

Evaluating Your Drug and Alcohol Abuse Prevention Program (DAAPP): Biennial Reviews

#NCSAM19



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



Today's Goals

- Clarify how DFSCA and the Clery Act are connected
- Review DFSCA requirements particularly the what and how of the biennial review
- Identify common challenges institutions face in executing the biennial review and strategies prevention professionals can use to support or manage the review process
- Share options for representing DFSCA information in an annual security report (ASR)

During This Webinar

- Polls
- Discussion Questions Posed to You From Us
- Highlighted Resources
- Participant Questions

Polling Question



Have you read your institution's drug and alcohol abuse prevention program (DAAPP) annual notification?

- A. Yes
- B. No

Clery Act: Overview

Who:	Campus Security Authorities (CSAs) and local law enforcement
Where:	Clery Act geography
What and How:	<p>Annual</p> <ul style="list-style-type: none">• Annual security report (statistics, policy statements)• Statistics to Department of Education <p>Ongoing</p> <ul style="list-style-type: none">• Disclosures (timely warnings, emergency notification, daily crime log)• Rights and options for victims of dating violence, domestic violence, sexual assault, and stalking
Enforcement:	U.S. Department of Education (ED) Clery Compliance Division

How does DFSCA Connect to Clery?

- The Drug-Free Schools and Communities Act is part of the Higher Education Act
- The Clery Act is part of the Higher Education Act
- As institutions have to publish information related to drug and alcohol prevention and response programs for both DFSCA and Clery; and, as both laws are enforced by the same office within the Department of Education, the laws are often discussed together

DFSCA: A Brief History

1989: Passed into law

2005: Tragedy at Paul
Smith's College

2010: Request for ED OIG
to review DFSCA
enforcement



Photo taken from <http://compelledtoact.com/>

DFSCA: A Brief History

2010: ED Secretary reassigns DFSCA monitoring and enforcement to FSA

2011: ONDCS Director and & ED Secretary Dear Colleague Letter

2012: ED OIG report released

2014: First DFSCA fine published

2019: Fine amount increases to \$57,317

DFSCA Requirements

- All institutions receiving federal financial aid must:
 - Have a drug and alcohol abuse prevention program (DAAPP) for students and employees
 - Share information about its DAAPP annually with all students and employees
 - Evaluate the effectiveness of their DAAPP every two years (i.e., conduct a “Biennial Review”)

DAAPP Components (34 C.F.R. §86.100)

1. Standards of conduct that clearly prohibit, at a minimum, the unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees on its property or as part of any of its activities;
2. A description of the applicable legal sanctions under local, State, or Federal law for the unlawful possession or distribution of illicit drugs and alcohol;
3. A description of the health risks associated with the use of illicit drugs and the abuse of alcohol;

DAAPP Components (34 C.F.R. §86.100)

4. A description of any drug or alcohol counseling, treatment, or rehabilitation or re-entry programs that are available to employees or students; and
5. A clear statement that the IHE will impose disciplinary sanctions on students and employees (consistent with local, State, and Federal law), and a description of those sanctions, up to and including expulsion or termination of employment and referral for prosecution, for violations of the standards of conduct contained in the DAAPP

Questions?

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Polling Question

When was the last time your institution conducted a biennial review in compliance with the DFSCA?

- A. 2018
- B. 2017
- C. 2016
- D. 2015
- E. Before 2015 (or maybe never!)



Biennial Review Requirements

20 U.S. Code § 1011i

- Determine the program's effectiveness and implement changes to the program if the changes are needed;
- Determine the number of drug and alcohol-related violations and fatalities that occur on the institution's campus (as defined in the Clery Act), or as part of any of the institution's activities; and are reported to campus officials;

Biennial Review Requirements

20 U.S. Code § 1011i

- Determine the number and type of sanctions that are imposed by the institution as a result of drug and alcohol-related violations and fatalities on the institution's campus or as part of any of the institution's activities; and
- Ensure that sanctions imposed for violations of the standards of conduct addressed by the DAAPP are consistently enforced.

Biennial Review Report

- IHEs must make available to the ED Secretary, and to the public, upon request, the results of the biennial review (20 U.S. Code § 1011i(b))

Biennial Review Challenges

- Too few individuals/offices involved
- Consistency of sanction enforcement not addressed
- Limited focus on students
- Missing statistics required by statute
- Insufficient/nonexistent analysis of effectiveness and how determined

Questions?

