

3359-47-01 Alcohol policy.

- (A) The university of Akron neither encourages nor discourages the use of alcoholic beverages, but the university does condemn the abuse of alcoholic beverages. It is the intent of the alcohol policy of the university of Akron to define guidelines for those members of the university community who choose to use alcoholic beverages that will provide for the responsible use consistent with the laws and regulations of the state of Ohio.
- (B) The university of Akron supports those programs leading to better understanding of the use and abuse of alcohol. Availability of further educational efforts designed for those students and other members of the university community who seek to make informed choices where alcohol is involved is encouraged.
- (C) All members of the university community are responsible for making decisions about their actions within the context of Ohio state law and university regulations. In addition, awareness of the rights of others within our community who may choose not to use alcoholic beverages must be honored.
- (D) University requirements.
 - (1) All consumption, possession, and/or distribution of alcoholic beverages will be consistent with the laws and regulations of the state of Ohio.
 - (2) No person under the age of twenty-one may order, pay for, share the cost of, attempt to purchase or consume any beer or alcoholic beverages.
 - (3) A written warning must be prominently posted wherever beer or alcoholic beverages are sold on property owned or leased by the university of Akron or when organizations associated with the university sponsor events where beer or alcoholic beverage is sold. An example of such a warning is attached.
 - (4) No person shall be in possession of an opened container of alcoholic beverage in any public place unless that place is approved for the consumption of beer or alcoholic beverages and that opened container of alcoholic beverage has been obtained therefrom.
 - (5) No person shall consume any beer or alcoholic beverage in a motor vehicle. This regulation includes drivers and passengers in automobiles (moving or parked), motorcycles, motor boats, i.e., any vehicle.
 - (6) No person under twenty-one shall handle, deliver, sell, or serve beer or any alcoholic beverage. [Except a person eighteen years old or older may

handle beer in a sealed container and may clear tables where alcoholic beverages have been consumed.]

- (7) It will be the responsibility of the sponsoring organization, when holding an event where beer and/or alcoholic beverages will be served or sold, to take reasonable precautions to identify under-age persons and to ensure that alcoholic beverages are not served to such persons. [The university suggests a check-in table where driver's licenses will be checked and where those who are under-aged are hand-stamped. Individuals who do not match their description and photograph should not be served. If there is any question whatsoever of a person being of the proper age to buy beer or alcoholic beverages, the checker (bartender, student officer, or employee) should indicate by stamping, or refuse service until she/he is wholly satisfied regarding the age of the person.]
 - (8) State law requires that no person who appears visibly intoxicated should be served any beer or alcoholic beverage. If the person, by his/her demeanor or appearance, seems to be intoxicated, that is sufficient evidence to deny service.
 - (9) Liquor permit holders are not allowed to give away beer or alcoholic beverages; gift certificates for same may not be given away or sold by permit holders.
- (E) Procedures for policy implementation for events where alcoholic beverages will be used.
- (1) Those who are responsible for organizing and overseeing social events must also comply with state law and university regulations.
 - (2) Social events for students, or events to which a significant number of students are invited, sponsored by university organizations and/or departments, at which beer and/or alcoholic beverages are served and which are not clearly private must be registered. Events held in the Gardner student center must be registered in the Gardner student center office, those sponsored by residence hall organizations in the office of residence halls, those sponsored by other university organizations in the office of student development. (A copy of a registration form is attached.) [If the event is advertised and the sponsor organization is affiliated with the university of Akron or if the expected attendance is large enough to affect the immediate surroundings or the larger community, the event must be registered regardless of where it is held. Registration is the responsibility of the sponsoring group. Groups which are uncertain about whether registration is required should contact the appropriate office.]

