

CONSTITUTION, BYLAWS & RULES



PHI KAPPA PSI FRATERNITY

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This copy of the Constitution, Bylaws and Rules of the Phi Kappa Psi Fraternity
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CONSTITUTION

ARTICLE I

Name

The name of this organization shall be Phi Kappa Psi Fraternity.

ARTICLE II

Purpose

The purpose of this Fraternity shall be to establish and maintain, throughout life, fellowship, to elevate the character and attainments of its members through fraternal association, to promote scholarship and stimulate high ideals.

ARTICLE III

Membership

SECTION 1. The membership of this Fraternity shall consist of such persons as shall have been duly initiated therein and who do not stand expelled or honorably dismissed therefrom.

SECTION 2. The following males shall be eligible for membership in this Fraternity:

- a. Undergraduates possessing talent, ambition and good moral character, in actual attendance at an institution of learning at which a chapter of this Fraternity is or may be located;
- b. Qualified alumni of a local petitioning body to which a charter shall have been granted;
- c. A descendant of founders Charles Page Thomas Moore or William Henry Letterman;
- d. A person who has rendered signal or unusual service to the Fraternity who has theretofore been a member of a colony or pledge of a chapter, provided, however, that no person in the third or fourth classification shall be eligible for membership unless approved by a unanimous vote of the Grand Arch Council or Executive Council if the Grand Arch Council is not in session.

SECTION 3. The power to initiate persons thus eligible into membership in this Fraternity shall be vested as follows, and not otherwise:

- a. In the chapter, upon the unanimous affirmative vote of its undergraduate members.
- b. In the Executive Council, or its duly authorized committee, in the establishment of a new chapter, or upon the merger of a local body with a chapter at the college at which such local body is located, or in the initiation of a person made eligible by reason of the signal or unusual service to the Fraternity, and who has theretofore been a member of a colony or a pledge of a chapter in the event that no charter was granted to said colony, or in the event that the charter of such chapter has been suspended or otherwise withdrawn.

c. In the Grand Arch Council.

SECTION 4. A member may be suspended, expelled or otherwise disciplined, and may be restored to good fraternal standing, for such causes and under such conditions and regulations as the Grand Arch Council shall from time to time determine.

SECTION 5.

a. Any chapter or alumni association may protest another chapter's initiation of a candidate or the pledging of a candidate inasmuch as pledging is a precedent to initiation. This protest must be in writing and based on personal knowledge of the party protested. Should a chapter pledge or initiate be an individual unacceptable to another chapter or alumni association, protests may be filed with the Executive Council by the objecting organization, and the Executive Council shall then issue an edict temporarily enjoining the chapter against whom the protest is directed from proceeding with the pledging or initiation until such time as the protest may be heard and determined by the Executive Council, which hearing must be held within one hundred twenty (120) days from the date of the issuance of the edict. Copies of the written protest shall be served by the Executive Director on each chapter and alumni association within ten (10) days of its receipt. Any chapter or alumni association desiring to file a protest on this same candidate must do so within a period of ninety (90) days from the date notice of protest is mailed by the Executive Director.

b. The Executive Council shall determine if the protest is the proper act under the provisions of subsection 5a. of the chapter or alumni association taken by a majority vote at a regular or properly noted special meeting with a quorum present; and if it so finds, the Executive Council shall determine if the protest is in the best interests of the Fraternity.

c. Pledging or initiation of a candidate in violation of the Executive Council injunction or edict shall be a void act and, in addition, shall subject the individual members responsible and the chapter to disciplinary action.

SECTION 6. No person shall be eligible for membership in this Fraternity unless the payment of the corresponding pledge and initiation fees are received by the Executive Director. Such payment shall be made by the chapter by guaranteed instrument such as a cashier's check, money order, credit card payment or check drawn upon the chapter's account. Checks or drafts from individual persons eligible for membership shall not satisfy the requirements of this section.

**ARTICLE IV
Organization**

The members of this Fraternity shall be organized into chapters, alumni associations, and such other organizations as the Grand Arch Council or the Executive Council shall from time to time determine.

**ARTICLE V
Charters**

SECTION 1. Charters for the re-establishment of inactive chapters may be granted in the manner prescribed for new chapters as set forth in Section 2 hereof, or at any time upon the affirmative unanimous vote of the Executive Council of the Fraternity.

An inactive chapter shall be deemed to be any chapter that has voluntarily surrendered its charter and such charter has been accepted by the Grand Arch Council or Executive Council, or any chapter whose charter has been suspended or revoked and such suspension or revocation has continued for a period of five (5) years or more.

SECTION 2. Charters for the establishment of new chapters may be granted on the unanimous vote of all organizations represented and entitled to vote at a Grand Arch Council, or when the Grand Arch Council is not in session, by unanimous vote of the Executive Council between sessions of the Grand Arch Council, or by unanimous vote of the chapters, by referendum ballot, during such period; provided that the Executive Council shall not grant a charter to any petitioner which the previous session of the Grand Arch Council has specifically denied.

SECTION 3. Any chapter which has had its charter suspended or revoked by the Executive Council may have its charter reissued upon an affirmative two-thirds (2/3) vote of the Executive Council.

ARTICLE VI Government

SECTION 1. The supreme legislative, judicial and executive functions of this Fraternity shall be vested in the Grand Arch Council, and, during intervals between sessions of the Grand Arch Council, in the Executive Council or the Judicial Panel, subject to the limitations of this Constitution and such Bylaws as the Grand Arch Council shall from time to time adopt.

No provision of this Constitution or associated Bylaws should be construed as granting authority to the Executive Council beyond that which is bestowed upon the Grand Arch Council.

SECTION 2. The Grand Arch Council shall have authority to adopt, modify and repeal, from time to time, a Ritual, Bylaw and Rules, not inconsistent with this Constitution, for the government of the Fraternity.

SECTION 3. Notwithstanding any Constitutional, Bylaw or Rules provision specifying an exact dollar fee, contribution or cost for any service, dues or fee, the Executive Council shall have the power by an unanimous vote of overriding such specific cost, when in the opinion of the Executive Council, such specific dollar figure is in imbalance with the cost of such service, dues, or fee. Any such increase shall be limited to a maximum increase of fifteen (15%) percent and shall be subject to review at the next ensuing Grand Arch Council. The effective date of such increase shall not be less than six (6) months from the date of such action.

ARTICLE VII Officers

The officers of this Fraternity shall be a President, a Vice President, a Treasurer, and a Secretary, all of whom must be qualified alumni members, and such other officers as the Grand Arch Council shall from time to time determine. Such officers shall serve for such term and perform such duties as the Grand Arch Council shall from time to time determine.

ARTICLE VIII
Copies of Governing Documents

SECTION 1. RITUAL

Clause 1. The Ritual of the Fraternity shall exist only as a bound, printed document. No copy of the Ritual of the Fraternity, or any part thereof, shall be made by any person unless first specifically authorized by the Executive Council or authorized by provisions of the Constitution or Bylaws.

Clause 2. The Ritual shall be printed under the supervision of the Executive Council, and identified numbered copies thereof shall be distributed to each chapter and to the SWGP, though title to same shall always remain in the Fraternity. These said copies shall be safely kept. Each chapter shall deliver any of said copies to the Executive Council when requested to do so by the Executive Council. The SWGP will transfer his copy to his successor, or to the Executive Council, as appropriate.

SECTION 2. CONSTITUTION, BYLAWS AND RULES

Clause 1. The Constitution, Bylaws and Rules may be made available as permitted herein through any medium.

Clause 2. The Executive Council shall have authority to furnish the same to comply with an order of a court or other governmental authority or host college or such other such individuals as, in its judgment, it shall deem necessary or advisable for the best interests of the Fraternity.

SECTION 3. Every ten (10) years, beginning in 1970, the president of the Fraternity shall appoint, with the approval of the Executive Council, a board known as the Law Review Board which shall consist of five (5) members, three (3) of whom shall be undergraduates when appointed, and no member of this board shall be an elected or appointed officer of the Fraternity at any time while serving on the board, though the Attorney General shall be an ex officio member.

It shall have the duty and responsibility of reviewing and studying the laws and statutes of the Fraternity and suggest deletions, alterations, and/or changes to eliminate ambiguities, contradictions, improper language, or to suggest other changes it deems necessary.

It shall serve for a period of two (2) years or until it has made its report and recommendations to the next Grand Arch Council, and said report and recommendations shall be referred to the Committee on the Constitution at the Grand Arch Council.

ARTICLE IX
Amendment

This Constitution, and the Ritual, may be amended by the Grand Arch Council, by the affirmative vote of two-thirds of the organizations represented thereat and entitled to vote: Provided that a proposed amendment to or repeal of any portion of the Constitution or the Ritual shall not be considered without unanimous consent unless it shall have been filed with the Attorney General at least sixty (60) days prior to the convening of such Grand Arch Council; and provided that any amendments so adopted by a Grand Arch Council shall be submitted to a referendum vote upon the request thereof in writing by not less than twenty percent (20%) of the organizations entitled to vote, filed with the Executive Director of the Fraternity not less than sixty (60) days after the receipt of notice from the Executive Director of the adoption of such amendment, and unless such amendment shall upon such referendum ballot receive the affirmative vote of two-thirds (2/3) of the chapters and

alumni associations in good fraternal standing, it shall be lost, notwithstanding such adoption by such Grand Arch Council.

BYLAWS

ARTICLE I Members

SECTION 1. DUTY.

Clause 1. It shall be the duty of each member of this organization to uphold, by all moral, intellectual, social and physical means, the standards of this Fraternity.

Clause 2. No member of the Fraternity shall while continuing such membership, join, or ally himself with any organization of similar or like character, whose aims and practices shall be declared by the Grand Arch Council or the Executive Council to be antagonistic or detrimental to the Fraternity.

And any member who joins such organization shall thereupon forthwith become and be suspended from membership in Phi Kappa Psi and during such suspension shall be excluded from all chapters and Fraternity privileges, and if he persists in such alliance, he shall be expelled from the Fraternity. And no person may be either initiated or affiliated until he shall resign all connection he may have with such organization.

Provided, however, that the Grand Arch Council or the Executive Council shall have the power and authority to except from the prohibition of this Clause any local chapter of such organization at any college upon petition of the chapter of Phi Kappa Psi at such College.

SECTION 2. DEFINITIONS.

Clause 1. The members of this Fraternity shall be classified as undergraduates and alumni.

Clause 2. The term "undergraduate" shall include every member of this Fraternity who is in actual attendance as a student in any department of the college where the chapter by which he was initiated, or to which he was last transferred, is located. The term "alumnus" shall include all other members of this Fraternity.

Clause 3.

a. When, however, a member of this Fraternity has been in actual attendance in any institution, or institutions, as an undergraduate of this Fraternity for the total period or periods of four years, and shall continue his attendance or re-enter the said institution as a student for a further period, and circumstances render it difficult or impossible for him to enjoy the benefits of undergraduate chapter life, his chapter shall have the right to excuse him from the performance of all chapter obligations, and on the recommendation of the chapter, the Executive Council may remit his taxes and other financial obligations to the General Fraternity.

b. Should circumstances satisfactory to a chapter be such that an undergraduate member be unable to meet his chapter obligations, and such undergraduate petition the chapter for relief, the chapter may, for good cause shown, relieve the undergraduate member from further real chapter obligations for such period of time as the chapter deems necessary, provided, however, that the action of the chapter must be first reported to the Executive Director using the existing process for reporting chapter membership. Should the undergraduate member be relieved of his chapter obligations as provided above, he may not be permitted to engage in any social activities of the

chapter and shall not be permitted to vote at any chapter meeting as long as he is relieved of chapter obligations in the manner provided herein; he is considered to be an alumnus member of the chapter.

c. Undergraduate status may be conferred upon an alumnus member of a chapter who is currently attending the respective institution and was converted to alumnus status by virtue of previously leaving school or as provided in Clause 3a or 3b of this Section, by unanimous affirmative vote of the chapter. The change in status will be promptly reported to the Executive Director by the chapter AG.

Clause 4. Undergraduate members of the Fraternity whose courses are not yet completed at the close of the college term preceding a vacation period, shall be deemed to continue as undergraduate members during such vacation period.

SECTION 3. INITIATION.

Clause 1 . No person shall be eligible to membership in this Fraternity who shall have resigned or been expelled from this or any other fraternity, except by special dispensation of the Executive Council.

Clause 2. A person who has resigned or has been expelled from membership in this Fraternity may be re-admitted to membership without initiation by the unanimous vote of the Executive Council, upon the recommendation of the chapter of which such person was a member at the time his membership was severed. If such chapter be inactive, the written recommendation of as many of its alumni as may appear necessary to the Executive Council shall be sufficient.

Clause 3. Dismission.

No honorable dismission shall be granted to any member of this Fraternity except by the Executive Council.

Clause 4. All candidates for membership in this Fraternity may be considered for membership at mid-term of his first term provided he does not receive any notice that he may receive a grade in any class of less than a "C" or equivalent. Upon consideration of a candidate after his first term is completion, or upon consideration of any candidate who has previous undergraduate experience, the candidate shall have grades acceptable for graduation, except as otherwise authorized by the Executive Council.

Clause 5. Termination of Pledgeship.

A person's status as "Pledge" shall automatically terminate (a) upon his initiation into the Fraternity, or (b) upon the expiration of two semesters or three quarter final grade reporting periods, or at the discretion of the Executive Council, from the date of pledging during which time he shall not have fulfilled all requirements for initiation; provided, however, should such former pledge subsequently satisfy all scholastic requirements for initiation, such person may be re-pledged and initiated.

