

THE DELTA CHI FRATERNITY, INC.  
MINUTES  
BOARD OF REGENTS MEETING  
APRIL 14, 2020

The video conference call meeting of the Board of Regents of The Delta Chi Fraternity, Inc. was called to order by Aaron Otto, “AA”, at 8:02 p.m. EDT on April 14, 2020.

The following members of the Board were present: Aaron Otto, “AA”; Tom Carroll, “CC”; Ronald Martin, “DD”; Miles Washburn, Retiring “AA”; Shaun Hollenbeck, Regent, Region I; Josh Klein, Regent, Region II; Grant Herrin, Regent, Region III; Mark Sexton, Regent, Region IV; Nik Kern, Regent, Region V; Justin Donnelly, Regent, Region VI; Jack Rodican, Regent, Region VII; Ben Dundas, Regent, Region VIII; Gene Dorris, Region IX Regent.

Also present at the meeting: Jerod Breit, Executive Director; Aaron Wilson, Associate Executive Director; David Gault, Legal Advisor; Donald La Plante, Parliamentarian; Suraj Maraboyina, Regent-Elect, Region VI.

Staff members present: Paul Bierman, Heather Lockwood, Jake Tomlin.

Guest Present: Rod Arnold, President, The Delta Chi Educational Foundation; Kelly Beck, Alumnus, Eastern Washington Chapter

1. MINUTES—It was moved by Sexton, seconded by Rodican and the motion carried unanimously to approve the minutes of the Board of Regents meetings of March 21, 2020 and March 31, 2020.
2. EXECUTIVE DIRECTOR REPORT—Jerod Breit, Executive Director and CEO, provided a report on the activities of the Fraternity in relation to the impacts on chapters and the fraternity of the COVID-19 virus including:
  - Staff is making outreach of all chapters and is working hard to protect the fraternity.
  - He has been in contact with our insurance provider about possible premium relief due to the pandemic.
  - Staff is constantly reworking budget scenarios based upon the most updated information and the possible operational status of host campuses in the fall.
3. “DD” REPORT—Ronald Martin, “DD”, reported that he is expecting significant minimum standards issues for finance and much higher accounts receivable due to the pandemic.
4. DELTA CHI EDUCATIONAL FOUNDATION REPORT—Rod Arnold, Chairman and President of The Delta Chi Educational Foundation, reported on the programs and plans for the Foundation.
5. DISPUTE RESOLUTION-BINDING ARBITRATION—It was moved by Washburn, seconded by Hollenbeck and the motion carried unanimously to adopt the Dispute Resolution-Binding Arbitration proposal, with an effective date of August 15, 2020 and attached to these minutes.
6. DIRECTOR OF MEETINGS AND EVENTS—Paul Bierman, Director of Meetings and Events, provided a report to the Board on his activities.

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7. DELTA CHI LAW PROPOSAL #1—It was moved by Washburn and seconded by Herrin to adopt proposed change to Delta Chi Law #1 and recommend it to the International Convention for adoption.
8. PROPOSED AMENDMENT—It was moved by Dorris, seconded by Sexton and the motion failed with Dorris and Sexton voting aye to change all references in the proposal from “Delta Chi expects” to the active voice.
9. DELTA CHI LAW PROPOSAL #1—The motion carried unanimously.
10. DELTA CHI LAW PROPOSALS #2 and #3—Consideration of the proposed changes to Delta Chi Law #2 and #3 were deferred to a subsequent meeting of the Board of Regents.
11. DELTA CHI LAW PROPOSAL #4—It was moved by Donnelly, seconded by Hollenbeck and the motion carried with Dorris voting no to adopt proposed change to Delta Chi Law #4 and recommend it to the International Convention for adoption.
12. DELTA CHI LAW PROPOSAL #5—It was moved by Rodican, seconded by Klein and the motion carried unanimously to adopt proposed change to Delta Chi Law #5 and recommend it to the International Convention for adoption.
13. AMENDMENT TO 990-T—It was moved by Sexton, seconded by Rodican and the motion carried unanimously to amend the Federal 990-T for the period ending June 30, 2019 to adjust the Set Aside Statement to the “net” investment income to \$849,343.
14. 2018-2019 SET ASIDE ALLOCATION—It was moved by Sexton, seconded by Martin and the motion carried unanimously to approve an allocation of \$340,865.71 from set aside account. The documentation is attached to these minutes.
15. EDUCATION AND LEADERSHIP PROGRAMS—Alex Brown, Director of Education and Leadership Programs, provided an update on the education and leadership programs and the alumni program.
16. NEXT MEETING—The next meeting of the Board of Regents will be a video conference call on April 28, 2020 at 8 p.m. EDT.
17. DORRIS LEAVES THE MEETING—Regent Dorris left the meeting at 10:02 p.m.
18. ALUMNI REDEDICATION CEREMONY—It was moved by Sexton, seconded by Herrin and the motion carried unanimously to add on Page 11, Line 14, the words “pronounce your name.”
19. ADJOURNMENT—The “AA” adjourned the meeting at 10:12 p.m. EDT.

Respectfully submitted,

Tom Carroll, “CC”

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Prepared by:

Donald E. LaPlante, Parliamentarian

APPROVED MAY XX, 2020

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**PROPOSAL #1**

Constitution, Art.II, Sec. 4(3)

Current Language:

*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.*

Proposed Change:

~~COMPULSORY FOR CHAPTER TO SEND ACCREDITED~~ **CHAPTER** DELEGATION — Even though the delegation may not qualify to vote, each undergraduate chapter ~~shall~~ **is expected to** 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.

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Bylaws, Art. III, Sec. 3(4)

Current Language:

**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.*

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Proposed Change:

**COMPULSORY ATTENDANCE AT CONFERENCES** — Even though the delegation may not qualify to vote, each undergraduate chapter is expected to send a delegation to the Regional Leadership Conference.