- (3) Sponsors of events held on property owned or leased by the university of Akron (other than in private residence hall rooms, suites, or townhouses in compliance with state laws) may serve/sell beer only. No other alcoholic beverage may be served/sold. Organizations may qualify for registration for events at E. J. Thomas performing arts hall at which wine may be served with special approval of university food service department.
- (4) Organizations sponsoring a registered event where beer will be sold, must obtain an "F" permit from the liquor control board of the state of Ohio. Applications are available in the registering offices. [Activities held in Robertson dining hall and the Gardner student center are already subject to the university of Akron "D1" permit and no further license is required.]
- (5) The charge for the beer sold or other alcoholic beverage must at least reflect the cost and be sold for no less than the expressed minimum cost.
- (6) Activities where beer or alcoholic beverages will be served on property owned or leased by the university of Akron other than in the residence halls must obtain the concurrence of the university of Akron food service department. The registering office will facilitate this permission for the sponsoring group.
- (7) Under "F" licenses, only beer may be sold, no other alcoholic beverage may be sold.
- (8) Any event associated with the university may not be promoted for the consumption of alcoholic beverages and/or beer. Prices of the beer or alcoholic beverages may not be advertised other than at the point of distribution.
- (9) Sufficient amount and equally visible, alternative, non-alcoholic beverages must be made available whenever alcoholic beverages are available to be sold at the same or lower price as is the beer or alcoholic beverage. Snacks and/or food must be made available at all places where beer and alcoholic beverages are served.
- (10) Groups planning to serve beer should indicate an estimate of the reasonable amount to be served. Where the university determines the amount to be unreasonable, registration may be denied.
- (11) Individuals who sign the registration form and who thus sponsor an event will be responsible for behavior at the event.
- (12) Alcohol use/abuse is no excuse for unacceptable behavior.

- (F) Failure to comply with the university alcohol policy may result in appropriate disciplinary sanctions.

Effective: February 4, 1999

Certification: _____
Secretary
Board of Trustees

Prom. Under: 111.15

Rule Amp.: Ch. 3359

Prior Effective Date: 2/4/83, and 7/31/87

Appendix A, Annotated

WARNING TO PERSONS UNDER AGE

If you are under the age of 21

Under the statutes of the State of Ohio, if you order, pay for, share the cost of, attempt to purchase, or possess or consume beer or intoxicating liquor in any public place, or furnish false information as to name, age, or other identification, you are subject to a fine of up to one thousand dollars, or imprisonment up to six months, or both.

If you are under the age of 18

Under the statutes of the State of Ohio, if you order, pay for, share the cost of, attempt to purchase, or possess or consume, any type of beer or wine that contains either no alcohol or less than one-half of one percent of one percent of alcohol by volume in any public place, or furnish false information as to name, age, or other identification, you are subject to a fine of up to two hundred fifty dollars or to imprisonment up to thirty days, or both.

THE UNIVERSITY OF AKRON

Event Registration Form:
Events Where Beer or Alcoholic Beverages Will Be Served

Planned events must be registered at least three days before the event is held.

1. Name(s) of individual(s) (and titles, if officers) and Organization (if any) sponsoring the event.

_____ (please print) _____

2. Location _____
(Events that are held outdoors must comply with existing regulations)

3. Time of event (a) Starting _____ (b) Ending _____ Day and Date of Event _____
(estimated)

4. Size (estimated) _____

5. How is the event being promoted? _____

6. Is beer being sold at this event? _____ Yes _____ No

7. If beer is being sold, in whose name has the permit been issued? _____

8. How much beer or alcohol do you plan to serve at this event?
_____ beer _____ wine _____ liquor

9. In response to the University requirement that "sufficient amount and equally visible, alternative, non-alcoholic beverages are available to be sold at the same or lower price as is the beer or alcoholic beverage," how much non-alcoholic beverages do you plan to serve at this event? _____ mixers _____ other

10. What type and quantity of food will be available? _____

I (we), the undersigned, affirm that I (we) have read and understood the items pertaining to use, possession, and dispensing of alcoholic beverages in the State of Ohio. Additionally, I (we) affirm that I (we) am aware of the rights and responsibilities as a sponsor of an alcohol-serving/selling event at The University of Akron, and I (we) assume those rights and responsibilities.

Faculty Adviser
(if a registered University student Organization)

Registered by: _____

Date _____

Please be prepared to produce a signed copy of this form at the event.

Warning: Furnishing false or misleading information on this form may subject you to disciplinary action.