

# Rape & Sexual Assault Prevention

## Procedures To Follow If A Sex Offense Occurs

If you are the victim of a sex offense, preserve evidence. Do not shower, douche, brush your teeth, or change your clothes. You are encouraged to follow the procedures described below:

Seek medical assistance as soon after the incident as possible. It is important to seek medical assistance whether you want to report the sexual assault or not, because there are the possibilities of internal injury, sexually transmitted diseases, and pregnancy.

- 1) Do not shower, douche, brush your teeth, or change your clothes.
- 2) Save any available evidence.
- 3) Go to the emergency room of the nearest hospital or the hospital of your choice.

(If you are on campus, the CSU police will transport you to either St. Vincent Charity Hospital or MetroHealth Medical Center. You will not be required by the CSU police to file a report or press charges, however, the hospital is required to report the rape/sexual assault to the police. You will not be required to pursue criminal action.)

If more than 48 hours have passed, medical assistance can be sought from your personal physician or the CSU Health Services Department.

Call the police. The CSU police can be reached immediately by any of the following means:

- 1) Dial 911 or 216-687-2111,
- 2) Push the button on any campus phone that is identified by the red Police/Fire sticker, or
- 3) Pick up any phone on campus that is identified by a blue light.

If the sexual assault took place off campus, call the police department where the incident took place.

In addition, you may call any of the following numbers for assistance and/or support:

- Cleveland Rape Crisis Center Hotline - 216-619-6192 (24 hours a day)
- CSU Counseling Center - extension 2277 or 216-687-2277:  
8 a.m. - 7 p.m. Mon. - Thur.; 8 a.m. - 5 p.m. Fri.
- CSU Health and Wellness Services - extension 3649 or 216-687-3649:  
8 a.m. - 5:30 p.m., Mon. and Tue.; 8 a.m. - 5 p.m. Wed. - Fri.  
Summer hours: 8 a.m. - 5 p.m. Mon. - Fri.
- Your Residence Hall Director
- Someone you trust
- Office of Judicial Affairs 216-687-2048: 8 a.m. - 5 p.m. Mon. - Fri.

Seek emotional support. Contact any of the following:

- CSU Counseling Center - extension 2277 or 216-687-2277:  
8 a.m. - 7 p.m. Mon. - Thur.; 8 a.m. - 5 p.m. Fri.
- Cleveland Rape Crisis Center - 24 Hrs. Hotline: 216-619-6192, Main Office: 216-619-6194
- A private counselor of your choice. (Referrals to private counselors can be obtained from the Cleveland Rape Crisis Center or the CSU Counseling Center.)
- Religious Resources:  
The Edge: Lutheran Campus Ministry 216-241-7120.  
Hillel 216-231-0040. Newman Catholic Campus Ministry 216-421-1522.

Seek legal/judicial information. There are differences between reporting a sexual assault and seeking criminal sanctions in a sexual assault. Reporting a sexual assault does not require that criminal action be initiated. For additional information, contact an attorney of your choice or any of the following:

- |                                  |              |
|----------------------------------|--------------|
| • Cleveland Rape Crisis Center   | 216-619-6194 |
| • CSU Police - extension 2020    | 216-687-2020 |
| • Witness/Victim Services Center | 216-443-7399 |
| • Office of Judicial Affairs     | 216-687-2048 |
| • Legal Aid                      | 216-687-1900 |
| • Affirmative Action             | 216-687-2223 |

**SPECIAL NOTE TO THE UNIVERSITY COMMUNITY:** If you are asked for assistance or support by the victim of a sex offense please attempt to have the individual follow the above procedures. In addition, please keep in mind that rape/sexual assault is a crime of power. The individual who has been victimized has had control of her/his physical person taken over by another person. In assisting the victim, care must be taken to

allow her/him to make the decisions and choices. But, in allowing her/him to be in control, it is important to ensure that s/he is safe and receives any necessary medical attention. Above all, the identity of the victim should be held in strictest confidence.

Cleveland State University programs and policies provide: (1) education about rape and other sex offenses and their prevention; (2) procedures to follow in the event a rape or other sex offense occurs; and (3) disciplinary procedures and sanctions that may be utilized in the event of rape or other sex offenses.

## Education

The responsibility for continuing education about rape and sexual assault and their prevention is assumed by Health and Wellness Services. This includes presentations of educational programs about rape and sexual assault to the University community at large, as well as selected classes and targeted student populations such as athletes, residence hall advisers, and new students. The education program has and will continue to include the campus-wide distribution of information about rape and sexual assault in the form of brochures, flyers, and posters. In addition, professionals in the Department of Student Life, Counseling Center, Health Services, and Police Department are available to meet one-on-one with members of the University community to discuss issues surrounding rape and sexual assault prevention.

## Disciplinary actions

Student Conduct Code. The Student Conduct Code addresses rape and other sex offenses under two sections, (1) Infliction, Attempted Infliction or Use or Threat of Use of Physical Force and (2) Unwanted Sexual Contact. Individuals found to be in violation of either of those sections may receive any of the following defined sanctions: Recommendation of Expulsion, Recommendation of Suspension, Disciplinary Probation, Reprimand, Restitution, Restriction, Community Service, Counseling, Holds on Transcripts, or other sanctions deemed appropriate by the hearing body. Copies of the Student Conduct Code are available in the Department of Student Life.

Ohio Revised Code Sections 3345.22 and 3345.23. The Ohio Revised Code specifies that a student, faculty or staff member arrested for any of a series of identified offenses committed on campus or affecting persons or property on campus must be provided a hearing as set forth in the Ohio Revised Code to determine whether s/he shall be immediately suspended from the University pending the individual's acquittal or conviction of the crime. If s/he is convicted, s/he is then dismissed. Included in the list of specified offenses are the following: Felonious Assault, Aggravated Assault, Assault, Rape, and Sexual Battery. Copies of the appropriate sections of the Ohio Revised Code sections are on CSU's Web Page.

