

ALCOHOL AND DRUG ABUSE PREVENTION POLICY

Based on the Drug Free Schools and Communities Act Amendments of 1989, Public Law 101-225, and to express Pierce Law's concern with preventing alcohol and drug abuse in the school environment, Pierce Law has adopted the following Alcohol and Drug Abuse Prevention Policy.

The policy consists of the following sections: Standards of Conduct; Applicable Legal Sanctions; Available Treatment Programs; Disciplinary Sanction; and Review.

Periodically throughout the year, additional pamphlets, booklets, and informational statements describing aspects of alcohol and drug abuse and methods and placements for treatment in New Hampshire are posted and displayed where they will be available to members of the community.

I. Standards of Conduct

Pierce Law requires the observance of all laws and regulations that pertain to alcoholic beverages and other controlled substances as outlined in the statutes and laws of the State of New Hampshire. The unlawful possession, use, or distribution of illicit drugs and alcohol by any student on Pierce Law property or as part of Pierce Law activities is strictly prohibited.

Being under the influence of alcohol or illicit controlled substances while working in or attending classes in Franklin Pierce Law Center is prohibited. All employees and students are expected to present themselves in a condition free of the influence of alcohol and/or illicit drugs for work or classroom responsibilities at Pierce Law.

II. Applicable Legal Sanctions

United States Code provisions detailing federal legal sanctions for the unlawful possession or distribution of illicit drugs and alcohol may be found in the US Code: Title 21, Section 843. New Hampshire statutory provisions detailing legal sanctions for the unlawful possession or distribution of illicit drugs and alcohol may be found in Title 62 of the Chapter 632A Section of the NH Criminal code.

III. Available Treatment Programs

The following facilities offering inpatient and outpatient programs are available in New Hampshire:

BEECH HILL HOSPITAL
(Inpatient & outpatient services)
Dublin, NH 03444
563-8511

HAMPSTEAD HOSPITAL
(Inpatient, partial hospitalization; no out patient services)
Hampstead, NH 03841
329-5311

CATHOLIC MEDICAL CENTER
(Inpatient & outpatient services)
Alcoholism Treatment Unit
100 McGregor Street
Manchester, NH 03102
668-3545

CHARTER BROOKSIDE HOSPITAL
(Inpatient, outpatient & partial hospitalization)
Northwest Boulevard, Nashua, NH 03063
886-5000

CONCORD HOSPITAL
(Outpatient services)
Chemical Dependency Program
250 Pleasant St.
Concord, NH 03301-2598
228-2759, ext. 4039

SEABORN HOSPITAL
(Inpatient only)
Seaborne Drive
Dover, NH 03820
742-9300

FARNUM CENTER
(Inpatient & outpatient services)
235 Hanover Street
Manchester, NH 03101
622-3020- residential;669-6777-outpatient

SEMINOLE POINT
(Inpatient only)
Sunapee, NH 03782
763-2545

FRISBIE MEMORIAL HOSPITAL
(Inpatient & outpatient services;
No charge for initial interview)
Chemical Dependency Unit
Whitehall Road, Rochester, NH 03867
332-5211

VETERAN'S ADMINISTRATION
(Inpatient, outpatient, detox & rehab.
For honorably discharged veterans only)
Smyth Road
Manchester, NH 03104
624-4366

ALCOHOLICS ANONYMOUS
1-800-593-3330

NARACOTICS ANONYMOUS
REFERRAL SERVICE & 24-HOUR HOTLINE
TREATMENT PROGRAM
24-HOUR HELP LINE
TOLL FREE – DIAL "1" THEN 800-711-6375

In an emergency or crisis or if you need help with an alcohol problem, call Alcohol Treatment Center, 24-hour help line, 603-647-8052 or Alcohol & Drug Intervention Program, 603-228-1959.

IV. Disciplinary Sanctions

The standards of conduct in Part I of this policy prohibit students from attending classes under the influence of alcohol and/or illicit controlled substances or from unlawful possession, use or distribution of illicit drugs and/or alcohol.

