

Drug Free Schools & Communities Act (DFSCA)

And Why It Matters

#NCSAM18



TODAY'S PRESENTERS



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CLERY CENTER: MISSION AND VALUES

Mission Statement

Working together with college and university communities to create safer campuses.

Values and Distinguishing Characteristics

- We honor our organization's history by leading with mind and heart.
- We are collaborative and pursue strong partnerships that are based on joint success and open, constructive communication.
- We believe that prevention is critical to campus safety.
- We are persistent, action-oriented, and deliver results that have real impact.

JEANNE ANN CLERY



NCSAM 2018: WHAT'S YOUR MESSAGE?

- Focus on revising, refreshing or streamlining institutional messages on campus safety
- Providing the background and foundation of certain campus safety requirements
- Visit **ncsam.clerycenter.org** to sign up for webinars, download our social media guides, and check out our printed resources

UPCOMING NCSAM WEBINARS:

Thursday, Sept. 20

Timely Warnings
Analysis

Thursday, Sept. 27

Hate Crimes and the
Clery Act

KEY RESOURCES

- The Clery Act – Statute and Regulations
- The Handbook for Campus Safety and Security Reporting
- Westat
 - campussafetyhelp@westat.com
 - 800-435-5985
- ED Program Review Findings

TODAY'S GOALS

- Review each of the requirements that must be included within an institution's drug and alcohol abuse prevention program (DAAPP)
- Examine tips and strategies for communicating about these requirements, either in an ASR or in general
- Explore helpful cross-campus partnerships for meeting all requirements

DURING THIS WEBINAR

- Questions – Group Discussion Pod/Q&A Pod
- Polls
- Highlighted Resource: *DFSCA: Fitting into the ASR*
- Participant Questions

CLERY ACT: REFRESHER

WHO: Campus Security Authorities (CSAs) and local law enforcement

WHERE: Clery Act geography

WHAT & HOW:

- Annual
 - Annual security report (statistics, policy statements)
 - Statistics to Department of Education
- Ongoing
 - Timely warnings
 - Emergency notification
 - Daily crime log
 - Rights & options for survivors of sexual assault, domestic violence, dating violence, & stalking

ENFORCEMENT: U.S. Department of Education Clery Compliance Team

POLL

Who's in the room?

- A. Campus Police/Security
- B. Student Affairs (Residence Life, Student Conduct, etc.)
- C. Drug & Alcohol Awareness Coordinator/Wellness Coordinator
- D. Director of Health or Counseling Center
- E. Clery Coordinator
- F. Title IX Coordinator
- G. Other



CHAT BOX QUESTION

- Do you currently develop or collect information for your institution's annual security report?
- Are you involved, in any way, in constructing policy statements on drug and alcohol prevention programming for your institution's annual security report?



Drug and Alcohol Abuse Prevention Program (DAAPP)

DFSCA COMPONENTS

DFSCA REQUIRES

- Drug and Alcohol Abuse Prevention Program (DAAPP)
- Annual Notification of an institution's DAAPP
- Biennial Review of the DAAPP

DAAPP COMPONENTS

- Standards of conduct that clearly prohibit, at a minimum, the unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees.
- A list of applicable legal sanctions under federal, state, or local laws for the unlawful possession or distribution of illicit drugs and alcohol
- A description of the health risks associated with the abuse of alcohol or use of illicit drugs
- A list of drug and alcohol programs (counseling, treatment, rehabilitation, and re-entry) that are available to employees or students
- A clear statement that the institution of higher education will impose disciplinary sanctions on students and employees for violations of the standards of conduct and a description of those sanctions, up to and including expulsion or termination of employment and referral for prosecution

Substance Abuse Prevention Programs

CLERY ACT REQUIREMENTS

Annual Security Reports Must Include:

- A policy statement on possession, use, and sale of alcoholic beverages and enforcement of State underage drinking laws
- A policy statement on the possession, use, and sale of illegal drugs and enforcement of Federal and State drug laws
- A description of any drug and alcohol abuse prevention programs as required by the DSFCA in their ASR (Section 120 (a) through (e) of the HEA) – OR – cross-reference to materials the institution uses to comply with DFSCA

COMPLYING WITH THE CLERY ACT

Contained in ASR

- DAAPP Components:
 - Standards of conduct
 - Legal sanctions
 - Health risks
 - Drug & alcohol programs
 - Institution's disciplinary sanctions

Cross-Referenced in ASR

- A URL or language directing readers to other materials institution uses to comply with DFSCA
- Must still contain all DAAPP elements

Substance Abuse Prevention Programming is the only area that can be cross-referenced in an ASR.