## Disciplinary Procedures

The Student Conduct Code outlines the procedures for the on-campus disciplinary process. Violations of the Student Conduct Code may be heard by the University Judicial Board, the Student Conduct Officer, or the Judicial Affairs Officer. These proceedings entitle all parties involved to present their case for an impartial review. The Student Conduct Code judicial process provides for the presence of one advisor (member of the University Community) for each party as well as the presentation of witnesses and other materials. The hearings are closed unless otherwise requested and all materials confidential. Per the higher education amendments of 1998, the outcome of hearings involving Infliction, Attempted Infliction, Use or Threat of Use of Physical Force, Sexual Harassment, and Unwanted Sexual Contact will be communicated to the victims. All hearing documents will be kept on file within the Office of Judicial Affairs, Department of Student Life.

## Change in Academic or Living Situations

If the individual accused of rape or other sex offense lives in the residence hall and the victim also lives in the residence hall, the victim will have the opportunity to move into other living arrangements that may make her/him feel more safe, provided that such space is available. Procedures and options for changing class schedules, if desired, should be discussed with the appropriate Dean's office.

The University complies with the Federal Drug-Free Schools and Communities Act; the Drug-Free Workplace Act; the Federal Crime Awareness and Campus Security Act of 1990, renamed the Jeanne Clery Act in October 1998; the Student Right-to-Know and Campus Security Act, and the Family Educational Rights and Privacy Act.

Cleveland State University is committed to the principle of equal opportunity in employment and education. No person at the university will be denied opportunity for employment or education or be subject to discrimination in any project, program, or activity because of race, color, religion, national origin, sex, age, sexual orientation, handicap or disability, disabled veteran, Vietnam-era veteran or other protected veteran status.

Cleveland State University is an affirmative action, equal opportunity employer.

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## Cleveland State University

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Cleveland State University

# Policies for a Safer Campus

• Rape & Sexual Assault Prevention

• Drug & Alcohol Abuse Prevention

• Safety Awareness

2008-2009

# Drug & Alcohol Abuse Prevention

Cleveland State University is committed to a campus free of unlawful drug and alcohol use. The misuse of alcohol detracts from the mission of higher education and adversely affects the conduct, academic performance and health and safety of students. Alcohol on college campuses is a factor in 40 percent of all academic problems and 28 percent of all dropouts. The following is Cleveland State University's Drug Prevention Program which is being distributed to all CSU students and employees.

## Prohibitions

The unlawful possession, use, distribution, manufacture or dispensation of or providing funding for illicit drugs, controlled substances and alcohol or drug related paraphernalia by students and employees on University property or as part of University activities is prohibited.

## Disciplinary Sanctions

Sanctions for violations of the above prohibitions will be imposed by the University in accordance with the appropriate University disciplinary procedures.

Specifically, sanctions for employees may include one or more of the following: an oral or written reprimand from the employee's immediate supervisor or department head, a reduction in pay for a definite period of time, suspension with or without pay for a definite or indefinite period

of time, participation in and satisfactory completion of a drug or alcohol rehabilitation program, restitution or payment for damages to property, and/or termination from employment. In addition to these sanctions, the University in appropriate cases may refer individuals to the appropriate jurisdiction for criminal prosecution.

Sanctions for students may include one of the following: Expulsion (Permanent Separation from the University), Suspension from the University for a definite period, Removal from the Residence Hall, Official Reprimand or Restitution, Disciplinary Probation, Temporary or Permanent Loss of Privileges, or Community Service. Counseling, with the added stipulation of completing a drug or alcohol rehabilitation program, can also be applied as a sanction for violations as well as other sanctions provided for in the Student Conduct Code. In addition to sanctioning, the University may refer individuals to the appropriate jurisdiction for criminal prosecution.

## Parental/Guardian Notification

The Dean of Students will notify the parent(s)/guardians(s) of a student under the age of 21 who has been found in violation of an alcohol or drug provision of the Student Conduct Code. Parent(s)/guardian(s) will be notified by regular and certified mail at the student's permanent address on file in the Registrar's Office.

## Drug and Alcohol Counseling Treatment and Rehabilitation Programs

**For Employees.** The IMPACT Employee Assistance Plan (EPA) provides confidential counseling and guidance for drug, alcohol, emotional and work related issues for employees and their family members. The EPA provides up to five (5) complimentary counseling sessions per incident each year. Call (800) 227-6007 to arrange an appointment with an IMPACT EAP counselor. IMPACT may refer individuals to agencies, programs or other health professionals for further care. CSU's Employee Health Care Plans provide coverage for both inpatient and outpatient treatment of drug abuse, alcoholism and other mental health conditions.

**For Students.** The University Counseling Center provides counseling and referral services to students with drug or alcohol problems and students who are concerned about, or are seeking help in dealing with, a drug or alcohol problem of a friend or family member. All Counseling Center visits and records are kept confidential and there is no charge for the Center's services. Appointments can be arranged by stopping by the Center in Rhodes Tower, 12th floor, Room 1235 or by calling (216) 687-2277. In addition, University Health and Wellness Services, located in Science Research Building suite 153, provides informational, evaluation and referral services to students and employees.

## Drug and Alcohol Education Program

University Health and Wellness Services sponsors drug and alcohol education programs. The programs provide information for students, faculty and staff about topics concerning health promotion. The programs also encourage students and student organizations to seek out social opportunities in a substance-free environment. However, recognizing that alcohol might sometimes be used, the programs provide information, programming and policies that promote only alcohol use that is responsible, legal and safe. Programming and training focus on topics of alcohol and drug use/abuse, including participation in National Collegiate Alcohol Awareness Week. Resident Assistants are trained to be knowledgeable on topics surrounding alcohol and drug abuse. Information about alcohol and drugs is also included in a brochure that discusses the University's alcohol policies and procedures.

The Department of Student Life has established an alcohol review committee to review all requests by student organizations to have alcohol at special events. It works with student groups to develop risk management plans for these special events. Staff, faculty and student organizations have been trained in Alcohol Prevention Programs. Additionally, students who have been cited in violation of the Student Conduct Code with regards to alcohol are educated about drug/alcohol use and receive education as part of the sanctioning process.

For additional information about alcohol and drug programs, call 216-687-3649.

## Health Risks Associated with Alcohol

Source: U.S. Dept. of Education Publication: *What Works: Schools with-out Drugs* (1989 ed.) Alcohol consumption causes a number of marked changes in behavior. Even low doses significantly impair the judgment and coordination required to drive a car safely, increasing the likelihood that the driver will be involved in an accident. Low to moderate doses of alcohol also increase the incidence of a variety of aggressive acts, including spouse and child abuse. Moderate to high doses of alcohol cause marked impairments in higher mental functions, severely altering a person's ability to learn and remember information. Very high doses cause respiratory depression and death. If combined with other depressants of the central nervous system, much lower doses of alcohol will produce the effects just described.

