

## **FEDERAL, STATE & LOCAL SANCTIONS REGARDING CONTROLLED SUBSTANCES**

### **Minnesota Alcohol Violations**

1. Driving while intoxicated: (blood alcohol concentration .08 or more) 90 days in jail and/or \$1000 fine, revocation of driver's license for up to 90 days, reinstatement fee of \$680, DWI knowledge test, application with fees, and a chemical assessment.
2. Possession by persons under 21: \$100 fine.
3. Use of false identification for alcohol purchase: loss of driving privileges for at least 90 days and a fine.
4. Furnishing alcohol to persons under 21: \$3,000 fine and/or 1 year in jail.
5. Party ordinance: \$300 fine and/or 90 days in jail.

### **Likely Consequence:**

Vehicle insurance costs could increase substantially for at least three years.

### **Repeat Offenders:**

A second offense of a DWI within the last ten years will be charged as a gross misdemeanor with a maximum possible sentence of one year in jail and a \$3,000 fine. All of the consequences listed above become more serious upon repeated offenses.

### **Minnesota Drug Laws Schedule Drugs (I-V)**

1. Heroin, LSD, mescaline and peyote, amphetamine variants, marijuana, other hallucinogens.
2. Opium, morphine, codeine, methadone, cocaine, barbiturates.
3. Anabolic steroids, opium, codeine, methadone, cocaine, barbiturates.
4. Barbiturates, benzodiazepines, chloral hydrates, other narcotics, stimulants and depressants.
5. Opium, codeine, other narcotics and depressants.

### **First Degree**

1. Sale: 10+ grams of cocaine, 50+ grams of other narcotic drug, 200+ doses hallucinogen, 50 kilos marijuana, or 25+ kilos marijuana in a school zone, park zone, or public housing zone.
2. Possession: 25+ grams cocaine, 500+ grams of other narcotic drug, 500+ doses hallucinogen, 100+ kilos marijuana.
3. Penalty: 0 to 40 years, 4 year mandatory minimum if prior drug felony; up to \$1 million fine, 0 to 40 years, 2nd offense.

### **Second Degree**

1. Sale: 3+ grams of cocaine, 10+ grams of other narcotic drug, 50+ doses hallucinogen, 25 kilos marijuana, or sale of a Schedule I or II narcotic drug of 5+ doses hallucinogen or methamphetamine either to a person under 18 or in a school zone, park zone, or public housing zone.
2. Possession: 6+ grams cocaine, 50+ grams of other narcotic drug, 100+ doses hallucinogen, 50+ kilos marijuana.
3. Penalty: 0 to 40 years, 3 year mandatory minimum if prior drug felony; up to \$500,000 fine.

### **Third Degree**

1. Sale: Narcotic drug: 10+ doses hallucinogen, 5+ kilos marijuana, or sale of a Schedule I, II, or III (except a Schedule I or II narcotic drug or marijuana) to a person under 18 or employment of person under 18 to sell the same.
2. Possession: 3+ grams cocaine, 10+ grams of other narcotic drug, 10+ kilos marijuana, and any amount of a Schedule I or II narcotic drug or LSD or methamphetamine or 5+ kilos marijuana in a school zone, park zone, or public housing zone.

3. Penalty: 0 to 30 years, 2 year mandatory minimum if prior drug felony; up to \$250,000 fine. 0 to 30 years, 2nd or subsequent offense.

#### **Fourth Degree**

1. Sale: Any Schedule I, II, Or III drug (except marijuana), or sale of marijuana in a school zone, park zone, or public housing zone or any Schedule IV or V drug to a person under 18 or conspiracy for the same.
2. Possession: 10 doses hallucinogen, any amount of a Schedule I, II, or III drug (except marijuana) with intent to sell it.
3. Penalty: 0 to 30 years, 1 year mandatory minimum if prior drug felony; up to \$100,000 fine.

#### **Fifth Degree**

1. Sale: Marijuana, or any Schedule IV drug.
2. Possession: All Schedule I, II, III, or IV drugs except 42.5 grams or less of marijuana. Any prescription drugs obtained through false pretenses or forgery.
3. Penalty: 0 to 5 years, 6 months mandatory minimum if prior drug felony; up to \$10,000 fine.

#### **Federal Law**

**Schedule I Drugs** (Penalty for possession): first offense: 10 years to life, 10 year mandatory minimum; if death or serious injury, 20 year minimum; up to \$4 million fine individual, \$10 million other than individual. Second Offense: 20 years to life, 20 year mandatory minimum; if death or serious injury, not less than life; up to \$8 million fine individual, \$20 million other than individual.

