SECTION 1: GENERAL UNIVERSITY POLICIES

1-31 MEDICAL AMNESTY ACT (INTOXICATED & DRUG-IMPAIRED)

The safety of health of students is a primary concern at the University of North Dakota. As such, any student can seek assistance from the University Police for themselves or others who are intoxicated or drug-impaired.

NDCC section 5-01-08(6) provides that an individual, under the age of 21, is immune from criminal prosecution if that individual:

1. Contacts law enforcement or emergency medical services to report another individual under the age of 21 in need of medical assistance due to alcohol consumption, provides assistance to that individual until assistance arrives, and remains on the scene; or
2. Is in need of medical assistance and cooperates with medical assistance and law enforcement personnel on the scene.

It further provides that the maximum number of individuals who may be immune for any one occurrence is five.

Individuals providing help must cooperate with medical assistance and law enforcement personnel on the scene.

If they do not, their protection under this law is jeopardized.

While neither the student who is impaired or the student(s) assisting the impaired student are exempt from facing disciplinary action under the Code of Student Life, all efforts made by students to positively impact the health and safety of others will be taken into consideration and may lessen possible disciplinary outcomes.

The amnesty does not apply to other prohibited conduct, including but not limited to, assault, violence, property damage, or the distribution of dangerous substances, whether legal or illegal.

For more information:
UND Finance & Operations Policy Library
Section 6, Safety and Security
Alcohol and Drugs 6.4
Pages 11 & 12

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