

**CONSTITUTION
AND
BYLAWS
OF
DELTA TAU DELTA FRATERNITY**

As Adopted by the Karnea of 1968

and

Amended through the Karnea of 2010

And the June 2011 Arch Chapter/Undergraduate Council Meeting

T A B L E O F C O N T E N T S

CONSTITUTION

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CONSTITUTION

DELTA TAU DELTA FRATERNITY

ARTICLE I

PURPOSE

We, the members of Delta Tau Delta Fraternity, committed to lives of excellence and believing in our Fraternity for the education of youth and the inspiration of maturity, seek to instill in all members respect for higher education, loyalty to our brotherhood of honor, our host institutions and our country, intellectual integrity, responsibility to those who follow and self control, do, therefore, ordain and establish this *Constitution* to provide for the effective organization of our operations on the international, division, and chapter levels.

ARTICLE II

GENERAL ORGANIZATION OF THE FRATERNITY

The Fraternity, being composed of members in good standing who have been initiated into undergraduate chapters at colleges and universities, but always carefully considering whether to expand to new campuses and locations, provides herein for the granting of charters to new undergraduate chapters and to new alumni chapters.

Section 1. Membership. Delta Tau Delta Fraternity shall be composed of members in good standing who shall have been duly initiated into undergraduate chapters established at various colleges and universities in the United States and Canada.

Section 2. Chapters. The chapters of the Fraternity shall consist of:

- (a) Undergraduate chapters now or hereafter established at institutions of higher learning in the United States and Canada which shall be designated by the letters of the Greek alphabet, with the prefix "Beta" for the second series, "Gamma" for the third series, etc.; and
- (b) Alumni chapters which shall be designated by the names of the cities or areas in which they are located.

Section 3. Granting Of Charters To Undergraduate Chapters. New charters to undergraduate chapters shall be granted only to undergraduates at such institutions of learning as have been

duly approved as fields for expansion by the Arch Chapter, following diligent study and review by the Central Office and the Arch Chapter, and in the following manner:

- (a) A petition for a charter, signed by a suitable number of undergraduates of the institution at which the proposed chapter is to be located, shall be forwarded to the Executive Vice President for investigation and reference to the Arch Chapter. The petition shall, at a minimum, contain the names and addresses of the petitioning undergraduates, their class year at the institution, and such other information as is calculated to reasonably inform the Central Office and the Arch Chapter of the good faith intention of such undergraduates to establish a chapter whose members will adhere faithfully to the mission and core values (the "*Mission And Values*") of the Fraternity.
- (b) No petition shall be granted until after a thorough investigation and written report to the Arch Chapter on the merits of the petition have been made by the Executive Vice President or his nominee, or before ten (10) days have elapsed after each member of the Arch Chapter has received a copy of such report.
- (c) Thereafter, if eight-elevenths (8/11) of the Arch Chapter shall vote in favor of granting the petition, the charter shall be granted and the Chapter shall be duly organized by the Central Office and installed under the direction of the President.

Section 4. Granting Of Charters To Alumni Chapters. New charters to alumni chapters shall be granted in the following manner: A petition for a charter signed by not fewer than ten (10) alumni who reside or regularly do business within the area of the proposed location of the chapter, all of whom shall be Loyalty Fund Life Members of the Fraternity or paying annual alumni dues to the Fraternity, shall be forwarded to the Executive Vice President. If the Executive Vice President determines that the petition is in order, he shall approve the same, and the President or his designee shall then authorize the installation of the chapter.

ARTICLE III

TERRITORIAL ORGANIZATION OF THE FRATERNITY

To assure the Fraternity's continued strength and vitality throughout the United States, as well as in Canada, the Fraternity enacts and adopts the following provisions relative to its organization into geographical divisions and relative to the leadership requirements and governance standards for such divisions.

Section 1. The Divisions. The Fraternity shall be divided into five (5) Divisions as follows:

- Southern Division (Notia)
- Western Plains Division (Dusia)
- Western Pacific Division (Dusia Eirenike)
- Northern Division (Borea)
- Eastern Division (Atlantis).

Each Division shall include such territory and undergraduate chapters as the Arch Chapter may assign to it from time to time.

Section 2. Division Conferences. A Conference of each Division for the election of officers and for the conduct of legislative work shall be held biennially in each odd numbered year at such time and place as the Division President may direct, subject to the approval of the President of the Fraternity. A Conference of each Division of the Fraternity shall be held biennially in each even numbered year, under the same requirements as to date and place, except that such Conferences may be held regionally within a Division on different dates to facilitate attendance, education, leadership development, and for other good cause. Such Conferences shall have such reasonable powers concerning the affairs and needs of the respective Divisions as shall not conflict with the *Constitution* and *Bylaws* of the Fraternity and as shall be fiscally prudent, but subject always to the review and approval of the Arch Chapter.

Section 3. Division President And Treasurer. It is the responsibility of the President and Treasurer of each Division to carry out and execute the reasonable requests and directives of the President of the Fraternity and the Board of Directors.

Section 4. Division Constitution And Bylaws. Each Division shall have in full force and effect at all times a Constitution and Bylaws containing sound principles of Division governance which are reasonably designed to accomplish the following, among others:

- (a) To assist the Arch Chapter and the Undergraduate Council in the achievement of the *Mission and Values* of the Fraternity;
- (b) To assist the Arch Chapter and the Undergraduate Council in the achievement of the then current strategic plan and long range plan for the Fraternity;
- (c) To establish, in writing, guidelines for the values-based individual conduct of the officers of the Division while acting in any capacity as a representative of the Fraternity;
- (d) To budget, plan for, and assure the continuous financial health and fiscal responsibility of the Division, to include a requirement that there be submitted to the Treasurer of the Fraternity by September 1 of each year a budget for the current and the next following fiscal year accompanied by an accurate financial statement of the Division for the fiscal year ending on the immediate past July 31.
- (e) To provide responsible stewardship of the work of the Fraternity within the Division, including the regular addressing of the concerns of, and the integrity of relationships with, the various constituents within the Division essential to the Fraternity's success;
- (f) To assess regularly the major risks facing the Fraternity within the Division and, together with the Arch Chapter and Undergraduate Council, to identify and review the options for their solution to include, among other things, suitable programming at the Division Conference;

(g) To provide for the effective and orderly nomination process leading to the election of the President of the Division not less often than every two (2) years in odd numbered years, and to allow such President to select and appoint the Treasurer of the Division;

(h) To perform all other duties required of the Divisions by the *Constitution* and *Bylaws* of the Fraternity.

Section 5. Model Division Constitution And Bylaws. The Arch Chapter shall promulgate immediately following the adoption of this *Constitution*, and not less frequent than every ten (10) years thereafter, a Model Division Constitution and Bylaws. Such Model Division Constitution and Bylaws, if duly adopted by a Division at its next succeeding annual Conference, shall be conclusively deemed to meet the standards and requirements for a Division Constitution and Bylaws as mandated in Section 4 of this Article III, above.

ARTICLE IV

MEMBERSHIP

In order to provide for uniform standards of membership in this Brotherhood, and in adherence with the Mission And Values of the Fraternity, the following provisions are adopted and enacted by the Fraternity.

Section 1. Qualifications For Membership. To be eligible for membership in the Fraternity, a man must possess the following qualifications:

- (a) He must be of high ideals and firm in accepted moral principles as taught by the great religions of the world;
- (b) He must be of superior scholarship and possess those gentlemanly qualities that promote the highest type of associational brotherhood;
- (c) He must receive such vote of the undergraduate chapter as is provided by the chapter bylaws, but, in any event, not less than a majority;
- (d) He must be a male undergraduate, post-graduate, or professional student of the institution where the electing chapter is located, or where the Arch Chapter of the Fraternity has voted to establish a chapter, or where the Arch Chapter may authorize his initiation; and
- (e) No part-time student or one who is not a candidate for a degree shall be eligible for membership without the prior approval of the Arch Chapter.

Eligibility for membership in the Fraternity shall be limited to men of superior character and shall not be affected or determined in any manner by inappropriate or illegal discrimination.

Section 2. Qualifications For Initiation. In order to be eligible for initiation:

(a) The candidate shall have achieved in the semester immediately preceding the semester of initiation an average of not less than 2.25 on a 4.0 scale in the college or university at which the initiating chapter is located or at the institution from which he transferred. In the event that the candidate is a first semester freshman, he shall have achieved an average of not less than 2.3 on a 4.0 scale during high school. The chapter's Director of Academic Affairs, upon recommendation by the Chapter Advisor and the Faculty Academic Advisor, has the power to waive such rule based on the curriculum and unique characteristics of said institution. In the absence of a Chapter Advisor and/or the Faculty Academic Advisor, the matter shall be referred to the Director of Academic Affairs of the Arch Chapter.

(b) In the event a candidate is otherwise eligible for initiation during the first semester in which he is enrolled in the college or university at which the initiating chapter is located, such that the requirements of Section 2(a) cannot be met, the chapter's Director of Academic Affairs, upon approval by the Chapter Advisor and the Faculty Academic Advisor, may certify following investigation of the candidate's academic background that he meets the scholastic standards for membership.

(c) The candidate shall have completed a period of pledgeship in which he has successfully demonstrated acquisition of a sound and thorough knowledge of the *Mission and Values* of Delta Tau Delta Fraternity and of the ideals and principles upon which it and college fraternities were founded. The length of this pledge period shall not be longer than eight (8) academic weeks in duration and shall be in full compliance with any requirements for initiation of the institution in which he is enrolled. Provided, however, that any chapter desiring a variance from the length of pledge period requirement may submit a written petition to the Chairman of the Committee on Chapters. Said petition shall set forth fully all circumstances and reasons for such variance and shall be endorsed by at least three (3) members of the Executive Committee of the chapter. Upon receipt of a petition requesting a variance, the Chairman of the Committee on Chapters shall advise the respective Division President and Division Vice President of the petition and, upon their approval, may grant a variance that shall be effective for no more than one academic year. In no event shall a variance be granted that would extend the period of pledgeship beyond twelve (12) academic weeks in duration. A chapter may petition for a variance on an annual basis.

(d) No candidate shall be eligible for initiation until the full cash payment of his initiation dues and all payments due his chapter have been made.

Section 3. Special Alumni Initiations. An undergraduate chapter, in order to meet the need for alumni assistance and guidance which is not otherwise available, may fill chapter positions such as chapter advisor and resident academic advisor by the election to membership of a male person who is a graduate of a four-year college or university granting at least an A.B. or B.S. degree, provided:

- (a) The chapter must show such need for the initiation of such graduate.
- (b) The graduate must be engaged in, or reasonably available for, active work with the undergraduate chapter requesting his initiation.
- (c) The proposed initiation of such graduate must be recommended by the current chapter advisor, if any, or, if this office is vacant, an alumnus in good standing may make the recommendation.
- (d) The graduate must receive such vote of nomination for initiation by the approval of the Arch Chapter by majority vote.
- (e) The initiate must have all the other qualifications for membership provided in Article IV, Section 1, which are not inconsistent with the foregoing conditions.
- (f) The initiate shall pay the full initiation dues.

The Arch Chapter may, from time to time, prescribe additional conditions for such initiation. A graduate so initiated shall have the same status as any other initiated member of the Fraternity.

Section 4. Other Special Initiations. The Arch Chapter may approve the initiation of a man who does not meet the standards of membership set forth in Section 1 of this Article who meets all of the following qualifications:

- (a) An undergraduate chapter must petition for the proposed initiate by a three-fourths (3/4) vote of all active members of the chapter; such vote to be certified by the chapter advisor.
- (b) The proposed initiate shall currently be providing assistance to the chapter.
- (c) The chapter shall provide documentation that the proposed initiate has rendered consistent service to the chapter for a substantial period of time.
- (d) The proposed initiate shall be of high ideals and firm in the accepted morals and principles as taught by the great religions of the world and possess those gentlemanly qualities that promote the highest type of brotherhood.
- (e) The proposed initiate shall successfully demonstrate acquisition of a sound and thorough knowledge of the *Mission and Values* of Delta Tau Delta Fraternity.
- (f) The proposed initiate shall have made full payment of his initiation dues and all payments that shall be due the chapter.
- (g) The proposed initiate shall be approved by an eight-elevenths (8/11) vote of the Arch Chapter.

(h) Should the proposed initiate be the grandfather and/or father of an initiate, qualifications (b) and (c) are not required.

Section 5. Colony Initiates. Each colony of the Fraternity may, in its petition for chapter status, certify all persons who have met the initiation requirements of this Article during such person's membership in the colony. Said persons shall then be eligible for initiation into the Fraternity at any time thereafter. Such persons who are initiated into the Fraternity pursuant to this Section at a chapter other than that of their colony membership shall have their initiation so certified by the initiating chapter, and that person's membership shall then be enrolled on the membership rolls of the colony (now chapter) where the individual was a colony member.

Section 6. Exclusive Membership. Any person having united with Delta Tau Delta Fraternity shall be forever thereafter barred from membership in any other social college fraternity; provided, however, that this Section shall not apply to such professional, class, honorary, and social societies as may be designated by the Arch Chapter.

Section 7. Those Ineligible For Membership. The following persons shall be ineligible for membership in Delta Tau Delta Fraternity:

- (a) Students enrolled in colleges or universities but whose classification is inferior to that of the freshman class; and
- (b) Members or former members of any national social college fraternity; provided, however, that members of professional, class, honorary, and social fraternities designated by the Arch Chapter shall be eligible to membership in this Fraternity.

Section 8. Ineligible Colony Initiates. Any active or alumnus member of a petitioning group that has been granted a charter may be declared ineligible for initiation by the Executive Vice President; however, this ineligibility may be removed by a eight-elevenths (8/11) vote of the Arch Chapter.

Section 9. No Chapter Affiliations. No undergraduate chapter shall enter into any relationship giving any appearance of present or prospective membership with any person not eligible for membership in the Fraternity.

