

## **By-Laws of Tau Delta Phi Fraternity, Inc.**

Herein are the By-Laws to the Constitution of the Grand Chapter of Tau Delta Phi Fraternity. The By-Laws "supplement the Constitution and codify and define the customs, practices and traditions of the Fraternity."

## **THE GRAND CHAPTER**

*Section 1.* The delegates to the Grand Chapter from the active chapters and alumni chapters shall be selected at least sixty days prior to the Grand Chapter meeting. One delegate from each undergraduate chapter must be either the Consul or the Vice Consul of said organization.

(Amended by the 2016 Grand Chapter)

*Section 2.* The Grand Chapter shall be called to order by the Grand Consul who shall preside at its meetings. In the absence of the Grand Consul, the Grand Vice Consul or such other person as the Executive Council may designate, shall so act. The presiding officer may designate any frater to act temporarily in his place.

*Section 3.* The proceedings of the Grand Chapter shall be conducted according to parliamentary rules with Robert's Rules of Order as the guide except where the same shall conflict with the Constitution and these By-Laws.

*Section 4.* The Order of Business of the Grand Chapter shall be as follows:

1. Invocation
2. Roll Call
3. Approval of Minutes of previous session
4. Reports of Executive Council, National Officers, Regional Councils and Delegates.
5. Reports of Standing Committees
6. Reports of Special Committees
7. Communications
8. Unfinished Business
9. New Business
10. Petitions, Motions and resolutions
11. Miscellaneous business
12. Nominations and election of Executive Council Members

The Order of Business may be varied at the discretion of the presiding officer. The roll shall be called at the opening and close of each session of the Grand Chapter. It shall also be called upon demand of any delegate or officer to ascertain whether a quorum be present. If the Grand Chapter shall be convened for more than one day, the nomination and election of National Officers shall be the first order of business on the second or last day as the presiding officer may determine.

*Section 5.* A quorum at the meetings of the Grand Chapter shall consist of one delegate from each of 2/3 of the active undergraduate chapters and two Grand Officers.

(Amended by the 2016 Grand Chapter.)

*Section 6.* The minutes of the proceedings may be recorded by one or more secretaries designated by the presiding officer.

*Section 7.* The record of the proceedings to be filed in the archives and to be transmitted to the Chapters need not be verbatim reports but may be a digest of the proceedings as formulated by the Grand Scribe and approved by the Executive Council.

*Section 8.* The Standing Committees of the Grand Chapter are as follows:

1. Judiciary
2. Finance
3. Audit
4. Membership
5. Nomination
6. Honors and Awards

## 7. Convention

*Section 9.* Special Committees may also be appointed by the presiding officer to investigate and report on particular subjects.

*Section 10.* Each committee shall have an odd number of members not less than three or more than seven. The members of it are appointed by the Grand Consul who also shall designate a member of it to act as the Chairman. Such appointments shall be made as long prior to the Grand Chapter as possible. Such committees may be empowered to function during the interval between Grand Chapter meetings and during such period may report to the Executive Council and Grand Consul.

*Section 11.* All resolutions and reports of officers, chapters and committees shall be in writing. The Grand Scribe may prescribe a special form for the submission of such reports or proposed resolutions or laws.

*Section 12.* The presiding officer shall have the power to order any lengthy report analyzed and digested so that it may be presented briefly.

*Section 13.* All laws or resolutions adopted by the Grand Chapter shall begin with the words; "Be it so enacted by the Grand Chapter of Tau Delta Phi, that ....."

*Section 14.* All resolutions shall be referred to the appropriate committee for investigation, discussion, and report to the Grand Chapter.

*Section 15.* Every proposed resolution so referred must be reported back to the Grand Chapter with or without recommendation. No proposed resolution may be permitted to die in committee.

*Section 16.* All Fraters in attendance of a Grand Chapter meeting, alumni or undergraduate, shall have the privilege of speaking at the Grand Chapter on any subject under consideration. These Fraters shall also be able to present resolutions for the consideration of the Convention.

*Section 17.* Nominations for Grand Officers shall be made by the Standing Committee but any delegate present at the Grand Chapter may nominate candidates for such offices.

*Section 18.* A simple majority of the votes cast shall be sufficient to elect a National Officer.

*Section 19.* The presiding officer shall have the right to vote only in case of a tie on an election or on any proposition or resolution.

*Section 20.* Balloting on an election or on any proposition shall be had by secret ballot if the presiding officer or a majority of the delegates present so determine.

*Section 21.* Whereas the Brotherhood of Tau Delta Phi Fraternity convenes biannually for the purpose of conducting business as indicated in the Constitution and by-laws,

And whereas, the costs involved should be shared by all fraters, and whereas the attendance of two delegates from each undergraduate chapter and colony and one delegate from chartered alumni chapters is required to properly represent the interests of the brotherhood, and whereas the attendance of current members of the board and Executive Council are also required for the proper representation of the leadership of the fraternity at the Grand Chapter meeting.

Be it so resolved that each of these parties or their represented body are responsible for paying the registration fees even if they do not attend.

(Amended by the 2016 Grand Chapter)

## **AWARDS**

*Section 30.* The Tau Delta Phi Convention Key shall be awarded to the frater or fraters, who in the opinion of the Executive Council and the Grand Chapter have rendered the most conspicuous service for the advancement and progress of the fraternity through their particular chapter or the National Organization or both. Such Convention Key shall be awarded only (a) upon recommendation of a chapter upon 2/3 vote of its voting membership at a regular meeting, concurred in by a 2/3 vote of the Executive Council and 2/3 vote of the Grand Chapter; or (b) upon recommendation of the Executive Council by unanimous vote, concurred in by a 2/3 vote of the Grand Chapter.

*Section 31.* Wearers of the Convention Key shall also receive engraved certificates bearing appropriate legends and shall be entitled to have the initials "CK" appended to their names in all fraternity publications.

*Section 32.* The Grand Chapter may also award such cups, trophies, certificates badges or other recognition of accomplishment, merit and service as the Executive Council or the Grand Chapter shall decide.

## **INSIGNIA**

*Section 40.* The official fraternity badge as heretofore approved and established, shall be purchased only through the official jeweler designated by the Executive Council. It may be issued to or purchased by a duly initiated frater.

*Section 41.* The official new member pin as heretofore approved and established, shall be worn only by probationary members who have completed the first ritual and been enrolled with the National Office. (Amended by the 2012 Grand Chapter)

*Section 42.* The Great Seal as heretofore approved and established shall be used only upon documents and publications of the Executive Council and Grand Chapter and only when authorized by either.

*Section 43.* Be it enacted by the National Convention of Tau Delta Phi, that

WHEREAS our letters, coat of arms, badge, seal, and other esoteric insignia represent the Fraternity; and  
WHEREAS we wish to preserve the intellectual property and reputation of the Tau Delta Phi Fraternity; and  
WHEREAS technology has made it easy for our symbols and intellectual property to be widely displayed and viewed, and in keeping with the mission and values of Tau Delta Phi Fraternity,

NOW, THEREFORE, BE IT RESOLVED by the Grand Chapter that the Fraternity reserves the right to require the removal of any content, information, web page, web site, or publication that is determined by the Fraternity to cast Tau Delta Phi in a negative light or is otherwise contrary to the ideals of the Fraternity, including but not limited to materials deemed to glorify the use of alcohol or controlled substances, or that promote hazing, or discrimination.

*Section 44.* Be it enacted by the National Convention of Tau Delta Phi, that

WHEREAS we live in an age of instant information; and  
WHEREAS we wish to continue to promote a positive, well-balanced, and accurate image of the Tau Delta Phi Fraternity; and  
WHEREAS myspace.com, facebook.com and other such websites present a public outlet that can be used to promote or damage the image of our Fraternity and the Greek community in general;

NOW, THEREFORE, BE IT RESOLVED by the Grand Chapter that all members and chapters of Tau Delta Phi practice good judgment and taste in the posting of photographs, blogs, or other such media in public forums on the Internet or any future technology so as to combat the negative stereotypes often associated with Greek organizations, while presenting a public image of our Fraternity that is in keeping with our dedication to the principles of Tau Delta Phi.

## **NATIONAL OFFICE**

*Section 50.* The Executive Council may establish, equip and maintain a central National Office for the fraternity as such place or places as it may from time to time determine. All books and records of the fraternity shall be kept at such office unless the Executive Council shall specifically direct otherwise.

