



# UC San Diego

## Policy & Procedure Manual

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### USE OF UNIVERSITY PROPERTIES

#### Section: 510-1 XIII APPENDIX A

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### APPENDIX A – APPLICABLE STATE AND LOCAL LAWS

The summary of state and local laws described in this Appendix are abbreviated for general use and may not cover all situations. Additional federal, state, and local laws and policies to address unique circumstances (e.g. public health concerns) are also applicable to this *Policy*. Violation of these laws by students may result in referral to the Office of Student Conduct for proceedings under the Student Conduct Code.

1. It is unlawful for any person to consume any alcoholic beverage at any time, upon any public property, not including public parks and beaches except as specifically listed, and public rights-of-way. (San Diego Municipal Code Section 56.54)
2. It is unlawful for any minor to consume alcoholic beverages at a public place or place open to the public (San Diego Municipal Code, Section 56.61) or on a street, highway, public place, or any place open to the public. (California Business and Professions Code, Section 25662)
3. It is unlawful for a minor to consume alcoholic beverages at a place not open to the public, unless supervised by their parent or guardian. (San Diego Municipal Code, Section 56.61)
4. It is unlawful to be publicly intoxicated where a person is unable to exercise care for their safety or the safety of others or their intoxication interferes with or obstructs streets, sidewalks, or other public ways. (California Penal Code, Section 647)
5. A person who owns or controls private property may not allow a party to take place or continue on the property if a minor at the party obtains, possesses, or consumes any alcoholic beverage and the person knows or reasonably should know the minor has obtained, possessed, or is consuming alcoholic beverages at the party. It is the duty of any person with control of a premises who knowingly hosts, permits, or allows a gathering at that premises to take all reasonable steps to prevent the consumption of alcoholic beverages by a minor at the gathering (San Diego Municipal Code, Section 56.62; San Diego County Regulatory Code 32.1503).
6. It is unlawful to provide alcohol to anyone under the age of 21 or for any person under the age of 21 to purchase any alcoholic beverage. (California Business and Professions Code, Section 25658)
7. It is unlawful for a person under the age of 21 to present or offer a false, fraudulent or another person's identification card, driver's licenses, or certificate of birth in order to order, purchase or attempt to purchase, procure or attempt to procure the service of alcoholic beverages. (California Business and Professions Code, Section 25661)
8. It is unlawful to sell, either directly or indirectly, any alcoholic beverages except under the authority of a California Alcoholic Beverage Control license. This includes selling glasses, mixes, ice, and tickets for admission. (California Business and Professions Code, Section 25604).