



[www.capricollege.com](http://www.capricollege.com)

## Drug & Alcohol Policy

### July 2024

395 Main Street, Box 873  
Dubuque, IA 52001  
563-58-2379

2945 Williams Parkway, SW  
Cedar Rapids, IA 52404  
319-364-1541

2540 E. 53<sup>rd</sup> Street  
Davenport, IA 52807  
563-388-6642

2323 Crossroads Blvd.  
Waterloo, IA 50702  
319-234-2600

*\*This policy is distributed to all employees and students annually. We review our Drug and Alcohol Policy for effectiveness at least once every two years through Campus Security reporting and by the number of drug and alcohol related disciplinary actions, treatment referrals, and incident reports to and from police. If changes are deemed necessary, they will be implemented, and the students/staff informed. We have determined, as of our most recent review (September 1, 2023), our program is reasonably effective. Capri College has had no drug or alcohol related violations/fatalities or related sanctions over the past year.*

## Drug & Alcohol Policy

Capri College is committed to providing a campus environment free of the use of alcohol and illegal drugs. To strengthen that commitment, the school has adopted and implemented a program that seeks to prevent the abuse of alcohol and drugs by its employees and students. The School's policies concerning the use of alcohol and drugs are outlined below. This statement is provided annually to students, faculty, and staff of the school in compliance with the requirements of the Drug-Free Schools and Communities Act, Public Law 101-226.

The unlawful manufacture/distribution/dispensation/possession and/or use of a controlled substance (drugs) and the unlawful possession or use, of alcohol are prohibited in and on property owned or controlled by the school.

No employee or student is to report for work, attend class, or participate in a school activity while under the influence of illegal drugs, alcohol, or prescription drugs that would affect his/her performance.

### **Capri College Disciplinary Sanctions:**

Violation of the policies and laws referenced above by an employee or student will be grounds for disciplinary actions up to and including termination or expulsion in accordance with the applicable school policies. A referral may also be made for prosecution consistent with local, state, and federal criminal laws. Disciplinary action taken against a student or employee by the School does not preclude the possibility of criminal charges being filed against that individual. The filing of criminal charges similarly does not preclude action by the school.

Capri College may conduct searches for illegal drugs or alcohol on School facilities at any time, without prior notice to employees and students. Regarding employees, School Facilities include, without limitation: offices, desks, drawers, cabinets, files, lockers, equipment, including computers, email and voicemail, School vehicles, and any area on the School's premises. Regarding students, School Facilities include, without limitation: desks, drawers, lockers, and any area on the School's premises. These examples are provided as illustrations only and do not create an expectation of privacy in locations not listed.

Students and employees should have no expectation of privacy with respect to items brought onto Company property and/or stored in company facilities. In addition, when the Capri College has a reasonable suspicion that a School policy is being violated that necessitates a search, employees and students may be required to submit to reasonable searches of personal vehicles, parcels, purses, handbags, backpacks, briefcases, lunch boxes, student kits or any other possessions or articles brought on to the company's property.

Employees and students are expected to fully cooperate. Persons entering the premises who refuse to cooperate in an inspection conducted pursuant to this policy may not be permitted to enter the premises. All employees must cooperate in an inspection; failure to do so is insubordination and will result in disciplinary action, up to and including discharge.

# Drug & Alcohol Policy

As a condition of employment, Capri College employees must consent to a drug or alcohol screening at any time during employment if the School has reasonable suspicion that the employee is under the influence of drugs and/or alcohol. The refusal to consent to testing may result in disciplinary action, including termination. The Capri College will cover the costs associated with such drug and/or alcohol screening.

## Local, State and Federal Sanctions:

Local State and Federal laws prohibit the possession of alcoholic beverage by persons under age 21. No person may sell, give, or serve alcoholic beverages to a person under age 21, and it is unlawful for a person under age 21 to misrepresent his or her age in order to obtain alcohol. It is a crime for any person to possess or distribute a controlled substance (drug).

