Purdue University

Alcohol and Drug Information

TOWARD FREEDOM FROM SUBSTANCE ABUSE
2018–2019

About this document
This 2018-19 publication is provided by Human Resources.

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The hard task of winning against alcohol or drug dependency calls for supportive, confidential help. On the West Lafayette campus, Employee Assistance, located at the Center for Healthy Living, offers that help to faculty and staff and their families who experience hardships because of substance abuse and addiction. The stereotyped picture of the alcoholic as a drunken, skid-row bum is a myth. Alcoholism affects all socio-economic groups.

Alcoholism may be defined as a disease, an addiction or dependency, but the symptoms are the same:

- an overwhelming desire to drink.
- ever-increasing tolerance for alcohol.
- personality changes caused by drinking.
- impaired judgment due to drinking.
- concealed drinking.
- emotional and/or physical isolation from friends and family.
- difficulty in daily functioning.
- physical problems.
- blackouts from drinking.

Changes in patterns of behavior are also associated with alcoholism, such as changes in work attendance, quality of work and work output; unusual flare-ups or outbreaks of temper; withdrawal from responsibility; general changes in overall attitude; and deterioration of physical appearance and grooming. These changes affect co-workers, as well as family members. Anyone who picks up the slack in the workplace unknowingly becomes involved with the disease. Recovery is possible at any age. Individual consultations are provided in the strictest of confidence.

Other services for substance abuse include:

- Assessment and evaluation.
- Referral to outpatient services.
- Services to families.
- With employee consent, consultation with supervisors.
- Assistance with questions about insurance coverage.

Information about public and private treatment programs. Faculty or staff members who believe they may have a substance abuse problem can call Employee Assistance voluntarily. Referral also can be initiated by a supervisor, family member or co-worker. The West Lafayette Employee Assistance office at 1400 West State Street, Building B, Suite C, is accessible to people with disabilities. Phone: 765-494-0111.

**Resources for recovery**

- Alcoholics Anonymous: [www.aa.org](http://www.aa.org)
- Al-Anon Family Groups: [www.al-anon.org](http://www.al-anon.org)
- Narcotics Anonymous: [www.na.org](http://www.na.org)
- Nar-Anon Family Groups: [www.nar-anon.org](http://www.nar-anon.org)

**On June 12, 1998, the University distributed Executive Memorandum No. C-44, the revised Alcohol- and Drug-Free Campus and Workplace Policy. This policy became effective on July 27, 1998, and is reprinted below in its entirety.**

This policy supersedes any prior oral or written policy of the University including, but not limited to, the Interim Drug Abuse Policy issued February 28, 1989; the Alcohol and Drug-Free Campus and Workplace Policies, effective September 1, 1990; and the Interim Policy for Drug and Alcohol Testing of Commercial Motor Vehicle Operators, effective January 1, 1995. The provisions of this policy are intended to comply with applicable local, state, and federal law including, but not limited to, the Drug-Free Workplace Act of 1988, the Drug-Free Schools and Communities Act Amendments of 1989, the United States Constitution, the Indiana Constitution, and the Americans With Disabilities Act of 1990. This policy is subject to change at the sole discretion of the University.

**Alcohol- and Drug-Free Campus and Workplace Policy: Workplace Inspection Notice**

The following notice is posted in keeping with the policy in the accompanying article:

Purdue University reserves the right to inspect the workplace for alcohol, controlled substances, or paraphernalia relating to alcohol or controlled substances and to question any employee when the University reasonably suspects that its Alcohol- and Drug-Free Campus and Workplace Policy or any procedure under that policy has been violated.

except those regulated under federal or state drug laws to the extent that this policy conflicts with such laws.

III. Definitions
Alcohol means the intoxicating agent in beverage alcohol, ethyl alcohol, or other low molecular weight alcohols including methyl or isopropyl alcohol.

Controlled substances (or "drugs") refers to any drug or substance whose use is legally prohibited including, but not limited to, marijuana (THC), cocaine, opiates, phencyclidine (PCP), and amphetamines (including methamphetamine).

Employee(s) means faculty, staff, or student employees. Invitee(s) means any person authorized by the University to engage in University-related activities on University premises including, but not limited to, independent contractors, consultants, volunteers, individuals employed by outside employment agencies, conference attendees, and persons taking or auditing educational programs. Student(s) means any person taking one or more classes for academic credit.

University premises means any building, structure, vehicle, improved land, or unimproved land, in whole or part, which is owned, used, or occupied by the University.

Workplace means any University premise or other location where an employee is engaged in University business.

