

MARIST

Medical Amnesty Policy/Good Samaritan Policy: The purpose of this policy is to increase the likelihood that medical attention is provided to students due to alcohol intoxication or use of drugs by removing impediments to seeking such assistance. This policy is intended for use in isolated situations; therefore, it does not excuse or protect those who flagrantly or repeatedly violate College policy.

Medical Amnesty Policy: When a student is intoxicated or under the influence of alcohol or drugs and seeks medical assistance, they may be granted amnesty from formal disciplinary action by the College for violating the alcohol or drug policies. Upon receiving a report that a student needs medical assistance, College staff will respond through the Office of Safety & Security to obtain EMS services, and responding officials will use standard procedures for documenting information and collecting identification of all persons involved. Abuse of amnesty requests can result in a decision by the Director of Student Conduct not to extend amnesty to the same person repeatedly. If a student brings their own use, addiction, or dependency to the attention of College officials outside of conduct sanctions and seeks assistance, a conduct allegation will not be pursued. Amnesty will not extend to other conduct violations associated with the incident, including but not limited to distribution of drugs, hazing, vandalism, or sexual assault. Amnesty can only extend to College conduct processes and does not protect students from criminal or civil penalties.

Actively assisting requires that an individual: Call the Office of Safety & Security (5555) or 911 or seek another individual qualified to report the student's condition such as a Resident Director (RD), administrator, or other Residence Life professionals.

The following are not covered by the Medical Amnesty Policy: Medical Amnesty will not be granted to students who do not seek medical assistance. Those who are confronted by college staff (i.e. Residence Life staff, Security) or other authorities will be referred to the Office of Student Conduct for alleged policy violation. The College is concerned with the use and abuse of alcohol, drugs, and other substances. If a violation occurs in conjunction with other College policies, more severe disciplinary sanctions may result. Any student found intoxicated may be transported to Mid-Hudson Regional Medical Center or other local medical facilities for medical evaluation.

Amnesty in cases of sexual assault or other sexual misconduct: Similarly, the College will not pursue conduct violations for violations of the College's Alcohol and Substance Abuse Policies against a student who reports or seeks assistance after experiencing an incident of sexual assault or other sexual misconduct. See the College's Title IX policy.

Good Samaritan Policy: Student health and safety are of primary concern at Marist College. In cases of intoxication by alcohol and/or other substances, the College encourages individuals to seek medical assistance for themselves or others. We all have an ethical responsibility to help people in need. Marist College expects that students will take an active role in protecting the safety and well-being of their peers and the College community. To promote this, when a student assists an individual who is intoxicated or under the influence of alcohol/drugs in procuring medical assistance, that student may be granted amnesty from formal disciplinary action by the College for violating the alcohol or drug policies. Those involved may be required to meet with the Director of Student Conduct/designee to discuss the incident. In lieu, a student may be

required to complete educational requirements, including but not limited to, alcohol awareness/education and/or referral to the Health and Wellness Center. Failure to follow the action plan will nullify the Medical Amnesty protection and campus conduct processes will be initiated. Students who are engaged in minor violations but who choose to bring related serious violations by others to the attention of the College are offered amnesty for their minor violations and educational options may be explored.

Application to Student Organizations: In circumstances where an organization is found to be hosting an event where medical assistance is sought for an intoxicated guest, the organization (depending upon the circumstances) may be held responsible for violations of the Alcohol Policy and/or Drug Policy. However, the organization's willingness to seek medical assistance for a member or guest will be viewed as a mitigating factor in determining a sanction for any violations of the Alcohol Policy and/or Drug Policy.