The State of Iowa has established ordinances regarding alcoholic beverages. Iowa has ordinances that deal with the consumption of alcohol on public streets, sidewalks, and/or alleyways. Public intoxication or alcohol consumption is a simple misdemeanor in Iowa. Penalties include a fine of at least \$65 (and up to \$625), up to 30 days in jail, or both.

## IOWA Penalties for DRIVING UNDER THE INFLUENCE OF ALCOHOL/DRUGS

<https://dui.drivinglaws.org/iowa.php>

OFFENSE	FINE	JAIL	LICENSE SUSPENSION
1 <sup>st</sup>	Up to \$1250	48 hours to 1 year	180 days – 1 year
2 <sup>nd</sup>	\$1875 minimum	7 days to 2 years	1 years
3 <sup>rd</sup> and Subsequent	\$3125 minimum	30 days to 5 years	6 years

## State Criminal and Civil Penalties for Unauthorized Possession or Distribution of Alcoholic Beverages:

Offense	
<b>123.47 Persons under eighteen years of age, persons eighteen, nineteen, or twenty years of age, and persons twenty-one years of age and older. 1. A person shall not sell, give, or otherwise supply any alcoholic beverage to any person knowing or having reasonable cause to believe that person to be under legal age.</b>	(1) For a first offense, a simple misdemeanor punishable as a scheduled violation under section 805.8C, subsection 8. (2) For a second or subsequent offense, a simple misdemeanor punishable by a fine of five hundred dollars.
<b>123.47 4.(a) A person who is eighteen, nineteen, or twenty years of age, other than a licensee or permittee, who violates this section regarding</b>	(1) A simple misdemeanor punishable as a scheduled violation under section 805.8C, subsection 7. (2) A second offense shall be a simple misdemeanor punishable by a fine of five hundred dollars. In addition to any other applicable penalty, the person in

## Drug & Alcohol Policy

<p><b>the purchase of, attempt to purchase, or consumption of any alcoholic beverage, or possessing or having control of any alcoholic beverage, commits the following:</b></p>	<p>violation of this section shall choose between either completing a substance use disorder evaluation or the suspension of the person’s motor vehicle operating privileges for a period not to exceed one year. (3) A third or subsequent offense shall be a simple misdemeanor punishable by a fine of five hundred dollars and the suspension of the person’s motor vehicle operating privileges for a period not to exceed one year.</p>
<p><b>123.47 7. A person who is of legal age, other than a licensee or permittee, who sells, gives, or otherwise supplies any alcoholic beverage to a person who is under legal age in violation of this section which results in serious injury to any person.</b></p>	<p>An aggravated misdemeanor.</p>
<p><b>123.47 8. A person who is of legal age, other than a licensee or permittee, who sells, gives, otherwise supplies any alcoholic beverage to a person who is under legal age in violation of this section which results in the death of any person.</b></p>	<p>Class “D” felony.</p>

### Penalties for Possession or Distribution of Marijuana

<p><b>124.401 Subsection 5 a. It is unlawful for any person knowingly or intentionally to possess a controlled substance unless such substance was obtained directly from, or pursuant to, a valid prescription or order of a practitioner while acting in the course of the practitioner’s professional practice, or except as otherwise authorized by this chapter.</b></p>	<p>Misdemeanor for a first offense</p> <p>A person who commits a violation of this subsection and who has previously been convicted of violating this chapter or chapter 124B or 453B, or chapter 124A as it existed prior to July 1, 2017, is guilty of an aggravated misdemeanor.</p> <p>A person who commits a violation of this subsection and has previously been convicted two or more times of violating this chapter or chapter 124B or 453B, or chapter 124A as it existed prior to July 1, 2017, is guilty of a class “D” felony.</p>
<p><b>124.401 Subsection 5 b.</b></p>	<p>If the controlled substance is marijuana, the punishment shall be by imprisonment in the county jail for not more than six months or by a fine of not more than one thousand dollars, or by both such fine and imprisonment for a first offense. If the controlled substance is marijuana and the person has been previously convicted</p>