SECTION 4. FRATERNITY EDUCATION

Clause 1. Not later seven (7) calendar days following the date a person is formally pledged by a chapter, the name of such person, or all persons so pledged shall be reported by each chapter to the Executive Director, on forms provided by the Executive Director for said purpose.

Clause 2. In the preparation of a pledge or pledges as a candidate or candidates for initiation, any or all pledges shall satisfactorily complete courses of training and education prescribed and directed by the chapter and the Director of Fraternity Education, which courses of training and education shall include:

- 1) Proper orientation designed to develop in each candidate an attitude to become a better student, fraternity man, gentleman and citizen;
- 2) Instruction in the history, ideals, traditions, customs, and policies of the Fraternity, the chapter and the American college fraternity system; and
- 3) Instruction in the history, traditions and administration of the institution in which the chapter is located.

Clause 3. Such courses of training and education shall be defined as “Fraternity Education.” The specific courses of training and education may be prescribed and directed by the chapter and by the Fraternity. Chapters may apply for waiver from any Fraternity prescribed training requirements by providing evidence of comparable training that is offered at the local level in compliance with host institution requirements. Each pledge will be tracked and monitored individually during the Fraternity Education process.

Clause 4. “Fraternity Education” may include assignments by Chapter officers to constructive duties in and around the chapter house and other official duties for the chapter, but such “Fraternity Education” shall not include any personal services for members of the chapter or alumni. No pledge or candidate for initiation shall be subjected to paddling or any other form of physical or mental punishment, nor shall he be placed directly or indirectly in physical peril for any reason whatsoever, nor shall he be required to participate in any manner in any program or practices of any kind that may tend to disturb or affect his nervous system, interfere with sleep, studies or necessary recreation, or that may tend to degrade or humiliate him in public, private or elsewhere.

Clause 5. Any act or practice now or heretofore commonly associated with what has become generally known as “Hell Week,” is prohibited by the Fraternity. No pledge, candidate for initiation, or member shall be placed directly or indirectly in physical peril for any reason whatsoever, no shall he be required to participate in any manner in any program or practice that may tend to disturb or affect his nervous system, interfere with sleep, studies or necessary recreation, or that may tend to degrade or humiliate him.

Any action taken or situation created, intentionally, whether on or off Fraternity premises, to produce mental or physical discomfort, embarrassment, harassment, or ridicule, is prohibited by the Fraternity.

Any act or practice considered to be hazing as defined by any applicable Fraternity rule, edict, or other policy statement, or by state or federal law is expressly prohibited by the Fraternity.

SECTION 5. ANNUAL MEETING

Phi Kappa Psi Fraternity, Inc. shall hold an annual meeting of members, upon notice as required by the Indiana Nonprofit Corporation Act, at a time and place to coincide with either the Grand Arch

Council, the District Councils, or the Woodrow Wilson Leadership School, as the Executive Council shall determine.

ARTICLE II
Officers

SECTION 1. ELECTIVE.

The officers of the Fraternity shall be a President, a Vice President, a Treasurer, and a Secretary, who shall be chosen by a majority vote of the organizations represented and entitled to vote at a Grand Arch Council, and whose term of office shall be for two years and until their successors are elected and qualified. The President shall not be eligible to succeed himself at the Grand Arch Council following his election.

SECTION 2. APPOINTIVE.

In addition to the foregoing officers, there shall be appointed by the Executive Council an Attorney General, who shall be an attorney at law in good standing, a Director of Scholarship, a Director of Fraternity Education, and such other editors, officers and assistants as the Executive Council may deem necessary, who shall hold office at the pleasure of the Executive Council, or until the adjournment of the Grand Arch Council following such appointments; all of whom shall perform such duties as may be imposed upon them by the Bylaws or by the Executive Council.

SECTION 3. JUDICIAL PANEL.

Clause 1. The Judicial Panel is the Court of final appeal between sessions of the Grand Arch Council. Appeals from decisions or penalties of the Executive Council, shall be held for consideration of the Grand Arch Council. However, if both parties consent, or if the delay for such appeal is such as to create a hardship for any party to the appeal, such hardship to be finally determined by the Attorney General, on the request of that party, the appeal shall be referred to the Judicial Panel, the decision of which shall be final and not subject to review in any manner whatsoever.

Clause 2. The Judicial Panel shall consist of seven members, composed of the three (3) most recent Past Presidents and four (4) undergraduates. Should any one of the Past Presidents be unable or unwilling to act, his place shall be taken by the next most recent Past President. Should the required total members of Past Presidents not be reached, after exhausting the list of Past Presidents, the balance of this portion of the panel shall be elected by the Past Presidents already on the panel from the list of living past elected officers of the Fraternity not then serving in an elective office. The undergraduate members shall be chosen from the current GPs by lot. To be eligible the GP must have attained the age of 18 years and not be one of the litigants. No more than one undergraduate member shall be chosen from each District. All panel members shall vote. The Panel shall elect its own President. It shall set its own judicial procedures, calling on the Attorney General for legal advice and for the protection of the interests of the Fraternity and shall have a quorum of four. All parties shall be entitled to be heard, and to legal counsel, but such counsel shall be members in good standing of the Fraternity. All proceedings shall be privileged, and admission to proceedings and to records or any part thereof, shall be granted only by the majority vote of the Panel. Disclosure of any part or portion of the proceedings or record by any member to press, public or person not authorized by the Panel, shall constitute an offense against the Fraternity.

Clause 3. The vote of the Panel necessary for a decision shall be the same as that proportion required of the Executive Council or the Grand Arch Council.

ARTICLE III
The Grand Arch Council

SECTION 1. MEETINGS.

Clause 1. The Grand Arch Council shall be held biennially on the dates fixed and at the place designated by the vote of the Executive Board of the Fraternity. Notice of the dates fixed and the place designated shall be given by the Executive Director of the Fraternity to all chapters and alumni associations in good fraternal standing not less than sixty (60) days prior to the holding of the Grand Arch Council. Publication of notice of the dates fixed and the place designated for the holding of the Grand Arch Council in an edition of The Shield, published and mailed more than sixty (60) days prior to the dates fixed and place designated for the holding of the Grand Arch Council, shall be deemed notice to all brothers and organizations of the Fraternity for the purposes hereof.

Clause 2. The presence of delegates representing a majority of organizations entitled to representation at a meeting of the Grand Arch Council shall constitute a quorum.

Clause 3. A special meeting of the Grand Arch Council may be called by a two-thirds (2/3) vote of the Executive Council on the date fixed and at the place designated by the vote of the Executive Council.

Notice thereof shall be given, by mail, by the Executive Director of the Fraternity to all chapters and alumni associations in good fraternal standing, not less than fifteen (15) days prior to the holding of such special meeting, and said mailing shall be deemed notice to all brothers and organizations of the Fraternity for the purposes thereof.

Said notice shall include the reason for calling said meeting, and an agenda or statement of matters to be presented for action. Action thereon shall be limited to the agenda and for any other items for which unanimous consent may be obtained by said Grand Arch Council.

SECTION 2. DELEGATES.

Clause 1. The Grand Arch Council shall be composed of delegates chosen by the several chapters and alumni associations entitled to representation.

Clause 2. Each chapter shall be entitled to three delegates, two of whom shall be undergraduates, and one an alumnus, and wherever practicable at least one of the undergraduates shall be a probable undergraduate member of the chapter the following year.

Clause 3. Each alumni association shall be entitled to three delegates, if it has fulfilled the requirements of the Bylaws since the preceding Grand Arch Council.

The Executive Director of the Fraternity shall certify to the Grand Arch Council every alumni association entitled to representation under this Clause, and no alumni association credential shall be accepted in the absence of such certificate.

Clause 4. Each chapter and alumni association entitled to representation must be represented by at least one delegate at every session of the Grand Arch Council and the Grand Arch Council shall enforce such attendance by suitable penalties.

Clause 5. The Grand Arch Council shall be the sole judge of the election and qualification of the delegates thereto, subject to the provisions of the Constitution and Bylaws.

Clause 6. No chapter or alumni association shall instruct its delegates to vote in any specified way upon any matter.

Clause 7. Ex-officers of the Grand Arch Council and Executive Council, ex and active Archons, past and present Presidents of alumni associations and GPs and all former delegates to a Grand Arch Council, shall be honorary members thereof and shall be entitled to speak on all pending questions, but shall have no vote. The Grand Arch Council may also confer honorary membership in the Grand Arch Council upon any member of this Fraternity.

SECTION 3. OFFICERS.

The officers of the Grand Arch Council shall be the same as those of a chapter, with the addition of the letters "SW" prefixed to their titles. The President, the Vice President, the Treasurer, and the Secretary shall be Ex-Officio SWGP, SWVGP, SWP, and SWAG, respectively.

SECTION 4. DUTIES OF OFFICERS.

Clause 1. The SWGP shall be the presiding officer and shall have all the powers and duties usually pertaining to such office.

Clause 2. The SWVGP shall be the presiding officer in the absence of the SWGP.

Clause 3. The SWP shall be the presiding officer in the absence of the SWGP and SWVGP and shall be the Treasurer of the Grand Arch Council.

Clause 4. The SWAG shall be the Secretary of the Grand Arch Council, and shall keep accurate minutes of its proceedings. He shall also examine all ballots, with the assistance of the SWHod.

Clause 5. The SWBG shall assist the SWAG.

Clause 6. The SWSG shall assist the SWAG.

Clause 7. The SWHod shall be the messenger of the SWGP; and shall receive and examine, with the assistance of the SWAG, all the ballots cast.

Clause 8. The SWPhu shall keep the door of the Convention Hall and guard the meetings from intrusion.

Clause 9. The SWHi shall be the chaplain of the Grand Arch Council.

SECTION 5. ORGANIZATION.

Clause 1. When the Grand Arch Council shall be convened at the time and place designated, a majority of the chapters and alumni associations entitled to representation being represented, the President of the Fraternity shall call the Grand Arch Council to order and appoint temporary officers and a Committee on Credentials.

Clause 2. In the absence of the President of the Fraternity, the duties attendant upon effecting a permanent organization shall devolve upon the following officers in the order named:

1. The Vice President of the Fraternity.
2. The Treasurer of the Fraternity.
3. The Secretary of the Fraternity.
4. The Archons in the numerical order of their Districts.

Clause 3. Upon the acceptance and approval of the report of the Committee on Credentials, the delegates to the Grand Arch Council shall elect its permanent officers, who shall be installed by its presiding officer.

SECTION 6. ORDER OF BUSINESS AND COMMITTEES.

Clause 1 . The order of business of the Grand Arch Council shall be as follows:

- a. The appointment by the SWGP of the following committees, each of which shall consist of at least seven members:
 1. Committee on the State of the Fraternity.
 2. Committee on the Constitution.
 3. Committee on Finance.
 4. Committee on Grievances.
 5. Committee on Extension.
 6. Committee on Membership.
 7. Committee on Dispatch of Business.
 8. Committee on Scholarship.
 9. Committee on Alumni Affairs.
 10. Committee on Fraternity Education.
 11. Committee on Communications.
 12. Special Committees.
- b. Report of the President.
- c. Report of the Treasurer.
- d. Report of the Secretary.
- e. Report of the Vice President.
- f. Report of the Attorney General.
- g. Report of the Editor of The Shield.
- h. Reports of other appointed officers.
- i. Reports of District Archons.
- j. Miscellaneous business.
- k. Reports of Committees.
- l. Election of officers of the Fraternity.
- m. Final Report of Committee on Grievances.
- n. Oaths of office administered.
- o. Adjournment.

Clause 2. The Committee on the State of the Fraternity shall inquire into the condition of the several organizations of the Fraternity, and report thereon to the Grand Arch Council.

Clause 3. The Committee on the Constitution shall consider any proposed amendments to the Constitution, Bylaws, Rules or Ritual of the Fraternity, reported by the Attorney General as hereinafter provided, and make recommendation thereon, and report upon such other matters as may seem advisable.

Clause 4. The Committee on Finance shall examine the books of the Treasurer, the Secretary, and those of other officers, elected or appointed, holding positions of trust; in addition the Committee on Finance shall inquire into the financial condition of the several organizations of the Fraternity, and report thereon to the Grand Arch Council.

Clause 5. The Committee on Grievances shall consider all appeals and other grievances submitted to the Grand Arch Council and make recommendations thereon. This Committee shall not be discharged until after the election of officers, and its final report shall be the order of business immediately following said election and before elected officers are sworn, which latter act shall be immediately prior to adjournment.

Clause 6. The Committee on Extension shall consider all petitions for the establishment of new chapters and make recommendations thereon.

Clause 7. The Committee on Membership shall inquire into the rushing methods and membership attainments of the various chapters; shall adopt certain general recommendations; serve as a medium for exchange of ideas of chapters on this particular phase of chapter work, and report thereon to the Grand Arch Council.

Clause 8. The Committee on Dispatch of Business shall meet with all appointed committee chairmen, assign committee rooms and advise as to organization; arrange a schedule of meetings, avoiding conflicts; arrange a schedule of reports to prevent delay in Grand Arch Council sessions; maintain constant contact with various committees and officers so as to assure prompt attendance to committees of officers and delegates, and to be able at all times to report to the SWGP on progress of work.

Clause 9. Committee on Scholarship shall inquire into the condition of the department of scholarship and review the work of the Director of Scholarship for the two preceding years, and report thereon to the Grand Arch Council.

Clause 10. Committee on Alumni Associations shall inquire into the condition of the department of the alumni associations and review the work of the Director of Alumni Associations for the two preceding years, and report thereon to the Grand Arch Council.

Clause 11. Committee on Fraternity Education shall inquire into the condition of the department of Fraternity Education and review the work of the Director of Fraternity Education for the two preceding years, and report thereon to the Grand Arch Council.