*Section 51.* The Executive Council may employ such clerical, stenographic and other workers as may be necessary for the performance of its functions.

*Section 52.* The Executive Council may employ an Executive Director and any professional staff it deems appropriate. All Staff are to be under the Direct Supervision of the Executive Director. It may delegate to such Executive Director such powers and privileges as it may deem proper. Such Executive Director shall not be a member of the Executive Council or a Grand Officer, he shall not be a delegate to the National Convention, nor a trustee of any of the various funds of the Fraternity or of any of its chapters; he shall not be permitted to sign checks or other instruments for the payment of moneys of the fraternity except on an account which may be maintained for petty expenditures or for expenditures specifically authorized by the Executive Council.  
(Amended by the 2012 Grand Chapter)

## **ADMINISTRATIVE REGIONS AND DISTRICTS**

*Section 60.* The chapters and alumni chapters shall be assigned to such territorial regions as the Executive Council may deem advisable for efficiency of administration.

*Section 61.* The Grand Consul, with the approval of the Executive Council, shall appoint and may at his pleasure remove a regional Vice Consul for each such division.

*Section 62.* Such Regional Vice Consuls shall supervise the chapters, alumni chapters, and all activities of the fraternity in the specific territory to which each is assigned, and in such territory shall act as the personal representative of the Executive Council. The Regional Vice Consul would not have the power to supervise any House Corporation activity in such region.

*Section 63.* The Executive Council may also divide such regions into any number of districts for convenience of administration.

*Section 64.* The Grand Consul, with the approval of the Executive Council, shall appoint, and may at pleasure remove, for each such district, a District Chief, who shall supervise the chapters, alumni chapters and fraternity activity within his district subject to the authority of the Regional Vice Consul and the Executive Council.

## FINANCES

*Section 69.* Be it so Resolved, that the Grand Consul or Grand Quaestor can authorize the expenditure of expenses from the general funds without the Executive Council's express consent in amounts not to exceed \$250.

*Section 70.*

- A. Each fall, chapters will be directly billed by our insurance carrier for their yearly insurance based on the expected number of active men for the fall semester and an amount set each year by the National Office.
- B. Each semester, all chapters will be billed AMFs for at least 25 members. If a chapter exceeds 25 members, it will be billed for its member total.
- C. Each semester, all chapters will be billed an assessment fee.  
(Amended by the 2015 Grand Chapter)

*Section 71.* No chapter shall be permitted to initiate any new members in a given semester until such time as the initiation fees are paid to the national office. Once the fees are paid, the initiation ceremonies can proceed.

*Section 72.* Semi-annual reports of the general funds of the fraternity and complete annual reports of the various trust funds and of the general funds shall be made to the Chapter Consuls and the presidents of the several alumni chapters; and at least two weeks prior to each Grand Chapter meeting, the Grand Quaestor shall submit to each chapter delegate a report of the finances of the fraternity for the fiscal year preceding such Grand Chapter.

*Section 73.* The fiscal year of the Fraternity shall begin June 1.

*Section 74.* The Executive Council shall have the power to vary or modify the time, manner and amount of any of the payments required by these laws.

*Section 75.* The Executive Council shall have the right to automatically suspend the rights or all Charter privileges of any Chapter which has refused or neglected to pay their AMF/Initiation fees for two or more consecutive semesters. For details on the Suspension of Charter Privileges, please see the **CHARTERS SUSPENDED OR IN CUSTODY OF EXECUTIVE COUNCIL** section.

*Section 78.* Each chapter/colony is required to hold one fundraiser per semester for the purposes of fundraising for itself and the General Fraternity.

- 1. Each chapter/colony is responsible for \$0 per semester to be paid to the General Fraternity as a result of this fundraiser.
- 2. In the event of a Fraternity-wide fundraiser, the Executive Council has the option of allowing money earned during its fundraiser to be applied to the per semester requirement.
- 3. In the event that a chapter/colony does not participate or does not fundraise, the fee still applies.
- 4. The Grand Chapter or the Executive Council, in between conventions, has the power to adjust the dollar amount.

## EXECUTIVE COUNCIL

*Section 80.* A Quorum at meetings of the Executive Council shall consist of a majority of the elected members of it.

*Section 81.* Where in these By-Laws a percentage or fraction vote of the Executive Council is specified, it is intended to state a fraction or percentage of those entitled to vote, in attendance at a meeting.

Sections 82 and 82(a). Sections 82 and 82(a) were repealed in their entirety by the 2013 Grand Chapter.

*Section 83.* There shall be a Grand Magister, elected from amongst qualified alumni, whose duties shall include:

1. Develop and/or maintain a relationship with all chapter/colony Magisters, and chair the standing committee composed of such that meets to coordinate Member Education Programs.
2. Development/Maintenance of an anti-hazing criterion that must be followed before the chartering of a new or inactive chapter of Tau Delta Phi Fraternity.
3. Shall have the power to recommend judiciary action, to the Executive Council, if any major violations of the above new member criteria are committed and execute appropriate measures including suspension of a chapter's charter and any and all other necessary actions as per the constitution and by-laws.

*Section 84.* Let the position of Grand Councilor be expanded to include the following additional duties:

1. He shall oversee the Member of the Board delegated to enforce the ritualistic codes of the fraternity. This Member of the Board shall develop a program entitled The Importance of Ritual in the Fraternity.
2. He shall oversee the Member of the Board in charge of inter-chapter programming.
3. He shall oversee and question when necessary the practices of all other Executive Council Members.
4. He shall appoint and oversee regional liaisons whose sole duties shall be to develop/maintain a public relations policy for their particular region, and who shall also maintain a relationship with the administration of all schools where Tau Delta Phi exists or hopes to exist.

*Section 85.* Any Executive Council member may vote via the telephone, e-mail, PC/modem, or fax on motions that are before the Executive Council at a properly called meeting, provided the proper advance notification and coordination procedures have been followed. A minimum of 3 people must be on the line at the time, and all may be counted for quorum. Proper notification consists of certified mail, e-mail, or fax with personal confirmation. A special meeting can be called on the phone when necessary.

*Section 85 is amended to read:*

Any member of the Executive Council may vote via e-mail on motions that are placed in the public forum before the Executive Council via transmittal of the motion to all Executive Council members normally eligible to vote at an Executive Council meeting. Any resolutions, actions taken regarding a frater or chapter, or amendments to policies or bylaws passed via e-mail vote may not have more than four members of the Executive Council standing in opposition to said proposal or abstaining on said proposal. If it is the case that four members stand in opposition or abstain on a proposal sent via email, then the Grand Consul shall table said resolution to either a conference call or an in-person meeting. Such meeting may be called with a minimum of 24 hours notice of the tabling of the motion if deemed appropriate by the Grand Consul.

Section 85(A). The Grand Consul may call Conference Call meetings of the Executive Council. Conference Call meetings require that a quorum of the Executive Council be on the line for voting to take place during the meeting. Conference Call meetings and actions taken during conference calls shall have the same force and effect and shall follow the same protocols as in-person meetings of the Executive Council.

Section 85(B). The Grand Consul may call Video Conference meetings of the Executive Council. Video Conference meetings require that a quorum of the Executive Council be participating in the meeting for voting to take place during the meeting. Video Conference meetings and actions taken during video conference meetings shall have

the same force and effect and shall follow the same protocols as in-person meetings of the Executive Council.

Section 85(C). The Grand Consul may call "group chat meetings" via Yahoo Messenger, MSN messenger, AIM, GChat, etc. but voting may not take place at said meetings.

Section 85(D). The Grand Consul may ask for proxy votes either at in-person, conference call, or video conference meetings via fax from members of the Executive Council who are absent from meetings. However, this may not be done during National Conventions or during meetings of the Grand Chapter of Tau Delta Phi. The person faxing in their proxy vote shall not be permitted to count toward quorum, and they must place their signature, their vote "yea" or "nay," and they must write the original motion they are voting on also on the sheet that they fax into the meeting. The Grand Scribe shall keep a copy of the signed faxed sheets associated with any vote as an attachment to the minutes.