Repeated use of alcohol can lead to dependence. Sudden cessation of alcohol intake is likely to produce withdrawal symptoms, including severe anxiety, tremors, hallucinations, and convulsions. Alcohol withdrawal can be life-threatening. Long-term consumption of large quantities of alcohol, particularly when combined with poor nutrition, can also lead to permanent damage to vital organs such as the brain and the liver.

Mothers who drink alcohol during pregnancy may give birth to infants with fetal alcohol syndrome. These infants have irreversible physical abnormalities and mental retardation. In addition, research indicates that children of alcoholic parents are at greater risk than other youngsters of becoming alcoholics.

## Local, State and Federal Sanctions

The remainder of this brochure summarizes local, state and federal sanctions for unlawful drug and alcohol abuse. Since these descriptions are summaries, and the statute or ordinance may be changed, the actual statute or ordinance should be consulted.

**Local Sanctions for Unlawful Drug Use.** Cleveland Ordinance 607.03 prohibits an individual from knowingly obtaining, possessing or using a controlled substance with certain exceptions including pursuant to a proper prescription. The ordinance provides misdemeanor penalties for obtaining, possession or using certain controlled substances including but not limited to phenobarbital, pentobarbital, secobarbital, and choloral hydrate, without a lawfully issued prescription in less than bulk amount. The penalty for a first offense is a 3rd degree misdemeanor punishable by up to 60 days in prison and a maximum \$500 fine, and the penalty for a second offense is a 2nd degree misdemeanor punishable by up to 90 days in jail and a maximum \$750 fine. In the case of marijuana or a compound containing marijuana and the amount is less than 200 grams, the penalty is a misdemeanor of the first degree punishable by up to 6 months in jail and a maximum fine of \$1,000, unless the amount of marijuana involved is less than 100 grams, in which case the drug abuse is a minor misdemeanor which is punishable by a maximum fine of \$150. In the case of anabolic steroids included in Schedule III and the amount is less than bulk, the penalty is a misdemeanor of the 3rd degree and a term of imprisonment or conditional probation in certain cases.

**Alcohol Related Offenses Under State Law.** Violations of the public intoxication statute (Ohio Revised Code Section 2917.11) constitute a minor misdemeanor punishable by a maximum \$150 fine or, if the offender persists, or if the offense is committed in the vicinity of a school or in the presence of a policeman, firefighter, or other authorized person on duty at an emergency, a 4th degree misdemeanor punishable by up to 30 days in prison and a maximum \$250 fine. Sanctions for driving while under the influence of drugs or alcohol (Ohio Revised Code section 4511.19) may range from 3 days to 1 year in prison, a \$200 to \$10,000 fine, a driver's license suspension from 6 months to revocation, and an immobilization of the car used, regardless of ownership, from 90 days to forfeiture to the State, depending on whether there were prior violations within the last six years. Ohio law also prohibits a person under the age of twenty-one years from buying beer or intoxicating liquor, for which a fine of \$25 - \$100 will be imposed (see Sections 4301.63 and 4301.99). It is also illegal to sell or furnish beer or intoxicating liquor to, or buy it for, a person under twenty-one years of age, unless the person is accompanied by a parent, spouse or legal guardian (Section 4301.69). Violations of Section 4301.69 are a misdemeanor punishable by up to 6 months in prison and a fine of not less than \$500 or more than \$1000.

### Federal Penalties and Sanctions for Illegal Possession of a Controlled Substance.

**21 U.S.C. 844(a)** - 1st conviction: Up to 1 year imprisonment and fined at least \$1,000, or both.

- After 1 prior drug conviction: At least 15 days in prison, not to exceed 2 years and fined at least \$2,500.
- After 2 or more prior drug convictions: At least 90 days in prison, not to exceed 3 years and fined at least \$5,000.
- Special sentencing provisions for possession of crack cocaine: Mandatory at least 5 years in prison, not to exceed 20 years and fined at least \$1,000, if:

- (a) 1st conviction and the amount of crack possessed exceeds 5 grams.
- (b) 2nd crack conviction and the amount of crack possessed exceeds 3 grams.
- (c) 3rd or subsequent crack conviction and the amount of crack possessed exceeds 1 gram.

