

# THE BLACK BOOK



TAU KAPPA EPSILON  
FRATERNITY

THE  
BLACK BOOK

**TAU KAPPA EPSILON FRATERNITY**

**INTERNATIONAL CONSTITUTION  
and BYLAWS**

ALSO

**THE DECLARATION OF PRINCIPLES**

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## THE DECLARATION OF PRINCIPLES

We, the members of Tau Kappa Epsilon Fraternity, hereby declaring our strict adherence and unswerving fidelity to what we believe to be the basic principles of true friendship, do ordain and adopt this our Declaration of Principles.

The object of this Declaration is to codify the settled convictions of this fraternity into abiding form to guide fraternal action and conduct for all time to come. And to the principles hereinafter enunciated, we individually and collectively pledge our unreserved allegiance.

Man is a social being. Our whole structure evidences the absolute interdependence of man. Reclusiveness is dwarfing to man's best qualities. Intimate and frequent contact with our fellows is necessary to symmetrical development. As a consequence, organizations whose purpose is to promote these ends are to be fostered and encouraged.

We believe that at no other period in the life of a man is the time more opportune for the fostering of such qualities than during the years of his college career. Then mind and heart are in their most receptive condition, for it is the formative period of life.

We regard mental development as of vital importance, but of equal consequence is the acquisition of a knowledge of men and a proper conception of their relation to one another. This is not obtained from texts and lectures, but from actual and intimate intercourse with men. To promote these ends is the avowed and earnest purpose of this fraternity. Fully realizing the burdens of this duty, we enter upon its performance with the conscientious purpose of adequately meeting its demands.

We maintain that exclusiveness is the direct antithesis of true fraternity. We condemn the un-American policies of some of the leading college fraternities of the country in their attitude of contempt to all who are without the bonds of fraternities, regardless of character, ability or personal merits. Such policies we seek to avoid, as they are destructive of the very ends of true fraternity.

We believe that a fraternity should be a brotherhood in conduct as well as in name. "Faith without works is dead." Pledges of brotherhood not succeeded by observance in conduct are as "sounding brass and tinkling cymbal." By the tenor of our daily action we should evidence our devotion to the principles we have solemnly obligated ourselves to observe.

The duties and obligations that subsist between the sons of the same mother should subsist between brothers in the sacred bond of this fraternity. The instinct to the observance of mutual duties that common blood supplies, must be furnished by the pledges of our ritual.

We believe that the essential elements of true brotherhood are love, charity, and esteem; love, that binds our hearts with the sturdy chords of fraternal affection; charity, that is impulsive to see virtues in a brother and slow to reprove his faults; esteem, that is respectful to the honest convictions of others and that refrains from treading upon that which is sacred to spirit and conscience; these are the triple obligations of every brother in the bond.

We believe in secretism in so far as it enables a fraternity to protect the confidence of the brotherhood. Secrecy that is promoted for selfish purposes or utilized to cloak fraternal wrong-doings we unsparingly condemn. We uphold this policy in so far as it is necessary to insure the dignity of our ritualism and the privacy of our internal affairs. As secrecy is employed to protect and perpetuate the sanctity of the family relation, so we enlist the advantage of secrecy to preserve inviolate the confidences and sanctities of the brotherhood.

Toward other fraternities we believe we should maintain an attitude of dignity and respect, recognizing their merits and studiously avoiding their evils. We believe our relation to them is, in a measure, competitive, and that we should endeavor to excel them in the fields of college activity.

We maintain that competition may become detrimental to any school. When healthy rivalry is followed by competition in which honorable methods are employed, it is a boon to the fraternity, and a benefit to the school, but when groveling and unprincipled means are employed, when school spirit and interest are subordinated to fraternal prejudice and selfishness, it becomes “a snare to the feet,” and a detriment to the fraternity and to the school. Competition in such form we condemn, and pledge every effort to avoid.

Finally, above all else, this fraternity stands for Men. We believe in their equality in those things which the Creator has decreed they should equally enjoy. We consider no man from the standpoint of those qualities and advantages he has not attained by personal effort. We stand for men whose manhood has withstood the test of trying conditions. We deem sterling character and staunch uprightness to be necessary qualifications to membership in this fraternity. All else, though desirable, is secondary to these.

—Adopted in 1908

### **Vision, Mission, and Purpose of Tau Kappa Epsilon Fraternity**

#### **Vision**

Tau Kappa Epsilon creates lifelong relationships that enhance educational, interpersonal, community and professional success.

#### **Mission**

Our mission is to aid men in their mental, moral, and social development for life.

#### **Purpose**

TKE contributes to the advancement of society through the personal growth of our members, and service to others.

## ARTICLES OF INCORPORATION

### ARTICLE I

#### Name

The name of the Corporation is Tau Kappa Epsilon Fraternity.

### ARTICLE II

#### Purposes and Powers

SECTION 1. **Purposes.** The exclusive purposes for which this Corporation is organized and for which it shall be operated are to promote and to secure the intellectual, educational, social and recreational benefits derived from fellowship among its members and to promote such fellowship.

SEC. 2. **Powers.** The Corporation shall possess and may exercise all of the powers conferred by the Indiana General Not For Profit Corporation Act (“Act”) and, in addition, all of the following powers:

- (a) To advise and instruct the members and chapters of the Corporation and all entities, corporations, and associations related to such chapters or related to the Corporation with respect to the principles, rituals and traditions of the Corporation and to expel those members and declare non-operating or dormant those chapters that fail to conform to such principles, rituals and traditions.
- (b) To acquire, own, hold, use, lease, mortgage, pledge, sell, convey or otherwise dispose of, property, real or personal, tangible or intangible.
- (c) To acquire, hold, own and vote and to sell, assign, transfer, mortgage, pledge, or otherwise dispose of the capital stock, bonds, securities or evidences of indebtedness of any other corporation, domestic or foreign.
- (d) To borrow money and to issue, sell or pledge its obligations and evidences of indebtedness, and to mortgage its property and franchises.
- (e) To enter into and perform, cancel or rescind agreements and contracts of any nature.
- (f) To sue and be sued in its own name.
- (g) To receive from any source, by gift, grant, devise, bequest or otherwise, any money or property, absolutely or in trust.
- (h) To make gifts, donations, contributions, loans and grants of all or any part of its income, assets and property.
- (i) To appoint such officers and agents as the affairs of the Corporation may require and to define their duties and fix their compensation.
- (j) To indemnify the persons described in Article III, Section 2 of these Articles of Incorporation, in the manner and to the extent described therein.
- (k) To purchase and maintain insurance on behalf of the persons described in Article III, Section 2 of these Articles of Incorporation, in the manner and to the extent described therein.
- (l) To make by-laws for the government and regulation of its affairs.
- (m) To carry out its purposes in this state or elsewhere.
- (n) To do any and all other acts and things necessary, convenient or expedient for the furtherance of the purposes for which the Corporation is formed.

SECTION 3. **Construction and Limitation of the Foregoing Sections.** The implementation by the Corporation of its purposes and the exercise of its powers shall be subject to the following restrictions:

- (a) It is intended by the provisions of these Articles of Incorporation that the Corporation shall be an organization exempt from federal income taxation under the provisions of Section 501(c)(7) of the Internal Revenue

Code shall be construed so as to effect such intention. The Board of Directors, the officers and the members shall have no power or authority to do any act which would prevent the Corporation from being an organization described in Section 501(c)(7).

(b) Chapters, chapter corporations, and members of the Corporation shall have no right or authority, and shall have no obligation or duty, to act on behalf of the Corporation in any manner, and shall under no circumstances represent themselves as being agents or partners of, or joint venturers with, the Corporation, except in the case of chapters and chapter corporations to the limited extent necessary in connection with the collection and transmittal to the Corporation of members' dues, fees and assessments payable to the Corporation, as to which acts the chapters and chapter corporations shall be special agents of the Corporation and shall be entitled to represent themselves as such. Notwithstanding anything in these Articles of Incorporation or the Corporation's Constitution or Bylaws to the contrary, the Corporation's power to supervise members and chapters shall be limited to those acts and things necessary, convenient or expedient to protect the Corporation's name and ritual. The Corporation's sole right in the event that a member or chapter fails to conform to the principles, rituals and traditions of the Corporation shall be to expel the offending member or to declare non-operating or dormant the offending chapter.

(c) No power conferred by the Act or set forth in any of the foregoing provisions of Section 2 of this Article II shall be construed to limit any other such power. The expression of the foregoing powers shall not be deemed to exclude any other power of like character although not expressed.

### ARTICLE III

#### **Provisions for the Regulation of the Affairs of the Corporation**

SECTION 1. *Nonliability of Members and Directors.* No member or Director of the Corporation shall be liable for any of its obligations.

SEC. 2. *Indemnification and Insurance.* To the extent not inconsistent with the Act as in effect from time to time:

(a) Every person (and the heirs and personal representatives of such person) who is or was a Director, officer or employee of the Corporation shall be indemnified by the Corporation against all liability and reasonable expense that may be incurred by him in connection with or resulting from any claim, action, suit or proceeding (i) if such Director, officer or employee is wholly successful with respect thereto or (ii) if not wholly successful, then if such Director, officer or employee is determined, as provided in subsection (e), not to have engaged in willful misconduct. The termination of any claim, action, suit or proceeding, by judgment, settlement (whether with or without court approval) or conviction or upon a plea of guilty or of *nolo contendere*, or its equivalent, shall not create a presumption that a Director, officer or employee did not meet the standards of conduct set forth in this section.

(b) As used in this Section 2, the terms "claim, action, suit or proceeding" shall include every claim, action, suit or proceeding and all appeals thereof (whether brought by or in the right of the Corporation or any other corporation or otherwise), civil, criminal, administrative or investigative, or threat thereof, in which a Director or officer or employee of the Corporation (or his heirs and personal representatives) may become involved, as a party or otherwise:

(1) by reason of his being or having been a Director, officer or employee of the Corporation or of any other corporation which he has served as such at the request of the Corporation, or

(2) by reason of his acting or having acted in any capacity in a partnership, association, trust or other organization or entity where he served as such at the request of the Corporation, or

(3) by reason of any action taken or not taken by him in any such capacity, whether or not he continues in such capacity at the time such liability or expense shall have been incurred.

(c) As used in this Section 2, the terms "liability" and "expense" shall include, but shall not be limited



to, counsel fees and disbursements and amounts of judgments, fines and penalties, and amounts paid in settlement by or on behalf of, a Director, officer or employee.

(d) As used in this Section 2, the term “wholly successful” shall mean (i) termination of any action, suit or proceeding against the person in question without any finding of liability or guilt against him, and not settled by agreement predicated on the existence of willful misconduct by him, (ii) approval by a court, with knowledge of the indemnity herein provided, of a settlement of any action, suit or proceeding, or (iii) the expiration of a reasonable period of time after the making of any claim or threat of an action, suit or proceeding without the institution of the same, without any payment or promise made to induce a settlement.

(e) Every person claiming indemnification hereunder (other than one who has been wholly successful with respect to any claim, action, suit or proceeding) shall be entitled to indemnification (i) if special independent legal counsel, which may be regular counsel of the Corporation or other disinterested person or persons, in either case selected by the Board of Directors, whether or not a disinterested quorum exists (such counsel or person or persons being hereinafter called the “referee”), shall deliver to the Corporation a written finding that such Director, officer or employee has met the standards of conduct set forth in the preceding subsection (a) and (ii) if the Board of Directors, acting upon such written finding, so determines. The person claiming indemnification shall, if requested, appear before the referee and answer questions which the referee deems relevant and shall be given ample opportunity to present to the referee evidence upon which he relies for indemnification. The Corporation shall, at the request of the referee, make available facts, opinions or other evidence in any way relevant to the referee’s finding which are within the possession or control of the Corporation.

(f) The rights of indemnification provided in this Section 2 shall be in addition to any rights to which any such Director, officer or employee may otherwise be entitled. Irrespective of the provisions of this Section 2, the Board of Directors may, at any time and from time to time, approve indemnification of Directors, officers, employees or other persons to the full extent permitted by the Act and the law of the State of Indiana, whether on account of past or future transactions.

(g) Expenses incurred with respect to any claim, action, suit or proceeding may be advanced by the Corporation (by action of the Board of Directors, whether or not a disinterested quorum exists) prior to the final disposition thereof upon receipt of an undertaking by or on behalf of the recipient to repay such amount unless he is entitled to indemnification.

(h) The Board of Directors is authorized and empowered to purchase insurance covering the Corporation’s liabilities and obligations under this Section 2 and insurance protecting the Corporation’s Directors, officers, members and employees, whether or not the Corporation would have the power to indemnify such Directors, officers, members and employees under the provisions of this Section 2.

**SECTION 3. *Amendments.*** The Corporation may alter, change or repeal any provision contained in these Articles of Incorporation in the manner prescribed by the Act.

**SECTION 4. *Further Provisions.*** Any further provisions, consistent with these Articles of Incorporation and the Act, for the regulation and conduct of the affairs of the Corporation, and the creation, definition, limitation or regulation of the powers of the Corporation, of the Directors or of the members, may from time to time be prescribed by the By-Laws of the Corporation.

#### ARTICLE IV

The principal place of business of said Corporation shall be in Indianapolis, Indiana.

INTERNATIONAL CONSTITUTION OF  
TAU KAPPA EPSILON FRATERNITY

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## PREAMBLE

We, brothers sworn in solemn compact, in order to secure the benefits - intellectual, social and moral - derived from a closer fellowship, do institute and ordain this Constitution.

## ARTICLE I

**General**

SECTION 1. **Name.** The name of this Fraternity shall be Tau Kappa Epsilon Fraternity.

SEC. 2. **Corporation.** This Fraternity shall be a not-for-profit corporation under the laws of the state of Indiana or other state as the Grand Council may direct.

SEC. 3. **Bylaws.** The Bylaws of the Fraternity shall be composed of two parts: (a) the International Constitution (“Constitution”) and (b) the International Bylaws and Traditions (“Bylaws”) [the Constitution and Bylaws are herein collectively sometimes referred to as “laws”].

SEC. 4. **Government.** The government of the Fraternity shall be vested in a Grand Chapter and, in the interim between its meeting, in a Grand Council, except as required by the laws of the state of Indiana or otherwise provided in the Constitution or Bylaws.

## ARTICLE II

**The Grand Chapter**

SECTION 1. **Name.** The name of the Grand Chapter shall be the Grand Chapter of Tau Kappa Epsilon Fraternity.

SEC. 2. **Who Compose.** The Grand Chapter shall consist of all members of the Fraternity. Members having voting rights shall be the Grand Council members, all living Past Grand Prytani, and one delegate from each collegiate chapter and alumni association. When a collegiate chapter cannot be represented by a collegiate delegate from the chapter due to school session conflicts, the chapter may certify an alumnus of that chapter as its delegate.

SEC. 3. **Term of Delegates.** Each delegate shall serve for a term equal to the lesser of two years or until the chapter which such delegate represents files credentials certifying another delegate to represent such chapter.

SEC. 4. **Past Grand Prytanis.** Each Grand Prytanis, upon his retirement, shall have the title of Past Grand Prytanis, and shall be a life member of the Grand Chapter, with one vote.

SEC. 5. **Chapter in Arrears.** No chapter in arrears to the Fraternity shall be entitled to a vote in the Grand Chapter.

SEC. 6. **Number of Votes.** Each collegiate chapter delegate shall be entitled to two votes in the Grand Chapter, and each alumni association delegate, Grand Council member and Past Grand Prytanis to one vote each. No individual shall act in more than one capacity as a voting member. No other members shall have voting rights except as otherwise required by the laws of the state of Indiana.

SEC. 7. **Quorum.** A quorum of the Grand Chapter shall be a sufficient number of delegates, Grand Council members and Past Grand Prytani to cast legally a majority of the total number of votes in the full Grand Chapter.

SEC. 8. **Meetings.** The Grand Chapter shall meet annually. Meetings held in odd numbered years shall be referred to as Conclaves and meetings held in even numbered years shall be referred to as Administrative Meetings. Meetings of the Grand Chapter shall be held at such times and places as the Grand Council shall designate. Special meetings of the Grand Chapter shall be called and conducted as provided in Chapter III of the Bylaws.

SEC. 9. **Mail Vote.** Voting members may vote by proxy only at Special Administrative Meetings and only with respect to (a) ratification of the granting of charters to collegiate chapters and (b) such other matters as the Grand Council may by resolution provide. Proxies must be mailed to the Offices of the Grand Chapter and received prior to the time of the meeting in order to be valid.

SEC. 10. **Authority.** The Grand Chapter shall be the only source of authority, and shall exercise general and exclusive original jurisdiction over all subjects of fraternity legislation, except as required by the laws of the state of Indiana or otherwise provided in the Constitution or Bylaws, and full appellate and supervisory jurisdiction over acts and decisions of the Grand Council and Grand Prytanis, and may adopt general and special laws, regulations, traditions, insignia and ritualistic ceremonies, and do whatever it may consider necessary to the well being and perpetuity of the Fraternity, when not inconsistent with the laws of the state of Indiana, the Constitution, or the Bylaws.

### ARTICLE III

#### The Grand Council

SECTION 1. **Board of Directors.** The Board of Directors of the Fraternity shall be known as the Grand Council.

SEC. 2. **Who Compose.** The Grand Council shall be composed of up to eleven (11) members. The Grand Officers shall be the members of the Grand Council, as well as those selected pursuant to Article IV, Section 7 of this Constitution.