Clause 12. A majority of the members of a Committee shall constitute a quorum, in the absence of which no business shall be transacted.

SECTION 7. REPORTS

Clause 1. The reports of officers of the Fraternity and of the Districts shall not exceed fifteen (15) minutes in length.

Clause 2. The reports of the editors of the Fraternity shall not exceed ten (10) minutes in length.

SECTION 8. VOTING.

Clause 1. Each delegation shall be entitled to one vote.

Clause 2. All voting shall be by sign, except when required by the Constitution or Bylaws to be by organization; provided that the vote shall be taken by organization when requested by delegates representing five duly accredited organizations.

Clause 3. In matters requiring a vote by organizations, the majority of each delegation shall control the vote of the organization they represent, and the vote of any organization shall not be affected by the number of delegates by which it is represented.

Clause 4. Election of all officers shall be cast by organization in the manner set forth in the Bylaws, Article XV, Section 1, Clause 3.

SECTION 9. EXPENSES.

Clause 1. The Executive Council shall defray the expenses of the Grand Arch Council.

Clause 2. The Executive Council may make such allowance on account of delegates' expenses as they may deem proper and the funds of the Fraternity shall warrant.

SECTION 10 . OFFICIAL ACTS.

Official Acts of the Grand Arch Council shall be signed by the SWGP and the SWAG and sealed with its seal.

ARTICLE IV
The Executive Council

SECTION 1. MEMBERSHIP.

Clause 1. The President, Vice President, Treasurer, Secretary, and the Archons, or in the absence of the Archons, their Deputies, shall comprise the Executive Council of the Fraternity.

Clause 2. Should any member of the Executive Council miss a Council Meeting or other official function, the Executive Council may inquire into the reason for the absence and, by 2/3 vote of the Executive Council, declare the position vacant.

SECTION 2. OFFICERS.

Clause 1. The officers of the Fraternity shall be the officers of the Executive Council.

Clause 2. Any vacancy occurring among the offices of the Fraternity during the interval between the sessions of the Grand Arch Council may be filled by a qualified member of the Fraternity chosen by the remaining members of the Executive Council.

Clause 3. The SWGP or, in his absence, one of the officers of the Fraternity, shall administer the oath of office to the newly elected officers of the Fraternity.

SECTION 3. THE EXECUTIVE BOARD.

Clause 1.

a. The officers of the Fraternity, namely the President, Vice President, Treasurer, and Secretary shall constitute the Executive Board of the Fraternity, and shall have authority to transact all routine matters of the Executive Council when it is not in session, and shall perform such other duties as the Executive Council shall from time to time require.

b. The Executive Board shall keep accurate minutes of its proceedings, and submit them for approval at the next meeting of the Executive Council.

Clause 2. The President of the Fraternity shall be the Chairman of the Executive Board.

Clause 3. Bills, accounts payable and claims after having been approved by the Executive Board shall then be paid by the Executive Director. The Executive Board shall cause to be made at least once a year an audit by a Certified Public Accountant of all bills, accounts payable, and claims rendered to or made against the Fraternity.

Clause 4.

a. Salaries, allowances, compensations, and pensions of Fraternity officers and employees shall be determined from time to time by the Executive Board through majority vote.

b. The Executive Board shall determine from time to time the amount of the bonds given by the Treasurer and by the Executive Director, by other officers and employees handling the funds of the Fraternity, and by the treasurers of the chapters of the Fraternity; and such bonds shall be executed by a surety company, approved by the Executive Board, and paid for by the Fraternity.

c. Subject to prior approval of the Executive Board, the Executive Director shall rent, furnish, and equip appropriate and adequate office space for the Fraternity, engage necessary clerical assistance, and fix the compensation thereof.

SECTION 4. DUTIES OF OFFICERS.

Clause 1. The President shall be the Executive head of the Fraternity and of the Executive Council and Executive Board and shall perform all duties incident thereto.

Clause 2.

a. The Vice President shall perform the duties of the President in his absence.

b. The Vice President shall assume the responsibility for supervising and coordinating alumni affairs and extension policies of the Fraternity.

c. The Vice President shall assume responsibility for maintenance of liaison between the Executive Council and the Board of Trustees of the Endowment Fund, the Board of Trustees of the Permanent, Scholastic, Educational, Charitable and Fraternal Fund, and with the management of such other fund or funds now existing or hereafter established and created by or for the benefit of the Fraternity or its members.

Clause 3.

a. The Treasurer shall perform the duties of the President in the absence of the President and Vice President.

b. The bank account or accounts of the Treasurer shall be kept in the name of the Phi Kappa Psi Fraternity in a bank or banks approved by the Executive Board, and no moneys shall be withdrawn therefrom, except upon checks signed and countersigned as directed by the Executive Board.

c. The Treasurer shall disburse no moneys except with the approval of the Executive Board.

d. The books of record and account of the Treasurer shall be audited annually by an approved Certified Public Accountant, whose complete report shall be submitted in triplicate to the Executive Council and to the Finance Committee of the Grand Arch Council for study and approval.

e. The Treasurer shall assume responsibility for all financial planning and development of the Fraternity.

f. The Treasurer shall invest all funds available for that purpose in bonds and/or certificates of indebtedness which are direct obligations of the United States of America and not otherwise; but the Executive Board shall have the power to direct the Treasurer, from time to time, as it may see fit, to invest such funds in securities which at the time such direction is given are legal for the investment of trust funds and/or savings bank deposits under the laws of the Commonwealth of Massachusetts and/or the State of New York, provided that the Executive Council shall have the power to draw upon the general funds of the Fraternity to aid chapters in dire need of financial assistance by means of loans or grants when, in its judgment, such action is expedient or necessary for the welfare of the Fraternity.

Clause 4.

a. The Secretary shall perform the duties of the President in the absence of the President, Vice President, and Treasurer.

b. The Secretary shall assume the responsibility for supervising and coordinating policies pertaining to scholarship and Fraternity Education.

c. The Secretary shall assume responsibility for maintenance of liaison between the Executive Council and the chapter advisors and chapter alumni corporations.

Clause 5.

a. The Attorney General, as an appointed officer, provides legal advice to the Fraternity and, as directed by the Executive Board, shall have charge of the legal affairs of the Fraternity.

b. All matters involving the meaning, interpretation or construction of any portion of the Constitution, Bylaws or Rules of the Fraternity, or of the bylaws of the several organizations and Councils, shall be referred to the Attorney General, who shall, within thirty (30) days thereafter, file duplicate opinions thereon, in writing, one with the member, organization or Council submitting the matter, and the other with the Executive Director of the Fraternity. The opinion of the Attorney General upon all matters referred to him shall be advisory to the Executive Council or the Grand Arch Council.

c. Not less than sixty (60) days prior to the date of the convening of a Grand Arch Council, all members, organizations or Councils intending to propose amendments to the Constitution, Bylaws, Rules or Ritual of the Fraternity shall file two true copies thereof with the Attorney General, who shall report every such amendment, together with his opinion thereon, in writing, to such Grand Arch Council.

SECTION 5. POWERS.

Clause 1. The Executive Council shall have the power to issue and suspend charters and also to revoke the same after due notice and hearing according to the procedure prescribed by the Constitution, Bylaws, and Rules of the Fraternity; provided, however, that any such suspension or revocation may be set aside by the affirmative vote of not less than two-thirds of the organizations represented at the Grand Arch Council, and provided further that the Grand Arch Council next ensuing such suspension or revocation shall convene not later than three months after the effective date of such actions by the Executive Council. If a longer time shall intervene, the affected alumni association, chapter or member shall have the alternative right to appeal to the Judicial Panel, as described in Article II, Section 3 of the Bylaws, the decision of which shall be final and not subject to review or appeal.

Clause 2. The Executive Council shall have the power to suspend, expel or otherwise discipline any member of the Fraternity after due notice and hearing, and to reinstate the same, according to the procedure described by the Constitution, Bylaws and Rules of the Fraternity.

Clause 3. The Executive Council shall have the power to issue edicts and dispensations subject to the limitations prescribed by the Constitution, Bylaws and Rules of the Fraternity.

Clause 4. The Executive Council shall have the power to perform all such acts as may appear to it to be expedient or necessary for the welfare of the Fraternity, subject to the limitations prescribed in

the Constitution, Bylaws and Rules of the Fraternity. In any emergency, where the Executive Council deems a chapter as a whole to be in jeopardy of being lost on account of the personal conduct of one or more of its members, the Executive Council may, by unanimous vote, assume original jurisdiction in the case and proceed as prescribed in Rules, Article I, Section 5.

Clause 5. The constitutionality of all acts, orders, enactments and decisions of the Executive Council shall be reviewable by the Grand Arch Council, except that where the Executive Council shall act in complaint between chapters, alumni associations or members, or between any two of these, and the decision of the Executive Council is rendered on a date more than three months prior to the convening of a Grand Arch Council, either party shall have the right of appeal to the Judicial Panel, as described in Article II, Section 3 of the Bylaws, the decision of which shall be final and not subject to review.

Clause 6. The Executive Council shall transmit all matters to be determined by vote of the several chapters and alumni associations to the appropriate officers of such organizations by certified mail, and at the expiration of thirty (30) days thereafter shall record such vote, counting in the affirmative, excepting in votes on Amendments to the Constitution, Bylaws, Rules and Ritual, all organizations which have neglected to file their votes with the Executive Director of the Fraternity within the foregoing period; and the Executive Council shall have no power to extend the period so limited, provided that in case said thirty-day period shall expire in a vacation period, the term of such vacation period shall not be counted in computing said thirty-day period.

Clause 7. The Executive Council may adopt and modify or repeal, for its own government, rules not inconsistent with the Constitution, Bylaws and Rules of the Fraternity.

Clause 8. The official acts of the Executive Council shall be signed by its President and Secretary and sealed with its seal.

Clause 9. The Executive Council, in the absence of legislation by the Grand Arch Council, shall have the power to appropriate any moneys of the Fraternity for any purpose which the due conduct of the affairs of the Fraternity may in its judgment require, and may transfer to the General Fund all unexpended moneys now held in Special Funds, and may establish funds for special purposes.

Clause 10. The Executive Council shall have the power to appoint a Committee of not more than four alumni to supervise the affairs of any chapter, whenever, in the opinion of the Executive Council, such a measure is necessary to correct conditions prevailing at the time. Such Committee shall hold office at the pleasure of the Executive Council and shall have such power and authority to control the action of the chapter as the Executive Council may delegate.

Clause 11. The President, in time of great emergency declared existing by the majority of the Executive Board, shall have the power to issue edicts, orders and dispensations treating with the proper and expedient conduct of affairs of the general Fraternity; the propriety of all acts, orders, edicts and dispensations made by the President under this emergency power shall be reviewable by the Executive Council and Grand Arch Council; a misuse of said power shall constitute an offense against the Fraternity.

Clause 12. That for the duration of any war that depletes or threatens to deplete the undergraduate membership of the Fraternity, and for one year after the cessation of hostilities by the United States of America, the President of the Fraternity, by and with the written individual consent of a majority of the members of the Executive Board, shall be invested with extraordinary emergency powers, as follows:

1. The issuance of edicts, orders and dispensations treating with the proper and expedient conduct of affairs of the general Fraternity;

2. The power to sequester the charter of any chapter or chapters, the continued successful existence of which is jeopardized by reason of depleted personnel, financial insolvency, or otherwise, and to hold the same in suspense until the emergency shall have passed, and to then return the same to such members as may be qualified to receive and act under the same, whereupon the said chapter charter shall continue in full force and effect as though never sequestered;

a. The power to appoint alumni members to conduct the affairs of chapters thus affected, endowing said alumni with the rights and privileges of undergraduate members;

3. The power to fill any vacancy in the office of Archon that may occur, by the appointment of either an undergraduate or an alumnus member of the Fraternity, except where such vacancy has been filled by the Executive Board;

4. The power to prorogue any Grand Arch Council or District Council, or to postpone the same, and to fix the time and place of meeting of the same, and to appoint undergraduate or alumni members to any office or vacancy that should have been filled at any such Council;

5. The power to borrow from the Permanent Fund, if necessary, to discharge current expenses of the Fraternity.

The propriety of all acts, orders, edicts and dispensations made by the President and the Executive Board under the foregoing emergency power shall be reviewable by the Executive Council and Grand Arch Council; a misuse of said power shall constitute an offense against the Fraternity.

Clause 13. The Executive Council shall have the power, by unanimous vote thereon, to create a colony at any college situated in the United States of America, or Dominion of Canada. The creation of such a colony does not in any way obligate the Fraternity to grant a charter to such organization or its members then or at any other time. The colony shall be designated in the same manner as the chapters, and shall be governed by such colony bylaws as the Executive Council shall deem expedient and may employ such badge, grip, and ceremonies as the Executive Council shall from time to time determine. A colony shall exist in that status for no more than two years, by which time it shall either be granted a charter or disbanded. The Executive Council may grant an extension of one year if circumstances warrant such exception.

Clause 14. A special meeting of the Grand Arch Council may be called by a two-thirds (2/3) vote of the Executive Council, on the date fixed and at the place designated by it, for the purpose of acting upon a great emergency or matter of extreme urgency, action on which may or might be prohibited, limited, or restricted by the organic law of the Fraternity; or in the alternative, the Executive Council, by a two-thirds (2/3) vote thereof, may submit a referendum upon a proposed action or upon a proposed amendment to the Constitution, Bylaws and Rules of the Fraternity, by postal ballot to all organizations which are entitled to vote at a Grand Arch Council.

