



Jamestown Community College
Policies and Procedures

Policy Title	Beau's Law Compliance	Policy Number	
Section		Approval Date	
Subsection		Effective Date	7/21/2026
Responsible Office		Review Date	

1.0 Purpose

The College is committed to promoting student health, safety, and well-being while respecting student privacy rights. In accordance with New York State Education Law § 6438-d ("Beau's Law"), the Family Educational Rights and Privacy Act (FERPA), and other applicable laws, the College may notify a parent, guardian, or emergency contact when certain alcohol- or drug-related incidents occur involving a student.

This policy establishes the circumstances under which such notification may occur and identifies the College officials authorized to make notification decisions.

2.0 Policy

The College may notify a parent, guardian, or emergency contact listed in a student's educational record when:

- A student under the age of twenty-one (21) is found responsible for violating the College's alcohol policies; or
- A student, regardless of age, is found responsible for violating the College's drug policies.

The College may also provide notification when a student is involved in an alcohol- or drug-related medical emergency, including overdose, hospitalization, emergency medical transport, or other situations presenting significant concern for student health or safety.

All notifications will be conducted in accordance with applicable law, including FERPA and its health and safety emergency provisions.

The College retains sole discretion to determine whether notification is appropriate and legally permissible in a particular case. Notification is not required in every instance, and this policy does not create a contractual obligation to notify any person.

3.0 Procedures

3.1 Incidents Subject to Notification

Notification may occur when a student is involved in:

A. Alcohol-Related Violations

- Possession or consumption of alcohol in violation of College policy
- Distribution, furnishing, or sale of alcohol
- Violations of laws involving alcohol
- Conduct under the influence resulting in disciplinary action

B. Drug-Related Violations

- Possession, use, manufacture, distribution, or sale of controlled substances
- Misuse of prescription medication
- Possession of drug paraphernalia
- Violations of laws involving controlled substances

C. Alcohol- or Drug-Related Medical Emergencies

- Hospitalization
- Suspected or confirmed overdose
- Emergency medical service treatment
- Emergency department care
- Significant impairment or risk to health/safety
- Other serious well-being concerns

3.2 Notification Authority

Notification decisions are made by designated College officials, which may include:

- Vice President for Student Experience (or designee)
- Student Conduct Judicial Officer
- Director of the Success Center
- Health Services personnel
- Residence Life professional staff
- Other designated administrators

Unauthorized individuals—including faculty, staff, student employees, and resident assistants—may not notify contacts unless directed by an authorized official.

3.3 Notification Process

A. Designated Contact

Notification is generally made to the primary emergency contact listed in College records. The College may contact an alternative emergency contact when appropriate.

B. Case-by-Case Determination

Each case is evaluated individually, considering factors such as:

- Student age
- Severity of incident
- Need for medical treatment
- Prior conduct history
- Repeated or escalating behavior
- Risk to health or safety
- Campus impact
- Other relevant considerations

C. Method of Notification

Notification may occur via telephone, electronic communication, written correspondence, in-person communication, or other appropriate means.

3.4 Health and Safety Emergencies

The College may contact appropriate individuals or entities—including emergency contacts, law enforcement, or healthcare providers—when necessary to address an immediate or significant threat to health or safety.

3.5 FERPA Compliance

All notifications will comply with FERPA and applicable laws. The College may disclose information without consent in circumstances permitted by FERPA, including:

- Alcohol or drug violations involving students under age 21
- Health or safety emergencies

3.6 Training and Implementation

The College will provide annual FERPA training for relevant personnel. Designated officials will receive training on:

- FERPA requirements
- Beau's Law requirements
- Emergency disclosures
- Documentation and recordkeeping
- Student support resources

4.0 Definitions

4.1 Beau's Law: New York State law permitting certain parental notifications related to alcohol and drug incidents involving students.

4.2 FERPA: Federal law protecting the privacy of student education records while allowing specific disclosures.

4.3 Medical Emergency: A situation involving overdose, hospitalization, or other health risks requiring immediate intervention.

4.4 Emergency Contact: Individual designated by a student to be contacted in urgent situations.

5.0 References

5.1 New York State Education Law § 6438-d ("Beau's Law")

5.2 Family Educational Rights and Privacy Act (FERPA)

5.3 Student Conduct Code – Examples of Misconduct

5.4 Student Conduct Code – Alcohol and Drug Misconduct

5.5 Policy Regarding Return to Campus Following Emergency Medical Evaluation or Treatment

5.6 Residential Community Standards and Housing Policies

5.7 Student Records and FERPA Policy