SEC. 3. **Time and Place of Meeting.** The Grand Council shall meet at such times, places, and frequency as may be provided in the Bylaws or by resolution of the Grand Council.

SEC. 4. **Authority Over Laws.** The Grand Council shall have power to enact, amend or suspend laws, under the following conditions and limitations:

**First:** Such law, amendment or suspension shall continue in force only until the next Conclave of the Grand Chapter, when if not expressly confirmed, such law, amendment or suspension shall thereafter be null and void, and any such amended or suspended law shall again be in force in its original form.

**Second:** No law shall be passed, amended or suspended except by unanimous vote, and then only in case of emergency, which emergency shall be stated in detail in the enacting clause of the act, amendment or suspension; provided, however, that an unconstitutional law may, by two-thirds vote, be suspended or amended to conform to the constitution, but only upon a written opinion of the Judiciary Committee that the said law is unconstitutional.

**Third:** No law shall be passed, amended, or suspended after the Grand Chapter has once refused to confirm such enactment, amendment or suspension, nor except in the case of an unconstitutional law, within three months next succeeding a Conclave.

SEC. 5. *Additional Original Jurisdiction.* In addition to the foregoing, the Grand Council shall have original jurisdiction as follows:

**First:** Upon petition of not less than 20 qualified persons, it may by a two-thirds vote, grant charters for collegiate chapters and alumni associations, which grant, however, insofar as collegiate chapters are concerned, shall be only with respect to qualified schools where no similar chapter exists and shall not become effective or final until three (3) days after notification thereof shall have been given to the Grand Chapter and until such grant shall have received an affirmative majority of the votes returned by the Grand Chapter within said period. No such notification shall be given to the Grand Chapter from April 15th to September 15th, both inclusive, of any year. If such grants do not become effective or final as aforesaid, such petition shall stand referred to the next Conclave of the Grand Chapter.

**Second:** To manage the property and assets of the Fraternity, regulate their use, authorize or prohibit their sale or encumbrance, and to invest and reinvest such property and assets in such securities (including, but not limited to, common and preferred stock and investment trusts) or real, personal or intangible property (whether or not mortgaged or subject to any lien or assessment), without limit as to kind or amount.

**Third:** To manage the finances of the Fraternity, and adopt budgets and financial estimates.

**Fourth:** To propose amendments to the Fraternity's Articles of Incorporation.

**Fifth:** To authorize the establishment of colonies or affiliated local fraternities.

**Sixth:** Over such other matters as the Grand Chapter shall, from time to time, direct or authorize.

SEC. 6. *Appellate Jurisdiction.* In addition to the foregoing, the Grand Council shall have appellate jurisdiction from the Grand Prytanis over all matters of controversy. In no case brought before the Grand Council shall the Grand Council member whose decision is appealed from be entitled to vote, nor shall any Grand Council member involved in a controversy to be determined be entitled to vote upon such determination.

SEC. 7. *Offices of the Grand Chapter.* The Grand Council shall establish a Offices of the Grand Chapter for the keeping of the books, records, documents, and other property of the Fraternity, in current use and for the performance of the administrative details of the Fraternity.

## ARTICLE IV

### Grand Officers, Grand Council Members & Corporate Officers

SECTION 1. *Name and Rank of Grand Officers.* The officers of the Fraternity shall include a president (herein referred to as the "Grand Prytanis"), a vice president (herein referred to as the "Grand Epiprytanis"), a secretary (herein referred to as the "Grand Grammateus"), a treasurer (herein referred to as the "Grand Cryso-phylos"), a Grand Histor, a Grand Hypophetes, a Grand Pylortes, and a Grand Hegemon. The persons holding the offices specified in this section shall be known as Grand Officers.

SEC. 2. *Eligibility.* A candidate for Grand Office at the time of his nomination or succession to office must be an alumnus or honorary initiate and have completed an approved background check and application through the Offices of the Grand Chapter, to be declared eligible by the Judiciary Committee. Items which would cause a person to be ineligible would include, but are not limited to: (1) a conviction for a felony in any jurisdiction; (2) a conviction for a crime of dishonesty in any jurisdiction; (3) pending criminal charges in any jurisdiction; (4) pending warrants out of any jurisdiction. A declaration of ineligibility by the Judiciary Committee is

appealable to the Grand Prytanis and must be received in writing no later than seven (7) days after notice of the ineligibility is sent by the Judiciary Committee.

SEC. 3. ***Election.*** The Grand Officers shall be elected by a majority ballot of the Grand Chapter at each Conclave and shall hold office until the close of the next succeeding Conclave or until such time as their successors shall be elected and installed. The Grand Prytanis shall not succeed himself in that office, except in cases where the current Grand Prytanis is serving as a result of filling a vacancy in the Grand Prytanis office.

SEC. 4. ***Filling Vacancies.*** In the event of the death, resignation, or removal from office of the Grand Prytanis, the Grand Epiprytanis shall succeed to that office with the title, powers and authority thereof. In case of a vacancy in any other Grand Office than that of the Grand Prytanis, the Grand Council shall fill the vacancy by a majority vote. Should the offices of Grand Prytanis and Grand Epiprytanis become vacant at the same time, the Grand Officer senior in time of election to the Grand Council shall call a Special Meeting of the Grand Council to fill such vacancies, and shall preside over meetings of the Grand Council, until the office of the Grand Prytanis shall have been filled pursuant to this Section 4.

SEC. 5. ***Rights and Duties of the Grand Prytanis.*** The Grand Prytanis shall preside over the Grand Council and all meetings of the Grand Chapter and shall have all of the powers and duties of a president not inconsistent with the Constitution and Bylaws. It shall be his duty to encourage compliance by all members and chapters with the Articles of Incorporation, Constitution, Bylaws, laws, traditions, usages, regulations, rulings, obligations and ritualistic ceremonies of the Fraternity. He may appoint one or more assistants or deputies to assist him in carrying out his duties. His decisions and rulings shall be binding until reversed or revoked by the Grand Council or Grand Chapter.

SEC. 6. ***Rights and Duties of the Other Grand Officers.*** The other Grand Officers of the Fraternity shall have the rights and duties customary to such office, together with such rights and duties provided in the Constitution, Bylaws and by resolution of the Grand Council.

SEC. 7. ***Other Grand Council Members.*** In addition to the eight Grand Officers, one representative selected by the Collegiate Advisory Committee and two other alumni selected by the Grand Officers shall serve as ex-officio, voting members of the Grand Council. All ex-officio members contemplated in this section shall submit to an approved background check through the Offices of the Grand Chapter and be declared eligible by the Judiciary Committee prior to taking office.

SEC. 8. ***Chief Executive Officer.*** In addition to the Grand Officers, the Grand Council shall appoint a chief executive and administrative officer known as the Chief Executive Officer. The Chief Executive Officer shall be a full-time employee of the International Fraternity, shall be charged with administering and overseeing the day-to-day operations of the International Fraternity, subject to the direction and control of the Grand Council. In addition to being the Chief Executive Officer, he shall be the Assistant Secretary and Assistant Treasurer of the International Fraternity and may execute contracts, notes and other documents in such capacities to the extent authorized by the Grand Council. The Chief Executive Officer shall have charge of the principal offices of the International Fraternity and such administrative assistants, clerical help and budget as the Grand Council may from time to time provide. In addition, the Chief Executive Officer shall have such additional rights and duties as provided by the Articles of Incorporation, the laws and by resolution of the Grand Council or Grand Chapter, as well as those which customarily pertain to the office of Chief Executive Officer.

The Chief Executive Officer shall be appointed by the Grand Council, and the Grand Council shall determine his compensation from time to time. The Chief Executive Officer may be removed by the Grand Council, with or without cause, whenever in its judgment the best interests of the International Fraternity would be served by such action, and the term of any agreement governing the employment of the Chief Executive Officer shall not exceed three years.



No person may be considered for employment as the Chief Executive Officer, or any other staff position, who is also a member of the Grand Council or the TKE Educational Foundation Board of Directors.

SEC. 9. **Other Officers.** Members of the Judiciary Committee and the Investment Committee shall be officers of the Fraternity with such rights and duties as specified in the Constitution or Bylaws, or by resolution of the Grand Council. The Fraternity may have such other officers with such rights and duties as specified in the Constitution or Bylaws or by resolution of the Grand Council.

SEC. 10. **Expenses.** Grand Officers shall serve without compensation; however, they may be reimbursed for actual, reasonable and necessary expenses approved by the Grand Council.

SEC. 11. **Limitation of Authority of Grand Officers.** All Grand Officers are volunteers and not paid employees of the International Fraternity, and as such, they have no authority to individually act on behalf of, or legally bind, the International Fraternity in their capacities as Grand Officers or as members of the Grand Council, except as expressly set forth in the Articles of Incorporation, the laws of the International Fraternity, and as expressly authorized by resolution of the Grand Chapter or Grand Council.

## ARTICLE V

### Chapters

SECTION 1. **Collegiate Chapter Defined.** A collegiate chapter is a regularly chartered and installed organization of duly initiated collegiate members.

SEC. 2. **Alumni Association Defined.** An alumni association is a regularly chartered and installed organization of alumni and honorary members.

SEC. 3. **Collegiate Chapter Names.** Each collegiate chapter as chartered shall be named in accordance with a Greek letter or letters in consecutive order of the alphabet excepting Sigma Chapter, which may be designated Scorpion Chapter; provided, however, that no chapter shall be named with Greek letters containing the Greek letter "Eta" as a prefix.

SEC. 4. **Alumni Association Names.** Each Alumni Association hereafter chartered shall be named in accordance with the Greek letter or letters designated to the collegiate chapter with whom it is associated. In the case of an alumni association comprised of the members of several chapters and located principally in a specific geographic area, then the name of that alumni association shall be the name of the city, town, or geographic area in which it is located. In either case, the name shall contain the words "Alumni Association." The determination of the name of the alumni association shall be made by the Grand Council concurrent with the approval of the granting of said alumni association charter.

SEC. 5. **Power to Make Bylaws.** Both alumni associations and collegiate chapters shall have the power to make local rules, regulations and bylaws for their own government, not inconsistent with the Constitution, Bylaws, laws, traditions, usages, regulations, rulings, obligations or ritual of the Fraternity.

SEC. 6. **Qualified School Defined.** In order to be eligible to receive and retain a charter, a chapter must be located at a college or university which is accredited as a four-year degree granting institution by the appropriate regional association.

SEC. 7. **Colony.** A colony is an unchartered organization designated as such by the Grand Council. Colonies must be approved by a two-thirds vote of the Grand Council. Colonies may be permitted to initiate members

into regular membership into the Fraternity provided, however, that each candidate must be approved in advance by the Chief Executive Officer. Said candidates of the colony would remit to the International Fraternity regular initiate fees as defined in Division Two, Chapter VII, of the International Bylaws and Traditions. Members initiated by colonies would be considered charter members at such time as a charter may be granted to the colony.

**SEC. 8. *Affiliated Local Fraternity.*** By a two-thirds vote of the Grand Council, a local fraternity may be recognized as affiliated with this Fraternity. Upon recommendation by the Chief Executive Officer, and upon approval by a two-thirds vote of the Grand Council, affiliated local fraternities may be permitted to initiate members into regular membership into the Fraternity provided, however, that each initiate membership must be approved in advance by the Chief Executive Officer. Said initiates of the affiliated local fraternity would remit to the International Fraternity regular initiate fees as defined in Division Two, Chapter VII, of the International Bylaws and Traditions.

Members initiated by affiliated local fraternities would be considered charter members at such time as a charter may be granted to the affiliated local fraternity.

## ARTICLE VI

### Membership

**SECTION 1. *Kinds of Members.*** The membership of the Fraternity shall consist of collegiate, inactive, alumni members and Chapter Corporations which hold title to real or personal property for use by a collegiate chapter.

**SEC. 2. *Collegiate Member Defined.*** A collegiate member is a male student in good standing at the institution which he is attending, who shall have been regularly initiated by a collegiate chapter, and who shall not have been granted inactive or alumni status. Alumni members may revert to collegiate status while attending graduate school, but are not required to do so.

**SEC. 3. *Inactive Member Defined.*** An inactive member is a regularly initiated member in good standing who shall be:

**First:** A collegiate student at a school where no chapter of this Fraternity is established, or

**Second:** An unaffiliated collegiate student in attendance at a school where a chapter of this Fraternity is established and is a regular initiate of a collegiate chapter at another school; or

**Third:** A collegiate member whose participation in chapter activities has been precluded because of:

- (a) An extended illness, injury or other extreme and unexpected reason.
- (b) Not being enrolled as a student.
- (c) Not residing in the metropolitan area where his chapter is located because of participation in an internship, co-op program, foreign exchange student program or student teaching program.

Written consent of the Chapter Advisor and the Board of Advisors is required for inactive status, and a copy of said consent shall be filed with the Offices of the Grand Chapter.

The Chief Executive Officer may require a physician's statement to verify extended illness or injury, or a statement from the college/university to verify the member is no longer a student or no longer a resident.



In the alternative, the Chief Executive Officer may require sufficient documentation from the Chapter Advisor and the Board of Advisors.

An inactive member shall have none of the rights or privileges of an active, honorary or alumni member.

SEC. 4. ***Alumnus Member Defined.*** An alumnus member is one who continues to be in good standing, who has ceased to be a student in attendance in school, or continues to be in attendance in school after graduating with a Bachelor's Degree, and who has been regularly initiated into Tau Kappa Epsilon as (a) a collegiate member of a collegiate chapter, or (b) as an alumnus member of a colony which has been chartered as a chapter of Tau Kappa Epsilon, or (c) as an alumnus member of a local fraternity, affiliated or unaffiliated, which has been chartered as a chapter of Tau Kappa Epsilon.

SEC. 5. ***Life Loyal Teke.*** The designation of "Life Loyal Teke" shall apply to any member who has voluntarily enrolled in the Life Loyal Teke program.

SEC. 6. ***Honorary Initiates.***

(a) An honorary initiate is one of the following who, having been nominated by a collegiate chapter or the Grand Chapter and confirmed by the Chief Executive Officer, is not a member of any other national social fraternity and who has been regularly initiated into Tau Kappa Epsilon: (1) male members of the faculty of the school where the chapter making the nomination is located, (2) male persons who have rendered or are rendering important service to the school, the community, the state, or province, or the nation, who are of good moral character; or (3) male persons who have rendered important service to the chapter making the nomination or to the Fraternity.

(b) Alumni of any local fraternity which has been installed as a chapter may be initiated as honorary initiates by a collegiate chapter.

(c) The Chief Executive Officer shall designate the place of initiation, and which collegiate chapter scroll such honorary initiate shall sign when initiated, and the manner his signature shall be affixed thereto.

(d) Upon the approval of the Grand Prytanis, alumni of a school where a chapter is held in suspension may be initiated by a chartered alumni association, and such initiates shall sign the scroll of the collegiate chapter designated by the Grand Prytanis.

(e) Upon being initiated, honorary initiates become full members of Tau Kappa Epsilon and shall have all the privileges of alumni members.

SEC. 7. ***Requirements for Initiation.*** No person shall be initiated into this Fraternity as a collegiate member except an individual who has been duly and regularly elected to membership by vote of the collegiate chapter.

SEC. 8. ***Double Membership Forbidden.*** No person shall be eligible to membership in this Fraternity who is a member of any other collegiate national or international social fraternity.

SEC. 9. ***Affiliation.*** Any collegiate chapter may, by such vote as its local laws provide, affiliate into active membership in such chapter any inactive initiate of another chapter who may be in attendance at the school where said first chapter is established, and in good standing, and such affiliate shall thereupon become an active collegiate member of the chapter affiliating him. An alumnus member who is in good standing at the institution which he is attending may be eligible for collegiate chapter affiliation at the discretion of the collegiate chapter, or by such vote as its local laws may provide.

SEC. 10. ***Restoration of Inactive Members.*** An inactive member who has acquired such status under Section 3 of this article may be restored to collegiate membership by two-thirds vote of his chapter.

SEC. 11. ***Good Standing Defined.*** A member in good standing is one who is not on probation or who is

not in arrears to his chapter or the Fraternity, or to any agency or instrumentality thereof, beyond the period fixed by law. A member not in good standing shall be considered as suspended from membership until all arrears are paid, or time of payment extended.

SEC. 12. **Expulsion, Suspension, Probation and Dropping from Rolls.** Members may be expelled, suspended, put on probation, dropped from the rolls and otherwise punished for non-payment of obligations and such offenses as may be provided by law, upon due notice and opportunity for hearing.

SEC. 13. **Demit.** A member, at his own request, may demit by written request to the Chief Executive Officer. With such request, said member shall surrender his badge, membership card and membership certificate. Upon approval of said demit, the Chief Executive Officer shall immediately notify the appropriate fraternity official to strike said member's name from the chapter scroll.

A member who demits shall have no rights or privileges in Tau Kappa Epsilon.

SEC. 14. **Address.** All members shall be responsible for notifying the Offices of the Grand Chapter of changes in their and their family's home addresses and contact information.

## ARTICLE VII

### Officers of Collegiate Chapters

SECTION 1. **Titles of Officers.** The officers of each chapter shall be Prytanis, Epiprytanis, Grammateus, Crysophylos, Histor, Hypophetes, Pylortes and Hegemon.

