FSH 2___: AMNESTY AND SAFE HARBOR POLICY

Preamble: The fear of repercussions through the Student Code of Conduct may prevent students from seeking assistance when necessary. To address this fear, in 2013, the University of Idaho created this policy with student health and safety as its primary concern.

A. General. This policy aims to remove the barriers that may prevent any student from seeking emergency medical attention by providing an opportunity for the University to intervene in a caring and non-punitive manner. The goal is to reduce the potential risk of alcohol and/or drug-related injuries or deaths, and increase the likelihood that students will seek medical attention in crisis situations.

B. Policy.

B-1. A student who seeks emergency medical attention or who has emergency medical attention sought on their behalf for drug or alcohol related consumption, will not be sanctioned for violating drug and alcohol consumption prohibitions found in the Student Code of Conduct related to that consumption, as long as the student completes the following requirements:
   a) participates in an initial meeting with the Dean of Students, or designee, and
   b) completes all recommendations from the Dean of Students, or designee, and
   c) submits proof of completing all recommendations, within the time frame designated by the Dean of Students, or designee, at the initial meeting.

B-2. A bystander student who seeks emergency medical attention for someone else or tries to actively engage in assistance for someone else for drug or alcohol related consumption, will not be sanctioned for violating drug and alcohol consumption prohibitions found in the Student Code of Conduct related to that consumption. The student will be debriefed at the initial meeting with the Dean of Students to provide details about the events that transpired.

B-3. If a student who has experienced sexual assault and/or sexual harassment, the University will not pursue any disciplinary action against the student for their use of drugs or alcohol at the time of the event.

B-4. Section B-1 of this policy will only apply to a student who seeks emergency medical assistance before being encountered by police or University employees or agents. If any official action or intervention.

B-5. The policy does not preclude disciplinary action regarding other violations of the Student Code of Conduct including, but not limited to, harassment, hazing, sexual misconduct, etc.

B-6. The policy only applies to violations of the Student Code of Conduct (Faculty-Staff Handbook 2300). This policy does not apply to any criminal, civil or other legal consequence for violations under Federal, State or local law. Additionally, nothing in this Amnesty Policy shall impact any obligation created by Federal, State or local law, or University policy, practice or procedure, to report, charge, or take other action.

B-7. The policy is not designed to protect or shield those students who repeatedly violate the Student Code of Conduct. The Dean of Students and the University Judicial Council chair reserve the right to assess each situation on a case-by-case basis, denying the safeguards of the Amnesty Policy if serious or
Repeated incidents prompt a higher degree of concern or response, which may include disciplinary action under the Student Code of Conduct.