All votes to be counted shall be positive votes and must be filed with the Executive Director within thirty (30) days from date of mailing by the Executive Director.

A majority of those entitled to vote shall determine procedure as a mandate, within organic law, until countermanded by another similar vote or until the convening of the next Grand Arch Council. The vote required to amend organic law shall be the same as that indicated under the Constitution and Bylaws, and any amendment so adopted shall stand until the convening of the next ensuing Grand Arch Council, which shall confirm or reject it.

Clause 15. In time of emergency declared existing by a three-fourths (3/4) vote thereof, the Executive Council shall have the authority to grant a waiver or dispensation against the application of any basic law of the Fraternity to any organization of the Fraternity.

Any such dispensation granted shall in no way constitute a precedent for any future action, shall expire at the convening of the Grand Arch Council next ensuing, and shall be subject to review by that Grand Arch Council.

Improper use of this clause shall constitute an offense against the Fraternity.

Clause 16. All Executive Council members are prohibited from offering employment, and/or monetary compensation to any Archon during their tenure.

Violation of this bylaw will result in immediate removal from the Executive Council.

SECTION 6. MEETINGS.

Clause 1. The Executive Council shall hold at least one stated meeting each calendar year.

Clause 2. The Executive Council shall notify the organizations of the Fraternity of the times and places of its meetings at least thirty (30) days prior thereto. The Executive Council shall provide the proposed agenda to all organizations of the Fraternity at least ten (10) calendar days prior thereto.

Clause 3. A majority of the members of the Executive Council shall constitute a quorum.

Clause 4. The Attorney General shall attend all meetings of the Executive Council. Other appointed officers shall attend meetings of the Executive Council upon the invitation of the President.

Clause 5. Minutes of the meetings of the Executive Council shall promptly be published, announced and readily available to any member of the Fraternity.

ARTICLE V
Executive Director

SECTION 1. PURPOSE.

Clause 1. The Executive Director shall administer policies established by the Grand Arch Council, the Executive Council, and the Executive Board.

SECTION 2. DUTIES.

Clause 1. The bank account or accounts of the Executive Director shall be kept in the name of Phi Kappa Psi Fraternity in a bank or banks approved by the Executive Board, and no moneys shall be drawn therefrom, except upon checks signed and countersigned as directed by the Executive Board.

Clause 2. The books of record and account of the Executive Director shall be audited annually by a Certified Public Accountant, approved by the Executive Council or the Grand Arch Council if in session, whose complete report shall be submitted in triplicate to the Executive Council and to the Finance Committee of the Grand Arch Council for study and approval.

Clause 3. The Executive Director shall provide himself with and keep the following:

a. A journal of the Executive Council wherein he shall record the proceedings of the Executive Council and the Executive Board.

b. A book of edicts and dispensations wherein he shall record the edicts and dispensations issued by the Executive Council and the Grand Arch Council.

c. A general roll of the Fraternity wherein he shall transcribe each chapter's reports of all due pledging, initiations, and transfers.

Clause 4. The Executive Director shall publish an annual report setting forth the general conditions of the Fraternity and showing the number of alumni, undergraduates, initiates, transfers, dismissions, suspensions, expulsions, chapter houses and other matters of general interest.

Clause 5. The Executive Director shall audit all bills rendered the Fraternity, submit those approved by him to the Executive Board and when so approved by the Executive Board, they shall be paid.

Clause 6. All fines and penalties authorized by the Constitution or under its provisions, shall be levied by the Executive Director. All such fines, or penalties, so levied, may be remitted by the Executive Board.

Clause 7. The Executive Council shall have authority to redistribute between the Executive Director and Treasurer the administrative duties connected with the collection and disposition of dues, fees, taxes, assessments and penalties, in such manner as in their judgment will best promote efficient administration.

Clause 8. The Executive Director shall send a statement of each fee, tax or assessment levied by the Executive Council or payable under the provisions of the Constitution and Bylaws of the Fraternity, to the P of each chapter.

Clause 9. If any chapter shall be delinquent in payment for thirty (30) days after the receipt of such statement, the Executive Director shall add the ten percent (10%) penalty hereinafter provided.

Clause 10. If any chapter shall be delinquent in payment for sixty (60) days after the receipt of such statement, the Executive Director shall promptly investigate the cause of the delinquency and report to the Executive Board.

Clause 11. The Executive Director shall fulfill any other duties assigned by the Grand Arch Council, the Executive Council, and the Executive Board necessary to promote the welfare of the Fraternity.

Clause 12. Any document, paper, or notice required to be filed with the Secretary of the Fraternity or any document, paper, or notice required to be sent by the Secretary of the Fraternity shall be deemed filed with or sent or served by the Secretary if it is filed with or sent or served by the Executive Director.

Clause 13. The Executive Director shall be the custodian of the seal, records and archives of the Fraternity and shall attend to its correspondence and record an accurate digest of the proceedings of all meetings of the Executive Council and Executive Board.

Clause 14. The Executive Director shall be responsible for communicating all decisions, edicts, Constitution, Bylaw and Rule changes to all chapters and alumni associations within 30 days of the adjournment of the Executive Council, Executive Board, or GAC, where such action was taken.

SECTION 3. QUALIFICATION.

Clause 1. The Executive Director must be an alumnus member in good standing of the Fraternity.

Clause 2. The Executive Director shall be appointed by the Executive Council.

ARTICLE VI
Chapters

SECTION 1. NAME.

A chapter shall be known by the name of the state, territory, province, or district where it is situated, followed by the letter of the Greek alphabet which denotes its numerical standing among the chapters previously established in such state, territory, province, or district.

SECTION 2. LOCATION.

Clause 1. Chapters may be located at any college situated in the United States of America, or Dominion of Canada.

Clause 2. The term “college” as used in these Bylaws, shall include every college, university, technical institute, professional school or other institution of learning where degrees are conferred.

SECTION 3. MEMBERSHIP.

Clause 1. The membership of a chapter shall consist of the undergraduates and alumni who shall have been duly initiated by, or transferred to same.

Clause 2. Only undergraduate members of a chapter shall be entitled to vote or hold office therein who have met their financial obligations to the chapter as defined by the chapter.

SECTION 4. CANDIDATES.

Clause 1. It shall be the duty of a chapter to initiate a candidate who has been elected into membership within a reasonable time thereafter, according to the regulations of the college at which such chapter is located.

Clause 2. Any candidate to be initiated shall be reported to the Executive Director together with the proper fees paid as required by Article XIV of the Bylaws. Thereafter, induction of candidates shall be verified to the Executive Director by the AG. Any candidate not reported to the Executive Director with the proper fees paid shall not be eligible for any office or to be a delegate.

SECTION 5. TRANSFER.

Clause 1. A member of this Fraternity in actual attendance as a student in any department of a college where a chapter other than the one by which he was initiated, or to which he was last transferred, is located, may be transferred to membership in such chapter.

Clause 2. Any member so entitled, upon receiving the unanimous invitation of a chapter to become a member by transfer, shall, upon filing with the BG of such chapter, a certificate of enrollment from the Executive Director of the Fraternity and a certificate of transfer from the chapter of which he was last a member, become a member of the chapter so inviting him.

Clause 3. Every chapter receiving an application for a certificate of transfer shall issue the same within two weeks from the receipt of such application, if such applicant is then in good fraternal standing.

Clause 4. Every chapter acquiring a member by transfer shall immediately make a return of the same to the Executive Director of the Fraternity, and to the chapter from which such member was transferred.

Clause 5. Upon the application of a member of a chapter whose charter has been surrendered or revoked to ally himself with some active chapter as an alumnus member, the Executive Council shall issue a special dispensation for the transfer of such applicant to alumnus membership in such chapter, provided such application be accompanied by the written consent of the undergraduate members of such chapter.

Clause 6. After the reissuance of a charter of any chapter, the Executive Council may, by executive order or orders, re-transfer to such chapter, as alumni members thereof, any or all initiates of the original chapter, whether living or deceased, theretofore transferred as alumni, or active members, to any other chapter, which is either active or in-active; provided, however, no living alumnus shall be so transferred over his written objection, and no deceased alumnus shall be so transferred over the written objection of his living next of kin.

SECTION 6. OFFICERS

Clause 1. The officers of a chapter shall be as follows:

GP	BG	Hi
VGP	P	Hod
AG	SG	Phu

Clause 2. Each officer shall be chosen semi-annually, through majority vote, and not otherwise, at such times as may be prescribed in the chapter Bylaws, except the P, the AG, and SG, who shall be elected annually, and except the GP, who shall be elected either annually or semi-annually. The P shall be elected at a meeting held subsequent to the first of January of each year to be determined by the Bylaws of each chapter, and the AG and the SG shall be elected at the meeting before the last regular meeting of the chapter of each collegiate year, or at such other time or times for election of officers as the Executive Board of the Fraternity shall approve. Provided, however, each elected officer of the chapter, except in exceptional circumstances, meet personally the Fraternity's standard for grades required of chapters, effective September 1989.

Clause 3. The full name, college and home address of each AG shall be certified by the chapter, immediately upon his election, to the Executive Director of the Fraternity and the Editor of The Shield.

SECTION 7. DUTIES OF OFFICERS.

Clause 1. The GP shall be the presiding officer of the chapter, and shall have all the powers and duties usually pertaining to such office.

Clause 2.

a. The VGP shall be the presiding officer in the absence of the GP.

b. The VGP shall administer all chapter oaths except at trials conducted by the chapter.

Clause 3. The P shall be the Treasurer of the chapter. He shall file reports as the Executive Council may from time to time require. Failure to follow out this provision by the end of the next succeeding month shall automatically subject the chapter to a penalty of \$5.00 with an additional

penalty of \$5.00 for each ten (10) days' delay, and the failure to file the projected annual budget within one month after its due date subject the chapter to a \$25.00 penalty.

Clause 4.

a. The AG shall be the presiding officer in the absence of the GP and VGP.

b. The AG shall be the corresponding secretary of the chapter and shall attend to all its correspondence..

c. Whenever an undergraduate shall be dismissed, suspended or expelled, the AG shall, within three days thereafter, mail notice thereof to the other organizations and to the officers and editors of the Fraternity.

d. The AG shall be The Shield correspondent of the chapter, and as its representative shall furnish a communication concerning the chapter and the institution for publication, as directed from time to time by the Executive Council.

Clause 5.

a. The BG shall be the presiding officer in the absence of the GP, VGP and AG.

b. The BG shall be the recording secretary of the chapter, and shall keep a book of minutes wherein he shall record an accurate digest of the proceedings of all chapter meetings.

c. The BG shall be the custodian of the seal, records and archives of the chapter, which shall be kept in a place designated by the chapter.

Clause 6.

a. The SG shall assist the AG.

b. The SG shall be the chapter historian and shall keep a chapter history and scrapbook, wherein he shall make record of such personal and chapter events as shall seem to him, or to the chapter, to be of sufficient interest.

Clause 7.

a. The Hod shall be the messenger of the presiding officer.

b. The Hod shall be the custodian and superintendent of the chapter hall and regalia.

c. The Hod shall collect all ballots and deliver the same to the tellers.

Clause 8. The Phu shall keep the door of the chapter hall and guard the meetings of the chapter from intrusion.

Clause 9. The Hi shall be the chaplain of the chapter.

SECTION 8. POWERS.

Clause 1. A chapter shall have jurisdiction over the conduct of its undergraduate members, including the right of suspension or expulsion from the Fraternity, subject, however, to review, upon the petition of an aggrieved member, as hereinafter provided; and of its alumni members as to unpaid

financial obligations to the chapter, incurred while an undergraduate, including the right to suspension for one year only.

Clause 2. A chapter may adopt and modify or repeal bylaws not inconsistent with the Constitution and Bylaws of the Fraternity, but the same shall not be valid until approved by the Executive Council.

Clause 3. The official acts of a chapter shall be signed by its GP and BG, and sealed with its seal.

Clause 4. A chapter shall set a minimum GPA requirement for all duly initiated chapter members to remain in good standing within the Phi Kappa Psi Fraternity. It shall be up to the chapter to enforce such requirements as it sees fit and within the dictates of Phi Kappa Psi Fraternity's Constitution, Bylaws and Rules. To assist chapters in establishing a minimum GPA requirement and enforcement procedures, documentation will be provided from Phi Kappa Psi Headquarters to the chapter with suggested guidelines and procedures for enforcement.

SECTION 9. MEETINGS.

Clause 1. A chapter shall hold at least two regular meetings in each month during the collegiate year of the college at which it is located.

Clause 2. A special meeting shall be held by a chapter upon the call of the GP or upon a written request signed by three members; provided that notice of the same shall have been communicated or mailed to every undergraduate member of the chapter at least twenty-four hours before the time appointed for such meeting.

Clause 3. All chapter meetings, whether regular or special, shall be opened and closed in accordance with the form prescribed in the Ritual.

Clause 4. A majority of the undergraduate members of a chapter who have met their financial obligations to the chapter, as defined by the chapter, shall constitute a quorum, in the absence of which no business shall be transacted.

SECTION 10. COMMITTEES.

Clause 1. A chapter shall have at least five Standing Committees, as follows:

- a. Governing
- b. Membership
- c. Grievance
- d. Scholarship
- e. Alumni and Public Relations
- f. Fraternity Education Committee

Clause 2. The Governing Committee shall consist of the GP, VGP and at least three other undergraduate members of the chapter, and the GP shall not serve as Chairman; It shall be the duty of this committee to exercise general supervision over the conduct of chapter affairs and the individual conduct of the undergraduate members of the chapter, and to examine the chapter books of the various chapter officers and committees at least twice a year.

