West Texas A&M University
INTERFRATERNITY COUNCIL

CONSTITUTION, BY-LAWS,
AND JUDICIARY CONSTITUTION

Revised Fall 2008
Passed November 18, 2008
Signed November 25, 2008
INTERFRATERNITY COUNCIL OF WEST TEXAS A&M UNIVERSITY
Revised Fall 2008

CONSTITUTION

PREAMBLE

We, the representative members of the fraternity system at West Texas A&M University, believing that the Greek community is an integral part of higher education, do establish this constitution.

ARTICLE I
NAME

The name shall be The Interfraternity Council (IFC) of West Texas A&M University (WTAMU).

ARTICLE II
PURPOSE

The purpose of the Interfraternity Council is to: promote brotherhood among the various chapters at WTAMU; to provide an avenue for communication and problem-solving among chapters; to serve as a resource for all men’s social fraternities at WTAMU; and to promote Greek life in the campus and community.

ARTICLE III
SCOPE OF AUTHORITY

The scope of the Interfraternity Council, and subsequent parties shall be legislative, judicial, administrative, and advisory. By virtue of authority vested in it by this Constitution, the Council shall have the power to regulate all matters of Interfraternity interest.

ARTICLE IV
MEMBERSHIP

Section 1. The fraternities to be represented shall be restricted to those men’s chartered national social fraternities registered by West Texas A&M University, and eligible for membership in the North American Interfraternity Conference, or other
international interfraternal associations.

Section 2. Membership in the Council is a privilege, which may be withdrawn from any fraternity, for just cause, as determined by the Interfraternity Council Judicial Board, and then approved by an affirmative 75% vote of the membership of the council, not to include the fraternity in question.

Section 3. A fraternity which has been expelled from membership in the Interfraternity Council may obtain full membership no sooner than one long semester (fall, spring) after expulsion by an affirmative 50% plus one vote of the membership of the Council after the chapter in question has been reviewed and recommended by the IFC Executive Council.

Section 4. A men’s social fraternity applying for associate membership in the Interfraternity Council must meet the qualifications for membership as stated in Article I, Section 2 of the By-Laws.

Section 5. Dues will be assessed to associate members at 50% of regular member’s dues.

Section 6. Any chapter desiring to join the Interfraternity Council, upon meeting the University organization registration requirements, shall provide to the Council copies of the chapter constitution, a letter of recommendation from their national office, an officer roster, and a membership list.

Section 7. The IFC shall consist of the executive council and two delegates, at least one delegate must be a member at large, from each fraternity. Representatives assume all responsibilities to report council affairs to represented chapters.

ARTICLE V
OFFICES

Section 1. The elected officers of this organization shall be the President, Vice-President, Secretary, Chief Justice, Treasurer, and Recruitment Chair.

Section 2. The term of office shall be one year for elected positions.

Section 3. The term of office shall begin on the meeting following the elections.

Section 4. The election of officers shall be in accordance with the By-Laws.

Section 5. Appointed positions shall be approved by the General IFC Council: Risk Management Chair, Scholarship Chair, Public Relations Chair, Community Service
Chair, and CORE Roundtable Representative.

Section 6. The IFC President will make all appointments no later than the second meeting following elections.

Section 7. Each member chapter is entitled to at least one delegate on the IFC Executive Council unless a chapter declines their office. Executive Council Members shall not also serve as representatives of their fraternity but as members of the Interfraternity Council and should not present for or represent their chapter.

ARTICLE VI
ADMINISTRATIVE BODY

Section 1. The administrative body of this organization shall be called the Executive Council.

Section 2. The Executive Council shall include the President, Vice-President, Secretary, Chief Justice, Treasurer, and Recruitment Chair.

Section 3. The Executive Council shall take action to execute all legislation enacted by the legislative body. Further, the Executive Council will act in accordance to its stated purpose.

ARTICLE VII
LEGISLATIVE BODY

Section 1. The legislative body of this organization shall be the Interfraternity Council.

Section 2. All legislative powers herein granted or implied shall be vested in the Interfraternity Council.

Section 3. The Interfraternity Council shall be a unicameral body composed of representatives of each member fraternity. The chapters are entitled to at least two delegates, one being a member at large, as representatives, which account for one vote per chapter. These representatives shall be of active standing in their chapter and enrolled as full-time students at West Texas A&M University.

