

# **DELTA CHI LAW**

**THE CONSTITUTION OF THE DELTA CHI FRATERNITY**

**THE BY-LAWS OF THE DELTA CHI FRATERNITY**

**THE REGULATIONS OF THE DELTA CHI FRATERNITY**

**THE CONSTITUTION  
OF  
THE DELTA CHI FRATERNITY**

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# THE CONSTITUTION OF THE DELTA CHI FRATERNITY

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## **PREAMBLE**

We, the members of The Delta Chi Fraternity, believing that great advantages are to be derived from a brotherhood of college and university men, appreciating that close association may promote friendship, develop character, advance justice, and assist in the acquisition of a sound education, do ordain and establish this Constitution.

I. **ESTABLISHMENT OF THE FRATERNITY**

1. **COMPOSITION**

The name of this organization shall be THE DELTA CHI FRATERNITY (Fraternity). It shall consist of undergraduate and alumni chapters, and colonies established and maintained as provided in this Constitution.

2. **REGIONS**

The area within the jurisdiction of this Fraternity shall be divided into nine sub-divisions called Regions. Each Region shall be under the direction and supervision of a Regent elected as hereinafter provided.

The Fraternity shall provide for the administration of its chapters and Regions.

3. **GOVERNING AGENCIES**

The government of the Fraternity shall be vested in:

- (1) The Convention,
- (2) The Board of Regents (Board),
- (3) The Executive Committee, and
- (4) The Chapters.

4. **DELTA CHI LAW**

The Supreme Law of the Fraternity shall be the Constitution.

The Fraternity shall enact By-Laws that are consistent with the provisions of this Constitution.

The Fraternity may adopt other legislative enactments that are consistent with the provisions of this Constitution and the By-Laws.

The governing agencies of the Fraternity, including the Executive Director, may promulgate Regulations implementing the Constitution, By-Laws, and Legislative Enactments.

The Constitution, By-Laws, Regulations, and Legislative Enactments duly adopted by the Fraternity shall be collectively referred to as "Delta Chi Law."

5. **INSURANCE FOR GENERAL FRATERNITY OFFICERS**

The Fraternity shall provide director and officers liability insurance for the following Fraternity officers acting within the course and scope of their duties: Regents, Executive Committee, chairmen of the standing committees, Legal Advisor, and any other persons specifically designated by the Board.

The Fraternity shall indemnify and hold harmless the above officials to the extent of the insurance provided.

6. **DEFINITION OF TERMS**

Whenever the word “chapter” appears in Delta Chi Law, it shall refer to both undergraduate chapters and colonies, except when the section specifies to the contrary.

7. **INCORPORATION**

The Fraternity may, upon vote of either the Board or the Convention, incorporate by forming a not-for-profit corporation to include all of the Fraternity’s then existing members and to which all of the Fraternity’s assets and liabilities shall be transferred.

## II. CONVENTION

### 1. COMPOSITION OF CONVENTION

The convention will be composed of delegates from each colony, undergraduate chapter, alumni chapter, and a Past “AA” committee.

### 2. POWERS OF CONVENTION

The Convention shall have full and complete legislative powers including the power to enact such By-laws, Regulations, and Legislative Enactments, as it deems necessary so long as they are not inconsistent with this Constitution.

### 3. ORGANIZATION OF CONVENTION

The Convention shall be called to order by the “AA”. The majority vote of those present and accredited shall elect its permanent officers and determine its order of business.

### 4. VOTING

(1) DISTRIBUTION — Each chapter and colony and the Past “AA” committee shall cast the number of votes provided in Delta Chi Law.

(2) LOSS OF VOTE IN CONVENTION — A chapter shall have no vote at a Convention, if, at the time of the convening of such Convention:

(a) The chapter’s charter is revoked or suspended;

(b) The chapter is under Risk Management sanction of Level III Corrective Action or above as defined by Delta Chi Law;

(c) The chapter is not in financial Good Standing as defined by Delta Chi Law;

(d) The chapter is under probation as defined in Article VII, Section 5, Subsection 7(b) of the By-Laws of The Delta Chi Fraternity; provided, however, a chapter under such probation may be permitted to vote if both of the following conditions are met:

(i) The conditions required by probation are complied with by the chapter; and,

(ii) The Executive Committee approves the seating of the chapter at the Convention.

(3) COMPULSORY FOR CHAPTER TO SEND ACCREDITED DELEGATION — Even though the delegation may not qualify to vote, each undergraduate chapter shall send an accredited delegation to the Convention. Any undergraduate chapter that fails to send an accredited delegation to the Convention shall be fined five hundred dollars (\$500) for each vote the chapter would be entitled to cast, even if the chapter is ineligible to vote.

This fine may be waived or reduced by a majority vote of the Board.

5. **TIMING OF CONVENTION**

- (1) **CONVENTION** — A Convention shall be held every two years at a time and place determined by the Board. If, however, the Board determines for good cause that a Convention cannot be held within two years after the next preceding Convention, such Convention may be postponed not more than two additional years. At least four months in advance of the date set for Convention, the “AA” shall call the Convention by proclamation.
  - (a) In the event that a Convention is postponed as provided in Section 1 above, the terms of office for all positions provided for in Delta Chi Law shall be extended for the same period of time as the Convention postponement.
- (2) **SPECIAL CONVENTION** — A special Convention may be held at any time by order of the Board ratified by the affirmative vote of at least two-thirds (2/3) of the undergraduate chapters. The result of the vote by the undergraduate chapters shall be reported by the Headquarters Office to the undergraduate and alumni chapters, to each “BB”, and to the Board, at least one week prior to the date set for such special Convention. If the vote of the chapters is in favor of such special Convention, the report by the Headquarters Office shall constitute the official call for such Convention.

6. **PROCEDURE**

All Convention meetings, including all Board meetings, shall be conducted in accordance with Robert’s Rules of Order so long as there is no conflict with Delta Chi Law.

### III. BOARD OF REGENTS

#### 1. **COMPOSITION OF BOARD**

The Board of Regents shall consist of 13 voting positions: nine Regents as elected by the Regions, the "AA", the "CC", the "DD", and the Retiring "AA".

#### 2. **POWERS AND DUTIES OF BOARD OF REGENTS**

The Board of Regents (Board) between Conventions shall be the supreme legislative body of the Fraternity. Subject to the provisions of Delta Chi Law, the Board shall have full and complete legislative powers. These powers shall include granting and revoking charters in accordance with Delta Chi Law, adopting the annual budget, making other policy determinations, and such other powers as are granted by Delta Chi Law. No member of the Board of Regents shall serve concurrently as the "BB" or as a member of the Alumni Board of Trustees of a chapter.

#### 3. **ELECTION, REMOVAL, AND VACANCIES**

(1) **QUALIFICATIONS** — A Regent shall be elected by the chapters and colonies of each Region. A Regent, in order to be eligible for election and service as such, shall be an alumnus living within a Region that he is to represent. Provided, however, that a Regent who, during the last six (6) months of his term of office, moves outside of the Region he represents shall, with the approval of a majority of the remaining Board members, be permitted to fulfill the remainder of his term of office. In the event that a majority of the remaining Board members does not approve the fulfillment by a Regent of the remainder of his term of office, or if a Regent moves outside of the Region he represents and the remainder of his term exceeds six (6) months, a vacancy in office shall be deemed to occur, which vacancy shall be filled pursuant to subparagraph (6) of this Section. Notwithstanding the foregoing, in the event the Board determines that there is no available qualified alumnus living within the Region, whether at the time of any election, upon the move of a Regent outside of the Region he represents, or at any other time, an alumnus living outside that Region may serve as Regent.

(2) **METHOD OF ELECTION** — Each Regent shall be elected at a Regional Leadership Conference, and shall be considered duly elected when he receives the majority vote of a quorum of chapters and colonies present there. Each chapter and colony shall cast the same number of votes provided in Delta Chi Law for convention voting. The vote shall be by secret ballot. In the event a quorum is not present (quorum is one eligible vote over 50%), no candidate achieves a majority vote of a quorum, or the balloting results in a tie vote, the chapters and colonies of the Region shall be polled by mail by the current Regent with votes returned to the Headquarters Office for tabulation. If, after all ballots are returned or thirty (30) days, whichever comes first, no candidate has been elected, then the Board of Regents, on or after June 15 of that year, shall elect the Regent from among the candidates with the top two number of votes for the full term due to be elected.

#### (3) **REGENT ELECTIONS**

(a) **TIME OF ELECTION** — The term of office for the position of Regent shall be two years. The Regents for Regions 1, 3, 5, 7 and 9 shall be elected in odd-numbered years and the Regents for Regions 2, 4, 6 and 8 shall be elected in even-numbered years. The term of office shall commence on June 15 of the year in which the election is held.

- (b) **LIMIT ON TERM OF SERVICE** — No Regent may be elected to more than three consecutive full terms, or serve for a maximum of seven consecutive years when including an unexpired term to which a Regent has been appointed or elected. There must be a one full term break in service before a man is eligible to be elected or appointed to the Board after having been elected to three consecutive terms or serving for seven consecutive years. No man may be elected to a term if by completing that term he would exceed seven consecutive years of service.
- (4) **REMOVAL OF REGENTS** — Any member of the Board may be removed by a two-thirds (2/3) vote of the Board and ratified by the affirmative vote of a majority of the undergraduate chapters eligible to vote in said member's Region.
- (5) **RESIGNATION OF REGENTS** — Any member of the Board may resign by submitting a written resignation to the Executive Director, who shall immediately forward such resignation to the members of the Board.
- (6) **VACANCIES** — Any vacancy in the membership of the Board shall be filled by a majority vote of the remaining members of the Board. The appointee shall serve until the next scheduled Regional Leadership Conference for that region, or at a specifically-called regional caucus at an International Convention, whichever comes first, at which time an election shall be held to fill the remainder of the term.
- (7) **OATH OF OFFICE** — Each Regent will assume the duties upon written oath being received in the Headquarters Office.

#### 4. **VOTING BY BOARD OF REGENTS**

All questions put before the Board shall require a majority vote, or higher vote requirement as may be otherwise provided in Delta Chi Law, of the members of the Board as then constituted to be adopted. The "AA" may vote only when his vote will determine the outcome.

#### 5. **RETIRING "AA"**

The position of Retiring "AA" shall be filled by the last man to have held the position of "AA" for a period from the end of his term of office until the time that another man qualifies for the position.

Should an "AA" resign his position during his term of office, it shall not affect the position of the person then holding the office of Retiring "AA" until the end of the next convention.

If the man eligible to serve as Retiring "AA" dies, resigns or declines to serve, then the position shall be vacant until another man qualifies for the position.

If a man is removed from the office of "AA" pursuant to Delta Chi Law then the man shall be ineligible to hold the office of Retiring "AA" and the position shall be vacant until another man qualifies for the position.

IV. **EXECUTIVE OFFICERS**

1. **COMPOSITION OF EXECUTIVE COMMITTEE**

The Executive Committee shall consist of the general officers of the Fraternity: “AA”, “CC”, and “DD”. No member of the Executive Committee may at the same time hold a position of Regent.

2. **POWERS AND DUTIES OF EXECUTIVE COMMITTEE**

Between Conventions, the Executive Committee shall have full and complete executive and administrative authority, subject to Delta Chi Law. The Executive Committee shall administer, enforce, and carry out the Legislative Enactments and regulations made by the Convention and the Board, and to this end shall meet at least twice a year.

A digest of the record of business undertaken at meetings of the Executive Committee shall be submitted to the Board and to undergraduate chapters and colonies.

3. **ELECTION AND VACANCIES**

(1) **QUALIFICATIONS —**

(a) Only alumni members of the Fraternity who have one or more of the following qualifications shall be eligible for the office of “AA”:

(i) One full term as a member of the Board; or

(ii) Service for two or more years as chairman of a standing committee or continuing program of the Fraternity, or as Legal Advisor; or

(iii) Service for four or more years as a “BB” or chairman of an Alumni Board of Trustees or as a member of a standing committee or continuing program of the Fraternity; or

(iv) Extensive and distinguished service to the Fraternity in any official capacity equivalent to any of the foregoing. Such qualifications shall be determined by a two-thirds vote of the Convention.

(b) Only alumni members of the Fraternity who have one or more of the following qualifications shall be eligible for the office of “CC” or “DD”:

(i) Any qualifications listed under subparagraph (a) above; or

(ii) Two or more years service as an employee of The Delta Chi Fraternity, Inc.; or

(iii) Registered attendance at two or more Fraternity Conventions.

(2) **METHOD OF ELECTION —** Immediately following the presentation of the Qualifications Review Committee’s report during the first general session of the Convention, each candidate beginning with those nominated for “AA” and followed consecutively by candidates for “CC” and “DD” may address the Convention and entertain questions from the floor for not more than ten (10) minutes for each candidate.

Election for “AA” will be the first order of business at the second general session of the first day, immediately following roll call. Nominations will be accepted from the floor. If any additional candidates are nominated from the floor for any position, each candidate for the position shall have two (2) minutes to speak.

Voting shall proceed immediately and shall be by secret ballot. After voting has started, it shall proceed to a conclusion without interruption.

Any nominee who receives a majority of the votes cast shall be elected. In the event that no one candidate receives a majority of the votes cast, the nominee receiving the fewest votes shall be dropped after each ballot until one candidate has received a majority.

Election procedure for the "CC" and "DD" shall be the same as for the "AA".

- (3) RESIGNATION OF EXECUTIVE OFFICERS — The "AA", "CC", "DD" or Retiring "AA" may resign by submitting a written resignation to the Executive Director, who shall immediately forward such resignation to the members of the Board.
- (4) TENURE — The "AA", "CC", and "DD" shall each serve from the close of the last session of the Convention at which he is elected until the close of the last session of the next succeeding Convention, or until his successor in such office qualifies therefore. No member shall serve as "AA", "CC", or "DD" for more than two terms in any one office. No member shall serve as a member of the Executive Committee longer than four consecutive terms.
- (5) VACANCIES — Any vacancy between Conventions in the offices of "AA", "CC", and "DD" shall be filled by a majority vote of the remaining members of the Board.
- (6) REMOVAL OF OFFICERS — Any member of the Executive Committee may be removed from office for mis-, mal- or non-feasance in office by a two-thirds (2/3) vote of the Board meeting in regular or special session, ratified by a 2/3 vote of the alumni and undergraduate chapters and colonies. Each chapter or colony shall have the number of votes set forth in Delta Chi Law. For purposes of this section only, the failure to vote by a chapter or colony shall not be considered as an affirmative vote.
- (7) OATH OF OFFICE — Each General Officer shall take the oath of office before assuming the duties of his office.

