

## Amnesty Policy

<b>Policy Number:</b>	SA-01-002
<b>Policy Administrator:</b>	Vice President, Cadet Leadership & Development
<b>Policy Initiator:</b>	Director, Cadet Equity
<b>Authority:</b>	<b>Division of Cadet Leadership &amp; Development</b>
<b>Effective Date:</b>	October 18, 2021
<b>Revised Date:</b>	n/a
<b>Approved:</b>	President Thomas A. Cropper
<b>Approval Signature:</b>	/s/

**Purpose:**

The purpose of this policy is to hold harmless\* those cadets seeking immediate **medical assistance** on behalf of persons experiencing drug- or alcohol-related emergencies or when an alleged victim and/or witness is reporting any incidents of Sexual Misconduct, Dating or Domestic Violence, or Stalking, out of concern that they might be disciplined for related violations of drug, alcohol, or other University policies. In addition, we uphold the California Good Samaritan Code Section 25667 that applies amnesty to people under the age of 21 under certain conditions.

**Scope:**

This policy applies to all cadets enrolled at Cal Maritime.

**Accountability:**

The Cadet Conduct Administrator and Director of Cadet Equity are responsible for administering this policy.

**Policy:** Cal Maritime amnesty policy is designed to encourage cadets to call for medical assistance when

of another must remain with the individual experiencing the alcohol or drug related overdose until help arrives.

University reserves the right to require individuals who are granted amnesty under this policy to participate in assessments, training, counseling, or related educational programs.

\*US Coast Guard regulations shall apply

# California State University Maritime Academy Amnesty Policy ATTACHMENT

## Frequently Asked Questions

**Q. If a member of a student group or organization calls on behalf of the group or organization, and multiple members stay with**

A. Yes

**Q. Can you or your student club or organization be held liable for not seeking help if something happens?**

A. Yes,

medical attention for them. Seeking help may *reduce* the consequences faced by a student organization or club if the incident occurred during one of their events.

**Q *not your first offense?***

A. Individuals receiving repeat amnesty may be required to participate in assessments, training, counseling, or related educational programs.

**Q. If an incident happens off campus does this policy apply? How does the [Good Samaritan law](#) fit in?**

A. Yes. On or off campus, \_\_\_\_\_ apply. Essentially, that means if you call  
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violating *state laws* regarding being under the influence, possessing drugs or drug paraphernalia for personal use, or underage drinking.

**Q. Do you have to say anything to invoke the amnesty policy?**

A  
policy.

good reason for concern (that is, you acted in good faith), the amnesty policy applies.

**Q. Would this policy support me if another person drugged me?**

A

experience disciplinary consequences.

**Q: What are considered *mitigating factors* and how do these factors apply to student clubs and organizations?**

A.

authorities when determining consequences for a student club or organization. For example, if the club or organization took measures to prevent underage drinking or unhealthy alcohol use (e.g. binge drinking) and the emergency event occurred despite that, disciplinary consequences are unlikely.

information relevant to Cal Maritime incident investigation. It would be considered mitigation if they agreed to work cooperatively with relevant Cal Maritime Student Affairs programs to prevent future incidents.

### ***FAQs Specific to University Housing***

**Q. What happens when an underage person is drinking off campus and then comes onto campus? Are they still covered?**

A

and to the person that calls for help.

**Q: Does this first-time infraction portion also apply to RHOs if they need to call for help for multiple residents?**

A

during the incident, they have nothing to worry about. Calling for medical assistance when a student is in danger from alcohol

**Q. Residence Hall Officers, by protocol, are required to document any alcohol or substances in the room even when they make a medical call. Does the Amnesty Policy protect me from any consequences for having an alcohol bottle out when the RHO comes? Or do I need to hide/remove any policy violations before making the call?**

A. Yes, you would be protected from consequences in this situation. Focus on the student in need while you wait for assistance.

*Q*