupants stay vigilant and aware of their surroundings, and avoid propping doors open. Also, if users see doors propped by any means, they should immediately take steps to rectify this or contact University Police at (919) 530-6106 so that the issue may be addressed.

Panic Buttons

At the discretion of the Chief of Police, Software Panic Buttons are available to be installed by request. These software buttons trigger a silent alarm to University Police in the event of an emergency. Users with a panic button may also share additional details silently regarding any situation that requires police or emergency personnel. Panic Buttons are automatically configured to share location, contact, and other pertinent information. Should a panic button be activated, University Police will attempt to contact the user by phone to confirm the emergency. If no answer is received or it is indicated that emergency personnel is needed, an immediate response will be demonstrated by University Police personnel. Panic buttons are restricted to university-owned devices. Users wishing to request a panic button may contact University Police at police@nccu.edu.

Security of and Access to Campus Facilities (Residential, Academic, and Administrative)

University Police is the custodian for card access to all residential, academic, and administrative facilities. Exterior doors and some internal access to these spaces are controlled by a campus-wide access control system. All new and existing buildings are integrated into the existing system for ease of use and to ensure security campus-wide.



Students are granted access to their residence hall based upon their assignment from Residential Life and their status as registered students. Access to academic and administrative buildings for students, faculty, and staff, as well as residential access for faculty and staff, are granted by access requests with approval from the designated building supervisor. In rare cases, Residential Life may designate students have access to additional residence halls. Upon access being granted, students, faculty, and staff would swipe their EagleCard at the designated card reader to gain access to buildings.

Most academic and administrative buildings are unlocked on a recurring schedule, excluding state-designated holidays. These schedules are designated by the building supervisor. Residential facilities are locked 24/7 and are only accessible via card swipe. Interior doors that have access control may have varying schedules as requested by the area manager, or may also be secured 24/7.

University Police recognizes the need to maintain authorized access to campus buildings. Campus constituents assist with this process by ensuring that:

- Eagle Cards are kept within their possession at all times. If an Eagle Card becomes lost, please notify campus police immediately.
- Preventing unknown individuals from “piggybacking” off of their entry into the building. If someone is suspicious is noticed, please contact University Police immediately.
- Refrain from propping doors within residence halls.
- Securing room/office doors when the space is unoccupied.

Security Considerations in the Maintenance of Campus Facilities

At NCCU, the facilities and grounds are designed for safety and security. Lighting illuminates the pathways from parking lots to buildings and between buildings. The Facilities Services Department conducts frequent surveys for trees, shrubbery, and plants that need to be trimmed to increase safety on campus. Additionally, the department administers lighting assessments for lights that require repair. University Police reports unsafe conditions found during patrol operations, such as dark areas where lighting needs to be added or areas where lighting is burned out, to Facilities Services for correction. University Police closely monitor any security-related maintenance problems after hours until reported to and resolved by Facilities Operations or a contracted vendor.



CRIME PREVENTION AND SECURITY AWARENESS PROGRAMS

Programs that Inform Students and Employees about Security Procedures and Practices and Encourage Responsibility for One's Security

The University Police provide information on security policies and procedures, including crime reporting, at Student Orientation. Similar information is provided at New Employee Orientation. The Office of Student Conduct and Community Standards provides training on the Student Code of Conduct that includes; disciplinary procedures, hearing procedures, and judicial actions.

Students are responsible for complying with the rules and regulations of the University as well as all federal, state, and local laws. Also, the Office of Student Conduct and Community Standards provides seminars on alcohol, drug, and drug paraphernalia, assault and battery, damage and vandalism, harassment (including sexual harassment), sexual assault, sexual misconduct, weapons, and explosives. The Student Code of Conduct can be found on the university website at <https://www.nccu.edu/policies/retrieve/19>. Residential Life provides training on community living standards, the policies governing residence hall living, safety, key, and lock security, illegal entry, trespassing into residence halls, and residence hall visitation.

Campus Shuttle Service, Eagle After-Dark On-Demand Shuttle Program, and the Escort Program

The North Carolina Central University Transportation and Parking Services Department provides a campus shuttle service. The Maroon Shuttle runs every 20 minutes from 7:00 am to 7:00 pm Monday –Friday. The After-Dark On-Demand shuttle service is a student-operated service that offers a potential solution to help address safety concerns on campus. The service time is from 10:00 pm until 3:00 am seven days a week during the fall and spring semesters. The service is provided by a van for NCCU students, faculty, and staff to and from NCCU-owned facilities. The vehicle is marked with the information and is easily distinguished as a safe means of transportation at night. After-Dark On-Demand services will not be available during university breaks and holidays when classes are not in session. Students, faculty, and staff can call (919) 530-3287 to request rides during in-services hours. The caller will be asked to provide their NCCU banner number along with their pick-up and drop-off location. The Eagle After Dark Shuttle provides campus transportation service for students, faculty, and staff daily and for safety purposes, everyone who requests assistance must show their NCCU ID card. University Police may provide escorts for campus community members after the shuttle scheduled hours have concluded. The officer may assist the student or employee by using a vehicle, or by a walking escort.

Residential Life Hall Watch

Residential Life implements a proactive approach to crime prevention by conducting residence hall watch programs wherein students keep watch for suspicious activities and/or persons in and around the residence hall. The participants report concerns to the residential hall's Campus Security Authorities.

Programs Designed to Inform Students and Employees about the Prevention of Crimes

NCCU Police in conjunction with campus partners and community organizations provide the community with crime prevention seminars regularly. Topics include: ways to make oneself and one's surroundings less attractive to criminals, preventing sex offenses/rapes, domestic violence, preventing robberies, larcenies, and other crimes that may occur. The events are free and open to all members of the university

community. Additional topics include: Emergency Procedures, Drugs, and Alcohol Awareness. The following are programs that were provided for the campus community as well as community events hosted by NCCU Police and partners on and off-campus.

University College 1100 Course

The UNIV 1100 First-Year Seminar is 2 credits GEC requirement for all first-year students. This course is designed to provide strategies, resources, and skill-building necessary to support a successful transition to college. There is a module and chapter on safety in the required text for the course, outlining specific ways to maintain safety while on campus. Safety is a priority so we strive to enhance the student's holistic experience at NCCU.

Eagle Talons

The Eagles TALONS (Tackling Academic Learning Opportunities for New Scholars) Engagement Sessions are designed to engage all first-year students, providing holistic development and skill-building. There are a variety of topics provided and safety is a priority for all students. We prioritize safety in our Eagle TALONS Sessions to ensure that students are aware of the resources on campus that support their safety, health, and wellness.

Campus Safety Walk

The Campus Safety Walk is an initiative in collaboration with Student Affairs, Student Government Association (SGA), and the North Carolina Central University Police Department. This nighttime activity is a great way to see NCCU in a different light, so to say, and identify potential safety hazards throughout the entire footprint of the campus. During the event, students, faculty, and staff members are invited to walk the campus with the Assistant Vice Chancellor/ Dean of Students and the Chief of Police to identify and examine possible safety issues, such as lighting, signage, or areas that pose a safety concern on campus. Additionally, it is a great time for participants to provide input on safety initiatives and heighten the awareness of crime prevention at NCCU.

Streamlining Care and Concern

The Office of the Dean of Students provides training to faculty and staff to better equip the employees with handling and reporting student concerns (sexual misconduct, behavioral Intervention, personal hardships, etc.) The goal is to ensure students receive assistance in a timely, efficient, and caring manner.

Run, Hide, Fight

The NCCU Police Department offers Run, Hide, Fight active shooter training to university students, faculty, and staff. The purpose of the training is to equip NCCU community members with the necessary knowledge to respond if faced with an active shooter incident on campus.

Community Engagement with Partnering Agency

National Night Out (NNO) is how the NCCU Police Department partners with the university community and surrounding neighborhoods to support participation in local crime prevention programs to help strengthen police-community partnerships.

North Carolina Central University Police Department usually develops and puts on a National Night Out Event at McDougald Terrace Housing Community. In addition, our department extended invitations to partner with Durham City Police Department, Durham County Sheriff Department, and the university community to include but not limited to our student organizations, athletics, marching band, and others.

Unfortunately, due to the restrictions of Covid-19, our department was not able to plan an event for the university community and surrounding neighborhoods.

DRUG, ALCOHOL, AND SUBSTANCE ABUSE (PLEASE ALSO REFER TO APPENDIX A FOR THE UNIVERSITY'S DAAPP REPORT)

Policies Regarding Alcoholic Beverages

Federal law requires NCCU to notify annually all faculty, staff, and students that the University prohibits the unlawful possession, use, manufacture, or distribution of alcohol or controlled substances by students, faculty, staff, and guests in buildings, facilities, grounds, or property controlled by the university or used as part of university activities. For students under the age of 21, this includes prohibiting the possession and consumption of any beverage containing alcohol in a residence hall room. Smoking of any material is prohibited in all buildings on North Carolina Central University's campus. All members of the university community (students, faculty, staff, and administrators) are responsible for complying with Chapter 18 of the North Carolina General Statutes, which makes the purchase and consumption of alcohol underage illegal. The NCCU Police Department enforces state alcohol laws on the campus.

NCCU's policy is formulated in accordance with state and local laws regulating the sale, possession, and consumption of alcoholic beverages. "North Carolina Central University prohibits the sale, service, possession, or consumption of alcoholic beverages on the campus, or other University-owned property, subject to the exceptions provided in Section 6 of this policy. No student under the age of twenty-one (21) may purchase, possess, or consume any alcoholic beverages anywhere on the campus of North Carolina

Central University.” The full text of the policy may be found in Section 3 of the NCCU Policy on Alcoholic Beverages.

NCCU Alcohol Policy

To possess or consume alcohol while on NCCU's campus is prohibited, excluding the exceptions listed in Section 6 of the policy. Penalties for employees could result in disciplinary action up to and including termination. Penalties for students may include fines and in some cases expulsion from the university. Please review the NCCU Policy on Alcoholic Beverages located [here](#).

Areas Open to the Public

NCCU prohibits the possession and use of alcoholic beverages in areas open to the public including outside buildings on campus. However, the use of alcoholic beverages, subject to the laws of North Carolina may be permitted at NCCU sponsored activities as outlined in the policy.

Private or Closed Areas

The possession and use of alcoholic beverages are prohibited in conference rooms, offices, office reception rooms, closed buildings, and areas of buildings not open to the public or from which the public has been excluded, except the use of alcoholic beverages, subject to the laws of North Carolina, may be permitted in specific private or closed areas designated by, and with the prior approval of, the chancellor.

Education and Research Areas

NCCU specifically prohibits the use, possession, and dispensing of alcoholic beverages in classrooms, lecture halls, laboratories, libraries, research areas, or within buildings, areas where lectures or concerts are held. Permission will not be granted to use or possess alcoholic beverages in a facility that is being used for one of the above functions unless with the express prior approval of the chancellor.

Student Alcohol Policy

It is a violation of state law and university policy for a student under 21 years of age to attempt to purchase, consume, possess, or transport alcoholic beverages. It is unlawful to sell, furnish, and give alcoholic beverages or to permit alcoholic beverages to be sold, furnished, or given to any minor. Consistent with North Carolina law, the possession and consumption of alcoholic beverages by those 21 years of age or older is permitted in one's residence hall room, suite or apartment or in another room, suite, or apartment with the consent of the resident, provided the resident is also 21 years of age or older. The consumption of alcoholic beverages is prohibited in the common spaces of University Housing facilities, including, but not limited to, hallways, stairwells, elevators, and courtyards. Common source containers are prohibited. Residents will be held responsible for activities that occur in their room and will be referred to the Office of Student Conduct and Community Standards and/or University Police if guests are violating state law and the on-campus alcohol policies listed above. Failure to comply with the direction or to present identification to university officials acting in the performance of their duties is a violation of the Student Code of Conduct and will result in a referral to the Office of Student Conduct and Community Standards. This policy works

in conjunction with the Student Code of Conduct, the Residential Life Community Living Standards, and North Carolina State Law.

North Carolina Alcohol-Related Offenses

Underage Drinking

It is illegal for anyone under 21 years of age to attempt to possess, purchase, or attempt the purchase of liquor. It is also illegal to lie about age to obtain alcohol and to carry a false identification card. The penalties include fines or possible imprisonment and court costs. By law, the local police department and University Police are required to notify parents or guardians of all underage- drinking violations.

The North Carolina General Statute is as follows:

§ 18B-302. Sale to or purchase by underage persons.

(a) Sale. - It shall be unlawful for any person to:

- (1) Sell malt beverages or unfortified wine to anyone less than 21 years old; or
- (2) Sell fortified wine, spirituous liquor, or mixed beverages to anyone less than 21 years old.

(3) (a1) Give. - It shall be unlawful for any person to:

- (1) Give malt beverages or unfortified wine to anyone less than 21 years old; or
- (2) Give fortified wine, spirituous liquor, or mixed beverages to anyone less than 21 years old.

(b) Purchase, Possession, or Consumption. - It shall be unlawful for:

- (1) A person less than 21 years old to purchase, to attempt to purchase, or to possess malt beverages or unfortified wine; or
- (2) A person less than 21 years old to purchase, to attempt to purchase, or to possess fortified wine, spirituous liquor, or mixed beverages; or
- (3) A person less than 21 years old to consume any alcoholic beverage.

(c) Aider and Abettor.

- (1) By Underage Person. - Any person who is under the lawful age to purchase and who aids or abets another in violation of subsection (a), (a1) or (b) of this section shall be guilty of a Class 2 misdemeanor.
- (2) By Person over Lawful Age. - Any person who is over the lawful age to purchase and who aids or abets another in violation of subsection (a), (a1) or (b) of this section shall be guilty of a Class 1 misdemeanor.

Carrying False Identification

It is illegal for anyone under 21 to possess an identification card falsely identifying that person by name, age, date of birth, or photograph as being 21 or older to attempt to obtain liquor, malt, or brewed beverage by using the identification card of another or by using an identification card that has not been lawfully issued to or in the name of the person who possesses the card.

The North Carolina General Statute is as follows:

§ 18B-302

- (e) **Fraudulent Use of Identification.** - It shall be unlawful for any person to enter or attempt to enter a place where alcoholic beverages are sold or consumed, or to obtain or attempt to obtain alcoholic beverages, or to obtain or attempt to obtain permission to purchase alcoholic beverages, in violation of subsection (b) of this section, by using or attempting to use any of the following:
- (1) A fraudulent or altered driver's license.
 - (2) A fraudulent or altered identification document other than a driver's license.
 - (3) A driver's license issued to another person.
 - (4) An identification document other than a driver's license issued to another person.
 - (5) Any other form or means of identification that indicates or symbolizes that the person is not prohibited from purchasing or possessing alcoholic beverages under this section.
- (f) **Allowing Use of Identification.** - It shall be unlawful for any person to permit the use of the person's driver's license or any other form of identification of any kind issued or given to the person by any other person who violates or attempts to violate subsection (b) of this section.

Public Intoxication

Public Intoxication- It is illegal to appear in any public place manifestly under the influence of alcohol to the degree that you may endanger yourself or other persons or property, or annoy others in your vicinity. Public drunkenness is a crime when a person appears in any public place manifestly under the influence of alcohol or a controlled substance to the degree that he may endanger himself or other persons or property, or annoy persons in his vicinity. Public drunkenness also leads to other behaviors and important health concerns. In some cases, public drunkenness contributes to many criminal mischiefs and disorderly conduct on campus.

Persons must be responsible for their actions and know their limits and tolerance levels before consuming alcohol.

§ 14-444 – Public Intoxication and Disruptiveness in Public

- (a) It shall be unlawful for any person in a public place to be intoxicated and disruptive in any of the following ways:
- (1) Blocking or otherwise interfering with traffic on a highway or public vehicular area, or
 - (2) Blocking or lying across or otherwise preventing or interfering with access to or passage across a sidewalk or entrance to a building, or
 - (3) Grabbing, shoving, pushing, or fighting others or challenging others to fight, or
 - (4) Cursing or shouting at or otherwise rudely insulting others, or
 - (5) Begging for money or other property.

(b) Any person who violates this section shall be guilty of a Class 3 misdemeanor.

Notwithstanding the provisions of G.S. 7A-273(1), a magistrate is not empowered to accept a guilty plea and enter judgment for this offense.

Driving While Intoxicated

In North Carolina, the illegal level for DUI is .08% Blood Alcohol Content (BAC). Also, drivers with any amount of a Schedule I, II, or III controlled substance not medically prescribed (or their metabolites) may not drive, operate or be in actual physical control of a vehicle. Any person who drives a motor vehicle automatically gives consent to one or more chemical tests (e.g. breath, blood, or urine). If a person refuses to submit to a chemical test: (1) the test will not be done;

(2) The person's license will be suspended for one year, and

(3) the person will most likely be charged with DUI.

The North Carolina General Statute is as follows:

§ 20-138.1. Impaired driving.

(a) Offense. - A person commits the offense of impaired driving if he drives any vehicle upon any highway, any street, or any public vehicular area within this State:

(1) While under the influence of an impairing substance; or

(2) After having consumed sufficient alcohol that he has, at any relevant time after the driving, an alcohol concentration of 0.08 or more. The results of a chemical analysis shall be deemed sufficient evidence to prove a person's alcohol concentration; or

(3) With any amount of a Schedule I controlled substance, as listed in G.S. 90-89, or its metabolites in his blood or urine.

(a1) A person who has submitted to a chemical analysis of a blood sample, pursuant to G.S. 20-139.1(d), may use the result in rebuttal as evidence that the person did not have, at a relevant time after driving, an alcohol concentration of 0.08 or more.

Policies Regarding Illegal Drugs

The university policy on illegal drugs defines drug-related problems and contains explicit penalties for offenses related to possession and trafficking of illegal drugs. All members of the university community are responsible for complying with the provisions of North Carolina General Statutes Chapter 90, which makes it a crime to "possess, sell, deliver or manufacture those drugs designated collectively as controlled substances."

The full text of the policy is contained in the Faculty Handbook and the Student Code of Conduct Appendix



II. The policy includes a reference to required dissemination, counseling and rehabilitation, penalties, and the appeals processes. There is **ZERO TOLERANCE** for illegal drugs on campus. NCCU Police Department enforces state drug laws and complies with the federal Drug-Free School and Communities Act.

Illegal Substances

It is a violation of state law and university policy to illegally possess, use, distribute, manufacture, sell, or be under the influence of illegal drugs. Students who violate this policy will be referred to the Office of Student Conduct and Community Standards and/or University Police. The Policy on Illegal Drugs can be found in Appendix II of the NCCU Student Code of Conduct;

<https://www.nccu.edu/policies/retrieve/19>

It is against residence hall policy for a student to be in a residential area (room, common area, building entryway, or the quad area immediately adjacent to the residence halls) and in the presence of an illegal substance. Students who are in the presence of an illegal substance in these areas will be referred to the Office of Student Rights and Responsibilities and/or University Police.

Policies Specific to Faculty and Staff

As a condition of university employment, every employee shall abide by the terms of the policy on illegal drugs. Any employee who violates this policy is subject to university sanctions, including dismissal, as well as criminal sanctions provided by federal, state, or local law. An employee may be required to participate in drug abuse or drug rehabilitation programs.

Drug Risk and Consequences

- Alcohol and other drug use during pregnancy increase the risk of physical harm to the fetus.
- Additional risks of harm may occur from toxic impurities present in street drugs.
- Additional risks of harm may occur from the use of prescription drugs in ways other than prescribed.
- Drugs taken by injection can increase the risk of infection (e.g. HIV, hepatitis, etc.) through needle contamination.
- For more information visit: www.drugabuse.gov and <https://www.samhsa.gov> Drug and Alcohol Abuse Education Programs

Resources for Students

The North Carolina Central University Counseling Center received a Collegiate Recovery Community (CRC) grant to contribute to recovering students' academic success by creating a supportive environment for students in various stages of recovery and the offering of programs, experiential activities, and other

services that increase awareness of substance use issues on campus. Students are offered additional support by the following off-campus partners;

- **Carolina Outreach** - 2670 Chapel Hill BLVD. Durham N.C., 27707; (919) 251-9001
- **Freedom House** - 400-D Crutchfield St., Durham N.C., 27704; (919) 251-8006
- **Mind Path Care Centers** 3604 Shannon Rd. STE 200 Durham N.C., 27707; (919) 403-2122
- **Carolina Behavioral Care** - Durham Office, 4102 Ben Franklin BLVD. Durham N.C. 27704; (919) 972-7700

Resources for Faculty and Staff

Employee Assistance Program (EAP) services are offered at no cost through the university. Confidential counseling is available through ComPsych at 866-301-9634. A variety of resources are provided regarding substance abuse, grief, and loss, job pressure, problems with children, depression, and relationship/marital conflicts. For additional information, contact the Office of Human Resources.