#### 4. EXECUTIVE DIRECTOR

The Executive Committee is authorized to employ an Executive Director with approval by a majority of the Board. The Executive Director shall be the chief administrative officer of the Fraternity. The Executive Director may be assigned any executive or administrative duty of any general officer. The Executive Director shall be a member of the Fraternity.

#### 5. ASSIGNMENT OF DUTIES

The Executive Committee may assign any of the powers and duties of the Executive Director to any officer of the Fraternity or to an Administrative Secretary that the Fraternity may employ.

#### 6. STANDING COMMITTEES

Standing committees shall be appointed as provided in Delta Chi Law. The standing committees shall include but not be limited to the following: Qualifications Review Committee, Committee on Delta Chi Law, Housing Committee, Investment Advisory Committee, Ritual Committee and Service Committee.

V. **MEMBERSHIP IN THE FRATERNITY**

1. **ELIGIBILITY**

- (1) **UNDERGRADUATE CHAPTERS** — The following shall be eligible for membership or associate membership in the Fraternity:
  - (a) Any male student registered in any college or university having a chapter of the Fraternity.
  - (b) Any male member of the teaching or administrative staff of any accredited college or university.
  - (c) Upon approval by the affirmative vote of two-thirds (2/3) of the Board, any male student registered in any accredited college or university not having an undergraduate chapter of the Fraternity.
  - (d) Any male of professional or business standing who has shown himself outstanding in his specific area of endeavor may be initiated as a member in the Fraternity upon unanimous vote of an undergraduate chapter and the approval of the chapter's Alumni Board of Trustees.
  - (e) A male adult relative of a member of the Fraternity, who is not then enrolled in any college or university having a chapter of the Fraternity, may be initiated as a member of the Fraternity upon unanimous vote of an undergraduate chapter, the approval of the chapter's Alumni Board of Trustees and the approval of the Executive Director.
  - (f) No person shall be eligible for election to membership or associate membership in an undergraduate chapter who is or has been an initiated member of another general college or social fraternity. No member of the Fraternity shall join any other such fraternity.
  - (g) Upon the unanimous vote of an undergraduate chapter and the affirmative vote of two-thirds (2/3) of the Board, an undergraduate chapter may posthumously initiate an Associate Member, waiving the Initiation Dues in such cases.
- (2) **ALUMNI CHAPTERS** - Any member of the Fraternity who is not an active member of an undergraduate chapter and who is a bona fide resident of a locality in which an alumni chapter is located shall be eligible to be a member of such alumni chapter.
- (3) **DENIAL OF MEMBERSHIP** — No person shall be denied membership because of race, color, creed or religion, national origin age, marital status, disability, citizenship or sexual orientation.

2. **MEMBERSHIP**

No person shall be initiated into an undergraduate chapter unless he receives approval by the chapter. No person shall become an Associate Member nor be initiated as a student member unless he has a cumulative college grade point average of 2.5 or better (on a 4 point scale), or a high school grade point average of 2.75 or better (on a 4.0 scale), if he has completed no college work. The method of approval by the active chapter shall be determined by each chapter and set forth in its By-Laws.

3. **EXPULSION**

If any member, either as a member or as an officer, of the Fraternity shall be guilty of unworthy conduct or violate his oath or Delta Chi Law it shall be the duty of any member who knows of that conduct to immediately notify an officer of the member's undergraduate chapter if the man is a student member or to notify the Headquarters office if the man is an alumnus member of such violation or conduct. Indebtedness of a member to a chapter or to the Fraternity, except non-payment of alumni dues, shall constitute unworthy conduct within the meaning of this section.

4. **HAZING**

Hazing is prohibited by the Fraternity. Any chapter, colony, or member who engages in any form of hazing shall be subject to discipline as prescribed in Delta Chi Law.

VI. **RITUAL AND CEREMONY**

1. **RITUAL AND ASSOCIATE MEMBER CEREMONY**

The undergraduate chapters shall use the Ritual and Associate Member Ceremony as adopted by the Fraternity.

2. **COMPOSITION AND AMENDMENT OF RITUAL**

The Ritual shall consist of the following parts and shall be amended in the following manner:

- (a) The Ritual of The Delta Chi Fraternity shall require the affirmative three-fourths (3/4) vote of the Convention.
- (b) The Forward, History of the Ritual and the Epilogue shall require the affirmative three-fourths (3/4) vote of the Board.
- (c) The Supplementary Notes on Presentation shall be approved by the unanimous vote of the Executive Committee.

3. **AMENDMENT OF ASSOCIATE MEMBER CEREMONY**

Any amendment to the Associate Member Ceremony shall require the affirmative three-fourths (3/4) vote of the Convention.

4. **USE OF RITUALISTIC NAMES**

The ritualistic names of the officers shall never appear in writing or in print.

## VII. CHAPTERS

### 1. ESTABLISHMENT OF CHAPTERS

The Fraternity has the power to establish chapters upon approval by the Board or the Convention.

- (1) UNDERGRADUATE CHAPTERS — An undergraduate chapter of the Fraternity may be established and maintained in accredited four-year degree granting colleges and universities and in accredited two-year colleges. An undergraduate chapter requires approval of three-fourths (3/4) vote of the Convention, or during the interim between Conventions by a majority vote of the Board.
- (2) ALUMNI CHAPTERS — Alumni chapters may be established and maintained in such cities, towns, or areas as are deemed practicable. Upon application by a group of alumni, an alumni chapter requires approval of a majority vote by the Convention or, in the interim between Conventions, by a majority vote of the Board.

### 2. CHAPTER GOVERNMENT

- (1) CHAPTER OFFICERS — The officers of each undergraduate and alumni chapter shall consist of “A”, “B”, “C”, “D”, “E”, and “F”.
- (2) CHAPTER BY-LAWS — Each undergraduate chapter may adopt such by-laws for its internal government as it may deem fit but such by-laws shall not be inconsistent with Delta Chi Law. Such by-laws and each amendment thereto shall be submitted to the Headquarters Office for approval and, when deemed necessary by the Executive Director, shall be forwarded to the Legal Advisor for review.
- (3) ELECTION OF “BB” — Each undergraduate chapter by majority vote shall elect an alumnus member who shall be known as a “BB”. In the event a chapter fails or refuses to elect a “BB” by October 15 of a non-Convention year, the “AA” shall appoint such “BB”. The duties, term and removal of the “BB” are prescribed in Delta Chi Law.
- (4) ALUMNI BOARD OF TRUSTEES — Each undergraduate chapter shall cause an Alumni Board of Trustees to be established. The “AA” shall cause the Alumni Board of Trustees to be established upon the failure of the chapter to do so. The powers of the Alumni Board of Trustees are prescribed in Delta Chi Law.
- (5) OATH OF OFFICE — Each undergraduate and alumni chapter officer shall take the Oath of Office, as prescribed in Delta Chi Law, before assuming duties of his office.

### 3. REVOCATION OF CHARTER

- (1) AUTHORITY — A charter of an undergraduate chapter may be revoked:
  - (a) By an affirmative vote of four-fifths (4/5) of the Convention or;
  - (b) By an affirmative vote of the Board ratified by four-fifths (4/5) of the chapters and colonies and alumni chapters eligible to vote.
- (2) VOTING ON REVOCATION OF CHARTER — No undergraduate chapter shall be considered as voting for the revocation of a charter unless two-thirds of its active members vote in the affirmative. Failure to vote within thirty (30) days after submission of the question to the Chapters in such a manner as proof of delivery or attempted delivery is obtained will be considered as an abstention.

The undergraduate chapter whose charter it is proposed to revoke shall not vote.

- (3) **REVOCAION FOR FINANCIAL OBLIGATIONS** — The charter of any alumni chapter that fails to pay its dues, fees, or other obligations to the Fraternity for a period of two consecutive fiscal years shall be automatically revoked.
- (4) **SURRENDER OF FRATERNITY PROPERTY DURING CHARTER REVOCATION PROCEEDINGS** — The officers of the undergraduate chapter whose charter it is proposed to revoke shall return to the Headquarters Office immediately upon the notice of the revocation proceedings the charter and rituals of the Fraternity in their possession or control. Failure to return the same within thirty days shall operate as an automatic revocation of the charter.
- (5) **SURRENDER OF CHAPTER RECORDS AND ACCOUNTS AFTER CHARTER REVOCATION** — Upon the revocation of a charter, all chapter records, bank accounts, notes receivable and accounts receivable, including members' accounts and notes and all "C" and "D" records, including financial data of every kind, shall become the property of the Fraternity and shall be surrendered by the officer or member having possession thereof to the Headquarters Office upon demand; provided, however, that bank accounts, notes receivable and accounts receivable including members' accounts and notes, shall be held in trust by the Fraternity and when and as collected by it the proceeds there from shall be applied as follows: first, to the payment of indebtedness, if any, of such chapter owing the Fraternity; second, the surplus, if any, upon the payment of debts, if any, of the chapter prorated in accordance with the amounts of the several debts of the chapter as these amounts may be ascertained to be then owed by the chapter, and third, any balance of such surplus shall be held for a period of ten years for the purpose of re-establishing the chapter and thereafter such funds or assets may escheat to the General Fund of the Fraternity upon approval by a majority of the Board.

**4. SUSPENSION OF CHAPTER**

The "AA" shall suspend an undergraduate chapter for violation of Delta Chi Law or any part thereof, or for conduct, action or procedure detrimental, injurious or offensive to the best interests of the Fraternity, its chapters or members, when, in the judgment of the Board, such action is necessary and proper. Such Board action may be taken when a chapter has indicated its desire to disaffiliate from the Fraternity. Return of the charter and rituals may be ordered by the "AA" in case of suspension.

**5. DUE PROCESS**

If a chapter is to be considered for disciplinary action as specified in Sections 3 or 4 of this Article by the Board of Regents or the Convention then the chapter and its Alumni Board of Trustees shall be notified in writing of the specific charges against the chapter not less than thirty (30) calendar days in advance.

- (1) **FAILURE TO NOTIFY** — If notification is not sent within the prescribed time, no action may be taken against the chapter or colony.
- (2) **RESPONSE TO CHARGES** — The chapter or colony shall be afforded the opportunity to respond to the charges either in writing or by having one or more representatives appear before the Board.
- (3) **WRITTEN NOTICE** — If suspension or any sanction is imposed by the Board, the chapter or colony shall be given written notice of the action and all conditions imposed by the Board.
- (4) **APPEALING FINES** — A chapter shall have ninety (90) days from the date notification is mailed to appeal the fine.

6. **CONSERVATORSHIP**

A Conservator may be appointed for a chapter by the Executive Committee upon the recommendation of the chapter's Regent or the Executive Director. The Conservator shall have full charge of chapter administration. The Conservator shall be responsible to the Executive Director.

7. **RE-ESTABLISHMENT OF CHAPTER**

Re-establishment of any chapter whose charter has been revoked or suspended shall be upon such terms and conditions as may be prescribed by the Board.

VIII. **LEGAL ADVISOR**

Upon the recommendation of the Executive Committee, the Board shall appoint a Legal Advisor. The Legal Advisor shall advise the Fraternity on such matters as the Executive Committee, the Board or the Executive Director deem appropriate. Such Legal Advisor shall be a member of the Fraternity and an attorney-at-law in good standing. The Legal Advisor shall serve without compensation and at the pleasure of the Board.

IX. **FRATERNITY FINANCES**

1. **FISCAL YEAR**

The fiscal year of the Fraternity shall begin July 1 and shall terminate June 30 of the following year.

2. **FRATERNITY BUDGET**

The Fraternity shall operate upon a budget prepared by the Executive Director, approved and adopted by a majority vote of the Board. This budget shall not exceed 100% of the total cash receipts of the previous year without approval by two-thirds (2/3) of the Board. Any line item expenditure in excess of 10% of the amount budgeted for that line item must be approved by two-thirds (2/3) of the Board. Expenses shall not exceed the total budget without approval by two-thirds (2/3) of the Board.

3. **USE OF FRATERNITY FUNDS FOR HOUSING**

- (1) No part of the General Fund or Endowment Fund may be used to directly purchase or make loans for chapter housing.
- (2) By a two-thirds (2/3) vote, the Board may transfer monies from the General Fund to the Housing Fund, or to a fund administered by a separate housing corporation established by the Fraternity, to be used to provide financial assistance to chapters for securing housing or to purchase real estate for chapter housing.

X. AMENDMENTS & VOTING

1. **AMENDMENTS**

- (1) **CONSTITUTION** — This Constitution may be amended upon the affirmative vote of three-fourths (3/4) of the Convention or by the affirmative vote of the Board ratified by the affirmative vote of three-fourths (3/4) of the undergraduate and alumni chapters and colonies eligible to vote.

Any amendment to the Constitution shall be submitted in writing to the Delta Chi Law Committee not later than ninety (90) days prior to the convening of the Convention at which such amendment is to be presented unless it has been submitted in writing to the chairman of the Convention four (4) hours prior to consideration by the Convention to allow adequate time to notify the delegates of the proposed amendment.

- (2) **BY-LAWS** — By-Laws may be amended upon the affirmative vote of two-thirds (2/3) of the Convention or by the affirmative vote of the Board ratified by the affirmative vote of two-thirds (2/3) of the undergraduate and alumni chapters and colonies eligible to vote.

Any amendment to the By-Laws shall be submitted in writing to the Delta Chi Law Committee not later than ninety (90) days prior to the convening of the Convention at which such amendment is to be presented unless it has been submitted in writing to the chairman of the Convention four (4) hours prior to consideration by the Convention to allow adequate time to notify the delegates of the proposed amendment.

- (3) **LEGISLATIVE ENACTMENTS** — Legislative Enactments may be adopted and amended by the Convention by an affirmative vote of the majority of the convention, or by an affirmative vote of the Board ratified by the affirmative vote of a majority of the undergraduate and alumni chapters.
- (4) **REGULATIONS** — Regulations may be adopted and amended with the approval of an affirmative vote of the majority of the Convention, or by an affirmative vote of the Board, ratified by the affirmative vote of a majority of the undergraduate and alumni chapters.
- (5) **TECHNICAL CORRECTIONS** — Upon a four-fifths (4/5) vote of the Board of Regents, the Executive Director and Chairman of the Delta Chi Law Committee may be authorized to make technical corrections to Delta Chi Law not changing any point of substance, including but not limited to typographical, grammatical, or syntax errors, incorrect references to other sections of Delta Chi Law, or punctuation. Any technical corrections made pursuant to this section shall be reported to each chapter and colony within 30 days.

2. **VOTING**

- (1) **VOTING BY CHAPTERS**

- (a) **Chapter Eligibility to Vote** — If at the time the voting period in Subsection (b) below begins, a chapter would be considered under Delta Chi Law to have lost the right to vote at a Convention, that chapter shall not be entitled to vote on any Fraternity matters; unless, a chapter ineligible for financial reasons has reduced its account balance to be in financial Good Standing prior to the recording of the vote at the International Headquarters.