# Drugs of Abuse / Uses & Effects

DRUGS	CSA SCHEDULES	TRADE OR OTHER NAMES	MEDICAL USES	DEPENDENCE				POSSIBLE EFFECTS	EFFECTS OF OVERDOSE	WITHDRAWAL SYNDROME	
				Physical	Psychological	Tolerance	Duration (Hours)				Usual Method
<b>NARCOTICS</b>											
Heroin-	Substance I	Diamorphine, Horse, Smack, Black tar, Chiva, Negra (Black tar)	None in U.S., Analgesic, Antitussive	High	High	Yes	3-4	Injected, snorted, smoked	• Euphoria	• breathing	• Watery eyes
Morphine-	Substance II	MS-Contin, Roxanol, Oramorph SR, MSIR	Analgesic	High	High	Yes	3-12	Oral, injected	• Drowsiness	• Clammy skin	• Runny nose
Codaine-	Substance II, Product III, IV	Acetaminophen, Guafenesin or Promethazine w/Codaine, Fiorinal, Fioricel, or Tylenol w/Codaine	Analgesic, Antitussive	Moderate	Moderate	Yes	3-4	Oral, injected	• Respiratory depression	• Convulsions	• Yawning
Hydrocodone-	Substance II, Product III, IV	Hydrocodone, w/Acetaminophen, Vicodin, Vicoprofen, Tusisonex, Lortab	Analgesic, Antitussive	High	High	Yes	3-6	Oral	• Constricted pupils	• Coma	• Loss of appetite
Hydromorphone-	Substance II	Dilaudid	Analgesic	High	High	Yes	3-4	Oral, injected	• Nausea	• Shallow respiration	• Panic
Oxycodone-	Substance II	Roxicet, Oxycodone, w/Acetaminophen, OxyContin, Endocod, Percocet, Percodan	Analgesic	High-Low	High-Low	Yes	Variable	Oral, injected, snorted, smoked	• Slurred speech	• Dilated pupils	• Cramps
Other Narcotics-	Substance II, III, IV	Fentanyl, Demerol, Methadone, Darvon, Stadol, Talwin, Paregoric, Buprenex	Analgesic, Antidiarrheal Antitussive								• Chills and sweating
<b>DEPRESSANTS</b>											
gamma Hydroxybutyric Acid-	Substance I, Product III	GHB, Liquid Ecstasy, Liquid X, Sodium Oxybate, Xyrem	None in U.S., Anesthetic	Moderate	Moderate	Yes	1-8	Oral	• Disorientation	• Clammy skin	• Anxiety
Benzodiazepines-	Substance IV	Valium, Xanax, Halcion, Ativan, Restoril, Rohypnol (Roofies, R-2), Klonopin	None in U.S., Anesthetic	Moderate	Moderate	Yes	2-6	Oral, injected	• Drunken behavior without odor of alcohol, impaired memory of events, interacts with alcohol	• Weak and rapid pulse	• Insomnia
Other Depressants-	Substance I, II, III, IV	Ambien, Sonata, Megprobamate, Chloral Hydrate, Barbiturates, Methaqualone (Quaalude)	Antianxiety, Sedative, Anticonvulsant, Hypnotic, Muscle Relaxant	Possible	High	Yes	1-2	Oral	• Increased alertness	• Possible death	• Tremors
<b>STIMULANTS</b>											
Cocaine-	Substance II	Coke, Flake, Snow, Crack, Coca, Blanca, Perico, Nieve, Soda	Local Anesthetic	Possible	High	Yes	2-4	Snorted, smoked, injected	• Excitation	• temperature	• Apathy
Amphetamine/ Methamphetamine-	Substance II	Crank, Ice, Cristal, Krystal Meth, Speed, Adderall, Dexamine, Desoxyn	Attention deficit/hyperactivity disorder, narcolepsy, weight control	Possible	High	Yes	2-4	Oral, injected, smoked	• Euphoria	• Hallucinations	• Long periods of sleep
Methylphenidate-	Substance II	Ritalin (Ry-R), Concerta, Focalin, Metadate	Attention deficit/hyperactivity disorder	Possible	Moderate	Yes	2-4	Oral, injected, snorted, smoked	• Increased pulse rate & blood pressure	• Convulsions	• Irritability
Other Stimulants-	Substance III, IV	Adipex P, Ionamin, Prelu-2, Didrex, Provigil	Vasoconstriction	Unknown	Moderate	Yes	2-4	Oral	• Insomnia	• Possible death	• Depression
<b>CANNABIS</b>											
Marijuana-	Substance I	Pot, Grass, Sinsemilla, Blunts, Mota, Yerba, Grifa	None	None	Moderate	Yes	4-6	Smoked, oral	• Relaxed inhibitions	• (LSD) Longer, more intense "trip" episodes	• Occasional reports of insomnia
Tetrahydrocannabinol- Hashish and Hashish Oil-	Substance I, Product III	THC, Marinol	Antinauseant, Appetite stimulant	None	Unknown	Yes	8-12	Smoked, oral	• Increased Appetite		• Hyperactivity
<b>HALLUCINOGENS</b>											
MDMA and Analog- LSD-	Substance I	(Ecstasy, XTC, Adam), MDA (Love Drug), MDEA (Eve), MBDB	None	None	None	Possible	4-8	Oral, snorted, smoked	• Heightened senses, teeth grinding and dehydration	• Increased body temperature, electrolyte imbalance, cardiac arrest	• Muscle aches, drowsiness, depression, acne
Phencyclidine and Analog-	Substance I	Acid, Microdot, Sunshine, Boomers	Anesthetic (Ketamine)	Unknown	Unknown	Unknown	14-28 days	Smoked, oral, injected, snorted	• hallucinations		• None
Other Hallucinogens-	Substance I	PCP, PCPy, TCP, PCP, Angel Dust, Hog, Loveboat, Ketamine (Special K) Psilocybe mushrooms, Mescaline, Peyote Cactus.	None	Unknown	Unknown	Unknown	Variable	Oral	• Altered perception of time and distance	• Possible death	• Drug seeking behavior
<b>ANABOLIC STEROIDS</b>											
Testosterone-	Substance III	Depo-Testosterone, Sustanon, Sten, Cyp	Hypogonadism	Unknown	Unknown	No	1	Injected	• gynecomastia, acne, aggressive behavior	• Unknown	• Possible depression
Other Anabolic Steroids-	Substance III	Parabolian, Winstrol, Equipoise, Anadrol, Dianabol,	Anemia, Breast cancer	Unknown	Low	No	0.5	Oral, injected	• Slow and shallow		
<b>INHALANTS</b>											
Amyl and Butyl Nitrates		Pearls, Poppers, Rush, Locker Room	Angina (Amyl)	Unknown	High	No	0.5-2	Inhaled	• Flushing, hypotension, headache	• Methemoglobinemia	• Agitation
Nitrous Oxide		Laughing gas, balloons, Whippets	Anesthetic					Inhaled			
Other Inhalants		Adhesives, spray paint, hair spray, dry cleaning fluid, spot remover, lighter fluid	None	High	High	Yes	1-3	Inhaled	• Impaired memory, slurred speech, drunken behavior, slow onset	• Vomiting, respiratory depression, loss of consciousness, possible death	• Trembling, anxiety, insomnia, vitamin deficiency, confusion, hallucinations, convulsions
<b>ALCOHOL</b>											
		Beer, wine, liquor	None					Oral			

21 U.S.C. 853(a)(1 and 2) - Forfeiture of any property used or intended to be used to commit or to facilitate violation of this subchapter or constituting the or derived from proceeds of such violation if that offense is punishable by more than 1 year imprisonment. (See special sentencing provisions for crack.)

21 U.S.C. 881(a)(4, 5 and 7) - Forfeiture of all conveyances used or intended to be used to transport or to facilitate the transport or conceal a controlled substance, of all monies or other things of value furnished or intended to be furnished in exchange for a controlled substance, of all proceeds traceable to such an exchange and of all real property which was used or intended to be used in or to facilitate the commission of violation of this subchapter punishable by more than one year imprisonment.