DRUG AND ALCOHOL ABUSE PREVENTION AND EDUCATIONAL PROGRAMS (PLEASE ALSO REFER TO APPENDIX A FOR THE UNIVERSITY'S DAAPP REPORT)

The Counseling Center

The Counseling Center provides resources that educate students, faculty, staff on healthy and responsible choices regarding alcohol and other drug consumption. The Counseling Center also creates and supports programs that endorse alternatives to alcohol and other drug use, and promotes behavioral change through culturally relevant interventions that lead to positive student development. Activities of the Counseling Center include (1) prevention and educational workshops and presentations, (2) training of students, staff, faculty, and community members, (3) online assessment tools, (4) alcohol screenings, and (5) interventions and educational materials for students who are self-referred or referred due to violating NCCU's alcohol and other drug policy.

Additional Drug/Alcohol Workshops and Programs

Workshop/Program Activity	Purpose	Frequency
E-Check Up to Go Alcohol and Marijuana Modules	Provide personalized, evidence-based, online prevention interventions. Required for all incoming first-year students.	Annual- available throughout the academic year
Alcohol and Other Drug Tabling Events	Provides pick up "on the go" information about alcohol and other drug use and abuse.	Annual-available throughout the academic year

Peer Educator Training	Train peer educators to provide alcohol and other drug outreach programming on campus.	Annual-available throughout the academic year
HOPE Center (Collegiate Recovery Community Program)	A safe space provided for students in active recovery from alcohol or drug addiction, supporting their continued sobriety and community building with other students in recovery.	Annual- available throughout the academic year
Stress-Free Fest	Provides activities that allow students to try out the drunk goggles and get a graphic demonstration of the effects of alcohol abuse.	Annual
Thirsty Thursday/ Stomp Out Stigma	A collaborative event focused on mental health promotion and substance use prevention. Invited speakers discuss their road to addiction and recovery and the impact substance use had on their lives. The event provides an evening of music, entertainment, and an alcohol-free drink contest among Greek organizations.	Annual
Keeping it Real: Alcohol Poisoning	Educate incoming students on alcohol /alcohol abuse, and associated campus resources.	Annual
Mental Health First Aid Training	The evidence-based course teaches participants how to recognize and assist individuals who might be experiencing mental health or substance use difficulty.	Annual- several classes taught throughout the academic year

WEAPONS

North Carolina Central University has implemented weapon policies that follow North Carolina weapon statutes. This policy applies to all faculty, staff and students. NCCU considers the possession of weapons on campus to be a violation of accepted standards of behavior and a threat to the safety of the University community. Violators of this regulation will be referred for criminal prosecution. In addition, any faculty, staff, or student who violates this regulation may also be subject to disciplinary action. Further, there are some circumstances where possessing or carrying any weapon on campus is not prohibited as followed by the NC General Statute § 14-269.2. Per the North Carolina Central University weapon policy, a person who has a legally valid concealed handgun permit or who is exempt from obtaining such a permit under State law, who has a handgun in a closed compartment or container within the person's locked vehicle or in a locked container securely affixed to a person's vehicle. A person may unlock the vehicle to enter or exit the vehicle, provided the handgun always remains in the closed compartment and the vehicle is locked immediately following the entrance or exit.

The North Carolina General Statute is as follows:

§ 14-269.2 Weapons on campus or other educational property.

(b) It shall be a Class I felony for any person knowingly to possess or carry, whether openly or concealed, any gun, rifle, pistol, or other firearms of any kind on educational property or to a curricular or extracurricular activity sponsored by a school. Unless the conduct is covered under some other provision of law providing greater punishment, any person who willfully discharges a firearm of any kind on educational property is guilty of a Class F felony. However, this subsection does not apply to a BB gun, stun gun, air rifle, or air pistol.

(b1) It shall be a Class G felony for any person to possess or carry, whether openly or concealed, any dynamite cartridge, bomb, grenade, mine, or powerful explosive as defined in G.S. 14-284.1, on educational property or to a curricular or extracurricular activity sponsored by a school. This subsection shall not apply to fireworks.

(c) It shall be a Class I felony for any person to cause, encourage, or aid a minor who is less than 18 years old to possess or carry, whether openly or concealed, any gun, rifle, pistol, or other firearms of any kind on educational property. However, this subsection does not apply to a BB gun, stun gun, air rifle, or air pistol.

(c1) It shall be a Class G felony for any person to cause, encourage, or aid a minor who is less than 18 years old to possess or carry, whether openly or concealed, any dynamite cartridge, bomb, grenade, mine, or powerful explosive as defined in G.S. 14-284.1 on educational property. This subsection shall not apply to fireworks.

(d) It shall be a Class 1 misdemeanor for any person to possess or carry, whether openly or concealed, any BB gun, stun gun, air rifle, air pistol, bowie knife, dirk, dagger, slungshot, leaded cane, switchblade knife, blackjack, metallic knuckles, razors and razor blades (except solely for personal shaving), firework, or any sharp-pointed or edged instrument except instructional supplies, unaltered nail files and clips and tools used solely for the preparation of food, instruction, and maintenance, on educational property.

(e) It shall be a Class 1 misdemeanor for any person to cause, encourage, or aid a minor who is less than 18 years old to possess or carry, whether openly or concealed, any BB gun, stun gun, air rifle, air pistol, bowie knife, dirk, dagger, slungshot, leaded cane, switchblade knife, blackjack, metallic knuckles, razors and razor blades (except solely for personal shaving), firework, or any sharp-pointed or edged instrument except instructional supplies, unaltered nail files and clips and tools used solely for the preparation of food, instruction, and maintenance, on educational property.

(g) This section shall not apply to any of the following:

- (1) A weapon used solely for educational or school-sanctioned ceremonial purposes or used in a school-approved program conducted under the supervision of an adult whose supervision has been approved by the school authority.

- (1a) A person exempted by the provisions of G.S. 14-269(b).
- (2) Firefighters, emergency service personnel, North Carolina Forest Service personnel, detention officers employed by and authorized by the sheriff to carry firearms, and any private police employed by a school, when acting in the discharge of their official duties.
- (3) Home schools as defined in G.S. 115C-563(a).
- (4) Weapons used for hunting purposes on the Howell Woods Nature Center property in Johnston County owned by Johnston Community College when used with the written permission of Johnston Community College or for hunting purposes on other educational property when used with the written permission of the governing body of the school that controls the educational property.
- (5) A person registered under Chapter 74C of the General Statutes as an armed armored car service guard or an armed courier service guard when acting in the discharge of the guard's duties and with the permission of the college or university.
- (6) A person registered under Chapter 74C of the General Statutes as an armed security guard while on the premises of a hospital or health care facility located on educational property when acting in the discharge of the guard's duties with the permission of the college or university.
- (7) A volunteer school safety resource officer providing security at a school pursuant to an agreement as provided in G.S. 115C-47(61) and either G.S. 162-26 or G.S. 160A-288.4, provided that the volunteer school safety resource officer is acting in the discharge of the person's official duties and is on the educational property of the school that the officer was assigned to by the head of the appropriate local law enforcement agency.

SEXUAL ASSAULT, DOMESTIC VIOLENCE, DATING VIOLENCE, AND STALKING

North Carolina Central University will not tolerate domestic violence, dating violence, sexual assault, stalking, or other forms of sexual misconduct. Offenders may be subject to appropriate campus adjudication processes, disciplinary action, and/or criminal proceedings. The university utilizes procedures that provide prompt, fair, and impartial investigations and resolution in cases involving domestic violence, dating violence, sexual assault, and stalking. These procedures are carried out by officials who receive specific annual training. Sexual violence is a form of sexual harassment and services are available to students, faculty, and staff who experience sexual violence, domestic violence, dating violence, and instances of stalking. In these situations, North Carolina Central University is committed to providing crisis intervention measures for students, faculty, and staff. The officials will employ the appropriate administrative response for the complainant and respondent. They will refer individuals to criminal authorities as well as educating

and promoting discussions on interpersonal abuse and violence issues. The university's process does not preclude adjudication under state law.

North Carolina Central University's Sexual Misconduct Policy and Information:

<https://www.nccu.edu/policies/retrieve/3>

<https://www.nccu.edu/administration/title-ix/title-ix-and-sexual-misconduct>

<http://www.nccu.edu/administration/dhr/titleix/index.cfm>

North Carolina Central University's Equal Employment Opportunity Policy states, in part, as follows: North Carolina Central University supports the protections available to members of its community under all applicable federal laws, including Title VI and VII of the Civil Rights Act of 1964, as amended; Title IX of the Education Amendments of 1972; Sections 799A and 845 of the Public Health Service Act; the Equal Pay Act of 1963, as amended; the Age Discrimination in Employment Act of 1967, as amended; the Rehabilitation Act of 1973, as amended; the Pregnancy Discrimination Act of 1978; the Civil Rights Restoration Act of 1988, the Vietnam Era Veteran's Readjustment Assistance Act of 1974, as amended; the Americans with Disabilities Act of 1990, as amended; the Civil Rights Act of 1991; the Americans with Disabilities Act Amendments Act of 2008; Title II of the Genetic Information Nondiscrimination Act of 2008; Executive Order 11246, as amended; the North Carolina General Statutes Section 126-16, as amended, and other applicable federal and state laws. The University's policy is also consistent with the Code of the University of North Carolina, Section 103.

Definitions

Awareness programs: Awareness programs mean community-wide or audience-specific programming, initiatives, and strategies that increase audience knowledge and share information and resources to prevent violence, promote safety, and reduce perpetration.

Bystander intervention: Bystander intervention means safe and positive options that may be carried out by an individual or individuals to prevent harm or intervene when there is a risk of dating violence, domestic violence, sexual assault, or stalking. Bystander intervention includes recognizing situations of potential harm, understanding institutional structures and cultural conditions that facilitate violence, overcoming barriers to intervening, identifying safe and effective intervention options, and taking action to intervene.

Ongoing prevention awareness campaigns: Ongoing prevention and awareness campaigns mean programming, initiatives, and strategies that are sustained over time and focus on increasing understanding of topics relevant to and skills for addressing dating violence, domestic violence, sexual assault, and stalking.

Primary prevention program: Primary prevention programs mean programming, initiatives, and strategies informed by research or assessed for value, effectiveness, or outcome that is intended to stop dating

violence, domestic violence, sexual assault, and stalking before they occur through the promotion of positive and healthy behaviors that foster healthy, mutually respectful relationships and sexuality, encourage safe bystander intervention, and seek to change behavior and social norms in healthy and safe directions.

Proceeding: Proceeding means all activities related to a non-criminal resolution of an institutional disciplinary complaint, including, but not limited to, fact-finding, investigations, formal or informal meetings, and hearings. It does not include communications and meetings between officials and victims concerning accommodations or protective measures to be provided to a victim.

Result: Result means any initial, interim, and final decision by any official or entity authorized to resolve disciplinary matters within the institution. The result must include any sanctions imposed by the institution.

Risk reduction: Risk reduction means options designed to decrease perpetration and bystander inaction, and to increase empowerment for victims to promote safety and to help individuals and communities address conditions that facilitate violence.

Sexual Assault: Sexual assault means an offense that meets the definition of rape, fondling, incest, or statutory rape as used in the FBI's Uniform Crime Reporting system. A sex offense is any act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent. Rape is defined as the penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim. Fondling is defined as the touching of the private parts of another person for sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity. Incest is defined as non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

Statutory Rape: Statutory Rape is non-forcible sexual intercourse with a person who is under the statutory age of consent.

Reporting

How and to Whom to Report

Report the incident to the NCCU Police at 919 530-6106. You are encouraged to report the crime to the police whether or not an investigation continues. University police can address any security concerns and inform the community if there is a significant threat. If the incident took place off-campus, the NCCU Police will assist you in notifying proper local law enforcement authorities.

Students may also report to the following:

- Dean of Students, (919) 530-7466

- Residential Life (if a residential student), (919) 530-7298 or any AC, CD, or RA
- The Office of Student Conduct and Community Standards (919) 530-6311
- Title IX Coordinator, (919) 530-7944
- Crisis Intervention Specialist (in the Women's Center) 919-530-6994
- Any Campus Security Authority (see Reporting Crimes to Other Campus Securities above)

Employees may also report to, the Title IX Coordinator, (919) 530-7944, or a Deputy Title IX Coordinator (see the list of on-campus resources below).

Options for the Involvement of Law Enforcement

Victims may notify proper law enforcement authorities, including the NCCU Police if the incident occurred on campus or the local law enforcement agency in whose jurisdiction the incident occurred. The NCCU Police will assist victims with notifying the proper local law enforcement agency. Other Campus Security Authorities will also assist in notifying the NCCU Police if the victim so desires. Victims also have the option to decline law enforcement involvement.

Orders of Protection

NCCU Police will advise victims of the availability of domestic violence and civil no-contact orders and will assist with their acquisition, service, and enforcement.

Protecting the Confidentiality of Victims and Other Necessary Parties

- *Reports to Police:* Police reports are public records under state law. The report itself will not be confidential but the NCCU Police can protect the confidentiality of the victim's identity. Criminal investigation records, including names of victims and witnesses, are released only upon court order.
- *Reports to Other Campus Security Authorities:* Reports to other Campus Security Authorities are kept as confidential as possible. The information must be shared with the Title IX Coordinator, and for Clery statistics, it will be shared with the Clery Coordinator. Information from the report may be used in a Timely Warning if the incident poses a continuing threat to the campus. There will be no other police involvement unless desired by the victim.
- *Accommodations and Protective Measures:* NCCU will maintain confidentiality regarding accommodations or protective measures provided to the victim.

Response Procedures

Procedures Victims Should Follow

The importance of preserving evidence is imperative. If you are not sure whether or not you want to involve the police, you should consider preserving evidence so you can make that choice later. Evidence also may be critical to the ability to obtain a protective order. You should:

- Avoid showering or bathing.
- Avoid douching.
- Avoid eating, drinking, or brushing your teeth.
- Don't change out of clothes worn during the assault. If you have changed clothes, preserve the clothes worn during the assault and also the clothes you changed into.
- Preserve bedding.

Avoid touching any other surfaces or furniture that were involved in the assault.

Written Notification of Victims' Rights, Options, and Resources

Victims' Rights Form

Whenever a student or employee reports to the institution that he or she has been a victim of dating violence, domestic violence, sexual assault, or stalking, whether the offense occurred on or off-campus, NCCU provides the victim a written explanation of his or her rights and options. This document is called the Consolidated Victim's Rights Form.

This written explanation includes:

- The importance of preserving evidence
- How and to whom the offense should be reported
- Options about the involvement of law enforcement
- The right of victims and the institution's responsibilities for orders of protection, restraining orders, or similar lawful orders issued by a criminal or civil court
- Information on how the institution will protect the victim's confidentiality, including protective measures and any accommodations provided
- Existing counseling, health, mental health, victim advocacy, legal assistance, student financial aid, and other services available for victims, both within the institution and in the community. Immigration and visas are handled through our partnership with Legal Aid of Durham.
- Options for available assistance in, and how to request changes in academic, living, transportation, and working situations or protective measures, including a statement that NCCU will make such accommodations or provide such protective measures if the victim requests them and if they are

reasonably available, regardless of whether or not the victim chooses to report the crime to campus or local law enforcement.

- Where to obtain information on disciplinary procedures for students and employees

The Form also includes a listing of additional rights provided to victims under North Carolina law if the victim chooses to report the crime to law enforcement. These rights include:

- Availability of medical services
- Availability of victim's compensation and contact information
- District Attorney's address and phone number
- Notice that the victim will be notified of the arrest of the accused within 72 hours of the arrest
- Name and address of the investigator to contact if the victim has not been notified of an arrest within six months
- Information about the accused's custody status and how to obtain information about pre-trial release or custody status changes

Resources

The Duke Health Care System will administer a SANE (Sexual Assault Nurse Examiner) kit at no cost upon the victim's request. Victim's Compensation will assist if he/she is eligible for services.

University Police is a member of the Sexual Assault Response Team (SART). An investigator trained in sexual assault responds to all incidents of sexual assault, domestic violence, dating violence, and stalking. SART is a subcommittee of the Domestic and Sexual Violence Task Force of the Durham Crisis Response Center.

Students may seek assistance at any time from the NCCU Counseling Center at no additional charge. Referrals may be made upon request for relatives, partners, and friends of either the complainant or respondent to various support agencies. Students may seek assistance from NCCU's Student Health Services. Post-assault medical care includes testing and treating sexually transmitted diseases (STDs). Costs for testing may be paid directly by the student or billed through insurance.

The University Women's Center is a resource for support for both women and men. The staff provides informal advising and consulting. Services include advocacy for women's issues, information and helpful referrals to important campus and community resources, and support and assistance dealing with problems such as sexual and relationship violence. The contact number is 919 530-6811.



On-Campus Resources

Counseling	Counseling Center	919-530-7646
Medical Care	Student Health Services	919-530-6317
Victim's Advocacy	Women's Center	919-530-6811
LGBTQ Center	Alphonso Elder Student Union	919-530-5545
Student Financial Aid	Scholarship and Student Aid	919-530-6180
Assistance with Changing Academic, Living, Transportation, or Work Situations	Student Affairs	919-530-7466
Reporting Incidents, Assistance with Obtaining Protective Orders	University Police	919-530-6106

On-Campus Title IX

Title IX Coordinator	Legal Affairs	(919) 530-7944
Deputy Coordinator	Student Engagement and Leadership	(919) 530-6316
Deputy Coordinator	Academic Affairs	(919) 530-7149

Off-Campus Resources

Crisis Intervention	Hope line (24 Hour Crisis Line)	919-231-4525
Medical Care	Duke Hospital	919-684-8111
Medical Care	Duke Regional Hospital	919-470-4000

Reporting Off-Campus Incidents	Durham City Police	919-560-4600
	Durham County Sheriff Office	919-530-0897
Victim's Advocacy	NC Coalition Against Sexual Assault	919-871-1015
Counseling, Advocacy, Other Referrals	Durham Crisis Response Center	919-403-6562
Mental Health	RI International (Durham Recovery Response Center)	919-530-7305
Mental Health	Alliance Health	919-651-8401
Legal Assistance including Immigration and Visa	Legal Aid of NC, Durham	919-688-6396
Counseling	ComPsych Guidance Resource (employees only)	866-301-9634

Prevention

Programs to Prevent Dating Violence, Domestic Violence, Sexual Assault, and Stalking

The University engages in comprehensive, intentional, and integrated programming, initiatives, strategies, and campaigns intended to end dating violence, domestic violence, sexual assault, and stalking. These programs are culturally relevant, inclusive of diverse communities and identities, to enhance prevention awareness to incoming students and new employees. Our commitment at NCCU is to educate not only incoming first-year students but all incoming students, including transfer and graduate students. As a recipient of the OVW Campus Grant, the institution has been required to train all incoming students. The following is a list of programs provided:

Program	Purpose	Frequency
HBCU HAVEN (Helpers and Advocates for Violence Ending Now)	An initiative that seeks to provide streamlined, efficient, and comprehensive culturally- competent services to members of the NCCU campus community who are victims of domestic violence, sexual assault, dating violence, and stalking. HBCU HAVEN is home to peer educator groups EMERGE and Men Creating Change (as mentioned below) and co-sponsor of the annual Keeping It Real peer theatre production along with Student Health. Under the auspices of HBCU Haven, the Women’s Center provide a robust schedule of educational training and awareness programming throughout the academic year (14 prevention & awareness events; 6 seminars hosted this year) including: <ul style="list-style-type: none"> • Purple Week for domestic violence awareness • Consent Week for sexual assault awareness • Bystander intervention training 	Biannual
EMERGE (Engaging Mentors to Empower Respect and Gender Equality)	Is a group of trained peer educators (EMERGE Leaders) that serve as a resource for fellow students, as well as faculty and staff EMERGE Leaders facilitate outreach to the campus community, educate, and raise awareness on sexual assault and domestic violence issues.	Monthly
MCC (Men Creating Change)	This NCCU men’s initiative began as a way for the Women’s Center to develop male allies to support the work they do related to sexual violence. Men Creating Change is a group of male students, faculty, and staff that act as allies in the movement of interpersonal (sexual and physical) violence.	Monthly

Program	Purpose	Frequency
Keeping It Real Peer Theatre (KIR)- Keeping It Real	An interactive play was performed by members of the peer education groups on campus. In Keeping It Real students perform skits that educate new students on sexual assault, domestic/dating violence, stalking, sexual health, stress management, and the use of alcohol and other drugs.	Annual
#IGOTU	Launched a Bystander Intervention Campaign focused on transferable skills, and lessons that are unique to HBCU culture. Campaign launch in late summer focuses on the 5 ways to intervene as an active bystander to interrupt/prevent intimate partner violence. It also offers a certificate program to increase students as advocates. https://youtu.be/8SP0rXiO5uc	An on-going Bystander Intervention Campaign on YouTube
We Win! Women in Prevention	Discussions about careers in advocacy and the role of advocate, social justice worker.	
Purple Takeover	#TeamIGOTYOU and Women's Center volunteers hosted mini-fair distributing facts about domestic violence, raising awareness of the signs, and distributed "How to Intervene" cell phone cases and power banks were available.	
When Violence is Silent	A session designed to incorporate art to highlight warning signs of dating violence. A founder of "Stand-Up Speak-Out NC" discussed signs of emotional abuse and the impact of emotional trauma as well as ways to seek support and help.	
When the Beat Drops	An awareness program featuring local and national artists.	