*Section 86.* Each chapter and colony are to be visited by national representatives throughout the academic year for the purpose of trainings, workshops, and insuring the traditions, values, Constitution, and Bylaws of the Fraternity are upheld. Social activities and initiations shall not constitute a chapter or colony visitation. Visitations shall be organized through the National Office as follows:

1. The fraternity staff will visit each chapter and colony at least once per year.
2. The Grand Consul shall coordinate with the Executive Director an Executive Council representative to visit each chapter and colony once per year.
3. The Regional Vice Consul shall coordinate a visit to each chapter and colony within their region with the Executive Director each semester.

(Amended by the 2016 Grand Chapter.)

*Section 87.* Any representative of Tau Delta Phi Fraternity must be dressed in a suit and tie for any formal on campus meeting with school administration, a colony, or a prospective colony for the first time.

*Section 88.* The Executive Council may impose a fine, which may not exceed \$200 per incident, against a chapter or colony for failure to submit documentation under the following circumstances:

1. The chapter or colony has gone before a Judicial Board, composed of any five Executive Council Members,
2. The chapter or colony has been found to have no valid reasoning for being delinquent to submit the documentation on time.

*Section 89.* Repealed by the 2016 Grand Chapter.

*Section 90.* Be it so resolved that the Executive Council supply contact information (name, address, and phone number) to all chapters and colonies for all documentation required by the National Fraternity.

*Section 123.* Be it so resolved, that any Executive Council Member, national volunteer, or staff member who is aware of any situation taking place within the chapters or colonies which poses a potential danger to the chapter or colony, a danger to the individual members of the chapter or colony, a risk management concern to the general fraternity, or what can be construed as a possible, future legal action against the Fraternity (examples include, but are not limited to: an injury at a chapter house, a chapter coming under disciplinary sanctions by a campus, member(s) involved in a fight on or off campus or on or off fraternity property, a revelation of the fraternity's ritual, a violation of national policy, a violation of the national fraternity's risk management policy, or any other violation of state or federal law), has a duty to report the incident of which he is aware to the Executive Director within 24 hours of witnessing or being notified of the incident. Failure by an Executive Council Member, national volunteer, or staff member to report an incident shall result in the appointment of an ad-hoc committee by the Executive Council to further investigate and decide upon the dereliction of duty of said member for failing to report the incident.

*Section 124.* For violations of fraternity policy or esoteric law which affect a member's status in the Fraternity, and which are not outlined as automatic penalties in the bylaws, a hearing shall be required before the Executive Council. The hearing format shall be as follows for all entity and membership hearings:

1. The Executive Council shall appoint an odd number of members to a Committee to hear all charges and to recommend responsibility and sanctions. The Executive Council shall have the ability to make itself a "committee of the whole" to hear the charges.
2. The committee shall be composed of an odd number of men.
3. Once the committee is appointed, and the group is duly notified, the committee shall proceed with the hearing as follows:
  - Reading of the names of the members and/or fraternity entities charged.
  - Reading of the Charges.
  - Plea of Responsible or Not Responsible by the members/entities.
  - If the plea is Responsible, the committee may ask such questions as are necessary to determine culpability and appropriate sanction.
  - If the plea is not responsible, the entity and/or individual shall be given the opportunity to make an opening statement.
  - Presentation of Evidence shall commence.
  - Q&A by hearing committee
  - Committee shall recommend responsibility or non-responsibility to the EC based on the Standard of Preponderance of the Evidence by simple majority vote.
  - The committee shall also recommend sanctions to the EC if the finding is responsible.
4. The EC shall counter-approve all findings and sanctions by 2/3 vote, with the exception of expulsion which shall require a unanimous vote.
5. The EC shall have the authority to conduct hearings based on the referral of any member of the organization or by statutory necessity.  
(Added by the 2013 Grand Chapter)

*Section 125.* Penalties against chapters and individuals which do not affect a members' membership status permanently or for a period of time extending beyond a temporary suspension shall not require a hearing unless so requested by the individual. Otherwise, such penalties shall be issued administratively.  
(Added by the 2013 Grand Chapter)

*Section 126.* Tau Delta Phi hereby codifies in this bylaw the rights which are already understood as a product of the Constitution of Tau Delta Phi: The Grand Consul of Tau Delta Phi has the power to place any chapter on temporary suspension for violation of Tau Delta Phi's policies. Further be it resolved, that the Executive Council and Grand Consul grant the right of temporary suspension of chapter activities to the Executive Director as well, with consultation and approval of the Grand Consul, for any violation of Fraternity policy.

*Section 127.* Each member of the Executive Council shall be responsible for donating or raising an amount of money for the Fraternity or Tau Delta Phi Foundation each year. This amount will be determined by the Executive Council within one (1) month of installation.  
(Added by the 2016 Grand Chapter)

## **COLONIES**

*Section 91.* Chapters shall be established only at institutions accredited, in the United States, institutions which are accredited by one of the regional associations: Middle States, New England, North Central, Northwest, Southern or Western, and the accrediting agencies recognized by the American Council on Education: and, other than in the United States, institutions which are accredited or approved in some similar manner.

*Section 92.* Charters shall be granted to new chapters only upon a vote of the Grand Chapter or Executive Council.

*Section 93.* Charters may be issued to new chapters after:

1. The group proposed to be inducted has been granted Colony status by a 2/3 vote of the Executive Council or the Grand Chapter.
2. Such group, acting as a Colony, has proved its fitness to become a chapter of the fraternity by achievement in scholarship, campus activity, fraternity consciousness, financial stability, and general reputation.
3. Fulfillment of all "Chartering Requirements" of Tau Delta Phi Fraternity, Inc.

*Section 94.* A Colony is a group of probationary members dedicated to starting a chapter; the term of such probation shall be within the discretion of the Grand Chapter or Executive Council, and is dependent upon local conditions and the progress of the group.

(Amended by the 2012 Grand Chapter)

*Section 95.* Colony status shall not be granted until after thorough investigation, analysis and appraisal of the group, its individual members, the institution, and fraternity material on the campus.

*Section 96.* Fraters of the Colonies shall have the same status, privileges, and duties as fraters of any chartered chapter. Fraters of a Colony do not have voting privileges at a Grand Chapter meeting nor can they be a member of the Executive Council of Tau Delta Phi.

*Section 97.* Section 97 was repealed in its entirety by the 2012 Grand Chapter.

## **ALUMNI CHAPTERS**

*Section 100.* Alumni Chapters of the fraternity may be organized with the approval of the Executive Council or the Grand Chapter.

*Section 101.* Each such alumni chapter, if in good standing, shall be entitled to representation in the Grand Chapter.

*Section 102.* Each Alumni Chapter shall promptly transmit to the National Office the names and addresses of its officers, immediately upon their election, and regular reports of its meeting and activities; and annually file with the National Office a roster of its members and their addresses.

*Section 103.* Such alumni chapters may be organized in any locality where five or more alumni fraters, regardless of undergraduate chapter affiliation, reside.

*Section 104.* After preliminary organization, a petition for recognition may be filed with the Executive Council. If in the opinion of the Executive Council, the alumni chapter will serve the best interests of the fraternity and the members of the alumni chapter, the Executive Council may grant it a charter upon payment of a charter fee.

*Section 105.* No Alumni Chapter shall be entitled to representation in the Grand Chapter unless it shall have been chartered as herein provided, filed reports required hereunder, and all of its members shall have paid Active Membership Fees for the current calendar year.

*Section 106.* The following shall be applied in determining the qualification and prerequisite responsibilities of Chartering an Alumni Chapter of Tau Delta Phi Fraternity.

1. Publication of 2 Newsletters for the Alumni in a calendar year.
  2. Hold at least one annual social event.
  3. Produce an Annual Report
  4. Organize one project for the benefit of the Fraternity.
  5. Minimum of 15 members in good standing. Open to members of chapters without an Alumni Chapter of their own, and to relocated brothers.
  6. Constitution
  7. Chartering Fee of \$1,000.
  8. Each Alumni Chapter be assessed a yearly \$250, flat fee to be billed on January 1<sup>st</sup>.
- (Amended by the 2016 Grand Chapter)*

## **CHARTERS SUSPENDED OR IN CUSTODY OF EXECUTIVE COUNCIL**

*Section 110.* Should a chapter become inactive or its charter be suspended or be temporarily in the keeping of the Executive Council, such charter shall not be restored to said chapter except upon 2/3 vote of the Executive Council or the Grand Chapter.

