

FLORIDA INTERNATIONAL UNIVERSITY

ALCOHOL POLICY

GENERAL REQUIREMENTS:

- A.** This policy shall govern the possession, service, sale, consumption and distribution of alcohol at all Florida International University sponsored events and activities; at all facilities operated under the jurisdiction of the University; to any, and all faculty, staff and students of the University, and their guests attending such events and activities.
- B.** All activities, locations and individuals, referenced above, shall be governed by, and held accountable to the most stringent requirements of the appropriate state and federal laws; local county ordinances; and/or Florida International University policies.
- C. Definitions:**
1. The term “*alcohol*” or “alcoholic beverage”, as used in this policy, includes beer, wine, hard liquor, distilled spirits, mixed drinks, and other beverages containing ethyl alcohol.
 2. The term “*sponsored by*”, as used in this policy, includes all events and activities, on or off campus, supported wholly or in part through funding services or resources of any University budget entity.
 3. The term “*individual*”, as used in this policy, includes any employee, student, volunteer or agent of the University, and their invited guests.
 4. The term “*University premises*”, as used in this policy, includes any facility vessel, vehicle or real estate, owned, leased, rented or temporarily assigned, which is managed and operated under the authority of the University; or an authorized agent of the University.
- D.** No individual under the legal drinking age (minimum of 21 years of age) may possess, serve, sell, consume, or distribute alcohol on University premises, unless specifically engaged in an approved and supervised academic program, which does not involve the actual ingestion of alcohol by an individual under the legal drinking age.
- E.** No individual may serve or otherwise provide alcohol, for consumption, to individuals under the legal drinking age of 21 years.
- F.** Any individual who violates the laws of the state of Florida and/or the Florida International University Alcohol Policy will be held accountable for their behavior and subject to the sanctions prescribed by law and University policies up to and including termination or expulsion.

SERVICE, SALE AND DISTRIBUTION:

Where all other policy conditions have been satisfied, the approval process for the service, sale or distribution of alcohol on University premises shall be as follows:

1. A written document, contract or agreement, facility reservation form, memo or letter, describing the type of event, number of attendees, and appropriate event controls shall be submitted to the Vice President of Student Affairs or his/her designee for approval, at least two weeks prior to the scheduled date. The sale or service of alcohol on University premises in the absence of this approval, is a direct violation of University policy.
2. Alcoholic beverages may be sold or served only by trained and appropriately permitted service providers.
3. Any sale of alcohol on University premises shall be in accordance with the requirements of the University's terms of agreement with the contracted food service provider for the University.

NOTE: Although the Vice President of Student Affairs or his/her designee may approve the sale of alcohol on University premises, only the Division of Alcoholic Beverages and Tobacco can issue the required legal permit to sell alcohol in the State of Florida.

4. The **service and sale** of alcoholic beverages on University premises are limited to the locations identified below, or those otherwise approved in writing by the Vice President of Student Affairs or his/her designee upon satisfaction of all legal and policy requirements:

All locations specified on the alcoholic beverage license of the University's food service contractor; and any other location otherwise approved by the Vice President of Student Affairs:

University Park:

Graham Center (GC) including the Ballrooms; The Faculty Club; The Rathskellar (Gracie's Grill); The Panther Suite; The Cafeteria & Food Court; The GC Forum & The Pit; The Golden Panther Arena & The Athletic fields/facilities, The Betty Chapman Student Plaza (*Fountain area bordered on the North by the GC - on the West by the PC building and on the Southeast by Parking Garage #1*), The Art Museum (and adjacent areas in PC); The Wertheim Performing Arts Center; The University House.

Biscayne Bay Campus:

Wolfe University Center (WUC) Ballrooms, Cafeteria, Panther Square, Hospitality Management Building, Southern Wine and Spirits Management Center, Koven's Conference Center, Library.