SEC. 2. **Election, Term and Resignation of Officers.** The officers of a collegiate chapter shall be chosen by majority ballot at least annually to hold office until their successors shall have been duly elected and installed. The term of the Prytanis, Epiprytanis, Crysophylos, and Hegemon shall be no less than one year. The retiring Grammateus shall certify to the Offices of the Grand Chapter within 10 days after election the names of the newly elected officers. A collegiate chapter may accept the resignation of any chapter officer when it appears that such resignation would be in the best interest of the chapter and the Fraternity.

SEC. 3. **Vacancies, How Filled.** In case of vacancy in any office, it shall be filled by majority ballot at the next regular meeting.

SEC. 4. **Prytanis.** The Prytanis shall preside over all meetings, enforce the constitution, laws, traditions, ritual, and local bylaws and rules at all times, and have the duties and powers of a president.

SEC. 5. **Epiprytanis.** The Epiprytanis, in the absence or incapacity of the Prytanis, shall perform all duties of the Prytanis; he shall have the custody of all copies of the constitution and laws and of the bylaws of the chapter and be familiar with their contents. He shall also coordinate the chapter Public Relations program and committee as established by the Prytanis.

SEC. 6. **Grammateus.** The Grammateus shall keep a permanent record of all proceedings of the chapter; attend to all correspondence, and, forward to the Offices of the Grand Chapter a complete record of each initiate, and affiliated, reinstated or returned member. Further, the Grammateus shall update chapter address and contact information at least annually and report those changes to the Offices of the Grand Chapter.

SEC. 7. **Crysophylos.** The Crysophylos shall act as treasurer; collect all monies due the chapter and disburse the same; keep accurate and true accounts thereof; make reports of receipts and expenditures when required;

and promptly remit to the Offices of the Grand Chapter all fees and dues.

SEC. 8. *Histor*. The Histor shall keep a record containing the personal history and permanent and collegiate address of each member of the chapter; file properly all matters of historical interest, act as librarian, furnish correspondence to the Fraternity magazine and edit the chapter publications. Further, the Histor shall, at least annually, submit articles, reports, photos, etc. covering chapter activities to THE TEKE magazine or other publication.

SEC. 9. *Hypophetes*. The Hypophetes shall conduct all devotional exercises; have the custody of all rituals; administer the oath of officers-elect; preside in the absence of both Prytanis and Epiprytanis, and supervise the scholarship of the members and the hospitality of the chapter.

SEC. 10. *Pylortes*. The Pylortes shall act as doorkeeper and custodian of the chapter room and paraphernalia, keep order at all proceedings of the chapter, and act as the chapter risk manager.

SEC. 11. *Hegemon*. The Hegemon shall have charge of the candidates for initiation until their initiation shall be completed. Further, the Hegemon shall serve as the chapter member development officer and shall facilitate ongoing training and education programs for the general membership until their graduation and their subsequent participation in the Fraternity through programs such as Life Loyal Teke. Training and education of all members shall be consistent with the programs and policies of the Fraternity.

## ARTICLE VIII

### The Judiciary Committee

SECTION 1. *Membership, Appointment, and Tenure*. The Judiciary Committee shall consist of three members, two of whom shall be lawyers, or such other number as may be fixed from time to time by resolution of the Grand Council. The Judiciary Committee members shall be appointed biennially by the Grand Prytanis, to hold office for a term of two years and until their successors are appointed and have accepted such appointment. The Grand Prytanis shall designate one of their number as chairman.

SEC. 2. *Duties*. The Judiciary Committee shall have charge of all revisions of the Constitution and laws, and may suggest amendments and changes thereof as it shall see fit. All proposed amendments to the Constitution, and all new laws or amendments to laws, and all motions or resolutions affecting the same at any Conclave or Grand Council meeting shall stand referred to it. It may, with the approval of the Grand Council, renumber, relabel, and reorganize articles and sections whenever necessary, and eliminate or modify language that is unnecessary or ambiguous, or that has been superceded in effect by any amendment, provided that any such changes do not alter the intent of the laws of the Fraternity. It shall advise the Grand Council and Grand Prytanis as to the legality of any proposed amendment to the Articles of Incorporation or laws or other matter the Grand Prytanis or Grand Council may request guidance on, and shall have such other powers and duties as may be devolved upon it.

## ARTICLE IX

### Finance

SECTION 1. *Fees, Dues, and Assessments*. The Grand Chapter may assess and collect from all members and chapters such fees, dues and assessments as it shall see fit, provided, that such assessments, exclusive of the membership fees, shall not exceed 50 percent of the applicable annual membership fee (per member).

SEC. 2. **Endowment.** The Grand Chapter may provide for an endowment fund or funds, to be raised from such sources and in such manner as it may by law provide.

SEC. 3. **Dues, Etc., How Levied.** Each chapter shall be responsible for all fees, dues and assessments of the members of the Fraternity who are affiliated with such chapter and the same shall be assessed directly against each chapter.

SEC. 4. **Life Loyal Teke Communications Endowment.** An appropriate portion of each Life Loyal Teke enrollment fee, as determined by the Grand Council, initially \$45, shall be deposited and maintained in a separate Life Loyal Teke Communications Endowment investment account. The investment proceeds from this account shall be used exclusively to fund lifelong communications to all Life Loyal Tekes.

## ARTICLE X

### Publications

SECTION 1. **Magazine.** An official magazine or educational journal shall be published periodically as determined by the Grand Council.

SEC. 2. **General Publications.** The Grand Council shall authorize the publications necessary to the successful operation of the Fraternity.

SEC. 3. **Chapter Newsletters.** Each active chapter shall prepare and distribute a newsletter to all alumni of that chapter at least once per academic year.

## ARTICLE XI

### Ritual

**Official Ritual.** The *Silver Book* shall be the official ritual of the Fraternity and all persons shall be initiated according to this ritual.

## ARTICLE XII

### Emblems and Insignia

SECTION 1. **Coat of Arms.** The coat of arms of Tau Kappa Epsilon shall be blazoned as follows: Gules, on a bend argent five equilateral triangles bendwise of the first voided. Crest: Above a peer's helmet, a death's head three-quarters profile, proper. Mantling: Gules, double argent. Motto: The Greek letters, pi, alpha, omega, epsilon, alpha. The symbolism of the coat of arms shall be expressed in the ritual and its usage in the laws and traditions.

SEC. 2. **Badge.** The badge of this Fraternity shall be an equilateral triangle surmounting a scroll, convoluted at its ends, and a pendant from an apex, the convolutions touching the sides of the triangle equidistant from the apex. On the face of the scroll shall appear the Greek letters TKE. Inside the triangle shall be set a solid triangle one-third smaller, upon which background shall arise a skull and crossbones in relief. In each apex of the outer triangle shall be set a small pearl or simulated pearl and in each eye of the skull shall be set a red jewel or simulated red jewel of uniform size and quality. The materials used in the manufacture of the badge shall be as

prescribed by appropriate resolution adopted from time to time by the Grand Council, subject to the terms of this section.

SEC. 3. *Colors, Flower, and Jewel.* The colors of the Fraternity shall be the shade of cherry known as crimson lake, and the shade of gray known as pure silver, and the flower the red carnation. The jewel is the pearl.

SEC. 4. *Jewelling and Mode of Purchase.* Collegiate and inactive members shall wear only the official badge which shall be purchased only from an official jeweler through the Offices of the Grand Chapter. Alumni and honorary members may wear badges with extra jewellery.

SEC. 5. *Forbidden Use of Badge.* The use of the badge on unauthorized jewelry, ornaments, or other items is forbidden. The badge may not be replicated on anything other than official jewelry, official correspondence, newsletters, or publications of the Fraternity or its chapters without permission of the Chief Executive Officer.

SEC. 6. *Registered Trademarks.* Registered trademarks of the Fraternity are for personal use of members and for collegiate chapter affairs. Registered trademarks of the Fraternity may not be used for commercial purposes without permission of the Chief Executive Officer. Items bearing TKE trademarks may not be sold outside the chapter fabricating the items without permission of the Chief Executive Officer.

SEC. 7. *Ownership of Membership Badge and Certificate.* Payment of the proper initiation fee shall entitle the member to the exclusive use for life of the Membership Badge and Certificate, so long as he remains a member. The membership badge and certificate remain the property of Tau Kappa Epsilon Fraternity and will be surrendered to the Fraternity if the member is expelled from TKE.

## ARTICLE XIII

### Honors and Awards

*Authority to Establish.* The Grand Chapter may, by resolution, establish honorary orders and awards, authorize the persons by whom and those upon whom the same may be conferred, establish the form in which the same shall be memorialized, and ratify and confirm any such orders, honors and awards as have been established by the Grand Council and the conferring thereof. The Offices of the Grand Chapter shall keep a permanent record of all persons or groups upon which any such honors have been conferred.

## ARTICLE XIV

### Chapter Corporation & Property

SECTION 1. *Title.* The assets of each collegiate chapter, including title to all real and personal property, shall be held by a not-for-profit corporation (hereinafter called "Chapter Corporation"), organized and managed by the Board of Advisors. Each Chapter Corporation shall be subject to the obligations imposed upon it by this Constitution and the International Bylaws and Traditions of the Fraternity.

SEC. 2. *Chapter Finances.* The finances of each collegiate chapter shall be supervised by its Board of Advisors.

SEC. 3. *Chapter Corporations.* No charter shall hereafter be granted unless or until the petitioning body shall have first organized a Chapter Corporation. Any existing chartered chapter not having a Chapter Corporation is required to form and maintain such a corporation in order to remain in good standing with the International Fraternity.

SEC. 4. **Corporation Directors.** The Board of Advisors shall serve as the Board of Directors of the Chapter Corporation. Only members of the Board of Advisors shall be eligible to serve as directors of the Chapter Corporation.

## ARTICLE XV

### Inspection and Supervision

SECTION 1. **May be Provided.** Programs for advising and counseling the several chapters and Chapter Corporations in the principles, rituals and traditions of the Fraternity and in methods and techniques of successful chapter operation may be provided for by the Constitution or Bylaws or by resolution of the Grand Council or the Grand Chapter.

SEC. 2. **Regions.** The chapters and Chapter Corporations of the Fraternity may be assigned to regions, the geographic boundaries of which may from time to time be fixed by the Grand Council, for the purpose of assistance and counseling.

SEC. 3. **Volunteer Program.** The Chief Executive Officer shall establish a volunteer program for the involvement of alumni Fraters. Such program shall be subject to the approval of the Grand Council.

## ARTICLE XVI

### Amendments

SECTION 1. **How Amended.** Amendments to the Constitution shall be adopted upon receiving three-fourths of the votes cast at a meeting of the Grand Chapter.

SEC. 2. **Effective Date.** This Constitution, as amended, shall supersede all previous constitutions of this Fraternity and shall have full force and effect from and after August 6, 2011.

INTERNATIONAL BYLAWS AND TRADITIONS OF  
TAU KAPPA EPSILON FRATERNITY

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**DIVISION ONE: ORGANIZATION****CHAPTER I:****Conclaves of the Grand Chapter**

SECTION 1. *Time of Meeting.* The Conclave of the Grand Chapter shall convene in each odd-numbered year, except in case of emergency, at such time and place as shall be designated by the Grand Council.

SEC. 2. *Notice of Conclave.* Written or printed notice stating the place, day and hour of the Conclave shall be delivered at the direction of the Grand Prytanis not fewer than five (5) nor more than forty (40) days before the date of the Conclave to each member entitled to vote at such Conclave. If mailed, such notice shall be deemed delivered when deposited in the United States mail addressed to the member at his address as it appears on the records of the Fraternity, with postage prepaid.

SEC. 3. *Attendance and Registration.* Each chapter of the Fraternity is required to be in attendance at each Conclave, being represented by an accredited delegate. The payment of the registration and other fees for the attendance of Conclave shall be the responsibility of each chapter. Payment of the registration and other fees shall be made in four equal installments in accordance with a schedule established by the Chief Executive Officer. Failure of the delegate to be in attendance at the Conclave shall not relieve the chapter of the responsibility for the payment of the registration and other fees for the Conclave. The registration and other fees shall be established by the Chief Executive Officer in amounts necessary to cover the cost of conducting the Fraternity's Biennial Conclave.

SEC. 4. *Standing Committees.* The Standing Committees of the Conclave shall be Judiciary, Nominations, and Resolutions.

SEC. 5. *Roll.* The Chief Executive Officer shall prepare a roll of the Grand Chapter, containing the names of all delegates whose credentials have been filed from chapters not in arrears to the Fraternity, together with the other voting members of the Grand Chapter. Voting members shall register as "present" and constitute the Official Register of Delegates. The Grand Grammateus, as the first order of business, shall call the roll and at the conclusion thereof, announce the number of votes present and declare the existence or non-existence of a quorum. Any question on Official Delegates shall stand referred to the Judiciary Committee.

SEC. 6. *Official Tellers.* The Grand Prytanis shall designate four Fraters to act as Official Tellers of votes of the Conclave.

SEC. 7. *Judiciary Committee.* The Judiciary Committee shall be constituted and empowered as provided in the Constitution. The Chairman of the Judiciary Committee shall attend all meetings of the Grand Council. He shall act as Parliamentarian at Grand Chapter and Grand Council meetings and shall serve as legal advisor to the General Fraternity and to the Grand Council at such meetings. If for any reason, the Chairman of the Judiciary Committee is unable to attend a meeting of the Grand Chapter or of the Grand Council, he shall designate another member of the Judiciary Committee to attend in his place. The member of the Judiciary Committee so designated shall perform the duties of the Chairman of the Judiciary Committee at the Grand Chapter or Grand Council meetings for which he was designated. All proposed legislation shall be presented to the Grand Chapter in the Report of the Judiciary Committee.

SEC. 8. *Nominations Committee-Who Compose and How Selected.*

- A. *Alumnus Members.* The Grand Prytanis shall appoint, no later than 120 days prior to the Conclave, the Chairman, Vice-Chairman, and Secretary of the Committee. These appointments will be distributed to the Grand Chapter with the proposed legislation. At the opening session of the Grand Chapter, the Grand Prytanis will appoint additional alumni members to be selected from certified



alumni association delegates in the same ratio and manner as specified below for collegiate members, provided however, that in no event shall fewer than three additional alumnus members be so appointed. No candidate for Grand Council may serve on the Nominations Committee.

- B. *Collegiate Members.* The Grand Prytanis will appoint the collegiate members to the Nominations Committee at the opening session of the Grand Chapter from the certified delegates, in a ratio of one collegiate per every 10 chapters through a method of random selection in the following manner: When the official registration has been completed and number of official delegates in attendance established, that number will be divided by 10. The names of all delegates in attendance will be placed in a box and the Grand Prytanis will draw the required number of names.

SEC. 9. *Deadline for Application for Candidacy to the Grand Council.* Any eligible alumnus or honorary initiate wishing to present himself as a candidate for the Grand Council must submit an appropriate application and signed release provided by the Offices of the Grand Chapter, and submit to an approved background check through the Offices of the Grand Chapter for determination of eligibility by the Judiciary Committee, at least thirty (30) business days in advance of the first day of Conclave for the purpose of conducting appropriate background screening for members of the corporate board of directors.

SEC. 10. *Amendments and Legislation, How Introduced.* Proposals to adopt new legislation, including resolutions or amendments of the Articles of Incorporation, the International Constitution (“Constitution”) and the International Bylaws and Traditions (“Bylaws”) [the Constitution and Bylaws are sometimes herein collectively referred to as “laws”], shall not be considered unless either:

1. Recommended by the Grand Council, or
2. Recommended by a current Grand Council Member, or
3. Recommended by a regular or ad interim committee in its reports, or
4. Reported by the Judiciary Committee, or
5. Having the unanimous consent of the voting members present at the time such proposal is made, or
6. Recommended in writing by any collegiate chapter or alumni association of the Fraternity, or
7. Recommended by any Past Grand Prytanis.

SEC. 11. *Amendments and Legislation.* All proposed legislation that is intended to be presented at the Conclave must be presented in writing to the Offices of the Grand Chapter on or prior to January 31 of the year in which Conclave is to be held. The January 31 deadline shall not apply to proposed legislation that is authored by members of the Grand Council or the Judiciary Committee. Such legislation shall stand referred to the Judiciary Committee, which shall in turn distribute all legislation through the Chief Executive Officer to the Grand Chapter in as timely a manner as practical, but in no case later than April 15 of the Conclave year. Such proposed legislation shall be submitted to a vote of the Grand Chapter at Conclave, but may not be amended from the floor unless the amendment is solely for the purpose of clarification of language. Any questions of whether a proposed amendment is solely for the purpose of clarification of language shall stand referred to the Judiciary Committee. Distribution of proposed legislation may be by first class mail, electronic transmission, or by publication on the official Fraternity website.

SEC. 12. *Resolutions Committee.* The Grand Prytanis shall appoint not more than five and no fewer than three alumni members to the Resolutions Committee, designating the Chairman and Secretary.

SEC. 13. *Minutes.* The minutes of each Conclave, and of all Grand Council meetings in the interim, shall be printed or mimeographed, and shall not be read at the succeeding Conclave, but approved as printed, with such corrections as may be necessary.

SEC. 14. *Reports and Agenda.* The Chief Executive Officer shall make available for the inspection of each voting member of the Grand Chapter at the Conclave a copy of the following:

- A. All minutes of the Grand Chapter and Grand Council meetings held since the last Conclave;
- B. All current reports of the Grand Council, Chief Executive Officer, auditor, standing and ad interim committees, and commissions;
- C. A list of alumni appointments to the Conclave Committees;
- D. An agenda for the Conclave;
- E. An account of the specific proposals and votes of the individual members of the Grand Council from all Council meetings held since the last Conclave; and
- F. An account of the specific person, chapter or chapters, etc., that have submitted proposed legislation.