*Section 110 (A)* Amends Section 110 to read:

*Section 110.* Should a chapter become inactive or its charter be suspended or be temporarily in the keeping of the Executive Council, such charter shall not be restored to said chapter except upon 2/3 vote of the Executive Council or the National Convention. The Executive Council or Grand Chapter reserve the right to mandate completion of the colonization programming before a vote may take place.

*Section 111.* If a chapter shall become inactive or its charter be suspended or placed temporarily in the keeping of the Executive Council, all property of the said chapter shall become the property of the fraternity, whether title thereto shall have been held in the name of the chapter, a corporate affiliate or nominee of it or trustees for its benefit or otherwise. The fraternity shall hold property so received, or pay the proceeds thereof, for the following uses and purposes:

1. To pay the debts and obligations, if any, of the said chapter, so far as the same may suffice for such purpose;
2. To transfer the same, or the remainder thereof, after the payment of such debts and obligations, to the said chapter, if it shall become reactivated or its charter be restored;
3. To transfer the same to any new chapter which may thereafter be duly organized at the institution to which the chapter, so becoming inactive or having its charter suspended, was accredited;
4. If said chapter is not reactivated or its charter restored or if no new chapter is duly organized at the institution within five years after such inactivity or charter suspension, or in the case of national emergency five years after such emergency is terminated, the balance of the funds so remaining after repayment of debts and obligations may be transferred to the Tau Delta Phi Foundation, Incorporated.

*Section 112.* The Executive Council or the Grand Chapter shall have the power to suspend the charter of any chapter upon good cause shown after affording the chapter a reasonable opportunity to be heard upon charges duly specified in writing. If the charter of said chapter shall be thus suspended by the Executive Council, the said chapter shall have the privilege of appealing such suspension to the Grand Chapter.

*Section 113.* Suspension of Charter Privileges prohibits a chapter from taking and initiating pledges on their own and voting at any meeting of the Grand Chapter. Until the Charter is restored, the chapter shall not be able to operate as a fully functioning franchise of the Fraternity. In this situation the Executive Council shall have the power to appoint a new chapter Executive Board which shall be under the direct supervision of the Executive Council. All pledges of the suspended chapter shall be under the supervision of the Executive Council, the Grand Magister, or a designee of the Executive Council. All dues shall be submitted directly to the Grand Quaestor or a designee of the Executive Council. For the chapter to resume operations, the Executive Council must certify that the chapter has fulfilled its obligations and is in good standing.

## **APPEALS**

*Section 120.* Any frater or chapter aggrieved by any act or decision of any chapter, chapter officer, regional officer, National officer, or Executive Council, may appeal therefrom within ninety days thereafter, by written notice to the National Office specifying the act or decision of which complaint is made. On such appeal, the aggrieved chapter or frater shall be afforded a reasonable opportunity to be heard and shall be permitted, if requested, a retrial of any issue involved. Such hearings may be had by the Executive Council or such representatives as may be appointed by it to hear the matter and report to it; such representatives shall be not less than three in number and none need be members of the Executive Council. Such appeal, however, shall be decided only by the Executive Council, and it shall not be bound by any recommendations which the said representatives may make, the same being only for its information and advice.

*Section 121.* Any determination of the Executive Council, on appeal or otherwise, may be appealed to the National Convention by written notice filed with the National Office within ninety days after the determination of which complaint is made. Such appeal may be heard by the Convention in meeting assembled or it may be referred to a Committee, of not less than three, duly elected by the Convention to hear and report to the Convention or to hear and determine such appeal, the decision of such Committee, duly signed by a majority of such Committee, shall have the same force and effect as a decision of the Convention itself.

*Section 122.* The Executive Council has the power to remove any chapter officer after due process by a hearing where it has determined that the officer has flagrantly disregarded the laws of the National Fraternity, the Chapter, the federal government, state government, or local government. The Executive Council shall appoint a replacement until an election can be held by the Chapter.

## **CHAPTERS**

*Section 130.* The Chapters are the generating components of the fraternity. Membership in the fraternity may be attained only through initiation in a chapter or colony. Chapters are considered a franchise of the Fraternity.

*Section 130 (A).* Amends Section 130 to read:

*Section 130.* The Chapters are the generating components of the fraternity. Membership in the fraternity may be attained only through initiation in a chapter or colony. Chapters and colonies may only initiate students who are enrolled in and in good standing at the chapter's or colony's host institution, unless the chapter or colony is considering the candidate for honorary membership.

*Section 131.* No group shall be considered a chapter unless it has been duly granted a charter by the Grand Chapter or the Executive Council.

*Section 132.* All chapters shall be under the direct supervision and control of the Grand Chapter while it is convened and the Executive Council in the interim.

*Section 133.* The maintenance, rental or purchase of a chapter house shall be subject to the approval of the Executive Council.

*Section 134.* No chapter may adopt laws, rules, or regulations which conflict with the Constitution these By-Laws and the customs of the fraternity.

*Section 135.* No chapter shall perform any act contrary to, or default in any obligation imposed by, the Constitution and these laws.

*Section 136.* Except as in the Constitution and these By-Laws provided, each chapter may from time to time adopt, amend, or repeal such laws, rules and regulations as the membership of it may determine.

*Section 137.* Each chapter shall consist of all duly initiated undergraduates, alumni, and honorary fraters.

*Section 138.* Only initiated undergraduates and alumni in attendance at the institution in which the chapter is chartered shall be considered active fraters.

*Section 139.* Only active undergraduate fraters shall have the privilege of holding office, except the office of Custos, which may be held by an alumnus at initiated in that chapter.

*Section 140.* Such active status and the powers and privileges appertaining thereto may be suspended or withdrawn by the chapter, the Executive Council, or the Grand Chapter upon violation of the Constitution, By-Laws, rules and regulations of the chapter or the Constitution, laws and customs of the fraternity, upon good cause shown after an opportunity to be heard has been afforded, and with the privilege of appeal as herein provided.

*Section 141.* At chapter meetings, only active fraters shall be entitled to vote on any proposition or on the election of an officer.

*Section 142.* At chapter meetings, a secret ballot on any proposition or election may be directed by the presiding officer or by a majority of those in attendance.

*Section 143.* Only duly initiated fraters and honorary fraters may attend business meetings.

*Section 144.* Chapters may hold open meetings which those who are not fraters may attend, but no business may be conducted or esoteric matter be discussed.

*Section 145.* At minimum, chapters must hold bi-weekly meetings while school is in session. The Executive Board of the chapter must meet prior to every general chapter meeting.

*Section 146.* Chapter meetings shall be conducted in accordance with the customs and practices of the fraternity and parliamentary procedure following "Roberts' Rules of Order."

*Section 147.* No chapter or colony shall initiate a candidate, except for honorary membership, unless and until such candidate shall have been duly enrolled as a new member of the chapter or colony for a sufficient period of time to permit a thorough appraisal of his character, personality, intelligence, scholastic ability, attitudes and affinity for the chapter or colony, and to afford him training in the history, ideals, ways, duties, and responsibilities of the fraternity.

*Section 148.* No chapter or colony shall grant the rights and privileges of a frater to any person until he shall have been duly initiated in accordance with the customs and practices of the fraternity and its official initiation ritual, except upon the written dispensation of the Executive Council or Grand Chapter.

*Section 149.* All new member information must be submitted to the General Fraternity within 24 hours of completing the new member ritual. If this information is not received by the General Fraternity then all new member actives must cease.

*Section 150.* All new members shall be revocable at the will of the chapter or the candidate for membership. A chapter or colony may only revoke a new member's privileges for legally sound reasons.

*Section 151.* Chapter officers shall be elected at regularly convened meetings of the chapter or colony.

*Section 152.* Chapter officers shall be elected for a semester or year and until the election and installation of a successor.

*Section 153.* Each chapter shall elect the following officers: Consul, Scribe, Quaestor, Editor- Historian, and Custos. It may also elect or have appointed a Vice Consul, Alumni-Scribe, Scholarship Chairman, Steward, and such other officers as it may determine; if these officers are not elected or appointed, the duties of such office as herein set forth, may be assigned to any other frater.

*Section 153 (A).* Section 153 of the By-Laws is amended to read:

Each chapter shall elect the following officers: Consul, Vice Consul, Scribe, Quaestor, Magister, ARC and Custos. It may also elect a Scholarship Chairman, Steward, and such other officers as it may determine; if these officers are not elected or appointed, the duties of such office as herein set forth, may be assigned to any other frater.