Program	Purpose	Frequency
"It's Your Business" Bystander Intervention Training for Students and the Staff of Student Health and Wellness	In collaboration with Student Affairs, a three-part workshop on the OVW curriculum was provided.	
Social Media Awareness Campaign	Daily safety tips followed by facts relating to some aspects of sexual assault and Intimate partner violence.	Weekly throughout April
Intimate Partner Violence Seminar	Goal: To equip student leaders with the appropriate dialogue to share with peers and dispel myths as It relates to Intimate partner violence.	

The Women's Center provides training on information and laws related to sexual assault, domestic violence, and stalking to university police and security personnel, judicial board members, and residential life staff twice each academic year. Staff and faculty members whose role is working with interpersonal violence incidents on campus are provided extended professional development opportunities, via webinars, local, regional, and national conferences. They are encouraged to work collaboratively with community partners and colleagues at other institutions to inform best practices related to these topics. The NCCU Police Department presents educational seminars on sexual assault issues and prevention, including rape/sexual assault prevention, date/acquaintance rape prevention, and simple self-defense techniques. The department works collaboratively with the Women's Center and the Durham Crisis Response Center.



The NCCU Police Department launched its first year of Rape Aggression Defense (R.A.D.) training to the campus community in 2022. The course is taught by certified instructors and includes lectures, discussions, and self-defense techniques suitable for those who identify as women of all ages and abilities. The training will be provided to the campus community several times per year.

Institutional Definition of Consent

Consent: North Carolina has no definition of consent; therefore, we use the Institutional Definition of Consent. Consent is an affirmative decision to engage in mutually acceptable sexual activity given by clear actions or words. It is an informed decision made freely and actively by all parties. Relying solely upon nonverbal communication can lead to miscommunication. It is important not to make assumptions; if confusion or ambiguity on the issue of consent arises anytime during a sexual interaction, it is essential that each participant stops and clarifies, verbally, willingness to continue. Individuals should understand that consent may not be inferred from silence, passivity, or lack of active resistance alone. Furthermore, a current or previous dating or sexual relationship is not sufficient to constitute consent, and consent to one form of sexual activity does not imply consent to other forms of sexual activity. Being intoxicated does not diminish one's responsibility to obtain consent. Conduct will be considered "without consent," if no clear consent, verbal or nonverbal, is given. It should be noted that in some situations an individual's ability to freely consent is taken away by another person or circumstance. Examples include, but are not limited to, when an individual is incapacitated due to alcohol or other drugs, scared, physically forced, passed out, asleep, unconscious, intimidated, coerced, mentally or physically impaired, beaten, threatened, isolated, or confined.

Criminal Offenses in the State of North Carolina

First Degree Forcible Rape (G.S. 14-27.21)

- (a) A person is guilty of rape in the first-degree forcible rape if the person engages in vaginal intercourse with another person by force and against the will of the other person, and does the following;
 - (1) Uses threaten to use or display a dangerous or deadly weapon or an article which the other person reasonably believes to be a dangerous or deadly weapon.
 - (2) Inflicts serious personal injury upon the victim or another person.
 - (3) The person commits the offense aided and abetted by one or more other persons.

Second Degree Forcible Rape (G.S. 14-27.22)

- (a) A person is guilty of second-degree forcible rape if the person engages in vaginal intercourse with another person
 - (1) By force and against the will of the other person; or
 - (2) Who is mentally disabled, mentally incapacitated, or physically helpless, and performing the act knows or should reasonably know the other person is mentally disabled, mentally incapacitated, or physically helpless.

First Degree Forcible Sexual Offense (G.S. 14-27.26)

- (a) a person is guilty of a first-degree forcible sexual offense if the person engages in a sexual act with another person by force and against the will of the other person, and does any of the following:
- (1) Uses threaten to use or display a dangerous or deadly weapon or an article which the other person reasonably believes to be a dangerous or deadly weapon.
 - (2) Inflicts serious personal injury upon the victim or another person
 - (3) The person commits the offense aided and abetted by one or more other persons.

Second Degree Forcible Sexual Offense (G.S. 14-27.27)

- (a) a person is guilty of a second-degree forcible sexual offense if the person engages in a sexual act with another person:
1. By force and against the will of the other person, or;
 2. Who is mentally disabled, mentally incapacitated, or physically helpless, and the person performing the act knows or should reasonably know the other person is mentally disabled, or mentally incapacitated or physically helpless.

First Degree Statutory Rape (G.S. 14-27.24)

- (a) a person is guilty of first-degree statutory rape if the person engages in vaginal intercourse with a victim who is a child under the age of 13 years and the defendant is at least 12 years old and is at least four years older than the victim.

Domestic Violence (G.S. 50B-1)

- (a) Domestic violence means the commission of one or more of the following acts upon an aggrieved party or upon a minor child residing with or in the custody of the aggrieved party by a person with whom the aggrieved party has or has had a personal relationship, but does not include acts of self-defense:

- (1) Attempting to cause bodily injury, or intentionally causing bodily injury; or
- (2) Placing the aggrieved party or a member of the aggrieved party's family or household in fear of imminent serious bodily injury or continued harassment, as defined in G.S. 14-277.3A, that rises to such a level as to inflict substantial emotional distress; or
- (3) Committing any act defined in G.S. 14-27.2 through G.S. 14-27.7.

- (b) For purposes of this section, the term "personal relationship" means a relationship wherein the parties involved:

- (1) Are current or former spouse;
- (2) Are persons of the opposite sex who live together or have lived together,
- (3) Are related as parents and children, including others acting in loco parentis to a minor child, or as grandparents and grandchildren. For purposes of this

subdivision, an aggrieved party may not obtain an order of protection against a child or grandchild under the age of 16;

- (4) Have a child in common;
- (5) Are current or former household members;
- (6) Are persons of the opposite sex who are in a dating relationship or have been in a dating relationship. For purposes of this subdivision, a dating relationship is one wherein the parties are romantically involved over time and on a continuous basis during the course of the relationship. A casual acquaintance or ordinary fraternization between persons in a business or social context is not a dating relationship.

Dating Violence

(FBI/UCR Defined) Dating Violence is defined as violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of such a relationship shall be determined based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship. For the purposes of this definition—

Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.

Dating violence does not include acts covered under the definition of domestic violence.

Stalking

North Carolina General Statute 14-277.3A., defines stalking as followed; Stalking includes engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others or suffer substantial emotional distress. A defendant is guilty of stalking if the defendant willfully on more than one occasion harasses another person without legal purpose or willfully engages in a course of conduct directed at a specific person without legal purpose and the defendant knows or should know that the harassment or the course of conduct would cause a reasonable person to do any of the following:

- (1) Fear for the person's safety or the safety of the person's immediate family or close personal associates.
- (2) Suffer substantial emotional distress by placing that person in fear of death, bodily injury, or continued harassment

SEX OFFENDER REGISTRY AND ACCESS TO RELATED INFORMATION

The North Carolina General Assembly created the North Carolina Sex Offender and Public Protection Registry in January 1996. This law outlines registration requirements for persons living in North Carolina, non-resident students, and non-resident workers. The Registry serves as a resource to help protect and

inform the public. A list of registered sex offenders is made available by the state authorities to the local law enforcement agency (City of Durham Police Department) that has jurisdiction where the institution of higher education is located. The North Carolina Sex Offender Registry is found at <https://www.ncsbi.gov/Services/Sex-Offender-Registry>. The U.S. Department of Justice National Sex Offender website is found at www.nsopw.gov.

TITLE IX POLICY STATEMENT AND NEW PROVISIONS

The new provisions apply to all matters initiated on or after August 14, 2020. For all incidents initiated before August 14, 2020, the previous Title IX policy will apply.

It is the policy of North Carolina Central University to prohibit discrimination and harassment on the basis of age, race, color, gender, national origin, religion, disability, protected veteran status, political affiliation, genetic information, gender identity or gender expression, and sexual orientation in regard to the administration of education programs, admission of students, employment actions, athletics or other sponsored activities. NCCU complies with Title IX of the Educational Amendments Act of 1972, which prohibits discrimination on the basis of sex in all programs and activities (including sexual harassment and sexual violence) in the University's educational programs and activities. Title IX states: No person in the United States shall, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance. Title IX also prohibits retaliation for asserting or otherwise participating in claims of sex discrimination.

It is the policy of the University to provide educational, preventative, and training programs regarding sexual or gender-based harassment and discrimination; to encourage reporting incidents; to prevent incidents of sexual and gender-based harassment and discrimination; from denying or limiting an individual's ability to participate in or benefit from the University's programs; to make available timely services for those who have been affected by discrimination; and to provide prompt and equitable methods of investigation and resolution to stop discrimination, remedy any harm, and prevent its recurrence. Violations of this Policy may result in the imposition of sanctions up to, and including, termination, dismissal, or expulsion, as determined by the appropriate administrators at the University.

The following are the new provisions of the Department of Education's Title IX regulation that became in effect on August 14, 2020.

- The regulation defines sexual harassment to include sexual assault, dating violence, domestic violence, and stalking, as unlawful discrimination based on sex

- Provides a consistent, legally sound framework on which survivors, the accused, and schools can rely
- Requires schools to offer clear, accessible options for any person to report sexual harassment
- Empowers survivors to make decisions about how a school responds to incidents of sexual harassment
- Requires schools to offer survivors supportive measures, such as class or dorm reassignments or no-contact orders
- Protects K-12 students by requiring elementary and secondary schools to respond promptly when any school employee has notice of sexual harassment
- Holds colleges responsible for off-campus sexual harassment at houses owned or under the control of school-sanctioned fraternities and sororities
- Restores fairness on college and university campuses by upholding a student's right to written notice of allegations, the right to an advisor, and the right to submit, cross-examine and challenge evidence at a live hearing
- Shields survivors from having to come face-to-face with the accused during a hearing and from answering questions posed personally by the accused
- Requires schools to select one of two standards of evidence, the preponderance of the evidence standard or the clear and convincing evidence standard, and to apply the selected standard evenly to proceedings for all students and employees, including faculty
- Provides "rape shield" protections and ensures survivors are not required to divulge any medical, psychological, or similar privileged records
- Requires schools to offer an equal right of appeal for both parties to a Title IX proceeding
- Allows schools the flexibility to use technology to conduct Title IX investigations and hearings remotely
- Protects students and faculty by prohibiting schools from using Title IX in a manner that deprives students and faculty of rights guaranteed by the First Amendment.

<https://www.nccu.edu/administration/title-ix/title-ix-and-sexual-misconduct>

For information or if any individual who believes he or she has been discriminated against in violation of Title IX and other applicable laws, or who has witnessed discrimination against another is encouraged to

file a complaint with Ms. Ciarra Joyner, who serves as the University's Title IX Coordinator at 919-530-7944 or email at ciarra.joyner@nccu.edu or TitleIX@nccu.edu

Title IX complaints may be submitted electronically using the Title IX Reporting Form. [Title IX Reporting Form.](#)

The Title IX Coordinator appoints Deputy Title IX Investigators to receive complaints of sexual harassment, sexual assault, sexual violence, or other sexual misconduct, against students and employees. The Deputy Title IX Coordinators will communicate and consult regularly and work collaboratively with the Title IX Coordinator who has ultimate responsibility for compliance with Title IX of the Education Amendments Act of 1972. An employee or student may always file a complaint with the U.S. Department of Education for Civil Rights or the Equal Employment Opportunity Commission.

DISCIPLINARY PROCEDURES - STUDENT DISCIPLINARY AND APPEAL PROCESS

North Carolina Central University is a constituent institution of the University of North Carolina. Pursuant to the Code of the University of North Carolina, as adopted by the Board of Governors of the University of North Carolina, the Chancellor is solely responsible for all matters of student discipline at North Carolina Central University. The Chancellor may delegate this authority in matters of student discipline to administrative officers, faculty, and staff committees. The Chancellor has delegated his authority through the Vice Chancellor for Student Affairs to the Office of Student Conduct and Community Standards to implement policies and procedures in the matters of student discipline at North Carolina Central University.

Standards of behavior at North Carolina Central University are intended to enhance and protect the University's general educational process, including research and public service activities, as well as promote personal academic advancement and maturation. Realization of such goals can only be achieved in a civil atmosphere of mutual respect among individuals, of appreciation and respect of the rights of other individuals, and of recognition of the rights of individuals and groups to express dissent. For any community to be self-governing, the rules under which it operates must be publicized and understood by the community. The Student Code of Conduct is intended to codify and explain the rules for standards of behavior and responsibilities, as well as the rights and remedies accorded to all members of the community. Section 8, Acts of Misconduct, defines dating violence, domestic violence, sexual assault, and stalking as prohibited conduct. The student disciplinary process for such conduct is as follows.

Fundamental Fairness Guarantees

Students are guaranteed the following elements of fundamental fairness throughout the student conduct process:

Rights of the Respondent

- To be provided a fundamentally fair process;

- To be presumed not responsible for a violation of the Code until determined otherwise;
- To be given written notice of any allegation(s) or formal charge(s) of prohibited conduct;
- The right to have a reasonable amount of time to prepare for a hearing;
- To review the information that will be presented in any resolution, provided that the information may be given to the student in a redacted format;
- To present relevant information on their behalf;
- To be represented by an Advisor throughout the entire student conduct process provided written Notice of Representation, a signed FERPA authorization, and Certification forms are received within four (4) business of notification of allegations. Note: The Notice of Representation must include the identity of the Advisor and specification of their status, address, telephone number, and email where they may be reached. The FERPA Authorization and Certification forms will be provided in the notification email.
- To have sanction(s) imposed on the basis of the guidelines set forth in the Code; • to be informed of the final decision and results of a disciplinary proceeding;
- To request reasonable accommodations under Section 504 of the Rehabilitation Act and the Americans with Disabilities Act through the North Carolina Central University Office of Student Disability Services;
- To know the identity of individuals speaking or providing written information for consideration at any hearing;
- To confront, in some manner, the allegations and information presented relevant to the formal charge(s) against them, which in all cases will be brought forward by the University;
- To request a delay of the hearing for academic or extenuating circumstances; • to admit responsibility for any or all of the charges against them;

Rights of the Complainant

- To be provided a fundamentally fair process;
- To file a complaint with the Office of Student Conduct and Community Standards upon discovery of the violation;
- To file criminal charges or pursue civil action in addition to any action taken under the Code;
- To have prior disciplinary history excluded from the information presented during a Board's hearing and deliberation of findings for any charge(s);
- To have sanction(s) imposed on the basis of the guidelines set forth in the Code;
- To request reasonable accommodations under Section 504 of the Rehabilitation Act and the Americans with Disabilities Act through the Office of Student Disability Services;

- In cases involving an alleged crime(s) of violence or act(s) of sexual misconduct or sex/gender-based harassment, to provide an impact statement, provided that such statement shall only be considered during the sanctioning phase of a hearing;
 - In cases involving an alleged crime(s) of violence or act(s) of sexual misconduct or sex/gender-based harassment, to be informed of the final decision and results of a disciplinary proceeding in accordance with FERPA and the Clery Act;
 - In cases involving an alleged act(s) of sexual misconduct or sex/gender-based harassment, to review the information that will be presented in any resolution provided that the information may be given to the student in a redacted format;
 - To present relevant information on their behalf;
 - To obtain support, advice, or assistance from an Advisor, pursuant to relevant sections in Section 9 of the Code;
 - To know the identity of individuals speaking or providing written information for consideration at any hearing;
 - To be provided the same opportunities as the Respondent to address any University official involved with the resolution of the complaint, including being present during the findings stage of the hearing.
- Please note: the complainant has the right not to participate in the hearing if he/she so chooses but the University may still move forward in addressing the alleged violation of the student conduct process.**
- To request that a member of a Board be excluded from the hearing on the basis of a conflict of interest or bias;
 - To not speak or answer any question(s), if such testimony or answers would tend to establish against them a violation of the Code. When a student refuses to speak, therefore avoiding questioning, they relinquish the right to make a written or verbal statement at the end of the findings stage of the hearing; however, a summation of the relevant facts of the matter under adjudication may be made by the student's Advisor, provided that the summation is not a substitute for the statement the student declined to provide;
 - To pose reasonable questions to any witness appearing at a hearing in a manner determined by the Chair;
 - To appeal any decision of a Board, pursuant to Section 11 of the Code;
 - To have supervised access to a recording of the hearing proceedings in which the Complainant had an opportunity to participate; and
 - To have any disciplinary records kept confidential unless an exception is allowed or required by law or regulation.

Initiation of Charges

A. Filing of Complaint/Initial Review

1. Any member of the University community may register a complaint with the Office of Student Conduct and Community Standards against a student for an alleged violation of University policy. The complaint must include factual information supporting the allegation. Allegations concerning violations of the Code must be brought in writing to the attention of the Office of Student Conduct and Community Standards.
2. Upon receipt of a complaint, the Office of Student Conduct and Community Standards will conduct a preliminary investigation of the allegations included in the complaint. In the absence of sufficient substantive evidence, a complaint will be dismissed. The Office of Student Conduct and Community Standards shall provide written documentation to the complainant (person who filed the complaint) that there will be no further substantive review of the allegations made in the complaint.
3. Should the Office of Student Conduct and Community Standards determine that sufficient substantive evidence exists to substantiate the allegations made in the complaint; disciplinary proceedings will be initiated.

B. Notification of Conduct Allegations

1. Allegations of Code violations will be presented to Respondent(s) by means of a written notice of referral from the University Police or in other cases by written or electronic notification from the Office of Student Conduct and Community Standards or designee. This notice will contain the substance of the allegations refer the Student to the Office of Student Conduct and Community Standards to schedule a Student Conduct Conference.
2. Allegations shall be prepared in writing and directed to the Office of Student Conduct and Community Standards designee. Such allegations shall be submitted as soon as possible after the incident takes place, preferably within thirty (30) days of the discovery of the violation.
3. The Office of Student Conduct and Community Standards will conduct a preliminary screening of the allegations to determine whether
 - (a) The allegations, if proven, would constitute a violation under the Code; and
 - (b) Based upon the allegations, there is a reasonable belief that such a violation may have occurred. This screening may involve reading of the description of the alleged conduct, or discussion with the individual(s) making the allegations, as appropriate to the situation. The University may

decide to proceed with charges without the complainant's consent if, in the professional judgment of the Office of Student Conduct and Community Standards, the University community's interests are best served by proceeding with the conduct process.

4. Following the preliminary screening of the allegations, the Office of Student Conduct and Community Standards designee will schedule a Student Conduct Conference with the Respondent to discuss the allegations.

C. Notification of Charges

1. The accused student will be provided written notification of the charges at least five (5) business days prior to any hearing or administrative review of the charge.
2. The notification will:
 - a. Specify the alleged violation of this Code. If the accused student is a dependent student, a copy of the written notification shall be sent to the parents/guardians of the dependent student.
 - b. Inform the student that he/she is presumed not responsible until proven responsible by a preponderance of the evidence.
 - c. Inform the student that he/she has the right to be represented by an attorney/non-attorney advocate from the moment of notice of an allegation.

D. Student Conduct Conference

The purpose of the Student Conduct Conference is to ensure that the Respondent understands his or her rights and responsibilities within the student conduct process. The Student Conduct Conference shall be held within five (5) days of the student's receipt of the notification of alleged charges. The Student Conduct Conference shall be held with a conduct officer from the Office of Student Conduct and Community Standards.

1. At the Student Conduct Conference, the accused student will be:
 - a. Given the opportunity to discuss the allegations and provide information.
 - b. Afforded the opportunity to review the Fundamental Fairness Guarantees.
 - c. Notified of the possible charges which may result from the allegation(s).

- d. Given notice of the student conduct process to resolve charges in the Code.
 - e. Provided a copy of the Student Code of Conduct and any other appropriate written material.
 - f. Advised to consult further with the conduct officer handling their case concerning any questions or interpretation of the procedure.
2. Following this conference, the conduct officer will inform the accused as to whether a formal conduct charge will be pursued to resolve the allegations.
 3. If the accused is formally charged with a conduct violation, the conduct officer will inform the student of his/her rights, options available for resolution, and procedures in cases of failure to respond or withdraw from the university in the face of conduct charges.

Resolution of Disciplinary Actions

Students who have disciplinary charges pending against them may choose one or more of the following means of resolution.

- A. Request a hearing.
- B. Plead responsible for the charges, waive a hearing on the charges and accept the sanctions to be levied after an administrative review by the Director, or his/her designee. The Director, or his/her designee, will consult with appropriate officials and parties involved and determine the appropriate sanction. A written document stating that the accused waives his/her right to a hearing and will accept the sanctions levied by the Director, or his/her designee, must be signed and witnessed by the accused and made a part of the record.
- C. Request that an interim sanction is imposed so that the student may resolve any pending criminal charges prior to proceeding with the campus disciplinary process.

Hearing Procedures

- D. Administrative Hearings. (For Respondents who elect to resolve their disciplinary actions before the Director or his/her designee) The following Administrative Hearing procedures apply in cases where the alleged charges do not rise to the level of warranting a suspension or expulsion from the University, as determined by the Office of Student Conduct and Community Standards. In addition, these procedures also apply when a student desires to resolve a charge(s) that could result in his/her suspension or expulsion from the University if the Office of Student Conduct and Community Standards determines that resolution of the issues via the Administrative Hearing process is appropriate.