- (b) Effect of Failure to Vote-Affirmative Vote — The failure of any qualified chapter or colony to vote within the voting period shall be considered an affirmative vote. The voting period by mail shall be 30 days from the day the last notice of the motion is postmarked for mailing from the Headquarters Office.
- (c) All votes shall be submitted on the official ballot sent by the Headquarters office.

(2) VOTING BY BOARD OR EXECUTIVE COMMITTEE

- (a) Matters Submitted by Headquarters Office — Any matter presented for action to the Board or the Executive Committee shall be submitted by the Headquarters Office by mail or electronic means. The Executive Director is authorized to establish priority of motions.
- (b) Effect of Failure to Vote-Affirmative Vote — Unless a member of the Board or a member of the Executive Committee registers his vote with the Headquarters Office within twenty (20) days after the question has been submitted by the Headquarters Office, the motion fails.
- (c) Abstaining from Voting — If a member of the Board or of the Executive Committee indicates in writing to the Headquarters Office that he desires to abstain from voting, such abstention shall not be considered either an affirmative or negative vote.
- (d) Use of Mail or Electronic Means — Members of the Board or of the Executive Committee may register their votes by mail or electronic means on any question submitted to them.
- (e) Action without meeting — Unless otherwise specified in the Article of Incorporation, these Bylaws or applicable law, any action that may be authorized or taken at a meeting of the Board may be authorized or taken in writing, without a meeting, or mail, by unanimous written consent of the members of the Board entitled to vote, effective as of the date of the consent of the last Board member to consent. Any such written action may be signed in counterparts or by facsimile transmission, or both, or the consent of any member may be evidenced by email, provided in all cases that a permanent record of each such consent shall be entered upon the corporate records of the Fraternity and notification of such consent shall be provided to all members of the Board.

# THE CONSTITUTION OF THE DELTA CHI FRATERNITY

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**THE BY-LAWS  
OF  
THE DELTA CHI FRATERNITY**

Printing Date: November 2016

# THE BY-LAWS OF THE DELTA CHI FRATERNITY

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I. **ESTABLISHMENT OF THE FRATERNITY**

1. **REGIONS**

The area of this Fraternity shall be divided into nine sub-divisions, called Regions, as follows:

- Region 1: The states of Washington, Oregon, Idaho, Montana, Wyoming, and Alaska, the provinces of British Columbia, Alberta and Saskatchewan, and the territories of the Yukon, Nunavut and the Northwest Territories.
- Region 2: The states of California, Nevada, Utah, Arizona, New Mexico and Hawaii.
- Region 3: The states of Texas, Oklahoma, Arkansas, and Louisiana.
- Region 4: The states of North Dakota, South Dakota, Nebraska, Kansas, Missouri, Iowa, Minnesota and Colorado.
- Region 5: The states of Wisconsin, Illinois, and Indiana, and the northern (upper) peninsula of Michigan.
- Region 6: The states of Michigan (exclusive of the northern peninsula), Ohio, Kentucky and West Virginia, and the province of Ontario.
- Region 7: The states of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York and New Jersey, and the provinces of Quebec, Newfoundland, New Brunswick, Nova Scotia and Prince Edward Island.
- Region 8: The states of Mississippi, Alabama, Georgia, Florida, South Carolina and Tennessee.
- Region 9: The states of Pennsylvania, Delaware, Maryland, Virginia, North Carolina and the District of Columbia.

2. **ASSIGNMENT OF CHAPTERS AND COLONIES**

A chapter or colony may request that it be assigned to a Region other than that provided in Section 1 above for reasons of geographic proximity to chapters or colonies in another Region, or for other valid reasons. Such change may be made by the Board at the request of a chapter or colony or upon recommendation of the Executive Director.

## II. CONVENTION

### 1. **MAKE-UP OF DELEGATION**

Insofar as possible, the delegation from each undergraduate chapter shall be composed of the “BB” or an alumnus of the chapter, and two student members both of whom are reasonably certain to return to the chapter the following academic year. At least one delegate from each undergraduate chapter shall be a member. No person shall act as a delegate for more than one chapter.

### 2. **SELECTION OF DELEGATES-CREDENTIALS**

- (1) **TIME OF SELECTION** — Delegates shall be chosen by undergraduate and alumni chapters not later than 60 days prior to the Convention.
- (2) **CREDENTIALS COMMITTEE** — The Executive Committee shall serve as the Credentials Committee to determine the accredited delegates for the Convention.
- (3) **PRESENTATION OF CREDENTIALS** — Promptly upon choosing delegates each chapter shall forward their credentials to the Headquarters Office, in a manner and in a format as determined by the Credentials Committee, not later than 60 days prior to the Convention for presentation to and examination by the Credentials Committee.
- (4) Revised credentials may be filed with the Credentials Committee at any time prior to the opening of the Convention.

### 3. **PRE-CONVENTION BOARD MEETING**

There shall be a pre-Convention Board Meeting to consider and act on all matters that need Board action and specifically including the following:

- (1) Recommend the legislative program to be presented to the Convention including amendments to Delta Chi Law and recommend the committees to which such proposed legislation should be referred.
- (2) Appoint the Qualifications Review Committee.
- (3) Recommend the organization of the Convention, selection of officers and appointment of other committees of the Convention.
- (4) Determine chapters eligible to seat a delegation and determine whether Convention privileges shall be recommended for delegates not seated at the Convention.

### 4. **POST-CONVENTION BOARD MEETING**

There shall be a Post-Convention Board Meeting to consider and act on all matters that need Board Action and specifically including the following:

- (1) Additional legislative action made necessary by Convention action.
- (2) Amendments to the annual budget made necessary by Convention action.
- (3) Impose or waive fines for failure to send an accredited delegation.

- (4) Appoint a Legal Advisor, North-American Interfraternity Conference delegate(s), and committee personnel.
- (5) Place chapters on probation and suspension and withdrawal or forfeiture of charters under the provisions of the Constitution.
- (6) Other matters that need Board attention.

5. **OFFICERS EMERITI**

Upon recommendation of the Board, the Convention may designate one or more outstanding men who have formerly served as “AA”, “CC”, “DD”, or “BB” of the Fraternity as “AA” Emeritus, “CC” Emeritus, “DD” Emeritus, or “BB” Emeritus. Such designation shall be for meritorious and conspicuous service to the Fraternity in that office. Any person so designated shall retain the title for life.

The Board may designate one or more outstanding men as Emeritus upon their retirement or leaving other Fraternity positions. Such designations shall be for meritorious and conspicuous service to the Fraternity in that office. Any person so designated shall retain the title for life, excepting that such designation shall be suspended if the person returns to Fraternity service in the same position.

6. **VOTING**

- (1) **UNDERGRADUATE CHAPTERS** — Each undergraduate chapter shall cast a number of votes based on its membership, defined as the number initiated and dues-paying members including those initiates who are not yet required to pay dues, as follows: if its membership is less than the average chapter membership, three (3) votes; if its membership is equal to or greater than the average chapter membership, four (4) votes; if its membership is equal to or greater than twice the average chapter membership less ten (10), five (5) votes.
- (2) **UNDERGRADUATE COLONIES** — Each undergraduate colony will cast a number of votes based on its membership, defined as the number of members and associate members as follows: if its membership is less than the average chapter membership, one (1) vote; if its membership is equal to or greater than the average chapter membership, two (2) votes; if its membership is equal to or greater than twice the average chapter membership less ten (10), three (3) votes.
- (3) **ALUMNI CHAPTERS** — Each alumni chapter will cast a number of votes based on the number of members in good-standing as follows: 1-15, one (1) vote; 16-30, two (2) votes; 31 or more, three (3) votes.
- (4) **“AA” COMMITTEE** — The Past “AA” Committee, as represented by those in attendance, will cast two (2) votes.

### III. BOARD OF REGENTS

#### 1. MEETINGS OF BOARD OF REGENTS

(1) TIME AND PLACE —

- (a) The Board shall hold regular meetings prior to and immediately after each Convention at the Convention site and at least once a year in non-Convention years and such additional regular meetings as the Board may direct.
- (b) The “AA” shall call each of these meetings specifying the time and place of each meeting unless the Board has previously specified otherwise.
- (c) The “AA” may call additional special meetings of the Board with 14 days notice. Said meetings may be held as electronic conferences in conformance with Iowa law.
- (d) The Executive Committee shall prepare the agenda for all regular and special meetings.
- (e) The “AA”, or the “CC” and “DD” acting jointly if the “AA” fails or is unable to act, shall call a special meeting of the Board with 14 days notice upon petition by a majority of the members of the Board specifying the matter(s) to be considered at the meeting. Only matters specified in the petition shall be considered at such a special meeting.
- (f) The “AA”, or the “CC” and “DD” acting jointly if the “AA” fails or is unable to act, may call emergency meetings of the Board with 72 hours notice. The “AA” shall specify the matter(s) to be considered at the meeting and only said matters shall be considered at an emergency meeting. Such meetings may be held as electronic conferences in conformance with Iowa Law.

(2) CHAIRMAN AND SECRETARY — At all Board meetings the “AA” shall serve as chairman and the “CC” as secretary unless the Board chooses other members of the Board to serve in such capacities.

(3) MINUTES — The secretary or a member of the staff of the Headquarters Office shall keep a record of all actions taken by the Board at any meeting. A digest of said records shall be prepared and submitted to the chapters and colonies.

(4) ALTERNATES — A Regent may designate in writing that a Vice Regent of his Region may act on his behalf at a meeting of the Board.

(5) OPEN MEETINGS — All meetings of the Board shall be open to any member of the Fraternity, except 1) to meet with legal counsel or receive advice from legal counsel regarding potential or pending litigation or real estate transactions, or; 2) to discuss employment issues relative to fraternity staff or a potential member of fraternity staff, or; 3) to deliberate on member or chapter discipline matters, providing that all final votes are taken in open session.

Notice of all meetings of the Board of Regents shall be provided to chapters in advance of the meeting and posted on the Fraternity's Internet web site.

Notice of emergency meetings of the Board shall be to the chapters by email and posting on the Fraternity's Internet web site.

**By-Laws**

2. **VICE REGENTS**

To assist a Regent in carrying out his duties, one or more Vice Regents may be appointed by a Regent for a period from the date of appointment until the next June 15.

A Vice Regent may be removed by the Regent of the Region the Vice Regent was appointed to represent or by a two-thirds vote of the Board. A Vice Regent may resign by submitting a written resignation to the Regent of the Region the Vice Regent was appointed to represent, which resignation shall be effective upon receipt by said Regent.

A Vice Regent may conduct official business on behalf of the Regent of the Region the Vice Regent was appointed to represent, with the consent of said Regent. A Vice Regent need not be a resident of the Region he represents.

3. **REGIONAL LEADERSHIP CONFERENCE**

- (1) **CONFERENCE DIRECTION** — The Regional Leadership Conference shall be under the direction of the Regent. The Regent shall be empowered to make assessments to cover the costs of the Conference.
- (2) **WHEN HELD** — During each academic year a Regional Leadership Conference shall be held consisting of all chapters and colonies in that Region. The Conference shall be called by the Regent in the following manner:
  - (a) The site shall be selected by vote of the preceding year's conference.
  - (b) The chapters shall be requested by the Regent to indicate the dates that will be convenient for them to attend the conference. The Regent shall select the dates for the conference. Arrangements for the conference will be announced to the chapters not less than one month prior to the date fixed for the conference.
  - (c) For good cause, the Executive Committee has the authority to divest any Regent of his authority under this section and appoint a Regional Leadership Conference Coordinator to plan and coordinate the conference in his place.
  - (d) For good cause, the Regent may move the site of a Regional Leadership Conference with the unanimous approval of the Executive Committee.
  - (e) In the event that a Regional Leadership Conference fails to select a site for the next Regional Leadership Conference, then the Regent shall select a site for the Conference with the approval of the Executive Committee.
- (3) **REPORT OF REGIONAL LEADERSHIP CONFERENCES** — A full report of each Regional Leadership Conference shall be submitted by each Regent to the Headquarters Office.
- (4) **COMPULSORY ATTENDANCE AT CONFERENCES** — Failure to have a delegation in attendance at each Regional Leadership Conference shall result in a fine of \$200 for each vote the chapter would be entitled to cast, even if the chapter is ineligible to vote. A delegation must include at least one student member of the chapter and meet the attendance standards that have been set and communicated by the Regent. The Board may waive or reduce the fine on a motion by a Regent following the conference and approved by a majority vote of the Board.

- (5) WAIVING OF COMPULSORY ATTENDANCE REQUIREMENT — If the date scheduled for a Regional Leadership Conference directly conflicts with the time of final examinations at a chapter, as certified by a letter from the “BB” to the Regent at least 72 hours prior to the convening of the conference, that chapter shall be excused from the penalty prescribed.
- (6) VOTING — Each chapter may cast on any question coming before a Regional Leadership Conference the same number of votes provided in Delta Chi Law for convention voting. If, at the time scheduled for convening a Regional Leadership Conference, a chapter would be considered under Delta Chi Law to have lost the right to vote at a convention, that chapter shall have no vote at such conference.

IV. **EXECUTIVE OFFICERS**

1. **GENERAL OFFICERS**

- (1) **POWERS AND DUTIES OF “AA”** — The “AA”, in addition to those powers and duties set forth elsewhere in Delta Chi Law, and those that may be delegated to him by the Executive Committee, shall:
  - (a) Exercise the powers usually exercised by the president of an organization.
  - (b) Sign all charters, memorials, and proclamations of the Fraternity.
  - (c) Render a full report of the conduct and administration of his office to the Convention at the end of his term of office.
  - (d) At the end of his term, turn over to his successor all books, documents, records, and property of the Fraternity that are in his possession or under his control.
  
- (2) **POWERS AND DUTIES OF “CC”** — The “CC”, in addition to those powers and duties set forth elsewhere in Delta Chi Law, and those that may be delegated to him by the Executive Committee, shall:
  - (a) Exercise the powers usually exercised by the secretary of an organization.
  - (b) Recommend to the Board of Regents the chartering of all qualified undergraduate chapters and alumni chapters.
  - (c) Sign all charters.
  - (d) Attest to the minutes for the Convention, Board of Regents meetings, and Executive Committee meetings.
  - (e) At the end of his term of office, turn over to his successor all books, documents, records, and property of the Fraternity that are in his possession or under his control.
  
- (3) **POWERS AND DUTIES OF “DD”** — The “DD”, in addition to those powers and duties set forth elsewhere in Delta Chi Law, and those that may be delegated to him by the Executive Committee, shall:
  - (a) Exercise the powers usually exercised by the treasurer of an organization.
  - (b) Recommend to the Board of Regents the annual operating budget of the Fraternity.
  - (c) Sign all Charters.
  - (d) At the end of his term, turn over to his successor all funds, monies, books, records, and property of the Fraternity that are in his possession or under his control.
  