## Drug & Alcohol Policy

	of a violation of this subsection in which the controlled substance was marijuana, the punishment shall be as provided in section 903.1, subsection 1, paragraph “b”. If the controlled substance is marijuana and the person has been previously convicted two or more times of a violation of this subsection in which the controlled substance was marijuana, the person is guilty of an aggravated misdemeanor.
--	---

### Federal Penalties for Illegal Possession of Controlled Substances:

#### [21 USC CHAPTER 13, SUBCHAPTER I, Part D: Offenses and Penalties 21 USC 844a](#)

1<sup>st</sup> conviction: Up to 1-year federal imprisonment and/or fined at least \$1000.

After 1 prior drug conviction: At least 15 days in prison, not to exceed 2 years and fined at least \$2500 but not more than \$250,00, or both.

After 2 or more prior drug convictions: At least 90 days in prison, not to exceed 3 years and fined at least \$5,000 but not more than \$250,000, or both.

Special sentencing provision for possession of crack cocaine: Mandatory at least 5 years in prison, not to exceed 20 years and fined up to \$250,000, or both, if:

- (a) 1<sup>st</sup> conviction and the amount of crack possessed exceeding 5 grams.
- (b) 2<sup>nd</sup> crack conviction and the amount of crack possessed exceeding 3 grams.
- (c) 3<sup>rd</sup> or subsequent crack conviction and the amount of crack possessed exceeds 1 gram.

#### [21 U.S.C. 853\(a\)\(2\) and 881\(a\)\(7\)](#)

Forfeiture of personal and real property used to possess or facilitate possession of a controlled substance if that offense is punishable by more than one year imprisonment (see special sentencing provisions re: crack.)

#### [21 U.S.C 881\(a\)\(4\)](#)

Forfeiture of vehicles, boats, aircraft, or any other conveyance used to transport or conceal a controlled substance.

#### [21 U.S.C. 844\(a\)](#)

Civil fine of up to \$10,000 (pending adoption of final regulations.) 21 U.S.C. 853a

Denial of Federal benefits, such as student loans, grants, contracts, and professional and commercial licenses, for up to 1 year for first offense, up to 5 years for second and subsequent offenses.

## Drug & Alcohol Policy

### 21 U.S.C. 853a

Denial of Federal benefits, such as student loans, grants, contracts, and professional and commercial licenses, for up to 1 year for first offense, up to 5 years for second and subsequent offenses.

### **Health Risks Associated with use and abuse of Alcohol and Illegal Drugs:**

Alcohol consumption causes a number of marked changes in behavior. Even low doses of alcohol significantly impair the judgment and coordination required to drive a car safely, increasing the likelihood that the driver will be involved in an accident. The use of even small amounts of alcohol by a pregnant woman can damage the fetus. Low to moderate doses of alcohol also increases the likelihood of a variety of aggressive acts.

Moderate to high doses of alcohol cause marked impairment in higher mental functions, severely altering a person's ability to learn and remember information. Heavy use may result in chronic depression and suicide and may also be associated with the abuse of other drugs. Very high doses can cause respiratory depression and death. If combined with other depressants of the central nervous system, much lower doses of alcohol will produce effects described above for very high doses. Long-term, heavy alcohol use can cause digestive disorders, cirrhosis of the liver, circulatory system disorders and impairment of the central nervous system, all of which may lead to early death.

Repeated use of alcohol can lead to dependence, and at least 15-20 percent of heavy users eventually will become problem drinkers or alcoholics if they continue drinking. Sudden cessation of alcohol intake is likely to produce withdrawal symptoms, including severe anxiety, tremors, hallucinations, and convulsions, which can be life threatening. The use of illegal drugs, and the misuse of prescription and other drugs, poses a serious health threat. For example, the use of marijuana (cannabis) may cause impairment of short-term memory, comprehension, and ability to perform tasks requiring concentration.