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.

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The Bylaws, Art. V, Sec. 1(3)(a)

Current Language:

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.*

Proposed Change:

(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. It is expected that an inactive member will not live in the chapter house past the term of the lease in effect when a member goes on inactive status.

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Bylaws, Art. V, Sec. 2(n)

Current Language:

*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.*

Proposed Change:

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. **It is expected that chapters and colonies will voluntarily comply with the level of corrective action imposed.**

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Bylaws, Art. V, Sec. 3

Current Language:

**3. CONDUCT OF MEMBERS**

Proposed Change:

**3. EXPECTED CONDUCT OF MEMBERS**

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Bylaws, Art. VII, Sec. 3(2)(c)

Current Language:

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*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.*

Proposed Change:

~~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~~

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Bylaws, Art. VII, Sec. 5

Current Language:

**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.*

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*(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.*

Proposed Change:

**~~GOOD STANDING~~ MINIMUM STANDARDS**

(1) Each undergraduate chapter ~~shall~~ **is expected to** 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~~ **is expected to** 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~~ **is expected to** have a "BB", a Faculty Advisor and an Alumni Board of Trustees to be in good standing.

(4) Each undergraduate chapter ~~shall~~ **is expected to** be in registered attendance at each convention, regional conference or "A"s Academy to be in good standing.

(5) Each undergraduate chapter ~~shall~~ **is expected to** 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),



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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.

**PROPOSAL # 2—Corrective Action Process**

Original proposed changes in **RED**; LaPlante's proposed revisions in **BLUE**

Bylaws, Art. V, Sec. 4, 2(h)

Current Language:

*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.*

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*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 revocation 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.*

Proposed Change:

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.

*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:*

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

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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.~~ ~~additional corrective action as deemed reasonable and necessary to~~ , which shall include suspension of social activities or alcohol-free activities for up to ~~six months.~~ the length of the Corrective Action.

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.~~ ~~the chapter shall cease all operations, for a period not to exceed twelve months,~~ pending a hearing before the Risk Management Commission. The Commission shall hold said hearing as soon as practicable but no later than 30 days after notification to the chapter. At the hearing, the chapter shall show cause as to whether and under what circumstances the chapter should be allowed to resume operations. If the Commission authorizes resumption of operations, it may impose any conditions it deems reasonable and necessary to assure compliance with Delta Chi Law and the Risk Management Policy. The chapter may resume operations ~~after twelve months~~ at the end of the period of Corrective Action, if not authorized to resume operations sooner by the Risk Management Commission.

Level 5 — Level 5 Corrective Action shall require the ~~revocation~~ 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.

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Level 6 – Level 6 Corrective Action shall require the immediate revocation of the charter. ~~Such~~ Upon the receipt of an appeal, the action shall be immediately reviewed by the Board of Regents and require ratification by a four-fifths (4/5) vote to become effective. Should the Board of Regents fail to ratify a Level 6 Corrective Action, the case shall be returned to the Risk Management Commission for further adjudication.

Constitution, Art. VII, Sec. 3(1)

Current Language:

**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.*
  - (c) *By a four-fifths (4 / 5) vote of the Board in instances where the chapter has voted to cease operation.*

Proposed Change:

**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.*

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- (c) By a four-fifths (4 / 5) vote of the Board in instances where the chapter has voted to cease operation.
- (d) ~~Imposition~~ Implementation of Level 6 Corrective Action by the Risk Management Commission, ~~ratified by a four-fifths (4/5) vote of the Board.~~

**PROPOSAL #3—CONSERVATORSHIP / INTERIM SUSPENSION OF ACTIVITIES**

Constitution Art. VII, Sec. 6

Current Language:

**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.*

Proposed Change:

**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.~~

**INTERIM SUSPENSION**

**The Executive Director may order the interim suspension of 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 Executive Director, with either the unanimous approval of the Executive Committee or the approval by a four-fifths (4/5) vote of the**

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**Board, such action is necessary and proper to protect the interests of the Fraternity. Such Interim Suspension shall not exceed sixty (60) days.**

**PROPOSAL #4—UNAUTHORIZED INITIATIONS**

Bylaws, Art. IX, Sec. 7(3)

Current Language:

*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 this requirement shall result in a fine of \$50 per unauthorized initiate imposed against the chapter.*

Proposed Change:

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 **via individual member electronic registration** 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.

By-Laws, Article IX, Section 7 (3) **a**

Current Language:

None

Proposed Change:

~~Members Initiated Who Do Not Meet Academic Standards –~~  
UNAUTHORIZED INITIATION—~~A chapter or colony who initiates a person~~ an individual who does not meet the ~~without meeting the academic standards of Delta Chi~~ standards specified in the Constitution, Article V, Section 2 shall be subject to an additional fine of \$50 per ~~man~~ unauthorized initiate, totaling \$100 per ~~man~~ per unauthorized initiate.

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In addition, the chapter is subject to the following penalties for each occurrence within ~~an academic~~ a fiscal year.

First initiation of an Associate Member(s) that does not meet standards: Written Warning

Second initiation of an Associate Member(s) that does not meet standards: Loss of vote ~~at RLC and Convention~~ in all fraternity matters until the chapter remains is compliant for one year.

**PROPOSAL #5—EXTENDED ASSOCIATE MEMBERSHIP**

Regulations, Art. IX, Sec. 5(b)

Current Language:

None

Proposed Change:

~~During the regular schedule of chapter and colony dues assessment,~~ Membership dues will be assessed to Associate Members that have been associated for at least ~~90~~ 120 days. The ~~charge~~ assessment may be waived ~~at the discretion of~~ by the Executive Director.