Section 10. Withdrawal Of Membership. Withdrawal means voluntary forfeiture of membership in the Fraternity. After withdrawal, the former member shall be considered as expelled and not permitted to attend meetings of the Fraternity or any of its chapters, to take part in any Fraternity rite or function, or to hold himself out as a member of, or in any way to identify himself with, the Fraternity through the use of insignia or otherwise, or to have any rights whatsoever in or pertaining to the Fraternity. Withdrawal shall be effective upon a member's written notice of withdrawal delivered to the Executive Vice President of the Fraternity, provided that the member requesting withdrawal be in good financial standing.

Section 11. Effect Of Withdrawal. In the event of withdrawal, the former member shall immediately surrender to the chapter advisor or the Executive Vice President of the Fraternity his Badge of membership and Certificate of Membership, who shall forward these items to the Central Office. The Executive Vice President will notify the Chapter Advisor that this member has been withdrawn and that the chapter may remove his name from the chapter's roll.

ARTICLE V

GOVERNMENT OF THE FRATERNITY

THE LEGISLATIVE POWER

The Fraternity, to delineate clearly the legislative authority of its undergraduate and alumni members and the legislative procedures by which it shall be governed, hereby adopts the following provisions.

Section 1. The Legislative Power. The legislative power of the Fraternity shall be vested in the Karnea, which is the biennial general convention of the Fraternity. The Karnea shall have the power to levy taxes and assessments and to make all laws necessary and proper for carrying into execution the *Mission and Values* and general welfare of the Fraternity, as well as the powers established by this *Constitution* with respect to the governance of the Fraternity.

Section 2. Composition Of The Karnea. The Karnea shall be composed of the following delegates:

- (a) Three (3) delegates with one (1) vote each from each undergraduate chapter, two (2) of whom shall be undergraduate members of the chapter they represent and who will return for the next academic term, and one (1) of whom shall be either an alumnus of such undergraduate chapter or a member of such chapter's alumni advising team.
- (b) A colony of the Fraternity, which has not yet been recognized as a chapter by the requisite vote of the Arch Chapter, shall have no voting rights.
- (c) One (1) delegate with one (1) vote from each chartered and operating alumni chapter having a membership of not less than twenty five (25) members, and two (2) delegates with one (1) vote each from each alumni chapter with a membership of not less than fifty (50) members. For purpose of determination of the number of delegates to which an alumni chapter is entitled, only members of such alumni chapter who are Loyalty Fund Life Members of the Fraternity shall be counted.

Section 3. Time And Place Of The Karnea. The Karnea shall meet biennially at such times and places as the Arch Chapter shall determine. In making such determination, the Arch Chapter shall give due consideration to the recommendation of the Karnea, upon the report of the

Committee on Time and Place of such Karnea, and shall also consider that the Fraternity is best served by varying the place of holding the Karnea among the Divisions.

Section 4. Presiding Officer Of The Karnea. The ranking member of the Arch Chapter present at any Karnea shall act as its temporary chairman.

Section 5. Officers Of The Karnea. The chairman shall appoint a secretary, parliamentarian, and sergeant at arms of the Karnea, as well as any other officers which he deems necessary for the operation of the Karnea, and shall determine the rules of its proceedings.

Section 6. Report Of Proceedings. The Karnea shall keep minutes of its proceedings which shall be published to the Fraternity promptly following the conclusion of the Karnea.

Section 7. Special Sessions Of The Karnea. The Arch Chapter shall have the power, by an eight-elevenths (8/11) vote, to call a special session of the Karnea at such time and place as it may designate. A majority of the undergraduate chapters in good standing may also issue a call for a special session of the Karnea and forward same to the President who shall, within thirty (30) days after the receipt thereof, call a special session of the Karnea to be convened within thirty (30) days thereafter, and he shall designate the time and place of such meeting.

Section 8. Voting. In the event an undergraduate chapter is represented by only one (1) undergraduate delegate, with the permission of the Arch Chapter, he shall cast the two (2) undergraduate votes of such chapter. The alumnus vote of such chapter shall be cast only by the alumnus delegate. In the event an alumni chapter entitled to two (2) delegates is represented by only one (1) delegate, he shall cast the two (2) votes of such alumni chapter. Delegates may not vote by proxy. A delegate must be present at a voting session of the Karnea to cast any vote.

Section 9. Attendance at the Karnea. Any undergraduate chapter, which at any Karnea shall be unrepresented by the necessary accredited undergraduate delegates, may be fined in an amount deemed appropriate by the Arch Chapter. Any undergraduate chapter, which shall for two (2) or more successive Karneas be unrepresented by the necessary accredited undergraduate delegates, may be subject to the withdrawal or suspension of its charter by the Arch Chapter.

ARTICLE VI

GOVERNMENT AND GOVERNANCE OF THE FRATERNITY

THE EXECUTIVE POWER

The Fraternity, in order that its principal elected leaders and board members may lead and govern the Fraternity in the best interests of its legal and moral owners, with vision, with clear and current policy directives, and with timely and effective review of its governance and

oversight responsibilities, adopts and enacts the following provisions concerning its Executive Powers.

A.

The Arch Chapter

Section 1. Executive Power. The executive power of the Fraternity shall be vested in the Arch Chapter and the Undergraduate Council.

Section 2. Arch Chapter. The Arch Chapter shall be the supreme executive body of the Fraternity and in charge of the governance of all of the executive and administrative affairs thereof. It shall have the power to amend the *Bylaws* of the Fraternity as provided therein; to determine all matters of mission, values, and policy, and to provide for the timely and effective implementation and achievement of the same; to suspend and expel members through the exercise of due process; and to exercise all other powers and functions relating to the governance of the Fraternity that are necessary and proper to the implementation of the *Ritual*, this *Constitution*, the *Mission And Values* of the Fraternity, and the laws of the Fraternity and not specifically prohibited thereby.

Section 3. Composition Of Arch Chapter. The Arch Chapter shall be composed of the following:

President (Archon)

First Vice President and Ritualist (Hierarch), presumed to be the President Elect (hereinafter and in the Bylaws referred to as the Vice President)

Second Vice President (Hermes)

Treasurer (Practarch)

Secretary (Grammarch)

Director of Academic Affairs (Scholarch)

President of the Southern Division (Basil Notus)

President of the Western Plains Division (Basil Dusia)

President of the Western Pacific Division (Basil Dusia Eirenike)

President of the Northern Division (Basil Borea)

President of the Eastern Division (Basil Atlantis)

All members of the Arch Chapter shall be alumni members of the Fraternity in good standing, and none of them shall receive a salary from the Fraternity.

Section 4. Selection And Tenure Of Arch Chapter. The selection and tenure of the Arch Chapter shall be as follows:

- (a) The members of the Arch Chapter, other than the Presidents of the Divisions, shall be elected biennially by the Karnea by a majority vote, and the Presidents of each of the Divisions shall be elected biennially at the respective Division Conferences by a majority vote of the chapters in their respective Divisions.
- (b) No person shall be eligible for election to the same office entitling him to membership in the Arch Chapter for more than two (2) terms in succession; provided, however, that such prohibition shall not apply to the Director of Academic Affairs.
- (c) Members of the Arch Chapter elected by the Karnea shall assume their offices on the second Monday following adjournment of the Karnea at which they are elected.
- (d) The Presidents of the Divisions shall assume their offices on the first day of the first month after adjournment of the Conferences at which they are elected, and, with the advice and consent of the Arch Chapter, they shall appoint a Treasurer and such Division Vice Presidents as necessary to effectively achieve the *Mission and Values* of the Fraternity and to fulfill the responsibilities of the office.
- (e) Any member of the Arch Chapter may be removed for cause by a seven-tenths (7/10) vote of its remaining members.

Section 5. Meetings Of The Arch Chapter. Meetings of the Arch Chapter shall be held not less than twice each calendar year at such time and place as the President may designate. Such meetings of the Arch Chapter may be called by the President at anytime on ten days notice by mail to members of the Arch Chapter. In the event of his failure to act, the Vice President, upon written request of six (6) members of the Arch Chapter, shall call a special meeting, designating the place and time thereof. The expenses of members of the Arch Chapter in attendance at Arch Chapter meetings shall be paid from the General Fund.

Section 6. Powers And Duties Of The Arch Chapter. The powers and duties of the Arch Chapter shall include, but shall not be limited to, the following:

- (a) To establish, in writing, following consultation with the Undergraduate Council, and to provide specifically for and assure the means of achievement of, the *Mission and Values* of the Fraternity;
- (b) To establish, in writing, not less often than biennially, following consultation with the Executive Vice President and the Undergraduate Council, the strategic plan of the Fraternity for the next biennium by which to accomplish the *Mission and Values* and related policies of the Fraternity and to update the long range plan for the Fraternity;

- (c) To ensure that each undergraduate chapter and colony has a dedicated and effective alumni advising team in place to guide and assist undergraduate men in accomplishing the mission of the Fraternity;
- (d) To establish, in writing, guidelines for the values-based individual conduct of the members of the Arch Chapter, the Division Vice Presidents, and alumni volunteers while acting in any capacity as a representative of the Fraternity;
- (e) To budget, plan for, and assure the continuous financial health and fiscal responsibility of the Fraternity;
- (f) To establish, in writing, and to assure the implementation of, those policies and procedures that will insure that the Fraternity at all times remains committed to the academic improvement and achievement of its undergraduate pledges and members;
- (g) To establish such Arch Chapter Committees as are basic to or required for the proper operation of a fraternity, providing to each Committee annually a written Committee Charter covering such matters as delegated responsibilities, annual planning agenda, and required agenda items. Such Committees shall include, but shall not be limited to, a Program Evaluation Committee, Corporate Governance Committee, an Audit Committee, Finance and Investments Committee and a Committee on Chapters;
- (h) To establish, from time to time, such task forces and ad hoc committees as the Arch Chapter deems necessary to the proper performance of its responsibilities hereunder, to include, where appropriate, persons who are not also members of the Arch Chapter;
- (i) To establish, in writing, and to assure the implementation of, those policies and procedures that will insure that the Fraternity at all times remains a leader in the delivery of education and related services to its undergraduate pledges and members as to the principal post-secondary conduct issues of the time for Greeks and non-Greeks, such as alcohol and substance abuse, respect for women, leadership training and development, and the like, to the end that its undergraduates live *Lives of Excellence*;
- (j) To establish, in writing, and to assure the implementation of, those policies and procedures that will insure that the *Ritual* of the Fraternity is preserved, understood, and, conducted by undergraduate chapters at regular intervals during the academic year, all to the end that the *Ritual* remains a necessary and vibrant part of the Fraternity experience;
- (k) To establish in writing, and to carry out, the annual evaluation and assessment of the performance of the Executive Vice President as against specific criteria established in advance and of record by the Arch Chapter;
- (l) To grant to the Executive Vice President the authority to make decisions and choices within the Arch Chapter's executive limitation policies as established by the Arch Chapter;

- (m) To exercise such other specific powers and duties as are provided by the *Bylaws*;
- (n) To render to the Karnea a report in writing by each member of the Arch Chapter setting forth the business transacted and the condition of affairs within his jurisdiction; and
- (o) To have all other powers and perform all other duties required by the *Constitution*, *Bylaws*, and *Ritual* of the Fraternity, and each member may, by and with the consent of the President, assign such duties to the Executive Vice President as he may choose.

The President shall decide all questions arising under the *Constitution*, *Bylaws*, and *Ritual* of the Fraternity. From such decision any chapter or member of the Fraternity may appeal to the Arch Chapter, which shall have the power by an eight-elevenths (8/11) vote to reverse or modify said decision.

The decisions of the Arch Chapter on all questions submitted for its decision shall be final, except as provided in Section 9 of this Article VI with respect to amendment of the *Bylaws*.

B.

The Undergraduate Council

Section 1. Duties Of Undergraduate Council. The Undergraduate Council shall participate and consult with and advise the Arch Chapter on the Arch Chapter's exercise of the executive powers granted the Arch Chapter hereunder.

Section 2. Composition Of The Undergraduate Council. The Undergraduate Council shall be composed of such number of undergraduate initiated members of the Fraternity as the *Bylaws* shall specify, representing such reasonably proportionate geographical districts as are determined by the Arch Chapter from time to time.

Section 3. Qualifications To Serve On Undergraduate Council. Each member of the Undergraduate Council shall be, and shall at all times during his service remain, a full-time student in good standing at his host educational institution, and he shall have and retain a grade point average at such institution at least equal to the higher of (i) the all mens' average at such institution or (ii) the all mens' fraternity average at such institution

Section 4. Selection Of The Undergraduate Council. The Division Presidents shall make the selection for his respective Chapters upon the advice of the Chapter President and Chapter Advisor. Two-thirds (2/3) of the Undergraduate Council shall be selected by the Division Presidents, and one-third (1/3) shall be appointed by the President of the Fraternity on an at-large basis as prescribed by the *Bylaws*. No Chapter from which a representative has served on the Council may be redesignated until all other Chapters in the rotation have provided a representative in the interim, except for Chapters from whom an at-large representative has been appointed. Newly chartered Chapters or ones being rechartered shall be placed into the rotation

cycle based on the newly chartered/rechartered Chapter's scholastic ranking within the Division's overall scholastic ranking.

Section 5. Terms Of The Undergraduate Council Members. The terms of office shall be in accordance with the following schedule:

(a) Even Numbered Years: one-half of the Undergraduate Council starting September 15 and ending September 15 of the following even numbered year.

(b) Odd Numbered Years: one-half of the Undergraduate Council starting June 15 and ending June 15 of the following odd numbered year.

Section 6. Vacancies In The Undergraduate Council. Vacancies on the Undergraduate Council shall be filled by appointments made by the Division President upon the advice of the Chapter President and Chapter Advisor, or in the event of a vacancy in an at large position, by the President of the Fraternity.

Section 7. Internal Procedures. The Undergraduate Council shall provide for its own internal procedures, including the creation of such offices as it may select; provided, however, the President of the Fraternity shall preside at any session of the Undergraduate Council at which he is in attendance.