The Chief Executive Officer shall, following the Conclave, distribute a digest of the Conclave proceedings to each voting member of the Grand Chapter. He shall also distribute a digest of each Council meeting to the Grand Council members immediately after each meeting thereof.

SEC. 15. **Mileage.** All properly credentialed collegiate delegates eligible to vote and one official representative from each colony shall be reimbursed for attendance at the Conclave at the rate of 10 cents per mile for the straight-line distance from the location of the school of the attendee to the meeting place of the Conclave and return, and for the Past Grand Prytani from the place of residence to the Conclave and return, provided that in no event shall mileage allowance for each Conclave exceed the aggregate amount of \$40,000.00 (U.S. dollars). Grand Council members shall be reimbursed for actual expenses incurred in traveling to and attending the Conclave. No member of the Grand Chapter shall receive reimbursement for performance in a dual capacity.

## CHAPTER II: Rules of Conclave

SECTION 1. **Order of Business.** The order of business shall be as follows:

1. Opening by ritual.
2. Roll Call.
3. Appointment of Official Tellers.
4. Pronouncement of vote requirements.
5. Corrections, if any, of minutes of previous Conclave.
6. Corrections, if any, of Grand Council Meeting Minutes.
7. General report by the Grand Prytanis on the status of the Fraternity.
8. General report of the Chief Executive Officer.
9. Committee Reports.
10. Unfinished business.
11. New business.
12. Report of Judiciary Committee.
13. Report of Resolutions Committee.
14. Report of Nominations Committee.
15. Ballot on Grand Officers.
16. Adjournment.

SEC. 2. **Method of Reporting.** Each Committee Chairman shall use the following format in reporting the activities of his committee to the Grand Chapter:

1. Significant activities of past biennium.
2. Present projects.
3. Proposed projects with recommendations.

SEC. 3. ***Filing Proposals with Judiciary Committee.*** All appeals from Grand Council and Grand Prytanis, questions or complaints from members or chapters, and all proposals involving new legislation, shall be filed with the Chairman of the Judiciary Committee at the last regular Grand Council Meeting preceding the Conclave, and if so filed, shall be included in the report of the Judiciary Committee.

SEC. 4. ***Voting.*** The method of voting on amendments to the Articles of Incorporation, the Constitution or Bylaws, elections for Grand Office, or the granting of a charter shall be as follows:

1. Voting may be made by in-person electronic means, or by such other means as prescribed by this Chapter.
2. The presiding officer shall first ask all those voting members who are opposed to stand. If there are no opposing votes, he shall call for affirmative voice votes and declare the amendment duly adopted or charter granted, upon receipt of any affirmative votes.
3. If there are opposing votes, the presiding officer shall call for a vote to be taken by electronic means or by manual count methods. If the vote is to be taken by manual count methods, then the presiding officer shall direct the Official Tellers to count them, and report the number, and he shall then call for those voting members favoring the motion to stand, and be counted by the Official Tellers, who shall then report, and if, the requisite number of votes in favor of the motion, as shown by the Grand Grammateus, are sufficient to approve the motion, that fact shall be reported by the Official Tellers, and the presiding officer shall declare the amendment adopted, or charter granted, without a roll call; otherwise, he shall declare the motion to adopt lost.
4. The roll may be called only:
  - a. if ordered by the presiding officer on his own motion,
  - b. if demanded by not fewer than five voting members of the Grand Chapter, or
  - c. as otherwise required by law.

SEC. 5. ***Elections.*** The ballots shall be distributed, collected and counted electronically or by the Official Tellers. Vacancies in the board of Official Tellers may be filled by the Grand Prytanis.

SEC. 6. ***Procedure in Election of Grand Officers.***

1. The Nominations Committee shall place the name of its nominee for each Grand Office singly in the order specified in Article IV, Section 1 of the Constitution.
2. The presiding officer shall thereafter request other nominations for the subject Grand Office from the floor.
3. If any nomination is made from the floor, and after nominations have been closed:
  - a. The Judiciary Committee shall confirm each nominee's eligibility for office pursuant to Article IV, Sec. 2 of the International Constitution.
  - b. each eligible candidate for the subject Grand Office shall be presented to the Grand Chapter in alphabetical order, and permitted to speak for not more than five (5) minutes each, outside the presence of the other candidate(s), in support of his candidacy.
  - c. the presiding officer shall thereafter, outside the presence of all candidates, present the names of the eligible candidates in alphabetical order for discussion by the voting members of the Grand Chapter. A total of thirty (30) minutes shall be allowed for such discussion, divided equally between the number of candidates for such Grand Office after official statements on each candidate are given by the Nominations Committee and Judiciary Committee.
  - d. after expiration of the discussion period, or all voting members of the Grand Chapter desiring to speak have been recognized, whichever shall occur first, the presiding officer

shall declare the discussion of candidates closed, and the Grand Chapter shall proceed to ballot upon said nominees. Votes on any such ballot may be tabulated by electronic means.

4. After any ballot on any Grand Office for which there are more than two nominees, and no one nominee has received a majority of the votes, the name of any nominee receiving less than 20 percent of the total votes cast on said ballot shall be eliminated from the succeeding ballot, unless such elimination would result in only one remaining nominee, in which situation the next succeeding ballot shall be on the names of the two nominees receiving the highest number of votes on the subject ballot. Provided further, that should any nominee receive 90 percent of the number of votes cast for the next higher nominee, his name shall be included in the list of nominees to be voted upon on the said next succeeding ballot.
5. At the discretion of the Grand Prytanis, a voice vote may be taken for the election of a Grand Officer. The result of the voice vote shall be decided by the four Official Tellers in unanimous agreement. If the tellers are not in unanimous agreement, there shall be an electronic or written ballot as provided in paragraph 4 of this section.

SEC. 7. **Rules of Order.** Except as otherwise required by law or as otherwise provided by the Constitution or Bylaws or by resolution of the Grand Council or Grand Chapter, parliamentary law, as contained in the latest edition of Robert's Rules of Order, shall govern the proceedings of the Conclave.

### CHAPTER III:

#### **Ad Interim Organization and Administrative Meetings**

SECTION 1. **Ad Interim Standing Committees.** Between Conclaves, there shall be such ad-interim committees and commissions as the Grand Prytanis or Grand Council shall authorize.

SEC. 2. **Regular Administrative Meetings.** The Grand Chapter shall hold Regular Administrative Meetings in even-numbered years, on such dates and at such times and places as the Grand Council shall designate.

SEC. 3. **Special Administrative Meetings.** Special Administrative Meetings may be called by the Grand Prytanis, by a two-thirds vote of the Grand Council or by delegates representing ten (10) collegiate chapters. Special Administrative Meetings shall be held on such date and at such time as shall be specified by the Grand Prytanis in the notice of the meeting, but shall be held only at the Offices of the Grand Chapter in Indianapolis, Indiana.

SEC. 4. **Notice of Administrative Meetings.** Written or printed notice stating the place, day and hour of the Regular Administrative Meeting and the place, day, hour and purpose or purposes of a Special Administrative Meeting shall be delivered, at the direction of the Grand Prytanis, not fewer than five (5) nor more than forty (40) days before the date of the meeting to each member entitled to vote at such meeting. If mailed, a notice shall be deemed to be delivered when deposited in the United States mail addressed to the member at his address as it appears on the records of the Fraternity, with postage prepaid.

SEC. 5. **Matters Considered.** The Grand Chapter at Administrative Meetings shall consider only those matters which are (a) proposed by the Grand Council, (b) in the case of a Regular Administrative Meeting, submitted in person by a voting member attending such meeting, and (c) in the case of a Special Administrative Meeting, specified in the notice of the meeting submitted by the delegates who called such meeting.

### CHAPTER IV:

#### **Grand Council**

SECTION 1. **Regular Meetings.** The Grand Council, by resolution, may provide for the holding of regu-

lar meetings at such times and places as shall be provided in the resolutions. If the time or place of regular meetings is fixed or changed, written notice thereof shall be mailed to any Grand Council member not present when such action was taken at least 10 days prior to the next regular meeting.

SEC. 2. **Special Meetings.** Special meetings of the Grand Council may be called by the Grand Prytanis or by any three (3) Grand Council members upon notice given by mail, if mailed at least three (3) days before such meeting, or upon 24 hours' notice given personally or by telephone or other electronic means to each Grand Council member. Such notice, however given, shall specify the place, day and hour of the meeting.

SEC. 3. **Quorum.** A majority of the number of Grand Council members actually elected or selected, qualified, and serving shall be necessary to constitute a quorum for the transaction of any business. The act of a majority of Grand Council members present at a meeting at which a quorum is present shall be the act of the Grand Council, unless the act of a greater number is required by the Constitution, Bylaws, or laws of the state of Indiana.

SEC. 4. **Expenses and Compensation of Grand Council.** Grand Council members and other alumni officials are volunteers and shall receive no payments for services. The members of the Grand Council and the Chairman of the Judiciary Committee (or the alternate who has been delegated to take his place), shall be allowed actual living expenses for attendance at any meeting of the Grand Council, Grand Chapter, or when engaged in authorized travel on behalf of the Fraternity. Except for meetings of the Grand Council or Grand Chapter, reimbursement for expenses shall be made only if authorized by the Grand Prytanis and only in amounts within the budget.

SEC. 5. **Vote by Mail and Electronic Mail.** A vote of the Grand Council may be taken by mail or by electronic means on questions submitted by the Grand Prytanis. Such questions shall be filed with, and the vote taken, recorded, and reported to the Grand Prytanis by the Chief Executive Officer. The result of the vote shall be effective upon receiving and recording a sufficient number of ballots favorable to the proposition to adopt it, or of negative ballots to defeat it.

SEC. 6. **Collegiate Advisory Committee.** The Collegiate Advisory Committee shall consist of nine members, geographically representative of the Fraternity, appointed by the Chief Executive Officer, subject to the approval of all living Past Grand Prytani, to act as advisors to the Grand Council. The committee shall select one of its members as chairman who shall act as liaison with the Grand Council and shall represent the committee at each Grand Council meeting.

SEC. 7. **At-Large Grand Council Members.** The Grand Officers may select two alumni members, in good standing, to serve as ex-officio, voting members of the Grand Council pursuant to Article IV, Sec. 7 of the International Constitution.

## CHAPTER V: Chief Executive Officer

SECTION 1. **Duties.** The Chief Executive Officer shall have the rights and duties specified in the Articles of Incorporation, Constitution, Bylaws, and by resolution of the Grand Council. In addition to being the chief executive and administrative officer, the Chief Executive Officer shall be the Assistant Secretary and Assistant Treasurer of the Fraternity and may execute contracts, notes and other documents in such capacities to the extent authorized by the Grand Council. The Chief Executive Officer shall have charge of the Offices of the Grand Chapter and such administrative assistants, clerical help and budget as the Grand Council may from time to time provide.

SEC. 2. **Selection and Removal.** The Chief Executive Officer shall be appointed by the Grand Council for a term not to exceed three (3) years, and at such compensation as the Grand Council may from time to time



provide. The Chief Executive Officer may be removed by the Grand Council, with or without cause, whenever in its judgment the best interests of the Fraternity would be served by such action.

#### CHAPTER VI: Records

SECTION 1. **Membership Roll.** The Chief Executive Officer shall keep a complete official Fraternity membership roll, containing the name, chapter, address and such additional biographical details regarding each member as he may deem advisable. Each Frater shall advise the Offices of the Grand Chapter of any change of address after his initiation.

SEC. 2. **Chief Executive Officer to Keep Roll.** The Chief Executive Officer shall also keep another complete roll which shall at all times show the status of each member whether collegiate, inactive, alumnus, or honorary, and whether or not in good standing, and the date of any change of classification or standing.

SEC. 3. **Officers to Furnish Information.** The officers of each chapter shall promptly furnish the Offices of the Grand Chapter with all information essential to the keeping of the rolls, which shall always be kept up to date.

SEC. 4. **Other Records.** All other records shall be preserved in the Offices of the Grand Chapter.

SEC. 5. **Distribution.** Distribution of any Fraternity membership roster, mailing list, or other compilation of names or information, for any commercial purpose, is strictly forbidden except with permission of the Chief Executive Officer.

### DIVISION TWO: FINANCE

#### CHAPTER VII: Fraternity Finance

SECTION 1. **Membership Fees.** The membership fees are an obligation of each member of the Fraternity. The fees shall be paid as follows:

- A. On the date that a person is inducted as a candidate for membership to the Fraternity he is obligated to pay a candidate fee. The candidate fee is established annually by the Grand Council and shall be paid to the International Fraternity at its headquarters.
- B. On the date that a candidate for membership becomes a collegiate member, he is obligated to pay a membership fee. The collegiate initiate fee is established annually by the Grand Council. If this fee is not remitted within fifteen (15) days of becoming a collegiate member, then an additional fee not to exceed forty (40) percent of the collegiate initiate fee shall apply. The appropriate fee shall be paid to the International Fraternity at its headquarters.
- C. Beginning the fiscal year following the fiscal year in which a person becomes a collegiate or colony member, and continuing each subsequent fiscal year while the member remains a collegiate or colony member, an Annual Membership Fee (AMF) established annually by the Grand Council shall be due. The AMF shall be due on October 1 of each fiscal year. This fee may be paid in two installments. If this option is selected, then an additional fee not to exceed twenty (20) percent will be added. The first installment shall be paid on October 1, and the second installment shall be paid on March 1 of each fiscal year. Additionally, a Risk Management Fee, also established annually by the Grand Council, is due October 15 of each fiscal year. This fee may also be paid in two

installments. If this option is selected, then an additional fee not to exceed twenty (20) percent will be added. The first installment of the Risk Management Fee shall be paid on October 15, and the second installment shall be paid on March 15 of each fiscal year.

- D. One-time fee: In lieu of the initiation and annual fees contained in Section 1 of this chapter, a new initiate may pay a one-time fee, the amount of which is set annually by the Grand Council, provided said fee is remitted to the International Fraternity at its headquarters within 15 days of becoming a collegiate member.
- E. Within fifteen (15) days following the date of membership (1) each alumnus member of a local fraternity installed as a chapter, (2) each alumnus member of any national fraternity merged with this Fraternity, and (3) each honorary member shall remit a fee established annually by the Grand Council to the International Fraternity.

SEC. 2. **Privileges of Membership.** Each New Member shall, upon request of his chapter, be entitled to a "New Member Kit." In addition to the rights and privileges of membership set forth in the International Constitution and International Bylaws and Traditions, each collegiate member who has paid the fees due from him pursuant to Section 1 of this Chapter, shall be entitled to an official badge and an official certificate of membership for so long as he remains a member of the Fraternity. Each collegiate member shall be entitled to a subscription to the Fraternity magazine during his time as a collegiate member and for one year following his collegiate membership. Each honorary member and each alumnus member of a local fraternity installed as a chapter or a national fraternity merged with the Fraternity who has paid the fees due from him pursuant to Section 1 of this Chapter shall be entitled to an official certificate of membership for so long as he remains a member of the Fraternity and to a subscription to the Fraternity's magazine for one year following the date he becomes a member of the Fraternity.

SEC. 3. **Payment of Fees.** Each chapter and Chapter Corporation (or if there is no Chapter Corporation, the Board of Advisors) shall (a) collect, in trust, and remit to the Offices of the Grand Chapter prior to their due date all fees required of its members who have not been granted inactive status who are enrolled as students at the college or university at which such chapter is located and (b) pay, prior to their due date, all liabilities of the chapter to the Fraternity.

SEC. 4. **Charter Fees.** Every new collegiate chapter and Chapter Corporation which may be installed (or, if there is no Chapter Corporation, the Board of Advisors) shall pay to the International Fraternity a chartering fee to be determined by the Chief Executive Officer, in addition to the regular membership fees for each member of such collegiate chapter. Every new alumni association installed shall pay a charter fee established annually by the Grand Council.

SEC. 5. **Payment of Dues.** All dues, assessments, membership fees and charter fees and all other obligations of the members and chapters shall be paid to the International Fraternity at the Offices of the Grand Chapter. The Grand Council shall develop a policy to ensure the timely collection of all dues, assessments and fees within 90 days after the debt is incurred. Any chapter, colony, recognized TKE entity, or individual member who maintains indebtedness to the Fraternity will be subject to appropriate disciplinary action, including but not limited to expulsion from the Fraternity or suspension of the chapter, colony or TKE entity's charter.

SEC. 6. **Exchange Rate.** The Grand Council shall, from time to time, fix the equivalent fund Canadian exchange rate for payment of fees and other charges by Canadian chapters.

SEC. 7. **Annual Fee Review.** The Grand Council shall annually review the membership fees of the Fraternity and may, by a unanimous vote, increase or decrease the membership fees. The total percentage of any increases, however, may not exceed the percentage increase in the cost of living (as determined by the Grand Council based upon review of appropriate indexes) since the date of the last fee adjustment. The Grand Council will notify

the Grand Chapter at least six months in advance of any increase or decrease in membership fees.

SEC. 8. **Chapter in Arrears.** The Chief Executive Officer shall report to the Judiciary Committee, at its meeting prior to each Conclave, any chapter, Chapter Corporation or Board of Advisors in arrears to the International Fraternity on any of its obligations or for any fees which it is required to collect and remit to the Offices of the Grand Chapter, and no delegate from such chapter shall be permitted a seat or vote in the Grand Chapter.