Section 4. The President of the Interfraternity Council shall preside over all legislative matters.
Section 5. Each chapter shall be entitled to one vote. If a chapter has three absences within a normal year, beginning with the first general meeting in the fall semester and ending with the last general meeting in the spring semester, they will forfeit all voting privileges for the remainder of the year. If a chapter has four absences it will be referred to the Judicial Board to review the chapter’s membership with the Interfraternity Council.

Section 6. The President of the Interfraternity Council shall vote only in the case of a tie vote in legislative and electoral matters.

ARTICLE VIII
JUDICIAL BODY

The Interfraternity Council shall have the power to establish and maintain an Interfraternity Council Judicial Board. The operation and organization of this Board will be in accordance with the Constitution and By-Laws of the Interfraternity Council.

ARTICLE IX
MEETINGS

Section 1. Regular meetings of the Interfraternity Council shall be held twice a month as voted upon by the Interfraternity Council.

Section 2. Special meetings may be called at any time by the President of the Interfraternity Council or at the request of 2/3 of the member fraternities.

Section 3. Notice of special meetings shall be given to IFC representatives of each member fraternity at least twenty-four hours in advance.

ARTICLE X
BY-LAWS

The Interfraternity Council Constitution becomes effective upon an affirmative 2/3 vote of the Interfraternity Council. The purpose of these By-Laws is to explain, define, and contain in detail the duties of the officers of the Interfraternity Council, to outline in brief the operation of the Interfraternity Council, and to set forth the rules and regulations governing the member fraternities and the penalties for infractions.
ARTICLE I
MEMBERSHIP

Section 1. Member Fraternities

A. Member fraternities are those chapters currently recognized by the Interfraternity Council.

Section 2. Associate Membership

A. Associate membership in the Interfraternity Council shall meet the requirements listed below:

1. Be eligible for membership with a North-American Interfraternity Conference fraternity.

2. Submit a letter to the Interfraternity Council requesting membership, including: a roster of a minimum of eight (8) members with officers, a currently used constitution, and a strategic plan for recruitment of a full calendar year.

3. Submit the following literature from the national organization: risk management policy, academic/scholarship programs, financial support, and future community service programs.

4. Have one faculty/staff and one alumni advisor.

5. Pass a seventy-five percent (75%) majority vote by current member fraternities.

6. Abide by the Interfraternity Council Constitution, Judiciary Constitution, and By-laws.

7. Maintain good standing with West Texas A&M University and the Interfraternity Council.

B. A timetable of 3 long semesters shall be used in which associate member fraternities
are required to complete and uphold requirements to be activated to member status. Associate member status may be dropped after the maximum time allowed has passed and they have not met the previous requirements.

C. Failure to meet and/or uphold any requirements will result in a referral to the Judicial Board for possible revocation of Associate member status.

Section 2. Voting

A. Only member fraternities shall have voting privileges on the Interfraternity Council.

B. Each member fraternity present at the meeting and in good standing with the University and IFC shall have one vote.

ARTICLE II
MEETINGS

Section 1. Interfraternity Council

A. Unless contrary to these By-Laws or to the Constitution, the current edition of Robert’s Rules of Order shall govern all meetings.

B. A quorum shall be necessary to conduct any official business. It shall consist of 51% of the voting membership.

Section 2. Executive Council

A. The Executive Council of the Interfraternity Council shall meet biweekly at a time specified by that Council.

B. A professional staff member of Student Affairs/CORE Center shall serve as IFC Advisor and attend all meetings of the Executive Council and Interfraternity Council.

ARTICLE III
OFFICERS

Section 1. Duties of Elected Officers

A. President

1. To be spokesman for the Interfraternity Council and be ultimately responsible for
the meetings, agenda and communication of the decisions of the body.

2. To be manager of the Executive Council.

3. To be responsible for the formation of goals and the direction of the Executive Council and the Interfraternity Council.

4. To work closely with the President of the Panhellenic Council for the beneficial exchange of information.

5. To sign legal contracts along with the Secretary of IFC.

6. To meet with the IFC Advisor on a weekly basis to facilitate communication.

7. Approval of Chairpersons that have been selected by the Vice President.

B. Vice-President

1. To assume the duties of the President in his absence.

2. To work closely with the Interfraternity Council President in helping him discharge his duties and shape policy.

3. To oversee the selection of chairpersons for all official committees of the Interfraternity Council.

4. To oversee the operation of all the Interfraternity Council committees.

5. To work closely with the Recreational Sports office in order to form a positive relationship with IFC, and to report on all Recreational Sports activities.

