

Your Right to Know

Drug-Free Schools, Workplaces, Communities

STANDARDS OF CONDUCT

Olympic College is committed to maintaining an environment of teaching and learning which is free of illicit drugs and alcohol. In compliance with the requirements of the Drug-Free Schools and Communities Act Amendments 1989 as mandated by section 22 of Public Law 101-226, all students and employees of Olympic College are notified of the following: the unlawful manufacture, distribution, dispensation, possession, or use by students or employees of any controlled substance and alcohol is prohibited in and on Olympic College owned and controlled property.

Students: Each student, by the act of registering, agrees to obey the rules and regulations of Olympic College. The Student Conduct Code, available on Olympic College's website describes prohibited conduct involving drugs and alcohol for students. [See WAC 132C-120-065(10)].

Employees: A statement of Olympic College's commitment to a drug-free workplace for employees can be found on the college's website at www.olympic.edu (Policy OCP 400-1) and in the OC [Employee Handbook](#) (Section 702 Drug and Alcohol Use) available through Human Resource Services.

SANCTIONS FOR VIOLATIONS

Olympic College will impose appropriate sanctions, consistent with local, state and federal law, on students and employees who violate the College's policies and standards of conduct for a drug-free environment. Students and employees found to be in violation may be subject to arrest and conviction under the applicable criminal laws of local municipalities, the State of Washington, or the United States. Conviction can result in sanctions including probation, fines, and imprisonment.

Employees: Employee violation of the college's drug and alcohol policy will result in disciplinary action being taken in accordance with bargaining unit agreements, tenure laws, or other policies of the institution. Prohibited conduct involving illicit drugs and alcohol may be subject to one or more penalties described in the OC Employee Handbook (Section 702 Drug and Alcohol Use), including disciplinary action, up to and including immediate termination of employment, and/or required participation in a substance abuse rehabilitation or treatment program. Employees must abide by the terms of drug and alcohol policies and report any conviction under a criminal drug statute for violations in or on Olympic College properties or while conducting college business as described in college policy OCP 400-1.

Students: Students who violate the standard of conduct involving controlled substances will receive discipline as described in the Student Conduct Code on the college's website at www.olympic.edu/current-students/policies-processes/student-conduct-code. Possible penalties for students include a disciplinary warning, written reprimand, disciplinary probation, loss of privileges, expulsion, restitution, or other appropriate action. [See WAC 132C-120-145].

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This Information complies with the 1992, 1998 and 2008 Higher Education Amendments.

Olympic College does not discriminate on the basis of race, color, national origin, sex, disability, sexual orientation, or age in its programs and activities.

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Communications and Web Services Dept.

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PENALTIES

Federal Drug Laws

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

Denial of Federal Benefits (21 USC 862)

Federal or state drug convictions may result in the loss of federal benefits, including school loans, grants, scholarships, contracts, and licenses. Federal drug trafficking convictions may result in denial of federal benefits for up to five years for a first conviction, 10 years for a second conviction and permanent denial of federal benefits for a third conviction. Federal or state drug convictions for possession may result in denial of Federal benefits for up to one year for a first conviction, completion of a drug treatment program and/or community service; and up to five years for subsequent convictions, completion of a drug treatment program and/or community service.

Forfeiture of Property and Real Estate (21 USC 853)

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

Federal Drug Trafficking Penalties (21 USC 841)

Penalties for federal drug trafficking convictions vary according to the quantity of the controlled substance involved in the transaction. The list below is a sample of their range and severity of federal penalties imposed for the first convictions. Penalties for subsequent convictions are twice as severe. See www.deadiversions.usdoj.gov for more information.

Substance/Amount	Penalty for First Conviction
Heroin/1 kg or more Cocaine/5 kg or more Crack cocaine/50 gm or more Methamphetamine/50 gm or more PCP/100 gm or more LSD/10 gm or more Marijuana/1,000 kg or more	Prison: not less than 10 years. Prison: not more than life. Fine: up to \$4 million or more.
Heroin/100 gm or more Cocaine/500 gm or more Crack cocaine/5 gm or more Methamphetamine/5 gm or more PCP/10 gm or more LSD/1 gm or more Marijuana/100 kg or more	Prison: not less than 5 years Prison: not more than 40 years Fine: up to \$2 million
Marijuana/less than 50 kg Hashish/less than 10 kg Hash Oil/less than 1 kg	Prison: up to 5 years Fine: up to \$250,000
Controlled Substance, Schedule I and II, GHB	Prison: up to 20 years Fine: up to \$1 million
Controlled Substance, Schedule IV	Prison: up to 5 years Fine: up to \$250,000
Controlled Substance, Schedule V	Prison: up to 1 year Fine: up to \$100,000
Controlled Substance, Schedule V	Prison: up to 1 year Fine: up to \$100,000