IV. Prohibited Conduct
The following conduct is prohibited:

A. Alcohol. Using, selling, manufacturing, distributing, possessing, storing, or dispensing alcohol on University premises, as part of any University-related activity, or in the workplace, except as authorized under University Regulations or otherwise by the University.

B. Controlled Substances. Using, selling, manufacturing, distributing, possessing, storing, or dispensing controlled substances on University premises, as part of any University-related activities, or in the workplace, except as authorized under University Regulations or otherwise by the University.

C. Employee Treatment Programs. Failing to meet the requirements of a drug or alcohol treatment program that the University requires an employee to complete as a condition of employment.

D. Workplace Inspection. Interfering with a workplace inspection under this policy.

E. Impaired Job Performance or Attendance. Alcohol misuse or controlled substance use, even though not during working hours or in the workplace, which impairs job performance or attendance.

F. Testing Procedures. Failing any drug or alcohol test or engaging in any other conduct prohibited under the University’s drug or alcohol testing procedures.

G. Prescription Drug Use. 1. Being under the influence of legally prescribed drugs in the workplace that prevent an individual from performing the essential functions of his or her job or where that individual poses a direct threat while using those drugs.

2. Inquiries regarding prescription drug use by employees are governed by the Americans With Disabilities Act of 1990, and therefore should be made only as authorized by the Department of Personnel Services.

H. Other Misconduct. Any other conduct that the University determines to be inconsistent with providing a drug-free and alcohol-free campus and workplace.

V. Consequences of Engaging in Prohibited Conduct
A. Factors Relevant to Sanction or Corrective Action. The University will evaluate violations of this policy on a case-by-case basis. In determining the appropriate sanction or corrective action, the University may consider an individual’s work or academic record, the seriousness of the violation, the safety-sensitivity of the individual’s position, whether the individual’s behavior violated the University’s Violence in the Workplace Policy, whether a sanction or corrective action is permissible under law including, without limitation, The Americans With Disabilities Act of 1990, and any other relevant factors.

Physical damage of alcohol can be severe
Alcohol, a central nervous system depressant, generally is the first mood-altering drug with which people experiment. Alcohol is involved in about 65 percent of homicides, 30 percent of suicides, 65 percent of sexual acts against children and 55 percent of domestic disturbances. Here are some facts about the physical effects and damage of alcohol use:

Symptoms of alcohol use include:
- Stumbling or slurring of speech.
- Poor balance.
- Odor of alcohol on breath.
- Effects of acute alcohol use include:
  - Impaired driving skills.
  - Impaired coordination.
  - Impaired judgment and vision.

Withdrawal symptoms that can occur after prolonged drinking include:
- Anxiety.
- Nausea and vomiting.
- Sweating and cramps.
- Severe tremors, convulsions.
- Hallucinations.
- Coma.

Health risks associated with long-term abuse of alcohol include:
- Permanent liver damage.
- Nutritional deficiency from loss of appetite.
- Peripheral nerve damage; numbness in the extremities.
- Stomach and intestinal ulcers.
- Pancreatitis.
- Damage to brain cells and memory impairment.
- Increased risk of heart problems.
- Physical dependence.
- For pregnant women, abuse of alcohol endangers mother and unborn child.

Alcohol abuse during pregnancy causes the risk of birth defects (fetal alcohol syndrome).
VI. Workplace Inspections

A. The University reserves the right to inspect the workplace for alcohol, controlled substances, or paraphernalia relating to alcohol or controlled substances and to question any employee when the University reasonably suspects that the policy or any procedure under that policy has been violated.

B. The University will prominently post the following notice in conspicuous places in the workplace: Purdue University reserves the right to inspect the workplace for alcohol, controlled substances, or paraphernalia relating to alcohol or controlled substances and to question any employee when the University reasonably suspects that its Alcohol- and Drug-Free Campus and Workplace Policy or any procedure under that policy has been violated.

C. The decision to conduct a workplace inspection should be made jointly by the supervisor who believes the inspection would be appropriate under this policy and a representative of his or her campus personnel department. In all cases, the director of personnel services for the campus or his or her designee must authorize a workplace inspection.

D. With respect to any employee who engages in prohibited conduct, the University reserves the right to conduct law enforcement activities including, but not limited to, questioning or searching any employee in the workplace for alcohol, controlled substances, or paraphernalia relating to alcohol or controlled substances.

D. This section of the policy does not limit in any way the Purdue University Police Department's right to conduct law enforcement activities including, but not limited to, questioning or searching any person or inspecting any University premises.