C. Secretary

1. To maintain a complete filing system of the business/programs of the Interfraternity Council.

2. To notify all fraternities of meeting place and item three (3) days prior to meeting and to follow-up on those fraternities absent from a Council meeting.

3. To work with the Treasurer in preparation of the Interfraternity Council budget.

4. To prepare, with the input of the Executive Council, the Council meeting agenda and to maintain a complete record of all Interfraternity Council action, e.g.,
communications, minutes of meetings.

5. To account for the attendance at council meetings

6. To coordinate a process in the CORE office to handle incoming mail.

E. Treasurer

1. To be responsible for all funds assessed, collected, and distributed by the Interfraternity Council.

2. To prepare the Interfraternity Council budget on a semester basis for presentation to the IFC.

3. To prepare a final financial statement for presentation to the IFC just prior to the completion of his term.

4. Must sign a financial contract with IFC that must be notarized.

F. Recruitment Chair

1. To be ultimately responsible for scheduling all phases of Interfraternity Informal and Formal Rush.

2. To work closely with the Panhellenic Rush Chairman for beneficial exchange of information and coordination of similar projects.

3. To be responsible for the rush budget preparation and financial records.

4. To be the official liaison with parents and students during summer orientation.

5. To coordinate the evaluation and update of the Interfraternity rush rules and regulations (subject to affirmation of the IFC and IFC Advisor as interpreted by the Interfraternity Council Judicial Board).

6. To work with all chapters to improve the rush system as a whole.

G. Chief Justice

1. To act as the chief administrator of the Interfraternity Council Judicial Board.

2. To ensure the just and equitable operation of the Judicial Board.
3. To serve as the official spokesperson for the Judicial Board.


5. To coordinate an annual review of the Constitution and By-Laws.

6. Responsible for Risk Management oversight along with IFC Exec and the IFC Advisor.

Section 2. Duties of Non-Elected Officers

A. Scholarship Chairman

1. Shall be responsible for providing scholarship information for IFC.

2. Shall be responsible for any and all Greek Scholarship Committee work.

3. Compile academic assistance resource packets working with the University to include available academic resources for both on campus and off campus students, including but not limited to Supplemental Instruction and Tutoring.

4. Conduct a scholarship seminar for new members with the assistance of scholarship chairmen and new member educators.

5. Work closely with chapter scholarship chairmen to raise the All-Fraternity GPA above the All-Men’s average.

6. Assist IFC Advisor in compiling semester grade rosters for semester grade reports.

B. Public Relations Chairman

1. Responsible for issuing press releases regarding IFC events and news.

2. Responsible for exploring ways for disseminating information regarding IFC.

3. Works closely with Recruitment Chair to publicize Rush Week.

4. Works to promote image of Greeks on campus and in the community.
C. Community Service Chairman

1. Responsible for promoting opportunities for community service to all chapters.
2. Responsible for compiling semesterly records of community service from all chapters.
3. Responsible for promoting the value of community service to the campus in general.

D. CORE Roundtable Representative

1. Responsible for attending all CORE Roundtable meetings, retreats and workshops on behalf of IFC.
2. Responsible for providing IFC related information to CORE Roundtable, as well as reporting CORE related activities to IFC.

Section 3. Vacancies

A. Resignation of Executive Council positions shall be submitted in writing to the Council.

B. Nominations and elections for vacancies on the Executive Council shall be made at the IFC meeting immediately following receipt of the official resignation.

C. The term of office for those elected to fill such a vacancy on the Executive Council shall be through the next scheduled election of the Executive Council Officers.

D. If the office of President is vacated, the Vice President will assume the position. An election will be held to fill the Vice President position.