Clause 3. The Membership Committee shall consist of at least three undergraduate members of the chapter appointed by the GP, and it shall be the duty of this committee to examine, without delay, all applications, petitions and certificates referred to it, to ascertain as accurately as possible the qualifications and acceptability of candidates for admission whose names are referred to it, and to report upon the same at the next regular meeting.

Clause 4. The Grievance Committee shall consist of at least three undergraduate members of the chapter appointed by the GP, and it shall be the duty of this committee to examine, without delay, all complaints and charges referred to it, and to report thereon to the chapter at the next regular meeting.

Clause 5. The Scholarship Committee shall consist of at least three undergraduate members appointed by the GP, and it shall be the duty of this committee to regularly inquire into the scholastic standing of each member and pledge and to make recommendations to improve the academic and cultural position of the chapter.

Clause 6. The Alumni and Public Relations Committee shall consist of the GP and at least three undergraduate members of the chapter, and shall be the duty of this committee to supervise and coordinate friendly relations between the chapter and Alumni with at least one written communication per year, and to develop a sound relationship with the university while providing services for the community at large.

Clause 7. The Fraternity Education Committee shall consist of at least three undergraduate members appointed by the GP, and it shall be the duty of this committee to oversee, according to the National Fraternity's guidelines, member and new member education for the chapter.

Clause 8. The majority of the members of a committee shall constitute a quorum, in the absence of which no business shall be transacted.

SECTION 11. ADVISORS.

Clause 1. Each chapter shall have a chapter Advisor, and may have a Faculty Advisor, who shall be elected by the chapter, subject to the approval of the Executive Council. These Advisors shall act as direct representatives to the Executive Council, and shall maintain close contact with the Headquarters of the Fraternity.

Clause 2. The chapter advisor shall give detailed counsel and advice with respect to general chapter management and operation. The areas of such counsel and advice may include, but not be limited to:

1. Planning and implementing the rushing program;
2. Preparation of the chapter budget and all financial operations;
3. Conduct of meetings, initiations, and other ritualistic ceremonies;
4. Program for Fraternity Education;
5. Proper management of chapter house;
6. Participation in worthwhile campus activities and extra-curricular competition;
7. Maintenance of good community relations and participation in community service projects;
8. Supervision of alumni relations and publications, and close liaison with the chapter corporation;
9. Compliance by the chapter with its constitutional responsibilities, including strict enforcement of Fraternity Laws regulating pre-initiation practices and hazing in any form;
10. Filing of chapter reports required by the Fraternity's Headquarters;

11. Counseling of members on personal problems;
12. Proper supervision of faculty, interfraternity, student and general social, collegiate, and fraternal relationships;
13. Attention to fire and accident prevention;
14. Furtherance of the best interests of the Fraternity and the chapter by, among other things, attendance (if a member of Phi Kappa Psi) at alumni and undergraduate functions, meetings, initiations, and district and national meetings and conferences.

Clause 3. The Faculty Advisor shall be a member of the faculty or staff of the college or university at which the chapter is located. The Faculty Advisor will coordinate his duties with the chapter advisor and his responsibilities shall include the following:

1. To stimulate achievement in scholarship;
2. To act as the liaison with the administration and faculty of the college or university;
3. To encourage proper observance of the institution's rules, and regulations, and local practices and traditions;
4. To attend (if a member of Phi Kappa Psi) alumni and undergraduate functions, meetings, initiations, and district and national meetings and conferences.

Clause 4. Chapters are encouraged to select qualified individuals as advisory committee members. This selection is subject to the approval of the Executive Council.

Clause 5. The advisors will be, when practicable, alumni members of the Phi Kappa Psi Fraternity. The chapter advisor shall be preferably an alumnus of that chapter.

Clause 6. In the event that the chapter fails to hold elections and/or notify the Fraternity of the results of said elections, the Executive Council shall have the authority to appoint, at its discretion, qualified individuals to fill the offices of the advisors.

Clause 7. The chapter advisor shall be promptly furnished by the Executive Director a copy of all written communications concerning the advisor's chapter prepared by Fraternity staff and transmitted to the Executive Council.

SECTION 12. PROFESSIONAL ACCOUNTING SERVICE.

Each chapter shall avail itself of the service of a local professional accountant to assist the alumni house corporation and the chapter P in the preparation of the budget for the chapter for each college year, and to supervise all chapter funds, the keeping of the chapter books of account and the preparation of trial balance required by Article VI, Section 7, Clause 3 of the Bylaws; provided further that the Executive Council shall have the power to excuse any chapter from compliance with the provisions of this Section of the Bylaws, if in its judgment such action shall be warranted.

SECTION 13. ALUMNI CORPORATION.

Clause 1. Each chapter shall have an alumni corporation or other legal entity (hereinafter referred to as "Corporation") with the purpose and the power to receive and hold gifts, bequests and funds arising from any source, to own, buy, sell, lease and maintain suitable real estate and buildings and to do any and all things necessary or incident to the operation of an efficient alumni corporation.

Clause 2. The corporation shall hold title to all real and personal property of the chapter; in such instances in which chapters occupy leased premises, such leases shall be taken in the name of the corporation.

Clause 3. Eligibility for membership in said corporation shall include, but is not limited to, alumni of the Fraternity and undergraduate members of the chapter.

Clause 4. The corporation shall have a board of directors or other governing body to manage its affairs, which board or other governing body shall meet at least once annually.

Clause 5. The books and records of the corporation shall be subject to an annual audit by independent auditors; and a full report of the affairs of such corporation, including a copy of the complete audited financial statements, shall be submitted annually to the Executive Director of the Fraternity and to the treasurer of the chapter.

Clause 6. All existing corporations and those hereafter to be established (prior to their actual formation) shall submit a copy of their articles of incorporation and bylaws, or other basic organizational documents to the Executive Council of the Fraternity for filing and for its advice, recommendation, and approval.

The Articles of Incorporation and all chapter House Corporations shall include the following dissolution clause, or if the laws of the state in which the corporation is organized shall make other requirements, the Articles of Incorporation shall contain other or similar clauses, which shall first be submitted to the Executive Council of the Fraternity for filing and for its advice, recommendation, and approval, to-wit:

Said basic organizational documents shall provide that upon such dissolution or winding up of its affairs that its assets remaining after payment of, or provision for payment of, all debts and liabilities shall be distributed to a trust established by the Fraternity for the receipt of such assets and such assets shall be so transferred to such trusts; provided, however, that in the event the chapter is reestablished within twenty-one years the corpus of such trust shall be returned to the corporation required to be organized under Clause 1 of this section.

If this corporation holds any assets on trust, or this corporation is formed for charitable purposes, such assets shall be disposed of in such manner as may be directed by the decree of the state court of the county in which the corporation has its principle office, upon petition therefor by the Attorney General or by a person concerned in the liquidation, in a proceeding to which the Attorney General is a party.

SECTION 14 . DISSOLUTION.

In case of the dissolution of a chapter, the GP or other presiding officer, shall transmit the Charter, Ritual, Constitution, Bylaws, Rules and all records and property of such chapter to the Executive Director of the Fraternity.

ARTICLE VII
Alumni Associations

SECTION 1. NAME.

An alumni association shall be known by the name of the town, city or locality wherein it is situated, such name to be subject to the approval of the Executive Council.

SECTION 2. LOCATION.

An alumni association may be established by the Executive Council in any town, city or locality upon the written application of at least fifteen resident alumni; but it must maintain a membership of at least fifteen (15) members to vote or to be entitled to representation at a District Council or Grand Arch Council.

SECTION 3. MEMBERSHIP.

Eligibility to membership in an alumni association shall be confined to alumni.

SECTION 4. OFFICERS.

Clause 1. The officers of an alumni association shall be a President, a Vice President, a Treasurer, a Secretary and such other officers as it may determine.

Clause 2. The officers of an alumni association shall be chosen annually at the annual meeting.

SECTION 5. DUTIES OF OFFICERS.

Clause 1. The President shall be the presiding officer of the alumni association and shall have all the powers and duties usually pertaining to such office.

Clause 2. The Vice President shall discharge the powers and duties of the President in the latter's absence.

Clause 3. The Treasurer shall be the custodian of the funds of the alumni association.

Clause 4. The Secretary shall attend to the correspondence of the alumni association and shall report to the Executive Director of the Fraternity upon such matters as may be required of him; he shall keep a book of minutes wherein he shall record an accurate digest of all alumni association proceedings, and he shall be the custodian of the records and archives of the alumni association.

Clause 5. The duties of all other officers, if any, shall be prescribed by the alumni association.

SECTION 6. POWERS.

Clause 1. An alumni association shall have jurisdiction over the conduct of its members, except that its right to suspend or expel shall be limited to suspension or expulsion from membership in the alumni association.

Clause 2. An alumni association may adopt and modify or repeal bylaws not inconsistent with the Constitution, Bylaws and Rules of the Fraternity, but the same shall not be valid until approved by the Executive Council.

Clause 3. The official acts of the alumni association shall be signed by its President and Secretary.

SECTION 7. MEETINGS.

Clause 1. An alumni association shall hold at least one stated meeting a year.

Clause 2. A special meeting shall be held at the call of the President or upon a written request, signed by five members, notice of which shall have been communicated or mailed to all members of the alumni association at least three days before the time appointed for such meeting.

Clause 3. The members present at a regular or special meeting of an alumni association shall constitute a quorum.

SECTION 8. COMMITTEES.

An alumni association shall have at least one standing committee, known as the Governing Committee, consisting of the President, the Treasurer, and the Secretary, and at least two other members appointed by the President, one of whom may be named as chairman; and it shall be the duty of this committee to exercise general supervision over the conduct of alumni association affairs, and over the individual conduct of the members of the alumni association.

SECTION 9. FISCAL YEAR.

Each alumni association shall determine its own fiscal year. Upon or near February 19, each alumni association shall hold the annual meeting of the alumni association for the election of officers and the transaction of other business.

SECTION 10. DISSOLUTION.

In case of the dissolution of an alumni association, the presiding officer shall transmit the records and other property of such alumni association to the Executive Director of the Fraternity.

ARTICLE VIII
Clubs

SECTION 1. NAME.

A club shall be known by the name of the college, town, city or locality wherein it is situated.

SECTION 2. LOCATION.

A club may be established by the Executive Council at town, city or locality where there is no Alumni Association already in existence, upon the written application of five resident alumni. A club shall not be established at any college where a chapter of the Fraternity does not exist.

SECTION 3. MEMBERSHIP.

Eligibility to membership in a club shall be confined to alumni.

SECTION 4. OFFICERS.

Clause 1. The officers of a club shall be a President, a Treasurer, and a Secretary.

Clause 2. The officers of a club shall be chosen annually at the annual meeting.

SECTION 5. DUTIES OF OFFICERS.

Clause 1. The President shall be the presiding officer of the club and shall have all the powers and duties usually pertaining to such office.

Clause 2. The Treasurer shall be the custodian of the funds of the club.

Clause 3. The Secretary shall attend to the correspondence of the club, and shall report to the Executive Director of the Fraternity upon such matters as may be required of him. He shall keep a book of minutes wherein he shall record an accurate digest of the proceedings of all club meetings, and he shall be the custodian of the records and archives of the club.

SECTION 6. POWERS.

Clause 1. A club shall have jurisdiction over the conduct of its members, except that its right to suspend or expel shall be limited to suspension or expulsion from membership in the club.

Clause 2. A club may adopt and modify or repeal Bylaws not inconsistent with the Constitution, Bylaws and Rules of the Fraternity, but the same shall not be valid until approved by the Executive Council.

Clause 3. A club shall not be entitled to be represented or to vote at a District Council or a Grand Arch Council.

Clause 4. The official acts of the club shall be signed by its President and Secretary.

SECTION 7. MEETINGS.

Clause 1. A club shall hold at least one stated meeting each year.

Clause 2. A special meeting shall be held at the call of the President or upon written request, signed by three members, notice of which shall have been communicated or mailed to all the members of the club at least three days before the time appointed therein for the meeting.

Clause 3. The members present at a regular or special meeting of a club shall constitute a quorum.

SECTION 8. DISSOLUTION.

In case of the dissolution of a club, the President or other presiding officer shall transmit records and other property of such club to the Executive Director of the Fraternity.

ARTICLE IX
Districts

SECTION 1. DISTRIBUTION.

Clause 1. The several Chapters, Alumni Associations and Clubs of the Fraternity shall be divided into Districts, described by the numbers, First, Second, et cetera.

Clause 2. The basis of District division shall be geographical proximity and administrative efficiency. The Fraternity organizations which shall belong to each District are to be determined from time to time by the Executive Council. This determination shall occur during the last full biennium of each decade and shall be complete and placed in effect at the last Grand Arch Council of each decade.

SECTION 2. OFFICERS

There shall be two officers of the District, termed Archon and Deputy Archon.

SECTION 3. DUTIES OF OFFICERS.

Clause 1. The Archon shall represent the interests of his District and the Fraternity at large as a voting member of the Executive Council.

Clause 2. The Deputy Archon's primary responsibility is to serve as Archon in the event the Executive Council determines the current Archon is unable to carry out his duties. Additionally, the Deputy Archon will perform tasks as assigned by the Archon.

Clause 3. Each Archon shall provide a quarterly update of their work within and on behalf of the District. This update shall be provided to each active organization within the district within fourteen (14) calendar days of the end of the quarter.

SECTION 4. POWERS.

Clause 1. A District shall have jurisdiction over the conduct and management of its affairs, subject to the approval of the Executive Council.

Clause 2. A District may enact Bylaws not inconsistent with the Constitution, Bylaws and Rules of the Fraternity, but the same shall not be valid until approved by the Executive Council.

Clause 3. The official acts of a District shall be signed by its Archon.

