

DELTA CHI LAW

THE CONSTITUTION OF THE DELTA CHI FRATERNITY

THE BY-LAWS OF THE DELTA CHI FRATERNITY

THE REGULATIONS OF THE DELTA CHI FRATERNITY

**THE CONSTITUTION
OF
THE DELTA CHI FRATERNITY**

Printing Date: August 2006

THE CONSTITUTION OF THE DELTA CHI FRATERNITY

CONTENTS

Preamble

Article	Page
I. Establishment of the Fraternity	2
II. Convention	4
III. Board of Regents	6
IV. Executive Officers	8
V. Membership in the Fraternity	10
VI. Ritual and Ceremony	12
VII. Chapters	13
VIII. Legal Advisor	16
IX. Fraternity Finances	17
X. Amendments and Voting	18

PREAMBLE

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

I. **ESTABLISHMENT OF THE FRATERNITY**

1. **COMPOSITION**

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

2. **REGIONS**

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

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

3. **GOVERNING AGENCIES**

The government of the Fraternity shall be vested in:

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

4. **DELTA CHI LAW**

The Supreme Law of the Fraternity shall be the Constitution.

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

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

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

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

5. **INSURANCE FOR GENERAL FRATERNITY OFFICERS**

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

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

6. **DEFINITION OF TERMS**

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

7. **INCORPORATION**

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

II. CONVENTION

1. COMPOSITION OF CONVENTION

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

2. POWERS OF CONVENTION

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

3. ORGANIZATION OF CONVENTION

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

4. VOTING

- (1) DISTRIBUTION--Each chapter and colony and the Past "AA" committee shall cast the number of votes provided in Delta Chi Law.
- (2) LOSS OF VOTE IN CONVENTION--A chapter shall have no vote at a Convention, if, at the time of the convening of such Convention:
 - (a) The chapter's charter is revoked or suspended;
 - (b) The chapter is under Risk Management sanction of Level III Corrective Action or above as defined by Delta Chi Law;
 - (c) The chapter is not in financial Good Standing as defined by Delta Chi Law;
 - (d) The chapter is under probation as defined in Article VII, Section 5, Subsection 7(b) of the By-Laws of The Delta Chi Fraternity; provided, however, a chapter under such probation may be permitted to vote if both of the following conditions are met:
 - (i) The conditions required by probation are complied with by the chapter; and,
 - (ii) The Executive Committee approves the seating of the chapter at the Convention.
- (3) COMPULSORY FOR CHAPTER TO SEND ACCREDITED DELEGATION--Even though the delegation may not qualify to vote, each undergraduate chapter shall send an accredited delegation to the Convention. Any undergraduate chapter which fails to send an accredited delegation to the Convention shall be fined five hundred dollars (\$500). This fine may be waived or reduced by a majority vote of the Board.

5. **TIMING OF CONVENTION**

(1) **CONVENTION**--A Convention shall be held every two years at a time and place determined by the Board. If, however, the Board determines for good cause that a Convention cannot be held within two years after the next preceding Convention, such Convention may be postponed not more than two additional years. At least four months in advance of the date set for Convention, the "AA" shall call the Convention by proclamation.

(a) In the event that a Convention is postponed as provided in Section 1 above, the terms of office for all positions provided for in Delta Chi Law shall be extended for the same period of time as the Convention postponement.

(2) **SPECIAL CONVENTION**--A special Convention may be held at any time by order of the Board ratified by the affirmative vote of at least two-thirds (2/3) of the undergraduate chapters. The result of the vote by the undergraduate chapters shall be reported by the Headquarters Office to the undergraduate and alumni chapters, to each "BB", and to the Board, at least one week prior to the date set for such special Convention. If the vote of the chapters is in favor of such special Convention, the report by the Headquarters Office shall constitute the official call for such Convention.

6. **PROCEDURE**

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

III. **BOARD OF REGENTS**

1. **COMPOSITION OF BOARD**

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

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

The Board of Regents (Board) between Conventions, shall be the supreme legislative body of the Fraternity. Subject to the provisions of Delta Chi Law, the Board shall have full and complete legislative powers. These powers shall include granting and revoking charters in accordance with Delta Chi Law, adopting the annual budget, making other policy determinations, and such other powers as are granted by Delta Chi Law.