*Section 154.* The Chapter Consul shall:

1. Be the nominal and actual executive head of the Chapter
2. Have general supervision of the chapter and direction of its policies.
3. In emergencies, may assume the duties of any or all officers and care of all chapter funds pending consultation with the District Chief, Regional Vice Consul, and Grand Scribe.
4. Be personally responsible for the care and protection of the funds and property of the chapter, the perpetuation of its membership, the maintenance and upholding of the traditions, practices, laws and ideals of the fraternity and the carrying out and enforcement of the orders or requests of the National Office, or any National or Regional officer.
5. Be responsible for the appointing ad hoc committee chairmen.

**Section 155.** The Chapter Vice Consul shall:

1. Schedule, plan and chair Executive Board meetings
2. Oversee all committees
3. Make sure chairmen are working with tangible plans and goals, as well as, keeping their committee notebooks up-to-date
4. Keep detailed calendar of events which should be posted and /or handed out periodically
5. Arrange meeting rooms when needed
6. Act as parliamentarian during general meetings
7. May chair the Bylaws Committee and if there is no such committee, he shall be responsible to ensure that they are adopted and kept up-to-date. May chair the by-laws committee and ensure compliance with all fraternity bylaws.
8. Director for Chapter Retreats and must coordinate those retreats with the chapter's Alumni Advisor
9. Set up ad hoc committees as needed. The committee chairman will be appointed by the Consul
10. Submit officer/committee reports at Executive Board meetings
11. Coordinate with the Scribe and Alumni Relations Chairman (ARC) special correspondence with other Greeks, the University and alumni
12. Ensure all award applications are properly filled out and submitted on a timely basis
13. Promote initiations of faculty, fathers, and community leaders for honorary membership
14. Perform all the duties of the Consul if he is absent, and assume his duties upon the resignation or other inability of the Consul.

**Section 156.** The Chapter Scribe shall:

1. Distribute approved general meeting minutes to the chapter membership
2. Responsible for filling the New member Personal Record (PPR) forms with Executive Council within 24 hours of completing the new member ritual. Is also responsible for ensuring the completion of Initiation Forms by the newly initiated fraters
3. Submit Executive Board roster to the Greek Advisor, IFC and Executive Council following each election.
4. Unless a separate committee is appointed, he is in charge of communications among the members
5. Regularly update and distribute a membership list to the Greek Advisor, IFC, and Executive Council upon request
6. Review and return the generated student membership list sent by the Executive Council per semester as required
7. Complete and return the Change of Membership Status form within five days of the change, except for initiations in which case the form must be completed the same day as the reading of the initiation ritual (This form will include holdover new members, student members becoming alumni members, de-pledging, etc.)
8. Unless there is a separate committee appointed, he is in charge of constructing a scrapbook of the chapter in conjunction with the Chapter Editor/Historian
9. Keep current on all correspondence
10. Maintain stationary, envelopes, thank you notes, etc.
11. Make agendas for chapter meetings available to all the members
12. Keep and preserve all records, books, documents and archives of the chapter in conjunction with the Chapter Editor/Historian
13. Prepare a yearly summary of the chapter, forwarding a copy to the Executive Council at the close of the spring term
14. Be responsible for providing an updating contact list which will include first and last name, phone number, home address, school address, email address, emergency contact information and other relevant information for each frater upon request to the Executive Council.

**Section 157.** The Chapter Quaestor shall:

1. Promptly collect all dues and assessments levied by the chapter, Executive Council , or Grand Chapter
2. Keep accurate books of account according to the orders of the Grand Quaestor or any central accounting office at the institution at which the chapter is chartered

3. Such books of account shall be kept up to date at all times and be open to inspection by chapter officers, National Officers, and any auditors designated by the Executive Council or the institution at which the chapter is chartered
4. Promptly fill out and file with the National Office such financial reports as required
5. Collect initiation fee in full prior to the initiation and present it to the Executive Councilman or Regional Vice Consul present at the initiation
6. Sign all checks for disbursement of chapter funds, with the countersignature of the Chapter Consul when necessary, except at such institutions where all chapter monies are received and disbursed by a central accounting office or an alumni body.
7. Prepare a budget to be confirmed by the chapter and submitted to the Grand Quaestor upon approval as requested.

*Section 158. The Chapter Editor-Historian shall:*

1. Report promptly to the Grand Editor and Grand Historian all items of interest relating to the welfare, progress and contemporary history of the chapter
2. Communicate promptly with the Grand Editor and Grand Historian in reply to correspondences received from them, and to keep a permanent history of the chapter.
3. Be custodian of all books, pamphlets, periodicals, and other documents of a permanent nature, including the filed correspondence and records belonging to the chapter
4. See to it that all records, correspondence, books and such documents as required are bound and properly preserved.
5. Maintain a chapter roll book, with applicable pertinent data, to include a listing of all the members initiated in to the chapter since its inception.
6. Maintain and collect historical publications and acknowledgments of the chapter and its members in conjunction with the Chapter Scribe when necessary
7. Supervise the development of all chapter publications including newsletters, pamphlets, website, and any other public information.

*Section 159. The Chapter Custos shall:*

1. Be the chapter advisor and spiritual leader and shall assist the Chapter Consul in his work of general supervision of the chapter
2. Preside over the portion of the meeting devoted to "Good and Welfare"
3. Read the Invocation at the beginning of each meeting and perform the Induction of Chapter Officers each term
4. Act as the restraining influence in the chapter house, advising, counseling, admonishing, and praising fraters as the occasion or circumstances warrant
5. Exercise all possible influence in the constructive improvement of the chapter and the developments of the character of the fraters
6. Oversee initiations and all other chapter activities to make certain that they conform to the laws and traditions of the Fraternity.

*Section 160. The Chapter ARC (Alumni Relations Chairman) shall:*

1. Keep in contact with alumni,
2. Work with the Chapter Editor-Historian to produce or contribute to publications of the Fraternity on a chapter or national level.
3. Coordinate alumni functions (homecoming, Founder's Day, special events, etc.).
4. Oversee correspondence with alumni concerning but not limited to:
  - a. Birthdays, anniversaries, etc.
  - b. Acknowledgements
  - c. Newsletter information
  - d. Thank you letters
  - e. Special events
  - f. Invitations

5. Plan alumni specific events in conjunction with the Chapter Alumni Chapter as well keeping alumni informed of all activities.

*Section 161.* The Chapter Scholarship Chairman shall:

1. Be an appointed position by the Chapter Consul,
2. Have a minimum cumulative GPA of 2.5,
3. Supervise the chapter efforts in scholarship and assist individual fraters,
4. Oversee the process of collecting transcripts and be responsible for submitting scholastic information, including study hour logs, to the General Fraternity as requested,
5. Be the only frater to supervise the chapter Study Hours Program and maintain the required study hour logs for each brother.

*Section 162.* The Chapter Steward shall:

1. Have charge of the physical maintenance of the chapter house, the providing of chapter meals, the purchase of supplies, and the employment of such help as may be necessary to perform his functions.
2. Submit to the Chapter House Corporation all requisitions for improvements to be made to the house.
3. Be the liaison or appoint a designee to be his chapter's liaison to the Chapter's House Corporation
4. Plan a schedule for cleaning and maintaining the house, as well as any chapter work weekends in order to maintain and upkeep the house's structure and grounds. Any changes to the structure or grounds must be approved accordingly by the Chapter House Corporation,
5. Organize undergraduate, alumni, and parent activities around the house in which he lives (i.e. Brotherhood Dinners, Parents Weekends, Homecoming Chapter House Visit, etc.).
6. Enforce all Chapter and General Fraternity Risk Management Policies pertaining to the Chapter House.
7. Create a "Home Away From Home" for all fraters of the Fraternity.

*(Amended by the 2016 Grand Chapter)*

*Section 163.* The chapters may elect, or the Consul may appoint, such other officers as the chapter may determine, to perform the various necessary functions of the chapter or to assist the designated officers.

*Section 164.* Within one month after the opening of each school year, each chapter shall prepare and adopt a budget of anticipated income and expense for the ensuing year, and send to the General Fraternity a copy of such budget.

*Section 165.* Each chapter shall forward to the General Fraternity, monthly, an accurate statement of its income and expenses for the preceding month.