- (4) **POWERS AND DUTIES OF EXECUTIVE DIRECTOR** — The Executive Director, in addition to those powers and duties set forth elsewhere in Delta Chi Law, and those that may be delegated to him by the Executive Committee, shall:

- (a) Assist the Regents in scheduling all Regional Leadership Conferences, and attend them insofar as feasible.
  - (b) Have authority to submit motions or resolutions to the Board, to the Executive Committee, or to a Regional Leadership Conference in his own name.
- (5) BONDING OF “DD” AND EXECUTIVE DIRECTOR — The “DD”, the Executive Director, and any designee of the Executive Committee shall each give the bond of a regular surety company, which shall be approved by the Executive Committee, before assuming the duties of his office. A blanket bond in lieu of individual bonds shall meet the requirements of this section if approved by the Executive Committee, such bond or blanket bond shall be paid for by the Fraternity and deposited in the safety deposit box of the bank selected by the Executive Committee as the depository for the securities of the Fraternity.
- (6) PRESENTATION OF RECORDS — All records of the Fraternity not needed by any executive officer for the prosecution of the work of his office shall be deposited in the Headquarters Office.

2. **HEADQUARTERS OFFICE**

- (1) MAINTENANCE OF HEADQUARTERS OFFICE — The Executive Committee shall maintain a Headquarters Office and for this purpose may execute leases, purchase equipment, and incur such other reasonable and necessary expenses to operate an efficient Headquarters Office as provided in the budget of the Fraternity.
- (2) MANAGEMENT OF HEADQUARTERS OFFICE — The Executive Director shall be in full charge of the Headquarters Office and its functions and have complete supervision and direction of its personnel and various activities. The Executive Director may employ adequate office and consultant assistance as provided in the budget of the Fraternity.
- (3) FUNCTIONS OF HEADQUARTERS OFFICE — The Headquarters Office shall perform all functions enumerated in Delta Chi Law. The Executive Director is empowered and required to perform or cause to be performed all such functions.

3. **STANDING COMMITTEES**

- (1) QUALIFICATIONS REVIEW COMMITTEE
  - (a) Composition — During the pre-Convention Board meeting, the Board shall appoint a Qualifications Review Committee consisting of five members, including a member of the Board, a “BB”, an accredited delegate from an alumni chapter, and two accredited delegates from undergraduate chapters.
  - (b) Function — The Qualifications Review Committee shall meet prior to the opening session of the Convention to review a resume from each candidate for office. The resume must be submitted to the Committee at this meeting on a form provided by the Headquarters Office thirty (30) days prior to the Committee’s meeting. The Headquarters Office will prepare copies of the resume for delegates at the Convention. Otherwise, the candidate may prepare copies at his own expense. The Committee shall submit for nomination all qualified candidates for each office. The Committee may recommend specific candidates at its discretion.
  - (c) Report of the Committee to the Convention — The Committee shall submit the list of all candidates with any recommendations to the first general session of the Convention. The Committee will also distribute resumes.

(2) COMMITTEE ON DELTA CHI LAW

- (a) Composition — The Board shall appoint the committee on Delta Chi Law. This Committee shall consist of three alumni and two student members. The alumni members shall be appointed at the non-Convention year regular meeting of the Board for a two-year term. The student members shall be appointed at the post-Convention Board meeting and the non-Convention year regular meeting of the Board for a one-year term.
- (b) Proposed Amendments — All amendments to Delta Chi Law, shall be referred to the Committee for consideration. All amendments to Delta Chi Law shall be put in proper form by the Committee.
- (c) Periodic Review by Committee — The Committee may at any time review Delta Chi Law, and prepare such amendments as shall be necessary for proper form, context, grammar, and items of similar import having no substantial effect upon the substance and intent of Delta Chi Law.
- (d) Time and Form for Submitting Amendments — Except as provided in (c) above, all proposals for amendments to Delta Chi Law shall be submitted in writing to Delta Chi Law Committee not later than ninety (90) days prior to the convening of the Convention at which such proposals shall be considered.
- (e) Notice of Proposed Amendments — The Headquarters Office at least three (3) weeks prior to the convening of the Convention shall mail to appointed delegates written notice of all proposed amendments to Delta Chi Law.

(3) HOUSING COMMITTEE

- (a) Composition — The Housing Committee shall consist of three alumni members of the Fraternity appointed by the Board for six-year terms staggered such that the seat of one alumni member shall expire in every odd numbered year. No member of the Board shall be eligible to serve on the Committee. The Board shall also appoint two student members at the post-Convention Board meeting and its non-Convention year regular meeting who will serve a term of one year. A member of the Housing Committee may be removed from office by a two-thirds (2/3) vote of the Board ratified by a two-thirds (2/3) vote of the undergraduate chapters.
- (b) Functions — The Housing Committee shall recommend to the Board policies for the use of funds provided by the Fraternity from the Housing Fund. It shall be the duty of the Committee to implement these policies and to administer the Housing Fund. In addition, the Committee may recommend to the Board policies and programs regarding housing issues, financial or otherwise. A financial report of the Housing Fund shall be submitted to the chapters with the semi-annual financial report of the Fraternity.
- (c) Reports — An annual financial status report and summary of the actions of the Housing Fund shall be provided at the annual Board meeting. Any investment decision regarding the unloaned portion of the Housing Fund shall be finally vested with the Board.

(4) INVESTMENT ADVISORY COMMITTEE

- (a) Composition — The Investment Advisory Committee shall consist of three alumni members appointed by the “AA” and approved by a majority of the Board. Each member shall be appointed to a three-year term staggered such that the seat of one alumni member shall expire each year.
- (b) Function — The Investment Advisory Committee shall direct and oversee the investment of the following funds;
  - (i) General Fund
  - (ii) Housing Fund
  - (iii) Endowment Fund

It shall be the purpose of the Committee to invest monies of each fund in a prudent manner consistent with the purposes and needs of each respective fund. The Committee shall operate at the direction of the Board.

- (c) Report — The Investment Advisory Committee shall report to the Board on a quarterly basis and at least one member of the Committee must attend the annual Board meeting with a written annual report.
- (d) Control — The Board shall retain the right to suspend formal action by the Investment Advisory Committee when approved by two-thirds (2/3) of the Board.
- (e) Limit of Liability — No member of the Investment Advisory Committee shall be liable or responsible for loss resulting to any fund over which he shall have any investment authority or responsibility nor to any member of the Fraternity or any other party as the result of any action taken by him in good faith at the direction of the Board or for any failure in good faith to take action in the absence of direction to so act by the Board.

(5) RITUAL COMMITTEE

- (a) Composition — The Board shall appoint the Ritual Committee. The Committee shall consist of five alumni and three student members. The alumni members shall be appointed at the non-Convention year regular meeting of the Board for a two-year term. The student members shall be appointed at the post-Convention Board meeting and the non-Convention year regular meeting of the Board for a one-year term.
- (b) Chairman — The Chairman of the Ritual Committee shall also serve as Ritualist of the Fraternity.

Function — The Ritual Committee shall respond to any questions directed to the Committee regarding the performance of the Ritual or the Associate Member Ceremony and shall review and place in proper form any proposed amendment to the Ritual or Associate Member Ceremony. The Committee shall forward any proposed amendment to the Ritual or Associate Member Ceremony to the Board for consideration with its recommendation. The Committee shall monitor the performance of the Ritual and Associate Member Ceremony by the chapters and colonies to maintain uniformity

throughout the Fraternity. Committee members, insofar as they are capable, shall assist the chapters and colonies in the performance of the Ritual and Associate Member Ceremony and exemplifications. The Committee shall administer and supervise any other ceremony of the Fraternity as the Board may establish.

(6) SERVICE COMMITTEE

- (a) Composition — the Board shall appoint the Service Committee. The Committee shall consist of four alumni and three student members. The alumni members shall be appointed at the non-Convention year regular meeting of the Board for a two-year term. The student members shall be appointed at the post-Convention Board meeting and the non-Convention year regular meeting of the Board for a one-year term.
- (b) Function — The Service Committee shall promote service to the community, assist in organizing a fraternity-wide annual week of service, organize community service events in conjunction with Fraternity events and provide campus and community service ideas to chapters for regional and campus events.

(6) LIMIT ON TERM OF SERVICE — No member shall serve more than twelve (12) consecutive years on the same standing committee. There must be a two-year break in service before appointment to the same committee. The years served by a member completing the unexpired term of another shall not be counted towards the limit on the term of service.

(7) CHAIRMEN — The Chairman of each standing committee shall be selected from the alumni members of the committee by the "AA" with the approval of the Board.

(8) REMOVAL AND VACANCIES — Any member of a Standing Committee, with the exception of the Housing Committee, may be removed from office at any time by the majority vote of the Board. In the event of a vacancy on a Standing Committee, it will be promptly filled by the Board for the unexpired term of the vacated position.

(9) STATUS — A member of a Standing Committee shall hold the required membership status (Alumni or Student) at the time of his appointment to the Committee. Should a man's membership status change, it shall not affect his membership on the Committee for the balance of the term to which he was appointed.

(10) TERMS — Recognizing that the date of the annual meeting of the Board will vary from year to year, therefore the term of members appointed to standing committees shall be from the close of the Board meeting at which they are appointed to the close of the annual meeting at which their term will expire even if this will cause the terms to be less than or greater than the specified number of years of service.

V. **MEMBERSHIP IN THE FRATERNITY**

1. **CATEGORIES OF MEMBERSHIP**

- (1) **STUDENT MEMBER** — An initiate of the Fraternity enrolled at the same institution in which his initiating chapter or colony is located, or to which he has subsequently affiliated, shall be considered a student member, whether as an undergraduate or graduate student, unless otherwise provided in Delta Chi Law, except that a graduate student may at his option elect alumnus status. For purposes of Delta Chi Law, a graduate student shall be defined as a man who is enrolled in school and has a baccalaureate or higher degree.
- (2) **AFFILIATION OF MEMBERS OF OTHER CHAPTERS** — Any undergraduate chapter may affiliate any member of the Fraternity upon presentation of a duly executed Affiliation Card.
- (3) **STUDENT MEMBER**
  - (a) **STATUS DEFINED** — A student member in inactive status shall be prohibited from material participation in chapter activities including, but not limited to, social activities, sports programs, living in the chapter house, voting at chapter meetings, holding chapter office, and representing the chapter in any capacity.
  - (b) **PROCEDURE** — A student member may receive inactive status only through one of the following:
    - (i) Written notification by the member, such notification shall not impair any written financial agreements between the member and the chapter.
    - (ii) Motion of the member's chapter with approval by a two-thirds vote of both the chapter and its Alumni Board of Trustees.
    - (iii) For financial indebtedness only, by action of the Alumni Board of Trustees by a two-thirds vote.
    - (iv) For failing to meet the minimum grade point average established in the chapter's By-Laws for the immediately preceding academic term.
  - (c) **RETURN TO ACTIVE STATUS** — An inactive student member may return to student member status by petition to the chapter with approval by a two-thirds vote of the chapter and its Alumni Board of Trustees.
- (4) **ALUMNUS STATUS** — Any initiate not then enrolled at the chapter or colony into which he was initiated or to which he has subsequently affiliated, except for university vacation periods during which enrollment is not required to maintain student status, shall be an alumnus member of the Fraternity. No alumnus member of the Fraternity shall have the right to vote in the meetings of an undergraduate chapter. Graduate students who are student members of a chapter shall have all of the rights of membership. Once a member has attained alumnus status, he may retain, at his option, that status even if he would later be eligible to return to being a student member.

- (5) MEMBERSHIP IN OTHER FRATERNITIES — No person shall be eligible for membership or associate membership in the Fraternity who is a member of another general college social fraternity. No member of the Fraternity shall join any other such fraternity.

## 2. EXPULSION FROM FRATERNITY

### (1) EXPULSION AUTHORITY

- (a) Undergraduate chapters may expel student members and inactive student members for the causes specified in the Constitution.
- (b) The Board may expel alumnus members for the causes specified in the Constitution.
- (c) The Board may expel student members and inactive student members for the causes specified in the Constitution.
- (d) The Board shall have the authority to order the initiation of expulsion proceedings against a student member or inactive student member by an undergraduate chapter.
- (e) Upon the initiation of expulsion proceedings, the "AA" may suspend the member from the Fraternity pending trial and decision.
- (f) Trial by the Board shall be conducted by the filing of briefs, affidavits, and other papers, unless the Board specifies otherwise.
- (g) Expulsion from the Fraternity shall require a two-thirds (2/3) vote of the appropriate body, either the chapter or the Board.

## 3. CONDUCT OF MEMBERS

- (1) GAMBLING — Gambling or games of chance in any form whatsoever shall not be permitted in any chapter house or upon the premises of any chapter house or upon the premises of any chapter, except in those cases in which it is permitted by the rules and regulations of the university or college and by state and federal laws.
- (2) INTOXICATING LIQUOR AND DRUGS — No intoxicating liquor or beverage or other drugs shall be brought into, possessed, used or consumed in any chapter house, rooms, or quarters, or upon the grounds or premises thereof or at any chapter or Fraternity-sponsored function, except in those cases in which it is permitted by the rules and regulations of the university or college and by state and federal laws.
- (3) FIREARMS — No firearms or ammunition, including air-powered weapons, shall be brought into, possessed, stored or used upon the grounds or premises of any chapter house or chapter property except as may be used by law enforcement officers in their capacity as such.
- (4) HAZING
  - (a) PROHIBITION OF HAZING — No undergraduate chapter or colony, nor any member or associate member of an undergraduate chapter or colony, shall engage in the hazing of any associate member or initiated member at any time.

- (b) DEFINITION OF HAZING— “Hazing” is any action or situation created whether on or off fraternity or campus premises, which produces mental or physical discomfort, embarrassment, harassment, anxiety or ridicule, no matter how good the intent or end result.
- (5) SEXUAL VIOLENCE—Any act of sexual violence is prohibited. Sexual violence is any sexual act that is perpetrated against someone’s will. Sexual violence encompasses a range of offenses, including but not limited to, a completed nonconsensual act (i.e., rape), an attempted nonconsensual sex act, abusive sexual contact (i.e., unwanted touching), and non-contact sexual abuse (e.g., threatened sexual violence, exhibitionism, verbal sexual harassment.)
- (6) RISK MANAGEMENT — The Board of Regents shall adopt a Risk Management Policy that includes, but is not limited to, conduct and activities prohibited or regulated in Delta Chi Law.