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The Biennial Review: Form Your Team

Core Team

- Representative of full group
- Passion or Interest
- There to be productive/write the review

Full Team

- Representative of campus
- “My boss said I have to be here”
- There to provide input

The Biennial Review: Administrative Charge

- Get an administrative charge by institutional leadership
 - An official invitation to participate in the review for team members
 - An institutional policy of where the responsibility of compliance falls
- Creates *importance* and *timeliness*

The Biennial Review: Team's Tasks

1. Review assessment data on campus use and consequence data
2. Review and inventory those programs which are part of the overall and holistic prevention effort
3. Evaluate program effectiveness
4. Review, inventory, and evaluate campus policies
5. Review, inventory, and evaluate violations and sanctions
6. Make recommendations

Team Task 1: Review Assessment Data

- Review any assessment data that your AOD prevention program has done
- Show any trend data, if possible
- Identify any concerns regarding data collected
- Review any applicable local or state data

Team Task 2: Review and Inventory Prevention Programs

- List **all** campus activities involving AOD prevention
 - Include programs from Residence Life, Law Enforcement, Health Center, etc.
 - Include events that are purposefully alcohol-free alternatives (e.g. Outdoor Pursuits activities, extended hours at the Recreation Center or Union, etc.)
- Cast a wide net (campus programmer interviews)

Team Task 3: Evaluate Programs

- Identify programs on:
 - Meeting program-specific goals and outcomes
 - Contributing to holistic prevention
- Use a typology (e.g. CollegeAIM)
- Program-related Measurement
 - Student Learning Outcomes
 - Attendance/Participation Rates
- Population-level Measurement
 - Use Rates (annual, 30-day)
 - Attitudes & Behaviors
 - Disciplinary Sanctions (*careful...*)

Wait, what? I haven't been evaluating my programs!



Team Task 3: Evaluate Programs (cont'd)

- Some programs you have done may not have purposefully included an evaluative component
 - Can you evaluate it after the fact?
 - Can others review the program and offer their feedback?
- If not, **it's okay!**
- **Document** the lack of evaluation and include evaluation as a future effort

Questions?

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Team Tasks 4 & 5: Evaluate Campus Policies & Violations/Sanctions

- List **all** campus policies involving alcohol and other drugs – *including non-Student Affairs policies*
- Evaluate that policies are consistent and consistently enforced
 - Similar situations are treated similarly
 - Efforts to detect policy violations
 - Expertise in detecting policy violations (*especially* for student staff)

Team Task 6: Make Recommendations

- Document any identified compliance concerns
 - What was the concern?
(e.g. “No evaluative data was collected on prevention programs.”)
 - How will you address the concern?
(e.g. “We will start collecting evaluative data on prevention programs by...”)
- Document any recommendations for improving areas already “in compliance”

The Biennial Review: Sample Recommendations

FOCUS AREA	FINDINGS	RECOMMENDATIONS
Alcohol and Other Drug Assessment	<ul style="list-style-type: none">• Inconsistent data collection methodologies• Inconsistent and sporadic data collection schedule• Assessment not a priority of prevention efforts	<ul style="list-style-type: none">• Select and implement a standardized assessment tool• Prioritize annual, population-level assessment
Alcohol and Other Drug Prevention Programs and Services	<ul style="list-style-type: none">• Decentralized, unintentional prevention activities offered by on-campus departments• No measurement regarding activities (attendance, effectiveness, learning, etc.)• Limited use of e-CHUG for judicial sanctions	<ul style="list-style-type: none">• Centralize and utilize evidence-based prevention and educational programs• Develop pre-matriculation/early-matriculation education program for all incoming students

The Biennial Review: Write the Document

- Use headers specific to the tasks discussed, which match statute requirements
- Make assignments to core team, but one central author/editor (probably you)
- Include external review to the team for grammar, layout, etc.

Questions?

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Using the DFSCA Strategically



SAMHSA Strategic Prevention Framework

- Assessment
- Build prevention capacity
- Develop strategic plan
- Implement policies, practices and programs
- Evaluation

Administrative Buy-In

- Beyond compliance, the Biennial Review is your chance to tell the prevention story on campus
- This is not a document for “everything is awesome” – it’s a chance to really show what is needed on campus
- Team approach builds an understanding and support across campus sectors

Discussion Question



What strategies have you used in the past to conduct a biennial review of your institutions DAAPP?

Representing DFSCA Requirements within the ASR

- Clery Act requires a description of an institution's substance abuse education programs within the ASR
- Institutions can include a DAAPP annual notification entirely within an ASR to satisfy this requirement OR can cross-reference to the institution's materials used to comply with DFSCA

DFSCA Resources

The Consequences of Not Complying

<https://www.insidehighered.com/views/2019/02/18/colleges-are-facing-more-consequences-not-complying-drug-free-schools-and>

The Resurgence of the DFSCA

www.stanleycss.com/dfsca

[DFSCA: Fitting into the ASR](#)

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