*Section 166.* Inactive Member:

1. An inactive brother is prohibited from material participation in ALL chapter activities including, but not limited to, social activities, sports programs, chapter meetings, holding chapter office, representing the chapter in any capacity, and inactive members may not live in the chapter house.
2. A brother may only choose to go inactive with the approval of the chapter or the Executive Council of Tau Delta Phi while he remains within school during his undergraduate studies. Inactive status will only be granted under rare circumstances. Once inactive, a brother will only be returned to active status at the discretion of the chapter and general fraternity, and this will only be granted in special situations.

*(Amended by the 2014 Grand Chapter)*

*Section 167.* The Chapter Magister (Fraternity Educator) shall:

1. Coordinate the written New Member Education Program adopted by the chapter and approved by the General Fraternity prior to the start of pledging,
2. Work with the Executive Board to create the written New Member Education Program
3. Coordinate the Big Brother Program (or supervise the person who does).
4. Promote chapter participation in new member education.

5. Submit weekly written reports to the Vice Consul.
6. Provide brothers and new members with a calendar of events.

*Section 168* WHEREAS, Tau Delta Phi has a mission to assist members in becoming responsible, mature members of society;

WHEREAS, Tau Delta Phi supports the principle that each person should be free of abuse or mistreatment;

WHEREAS, members, by their actions as individuals and as a group, affect their Chapters and the fraternity system in general;

WHEREAS, hazing activities are in violation of federal, state or local statutes;

WHEREAS, hazing activities are contrary to the regulations or policies of the educational institution;

WHEREAS, hazing activities are inconsistent with the philosophy of Tau Delta Phi Rituals;

THEREFORE, be it resolved, by the Executive Council, that the following policy is adopted:

No chapter or member shall conduct or encourage hazing activities.

AND, BE IT FURTHER RESOLVED, that this Resolution be distributed among the brothers and new members by the Chapter/Colony leadership. The Leadership of the Chapter/Colony will additionally ensure that each member has read, and understood the Policy. And, for this resolution to be distributed, by the Chapter/Colony leadership, to the local Tau Delta Phi volunteers, including chapter advisors, members of alumni board of advisors, and house corporation members.

*Section 169.* Be it so resolved that the educational standards of Tau Delta Phi Fraternity, Inc be set as follows:

1. Brothers of Tau Delta Phi shall be expected to have a 2.5 cumulative GPA. Should a brother's GPA fall below a 2.5, he shall have two semesters to raise the GPA to the appropriate level or shall be considered inactive. (Amended by the 2013 Grand Chapter)
2. Be so resolved that in order to join an undergraduate chapter, new members or Alpha Challenge Members of Tau Delta Phi must adhere to the following standards:
  - a. A potential new member who has yet to establish a collegiate GPA shall have, at minimum, a high school GPA of 2.5 (based on a 4 point scale).
  - b. A potential new member who has established a collegiate GPA shall have at least a 2.5 cumulative, collegiate GPA.
  - c. For both instances, a member organization, at its discretion, may establish a policy on minimum GPA requirements for joining that exceeds the overall minimum standard set above.
  - d. Tau Delta Phi will provide ongoing education to its undergraduate chapters on its policy establishing minimum GPA requirements for joining.
3. Be it so resolved, all brothers with less than a 2.5 Cumulative GPA be required to complete the Study Hours Program of the Fraternity.
4. Be it so resolved, all brothers with a prior semester GPA of less than a 2.5 GPA be required to complete the Study Hours Program.
5. Be it so resolved, that the General Fraternity tabulate all chapter GPA averages to see if they meet the 2.5 NIC standards (see Bylaw 179). Should any chapter not meet the 2.5 overall chapter or colony GPA then the chapter or colony will be placed on probation; and a specific education program will be developed by the Grand Officers for said chapter or colony. The chapter or colony shall have two semesters to improve their overall GPA to above a 2.5 or other necessary action will be taken as seen fit by the Grand Officers of the Fraternity.
6. Be it so resolved, that the chapter or colony Consul shall appoint one Scholarship Chairman who must oversee the process of collecting transcripts to be sent to the General Fraternity, and maintaining the study hour forms for all required brothers to be sent on demand by any Grand Officer.
7. Be it so resolved, that the chapter or colony Scholarship Chairman must be the only brother monitoring the chapter or colony's study hours. The Scholarship Chairman must have a minimum cumulative GPA of a 2.5.

*(Amended by the 2014 Grand Chapter)*

*Section 170.* Presentation of Rituals:

1. No alcohol may be present or consumed within twelve (12) hours of the scheduled reading of any of the rituals of the Fraternity,
2. All fraters shall be in formal dress, which includes a dress shirt, tie, dress slacks/khakis, and dress shoes, for the reading of the new member and initiation rituals of the Fraternity.

*Section 171. The Chapter/Colony Advisor shall:*

1. Be a member of the academic community (professor, instructor, or administrator) of the College or University where the chapter exists,
2. Act as the chapter/colony faculty advisor on the campus and help the chapter meet all campus requirements as well as advise the chapter about their relationship and image within the campus community.
3. Be appointed by the Grand Consul (at his discretion) after recommendation of the individual by the chapter.
4. Be the contact person on campus for the National Fraternity.
5. Review and countersign any academic submissions to the General Fraternity of the chapter (i.e. academic transcripts, study hour logs, etc),
6. Report all pertinent issues involving the chapter directly to the Grand Consul.
7. Meet with members of the chapter's executive board on a monthly basis.
8. The Chapter/Colony Advisor shall chair the Board of Alumni Advisors.

*Section 172. The Alumni Advisor Shall:*

1. Have attained the minimum of a Bachelors Degree from an accredited Institution.
2. Be present (or ensure other alumni are present) for all the rituals of the Fraternity,
3. Attend at least one chapter or executive board meeting a month,
4. Act as the intermediary between the Executive Council and the Chapter,
5. Communicate written reports to the Grand Consul on the status of the chapter on a monthly basis,
6. Enforce all Risk Management Policies of the Fraternity,
7. Help the Chapter with alumni relations,
8. Support Chapter Steward in his relations with the Chapter House Corporation,
9. Advise the chapter on their specific cognate area (i.e. academic success, recruitment, member education, housing, legal issues, etc.).
10. Advise the Chapter in regard to their responsibilities to the Fraternity, its fraters, the community, and the college.

*Section 172(A). Each chapter shall have a Board of Alumni Advisors. The Board of Alumni Advisors shall be made up as follows:*

1. The BOAA is a group of 3-5 alumni who do not all need to be initiated fraters of Tau Delta Phi. Members may be other faculty or staff, graduate students, members of the local community where the college, institute or university is located, fathers or mothers of TauDelts, etc. Alumni advisors can be men or women.
2. One alumni advisor on the board shall be an initiated Tau Delt alumnus.
3. The BOAA will assist the chapter in their day-to-day operations. The board shall be chaired by the chapter advisor, who oversees the board, and three to five other members.
4. Each member of the board specializes in a specific area of chapter operations. For example, many chapters have a recruitment advisor as a member of their BOAA. Other opportunities on the board include: financial advisor, faculty advisor, academic coach, member education advisor, legal advisor, housing advisor and Service Learning advisor.
5. The BOAA shall meet (conference call meetings are acceptable) monthly.
6. The Chapter Advisor shall, in conjunction with the chapter, decide who sits on the BOAA.
7. The Grand Consul shall receive written reports from the board monthly using the prescribed reporting form, and shall be notified of who sits on each BOAA by the chapter advisor.
8. The Executive Council liaison to the chapter shall call into BOAA meetings as an ex officio member and observer and make a report to the Executive Council.

*Section 173.* Be it so resolved, that only those members who shall have finished their bachelors' degree shall be considered alumni of the Fraternity, and that the privileges afforded to alumni shall be granted to only those brothers or, to brothers whom the Executive Council or Grand Chapter shall see fit to grant such status. The privileges of an alumnus shall be defined in our bylaws as:

1. Holding general, regional, or alumni positions;
2. Full participation in alumni chapter events as a member;
3. Whatever rights and privileges afforded an alumnus by his chapter;
4. Any other rights and privileges afforded to alumni by our constitution and bylaws.