**4. CONDUCT OF MEMBERS AND RISK MANAGEMENT POLICY ENFORCEMENT**

- (1) RISK MANAGEMENT COMMISSION — The Risk Management Commission shall consist of a Chairman (at-large member), the “CC” or “DD” on a rotational basis and a member of the Board of Regents on a rotational basis. The Chairman shall be an alumnus member of the Fraternity appointed by the “AA” and confirmed by the Board of Regents. The Chairman shall be appointed for a two-year term at the non-convention Board meeting. The Chairman shall be responsible for establishing the rotational system for the other members.

A member shall be disqualified from the commission when the complaint involves the member’s chapter of initiation or affiliation. In the case of a Regent, he shall be disqualified when the complaint involves a chapter in the member’s region. In the case of a disqualification of a rotational appointment, the next man in the rotation shall serve. Should both the “CC” and the “DD” be disqualified, the “AA” shall serve. Should the chairman of the commission be disqualified, the Legal Advisor shall serve as chairman for the case.

A member may disqualify himself from a case upon a written statement stating the reason for the disqualification.

The Chairman may be removed from office at any time by the majority vote of the Board.

No member of the Fraternity shall discuss a case with members of the commission until a decision is final, except to provide information requested by the commission.

- (2) PROCEDURE
  - (a) Complaint — Any action under this section shall be initiated by a complaint submitted to the Executive Director. The complaint, which may be written or oral, shall specifically set forth the act(s), practice(s) or violation complained of, the name of the chapter involved, and the names of any members involved, if known. The name of the complainant shall be provided to the Executive Director. If requested by the complainant, his or her identity shall not be disclosed to any person except the Executive Director and the members of the Commission.

- (b) Notification — The Executive Director shall notify the “A”, “BB” and Regent of the chapter that is the subject of the complaint within seven (7) days of receipt of the complaint. All notifications to the chapter required in this section shall be sent in such a manner that proof of delivery or attempted delivery is obtained. The notification shall request the “A” to provide a written response to the charge. Failure of the chapter to respond within ten (10) days of notification will not, in any way, be cause for the Commission to delay its actions.
- (c) Report and Decision — Following the deadline for response, the Executive Director shall:
  - (i) Refer to the Commission cases involving the alleged violation of Delta Chi Law or Risk Management Policies by a chapter that have occurred within the longer of twelve (12) months, or a period of corrective action of a prior violation adjudicated under this article.
  - (ii) In all other cases, the Executive Director shall take the case under advisement for an administrative determination of the validity of the charges and determination of appropriate corrective action.
- (d) Written Report — Within sixty (60) days of the expiration of the deadline for the response of the chapter, either the Commission or the Executive Director shall prepare a written report and decision concerning the charge. A decision by the Commission shall be rendered upon the concurrence of two or more members. The written report shall state the facts that were relied upon in rendering the decision, the corrective actions and reasons therefore.
- (e) Actions To Be Taken — The Commission or the Executive Director shall either:
  - (i) Dismiss the charges,
  - (ii) Request additional information, or
  - (iii) Determine appropriate corrective action.
- (f) Dismissal — If the Commission or Executive Director determines that there is no basis to believe a violation has been committed, the charges shall be dismissed.
- (g) Additional Information — The Commission or Executive Director may determine that additional information is necessary to make a determination. In such cases, the necessary information shall be obtained within thirty (30) days of the request. The Executive Director shall establish reasonable response deadlines from the parties from whom the information is requested. No later than sixty (60) days from the date of the request for additional information, either the Commission or Executive Director shall prepare a written report and decision regarding the charge.
- (h) Corrective Action — If the Commission or Executive Director determines that a violation has been committed, corrective action shall be ordered in accordance with the severity of the violation. The Commission or Executive Director shall take into consideration any action that may have already been taken by the chapter or its host institution. The Commission or the Executive Director may coordinate its corrective action with the chapter's host institution.

The Levels of Corrective Action shall be the following:

- Level 1 — Level 1 Corrective Action shall include, but is not limited to, ordering that the chapter cease and desist from the conduct in the future and be in accordance with the requirements of Delta Chi Law and the Risk Management Policy of the Fraternity. The Chapter shall be required to submit to the Executive Director a written statement that all prohibited conduct has been stopped. The statement shall be signed by the “A”, “BB” and such other members of the chapter, as specified in the report, that were involved with or had supervision over the conduct in the violation.
- Level 2 — Level 2 Corrective Action shall include, but is not limited to, all provisions of Level 1, plus the chapter shall submit a written plan of procedures and/or activities that comply with the Fraternity’s Risk Management Policy covering the activities in the violation. The plan shall be updated at least twice per year for the period of corrective action.
- Level 3 — Level 3 Corrective Action shall include, but is not limited to, all provisions of Level 1 and 2, plus supervision of the activities of the chapter that were involved in the violation by a person or persons acceptable to the Executive Director.
- Level 4 — Level 4 Corrective Action shall include, but is not limited to, all provisions of Levels 1, 2 and 3 plus the chapter shall either be placed in conservatorship, as provided in Delta Chi Law, or shall operate under the direct supervision of the Executive Director.
- Level 5 — Level 5 Corrective Action shall require the suspension of the charter and the cessation of operation of the chapter, as it then exists. Re-establishment of the chapter shall be subject to the terms and conditions of the Board of Regents after a minimum one-year period.
- (i) Action by the Executive Director — The Executive Director is authorized to implement corrective action up to and including that of Level 3. When in the opinion of the Executive Director, corrective action above that of Level 3 may be appropriate, he shall then refer the matter to the Commission for the determination of an appropriate level of corrective action. The Commission may request additional information to make a decision in accordance with Subsection (g). The Commission shall determine appropriate corrective action within sixty (60) days of referral.
- (j) Additional Corrective Action — Either the Executive Director or the Commission may order additional corrective action as deemed reasonable and necessary and shall order that appropriate educational programs take place in the chapter to insure compliance with Delta Chi Law and the Risk Management Policy of the Fraternity.
- (k) Period of Corrective Action — Either the Executive Director or the Commission shall specify in the report the period of corrective action, not to exceed three (3) calendar years from the date the order becomes final. The order for corrective action may either be shortened or extended and the level of corrective action may be lowered or raised during the period by the Board of Regents by a two-thirds (2/3) vote, but only upon a motion by a Board member. In any event, no period of corrective action for any infraction shall exceed three (3) years. A violation of the terms of the corrective action order shall be deemed a separate violation and shall be handled by the Commission in the same manner as any other violation or complaint.

- (l) Action by the Commission or Executive Director — The chapter shall be provided a copy of the written report within seven (7) days of its receipt by the Headquarters Office.
- (m) Appeal by the Chapter — The chapter may file one appeal with the Board of Regents to any or all of the proposed corrective actions proposed by the Executive Director or the Commission. This appeal shall be received within fifteen (15) days of the chapter's receipt of the proposed corrective action. If an appeal is for a Level 3 sanction or higher, the appeal must be approved by the Chapter "BB" or ABT President. Upon receipt of an appeal, the Executive Director shall, within ten (10) days, forward the report containing the proposed corrective action and the appeal to the Board of Regents. The Board shall then vote to either sustain the appeal or uphold the proposed corrective action. It shall require a two-thirds (2/3) vote of the Board to sustain an appeal. Upon the sustaining of an appeal, the Executive Director or Commission, as appropriate, shall submit a new proposed corrective action within fifteen (15) days, subject to the same appeal procedures.
- (n) Enforcement of Corrective Action — The Executive Director shall enforce the terms of a corrective action order upon the expiration of the appeal period or upon the denial of an appeal by the Board. The Executive Director shall notify the chapter of the corrective action to be enforced within seven (7) days of its becoming final.
- (o) Publication — The Executive Director shall provide that the final report on every case, whether it results in corrective action or dismissal of the charges, be provided to all members of the Board of Regents. In addition, the Executive Director shall insure that a summary of all corrective actions be provided regularly to all chapters and "BB"s.
- (p) Optional Hearing — The chapter may at any time request a hearing with its Regent to discuss the charges and submit any information pertaining to the charge(s). The Regent shall inform the Commission or the Executive Director of any information obtained from the chapter. The Regent shall not render an opinion regarding the charge(s).
- (q) Inactivation of Members — Members who are directly involved in violation of Delta Chi Law or the Risk Management Policy of the Fraternity may be placed on inactive status within the Fraternity.
- (r) Removal From Office — Any officer who is found guilty of direct involvement in the violation of Delta Chi Law or the Risk Management Policy of the Fraternity or negligent in his commitment to support either Delta Chi Law or the Risk Management Policy of the Fraternity may be removed from office.
- (s) Expulsion from the Fraternity — When in the opinion of Executive Director or the Commission that the conduct of member is such as to warrant the possible expulsion of a member from the Fraternity, the Board of Regents shall be requested to consider such action in accordance with the procedures required under Delta Chi Law.
- (t) Inactivation and Removal From Office Procedures —
  - (i) Any disciplinary action against an individual shall follow the same notification procedures as are required for a chapter.

- (ii) If the Commission, in cases under its consideration, believes the conduct of a member warrants inactivation or removal from office, it shall constitute a separate recommendation from that concerning the chapter. The Commission is authorized to take such action, with the member concerned having the right to appeal to the Board of Regents in the same manner as a chapter.
- (iii) If the Executive Director, in cases under his consideration, believes the conduct of a member warrants inactivation or removal from office, it shall constitute a separate recommendation from that concerning the chapter. The Executive Director shall refer such recommendation to the Executive Committee for their consideration. The Executive Committee may authorize inactivation or removal of an officer upon the concurrence of two members. The Executive Committee shall act on such recommendations within thirty (30) days of the referral by the Executive Director. The member concerned shall have the right to appeal to the Board of Regents in the same manner as a chapter.
- (iv) In any case, if the Executive Director believes the alleged conduct by a member to be of such a level of severity to pose a hazard to the Fraternity or Chapter, or both, he may, with the concurrence of two members of the Executive Committee, suspend the member from student status and place him on inactive status and/or suspend the member from office pending the consideration of charges under the By-Laws, Article V, Section 4, Subsection 2.
- (u) No Time Limitation — The Executive Director or Commission shall take appropriate action on any complaint filed. No complaint, violation, or action of the Executive Director or the Commission shall be dismissed or defeated on the ground that the violation is subject to a statute of limitations or other time limitation.
- (v) Delegation of Authority — The Executive Director may delegate any of the actions required of him in this section to other staff of the Fraternity, subject to the approval of the Executive Committee.
- (w) List of Possible Sanctions — The Board of Regents is authorized to produce and distribute a list of possible sanctions for different kinds and levels of violations of Delta Chi Law and the Risk Management Policy of the Fraternity. Such listing shall be considered as illustrative only and shall not be considered as a limitation on the actions of either the Executive Director or the Commission in regards to any specific case.

VI. RITUAL AND CEREMONY

(Reserved)

## VII. CHAPTERS

### 1. ESTABLISHMENT OF CHAPTERS

- (1) COLONIZATION — Any local group may, upon the presentation of a letter of intent to the Headquarters Office, become a colony of Delta Chi when approved by the Executive Director.
- (2) CHARTERING BY ABSORPTION — A charter may be granted to a group of existing undergraduate chapters by a three-fourths (3/4) vote of the Convention or, during the interim between Conventions, by a three-fourths (3/4) vote of the Board.
- (3) CHARTERING PETITION — A petition for the issuance of an undergraduate chapter charter may be presented by a colony to the Fraternity for approval when said Colony has fulfilled all necessary requirements.
- (4) PETITION FOR ALUMNI CHAPTER — A petition for a charter for an alumni chapter shall be filed with the Headquarters Office and be signed by at least ten (10) members of the Fraternity residing or doing business in the city, town, area, state, or province for which an alumni chapter is desired.
- (5) INSTALLATION DUES
  - (a) Undergraduate Chapter — No installation dues shall be required.
  - (b) Alumni Chapter — A group petitioning for establishment of an alumni chapter shall be required to pay an installation dues as set forth in the Schedule of Dues.
- (6) ISSUANCE OF CHARTER — Every charter granted shall be in the form of a certificate issued in the name of the Fraternity to the members of the new Chapter and shall be signed by the Officers of the Fraternity.
- (7) NAME OF CHAPTER
  - (a) Undergraduate Chapter — Each undergraduate chapter shall take a name based on the name of the school where it is established. The Board may, in its discretion and for good cause, consider and approve a petition by an undergraduate chapter to take a name other than the school name or change the name of the chapter based upon the change of the name of the school. Any such petition shall require unanimous approval by the Board.
  - (b) Alumni Chapter — The title of each alumni chapter shall contain the name of the city, town, area, state, or province in which such alumni chapter is located.
- (8) INITIATION OF COLONY MEMBERS — The initial initiation of a colony shall be performed by a nearby chapter (or by International Fraternity representatives) at either the colony's location or the initiating chapter's location. The planning and implementation of the initiation shall be supervised by the colony's Regent or, at the Regent's option, an appointee of the Executive Director.

All subsequent initiations may be performed by the colony's officers under the direct supervision of the colony's Regent or an appointee of the Executive Director.

Each colony shall be responsible for completing all Personnel Record forms for all initiates. The colony shall forward the forms and all applicable initiation dues to the Headquarters Office two weeks prior to initiation.

A colony will be required to perform a ritual exemplification prior to receiving its charter.

## 2. CHAPTER OFFICERS

### (1) POWERS AND DUTIES OF CHAPTER OFFICERS

- (a) Powers and Duties of "A" - The "A", in addition to those powers and duties set forth elsewhere in Delta Chi Law shall:
  - (i) Exercise the powers usually exercised by the president of an organization.
  - (ii) Preside at all meetings of the chapter.
  - (iii) Appoint all committees.
  - (iv) Perform such additional duties of the office of "A" as are set forth in applicable Fraternity publications.
- (b) Powers and Duties of "B" - The "B", in addition to those powers and duties set forth elsewhere in Delta Chi Law shall:
  - (i) Exercise the powers usually exercised by the vice-president of an organization.
  - (ii) In case of absence or incapacity of the "A", the "B" shall perform the duties of the "A".
  - (iii) Perform such additional duties of the office of "B" as are set forth in applicable Fraternity publications.
- (c) Powers and Duties of "C" - The "C", in addition to those powers and duties set forth elsewhere in Delta Chi Law shall:
  - (i) Exercise the powers usually exercised by the secretary of an organization.
  - (ii) Keep and record accurate minutes of each meeting of the chapter.
  - (iii) Send to the Headquarters Office within three (3) days after each chapter meeting, a report of such meeting on the uniform blanks provided by the Headquarters Office giving a full and accurate account of the proceedings of the chapter since the last report.
  - (iv) Register on the Personnel Record Form provided by the Headquarters Office the full name, class, age, and residence of each initiate and maintain such forms in the permanent records of the chapter.
  - (v) Transmit prior to such initiation a copy of such data to the Headquarters Office on the said Personnel Record Forms.