Section 4. Recall Procedures of Executive Officers

A. Elected officers shall not be subject to recall until two weeks after their election.

B. After that time, recall procedures may be initiated by written petition of not less than 40% of the IFC.

C. A recall of any members of the Executive Council may be executed by 2/3 ballot vote of the members of the IFC.

D. The Council will hold a special election within seven days for the replacement of such
officers, after the proper initiation and completion of recall.
ARTICLE IV
CANDIDATES, NOMINATIONS, AND ELECTIONS

Section 1. Candidates

A. The following officers are to be elected annually:

1. President
2. Vice President
3. Chief Justice
4. Secretary
5. Treasurer
6. Recruitment Chair

B. Qualifications

1. Candidates shall be of active status within their fraternity.
2. Each must be currently registered and maintain at least 12 semester hours at West Texas A&M University.
3. Each candidate must have earned at least 30 semester hours at West Texas A&M University by the end of the semester in which they are seeking office.
4. Each must have a minimum of a 2.5 cumulative grade point average and not have been on scholastic probation for the most recently completed term prior to the semester of election.
5. Not have been or be on university disciplinary probation.
6. The candidate’s own fraternity cannot be on any kind of suspension from the university or IFC.
7. Qualifications shall be verified by the CORE Center.
8. Candidates for the office of President must have held a prior office on the Executive Council or within their own chapter.
Section 2. Nomination and Election

A. At the next-to-last meeting of the IFC during the Fall semester, nominations for the offices of President, Vice-President, Chief Justice, Secretary, Treasurer, and Recruitment Chairman will be taken. The election for these members shall be held at the next meeting of the Council.

B. Procedures

1. After all candidates have been nominated for office, the nominees shall be allowed to deliver speeches to the IFC followed by a question and answer session. These speeches shall be no longer than five minutes. After this, a member from the IFC may deliver a speech on a candidate.

2. 3/4 of the member fraternities must be in attendance at the election meeting.

3. All voting shall be done by secret ballot.

4. The Council shall elect all officers, and if, on the first ballot, none of the candidates for the designated office receives the vote of at least 51% of those cast, the two candidates who received the most votes will be the candidates in a runoff election.

5. If there is a tie vote by the IFC in any election, refer to Article VII, Section 6 of the Constitution for ruling.

ARTICLE V
LEGISLATION

Section 1. Introduction

All members of the Executive Council, both elected and non-elected, except the president, may bring motions before the IFC and participate in all discussion.

Section 2. All legislation, when approved by the IFC in the proper manner, shall be binding upon all the members of the IFC.

ARTICLE VI
FINANCES

Section 1. The treasurer shall present a budget to the IFC at the third meeting of the Council.
year. This budget shall outline the financial operation of the Interfraternity Council for the coming semester.

Section 2. All chapters will be assessed $10 per rushee following bid signing.

Section 3. Any fraternity that becomes delinquent in their responsibility to pay the Interfraternity Council for both their formal and open rushees will be fined 25% of their balance on the due date. If failure to pay continues, another 30% fine will be levied two weeks after the original due date and will continue in two week intervals until the final amount is paid in full.

Section 4. The fall rush budget shall be presented to the IFC no later than the last meeting prior to Spring break; and, for spring rush, the last meeting before Thanksgiving.

Section 5. A minimum of 100 dollars shall be paid by all IFC fraternities except for the fraternity with the highest previous semester GPA.

ARTICLE VII
JUDICIAL BOARD

Section 1. Name

There shall be a judicial body of the Interfraternity Council known as the Interfraternity Council Judicial Board.

Section 2. Regulations

A. The Board shall perform all duties and be subject to all regulations contained in the Interfraternity Council Judicial Board Constitution.

B. The constitution shall become effective upon adoption by a 3/4 vote of the IFC.

ARTICLE VIII
SCHOLARSHIP EXCELLENCE

Section 1. If a chapter falls below a 2.5 term G.P.A., then the chapter will be put on probation. The chapter also must present a scholarship proposal to the Executive Board on how the chapter intends to raise its grades.
Section 2. If the same chapter falls below a 2.5 term G.P.A. for the second consecutive semester, the chapter will continue to be on probation. The chapter must repropose its scholarship proposal and explain why the first plan did not work. The chapter will also lose its intramural privileges.

Section 3. The third consecutive semester that a chapter falls below a 2.5 term G.P.A., the chapter then has to restate its scholarship plan and its changes to be reviewed by the Executive Board. It also loses its intramural and social privileges for that semester.

Section 4. If a chapter is above a 2.5 term G.P.A. for one semester, it regains its good standing with IFC.

ARTICLE IX
REINSTATEMENT

Section 1. IFC Probation and Suspension

A. If a chapter is suspended or placed on probation by the IFC Judicial Board, it will be required to meet regularly with the IFC Judicial Board to reveal the current status of the chapter.