*Section 174.* Be it so resolved, that those brothers who have withdrawn from their undergraduate program be henceforth called, "Non-Attending, Inactive Brothers," and shall be given the same rights, privileges, or obligations that all inactive brothers shall be afforded or required to follow by the chapter/colony.

*Section 175.* The Executive Council shall have the right to automatically suspend all of the rights related to Charter Privileges of any Chapter which has 4 or less brothers and/or no new member classes for the two previous semesters.

*Section 176.* Be it so proposed, that New members shall be considered full members either when the chapter votes them in as such (as prescribed in our bylaws) or when the new member is within seventy two hours of the chapter's scheduled reading of the Ritual, whichever shall come first.

*Section 177.* Be it so proposed, that a legacy of Tau Delta Phi shall be considered any male member of a brother's family. A legacy shall be offered a bid by a chartered chapter or by a colony, but may rescind that bid for "Questionable Moral Character." Should a legacy be disassociated, the chapter shall write their reasons for the action taken to the brother related to the legacy and to the Executive Council.

*Section 178.* Be it so resolved, that Tau Delta Phi Fraternity will not allow its chapters or colonies to discriminate on any federally or state protected basis, except those permitted by the exemption to the Title IX Educational Code, and on the basis of "Questionable Moral Character."

*Section 179.* Be it so resolved, that as per the standards that the North American Interfraternity Conference set for all member fraternities, the following statements be made for the benefit of all Tau Delta Phi Chapters:

1. All Chapters/Colonies shall support and agree to open expansion on their respective campuses.
2. All Chapters/Colonies shall maintain a minimum annual cumulative GPA that meets the following standards:
  - a. Maintain a minimum annual cumulative GPA of 2.7 or higher
  - b. Maintain a minimum annual cumulative GPA above the all men's average for host institutions where the all men's average is below a 2.7.
  - c. Tau Delta Phi will provide ongoing education to its undergraduate chapters on its policy establishing minimum annual cumulative GPA requirements.
3. Tau Delta Phi prohibits alcohol and illegal drug use at any formal, informal, and summer/break recruitment activities undertaken by her undergraduate chapters. Tau Delta Phi will provide ongoing education on its policy prohibiting alcohol and drug use during recruitment activities.
4. Tau Delta Phi prohibits the use of alcohol and drug use as part of the new member process. Tau Delta Phi will provide ongoing education as to why alcohol and drug use are prohibited as part of the new member process.
5. The New Member Period shall be no longer than 12 weeks, and Tau Delta Phi encourages a program that lasts less than 12 weeks.
6. Tau Delta Phi will provide ongoing education on its anti-hazing policy to its member chapters.
7. Tau Delta Phi will not permit women's auxiliary groups, and the General Fraternity will provide ongoing education to its chapters on why women's auxiliary groups are not permitted.
8. Tau Delta Phi will facilitate a mock reading of the ceremonies of Tau Delta Phi to its chapters annually.

9. Every chapter of Tau Delta Phi is required to read the ceremonies of Tau Delta Phi at least once annually.
10. Tau Delta Phi will communicate to its undergraduate members the importance and the benefits derived from continuous membership education throughout the undergraduate experience and encourage or require its undergraduate members to participate in educational programming, whether conducted by the member organization, host institutions, or independent organizations, covering industry relevant topics such as:
  - a. Academic Achievement and Student Success
  - b. Alcohol and Drug Use and Awareness
  - c. Career Preparation
  - d. Civic Engagement
  - e. Hazing Awareness
  - f. Leadership Development
  - g. Sexual Assault/Abuse Awareness
  - h. Values and Ethics

*Section 180.* Be it so resolved, that all chapters and colonies are required to adopt the national fraternity's risk management policy. They may add other policies to the fraternity's risk management policy as they see fit that are congruent with the policy. Be it further resolved, that any member of the chapter's/colony's Executive Board or Board of Alumni Advisors who is aware of any situation taking place within the chapter/colony which poses a potential danger to the chapter/colony, a danger to the individual members of the chapter/colony, a risk management concern to the general fraternity, or what can be construed as a possible, future legal action against the Fraternity (examples include, but are not limited to: an injury at a chapter house, a chapter/colony coming under disciplinary sanctions by a campus, members involved in a fight on or off campus or on or off fraternity property, a revelation of the fraternity's ritual, a violation of national policy, a violation of the national fraternity's risk management policy, or any other violation of state or federal law), has a duty to report the incident of which he is aware to the Executive Director within 24 hours of witnessing or being notified of the incident. Failure by any member of the chapter or colony Executive Board or Board of Alumni Advisors to report an incident shall result in the appointment of an ad-hoc committee by the Executive Council to further investigate and decide upon the dereliction of duty of said member for failing to report the incident.

*Section 181.* Be it so resolved that for all chapters that have chapter housing, (on or off campus) the chapter Consul must reside in the house with another chapter Executive Board member. In the event the Consul is unable to fulfill this responsibility he may ask in writing to the Executive Council to allow the Vice Council to take his place.

*Section 182.* Members are subject to trial and sanction by the Chapter's High Tribunal for violating their membership obligations in one of the following ways:

- Offenses against statutory law, crimes, felonies and misdemeanors.
  - Offenses against host institution policy
  - Offenses against the charter, bylaws, administrative policies and procedures of the Fraternity.
  - Offenses against the bylaws of any chapter.
  - Offenses generally which involve violation of obligations.
  - Misrepresentation of eligibility for initiation of himself or another member.
  - Causing to be written or printed, or revealing in any manner whatsoever, any of the secret work of the Fraternity.
  - Being knowledgeable of a member's violation of any of the preceding and not reporting such.
- (Added by the 2013 Grand Chapter)

*Section 183.* Involvement:

Members are expected to be active participants in the chapter, campus, and community. Whether this is defined as minimum expectations for attendance at chapter events, involvement on campus, service-learning hours or progression through the challenges of the Enlightened Gentlemen's Program, chapters can set expectations that encourage brothers to stay involved to retain the benefits of membership.

(Added by the 2013 Grand Chapter)

*Section 184. Housing, if applicable:*

Chapter leaders should work with their House Corporation to establish the expectations for members as it relates to the house, above and beyond the expectations outlined in the lease. Housing standards set by chapters are often focused on the following expectations:

- The number of semesters/years a member must live in the chapter house.
- The amount owed for parlor fees by members living in and out of the facility.
- Consequences for damaging or destroying chapter house property.
- Expectations around the use of alcohol and drugs in the facility.
- Participation in cleaning and upkeep of the facility.
- Participation in the meal plan.

(Added by the 2013 Grand Chapter)

*Section 185. Chapter Standards Board/High Tribunal:*

- A. Each chapter shall be required to have a Standards Board, known as the High Tribunal. The High Tribunal is tasked with the following:
  - (In EGP Chapters and Colonies) it shall determine when a member or new member is ready to move to the next EGP Challenge.
  - Ensure the presence of the Ritual in everyday chapter life.
  - Plan the performance and study of the Ritual, and maintenance of all Ritual equipment.
  - Enforce both Grand Chapter and local chapter bylaws, uphold chapter standards, and resolve disputes among brothers.
  - Hold trials and coordinate appeals for brothers in violation of bylaws or chapter standards.
  - Review proper risk management practices before events.
  - Set and work to achieve SMART goals (specific, measurable, achievable, relevant, and timely) for the Executive Board and Chapter to work toward achieving.
- B. Composition of the High Tribunal:
  - The High Tribunal standing membership shall be the Chapter Consul, Custos, and Magister.
  - Up to the three further members shall be elected from at large by the chapter. The identities of the three non-standing members shall remain a matter of record only for the Consul, Custos, and Magister who shall oversee the election, and who must retain the vote totals and secret ballots. This is so impartial decisions may be made without fear of reprisal.
  - The election procedures are as follows: At a general meeting, the Consul shall ask for each active member to write the name of three active members who they would elect to the standards board. The votes shall be collected and tallied by the Custos, Consul, and Magister. The three men with the most votes shall be elected for a term equal to the term of an Executive Board member.
  - The Custos shall chair the High Tribunal, and is entrusted with ensuring that the standing members carry out the necessary public actions of the Tribunal's duties. The rationale for this is that the rituals of Tau Delta Phi are central to chapter success and administration, so therefore all of the above actions necessitate a flow from the men responsible for the chapter's rituals and for upholding the rituals' values.
- C. Membership Hearings:

The following shall be the procedures for hearings before the High Tribunal:

  - The accused person shall be tried during the course of a regular chapter meeting, before Good and Welfare but after adjournment with the Chapter Custos chairing the meeting, after the accused shall have been notified in a suitable fashion by the Consul of his offense.
  - The Charges shall be read to the accused.
  - A Plea of Responsible or Not Responsible is given by the accused member.
  - If the plea is Responsible, the chapter may ask such questions as are necessary to determine culpability and appropriate sanction.