- A student who is charged with an alleged violation of the Student Code of Conduct will be provided an opportunity to meet with a conduct officer selected by the Director of SCCS. During this meeting, a student may accept responsibility for the Student Code of Conduct violations and waive his/her right to a hearing before a judicial panel. A student who fails to attend the meeting with the conduct officer will forfeit his/her right to respond on his/her behalf regarding the alleged violation unless the student can demonstrate that an extraordinary circumstance prevented his/her appearance as determined by the Office of Student Conduct and Community Standards. During the Administrative Hearing, the student will be provided with the following:
 - An explanation of the charges
 - A summary of the information gathered in support of the charges
 - A reasonable opportunity for the student to reflect upon and respond on his/her own behalf to the charges
 - An explanation of the applicable disciplinary procedures
 - The Administrative Hearing Officer will determine whether he/she finds the accused student responsible or not for a violation of the Student Code of Conduct and, if so, the appropriate disciplinary sanction to apply. In determining the sanction, the conduct officer will consider any aggravating or mitigating factors, including any prior violations of the Student Code of Conduct.
3. The conduct officer will inform the student of the decision in writing within three (3) business days of the conclusion of the hearing.
 4. The written decision will include a statement of the charges, the determination, and the sanction to be imposed if any. This decision is considered to be in full force and effect, unless a notice of appeal is received by the Dean of Students (non-suspendable/expellable cases) or the Vice-Chancellor of Student Affairs (suspendable/expellable cases) within three (3) business days after the conduct officer/Administrative Hearing Officer pronounces his/her decision in writing.
 5. The standard of proof used in an Administrative Hearing for alleged violations under this Code is the preponderance of the evidence. The Administrative Hearing Officer must determine whether it is “more likely than not” that the alleged violation(s) occurred. The Administrative

Hearing officer must be convinced that based solely on the information presented during the hearing, the conduct described is more likely than not to have occurred.

E. Hearing Panels (University Committee on Student Conduct, Student Judicial Board)

1. University Committee on Student Conduct -When a student is suspected to have engaged in behavior that violates this Code, and which could result in expulsion or suspension, the Director, or his/her designee, will assemble a five-member hearing panel from the University Committee on Student Conduct.

2. The University Committee on Student Conduct and the Student Judicial Board Members are required to complete mandatory training before serving as a panelist in a hearing. The training facilitated by the Office of Student Conduct and Community Standards consists of presentations from Conduct staff and various campus partners. The campus partners consist of the Title IX Coordinator, Legal Affairs, the Crisis Intervention Specialist, and the Prevention and Education Coordinator. The topics covered by campus partners include Title IX at NCCU, Sexual Misconduct Offenses and Investigation Process, Legal Issues in Student Conduct Proceedings, and the Trauma-Informed Hearing Process.

a. The Committee shall hold a hearing, consistent with Section 9.3(3) of the Code, ten (10) days after formal notification of charges to the Respondent.

b. Members of the Committee will serve a one-year term but may be reappointed at the discretion of the Director. Any vacancies that occur during the course of the year will be filled by the Director.

c. The Committee shall also serve in an advisory capacity to the Director in the revision and promulgation of regulations and procedures related to matters of student conduct. Suggestions regarding potential revisions to the Code from members of the University Committee may be addressed to the Director.

3. Student Judicial Board- the Student Judicial Board shall be composed of fifteen (15) members. Ten (10) members will be selected by an application and interview process. The interviews will be conducted by a member of the Office of Student Conduct and Community Standards staff, and the Student Government Association President, or designee, whenever possible. Five members shall be appointed by the Director and Student Government Association President to serve in Judicial Board leadership 34 positions. The Student Judicial Board shall hear, try, and decide cases involving student conduct as determined by SCCS. The

Board shall not have the authority to hear cases, which involve sexual misconduct or may result in suspension or expulsion.

F. The following procedures apply in cases being presented before hearing panels:

1. The chair of the hearing panel will state that the hearing is closed to the public. The chair will also remind everyone present that the hearing proceedings are confidential. The chair will facilitate the introductions of those present and will explain the hearing procedures to the parties.
2. The chair will state the charge(s) against the accused student, advise the student of his/her rights and ask the student whether or not he/she agrees or disagrees with the charges.
3. The conduct officer from SCCS will present the University's case in the form of documentary evidence and witnesses. The panel and the accused student will be provided with copies of any documentary evidence introduced during the hearing.
4. The Respondent may respond to the charges and may also present evidence in the form of documents and witnesses. The Hearing Panel and the conduct officer from SCCS will be provided with copies of any documentary evidence introduced during the hearing.
5. The conduct officer from SCCS will be permitted to question the Respondent's witnesses and the Respondent will be permitted to question the conduct officer or his/her designee's witnesses except for the alleged victim of alleged sexual violence (See Section 7.2).
6. The Hearing Panel will be permitted to question the conduct officer from SCCS, the Respondent, and witnesses for both parties. The Hearing Panel will normally endeavor to question the witnesses following questioning by the opposing party and will question the parties at the conclusion of their presentations. Nevertheless, panelists are permitted to question witnesses and the parties at any time during the hearing.
7. The conduct officer from SCCS will be provided with the opportunity to make a closing statement.
8. The Respondent will be provided with the opportunity to make a closing statement.
9. The Chair will conclude the evidentiary portion of the hearing and set up a time for deliberations to begin at the earliest possible time.
10. During panel hearings, deliberations about responsibility are conducted by the panel in a closed session.
11. The decision of the panel shall be determined by majority vote.
12. If the panel finds that the accused student is responsible, the conduct officer from SCCS and the Respondent may present evidence and argument regarding the appropriate sanction. Written statements by either party are permissible.

13. If the panel finds the Respondent responsible, the conduct officer from SCCS will indicate whether the student has any prior findings of responsibility for academic or non-academic conduct violations.

14. The Hearing Panel will then deliberate and determine an appropriate sanction. All sanctions imposed shall be pursuant to and in accordance with the sanctions in Section 10. These deliberations shall be conducted in closed sessions.

15. The Hearing Panel shall render a written decision as to whether they find the Respondent responsible or not responsible for the charges within three (3) business days of the conclusion of the hearing. The decision shall state the sanction(s), if any, and the 35 procedures for an appeal.

16. Decisions of a Hearing Panel and sanctions rendered by a Hearing Panel, except in cases involving expulsion (See Section 10.7), are considered to be in full force and effect unless a notice of appeal is received by the Vice-Chancellor for Student Affairs (suspendable cases) or the Dean of Students (non-suspendable cases) within three (3) business days of the date of the outcome letter from the Office of Student Conduct and Community Standards.

In Absentia Consideration of Charges

- A. If the Respondent has been notified pursuant to the Code and fails to respond within five (5) days of the initial notice, the case may be resolved in their absence. If the case is resolved in absentia, the Respondent shall have waived their right to a hearing. The Conduct Officer will, in their professional judgment, determine findings for any alleged violation(s) and may specify any sanction(s) described in the Code.
- B. The resolution must be delivered in writing to the Respondent within five (5) days.
- C. If the Conduct Officer determines that the student's failure to appear was not to circumvent the Conduct process, the Director may rescind the disciplinary action and alter the sanction imposed or refer a student to the appropriate Hearing Panel to have the allegation heard on its merits.
- D. A student who fails to attend his or her scheduled hearing shall have the case adjudicated by the appropriate hearing panel or administrative officer in the student's absence. Note: An Advisor without the presence of the student in question cannot fulfill the student's attendance obligation.

Appeals

A. Purposes of an Appeal

An appeal is not a new hearing, but a review of the record of the original hearing. It is not the purpose of the appeal process to provide for a new hearing at a higher administrative level. The Respondent and his/her Advisor have the right to review the Respondent's disciplinary file, including any verbatim record (audio

recording) of the hearing. In cases involving sexual violence/harassment, the complainant and/or the Respondent has the right to appeal the conduct decision.

B. Appellate Process

1. Time for Filing an Appeal

A written petition for appeal of suspendable offenses shall be filed with the Vice-Chancellor of Student Affairs. A written petition for the appeal of non-suspendable offenses shall be filed with the Dean of Students Office. All petitions for appeals must be filed by 5 p.m. of the third (3rd) business day after the decision was rendered.

2. Appeal Forum

- a. Decisions resulting from a hearing before the Student Judicial Board or an Administrative Hearing that does not involve suspension or expulsion are limited to an appeal to be heard by the Dean or his/her designee. This is the final appeal that can be requested in these cases.
- b. Decisions from the University Committee on Student Conduct or decisions from an Administrative Hearing that involve the imposition of a sanction of suspension are limited to an appeal to be heard by the Vice-Chancellor for Student Affairs.
- c. Decisions from the University Committee on Student Conduct that involve the recommendation or imposition of a sanction of expulsion are addressed in 10.7 of this Code.

3. Grounds for Appeal

- a. An appeal may be sought on two grounds:
 - (1) On a claim of error in the hearing procedure.
 - (2) On a claim of new evidence or information material to the case which was not available at the time of the hearing.
- b. The petitioner must specify in writing the grounds which form the basis of his/her appeal. The petitioner has the burden of proving the stated grounds for appeal in the petition. The petitioner must provide factual information to support his/her claim and explain the outcome that he/she is seeking. The appeal should include the following:
 - (1) A statement of the grounds for appeal, which at a minimum should contain a list of alleged errors in the decision or procedure and a statement of why the decision or sanctions are in error;
 - (2) Documentation that supports the grounds for appeal, to include specific dates if the newly available information is the grounds for appeal; and
 - (3) A requested remedy.

C. The Appeal

a. If a Respondent timely submits a written petition for appeal that meets the requirements of Section 11.4, his/her appeal shall be heard by the appropriate person as set forth in Section 11.3. An official summary of the previous action in the case being appealed must be prepared by the Office of Student Conduct and Community Standards and submitted to the individual hearing the appeal. The official summary shall contain a statement of the charges brought against the petitioner, a summary of the evidence, and a statement of the sanction imposed. When appropriate, the summary shall also contain a statement of procedural rulings made and of interpretations of the rules and regulations given during the proceedings. A transcript of the hearing or verbatim record of the hearing (but not the deliberations) shall also be submitted to the individual hearing the appeal.

D. Decision on Appeal

After the appeal has been received, a decision to take one of the following actions must be made by the individual hearing the appeal:

1. Uphold the prior decision;
2. Uphold the prior decision, but modify the sanction imposed in the prior decision;
3. Remand the case to the initial decision-maker with suggestions for a supplemental hearing 37 to receive additional evidence, or for a new hearing
4. Reverse or modify the prior decision
5. Dismiss the entire case.

E. Notice of Decision on Appeal

The individual reviewing/hearing the appeal shall make a decision within ten (10) business days of the submission of the appeal. Notice of the decision must be delivered in writing to the Respondent within five (5) days of the decision. A copy of the decision shall be maintained in the Respondent's disciplinary file in SCCS.

F. Appeal to Board of Trustees

A Respondent may appeal the decision of the Vice Chancellor for Student Affairs to the Board of Trustees (BOT) of North Carolina Central University by filing a written petition for appeal with the Chancellor by 5 p.m. of the third (3rd) day after notice of the decision has been received by the Respondent. A Respondent may communicate with the BOT only by transmitting the communication to the BOT through the Chancellor. That is, a Respondent should write to the Chancellor and request that the Chancellor transmit specific information to the Board of Trustees. Appeals to the Board of Trustees are limited to a claim that the decision violated University policy.

Sanctions for Student Misconduct

Sanctions for student misconduct include the following:

A. Expulsion

Expulsion severs the relationship of the Respondent with the University. It may be recommended by the appropriate Hearing Panel but can be imposed or rescinded only by the Chancellor. Expulsion is warranted in cases that include, but are not limited to, falsified admission applications, possession of a firearm or any weapon of mass destruction, and the illegal manufacture, sale, delivery, or possession with the intent to manufacture, sell or deliver any controlled and/or illegal substance, or in cases where the severity of the violation to the Student Code of Conduct threatens the safety of the campus community. This penalty implies permanent separation from North Carolina Central University and any institution within the University of North Carolina System, and will likely prevent admission to any other institution of higher education. Respondents separated from the University by expulsion for reasons, which represent a threat to persons, or property may not enter University premises or university-related premises without securing prior approval from the Office of Student Conduct and Community Standards.

B. Suspension

Suspension severs the Respondent's relationship with the university for no less than the remainder of the semester or summer session in which the sanction is imposed or no more than one year. It is imposed for a specified period of time, the terminal date of which shall coincide with the official ending of an academic semester, summer session, or academic school year. Conditions for readmissions may include but are not limited to, disciplinary probation for a specified length of time; no on-campus housing; restricted visitation to specified university facilities; and a written statement from an accredited mental health professional or medical doctor verifying the capability of the Respondent to function successfully at the University.

Respondents separated from the University by suspension may not enter university premises or university-related premises without securing prior approval from the Office of Student Conduct and Community Standards. If a Respondent is suspended as a result of a disciplinary hearing, any credit earned at another institution during the time of suspension will not be accepted for transfer credit.

C. Disciplinary Probation

Disciplinary Probation permits the continuation of the relationship between the Respondent and the University. The probationary period is to provide a time of reflection for the Respondent to consider the offense and his/her future responsibilities as a member of the University community. Subsequent violations of university rules, regulations, or policies could result in more severe sanction(s) (even after a particular probationary period expires).

Probation is a status in which the Respondent is deemed not to be in good conduct standing with the University for a defined period of time. Probation is imposed for a specified period of time, the terminal date of which shall coincide with the official ending of an academic semester, summer session, or academic school year. The status of Disciplinary Probation may involve restrictions, conditions, or terms imposed for a definite period of time. Restrictions, conditions, or terms of probation may include, but are not limited to,

ineligibility to participate in university activities or events; periodic contact with a designated member of the University community; and restrictions on accessibility to University facilities and/or housing areas;

D. Disciplinary Warnings

Disciplinary Warnings involves written notice to the Respondent indicating that specific behavior or activity is in violation of the Code and that repetition of similar or other unsatisfactory behavior would likely result in more serious disciplinary action. A copy of the warning becomes a part of the Respondent's conduct record.

E. Restitution

Restitution is reimbursement for actual damage or destruction of or misappropriation of University property or property of any person which results from conduct in violation of the Code. The hearing officer or hearing panel will investigate and determine the appropriate reimbursement.

F. Residence Hall Separation

Residence Hall Separation involves the removal from the University residence hall community for the conduct, which clearly demonstrates an inability to function appropriately in the residence hall living situation. Such separation may be permanent or for a fixed period of time (but not less than the remainder of the semester. Such separation prohibits accessibility to all or designated residence 39 halls. Visitations will not be permitted without securing prior approval from the hearing officer or panel.

G. Interim Sanction

When a Respondent is charged with violating a federal, state, or local law, the University will normally choose to proceed with the campus disciplinary process pursuant to Section 9 of the Code. However, a Respondent who faces criminal charges may choose to submit to an interim sanction, such as an interim suspension and/or eviction from University housing, pending the criminal proceeding, provided that such suspension is done in compliance with existing policies.

The interim suspension will be imposed by the Office of Student Conduct and Community Standards, after consultation with the Dean of Students, without a hearing or a ruling on the behavior in question to protect the campus community while also protecting the Respondent from creating a record that may be used against him or her in criminal court. Once a criminal judgment has been rendered (including prayer for judgment continued), the campus disciplinary process may proceed. The Respondent has the responsibility for timely notifying the University upon the conclusion of the criminal proceeding.

If a Respondent chooses to submit to an interim sanction, the Respondent shall be administratively withdrawn from his/her classes, and the Respondent shall only be responsible for fees incurred up to and including the date of the administrative withdrawal. However, the Respondent must complete an Official Administrative Withdrawal Form to be withdrawn from their classes.

1. Interim Suspension.

A. Purpose of Interim Suspension.

In special circumstances, the Office of Student Conduct and Community Standards, after consultation with the Dean of Students, may suspend a Respondent charged with violating the Code for an interim period until the outcome of a full disciplinary hearing based on the merits of the charge.

B. Circumstances Where Interim Suspension May Apply.

Interim suspension shall be exercised only in those situations in which there is reasonable cause to believe that the Respondent's alleged act of misconduct is of such a serious nature that his or her continued presence at the University is potentially dangerous to the health and safety of the student or to the University community, its property, or its educational mission. Such acts of misconduct include, but are not limited to, all acts of assault and/or battery with any type of weapon or instrument; gross sexual misconduct; rape; hazing; possession of weapons; false bomb threats or community threats against University officials, staff or faculty; armed robbery; arson; the manufacture, distribution, and/or possession of any incendiary or explosive device; and other acts which might endanger persons or property. This list is not exhaustive or conclusive.

C. Procedure for Interim Suspension.

To invoke interim suspension, the Director, or his/her designee, will conduct a preliminary investigation and hearing with the Respondent, if possible. The Respondent will be informed of the alleged violation(s) and the name of the person(s) bringing the charge(s). The Respondent will be given an opportunity to explain the circumstances of the alleged behavior that has become the source of the alleged misconduct.

A judicial board hearing or administrative decision as provided under the Code shall be initiated within seven business (7) days of the date of the interim suspension, except in cases where the Respondent chooses to resolve his or her conduct case after a criminal judgment has been rendered. The Respondent's interim suspension shall not be used as evidence in any hearing or administrative decision.

A Respondent who fails to attend his or her scheduled hearing will be heard in absentia as specified in Section 9.4.

Should a judicial hearing panel find that the Respondent did not commit the act(s) for which he or she was suspended, the suspension will be revoked and the Respondent immediately reinstated without penalty.

D. Terms of Interim Suspension

Interim suspension is to begin immediately after the preliminary investigation and hearing. The Respondent is to physically remove himself or herself from the property of the University until the

initiation of a full hearing and shall be informed that he/she may not trespass. Presence on the campus by the Respondent during the interim suspension shall be considered a violation of the Code, and the Respondent may also be charged with criminal trespass under the state law.

Additional Sanctions

E. Administrative Mediation.

This method of resolving a dispute utilizes a third party to consult with those involved and recommends a solution, which is binding on the parties. The parties involved will be held to the agreement. Should parties violate the agreement, they will be charged with: Failure to comply with the University process, in the Code of Conduct, plus any additional violations.

F. Post-Enrollment and Post-Graduation Sanctions

A Respondent who commits a violation of the Code or is found responsible for violating the Code, but who graduates from NCCU before the imposition of a sanction, is subject to

- (1) revocation of any degree awarded,
- (2) temporary or permanent withholding of the transcript for any degree earned, regardless of whether the degree has been awarded, and/or
- (3) having sanctions imposed as a condition of re-enrollment at the University.

G. Psychological Evaluation

A psychological evaluation may be required of a Respondent found responsible for an offense by the hearing panel when in the Hearing Panel's judgment, the Respondent might benefit from some form of treatment as part of the Hearing Panel's overall plan of sanctions. Such an evaluation, provided by the appropriate staff in the Student Health and Counseling Services area or other bona fide agency would focus on recommending an appropriate way to assist the student in understanding and correcting the behavior that led to the Respondent's difficulties.

The results of the evaluation will be shared with the Respondent and the Director, or his/her designee who will maintain the confidentiality of the evaluative record. The Director, or his/her designee, has the discretion to either determine an appropriate sanction for the Respondent or refer the matter back to the Hearing Panel for final resolution, based on the nature of the information contained in the evaluative record.

In addition to the above individual sanctions, any one or a combination of the following may be concurrently imposed for an offense provided that such additional sanctions shall be imposed for a definite period of time. Such sanctions are examples only and do not limit the type of additional sanctions which may be imposed:

- A. Loss of on-campus parking privileges

- B. Exclusion from practice or membership in organized groups or activities sponsored by the University
- C. The requirement to perform additional community service or work sanction
- D. Trespass from the University or any University-sponsored event
- E. The requirement to enter into a behavioral contract with the University as a condition of readmission
- F. Required counseling, substance abuse assessment, or similar evaluations
- G. Required participation in a program of education as determined by the Director or his/her designee

DISCIPLINARY PROCEDURES – EMPLOYEE DISCIPLINARY, SANCTION, AND APPEAL PROCESS

The employee disciplinary and appeal processes vary depending upon whether the individual is subject to or exempt from the State Human Resources Act. Disciplinary processes for employees subject to the State Human Resources Act are set forth by the State Office of Human Resources. There are two reasons (just causes) for discipline or dismissal of employees – unsatisfactory job performance and unacceptable personal conduct. Domestic violence, dating violence, sexual assault, and stalking are considered unacceptable personal conduct categories. Disciplinary action can include written warning, demotion, suspension, and termination. These policies can be found at <https://oshr.nc.gov/state-employee-resources/employee-relations/discipline-and-grievance-resources>.