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

- (1) **QUALIFICATIONS**--A Regent shall be elected by the chapters and colonies of each Region. A Regent, in order to be eligible for election and service as such, shall be an alumnus living within a Region that he is to represent. Provided, however, that a Regent who, during the last six (6) months of his term of office, moves outside of the Region he represents shall, with the approval of a majority of the remaining Board members, be permitted to fulfill the remainder of his term of office. In the event that a majority of the remaining Board members does not approve the fulfillment by a Regent of the remainder of his term of office, or if a Regent moves outside of the Region he represents and the remainder of his term exceeds six (6) months, a vacancy in office shall be deemed to occur, which vacancy shall be filled pursuant to subparagraph (6) of this Section. Notwithstanding the foregoing, in the event the Board determines that there is no available qualified alumnus living within the Region, whether at the time of any election, upon the move of a Regent outside of the Region he represents, or at any other time, an alumnus living outside that Region may serve as Regent. A "BB" or member of the Alumni Board of Trustees of a chapter, in addition to the duties of such office, may serve as Regent.
- (2) **METHOD OF ELECTION**--Each Regent shall be elected at a Regional Leadership Conference, and shall be considered duly elected when he receives the majority vote of a quorum of chapters and colonies present there. Each chapter and colony shall cast the same number of votes provided in Delta Chi Law for convention voting. The vote shall be by secret ballot. In the event a quorum is not present (quorum is one eligible vote over 50%), the chapters and colonies of the Region shall be polled by mail by the current Regent with votes returned to the Headquarters Office for tabulation.
- (3) **REGENT ELECTIONS**
 - (a) **TIME OF ELECTION**--The term of office for the position of Regent shall be two years. The Regents for Regions 1, 3, 5, 7 and 9 shall be elected in odd-numbered years and the Regents for Regions 2, 4, 6 and 8 shall be elected in even-numbered years. The term of office shall commence on June 15 of the year in which the election is held.
 - (b) **LIMIT ON TERM OF SERVICE**--No Regent may be elected to more than three consecutive full terms, or serve for a maximum of seven consecutive years when including an unexpired term to which a Regent has been appointed or elected. There must be a one full term break in service before a man is eligible to be elected or appointed to the Board after having been elected to three consecutive terms or serving for seven consecutive years. No man may be elected to a term if by completing that term he would exceed seven consecutive years of service.

- (4) REMOVAL OF REGENTS--Any member of the Board may be removed by a two-thirds (2/3) vote of the Board and ratified by the affirmative vote of a majority of the undergraduate chapters eligible to vote in said member's Region.
- (5) RESIGNATION OF REGENTS—Any member of the Board may resign by submitting a written resignation to the Executive Director, who shall immediately forward such resignation to the members of the Board.
- (6) VACANCIES--Any vacancy in the membership of the Board shall be filled by a majority vote of the remaining members of the Board. The appointee shall serve until the next scheduled Regional Leadership Conference for that region at which time an election shall be held to fill the remainder of the term.
- (7) OATH OF OFFICE--Each Regent will assume the duties upon written oath being received in the Headquarters Office.

4. **VOTING BY BOARD OF REGENTS**

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

5. **RETIRING "AA"**

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

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

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

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

IV. **EXECUTIVE OFFICERS**

1. **COMPOSITION OF EXECUTIVE COMMITTEE**

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

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

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

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

3. **ELECTION AND VACANCIES**

(1) **QUALIFICATIONS--**

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

- (i) One full term as a member of the Board; or
- (ii) Service for two or more years as chairman of a standing committee or continuing program of the Fraternity, or as Legal Advisor; or
- (iii) Service for four or more years as a "BB" or chairman of an Alumni Board of Trustees or as a member of a standing committee or continuing program of the Fraternity; or
- (iv) Extensive and distinguished service to the Fraternity in any official capacity equivalent to any of the foregoing. Such qualifications shall be determined by a two-thirds vote of the Convention.

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

- (i) Any qualifications listed under subparagraph (a) above; or
- (ii) Two or more years service as an employee of The Delta Chi Fraternity, Inc.; or
- (iii) Registered attendance at two or more Fraternity Conventions.

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

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

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

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

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

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

4. **EXECUTIVE DIRECTOR**

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

5. **ASSIGNMENT OF DUTIES**

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

6. **STANDING COMMITTEES**

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

V. **MEMBERSHIP IN THE FRATERNITY**

1. **ELIGIBILITY**

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

2. **VOTE FOR INITIATION**

No person shall be initiated into an undergraduate chapter unless he receives approval by the chapter. No person shall be initiated as a student member unless he has a cumulative college grade point average of 2.25 or better (on a 4 point scale), or a high school grade point average of 2.5 or better (on a 4.0 scale), if he has completed no college work. The method of approval by the active chapter shall be determined by each chapter and set forth in its By-Laws.

3. **EXPULSION**

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

4. **HAZING**

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

VI. **RITUAL AND CEREMONY**

1. **RITUAL AND ASSOCIATE MEMBER CEREMONY**

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

2. **COMPOSITION AND AMENDMENT OF RITUAL**

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

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

3. **AMENDMENT OF ASSOCIATE MEMBER CEREMONY**

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

4. **USE OF RITUALISTIC NAMES**

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

VII. CHAPTERS

1. ESTABLISHMENT OF CHAPTERS

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

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

2. CHAPTER GOVERNMENT

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

3. REVOCATION OF CHARTER

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

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

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

4. **SUSPENSION OF CHAPTER**

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

5. **DUE PROCESS**

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

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

6. **CONSERVATORSHIP**

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

7. **RE-ESTABLISHMENT OF CHAPTER**

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

VIII. **LEGAL ADVISOR**

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

IX. **FRATERNITY FINANCES**

1. **FISCAL YEAR**

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

2. **FRATERNITY BUDGET**

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

3. **LIMITATION ON INVESTMENTS**

No part of Fraternity funds shall be loaned upon chapter houses or invested in the securities of chapter houses; however, this prohibition shall not apply to any special loan fund raised by assessment or donation for the specific purpose of providing financial assistance to chapters and colonies in securing chapter housing.