B. If the IFC Judicial Board determines the chapter has not fulfilled its obligations, it may not reinstate the chapter into IFC. This may require a longer term of probation or suspension.

C. A chapter may appeal only once per semester to the Judicial Board regarding its reinstatement.

D. If the IFC Judicial Board sees that this chapter has fulfilled all obligations for its reinstatement, it will then be reinstated into the IFC in good standing.

ARTICLE X
IFC RUSH REGULATIONS

The purpose of the rush regulations governing men’s rush at West Texas A&M University is to provide maximum opportunity for rushees to obtain an objective view of all the fraternities. It shall be the duty of the IFC Judicial Board and the Recruitment Chair to insure a respect for this purpose.
Section 1. Formal Rush Week

A. Eligibility:

Any male who is interested in going through rush, formal or informal, must have been accepted to WTAMU. He may not go through rush if he was accepted as a provisional student or is on academic probation; however, once he has completed at least 12 hours at WTAMU and has a GPA at or above a 2.3 for the previous term (or he has a 2.5 cumulative GPA), then he may be allowed to go through rush.

Any transfer student desiring to rush must have at least a 2.3 transfer GPA. The Interfraternity Council reserves the right to ask for official transcripts from transfer students to verify GPA. All high school dual credit hours do not require the 2.30 GPA required of transfer students, and must be reviewed by the CORE Center and IFC Exec.

B. General Regulations:

1. All University regulations will apply during Formal Rush Week.

2. All chapters are required to participate in Formal Rush Week activities.

3. The possession, use, sale and/or consumption of alcoholic beverages with the rushee(s) during the IFC Formal Rush Period at any entertainment or function of any chapter and/or with any member of a chapter, or at any entertainment or function sponsored by any individual chapter member(s) shall be prohibited.

4. If a rushee is found in violation of the IFC rush regulations, including but not limited to the use of alcohol, or found committing criminal acts, he will be subject to the penalty of not being able to pledge any fraternity until the start of the next semester.

5. Chapter Rush Chairmen are responsible for having all necessary rush materials: detailed rush week schedule, rush regulations, and policies, etc.

6. It is highly recommended that all rushees attend Rush Orientation. All rushees who attend Orientation will be charged 50% less than regular costs.

7. A rushee will not be able to sign a bid card on Bid Day if he hasn’t signed a registration form ("Blue Sheet").

8. A list of planned rush dates (location sheets) including times and places, will be
submitted to the IFC Recruitment Chair at least one week prior to rush week. Failure to register these rush dates will result in review by the IFC Judicial Board.

9. Fraternity members, with the exception of the chapter president and rush chairman, are expected to stay clear of the site of bid signing. This is to minimize pressure on the rushees.

10. Each fraternity must turn its Formal bid list into the CORE Center by 9:00 a.m. on Bid Signing Day.

11. Dirty Rush. “DIRTY RUSH” is defined as any action detrimental to a fraternity, group of fraternities, or the Interfraternity Council. Specific examples include, but are not limited to the following:

   a. “Bad-mouthing” another group, i.e., through implication, giving false information, etc.

   b. Giving an oral bid, or handing a bid, prior to the IFC specified time.

   c. Putting undue pressure on a rushee to join. Pending review of the IFC Executive Board.

   d. Pressuring a rushee to drop all fraternities and/or participate in open recruitment.

   e. Violating any IFC rush regulation for the purpose of getting a rushee to join.

   f. Any other act deemed by the IFC Judicial Board or Recruitment Chair as “Dirty Rushing.”

12. All chapters are required to abide by these regulations and policies. Rush regulations and policies are subject to the interpretation of the IFC Recruitment Chairman and the IFC Judicial Board. Any complaints shall be directed to the IFC Recruitment Chairman or the Chief Justice for the appropriate action to be taken.
INTERFRATERNITY COUNCIL
OF WEST TEXAS A&M UNIVERSITY
Revised Fall 2008

JUDICIARY CONSTITUTION

PREAMBLE

The fraternity men of West Texas A&M University, believing in the value of self-government, do support this judicial constitution and wish to assume the implied obligations and responsibilities under an equitable and impartial judicial system.

