



Judiciary Committee
Tau Kappa Epsilon
International Fraternity
Proposed Legislation for 2013 Conclave



TAU KAPPA EPSILON

Fellow Fraters,

In accordance with Chapter I, Section 11 of the Black Book of Tau Kappa Epsilon International Fraternity, the Judiciary Committee presents the following items of proposed legislation to be considered by the Grand Chapter at the 2013 Conclave of the Fraternity found to have been submitted in proper form, along with the advisory recommendation of the Grand Council.

All Fraters are reminded of the following provision within Chapter I, Section 11 of the Black Book: "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."

All proposed legislative changes to the International Constitution require approval by three-fourths of the votes cast at Conclave (Art. XVI, Section 1), and changes to the Black Book require approval by a majority of the votes cast at Conclave (Chapter XXXII, Section 1).

On behalf of the Judiciary Committee, I thank all Fraters who have submitted proposed legislation, and hope that you will join us in Washington D.C. this August for what will be a great Conclave.

Yours In The Bond,

Ryan J. Vescio, Esq.
Rho Omega 222
Judiciary Chairman
Life Loyal Teke
Tau Kappa Epsilon International Fraternity

Proposed Legislation #1

Submitted By – Upsilon Xi (Oakland University)

Date Submitted – January 16, 2013

Subject – Amendment to Powers and Duties of Collegiate Officers

Current Section: Art. VIII, §§4, 5, 6, 7, 8, 10

Justification submitted:

- 1) To reflect current practices of collegiate chapters
- 2) To reflect current terminology and practices in society and commerce
- 3) To clarify the powers and duties of certain offices, eliminate redundancy and reduce the unnecessary division of closely-related functions between multiple offices;
- 4) To recognize the increased importance of information technology and electronic communications, including social media, to the Fraternity's operations
- 5) Recognize the overwhelming significance to collegiate chapters of the recruitment of new members and engagement of alumni members

Grand Council Recommendation – Ought not to pass

****amendment on the following page****

PROPOSED AMENDMENT TO THE INTERNATIONAL CONSTITUTION

WHEREAS the Offices of the Grand Chapter of Tau Kappa Epsilon have given notice that proposed amendments to the Articles of Incorporation, International Constitution, and International Bylaws & Traditions (collectively referred to as the Black Book) will be considered at the Second Session of the Grand Chapter, held on Saturday, August 10, 2013; and

WHEREAS Upsilon-Xi Chapter, a duly chartered chapter of the International Fraternity in good standing, is empowered by Chapter I, Section 10 of the International Bylaws and Traditions to recommend amendments to the International Constitution; and

WHEREAS, the descriptions of the duties and powers of the officers of the collegiate chapters should be revised to effect the following aims, to wit:

- A. To reflect current practices of collegiate chapters of the Fraternity;
- B. To reflect current terminology and practices in society and commerce;
- C. To clarify the powers and duties of certain offices, eliminate redundancy and reduce the unnecessary division of closely-related functions between multiple offices;
- D. To recognize the increased importance of information technology and electronic communications, including social media, to the Fraternity's operations; and
- E. To recognize the overwhelming significance to collegiate chapters of both recruitment of new members and engagement of alumni members by assigning specific responsibility for those functions to jeweled officers which is lacking in the current Constitution.

IT IS THEREFORE RESOLVED by the Upsilon-Xi Chapter of Tau Kappa Epsilon International Fraternity that the following amendment(s) to Article VII of the International Constitution be recommended for consideration by the Grand Chapter at the 2013 Conclave. Language to be deleted is indicated by strikethrough text. Language to be added is indicated by underlined text:

ARTICLE VII Officers of Collegiate Chapters

SECTION 1. [No change]

SEC. 2. [No change]

SEC. 3. [No change]

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~~ and chief executive officer of the collegiate chapter.

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~~ and supervise the chapter's recruitment efforts, with the assistance of the Recruitment Committee.

SEC. 6. ***Grammateus***. The Grammateus shall act as secretary and chief communications officer of the chapter, and coordinate and supervise the collegiate chapter's public relations efforts through print, electronic and other media, including regular submission of materials to THE TEKE magazine or other publication(s). He shall also 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 and chief financial officer of the collegiate chapter; prepare an annual budget; 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 and archivist; and~~ coordinate and supervise the collegiate chapter's alumni engagement efforts. ~~Further, the Histor shall, at least annually, submit articles, reports, photos, etc. covering chapter activities to THE TEKE magazine or other publication.~~

SEC. 9. [No change]

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~~ chief risk management officer of the collegiate chapter.