VII. Controlled Substance and Alcohol Testing

A. Commercial Motor Vehicle Drivers. Persons employed as commercial motor vehicle operators who are governed by Department of Transportation regulations are subject to drug and alcohol testing under procedures developed by the Department of Personnel Services.

B. Defense Contracts. Department of Defense regulations require the University to establish programs to test employees and final applicants for illegal drug use if they will work in sensitive positions on Defense Department contracts. The University will determine appropriate tests based on the nature of the work being performed, the employee's duties, the efficient use of University resources, and the risks to public health and safety and national security that could result if the employee fails to perform the duties of the position adequately.

C. Intercollegiate Athletics. Student athletes who participate in intercollegiate sports will be subject to drug and alcohol testing under National Collegiate Athletic Association regulations in testing programs developed by the University's Department of Intercollegiate Athletics.

E. Public Safety Employees. Employees performing public safety duties may be subject to drug and alcohol testing procedures as authorized by the president of the University or his or her designee. This testing may include, but is not limited to, pre-employment testing, post-accident testing, return-to-duty testing, and follow-up testing.

VIII. Employee Self-Referral, Employee Assistance Program

A. Self-Referral. Employees with alcohol or drug problems are strongly encouraged to voluntarily contact their family physicians or the University’s Employee Assistance Program for assistance. Employees may seek help without their supervisor's knowledge. Although voluntarily seeking assistance will not bar the University from treating the employee like other employees under this policy, the University will consider voluntary requests for help in determining any discipline to be imposed. The University will not assume any financial or other responsibility for drug or alcohol treatment except as may be provided by University benefits.

B. Employee Assistance Program. The University's Employee Assistance Program offers free, confidential services to employees with alcohol or drug problems, including: 1. Information about the dangers of alcohol and drug use and the University's Alcohol- and Drug-Free Campus and Workplace Policy; 2. Assessment and evaluation;
3. Referral to and information regarding public and private treatment programs;
4. Services to families of employees with drug or alcohol problems; and
5. Assistance with questions concerning insurance coverage.

**IX. Federal Contract or Grant Employees**

Under the Drug-Free Workplace Act of 1988 and the Federal Acquisition Regulations System, in addition to the other requirements of this policy, an employee engaged in the performance of (1) a federal agency contract for procurement of property or services valued at $25,000 or more, or (2) a federal agency grant will notify his or her supervisor or department head if he or she is convicted under a criminal drug statute for conduct in the workplace no later than five calendar days after the conviction. The University will notify the federal contracting or granting agency within 10 calendar days after receiving notice of the conviction from the employee or otherwise receiving actual notice of the conviction.

**X. Grievance Procedures**

Any student or employee with a complaint relating to the application of this policy may seek redress through applicable University grievance policies and procedures. However, employee complaints challenging drug or alcohol test results must be resolved in accordance with the applicable testing procedure.

**XI. Confidentiality**

The University will take reasonable measures to ensure individual privacy under this policy including, but not limited to, keeping all drug and alcohol test results confidential to the maximum extent possible.

**XII. Administrative Responsibility**

Campus personnel departments will share responsibility for administering this policy and its associated procedures as they relate to employees and invitees. The Office of the Dean of Students will administer policy and procedures related to students. Intercollegiate Athletics will be responsible for policy and associated procedures described in Section VII, paragraph C.
### Federal Trafficking Penalties (except Marijuana)