The use of marijuana also may cause lung damage, paranoia, and possible psychosis. The use of narcotics, depressants, stimulants, and hallucinogens may cause nervous system disorders and possible death as the result of an overdose. Illicit inhalants can cause liver damage.

There are significant risks associated with the use of alcohol and drugs. These risks include impaired academic or work performance; lost potential; financial problems; poor concentration; blackouts; conflicts with friends and others; vandalism, theft and murder, sexual assault, and other unplanned sexual relationships; spouse and child abuse; sexually transmitted diseases; and unusual or inappropriate risk-taking which may result in physical or emotional injury or death.

## Drug & Alcohol Policy

The school maintains drug and alcohol education information that can be obtained from the Student Services Director.

### **Federal Drug Free Work-Place Requirements:**

The following are required of the school and its employees and students:

1. An employee or student shall notify his or her supervisor, or other appropriate management representative, of any criminal drug statute conviction for a violation occurring in the workplace no later than (5) days after such conviction.
2. The School shall notify any federal contacting agency within ten days of having received notice that an employee or student engaged in the performance of such contract or grant has had a criminal drug statute conviction for a violation occurring in the workplace.
3. The School will take appropriate action against any employee or student who is convicted for a violation occurring in the workplace and will require the employee or student's satisfactory participation in a drug abuse assistance or rehabilitation program.

### **Standards of Conduct:**

The Drug and Alcohol Prevention Program policy applies to all Employees/students. The unlawful possession, use, or distribution of illicit drugs and/or alcohol is strictly prohibited at this school. Employees/Students not complying with these standards will be subject to institutional sanctions. The prohibitions for use, possession, and distribution of illegal drugs or alcohol apply to all students on school property or as part of any school activity.

### **Title IV Eligibility Related to Selective Service Registration and Drug-Related Convictions:**

The FAFSA Simplification Act made changes to remove the requirement that male students register with the Selective Service before the age of 26 to be eligible for federal student aid and the suspension of eligibility for Title IV aid for drug-related convictions that occurred while receiving Title IV aid. However, the questions will remain on the FAFSA application. Failure to register with Selective Services or having a drug conviction while receiving federal Title IV aid will no longer impact a student's Title IV aid eligibility.

# Drug & Alcohol Policy

## RESOURCES (by Capri Location) for Information or Help

### CEDAR RAPIDS, IA

Area Substance Abuse Council	319-390-4611	<a href="http://www.asac.us/">www.asac.us/</a>
Cedar Rapids Police Department	319-268-5491 or 911	<a href="http://www.cedar-rapids.org/local_government/departments_g_-_v/police/index.php">www.cedar-rapids.org/local_government/departments_g_-_v/police/index.php</a>
Crisis Center	319-362-2174	<a href="http://www.foundation2.org/">www.foundation2.org/</a>
Waypoint Domestic Abuse	319-363-2093	<a href="http://www.waypointservices.org/">www.waypointservices.org/</a>
Mercy Hospital	319-398-6011	<a href="http://www.mercycare.org/">www.mercycare.org/</a>
St. Luke's Hospital	319-369-7211	<a href="http://www.unitypoint.org/cedarrapids/default.aspx">www.unitypoint.org/cedarrapids/default.aspx</a>
Poison Control Center	800-222-1222	<a href="http://www.iowapoinson.org/">www.iowapoinson.org/</a>
Sexual Assault Intervention	319-363-2093	<a href="http://www.waypointservices.org/">www.waypointservices.org/</a>
Capri College School Director- Sara Hollingshead	319-364-1541 x 203	<a href="mailto:shollingshead@capricollege.com">shollingshead@capricollege.com</a>
Capri College Student Services- Whitney Connor	319-364-1541 x206	<a href="mailto:wconnor@capricollege.com">wconnor@capricollege.com</a>