Section 8. Meetings Of Undergraduate Council. The Undergraduate Council shall meet at least once a year on the call of the President of the Fraternity. The Council will also meet at each Karnea on the day before the opening of the Karnea. This meeting at the Karnea will be in addition to the one meeting required above for that year. The necessary expenses of representatives attending non-Karnea meetings shall be paid by the Fraternity from its General Fund. In the case of the Karnea meetings, only the cost of transportation of non-delegates, between the city in which his chapter is located and the city in which the Karnea convenes, shall be paid on the basis of one-way mileage at the same rate as received by official delegates.

Section 9. Additional Duties of Undergraduate Council; Bylaws. The Undergraduate Council shall advise the Arch Chapter and the Board of Directors on all matters coming before the Council, transmitting its report to the Executive Vice President for forwarding. Amendment of the *Bylaws* by the Arch Chapter shall be certified to the Undergraduate Council. In the event the Undergraduate Council is, by majority vote, opposed to any change in or addition to the *Bylaws* so certified to it, the Council shall immediately certify its opposition and reasons therefor to the undergraduate and alumni Chapters and to the Executive Vice President. The latter shall then conduct a referendum of such Chapters to be completed within sixty (60) days from such certification. Chapters not recording their acceptance or rejection by the aforementioned date shall be recorded as accepting. If the result of the referendum rejects the action of the Arch Chapter by a majority vote of the undergraduate chapters and the majority vote of the alumni Chapters, then such action of the Arch Chapter shall be repealed as of the date of such vote; otherwise, it shall remain in effect.

Section 10. Communication and Representation of the Undergraduate Council. Undergraduate Council members will serve as the representation of the undergraduate Delts on the Arch Chapter. Undergraduate Council members' contact information shall be sent out (and updated on the Fraternity website) to all chapter presidents within the new member's district each time there is a change. Newly elected Undergraduate Council members will contact all chapter presidents in their district upon election. It shall be the responsibility of the Undergraduate Council and Executive Vice President to make all chapter presidents aware of the issues to be addressed at each upcoming UGC and Arch Chapter meeting at least two weeks prior to said meeting. Undergraduate Council members shall be charged with gathering opinions on upcoming issues from all chapters in their district prior to their attendance at any Arch Chapter meeting. Undergraduate Council members will also hold a breakout session at any division conference and Karnea that occurs during their term, to which members of their district can come ask questions or express concerns. If any member cannot attend for any reason, those undergraduate members with concerns may attend another UGC member's breakout session. These breakout sessions will be open to only undergraduate members of the Fraternity.

ARTICLE VII

GOVERNMENT AND GOVERNANCE OF THE FRATERNITY

THE ADMINISTRATIVE POWER

The Fraternity, in order that her corporate and financial affairs are managed by her principal elected leaders capably and honorably, and in order that her day- to- day affairs are managed by a well qualified and effective chief executive officer and staff so as to achieve the Fraternity's strategic plans, hereby adopts and enacts the following provisions regarding its administrative affairs.

A.

The Board Of Directors

Section 1. Administrative Power. The administrative power of the Fraternity shall be vested in the Board of Directors, the Officers of the Fraternity who comprise the Board of Directors of the Fraternity acting as such, and the Executive Vice President.

Section 2. Function Of The Board Of Directors. The Board of Directors of the Fraternity shall be the principal administrative body of the Fraternity as to all of its corporate affairs.

Section 3. Composition Of The Board Of Directors. The President, Vice President, Second Vice President, Secretary, and Treasurer shall comprise the Board of Directors of the Fraternity's

corporate body. They are empowered as a Board to exercise all the powers and discharge all the duties conferred by the corporate charter granted to Delta Tau Delta Fraternity by the State of New York on December 1, 1911, or any replacement corporate charter therefor.

Section 4. Powers And Duties Of The Board Of Directors. As the Directors of the Fraternity, the Board of Directors shall have charge of the corporate affairs of the Fraternity, the conduct of the Central Office in regard to such corporate affairs, and the employment of such assistants as they deem necessary. They shall keep a record of all of their proceedings. The duties and powers of the Board of Directors also shall include, without limitation, the supervision and regulation of the finances of the Fraternity and house corporations, the supervision of satisfactory accounting systems for the undergraduate chapters, the administration of all Funds of the Fraternity, and the determination of the compensation of employees of the Fraternity. The financing plan of any house corporation must be approved by the Board of Directors in advance of any building commitments.

Section 5. Meetings. Meetings of the Board of Directors may be called in the same manner as meetings of the Arch Chapter. Whenever a meeting of the Arch Chapter is held, a meeting of the Board of Directors may be held immediately upon adjournment of such meeting or recess taken without any further notice to the members of the Board. A majority of the Board of Directors shall constitute a quorum for the transaction of all business.

B.

The Officers Of The Corporation

Section 1. Officers Of The Corporation. The individuals elected from time to time as President, Vice President, Second Vice President, Treasurer, and Secretary of the Fraternity by the Karnea, or appointed by the President between sessions of the Karnea to fill a vacancy in any such office, shall be the President, Vice President, Second Vice President, Treasurer, and Secretary, respectively, of the Corporation.

Section 2. Powers And Duties Of The Officers. The Officers of the Corporation shall have, possess, and exercise all of the duties and powers usually incident to such offices in a not-for-profit corporation, as well as those powers expressly conferred by the applicable laws of the State under which the Corporation is chartered.

Section 3. Executive Committee. The President of the Fraternity may appoint an Executive Committee of the Corporation, consisting of the President and Treasurer of the Corporation and one other of the members of the Board of Directors. Such Committee shall be authorized to execute all of the powers of the Board of Directors while the Board is not in session, except as may be otherwise provided by the Board. Such Committee shall keep a record of all of its proceedings, which record shall be available to the Board of Directors.

C.

The Central Office And Executive Vice President

Section 1. Central Office. For the conduct of the administrative and other affairs of the Fraternity there shall be maintained, at such place in the United States as the Arch Chapter shall from time to time decide, an office which shall be known as the Central Office where records, books of account, documents, and other like property of the Fraternity and the Corporation shall be kept and maintained.

Section 2. Executive Vice President. The Board of Directors shall appoint a member of the Fraternity to be Executive Vice President and the chief executive officer of the Fraternity, and to have charge of the employees of the Central Office, and he shall receive such compensation and benefits for his services as the Board of Directors may determine. The Executive Vice President shall, at the expense of the Fraternity, give such bond for the faithful performance of his duties as may be required by the Board of Directors. The Executive Vice President may be removed at any time, with or without cause, by the Board of Directors.

Section 3 Duties Of The Executive Vice President. The Executive Vice President shall be specifically charged with the care of all fiscal matters of the Fraternity and the examination and verification of accounts, and he shall be responsible for the supervision of the undergraduate and alumni chapters and house corporations. He shall have charge of the general executive management of the Fraternity, including all of its operations, supervise arrangements for the Karnea, and render such other services as may be required or requested from time to time by the Arch Chapter and the Board of Directors, as well as by the Undergraduate Council or Division Conferences and approved by the Arch Chapter.

The duties and responsibilities of the Executive Vice President shall also include the following:

- (a) To assure that the strategic plan and the long range plan of the Fraternity, as established from time to time by the Arch Chapter, are implemented and accomplished, and to inform regularly and clearly the Arch Chapter and the Undergraduate Council of the status of such implementation and accomplishment;
- (b) To cause the Central Office and its staff at all times to model the *Mission and Values* of the Fraternity in the work for the Fraternity;
- (c) To perform an annual evaluation and assessment of the staff of the Central Office as against specific criteria established in advance by the Executive Vice President, to include character, judgment, and business acumen, and to report promptly the results of the same in writing to the Board of Directors;
- (d) To engage regularly in succession planning for the staff of the Central Office, including the refinement of the policies and principles for staff selection and performance

review, as well as policies for succession and transitional leadership in the event of an emergency or the retirement, incapacity, or death of the Executive Vice President;

- (e) To provide responsible stewardship of the work of the Fraternity, including the regular addressing of the concerns of, and the integrity of relationships with, the various constituents essential to the Fraternity's success, including the staff of the Central Office, undergraduates and their parents, the Divisions and their officers, House Corporations, Alumni Chapters, host institutions, peer organizations, and the communities in which the Fraternity operates;
- (f) To assess regularly the major risks facing the Fraternity and, together with the Arch Chapter and Undergraduate Council, to identify and review the options for their solution;
- (g) To provide all necessary support and assistance to alumni advising teams in their work with undergraduate chapters;
- (h) To refrain from engaging in activities outside the reasonable scope of the executive policy limitations as established from time to time by the Arch Chapter;
- (i) To cooperate fully with the Arch Chapter in its discharge of its responsibilities as set forth in Article VI, Section 5, above; and
- (j) To perform all other duties required by the *Constitution* and *Bylaws* of the Fraternity, or assigned to him by the Arch Chapter.

ARTICLE VIII

ORGANIZATION AND OPERATION OF UNDERGRADUATE CHAPTERS

The Fraternity, recognizing that her undergraduate chapters are the essential bedrock institutions of this Brotherhood, and also recognizing that all such chapters are laboratories for both character and leadership development, adopts and enacts the following provisions for the organization and operation of such chapters.

Section 1. Undergraduate Chapter Officers. The officers of each undergraduate chapter shall be the following:

- The President (Anax)
- One or more Vice Presidents (Hieros)
- The Treasurer (Practor)
- The Corresponding Secretary (Epistoleus)
- The Recording Secretary (Grammateus)

The Guide (Hermes)
Director of Academic Affairs (Scholasticos)

Section 2. Powers And Duties Of The Officers. The officers shall have such powers and duties as are provided by the *Bylaws* of the Fraternity.

Section 3. Elections Of Officers. The officers of the undergraduate chapters, except the Treasurer and Assistant Treasurer, shall be elected at least annually, but not more often than twice a year, as shall be provided by the chapter bylaws. New officers shall assume office as likewise provided, but in any event not later than sixty (60) days following their election. The Treasurer and Assistant Treasurer of each undergraduate chapter shall be elected annually, at the first regular meeting of the undergraduate chapter held after November 1, and shall assume office February 1.

Section 4. Vacancy In Undergraduate Chapter Offices. Any vacancy occurring in an undergraduate chapter office shall be filled in the regular manner of election, as prescribed in the chapter bylaws at the second meeting after the vacancy occurs, unless the vacancy occurs within six (6) weeks of the next regular scheduled election, in which case the chapter president shall have the power to appoint a successor to fill the vacancy. If the vacancy is in the office of the president, and there is no provision in the chapter bylaws covering such contingency, the chapter vice president shall succeed to the office of the president and serve the remaining portion of the term.

Section 5. Academic Committee. The chapter advisor or other appropriate alumnus, director of academic affairs, pledge educator, rush chairman, and no less than one member at large shall comprise the Academic Committee of the chapter, whose duty it shall be to produce and implement programs to promote a positive academic environment within the chapter.

Section 6. Finance Committee. The Chapter Advisor, president, vice president, treasurer, and assistant treasurer shall comprise the Finance Committee of the chapter, whose duties shall include preparing the budget, establishing membership dues, fees, and charges, and exercising supervision over the finances of the chapter. The Chapter Advisor, president, and vice president shall audit monthly the books of the treasurer and shall certify to the correctness of the monthly financial report to the Central Office and shall certify thereon to the correctness of the treasurer's records.

Section 7. Bond For Faithful Performance. A bond for the faithful discharge of his duties may be required at anytime of any officer of an undergraduate chapter having charge of monies of such chapter by the Chapter Advisor, Division President, or the Executive Vice President

Section 8. Honor Board. Each undergraduate chapter shall have within its operations an Honor Board whose duties shall include handling chapter disciplinary procedures, including violations of Fraternity standards, and other chapter judicial affairs.

Section 9. Philanthropy. Consistent with the *Mission and Values* of the Fraternity, the members of each undergraduate chapter shall earnestly engage during the school year in one or more activities designed to address a substantial community, educational or charitable need.

Section 10. Chapter Advisor. A chapter advisor (Satrap) for each undergraduate chapter shall be appointed by the Division President of the Fraternity and confirmed by the Arch Chapter. He shall be the deputy of the Arch Chapter in and for his chapter and custodian of the chapter's charter, secret books, files, official documents, and *Ritual*. He shall comply with all requests and orders of the Division President, keep the Division President fully and accurately informed of the affairs of the chapter, organize and supervise *Ritual* education for the chapter, and perform the duties assigned to him in the *Ritual*, assist the chapter in maintaining and implementing appropriate chapter Bylaws, and establish a mutually beneficial relationship with appropriate representatives of the host institution. He shall model the *Mission and Values* of the Fraternity.

He shall conduct the Fraternity Examination under the direction of the Division President. He shall read aloud, or cause to be read by the president of the chapter, The Crescent (or portions thereof as selected by him) to the chapter during the first meeting after its receipt. He shall assist the undergraduate chapter in understanding and living the *Mission and Values* of the Fraternity.

Section 11. Assistant Chapter Advisor. The Division President of the Fraternity, upon the confirmation of the Arch Chapter, shall also appoint an Assistant Chapter Advisor (assistant Satrap) to aid the Chapter Advisor and, in addition, to act in the place of the advisor whenever the Chapter Advisor is unable to act. He shall model the *Mission and Values* of the Fraternity.

Section 12. Alumni Supervisory Committee. In the case of an emergency, or of unsatisfactory conditions affecting the welfare of a chapter, which in the opinion of the President of the Fraternity, or the President of the Division wherein the chapter lies, warrants the appointment of an Alumni Supervisory Committee, the President or the Division President, with the approval of a eight-elevenths (8/11) vote of the Arch Chapter, is authorized to appoint such a committee of alumni members.