ARTICLE X
District Councils

SECTION 1. MEETINGS.

Clause 1. Each District shall hold a District Council biennially, in the odd years between Grand Arch Councils, at a time and place designated by the Executive Council.

Clause 2. The presence at a meeting of the District Council of delegates representing a majority of the chapters of the District entitled to representation, shall constitute a quorum.

SECTION 2. DELEGATES.

Clause 1. A District Council shall be composed of delegates chosen by the several chapters and alumni associations entitled to representation comprising the District.

Clause 2. Each chapter shall be entitled to five delegates, three of whom shall be undergraduates, and two alumni, and wherever practicable at least one of the undergraduates shall be a probable undergraduate member of the chapter the following year.

Clause 3. Each alumni association shall be entitled to three delegates, if it has fulfilled the requirements of the Bylaws since the preceding District Council. The Executive Director of the Fraternity shall certify to the District Council every alumni association entitled to representation under this clause, and no alumni association credentials shall be accepted in the absence of such certification.

Clause 4. Each chapter and alumni association entitled to representation must be represented by at least one delegate at every session of a District Council, and the District Council shall enforce such attendance by suitable penalties.

Clause 5. A District Council shall be the sole judge of the election and qualification of the delegates thereto, subject to the Constitution and Bylaws.

Clause 6. No chapter or alumni association shall instruct its delegates to vote in any specified way upon any matter.

Clause 7. Ex-officers of the Grand Arch Council, District Council, and Executive Council, ex and active Archons, past and present Presidents of alumni associations, and GPs, and all former delegates to a Grand Arch Council or District Council, shall be honorary members thereof, and shall be entitled to speak on all pending questions, but shall have no vote. The District Council may also confer honorary membership in the District Council upon any member of the Fraternity.

SECTION 3. VOTING.

Clause 1. Each delegate shall be entitled to one vote.

Clause 2. All voting shall be by sign, except when required by the Constitution or Bylaws to be by organization; provided, that the vote shall be taken by organization when requested by delegates representing three duly accredited organizations.

Clause 3. In matters requiring a vote by organization, the majority of each delegation shall control the vote of the organization they represent, and the vote of any organization shall not be affected by the number of delegates by which such organization is represented.

Clause 4. Election of all officers shall be cast by organization in the manner set forth in the Bylaws, Article XV, Section 1, Clause 3.

SECTION 4. ORGANIZATION.

Clause 1. When a District Council shall be convened at the time and place designated, a majority of the chapters of the District entitled to representation being represented, the Archon shall call the District Council to order and appoint temporary officers and a Committee on Credentials.

Clause 2. In the absence of the Archon, the Deputy Archon shall preside over the sessions of the Council.

In the absence of both the Archon and the Deputy Archon, the GP of the most senior chapter, taken in order of establishment, who is also a duly qualified delegate to the Council shall preside.

In the absence of the Archon, Deputy Archon, and any GP of the District, the VGP of the most senior chapter, taken in order of establishment, who is also a duly qualified delegate to the Council shall preside.

In the absence of the Archon, Deputy Archon, and any GP or VGP of the District, the next most senior officer, as defined by Article VI, Section 6, Clause 1, of the chapters of the District, taken in order of establishment, who is also a duly qualified delegate to the Council shall preside.

In the absence of the Archon, Deputy Archon, and any chapter officer of the District, the most senior undergraduate delegate of the senior chapter of the District, taken in order of original establishment, shall preside.

Clause 3. Upon the acceptance and approval of the report of the Committee on Credentials, the delegates to the District Council shall elect its officers, who shall be installed by its presiding officer.

SECTION 5. OFFICERS.

Clause 1. The officers of a District Council shall be the same as those of a chapter, with the addition of the letter "W" prefixed to their titles, except that there shall be no WGP.

Clause 2. Each District Council before adjournment shall elect two undergraduates to the positions of Archon and Deputy Archon, each who shall hold office for two (2) years from the adjournment of the District Council and until his respective successor is duly elected and qualified. Candidates for the office of Archon and Deputy Archon must personally meet the Fraternity's standard for grades required of chapters. The newly elected Archon and Deputy Archon must be undergraduate members of chapters within the District at the time of election and may not be from the same chapter.

Clause 3. In the event of a vacancy occurring in the office of Archon, either by resignation or by declaration of vacancy by the Executive Council, the Deputy Archon of the respective district will assume the role and responsibilities of Archon for the remainder of the term.

Should the Deputy Archon be unable to serve, the Executive Council shall fill such vacancy by appointment; provided, that appointment shall be made from among undergraduates initiated in or presently affiliated with any chapter in that District in which the office of Archon has become vacant; provided further that no Archon appointed by the Executive Council shall hold office beyond the close of the next District Council or Grand Arch Council, whichever may first ensue; at that time the office of Archon shall be declared vacant by the presiding officer of such Council, and the delegates from chapters comprising the particular District shall proceed to organization and to the election of an Archon.

SECTION 6. DUTIES OF OFFICERS.

Clause 1. The presiding officer of the District Council shall be the Archon then in office and acting, who shall have all the powers and duties usually pertaining to such office.

Clause 2. The duties of the remaining officers of a District Council shall be similar to those of the corresponding officers of the Grand Arch Council.

Clause 3. Within thirty (30) days from the adjournment of a District Council, the presiding officer thereof shall file copies of the minutes of the same with the Executive Director of the Fraternity and with the newly elected Archon.

Clause 4. An Archon who shall become an alumnus during his term of office shall continue in office, notwithstanding until the expiration of his term.

Clause 5. The retiring Archon shall administer the oath of office to his successor.

SECTION 7. ORDER OF BUSINESS AND COMMITTEES.

Clause 1. The order of business of a District Council shall be as follows:

- a. Call to Order
- b. Appointment of Officers of the District Council
- c. Report of the Archon
- d. Report of the Chapter Delegates
- e. Report of the Alumni Association Delegates
- f. Recommendations of Business for the Next Grand Arch Council
- g. Miscellaneous Business
- h. Election of Archon
- i. Election of Deputy Archon
- j. Adjournment

ARTICLE XI
Colonies

SECTION 1. TERMS.

Each colony established after the effective date of this Article shall be established for a period of two years, by which time it shall either be granted a charter or disbanded as otherwise provided by these Bylaws. The Executive Council may grant an extension of one year if, in the evaluation of the Executive Council, circumstances warrant.

All fees associated with membership in Phi Kappa Psi Fraternity shall be explained to all colony members who will sign promissory notes to that effect stating that no charter will be granted until all fees are remitted to the Executive Director and chartering petition unanimously approved by the Executive Council.

SECTION 2. SUPPORT.

The Executive Council and the Executive Director shall provide such support as is necessary and available from the Fraternity at the discretion of the Executive Council to promote the success of each colony in its pursuit of a charter.

SECTION 3. ADVISOR

The Executive Council shall appoint the advisor(s) for each such established colony. The advisor(s) shall be promptly furnished with all written communications concerning the colony prepared by Fraternity staff or received by any person or entity.

ARTICLE XII
Charters

SECTION 1. CHARTER APPLICATIONS.

Clause 1. An application for a chapter charter, shall be filed with the Executive Director of the Fraternity, on a form to be provided by the Executive Council, who shall forthwith refer the same to the Executive Council.

Clause 2. Should such application receive the unanimous approval of the Executive Council, it may direct the Executive Director of the Fraternity to submit the same to the organizations entitled to vote thereon for determination forthwith, or it may refer the same to the next ensuing Grand Arch Council for determination.

Clause 3. Where such application shall have been referred to the Grand Arch Council, should it receive the favorable recommendation of the Committee on Extension of that Grand Arch Council, it shall be submitted to the Grand Arch Council for determination by organization vote, provided that no action shall be taken by the Grand Arch Council upon any such application unless it shall have been filed with the Executive Director of the Fraternity at least sixty (60) days before the convening of such Grand Arch Council.

Clause 4. Each organization casting a negative vote upon any such application for chapter charter shall, at the same time, give its reason for such negative vote.

Clause 5. Anything in Clauses 2, 3, and 4 of this Section 1 to the contrary notwithstanding, should such application in fact constitute a request for re-establishment of an inactive chapter of the Fraternity, the Executive Council shall have full power and authority to finally approve or disapprove the same; provided, however, that approval shall be granted only on the affirmative unanimous vote of the Executive Council (Refer to Constitution, Article V).

Clause 6. An application for an alumni association or club charter shall be filed with the Executive Director of the Fraternity, who shall refer the same to the Executive Council.

SECTION 2. CHARTER FEES.

Clause 1. A fee of one hundred dollars (\$100) shall be paid to the Fraternity before the issuance of a chapter charter.

Clause 2. A fee of one dollar (\$1) per member shall be paid to the Fraternity before the issuance of an alumni association or club charter.

SECTION 3. INSTALLATION.

Clause 1. A new chapter shall be established within thirty (30) days after its application shall have been approved by the Fraternity, unless the Executive Council shall direct otherwise.

Clause 2. Whenever a chapter shall be created out of a local society, the Executive Council of this Fraternity shall appoint a committee or organization of this Fraternity to initiate the undergraduate members of such local society, and may, in like manner, authorize the initiation of the qualified alumni members of such local society, if not otherwise directed by the vote of the chapters or Grand Arch Council granting the charter.

Clause 3. A copy of the Constitution, Bylaws, Rules and Ritual of the Fraternity shall be furnished to each chapter on a loan basis at the time of its establishment.

Clause 4. An alumni association or club shall be established within sixty (60) days after its application shall have been approved by the Executive Council, unless the Executive Council shall direct otherwise.

ARTICLE XIII
Publications

SECTION 1. THE SHIELD.

Clause 1. There shall be published during the collegiate year an official organ of the Fraternity known as *The Shield*.

Clause 2. *The Shield* shall be edited and published under the direction and control of the Executive Council, which body shall designate the number of issues of *The Shield*.

Clause 3. The Executive Director shall serve as the Editor of *The Shield*, unless otherwise determined by the Executive Council.

Clause 4. At the meeting of the Executive Council following the completion of each volume of *The Shield*, the Editor shall submit a written report covering circulation, and estimated costs of the next succeeding volume of *The Shield*.

SECTION 2. THE HISTORY.

There shall be published an official record of the annals of the Fraternity, known as *The History*, which shall be published under the direction of the Executive Council, as often as it shall deem proper.

SECTION 3. THE CATALOGUE.

There shall be published an official record of the members of the Fraternity, known as *The Catalogue*, which shall be published under the direction of the Executive Council, as often as it shall deem proper.

SECTION 4. THE SONG BOOK.

There shall be published an official compilation of the songs of the Fraternity, known as *The Song Book*, which shall be collated and published under the direction and control of the Executive Council, as often as it shall deem proper. The Executive Council may appoint an Editor in whose charge shall be placed the editorial management and compilation of *The Song Book*, who shall serve during the pleasure of the Executive Council.

ARTICLE XIV
Taxes and Assessments

SECTION 1. PLEDGE FEE.

Clause 1. Before the date of pledging, each individual to be formally pledged by a chapter shall pay to the treasurer of that chapter, and the treasurer shall forthwith pay to the Executive Director of the Fraternity within seven (7) calendar days of the pledging ceremony by guaranteed instrument such as a cashier's check, money order, credit card or check drawn on the chapter's account, the sum of \$50 as a pledge fee for which the pledge shall receive a copy of the Fraternity Manual.

Clause 2. No person eligible for membership in this Fraternity shall be considered formally pledged unless the Executive Director receives payment of the pledge fee under the terms set forth in this Section. Personal checks of individuals proposed for membership shall not satisfy the requirements of this Section.

SECTION 2. INITIATION FEE.

Clause 1. Each individual to be formally initiated into the Fraternity shall pay an initiation fee to the chapter prior to the date of his initiation under the terms set forth in this Section.

Clause 2. The maximum initiation fee to be charged by a chapter shall be \$300 and the minimum \$250.

Clause 3. \$250 of each initiation fee charged by the chapter shall be remitted at once by the treasurer of the chapter to the Executive Director of the Fraternity by guaranteed instrument such as a cashier's check, money order, credit card or check drawn on the chapter's account, which sum shall constitute payment in full of each initiation fee, recording fee, life membership and all other fees and taxes charges by the Fraternity to members and for which each shall receive:

- a. The official badge
- b. A membership certificate
- c. A paid-up life subscription to *The Shield*.

Clause 4. No person eligible for membership in this Fraternity shall be considered formally initiated unless the Executive Director receives payment of the initiation fee under the terms set forth in this Section. Personal checks of individuals eligible for initiation shall not satisfy the requirements of this Section.

SECTION 3.

Fees prescribed in the foregoing Sections shall apply as follows:

- a. The pledge fee prescribed in Section 1 shall apply to all persons formally pledged on or after January 1, 1983.
- b. The initiation fee prescribed in Section 2 shall apply to all persons initiated on or after January 1, 1993.
- c. The initiation fee for members officially reported as pledged prior to January 1, 1993, shall be \$185.00.

SECTION 4. ALUMNI ASSOCIATIONS.

Clause 1. No alumni association shall be entitled to vote, or to representation at a Fraternity Council, unless it shall have paid for two consecutive years immediately preceding, to the Executive Director of the Fraternity on or before the first day of May of each year, the annual sum of two hundred fifty dollars (\$250.00) for the general uses of the Fraternity.

Clause 2. The alumni association fee stated in Clause 1 shall be the only tax, fee, or assessment levied against alumni associations.

SECTION 5. DEFAULTS.

Clause 1. All fees referred to in the foregoing Sections 1, 2 and 3 shall be chapter obligations.