### DAVENPORT, IA

Center for Alcohol & Drug Services	563-322-2667	<a href="http://www.cads-ia.com">www.cads-ia.com</a>
Davenport Police Department	563-326-7979 or 911	<a href="http://www.cityofdavenportiowa.com">www.cityofdavenportiowa.com</a>
Safe Path Crisis Line – Sexual Assault	563-326-9191	<a href="http://www.famres.org">www.famres.org</a>
Genesis Medical Center	563-421-1000	<a href="http://www.genesishealth.com">www.genesishealth.com</a>
Trinity Medical / Unity Point Health	563-779-5000	<a href="http://www.unitypoint.org">www.unitypoint.org</a>
Poison Control Center	800-222-1222	<a href="http://www.poison.org/">www.poison.org/</a>
Family Resources – Domestic Abuse	309-797-1777	<a href="http://www.famres.org">www.famres.org</a>
Capri College School Director- Elyssa Brookhouse	563-388-6642 x203	<a href="mailto:ebrookhouse@capricollege.com">ebrookhouse@capricollege.com</a>
Capri College Student Services- Robin Peyton	563-388-6642 x218	<a href="mailto:rpeyton@capricollege.com">rpeyton@capricollege.com</a>



# Drug & Alcohol Policy

## DUBUQUE, IA

Dubuque Substance Abuse Center	563-582-3784	<a href="http://www.rehab.com">www.rehab.com</a>
Dubuque Police Department	563-589-4467 or 911	<a href="http://www.cityofdubuque.org">www.cityofdubuque.org</a>
New Beginnings / Domestic Violence Hotline	563-556-1100	<a href="http://www.newbegin.org">www.newbegin.org</a>
Domestic Abuse (YWCA)	563-588-0048	<a href="http://www.ywcaworks.org">www.ywcaworks.org</a>
Mercy Hospital	563-589-2000	<a href="http://www.mercydubuque.com">www.mercydubuque.com</a>
Finley (Unity Point) Hospital	563-582-1818	<a href="http://www.unitypoint.org">www.unitypoint.org</a>
Crescent Health Center	563-690-2850	<a href="http://www.crescentchc.org">www.crescentchc.org</a>
Poison Control Center	800-222-1222	<a href="http://www.iowapoisn.org">www.iowapoisn.org</a>
Riverview Center (Sexual Assault)	563-557-0310	<a href="http://www.riverviewcenter.org">www.riverviewcenter.org</a>
Turning Point (Mercy Treatment Center)	563-589-8290	<a href="http://www.mercydubuque.com">www.mercydubuque.com</a>
Capri College School Director- Jeni Banwarth	563-588-2379 x 313	<a href="mailto:jbanwarth@capricollege.com">jbanwarth@capricollege.com</a>
Capri College Student Services- Allison Yonda	563-588-2379 x 325	<a href="mailto:ayonda@capricollege.com">ayonda@capricollege.com</a>

## WATERLOO, IA

Waterloo Substance Abuse Center	319-235-6571	<a href="http://www.pathwaysb.org">www.pathwaysb.org</a>
Waterloo Police Department	319-291-4340 or 911	<a href="http://www.waterloopolice.com">www.waterloopolice.com</a>
Horizons Substance Abuse Center	319-272-2873	<a href="http://www.intherooms.com">www.intherooms.com</a>
Domestic Abuse Hotline	800-799-7233	<a href="http://www.thehotline.org">www.thehotline.org</a>
Waterloo Sexual Assault Center	319-335-6000	<a href="http://www.rvap.uiowa.edu">www.rvap.uiowa.edu</a>
MercyOne Waterloo Medical Center	319-272-8000	<a href="http://www.mercyone.org">www.mercyone.org</a>
Allen Memorial Hospital	319-235-3941	<a href="http://www.unitypoint.org/waterloo">www.unitypoint.org/waterloo</a>
Poison Control Center	800-222-1222	<a href="http://www.poison.org">www.poison.org</a>
Capri College School Director- Julia Surprenant	319-234-2600 x 102	<a href="mailto:jsurprenant@capricollege.com">jsurprenant@capricollege.com</a>