Section 13. Powers And Duties Of Alumni Supervisory Committee. An Alumni Supervisory Committee shall have the power to supervise the organization, personnel, and finances of an undergraduate chapter, and to review the membership of the undergraduate chapter in a hearing or proceeding designated for that purpose. The chairman of the Alumni Supervisory Committee shall assume the duties and prerogatives of the Chapter Advisor and Assistant Chapter Advisor, whose offices shall be vacated immediately upon the appointment of such Committee. Where the Committee considers such a review necessary, all undergraduate members of the chapter are considered suspended immediately pending the outcome of the membership review. During this review, the Committee shall interview each member of the chapter available for interview, each of which shall be required to show cause as to why his continued membership in the Fraternity is warranted. The Committee shall then have the power to reinstate the person to membership, suspend him to a date or event certain, and to recommend his expulsion to the Arch Chapter.

ARTICLE IX

FUNDS OF THE FRATERNITY

Acknowledging that the skillful and prudent investment, use, and management of all of the funds of the Fraternity are essential to her continued existence and success and to the achievement of her Missions And Values and her strategic plan, the Fraternity hereby adopts and enacts the following provisions.

Section 1. Funds Of The Fraternity. The Funds of the Fraternity shall be known as:

The General Fund
The Delta Tau Delta Loyalty Fund
The Delta Tau Delta Centennial Development Fund
The Delta Tau Delta Legal Defense Fund

Section 2. The General Fund. The General Fund shall be the operating Fund of the Fraternity, into which shall be deposited all receipts not otherwise designated and from which shall be paid all expenses not in execution of the purposes of the other Funds. At the discretion of the Board of Directors, assets may be transferred from the General Fund to any of the other Funds.

Section 3. The Loyalty Fund. The Loyalty Fund, established in 1925, shall be and remain a capital fund, the principal of which shall not be expended for any purpose, except that the principal may be pledged as security for loans made to incorporated house corporations or their legal equivalent (hereinafter "house corporations") by lenders. To assist undergraduate chapters, the Board of Directors may authorize loans to be made from the Fund to house corporations following appropriate due diligence by the Board of Directors and/or the Executive Vice President, to obtain, build, improve, or retain chapter houses. All of the income from the Loyalty Fund shall be paid or credited to the General Fund.

Section 4. The Centennial Development Fund. The Centennial Fund, established in 1956, shall receive gifts and bequests, which may be either money or property, and such proceeds from initiation dues as shall be determined by the Arch Chapter. The Fund shall be administered by the Board of Directors which shall have the power to invest and reinvest the assets of the Fund and to establish and maintain the provisions necessary to the accomplishment of the purpose for which it is established. All gifts to the Fund shall be unrestricted and shall be used for the general purpose of the Fund.

All income from the Fund shall be credited to the General Fund. The Fund shall be a capital fund, the principal of which shall not be expended for any purpose, except that the principal may be pledged as security for loans made to house corporations by lenders. To assist undergraduate

chapters, loans may be made by the Fund to house corporations to obtain, build, improve, or retain chapter houses; provided, however, that such loans shall only be made following requisite due diligence, they shall be represented by junior mortgage, deed of trust, or other security to be repaid to the Fund in accordance with the terms thereof, and shall be in addition to any primary mortgage, deed of trust, or other financing available from the Loyalty Fund or other source. In the making of such loan, preference shall be given to newly established chapters of the Fraternity; provided, however, that the Board of Directors and the Advisory Committee hereinafter provided, if any, shall have full power and discretion with reference to the making of such loans subject to the requirements of this Article IX.

There may be a Centennial Development Fund Advisory Committee consisting of five (5) members of the Fraternity who are not members of the Arch Chapter. The members of the Committee shall be named by the Arch Chapter and shall serve for terms of five (5) years, commencing January 1 after their selection. No project involving expenditure from the Fund shall be commenced until requisite due diligence has been performed and such project has been approved by at least a two-thirds (2/3) vote of the combined membership of the Board of Directors and, if then in existence, the Centennial Development Fund Advisory Committee.

Section 5. Legal Defense Fund. The Legal Defense Fund shall receive, hold, and invest all monies contributed to it, and raised for it by an annual assessment of all initiated undergraduates of not more than \$5.00 per school year. The principal of the fund shall not be expended by the Fraternity, upon approval by the Arch Chapter, for any purpose other than to provide interim legal assistance and related services to undergraduate chapters who experience extraordinary legal challenges to their existence or viability from their host institution, or other governmental entity.

Section 6. Investment Of Funds. Anything in this Article IX herein above to the contrary notwithstanding, the assets of any Fund of the Fraternity not required for the specific purposes of the Fund may be invested, with the approval of the Board of Directors, in direct obligations of the United States of America, in such other investments as would be permissible under the so-called "prudent man investment rule", and in the corporate stock or other securities of a corporation wholly owned by the Fraternity, and may be invested in such stock or other securities of such corporation wholly owned by the Fraternity and retained, without regard to the proportion which such stock or other securities shall bear to the total assets of any Fund invested therein.

Section 7. Supervision Of Loans To Undergraduate Chapters. Chapter house loan notes and mortgages, and evidences of indebtedness due from undergraduate chapters or members, belonging to the Fraternity shall be in charge of the Executive Vice President. The Executive Vice President shall exercise requisite due diligence in considering, making, and documenting all such loans.

Section 8. Deposits. All other securities and all monies belonging to the Fraternity shall be deposited with, or placed in the custody of, such banks or trust companies as shall be designated

by the Board of Directors, and all custodianship agreements shall first be approved by the Board of Directors.

Section 9. Disbursement From Funds. Disbursements from all Funds of the Fraternity shall be made subject to and in conformance with the restrictions placed on such Funds, and such disbursements shall only be made by checks signed by the Executive Vice President and the Treasurer or President, or such other person or persons as may, from time to time, be designated by the Board of Directors.

Section 10. Other Funds. Other special funds may be established by the Arch Chapter to receive and accept gifts or bequests to the Fraternity on terms or conditions differing from those governing existing funds.

ARTICLE X

SUSPENSION OR WITHDRAWAL OF CHAPTER CHARTERS

It is sometimes necessary for the good of an undergraduate or alumni chapter and the Fraternity as a whole to temporarily or permanently discontinue chapter operations on a particular campus or in a particular location and, therefore, the Fraternity provides for the procedures related to such actions by the Arch Chapter.

Section 1. Power To Suspend Or Withdraw. The power to suspend or withdraw the charter of an undergraduate or alumni chapter shall be vested in the Arch Chapter.

Section 2. Suspension. Suspension of a chapter charter means the temporary cessation of all of the rights of such undergraduate or alumni chapter to operate or to hold itself out as a chapter of the Fraternity. Such suspension shall be for a stated period of time within the discretion of the Arch Chapter.

Section 3. Withdrawal. Withdrawal of a chapter charter means the cessation of the right of such undergraduate or alumni chapter to operate or to hold itself out as a chapter of the Fraternity for an undetermined period of time until conditions are favorable for a return of that chapter, if ever.

Section 4. Conditions For Suspension Of Chapter Charter. For the purpose of dealing with unsatisfactory or emergency conditions in the chapters, the Arch Chapter shall have the power under subsection 2 above to suspend the charter of any undergraduate or alumni chapter for cause and without prior notice.

Section 5. Conditions For Withdrawal Of Undergraduate Chapter Charter. If any undergraduate chapter fails to comply with the requirements of the *Constitution, Ritual*, or laws of the Fraternity, or if it appears that the interests of the Fraternity will suffer by the continued maintenance and operation of a chapter, its charter may be withdrawn by the Arch Chapter.

Section 6. Procedures for Withdrawal Of Undergraduate Chapter Charter. Charges against an undergraduate chapter for withdrawal of its charter may be presented to the Arch Chapter by any chapter or member of the Fraternity, or considered by the Arch Chapter on its own motion. A statement of the charges shall be forwarded to the chapter against which the charges have been made, notifying the chapter that action upon the charges will be taken by the Arch Chapter. If, in the judgment of the Arch Chapter, the charges warrant investigation, the President shall appoint a Phonarch to investigate the charges. The Phonarch shall submit a written report of his findings to the Arch Chapter. The report shall be considered by the Arch Chapter, and an opportunity shall be given for a representative of the affected chapter to appear before the Arch Chapter and be heard before a decision is rendered.

Section 7. Vote Required. Suspension or withdrawal of a charter of an undergraduate chapter shall be by eight-elevenths (8/11) vote of the Arch Chapter, and any other action taken hereunder shall be by simple majority.

Section 8. Notice Of Determination. Written notice of the decision of the Arch Chapter as to the withdrawal or suspension of any undergraduate chapter charter shall be given to the chapter affected and to the host institution. If the decision of the Arch Chapter is for withdrawal of the charter, notice shall be sent to the chapter concerned through a Special Representative, appointed by the President, to receive the charter, *Ritual*, and all other secret material, books, papers, and all other records in the possession of said chapter, which charter and documents shall be transmitted promptly to the Executive Vice President who shall preserve them in the archives of the Fraternity. All alumni of the chapter shall also be notified in writing of the decision of the Arch Chapter at their last known addresses.

Section 9. Alumni Chapter Withdrawal. If any alumni chapter shall fail to comply with the requirements of the *Constitution*, *Ritual*, or laws of the Fraternity, or if its membership shall fall below the number required for the establishment of an alumni chapter, its charter may be withdrawn by a eight-elevenths (8/11) vote of the Arch Chapter.

ARTICLE XI

DISCIPLINE AND EXPULSION OF MEMBERS

For preservation of the standards of membership and the harmony of the Fraternity, it is sometimes necessary to discipline members of the Fraternity. Recognizing that such discipline should only be undertaken where there is unmistakable basis for such action, as well as the need to protect the rights of every member of the Fraternity to due process and substantial justice, the Fraternity hereby establishes the specific causes for member discipline and the procedures to be followed in such matters.

Section 1. Suspension Of Membership. Suspension means denial for a definite, specified period of the usual rights and privileges of membership in the Fraternity, and such other rights and privileges as may be specified in the order of suspension, during which period the member's

Badge of membership shall be deposited with the chapter advisor of his chapter or with the Executive Vice President. Such rights and privileges denied by suspension shall consist of living in a chapter house, attending chapter and other Fraternity meetings, voting, holding office, or representing the Fraternity or participating in any Fraternity rights, functions, or activities.

Upon the expiration of the effective period of suspension, the member shall resume all right in and pertaining to the Fraternity unless there shall then be pending charges for further suspension or expulsion against him, in which case the period of suspension shall be automatically extended until such time as final disposition is made of such charges.

Section 2. Causes For Suspension Of Membership. The Arch Chapter and each undergraduate chapter shall have the authority to suspend from the Fraternity, until a date or event certain, any member of the Fraternity on any one or more of the following grounds:

- (a) Violation of Fraternity Oath or the Chapter's Code of Conduct where such Code exists;
- (b) Conduct unbecoming a member of the Fraternity;
- (c) Disrespect of established authority of the undergraduate chapter or the Fraternity;
- (d) Unsatisfactory scholarship;
- (e) Disregard of orders officially given by the established authority of the undergraduate chapter or the Fraternity;
- (f) Failure to pay a current account due an undergraduate chapter on or before the first day of the month following the month in which the member was billed; or
- (g) Violations of laws, rules, or regulations of the Fraternity or of an undergraduate chapter including, but not limited to, those concerning hazing, alcohol, and illegal drugs.

Provided, however, that suspension of a member shall not remove jurisdiction in cases of expulsion except as herein above provided.

Section 3. Procedures For Suspension Of Member. Proceedings for suspension of a member of the Fraternity before any undergraduate chapter or the Arch Chapter shall be held in the following manner:

- (a) In an undergraduate chapter proceeding, a motion for suspension shall be made and seconded at any regular meeting of the undergraduate chapter in which a quorum is present, with said motion to be immediately tabled until the member to be suspended has been given six (6) days oral or written notice of the existence of such motion. After such six (6) day notice has been given, the motion may be recalled from the table and the member shall be suspended until a date or event certain upon a majority vote of those members actually attending any regular

meeting at which a quorum is present.

(b) In an Arch Chapter proceeding, the Arch Chapter shall have the power to suspend any member of the Fraternity at any time to a date or event certain, by a eight-elevenths (8/11) vote.

Section 4. Expulsion From Membership. Expulsion from membership means forfeiture of membership in the Fraternity through affirmative exercise of constituted authority of the Fraternity. After expulsion, the former member shall not be permitted to attend meetings of the Fraternity or any of its chapters, to take part in any Fraternity rite or function, or to hold himself out as a member of, or in any way to identify himself with the Fraternity through the use of insignia or otherwise, or to have any rights whatsoever in or pertaining to the Fraternity.

Section 5. Causes For Expulsion. The Arch Chapter, and each undergraduate chapter, shall have the authority to expel from the Fraternity a member of the Fraternity on any one or more of the following grounds:

(a) Conduct which renders a member's presence in his undergraduate chapter detrimental to the harmony and standing of the chapter or the Fraternity.

(b) Conduct of a member that renders his membership detrimental to the best interest of the Fraternity.

(c) Violation of the Fraternity Oath or the Chapter's Code of Conduct where such Code exists.

(d) Violations of laws, rules, or regulations of the Fraternity or of an undergraduate chapter including, but not limited to, those concerning hazing, alcohol, and illegal drugs.

(e) Conduct unbecoming a member of the Fraternity.

(f) Failure to pay a current account due an undergraduate chapter on or before the first day of the month following the month in which the member was billed.

(g) In the case of proceedings commenced by the Arch Chapter, conduct by a member of an alumni chapter injurious to such chapter.

(h) In the case of proceedings commenced by the Arch Chapter, failure of an alumnus, after thirty (30) day's notice, to pay in full an account, which is more than a year old, due an undergraduate chapter.

Section 6. Procedure For Expulsion By Arch Chapter; Membership Review By Alumni Supervisory Committee.

(a) In the case where the Arch Chapter has appointed an Alumni Supervisory

Committee, and such Committee has reviewed all or part of the membership of an undergraduate chapter, upon receipt of the written request of such a Committee, the Arch Chapter, upon twenty one (21) days written notice to the member, may expel by a eight-elevens (8/11) vote from the Fraternity any member so reviewed and recommended.