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

Persons convicted on federal charges of drug trafficking within 1,000 feet of Olympic College (21 USC 860) face penalties of prison terms and fines which are twice as high as the regular penalties for the offense, with mandatory prison sentence of at least one year.

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Federal Drug Possession Penalties (21 USC 844)

Persons convicted of federal charges of possession of any controlled substance face penalties of up to one year in prison and a mandatory fine of no less than \$1,000. Second convictions are punishable by not less than 15 days but not more than two years in prison and a minimum fine of \$2,500. Subsequent convictions are punishable by not less than 90 days, but not more than three years in prison and a minimum fine of \$5,000.

Special sentencing provisions for possession of crack cocaine impose a mandatory prison term of not less than five years but no more than 20 years and a minimum fine of \$1,000, or both if: (a.) it is a first conviction and the amount of the crack possessed exceeds 5 grams; (b.) it is a second conviction and the amount of crack possessed exceeds 3 grams; and (c.) it is a third conviction and the amount of crack possessed exceeds 1 gram. A mandatory prison sentence of not less than three years is imposed for possession of flunitrazepam.

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

Washington State Drug and Alcohol Laws

Under RCW 66.44, Washington state law prohibits both the sale of alcoholic beverages to persons under 21 years old and the possession of alcohol by anyone under 21. State law also makes it illegal to possess open containers of alcoholic beverages or consume alcohol or marijuana in moving or standing vehicles. Driving under the influence of alcohol, marijuana or any drug (DUI) is an offense evidenced by impairment of normal faculties, THC level of 5.0 or unlawful blood or breath alcohol level of .08 or higher. Depending on the severity and aggravating factors, violations of these state laws may be misdemeanors or felonies. Penalties range from civil infractions, community service, probation, treatment at an alcohol or chemical dependency treatment program, driver's license suspension or revocation, fines up to thousands of dollars, and imprisonment. See Washington State Statutes, Section 46.61 and 66.44.

Under RCW 69.50, the following is a partial list of illicit drugs considered to be controlled substances by Washington State: Narcotics (opium and cocaine, and all drugs extracted, derived, or synthesized from opium and cocaine, including crack cocaine and heroin); amphetamine; methamphetamine; barbiturates, and hallucinogenic substances (LSD, peyote, mescaline, psilocybin, PCP, THC, MDA, STP).

A. State Penalties for Illegal Sale of Controlled Substances: the illegal sale of any controlled substance is punishable by up to 10 years in prison, \$25,000 fine if the crime involved less than 2kg of the drug (\$100,000 minimum fine if the crime involved 2kg or more), or both (RCW 69.50.401)

B. State Penalties for Illegal Manufacture or Delivery of Controlled Substance - Narcotics, flunitrazepam, amphetamine, methamphetamine (RCW 69.50.401) - up to 10 years prison, \$25,000 fine, or both (and) Non-narcotics - up to 5 years prison, \$10,000 fine, or both. Fines, imprisonment or both may be double if violations occurred in a public park, public transit, school or school bus or other designated areas (RCW 69.50.435);

C. State Penalties for Possession of Controlled Substance - Possession of any controlled substance is punishable by up to 5 years prison, \$10,000 fine, or both. (RCW 69.50.4013, RCW 9A.20.021). More severe penalties are provided for persons convicted of providing controlled substances to minors and for repeat offenses.

NOTE: Alcoholism and drug dependency are recognized by Washington State as treatable illnesses. As an employer, the state's concern with these illnesses is entirely limited to the effect they may have on an employee's job performance or on-the-job behavior. There is no intent to intrude upon the private life of any employee.

Local Drug and Alcohol Laws

Municipal and county ordinances prohibit the consumption or possession of alcohol or illegal drugs in public places, public parks, recreation areas or on any public school property. The consumption of alcohol is prohibited during specific hours in clubs and certain premises open to the public. Penalties are mandated by state and federal laws.