- If the plea is not responsible, the individual shall be given the opportunity to make an opening statement.
- Presentation of Evidence shall commence.
- Q&A by the chapter.
- The High Tribunal shall meet later, at another time, outside of the chapter meeting, to determine responsibility or non-responsibility to the Standard of Preponderance of the Evidence by simple majority vote.
- The High Tribunal shall also create sanctions if the finding is responsible.

The meeting is held in front of the whole chapter so that the hearing is public, and the high tribunal adjourns to deliberate separate from the chapter similar to how a jury would do so.

Decisions by the High Tribunal are binding, and may only be overturned by a two-thirds majority vote of the chapter. The Standard Board has at its disposal, the following penalties when a member has violated his membership obligations:

- Reprimand or censure.
- Imposition of a fine to a maximum of \$250.
- Denial of specific privileges.
- Suspension for a definite time.
- The Recommendation of Expulsion from the Fraternity to the National Headquarters (the member shall be suspended until such time as the expulsion hearing takes place).

Additionally, In place of a penalty, the Standards Board may also decide to create benchmarks for a brother to complete, with the condition that a failure to do so would result in one of the penalties outlined above.

(Added by the 2013 Grand Chapter)

*Section 187.* Each chapter shall designate one (1) chapter house for the purpose of serving as the “home away from home” for brothers. To be qualified as a chapter house, the following stipulations must be met:

1. All residents of the chapter house must be active initiated members of Tau Delta Phi Fraternity.
2. All residents must agree to the designation of their residence as a chapter house.
3. The chapter house is designated as a place to run rituals.
4. The chapter house is designated as a place that the chapter is allowed to hold chapter events.
5. There must be at least 3 brothers living in the chapter house.
6. The chapter has agreed to support the chapter house.

(Added by the 2016 Grand Chapter)

## **REQUIRED VOTE FOR MEMBERSHIP**

*Section 186.* Each chapter may make rules and regulations, for the admission to membership in the fraternity through such chapter, as the chapter may determine, provided the same are not inconsistent with the Constitution and these By-Laws.

## **TRANSFERS**

*Section 190.* An undergraduate frater of any chapter, upon transfer to any other institution at which there exists a fully accredited chapter of the fraternity, may be transferred to such latter chapter by notice in writing to the National Office requesting such transfer; thereupon, if such frater be not delinquent in any outstanding obligations to his original chapter, or upon the discharge of any outstanding obligations thereto, he shall be transferred to and be considered a frater of such other chapter with the same rights, duties, obligations and privileges as if he had been initiated therein, without however, the necessity of paying any further or additional initiation fee.

*Section 191.* Upon such transfer, the necessary entries shall be made in the records of the National Office to show such change of chapter.

*Section 192.* The name of the frater so transferring shall be removed from the Roll Book of his original chapter and shall be recorded in the Roll Book of the chapter to which he has transferred.

*Section 193.* Upon such transfer, the duties and obligations of such frater at his original chapter shall cease, as shall his rights and privileges therein, except as the same are extended to all fraters in the fraternity.

*Section 194.* Nothing set forth shall be construed to require a frater transferring from one institution to another, also to transfer from his original chapter to any chapter.

## **HONORARY MEMBERS**

*Section 200.* The chapter seeking to initiate such honorary member shall petition the Executive Council stating in detail the biography and qualifications of the person so proposed.

*Section 201.* Such petition shall not be filed unless the person so proposed shall have been approved by the chapter in the same manner as the chapter may require for the initiation of an undergraduate..

*Section 202.* The Executive Council may make such independent investigation of the qualifications of such candidate for honorary membership as it may deem fit.

*Section 203.* The initiation of an honorary member shall not take place except upon the unanimous approval of the Executive Council and after the payment of the same Active Membership Fee designated for undergraduates unless the Executive Council shall by unanimous consent waive or modify the payment of the same.

## **AMENDMENT OR REPEAL OF BY-LAWS**

*Section 210.* If the Executive Council shall promulgate, enact, amend, or repeal any of the By-Laws of the fraternity, the Grand Scribe shall within thirty days thereafter, transmit notice of such action to each of the chapters and the Alumni Chapters in good standing. Such act may be repealed as in the Constitution (Art. IV, Section 6) provided, if the required vote thereon be deposited with the Grand Scribe within three months after the mailing of notice of such action to the chapters and alumni chapters.

*Section 211.* These By-Laws may be amended or repealed by a 2/3 vote of the National Convention.

## HOUSE CORPORATIONS

*Section 230.* Be it so resolved, that the Tau Delta Phi Fraternity create a Management Company entitled the "Tau Delta Phi Fraternity Management Company" which will be a for-profit corporation, incorporated in the state of New Jersey, who shall act as an arm of the Fraternity formed to assist local house corporations in financial management and adherence to local and federal regulations offering an alternative to those house corporations experiencing a decrease in the number of volunteers for house corporation board positions.

*Section 230(A).* The Management Corporation's Board shall include the positions of Fraternity Grand Consul, Grand Quaestor, Executive Director, and up to ten appointed directors chosen in the following manner, with the total number of directors being odd:

1. The Grand Consul shall appoint the board of directors, who shall be confirmed in their position by the Executive Council.
  2. The term of office of the Directors shall coincide with the election of National Fraternity Officers.
  3. The position of "Director of Housing" shall be a position elected by the Executive Council, and he shall be the CEO of the for-profit corporation. The "Director of Housing" shall be present at all Executive Council Meetings, and shall report the status of each house corporation to the Executive Council, as well as deliver financial statements to the Fraternity.
  4. The Directors shall serve at the pleasure of the "Director of Housing" who may remove them from their positions (with the exception of the Grand Consul, Grand Quaestor, and Executive Director.)
  5. Acceptance, Amendment, Repeal, or Creation of Bylaws or Constitutions shall be subject to acceptance by the Executive Council.
  6. Neither the Grand Consul nor the Grand Quaestor may be the Director of Housing.
- (Amended by the 2014 Grand Chapter)*

*Section 231.* Be it so proposed, that the Tau Delta Phi Fraternity, Inc. exhibit the following controls over any house corporations run for the benefit of our chapters:

1. All funds which require an expenditure of over \$5000 shall be made at the consent of the Grand Consul or Grand Quaestor.
2. The Grand Consul may appoint one Board Member, who shall serve at the pleasure of the Executive Council, to the board of each corporation, the bylaws of the house corporation shall reflect that the board member shall have veto power over all votes of the corporation, subject to being overturned by 2/3 vote of the Board of Directors of said house corporation.
3. There shall be a house corporation for each undergraduate chapter found for the purpose of establishing, providing and supporting a suitable social environment for the collegiate chapter including, but not limited to owning, maintaining, equipping and managing a chapter house or facility.
4. In the event that an undergraduate chapter would be withdrawn from a college campus resulting in the dissolution of the House Corporation serving that chapter, the net assets of the corporation are transferred to Tau Delta Phi Fraternity, Inc. Tau Delta Phi Fraternity, Inc. will return these net assets without interest to a new house corporation serving this same chapter if that chapter is reactivated on the same campus within ten years after dissolution.
5. Every House Corporation must sign a service contract with the "Tau Delta Phi Fraternity Management Company."
6. The purchase or sale of any property by any house corporation affiliated with us must be approved by the Executive Council or Grand Chapter.
7. The creation, amendment, or repeal of bylaws and constitutions by any house corporation are subject to the governing procedures of the Fraternity, and the acceptance of the Executive Council or Grand Chapter.
8. Each House Corporation who owns property must also pay a premium, to be determined by the Grand Quaestor, with approval by the Executive Council, toward the Fraternity's liability insurance policy.
9. Each House Corporation shall submit a budget each semester to be reviewed by the Management Company.

10. The chapter or colony shall appoint at least one executive board member to server on their respective housing corporation. This member shall also have voting privileges.

*Revised: August 7, 2016*