<table>
<thead>
<tr>
<th>Schedule</th>
<th>Substance/Quantity</th>
<th>Penalty First Offense</th>
<th>Substance/Quantity</th>
<th>Penalty First Offense</th>
</tr>
</thead>
<tbody>
<tr>
<td>II</td>
<td>Cocaine</td>
<td><strong>First Offense:</strong> Not less than 5 yrs. and not more than 40 yrs. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine of not more than $5 million if an individual, $25 million if not an individual.</td>
<td>Cocaine</td>
<td><strong>First Offense:</strong> Not less than 5 yrs. and not more than 40 yrs. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine of not more than $5 million if an individual, $25 million if not an individual.</td>
</tr>
<tr>
<td>II</td>
<td>Cocaine Base</td>
<td><strong>First Offense:</strong> Not less than 5 yrs. and not more than 40 yrs. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine of not more than $5 million if an individual, $25 million if not an individual.</td>
<td>Cocaine Base</td>
<td><strong>First Offense:</strong> Not less than 5 yrs. and not more than 40 yrs. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine of not more than $5 million if an individual, $25 million if not an individual.</td>
</tr>
<tr>
<td>II</td>
<td>Fentanyl</td>
<td><strong>First Offense:</strong> Not less than 5 yrs. and not more than 40 yrs. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine of not more than $5 million if an individual, $25 million if not an individual.</td>
<td>Fentanyl</td>
<td><strong>First Offense:</strong> Not less than 5 yrs. and not more than 40 yrs. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine of not more than $5 million if an individual, $25 million if not an individual.</td>
</tr>
<tr>
<td>I</td>
<td>Fentanyl Analogue</td>
<td><strong>Second Offense:</strong> Not less than 10 yrs. and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than $8 million if an individual, $50 million if not an individual.</td>
<td>Fentanyl Analogue</td>
<td><strong>Second Offense:</strong> Not less than 10 yrs. and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than $8 million if an individual, $50 million if not an individual.</td>
</tr>
<tr>
<td>I</td>
<td>Heroin</td>
<td><strong>Second Offense:</strong> Not less than 10 yrs. and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than $8 million if an individual, $50 million if not an individual.</td>
<td>Heroin</td>
<td><strong>Second Offense:</strong> Not less than 10 yrs. and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than $8 million if an individual, $50 million if not an individual.</td>
</tr>
<tr>
<td>I</td>
<td>LSD</td>
<td><strong>Second Offense:</strong> Not less than 10 yrs. and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than $8 million if an individual, $50 million if not an individual.</td>
<td>LSD</td>
<td><strong>Second Offense:</strong> Not less than 10 yrs. and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than $8 million if an individual, $50 million if not an individual.</td>
</tr>
<tr>
<td>II</td>
<td>Methamphetamine</td>
<td><strong>Second Offense:</strong> Not less than 10 yrs. and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than $8 million if an individual, $50 million if not an individual.</td>
<td>Methamphetamine</td>
<td><strong>Second Offense:</strong> Not less than 10 yrs. and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than $8 million if an individual, $50 million if not an individual.</td>
</tr>
<tr>
<td>II</td>
<td>PCP</td>
<td><strong>Second Offense:</strong> Not less than 10 yrs. and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than $8 million if an individual, $50 million if not an individual.</td>
<td>PCP</td>
<td><strong>Second Offense:</strong> Not less than 10 yrs. and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than $8 million if an individual, $50 million if not an individual.</td>
</tr>
</tbody>
</table>

### Federal Trafficking Penalties — Marijuana

<table>
<thead>
<tr>
<th>Quantity</th>
<th>Description</th>
<th>First Offense</th>
<th>Second Offense</th>
</tr>
</thead>
<tbody>
<tr>
<td>1,000 kg or more; or 1,000 or more plants</td>
<td>Marijuana</td>
<td>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 $10 million individual, $50 million other than individual.</td>
<td>Not less than 20 years, not more than life. If death or serious injury, life imprisonment. Fine not more than $20 million individual, $75 million other than individual.</td>
</tr>
<tr>
<td>100 kg to 999 kg; or 100-999 plants</td>
<td>Marijuana</td>
<td>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 $5 million individual, $25 million other than individual.</td>
<td>Not less than 10 years, not more than life. If death or serious injury, life imprisonment. Fine not more than $8 million individual, $50 million other than individual.</td>
</tr>
<tr>
<td>50 to 99 kg; or 50 to 99 plants</td>
<td>Marijuana</td>
<td>Not more than 20 years. If death or serious injury, not less than 20 years, not more than life. Fine $1 million individual, $5 million other than individual.</td>
<td>Not more than 30 years. If death or serious injury, life imprisonment. Fine $2 million individual, $10 million other than individual.</td>
</tr>
<tr>
<td>More than 10 kg</td>
<td>Hashish</td>
<td>Not more than 20 years. If death or serious injury, not less than 20 years, not more than life. Fine $1 million individual, $5 million other than individual.</td>
<td>Not more than 30 years. If death or serious injury, life imprisonment. Fine $2 million individual, $10 million other than individual.</td>
</tr>
<tr>
<td>More than 1 kg</td>
<td>Hashish Oil</td>
<td>Not more than 5 years. Fine not more than $25,000 individual, $1 million other than individual.</td>
<td>Not more than 10 years. Fine $500,000 individual, $2 million other than individual.</td>
</tr>
<tr>
<td>Less than 50 kg</td>
<td>Marijuana</td>
<td>Not more than 5 years. Fine not more than $250,000 individual, $1 million other than individual.</td>
<td>Not more than 10 years. Fine $500,000 individual, $2 million other than individual.</td>
</tr>
<tr>
<td>Less than 10 kg</td>
<td>Hashish</td>
<td>Fine not more than $250,000 individual, $1 million other than individual.</td>
<td>Fine $500,000 individual, $2 million other than individual.</td>
</tr>
<tr>
<td>Less than 1 kg</td>
<td>Hashish Oil</td>
<td>Fine not more than $250,000 individual, $1 million other than individual.</td>
<td>Fine $500,000 individual, $2 million other than individual.</td>
</tr>
</tbody>
</table>
Problems with law can affect all parts of life

