



**University Policy Statement**

**UPS 330.232**

**POLICY ON THE USE OF ALCOHOLIC BEVERAGES BY STUDENTS AND BY STUDENT ORGANIZATIONS**

**I. CALIFORNIA LAW**

Under California Law, no person may sell, furnish, give, or cause to be sold, furnished or given away, any alcoholic beverage to a person under the age of 21, and no person under the age of 21 may purchase alcoholic beverages (California Business and Professions Code, Sec. 25658). It is also unlawful for a person under the age of 21 to possess alcoholic beverages on any street or highway or in any public place or any place open to public view (California Business and Professions Code, Sec. 25662).

**II. UNIVERSITY POLICY ON CONSUMPTION BY STUDENTS ON UNIVERSITY PROPERTY, UNIVERSITY EVENTS/PROGRAMS OR REPRESENTING THE UNIVERSITY**

1. The purchase, possession, or consumption of any alcoholic beverages (including beer and wine) by any person under the local legal age is prohibited.
2. Alcoholic beverages shall not be provided (supplied or purchased with the intent to supply) to individuals under 21 years of age.
3. The manufacture, use or provision of a false state identification card, driver's license, or certification of birth is prohibited.
4. The act(s) of being drunk and disorderly in public view, including on public sidewalks and walkways, is prohibited.
5. Operating a motor vehicle, bicycle, skates, or scooters while intoxicated is prohibited.

**III. UNIVERSITY POLICY ON CONSUMPTION IN RECOGNIZED RESIDENTIAL LIVING GROUPS AND STUDENT ORGANIZATION ACTIVITIES**

1. No student shall supply, or purchase with the intent to supply, any alcoholic beverage to any person under the age of 21 in a residential living group or at a student organization activity.

2. No student shall possess alcoholic beverages in a public area of any recognized student living group or on any portion of the property of a student living group, open to public view. A “public area” or any place “open to public view”, as legally defined in the case of college living groups, includes the lobby and grounds of the residence halls, and/or the grounds of fraternities and sororities. This restriction applies to all students, regardless of age.
3. No person, of any age, shall be coerced into using alcoholic beverages. To ensure that choice is possible, alcoholic beverages may not be available at a social function in a recognized student living organization unless non-alcoholic beverages are also available. If alcoholic beverages are being served, food must also be served.
4. The selling, either directly or indirectly, of alcoholic beverages (including beer and wine) except under the authority of a California Alcoholic Beverages Control Board license is prohibited.
5. The serving of alcohol to an intoxicated person or to the point of intoxication is prohibited.
6. All residential living organizations shall be registered as a recognized organization through the Student Life & Leadership office as a procedure for compliance with the above regulations.
7. It is emphasized if alcoholic beverages are used at all by students over 21, they should be used in moderation, and that the conduct of students in recognized living organizations shall at no time be such that the orderly running of these organizations is disrupted.
8. It is unlawful for students, who are minors, to possess or consume alcoholic beverages at sponsored events off campus. The University will exercise the right to take cognizance of unlawful activities which are engaged in off-campus by students. To assure compliance with the law, if an organization holding an event has a bar, it shall be available in a manner consistent with the Office of Alcoholic Beverage Control.
9. Sponsoring organizations must take steps to ensure that the consumption of alcoholic beverages is not the main focus of the event unless all participants are age 21 or over.

#### **IV. VIOLATION OF ALCOHOL POLICY**

Student involvement in underage consumption of alcohol is a matter of concern for the University and will subject a student to disciplinary action through the Student Conduct process. Dependent upon the nature of the violation, university sanctions include, but are not limited to educational intervention, mandated community reparations, suspension, or expulsion aside from or in addition to prosecution under applicable state and federal laws. University action may be taken whether or not independent action is taken by civil authorities.

Student organizations that violate these regulations shall be subject to disciplinary action through the Student Conduct process. Dependent upon the nature of the violation, student organizations may be subject to university sanctions including educational intervention, mandated community reparations, suspension, and/or loss of university recognition (and the rights and privileges that go with university recognition).

Information regarding the Student Conduct process can be found online at the Dean of Students website (<http://fullerton.edu/deanofstudents>).

## **V. DISSEMINATION OF POLICY**

It shall be the responsibility of the Dean of Students to disseminate as widely as possible the intent of this policy to avoid misunderstandings on the part of parents, citizens, and members of the University community.

Source: Student Academic Life Committee

**EFFECTIVE DATE: April 18, 2018**  
Supersedes UPS 330.232 dated 5-12-17  
and ASD 17-26