ARTICLE I
THE JUDICIAL POWER

The Judiciary power of the Interfraternity Council shall be vested in one Interfraternity Judicial Board.

ARTICLE II
RESPONSIBILITY AND AUTHORITY OF THE JUDICIAL BOARD

Section 1. The delegated responsibility of the Judicial Board shall apply to all areas concerning fraternities and fraternity relations. The IFC Judicial Board will have the authority to act on any incident report involving a member fraternity, filed with the board. The board shall also have the authority to hear alleged violations of rush rules.

Section 2. Definition of group responsibility: Each fraternity will be held responsible for the actions of its affiliates. Affiliate is defined as pledges or associates and voting members of a fraternity who are students at West Texas A&M University.

Section 3. The Judicial Board shall have the responsibility to determine whether or not there have been violations of the IFC Constitution, By-Laws or Rush Regulations, and if so, to follow the proper procedures to determine the action to be taken for such violations.

Section 4. The Judicial Board may address cases involving misunderstandings or complications arising between one or more fraternity chapters regarding violations of Interfraternity Council Rules, regulations, and procedures.

Section 5. The Judicial Board may address cases involving reports from Canyon and West Texas A&M University Police officers, which involve fraternity chapters violating fraternity chapters violating University, Interfraternity Council, City, and/or State regulations.
Section 6. The Judicial Board may address cases involving actions on the part of one or more fraternity chapters (or their members), which are detrimental to the reputation or status of the remainder of the Greek Community.

Section 7. The Judicial Board reserves the right to handle all cases through IFC sanctioned mediation, rather than judicial hearings.

ARTICLE III
MEDIATION GUIDELINES

Section 1: Overview of Mediation.
A successful mediation process preserves confidentiality, settles differences without the formal process of a hearing, and provides a solution acceptable to all without involving multiple witnesses and time-consuming discussions.

Section 2: Facilitation.
Once all parties have agreed to seek mediation as a course of resolution, it is the duty of the Chief Justice to provide a qualified facilitator, such as a Greek advisor, Student Affairs professional, or University Ombudsman.

Section 3: Duties of the Facilitator.
   a. Set a time frame for the meeting (to last no longer than one hour).
   b. Set the time and date of the meeting for the convenience of all who attend.
   c. Provide pertinent materials for everyone, such as infraction reports.
   d. Identify the problem.
   e. Provide time for each participant to explain his position.
   f. Search for alternative solutions. List all solutions and discuss each one.
   g. Select a fair and reasonable course of action that is specific and workable.
   h. Agree to keep the mediation discussion private.
   i. Take written minutes (not on tape).
   j. Before closing the mediation, insure that all parties know and understand the result of the mediation.
   k. Time can be extended as long as all parties consent.

Section 4: If mediation is not successful, the issue will be presented to the IFC Judicial Board.
ARTICLE IV
COMPOSITION OF JUDICIAL BOARD

Section 1. Board Members: The Judicial Board shall consist of one delegate from each member fraternity and at least two alternates, all appointed by their individual chapter.

Section 2. Student Affairs Representative: A staff representative from the Division of Student Affairs shall act in an advisory capacity in all deliberations of the Board.

ARTICLE V
SELECTION OF BOARD MEMBERS

Section 1. Board Members:

A. Selection of members and alternates for positions to be vacated shall be made as soon as they are vacated. Approval of these members shall be made by the Executive Council.

B. Members and alternates shall be selected according to the following procedure:

1. Written nominations shall be submitted to the IFC executive council and qualifications shall be the same as IFC Executive candidates (refer to Article IV, Section 1:B of By-Laws.)

2. After all applicants have been screened, the Executive Council shall decide on the proper candidates.

3. Board members and alternates must be approved with a two-thirds consent of the Executive Council.

4. There shall be no more than one member per fraternity on the board at any given time, not including the Chief Justice.

5. A Judicial Board member shall not concurrently hold an IFC executive office.

ARTICLE VI
TERMS

Section 1. Board Members: The members shall serve yearly terms (fall and spring academic year).
Section 2. Replacements: Any Judicial Board position held by an undergraduate that is vacated shall be filled by an alternate board member. A new alternate shall be selected by the normal selection methods.

Section 3. Removal: A member of the Judicial Board can be removed by a majority vote of the entire Board.

ARTICLE VII
DUTIES

Section 1. Attendance: Board members shall take part in and be present at all of the Judicial Board proceedings when requested by the Chief Justice.