Anyone who is engaged in the abusive or illegal use of alcohol or controlled substances faces the risk of being arrested and charged with violating state or federal laws. Even if no conviction results, the situation can be inconvenient, embarrassing and costly. Should you be convicted for even a minor violation, the impact on your life can be devastating. The consequences include:

• Loss of employment.
• Loss of driving privileges.
• Loss or delay of educational opportunities.
• Loss or reduction of income or savings as a result of legal representation and payment of fines and fees imposed by the court.
• Loss of personal freedom through imprisonment.

The following is a summary of federal and Indiana laws in relation to the unlawful manufacture, distribution, sale, use or possession of alcohol or controlled substances. This summary is not all-inclusive. The state legislature regularly adds new laws and amends present laws.

Definitions
Infractions are punishable by a fine.

Misdemeanor offenses are punishable by imprisonment for a maximum of one year and a fine.

Felony offenses are punishable by imprisonment for more than a year and a fine.

Alcohol offenses
IC 9-30-5-1. A person who operates a vehicle with 0.08 or more, by weight of alcohol, in his blood commits a Class C misdemeanor. Driving with a blood alcohol content of 0.15 or higher is a Class A misdemeanor.

IC 9-30-5-2. A person who operates a vehicle while intoxicated commits a Class C misdemeanor. A person who operates a vehicle in a manner that endangers a person, commits a Class A misdemeanor.

IC 9-30-5-3. A person who operates a vehicle while intoxicated commits a Level 6 felony if the person has a previous conviction of operating while intoxicated that occurred within the five (5) years immediately preceding the occurrence. A person who operates a vehicle while intoxicated commits a Level 6 felony if the person is at least 21 years of age and operated a vehicle in which at least one passenger is less than 18 years of age. A person who operates a vehicle while intoxicated commits a Level 5 felony if the person has a previous conviction of operating while intoxicated causing death or operating while intoxicated causing serious bodily injury.

IC 9-30-5-4. A person who causes serious bodily injury to another person when operating a vehicle with a blood alcohol content of at least 0.08 commits a Level 6 felony. If the person has a previous conviction of operating while intoxicated within 5 years preceding the offense then the offense is a Level 5 felony.

IC 9-30-5-5. A person who causes the death of another person when operating a vehicle with a blood alcohol content of at least 0.08 commits a Level 5 felony. If the person has a prior unrelated conviction under this section. It is a Level 4 felony if the consumption, ingestion, or use of the alcoholic beverage is the proximate cause of the serious bodily injury or death of any person. This section shall not be construed to impose civil liability upon any postsecondary educational institution, including public and private universities and colleges, business schools, vocational schools, and schools for continuing education, or its agents for injury to any person or property sustained in consequence of a violation of this section unless such institution or its agent sells, bartered, exchanges, provides, or furnishes an alcoholic beverage to a minor.

IC 7.1-5-7-3. Minor having false identification in possession. Class C infraction.

IC 7.1-5-7-7. Minor possessing, consuming or transporting an alcoholic beverage. Class C misdemeanor.

IC 7.1-5-7-8. It is a Class B misdemeanor for a person to recklessly, knowingly, or intentionally sell, barter, exchange, provide, or furnish an alcoholic beverage to a minor. It is a Class A misdemeanor if the person has a prior unrelated conviction under this section. It is a Level 6 felony if the consumption, ingestion, or use of the alcoholic beverage is the proximate cause of the serious bodily injury or death of any person. This section shall not be construed to impose civil liability upon any postsecondary educational institution, including public and private universities and colleges, business schools, vocational schools, and schools for continuing education, or its agents for injury to any person or property sustained in consequence of a violation of this section unless such institution or its agent sells, bartered, exchanges, provided, or furnished. (b) It is a Class C misdemeanor for a person to recklessly, knowingly, or intentionally be in a tavern, bar, or other public place where alcoholic beverages are sold, bartered, exchanged, given away, provided, or furnished.
IC 35-46-1-8. A person who knowingly or intentionally encourages, aids, induces, or causes a child to commit an act of delinquency commits a Class A misdemeanor. A person who is at least 21 who intentionally furnishes an alcoholic beverage to a person whom s/he knew or reasonably should have known was less than 18 years of age and the consumption is the cause of the death of any person commits a Level 6 felony.