21 U.S.C. 862 - Denial of Federal benefits, such as student loans, grants, contracts and professional and commercial licenses for conviction of distribution, up to 5 years for the first offense, up to 10 years for the second offense, and up to lifetime for a third offense. Denial of federal benefits upon conviction of possession up to 1 year for the first offense, and up to 5 years for second and subsequent offenses.

Miscellaneous - Revocation of certain Federal licenses and benefits, e.g. pilot licenses, public housing tenancy, etc., is vested within the authority of individual Federal agencies.

## Federal Trafficking Penalties

DRUG/SCHEDULE	QUANTITY	PENALTIES	QUANTITY	PENALTIES
Cocaine (Schedule II)	500 - 4999 gms mixture	<p><b>First Offense:</b> Not less than 5 yrs, and not more than 40 yrs. If death or serious injury, not less than 20 or more than life. Fine of not more than \$2 million if an individual, \$5 million if not an individual</p> <p><b>Second Offense:</b> Not less than 10 yrs, and not more than life. If death or serious injury, life imprisonment. Fine of not more than \$4 million if an individual, \$10 million if not an individual</p>	5 kgs or more mixture	<p><b>First Offense:</b> Not less than 10 yrs, and not more than life. If death or serious injury, not less than 20 or more than life. Fine of not more than \$4 million if an individual, \$10 million if not an individual.</p> <p><b>Second Offense:</b> Not less than 20 yrs, and not more than life. If death or serious injury, life imprisonment. Fine of not more than \$8 million if an individual, \$20 million if not an individual.</p>
Cocaine Base (Schedule II)	5-49 gms mixture		50 gms or more mixture	
Fentanyl (Schedule II)	40 - 399 gms mixture		400 gms or more mixture	
Fentanyl Analogue (Schedule I)	10 - 99 gms mixture		100 gms or more mixture	
Heroin (Schedule I)	100 - 999 gms mixture		1 kg or more mixture	
LSD (Schedule I)	1 - 9 gms mixture		10 gms or more mixture	
Methamphetamine (Schedule II)	5 - 49 gms pure or 50 - 499 gms mixture	50 gms or more pure or 500 gms or more mixture	<p><b>2 or More Prior Offenses:</b> Life imprisonment</p>	
PCP (Schedule II)	10 - 99 gms pure or 100 - 999 gms mixture	100 gm or more pure or 1 kg or more mixture		

### PENALTIES

Other Schedule I & II drugs (and any drug product containing Gamma Hydroxybutyric Acid)	Any amount	<p><b>First Offense:</b> Not more that 20 yrs. If death or serious injury, not less than 20 yrs, or more than Life. Fine \$1 million if an individual, \$5 million if not an individual.</p> <p><b>Second Offense:</b> Not more than 30 yrs. If death or serious injury, not less than life. Fine \$2 million if an individual, \$10 million if not an individual</p>
Flunitrazepam (Schedule IV)	1 gm or more	
Other Schedule III drugs	Any amount	<p><b>First Offense:</b> Not more than 5 years. Fine not more than \$250,000 if an individual, \$1 million if not an individual.</p> <p><b>Second Offense:</b> Not more 10 yrs. Fine not more than \$500,000 if an individual, \$2 million if not an individual</p>
Flunitrazepam (Schedule IV)	30 to 999 mgs	
All other Schedule IV drugs	Any amount	<p><b>First Offense:</b> Not more than 3 years. Fine not more than \$250,000 if an individual, \$1 million if not an individual.</p> <p><b>Second Offense:</b> Not more than 6 yrs. Fine not more than \$500,000 if an individual, \$2 million if not an individual.</p>
Flunitrazepam (Schedule IV)	Less than 30 mgs	
All Schedule V drugs	Any amount	<p><b>First Offense:</b> Not more than 1 yr. Fine not more than \$100,000 if an individual, \$250,000 if not an individual.</p> <p><b>Second Offense:</b> Not more than 2 yrs. Fine not more than \$200,000 if an individual, \$500,000 if not an individual.</p>

Source: U.S. Department of Justice Drug Enforcement Administration: *Federal Trafficking Penalties* ([www.usdoj.gov/dea/agency/penalties.pdf](http://www.usdoj.gov/dea/agency/penalties.pdf))

## Federal Trafficking Penalties - Marijuana

Quantity	Description	First Offense	Second Offense
1,000 kgs or more mixture; or 1,000 or more plants	MARIJUANA	Not less than 10 years, not more than life. If death or serious injury, not less than 20 years, not more than life. Fine not more than \$4 million individual, \$10 million other than individual.	Not less than 20 years, not more than life. If death or serious injury, mandatory life. Fine not more than \$8 million if an individual, \$20 million if other than an individual.
100 kgs to 999 kgs mixture; or 100 - 999 plants	MARIJUANA	Not less than 5 years, not more than 40 years. If death or serious injury, not less than 20 years, not more than life. Fine not more than \$2 million individual, \$5 million other than individual.	Not less than 10 years, not more than life. If death or serious injury, mandatory life. Fine not more than \$4 million if an individual, \$10 million if other than an individual.
More than 10 kgs hashish; 50 to 99 kgs mixture. More than 1 kg of hashish oil; 50 - 99 plants.	MARIJUANA	Not more than 20 years. If death or serious injury, not less than 20 years, not more than life. Fine \$1 million if an individual, \$5 million if other than an individual.	Not more than 30 years. If death or serious injury, mandatory life. Fine \$2 million if an individual, \$10 million if other than an individual.
Less than 50 kgs mixture; 1 - 49 plants	MARIJUANA	Not more than 5 years. Fine not more than \$250,000, \$1 million other than individual.	Not more than 10 years. Fine \$500,000 if an individual, \$2 million if other than an individual.
10 kgs or less	HASHISH		
1 kg or less	HASHISH OIL		

Source: U.S. Department of Justice Drug Enforcement Administration Publication: *Federal Trafficking Penalties* ([www.usdoj.gov/dea/agency/penalties.pdf](http://www.usdoj.gov/dea/agency/penalties.pdf))