Section 2. Responsibilities: Board members shall uphold the Constitution of the Interfraternity Council and Judicial Board.

Section 3. Absences: Board members shall not be absent more than one meeting per semester or their membership shall be reviewed by the Board.

Section 4. Alternates: Alternates shall have all privileges as permanent board members, with the exception of voting unless the board member is absent.

Section 5. Training: All members of the Board must attend a yearly training program conducted by the Senior Director for Judicial Affairs in the Division of Student Affairs.

ARTICLE VIII
CHIEF JUSTICE

Section 1. Election: The Chief Justice will be elected by the general membership. (See Article IV of the By-Laws).

Section 2. Term: The Chief Justice shall serve in this capacity for the duration of the academic year (fall and spring semesters.)

Section 3. Duties

A. He will be responsible for the role of investigator. He will not be a member of the Judicial Board and will not have a vote, unless in the event of a tie.

B. He shall receive all complaints to be considered by the Judicial Board, investigate said complaints, compile evidence, arrange for testimony and then notify the Judicial Board and request a meeting of the Board.
C. He shall be responsible for all administrative work.

D. When a hearing is held, he will present evidence that is agreed upon by the Judicial Board and call witnesses who are agreed upon by the Judicial Board.

E. He shall work closely with Student Affairs staff to ensure a just and equitable judicial process.

F. He shall work closely with the Rush chairman during Rush Week to ensure rush regulations are upheld.

ARTICLE IX
PROCEDURE FOR COMPLAINTS

Section 1. Chief Justice: Complaints filed against a fraternity should be filed with the Chief Justice. It is his responsibility to investigate the complaint and gather data regarding it. He can also initiate a complaint.

Section 2. Judicial Board: Upon the recommendation of the Judicial Board, the Chief Justice will set a date for a hearing and send the accused a certified letter that should contain the following:

A. The date and time of the hearing. It shall be at least ten (10) school days after the postmarked date on the letter to the accused.

B. The specific article and section of the IFC Constitution, By-Laws or Rush Rules that have been violated.

C. The action(s) of the accused responsible for the charges.

D. The names of the members of the Judicial Board.

E. The rights of the accused under the Due Process Article in this constitution.

Section 3. Deadlines: The deadlines for initiating charges against a fraternity or individual chapter member(s) shall be:

A. Within ten (10) days for an alleged rush violation.
B. Within ten (10) days for an alleged violation of the IFC Constitution or By-Laws.
ARTICLE X
DUE PROCESS

In appearing before the Judicial Board, each student(s) must be granted certain rights that are termed “due process.” They are as follows:

Section 1. The student or organization shall receive a written notice indicating time and place of the hearing. The date of the hearing must be at least ten (10) school days (M-F) after the postmark date of the letter to the accused.

Section 2. The student or organization has the right and opportunity to read the written report and all evidence that will be presented at least 72 hours before the hearing.

Section 3. The student or organization has the right to a closed hearing. The hearing may be open upon the request of the accused.

Section 4. The accused may challenge no more than two regular or alternate members of the Board. The challenge must be presented to the Chief Justice in writing two days prior to the date of the hearing.

Section 5. The accused has the right to know the source of the complaint.

Section 6. The accused has the right to be accompanied by an advisor for advisory purposes only, not for representation.

Section 7. The accused has the right to know the penalties which may be set forth if a charge is proven guilty.

Section 8. The student or organization will receive a written letter of the results of the hearing.

Section 9. The student or organization has the right to appeal a decision by the Board within 72 hours to the Vice President for Student Affairs or the IFC Executive Board. The appeal must be in writing and sent through the Chief Justice.

ARTICLE XI
CONDITIONS OF THE HEARING

Section 1. Four members of the Judicial Board, along with a representative of Student Affairs, must be present at all hearings.

Section 2. If the accused fraternity has a representative on the Judicial Board, he shall be
replaced by an alternate from a different chapter approved by the accused fraternity.

Section 3. Both the accused and the accuser shall be allowed witnesses. Signed or written statements may be used in lieu of witnesses as evidence.

Section 4. Any designated representative of the accused fraternity may represent the accused.

Section 5. The Chief Justice will present the charges and the evidence against the accused.

Section 6. The accused may remain in the room at all times evidence is being presented and is entitled to question witnesses and make a concluding statement.