SEC. 9. **Bond.** Every officer, agent, and/or employee of the International Fraternity and of each chapter, Chapter Corporation, and Board of Advisors authorized to receive, collect or disburse monies of the International Fraternity, or of any chapter, title-holding corporations, or Board of Advisors, shall be bonded, in an amount fixed by the Grand Council, by a surety bond of a responsible surety company, sufficient to cover all funds held by such officers, agents, and/or employees, or to come into or pass through the hands of them or any of them, conditioned for the faithful performance of their respective duties and the faithful accounting for and paying over of such funds to their respective successors or to other agents, officers or employees of the Fraternity entitled to receive the same. Said bond shall be procured and held by the Chief Executive Officer and the premium thereof included in and paid out of the International Fraternity's budget; provided, that the Grand Council may, in its discretion, omit officers of chapters, Chapter Corporations and Board of Advisors from such bond.

SEC. 10. **Alumni Contributions.** Each alumnus member and each honorary member shall contribute an amount established annually by the Grand Council to either the International Fraternity or to TKE Educational Foundation, Inc., as determined by the Grand Council. However, no member shall be denied any of the privileges or benefits of membership for failure to make contributions under this section. A portion of each annual contribution shall constitute payment of the annual subscription to the Fraternity's magazine. The designated contribution amount shall be subject to the provisions of the Annual Fee Review. Collegiate graduating seniors and alumni are encouraged to participate in the Life Loyal Teke program which provides members with certain lifetime benefits as determined by the Grand Council.

#### CHAPTER VIII: Investment Committee

SECTION 1. **Investment Committee.** The Investment Committee shall consist of at least three (3) members. The members shall be appointed by the Grand Prytanis with the consent of the Grand Council. Each member of the committee will hold office until the next Conclave. The Grand Prytanis shall designate one of their members as chairman and designate a Grand Council member to become the Grand Council liaison to the committee.

SEC. 2. **Duties of the Investment Committee.** The Investment Committee shall assist and advise the Grand Council concerning investments of Fraternity funds and shall be primarily responsible to the Grand Council for suggesting changes in investment policy and procedures. The Investment Committee shall have such other duties and powers as may be provided by resolution of the Grand Council.

#### CHAPTER IX: The Founders Housing Fund, LLC

SECTION 1. **The Founders Housing Fund, LLC.** The purpose of The Founders Housing Fund, LLC shall be to hold monies of non-operating and dormant chapters of the Fraternity for their future use upon reestablishment of such chapter to active status and to provide loans to chapters of the Fraternity for the construction and remodeling of chapter houses. The terms and conditions of each loan shall be determined from time to time by resolution of the Grand Council.

SEC. 2. **Assets of The Founders Housing Fund, LLC.** The assets of The Founders Housing Fund, LLC



shall consist of all assets transferred to it plus the income from such assets. Assets shall not be allocated to or from The Founders Housing Fund, LLC except by resolution of the Grand Council. The income and principal of The Founders Housing Fund, LLC shall be set aside or used solely for educational and charitable purposes unless otherwise determined by the Grand Council.

SEC. 3. **Operations and Governance.** The Founders Housing Fund, LLC shall be operated and governed according to its Articles of Incorporations and Bylaws, as established or authorized by the Grand Council.

## CHAPTER X: Audits and Budget

SECTION 1. **Fiscal Year.** The fiscal year of the Fraternity shall be from June 1 of each year through May 31 of the succeeding year.

SEC. 2. **Auditor.** The Grand Prytanis shall employ a qualified Certified Public Accountant or Chartered Accountant as Auditor, who shall serve during the term of the Grand Prytanis and until his successor is appointed, unless removed for cause.

SEC. 3. **Fee of Auditor.** The Auditor shall be paid an annual fee agreed upon with him and appropriated in the budget.

SEC. 4. **Audits.** Said Auditor shall, at the conclusion of the fiscal year prior to the Fraternity's biennial Conclave, or more often if directed by the Grand Prytanis or Grand Council, audit all funds of the Fraternity and make report thereof to the Grand Prytanis, who shall submit the same to the next Conclave of the Grand Chapter. In the alternate fiscal years, a review of the Fraternity's financial records shall be conducted by the Auditor, and in the interim his report be submitted to the next meeting of the Grand Council.

SEC. 5. **Budget.** The Grand Council shall be responsible for annually adopting a budget for the ensuing year.

SEC. 6. **Contents of Budget.** The budget shall contain a careful estimate of the income of the Fraternity, based on the experience of the preceding years and also an appropriation for each of the Grand Council members who requires one, for the Judiciary Committee, the Investment Board, each ad-interim committee which shall require one, each Volunteer Assistant, the Auditor, and for such other expenses as shall be deemed necessary, and an emergency appropriation, and in no case shall the aggregate of the appropriations exceed the estimated income of such year.

SEC. 7. **Payments, How Made.** All payments from the several funds in the budget shall be on vouchers signed by the Grand Prytanis, Grand Crysophylos, Chief Executive Officer, or such others as the Grand Council may by resolution authorize, on itemized bills presented and approved by the Grand Council member, chairman of committee, or other person for whom an appropriation has been made in said budget.

## Chapter XI Debts to the Fraternity

SECTION 1. **Remedies for Indebtedness.** Notwithstanding any other provision of these International Bylaws and Traditions, the obligation of any candidate or member of the Fraternity, including candidate, initiation, annual membership, a member's pro rata share of his chapter or colony's risk management insurance and costs, and any other obligation for which all or part of the amount is payable to the Fraternity, are enforceable commitments under the Bond and under civil law. If a candidate or member does not timely pay such obligation(s) to the Fraternity, enforcement actions may include:

1. Imposition of late charges in addition to the amount of the original obligation;

2. In the case of a candidate, suspension of the candidate's ability to become affiliated with the Fraternity;
3. Preferring of charges and trial under the procedures in Division IX of the International Bylaws & Traditions;
4. In the case of a candidate or member whose obligation has been affirmed through appropriate Fraternity procedures but who still fails to pay such obligations, including applicable late charges, pursuing legal remedies in a court of law for breach of contract or other applicable remedies; and
5. In the event of civil action, recovery of attorneys' fees and costs associated with the enforcement actions.

SEC. 2. **Continuation of Financial Obligation.** The refusal to admit a candidate to membership or the suspension or expulsion of a member pursuant to this Chapter shall not affect the obligation of the candidate or member, or former candidate or member, to pay the originally contracted obligation to the Fraternity, including all fees and costs associated with the enforcement actions.

### DIVISION THREE: COLLEGIATE ORGANIZATION

#### Chapter XII: Collegiate Finance

SECTION 1. **Uniform Accounts.** So far as practicable, the accounts of the several collegiate chapters shall be uniform, and kept in a form prescribed by the Grand Chapter and supplied by the Chief Executive Officer.

SEC. 2. **Financial Reports.** The Crysophylos of each collegiate chapter shall present to the chapter written monthly reports. The Crysophylos shall also, after the close of the academic year, submit an Annual Report to the Offices of the Grand Chapter no later than May 15. The report shall be on forms supplied by the Offices of the Grand Chapter and shall include a complete financial statement along with a budget for the ensuing year.

SEC. 3. **Annual Report.** A copy of the Annual Report shall be filed within 10 days with the Chapter Advisor, Chapter Corporation, Board of Advisors, and in the chapter files. Any chapter failing to file the Annual Report with the Offices of the Grand Chapter by May 15 will be subject to a fine of \$50.00 (U.S. dollars) and an additional \$50.00 (U.S. dollars) for each ninety (90) days thereafter until such report has been filed.

SEC. 4. **Budget.** The Crysophylos shall, before June 30 of each year, meet with the Prytanis, Chapter Advisor, Chapter Corporation and Board of Advisors to prepare and adopt a budget for the ensuing year.

SEC. 5. **Audit.** The financial records of each collegiate chapter shall be annually audited by the Chapter Corporation and the Board of Advisors, and they may be audited at such other times as the Chapter Corporation, the Board of Advisors, the Volunteer Assistant or other Fraternity authority may determine.

SEC. 6. **Arrears Forbidden.** No member shall be permitted to be in arrears to the International Fraternity or his chapter, Board of Advisors or Chapter Corporation for dues, membership fees, assessments, board, room and rent, or for any other obligation whatsoever, except in case of emergency, and then only with the written consent of the Chairman or President of the Chapter Corporation and Board of Advisors and the Chapter Advisor or, in the case of obligations to the International Fraternity, with the consent of the Chief Executive Officer.

SEC. 7. **Enforcement.** It shall be the duty of each collegiate chapter, Chapter Corporation, and Board of Advisors to enforce the foregoing Section 6 by appropriate action, and the respective officers and members shall each be responsible for such enforcement.

CHAPTER XIII:  
**The Board of Advisors and Chapter Corporation**

SECTION 1. *How Constituted.* The activities of each collegiate chapter shall be supervised by a Board of Advisors consisting of the Chapter Advisor, the Chapter Prytanis, the Chapter Crysophylos, and at least four other persons, the majority of whom should be alumni or honorary members of the International Fraternity. The Board of Advisors shall act in compliance with the Articles of Incorporation, Constitution, Bylaws, laws, traditions, usages, obligations, and principles of the Fraternity and to set by example the standard of conduct for collegiates and non-members to emulate. The elected members of the Board of Advisors shall serve for a term of four years or for terms as approved by the Board of Advisors, and until their successors are elected, and all vacancies except as hereinafter provided shall be filled by the members of said Board. The Chief Executive Officer shall have power to remove from office at his discretion, for violation of the Articles of Incorporation, Constitution, Bylaws, laws, traditions, usages, obligations, principles or ritual of the Fraternity or other good cause, any member or members of a Board of Advisors, and may fill by appointment all vacancies thereby created.

SEC. 2. *Officers.* The Board shall annually choose a Chairman, Vice Chairman, Secretary and Treasurer, which latter two officers may be combined in one person if desired. The members shall hold office until their successors are elected and shall not lose their right to vote by reason of holding office.

SEC. 3. *Liability Insurance.* The Board of Advisors shall maintain comprehensive general liability insurance under which the chapter corporation and the chapter or the colony corporation and the colony, as the case may be, shall be named insureds, which shall include host liquor liability coverage, provided the same is reasonably available. In the event that for any reason no Board of Advisors exists, then the obligation to maintain the insurance herein required shall be on the officers of the chapter corporation, the chapter, the colony corporation and the colony, as the case may be.

SEC. 4. *Motions by Members of Chapter.* Any member of the said chapter may present written motions or resolutions for the consideration of the Board, or any matter within its jurisdiction, which, if seconded in writing by another member, shall thereupon be discussed and voted upon in the same manner as if offered by a member of the Board.

SEC. 5. *Appeals.* Any chapter may, by majority vote, appeal to the Chief Executive Officer from any decision or action by the Board of Advisors, with further right of appeal from his decision to the Grand Prytanis.

SEC. 6. *Sinking Fund.* Whenever any chapter shall be or become indebted for other than current expenses, it shall be the duty of the Chapter Corporation to establish a sinking fund for the retirement of such debt, and to require said chapter to pay monthly to the Treasurer of the Chapter Corporation a sum sufficient for said sinking fund, and also to cover its taxes, insurance and a reasonable depreciation on its property, the amount of which shall also be fixed by the Chapter Corporation.

SEC. 7. *Powers and Duties.* Whenever property shall be held for the use of any chapter, the Chapter Corporation shall have the power to require repairs, insurance, the payment of taxes, special assessments, mechanics' liens, judgments and all other matters necessary for the protection and preservation of such property. No encumbrance or conveyance of such real estate shall be made without its consent. It shall have power to prohibit any act or omission which may waste or damage the said property.

SEC. 8. *Title to Property.* The title to all real and personal property of the several collegiate chapters shall vest in and be held by the Chapter Corporation for such collegiate chapters.

SEC. 9. *Chattel Mortgages, Etc.* Chattel mortgages, conditional sales contracts and any other contract granting a security interest in property used by any collegiate chapter shall be executed only by the proper officers

of the Chapter Corporation, when authorized by a proper resolution of the Board of Directors.

SEC. 10. ***Control and Disposition of Personal Property on Loss of Charter.*** In the event that the charter of any collegiate chapter shall be withdrawn or surrendered, the control and custody of the personal property held by or for the use of such chapter shall devolve upon the Chapter Corporation, and it shall dispose of the same as directed by the Grand Council. All monies, and the proceeds of sale of such personal property of said chapter, shall be held by the Fraternity to the credit of said chapter, as directed by the Grand Council.

SEC. 11. ***Authority of Grand Council.*** In the event that a chapter is suspended or declared non-operating, the Grand Council shall have authority over the real estate and personal property held by the Chapter Corporation, Boards of Advisors and chapters to prevent its being diverted from its proper use as Fraternity property and to prevent the carrying on of any practices contrary to the Constitution, Bylaws, laws, ritual or principles of the International Fraternity.

SEC. 12. ***Disposition of Real Estate on Loss of Charter.*** In the event that the charter of any chapter shall be withdrawn or surrendered, the title to any real estate shall be held for the alumni members of said chapter, for a period of two years. If, at the expiration of the two years, such chapter shall not have been restored, the local Board of Advisors or the Chapter Corporation shall sell the real estate, unless other action is authorized by the Grand Prytanis. After the payment or provision for payment of all legally enforceable obligations of the owner of the real estate, the remaining proceeds of any sale of real estate shall be promptly transferred to the Fraternity (unless otherwise determined by the Grand Council) and held by the Fraternity to the credit of said chapter regardless of the time of such sale and regardless of whether title was held by the chapter, Chapter Corporation or Board of Advisors.

SEC. 13. ***General Supervision.*** The Board of Advisors and the Chapter Corporation shall have general supervision over all phases of chapter operations and the finances of the chapter; shall approve budgets hereinbefore provided; shall prevent incurring of unnecessary or unwise expenditures or indebtedness, or penalties to the Fraternity; shall require the prompt collection by the chapter of all monies due it or due the Chapter Corporation or the International Fraternity, and assist therein, and shall require all chapter accounts to be kept and reports made on the forms and at the times required by law, or by the Chief Executive Officer. The Board of Advisors and the Directors of the Chapter Corporation must confer with the officers of the chapter concerning the execution of the aforesaid duties.

SEC. 14. ***Business Manager.*** The Board of Advisors of, and the Chapter Corporation for, each chapter may annually employ a Business Manager of the chapter who may, but need not be, a member of a Board of Advisors and fix his compensation at such reasonable sum as may be agreed upon. The Business Manager shall supervise the work of the Crysophylos, make a monthly audit of his books; collect all bills of members for board, room rent, dues, fees, and other obligations to the International Fraternity, the Chapter Corporation and the chapter which are not paid when due, supervise the purchase of all supplies and the payment of all accounts payable of the chapter and the Chapter Corporation. He shall keep such books of account as may be necessary and make such reports to the Board of Advisors and the Chapter Corporation and to the International Fraternity as may from time to time be required. All or any of such duties of a Business Manager may be performed by an officer or employee of the college or university at which the chapter is located, as required or designated by said college or university.

SEC. 15. ***Employees.*** All contracts for services of business managers, resident advisors, housemothers, housekeepers, cooks, stewards, and all other persons who may be employed by or in the services of any collegiate chapter shall be made and the compensation and duties of such person or persons fixed by the respective Boards of Advisors or Chapter Corporation.

SEC. 16. ***Annual Reports.*** The Board of Advisors and the said Chapter Corporation shall file an annual report with the chapter, the Secretary of the Board of Advisors, the Secretary of the Chapter Corporation and the International Fraternity. The report shall be on forms supplied by the International Fraternity and shall include information as may be deemed necessary by the Grand Council from time to time. The annual report shall be filed no later than

May 15 of each year. Additionally, a financial report and a copy of the Chapter and/or Chapter Corporation Internal Revenue Service Form 990 shall be filed with the Offices of the Grand Chapter by November 15 of each year.

SEC. 17. **Board of Advisors.** The rights and duties imposed by these Bylaws on the Chapter Corporation shall be exercised by the Board of Advisors if a Chapter Corporation has not been organized by such Board of Advisors. If a Chapter Corporation has been organized, the Board of Advisors may nevertheless exercise the rights and duties imposed by these Bylaws on the Chapter Corporation to the extent necessary or appropriate under applicable state law, and the Board of Advisors shall exercise such rights and duties to the extent the Chapter Corporation fails to do so.

#### CHAPTER XIV:

##### **Chapter Advisor, Assistant Chapter Advisor, and Campus Advisor**

SECTION 1. **Chapter Advisor - Selection.** Each collegiate chapter shall elect an individual 25 years or older, not a collegiate, to serve as Chapter Advisor. The Board of Advisors may select the Chapter Advisor as an alternative to election, subject to local bylaws. The Grammateus shall immediately notify the Chief Executive Officer and the Board of Advisors of the person so elected.

SEC. 2. **Duties.** The Chapter Advisor should visit the chapter regularly and attend chapter meetings insofar as possible; advise the officers concerning the performance of their duties and assist them with such questions as may arise therein; advise the chapter with respect to the Articles of Incorporation, Constitution, Bylaws, laws, traditions, usages, obligations, principles and ritual of the Fraternity, and rulings and decisions of the Grand Prytanis.