Clause 2. Any chapter which fails to pay any fee prescribed in this ARTICLE XIV within thirty (30) days after the same shall be payable, shall be assessed a penalty of 10 percent.

Clause 3. Any chapter which fails to pay any fee prescribed in this ARTICLE XIV within sixty (60) days after the same shall be payable, shall be assessed a penalty of an additional 10 percent.

Clause 4. Any chapter which fails to pay any charges due the Fraternity, including, but not limited to those fees described in ARTICLE XIV, chapter service fees, conference fees, insurance premiums, or outstanding loans within 90 days after same shall be payable, shall, as an additional penalty, lose the right to vote upon any matter concerning the Fraternity.

Clause 5. For good and sufficient cause shown, the Executive Council may, notwithstanding the foregoing provisions for penalties, waive the assessments of such penalties upon a chapter.

Clause 6. Failure by any organization to file its vote upon any matter submitted by the Executive Council or Grand Arch Council, within thirty (30) days as herein before prescribed, shall involve a penalty of five dollars (\$5), which shall be imposed by the Executive Council and may be made cumulative for each successive period of thirty (30) days thereafter, during which such organization continues in default.

SECTION 6. ALUMNI LIFE SUBSCRIPTIONS.

Each and every member of the Fraternity, having fully paid all fees required by the Bylaws of the Fraternity shall be entitled to a subscription to *The Shield* for and during life, so long as his current address is on file with the Fraternity, and so long as he has not been suspended, expelled, or dishonorably dismissed from the Fraternity and has not resigned or requested that his name be removed from the mailing list.

SECTION 7. PERMANENT, SCHOLASTIC, EDUCATIONAL, CHARITABLE AND FRATERNAL FUND.

Clause 1. There shall be set aside a fund to be known as the Permanent, Scholastic, Educational, Charitable and Fraternal Fund. Distributions from this fund shall be used only for scholastic, educational, charitable and fraternal purposes. The fund shall be composed of the following sums:

1. The whole amount paid in Life Subscriptions under the provisions of Section 6 of this Article.
2. Such portion of the initiation fee payable under the provisions of Section 2, Clause 3, as the Executive Council may from time to time designate, provided, however, that the amount so designated shall not be less than \$10.00 of the amount payable as an initiation fee under section of this ARTICLE XIV.
3. All moneys or property that shall accrue to the Fraternity by donation, gift, devise or otherwise, for either of these purposes, and such other sums as the Fraternity may from time to time direct.

Clause 2. The fund shall be placed and maintained in the custody of a suitable Corporate Fiduciary, such as a trust company or national bank for safekeeping, said fund to be administered and invested by a Board of Trustees appointed by the President by and with the consent of the Executive Council, pursuant to the terms of a trust agreement prepared and duly approved by the Executive Council.

Clause 3. Board of Trustees Created.

There is hereby created for the administration and investment of the fund a Board of Trustees which shall be composed of three (3) alumni members who shall serve without remuneration for such service and who shall be appointed by the President by and with the consent of the Executive Council. The term of office of the Trustees shall be as follows: One Trustee shall be appointed for a term of two (2) years, one for a term of four (4) years and one for a term of six (6) years. Thereafter, successor Trustees shall hold office for a term of six (6) years from the date of a Trustee whose office has become vacated for any reason prior to the expiration of his term.

Clause 4. Board of Trustees Organized.

The Board of Trustees shall adopt rules and regulations for the conduct of its business and the times and places of its meetings. Two (2) members of said Board shall constitute a quorum for the transaction of business, including investment directions.

Clause 5. Trust Agreement.

The trust agreement mentioned in Clause 2 of this section may be amended, extended, modified, altered or revoked, in whole or in part, by action of the Grand Arch Council or Executive Council, provided, however, that the duties, powers and liabilities of the Board of Trustees shall not be substantially increased without its consent.

Clause 6. Disbursements.

a. The Board of Trustees shall cause to be paid by the agent an amount as decided by the Board of Trustees from the net interest and dividends, but not capital gains, earned from investment of said trust property in quarterly installments to the Phi Kappa Psi Fraternity as long as this trust shall be in existence. Net interest and dividends shall be available for distribution for one year following the calendar year in which such net interest and dividends are earned. Payment of such any distribution of net interest and dividends shall be made to the duly elected and constituted Treasurer of the said Fraternity.

b. Upon an affirmative vote of two-thirds (2/3) of the organizations represented and entitled to vote at a Grand Arch Council or two-thirds (2/3) of the member of the Executive Council, the Fraternity may request and the Board of Trustees shall make payment above the amount decided by the Board of Trustees pursuant to clause 6.a. above, to include funds from the principal of the trust property, but in no case shall such a request or payment exceed five percent (5%) of the total amount of total trust assets at the time of the vote.

c. Upon an affirmative vote of two-thirds (2/3) of the organizations represented and entitled to vote at a Grand Arch Council, the Fraternity may request and the Board of Trustees shall make payment above the amount decided by the Board of Trustees pursuant to clause 6.a. above in an amount exceeding five percent (5%) of the total amount of trust assets at the time of the vote, provided that a proposed request for payment shall have been filed with the Executive Council at least sixty (60) days prior to the convening of such Grand Arch Council.

d. In addition to the distribution of net interest and dividends ,the Board of Trustees may reimburse the Fraternity for income taxes attributable to the undistributed capital gains.

Clause 7. Agents.

The Board of Trustees shall have the power to employ agents, including, without limitation, auditors, accountants, attorneys, custodians, depositories, and investment counsel and to delegate to them any powers of the Trustees, including discretionary powers.

Clause 8. The Board of Trustees and Corporate Fiduciary shall submit a certified audit and review of the fund annually to the Executive Council and at any other time a request is made by the Executive Council.

SECTION 9. HOUSING FEE

Clause 1. Fees Assessed. Effective February 4, 2009 and each January 1st thereafter, each chapter shall be assessed a fee of \$20.00 per member based on the most recent membership census. One-half of said fee shall be billed in the spring semester and the remaining one-half shall be billed in the fall semester. All fees shall be remitted to the Executive Director, to be dedicated exclusively to The Canonsburg Corporation.

Clause 2. Exemptions. Those chapters that do not pay property insurance may be exempted from said fee, upon application to and approval by the Executive Council.

ARTICLE XV
Miscellaneous

SECTION 1. PARLIAMENTARY.

Clause 1. *Robert's Rules of Order-Newly-Revised* shall be the parliamentary authority in all cases not provided for in this Constitution or the Bylaws of the Fraternity.

Clause 2. A majority of the votes cast shall be the ruling vote where not otherwise specified.

Clause 3. Elections to office shall be by secret ballot, except in the following circumstances:

- i. At meetings of the alumni associations and clubs, where elections shall be by sign unless a vote by ballot is demanded or required by the bylaws of such organizations; or
- ii. At meetings of the Grand Arch Council and District Council, when a candidate for office shall run unopposed, where election for that office shall be by voice vote unless a vote by ballot is demanded by delegates representing five duly accredited organizations.

Clause 4. No voting by proxy shall be allowed, except that an undergraduate who expects to be prevented from attending a chapter meeting, at which a vote will be taken upon a proposed candidate for admission, may file his vote, duly signed and witnessed by a member, with the BG of the chapter prior to such meeting. Where such undergraduate fails to file such vote after notice previously communicated to him, or mailed to him three days in advance of such meeting, he shall be recorded as voting in the affirmative.

Clause 5. The sessions of all Councils and chapters shall be opened and closed in due form.

Clause 6. All officers (except those of the alumni associations and clubs) shall take the prescribed oath of office before entering upon their duties.

Clause 7. The first member named shall be the chairman of a committee unless otherwise specified.

Clause 8. The discussion of political or religious topics is prohibited at all meetings of members of this Fraternity.

Clause 9. All resolutions shall be presented in writing.

SECTION 2. FOUNDERS DAY.

February 19 of each year shall be known throughout the Fraternity as "Founders Day," and shall be observed by the chapters, alumni associations and clubs with appropriate commemorative ceremonies.

SECTION 3. ENDOWMENT FUND.

The regular biennial meeting of the Endowment Fund of the Phi Kappa Psi Fraternity, now duly incorporated under the laws of the State of Illinois, being fixed by the Bylaws of that corporation to be held at the place of meeting of the Grand Arch Council and during one of the days of the meeting of

said Grand Arch Council, there shall be set apart for such meeting such an hour as shall be agreed upon by the Secretary of the Endowment Fund corporation and the President of the Fraternity, and the said corporate meeting of the said Endowment Fund Corporation shall be made a special order of business of the Grand Arch Council for the hour so fixed.

SECTION 4. CERTIFIED COPIES.

Clause 1. Copies of any instruments or papers on file with a chapter shall be certified by its BG, or acting BG.

Clause 2. Copies of any instruments or papers on file with the Executive Council shall be certified by the Executive Director of the Fraternity and sealed with the seal of the Fraternity.

SECTION 5. VACANCIES IN OFFICE.

Clause 1. The presiding officer of any Council, chapter, alumni association or club shall have the power to fill by appointment any office temporarily vacant for the period of such vacancy.

Clause 2. Whenever a temporary vacancy shall become permanent, the appointment of an acting officer shall become void, and such vacancy shall be immediately filled according to the manner prescribed in this Constitution, or Bylaws of the Fraternity, or the Bylaws of the organization or Council.

SECTION 6. PERSONAL CONDUCT.

Clause 1. Gambling in any *illegal* form shall not be permitted in any chapter house or other place of gathering of the members of this Fraternity.


Clause 2. Each chapter shall provide in its Bylaws for the punishment by expulsion or suspension, fine, or denial of chapter or social privileges, or any combination thereof, for offenses involving the possession, sale, or use of drugs in violation of Federal or state laws or of college or university regulations, and for offenses involving drunkenness.

SECTION 7. SEALS.

Clause 1. The Grand Arch Council and the Executive Council shall have a seal, which shall be affixed to all official documents; and at their discretion, District Councils, alumni associations, and clubs, and chapters may have seals.

Clause 2. Form.

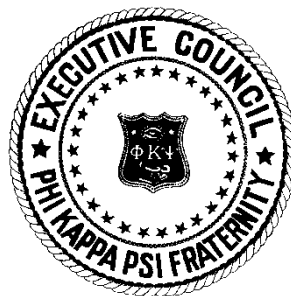
- a. The seal shall be circular in form, not to exceed two and one-quarter inches in diameter.
- b. The seal of the Grand Arch Council shall be as follows: 1st. A corded or roped circle. 2nd. Within this circle, around the border, in the upper half, the words "Grand Arch Council," and in the lower half the words, "Phi Kappa Psi Fraternity," beginning on the left with the horizontal figures "18," placed on the horizontal diameter, and terminating on the right with the horizontal figures "52," placed on the horizontal diameter of the circle. 3rd. Within these words a dotted circle. 4th. Within this dotted circle a large star with six points extending to and impinging upon the dotted circle. 5th. Within the space made by

the points, the following letters in their order, there being one letter in each space, viz.: . 6th. In the center of the star an eye, with radiations to the edge of the star.



GRAND ARCH COUNCIL SEAL

c. The seal of the Executive Council shall be as follows: 1st. A corded or roped circle. 2nd. Within this circle, around the border, in the upper half, the words, “Executive Council,” and in the lower half the words, “Phi Kappa Psi Fraternity,” beginning on the left and terminating on the right with a small star, each on the horizontal diameter of the circle. 3rd. Within these words a dotted circle. 4th. Within the dotted circle a circle of small stars. 5th. Within the circle of stars a correct representation of the Fraternity emblem.



EXECUTIVE COUNCIL SEAL

d. The seal of a District Council may be as follows: 1st. A corded or roped circle. 2nd. Within this circle around the border, in the upper half, the words, “District Council,” and in the lower half the words, “Phi Kappa Psi Fraternity,” beginning on the left and terminating on the right with a small star, each on the horizontal diameter of the circle. 3rd. Within these words a beaded circle. 4th. Within the beaded circle a circle of small stars. 5th. Within the circle of small stars, in the upper half, the word, “First” (or Second, or Third, or Fourth, or Fifth, as the case may be), above, and in the lower half the word, “District,” below, all around the large star with five points, extending to an impinging upon the line of the circle made by the letters of those two words. 6th. Upon the points of this star, beginning at the uppermost point, the following Roman numerals, in their order, their being one numeral on each point, viz.: I, II, III, IV, V, etc. 7th. In the center of the star a book, with an urn resting upon it.

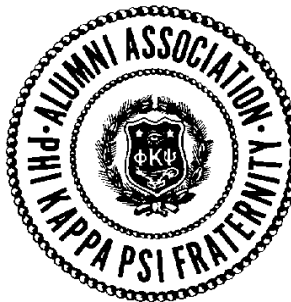
e. The seal of a chapter shall be as follows: 1st. A beaded circle. 2nd. Within this circle, around the border, the motto, “Conjugati amicitia, vindicati honore, et ducti vero,” placed upon a scroll, circular in form, the outer lines of which are small beaded circles, terminating in points made by an indented angle, at the lowest part of the outer circle, with a small space between the two indented angles thus made. 3rd. Within this small space a small star. 4th.

Within this motto the two large Greek letters, “Phi,” and “Psi,” blended together. 5th. Upon the upper cornice of these two blended letters, the contraction of the name of the State in which the chapter is located. 6th. Upon the lower cornice of these two blended letters, the Greek name of the chapter. 7th. In the pillar formed by the blending of these two letters, the numerical standing of the chapters in such State, with respect to order of establishment. 8th. Beneath these two blended letters, within the motto and above the small star, the Roman numerals representing the year in which the chapter was established.