Drug offenses
9-30-5-1. A person who operates a vehicle with a controlled substance listed in schedule I or II of IC 35-48-2 or its metabolite in the person's body commits a Class C misdemeanor.

9-30-5-4. A person who operates a vehicle with a controlled substance listed in schedule I or II of IC 35-48-2 or its metabolite in the person's body and causes serious bodily injury commits a Level 6 felony.

IC 35-46-1-8. A person who intentionally encourages, aids, induces, or causes a person less than eighteen (18) years of age to commit an act of delinquency commits a Class A misdemeanor. A person who is at least 21 who intentionally furnishes a controlled substance (as defined in IC 35-48-1-9) or a drug (as defined in IC 9-13-2-49.1) in violation of Indiana law to a person whom s/he knew or reasonably should have known was less than 18 years of age and the consumption is the cause of the death of any person commits a Level 6 felony.

IC 35-48-4-1. Manufacture, deliver, finance the manufacture of, deliver, or possess with intent to deliver a narcotic drug or cocaine. Level 5 felony. Level 4 felony if at least 1 gram but less than 5 grams. Level 3 felony if at least 5 grams but less than 10 grams. Level 2 felony at least 10 grams.

IC 35-48-4-1.1. Manufacture, deliver, finance the manufacture or delivery, possess with intent to deliver of methamphetamine. Level 5 felony. Level 4 felony if at least 1 gram but less than 5 grams. Level 3 felony if at least 5 grams but less than 10 grams. Level 2 felony at least 10 grams.

IC 35-48-4-2. Manufacture, deliver, finance the manufacture or delivery, possess with intent to deliver a Schedule I, II, or III controlled substance except marijuana, hash oil, hashish, salvia, or a synthetic drug. Level 6 felony. Level 5 felony if at least 1 gram but less than 5 grams. Level 4 felony if at least 5 grams but less than 10 grams. Level 3 felony at least 10 grams, but less than 28 grams. Level 2 felony if at least 28 grams.

IC 35-48-4-3. Manufacture, deliver, finance the manufacture or delivery, possess with intent to deliver a Schedule IV controlled substance. Level 5 felony. Level 4 felony if at least 3 grams but less than 10 grams. Level 3 felony if at least 10 grams but less than 28 grams. Level 2 felony if more than 28 grams. Felony levels are increased if delivered to minor, on school bus or within 1,000 feet of school property, public park, family housing complex or youth program center.

IC 35-48-4-4. Manufacture, deliver, finance the manufacture or delivery, possess with intent to deliver a Schedule V controlled substance. Class A misdemeanor. Level 6 felony if at least 3 grams but less than 10 grams. Level 5 felony if at least 10 grams but less than 28 grams. Level 4 felony if more than 28 grams. Felony levels are increased if delivered to minor, on school bus or within 1,000 feet of school property, public park, family housing complex or youth program center.

IC 35-48-4-4.5. Manufacture, deliver, finance the delivery of a substance that is not a controlled substance or a prescription drug that is represented to be a controlled substance or is distributed under circumstances that would lead a reasonable person to believe that it is a controlled substance. Level 6 felony.

IC 35-48-4-4.6. Manufacture, finance the manufacture, advertise, distribute, or possess with intent to manufacture, finance the manufacture, advertise or distribute a substance that is not a controlled substance or a prescription drug that is represented to be a controlled substance or is distributed under circumstances that would lead a reasonable person to believe that it is a controlled substance. Level 5 felony.

IC 35-48-4-6. Possession of cocaine or narcotic drug. Level 6 felony. Level 5 felony if at least 3 grams but less than 10 grams. Level 4 felony if at least 10 grams but less than 28 grams. Level 3 felony if more than 28 grams. Felony levels are increased if delivered to minor, on school bus or within 1,000 feet of school property, public park, family housing complex or youth program center.

IC 35-48-4-6.1. Possession of methamphetamine without valid prescription or order. Level 6 felony. Level 5 felony if at least 3 grams but less than 10 grams. Level 4 felony if at least 10 grams but less than 28 grams. Level 3 felony if more than 28 grams.

IC 35-48-4-7. Possession of schedule I, II, III, IV (except marijuana, hashish, salvia, or a synthetic cannabinoid). Class A misdemeanor. Level 6 felony if on school bus or within 1,000 feet of school property, public park, family housing complex or youth program center. Possession of more than 4 ounces of schedule V controlled substance containing codeine in a 48-hour period without a valid prescription or obtains a schedule V controlled substance by misrepresentation. Class A misdemeanor.

IC 35-48-4-8.1. Manufacture or design of paraphernalia. Class A infraction. Level 6 felony if second or subsequent offense.

