



AP 3560 Alcoholic Beverages

The possession, sale or the furnishing of alcohol on campus is governed by California state law and these procedures. The possession, sale, consumption or furnishing of alcohol is controlled by the California Department of Alcohol and Beverage Control. The possession, sale, manufacture or distribution of any controlled substance is illegal under both state and federal laws. The enforcement of alcohol laws on-campus is the primary responsibility of the Victor Valley College Police Department. The campus has been designated “drug free” and only under certain circumstances is the consumption of alcohol permitted. Violators are subject to disciplinary action, criminal prosecution, fine and imprisonment.

It is unlawful to sell, furnish or provide alcohol to a person under the age of 21. The possession of alcohol by anyone under 21 years of age in a public place or a place open to the public is illegal. It is also a violation of this policy for anyone to consume or possess alcohol in any public or private area of campus without prior District approval. Organizations or groups violating alcohol or substance policies or laws may be subject to sanctions by the District.

Alcohol laws and procedures on-campus are strictly enforced by the Victor Valley College Police Department.

No person including, but not limited to, staff, students, or faculty may possess, consume, sell, give, or deliver to any other person, any alcoholic beverage in any District building or on any District grounds unless both of the following two conditions are met:

Condition One

Any third party entity (e.g. Victor Valley College Foundation) hosting/sponsoring an event that falls within one of the categories described in Condition Two must: (1) receive approval from the Deputy Superintendent/Executive Vice President, Administrative Services; (2) apply to, and receive, the appropriate licenses required by the Department of Alcohol and Beverage Control; and (3) provide the Deputy Superintendent/Executive Vice President, Administrative Services with copies of the approved, required Department of Alcohol and Beverage Control licenses.

Condition Two

Where Condition One has been satisfied, alcoholic beverages are permitted on campus if:

- The alcoholic beverage is beer or wine for use in connection with a course of instruction, sponsored dinner, or meal demonstration given as part of a culinary arts program at a community college campus, and the instructor or individual has been authorized to acquire, possess, use, sell, or consume it by the Deputy Superintendent/Executive Vice President, Administrative Services.



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- A student at least 18 years of age tastes, but does not swallow or consume, an alcoholic beverage for educational purposes as part of the instruction in a hotel management, culinary arts, or enology or brewing degree program, and the alcoholic beverage remains in the control of the instructor.
- The alcoholic beverage is for use during a non-college event at a performing arts facility built on District property and leased to the Victor Valley College Foundation.
- The alcoholic beverage is wine or beer produced by a bonded winery owned or brewery or operated as part of an instructional program in viticulture and enology or brewing.
- The alcoholic beverage is wine that is for use during an event sponsored by the District or the Victor Valley College Foundation, in connection with the District's instructional program in viticulture or the District's instructional program in enology.
- The alcoholic beverage is possessed, consumed, or sold, pursuant to a license or permit obtained for Special Events held at the facilities of a public community college during the Special Event. "Special Event" means events held with the permission of the governing board of the District, at a time when pupils are not on the grounds, that are festivals, shows, private parties, concerts, theatrical productions, and other events held on the District's premises and for which the principal attendees are members of the general public or invited guests and not students of Victor Valley Community College. "Facilities" include, but are not limited to, office complexes, conference centers, or retreat facilities.
- The alcoholic beverage is acquired, possessed, or used during an event sponsored by the District or the Victor Valley College Foundation at a community college-owned facility in which any grade from kindergarten to grade 12, inclusive, is taught, if the event is held at a time when students in any grades from kindergarten to grade 12, inclusive, are not present at the facility.
- The alcoholic beverage is for use during a fundraiser held to benefit a nonprofit corporation that has obtained a license under the Business and Professions Code to do so provided no alcoholic beverage can be acquired, possessed or used at a football game or other athletic contest sponsored by the District.

References:

Business and Professions Code Sections 24045.4, 24045.6, 25608, 25658, and 25668; and
34 Code of Federal Regulations Part 668.46 subdivision (b)