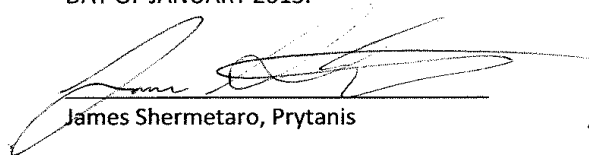
SEC. 11. [No change]

BE IT FURTHER RESOLVED that upon adoption, this resolution shall be transmitted forthwith to the Offices of the Grand Chapter for receipt no later than January 31, 2013, in accordance with Chapter I, Section 11 of the International Bylaws and Traditions, via mail or facsimile to:

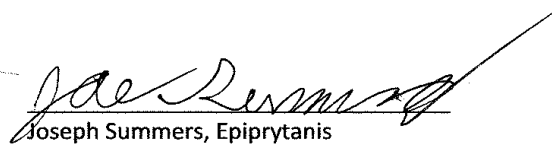
Patrick Gleason
Chief of Staff
Tau Kappa Epsilon Fraternity
7439 Woodland Drive
Indianapolis, IN 46278
(317) 875-8353

IN WITNESS WHEREOF, WE ATTEST THAT THE FOREGOING RESOLUTION WAS ADOPTED IN ACCORDANCE WITH THE CONSTITUTION AND INTERNATIONAL BY-LAWS OF TAU KAPPA EPSILON AND THE BYLAWS OF THE UPSILON-XI CHAPTER.

WE HEREBY AFFIRM THE FOREGOING STATEMENT BY AFFIXING OUR SIGNATURES THIS 15 DAY OF JANUARY 2013.



James Shermetaro, Prytanis



Joseph Summers, Epiprytanis

Proposed Legislation #2

Submitted By – Greater Washington D.C. TKE Alumni Association

Date Submitted – January 30, 2013

Subject – Amendment to Naming Procedure of Alumni Association

Current Section: Art. V, § 4

Justification Submitted: None

Grand Council Recommendation – Ought not to pass

Amendment:

Art. V, § 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 the case of an alumni association being comprised of fraters of common profession, interests, or experience, then that association shall be named to appropriately identify the reason for the association.

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.

Proposed Legislation #3

Submitted By –Epsilon-Eta Chapter

Date Submitted – January 31, 2013

Subject – Amendment to Defining of Alumnus Member

Current Section: Art. VI, §4

Justification Submitted:

- 1) Many students in health care related curriculums are admitted into professional programs without receiving a Bachelor's Degree, and are unable to participate fully in chapter's activities
- 2) Many schools have a point at which in these programs they consider students "graduate" students even without the granting of a BA or BS.
- 3) Still required to be in collegiate status until graduation
- 4) Effects students in programs such as pharmacy, pre-med, legal
- 5) Doing so would allow students who are in last few years of professional programs to be more active in their chapter's alumni association

Grand Council Recommendation - Ought not to pass

Amendment:

Art. VI, §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, or a comparable status as approved by the Chief Executive Officer, 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.

Proposed Legislation #4

Submitted By – Upsilon-Omicron

Date Submitted – January 31, 2013

Subject – Addition of Recruitment Chairman as Jeweled Officer

Current Section: Art. VII, §1, add Art. VII, §12

Justification Submitted:

- 1) Recruitment Chairman possesses many leadership qualities worthy of a jeweled officer
- 2) Serves as a member of the MQB
- 3) Should be recognized due to their commitment to the chapter, leadership skills, and responsibility

Grand Council Recommendation: Ought not to pass

Amendment:

Art. VII, §1: Titles of Officers. The officers of each chapter shall be Prytanis, Epiprytanis, Grammateus, Crysothylos, Histor, Hypophetes, Pylortes, Hegemon, **and the Recruitment Chairman.**

Art. VII, §12: **Recruitment Chairman. The Recruitment Chairman will be responsible for creating and executing an effective recruitment program. He will be responsible for educating the members of the chapter on effective recruitment practices. He will help guide the chapter to grow the membership of the chapter in a responsible and proper manner.**

Proposed Legislation #5

Submitted By – Personnel Committee of the Grand Council

Date Submitted – March 6, 2013

Properly Submitted: Yes

Subject – Modification of Terms of Employment for Chief Executive Officer

Current Section: Art. IV, §8 of International Constitution

Justification Submitted: Allowance for freedom in the negotiation of employment contracts with the Chief Executive Officer and to reflect the practice of a majority of similar organizations.