## Ohio's Criminal Penalties for Illegal Drug Selling<sup>1</sup> and Possession<sup>2</sup>

DRUG	AMOUNT	SENTENCE	PRESUMED OR MANDATORY <sup>3</sup>	FINES, OTHER PENALTIES <sup>4</sup>	
Marijuana	Possession: under 100 grams			fine up to \$150	
	Possession: 100-200 grams	up to 30 days		fine up to \$250	
	Possession: 200-1,000 grams	6-12 months		fine up to \$2,500	
	Possession: 1,000 - 5,000 grams	1-5 years		mandatory fine \$5,000-\$10,000	
	Possession: 5,000-20,000 grams	1-5 years	presumed	mandatory fine \$5,000-\$10,000	
	Possession: over 20,000 grams	2-8 years	mandatory	mandatory fine \$7,500-\$15,000	
	Sale: less than 200 grams	6-12 months		fine up to \$2,500	
	Sale: 200-1,000 grams	6-18 months		mandatory fine \$2,500-\$5,000	
	Sale: 1,000- 5,000 grams	1-5 years		mandatory fine \$5,000-\$10,000	
	Sale: 5,000-20,000 grams	1-5 years	presumed	mandatory fine \$5,000-\$10,000	
	Sale: over 20,000 grams	8 years	mandatory	mandatory fine \$7,500-\$15,000	
	Cocaine	Possession: under 5 grams	6-12 months		fine up to \$2,500
		Possession: 5-25 grams, or 1-5 grams crack base cocaine	6-18 months	presumed	mandatory fine \$2,500-\$5,000
		Possession: 25-100 grams, or 5-10 grams crack base cocaine	1-5 years	mandatory	mandatory fine \$5,000-\$10,000
Possession: 100-500 grams, or 10-25 grams crack base cocaine		2-8 years	mandatory	mandatory fine \$7,500-\$15,000	
Possession: 500-1,000 grams, or 25-100 grams crack base cocaine		3-10 years	mandatory	mandatory fine \$10,000-\$20,000	
Possession: in excess of 1,000 grams, or crack base cocaine in excess of 100 grams		3-10 years	mandatory, plus 1-10 years additional	mandatory fine \$10,000-\$20,000	
Sale: under 5 grams		6-12 months		fine up to \$2,500	
Sale: 5-10 grams, or 1-5 grams crack base cocaine		6-18 months	presumed	mandatory fine \$2,500-\$5,000	
Sale: 10-100 grams, or 5-10 grams crack base cocaine		1-5 years	mandatory	mandatory fine \$5,000-\$10,000	
Sale: 100-500 grams, or 10-25 grams crack base cocaine		2-8 years	mandatory	mandatory fine \$7,500-\$15,000	
Sale: 500-1,000 grams, or 25-100 grams crack base cocaine		3-10 years	mandatory	mandatory fine \$10,000-\$20,000	
Sale: in excess of 1000 grams, or crack base cocaine in excess of 100 grams		3-10 years	mandatory, plus 1-10 years additional	mandatory fine \$10,000-\$20,000	
LSD		up to 10 unit doses	6 - 12 months		fine up to \$2,500
		over 10 - 50 unit doses solid; 1 - 5 grams liquid	6 - 18 months	selling: presumed	fine up to \$5,000
	over 50 - 250 unit doses solid; 5 - 25 grams liquid	1 - 5 years	selling: mandatory	mandatory fine \$5,000-10,000	
			possession: presumed		
	over 250 - 1,000 unit doses solid; 25 - 100 grams liquid	2 - 8 years	mandatory	mandatory fine \$7,500-15,000	
	over 1,000 - 5,000 unit doses solid; 100 - 500 grams liquid	3 - 10 years	mandatory	mandatory fine \$10,000-20,000	
	over 5,000 unit doses solid; over 500 grams liquid	10 years	mandatory, plus 1-10 years additional	mandatory fine \$10,000-20,000	
	Heroin	up to 5 unit doses or 1 gram	6 - 12 months		fine up to \$2,500
		over 10-50 unit doses or 1-5 grams	6 - 18 months	selling: presumed	fine up to \$5,000
		over 50-100 unit doses or 5-10 grams	1 - 5 years	presumed	mandatory fine \$5,000-10,000
over 100-500 unit doses or 10-50 grams		2 - 8 years	mandatory	mandatory fine \$7,500-15,000	
over 500-2,500 unit doses or 50-250 grams		3 - 10 years	mandatory	mandatory fine \$10,000-20,000	
over 2,500 unit doses or 250 grams		10 years	mandatory, plus 1-10 years additional	mandatory fine \$10,000-20,000	
Hashish	Possession: under 5 grams solid			fine up to \$150	
	Possession: 5-10 grams solid; 1 - 2 grams liquid	up to 30 days		fine up to \$250	
	Sale: up to 10 grams	6 - 12 months		fine up to \$2,500	
	over 10 - 50 grams solid; over 2 - 10 grams liquid	selling: 6 - 18 months		selling: fine up to \$5,000	
		possession: 6-12 months		possession: fine up to \$2,500	
	over 50 - 250 grams solid; over 10 - 50 grams liquid	1 - 5 years		mandatory fine \$5,000-10,000	
	over 250 - 1,000 grams solid; over 50 - 200 grams liquid	selling: 2 - 8 years	presumed	mandatory fine \$7,500 -15,000	
		possession: 1 - 5 years	presumed		
	over 1,000 grams solid; over 200 grams liquid	selling: 8 years	mandatory	Mandatory fine \$10,000-20,000	
		possession: 2 - 8 years	mandatory		
Any other Schedule I or Schedule II Substances (not listed above)	Possession: bulk to less than 5x bulk amount	1-5 years	presumed	mandatory fine \$5,000-\$10,000	
	Possession: 5x to 50x bulk amount	2-8 years	mandatory	mandatory fine \$7,500-\$15,000	
	Possession: 50x to 100x bulk amount	3-10 years	mandatory	mandatory fine \$10,000-\$20,000	
	Possession: over 100x bulk amount	3-10 years	mandatory, plus 1-10 years additional	mandatory fine \$10,000-\$20,000	
	Sale: bulk to less than 5x bulk amount	1-5 years	mandatory	mandatory fine \$5,000-\$10,000	
	Sale: 5x to 50x bulk amount	2-8 years	mandatory	mandatory fine \$7,500-\$15,000	
	Sale: 50x to 100x bulk amount	3-10 years	mandatory	mandatory fine \$10,000-\$20,000	
	Sale: over 100x bulk amount	3-10 years	mandatory, plus 1-10 years additional	mandatory fine \$10,000-\$20,000	