- (vi) Conduct the official correspondence of the chapter.
  - (vii) Keep and preserve all the records, books, documents, and archives of the chapter.
  - (viii) Report to the Headquarters Office by October 15 and February 15 of each year and on forms provided by the Headquarters Office, the name of each member of the chapter who was registered in college.
  - (ix) Perform such additional duties of the office of "C" as are set forth in Fraternity publications.
- (d) Powers and Duties of "D" - The "D", in addition to those powers and duties set forth elsewhere in Delta Chi Law shall:
- (i) Exercise the powers usually exercised by the treasurer of an organization.
  - (ii) Collect all Fraternity and chapter dues, fees, charges, and assessments owed by members and associate members of the chapter and deposit the same in a bank.
  - (iii) Forward to the Headquarters Office immediately upon collection the initiation dues, Associate Member's dues, and any other Fraternity funds. All such dues and other Fraternity funds received by the "D" shall constitute trust funds in his hands until remitted by him to the Headquarters Office and shall not be used for any other purpose.
  - (iv) Report to the Headquarters Office prior to initiation the name of each person to be initiated into the chapter.
  - (v) Pay by check all bills authorized by the chapter.
  - (vi) Prepare and forward to the Headquarters Office all reports concerning financial transactions of the chapter as shall be prescribed for the chapter by the Executive Director.
  - (vii) Require any active member whose account with the chapter or colony exceeds \$100.00 for three consecutive months in any fiscal year to sign a promissory note in favor of the chapter or colony for the amount of the indebtedness. If the member is a minor, the note shall be co-signed by his parent or guardian.
  - (viii) Perform such additional duties of the office of "D" as are set forth in Fraternity publications.
  - (ix) In the discharge of his prescribed duties, the "D" shall be subject to the direction and control of the Alumni Board of Trustees.
- (e) Powers and Duties of "E" - The "E", in addition to those powers and duties set forth elsewhere in Delta Chi Law shall:
- (i) Exercise the powers usually exercised by the corresponding secretary of an organization.
  - (ii) Keep a record of all information obtainable concerning the alumni of his own chapter, their occupations, and addresses.

- (iii) Forward to the Headquarters Office twice each year all information that he may have received concerning the alumni of his chapter.
  - (iv) Prepare for each issue of the *Quarterly* material requested for publication therein.
  - (v) Perform such additional duties of the office of "E" as are set forth in Fraternity publications.
- (f) Powers and Duties of "F" - The "F", in addition to those powers and duties set forth elsewhere in Delta Chi Law shall:
- (i) Enforce all directives of the "A".
  - (ii) Exercise the powers usually exercised by the sergeant-of-arms of an organization.
  - (iii) Perform such additional duties of the office of "F" as set forth in Fraternity Publications.
- (2) ELECTION OF OFFICERS — At least once each year, each undergraduate and alumni chapter shall hold an election of officers. If elections are held more frequently, the elections shall not affect the offices of the "D" and "E". Each undergraduate chapter shall establish a minimum grade point average for eligibility to and continuance in office. This standard shall be no lower than a 2.65 (on a 4 point scale) either during the academic term prior to election or on a cumulative basis. If an officer fails to maintain the required grade point average, his office shall become vacant, unless the Alumni Board of Trustees of the chapter, by a two-thirds (2/3) vote, allows the officer to complete his term. To hold office, a member shall be a full-time student, as defined by the host institution for that chapter, though the Alumni Board of Trustees of the chapter, by a two-thirds (2/3) vote may allow exceptions to this requirement. The undergraduate chapter shall elect a "D" subject to the approval of the Alumni Board of Trustees.
- (3) RECALL OF OFFICERS — If any officer of an undergraduate chapter fails or refuses to perform his duty as prescribed by the by-laws of his chapter or Delta Chi Law, or has otherwise violated his oath or failed to perform his obligations, his resignation may be demanded by a two-thirds (2/3) vote of the chapter or by a two-thirds (2/3) vote of the Alumni Board of Trustees. In the event the officer refuses to comply with the demand, written charges shall be filed against him and after notice a trial shall be conducted in the manner prescribed in Delta Chi Law. If two-thirds (2/3) of the votes are for recall of such officer, the office shall be declared vacant and the chapter shall fill the vacancy as hereafter provided.
- (4) REMOVAL OF "C" OR "D" — The "C" or "D" of each chapter shall be subject to removal from office by the Executive Committee of the Fraternity for inefficient performance of duties.
- (5) VACANCIES — In the event a vacancy occurs in any undergraduate or alumni chapter office, such vacancy shall be filled by a special election at the next regular meeting of the chapter or at a special meeting called for this purpose.
- (6) OATH FOR CHAPTER OFFICERS — Each undergraduate and alumni chapter officer shall take the oath of office before assuming the duties of the office.
- (7) BONDING OF OFFICERS — The Executive Committee shall have the power to provide for the bonding of each undergraduate chapter "D" and other chapter

officers, the treasurer of each Alumni Board of Trustees, and the officers of any chapter house building corporation.

- (8) SURRENDER OF BOOKS AND DOCUMENTS — Each officer of an under-graduate or alumni chapter shall, at the expiration of his term, turn over to his successor all property that belongs to the chapter in his custody or under his control and shall render an account of his official trust. The “D” shall in addition pay over forthwith to his successor all funds for which he is accountable.
- (9) BUDGET OF UNDERGRADUATE CHAPTERS — Each undergraduate chapter shall operate under a budget system in accordance with such regulations as may be adopted by the Fraternity.

### 3. THE “BB”

- (1) TERM OF “BB” — The “BB” shall serve from the time of his election or appointment until October 15 of the next succeeding non-convention year or until his successor is elected or appointed. The “BB” will assume the duties upon written oath being received in the Headquarters Office.
- (2) POWERS AND DUTIES OF “BB”
  - (a) Advisory and Liaison Officer — The “BB” shall act as an advisor to the chapter and as a liaison officer between the chapter, the Board and the Executive Committee. He shall assist the chapter in its relations with fraternities and college authorities and in its scholastic, athletic and social activities.
  - (b) Other Duties — The “BB” shall be a member of the Alumni Board of Trustees of the chapter.
  - (c) Report — The “BB” shall submit to the Headquarters Office not later than December 31, and April 30, of each year, written reports of his activities and the condition of his chapter since the submission of his last previous report. A “BB” who shall fail to submit these reports shall be subject to removal as provided in Delta Chi Law.
- (3) “BB”-AT-LARGE — The Executive Committee from time to time may appoint from the membership of the Fraternity not more than three members as “BB”-at-large who shall hold office for such period of time not exceeding four years, as the Committee may specify, and shall discharge such duties as the Committee may assign.
- (4) REMOVAL OF “BB” — A “BB” may be removed by a four-fifths (4/5) vote of the undergraduate chapter subject to the approval of the Executive Committee of the Fraternity.

A “BB” may be removed by unanimous vote of the Executive Committee for failure to properly perform the duties of his office.
- (5) ADMINISTERING OATH TO “BB” — Notice of the election of the “BB” of the chapter shall be filed by the chapter “C”, with his signature attached, in the Headquarters Office which shall immediately submit the oath of office in written form to the “BB”-elect for his signature and return to the Headquarters Office.

### 4. CHAPTER DISCIPLINE

(Reserved)

5. **GOOD STANDING**

- (1) Each undergraduate chapter shall have a minimum of either 30 initiated members or a number of initiated members equal to or higher than the average number for fraternities on the campus for that chapter, whichever is less, to be in good standing.
- (2) Each undergraduate chapter shall have a minimum cumulative combined (grades for that academic term of all chapter members combined) chapter grade point average of at or above the all-men's or all-fraternity grade point average at their host institution, but no lower than a 2.7 grade point average (on a 4 scale) if those averages are below a 2.7, or if for any reason those averages are not compiled or not available from the host institution to be in good standing.
- (3) Each undergraduate chapter shall have a "BB", a Faculty Advisor and an Alumni Board of Trustees to be in good standing.
- (4) Each undergraduate chapter shall be in registered attendance at each convention, regional conference or "A"s Academy to be in good standing.
- (5) Each undergraduate chapter shall have an account balance owed to the Fraternity, including obligations to the Housing Fund by a chapter or its housing corporation (or any named alumni entity that functions in such capacity), not exceeding \$150 to be in Good Standing. For purposes of this subparagraph (5), a chapter's account balance shall consist of obligations thirty (30) or more days past due. A chapter on probation under Regulations, Article IX, Section 7 Subsection (4) (a) may be considered in good standing if the Executive Committee determines that it has fully complied with the terms of the probation for twelve (12) consecutive months.
- (6) In lieu of sections 1-4 above, each undergraduate colony shall meet such standards for recognition and chartering as established by the Board.
- (7) Sanctions
  - (a) Warning — Any chapter not in good standing by failing to meet the standard in Section 1 above shall be placed on warning by the Board of Regents for a period of one year. If the chapter meets the standard at any time during the year, it shall be held at warning level for a period of one year. If the chapter is still meeting the standard at the end of that year, it shall be returned to good standing. If the chapter fails to meet the standard at the end of that year, it shall be advanced to probation.

Any chapter not in good standing by failing to meet any of Sections 2 to 3 above shall be placed on warning by the Board of Regents until the standards are met or for a period not to exceed one year. Any chapter not in good standing for failure to meet standard 4 above shall be on warning until the next convention or regional conference, whichever comes first.

- (b) Probation — Any chapter that fails to meet the standard in Section 1 after having been placed on warning for the period specified in Subsection (a) shall be placed on probation for a period of one year. If the chapter meets the standard at any time during the year, it shall be held at probation level for a period of one year from the time the chapter meets the standard. At the time the chapter meets the standard, it shall have its right to vote under Delta Chi Law restored for the year it is being held at the probation level, if otherwise eligible to vote. If the chapter is still meeting the standard at the end of the that year, it shall be returned to good standing. If the chapter fails to meet the standard at the end of that year, it shall be advanced to Sub-Section (c) and be eligible for suspension by the Board of Regents.

Any chapter that fails to meet any of the standards in Sections 2 to 4 above after having been placed on warning for the period as specified in Subsection (a) shall be placed on probation until the standards are met or for a period not to exceed one year unless the Board of Regents, by majority vote, determines that special circumstances exist.

- (c) Suspension — Any chapter that fails to meet any of the standards in Sections 1 to 4 above after having been placed on warning and probation shall have its charter suspended by the “AA” unless the Board of Regents, by majority vote, determines that special circumstances exist to justify why the charter should not be suspended. Any action by the Board of Regents to defer suspension of the charter shall be for a period not to exceed one year, renewable by the Board.
- (8) Loss of Privileges — Any chapter failing to meet the standard in Section 5 above shall lose the right to vote on all Fraternity matters.

**6. ALUMNI BOARD OF TRUSTEES**

- (1) Establishment — Each undergraduate chapter shall establish procedures for the election of an Alumni Board of Trustees on a regular basis. The procedures shall be in conformance with the requirements of Delta Chi Law.
- (2) Composition — The Alumni Board of Trustees shall consist of five or more members, the majority of whom shall be alumni of the Fraternity. The chapter “A”, “D”, and “BB” shall be members of the Alumni Board of Trustees.
- (3) Powers — The Alumni Board of Trustees shall have the following powers:
  - (a) Supervisory power over the planning, supervision, and control of chapter finances and the use and maintenance of real and personal property of the chapter.
  - (b) Power to investigate, regulate, and control any and all expenditures and disbursements of chapter funds.
  - (c) Power to approve or disapprove actions of the chapter “D” and to remove the chapter “D”.
- (4) Removal —
  - (a) A member of the Alumni Board of Trustees may be removed by a vote of four-fifths (4/5) of the undergraduate chapter subject to approval by the Executive Committee of the Fraternity.
  - (b) A member of the Alumni Board of Trustees may be removed by unanimous vote of the Executive Committee of the Fraternity when, in the judgment of the Committee, he fails to properly perform the duties of his office.

**7. POWERS AND DUTIES OF ALUMNI CHAPTER OFFICERS** — The lettered officers of each alumni chapter in addition to those powers and duties set forth elsewhere in Delta Chi shall:

- (1) The “E”:
  - (a) Report annually to the Headquarters Office on chapter conditions.

- (b) Prepare an "Alumni Contributions Section" for each issue of the *Quarterly*.
- (2) The "F":
  - (a) Notify members of luncheons and meetings.
  - (b) Encourage full attendance at all alumni functions.

VIII. **LEGAL ADVISOR**

No member shall serve more than twelve (12) consecutive years as the Legal Advisor. There must be a two-year break in service before reappointment as Legal Advisor.

IX. **FRATERNITY FINANCES**

1. **DISBURSEMENT OF FUNDS**

The Executive Director shall pay the necessary and reasonable expenses of the Fraternity and account for the same periodically to the Executive Committee.

2. **SCHEDULE OF DUES**

The Board shall from time to time establish a Schedule of Dues that shall be prepared by the "DD" with the assistance of the Executive Director and reviewed by the Executive Committee prior to approval by majority vote of the Board. The Schedule of Dues shall be approved in the same manner and by the same procedure as an amendment to the By-Laws of Delta Chi Law.

The Schedule of Dues shall set forth all dues to be paid by undergraduate members, associate members, alumni, undergraduate chapters, colonies and alumni chapters.

The Schedule of Dues shall allocate the dues provided to the various funds that may be established from time to time.

3. **HOUSING FUND**

(1) **ESTABLISHMENT** — The Fraternity shall maintain a separate fund known as the Housing Fund administered by the Housing Committee. All monies raised shall be used in the expansion program and to provide financial assistance to chapters and colonies to assist them in providing adequate housing and furnishings.

(2) **LIMITATIONS** —

(a) No monies from the Housing Fund shall be used to pay for salaries of Leadership Consultants to travel in connection with expansion.

(b) The Housing Fund may make loans to the General Fund of the Fraternity for emergency use or for building purposes.

4. **ENDOWMENT FUND**

An Endowment Fund shall be established and maintained. No portion of the principal of such Endowment Fund shall be expended in any manner or for any purpose. The income from the Fund shall be added to the principal and become a part of the Fund at the end of each fiscal year unless otherwise appropriated by the Board.

5. **GENERAL FUND**

A General Fund shall be maintained for all monies not otherwise accumulated in a Fund or committed by Delta Chi Law.

X. AMENDMENTS AND VOTING

(Reserved)

XI. **INSIGNIA OF THE FRATERNITY**

1. **BADGE**

The Badge of the Fraternity shall consist of the Greek letters Delta and Chi arranged with the letter Delta resting over the Chi.

2. **COAT OF ARMS**

The Coat of Arms of the Fraternity shall consist of a shield divided into four parts. The first and fourth parts shall be in gold and contain three martlets; the second and third parts shall be in red and contain a battle-ax and scimitar crossed. Above the shield shall appear the crest consisting of the badge of the Fraternity supported by the "tie"; below the shield shall appear the Latin motto: "Leges", which means law.