University Housing and Greek Housing: (All Residential Facilities)
Policies and sanctions concerning the possession, service and/or consumption of alcoholic beverages by residents and their guests, within campus housing facilities and grounds, are specified in the appropriate housing agreement and handbook. The policy is also published under the Student Code of Conduct.

Other areas:

The Wolfsonian-FIU Museums and The Women's Club.
Future locations to be determined upon completion of construction or execution of lease agreements.

When the service and sale of alcohol has been approved by the duly authorized University official, the following conditions shall apply:

1. Any individual to whom alcohol is sold or served, or who attempts to purchase or consume alcohol on University premises must satisfy the legal age requirement of 21 years, and demonstrate this by showing valid photo identification when asked to do so. Such identification includes: valid photo identification issued by the State of Florida or any other state of the United States, a passport or a United States armed services identification card, when asked to do so.
2. Event servers/bartenders and attendants may exercise prudent judgment, consistent with their training, with regard to the appearance of an individual in determining whether they satisfy the minimum age requirement.
3. Servers/bartenders and event attendants shall be properly trained regarding Florida's underage person laws. Such training shall meet the minimum standards of programs such as TIPS® (*Training for Intervention Procedures*).
4. Servers/bartenders and attendants shall be at least 21 years old.
5. Individuals shall not bring alcoholic beverages to any University sponsored event. Individuals may not leave a University event or event area while carrying or holding any type of container of alcoholic beverage.
6. Non-alcoholic beverages and food must be provided in sufficient quantities at all events, and shall be made available for the duration of the event, while alcohol is also available.
7. Non-alcoholic beverages must be available at a price equal to or less than the price of the alcohol being served.
8. At least two printed signs shall be prominently displayed at each event, each of which must display the following information:

- ◆ NO ALCOHOL SOLD OR SERVED TO MINORS
- ◆ PROOF OF AGE IS REQUIRED
- ◆ NON-ALCOHOLIC BEVERAGES AVAILABLE
- ◆ MANAGEMENT RESERVES THE RIGHT TO DENY SERVICE
- ◆ ASK AN ATTENDANT FOR ASSISTANCE, IF NECESSARY

Signs shall meet the following, minimum specifications:

Size shall be at least 11” x 14”

No other message shall be included on these signs, however a single sign may be used to display this information in languages other than English.

9. Alcoholic beverages shall not be used as prizes or awards for any event.
10. “Alcohol tasting” events are subject to all the conditions of the University Alcohol Policy.
11. Competitions or contests that involve alcoholic beverages are strictly prohibited.
12. University police personnel are required to be present at all events on University premises at which alcohol is sold or served, unless the FIU Chief of Police specifically grants a written waiver of this requirement.
13. The service and sale of alcohol must cease at least one hour before the scheduled and advertised end of the event.
14. The service or sale of alcohol shall not continue at any event on University premises after 1:00AM.
15. The FIU Executive Council, the Chief of Police, or the Director of Environmental Health & Safety and Risk Management Services may impose other reasonable conditions intended to encourage and facilitate the responsible consumption of alcohol, on an event-by-event basis.

Applicable Laws and Regulations:

Individuals shall adhere to all applicable state and local laws and University policy requirements related to the sale or consumption of alcohol. These include, but are not limited to the following:

1. It is unlawful for any person to assist an underage person to purchase or attempt to obtain alcoholic beverages.
2. It is unlawful for any underage person to falsify a driver’s license or other identification document in order to obtain or attempt to obtain alcoholic beverages.
3. It is unlawful for any person to permit use of his/her driver’s license or any other identification document, by an underage person, to purchase or attempt to purchase alcoholic beverages.

4. The burden of proof to demonstrate satisfaction of the legal drinking age requirement is the responsibility of the person desiring alcohol service.
5. It is the responsibility of the server, at the time that an alcoholic beverage is requested to check the photo ID or wristband of persons to be served, or otherwise verify the age of the person to whom alcohol is to be served. Servers reserve the right to deny service.
6. Transportation of any alcoholic beverages on University premises shall be in unopened containers.
7. Individuals who create a public disturbance in the manner in which they conduct themselves, cause damage or destruction of property, or cause injury to themselves or another individual (whether attributed to alcohol intoxication or not) will be subject to the disciplinary sanctions dictated by State and federal laws and University rules or policies up to and including termination or expulsion.