PROMISING PRACTICES

ASR CONTAINS ALL INFORMATION

- Ensure all information included is accurate and up to date
- Include each required element of the DAAPP
- Conduct a peer review by both students and staff

CROSS-REFERENCING IN ASR

- Make sure language describing how to access information elsewhere is clear
- Ensure links work and take readers to the correct place to find the information required
- Ensure all components of the DAAPP are represented in linked information
- If worried about length of ASR cross-referencing is best bet
- Conduct a peer review of this section so staff and students can provide feedback on navigating the content

COLLABORATING WITH CAMPUS PARTNERS

- Identify who on campus conducts drug and alcohol prevention programs
- Identify who is responsible for constructing and distributing the DAAPP
- Partner with these individuals to develop content for this policy statement within the ASR
- Begin solicitation for information well in advance of October 1st ASR publication deadline

POINTS TO CONSIDER

- Clery Compliance Team within ED evaluates for compliance with DFSCA
- Recent years have shown an uptick in program review findings for noncompliance with DFSCA
- Some sample findings include:
 - DAAPP Requirements Not Being Met
 - Inadequate Drug & Alcohol Prevention Policies


RECOMMENDED ED ACTION STEPS

- Review and revise policies and procedures for distributing Drug and Alcohol Abuse Prevention Program (DAAPP) materials.
- Determine whether existing program content meets DFSCA requirements.
- Develop new program content as needed.
- Review specific required statements to ensure that they reflect all required elements and align with campus policies.
- Ensure established procedures include annual DAAPP disclosure to students and employees.


RECOMMENDED ED ACTION STEPS

- Identify individuals and offices responsible for conducting the institution's biennial review to measure the effectiveness of its Drug and Alcohol Abuse Prevention Program.
- Review or establish policies and procedures for conducting biennial reviews in a timely manner and documentation of the reviews.
- Review the research methods and data analysis tools used to determine the effectiveness of programs and consistency of the institution's enforcement strategy.

DFSCA: Fitting into the ASR



**National Campus
Safety Awareness Month**



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DRUG FREE SCHOOLS AND COMMUNITIES ACT: FITTING INTO THE ASR

- Annual notification of an institution's drug and alcohol abuse prevention programs (DAAPP) to all students & employees
- DAAPP in place
- Biennial review of the effectiveness of programs and consistency of sanction enforcement

- An annual security report (ASR) policy statement on possession, use, and sale of alcoholic beverages and enforcement of State underage drinking laws
- An ASR policy statement on the possession, use, and sale of illegal drugs and enforcement of Federal and State drug laws
- A description of any DAAPP as required by the DSFCA in their ASR **OR** cross-reference to materials the institution uses to comply with DFSCA

DFSCA*
REQUIREMENTS

DAAPP/ANNUAL
NOTIFICATION
COMPONENTS

CLERY ACT
REQUIREMENTS

IN YOUR ASR

- Standards of conduct that clearly prohibit, at a minimum, the unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees
- A list of applicable legal sanctions under federal, state, or local laws for the unlawful possession or distribution of illicit drugs and alcohol
- A description of the health risks associated with the abuse of alcohol or use of illicit drugs
- A list of drug and alcohol programs (counseling, treatment, rehabilitation, and re-entry) that are available to employees or students
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- Make sure you either fully include all components of the DAAPP in your ASR
- OR**
- If you choose to cross-reference to materials, make sure that those materials contain all required elements of the DAAPP as described above in order to fully satisfy this policy statement element under the Clery Act

For more information on the Drug Free Schools and Communities Act check out this link: safesupportivelearning.ed.gov/sites/default/files/hec/product/dfscr.pdf
*Section 120 a through e of the Higher Education Act (HEA)

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QUESTIONS?



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