(b) The written notice shall include a description of the charges, which provide the basis for the expulsion. The member shall have the opportunity to respond to those charges in writing or in person at the Arch Chapter meeting immediately following the giving of the notice.

Section 7. Procedure For Expulsion From Membership By Arch Chapter; Alternative.

(a) In the case where an Alumni Supervisory Committee has not been appointed, or where such committee has been appointed but has not conducted or completed a membership review, proceedings for the expulsion of an undergraduate or alumnus member by the Arch Chapter shall be commenced by the passage of a resolution of the Arch Chapter presenting the charge or charges, which resolution shall serve as the Bill of Complaint.

(b) A copy of the Bill of Complaint shall be sent to the accused directing said individual to respond in writing to each charge contained in the Bill of Complaint within thirty (30) days of notice being sent.

(c) If no response is received or if there is no dispute in the answer to all or a material part of the charges in the Bill of Complaint, then the Arch Chapter may proceed to vote upon such proposed expulsion without further hearing or investigation.

(d) If any charge contained in the Bill of Complaint is disputed, the President of the Fraternity, with consultation of the Division President where the investigation shall take place, shall appoint a Phonarch to conduct an investigation. The Phonarch shall interview the member(s) whose expulsion is sought and such other persons as he deems necessary to determine all of the relevant facts. The Phonarch shall assemble any documentary evidence he finds relevant and submit a written report to the Executive Vice President who shall forward the same to the Arch Chapter.

(e) Upon receipt of the Phonarch's report, the Executive Vice President shall promptly send a copy of it to the member(s) whose expulsion is sought by the same method provided in subsection (b) above. He shall also be notified in writing of the date and place of the next Arch Chapter meeting when the motion to expel will be heard, which meeting shall not be less than thirty (30) days from the date that the Phonarch's report is sent to him, at which time he may appear and be heard. Any additional written materials which he wishes to submit to the Arch Chapter for consideration must be delivered to the Central Office not less than fourteen (14) days before such Arch Chapter meeting.

(f) The Arch Chapter, after consideration of the report of the Phonarch and any other matters presented to it at or prior to its meeting, shall make its decision with a eight-elevenths (8/11) vote required for expulsion. The Executive Vice President shall notify the member whose expulsion is sought of the final disposition of the vote of the Arch Chapter.

Section 8. Procedure For Expulsion By Undergraduate Chapter. An undergraduate chapter may commence expulsion proceedings against any undergraduate member of said chapter where initiated or affiliated, including a member who is no longer in college for any act which occurred while he was in college; provided, however, that not more than six (6) months shall have elapsed between the date of such member's leaving college and the filing of charges against such member.

Proceedings for expulsion by an undergraduate chapter shall be held in the following manner:

(a) A motion for expulsion shall be made and seconded at any regular meeting in which a quorum is present, with said motion to be immediately postponed until the member to be expelled has been given six (6) days oral or written notice of the time and place that the motion will be voted upon. Such time and place shall not be less than six (6) days from the actual notification of the member to be expelled of the time and place of the meeting.

(b) The meeting in which the expulsion is voted upon shall include a full and fair discussion by all chapter members of the charges made against the member proposed to be expelled, all to the end that traditional standards of due process and substantial justice are observed toward the member proposed to be expelled.

(c) After a thorough discussion of the charges against the member to be expelled, the chapter shall vote on the motion. The motion shall be passed and the member expelled if two-thirds (2/3) or more of the undergraduate members attending the meeting vote for the motion to expel the member.

(d) The recording secretary of the chapter voting expulsion of any undergraduate member shall, upon the vote for such expulsion, certify the following to the Arch Chapter:

(1) That written or oral notice of the time and place of the meeting to expel such undergraduate member was delivered to the expelled undergraduate member at least six (6) days prior to the meeting.

(2) That at the meeting to expel, a full and fair consideration of the charges against the expelled member was allowed and that the expelled member had opportunity to present his side of any controversy.

(3) That two-thirds (2/3) or more of the undergraduate members present at the meeting in which the undergraduate member was expelled voted in favor of his

expulsion.

(4) That a quorum was present at the undergraduate meeting where the undergraduate member was expelled.

Section 9. Procedure for Appeal from Expulsion by Undergraduate Chapter. Any member expelled by action of an undergraduate chapter may petition the Arch Chapter for reinstatement, which reinstatement shall occur under the following conditions:

(a) Any member who disputes that he had a fair or impartial hearing at his expulsion proceeding or that he had inadequate notice of his expulsion proceeding may, not later than six (6) months from the date of his expulsion by an undergraduate chapter, petition the Arch Chapter for reinstatement upon the grounds that his notice was inadequate or that his hearing was unfair. Upon receipt of a petition making such allegations, the Arch Chapter shall investigate the allegation and may, by majority vote, reinstate such member and remand the expulsion to the undergraduate chapter with instructions to correct any inadequacy in the proceedings below and redetermine the matter of the member's expulsion.

(b) Any expelled member not proceeding pursuant to subsection (a) above may petition the Arch Chapter for reinstatement and, by a eight-elevenths (8/11) vote of the Arch Chapter, may be restored to full and regular standing in the Fraternity. Said petition shall set forth fully all circumstances and reason for such reinstatement and shall be endorsed by at least five (5) members of the Fraternity, three (3) of whom shall be alumni or undergraduate members of the petitioner's chapter.

Section 10. Actions Upon Expulsion. In the event of expulsion from membership, and notwithstanding his right of appeal herein, the expelled member shall immediately surrender his Badge of membership and Certificate of Membership to the chapter advisor or the Executive Vice President of the Fraternity notwithstanding his right of appeal herein, who shall forward these items to the Central Office.

Section 11. Appeal From Suspension. Any member of an undergraduate chapter who is suspended until a date or event certain that ends at least six (6) months after the date of his suspension may petition the Arch Chapter for reinstatement by the same means and methods as are provided in Section 9 above for the appeal to the Arch Chapter of an expulsion from membership.

Section 12. Procedures For Colony Members. Members of any colony of Delta Tau Delta shall be subject to suspension or removal from the colony as provided in the *Bylaws* as adopted by the Arch Chapter from time to time.

ARTICLE XII

EMBLEMS AND RITUAL OF THE FRATERNITY

The history and traditions of the Fraternity prescribe certain emblems and rites that distinguish Delta Tau Delta from all other fraternities and to the world, and the Fraternity hereby provides for the uniform recognition of those emblems and the practices that shall apply to their usage.

Section 1. Description Of The Badge. There shall be but one recognized Badge of membership. It shall consist of a square, with slightly concave sides, showing in gold and black enamel the Greek letters Delta Tau Delta in the center; a five-pointed star in each corner; an eye above and crescent below the letters. Badges shall be furnished to alumni and undergraduate members through the Central Office.

Section 2. Wearing Of The Badge. The Badge of membership shall be worn only in the accustomed place, near or over the heart, and may not be used in any other than the specified form.

Section 3. Non-Conforming Badges. The Badge of membership for undergraduates shall be limited to the plain badge of standard specification except, (a) in such instances where, by vote of the undergraduate chapter, the chapter president may be authorized to wear, during his term of office, a historical or unique Badge of membership which may be jeweled or not of standard specification or (b) the chapter president may wear the Eversole Badge presented to the chapter by the Fraternity.

Section 4. Ownership Of The Badge. The Badge of membership shall always remain the property of the member upon whom the Badge has been conferred, but such Badge shall forever be held by such member in trust for the benefit of the Fraternity and all of its then living members. The Badge of membership shall never be sold, given, or loaned to any person not a duly initiated member of the Fraternity. Nothing in this section shall be construed as affecting the historic practice of having pin mates.

Section 5. The Sweetheart Pin. The Sweetheart Pin shall be similar in shape to the Badge of membership, displaying on a field of black enamel the three Greek letters, Delta Tau Delta, with a star below each Delta. It shall be displayed diagonally on its clasp pin.

Section 6. The Pledge Pin. The Pledge Pin shall be of such shape and with such insignia as may be determined by the Arch Chapter.

Section 7. Fraternity Colors. The colors of the Fraternity shall be Purple, White, and Gold.

Section 8. The Great Seal. The Great Seal of the Fraternity shall show the emblems of the

vignette, with the name of the Fraternity and the dates of its founding and incorporation in a circle surrounding them.

Section 9. The Coat Of Arms. The Coat of Arms of the Fraternity shall be described in heraldry and as copyrighted under the laws of the United States.

Section 10. The Flag. The Flag of the Fraternity shall be rectangular in shape, the length one and one-half times the width, with purple field and gold center, bearing the letters Delta Tau Delta in white, with purple borders.

Section 11. The Flower. The Iris shall be the official flower of the Fraternity.

Section 12. The Ritual. All undergraduate chapters shall perform a uniform *Ritual* as prescribed by the Karnea, and they shall do so at regular intervals during each academic year.

ARTICLE XIII

NOTICES AND SERVICE

In order to establish uniform and procedurally fair methods for the giving of notices and the service of charges under this Constitution, the Fraternity hereby adopts and enacts the following provisions.

All service of charges, including Bills Of Complaint, and other notices provided for in any Article or Section of the Constitution or the *Bylaws* may be sent or served by regular mail or electronic notice. Mailed charges and notices shall be deemed given when placed in any United States post office or postbox, postage prepaid, and shall be sufficiently addressed when addressed to the addressee's last known address shown on the then current records of the Central Office.

ARTICLE XIV

AMENDMENTS TO THE CONSTITUTION

Recognizing this Constitution, while providing for the seamless administration of the Fraternity, is a product of its time and place, it is necessary to provide for the sound and thoughtful repeal or amendment of its provisions by the Karnea.

Section 1. Right Of Repeal And Amendment. This *Constitution*, or any part thereof, may be repealed or amended at any Karnea by a two-thirds (2/3) majority vote, subject, however, to the following provisions of this Article XIV.

Section 2. Procedure For Repeal Or Amendment. Except as herein otherwise provided, no repeal or amendment of the *Constitution* shall be considered by a Karnea unless the proposal for amendment or appeal has been submitted in writing and received by the Secretary of the Fraternity on or before April 1 of the year in which the Karnea to which it is to be submitted is held. The Secretary shall, on or before April 15, send to each undergraduate and alumni chapter a copy of the proposed repeal or amendment. Any such repeal or amendment not filed with the Secretary by April 1 may be considered by the Karnea with the consent of a two-thirds (2/3) vote of all delegates qualified at the Karnea to vote on such proposal. Any revision of the proposal on the floor of the Karnea shall not disqualify it from consideration if the President of the Fraternity shall rule that the substance of the proposal has not been changed by the revision and that those receiving notice of the proposal in April as aforesaid have been fairly informed of the substance of the proposal to be presented to the Karnea.

Section 3. Approval Of Repeal Or Amendment. Such repeal or amendment shall be submitted to the President of the Fraternity for his approval or disapproval, which he shall announce on or before the fifteenth day of the month next following the adjournment of the Karnea. Thereafter, on or before the fifteenth day of the second month next following the adjournment of the Karnea, such repeal or amendment shall be submitted, with notice of the President's approval or disapproval, to the undergraduate chapters of the Fraternity for their acceptance or rejection. Notice of acceptance or rejection shall be transmitted by each undergraduate chapter to the Central Office on or before the fifteenth day of the third month following the adjournment of the Karnea next succeeding. Chapters not recording their acceptance or rejection by the aforementioned date shall be recorded as accepting.

Section 4. Effect Of Action By The President. If the repeal or amendment is approved by the President, or if he neither approves nor disapproves, it shall be adopted when accepted by two-thirds (2/3) of the undergraduate chapters. If it is disapproved by the President, it shall be adopted when accepted by four-fifths (4/5) of the undergraduate chapters.

Section 5. Effective Date Of Repeal Or Amendment. All repeals and amendments of this *Constitution*, which have been duly enacted by a Karnea and accepted by the undergraduate chapters, as herein before provided, shall become parts of the organic law of the Fraternity on the first day of the sixth (6) month following the adjournment of the Karnea, unless otherwise specifically provided in said repeal or amendment.

Section 6. Time Of Karnea; Effect On Procedure. Notwithstanding anything in this Article XIV to the contrary, if the Karnea repealing or amending this *Constitution* meets in April, May, June, or July, then the foregoing schedule for approval shall be as if the Karnea has met in August.

BYLAWS

DELTA TAU DELTA FRATERNITY

ARTICLE I

Mission and Values of the Fraternity

Section 1. Mission. The Mission of the Fraternity is *Committed to Lives of Excellence.*

Section 2. Values. The Values of the Fraternity are as follows:

*Truth, Courage, Faith and Power Are Our Foundation
Integrity is Essential
Accountability is Fundamental to All Commitments
Life Long Learning and Growth Are Vital
Strengthening Community is Essential to Our Vitality
Brotherhood Sustains Us*

Section 3. Long Term Accomplishments. The Long Term Accomplishments of the Fraternity are as follows:

We Create Opportunities For Our Members to
Learn and Live Lives of Excellence
Our Chapters' Operations and Programs
Reflect Our Commitment to Excellence
We Are a Growing Organization
Our Membership is Committed to Life Long
Involvement in the Fraternity
We Are an Academic Leader in the Fraternity World
We Are a Financially Vital Organization
We Are a Seamless Organization

ARTICLE II

Fraternity Officers And Arch Chapter

A.

Powers And Duties

Section 1. Powers and Duties of the President. The President shall have the following powers and duties:

- (a) To model the *Mission and Values* of the Fraternity;
- (b) To serve as a member and as Chairman of the Board of Directors;
- (c) To preside over meetings of the Arch Chapter and Board of Directors;
- (d) By and with the advice and consent of the Arch Chapter, to appoint ambassadors to and make agreements with other fraternities;
- (e) In case of removal, death, resignation, disability, inefficiency, or continued neglect of duty of any officer of the Fraternity, by and with the consent of the Arch Chapter, to appoint an officer to discharge temporarily the powers and duties of said office until the disability be removed or the office constitutionally filled;
- (f) To sign all charters and membership certificates;
- (g) To demand of any officer of the Fraternity a written report of the affairs under his jurisdiction;
- (h) From time to time, to give the chapters information of the state of the Fraternity;
- (i) To recommend for the consideration of the Karnea such measures as he shall judge necessary and expedient;
- (j) To see that the laws of the Fraternity are faithfully executed;
- (k) With the approval of the Arch Chapter, to appoint an alumni supervisory committee pursuant to the provisions of Article VIII, Section 12, of the *Constitution*..