DISTRIBUTION, ADVERTISING AND PROMOTION:

The Florida International University Alcohol Policy prohibits advertisement and promotion of the use or consumption of alcohol at any event or activity, unless written approval of the content of the advertisement, the size, location and method of distribution of the promotional material are - each and all, specifically reviewed and approved by the Vice President of Student Affairs or his/her designee.

The following conditions shall also apply:

1. Event sponsors, who are also producers, sellers or distributors of alcoholic beverages shall not be recognized on printed or promotional materials unless prior written approval has been granted by the Vice President of Student Affairs or his/her designee.
2. Event sponsor(s), their subsidiaries, partners, or affiliated companies, which are recognized distributors or marketers of alcohol shall not be recognized on promotional materials for specific events where their products are sold or served, or at concurrent events on University premises, unless such promotional materials have been approved by the Vice President of Student Affairs.

Event planners or University administrators seeking approval for advertising or promotion of the use or consumption of alcohol on University premises shall assure that advertisements and promotional materials satisfy the following minimum, requirements prior to requesting approval:

1. Advertisement for alcohol shall not promote the irresponsible use of alcohol.

2. Advertisement shall not encourage any behaviors or activities that directly conflict with the requirements of the FIU Alcohol Policy.
3. Advertisement shall not use alcohol as an inducement to participate in a University event and shall not offer alcohol as a prize or gift in any form of contest, raffle, game, or competition.
4. Social events that encourage drinking, drinking contests, or alcoholic intoxication, and the advertisement of any such events are strictly prohibited.
5. General promotional materials, including advertising for any University sponsored event shall not make reference to the availability of alcoholic beverages unless the event is sponsored by the School of Hospitality Management in association with the FIU Beverage Management Program.
6. Advertising for any event, sponsored by the FIU School of Hospitality Management, where alcoholic beverages will be served and its availability is identified in the promotional material, shall specifically mention the availability of non-alcoholic beverages as prominently as the availability of alcoholic beverages.

TAILGATING AND ATHLETIC EVENTS:

In addition to all other policy conditions, the following conditions shall apply to the service, purchase, use, possession, distribution or consumption of alcohol and alcoholic beverages on University premises at events occurring in conjunction with FIU athletic events and competitions – either before, during or after the games.

1. Alcohol shall not be sold or served in the FIU Community Stadium or within the confines of any facility on University premises where an athletic event is being held, if the sale or service of alcohol is in any way associated with the scheduled athletic event.
2. Individuals and members of the public attending any football game on University premises shall not leave and subsequently re-enter the football stadium at any time before or during the game. Response to inclement weather conditions or emergency evacuations shall be handled on a case by case basis
3. Individuals and members of the public are strictly prohibited from entering the football stadium while carrying or bearing any type container, open or closed, which contains any type of beverage.
4. Event managers and University police reserve the right to deny access, to athletic events, to individuals and members of the public who exhibit behaviors consistent

with alcohol intoxication, or who behave in any manner inconsistent with the University Alcohol Policy requirements.

5. Tailgating activities on University premises that involve the consumption of alcohol shall be restricted to specifically designated locations monitored by the FIU Public Safety Department.
6. The sale and service of alcohol, in the manner consistent with all the requirements of this Policy, may take place at specific locations, subject to the approval of each location and control procedures, by the Vice President of Student Affairs or his or her designee.
7. The FIU Chief of Police shall prepare and submit an **Event Evaluation Summary & Recommendation Report** to the Vice President of Student Affairs within 72 hours of each athletic event and shall specifically address findings related to the use or abuse alcohol at each event, on each report.