IC 35-48-4-8.3. Possession of paraphernalia. Class A infraction. If possession is knowing or intentional, then Class A misdemeanor. Level 6 felony if second or subsequent offense for knowingly or intentionally possessing.
IC 35-48-4-8.5. Dealing in paraphernalia. Keeps for sale or delivers paraphernalia. Class A infraction. If possession is knowing or intentional, then Class A misdemeanor. Level 6 felony if second or subsequent offense for knowingly or intentionally possessing.

IC 35-48-4-10. Manufacture, deliver, finance the manufacture or delivery, possess with intent to deliver marijuana, hash oil, hashish, salvia, or a synthetic cannabinoid. Class A misdemeanor. Level 6 felony if prior drug offense conviction and in possession of less than 30 grams of marijuana or less than 2 grams of hash oil, hashish or salvia. Level 5 felony if prior conviction and more than 30 grams but less than 10 lbs. of marijuana or more than 2 grams but less than 300 grams of hash oil, hashish or salvia or if prior conviction of this offense. Level 5 felony if at least 10 lbs of marijuana at least 300 grams of hash oil, hashish or salvia or if sell to minor.

IC 35-48-4-10.5. Manufacture, deliver, finance the manufacture or delivery, possess with intent to deliver synthetic drug or synthetic look-alike drug. Class A infraction. Class A misdemeanor if knowing or intentional manufacture, deliver, finance the manufacture or delivery, possess with intent to deliver synthetic drug or synthetic look-alike drug. Class D felony if sell to minor, amount is more than 2 grams or if prior conviction of this offense. Class C felony if more than 2 grams and on school bus or within 500 feet of school property or public park while minor is reasonably expected to be present.

IC 35-48-4-11. Knowing or intentional possession of marijuana, hash oil, hashish, salvia or synthetic drug. Class B misdemeanor. Class A misdemeanor if prior drug offense. Level 6 felony if prior drug offense and possesses at least 30 grams of marijuana or at least 2 grams of hash oil, hashish, salvia or synthetic drug.

IC 35-48-4-11.5. Possession of synthetic drug or synthetic drug lookalike substance. Class B infraction. Class A misdemeanor if possession is knowing or intentional. Class D felony if person has prior conviction under this section or under 35-48-4-10.5.

IC 35-48-4-13. Visiting or maintaining a common nuisance. Class B misdemeanor knowingly or intentionally visit home, building, structure or vehicle or other place to unlawfully use a controlled substance. Level 6 felony to knowingly or intentionally maintain a building, structure, vehicle, or other place that is used one (1) or more times to manufacture, keep, offer for sale, sell, deliver or finance the delivery of controlled substance or drug paraphernalia.

IC 35-48-4-13.3. Class A misdemeanor to take a juvenile or endangered adult to location used to manufacture, keep, offer for sale, sell, deliver or finance the delivery of drugs or controlled substances. Level 6 felony if prior conviction under this section.

IC 35-48-4-14.5. Level 6 felony to possess more than 10 grams ephedrine, pseudoephedrine, or phenylpropanolamine, pure or adulterated. Level 5 felony if possess with firearm or more than 10 grams within 500 feet of school property or public park while minors are reasonably expected to be present. Level 6 felony to anhydrous ammonia or ammonia solution with the intent to manufacture methamphetamine or amphetamine. Level 5 felony if possess with firearm or within 500 feet of school property or public park while minors are reasonably expected to be present. Level 6 felony to sell, transfer, distribute or furnish chemical reagent or precursor (as defined by statute) to another person with knowledge or intent to manufacture a controlled substance.

Habitual Substance Offender. Can add 3-8 years to sentence if convicted. If the person has 2 prior substance convictions, at least Class A misdemeanor level that occurred prior to the new charge.
Information about drugs reveals dangers of abusing substances