SEC. 3. **Powers.** The Chapter Advisor shall have power to call meetings of the chapter; to prefer charges against any collegiate member of such chapter; and he shall be an ex officio voting member of the Board of Advisors subject to removal from such Board and from the office of Chapter Advisor by the Chief Executive Officer at his discretion for violation of the Articles of Incorporation, Constitution, Bylaws, laws, traditions, usages, obligations, principles or ritual of the Fraternity or other good cause.

SEC. 4. **Assistant Chapter Advisor - Selection.** The Board of Advisors or the Chapter Advisor may, at any time, designate a graduating senior or alumnus to serve as Assistant Chapter Advisor.

SEC. 5. **Assistant Chapter Advisor - Duties.** The Assistant Chapter Advisor shall be an ex-officio member of the Board of Advisors, and shall assist the Chapter Advisor in performing his duties as described in the Constitution and Bylaws.

SEC. 6. **Campus Advisor - Selection.** Each collegiate chapter shall, at the time of its regular annual election, elect an individual to serve as Campus Advisor. The Campus Advisor shall be a regular member of the Faculty or Staff of the institution and shall meet any other requirements of the institution for the position.

SEC. 7. **Campus Advisor - Duties.** The Campus Advisor shall be encouraged to visit with the chapter members regularly; attend chapter meetings when possible and work with the chapter and designated officers on the academic and member education programs of the chapter.

#### CHAPTER XV:

##### **Candidates**

SECTION 1. **Vote Required.** No person shall be initiated prior to approval thereof by a collegiate chapter in compliance with the vote required by the bylaws of the respective chapter at a regular or duly called special meeting at which a quorum is present.



SEC. 2. ***Instruction of Members.*** It shall be the duty of the Hegemon to see that each candidate is fully instructed in the history, principles, Constitution, laws, traditions, and government of the Fraternity, and in the rules, regulations, and Bylaws of the chapter, and his duties and obligations as a member of the Fraternity and chapter.

SEC. 3. ***Bad Character Bar to Initiation.*** At the discretion of the individual chapter, no candidate shall be initiated who is of bad reputation, immoral habits, addicted to the use of intoxicants, or who has violated any state, provincial or federal criminal law.

SEC. 4. ***Indebtedness.*** No person shall be initiated who is in debt to the International Fraternity for his membership fees, or any part of, or for any past due room rent, board, or any obligation whatsoever to the International Fraternity, the chapter, or the Chapter Corporation. All applications for badges and membership certificates shall contain a certificate by the Crysophylos that this section has been complied with.

SEC. 5. ***Candidate Fees.*** On the date that a person becomes a candidate for membership, he is obligated to pay a non-refundable candidate fee, which shall be a credit against the initiation fee if he is initiated. The candidate fee shall be determined by the Grand Council, but shall not exceed 40 percent of the initiation fee. The fee shall be paid to the Fraternity at its headquarters. Each Chapter and Chapter Corporation (or if there is no Chapter Corporation, the Board of Advisors) shall, within fifteen (15) days following the date on which a person becomes a candidate for membership (a) collect, in trust, and (b) remit the Candidate Fee to the Fraternity. The Crysophylos shall be responsible for remitting the fees along with a report of the new Candidates for Membership. Candidate status shall automatically terminate on May 10th of each year and the candidate fee will be forfeited, unless the date is extended by the Chief Executive Officer due to the unique requirements of any particular educational institution.

SEC. 6. ***Privileges of Membership.***

- A. Privileges of Collegiate Members: Each collegiate member shall, upon request of his chapter, be entitled to a copy of the Member Manual. In addition to the rights and privileges of membership set forth in the International Constitution and the International Bylaws and Traditions, each collegiate member who has paid the fees due from him pursuant to Section 1 of Chapter VII: Fraternity Finance, shall be entitled to an official badge and an official certificate of membership for so long as he remains a member of the Fraternity. Each collegiate member shall be entitled to a subscription to the Fraternity magazine for the period of time as stipulated in these bylaws.
- B. Honorary Members and Alumni Members: Each honorary member and each alumnus member of a local fraternity installed as a chapter or a national fraternity merged with the Fraternity who has paid the fees due from him pursuant to Section 1 of Chapter VII: Fraternity Finance, shall be entitled to an official certificate of membership and an official badge for so long as he remains a member of the Fraternity and to a subscription to the Fraternity's magazine for the period of time as stipulated in these bylaws.

SEC. 7. ***Initiation Fees.*** Each chapter and Chapter Corporation (or if there is no Chapter Corporation, the Board of Advisors) shall, prior to initiation, collect, in trust, the initiation fee from the candidate to be initiated and shall, within fifteen (15) days following the date on which such person becomes a member, remit that initiation fee to the International Fraternity. The Crysophylos shall be responsible for remitting the fees along with the report of the new members.

SEC. 8. ***Prompt Initiation Required.*** Initiation shall be required within eight (8) weeks of acceptance of candidate membership. Upon written request to the Chief Executive Officer, this initiation deadline (a) shall be extended if college or university rules or regulations prohibit compliance with the initiation deadline or (b) may be extended for reasons of just cause.

CHAPTER XVI:  
**Scholarship**

**Scholastic Probation.** By majority vote of the Grand Council, a collegiate chapter ranking below the All Men's Scholastic Average on its campus for two consecutive years may be placed on scholastic probation, after review of the chapter's current status, and notified that unless the chapter raises its scholarship average above the All Men's Scholastic Average during the following grading period, the chapter shall not initiate any candidate or elect any officer who possesses a cumulative scholastic average less than that required by the college or university for graduation, or less than the All Men's Scholastic Average on its campus, whichever is higher. Scholastic probation shall be lifted in the event such chapter raises its chapter scholastic average above the All Men's Scholastic Average during any grading period in the 12 months following placement on scholastic probation. If such probation is not accordingly lifted within such 12-month period, charges may be preferred for revocation of charter.

**DIVISION FOUR: ALUMNI ORGANIZATIONS**

CHAPTER XVII:  
**Alumni Associations**

SECTION 1. **Alumni Associations.** Each alumni association shall elect officers biennially and the Secretary-elect of the association shall certify a list of the newly elected officers to the Offices of the Grand Chapter immediately following the election and shall further certify that the alumni association has met the necessary requirements during each calendar year in order to retain their active status and a vote in the Grand Chapter. Each alumni association shall also submit registration fees as determined by the Grand Council. Failure to file such certification and registration fee will result in the alumni association being placed on an inactive status and thereby losing its vote in the Grand Chapter until such certification is filed and acknowledged by the Chief Executive Officer.

SEC. 2. **Bylaws of Alumni Associations.** Each alumni association shall provide itself with a written set of bylaws by which it shall be governed in its activities, both business and social. Said bylaws shall be consistent with the International Constitution, Bylaws, rituals, and traditions of the Fraternity and with the policies of the Grand Council.

SEC. 3. **Alumni Association Records.** Each alumni association shall keep an accurate record of its stated sessions, membership roster, and any and all other matters pertaining to its welfare and membership thereof.

SEC. 4. **Biennial Certification.** Alumni associations which have been chartered may be granted one vote in the Grand Chapter if they meet the following requirements:

- A. Payment of the registration fee as determined by the Grand Council.
- B. Provision to the Offices of the Grand Chapter of an updated address list for the alumni membership of the association.
- C. Publication of at least two newsletters per calendar year to be sent to all members of the association with a copy sent to the Offices of the Grand Chapter.
- D. Sponsorship of at least one alumni social event per calendar year.
- E. Participation in at least one project per calendar year to assist the collegiate chapter, the association, or the International Fraternity.

SEC. 5. *Officers of Associations.* Alumni associations shall have such officers, committees, meetings, and the like as shall be provided in their bylaws.

SEC. 6. *Duty to Belong.* It is the duty of each chapter to form an alumni association of that chapter to assist the Board of Advisors, Chapter Corporation, and Chapter Advisor in securing loans and property to promote the welfare of the chapter and to promote the continued association of the alumni members of that collegiate chapter. It is also the duty of each alumnus member to become at the earliest possible time a member of the alumni association of his chapter and/or a member of the alumni association geographically located within a reasonable distance of the member's residence.

SEC. 7. *Alumni Advisory Committee.* The Alumni Advisory Committee shall be appointed by the Grand Prytanis to advise the Grand Council on planning, outreach, and programming efforts that support the Fraternity. This committee shall update the Grand Council on pertinent matters.

## DIVISION FIVE: GRANTING AND WITHDRAWING CHARTERS

### CHAPTER XVIII: New Chapters

SECTION 1. *Primary Inspection.* Before a qualified group may petition the Grand Council for consideration to become a recognized colony of the Fraternity, such group shall have received a primary inspection, by some Grand Officer or other alumnus member designated by the Grand Prytanis for that purpose, to disclose that there is a reasonable probability that a petition from said group for a charter will be granted. In addition, the Offices of the Grand Chapter, or the respective Volunteer, if so designated, shall notify each chapter located within the state where said group is located that it intends to petition for a charter, and shall solicit a report from each such chapter indicating its opinion concerning the acceptability to it of the group as a prospective chapter.

The primary inspection report and any additional reports or letters on the subject from any chapter shall be duplicated and attached to the respective petition for a charter by the Offices of the Grand Chapter.

SEC. 2. *Petitions.* Petitions for charters for new collegiate chapters shall be submitted to the Offices of the Grand Chapter in two copies, in typewritten form. The contents of said petition shall be determined by the Grand Council. Upon receipt of said petition and required contents therein, accompanied by the petition fee and charter fee, the Chief Executive Officer shall cause sufficient copies of the same to be printed, and shall distribute copies of the same to each voting member of the Grand Chapter.

SEC. 3. *Secondary Inspection.* Upon the filing of any such petition by a collegiate group, the Grand Prytanis, before submitting the same, shall cause a secondary inspection of said petitioning group to be made, attesting to the accuracy of the petition. Such inspection shall be made by one or more alumni members of the Fraternity, who shall not be members of the International Fraternity staff, appointed by the Grand Prytanis, to include a Grand Council Member where feasible, and said inspection report shall be distributed with and in the same manner as the petition; provided, however, that said report shall also be distributed to all Volunteers. A secondary inspection shall not be required of alumni petitions.

SEC. 4. *Installation.* In case said charter is granted, the chapter shall be formally installed at its expense (excepting that involving the attendance of the Chief Installing Officer) by an Installation Team appointed by the Grand Prytanis, the Chief Installing Officer of which shall be a Grand Council Member or Past Grand Council Member. The Chief Installing Officer shall be an alumni member of the Fraternity, and shall instruct said chapter in the history, principles, constitution, laws, traditions and relationship of a chapter therein. It shall also exemplify and explain the entire ritual as provided therein for such installations.



SEC. 5. *Petitions for Alumni Association Charters.* Petitions for alumni association charters shall be typewritten, mimeographed or printed, may be in any suitable form, and the installation of any such association may be by ritual, without additional instruction.

CHAPTER XIX:  
**Chapter Charter Status**

SECTION 1. *Dormant Chapters.* A dormant chapter is defined as one which has ceased to operate and for which there is no reasonable prospect for resuming operations.

SEC. 2. *Non-Operating Chapters.* A non-operating chapter is defined as a chapter which is suspended and has temporarily ceased operations.

SEC. 3. *Charter Probation.* Charter Probation is the status of a chapter which has been found guilty after trial of a triable offense as described in Section 5 below.

SEC. 4. *Chapter Probation.* Chapter Probation is the status of a chapter which has been placed on probation for committing one of the triable offenses described in Section 5 below.

SEC. 5. *Triable Offenses.* A chapter may be tried for committing one of the following offenses:

- A. Failure of a chapter to conform to the Constitution, Bylaws, laws, traditions, usages, obligations and ritualistic ceremonies of the Fraternity.
- B. Failure of a chapter to obey the rules or orders of the administration of the college or university at which such chapter is located.
- C. Failure of a chapter to obey the lawful orders of the Grand Chapter, Grand Council or Grand Prytanis.
- D. Failure of a chapter to pay dues, fees, penalties or other lawful financial obligations to the Fraternity.
- E. Failure of a chapter to enforce the Constitution, Bylaws, laws, traditions, usages, obligations and ritualistic ceremonies governing its members.
- F. Failure of a chapter to submit to a Grand Court, General Court or Special Court, or to obey the lawful requirements of such court.
- G. Failure of a chapter to be represented by an accredited delegate at a Grand Chapter meeting at a Conclave.
- H. Continued and flagrant conduct tending to bring reproach upon the Fraternity and degrade it before the public.
- I. Failure of a chapter to initiate new members, resulting in an insufficient number of collegiate members to carry on the function of a collegiate chapter.
- J. Failure of a chapter to meet chapter or member standards.

SEC. 6. *Chapter Charter Status Determined.* A chapter may be tried by a General Court, the Grand Court, or the Grand Council in accordance with Division Nine of the International Bylaws and Traditions. The Grand Pry-

tanis, the Grand Council, the Grand Court or a General Court may place a chapter on Chapter Probation. The Grand Council, Grand Court or a General Court may place a chapter on Chapter Probation or Charter Probation, and the Grand Prytanis, in the case of exigent circumstances, may do so without a trial, to be effective until the next regular meeting of the Grand Council or convening of a General Court, as the Grand Prytanis may designate.

SEC. 7. **Rights and Obligations.** The Grand Council or lawful court shall determine the rights and obligations of chapters in any one of the Chapter Charter Status categories described in this chapter.

SEC. 8. **Review of Chapter Charter Status.** All chapters in one of the aforementioned status categories shall be reviewed at each subsequent Grand Council meeting or lawful court called for that specific purpose. On review the Grand Council or lawful court, may, by majority vote:

- A. Declare the chapter to be in good standing.
- B. Continue the chapter in its current category.
- C. Change the chapter status for cause.
- D. Call for a trial by a lawful court to hear charges of violations as described in Section 5 of this chapter.

SEC. 9. **Administrative Review and Sanctions.** A chapter, after having been duly notified that it has been or will be charged with a triable offense under Chapter XIX, Section 5, may elect to plead guilty in writing to the triable offense or offenses and be made subject to administrative sanctions imposed by the Chief Executive Officer or his designee. The Chief Executive Officer, or his designee, may impose upon a chapter any sanction which may be imposed by any court provided for in the laws of the International Fraternity.

## DIVISION SIX: PUBLICATIONS

### CHAPTER XX: Publications

SECTION 1. **Supervision.** The Grand Council shall exercise general policy supervision over all printed matter issued by the Fraternity.

SEC. 2. **Business Manager.** The Chief Executive Officer shall be the business manager of the magazine and publications and shall keep all accounts and pay all bills for their publication and circulation.

SEC. 3. **Publication.** THE TEKE shall be the official magazine of the Fraternity and shall be published at least four times each calendar year. Editorial content shall include, but not be limited to, a report of the activities of various collegiate chapters, official colonies and chartered alumni associations from reports submitted for that purpose.

SEC. 4. **Distribution.** The magazine shall be mailed to members of the Fraternity as provided in Chapter VII, Section 2, of the Bylaws. To all others, except exchanges, the subscription price shall be determined by the Chief Executive Officer, subject to approval by the Grand Council, based on the actual cost of producing and distributing the magazine.

SEC. 5. **Official Directory.** The Chief Executive Officer shall publish an official copyrighted directory of the Fraternity each year, which shall be distributed to each chapter and official colony, each Chapter Advisor, Campus Advisor, and Board of Advisors Chairman, committee chairman, volunteer official, Past Grand Officer and such other persons as may be deemed appropriate. Publication and distribution of the directory may be by electronic format, printed copy, or other common means of mass communication as the Chief Executive Officer deems appropriate. Such Official Directory shall contain, but not be limited to, a listing of all chapters and official colonies, the

mailing addresses of each, and the name of the last known Prytanis and Board of Advisors Chairman, the names and addresses of the members of the Grand Council, directors of the TKE Educational Foundation, Grand Province Advisors (or other volunteer leaders), and the chairmen of the various committees and task forces, as well as the names, offices held, and addresses of the officers and/or trustees of any other related Fraternity agencies or corporations.

SEC. 6. *Other Publications.* The Grand Council shall authorize in the fraternity budget the issuance of whatever manuals, books, and other publications may be deemed necessary.

## DIVISION SEVEN: RITUAL AND TRADITIONS

### CHAPTER XXI: Observance of Ritual

SECTION 1. *Paraphernalia to be Uniform.* It shall be the duty of each chapter to be equipped with all the paraphernalia prescribed by the ritual. Such paraphernalia shall be uniform and must be issued by the Offices of the Grand Chapter. This paraphernalia remains the property of the International Fraternity lent to the chapter for the purposes indicated.

SEC. 2. *Initiation by Ritual Only.* No person shall be initiated except by the full, regularly adopted ritual, nor shall any deviation there from or change therein be permitted.

SEC. 3. *Who May Initiate.* Only collegiate chapters may initiate into collegiate membership, but alumni associations may initiate honorary members, alumni members of local fraternities heretofore or hereafter chartered and installed as chapters of this Fraternity, and alumni members of other national fraternities who are eligible for membership in Tau Kappa Epsilon by the terms of merger agreements which have been or may be entered into with such fraternities. Upon approval of the Grand Prytanis, alumni of a school where a chapter is held in suspension may be initiated by a chartered alumni association and such initiates shall sign the scroll of the collegiate chapter designated by the Grand Prytanis. Upon approval of the Grand Prytanis, the Chief Executive Officer, using Fraters of his choice as an initiation team, may initiate as honorary members men who have been of service to the Fraternity, and such initiates shall sign a scroll hereafter designated as the Grand Chapter Scroll.