**Schedule II Drugs** (Penalty for possession): First Offense: 5 years to 40 years, 5 year mandatory minimum; if death or serious injury, 20 year minimum; up to \$2 million fine individual, \$5 million other than individual. Second Offense: 10 years to life, 10 year mandatory minimum; if death or serious injury, not less than life; up to \$4 million fine individual, \$10 million other than individual.

**Schedule I or II Controlled Drugs** (Penalty for possession): First Offense: 0 to 20 years; if death or serious injury, 20 year minimum, not more than life; up to \$1 million fine individual, \$5 million other than individual. Second Offense: 0 to 30 years; if death or serious injury, not less than life; up to \$2 million fine individual, \$10 million other than individual.

**Schedule III Drugs** (Penalty for possession): First Offense: 0 to 5 years, up to \$250,000 fine individual, \$1 million other than individual. Second Offense: 0 to 10 years; up to \$500,000 fine individual, \$2 million other than individual.

**Schedule IV Drugs** (Penalty for possession): First Offense: 0 to 3 years; up to \$250,000 fine individual, \$1 million other than individual. Second Offense: 0 to 6 years; up to \$500,000 fine individual, \$2 million other than individual.

**Schedule V drugs** (Penalty for possession): First Offense: 0 to 1 year; up to \$100,000 fine individual, \$250,000 other than individual. Second Offense: 0 to 2 years; up to \$200,000 fine individual, \$500,000 other than individual.

**Health Risks Associated With Substance Abuse** Substance abuse can cause extremely serious health and behavioral problems, including short- and long-term effects upon the body and mind. The physiological and psychological responses differ according to the chemical ingested, and although chronic health problems are associated with long-term substance abuse, acute and traumatic reactions can occur from one-time and moderate use.

Alcohol and drugs are toxic to the body's systems. Contaminant poisonings often occur with illegal drug use, and mixing drugs, or using "counterfeit substances," can also be lethal. Human Immunodeficiency Virus (HIV or AIDS), sexually transmitted diseases, rape, unwanted pregnancies, injuries, accidents, and violence can result from alcohol abuse or drug use. In addition, substance abuse impairs learning ability and performance. Acute health problems may include heart attack, stroke, and sudden death, which in the case of drugs such as cocaine, can be triggered by first-time use. Long-lasting health effects of drugs and alcohol may include disruption of normal heart rhythm, high blood pressure, leaks of blood vessels in the brain, bleeding and destruction of brain cells and permanent memory loss, infertility, impotency, immune system impairment, kidney failure, cirrhosis of the liver, and pulmonary (lung) damage. Drug use during pregnancy may result in miscarriage, fetal damage, and birth defect causing hyperactivity, neurological abnormalities, developmental difficulties, and infant death.

**Education & Prevention Services and Programs: Alcohol and Other Drugs** Primary prevention efforts will be to provide students with appropriate information and developmental experience necessary to make responsible decisions regarding alcohol and illicit drug use and non-use. Prevention efforts shall address legal, social, and health consequences and that use of illicit drugs and unlawful possession and use of alcohol is wrong and harmful. See the campus counselor for information and assistance. Prevention efforts will include:

- Early identification and intervention efforts providing assistance to students demonstrating behaviors of concern.
- Crisis intervention procedures for students experiencing medical emergencies.
- Re-entry to the college support services for students after completing therapy for drug or alcohol problems.

### **Community Resources**

Center City, MN Hazelden Foundation (651) 213-4200  
Crookston, MN Glenmore Recovery Center (218) 281-9511  
Crookston, MN Migrant Chemical Health Program (218) 281-7442  
East Grand Forks, MN Douglas Place (218) 793-0420  
Grand Forks, ND Altru Health Systems (701) 780-3440  
Thief River Falls, MN Glenmore Recovery Center (218) 681-8019  
Thief River Falls, MN Merit Care-Northwest Campus (218) 681-4240  
Thief River Falls, MN Merit Care-Southeast Campus (218) 681-4747  
Thief River Falls, MN Northwest Recovery (218) 681-6561

### **Alcoholics Anonymous**

Crookston (218) 779-3600  
Grand Forks/East Grand Forks (701) 772-2952 or (218) 779-3600 (24 hrs)  
Thief River Falls (218) 681-1469

**Disciplinary Sanctions** Northland Community and Technical College will impose disciplinary sanctions on students and employees (consistent with local, state, and federal law), up to and including expulsion or termination of employment and referral for prosecution, for violations of the standards of conduct stated above. Student violations of this policy will be handled as violations of the Student Code of Conduct Policy.