The grievance policy governing SHRA employees is set forth by the University of North Carolina System and approved by the North Carolina State Human Resources Commission. It applies to SHRA employees of all constituent institutions of the University of North Carolina and can be found at <https://www.nccu.edu/policies/retrieve/30>

Employees who are exempt from the State Human Resources Act are governed by policies adopted by the Board of Trustees of each constituent institution of the University of North Carolina System according to guidelines and requirements set forth by the Board of Governors of the System. The policies governing the employment of EHRA Non-faculty employees can be found at <https://www.nccu.edu/policies/retrieve/29> Policies governing Faculty employees are contained in Chapter VI of the University of North Carolina Code and can be found at <http://www.northcarolina.edu/apps/policy/index.php?pg=toc&id=s4073>

MISSING STUDENTS

Notification Policy

North Carolina Central University takes student safety seriously. The following policy and procedures have been established to assist in locating missing NCCU students who reside in on-campus housing.

Reporting a Missing Student

If an individual has reason to believe that a student who legally resides in on-campus housing is missing, he/she should immediately notify University Police (919-530-6106), the Dean of Students (919-530-7466), or Residential Life (919-530-6227). Any person to whom a missing student report is made, if not the university police, will notify the police department immediately. This team will work together to share information under the leadership and coordination of the Chief of Police. For students who do not reside on campus and are reported missing, the university may provide reasonable response and assistance as resources and time allow.



Investigating a Report of a Missing Student

Upon receiving information that a student cannot be located and may be missing, the Chief of Police in collaboration with Residential Life personnel and the Dean of Students will initiate an investigation. Before presuming that the student is missing, reasonable measures will be taken to determine whether anyone familiar with the student has seen or heard from him/her recently or is aware of where he/she may be. Investigating a missing student report includes, but is not limited to, the following:

- Obtain information from the reporting individual about the student, such as a physical description, including clothes he/she may have been wearing when last seen; who he/she may be with or where he/she may be; his/her physical and mental well-being; and the reasons he/she believes the student is missing. (University Police Chief)
- Attempt to contact the student via his/her cell phone (if available) and/or email address. (Dean of Students)
- Check the student's room to see if he/she is present. (Residential Life personnel)
- Contact Residential Life Community Directors, roommates, friends, employers, and members of clubs and organizations the student may be affiliated with, if known, to obtain information about when and where the student was last seen and if the student's absence is inconsistent with his/her established patterns of behavior. (Residential Life personnel)
- Contact the student's professors to ascertain the student's recent attendance in class. (Dean of Students) Obtain a photograph of the student, if available, from student ID card records and use this information (and/or the physical description) to conduct a search, with possible assistance

from Residential Life personnel or others, of the campus and buildings where the student has classes. The Chief of Police may issue an ID card photograph to personnel involved to assist in the identification of the missing student. (University Police Chief)

- Contact the Police and Public Safety Department's Parking Section to determine if the student has a vehicle registered on campus; if the student has a vehicle, University Police officers will attempt to locate the vehicle on campus. (University Police officers)
- Check access card logs (e.g. through Dining Services, Library, Walker Complex) to determine the last time the student's NCCU ID card was used, access logs to NCCU email, and/or NCCU computer accounts, as well as any surveillance video. (University Police Chief)

Notifying Appropriate Persons of a Report of a Missing Student

If the student cannot be located after reasonable efforts, the following individuals will be notified no later than 24 hours after the student has been determined to be missing:

- The Dean of Students will contact the Confidential Contact identified by the student (see below).
- If the missing student is under the age of 18 and is not an emancipated individual, the Dean of Students will notify the student's custodial parent or legal guardian.
- The Chief of Police will notify the local law enforcement agencies
- The Dean of Students will notify the Vice Chancellor for Student Affairs.

This policy does not preclude the university from implementing the procedures described above in less than 24 hours if circumstances warrant a faster implementation.

Confidential Contact

Students residing in on-campus housing have the option to confidently identify an individual to be contacted by NCCU in the event he/she is determined to be missing for more than 24 hours. Students are required to enter a missing persons contact separate from their emergency contact when completing the housing application. The student may register one or more individuals to be contacted strictly for the missing person's purposes. This contact may be anyone, even if the student has already identified an emergency contact for other purposes. Students may identify the same or different individuals for emergencies and missing person contact. The missing person's contact name is confidential and will be revealed only to law enforcement in the context of conducting a missing person investigation.

Students will be informed at the time they register the confidential contact:

- If they identify such an individual, NCCU will notify that person no later than 24 hours after they have been determined to be missing.
- If they are under age 18 and are not an emancipated individual at the time they are determined to be missing, NCCU must notify the student's custodial parent or legal guardian.

- Regardless of whether a student has identified a confidential contact person, is 18 years of age or older, or is an emancipated minor, the university will notify local law enforcement no later than 24 hours after he/she has been determined to be missing.
- The confidential contact information will be accessible only by authorized campus officials and law enforcement officers in furtherance of a missing person investigation. In addition to informing resident students of this policy at the time of residence hall check-in, Residential Life personnel discusses the policy with resident students at the beginning of the academic year in residence hall meetings.

External Communications

In the case of a missing student, local law enforcement agencies may provide information to the media that is designed to obtain public assistance in the search for a missing student. In doing so, local law enforcement agencies will consult with NCCU Public Relations. Any media request to the university will be directed to the public relations office.

ANNUAL FIRE SAFETY REPORT

Federal law requires institutions with on-campus student residential facilities to develop and publish an annual fire safety report. The following report includes the information required by law as it relates to the North Carolina Central University campus. The University Police and Public Safety Department publishes this Fire Safety Report as part of its annual Clery Act Compliance document, via this annual report, which contains information with respect to the fire safety practices and standards for NCCU. This report includes statistics concerning the number of fires within on-campus residential facilities for the previous three calendar years, the cause of each fire, the number of injuries and deaths related to a fire, and the value of the property damage caused by a fire. The report is available online on the Clery Act website and a hard copy can be obtained at the North Carolina Central University Police and Public Safety Department, 2010 Fayetteville Street, Durham, NC, 27707.

Fire Log

University police track fire alarms and fire calls and provide information about fires that have occurred in on-campus student residential facilities. A fire log is available for public inspection that provides a listing of all fires that occurred on campus and in an on-campus student residential facility, including the nature, date, time, and general location of each fire. The log is combined with the Daily Crime Log. The log may be viewed at the North Carolina Central University Police and Public Safety Department, 2010 Fayetteville Street, Durham, NC, 27707.

Reporting a Fire

Any student, faculty, or staff member who suspects the possibility of a fire in a building (for example, sees smoke but no flames, feels a very hot door or wall) should immediately contact the University Police at (919) 530-6106. Reporting individuals must take precautions to ensure their safety but should remain in the vicinity of the suspicious area to inform responders of their concerns. Any student, faculty, or staff member discovering an actual fire should immediately activate the fire alarm system, warn all persons near the presence of the fire, check that there is no one in immediate danger, evacuate the building, assemble in the designated location area and notify the University Police at (919) 530-6106.

Post Fire Contact Information

Listed below are non-emergency numbers to call to report fires that have already been extinguished in campus housing. These numbers are for reporting fires after the fact if you are unsure whether the University Police were made aware of the fire at the time of its occurrence. If you find evidence of a fire or hear about a fire, and are unsure whether the fire has been reported to the University Police, contact one of the following:

- University Police at (919) 530-6106

- Emergency Management at (919) 530-7574 or (919) 201-5331
- The Director of Environmental Health and Safety at (919) 530-7125

When calling, please provide as much information as possible about the location, date, time, and cause of the fire and any resulting damage.

Fire Evacuation

In the event of a fire, it is expected for all campus community members to close doors and activate the fire alarm system as they are evacuating the building at the nearest exits. Once safely outside the building, it is appropriate to contact the University Police. Students and staff are informed where to relocate if circumstances warrant at the time of the alarm. In the event a fire alarm sounds, University policy requires that all occupants must evacuate the building. No training is provided to students or employees in firefighting or suppression activity as this is inherently dangerous. Community members' only duty is to exit safely and quickly, to shut doors along the exit path as they go to contain the spread of flames and smoke, and to activate the alarm as they exit. However, at no time should closing doors or activating the alarm delay the community member from exiting a building.

Procedures for Student Residential Facilities Evacuation

In case of a fire alarm, all residents must vacate the building until the situation is resolved. You must cooperate in the evacuation of the residence hall and follow the instructions of the University staff and the University Police. Failure to vacate the building during a fire alarm or fire drill will result in disciplinary action and a fine of \$100.

In a fire alarm situation:

- Alert people in the immediate area to evacuate the room.
- Evacuate the building, using the Emergency Evacuation Plan for your residence hall.
- Do not use elevators to evacuate unless directed to do so by emergency responders.
- If you must escape through smoke, crawl low under the smoke on your hands and knees to your exit.
- If you are trapped in a room on an upper floor, stay calm, call 919 530-6106 and report your exact location, make yourself as conspicuous as possible. This will assist fire personnel in finding your location. Go to a window and call to persons below to attract their attention and/or wave brightly colored clothing.
- Notify emergency responders of the location, nature, and size of the fire as soon as you are outside. Call 919-530-6106 or use an emergency blue light phone. Always call from a safe location.



Policy on Portable Electrical Appliances, Smoking, and Open Flames in Student Residential Facilities

Personal electrical equipment is limited to clocks, radios, DVDs, stereo sets, computers, small TVs, desk lamps, and electric fans, provided such devices are plugged in within the room and do not exceed the amperage limits of the circuits within the room.

Extension cords are not permitted. Students are strongly encouraged to purchase surge protectors for all electrical equipment. Because of fire hazards, sanitation regulations, and excessive electrical loads, hot plates, burners, microwaves, and other cooking or heating equipment are not permitted in the residence halls. Students may have a small refrigerator (not greater than 4.2 cubic feet).

Micro-fridges (combination refrigerator/microwave) meet building codes and can be rented through Residential Life. These units allow meals to be cooked in rooms by using the microwave unit. Smoking on campus, including residence halls, is prohibited. The use of open flames (such as candles, incense, or any other open flame apparatus) or the possession or use of combustible materials (such as hay, straw, Spanish moss, and cloth ceiling coverings) is prohibited. Halogen lamps are not permitted in the residence halls due to the high risk of fire.

Fire Safety Education and Training Programs for Students, Faculty, and Staff

The Department of Environmental Health and Safety, in collaboration with Residential Life, provides annual training to Residential Life staff. Topics addressed during this training include:

- Fire prevention in residence halls
- What to do in the event of a fire
- How to report a fire or other emergency
- How residence hall fire safety systems operate

Residential Life coordinates additional fire safety training and education programs for residence hall students.

Description of Current On-Campus Student Residential Facilities Fire Safety Systems and Number of Fire Drills

Residential Facility	Fire Alarm System	Partial Sprinkler System ⁶	Full Sprinkler System ⁷	Smoke Detection	Fire Extinguisher Devices	Evacuation Plans & Placards	# of Evacuation (Fire) Drills in 2022
Alston Avenue Apartments <i>1390 S. Alston Avenue</i>	Yes	X	Yes	Yes	Yes	Yes	4
Annie Day Shepard Residence Hall <i>207 Cafeteria Drive</i>	Yes	X	Yes	Yes	Yes	Yes	4
Baynes Residence Hall ⁸ <i>116 Eagle Campus Drive</i>	Yes	X	Yes	Yes	Yes	Yes	0
Benjamin S. "Ruffin" Residence Hall <i>1850 Fayetteville Street</i>	Yes	X	Yes	Yes	Yes	Yes	4
Chidley North Residence Hall <i>1314 Alston Avenue</i>	Yes	X	Yes	Yes	Yes	Yes	4
Eagle Landing Residence Hall <i>408 Brant Street</i>	Yes	X	Yes	Yes	Yes	Yes	4
Eagleson Residence Hall <i>524 George Street</i>	Yes	X	Yes	Yes	Yes	Yes	4
George Street Residential Complex <i>619 George Street</i>	Yes	X	Yes	Yes	Yes	Yes	4
Lawson Street Residence Hall <i>615 E. Lawson Street</i>	Yes	X	Yes	Yes	Yes	Yes	4
Martha Street Apartments ⁹ <i>609 Martha Street</i>	Yes	X	Yes	Yes	Yes	Yes	0
McLean Residence Hall <i>2103 Fayetteville Street</i>	Yes	X	Yes	Yes	Yes	Yes	4
New Residence Hall II <i>822 E. Lawson Street</i>	Yes	X	Yes	Yes	Yes	Yes	4

⁶ Partial Sprinkler System is defined as having sprinklers in the common areas only.

⁷ Full Sprinkler System is defined as having sprinklers in both the common areas and individual rooms.

⁸ Baynes Residence Hall was not occupied for the 2022/2023 Academic Year as it was closed pending demolition. No fire drills were conducted as there were no residents.

⁹ Martha Street Apartments was used as COVID-19 isolated/quarantine residential facility. No fire drills were conducted as there were no permanent residents.

Residential Facility	Fire Alarm System	Partial Sprinkler System ⁶	Full Sprinkler System ⁷	Smoke Detection	Fire Extinguisher Devices	Evacuation Plans & Placards	# of Evacuation (Fire) Drills in 2022
Rush Residence Hall ¹⁰ <i>215 Cafeteria Drive</i>	Yes	X	Yes	Yes	Yes	Yes	0
Tyronza Richmond Residence Hall <i>820 E. Lawson Street</i>	Yes	X	Yes	Yes	Yes	Yes	4

All fire alarm systems are monitored by approved vendors and the University Police. All on-campus student housing facilities are equipped with portable fire extinguishers, posted evacuation maps, illuminated exit signs, emergency lighting, and fire-rated egress corridors and stairwells.

Fire Statistics

On-Campus Student Residential Facilities – Calendar Year 2022 Statistics

Residential Facility	Total Fires in Each Building	Fire Number	Cause of Fire	Number of Injuries That Required Treatment at a Medical Facility	Number of Deaths Related to Fire	Value of Property Damage Caused by Fire
Alston Avenue Apartments <i>1390 S. Alston Avenue</i>	0	N/A	N/A	N/A	N/A	N/A
Annie Day Sheppard Residence Hall <i>207 Cafeteria Drive</i>	0	N/A	N/A	N/A	N/A	N/A
Baynes Residence Hall <i>116 Eagle Campus Drive</i>	0	N/A	N/A	N/A	N/A	N/A
Benjamin S. “Ruffin” Residence Hall <i>1850 Fayetteville Street</i>	0	N/A	N/A	N/A	N/A	N/A
Chidley North Residence Hall <i>1314 Alston Avenue</i>	0	N/A	N/A	N/A	N/A	N/A
Eagle Landing Residence Hall <i>408 Brant Street</i>	1	1	Cooking/Stove Fire (Unintentional)	0	0	\$100-999
Eagleson Residence Hall <i>524 George Street</i>	0	N/A	N/A	N/A	N/A	N/A

¹⁰ Rush Residence Hall was not occupied for the time period covered by this report

Residential Facility	Total Fires in Each Building	Fire Number	Cause of Fire	Number of Injuries That Required Treatment at a Medical Facility	Number of Deaths Related to Fire	Value of Property Damage Caused by Fire
George Street Residential Complex <i>619 George Street</i>	0	N/A	N/A	N/A	N/A	N/A
Lawson Street Residence Hall <i>615 E. Lawson Street</i>	0	N/A	N/A	N/A	N/A	N/A
Martha Street Apartments <i>609 Martha Street</i>	0	N/A	N/A	N/A	N/A	N/A
McLean Residence Hall <i>2103 Fayetteville Street</i>	0	N/A	N/A	N/A	N/A	N/A
New Residence Hall II <i>822 E. Lawson Street</i>	1	1	Candle and Paper Fire (Unintentional)	0	0	\$0-99
Rush Residence Hall <i>215 Cafeteria Drive</i>	0	N/A	N/A	N/A	N/A	N/A
Tyronea Richmond Residence Hall <i>820 E. Lawson Street</i>	1	1	Incident Fire (Unintentional)	0	0	\$0-99

On-Campus Student Residential Facilities – Calendar Year 2021 Statistics

Residential Facility	Total Fires in Each Building	Fire Number	Cause of Fire	Number of Injuries That Required Treatment at a Medical Facility	Number of Deaths Related to Fire	Value of Property Damage Caused by Fire
Alston Avenue Apartments <i>1390 S. Alston Avenue</i>	0	0	N/A	N/A	N/A	N/A
Annie Day Sheppard Residence Hall <i>207 Cafeteria Drive</i>	0	0	N/A	N/A	N/A	N/A
Baynes Residence Hall <i>116 Eagle Campus Drive</i>	1	1	Lighter to sanitizer machine (Intentional)	0	0	\$25,000 – 49,999
Benjamin S. “Ruffin” Residence Hall <i>1850 Fayetteville Street</i>	0	0	N/A	N/A	N/A	N/A
Chidley North Residence Hall <i>1314 Alston Avenue</i>	0	0	N/A	N/A	N/A	N/A

Residential Facility	Total Fires in Each Building	Fire Number	Cause of Fire	Number of Injuries That Required Treatment at a Medical Facility	Number of Deaths Related to Fire	Value of Property Damage Caused by Fire
Eagle Landing Residence Hall <i>408 Brant Street</i>	0	0	N/A	N/A	N/A	N/A
Eagleson Residence Hall <i>524 George Street</i>	0	0	N/A	N/A	N/A	N/A
George Street Residential Complex <i>619 George Street</i>	0	0	N/A	N/A	N/A	N/A
Lawson Street Residence Hall <i>615 E. Lawson Street</i>	0	0	N/A	N/A	N/A	N/A
Martha Street Apartments <i>609 Martha Street</i>	0	0	N/A	N/A	N/A	N/A
McLean Residence Hall <i>2103 Fayetteville Street</i>	0	0	N/A	N/A	N/A	N/A
New Residence Hall II <i>822 E. Lawson Street</i>	0	0	N/A	N/A	N/A	N/A
Rush Residence Hall <i>215 Cafeteria Drive</i>	0	0	N/A	N/A	N/A	N/A
Tyronza Richmond Residence Hall <i>820 E. Lawson Street</i>	0	0	N/A	N/A	N/A	N/A

On-Campus Student Residential Facilities – Calendar Year 2020 Statistics

Residential Facility	Total Fires in Each Building	Fire Number	Cause of Fire	Number of Injuries That Required Treatment at a Medical Facility	Number of Deaths Related to Fire	Value of Property Damage Caused by Fire
Alston Avenue Apartments <i>1390 S. Alston Avenue</i>	0	0	N/A	N/A	N/A	N/A
Annie Day Sheppard Residence Hall <i>207 Cafeteria Drive</i>	0	0	N/A	N/A	N/A	N/A
Baynes Residence Hall <i>116 Eagle Campus Drive</i>	0	0	N/A	N/A	N/A	N/A

Residential Facility	Total Fires in Each Building	Fire Number	Cause of Fire	Number of Injuries That Required Treatment at a Medical Facility	Number of Deaths Related to Fire	Value of Property Damage Caused by Fire
Benjamin S. "Ruffin" Residence Hall <i>1850 Fayetteville Street</i>	0	0	N/A	N/A	N/A	N/A
Chidley North Residence Hall <i>1314 Alston Avenue</i>	1	1	Incense Burning (Unintentional)	0	0	\$100-999
Eagle Landing Residence Hall <i>408 Brant Street</i>	3	1	Cooking/Stove (Unintentional)	0	0	\$0-99
		2	Fallen Candle (Unintentional)	0	0	\$0-99
		3	Towel in Garbage Chute (Intentional)	0	0	\$0-99
Eagleson Residence Hall <i>524 George Street</i>	0	0	N/A	N/A	N/A	N/A
George Street Residence Hall <i>619 George Street</i>	0	0	N/A	N/A	N/A	N/A
Lawson Street Residence Hall <i>615 E. Lawson Street</i>	0	0	N/A	N/A	N/A	N/A
Martha Street Apartments <i>609 Martha Street</i>	0	0	N/A	N/A	N/A	N/A
McLean Residence Hall <i>2103 Fayetteville Street</i>	0	0	N/A	N/A	N/A	N/A
New Residence Hall II <i>822 E. Lawson Street</i>	0	0	N/A	N/A	N/A	N/A
Rush Residence Hall <i>215 Cafeteria Drive</i>	0	0	N/A	N/A	N/A	N/A
Tyronza Richmond Residence Hall <i>820 E. Lawson Street</i>	1	1	Microwave/Cooking (Unintentional)	0	0	\$0-99

Plans for Future Improvement in Fire Safety

The Department of Environmental Health and Safety is engaged in a continual process to improve safety on campus, including fire safety. This process ensures fire and emergency evacuation drills are conducted following applicable fire and life safety codes, providing training and education to our community on general safety and fire safety topics, and developing evacuation and other emergency plans for the community. Additionally, the department is in the process of a thorough examination of all fire detection and suppression systems on campus to confirm all such systems are up to date and our community is protected to the greatest degree possible.