3. **FLAG**

The Flag of the Fraternity shall consist of a double-pointed triangular pennant, with a red background and a buff border; upon which has been raised the Greek letters "Delta Chi" in buff. The width of the pennant shall be to the length of the sides as one is to two and one-half and the width of the border shall be to the background as one is to eight.

4. **FLOWER**

The Fraternity Flower shall be the white carnation.

# THE BY-LAWS OF THE DELTA CHI FRATERNITY

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**THE REGULATIONS  
OF  
THE DELTA CHI FRATERNITY**

Printing Date: November 2016

# THE REGULATIONS OF THE DELTA CHI FRATERNITY

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I. **Establishment of the Fraternity**

(Reserved)

## II. CONVENTION

### 1. CONVENTION EXPENSES

The Executive Committee shall, prior to each Convention, determine an appropriation to be made to assist in defraying the travel expenses of one delegate from each undergraduate chapter seated at the Convention upon the basis of the distance of each chapter from the Convention site, provided that the amount paid to each delegate shall be prorated according to the number of sessions of the Convention actually attended by the delegate. The Executive Committee shall direct the Executive Director to give notice of the proposed appropriation to each chapter no later than ninety (90) days before the convening of a Convention.

The Executive Committee may also, prior to each Convention, determine an appropriation to defray a portion of the expenses of each "BB" and Vice Regent, provided that no "BB" or Vice Regent shall also receive a portion of his travel expenses as a chapter delegate.

Each undergraduate chapter shall be entitled to one registration at no cost for each Chapter Assessment billed and paid during the period since the prior Convention. To be entitled to said registrations, undergraduate chapters shall comply with other requirements of Delta Chi Law regarding the selection of delegates and the presentation of credentials.

Irrespective of the dollar amount or number of Chapter Assessments billed or paid, each colony, or chapter that was chartered subsequent to the final billing of a Chapter Assessment prior to a Convention, shall be provided one registration.

III. **BOARD OF REGENTS**

(Reserved)

IV. **EXECUTIVE OFFICERS**

1. **GENERAL OFFICERS**

- (1) OATH OF OFFICE — The following shall be the form of oath required for all Executive Officers:

**“I do solemnly swear / that I will perform my duties as \_\_\_\_\_ of The Delta Chi Fraternity / to the best of my ability and understanding / and that I will in all things obey the provisions of the Constitution of the Fraternity; / and that I will, to my utmost power, strive to protect and preserve / the interests and traditions of our beloved Fraternity.”**

The above oath shall be administered to the incoming officer by a member of the Fraternity selected by the officer.

- (2) EXPENSES OF BOARD OF REGENTS AND EXECUTIVE COMMITTEE — The necessary expenses of the members of the Board and of the Executive Committee in the discharge of their duties as members of such agencies, including travel expenses, shall be paid from the General Fund of the Fraternity as provided in the budget adopted by the Board.

A Regent may authorize a Vice Regent for a specific purpose or occasion to travel at Fraternity expense, and the Vice Regent shall submit his expense account to the Executive Director through the Regent.

- (3) EXPENSES OF “BB” AND FRATERNITY COMMITTEES — The actual travel and other necessary expenses of a “BB” or a member of a committee or agency, incurred at the direction of the Convention, the Board, or the Executive Committee shall be paid from the General Fund of the Fraternity as provided in the budget adopted by the Board.

2. **HEADQUARTERS OFFICE**

- (1) DUTIES OF HEADQUARTERS OFFICE — The Executive Director is empowered and required to perform or cause to be performed the following functions:

- (a) Keep accurate records of all proceedings of the Convention and meetings and actions of the Board and Executive Committee.
- (b) Send to the chapters, to members of the Board, and to members of the Executive Committee, such information as may be pertinent to their work, including voting forms and information.
- (c) Forward to each “BB”:
  - (i) Copies of letters pertaining to policy matters or finances addressed to his chapter officers.
  - (ii) Visitation reports by Leadership Consultants pertaining to his chapter.
  - (iii) A summary of Board minutes establishing Fraternity policy.
  - (iv) A summary of convention proceedings.
  - (v) Any other information or material necessary to perform his duties.

- (d) Notify each "BB" two weeks in advance of the report required of him by Delta Chi Law.
- (e) Register and record the votes of all members of the Board and of the Executive Committee.
- (f) Keep a record of all initiations and meetings of undergraduate chapters as they are received from the "C" of each chapter.
- (g) Provide permanent forms for a uniform system of making reports of chapter meetings by each undergraduate chapter.
- (h) Keep a record of all information attainable concerning alumni chapters.
- (i) Prepare and transmit the official correspondence of the Board and the Executive Committee and such other correspondence as the "AA" may direct.
- (j) Edit and prepare for the publication the *Quarterly* and other Fraternity publications.
- (k) Prepare for the Convention a report of developments during the biennium with recommendations for improvements, including the membership of each chapter and any other information of importance to the work of the Convention.
- (l) Collect all dues and other monies due and belonging to the Fraternity with full power to charge a service fee as determined by the Executive Committee up to the maximum limit imposed by law on any amounts thirty (30) or more days past due.
- (m) Supervise the finances of each undergraduate chapter and devise a suitable system by which all chapter financial records shall be kept.
- (n) Require periodic reports from each undergraduate chapter in proper form that shall contain a full and complete itemization of all financial transactions of the chapter at the date on which the report is made.
- (o) Establish and maintain a voluntary annual dues program and provide for alumni life memberships.
- (p) Keep a true account of all income and disbursements received in or made by the Headquarters Office.
- (q) Prepare for the Board quarterly financial statements of receipts and disbursements for all funds of the Fraternity including a balance sheet with schedules of charges, payments, and balances due from the chapters, and including a comparison with budget estimates of income and expense.
- (r) Prepare and transmit to the Board on or before the first day of July of each year a proposed budget for the ensuing fiscal year based on the third quarterly or later financial statement for the fiscal year and estimates of operations for the remaining months of the year, together with such explanatory material as will be of value to members of the Board in voting on the proposed budget.
- (s) Arrange with a CPA for preparation of the annual or biennial audit for the use and guidance of the Board.
- (t) Prepare the agenda for each Board meeting and each Executive Committee meeting.

## Regulations

- (u) Publish from time to time a directory of the members of the Fraternity.
  - (v) Establish colonies as permitted by Delta Chi Law and close colonies for good cause.
- (2) PUBLICATION OF QUARTERLY — The Headquarters Office shall publish The Delta Chi Quarterly four (4) times each year. All expenses for the Quarterly shall be paid as provided in the budget.

Undergraduate members shall automatically receive *The Delta Chi Quarterly* while they are enrolled in college or university, and alumni members shall automatically receive the *Quarterly* for the first five years of alumni status. Thereafter, alumni members will be requested periodically to fill out and return a brief form indicating whether or not they wish to continue to receive the *Quarterly*. All Sustaining Life Members and those members who the preceding year contributed to the annual Voluntary Alumni Dues program will automatically receive the magazine.

3. **STANDING COMMITTEES**

(Reserved)

V. **MEMBERSHIP IN THE FRATERNITY**

1. **ADMISSION TO MEMBERSHIP**

FORM OF AFFILIATION CARD — The following is the proper form of affiliation card:

**Affiliation Card**

This is to certify that \_\_\_\_\_ is  
a member in good standing of the \_\_\_\_\_  
Chapter of The Delta Chi Fraternity.

Dated \_\_\_\_\_

\_\_\_\_\_  
Signature of Chapter "A"

ATTEST: \_\_\_\_\_  
Signature of Chapter "C"

2. **EXPULSION FROM FRATERNITY**

(1) **PROCEDURE FOR EXPULSION BY BOARD OF REGENTS**

- (a) The Board of Regents may initiate expulsion proceedings against a member of the Fraternity for the causes specified in the Constitution. Proceedings involving financial indebtedness to an undergraduate chapter only shall follow the procedures in Subsection 2 of this Section. Proceedings may be initiated upon the receipt of a complaint signed by a member of the Fraternity listing charges against the member.
- (b) Initiation of expulsion proceedings shall require the Board to approve by majority vote a motion finding that sufficient cause exists for a trial to be held on the specific charges enumerated in the motion.
- (c) Upon approval of a motion to begin proceedings, the Executive Director shall notify, in such a manner that proof of delivery or attempted delivery is obtained, the member of the proceedings requesting the member's response. Notification shall be sent to the last known permanent address of the member. Failure or refusal of the member to claim or sign for the notification letter shall not affect the proceedings.
- (d) The member shall be given not less than thirty (30) days to respond to the charges. Upon written request of the member, the Executive Director shall allow one thirty (30) day extension of time to file an initial response to the charges.
- (e) After receipt of the response of the member to the charges, if any, the member(s) of the Fraternity bringing the charge(s) shall have thirty (30) days to reply to the member's response.
- (f) The member then shall have thirty (30) days to file a response to the reply by the member(s) bringing the charge(s).
- (g) Following the filing of the final response or the expiration of the appropriate time deadlines, the Executive Director shall submit all of the materials to the Board for action at the next Regular meeting if it is scheduled to be held within 60 days or the "AA" shall call a Special meeting of the Board within 60 days of the submission of the material to the Board.

(2) **PROCEDURE FOR EXPULSION BY BOARD OF REGENTS FOR FINANCIAL INDEBTEDNESS TO AN UNDERGRADUATE CHAPTER ONLY** — The Board shall initiate expulsion proceedings against a member of the Fraternity who is in debt to his chapter when the following procedure is followed.

- (a) The Executive Director is notified in writing of the member's debt with supporting documentation indicating the amount, age, and nature of the debt, the attempts made to collect the debt, and a signed statement stating the desire to have the member expelled. The documentation shall include copies of all available documents relating to the debt. The request may originate from either a majority of the undergraduate chapter, and the statement of intent signed by the chapter "A" and "C" or from the majority of the chapter's Alumni Board of Trustees and signed by the president of the Alumni Board of Trustees.

- (b) Upon receipt of notification from the chapter or its Alumni Board of Trustees, the Executive Director shall notify, in such a manner that proof of delivery or attempted delivery is obtained, the member of the proceedings requesting the member's response. Notification shall be sent to the last known permanent address of the member. Failure or refusal of the member to claim or sign for the notification letter shall not affect the proceedings.
- (c) The member shall be given not less than thirty (30) days to respond to the charge. Upon written request of the member, the Executive Director shall allow one thirty (30) day extension of time to file an initial response to the charge.
- (d) After receipt of the response of the member to the charge, if any, the chapter or its Alumni Board of Trustees shall have thirty (30) days to reply to the member's response.
- (e) The member shall then have thirty (30) days to file a response to the reply by the chapter or Alumni Board of Trustees bringing the charge.
- (f) Following the filing of the final response or the expiration of the appropriate time deadlines, the Executive Director shall submit all of the materials to the Board for action at the next Regular meeting if it is scheduled to be held within 60 days or the "AA" shall call a Special meeting of the Board within 60 days of the submission of the material of the Board.
- (g) Should the member make full payment, or make payment arrangements acceptable to the chapter, at any point during the proceedings, the proceedings will automatically be terminated.

**(3) PROCEDURE FOR EXPULSION BY A CHAPTER**

- (a) The officer notified of the violation or conduct shall immediately notify the chapter "A".
- (b) The "A", at either a specially called chapter meeting or at the next scheduled chapter meeting, shall relate to the chapter the information received, withholding the name of the informer.
- (c) If the chapter determines by majority vote that a trial should be held, it shall fix an initial trial date thereof, said date not to be earlier than seven (7) days from the date of the meeting or later than (30) days from the date of the meeting, school holiday and vacation periods excepted.
- (d) The member accused shall, at his request, be granted at least one postponement or change in the date or time of the trial. The chapter "A" shall set a new date or time, however, this provision shall not require that the new date be any later than thirty (30) days from the date the member received the Order of Summons, school holiday and vacation periods excepted.
- (e) The chapter shall order the "F" to summon the member in the manner prescribed in Delta Chi Law to appear before the chapter on such date to defend himself in person and/or by not more than two members he chooses from the Fraternity.
  - (i) In an expulsion proceeding, the "F" of the chapter shall serve the following Order of Summons.

**Regulations**

TO \_\_\_\_\_  
(name of member accused)

You are hereby ordered to appear before the \_\_\_\_\_ Chapter  
(Colony)

on the following date and time: \_\_\_\_\_

at the following location: \_\_\_\_\_

to answer the following charges, to-wit:

\_\_\_\_\_ "A"

\_\_\_\_\_ "C"

The Order of Summons shall be signed by the "A" and the "C" of the Chapter.

The Order of Summons shall be accompanied by a copy of all sections of Delta Chi Law regarding expulsion, including sections of the Constitution, By-Laws and Regulations.

- (ii) Notice of expulsion proceedings shall be by personal service or service in such a manner that proof of delivery or attempted delivery is obtained. A good-faith attempt at personal service shall be made before using service by other methods. If service is by other than personal service, a copy of the notice shall also be sent by regular mail with a certificate of mailing. No trial may be held if evidence is not provided to the chapter that the member has received notice of the charges at least seven (7) days before the date of the trial. If such evidence is not provided, the "A" shall reschedule the trial.
- (f) The "A" shall appoint no more than two members of the Fraternity to prosecute the accused.

- (g) Provided that the member accused has received proper notice of the charges and date and time of the trial, the trial may proceed at the time designated even though no defense is made by or for the accused or the accused is not present.
- (h) The accused shall have the right to be present at all stages of the trial, except for the vote on expulsion.
- (i) The following procedure shall be observed in a trial:
  - (i) The "A" shall relate the information concerning the violation of the oath or the unworthy conduct of the member.
  - (ii) A prosecuting member shall make the opening statement in which he shall set forth the case against the member.
  - (iii) A statement for the member shall follow the prosecution's opening statement.
  - (iv) The prosecution shall then present its evidence by introduction of exhibits and/or calling of witnesses. The defense shall be allowed to cross-examine any witnesses called by the prosecution.
  - (v) The defense shall then present its evidence by introduction of exhibits and/or calling of witnesses. The prosecution shall be allowed to cross-examine any witnesses called by the defense.
  - (vi) Following the presentations by the prosecution and defense, final arguments shall be made. The prosecution shall make its closing argument first, followed by the defense.
- (j) After evidence has been introduced and arguments made, the accused shall retire from the room and a secret ballot taken immediately without motion or further discussion. After the ballots are counted in front of the chapter by the "A" and the "C", the accused shall be conducted into the room and informed of the result.
- (k) The "C" shall keep a complete and accurate record of the notice of violation of oath or Delta Chi Law or unworthy conduct, counsel appointed, service of summons, procedure of trial and as full an account as possible of the testimony and arguments. A transcript of the record, attested to by the "A" and "C", shall be forwarded to the Headquarters Office within fifteen (15) days of the conclusion of the trial.
- (l) Any trial by an undergraduate chapter shall be reviewed by the Board upon appeal by the expelled member, or by the Board upon its own motion. Any request or motion for review shall be made within (60) days from the date the transcript of record is received by the Headquarters Office or notice of the expulsion is sent to the expelled member by the Headquarters Office.
- (m) Upon receipt of the transcript of record, the Executive Director shall notify the expelled member in such a manner that proof of delivery or attempted delivery is obtained, to his last known permanent address, of the chapter's action. The notice shall include the date the transcript of record was received at the Headquarters Office, his right to appeal the chapter's action to the Board of Regents and a copy of the transcript of record. The expelled member shall be allowed to submit to the Board any materials or statements he believes are relevant to the matter. Materials must be submitted not later

## Regulations

than thirty (30) days after the member files an appeal or receives notice, or attempt is made to notify the member, that the Board voted to review the case upon its own motion. Upon written request of the member, the Executive Director shall allow one thirty (30) day extension of time to file materials or statements.