Grand Council Recommendation - Ought to pass

Amendment:

Article IV – Grand Officers, Grand Council Members & Corporate Officers

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 that 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.

Proposed Legislation #6

Submitted By – Personnel Committee of the Grand Counsel

Date Submitted – March 6, 2013

Properly Submitted: Yes

Subject – Modification of Terms of Employment for Chief Executive Officer

Current Section: Chapter V, § 2 of the Black Book

Justification Submitted: Allowance for freedom in the negotiation of employment contracts with the Chief Executive Officer and to reflect the practice of a majority of similar organizations.

Grand Council Recommendation - Ought to pass

Amendment:

Chapter V – Chief Executive Officer

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.

Proposed Legislation #7

Submitted By – Grand Pylortes Robert W. Jefferis

Date Submitted – March 13, 2013

Properly Submitted: Yes

Subject – Modification of Who Can Conduct a Secondary Inspection of a Petitioned Group and Who Can Serve as a Chief Installing Officer

Current Section: Chapter 17, §§ 3-4 of the Black Book

Justification Submitted: To update the Black Book in respect to the addition of three new Grand Council Members, who are not deemed Grand Officers. The addition of the stipulation that a CIO shall be an alumni member, and will prevent the CAC Chairman or his designee from performing the role of CIO while an undergraduate frater.

Grand Council Recommendation - Ought to pass

Amendment:

Chapter XVIII: New Chapters

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 ~~Officer~~ 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 ~~Officer~~ Council Member or Past Grand ~~Officer~~ 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.

Proposed Legislation #8

Submitted By – Grand Pylortes Robert W. Jefferis

Date Submitted – March 16, 2013

Properly Submitted: Yes

Subject – Introduction of Amendments and Legislation

Current Section: Chapter 1, § 10(2) of the Black Book

Justification Submitted: To allow all members of the Grand Council, as opposed to Grand Officers alone, to submit independently amendments and legislation of the International Constitution and Black Book.

Grand Council Recommendation – Ought to pass

Amendment:

Chapter I: Conclaves of the Grand Chapter

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 ~~Grand Officer~~ **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.

Proposed Legislation #9

Submitted By – Grand Crysohylos Rodney Talbot

Date Submitted – March 16, 2013

Properly Submitted: Yes

Subject – Definition of Honorary Member

Current Section: Art. VI, § 6(a) of the Black Book

Justification Submitted: To conform to the current practice and tradition of initiating honorary members into the Grand Chapter.

Grand Council Recommendation – Ought to pass

Amendment:

Art. VI: Membership

SEC. 6. ***Honorary Members.***

(a) An honorary member 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.

Proposed Legislation #10

Submitted By – Past Grand Prytanis John Courson

Date Submitted – April 13, 2013

Properly Submitted: Yes

Subject – TKE Housing Corporation LLC

Current Section: Ch. IX, §§ 1-3

Justification Submitted: To provide additional protection from legal identification of association between the Fraternity and the Housing Corporation in the event of a lawsuit.

Grand Council Recommendation – Ought to pass

Amendment:

CHAPTER IX: ~~TKE Housing Corporation, LLC~~ **The Founders Housing Fund, LLC**

SECTION 1. ~~Purpose of TKE Housing Corporation, LLC~~ **The Founders Housing Fund, LLC.**

The purpose of the ~~TKE Housing Corporation,~~

~~LLC 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 TKE Housing Corporation, LLC~~ **The Founders Housing Fund, LLC.** The assets of the ~~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 ~~TKE Housing Corporation, LLC~~ **The Founders Housing Fund, LLC** except by resolution of the Grand Council. The income and principal of the ~~TKE Housing Corporation, LLC~~ **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 TKE Housing Corporation, LLC~~ **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.