Any student who feels s/he may have an alcohol or drug problem may contact the Assistant Dean of Students for a confidential discussion of the problem and treatment options. Students are also encouraged to bring this problem to the attention of a personal physician or to directly contact any of the treatment facilities listed in Part III of this policy. Alcoholics Anonymous and Narcotics Anonymous meetings are also strongly recommended.

Any student attending classes under the influence of alcohol and/or illicit drugs and who, as a result, is disruptive in the classroom and/or not able to effectively participate in her or his own learning experience will be asked to leave by the instructor. Follow-up counseling with the Assistant Dean of Student Affairs will be mandatory, including discussion of any alcohol or drug problems which may exist and treatment options, if appropriate.

Students whose drug or alcohol abuse leads to academic difficulty will come within the jurisdiction of the Academic Standing Committee. The Assistant Dean of Student Affairs and/or the Academic Standing Committee will discuss the alcohol and/or drug problem with the student, including discussion of treatment options, if necessary. Where appropriate, involvement in treatment may be a condition of academic probation. Failure to improve academic performance and/or to comply with conditions of probation may ultimately lead to suspension or dismissal.

Failure by a student to adhere to the Code of Professional Responsibility of the American Bar Association and to other ethical standards of the legal profession can lead to Conduct Code Council proceedings. Thus, conduct emanating from the abuse of alcohol and/or illicit drugs may lead to the invocation of Conduct Code Council proceedings against a student. The ultimate sanction of the Conduct Code Council is dismissal from Pierce Law.

Every student desiring admission to the New Hampshire Bar (as well as other state bars) must be approved by the Committee on Character and Fitness. In New Hampshire, Pierce Law is asked whether school records show anything adverse to the candidates honesty, integrity or general conduct; whether s/he was disciplined while in attendance; and to state any factor unfavorable to the applicant which the committee should know

in connection with its duty to determine whether the applicant is worthy of the highest trust and confidence. Chronic abuse of illicit drugs and/or alcohol while in attendance at law school may well lead to a negative assessment of the candidate, jeopardizing admission to the bar and ability to practice the profession. In addition, some states (not NH) specifically ask whether a student is addicted to drugs and/or alcohol.

Students who use or distribute illegal drugs at Pierce Law may be subject to dismissal, via operation of the Conduct Code Council, and any drugs confiscated may be turned over to local law enforcement.

IV. Review

Pierce Law reviews this policy periodically to determine its effectiveness and implement changes to the program if they are needed, and ensure that the disciplinary sanctions described in Part IV are consistently enforced.

Any member of the Pierce Law community with suggestions for change in this policy should send a written copy of such suggestions to The Assistant Dean of Students.



PIERCE LAW POLICY ON SMOKING AND ALCOHOL

I. Limitation of Smoking in the Pierce Law Building

The state of New Hampshire has enacted legislation (NH Rev. Stat. Ann. ' 155.64, 1994) requiring public buildings to ban or strictly limit smoking.

The Pierce Law's policy regarding smoking is as follows:

1. Smoking is banned in the building.
2. There is one outside designated smoking area outside the Jury Box Cafe (benches and ashtrays provided). Students, faculty and staff are asked not to smoke in any area around the building, adjacent sidewalks and grounds, other than that designated.

The purpose of the policy is to protect the health and other rights of people who do not smoke, including individuals who are allergic or otherwise discomforted by cigarette and other smoke. If dependency on smoking causes difficulty in complying with the rules, that person is asked to seek treatment. Requests for help will be honored.

II. Serving Alcohol at Pierce Law Social Functions

Our policy is one of reasonableness. Beverages containing alcohol may be served in moderation with prior written permission from the Assistant Dean of Students. An equal amount of soft drinks should be available for those who do not wish to have alcohol. SBA funds shall not be used to purchase kegs of beer for any Pierce Law event. Additionally, kegs of beer will not be served at SBA funded events.