Section 2. Removal or Replacement of the President

- (a) In case of the death, resignation, disability or continued neglect of duty of the President, a special meeting of the Arch Chapter shall be held at the call of the vice president. Such meeting shall occur within thirty (30) days after the death or resignation of the president, or within thirty (30) days of the call of the meeting by the vice president in the event of permanent disability or continued neglect of the President. At such meeting the remaining members of the Arch Chapter shall, by a majority vote, elect a successor to the President; provided, however, if the Arch Chapter votes to remove the President or he has died, resigned, or become permanently incapacitated within six (6) months preceding a Karnea, the Vice President shall become the acting President of the Fraternity until a successor to the President is elected by the Karnea.
- (b) In the event of the temporary disability of the President, the President shall notify the Arch Chapter of his disability, after which the Vice President of the Fraternity

shall assume his duties and become acting President as of the date the Arch Chapter receives the President's notice of temporary disability. His term as acting President shall last until such time as the President certifies to the Arch Chapter that (i) his disability has been removed and (ii) that he is fully capable of carrying out his duties

- (c) Should the President become temporarily disabled and be either unable or unwilling to certify his temporary disability, any member of the Arch Chapter may call a meeting of the Arch Chapter for the purpose of his temporary removal. Such meeting shall be held not less than thirty (30) days after call by any Arch Chapter member. If it is found by a majority vote of the Arch Chapter that the President is temporarily disabled, all of his power, authority and duties shall cease and become vested in the Vice President who becomes acting President. Such acting presidency shall continue for duration to be defined by vote of the Arch Chapter. The temporarily disabled President or any member of the Arch Chapter may call a meeting of the Arch Chapter to be held within thirty (30) days after call of such meeting to determine whether the temporary disability of the president has been removed. If the Arch Chapter, by majority vote, determines that his temporary disability is removed, then both the President and Vice President (acting President) return to their normal duties. The Vice President shall recuse himself from voting in any matter pursuant to this section (c).

Section 3. Powers and Duties of the First Vice President and Ritualist. The Vice President shall have the following powers and duties:

- (a) To model the *Mission and Values* of the Fraternity;
- (b) To serve as a member of the Board of Directors;
- (c) To serve in the place and stead of the President in his absence or at his request;
- (d) To serve as the Ritualist of the Fraternity at all official functions;
- (e) To certify the petition of any colony seeking the issuance of a charter by the Fraternity;
- (f) To certify the eligibility of all undergraduate and alumni members to be initiated at chapter installations,
- (g) To certify the eligibility of prospective colonies seeking recognition by the Fraternity;
- (h) To perform such other duties as the President may designate; and .

- (i) In the event of removal, death, resignation, disability, or continued neglect of the President, to discharge all the duties of his office temporarily until the disability is removed or the office constitutionally filled.

Section 4. Powers and Duties of the Second Vice President. The Second Vice President shall have the following powers and duties:

- (a) To model the *Mission and Values* of the Fraternity;
- (b) To serve as a member of the Board of Directors;
- (c) To serve in the place and stead of the First Vice President and Ritualist in his absence or at his request;
- (e) To oversee and encourage member education and leadership training, development, and manuals for both undergraduates and alumni; and
- (f) To perform such other duties as the President may designate.

Section 5. Powers and Duties of the Treasurer. The Treasurer shall have the following powers and duties:

- (a) To model the *Mission and Values* of the Fraternity;
- (b) To serve as a member of the Board of Directors;
- (c) To perform the duties attendant upon his office under the practices and procedures of this Fraternity;
- (d) At the expense of the Fraternity, to give such bond for the faithful performance of his duties as may be required by the Board of Directors;
- (e) To cause to be prepared a budget and regular reports on the financial condition of the Fraternity; and
- (f) To perform such other duties as the President may designate.

Section 6. Powers and Duties of the Secretary. The Secretary shall have the following power and duties:

- (a) To model the *Mission and Values* of the Fraternity;
- (b) To serve as a member of the Board of Directors;
- (c) To supervise the keeping of the records of the proceedings of the Arch Chapter and the Board of Directors;

- (d) To perform all other duties attendant upon his office under the practices and procedures of the Fraternity;
- (e) To sign all charters and membership certificates; and
- (f) To perform such other duties as the President may designate.

Section 7. Powers and Duties of the Director of Academic Affairs. The Director of Academic Affairs shall have the following powers and duties:

- (a) To model the *Mission and Values* of the Fraternity;
- (b) To serve as a member of the Committee on Chapters;
- (c) To have general charge of the efforts of the Fraternity to attain and maintain the highest scholastic standards of chapter achievement and public reputation;
- (d) To prepare annually such statements and articles on chapter performance and academic concerns as are timely and appropriate;
- (e) To make regular reports to the Arch Chapter with respect to scholarship;
- (f) To make recommendations to the Arch Chapter on fraternity awards and scholarship aid programs;
- (g) To comply with his constitutional duties concerning academic waivers for initiation of members;
- (h) To support in the recruitment of an active and engaged faculty academic advisor for each undergraduate chapter and colony; and
- (i) To ensure that members of the undergraduate chapters and colonies are appropriately directed to available academic counseling and tutoring resources on their respective campuses.

Section 8. Powers and Duties of the Division Presidents. The Presidents of the Divisions shall have the following powers and duties:

- (a) To model the *Mission and Values* of the Fraternity;
- (b) To serve as members of the Committee on Chapters;
- (c) To be the representatives of their Divisions on the Arch Chapter;
- (d) To be, ex officio, the presiding officers of sessions of their conferences;

(e) To keep themselves particularly informed of the condition of the chapters in their respective Divisions and render a written report on the division at each Arch Chapter meeting;

(f) By and with the consent of the Arch Chapter, to appoint chapter advisors and assistant advisors for each chapter in their Division;

(g) To remove any advisor for failure to perform his duty; and

(h) Pursuant to the powers conferred by the Constitution and Bylaws of his Division, to appoint so many Division Vice Presidents as he deems prudent to assist him with the administration of Division affairs.

Section 9. General Obligations of Arch Chapter Members. Arch Chapter members are expected to make several chapter visits each year as coordinated by the Executive Vice President and attend at least one Division or Regional Conference each year. The programs that are assigned to him under the *Constitution* and *Bylaws* are to be pursued by each Arch Chapter member directly and actively. It shall be the duty of Arch Chapter members to attend all Arch Chapter meetings and Karneas. Division Presidents are expected to be actively in contact with their chapters and Division Vice Presidents on a regular basis.

Section 10. Recognition of Distinguished Service. The Arch Chapter also shall have the power to establish procedures for the recognition of members performing distinguished service to the Fraternity or whose successful careers have brought honor to the Fraternity by reason of their membership.

B.

Notices And Meetings

Section 1. Notice of Meetings Of Board Of Directors - Waiver. To the fullest extent permitted by the applicable not-for profit corporation law of the State of New York, no notice of any kind to members of the Board of Directors shall be necessary for any regular meeting which is held on a date determined by the Board, or for the annual meeting. In the case of a regular meeting on a different date or a special meeting, notice shall be given to each member by the Secretary or by the Central Office by either (a) sending to the address on file with the Central Office not later than the third day immediately preceding the day of the meeting, or (b) by word of mouth, telephone, facsimile or electronic mail, directed to the telephone number, facsimile number or electronic mail address, as the case may be, on file with the Central Office. Notice of any meeting may be waived in writing signed by the person or persons entitled thereto, either before or after the time of the meeting. Neither the business to be transacted at, nor the purpose of, any

meeting of the Board of Directors need be specified in the notice or waiver of notice of the meeting.

Section 2. Quorum At Meeting Of The Board Of Directors. The presence, in person or otherwise in accordance with Section 5, below, of a majority of the then incumbent members of the Board of Directors or of a Board Committee, as applicable, at the time of any meeting of the Board or such Committee, shall constitute a quorum for the transaction of business. The act of the majority of such members present at a meeting at which a quorum is present shall be the act of the Board of Directors unless a greater number is required by the *Constitution* or by these *Bylaws*. Members may not be represented by proxy at any meeting of the Board of Directors.

Section 3. Action By Board Of Directors Without A Meeting. To the fullest extent permitted by the applicable not-for profit corporation law of the State of New York, any policy or action that may be approved or taken without a meeting of the Board of Directors or of any Committee of the Board may be approved or taken without a meeting if all incumbent members of the Board or the Committee, as the case may be, consent thereto in writing and the writings are filed with the minutes of the proceedings of the Board or the Committee.

Section 4. Facsimile Signatures Of Board Of Directors. To the fullest extent permitted by the applicable not-for profit corporation law of the State of New York, the Board of Directors or the President may authorize the use of facsimile signatures in lieu of manual signatures.

Section 5. Remote Meetings Of Board Of Directors. To the fullest extent permitted by the applicable not-for profit corporation law of the State of New York, any meeting of the Board of Directors or any meeting of a Board Committee may be held with the members of the Board or members of such Committee participating in such meeting by telephone or by any other means of electronic communication, be it synchronous or non-synchronous. All remote voting shall be ratified at the next scheduled in-person meeting of the Board.

Section 6. Meetings And Actions Of The Arch Chapter. The provisions of Sections 1 through 6 of this Article II B. shall apply with equal force and effect to the Arch Chapter and to the Committees of the Arch Chapter, except that the same shall be not be limited or constrained by the not-for-profit corporation laws of the State of New York.

ARTICLE III

Committees of the Arch Chapter

Section 1. Standing Committees. The following shall be standing committees of the Arch Chapter:

- Corporate Governance Committee;
- Finance and Investments Committee;
- Audit Committee;
- Program Evaluation Committee; and
- Committee on Chapters.

Section 2. Appointment of Committee Members. The members of the Corporate Governance, Audit and Finance, and Program Evaluation Committees shall be appointed by the President, and may be constituted with members who are not current members of the Arch Chapter.

Section 3. Corporate Governance Committee. To ensure the Fraternity maintains the highest level of corporate values and operating efficiency, the Corporate Governance Committee shall continuously review the governance of the Fraternity and, where appropriate, recommend to the Arch Chapter and the Karnea improvements to the Fraternity's governance structure.

Section 4. Finance and Investments Committee. To ensure the Fraternity remains financially vital, with fiscally sound practices and operations, the Finance and Investments Committee shall continuously review the financial practices and investments of the Fraternity and, where appropriate, recommend to the Arch Chapter and the Karnea improvements to the Fraternity's investments, financial planning and practices.

Section 5. Audit Committee. To ensure the Fraternity retains financial integrity, the Audit Committee shall continuously review the financial reports and tax returns of the Fraternity, the Fraternity's independent auditor and, where appropriate, recommend to the Arch Chapter and the Karnea improvements to the financial reporting, operations and internal controls.

Section 6. Program Evaluation Committee. To ensure the Fraternity provides valuable and effective programs and services for its undergraduate and alumni members, the Program Evaluation Committee shall continuously review the Fraternity's programs and, where appropriate, recommend to the Arch Chapter and the Karnea improvements to the Fraternity's programs and services.

Section 7. Committee on Chapters.

(a) Membership. The Committee on Chapters shall consist of the Division Presidents and the Director of Academic Affairs.

(b) Chairman. At the first meeting of the Committee following the conferences of the Divisions at which the Division Presidents are elected, the Committee shall elect a Chairman to serve for a two-year term of office.

(c) Purpose. The primary purpose of the Committee on Chapters is to ensure that the Central Office effectively delivers chapter services to the undergraduate chapters of the Fraternity. As the Division Presidents are the representatives to the Arch Chapter of their respective Divisions, they are charged with coordinating undergraduate needs with the Central Office staff. The Committee on Chapters is charged with ensuring that the policies of the Fraternity are implemented uniformly and consistently across the Divisions.

Section 8. Ad Hoc Committees. The President may appoint such ad hoc committees as he deems advisable or necessary. Any ad hoc committee shall be appointed for a term certain and shall have a written charter to outline its duties, objectives and responsibilities.

ARTICLE IV

Powers and Duties of Undergraduate Chapter Officers

Section 1. Powers and Duties of the President. The president shall preside at all meetings of his chapter, call all special meetings, enforce due observance of, and compliance with, the *Ritual, Constitution*, and laws, and perform such other duties as usually devolve upon a presiding officer and executive head of an organization.

Section 2. Powers and Duties of the Vice President. The vice president shall perform the duties of the president in the absence of that officer and conduct the ritualistic exercises of his chapter. If there be more than one vice president, the president shall designate such additional duties to be performed by the holders of this office.

Section 3. Powers and Duties of the Treasurer. The treasurer shall collect and disburse all funds of his chapter and pay all claims on the treasury, keep an accurate account of all money received and expended, render a report at each meeting concerning the financial affairs of the chapter, immediately notify the Central Office of all pledges and initiations and submit to the Central Office the dues with respect thereto, and make a specific report in writing at the close of his term of office.

Section 4. Powers and Duties of the Corresponding Secretary. The corresponding secretary shall conduct all correspondence of his chapter, and, in case of expulsion or dismissal of a member, he shall immediately notify the Central Office. He shall preserve the files of his correspondence.

Section 5. Powers and Duties of the Recording Secretary. The recording secretary shall keep an accurate account of the proceedings of his chapter and record in a membership register the name, age, residence, and date of initiation of each member. He shall compile and maintain an up-to-date record of the names and addresses of the undergraduate and alumni members of his chapter.