### CHAPTER XXII: Traditions

SECTION 1. *Grand Chapter May Adopt.* The Grand Chapter may adopt, declare and preserve such traditions of this Fraternity as it shall, from time to time, see fit.

SEC. 2. *Traditions.* The following are hereby adopted as traditions of the Fraternity:

**First:** *Death of Members.* Upon the death of a member of a collegiate chapter, the members of such chapter shall wear the black ribbon under their badges for a period of fourteen days.

**Second:** *Death of a Grand Officer.* Upon the death of any of the Grand Officers, or of a Past Grand Prytanis, the members of all collegiate chapters shall wear the black ribbon under their badges for a period of 14 days.

**Third:** *Wearing Badge.* No member shall at any time permit his badge to be worn by a member of the opposite sex, except when pre-engaged or engaged to be married or married.

**Fourth:** *Wearing the Badge to Commemorate the First Three Chapters.* The badge shall be worn with the right side vertical in commemoration of the geographical location of the first three chapters in the form of an equilateral triangle, having its right or west side in a vertical or north-and-south line.

**Fifth:** *Founders' Day.* January 10th in each year shall be known and celebrated as Founders' Day by each

collegiate chapter, each alumni association, and the Grand Prytanis shall send a suitable message to be read as a part of the program of each celebration.

**Sixth: Parents' Day.** The Sunday in May of each year which is celebrated nationally as Mother's Day shall also be celebrated by the Fraternity as Mother's Day, and either the same day or some other day shall be celebrated as Father's Day, at which time the parents of collegiate chapter members shall be entertained as the guests of the chapters with appropriate ceremony, provided that by resolution properly certified and filed with the Chief Executive Officer, any chapter may substitute a different day for Mother's Day.

**Seventh: Songs.** At all banquets a Fraternity song shall be sung before those present are seated, and before Grace is said, and at the close the college alma mater shall be sung.

**Eighth: Correspondence.** All personal and Fraternity correspondence between Fraters in Tau Kappa Epsilon shall close with the phrase "Yours in the Bond."

**Ninth: Use of Colors:**

- (1) Whenever the national flag or Fraternity flag are flown together, the national flag shall at all times take precedence, flying either above or on the right.
- (2) The national and Fraternity flags shall be displayed at full mast on:
  - (a) National holidays or celebrations when customary or appropriate.
  - (b) Occasions or celebrations by the institution at which the chapter is established.
- (3) Both flags shall be displayed at half mast on occasions of national or institutional mourning.
- (4) The Fraternity flag shall be displayed alone at full mast on:
  - (a) Days of Fraternity celebration, such as Founders' Day, Father's and Mother's Day and other special occasions.
  - (b) The days when the Conclave of the Grand Chapter is in session.
  - (c) During official or invited visits of a Past Grand Prytanis, Grand Officer, or Volunteer or any distinguished visitor to whom honor is due.
  - (d) Whenever ordered by the Grand Prytanis, Grand Council or Grand Chapter.
- (5) The Fraternity flag shall be displayed alone at half mast on:
  - (a) Days of mourning for a deceased member of the chapter, the time to be fixed by resolution of the chapter.
  - (b) On the death of a Past Grand Prytanis, or Grand Officer.
  - (c) Whenever days of mourning may be proclaimed by the Grand Prytanis, Grand Chapter or Grand Council.
- (6) The Fraternity flag shall be used to drape the coffin of a member of the Fraternity in good standing when the ritual is to be used or may, at the request of the family, be so used when the ritual is not to be used.

**Tenth: Use of Coat of Arms.** The full coat of arms may be used by any member of the Fraternity in good standing upon his stationery, jewelry or other articles of personal use.

**Eleventh: Little Sister Organizations.** Auxiliary organizations or Little Sister groups, composed of collegiate women and affiliated with a collegiate chapter, are prohibited.

## DIVISION EIGHT: INSIGNIA, HONORS AND AWARDS

### CHAPTER XXIII:

#### Insignia

SECTION 1. **Official Insignia.** All badges and other similar officially adopted insignia purchased by the International Fraternity must be purchased from manufacturers selected by the Fraternity and the members and chapters may then purchase all such insignia and jewelry from the International Fraternity.

SEC. 2. **Past Grand Prytanis' Key.** Each Past Grand Prytanis shall be entitled to wear, as the badge of his office, a gold pendant in the form of a key described as follows:

The Grand Prytanis Jewel shall be of gold, one and one-half inches in length. The central enameled triangle shall be three-quarters of an inch on each side, the design for the obverse to be an equilateral triangle of black enamel, three-quarters of an inch on each side, surrounded by a bevel one-eighth of an inch wide, and bearing in its center a gold scroll, upon which are displayed the Scales of Justice in bas-relief. The dependent apex of the triangle shall bear a gavel, the handle forming the stem of the jewel, and upon each gavel head shall be inscribed the chapter letter of the wearer. The entire triangle shall be surmounted by a scroll, upon which shall appear in relief the year of founding in Greek letters, Alpha, Theta, Iota, Iota. The triangle portion of the reverse shall show in its upper margin the name of the bearer and on the central, triangle in chief, the book of laws, upon which are engraved the years of incumbency and in the base, an eye. The jewel shall be borne upon a ribbon one and one-half inches wide of cherry, with gray center stripe, the three bands of the ribbon to be equal in width.

SEC. 3. **Official Flag.** The official Fraternity flag shall be rectangular in the proportions of the flag of the United States and Canada and shall display in the center of a cherry red field, a gray band on which are placed, in the manner of the coat of arms, five equilateral triangles, voided.

SEC. 4. **Other Flags and Banners.** Other flags, banners, and the like, presenting the Greek letters, name, coat of arms, or other public symbols of the Fraternity may be displayed.

#### CHAPTER XXIV: Honors and Awards

SECTION 1. **Founders.** The official title of FOUNDERS having been conferred on Joseph L. Settles, Owen I. Truitt, C. Roy Atkinson, Clarence A. Mayer and James C. McNutt during their lives, with life membership in the Grand Chapter, and all of them being now deceased, said title of FOUNDERS so conferred on them is hereby continued posthumously and exclusively, in perpetuity.

SEC. 2. **National Founders.** The title of NATIONAL FOUNDERS having been heretofore conferred on Lester H. Martin, William L. Wilson, Wallace G. McCauley and L. W. Tuesburg, all of them being now deceased, as having originated and first advocated and promoted the conversion of Tau Kappa Epsilon into a national fraternity, said title of NATIONAL FOUNDERS so conferred upon them, is hereby continued posthumously and exclusively, in perpetuity.

SEC. 3. **Expansion Leaders.** For the purpose of giving recognition to leaders in the expansion of Tau Kappa Epsilon into all sections of the United States and into the Dominion of Canada, the official title of EXPANSION LEADERS having been created and conferred on Dr. R. C. Williams, Leland F. Leland, James C. Logan, Frank B. Scott, and Bruce B. Melchert, all of whom are Past Grand Prytani and as such have life membership in the Grand Chapter, said title so created and conferred shall be continued in perpetuity.

SEC. 4. **International Expansion Leaders.** The title of INTERNATIONAL EXPANSION LEADER is hereby conferred on J. Russel Salsbury, and Frank B. Scott, posthumously, as having originated and first advocated and promoted the conversion of Tau Kappa Epsilon into an International Fraternity, to be held by them exclusively and in perpetuity.

SEC. 5. **Grand Histor Emeritus.** Leland F. Leland, in recognition of his distinguished services to the Fraternity as Grand Histor and editor of the Fraternity magazine, THE TEKE, for 25 years, and who developed that magazine into one of the outstanding publications in its field, who having been granted the official title of GRAND HISTOR EMERITUS during his lifetime, shall continue to posthumously hold that title to him in perpetuity.

SEC. 6. **Executive Vice President Emeritus.** T. J. Schmitz, in recognition of his distinguished service to the Fraternity as a member of the professional staff for over 25 years, is hereby granted the official title of EXECUTIVE VICE PRESIDENT EMERITUS in perpetuity.



**SEC. 7. *Order of the Golden Eagle.*** The ORDER OF THE GOLDEN EAGLE is and shall be the highest honor conferred by Tau Kappa Epsilon, and shall be conferred only at biennial Conclaves, as part of the ceremonies thereof, but if a recipient is unable to be in attendance, the award may be presented during the interim between Conclaves at an appropriate event approved by the Awards Committee. The following persons only shall be considered for this honor:

1. A Past Grand Officer or a past member of the Board of Directors of the TKE Educational Foundation; or
2. A man who has given unselfish and devoted service of recognized value in the Fraternity for at least 10 years; or
3. A man whose life exemplified the ideals of Tau Kappa Epsilon.

This Order shall be conferred upon two persons only at each Conclave. However, in the event the recipient is a Past Grand Prytanis, or this honor is being conferred posthumously, then in either of such events, the Awards Committee, in its discretion, may confer this honor upon one additional person.

(a) *The Emblem.* The emblem of this order is described in heraldic language as follows: A spread eagle bearing on his breast the armorial bearings of Tau Kappa Epsilon, and surmounting an estoile of five, with arms pattee, braced, all within a wreath of laurel, nimbused and rayed of six, debruising the lower section of the wreath, a scroll lettered: THE ORDER OF THE GOLDEN EAGLE.

(b) *How Selected.* The award of THE ORDER OF THE GOLDEN EAGLE shall be made by a committee composed of three alumni members, plus all members of the Order of the Golden Eagle, by a majority vote.

**SEC. 8. *Teke Alumnus of the Year Award.*** The TEKE ALUMNUS OF THE YEAR Award is given for outstanding accomplishment and performance in the member's career or field of endeavor. The Awards Committee, in its discretion, shall determine upon whom such awards may be conferred at each Conclave. If the recipients are unable to be in attendance at a Conclave, the award may be presented during the interim between Conclaves at an appropriate event approved by the Committee.

(a) *The Emblem.* The emblem of this award shall be a raised coat of arms atop a circular sunburst 1 3/4 inches in diameter. On the reverse side shall be inscribed the words "TEKE ALUMNUS OF THE YEAR," the name of the chapter of the recipient, and the year for which awarded.

(b) *How Selected.* The award of TEKE ALUMNUS OF THE YEAR shall be made by a committee composed of three alumni members, by a majority vote.

**SEC. 9. *Grand Prytanis Award.*** The Grand Prytanis may make these awards to two Fraters each year who, in his opinion, have rendered the most valuable services to the Fraternity as a whole.

(a) *The Emblem.* The emblem of the Grand Prytanis Award shall be the same as that of the TEKE ALUMNUS OF THE YEAR Award, except that the wording on the reverse side shall be "GRAND PRYTANIS AWARD," instead of "TEKE ALUMNUS OF THE YEAR."

(b) *How Selected.* This award shall be made by the Grand Prytanis only. Grand Officers shall not receive any of these three (aforementioned) awards during their term of office.

**SEC. 10. *Top TKE Chapter Awards.*** TOP TKE CHAPTER Awards may be made annually by the Chief Executive Officer, on ratings established by a point system to be set up by that officer, from chapters nominated by Volunteers. If two or more chapters are tied for this award, each shall receive it.

**SEC. 11. *Top Teke Award.*** TOP TEKE Awards may be made annually by the Chief Executive Officer on ratings established by a point system to be set up by that officer, from collegiate members nominated by Volunteers. If two or more collegiate members are tied for this award, each shall receive it.

**SEC. 12. *Past Grand Officer Award.*** There is hereby authorized and conferred upon each Past Grand Officer other than Past Grand Prytani, the PAST GRAND OFFICER AWARD.

(a) *The Emblem.* The emblem of the Past Grand Officer Award shall be a medallion approximately 1 1/4 inches in diameter with a laurel wreath surrounding a triangle with the letters "TKE" on the inside and "Past

Grand Officer” on the outside.

SEC. 13. **Salsbury-Scott Interfraternity Award.** The Grand Prytanis may annually make this award to the man or woman who, in his opinion, shall have rendered the most valuable services to advance the cause of fraternities and the Greek system. The recipient shall not be required to be a member of Tau Kappa Epsilon, or of any other fraternity or sorority.

SEC. 14. **International Sweetheart.** By a mail ballot of the Grand Chapter, a collegiate female enrolled at an institution of higher education shall be elected INTERNATIONAL SWEETHEART of Tau Kappa Epsilon. Nominations shall be made by each collegiate chapter in the form specified by the Chief Executive Officer, and the selection of finalists and method of balloting shall be at his discretion. The International Sweetheart shall be awarded a suitable trophy and she shall also receive an expense paid trip to the Conclave should there be one during the year of her election.

SEC. 15. **Silver Maple Leaf Award.** The ORDER OF THE SILVER MAPLE LEAF Award may be conferred upon a member of Tau Kappa Epsilon only at the biennial Conclave as part of the ceremonies thereof, but if the recipient is unable to be in attendance at the Conclave, the award may be presented during the interim between Conclaves at an appropriate event approved by the Awards Committee. The ORDER OF THE SILVER MAPLE LEAF Award is given to an individual who (a) throughout his lifetime has exemplified the ideals of Tau Kappa Epsilon and/or (b) through his efforts has promoted the causes of international understanding and brotherhood within or outside of the Fraternity.

(a) *The Emblem.* The emblem of this award is described as follows: A maple leaf in sterling silver with the letters “TKE” enclosed in a triangle in the center of the maple leaf with a scroll beneath lettered: ORDER OF THE SILVER MAPLE LEAF. On the reverse side shall be inscribed the name of the recipient and the year for which awarded.

(b) *How Selected.* The award recipients shall be selected by an Awards Committee appointed by the Grand Prytanis for that purpose.

SEC. 16. **Other Awards.** The Grand Council may adopt collegiate and alumni awards now presently given, change the same, or set up new ones, and provide for their form, method of awarding and such other details as may be required.

## DIVISION NINE: TRIALS

### CHAPTER XXV:

#### **Trial of Members**

SECTION 1. **Rights of Members.** Membership in the Fraternity is a privilege and confers no legal rights of any kind on any member except the benefits of membership as prescribed by the Constitution and Bylaws of the Fraternity. The Fraternity is a private, voluntary organization and may revoke, condition, or restrict the privilege of membership, upon good cause and by due process, as the Grand Chapter may determine in its absolute discretion. The procedures for trial and appeal provided in this Division shall be the sole and exclusive means to determine or resolve any issues as to the circumstances and status of membership or the privileges and responsibilities thereof. No member may assert any rights to enforcement or review of such decisions in a court of law, and by joining the Fraternity each member expressly waives and relinquishes any such non-fraternal rights.

SEC. 2. **Triable Offenses.** The Fraternity and all chapters thereof shall have power to try and punish their members for any of the following offenses, to-wit:

- A. Failure of any member to conform to the Constitution, Bylaws, laws, traditions, usages, obliga-



- tions and ritualistic ceremonies of the Fraternity.
- B. Any violation of the obligations of membership.
  - C. Refusal or persistent failure to pay dues or assessments, or any other indebtedness to the chapter, or any indebtedness to the Fraternity.
  - D. Any violation of local chapter bylaws or house rules.
  - E. Joining another fraternity prohibited by ARTICLE VI, Section 8 of the Constitution.
  - F. Failure of any member to prefer charges or provide information as provided in Chapter XXV, Section 1.
  - G. Failure of any member to meet the member standards of the Fraternity.

SEC. 3. **Methods of Trial.** The trial of accused members shall be in one of the following methods:

- A. By a Chapter Court, as provided in Chapter XXVI.
- B. By a Special Court, as provided in Chapter XXVII.
- C. By a General Court, appointed by the Grand Prytanis.
- D. By the Grand Court.
- E. By the Grand Council.

SEC. 4. **Charges, By Whom Preferred.** Charges may be preferred by any Grand Officer, by the Judiciary Chairman, by the Chief Executive Officer or his representative, by the Chapter Advisor, Board of Advisors, Volunteer, or any alumnus or collegiate member of the same chapter.

SEC. 5. **Administrative Review and Sanctions.** A member, after having been duly notified that charges have been, or will be, filed against him, may elect to plead guilty in writing to the triable offense or offenses and be made subject to administrative sanctions imposed by the Chief Executive Officer or his designee. The Chief Executive Officer, or his designee, may impose upon the member any sanction which may be imposed by any court provided for in the laws of the International Fraternity.

## CHAPTER XXVI: Trial by Chapter Court

SECTION 1. **Preferring Charges.** Whenever it shall become known to any collegiate member that any collegiate member of his chapter has been guilty of any of the offenses specified in SECTION 2 of CHAPTER XXV (Trial of Members), it shall be his duty to prefer charges against him, or provide full and complete information as to the possible offenses to an appropriate officer or board who may prefer charges.

SEC. 2. **Charges and Specifications.** Such charges shall be brought in writing, stating:

- A. The enumerated offense(s) of Section 2, Chapter XXV (Triable Offenses) violated.
- B. Where applicable, the particular law, obligation, tradition, or standard violated.
- C. To the extent known or practical, the specific facts concerning the time, place and manner of the violation.

Such written charges shall be signed by an appropriate officer or board.