X. **AMENDMENTS & VOTING**

1. **AMENDMENTS**

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

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

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

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

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

2. **VOTING**

(1) **VOTING BY CHAPTERS**

- (a) **Chapter Eligibility to Vote**--If at the time the voting period in Subsection (b) below begins, a chapter would be considered under Delta Chi Law to have lost the right to vote at a Convention, that chapter shall not be entitled to vote on any Fraternity matters; unless, a chapter ineligible for financial reasons has reduced its account balance to be in financial Good Standing prior to the recording of the vote at the International Headquarters.
- (b) **Effect of Failure to Vote-Affirmative Vote**--The failure of any qualified chapter or colony to vote within the voting period shall be considered an affirmative vote. The voting period by mail shall be 30 days from the day the last notice of the motion is postmarked for mailing from the Headquarters Office.
- (c) All votes shall be submitted on the official ballot sent by the Headquarters office.

(2) VOTING BY BOARD OR EXECUTIVE COMMITTEE

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

THE CONSTITUTION OF THE DELTA CHI FRATERNITY

INDEX

Preamble

Article & Section	Page
I. Establishment of the Fraternity	2
1. Composition	2
2. Regions	2
3. Governing Agencies	2
4. Delta Chi Law	2
5. Insurance for General Fraternity Officers	2
6. Definition of Terms	3
7. Incorporation	3
II. Convention	4
1. Composition of Convention	4
2. Powers of Convention	4
3. Organization of Convention	4
4. Voting	4
(1) Distribution	4
(2) Loss of Vote in Convention	4
(3) Compulsory for Chapter to send Accredited Delegation	4
5. Timing of Convention	5
(1) Convention	5
(2) Special Convention	5
6. Procedure	5
III. Board of Regents	6
1. Composition of Board	6
2. Powers and Duties of Board of Regents	6
3. Election, Removal, and Vacancies	6
(1) Qualifications	6
(2) Method of Election	6
(3) Regent Elections	6
(4) Removal of Regents	7
(5) Resignation of Regents	7
(6) Vacancies	7
(7) Oath of Office	7
4. Voting by Board of Regents	7
5. Retiring "AA"	7
IV. Executive Officers	8
1. Composition of Executive Committee	8
2. Powers and Duties of Executive Committee	8
3. Election and Vacancies	8
(1) Qualifications	8
(2) Method of Election	8
(3) Resignation of Executive Officers	9
(4) Tenure	9

	(5) Vacancies	9
	(6) Removal of Officers	9
	(7) Oath of Office	9
4.	Executive Director	9
5.	Assignment of Duties	9
6.	Standing Committees	9
V.	Membership in the Fraternity	10
1.	Eligibility	10
	(1) Undergraduate Chapters	10
	(2) Alumni Chapters	10
	(3) Denial of Membership	10
2.	Vote for Initiation	10
3.	Expulsion	10
4.	Hazing	11
VI.	Ritual and Ceremony	12
1.	Ritual and Associate Member Ceremony	12
2.	Composition and Amendment of Ritual	12
3.	Amendment of Associate Member Ceremony	12
4.	Use of Ritualistic Names	12
VII.	Chapters	13
1.	Establishment of Chapters	13
	(1) Undergraduate Chapters	13
	(2) Alumni Chapters	13
2.	Chapter Government	13
	(1) Chapter Officers	13
	(2) Chapter By-Laws	13
	(3) Election of “BB”	13
	(4) Alumni Board of Trustees	13
	(5) Oath of Office	13
3.	Revocation of Charter	13
	(1) Authority	13
	(2) Voting on Revocation of Charter	13
	(3) Revocation for Financial Obligations	14
	(4) Surrender of Fraternity Property During Charter Revocation Proceedings	14
	(5) Surrender of Chapter Records and Accounts After Charter Revocation	14
4.	Suspension of Charter	14
5.	Due Process	14
	(1) Failure to Notify	14
	(2) Response to Charges	14
	(3) Written Notice	14
	(4) Appealing Fines	14
6.	Conservatorship	15
7.	Re-Establishment of Chapter	15
VIII.	Legal Advisor	16

Constitution

IX.	Fraternity Finances	17
	1. Fiscal Year	17
	2. Fraternity Budget	17
	3. Limitation on Investments	17
X.	Amendments & Voting	18
	1. Amendments	18
	(1) Constitution	18
	(2) By-Laws	18
	(3) Legislative Enactments	18
	(4) Regulations	18
	(5) Technical Corrections	18
	2. Voting	18
	(1) Voting by Chapters	18
	(2) Voting by Board or Executive Committee	19