<table>
<thead>
<tr>
<th>Drug Type</th>
<th>Dependence</th>
<th>Possible Effects</th>
<th>Effects of Overdose</th>
<th>Withdrawal Syndrome</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alcohol</td>
<td>High</td>
<td>Impaired memory, slurred speech, drunken behavior, slow onset vitamin deficiency, organ damage</td>
<td>Vomiting, respiratory depression, loss of consciousness, possible death</td>
<td>Trembling, anxiety, insomnia, vitamin deficiency, confusion, hallucinations, convulsions</td>
</tr>
<tr>
<td>Cannabis (e.g. marijuana, marijuana concentrates, hashish, hashish oil)</td>
<td>Moderate</td>
<td>Euphoria, relaxed inhibitions, increased appetite, disorientation</td>
<td>Fatigue, paranoia, possible psychosis</td>
<td>Insomnia, hyperactivity, decreased appetite</td>
</tr>
<tr>
<td>Narcotics (e.g. heroin, morphine, codeine, oxycodone, hydrocodone, fentanyl)</td>
<td>High</td>
<td>Euphoria, drowsiness, respiratory depression, constricted pupils, nausea</td>
<td>Slow and shallow breathing, clammy skin, convulsions, coma, possible death</td>
<td>Watery eyes, runny nose, yawning, loss of appetite, irritability, tremors, panic, cramps, nausea, chills and sweating</td>
</tr>
<tr>
<td>Depressants (e.g. GHB, Roofies, Xanax, other benzodiazepines, barbiturates)</td>
<td>Moderate</td>
<td>Slurred speech, disorientation, drunken behavior without odor of alcohol, impaired memory of events, interacts with alcohol</td>
<td>Shallow respiration, clammy skin, dilated pupils, weak and rapid pulse, coma, possible death</td>
<td>Anxiety, insomnia, tremors, delirium, convulsions, possible death</td>
</tr>
<tr>
<td>Stimulants (e.g. cocaine, amphetamine, methamphetamine, methylphenidate)</td>
<td>High</td>
<td>Increased alertness, excitation, euphoria, increased pulse rate and blood pressure, insomnia, loss of appetite</td>
<td>Agitation, increased body temperature, hallucinations, convulsions, possible death</td>
<td>Apathy, long periods of sleep, irritability, depression, disorientation</td>
</tr>
<tr>
<td>Hallucinogens (e.g. LSD, PCP, ecstasy, ketamine, peyote, mushrooms)</td>
<td>Moderate - High</td>
<td>Heightened senses, teeth grinding, dehydration, illusions and hallucinations, altered perception of time and distance</td>
<td>Increased body temperature, electrolyte imbalance, cardiac arrest, unable direct movement, feel pain, or remember</td>
<td>Muscle aches, drowsiness, depression, acne</td>
</tr>
<tr>
<td>Designer Drugs Synthetic cathinones (e.g. bath salt)</td>
<td>Unknown</td>
<td>Similar to cocaine, methamphetamine, and MDMA (ecstasy)</td>
<td>Rapid heartbeat, hypertension, hyperthermia, teeth grinding, sweating, headaches, seizures, paranoia, hallucinations, delusions, possible death</td>
<td>Apathy, long periods of sleep, irritability, depression, disorientation</td>
</tr>
<tr>
<td>Designer Drugs Synthetic cannabinoids (e.g. K2, spice)</td>
<td>Unknown</td>
<td>Similar to marijuana, THC</td>
<td>Paranoia, psychosis, agitation, hallucinations, possible death from heart attack or kidney failure</td>
<td>Similar to cannabis</td>
</tr>
<tr>
<td>Designer Drugs Synthetic opioids, narcotics</td>
<td>High</td>
<td>Euphoria, visual and auditory hallucinations</td>
<td>Over-excitability, lethargy, loss of coordination, slurred speech, sweating, hypertension, involuntary spasmodic movement of the eyeballs, possible death, especially when taken with antidepressants, alcohol</td>
<td>Unknown</td>
</tr>
<tr>
<td>Other Drugs of Concern Dextromethorphan (e.g. DXM)</td>
<td>High</td>
<td>Euphoria, visual and auditory hallucinations</td>
<td>Over-excitability, lethargy, loss of coordination, slurred speech, sweating, hypertension, involuntary spasmodic movement of the eyeballs, possible death, especially when taken with antidepressants, alcohol</td>
<td>Unknown</td>
</tr>
<tr>
<td>Inhalants (e.g. Whippets, nitrous oxide)</td>
<td>Low - High</td>
<td>Flushing, hypotension, headache, impaired memory, slurred speech, drunken behavior, slow onset vitamin deficiency, organ damage</td>
<td>Methemoglobinemia, vomiting, respiratory depression, loss of consciousness, possible death</td>
<td>Agitation, trembling, anxiety, insomnia, vitamin deficiency, confusion, hallucinations, convulsions</td>
</tr>
<tr>
<td>Anabolic Steroids (e.g. testosterone, body building drugs)</td>
<td>Unknown</td>
<td>Virilization, edema, testicular atrophy, breast enlargement, acne, aggressive behavior</td>
<td>Unknown</td>
<td>Possible depression</td>
</tr>
</tbody>
</table>

Adapted from U.S. Department of Justice Drug Enforcement Administration “Drugs of Abuse”