



SAN DIEGO COMMUNITY COLLEGE DISTRICT

CITY COLLEGE • MESA COLLEGE • MIRAMAR COLLEGE • COLLEGE OF CONTINUING EDUCATION

Administrative Procedure Chapter 3—General Institution AP 3560—ALCOHOLIC BEVERAGES

Chancellor's Cabinet First Reading:
Chancellor's Cabinet Second Reading:
DGC First Reading:
DGC Second Reading

The possession, sale, and furnishing of alcohol on campus is prohibited except where specifically allowed below and is governed by California state law and these procedures. The possession, sale, consumption, or furnishing of alcohol is controlled by the California Department of Alcohol and Beverage Control. College Police are primarily responsible for the enforcement of alcohol laws on campus. All district campuses have been designated "drug free" and only under certain circumstances is the consumption of alcohol permitted. The possession, sale, manufacture, and distribution of any controlled substance is illegal under both state and federal laws. Such laws are strictly enforced by the College Police. Violators are subject to disciplinary action, criminal prosecution, fine, and imprisonment. It is unlawful to sell, furnish, or provide alcohol to a person under the age of 21. The possession of alcohol by anyone under 21 years of age in a public place or a place open to the public is illegal. It is also a violation of this policy for anyone to consume or possess alcohol in any public or private area of campus without prior District approval. Organizations or groups violating alcohol or substance policies or laws may be subject to sanctions by the District.

Alcoholic beverages are permitted for instructional purposes if:

- The alcoholic beverage is used in connection with a course of instruction, sponsored dinner, or meal demonstration given as part of an approved instructional program, and;
- The instructor or individual providing the alcoholic beverage has been authorized to acquire, possess, use, sell, or consume it by the Chancellor, College President, or designee, and;
- A student, at least 18 years of age tastes, but does not swallow or consume, an alcoholic beverage for educational purposes, and;
- The curriculum provides alternative options for students who do not wish to use alcohol, and;
- Alcohol is not included as a mandatory supply item (i.e. provided by the student) for any class, and;
- Alcoholic beverages used for educational purposes are controlled, stored, and served in a manner appropriate to the curriculum.

Alcoholic beverages are permitted for nonprofit fundraising events if:

- The alcoholic beverage is for use during a non-college event at a performing arts facility built on District property and leased to a nonprofit public benefit corporation, or;

- The alcoholic beverage is for use during an event sponsored by a district or college nonprofit foundation, provided students in any grades from kindergarten to grade 12, inclusive, are not present at the facility, or;
- The alcoholic beverage is possessed, consumed, or sold pursuant to a license or permit obtained for one of the following:
 - a. Special events held at the facilities of a public community college with the permission of the governing board of the community college district. "Special events" include festivals, shows, private parties, concerts, theatrical productions, weddings, or other events held on the premises of the public community college and for which the principal attendees are members of the general public or invited guests and not students of the public community college. The special event must be held at a time when classes are not normally in session. "Facilities" includes, but are not limited to, office complexes, conference centers, or retreat facilities.
 - b. A fundraiser held at the facilities of a public community college to benefit a nonprofit organization that has obtained a license under the Business and Professions Code to do so, provided that no alcoholic beverage can be acquired, possessed, or used at any athletic contest sponsored by the District. The fundraiser must be held at a time when classes are not normally in session. "Facilities" includes, but are not limited to, office complexes, conference centers, or retreat facilities.

References:

Business and Professions Code Sections 24045.4, 24045.6, 25608, 25658 and 25668;
34 Code of Federal Regulations Part 668.46 subdivision (b)

Adopted:

Supersedes: New Procedure



SAN DIEGO COMMUNITY COLLEGE DISTRICT

CITY COLLEGE • MESA COLLEGE • MIRAMAR COLLEGE • COLLEGE OF CONTINUING EDUCATION

Policy

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October 14, 1998

**Board of Trustees Policy
Chapter 3—General Institution
~~USE OF ALCOHOL IN COOKING AND OTHER CLASSES~~
~~AS PART OF THE DISTRICT CURRICULUM~~**

BP 3560 ALCOHOLIC BEVERAGES

The District Chancellor is authorized to enact procedures as appropriate and permitted by law regarding the use of alcoholic beverages on campus for instructional or fundraising purposes. Alcoholic beverages shall not be served on campus except in accordance with these procedures.

References:

Business and Professions Code Section 25608;

34 Code of Federal Regulations Part 668.46 subdivision (b)

CONDITION

~~Every person who possesses, consumes, sells, gives, or delivers to any other person, any alcoholic beverage in or on any public schoolhouse or any of the grounds thereof is guilty of a misdemeanor. This section does not, however, make it unlawful for any person to acquire, possess, or use any alcoholic beverage in or on any public schoolhouse, or on any grounds thereof, if the alcoholic beverage is acquired, possessed, or used in connection with a course of instruction given at the school and such person has been authorized to acquire, possess, or use it by the governing board or other administrative head of the school.~~

~~Section 25608, Business and Professional Code.~~

POLICY

~~In accordance with Educational Master Plan Goal I: TO MINIMIZE ANY SITUATION THAT ACTS AS A BARRIER TO EDUCATION, the Board hereby authorizes the acquisition, possession and use of alcohol in connection with courses of instruction under the following rules:~~

1. ~~Each course which may utilize alcohol as part of the curriculum, such as cooking,~~

- ~~shall be approved by the Board and a statement included in the catalog that optional use of such alcohol may be included as part of the class.~~
2. ~~Each instructional offering in which alcohol will be used shall be specifically identified and approved by the appropriate president or designee. In each course, the appropriate instructor will submit a request in writing to the president or designee.~~
 3. ~~The curriculum shall provide alternates for students who do not wish to use alcohol.~~
 4. ~~Alcohol shall not be included as mandatory "instructional materials" for any class.~~
 5. ~~No more than the amount of alcohol sufficient for the class sessions for that day shall be possessed by any instructor at any District location at any time.~~

6. Only the instructor shall acquire and bring the alcohol to the class session, and shall remove from District property any remaining alcohol, including the container, as soon as possible following the end of the class session.
7. A copy of each authorization to use alcohol shall be retained by the authorizing president for three years following the year of authorization.

SUPERSEDES: November 15, 1979; October 14, 1998