- (n) The Board shall have the power to affirm or reverse the expulsion, or reverse the expulsion and remand the matter to the chapter with additional instructions.
- (o) The Board may reverse or reverse and remand the expulsion only on a finding that the expulsion is not supported by the evidence, that the expulsion is contrary to Delta Chi Law or that the provisions of Delta Chi Law were not followed by the chapter. The Board is authorized to conduct further investigations, as it deems necessary.
- (p) After the expiration of the deadline of the receipt of all materials related to the appeal, unless the "AA" determines that further investigation is necessary, the Board shall vote on the appeal. If the "AA" determines that further investigation is necessary, the deadline for Board action may be extended for not more than sixty (60) additional days.
- (q) The Board shall base its decision solely on records and papers submitted.
- (r) At the expiration of the deadline for the receipt of materials, or any extension, a motion shall be placed to Board requiring the Board to vote to either sustain the appeal and reverse the expulsion or deny the appeal and sustain the expulsion.
- (s) At any time in the proceedings, a motion to reverse the proceedings and remand the matter to the chapter with instructions shall be in order. If such a motion is made during voting on the motion to sustain or reverse the expulsion, voting shall be suspended on the main motion until such time as the motion to remand is considered. If the matter is remanded to the chapter, voting on the appeal shall be terminated.
- (t) There being an expectation that all Board members shall vote on an expulsion case, if at the end of the voting period specified in Delta Chi Law, should any member of the Board have failed to register his vote, the voting period shall be extended as provided in this subsection and the Executive Director shall poll that member or members and request that he register his vote. The Executive Director shall certify the vote and decision of the Board only after a) contacting any Board member who has not voted and obtaining that vote, or b) attempting to contact any Board member who has not voted, failing to receive a reply for a period of three business days, and determining that said Board member's vote cannot impact the final outcome, or c) attempting to contact any Board member who has not voted and having failed to receive a reply for a period of seven business days.
- (u) The decision of a chapter to expel a member may be reversed by a two-thirds (2/3) vote of the Board.
- (v) After a member has been expelled by the chapter, the expelled member shall not be able to participate in any chapter or Fraternity activities. Any review of the expulsion by the Board shall not affect the expulsion in the interim. If the expulsion is reversed by the Board, the expelled member shall be returned to membership in the Fraternity and chapter.

## **Regulations**

If the accused member is one of the officers of the chapter required to perform any duties under this section, then the duties shall be performed by the next highest-ranking officer.

3. **CONDUCT OF MEMBERS**

(Reserved)

4. **HAZING**

(Reserved)

5. **ASSOCIATE MEMBERS**

1. Associate Members shall have the privilege of attending, participating in and speaking at all undergraduate chapter meetings, except that Associate Members may be excluded from portions of the meeting during which the Associate Member program of the chapter or Associate Member status issues are discussed or portions of the meeting conducted in Ritualistic form for purposes of discussing the Ritual.

VI. RITUAL AND CEREMONY

(Reserved)

VII. **CHAPTERS**

1. **ESTABLISHMENT OF CHAPTERS**

(Reserved)

2. **CHAPTER OFFICERS**

(Reserved)

3. **OATH FOR CHAPTER OFFICERS** — The following shall be the form of oath required of chapter (undergraduate and alumni) officers administered by the “A” of the outgoing administration:

“I DO SOLEMNLY SWEAR / THAT I WILL PERFORM THE DUTIES AS  
\_\_\_\_\_ TO THE BEST OF MY ABILITY AND UNDERSTANDING,  
/ AND THAT I WILL IN ALL THINGS / OBEY THE PROVISIONS OF  
THE CONSTITUTION OF THE FRATERNITY; / THAT I WILL, TO MY  
UTMOST POWER, / STRIVE TO PROTECT AND PRESERVE / THE  
INTEREST AND TRADITIONS OF OUR BELOVED FRATERNITY.”

VIII. **LEGAL ADVISOR**

(Reserved)

IX. **FRATERNITY FINANCES**

1. **REQUIREMENTS FOR ENROLLMENT AS MEMBER**

No initiation shall be considered valid until the initiation dues have been paid and the Personnel Record Forms submitted to the Headquarters Office. Upon receipt of the required dues and Personnel Record Form, an authorization for initiation will be returned by the Executive Director. No person shall be initiated or enrolled unless authorized by the Executive Director.

2. **INITIATION AND ASSOCIATE MEMBER DUES**

- (1) **UNDERGRADUATE ASSOCIATE MEMBER DUES** — The dues for each undergraduate person who associates with an undergraduate chapter shall be set forth in the Schedule of Dues.
  - (a) If an associate member resigns or disassociates from the chapter within two weeks of his original date of association, providing such action is reported in the Chapter Meeting Report of the meeting immediately following disassociation, the chapter may refund the dues to the individual. The Executive Director shall refund to the chapter the dues for the person upon report of said refund in the Chapter Meeting Report.
  - (b) When an individual reaffiliates, it should be reported in the Chapter Meeting Report. If his Associate Member Dues have been paid and previously forwarded to the Headquarters Office and not refunded, the Member is not required to pay additional Dues at the time of reaffiliation.
  - (c) The Undergraduate Associate Member Dues shall be paid by all men initiated by a chapter or colony, except: (1) those initiated pursuant to the Constitution, Article V, Section 1, Subsections (1) (b), (c) or (d); (2) those initiated by a colony as part of the first initiation after its initial organization, as determined by the Executive Director.
- (2) **UNDERGRADUATE INITIATION DUES** — The Dues for each person initiated by an undergraduate chapter shall be set forth in the Schedule of Dues and each chapter shall remit same to the Headquarters Office prior to initiation.
- (3) **REFUNDS** — If an undergraduate or graduate associate member is not initiated, any amount of Initiation Dues paid by him in excess of the Associate Member Dues shall be refunded. Such refund shall be applied first toward the liquidation of any indebtedness of such associate member to the undergraduate chapter and the remainder shall be paid in cash.
- (4) **ALUMNI OR FACULTY** — Any man initiated pursuant to the Constitution, Article V, Section 1, Subsections (b) or (d) shall deposit with the Headquarters Office before initiation the amount set forth in the Schedule of Dues. If any person described in this paragraph pays such Dues and is not initiated, such sum shall be refunded.
- (5) **WAIVER OF INITIATION DUES** — The payment of Initiation Dues in the case of men initiated pursuant to the Constitution, Article V, Section 1, Subsections (1) (b), (d) or (e) may be waived, in full or in part, on approval of the Executive Director.

3. **ALUMNI CHAPTER FEES**

- (1) **INSTALLATION FEE** — A group petitioning for establishment of an alumni chapter shall be required to pay an installation fee as set forth in the Schedule of Dues.
- (2) **ANNUAL DUES** — Each alumni chapter shall pay Annual Dues to the Fraternity as set forth in the Schedule of Dues. The installation fee shall be paid in lieu of Annual Dues for the first year.

4. **CHAPTER ASSESSMENT**

An annual assessment established in the Schedule of Dues shall be assessed to each undergraduate chapter.

5. **MEMBERSHIP DUES**

Undergraduate chapters shall be assessed for each of their undergraduate members as established in the Schedule of Dues that shall be paid to the Delta Chi General Fund.

6. **COLONY DUES**

No colony shall be charged either a Chapter Assessment or Membership Dues from its inception until one year following the date of the first initiation of colony members. From that date until two years following the first initiation, the colony shall be billed at the rate of 33% of a chapter, rounded to the nearest whole dollar. Starting on the date two years following the first initiation, the colony shall be billed at the rate of 67% of a chapter, rounded to the nearest whole dollar. Starting on the date three years following the first initiation, the colony shall be billed in the same manner as if it were a chapter.

7. **CHAPTER DISCIPLINE FOR FINANCIAL MATTERS**

A chapter shall be subject to the following disciplinary action for delinquent financial obligations owed to the Fraternity:

- (1) **ACCOUNTS 30 OR MORE DAYS PAST DUE** — Any chapter having an account balance owed to the Fraternity which is thirty (30) or more days past due shall be subject to the imposition of a service charge or late fee on such balance, as determined by the Executive Committee.
- (2) **ACCOUNTS 120 OR MORE DAYS PAST DUE** — If the total balance due of the chapter exceeds the amount to be in good standing as specified in Delta Chi Law, then the chapter has automatically placed itself on Financial Probation. The “D” may be removed from office by the Executive Committee pursuant to Article VII (2) (2) (4) of the By-Laws. Any colony reaching this level of delinquency may have recognition withdrawn.
  - (a) **TERMS OF PROBATION**
    - (i) During the probation period the chapter must remain current on its financial obligations to the Fraternity.
    - (ii) If the chapter’s delinquent obligation exceeds \$500, the chapter shall be allowed a maximum probationary period of two years to eliminate the debt.

- (iii) If the chapter's delinquent obligation is \$500 or less, the chapter shall be allowed a maximum probationary period of one year to eliminate the debt.
  - (iv) Within thirty (30) days of being automatically placed on financial probation as provided above, the chapter shall submit a payment plan to the Executive Committee for approval to eliminate the debt within the time periods specified above.
  - (v) If the plan submitted under subsection (d) above is not approved by the Executive Committee or the chapter fails to submit a plan, then the Executive Committee may impose its own payment plan.
  - (vi) If at any time, the chapter reduces its total debt to a point where it is in good standing as defined in Delta Chi Law, then the financial probation shall be terminated automatically.
  - (vii) If at any time, the chapter fails to remain current on its obligations or fails to fulfill the terms of the financial probation, the Executive Committee may declare the chapter in default or may, at its discretion, impose a new payment plan or take or recommend other action as allowed by Delta Chi Law.
- (b) **SUSPENSION OF CHARTER** - If a chapter is found to be in default on its payment plan, the Board may suspend the charter pursuant to Delta Chi Law.
- (3) **UNAUTHORIZED INITIATION** — No individual may be initiated until receipt in the Headquarters Office of the Associate Member Dues, Initiation Dues and the Personnel Record Form and written authorization for the initiation has been provided to the chapter by the Executive Director. Violation of the requirement shall result in a fine of \$50 per unauthorized initiate imposed against the chapter.
- (4) **OTHER DISCIPLINARY ACTION** — The above provisions are in addition to, and not in limitation of, any other disciplinary action or measures that may be imposed in accordance with Delta Chi Law.
- (5) **TERMS** - Unless specified otherwise in Delta Chi Law, all dues, bills and obligations are due on presentation and shall be considered past due thirty (30) days from the date of billing.

X. AMENDMENTS AND VOTING

(Reserved)

XI. **INSIGNIA OF THE FRATERNITY**

1. **BADGE**

- (1) **FORM OF BADGE** — The Badge shall be in the form of a pin, except that it may be worn by the chapter “A” and by alumni in the form of a key. The size and style of the Badge, both in the form of a pin and in the form of a key, shall be prescribed by the Board. Separate styles of Badge Keys may be prescribed for the chapter “A”, other officers, alumni, members of the Board, and “BB”.
- (2) **WEARING OF BADGE** — When wearing the Badge of the Fraternity, each member shall wear it over their heart.
- (3) **RESTRICTIONS ON BADGE** — The Badge shall not be possessed or worn by any person not a member of the Fraternity unless such person is the sister, fiancée, wife, mother, or daughter of a member, or the housemother of an undergraduate chapter.
- (4) **MOURNING** — For at least sixty (60) days after the death of a member of an undergraduate chapter, all members of that chapter shall wear the Badge draped in deep black.

2. **ASSOCIATE MEMBER PIN**

An associate member of every undergraduate chapter, when wearing a coat, shall wear his Pin on the coat lapel; when not wearing a coat the Pin shall be worn over the heart. The size and style of the Associate Member Pin shall be prescribed by the Board.

3. **RING**

The Board shall prescribe the form and style of an official ring of the Fraternity.

4. **OFFICIAL JEWELER**

The Executive Committee shall select one or more official jewelers who shall furnish all insignia of the Fraternity in accordance with such regulations as may be adopted by the Board.

5. **DRAPING CHARTER**

Each undergraduate chapter shall drape its charter in deep black as directed by the Headquarters Office upon the death of a member who during his lifetime rendered distinguished service to the Fraternity.

6. **FOUNDERS’ DAY**

Founders’ Day shall be celebrated by all chapters on October 13th of each year, if practical, but in any event at a suitable time as near thereto as possible. On this date each undergraduate and alumni chapter shall hold a meeting at which there shall be appropriate ceremonies and at which comments on the history of the Fraternity, prepared under the direction of the Executive Committee, shall be read.

7. **INSIGNIA**

- (1) Official versions of the Fraternity insignia shall be protected by trademark registration. The design or representation of the Badge, Associate Member Pin, Coat-of-Arms, Flag, Greek and/or Roman letters Delta Chi, and the words “Delta Chi” shall not be manufactured, created, used or offered for sale by any person, company or firm except as specifically authorized in writing by the Executive Committee. The Executive Director shall maintain a list of authorized persons, companies and firms.

- (2) Only the Executive Committee may authorize commercial reproduction of the Fraternity's insignia, including the words "Delta Chi" or "DChi"; any representation of the Badge, Associate Member Pin, Coat-of-Arms, Flag or Greek and/or Roman letters of Delta Chi. Anyone wishing to acquire merchandise bearing the insignia of the Fraternity shall obtain those items only from vendors that are currently authorized to produce or market official Delta Chi merchandise. Undergraduate chapters may utilize vendors to produce material for their own chapter needs. The Executive Committee or its designee shall supervise the quality of the Fraternity's merchandise. Any text or design that incorporates any of the Fraternity's marks or insignia shall be consistent with the values of the Fraternity.

# THE REGULATIONS OF THE DELTA CHI FRATERNITY

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