Section 6. Powers and Duties of the Assistant Treasurer. The assistant treasurer shall assist the treasurer in his duties and shall have such other duties as the treasurer may constitutionally delegate.

Section 7. Powers and Duties of the Guide. The guide shall notify all members of special meetings and collect the ballots at all elections.

Section 8. Powers and Duties of the Sergeant at Arms. The sergeant at arms shall have charge of the hall of his chapter and keep guard at the door.

Section 9. Powers and Duties of the Director of Academic Affairs. The director of academic affairs shall act as chairman of the academic affairs committee and implement programs to promote an excellent academic environment within the chapter.

ARTICLE V

Publications

Section 1. Publications. The publications of the Fraternity shall be *THE RAINBOW* and *THE CRESCENT*.

Section 2. *THE RAINBOW*. *THE RAINBOW* shall be the official magazine of the Fraternity and open to general subscription within the Fraternity.

Section 3. The Crescent. *THE CRESCENT* shall be the secret journal of the Fraternity and shall be devoted to official business and activities of the leadership of the Fraternity. This journal shall include all minutes of the Arch Chapter, its committees, and the Board of Directors, as well as audited annual financial statements of the Fraternity. A copy shall be sent to each member of the Arch Chapter and Undergraduate Council, and to each undergraduate chapter president, chapter advisor, alumni chapter secretary, and Division Vice President. *THE CRESCENT* shall be published every two years, within ninety days of the completion of the term of the immediately prior Arch Chapter. In addition, within ninety days of the adjournment of each Arch Chapter meeting, an abridged version of the minutes of that meeting shall be published, reflecting the actions taken at that meeting. A copy shall be sent to each member of the Arch Chapter and Undergraduate Council, and to each undergraduate chapter president, chapter advisor, alumni chapter secretary, and Division Vice President. Any publication required hereunder may be published electronically, but in a format to protect their secret nature.

Section 4. Karnea Minutes. The minutes of the Karnea shall be printed, one copy of which shall be given to each member of the Arch Chapter and Undergraduate Council, each undergraduate and alumni chapter, and each Division Vice President.

ARTICLE VI

Dues

Section 1. Undergraduate Dues. Dues of the Fraternity shall be set by joint action of the Arch Chapter and Undergraduate Council.

Section 2. Subscriptions to *THE RAINBOW*. Members who executed the Loyalty Fund notes required when they were initiated shall be considered as subscribers to *THE RAINBOW* for life without further charge.

Section 3. Risk Management Assessment. The Fraternity may assess chapters for costs incurred in connection with the operation of its risk management activities, with the amount of such assessments on each chapter being set by the Board of Directors based upon the costs associated with the needs of the Fraternity's risk management activities. The Arch Chapter shall reevaluate the basis of such risk management assessments at least on a bi-annual basis.

ARTICLE VII

Karnea

The following regulations and laws shall govern the Karnea.

Section 1. Privileges at Karnea. All the privileges of delegates, save that of voting, shall be accorded to visiting members at each Karnea.

Section 2. Standing Committees. The standing committees shall each have seven (7) members and shall be as follows:

- Committee on Credentials
- Committee on Nominations
- Committee on Constitution and Laws
- Committee on Advancement
- Committee on Audit and Finance
- Committee on Time and Place
- Committee on *Ritual* Review

All of the Committees shall be appointed by the chairman. The Committee on Nominations is appointed by the chairman except in the case where the Karnea Chairman is the current International President and should seek a second term, whereupon the Immediate Past International President shall appoint the Nominating Committee.

Section 3. Order of Business. The Order of Business of the Karnea shall be as follows:

- Call to order
- Report of Committee on Credentials
- Roll call of chapters
- Reports of members of the Arch Chapter, except that such reports may be submitted in writing without a reading to the body, as follows:

- The President
- The Vice President
- The Second Vice President
- The Treasurer
- The Secretary

The Director of Academic Affairs
The Division Presidents

Reports of special committees, which may be submitted in writing without a reading to the body

Unfinished business

Miscellaneous business

Reports of standing committees as follows:

Constitution and Laws

Advancement

Audit and Finance

Time and Place

Nomination

Ritual Review

Adjournment

Section 4. Report Of Chapters. Each undergraduate chapter shall make a written report to the Karnea in form, character, and scope as prescribed by the Arch Chapter. After adoption by the chapter and endorsement by the chapter president and chapter advisor, the report shall be sent to the Central Office at such time as called for by the Executive Vice President. Chapter delegates shall bring copies of the report to the Karnea.

ARTICLE VIII

Reports

Section 1. Report of Member Discipline. Upon suspension or expulsion of any member of the Fraternity, notice shall be sent immediately to the Central Office by the corresponding secretary of the chapter.

Section 2. Report of Pledging and Initiation. Upon pledging and/or initiation, notice shall be sent immediately to the Central Office by the treasurer of the chapter.

Section 3. Report of Election. Immediately after the annual election, the names and classes of the duly elected officers of each chapter shall be reported to the Central Office and to the proper Division President by the corresponding secretary.

Section 4. Monthly Financial Reports. Each undergraduate chapter shall submit a monthly financial report to the Central Office in the form prescribed by the Arch Chapter.

Section 5. Additional Reports. Each undergraduate chapter shall forward to the Central Office such reports as are required for compliance with the laws of the Fraternity and for the information of the Arch Chapter.

Section 6. House Corporations. In order to be recognized as an authorized House Corporation, all House Corporations shall submit annual statements to the Central Office and to their respective date of its next annual meeting, containing at a minimum a current list of its board members, the date of its next annual meeting, and an accurate statement of its financial status.

Section 7. Fraternity Awards/Accreditation Report. Chapters will submit a report annually as prescribed by the Arch Chapter.

ARTICLE IX

Chapter Administration

Section 1. Chapter Bylaws. Chapters shall adopt bylaws not conflicting with the *Constitution*, laws, or *Ritual* of the Fraternity. A certified copy of all such laws and any amendments thereof shall be sent to the Central Office for filing with the Fraternity Awards/Accreditation Report. Chapter bylaws must include Chapter's adopted policy for:

- (1) Implementation of a local Risk Management Plan that supplements the Fraternity's Member Responsibility Guidelines and addresses local rules/laws established by the University, House Corporation or State.
- (2) Implementation of the Fraternity's primary alcohol education program to assure all new members complete the on line course within 30 days of their formal pledging.
- (3) Requiring each initiated member of the chapter to sign the Fraternity's Code of Conduct at the beginning of each school term.

Section 2. Chapter Meetings. Undergraduate chapters shall meet at such intervals during the college year as their bylaws may prescribe; these intervals shall not be greater than two (2) weeks, except during recesses from classes. At least one meeting a month shall be in regular ritualistic due form. Officers of undergraduate chapters shall memorize their respective ritualistic parts and shall recite them at formal initiations and meetings without reference to any memoranda.

Section 3. Alcoholic Beverages and Controlled Substances. Use or possession of alcoholic beverages or any other substance controlled by law in any building or premises occupied or used by an undergraduate chapter of the Fraternity shall not be permitted unless it is in conformity with public law, with the rules and regulations of the institution where the chapter is located, and with the *Member Responsibility Guidelines* of the Fraternity. Violation of this *Bylaw* is deemed conduct detrimental to the best interest of the Fraternity.

Section 4. Budget Required. All undergraduate chapters shall operate on a budget system with a common core chart of accounts as prescribed by the Arch Chapter.

Section 5. Members' Accounts. All accounts due a chapter from actives, pledges, and alumni shall be billed the first of each month and collected in advance; provided, however, that those chapters which elect to bill members by the term may do so and shall collect in advance an amount equal to no less than fifty (50%) percent of each bill, the balance being due at midterm.

Section 6. Chapter Deficits. Any deficit incurred during the college year shall be met by special assessment during the period in which the deficit was incurred and shall be payable not later than June 30.

Section 7. Financial Review. Undergraduate chapters shall have an independent review of the financial transactions of the chapter made by a person or persons approved by the chapter advisor at the close of the treasurer's term of office and shall file a copy of the independent review with the Central Office.

Section 8. Unpaid Alumni Accounts. Undergraduate chapters may report annually to the Central Office the names and addresses of all alumni members whose accounts have been unpaid for one year. Such members shall be notified that they will be allowed thirty (30) days within which to settle their accounts, and upon failure to do so, or to show satisfactory cause for such failure, they shall be subject to expulsion by the Arch Chapter as provided for in Article XI of the *Constitution*.

Section 9. Alumni Chapters. Alumni chapters shall meet at such intervals as their bylaws may prescribe provided, however, that at least two (2) meetings shall be held each year.

Section 10. Eligibility to Hold Office. Any member whose cumulative scholastic average falls below the minimum standard for graduation (typically a 2.25 on a 4.0 system) shall not be eligible to hold or continue to hold a chapter office or any appointed position of authority such as Committee Chairman, Events Chairman, Steward, Big Brother, or House Manager in the succeeding academic term.

Section 11. Academic Probation. Any undergraduate member whose cumulative scholastic average falls below a 2.25 on a 4.0 scale shall be placed on academic probation for a period not to exceed two (2) academic terms. Should said member's cumulative scholastic average not exceed a 2.25 on a 4.0 scale during the probationary period, he shall be suspended from membership in the chapter until such time as his cumulative grade point average exceeds a 2.25 on a 4.0 scale. Petitions to waive the suspension may be made only to the Director of Academic Affairs of the Arch Chapter.

ARTICLE X

Fines and Penalties

Section 1. Fine For Unpaid Chapter Accounts. A fine of ten percent (10%) per month shall be imposed upon all undergraduate chapters for all indebtedness to the International Treasury not paid within thirty (30) days after it becomes due, the first fine to be imposed thirty (30) days after said due date.

Section 2. Fine For Unpaid Member Accounts. The undergraduate chapters shall impose a fine of ten percent (10%) per month upon the current accounts of active and alumni members which are unpaid on the tenth day of the month and which shall be billed to said members on the first day of the month; such members whose accounts are unpaid on the fifteenth day of the month shall be denied all house privileges; they shall be required by the first day of the following month to pay their accounts for the entire month, and failure to make such payment shall make them subject to expulsion by the undergraduate chapter or by the Arch Chapter, as provided by Article XI of the *Constitution*. Chapters failing to impose penalties on delinquents shall be reported to the Arch Chapter by the Chapter Advisor for appropriate disciplinary action. The Arch Chapter may remit such fines in whole or in part, upon the recommendation of the finance committee of the undergraduate chapter.

Section 3. Disciplinary Fines and Penalties. The Arch Chapter shall impose suitable fines or other penalties for failure to render any prescribed report, delinquency or neglect in the performance of any official duty, and violation of any of the provisions of the *Constitution*, laws, regulations, or *Ritual* of the Fraternity.

ARTICLE XI

Pledging, Initiation, and Affiliation

Section 1. Requirements Prior to Initiation. Prior to initiation into the Fraternity the Outer Mysteries shall be administered to each prospective member and the prescribed form completed by him. The chapter advisor shall retain this form until the candidate is initiated, or the pledge is cancelled, whereupon he shall deliver to the chapter treasurer for forwarding to the Central Office the forms for those candidates who have been initiated.

Section 2. Notice of Pledging. Within two (2) weeks after the pledging of a prospective member, the Executive Vice President shall forward to the parents or guardian for such pledged candidate a letter announcing said pledging, briefly stating the aims and purposes of the Fraternity and advantages afforded by membership, together with a statement of the financial obligations assumed by such membership.

Section 3. Cancellation of Pledge. All pledges, who are not eligible for initiation by the close of the semester or second quarter next following the semester or quarter in which they are pledged, shall be depledged and the Pledge Pin recalled; provided, however, that this law shall not apply when initiation is deferred beyond such period by local regulation or agreement. When the pledged candidate discontinues his college course or transfers to another institution the pledge shall be cancelled and the Pledge Pin recalled.

Section 4. Voting on Membership. The vote required by Article IV, Section 1 (c) of the *Constitution* shall be obtained prior to, or at the time a prospective member is pledged and not thereafter. This pledge may be cancelled at any regular meeting of the chapter or colony at which a quorum is present, provided that notice of such proposed action was given at the preceding meeting. Depledging on grounds of unsatisfactory scholarship, as defined in the

Bylaws of an undergraduate chapter or colony, during the preceding semester, quarter, or term may be automatic, or it may be by majority vote, whichever is specified in the bylaws of that chapter or colony. Depledging on any other grounds shall require a two-thirds (2/3) vote, unless otherwise specified in the bylaws of the undergraduate chapter or colony, and in no case may a chapter or colony provide for depledging by less than a majority vote.

Section 5. Prohibition on Hazing. Any form of physical or mental harassment, violence, abuse, or failure to accord to any pledge or initiated member the dignity due him as a man, commonly referred to as "hazing," is strictly prohibited, and perpetration thereof by a chapter or any member shall be deemed conduct detrimental to the best interests of the Fraternity and conduct unbecoming a member of the Fraternity.

Section 6. Affiliation. Each undergraduate chapter may, by a two-thirds (2/3) vote at any regular meeting, affiliate into its membership any duly initiated undergraduate or postgraduate student in the institution where it is located, after definitively ascertaining that he is in due and regular standing in the Fraternity and is not financially indebted to any other undergraduate chapter. Before a member may be affiliated the chapter must ascertain his scholastic record at the college he attended previously; in cases where that record has not been entirely satisfactory, he is not eligible for affiliation until he has completed a semester's work satisfactory in the second institution. The Arch Chapter shall have the power to cancel an affiliation in cases where the member's previous financial or scholastic record has been unsatisfactory. The affiliating undergraduate chapter may cancel the affiliation of any affiliated member who remains a student in the institution, by a two-thirds (2/3) vote at any regular meeting, provided that notice of such contemplated action has been given at the preceding meeting.

Section 7. Recognition of Distinguished Service. The Arch Chapter shall have the power to establish procedures for the recognition of members performing distinguished service to the Fraternity or whose successful careers have brought honor to the Fraternity by reason of their membership.