SEC. 3. **Notice.** A copy of such charges, with notice of the time and place at which trial shall be held, shall be served on the accused member as follows:

- A. Notice shall be served sufficiently in advance of the trial to allow the member to arrange to be present and have an opportunity to be heard.
- B. Notice shall be provided in person, or mailed to or delivered to the member if his location is known to an officer of the chapter, or posted at the chapter house or designated chapter meeting

place when the location of the member is not known. In the case of an alumnus member, notice may be sent to the last known mailing or electronic address provided by the member to the Offices of the Grand Chapter, with a copy to the Board of Advisors and any alumni association which exists for the member's chapter. If a member is duly noticed of a trial on any charge specified in Section 2 of Chapter XXV, he may be tried and found guilty of any other charge in such Section 2 based on the evidence and testimony presented at the trial.

SEC. 4. ***Trial of Charges.*** Such charges shall be presented to the chapter in writing at the next regular or special meeting called for that purpose, and the chapter shall sit as a Chapter Court and try the charges, or the chapter may appoint a Court of at least three collegiate or alumni members to try such charges in the manner provided in this Chapter XXVI.

SEC. 5. ***Plea.*** The accused member may challenge whether the charges and notice conform to the provisions of this Division and the Court shall rule on such objections prior to requiring the member to answer. If no challenge is made or any objection is overruled, the accused member shall answer whether he is "guilty" or "not guilty" of each charge. If he refuses or fails to plead, a plea of "not guilty" shall be entered on his behalf.

SEC. 6. ***Right to Representation.*** The accused member shall have the right to be represented by another member of the Fraternity, if such representative can appear at the time and place of the trial.

SEC. 7. ***Trial Proceedings.*** Trials shall be conducted with the Manual for Trials or other policies which the Grand Court shall from time to time direct.

SEC. 8. ***Record of Proceedings.*** If practical, the trial shall be tape recorded, or written notes of the proceeding shall be made. The Court shall make a written decision as to its findings on each charge and a summary of the facts or circumstances supporting its decision.

SEC. 9. ***Punishment.*** If the member is found guilty of any charge, the Chapter Court may:

- A. Expel a collegiate or inactive member and direct him to surrender his badge and membership certificate.
- B. Drop an alumnus member from the rolls.
- C. Suspend the member for up to one year.
- D. Place the member on probation under such conditions and for such time as the court deems appropriate.
- E. Impose restrictions on the participation and conduct of the member in the Fraternity.
- F. Direct the member to perform remedial or compensatory activities.
- G. Impose other punishment as may be appropriate for the nature and severity of the violation for which the member was found guilty.

SEC. 10. ***Removal from Office.*** Any member suspended shall thereby automatically be removed from any chapter office or position he may hold.

SEC. 11. ***Conviction of Crime.*** Upon the introduction in evidence before any such trial body of sufficient evidence of the conviction of any accused member of any criminal felony, by any court in the United States or Canada, it shall be the option of such trial body to find the accused guilty and expel him, if a collegiate member, or drop him from the rolls if an alumnus member, unless it shall affirmatively appear that an appeal or writ of error is pending, or that the case has been reversed, in which case the trial body may proceed with other testimony, or suspend the hearing until the final determination of the case, as it shall see fit.

SEC. 12. **Expulsion.** Every person expelled by the judgment of such trial body shall have his badge and membership certificate taken up by the trial body, and forwarded to the Offices of the Grand Chapter, pending final disposition of the case, and if such expulsion be affirmed, his name shall be stricken from the rolls of the chapter and Fraternity, and his membership certificate cancelled by writing across the face thereof the fact and date of such expulsion, and the cause thereof.

## CHAPTER XXVII Trial by Special Court

SECTION 1. **Preferring Charges.** Whenever it shall become known to any member of the Fraternity that any member of his collegiate chapter has been guilty of any of the offenses specified in Section 2 of CHAPTER XXV (Trial of Members), it shall be his duty to prefer charges against him, or cause them to be preferred by an appropriate officer or board.

SEC. 2. **Laying Accusations.** Such charges shall be laid before the chapter at the next regular or a special meeting called for that purpose, and if the chapter shall decide that there is probable cause, it shall empanel a special court of three alumni members to try such charges.

SEC. 3. **Charges and Specifications.** Before proceeding to trial, the accusation shall be reduced to writing, in the form of charges stating the section of law or other matter violated, supported by definite specifications describing the act charged to be such violation, and signed by an appropriate officer or board. A copy of such charges, with notice of the time and place of hearing, shall thereupon be served upon said accused member, sufficiently early, and under such circumstances that he may be present and have an opportunity to secure counsel and be heard.

SEC. 4. **Pleading.** The accused shall thereupon be required to enter at the foot of the charges a written plea of "guilty" or "not guilty," or he may deny their legal sufficiency by written exceptions, which shall be passed on by the court before he shall be required to plead.

SEC. 5. **Refusal to Plead.** In case the accused refuses or fails to plead, the court shall thereupon cause a written plea of "not guilty" to be entered in his behalf.

SEC. 6. **Rights of Accused.** The accused shall have the right to be represented by any member of the Fraternity within a reasonable distance as counsel, and to demand a stenographic report of the testimony and other proceedings and shall be advised of these rights at the time he is required to plead.

SEC. 7. **Report of Proceedings.** If the expulsion or dropping of the accused from the rolls is demanded, or believed to be the proper penalty if he shall be found guilty, a stenographic record or tape recording of the evidence and proceedings shall be taken and preserved, whether demanded or not, at the expense of the chapter.

SEC. 8. **Appeals, How Perfected.** Any such appeal shall be made in writing, specifying, in respectful and courteous language, and without in any way reflecting on the accuser or the trial body, where the decision is erroneous.

SEC. 9. **Punishment.** If the accused be found guilty, the trial court may, if a collegiate or inactive member, sentence him to expulsion, and to surrender his badge and membership certificate, or, if he is an alumnus member, to be dropped from the rolls, or in either case, he may be put upon suitable probation, or suspended for not to exceed one year, or publicly reprimanded, or removed from any office he may hold, other than a Volunteer or Auditor.

SEC. 10. **Removal from Office.** Any member suspended shall thereby automatically be removed from any chapter office or position he may hold.

SEC. 11. **Conviction of Crime.** Upon the introduction in evidence before any such trial body of a properly certified copy of the record of the conviction of any accused member of any criminal felony, by any court in the United States or Canada, it shall be the option of such trial body to find the accused guilty and expel him, if a collegiate member, or drop him from the rolls if an alumnus member, unless it shall affirmatively appear that an appeal or writ of error is pending, or that the case has been reversed, in which case the trial body may proceed with other testimony, or suspend the hearing until the final determination of the case, as it shall see fit.

SEC. 12. **Expulsion.** Every person expelled by the judgment of such trial body shall have his badge and membership certificate taken up by the trial body, and forwarded to the Offices of the Grand Chapter, pending final disposition of the case, and if such expulsion be affirmed, his name shall be stricken from the rolls of the chapter and Fraternity, and his membership certificate cancelled by writing across the face thereof the fact and date of such expulsion, and the cause thereof.

## CHAPTER XXVIII: General Court

SECTION 1. **When Appointed.** The Grand Prytanis may appoint a General Court in any of the following instances:

- A. There is information that a member has been guilty of one or more of the offenses described under Section 2 of Chapter XXV hereof, and his chapter has refused, or failed, after the lapse of a reasonable time, or after notice from the Grand Prytanis, to put the member on trial, or a Chapter Court has acquitted such member contrary to the evidence, or in the opinion of the Grand Prytanis a situation exists which warrants trial by a General Court instead of chapter action or trial.
- B. Such a Court is requested by any chapter, or the Prytanis of any chapter, or the Board of Advisors of any chapter or the Grand Court.
- C. Complaint is made by any Grand Officer, Chief Executive Officer, Chapter Advisor, or Board of Advisors that any chapter neglects or refuses, or habitually permits its members to neglect or refuse to pay dues or other fraternal obligations, or to obey the Constitution, laws, rules, or obligations of the Fraternity, or the lawful demands and requirements of any officer or agency thereof.
- D. In the opinion of the Grand Prytanis, any chapter is in a demoralized condition, financially embarrassed, insubordinate, or its stability and safety are endangered.

SEC. 2. **How Constituted.** A General Court shall consist of three alumni members of the Fraternity, of whom one shall preferably be a lawyer. One member shall be designated as presiding judge. In the case of urgency as determined by the Grand Prytanis or the Chief Executive Officer, the Chief Grand Justice shall designate a Grand Justice to serve as the sole judge for a General Court or conduct such trial as the sole judge.

SEC. 3. **Powers.** A General Court shall have power to call any chapter into session, to summon any member of the Fraternity except a Grand Officer or Grand Justice to attend a trial or otherwise call witnesses, to administer an oath under Fraternity bond, to prefer charges against members to remove a chapter officer, Chapter Advisor, or member of the Board of Advisors, to impose any other action it deems expedient and warranted by the evidence and testimony presented, to appoint one of its members to hear, summarize and report to the court on the testimony of witnesses where necessary to conduct an expeditious trial, and shall have all the powers of a Chapter Court.

SEC. 4. **Trials by Court.** The procedure for trial by a General Court shall be the same as that provided in CHAPTER XXVI for Chapter Courts.

SEC. 5. **Trial by Chapter Court Not Final.** The trial of any member by a Chapter Court shall not be a bar to the further trial of such member by a General Court, which shall have power to vacate the decision of a Chapter

Court and to re-try such member, or to review the judgment of such trial body and reverse a verdict of acquittal, or increase, alter or vary the punishment inflicted thereby to any extent it shall see fit.

SEC. 6. *Expense.* All reasonable expenses of a General Court shall be borne by the chapter at which the inquiry is held, unless otherwise ordered by the Court, with the approval of the Grand Prytanis.

## CHAPTER XXIX: Appeals

SECTION 1. *Review by Chief Grand Justice.* All sentences of expulsion or being dropped from the rolls may be appealed to the Chief Grand Justice before becoming effective. An appeal may be taken in a timely manner to the Chief Grand Justice from any other order by (1) any member or alumnus on whom punishment was directly imposed; (2) a chapter whose rights or duties have been restricted, or on whom punishment was imposed; (3) other members or alumni, provided that such appeal is concurred in by the Chapter Advisor, Chapter Prytanis, or any member of the court. Any issues with respect to the procedural validity of an appeal shall be determined by the Chief Grand Justice. If the Chief Grand Justice acts as a trial judge in a matter, appeals may be made to the Grand Prytanis.

SEC. 2. *Chief Grand Justice May Modify Sentence.* Upon review of the decision of any court, the Chief Grand Justice may affirm the decision, reverse it, with or without returning the matter for a new trial, or modify it, as he shall deem just and lawful. His order shall thereupon be filed with the Offices of the Grand Chapter who shall transmit copies to the Court and to the accused. If the Chief Grand Justice acts as trial judge, the review will be made by the Grand Prytanis who may exercise the same powers.

SEC. 3. *Appeals, How Perfected.* Any appeal, whether from a Chapter Court or General Court, shall be made in writing, specifying, in respectful and courteous language, the basis for reversing or modifying the decision of the court, and sent to the Offices of the Grand Chapter. Copies of the appeal shall be provided to the chapter involved or to the court from whose decision the appeal is taken, and the chapter or court shall have the opportunity to respond to such appeal. Any individual who appeals a sentence of expulsion, with or without probation, shall submit with his appeal his badge, certificate of membership, and any other Fraternity property in his possession for his appeal to be considered.

SEC. 4. *Delegation of Review Authority.* The Chief Grand Justice may, with the approval of the Grand Prytanis, delegate his authority and responsibility under this Chapter XXIX to a Grand Justice in a particular matter or matters.

## CHAPTER XXX: Grand Court

SECTION 1. *Defined.* The Grand Court shall consist of at least five (5) alumni members of the Fraternity, at least two of whom shall be lawyers. A quorum shall constitute a simple majority of the members. Each member of the Grand Court shall be called a "Grand Justice." Each Grand Justice shall cover a particular geographic area.

SEC. 2. *How Appointed.* The Grand Justices shall be appointed by the Grand Prytanis with the advice and consent of the Grand Council. The Grand Prytanis shall designate one of the Justices to serve as Chief Grand Justice.

SEC. 3. *Term of Office.* Each Justice shall serve until such time as a successor for his position is appointed as prescribed in Section 2 of this chapter.

SEC. 4. *Powers and Duties.* The Grand Court shall have all the powers and duties of any Court provided for in this Division; the right to convene as a court with at least three of its members in attendance, either in



person or by conference call, which court may preclude, suspend, supersede, or review a trial by any other court provided in this Division.

SEC. 5. **Justice Duties.** Each Justice, by nature of his office, shall be the chairman of any General Court called in his geographic area. He may delegate this duty with the consent of the Chief Grand Justice, but in such case the Grand Justice retains his right to review and comment on the results of the General Court and to instigate at his own discretion an appeal of such decision. Based on the need for expediency, at the discretion of the Chief Executive Officer, another alumnus of the Fraternity may be appointed to serve as chairman of any General Court.

SEC. 6. **Decision Review.** All decisions of the Grand Court are final and not further appealable except that a determination that a chapter shall be declared non-operating must be reviewed and approved by the Grand Council.

SEC. 7. **Grand Court Administrative Investigation.** The Chief Grand Justice of the Grand Court or the Chief Executive Officer shall appoint at least one alumnus member of the Fraternity, who shall act as an investigative liaison to the Grand Court, upon allegation of a triable offense being committed. The investigative liaison shall interview members, take depositions, and otherwise gather all available evidence. Said evidence shall be shared with the Grand Court which may meet at the earliest available time, either in person or by teleconference, or by other electronic means and may be the basis to prefer charges against a member or chapter to be tried by the Grand Court.

SEC. 8. **Duties of Chief Grand Justice.** In addition to the rights and duties provided in this chapter and the powers conferred on them by Chapter XXIX concerning appeals and modification of decisions, the Grand Court and Chief Grand Justice shall have the responsibility, with the Judiciary Committee, to draft, with the advice and consent of the Grand Council, a Manual For Trials to govern procedures and policies for conducting any of the inquiries, trials, courts, and other actions provided for in this Division Nine; and such other powers and duties as are reasonably necessary to carry out his or their obligations and duties. The Chief Grand Justice shall, upon request by the Grand Prytanis or Chief Executive Officer, attend a Grand Council Meeting to present the results of trials and appeals pending before the Grand Council, and to provide comment and suggestions on the practices and procedures of the disciplinary system.

#### CHAPTER XXXI: Trial of Grand Council Member

SECTION 1: **Grand Council Member Insane or Convicted of Crime.** In case any Grand Council member, other than the Grand Prytanis, shall be convicted of a felony or a misdemeanor involving moral turpitude, or shall be adjudged insane, upon the filing with the Grand Prytanis of a certified transcript of such final judgment, it shall be the duty of the Grand Prytanis to declare said office vacant and to appoint a successor.

SEC. 2. **Grand Prytanis Insane or Convicted of a Crime.** In case the Grand Prytanis shall be convicted of a felony or misdemeanor involving moral turpitude or adjudged insane, as aforesaid, upon the filing of such transcript with the Chief Executive Officer, the Grand Council shall remove the said Grand Prytanis from office, and the next officer in succession shall assume the position.

SEC. 3. **Trial of Grand Council Member.** In case any Grand Council member, other than the Grand Prytanis, shall be charged with violating the laws of the Fraternity, or with malfeasance or misfeasance in office of a character to warrant his removal, the Grand Prytanis shall call a meeting of the Grand Council, which shall thereupon, exclusive of the accused member, sit as a court to try him, under the same procedure as provided in Chapter XXVI hereof, and if found guilty by a two-thirds vote, exclusive of his own, he shall be removed from office.

SEC. 4. ***Impeachment of Grand Prytanis.*** In case formal charges accusing the Grand Prytanis of violation of the laws of the Fraternity or of malfeasance or misfeasance in office warranting his removal from office are filed with the Chief Executive Officer, he shall call a special meeting of the Grand Council, to be presided over by the Grand Epiprytanis, or ranking Grand Officer present, which shall consider and vote upon the impeachment of the Grand Prytanis, who shall not participate in such meeting.

SEC. 5. ***Trial of Grand Prytanis.*** If such impeachment shall be voted, the Grand Epiprytanis, or ranking Grand Officer, shall summon all of the Past Grand Prytani to sit as an Extraordinary Court, to try the same. The Senior Past Grand Prytanis present shall preside; the procedure shall be that prescribed in Chapter XXVI hereof, and no verdict of guilty shall be rendered unless concurred in by a majority of the members of such Court, constituting a majority thereof. If the Grand Prytanis be found guilty, the Court shall enter judgment removing him from office, and file the same with the Chief Executive Officer who shall thereupon notify the Grand Epiprytanis or ranking Grand Officer of his succession as Grand Prytanis.

## DIVISION TEN: AMENDMENTS

### CHAPTER XXXII Amendments to Bylaws

SECTION 1. ***How Amended.*** Amendments to the Bylaws shall be adopted upon receiving a majority of the votes cast at a meeting of the Grand Chapter.

SEC. 2. ***Effective Date.*** These Bylaws, as amended, shall be in effect from and after August 5, 2017, and shall repeal and supersede all existing Bylaws heretofore enacted.



## INDEX

## To International Constitution and Bylaws

This index applies only to the International Constitution and the International Bylaws with Traditions. Upper-case Roman numerals refer to articles in the Constitution, and lower-case Roman numerals refer to chapters in the Bylaws. The Arabic numerals following the Roman refer to the appropriate sections of the articles and chapters. For example, IV-3 refers to Article IV, Section 3, which will be found in the Constitution; iv-3 refers to Chapter IV, Section 3, of the Bylaws. Page numbers follow in parentheses.

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