APPENDIX A – 2023 DRUG AND ALCOHOL ABUSE PREVENTION PROGRAM REPORT

North Carolina Central University's 2023 Drug and Alcohol Abuse Prevention Program Report



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INTRODUCTION OF THE DRUG AND ALCOHOL ABUSE PREVENTION PROGRAM REPORT (DAAPP)

Purpose, Preparation, Publication, and Distribution of the DAAPP

Substance misuse and abuse pose a significant national problem resulting in consequences such as assaultive and self-destructive behavior, property damage, and loss of life. North Carolina Central University (“University”) is concerned about the harmful effects of illegal and abusive drug and alcohol practices in and around our campus community. The University is committed to establishing policies and regulations that promote a safe and healthy environment. It is the responsibility of the campus community – students, faculty, and staff – in protecting and promoting that environment, and all are expected to exemplify high standards of professional and personal conduct.

The University provides appropriate prevention interventions through education and treatment. These actions represent a part of the University’s comprehensive effort to maintain an environment that supports and encourages wellness, including appropriate decision-making about responsible alcohol use and abstinence from the use of illicit substances.

The University also recognizes that many choose not to consume alcohol or other substances for personal, medical, family, religious, or other reasons. Every member of the campus community has the right to live, work, and learn in an environment that respects and supports abstinence. This document articulates the updated policies and procedures governing the use and/or possession of alcohol at the university to assist faculty, staff, students, alumni, and guests in planning for and making intelligent/responsible/legal decisions regarding alcohol.

The Drug and Alcohol Abuse Prevention Programs (DAAPP) at the University seek to help students, faculty, and staff develop responsible attitudes toward illicit drug and alcohol use and to inform members of the university community on the repercussions of alcohol and/or illicit drug use on campus property.

In accordance with The Drug-Free Schools and Communities Act (DFSCA) and Part 86 of the Department of Education’s General Administrative Regulations, all institutions of higher learning are required to develop and implement drug and alcohol abuse education and prevention programs designed to prevent illegal possession, use, and distribution of drugs and alcohol on university property. In addition, the university conducts a biennial review of its Drug and Alcohol Abuse Prevention Program (DAAPP) to determine its effectiveness and implement changes to the program if they are needed and ensure that any disciplinary sanctions are consistently enforced. The federal regulation also requires certain reporting and information distribution methods. The DAAPP Report is distributed annually via electronic mail to current employees and students and continuously as new employees and students enter the university throughout the year. The report is also made available to prospective students and employees. The report is prepared by the DAAPP committee which consists of university employees within the University Police Department, Office of Legal Affairs, the Counseling Center, the Office of Human Resources, Student Health, Student Conduct & Community Standards, and the Office of the Dean of Students.

UNIVERSITY POLICIES, STANDARDS OF CONDUCT, AND SANCTIONS

North Carolina Central University will impose disciplinary sanctions on students and employees (consistent with local, State, and Federal law), up to and including expulsion or termination of employment and referral for prosecution, for violations of the standards of conduct. A student or employee who violates the DAAPP is subject both to the institution’s sanctions and to criminal sanctions provided by federal, state, and local law.

Student Standards of Conduct Regarding Illicit Drugs and Alcohol

North Carolina Central University explicitly prohibits the unlawful possession, use, or distribution of illicit drugs by students and employees on its property or as part of any of its activities. These include on or off-campus activities sponsored by the institution such as officially sanctioned field trips, student-sponsored social activities, activities of a student organization recognized in an official capacity by the institution, professional meetings attended by students or employees, and any institution-sponsored activities abroad. NCCU's Policy on Alcoholic Beverages provides that no student under the age of twenty-one (21) may purchase, possess, or consume any alcoholic beverages anywhere on the campus of NCCU.

No student shall be in an intoxicated condition which may be evidenced by disorderly, obscene, or indecent conduct or appearance while on campus or at a university-approved event off-campus. No student shall furnish or cause to be furnished any alcoholic beverage to any person under the legal drinking age.

Student disciplinary referrals will follow the process outlined in Section 9 of the university's [Student Code of Conduct](#). Currently, the university does have have specific sanctions or consequences that correlate with specific incidents, offenses, or violations of campus policy. Penalties to be imposed by NCCU will vary depending upon the nature and seriousness of the offense and may include a range of disciplinary actions up to and including expulsion from enrollment and discharge from employment. The University may also refer matters to law enforcement.

NCCU Student Code of Conduct: <https://www.nccu.edu/policies/retrieve/19?id=442>

Employee Standards of Conduct Regarding Illicit Drugs and Alcohol

Drug Policy:

An employee found to have violated applicable law or University policies concerning illegal drugs may be required to participate in a drug education and counseling program, consent to regular drug testing, and accept such other conditions and restrictions, including a program of community service, as the Chancellor, or his/her designee, deems appropriate. Refusal or failure to abide by such conditions and restrictions may result in additional disciplinary action, up to and including, expulsion from enrollment and discharge from employment.

Students, faculty, and staff are responsible, as citizens, for knowing about and complying with the provisions of North Carolina law that make it a crime to possess, sell, deliver, or manufacture those drugs designated collectively as "controlled substances" in Article 5 of Chapter 90 of the General Statutes. An employee who violates applicable law or University policies concerning illegal drugs may be subject to disciplinary action of both university and the state. It is not "double jeopardy" for both University and state to prosecute a person for the same violation of conduct. The University will conduct its disciplinary procedures for a person who is believed to be in violation of the interest of the University.

NCCU Policy on Illegal Drugs

Tobacco Policy:

NCCU also has a Smoke and Tobacco-Free Campus Policy, that prohibits smoking inside of its buildings that constitute University property and within 25 feet of any entrance of a University building including indoor and outdoor facilities owned, leased, or controlled by NCCU, including but not limited to residence halls, academic and auxiliary buildings, athletic complexes and facilities, sidewalks, green spaces, parking lots and roadways, parking facilities, bus depots, and all University-owned vehicles as of the Effective

Date of this Policy. Smoking is defined as burning any type of tobacco product including, but not limited to, cigarettes, electronic and/or vaporized cigarettes, cigars, cigarillos, pipes, and bidis. Tobacco products may include any product containing, made, or derived from tobacco that is intended for human consumption, whether chewed, smoked, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, or any component, part, or accessory of a tobacco product. A tobacco product excludes any product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product, as a tobacco dependence product, or for other medical purposes, and is being marketed and sold solely for such an approved purpose (e.g., nicotine gum, patches, or lozenges). The sale or free distribution of tobacco products including merchandise is prohibited on campus or at school events.

Any University employee who violates this Policy should be reminded of the Policy and asked to comply by putting out the lighted tobacco product. If an employee fails to comply with this policy, the employee's immediate supervisor should be contacted. The immediate supervisor will follow up with the employee to remind him/her about this Policy and available resources. Continuing violations may also result in appropriate corrective action under the applicable disciplinary policy as well as State prosecution for any violation of State Law and Policies.

NCCU Smoke and Tobacco-Free Campus Policy

Alcohol Policy:

Policies on Alcoholic Beverages have been established by NCCU, to maintain an environment that supports and encourages wellness, including appropriate decision-making about alcohol use.

- With respect to provisions of this policy that allow possession or consumption of "alcohol" or "alcoholic beverages", those terms refer to beer or unfortified wine unless an ABC permit allowing service of fortified wine, spirituous liquor, and mixed beverages has been issued. Alcoholic Beverage - Any beverage containing at least one-half of one percent alcohol by volume including malt beverages, unfortified wine, spirituous liquor, and mixed beverages.
- Malt beverage - Beer, lager, malt, liquor, ale, porter, and any other brewed or fermented beverage containing at least one-half of one percent, and not more than six (6) percent alcohol by volume.
- Unfortified Wine - any wine of sixteen percent (16%) or less alcohol by volume, made by fermentation from grapes, fruits, berries, rice, or honey; or by the addition of pure cane, any wine of sixteen percent (16%) or less alcohol by volume, made by fermentation from grapes, fruits, berries, rice, or honey; or by the addition of pure cane, beet, or dextrose sugar; or by the addition of pure brandy from the same type of grape, fruit, berry, rice, or honey that is contained in the base wine and produced in accordance with the regulations of the United States.

The sale, service, possession, and consumption of alcoholic beverages are strictly regulated by state statutes and local ordinances. It is against the law for anyone to sell or give any alcoholic beverage to a person under twenty-one (21) or to aid or abet such a person is selling, purchasing, or possessing any alcoholic beverage. Pertinent provisions of North Carolina law and the City of Durham ordinance are set out below to inform the University community of these legal restrictions. Any member of the University community who violates North Carolina law or city ordinance may be subject to both criminal prosecution and to disciplinary proceedings by the University.

Possession and consumption of alcoholic beverages are strictly prohibited on campus, or other University-owned property, except in limited circumstances. Possession and consumption are allowed by graduate and professional school organizations, employees, and community organizations at special activities and programs subject to the following conditions. All such activities and programs shall be restricted to closed events and areas specified by the Vice Chancellor for Student Affairs (SA) with other exceptions shall be

designated by the Chancellor and subject to the approval of the Vice-Chancellor for SA. Events at which alcoholic beverages may be consumed can be held only under circumstances in which the host organizations demonstrate reasonable means of ensuring the safety of participants and adherence to state and local laws and university policy, solely determined by the University. The sponsor or advisor to the organization must be present for the entire event and must file an NCCU Alcohol Beverage Permit and Statement of Responsibility with the Vice Chancellor for SA seven (7) calendar days before the event. University Police must be present for the entire event and alcoholic beverages shall be used only as complements to an event, not as the main focus. Common source container alcohols (e.g., kegs) are not permitted and a sufficient amount of non-alcoholic beverages must be available and featured as prominently as the alcoholic beverages. Consumption of alcoholic beverages is only permitted within the approved area designated for the event. The sponsor or advisor to the organization shall ensure that each person entering an event is checked for proof of legal drinking age. Only the following will be accepted as valid identification: driver's license with picture, driver's license without picture along with both social security card and another form of picture identification, military identification card; passport, or special identification card with picture obtained from the N.C. Department of Motor Vehicles. Organizations may only serve malt beverages and unfortified wines and all alcohol must be discontinued one (1) hour before the event ends. Persons attending the event are prohibited from consuming or possessing any alcoholic beverage other than the alcoholic beverages provided at the event and may not bring their own alcoholic beverages with them to the event.

Consistent with North Carolina law, the possession and consumption of alcoholic beverages by those 21 years of age or older is permitted in one's residence hall room, suite or apartment or in another room, suite or apartment with the consent of the resident, provided the resident is also 21 years of age or older. The consumption of alcoholic beverages is prohibited in the common spaces of University Housing facilities, including, but not limited to, hallways, stairwells, elevators, and courtyards. Common source containers are prohibited. This policy works in conjunction with the Student Code of Conduct, the Residential Life Community Living Standards, and North Carolina State Law.

[NCCU Policy on Alcoholic Beverages](#)

Drug-Free Workplace Requirements

In compliance with the Drug-Free Workplace Act of 1988, the North Carolina Office of State Human Resources (OSHR) has a longstanding commitment to providing a safe, quality-oriented, and productive work environment. OSHR has implemented a Drug and Alcohol-Free Workplace policy that applies to each individual who is employed at an agency within the State of North Carolina. Each agency is responsible for notifying their employees of the Drug and Alcohol-Free Workplace policy and encouraging those employees impacted by drugs and alcohol to utilize the services offered by the free of cost Employee Assistance Program. The university is responsible for clearly establishing procedures to conduct drug and alcohol testing as it poses a threat to the health and safety of our employees and to the security of the university's equipment and facilities. For these reasons, the university's Department of Human Resources (HR) is committed to the elimination of drug and alcohol use and abuse in our workplace. HR is responsible for administering policies outlined in NCCU'S DAAPP report and must inform any employees who fail to comply of consequences that may result including disciplinary action up to and including dismissal.

[North Carolina Controlled Substances Act](#) (N.C. Gen Stat. § 90-86 ([1971](#)))

Institutional Alcohol and Drug Use Policies and Guidelines

Below is information and related policies and guidelines on alcohol and drug use from various departments in the university and the State of North Carolina's university system.

Policies, Regulations, and Rules of North Carolina Central University

1. **Policy on Drug/Alcohol Education and Testing Program (POL – 60.00.1):** This policy covers drug testing for student-athletes. This program was implemented to comply with the NCAA year-round drug testing program, provide a drug-free lifestyle for NCCU athletes, prevent drug abuse or misuse, and provide necessary treatment and education for student-athletes. <https://www.nccu.edu/policies/retrieve/22>
2. **Sexual Harassment Policy (POL – 01.04.2):** This policy addresses concerns regarding sexual harassment allegations and provides guidelines on how to address these allegations. This policy explicitly states that sexual interactions are “without consent” if someone is incapacitated due to alcohol or illegal drugs. <https://www.nccu.edu/policies/retrieve/3>
3. **Policy on Illegal Drugs (POL – 40.01.1):** This policy provides for education, counseling, rehabilitation, and elimination of illegal drug use by students, faculty, administrators, and staff. <https://www.nccu.edu/policies/retrieve/15>
4. **Smoke and Tobacco-Free Campus Policy (POL – 40.01.3):** This policy prohibits smoking inside of its buildings and facilities that constitute University property and within 25 feet of any entrance of a university building. This policy seeks to prevent fire hazards from smoking indoors as well as the health of faculty, staff, students, and administrators that may be affected by the use of smoke and tobacco products. <https://www.nccu.edu/policies/retrieve/17>
5. **Student Code of Conduct (POL – 40.13.1):** This policy addresses university rules, standards, and regulations with which students are expected to comply. This policy defines controlled substances and drug paraphernalia and also addresses the issue of driving while impaired. <https://www.nccu.edu/policies/retrieve/19>
6. **Policy on Alcoholic Beverages (POL – 40.13.2):** This policy provides rules and regulations related to alcohol use on campus and the university’s provision of prevention education and alternative activities for students, faculty, staff, alumni, and guests. This policy also provides limited exceptions that allow for the sale, possession, and consumption of alcohol on campus or university-owned property. <https://www.nccu.edu/policies/retrieve/20>
7. **Mid-Eastern Athletic Department Recruiting Procedure Statement Policy (POL – 60.00.2):** This policy addresses NCCU’s process for recruiting student-athletes and contains a provision that prohibits recruiting activities where he underage use of alcohol and the use of illegal drugs occur. <https://www.nccu.edu/policies/retrieve/23>
8. **Policy Statement on Intercollegiate Athletics (POL – 60.00.3):** This policy addresses the establishment and supervision of intercollegiate athletics at NCCU and provides for the establishment of a drug education prevention program to assist student-athletes in understanding the problems and effects associated with drugs. <https://www.nccu.edu/policies/retrieve/24>
9. **Unmanned Aircraft Systems (UAS) Regulation (REG – 30.01.8):** The purpose of this regulation is to ensure compliance with applicable regulations regarding the safe operation of unmanned aircraft systems (UAS) and mitigation of any risks to individuals and property that may be affected by UAS operations. This regulation prohibits the operation and use of UAS while under the influence of alcohol and drugs. <https://www.nccu.edu/policies/retrieve/57>
10. **Travel (REG – 30.04.6):** The purpose of this regulation is to address rules and regulations regarding the safe travel of students, faculty, and staff conducting university business. This regulation restricts students, faculty, and staff from being reimbursed for the purchase of alcoholic beverages while traveling on university business.

- <https://www.nccu.edu/policies/retrieve/66>
11. **Chemical Hazard Communication Regulation (REG – 30.07.1):** The purpose of this regulation is to protect the safety and health of employees who are exposed to hazardous chemicals at the University. This regulation states that the University is required to maintain a record of any potential employee exposure to hazardous chemicals, but also states that the University may not keep a record that provides biological monitoring results of an employees' use of alcohol or drugs.
<https://www.nccu.edu/policies/retrieve/89>
 12. **Medical Amnesty Regulation (REG – 40.01.4):** The purpose of this regulation is to remove barriers and increase the likelihood that students who require emergency medical assistance as a result of alcohol or drug consumption will receive such assistance. This regulation provides students with an opportunity to ask for and receive a caring medical intervention that will not result in disciplinary action from the Office of Student Conduct and Community Standards. <https://www.nccu.edu/policies/retrieve/91>
 13. **Unpaid Volunteers, Guest Researchers, Interns, and Visiting Scholars Regulation (REG – 80.01.1):** The purpose of this regulation is to provide specific procedures and requirements governing individuals who serve as unpaid volunteers, guest researchers, interns, and visiting scholars at NCCU. This regulation requires adherence to all University policies, including those that address drug use. <https://www.nccu.edu/policies/retrieve/118>
 14. **Protection of Minors on Campus Regulation (REG – 80.07.1):** The purpose of this regulation is to provide a safe environment for all minors who are visiting NCCU or participating in University programs. This regulation prohibits individuals with serious driving-related convictions due to drugs from transporting minors as part of their duties, prohibits individuals from engaging in inappropriate conversations with minors about drugs or alcohol, and prohibits individuals working in programs from possessing illegal drugs and being under the influence of alcohol and drugs. <https://www.nccu.edu/policies/retrieve/133>
 15. **Special Events (RUL – 30.01.14):** The purpose of this rule is to outline the guidelines for hosting special events at NCCU. This rule prohibits the use of illegal drugs at all University events and also prohibits the sale or use of alcohol at all University events, outside of limited exceptions outlined in NCCU's policy on alcoholic beverages. <https://www.nccu.edu/policies/retrieve/135>
 16. **Vehicle Use Rule (RUL – 30.05.5):** The purpose of this rule is to provide guidance on leasing vehicles and the procedures for renting NCCU Motor Fleet and Student Affairs vehicles. This rule prohibits drivers from having any drug or alcohol-related driving violations, prohibits the possession of alcohol and illegal drugs inside the vehicles, and prohibits drivers from operating the vehicles under the influence of drugs or alcohol. <https://www.nccu.edu/policies/retrieve/149>
 17. **Campus Recreation Rule (RUL – 40.01.6):** The purpose of this rule is to provide guidelines for operating the campus recreation program. This rule prohibits the use of tobacco and alcohol products in campus recreation facilities. <https://www.nccu.edu/policies/retrieve/153>
 18. **Outdoor Recreational Complex Rules (RUL – 40.01.7):** The purpose of this rule is to provide guidelines for operating the outdoor recreational complex. This rule prohibits the use of alcoholic beverages and tobacco products at outdoor recreational complex premises. <https://www.nccu.edu/policies/retrieve/154>
 19. **Campus Recreation Eagle Venture Program Rules (RUL – 40.01.8):** The purpose of this rule is to provide guidelines for operating the Eagle Venture Program, which provides off-campus excursions for NCCU students. This rule prohibits the use of alcohol, tobacco, and drugs while on the Eagles Venture Program trips.

<https://www.nccu.edu/policies/retrieve/155>

20. **Requesting Use of University Buses/Shuttles Rules (RUL – 40.14.1):** The purpose of this rule is to describe the procedures for requesting the use of University buses. This rule prohibits the use of alcohol and smoking on any of the vehicles.

<https://www.nccu.edu/policies/retrieve/159>

21. **Policy Currently Under Development Based on NC Governor’s Executive Order 223 on Student-Athletes and Name, Image, Likeness Use:** The purpose of this executive order signed on July 2, 2021, is to set guidelines for student-athletes wishing to receive compensation for the commercial use of their name, image, and likeness. Under the order, student-athletes are prohibited from receiving compensation for endorsing certain categories of products or brands and in connection with a commercial enterprise or business involving alcohol, tobacco products, e-cigarettes or any type of nicotine delivery device, a seller or dispensary of a controlled substance, anabolic steroids, sports betting, casino gambling, or adult entertainment. In the future, NCCU may consider drafting its own campus policy reflecting the guidance provided in this order.

<https://files.nc.gov/governor/documents/files/EO223-07022021-NIL.pdf>

Policies and Regulations of The University of North Carolina System

https://www.northcarolina.edu/apps/policy/index.php?tab=policy_manual

1. **Intercollegiate Athletics (Chapter 1100.1):** By way of this policy, the Board of Governors has delegated the responsibility for intercollegiate athletics to the Chancellor of each institution. NCCU is a member of the UNC system and NCCU’s POL 60.00.3 is consistent with this policy.
2. **Policy on Illegal Drugs (Chapter 1300.1):** The purpose of this policy is to provide guidelines on how to address illegal drugs on UNC System’s campuses. NCCU is a member of the UNC system and NCCU’s POL 40.01.1 is consistent with this policy.
3. **Policy on Minimum Substantive and Procedural Standards for Student Disciplinary Proceedings (Chapter 700.4.1) and Regulation Applicable to Student Disciplinary or Conduct Procedures: Right to an Attorney or Non-Attorney Advocate for Students and Student Organizations Chapter 700.4.1.1[R]:** The purpose of this policy and regulation is to clarify how the constituent institutions of UNC will interpret and administer the requirements of N.C. Gen. Stat. § 116-40.11 regarding the participation of licensed attorneys and non-attorney advocates on behalf of students and student organizations in campus Disciplinary or Conduct Procedures. The regulation contains a provision that requires students subjected to it to make responsible choices concerning alcohol use. As a member of the UNC system, this policy and regulation apply to NCCU.
4. **Policy on Providing Safety and Security Presentations to University Boards (Chapter 1300.9):** The purpose of this policy is to assure that University and constituent institution boards receive campus safety and security presentations on a regular basis to inform their decision making on policy matters related to safety and security at their institutions. NCCU is a member of the UNC system and is subject to this policy.
5. **Regulations for the Establishment of an Early College High School on UNC Campuses (Chapter 400.6.1[R]):** The purpose of this regulation is to confirm the required conditions and agreements that must be made prior to the establishment of an Early College High School program between constituent institutions of the University of North Carolina and local education agencies. This regulation is relevant because NCCU is a member of the UNC system and has an early college high school on campus. This regulation contains a provision that prohibits early college high school students from being in spaces where alcohol is available.

