



AP 3560 ALCOHOLIC BEVERAGES

References:

Business and Professions Code Sections 24045.4, 24045.6, 25608, and 25658;
34 Code of Federal Regulations Section 668.46(b)

The possession, sale, or furnishing of alcohol on campus is governed by California state law and these procedures. The possession, sale, consumption, or furnishing of alcohol is controlled by the California Department of Alcohol and Beverage Control. The campus has been designated “drug free” (see AP 3550) and only under certain circumstances is the consumption of alcohol permitted.

It is unlawful to sell, furnish or provide alcohol to a person under the age of 21. With limited exceptions, the possession of alcohol by anyone under 21 years of age in a public place or a place open to the public is also illegal. It is a violation of this procedure and related policy for anyone to consume or possess alcohol in any public or private area of campus without prior District approval.

Alcohol laws and procedures on-campus are strictly enforced by Campus Security. Violators of State or federal law are subject to disciplinary action, criminal prosecution, fine and/or imprisonment. Organizations or groups violating alcohol policies or laws may be subject to sanctions by the District.

No person including but not limited to staff, students, or faculty may possess, consume, sell, give, or deliver to any other person, any alcoholic beverage in any District building or on any District grounds unless it is under one of the following three conditions:

1. **Culinary Arts & Hotel Management Program:** Beer and wine may be acquired, possessed, used, sold and consumed in connection with a course of instruction, sponsored dinner, or meal demonstration given as part of the Culinary Arts and Hotel Management Department curriculum. Use of beer or wine requires prior written approval from the Chief Instructional Officer. No person under the age of 21 may be served alcohol under any circumstances.
2. **Fundraisers for Non-Profit Corporation:** Alcoholic beverages may be acquired, possessed or used during fundraisers (excluding football games and other athletic contests) held to benefit a non-profit corporation which includes the District and the Foundation for Santa Barbara City College. Use of alcoholic beverages requires the approval of the Vice-President of Business Services and receipt of the appropriate licenses issued by the Department of Alcohol and Beverage Control.
3. **Special Events:** Alcoholic beverages may be possessed, consumed or sold at special events (festivals, private parties, concerts, theatrical productions and other events) for which principal attendees are members of the general public or invited



guests and not students of the District. Use of alcoholic beverages requires the approval of the Vice-President of Business Services and receipt of the appropriate licenses or permits issued by the Department of Alcohol and Beverage Control.

No person under the age of 21 may be served alcohol under any circumstances.

No employee of the District may consume or be under the influence of any alcoholic beverage during the course and scope of their duties.

Under no circumstances may the fact that alcohol will be served be a major purpose of an event. Neither may the fact that alcohol will be served be used to promote an event.

The sponsor(s) of any event which is held on the District campus, and which is not an event sponsored by the District, must comply with the following additional procedures:

1. Submit a completed Application for Facility Use and an Alcohol Beverage Service Request form to the Vice-President of Business Services at least one month prior to the event. By signing the Alcohol Beverage Service Request Form, sponsor agrees to abide by the District's Alcohol Policy for non-District sponsored events. Service is limited to beer and wine.
2. Provide a certificate evidencing General Liability insurance to the District's Risk Management Office at least one month in advance of the date of the event. The insurance must contain all of the following:
 - The insurance company writing the insurance must be acceptable to the District. The insurance policy must be in force at the time of the event.
 - The per-occurrence limit of the insurance policy must be at least one million dollars (\$1,000,000). The insurance policy aggregate limit must be at least two million dollars (\$2,000,000).
 - The District must be named as additional insured on the insurance policy. A copy of the additional insured endorsement to the insurance policy must be provided with the certificate of insurance.
 - The insurance policy must provide Host Liquor Liability coverage in an amount of no less than five million dollars (\$5,000,000).
3. Submit copies of all Department of Alcohol and Beverage Control licenses and/or permits to the District Risk Management Department at least two weeks prior to the event.

Approved: March 7, 2016

(Replaces current SBCC AP 3560)

Legal Reference Update #25: November 2014