DRUG LAWS AND PENALTIES CHANGE RAPIDLY. THIS CHART IS A DESCRIPTION OF SOME OF THE APPLICABLE LEGAL SANCTIONS UNDER OHIO LAW FOR THE UNLAWFUL POSSESSION, USE, OR DISTRIBUTION OF DRUGS, AS OF AUGUST 2008. THIS LIST IS NOT INTENDED TO BE AN EXHAUSTIVE LIST OF ALL OFFENSES INVOLVING DRUGS, AND THIS INFORMATION SHOULD NOT BE RELIED UPON AS LEGAL ADVICE OR GUIDANCE REGARDING THESE OFFENSES. For more information see the Ohio Criminal Sentencing Commission's DRUG OFFENSE QUICK GUIDE ([www.sconet.state.oh.us/Sentencing\\_Commission/resources/Publications/drugSentTable2007.pdf](http://www.sconet.state.oh.us/Sentencing_Commission/resources/Publications/drugSentTable2007.pdf))

<sup>1</sup> Under Ohio law, the offenses of selling or offering to sell a controlled substance is known as trafficking, or in some cases, aggravated trafficking.

<sup>2</sup> Both offenses are included in the chart, unless otherwise indicated.

<sup>3</sup> Mandatory means the sentence or fine must be imposed. Presumed means the sentence or fine should be imposed but other factors are considered.

<sup>4</sup> Selling or possession of illegal drugs in the vicinity of a school or of a minor may change the sentence, whether the sentence is mandatory or presumed, as well as the fines and other penalties. For all drug sale offenses, the offender's driver's license will be suspended for a period from 6 months to 5 years. For certain offenses the offender's driver's license may also be revoked.

# Safety Awareness

## University Police

In the educational environment of which it is an integral part, the University Police Department's mission is to preserve the peace and protect life and property in a manner which is sensitive to the rights of the individual and the values of a university.

The University Police Department is a duly recognized law enforcement agency with full police authority and responsibility as set forth in Ohio Revised Code 2935.01 and 3345.04. It is located in the Chester Building Annex, 2300 Chester Avenue, and provides community access 365 days a year, 24 hours a day. All criminal complaints and emergencies reported to the Department are immediately investigated and a police report is initiated. The 18 sworn police officers are commissioned by the State of Ohio with the same police powers as a municipal police officer within the jurisdiction of the University including the power of arrest. This jurisdiction includes any property owned, operated, leased, or controlled by Cleveland State University.

University Law Enforcement Officer applicants undergo a rigorous physical and psychological testing procedure in addition to a thorough background investigation. Each officer meets or exceeds the training standards of the Ohio Peace Officers Training Council and receives annual in-service training in first aid, firearms, defensive tactics, legal updates, fire safety and other appropriate areas.

The department is linked via a computer network to other local, state and

national law enforcement agencies for the exchange of information that is vital to the operation of a police department. These computer networks include The Law Enforcement Automated Data System (LEADS), a statewide information storage and retrieval system, and The National Crime Information Center (NCIC) in Washington, D.C.

## Community Police Response Programs

The University Police Department shares the responsibility for your personal safety and the protection of personal and university property with you. The Department works to prevent crime by utilizing procedures that ensure high visibility through vehicular and foot patrol, surveillance operations, and through community-based crime prevention and safety awareness programming. Crime prevention programming is the responsibility of the Community Police Response Unit of the University Police Department. In 1992, it was cited as the Outstanding Crime Prevention Unit in the State of Ohio by the Ohio Crime Prevention Association.

Members of the community are involved in the following crime prevention programs on campus:

***Campus Watch*** is the staff/faculty-based crime prevention program. Founded in 1981, it is an innovative application of the highly successful block watch program specifically tailored to meet the needs of this urban University. Members of the campus community participate in Campus Watch through quarterly meetings, the publication of a bi-monthly newsletter which includes a listing of crimes reported during that time period, an emergency phone network, and a list of comprehensive

training sessions. The emergency phone network or campus telephone chain is initiated whenever a serious crime has occurred on campus and informs the campus community of the incident within an hour of its initiation. CSU's Campus Watch has been featured in national and international journals and magazines as a model of campus crime prevention programming. It was recognized by the Ohio Crime Prevention Association as the Outstanding Program of the Year in 1984.

***The Safety Escort Service of the Cleveland State University Police Department*** provides a safety escort service Monday through Friday between the hours of 5:30 p.m. and 11:00 p.m. During these times a student community service officer escorts students to or from any location on or near campus. At other times, campus police officers can usually provide this service. An escort request can be made by dialing 2020 from any campus phone or by using any blue light phone.

## Building Security

All University buildings are posted with the open hours on the entrance doors. Generally, buildings are open from 7 a.m. to 11 p.m. Monday - Saturday and are closed Sunday. Specific areas, such as the Cleveland-Marshall College of Law, have extended hours as needs dictate. When buildings are locked, only authorized personnel are granted access.

## Viking Hall/Fenn Tower

The residence halls have controlled access through an electronic building security system which utilizes magnetically locked perimeter doors that

are released automatically in the event of a fire. The main doors, which are monitored 24 hours a day by student personnel, are the only means of entrance and egress. Access to the Hall is restricted to student occupants, escorted guests, and authorized personnel.

## Information Regarding Sex Offenders

Information regarding sex offenders in the Cleveland State area can be obtained from the Cleveland State University Police Department or the Cuyahoga County Sheriff's Department. Photographs can be viewed at the Cuyahoga County Sheriff's Department's website at [www.sheriff.cuyahogacounty.us](http://www.sheriff.cuyahogacounty.us)

## Emergency Blue Light Phones / Speed Dial

Emergency Blue Light Phones have been strategically placed throughout the exterior areas of the campus and in the parking facilities. Upon picking up the receiver on most of these phones, you will be in immediate contact with a dispatcher in the University Police Department. Each time a Blue Light Phone is activated, a police officer is sent to investigate. These phones can be used to request a safety escort or to report a crime or medical emergency. To report a crime or other emergency inside one of the University buildings, either press the POLICE / FIRE speed dial button on a phone or dial 911.