Section 7. The Board will adjourn into an executive session to reach a final decision when all testimony ends.

ARTICLE XII
HEARING PROCEDURES

Section 1. The Chief Justice shall introduce the members of the Judicial Board to the representatives of the accused and the accuser.

Section 2. The Chief Justice shall read the following statement of policy: “The procedure for this hearing is not intended to be conducted like a court of law. The Judicial Board will determine the degree of responsibility and, if responsible, levy a penalty consistent with the violation.”

Section 3. The Chief Justice will cite the specific article and section of the IFC Constitution, By Laws or Rush Regulations, which have been violated and ask the accused how he pleads.

Section 4. The Chief Justice will present the case against the accused and can call witnesses. The accused has the right to cross-examine the witnesses. Any member of the Judicial Board can also ask questions of the witnesses.

Section 5. The accused will then present his evidence and can call witnesses. The Chief Justice can cross-examine the witnesses. Any member of the Judicial Board can also ask questions of the witnesses.

Section 6. There shall then be a question and answer period where any member of the Judicial Board may ask questions concerning the case.

Section 7. After the question and answer period, the Judicial Board will go into an executive session and everyone except the representative from the Division of Student Affairs will be asked to leave. The Board must determine the responsibility of the accused by a two-thirds (2/3) vote.
If the accused is found responsible, the Board shall then determine the penalty and/or penalties.

**Section 8.** When the decision has been reached, the Chief Justice shall notify the accused in writing of said decision within 48 hours of the decision.

**ARTICLE XIII**
**SANCTIONS**

**Section 1.** Suspension: The Board can recommend suspension from the University. The final decision for such activity must come from the Vice President for Student Affairs.

**Section 2.** Supervised Probation: This sanction puts the fraternity under direct supervision of an alumni committee under guidelines drawn up by the Judicial Board. The basic purpose of such a committee is to supervise the day-to-day activities of the chapter in areas as specified by the Judicial Board. The fraternity will be required to submit plans and schedules for these activities and must receive approval of the alumni committee to execute these activities.

A. There must be at least three alumni, including the chapter advisor, on this committee.

B. The committee should meet at least once every month during the period of probation and more often when required.

C. The committee shall review the progress of the group and submit monthly summary reports to the Judicial Board.

D. This sanction can be removed at any time by the Judicial Board by a simple majority vote. It is in effect until it is removed.

E. The national headquarters of the fraternity involved will be notified of this decision.

**Section 3.** Probation: This sanction puts the fraternity under review of the Judicial Board for a specific period of time voted on by the Judicial Board. There may be restrictions attached. If there are no additional violations within this period of time, the Board will lift the sanction.

**Section 4.** Restrictions can include, but are not limited to:

A. Social privileges

B. Intramural Sports

C. Greek events

D. IFC officer (if he was involved in the incident) and he will be replaced by an alternate
from that chapter who was uninvolved in the violation in question.

E. IFC voting rights

F. Fines ranging from $1.00 minimum to $10 maximum per member.

G. Requirements to pay for damages, letters of apology, etc.

Section 5. Reprimand: A warning that the chapter or individual’s actions are inappropriate and should not be repeated. A written record of the hearing will be kept in the CORE/Greek Life Office for five (5) years.

Section 6. Other: The Judicial Board can select sanctions to fit the severity of the incident.

Section 7. Rush may not be suspended as a penalty, unless the chapter has been suspended from IFC.

Section 8. The national headquarters of the fraternity will be notified by the IFC Advisor of all formal sanctions given by the Board following the completion of the appeal process.

ARTICLE XIV
APPEALS

Section 1. When the decision of the Judicial Board has been reached, the decision may be appealed to the IFC Executive Council or to the Vice President for Student Affairs under the following conditions:

A. The appeal must be made in writing within 72 hours after the date of the decision letter.

B. The appeal must be based on the issue of substantive or procedural errors which are prejudicial and which were committed during the disciplinary process, or on the issue that the penalty is too extreme for the violation.

Section 2. The Chief Justice will forward all records of the hearing to the appropriate party.

Section 3. The Executive Council or Student Affairs will review the records involved with the appeal and recommend one of the following actions:

A. That the case stand as originally heard.

B. That the case be reheard because of procedural error.
C. That the sanction be reduced.

D. That the sanction be increased.