6. Policies for Employees of NCCU & Other UNC System Institutions:

<https://myapps.northcarolina.edu/hr/policies-and-forms/unc-policy-manual-ehra/>

University and Legal Sanctions

NCCU shall take all actions necessary, consistent with state and federal law and applicable University policy, to eliminate illegal drugs from the university community. The institutional policy on illegal drugs shall be publicized in catalogs and other materials prepared for all enrolled and prospective students and in materials distributed to faculty and staff.

Students, faculty, and staff are responsible, as citizens, for knowing about and complying with the provisions of North Carolina law that make it a crime to possess, sell, deliver or manufacture drugs categorized as “controlled substances” in the [North Carolina Controlled Substances Act, N. C. Gen. Stat. 90-86](#). Any member of the University community who violates this law is subject both to prosecution and punishment by the civil authorities and to disciplinary proceedings by the University. It is not “double jeopardy” for both the civil authorities and the University to proceed against and punish a person for the same specified conduct. The University will initiate its own disciplinary proceedings against a student, faculty member, administrator, or other employee when the alleged conduct is deemed to affect the interests of the University.

Penalties will be imposed by the University in accordance with procedural safeguards applicable to disciplinary actions against students, faculty members, administrators, and other employees, as required by the Student Code of Conduct (for students), The Code of the Board of Governors (for faculty), EHRA Non-Faculty Employment Policies (for employees exempt from the State Human Resources Act) and the SHRA Disciplinary Policies and Procedures (for employees subject to the State Human Resources Act).

Marijuana remains a Schedule I controlled substance under the federal [Controlled Substances Act \(21 U.S.C. § 801\)](#). State laws permitting recreational or medicinal use and/or possession of marijuana, or state or local laws decriminalizing possession of small amounts, do not supersede federal law. Therefore, and currently, NCCU prohibits the use, possession, and distribution of marijuana on its property or as part of its activities within its aforementioned meaning.

There are external drug and alcohol abuse-related sanctions that can impact students at NCCU. For example, a student’s eligibility for scholarships and financial aid can be affected by incarceration and/or conviction for violating the law. A student’s eligibility for federal student aid can be suspended due to a drug conviction. Students convicted of drug-related offenses after they have submitted a Free Application for Federal Student Aid (FAFSA) might not only lose eligibility for such aid, but also might be liable for repaying any financial aid received during a period of ineligibility.

<https://studentaid.gov/understand-aid/eligibility/requirements/criminal-convictions>

LOCAL, STATE, AND FEDERAL LAWS AND SANCTIONS

The following information and related policies and guidelines on alcohol and drug use are from local, state, and federal jurisdictions. The information provided below is not comprehensive. Further overview of federal laws governing the manufacture, possession, use, and distribution of alcohol and illegal drugs is [available online](#).

City of Durham Ordinance

1. City of Durham Ordinance – (Drug and Alcohol-Related Offenses) (Chapter 46 – Article V): The

purpose of this ordinance is to inform individuals located in the City of Durham of the guidelines for drug and alcohol-related offenses. NCCU is located in the City of Durham and the students, staff, faculty, and volunteers are subject to the offenses listed here:

https://library.municode.com/nc/durham/codes/code_of_ordinances?nodeId=PTIICOOR_CH46PUSA_ARTVDRALLAOF

North Carolina General Statutes

North Carolina law, like federal law, prohibits possession of any controlled substance, possession with intent to distribute, and trafficking of any controlled substance.

1. Structured Sentencing: With regard to punishment for offenses, North Carolina has structured sentencing guidelines that permits courts to impose a sentence within a prescribed range depending on the class of the offense, the number of prior convictions for the individual defendant, and the existence of aggravating or mitigating factors in the circumstances of the offense. There are additional penalties whenever a drug transaction or drug law violation involves a minor. See [N.C. Gen.Stat. § 90-95.4; §90-95.5; §90-95.6; § 90-95.7](#).

2. Good Samaritan Immunity: North Carolina law provides limited immunity for a “good Samaritan.” Also, and if someone calls 911 or a law enforcement officer to seek medical assistance for someone experiencing a drug overdose under North Carolina General Statute § 90-96.2, they cannot be charged with any misdemeanor possession violation or a felony possession violation.

3. Smoking in Public Places (N.C. Gen. Stat. § 143-596 - N.C. Gen. Stat. § 143-598): The purpose of this statute is for the General Assembly to address the needs and concerns of both smokers and nonsmokers in public places by providing for designated smoking and nonsmoking areas. NCCU is located in the State of North Carolina, is a state-supported institution, and NCCU’s POL. 40.1.3 is consistent with this statute. https://www.ncleg.net/enactedlegislation/statutes/html/byarticle/chapter_143/article_64.html

4.. Smoking Prohibited in Public Places and Places of Employment (N.C. Gen. Stat. § 130A-491 to 130A-500): The purpose of this statute is for the General Assembly to protect the health of individuals in public places and places of employment and riding in State government vehicles from the risks related to secondhand smoke. NCCU is located in the State of North Carolina, is a state-supported institution, and NCCU’s POL. 40.1.3 is consistent with this statute. https://www.ncleg.net/enactedlegislation/statutes/html/byarticle/chapter_130A/article_23.html

5. Regulation of Alcoholic Beverages (N.C. Gen. Stat. Chapter 18B): The purpose of this Chapter is intended to establish a uniform system of control over the sale, purchase, transportation, manufacture, consumption, and possession of alcoholic beverages in North Carolina, and to provide procedures to ensure the proper administration of the ABC laws under a uniform system throughout the State. NCCU is located in North Carolina and is subject to this statute. https://www.ncleg.net/EnactedLegislation/Statutes/HTML/ByChapter/Chapter_18B.html

6. Treatment of Minors (N.C. Gen. Stat. 90-21.1, et seq.): The purpose of this statute is to establish that it shall be unlawful for any physician licensed to practice medicine in North Carolina to render treatment to any minor without the consent and approval of the father, mother, guardian, or any person standing in the place of a parent with regard to said child. NCCU is located in North Carolina, may allow minors on their campus, and has a health facility with licensed medical professionals who might provide treatment to minors that are subjected to this statute. https://www.ncleg.net/EnactedLegislation/Statutes/HTML/ByArticle/Chapter_90/Article_1A.html

North Carolina Drug Laws

Types of Drugs	North Carolina Statute	Possession	Possession with Intent to Sell or Deliver; To Manufacture, or to Sell and/or Deliver	Probability of Abuse*
Schedule I: Heroin, LSD, Peyote, Mescaline, Psilocybin (Shrooms), other Hallucinogens, Methaqualone (Quaaludes), Phencyclidine (PCP), and MDA	N.C.Gen. Stat §90-89 (2018)	Maximum Penalty: Five (5) years in prison and/or fine (felony)	Maximum Penalty: Ten (10) years in prison and/or fine (felony)	Has a high potential for abuse. Has no medical use.
Schedule II: Morphine, Demerol, Codeine, Percodan, Percocet, Fentanyl, Dilaudid, Seconal, Nembutal, Cocaine, Amphetamines and other opium and opium extracts and narcotics	N.C.Gen. Stat §90-90 (2018)	Maximum Penalty: Two (2) years in prison and/or \$2,000 fine (misdemeanor) –UNLESS– 1. Exceeds 4 tablets, capsules, other dosage units, or equivalent quantity of Hydromorphone. 2. Exceeds 100 tablets, capsules, other dosage units or equivalent quantity. 3. One gram or more of Cocaine. Maximum Penalty: Five (5) years in prison and/or fine (felony).	Maximum Penalty: Ten (10) years in prison and/or fine (felony)	Has a high potential for abuse. Has accepted medical use with severe restrictions. Abuse may lead to physical or psychological dependence.
Schedule III: Certain barbiturates such as amobarbital and codeine-containing medicine such as Fiorinal #3, Doriden, Tylenol #3, Empirin #3 and codeine-based cough suppressants such as Tussionex and Hycomine and all anabolic steroids	N.C.Gen. Stat. §90-91(2017)	Maximum Penalty: Possession of less than 100 tablets, capsules, other dosage units, or equivalent quantity: Two (2) years in prison and/or fine (misdemeanor). To possess more than 100 tablets, capsules, other dosage units, or equivalent quantity:	Maximum Penalty: Five (5) years in prison and/or fine (felony)	Has potential for abuse, but less than Schedule I or II substances. Has an accepted medical use. Abuse may lead to limited dependence.

Types of Drugs	North Carolina Statute	Possession	Possession with Intent to Sell or Deliver; To Manufacture, or to Sell and/or Deliver	Probability of Abuse*
		Five (5) years in prison and/or fine (felony)		
Schedule IV: Barbiturates, narcotics, and stimulants including Valium, Talwin, Librium, Equanil, Darvon, Darvocet, Placidyl, Tranxene, Serax, Ionamin (yellow jackets)	N.C.Gen. Stat §90-92 (2017)	Maximum Penalty: Same as Schedule III	Maximum Penalty: Five (5) years in prison and/or fine (felony)	Has a low potential for abuse. Has an accepted medical use. Abuse may lead to limited dependence.
Schedule V: Compounds that contain very limited amounts of codeine, dihydrocodeine, ethyl-morphine, opium, and atropine, such as Terpene Hydrate with codeine, Robitussin AC	N.C. Gen. Stat. §90-93 (2017)	Maximum Penalty: Six (6) months in prison and/or fine (misdemeanor)	Maximum Penalty: Five (5) years in prison and/or fine (felony)	Has a low potential for abuse. Has an accepted medical use. Abuse may lead to limited dependence.
Schedule VI: Marijuana, THC, Hashish, Hash Oil, Tetrahydrocannabinol	N.C.Gen. Stat. §90-94 (2017)	Maximum Penalty: Possession of less than .5 ounces of Marijuana or .05-ounce Hashish: 20 days in prison and/or \$200 fine (misdemeanor). If Marijuana, the sentence must be suspended. Possession of more than .5 ounces of Marijuana or .05-ounce Hashish: 120 days in prison and/or fine up to \$500 (misdemeanor). Possession of more than 1.5 ounces of Marijuana or .15 ounces of Hashish or consists of any quantity of synthetic Tetrahydrocannab-	Maximum Penalty Delivery of less than 5 grams of marijuana for no compensation is not considered sale or delivery, but may still be prosecuted as possession. Less than 10 pounds: a Class H felony punishable by up to 8 months in prison and a discretionary fine for the first offense In excess of 10 pounds, but less than 50 pounds: a Class H felony and shall be sentenced up to a maximum of 39 months in prison and fined \$5,000. 50 pounds but less than 2,000 pounds: a Class G felony and shall be sentenced up to a maximum term of 51 months in prison and fined \$25,000. 2,000 pounds but less than 10,000 pounds: a Class F felony and shall be sentenced up to a maximum term of 93 months in prison and fined \$50,000 10,000 pounds or more: a Class D felon and shall be sentenced	Has a low potential for abuse. Has no accepted medical use. Abuse may lead to limited dependence.

Types of Drugs	North Carolina Statute	Possession	Possession with Intent to Sell or Deliver; To Manufacture, or to Sell and/or Deliver	Probability of Abuse*
		inols or Tetrahydrocannabi - nols isolated from the resin of marijuana: Twelve (12) months in prison and/or fine (felony).	up to a maximum term of 222 months in prison and fined not less than \$200,000.	
Drug Paraphernalia	N.C.Gen. Stat. §90-113.22 (2019) - N.C. Gen. Stat. §90-113.24 (2019)	Maximum Penalty: One hundred twenty (120) days in prison and/or fine. (misdemeanor)	Maximum Penalty: One hundred twenty (120) days in prison and/or fine. (misdemeanor). However, delivery of drug paraphernalia by a person over 18 years of age to someone under 18 years of age who is at least three years younger: One (1) year in prison and/or fine. (felony) It is unlawful for any person to purchase or otherwise procure an advertisement in any newspaper, magazine, handbill or other publication or purchase or otherwise procure an advertisement on a billboard, sign or other outdoor display when he knows that the purpose of the advertisement, in whole or in part, is to promote the sale of objects designed or intended for use as drug paraphernalia. Sixty (60) days in prison and/or fine. (misdemeanor)	

Illegal Trafficking Penalties

Controlled Substance	Weight	Sentencing Range	Fine Amount
Marijuana N.C. Gen Stat. § 90-95(h) (1999)	10 – 49 lbs.	Class H Felony 25 – 39 Months	\$5,000 Fine
	50 – 1,999 lbs.	Class G Felony 35 – 51 Months	\$25,000 Fine
	2,000 – 9,999 lbs.	Class F Felony 70 – 93 Months	\$50,000 Fine
	10,000 lbs. or more	Class D Felony 175 – 222 Months	\$200,000 Fine
Heroin N.C. Gen Stat. § 90-95(h)(4) (1999)	4 – 13 grams	Class F Felony 70 – 93 Months	\$50,000 Fine
	14 – 27 grams	Class E Felony 90 – 120 Months	\$100,000 Fine
	28 grams or more	Class C Felony 225 – 282 Months	\$250,000 Fine
Cocaine N.C. Gen Stat. § 90-95(h)(3) (1999)	28 – 199 grams	Class G Felony 35 – 51 Months	\$50,000 Fine
	200 – 399 grams	Class F Felony 70 – 93 Months	\$100,000 Fine
	400 grams or more	Class D Felony 175 – 222 Months	\$250,000 Fine
Methamphetamines N.C. Gen Stat. § 90-95(h)(3b) (1999)	28 – 199 grams	Class F Felony 70 – 93 Months	\$50,000 Fine
	200 – 399 grams	Class E Felony 90 – 120 Months	\$100,000 Fine
	400 grams or more	Class C Felony 225 – 282 Months	\$250,000 Fine

North Carolina Alcohol Laws

State Law	Penalty	North Carolina Statute
To possess, attempt to purchase or purchase, sell or give beer, wine, liquor, or mixed beverages to anyone under the age of 21.	Maximum Penalty: Imprisonment for a term up to 120 days and/or community service and fines up to \$1,000 (Class 1 misdemeanor)	N.C.Gen. Stat. § 18B-302 (2015) - N.C. Gen. Stat. § 18B-302.1 (2015)
A person under 21 years of age who aids and abets to purchase or attempt to purchase, purchase or to possess, sell or give alcohol to a person who is under 21 years of age	Maximum Penalty: Imprisonment for a term up to 60 days and/or community service and fines (Class 2 misdemeanor)	N.C.Gen. Stat. § 18B-302 (2015) – N.C. Gen. Stat.. § 18B-302.1(2015)
A person over 21 years of age who aids and abets to purchase or to attempt to purchase, purchase or to possess; sell or give, alcohol to a person who is under 21 years of age	Maximum Penalty: Imprisonment for a term up to 120 days and/or community service and fined up to \$1,000 (Class 1 misdemeanor)	N.C.Gen. Stat. § 18B-302 – N.C. Gen. Stat. § 18B- 302.1
Operating a motor vehicle upon any highway, any street or any public vehicular area within this State: while under the influence of an impairing substance; after having consumed sufficient alcohol at any relevant time after the driving, an alcohol concentration of 0.08 or more; or with any amount of a Schedule I controlled substance.	First Offense: Jail – 24 hours; Fine - \$200; License Suspension – 60 days to 1 year Second Offense: Jail – 4 days; Fine – varies; License Suspension – 1 to 4 years Third Offense: Jail – 14 days to 2 years; Fine – varies; License Suspension – 1 year to permanent	N.C.Gen. Stat. § 20-138.1 (2006)
Operating a motor vehicle on a highway or public vehicular area by a person less than 21 years old while consuming alcohol or at any time while he has remained in his body any alcohol or controlled substance previously consumed.	Maximum of 20 days in jail and \$200. If driving while impaired offense is also charged, then: First Offense: Jail – 24 hours; Fine - \$200; License Suspension – 60 days to 1 year Second Offense: Jail – 4 days; Fine – varies; License Suspension – 1 to 4 years Third Offense: Jail – 14 days to 2 years; Fine – varies; License Suspension – 1 year to permanent	N.C.Gen. Stat. § 20-138.1 (2006) & N.C. Gen. Stat. § 20-138.3 (2006)
Possessing an alcoholic beverage other than in the unopened manufacturer's original container or consuming an alcoholic beverage, in the passenger area of a motor vehicle while the motor vehicle is on a highway or the right-of-way of a highway.	Maximum Penalty: Imprisonment for a term up to 60 days and/or community service and fines up to \$1,000 (Class 2 or 3 misdemeanor based on number of offenses)	N.C.Gen. Stat. § 18B-301 (2019); N.C. Gen. Stat. §18B-401 (2021); N.C.Gen. Stat §20-138.7 (2013)

Federal Regulations

The law prohibiting unauthorized possession of any controlled substance is found in [21 USC § 844](#). Simple possession of any controlled substance (in other words, possessing a small amount for personal consumption without intending to distribute or sell) is a misdemeanor under federal law and carries a fine of at least \$1,000 and a sentence of no more than one year in prison (except for possession of Flunitrazepam, more commonly known as “roofies,” which is always a felony and carries a greater penalty). Repeat possession offenders may be charged with a felony, which carries a longer prison sentence and greater fine. Possession with intent to distribute carries additional penalties. In addition to prison sentences and fines, persons convicted of possession may also be fined for the reasonable costs of the investigation and prosecution of the offense.

The penalties for drug trafficking are found in 21 USC § 841 and are listed in the charts below. Persons who violate drug trafficking laws within 1,000 feet of a university may face more severe penalties.

1. Drug-Free Workplace Act of 1988 (41 U.S.C.A. § 8103): The purpose of this Act is to require all federal grantees to agree that they will provide drug-free workplaces as a precondition of receiving a contract or grant from a federal agency. NCCU receives federal funding and must comply with this Act. https://www.samhsa.gov/sites/default/files/programs_campaigns/division_workplace_programs/drug-free-workplace-act-1988.pdf

2. Drug-Free Schools and Communities Act Amendments of 1989: The purpose of this act is to require institutions of higher education to establish policies that address unlawful possession, use, or distribution of alcohol and illicit drugs for faculty, staff, and students. NCCU is an institution of higher education and must comply with this Act. <https://www.congress.gov/bill/101st-congress/house-bill/3614>

Information contained in tables from this point forward can be attributed to the Drugs of Abuse, A DEA Resource Guide (2022 Edition) report found at https://www.dea.gov/sites/default/files/2022-12/2022_DOA_eBook_File_Final.pdf

Federal Legal Sanctions and Penalties

Federal Trafficking Penalties

DRUG/SCHEDULE	QUANTITY	PENALTIES	QUANTITY	PENALTIES
Cocaine (Schedule II)	500–4999 grams mixture	First Offense: Not less than 5 yrs., and not more than 40 yrs. If death or serious injury, not less than 20 or more than life. Fine of not more than \$5 million if an individual, \$25 million if not an individual. Second Offense: Not less than 10 yrs., and not more than life. If death or serious injury, life imprisonment. Fine of not more than \$8 million if an individual, \$50 million if not an individual.	5 kgs or more mixture	First Offense: Not less than 10 yrs, and not more than life. If death or serious injury, not less than 20 or more than life. Fine of not more than \$10 million if an individual, \$50 million if not an individual. Second Offense: Not less than 15 yrs., and not more than life. If death or serious injury, life imprisonment. Fine of not more than \$20 million if an individual, \$75 million if not an individual. 2 or More Prior Offenses: Not less than 25 years. Fine of not more than \$20 million if an individual, \$75 million if not an individual.
Cocaine Base (Schedule II)	28–279 grams mixture		280 grams or more mixture	
Fentanyl (Schedule II)	40–399 grams mixture		400 grams or more mixture	
Fentanyl Analogue (Schedule I)	10–99 grams mixture		100 grams or more mixture	
Heroin (Schedule I)	100–999 grams mixture		1 kg or more mixture	
LSD (Schedule I)	1–9 grams mixture		10 grams or more mixture	
Methamphetamine (Schedule II)	5–49 grams pure or 50–499 grams mixture		50 grams or more pure or 500 grams or more mixture	
PCP (Schedule II)	10–99 grams pure or 100–999 grams mixture		100 gm or more pure or 1 kg or more mixture	
PENALTIES				
Other Schedule I & II drugs (and any drug product containing Gamma Hydroxybutyric Acid) Flunitrazepam (Schedule IV)	Any amount 1 gram	First Offense: Not more than 20 yrs. If death or serious injury, not less than 20 yrs., or more than life. Fine \$1 million if an individual, \$5 million if not an individual. 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.		
Other Schedule III drugs	Any amount	First Offense: Not more than 10 years. If death or serious injury, not more than 15 yrs. Fine not more than \$500,000 if an individual, \$2.5 million if not an individual. 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.		
All other Schedule IV drugs	Any amount	First Offense: Not more than 5 yrs. Fine not more than \$250,000 if an individual, \$1 million if not an individual.		
Flunitrazepam (Schedule IV)	Other than 1 gram or more	Second Offense: Not more than 10 yrs. Fine not more than \$500,000 if an individual, \$2 million if other than an individual.		
All Schedule V drugs	Any amount	First Offense: Not more than 1 yr. Fine not more than \$100,000 if an individual, \$250,000 if not an individual. Second Offense: Not more than 4 yrs. Fine not more than \$200,000 if an individual, \$500,000 if not an individual.		