## Telephone Numbers

Dept. of Public Safety / Police / Escort	216-687-2020
Emergency Police/Fire/Medical	911

## Crime Statistics

Since 1978, the Cleveland State University Police Department has voluntarily provided the Federal Bureau of Investigation (FBI) with monthly statistical information for the Uniform Crime Reporting Program (UCR). The following crimes were reported:

### The Jeanne Clery Act Reporting, 2005-2007

Crimes Reported	Year	Campus Residential Facility (CRF)	Total On-Campus (Includes CRF)	Non-Campus Building Property <sup>1</sup>	Public Property <sup>2</sup>	Total	Hate Crimes
Criminal Homicide—Murder and Nonnegligent Manslaughter	2007	0	0	0	0	0	0
	2006	0	0	0	0	0	0
	2005	0	0	0	0	0	0
Criminal Homicide—Negligent Manslaughter	2007	0	0	0	0	0	0
	2006	0	0	0	0	0	0
	2005	0	0	0	0	0	0
Sex Offenses—Forcible	2007	0	3	0	2	5	0
	2006	0	1	0	3	4	0
	2005	0	0	0	1	1	0
Sex Offenses—Non-Forcible	2007	0	0	0	0	0	0
	2006	0	0	0	1	1	0
	2005	0	0	0	2	2	0
Robbery	2007	1	7	0	16	23	0
	2006	1	4	0	29	33	0
	2005	0	8	0	24	32	0
Aggravated Assault	2007	0	0	0	5	5	0
	2006	0	0	0	9	9	0
	2005	0	1	0	7	8	0
Burglary	2007	3	5	1	13	19	0
	2006	1	8	2 <sup>4</sup>	24	34	0
	2005	0	7	0	13	20	0
Motor Vehicle Theft	2007	0	19	0	56	75	0
	2006	1	15	0	76	91	0
	2005	1	21	0	94	115	0
Arson	2007	0	0	0	0	0	0
	2006	0	0	0	0	0	0
	2005	0	2	0	2	4	0
Hate Crimes*—Involving any of the above categories and any other crime involving bodily injury reported to local police agencies or to a campus security authority.	2007						0
	2006						0
	2005						0

\*Hate Crimes are criminal offenses that manifest evidence of prejudice based on race, religion, sexual orientation, ethnicity, or disability.

Hate Crimes are crimes that manifest evidence that the victim was intentionally selected because of the victim's actual or perceived Race (RA), Religion, (RE), Sexual Orientation (SO), Gender (G), Ethnicity (E), or Disability (D).

Reported crimes that are reported as Hate Crimes in the above chart are coded in the Hate Crimes Column. (Example: 1-RA in the Aggravated Assault row under the Hate Crime Column means one (1) case of Aggravated Assault which was a Hate Crime based on race in this calendar year.

NR Statistics not reported from Cleveland Municipal Police Department

### Arrests and Disciplinary Referrals, 2005-2007

Arrests/Disciplinary Referrals	Year	Campus Residential Facility (CRF)	Total On-Campus (Includes CRF)	Non-Campus Building or Property <sup>1</sup>	Public Property <sup>2</sup>	Total
Liquor Law Violations/Arrests	2007	0	4	0	1	5
	2006	0	1	0	0	1
	2005	0	0	0	5	5
Liquor Law Violations—Referrals for Campus Disciplinary Action <sup>3</sup>	2007	34	35	0	0	35
	2006	15	19	0	0	19
	2005	31	31	0	0	31
Drug Abuse Violations/Arrests	2007	0	2	0	14	16
	2006	1	8	0	38	46
	2005	0	3	0	30	33
Drug Abuse Violations—Referrals for Campus Disciplinary Action <sup>3</sup>	2007	1	2	0	0	2
	2006	17	17	0	0	17
	2005	8	8	0	0	15
Weapons Possession Violations/Arrests	2007	0	0	0	4	4
	2006	0	0	0	11	11
	2005	0	0	0	11	11
Weapons Possession Violations—Referrals for Campus Disciplinary Action <sup>3</sup>	2007	0	0	0	0	0
	2006	0	0	0	0	0
	2005	0	0	0	0	0

<sup>1</sup> Includes property owned by Cleveland State University in the city of Shaker Heights, in the jungle of Belize, Guatemala, and property leased in Westlake and Solon.

<sup>2</sup> Public Property includes the area within the following streets. The statistics were obtained from the Cleveland Police Department.

EAST/WEST			NORTH/SOUTH					
Street:	Payne Ave.	Area: E 18 <sup>th</sup> – E 25 <sup>th</sup>	Address range:	1800 – 2500	Street: E 17 <sup>th</sup>	Area: Chester – Euclid	Address range:	1800 – 2000
	Chester Ave.	E 17 <sup>th</sup> – E 31 <sup>st</sup>		1700 – 3100	E 18 <sup>th</sup>	Payne – Carnegie		1700 – 2100
	Euclid Ave.	E 17 <sup>th</sup> – E 26 <sup>th</sup>		1700 – 2605	E 19 <sup>th</sup>	Baker's Union		1870
	Prospect Ave.	E 18 <sup>th</sup> – E 25 <sup>th</sup>		1800 – 2500	E 21 <sup>st</sup>	Payne – Carnegie		1700 – 2100
	Carnegie Ave.	E 18 <sup>th</sup> – E 22 <sup>nd</sup>		1800 – 2200	E 22 <sup>nd</sup>	Payne – Carnegie		1700 – 2100
	<sup>5</sup> West Center	Westlake			E 23 <sup>rd</sup>	Payne – Chester		1700 – 1850
	<sup>5</sup> East Center	Solon			E 24 <sup>th</sup>	Payne – Euclid		1700 – 2000
	<sup>5</sup> President's Residence	Shaker Heights			E 25 <sup>th</sup>	Payne – Chester		1700 – 1850

<sup>3</sup> Persons not arrested for liquor law violations, drug law violations, or illegal weapons possession but who were referred for university disciplinary action.

<sup>4</sup> 3047 Prospect Avenue Fraternity House.

<sup>5</sup> Non-campus buildings or properties.