Section 8. Certification of Academic Eligibility. The investigation required by Art. IV, Sec 2(b) of the *Constitution* may include obtaining an individual's high school academic record, mid-semester grades from the institution attended, or other inquiry to satisfy the chapter of the man's eligibility for initiation. The results of such inquiry should be provided to the Chapter Advisor and Faculty Academic Advisor for their review and to allow for the certification required by Article IV, Section 2 (b). In the absence of both those alumni positions in an undergraduate chapter, the information shall be provided to the Director of Academic Affairs of the Arch Chapter.

Section 9. Holdover Pledges. A man who has completed the period of pledgship but is ineligible for initiation for any reason, including meeting academic, financial, or other standards of membership, shall be designated as a "Hold Over Pledge" until such time as he shall be eligible for initiation or subject to cancellation of his pledge as provided herein.

ARTICLE XII

Fraternity Examinations

Section 1. Requirement of Fraternity Examination. To contribute effectively to undergraduate chapters and the Fraternity, members of the Fraternity must know the most important points of the *Mission and Values*, ideals, purposes, history, laws, and customs of the Fraternity. Prospective initiates, therefore, shall be required to pass an examination in such form and at such time as hereinafter provided.

Section 2. Composition of the Examination. Examinations shall have three (3) parts: A part consisting of questions prepared by the Central Office under the direction of the Executive Vice President, a part prepared by the chapter advisor or his nominee from questions provided annually by the Central Office, and a part prepared by the chairman of the Pledge Education Committee covering matters of chapter concern. The chapter advisor shall administer all Examinations, and certify to the Arch Chapter on the prescribed initiation forms that a passing grade of at least seventy percent (70%) on each part of the Examination was attained by each candidate prior to and as a prerequisite to initiation.

ARTICLE XIII

Colony and Undergraduate Chapter Chartering Criteria

Section 1. Identification of Expansion Institutions. No less than annually, the Arch Chapter shall consider and approve a list of institutions at which the Fraternity may establish a colony or chapter. The executive vice president shall investigate institutions on a continuing basis to identify expansion opportunities for the Fraternity. The following criteria shall be used in identifying institutions for potential expansion:

- a) The institution shall have a four (4) year academic program.
- b) The institution shall be suitably accredited.
- c) The institution shall possess a suitably positive institutional profile, with an appropriately rigorous academic program.
- d) The institution shall have endorsed and implemented a supportive policy for Greek letter organizations.
- e) The institution shall possess such other attributes as established and endorsed by the Arch Chapter from time to time.

Any institution approved as an expansion site shall be re-evaluated and submitted for approval by the Arch Chapter no less frequently than every 24 months.

Section 2. Standards for Expansion Selection. The Fraternity shall use the following standards for expansion site selection:

- (a) The institution shall demonstrate a positive enrollment position.
- (b) The Greek system at the institution shall have significant membership and opportunities for positive growth.
- (c) The Greek system at the institution shall have suitable prominence within campus life.
- (d) The Greek system at the institution shall have a membership academically equal to or greater than campus averages.
- (e) Average fraternity chapter membership at the institution shall exceed thirty (30) members.
- (f) The executive vice president shall have established an alumni advisory team for the prospective colony.

Section 3. Standards for Colony Recognition. A group at a pre-approved expansion institution shall be recognized as a colony in Delta Tau Delta Fraternity immediately upon presentation of the following to the vice president and respective division president, who shall thereafter certify the information received to the Arch Chapter:

- (a) An anti-hazing statement signed by the prospective colony members.
- (b) A statement of commitment to scholastic excellence signed by the prospective colony members.
- (c) Institutional evidence of a cumulative grade point average above 2.5 on a 4.0 scale for the prospective colony members considered as a whole.
- (d) Written approval from the Inter-Fraternity Council at the institution, unless local standards do not allow for recognition of a colony.
- (e) A minimum of twenty (20) men who meet the qualifications for membership as set forth in the Fraternity's Constitution.

A group seeking colony status that has not been pre-approved by the Arch Chapter shall submit to the vice president a petition setting forth all of the criteria necessary for colony status. The vice president shall certify the information received to the Arch Chapter, which may thereafter approve colony status by majority vote.

Section 4. Standards for Chapter Chartering. A petitioning group of undergraduates, known as a crescent colony, must meet the following general criteria in order to qualify for consideration for a charter as an undergraduate chapter:

- (a) The colony shall have obtained written approval of the institution's administration and Inter-Fraternity Council to seek status as a chapter of Delta Tau Delta Fraternity;
- (b) A petition for issuance of a Charter shall be submitted to the vice president, which shall be a historical document that fully represents the purpose of the aspiring colony. It shall outline in detail the accomplishments of the colony and clearly state its objectives for the future.
- (c) The colony shall provide evidence of sound financial management, which shall require that the colony do the following:
 1. Utilize a Delta Tau Delta approved bookkeeping system.

2. Maintain a satisfactory record of collection of members' accounts of at least ninety eight (98%) per cent of billing.
 3. Have cash on hand after deducting accounts payable of at least \$350.00.
- (d) The colony shall provide evidence of superior academic achievement, which shall require that the colony have the following:
1. A minimum average colony GPA of 2.5 on a 4.0 scale.
 2. One-half (1/2) of its members above a 2.5 GPA on a 4.0 scale.
 3. Above the All Men's Average on its campus on a 4.0 scale.
- (e) Membership requirements, as follows:
1. A crescent colony shall have a membership competitive in number, at least equal to the average on campus but no less than 30 undergraduates who will be returning to the institution the semester or quarter following the projected date of installation.
 2. A group will cease to be recognized as a colony of Delta Tau Delta when membership declines below fifteen (15) undergraduate members.
- (f) Miscellaneous:
1. The colony shall have competitive meeting and/or housing facilities.
 2. The colony bylaws shall not be in conflict with the *Constitution* and *Bylaws* of Delta Tau Delta.
 3. The colony bylaws shall include a definite statement supporting Delta Tau Delta's position on hazing.
 4. The colony shall not have any sub-organization or affiliated associates that could be viewed as detrimental to the membership of women's fraternities or sororities or viewed as detrimental to the operation of the colony.
 5. Prior to installation as a chapter of Delta Tau Delta, all ritualistic paraphernalia and regalia shall be acquired by the colony under the supervision of the executive vice president.

Section 5. Colony Status Timeline. If a colony is not installed as a chapter within a maximum of twenty-four (24) months the Arch Chapter shall conduct a review of colony status.

Section 6. Phonarch. Before the Arch Chapter shall consider a colony for chapter status there shall be submitted a report of a Phonarch who shall have personally visited the colony and the host institution. The Phonarch's report shall attest that all chartering criteria have been met.

Section 7. Accreditation of Undergraduate Chapters. The Arch Chapter shall establish no less than 10 and no more than 20 criteria that each undergraduate chapter must meet on an annual basis to continue as a chapter of the Fraternity. The criteria will address key chapter operating and programming conditions. Failure to reach accreditation may result in restrictions on chapter operations up to and including initiation of withdrawal of the chapter's charter. A chapter that has not reached accreditation by January 15 may not be presented a Hugh Shields Flag or Court of Honor recognition.

- a) All chartered chapters shall be give notice at the beginning of the fall semester of the accreditation criteria that must be met and documented by November 1 of the same year. Chapters that are under the authority of an alumni supervisory committee appointed to

bring the chapter back to accreditation must also submit accreditation documents and if requested by the Alumni Supervisory Committee chair and justified, the Committee on Chapters may grant additional time for the chapter to reach accreditation on identified accreditation criteria. Appropriate correspondence for the accreditation program will be distributed to: undergraduate chapter leadership, alumni advising team and division vice president, and the host institution. Each accreditation notice will describe the appropriate coaching, mentoring, education, and notification requirements needed to assist the chapter achieve accreditation.

- b) Chapters that successfully reach accreditation will receive timely written or email notice of their successful accreditation.
- c) Chapters that fail to reach accreditation will be subject to the following requirements and sanctions:
 - (1) As soon as possible after December 1 the executive vice president shall notify chapters of their accreditation status and provide specific information on remaining accreditation requirements.
 - (2) On January 15, written (email) notice will be given to each chapter failing accreditation. Non-accredited chapters will acknowledge receipt of the notice and cease all social activity with alcohol until accreditation is reached. Non-accredited chapters will have until February 15 to reach accreditation. The January 15 notice will contain specific information on remaining accreditation requirements.
 - (3) On February 15, written notice (email) will be given to each chapter still failing accreditation. Non-accredited chapters will acknowledge receipt of the notice and cease all chapter operations with the exception of those operations related to attaining accreditation. Chapter operations are defined as any event or activity conceived, planned and executed by the chapter's leadership or individual members. The February 15 letter (email) shall contain specific information on remaining accreditation requirements.
 - (4) Starting March 1, the executive vice president shall issue accreditation status reports at the end of each two week period. The reports shall be distributed to the Arch Chapter, non-accredited chapter presidents and the chapter advisor.
 - (5) On May 1, a charge of failure to reach accreditation shall be brought to the Arch Chapter by the executive vice president of the Fraternity against all non-accredited chapters that were expected to reach accreditation by February 15. Written (email) notice of the charge will be given to chapter. Any chapter not meeting accredited status by May 1 of each year will be placed under an Alumni Supervisory Committee as outlined in Article VIII, Sec 12 of the Constitution. The report of non-accreditation from the executive vice president will document the effort of the chapter to reach accredited status.

ARTICLE XIV

Use of Fraternity Design, Representation and Insignia

Section 1. Authorized Purveyors. The design or representation of the Badge, Coat of Arms, Seal, Pledge Pin, the Greek letters “Delta Tau Delta,” or any other intellectual property of the Fraternity shall not be manufactured, created, used or offered for sale by any person, company or firm except as specifically authorized in writing by the Board of Directors, which power to authorize may be delegated to the appropriate committee or officer. The Executive Vice President shall maintain a list of authorized persons, companies and firms.

Section 2. Restriction on Use. Only the Board of Directors may authorize commercial reproduction of the Fraternity’s insignia, including the words “Delta Tau Delta” or “Delts,” which power to authorize may be delegated by the Board of Directors to the appropriate committee or officer. Anyone wishing to acquire merchandise bearing any insignia of the Fraternity shall obtain those items only from vendors which are then authorized to produce or market official Delta Tau Delta merchandise. Active chapters may utilize local commercial firms to produce material for their own chapter needs from time to time so long as such material is in keeping with the *Mission and Values* of the Fraternity, in compliance with laws, and in suitable taste. No chapter shall utilize any text or design which casts the Fraternity in a negative light or is otherwise contrary to the ideals of the Fraternity, specifically including, but not limited to, any materials deemed to glorify alcohol or controlled substance use, or any materials considered to be sexist or demeaning of women, minorities or other person(s).

Section 3. The Greek letters Delta Tau Delta and the words “Delta Tau Delta” and “Delts” may be used by chapters in connection with their Greek Week activities, local interfraternal council activities, or philanthropic activities without prior approval provided that the materials otherwise satisfy the requirements of Section 2 above.

Section 4. Intellectual Property. Any use of or representation of the Badge, Coat of Arms, Seal, Pledge Badge, greek letters “Delta Tau Delta,” the designation “Delts,” or any other intellectual property of the Fraternity for use in connection with internet web sites shall be subject to the requirements of Section 2 above. The Fraternity reserves the right to require the removal of any content, information, web page, or web site that is determined by the Executive Vice President to cast the Fraternity in a negative light or is otherwise contrary to the ideal of the Fraternity, including but not limited to materials deemed to glorify the use of alcohol or controlled substances, or that are demeaning to women, minorities or other persons.

ARTICLE XV

Number Of Members Of Undergraduate Council

The Undergraduate Council shall be composed of such number of undergraduate representatives as shall be determined from time to time by the Arch Chapter, apportioned across the five Divisions of the Fraternity to provide substantially equal representation based upon the relative number of chapters and undergraduate members therein. Representatives to the Undergraduate Council shall be appointed by the President of the Division applicable for each

Position. However, the President of the Fraternity shall appoint representatives "at large" based upon such members' uncommon academic excellence, unique leadership abilities, or like exceptional qualities from among a list of members nominated by chapters not represented on the Undergraduate Council. Each chapter, not already having a representative on the Undergraduate Council, may nominate one member. No representative shall serve a term of more than two years

ARTICLE XVI

Member Responsibility Guidelines

The Members of Delta Tau Delta shall faithfully adhere to and practice the Member Responsibility Guidelines as adopted from time to time by the Arch Chapter.

ARTICLE XVII

Host Indemnification

The Fraternity will not defend or indemnify any host college or university institution against the institution's negligence. Also, no chapter, chapter member, chapter advisor, chapter alumni advisory team member or house corporation/home association/alumni association officer has authority to sign a college or university document on behalf of the International Fraternity that would bind the Fraternity. Additionally, pursuant to the Federal Volunteer Protection Act, 42 U.S.C. – 14501-14505, college or university host institution may not hold Delta Tau Delta volunteers at any level liable for harm caused by a negligent act or omission of a volunteer who was acting within the scope of his responsibilities as a Delta Tau Delta volunteer.

ARTICLE XVIII

Amendments to the Bylaws

Section 1. Amendments by the Arch Chapter. The power to repeal, alter or amend these *Bylaws* is vested in the Arch Chapter at any regular or special meeting thereof, subject, however, to the right of referendum provided by Article VI, Section 9, of the *Constitution*. Except by the unanimous consent of all of the then incumbent members of the Arch Chapter, no such action by the Arch Chapter shall be undertaken until at least two (2) weeks shall have elapsed from either (a) the introduction of at a meeting of the Arch Chapter and the Undergraduate Council at which a quorum of each body shall have attended, or (b) the circulation of such proposed action to all of the then incumbent members of the Arch Chapter and the Undergraduate Council.

Section 2. Amendments by the Karnea. The power to repeal, alter or amend these *Bylaws*, or any part thereof, also is vested in the Karnea by a majority vote.

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