Federal Trafficking Penalties – Marijuana

DRUG	QUANTITY	1st OFFENSE	2nd OFFENSE *
Marijuana (Schedule I)	1,000 kg or more marijuana mixture; or 1,000 or more marijuana plants	If death, not more than 5 yrs. Fine not more than \$250,000, \$1 million if other than an individual Not more than 10 yrs. Fine \$500,000 if an individual, \$2 million if other than individual	Not more than 5 yrs. Fine not more than \$250,000, \$1 million if other than an individual Not more than 10 yrs. Fine \$500,000 if an individual, \$2 million if other than individual
Marijuana (Schedule I)	100 kg to 999 kg marijuana mixture; or 100 to 999 marijuana plants	Not less than 5 yrs. or more than 40 yrs. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine not more than \$5 million if an individual, \$25 million if other than an individual.	Not less than 10 yrs. or more than life. If death or serious bodily injury, life imprisonment. Fine not more than \$8 million if an individual, \$50 million if other than an individual.
Marijuana (Schedule I)	More than 10 kgs hashish; 50 to 99 kg marijuana mixture More than 1 kg of hashish oil; 50 to 99 marijuana plants	Not less 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 other than an individual.	Not more than 30 yrs. If death or serious bodily injury, life imprisonment. Fine \$2 million if an individual, \$10 million if other than an individual.
Marijuana (Schedule I)	Less than 50 kilograms marijuana (but does not include 50 or more marijuana plants regardless of weight) 1 to 49 marijuana plants;	Not more than 5 yrs. Fine not more than \$250,000, \$1 million if other than an individual.	Not more than 10 yrs. Fine \$500,000 if an individual, \$2 million if other than the individual.
Hashish (Schedule I)	10 kg or less		
Hashish Oil (Schedule I)	1 kg or less		

*The minimum sentence for a violation after two or more prior convictions for a felony drug offense has become final is not less than 25 years of imprisonment and a fine up to \$20 million if an individual and \$75 million if other than an individual.

HEALTH RISKS OF DRUG AND ALCOHOL USE AND ABUSE

All drugs, whether legal or illegal, influence the functioning of essential organs in the body. These effects occur both acutely after ingesting drugs and alcohol, as well as cumulatively. Examples of legal drugs include alcohol, tobacco, CBD, and increasingly, marijuana. Illegal drugs include opioids, stimulants, and hallucinogens.

As drugs impact organ function, consequences arise in the areas of vital sign stability, brain function, cardiovascular health, disease risk, and mortality. Most consequences have the potential to occur immediately, some consequences develop over time. Consistent use of any intoxicants will escalate negative effects of body and mind. Some of the adverse health effects of drugs and alcohol noted by the National Institute of Health (NIH) in 2020 are listed below:

A. Vital Sign Changes

- Heart rate, blood pressure, and respiratory rate may drastically elevate or decrease, causing shortness of breath, palpitations, sweating, or discomfort
- Elevated or decreased body temperature

B. Brain Function

- Problems with a person's ability to think, learn, remember, and make decisions (cognitive impairment)
- A loss of reality due to severe impairment of thought and emotions (psychosis)
- Difficulty regulating mood
- Can cause or exacerbate underlying mental health issues (depression, anxiety, aggression, paranoia, and hallucinations)
- Increases risk of developing an addiction
- Disordered eating
- Insomnia

C. Cardiovascular Health

- Elevations in blood pressure, heart rate, and vasoconstriction can lead to medical emergencies of chest pain, myocardial infarction, stroke. These risks are highest with illegal stimulant drugs such as cocaine, amphetamines, and methamphetamine; however, long term usage of other drugs and tobacco also carry this risk
- Decreases in blood pressure can lead to syncope, inadequate blood circulation (leading to decreased oxygen in the body), and cardiac arrest
- Atherosclerosis
- Hypertension
- Irregular heart rhythm, tachycardia
- Cardiomyopathy

D. Increased Disease Risk

- Cardiac, pulmonary, and gastrointestinal chronic disease
- Cancer
- Addiction
- HIV/AIDS
- Hepatitis

E. Mortality

- Death
 - Cardiac arrest, respiratory arrest due to overdose
 - Drunk driving, personal injury, accidents
 - Aspiration leading to suffocation

Most Commonly Used and Abused Drugs

As discussed previously, many substances can alter an individual's cognition and judgement, and lead to various physical and psychological problems. These issues arise both through the negative effect of substances on the body, physical or sexual violence, accidents, and injuries. Based on student conduct violation reports at North Carolina Central University, the Student Conduct and Community Standards has determined that most used substances on campus are marijuana and alcohol. Further concerns are the usage of nicotine via cigarettes or electronic cigarettes (e-cigarette). Addressing drug and alcohol use in young adults via education, prevention programs, and support of recovery efforts are of critical importance to a student's future health, as learning is adversely affected by consistent drug and alcohol usage (NIH, 2019).

Furthermore, adolescence and young adulthood is a developmental period associated with the highest risk for developing a substance use disorder (NIH, 2019).

Alcohol use is detrimental to the mind, body, and scholastic achievement of young adults. According to the National Institute on Alcohol Abuse and Alcoholism (NIAAA), almost 53 percent of full-time college students aged 18-22 drank alcohol in the past month, and about 33 percent engaged in binge drinking during that same period (2020). Binge drinking is defined as four or more drinks in one sitting for women (and five or more for men). Students who binge drink three times a week or more are six times more likely to perform poorly on a test or project and five times as likely to have missed class than their peers (NIAAA, 2020). Drinking or binge drinking alcohol as a young adult has many consequences that are often overlooked by young adults, due to their ever-developing brains (NIAAA, 2020).

Marijuana was also identified in student violations reports as used by students at North Carolina Central University. As stated by the NIH, 43% of college students in the United States utilize marijuana. The use of marijuana has health, safety, and legal implications for young adults (2018). Living in a state where marijuana is illegal can have further complications for students, beyond the acute and chronic health implications. For students, those who use marijuana spend less time studying, have lower grade point averages, reduced rates of degree completion, and miss more classes than their nonsmoking peers (Gunn, 2019).

According to the CDC, cigarettes are the leading cause of death in the United States. In 2019, an estimated 8% of adults aged 18-24 used cigarettes, which is less than the percentage of all adults who smoke cigarettes at 15.1% (2020). The use of cigarettes has been in decline over the past several decades. However, E-cigarette usage, or vaping, has increased steadily in the past decade, with the highest utilization in adolescents and young adults (CDC, 2020). Although electronic cigarettes are felt by many in society to be safe, in the past several years there has been a large uptick in hospitalizations and deaths from e-cigarettes, and studies (FDA, 2018).

The following information discusses further the short and long-term effects of marijuana, alcohol, and nicotine use:

Marijuana

Marijuana derives from the hemp plant, Cannabis Sativa, and contains the psychoactive chemical delta-9-tetrahydrocannabinol, or THC. Marijuana can either be smoked, vaped, or eaten and produces feelings of enhanced sensory perception or euphoria, followed by drowsiness and relaxation. The short-term dangerous effects of THC are impaired memory, anxiety, loss of coordination, difficulty learning, hallucinations, panic, and increased heart rate (NIH, 2020). Long term use of marijuana can have respiratory implications such as chronic cough, increased respiratory infections, and lung damage (NIH, 2020); as well as cause cognitive impairment, mental health issues, increased risk of schizophrenia, and possibly lower IQ if utilized during adolescent years (Shen, 2020).

A combination of marijuana and alcohol will likely increase the potency of each, resulting in increased heart rate and blood pressure, poor judgment, increase in the risk of danger to self and others. Alcohol and marijuana are often used together by college students (NIH, 2020), which is troubling. Withdrawal symptoms for marijuana use can include irritability, difficulty sleeping, decreased appetite, and anxiety (NIH, 2020).

Alcohol

Ethanol, also known as alcohol, is an intoxicant with adverse effects such as a neurotoxin and central nervous system depressant (NIH, PubChem, 2021). Alcohol has short-term negative effects of impaired judgment, decreased coordination and reflexes; as well as more severe complications such as breathing difficulties or loss of consciousness. Alcohol use can also lead to injuries and risky behaviors, increasing the risk of drunk driving accidents, sexual assault, physical altercation, and unplanned pregnancies, sexually transmitted infections (NIH, 2020). Recent data from the NIAAA estimate that about 1,519 college students ages 18-24 die from alcohol-related unintentional injuries, including motor vehicle crashes every year (2020). Further troubling statistics estimate that about 790,000 students ages 18-24 are physically or sexually assaulted by another student who has been drinking (NIAAA, 2020).

Long-term usage of alcohol can have permanent effects on the body, and lead to cognitive impairment, irritability, irregular heart rhythm, stroke, hypertension, cirrhosis and fibrosis of the liver, and cancers of the mouth, throat, liver, and breast (NIH, 2020).

Alcohol is also exceedingly dangerous that withdrawal symptoms from use can be fatal. Symptoms of alcohol withdrawal include the following: difficulty sleeping, shaking, irritability, depression, anxiety, nausea, sweating, confusion, and hallucinations; and can cause seizures and death (NIH, 2020). Long-term alcohol use can reduce life by 10 years or more (NIAAAA, 2020).

Tobacco

Tobacco is a plant where the leaves are harvested and treated to be used for cigarettes, cigars, and smokeless tobacco. The psychoactive chemical in cigarettes is nicotine. Nicotine can harm the developing young adult brain, affecting parts of the brain that control attention, learning, mood, and impulse control (NIH, 2020). Young adults who utilize and become addicted to nicotine are much more likely to become addicted to other drugs or substances (CDC, 2020).

Immediate negative effects of tobacco include bad breath, fatigue, cough, shortness of breath, and increases in blood pressure, heart, and respiratory rate (NIH, 2020). Persistent usage of tobacco in any form can lead to heart diseases such as atherosclerosis, high blood pressure, stroke, heart attack, and an enlarged heart. Chronic tobacco smoking can also lead to debilitating lung diseases such as Chronic obstructive pulmonary disease or emphysema. Use of any form of tobacco can cause cancers of the oral mucosa, gastrointestinal tract, lungs, bladder, and leukemia (NIH, 2020). Tobacco use kills about half of the people who use and takes at least 10 years off a person's life (NIH, 2020). The longer one uses tobacco, the worse the health consequences, which is why it is so important for younger adults to not begin this detrimental habit.

Electronic Cigarettes

Electronic cigarettes (or e-cigarettes) are also called vapes, e-hookahs, and vape pens. E-cigarettes work by heating a liquid to produce an aerosol that is inhaled to the lungs. The liquid in electronic cigarettes can contain nicotine, tetrahydrocannabinol (THC), and/or cannabidiol (CBD) oils (CDC, 2020). E-cigarettes that contain nicotine have similar risks associated with nicotine contained in tobacco cigarettes, as discussed in the prior passage. Scientists are still studying the effects of inhaled vapor on the respiratory system, and many of the ingredients in e-cigarette aerosol could also be harmful to the lungs in the long term (CDC, 2020). E-cigarettes often come in sweet or candy-like flavors that can be more appealing to the younger adult. A history of smoking or vaping nicotine, particularly daily,

increases the likelihood that young adults will use alcohol, marijuana, and other illegal drugs. More than 80 percent of youth who have substance use disorders use tobacco, develop nicotine dependence and continue using tobacco as adults (CDC, 2020). Another danger of e-cigarettes is that THC vaping products mixed with the filler Vitamin E acetate (and possibly other chemicals) have led to serious lung illnesses and deaths in the past several years (NIH, 2020).

To conclude, cigarette, alcohol, and drug use among young adults can have negative impacts on their brains and brain development, cardiovascular system, physical wellbeing, scholastic achievements, and mental health (NIH, 2020). There are also significant concerns that the use and abuse of substances in young adulthood can increase the risk of future substance abuse, addiction, and staggeringly decrease life expectancy (NIH, 2020). Abstinence from drugs, alcohol, and cigarettes is of the utmost importance to the current and future health of college students.

https://d14rmgtrwzf5a.cloudfront.net/sites/default/files/nida_commonlyuseddrugs_final_printready.pdf

UNIVERSITY DRUG AND ALCOHOL PROGRAMS AND INTERVENTIONS

Education and Awareness Programs

NCCU shall establish and maintain a program of education designed to help all members of the University community avoid involvement with illegal drugs. The educational program shall emphasize: (1) the incompatibility of the possession, use, or sale of illegal drugs with the goals of the University; (2) the legal consequences of involvement with illegal drugs; (3) the medical implications of the use of illegal drugs; and (4) the ways in which illegal drugs jeopardize an individual's present accomplishments and future opportunities.

Alcohol and other drug prevention programs are provided to students at the university. The purpose of these programs is to provide primary intervention in the prevention and/or reduction of alcohol and other drug use by students. Examples of programs that have been provided to students include, but are not limited to, the following:

Campus-Wide Prevention Programming

- a. **Thirsty Thursday/Stomp Out Stigma** – A collaborative event focused on mental health promotion and substance use prevention. Invited speakers discuss their road to addiction and recovery and the impact substance use had on their lives. The event provides an evening of music, entertainment, and alcohol-free drinking contest among Greek organizations.
- b. **Success Life Skills Mutual Support Group** – This is a mutual support group, run by students and Counseling Center staff, to help individuals develop independence over a variety of maladaptive patterns of thought, emotion, and behavior.
- c. **Alcohol and Other Drug Tabling Events** – provided on an annual basis in both fall and spring semesters, these tabling events provide pick-up “on the go” information about alcohol and other drug use, prevention, and education for NCCU students at various events.
- d. **Alcohol & Drug Workshops and Presentations** – provided on an ongoing basis through a collaborative effort with various campus departments and student organizations by delivering a lecture presentation on various substances, their long-term, and short-term effects, and consequences on misuse and abuse of the substance.

- e. **Mental Health First Aid** – A training available to students, faculty, and staff. It is designed to support others through prevention and early intervention responses for their well-being. The course teaches how to identify, understand and respond to signs of mental health and substance use challenges among adults. Participants will build skills and confidence needed to reach out and provide initial support to those who are struggling. Participants also learn how to help connect them to appropriate support.
- f. **E-Checkup to Go** – all first-year students are strongly encouraged to complete this evidence-based, personalized online alcohol (e-CHUG) and marijuana (e-TOKE) intervention program designed by counseling center psychologists at San Diego State University. This NASPA-recognized program has demonstrated significant reductions in destructive substance use among college students. In collaboration with University College, students who complete this program will receive points toward their final grades in their UNIV 1100 course.

The university will be initiating and implementing new alcohol and drug prevention programs on campus this fall semester.

HOPE Collegiate Recovery Community Program

The HOPE program was created to engage students in their recovery efforts from substance use and addiction. The HOPE program is designed to provide a supportive environment within the campus culture that reinforces the student's decision to engage in a lifestyle of recovery from substance use. The HOPE program is also designed to provide an educational opportunity alongside recovery support to ensure that students do not have to sacrifice one for the other.

NCCU provides information about drug counseling and rehabilitation services available to students of the University through campus-based programs and community-based organizations. Persons who voluntarily avail themselves of University services shall be assured that applicable professional standards of confidentiality will be observed. This program is held each academic year.

Behavioral Health Interventions

The NCCU Student Health and Counseling Centers provide several treatment services for students with substance use disorders including individual, group therapy, psychoeducation, and medication management. The Office of Student Conduct and Community Standards also provides interventions for students managing substance abuse difficulties.

The Counseling Center performs assessments that are mandated from within the University. Because criteria and expectations from outside sources tend to be quite varied and not always explicit, the Counseling Center will not perform mandated assessments for entities outside of the University, such as court-ordered substance abuse assessments. (Source: NCCU Counseling Center).

Students who have violated university alcohol and other drug policies will receive sanctions through the Office of Student Conduct and Community Standards and may be evaluated by the Counseling Center to determine whether treatment is necessary.

Restorative Education and Counseling

- Students who have violated university alcohol and other drug policy are required to meet with a staff member from the Office of Student Conduct and Community Standards to discuss the violation. Sanctions for students are evaluated based on their

number of offenses and violations. Students who have violated the policy for a minimum of one time are required to complete a reflection paper and will be placed on disciplinary probation for at least one semester. Students who have violated university alcohol and other drug policies more than once will be required to attend the AOD Psychoeducation Mutual Support Group and/or individual counseling to address the student's use and motivation to change behaviors.

Continued Assessment and Referral

- Students who have repeated violations of the university alcohol and other drug policy will be further evaluated to determine the level of care the student needs. Referral to outside treatment agencies may be necessary depending upon the treatment needs of the student.

Rehabilitation

- Possession of any alcohol or other substances while in counseling at the NCCU Counseling Center is strongly discouraged. Students with chronic and/or severe substance use disorders are referred to outside treatment clinics specializing in detoxification, partial hospitalization treatment, intensive or comprehensive outpatient treatment, and rehabilitation.

Medication Management

- Medication management is available for any student who may express the desire for medication as a treatment option or for those who may present severe symptomatology. Medication management is provided to students with substance use disorders by the psychiatric practitioner in Student Health Services.

Alcohol and Substance Use Re-Entry

- A recommendation is to add a formalized reintegration plan for students who have a pause in academic continuation related to substance treatment or disruption. Currently, students receiving alcohol and substance use sanctions complete an AOD screening through Counseling Services to determine needs for education, harm reduction, and decision-making. Students complete the CCAPS-62 which includes a substance use subscale. Additionally, measures are completed for additional information if appropriate. These measures may include and are not limited to AUDIT, CUDIT, DAST 20. This screening helps to assess if they are co-occurring concerns that exist and the level of direct care that is most appropriate. Following the screening students complete an alcohol and substance use education module through TAO Connect. A follow-up appointment is scheduled to review learning outcomes for the module and assess current needs. Students develop a plan that is appropriate for them to continue progress. Furthermore, students in this process are also strongly encouraged to participate in the peer-focused Successful Life Skills (SLS) group that is offered as part of the Center's Collegiate Recovery program. The SLS helps students acquire knowledge and skills for their academic success, interpersonal functioning and well-being. In a supportive peer environment learn to achieve balance, practice adaptive behaviors and making healthy choices for them. The NCCU Counseling Center is looking to add another module through TAO Connect that is specifically aligned with EDGAR 86. The additional module provides more education for students who may have more moderate to higher needs, than general education for students whose behavior may not be problematic. Students who have been in the NCCU Counseling Session during the current year and have at least two administrations of the CCAPS experienced a 23% change in moderate distress related to alcohol/substance use and 37% for student who initially reported elevated distress in this area.
- As part of the reintegration, the recommendation would be that students are encouraged

to coordinate care needs to include the NCCU Counseling Center to support their process of recovery or decision-making for harm reduction to increase the likelihood of successfully reintegrating with resources to decrease their chances of relapse and not persisting through graduation. Students may receive services or engage in services and programming through the Counseling Center or through an extension of services with community providers. The plan would be reviewed with students at scheduled intervals to modify the plan as needs evolve including discontinuing the plan with measurable stabilization for students as a part of their return.

Resources for Students

The North Carolina Central University Counseling Center received a Collegiate Recovery Community (CRC) grant to contribute to recovering students' academic success by creating a supportive environment for students in various stages of recovery. Funding supports programs, experiential activities, and other services that increase awareness of substance use issues on campus.

Students are offered additional support by the following off-campus counseling provider partners:

- **Carolina Outreach** - 2670 Chapel Hill BLVD. Durham N.C., 27707; (919) 251-9001
- **Freedom House** - 400-D Crutchfield St., Durham N.C., 27704; (919) 251-8006
- **Mind Path Care Centers** 3604 Shannon Rd. STE 200 Durham N.C., 27707; (919) 403-2122
- **Carolina Behavioral Care** - Durham Office, 4102 Ben Franklin BLVD. Durham N.C. 27704; (919) 972-7700
- **HopeLine Prevention** – 24/7 Crisis Line (919) 231- 4525 | 877-235-4525

Resources for Faculty and Staff

Employee Assistance Program (EAP) services are offered at no cost through the university. Confidential counseling is available through ComPsych at 866-301-9634. A variety of resources are provided regarding substance abuse, grief, and loss, job pressure, problems with children, depression, and relationship/marital conflicts. For additional information, contact Human Resources.

- **Carolina Outreach** - 2670 Chapel Hill BLVD. Durham N.C., 27707; (919) 251-9001
- **Freedom House** - 400-D Crutchfield St., Durham N.C., 27704; (919) 251-8006
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- **HopeLine Prevention** – 24/7 Crisis Line (919) 231- 4525 | 877-235-4525

End of Report.