CHAPTER SEAL

f. The seal of an alumni association may be as follows: 1st. A beaded circle. 2nd. Within this circle, around the border, in the upper half, the words, “..... Association,” and in the lower half, the words, “Phi Kappa Psi Fraternity.” 3rd. Within these words a beaded circle. 4th. Within the beaded circle a correct representation of the alumnus button. 5th. Beneath the latter and within the beaded circle, at the lowest point the Roman numerals representing the year in which the alumni association was established.



ALUMNI ASSOCIATION SEAL

g. The seal of a club may be as follows: 1st. A beaded circle. 2nd. Within this circle, around the border, in the upper half, the words, “—— club,” and in the lower half the words, “Phi Kappa Psi Fraternity.” 3rd. Within these words a beaded circle. 4th. Within the beaded circle a correct representation of the alumnus button. 5th. Beneath the latter and within the beaded circle, at the lowest point, the Roman numerals representing the year in which the club was established.

SECTION 8. DISSOLUTION.

Upon the dissolution or winding up of the Fraternity, its assets remaining after payment of, or provision of payment of, all debts and liabilities shall be distributed to the Endowment Fund of Phi Kappa Psi Fraternity, Inc., or if there is no such fund in existence, then to such other non-profit fund that is a tax exempt organization under Section 501 (c) (3) of the Internal Revenue Code as selected by the Fraternity. If the Fraternity holds any assets on trust, such assets shall be disposed of in such manner as may be directed by decree of the state court of the county in which the Fraternity has its principal office.

SECTION 9. NOMINATING PROCEDURES

The "slating" of candidates for office at any Grand Arch Council or District Council by an appointed committee is prohibited.

SECTION 10. INTELLECTUAL PROPERTY

Clause 1. The design or representation in any form, medium or type of reproduction of the Badge, the SC Badge, the Coat-of-Arms, the Seals, the Pledge Pin, Flag and any other insignia of the Fraternity and the words "Phi Kappa Psi" and "Phi Psi" and their associated Greek Letters, shall not be manufactured, created, reproduced, used, advertised, marketed or offered for sale by any person, company or firm except as specifically authorized in writing by the Executive Council, which power to authorize may be delegated to a Licensing Committee or a suitable individual such as the Attorney General, his deputies or the Executive Director. The Executive Director shall maintain a list of authorized persons, companies and firms.

Clause 2. . Subject to the limitations of the Constitution, Bylaws and Rules, only the Executive Director may authorize commercial reproduction of the Fraternity's Badge, the SC Badge, the Coat-of-Arms, the Seals, the Pledge Pin, Flag and any other insignia of the Fraternity and the words "Phi Kappa Psi" and "Phi Psi" and their associated Greek letters, which power to authorize may be delegated by the Executive Council to a Licensing Committee or suitable individual such as the Attorney General, his deputies or the Executive Director.

Clause 3. . Anyone wishing to acquire merchandise bearing any insignia of the Fraternity shall obtain those items only from the vendors which are currently authorized to produce, market or sell official Phi Kappa Psi merchandise.

Clause 4. . Any Chapter, Alumni Association, Alumni Club or House Corporation currently in good standing with the Fraternity may utilize local commercial firms to produce merchandise for their own needs from time to time so long as the merchandise meets the standards for quality and good taste as set from time to time by the Executive Council, and which shall not cast the Fraternity in a negative light or otherwise be contrary to the ideals of the Fraternity, specifically including but not limited to any merchandise which glorifies alcohol use or illegal substance use or any material, depiction or statement which is sexist or demeaning of women, minorities or any other person or group.

Clause 5. . No member, group of members or constituent group of the Fraternity including but not limited to Chapters, Alumni Association, Alumni Clubs and House Corporations, nor any agents or affiliates of the foregoing, shall use any registered trademark or any other name, seal, symbol, or insignia associated with the Fraternity for their personal use, benefit or advantage, regardless of

whether financial or otherwise, for any purpose or in any jurisdiction whatsoever without first having obtained written authorization to use the same pursuant to Section 2 of this Rule.

Clause 6. . In addition to penalties which may be imposed by civil or criminal law, any member, group of members or constituent group who, whether individually, collectively or through their agents or affiliates, violates any provision of this Rule, or otherwise in any fashion misappropriates any Fraternity trademark or copyright shall be deemed to have committed an offense against the Fraternity, punishable pursuant to the provisions of the Constitution, Bylaws and Rules on the Fraternity.

Clause 7. Intellectual property including, but not limited to, the design or representation in any form, medium or type of reproduction of the Badge, the SC Badge, the Coat-of-Arms, the Seals, the Pledge Pin, Flag and any other insignia of the Fraternity and the words “Phi Kappa Psi” and “Phi Psi” and their associated Greek Letters, shall not be utilized by any person or entity for the purpose of posting notices, soliciting donations of money or property, or to promote participation in programs connoting any affiliation with the Fraternity or its affiliates without the express written consent of the Executive Director of the Fraternity or the President of the Fraternity. The written consent for use of the intellectual property may require compliance with payment for such usage pursuant to the fee schedule approved by the Executive Board of the Fraternity and applied at the discretion of the Fraternity’s Executive Director or its President. These restrictions and requirements shall be applied to any and all express or written agreements that are governed by prior use.

Section 11. TRANSPARENCY IN BUDGETING AND OPERATIONS

The Fraternity’s budgeted expenses shall not exceed revenue reasonably expected to be received by it, based on generally accepted accounting principles, from the Fraternity operations, including but not limited to reserves and surpluses retained and available to be spent, and distributions expected to be paid to the Fraternity from the Permanent Fund and the Endowment Fund of Phi Kappa Psi for the budgeted period. For the purposes of this Article, revenue shall not include any voluntary, unenforceable or revocable contributions, grants or gifts promised, whether or not earmarked for a particular purpose, from any individual donor or groups of individual donors, or from any other entity not expressly referenced herein.

ARTICLE XVI
Amendment

These Bylaws and the Rules may be amended by the Grand Arch Council, by the affirmative vote of two-thirds of the organizations represented thereat and entitled to vote: Provided that a proposed amendment to or repeal of an existing Bylaw or Rule, shall not be considered without unanimous consent unless it shall have been filed with the Attorney General at least sixty (60) days prior to the convening of such Grand Arch Council; and provided that any amendment so adopted by a Grand Arch Council shall be submitted to a referendum vote upon the request thereof in writing by not less than twenty percent of the organizations in good standing filed with the Executive Director of the Fraternity not later than sixty (60) days after the receipt of notice from the Executive Director of the adoption of such amendment, and unless such amendment shall upon such referendum ballot receive the affirmative vote of two-thirds of the chapters and alumni associations in good fraternal standing, it shall be lost, notwithstanding such adoption by the Grand Arch Council.

THE END

RULES

ARTICLE I Charges and Trials

SECTION 1. TRIBUNALS.

Clause 1. Charges against an undergraduate must be preferred by his chapter, which shall have original jurisdiction in such cases, except in the case of an emergency as described in Bylaws, Article IV, Section 5, Clause 4. Should any chapter fail, refuse or neglect to act upon such charges in accordance with the procedure hereinafter indicated within thirty (30) days after the same shall have been filed with the BG of such chapter, or should such chapter be inactive, then the Executive Council shall have jurisdiction of the matter.

Clause 2. Charges against an alumnus or an organization shall be preferred before the Executive Council, except in the case of an alumnus against whom charges are preferred because of alleged unpaid financial obligations incurred while an undergraduate.

Clause 3. Charges preferred against an alumnus because of alleged unpaid financial obligations to his chapter, incurred while an undergraduate, shall be tried by such chapter, provided, however, that the penalty shall not exceed suspension for a period of one (1) year, and provided that a copy of the charges shall be filed with the Attorney General and the Executive Director of the Fraternity at least ten (10) days before they are served upon the defendant. If the indebtedness in question be not satisfactorily settled at the expiration of the one (1) year, the charges shall then be referred by the chapter to the Executive Council, to impose such penalty as it deems proper. A copy of this Clause shall be served upon the defendant when the charges are originally made.

Clause 4. Charges preferred before a chapter shall be tried by such chapter, except where such chapter fails, neglects or refuses so to do, or in the case of an emergency as described in Bylaws, Article IV, Section 5, Clause 4.

Clause 5. Charges preferred before the Executive Council shall be tried by the Executive Council.

SECTION 2. CHARGES.

Clause 1. All charges proffered before a chapter shall be filed with the BG of such chapter and shall be referred, without debate, to the Committee on Grievances, who shall determine whether the same establish a prima facie offense against the Fraternity.

Clause 2. All charges proffered before the Executive Council shall be filed with the Executive Director of the Fraternity and shall be referred to the Executive Board, who shall determine whether the same establish a prima facie offense against the Fraternity.

Clause 3. Any violation of the letter or spirit of the Constitution and Bylaws of the Fraternity, or of the Bylaws of any Council or organization, or the performance of any act unbecoming a gentleman, shall constitute an offense against the Fraternity.

SECTION 3. TRIAL OFFICERS.

Clause 1. The VGP, or acting VGP, shall be the prosecuting officer of the chapter.

Clause 2. The Attorney General, or acting Attorney General, shall be the prosecuting officer of the Executive Council.

Clause 3. The defendant may appoint any member of the Fraternity to defend him.

Clause 4. The representative of either party may appoint one (1) or more members of the Fraternity to act in conjunction with him.

SECTION 4. PROCEDURE UPON CHARGES PROFFERED BEFORE A CHAPTER.

Clause 1. If the Committee on Grievances shall determine that the charges proffered constitute an offense against the Fraternity, the GP, or acting GP, shall appoint three (3) impartial members of the chapter to act as a Judicial Committee to try the same. The chairman of this committee shall be an alumnus member of the chapter.

Clause 2. The Chairman of the Judicial Committee shall serve the defendant with a certified copy of the charges, together with a notice to appear before the Judicial Committee at a stated time and place, which time shall not be prior to the tenth, nor later than the twentieth day after the date of service, except by mutual consent. Such service may be made personally or by certified mail.

Clause 3. The Chairman of the Judicial Committee shall have power to subpoena witnesses in the name of and at the expense of the chapter, and failure to appear in pursuance thereof, except for good cause, shall constitute an offense against the Fraternity.

Clause 4. The sessions of the Judicial Committee shall be private, and no member of the Fraternity shall be present thereat except the defendant, the representatives of the parties, and the witness on the stand.

Clause 5. The Chairman of the Judicial Committee shall keep a written record of the proceedings, including the names of its members, of the defendant, of the representatives of the parties of the witnesses, together with copies of all papers and notices, the substance of the testimony taken, and the dates and places of the Committee's sessions. The correctness of this record shall be certified by all three (3) members of the committee.

Clause 6. The Chairman of the Judicial Committee shall swear or affirm all witnesses. The testimony of witnesses not members of the Fraternity may be received orally or by affidavit.

Clause 7. The findings of the Judicial Committee shall be reduced to writing, and shall be reported to the chapter, together with the record, within one (1) week after the trial shall have been concluded, and the Judicial Committee shall append to their findings such recommendations as may to them see necessary or wise.

Clause 8. The chapter shall be bound by the findings of the Judicial Committee upon the facts.

Clause 9. Whenever the findings of the Judicial Committee shall be adverse to the defendant, the chapter may impose whatever penalty it may deem suitable, provided that a vote of two-thirds (2/3) of the undergraduate members of the chapter shall be necessary to suspend or expel a defendant.

Clause 10. The Chairman of the Judicial Committee shall serve notice of any penalty imposed by the chapter upon the defendant, together with a copy of the

Clauses of the Constitution which afford him the right of appeal, within one (1) week after the same shall have been decreed. Such service may be made personally or by certified mail.

Clause 11. The report of the Judicial Committee, together with the record of the proceedings, the penalty imposed by the chapter and the proof of service of the same upon the defendant, certified to by the appropriate chapter Officer, shall be forwarded to the Executive Director of the Fraternity immediately following the service of the notice of penalty upon the defendant.

SECTION 5. PROCEDURE UPON CHARGES PROFFERED BEFORE THE EXECUTIVE COUNCIL.

Clause 1. If the Executive Board shall decide that the charges proffered constitute an offense against the Fraternity, the Executive Director of the Fraternity shall serve the defendant with a certified copy of the charges, together with a notice to file an answer thereto with the Executive Council, in writing, personally or by a member of the Fraternity as his representative, within thirty (30) days after the date of service. Such service may be made personally or by certified mail.

Clause 2. At the expiration of thirty (30) days from the receipt of such copy of charges and the notice, as indicated by the date of receipt thereof on the return of the certified letter, if no answer be filed, or if the charges not be sufficiently denied in the answer, the Executive Director of the Fraternity shall submit the charges and answer, if any, to the Executive Council for investigation and adjudication.

Clause 3. If an answer be filed sufficiently denying the charges, the Executive Director shall furnish a copy thereof to the prosecutor, and shall notify both the prosecutor and defendant to file affidavits of witnesses in support of the averments contained in the charges and in the answer. Testimony may be taken orally by the Executive Council or by a Judicial Committee appointed by the Executive Council for that purpose. In either case the Executive Council shall have power to subpoena witnesses in the name of and at the expense of the Fraternity, and failure to appear in pursuance thereof, except for good cause, shall constitute an offense against the Fraternity. If a Judicial Committee be appointed it shall proceed in the same manner as is prescribed for the Judicial Committee appointed by a chapter.

Clause 4. Upon the conclusion of the taking of testimony or upon the submission of the results of the investigation, if no testimony be taken, the Executive Council shall consider the evidence and shall by vote, determine whether the charges have been sustained thereby.

Clause 5. Whenever the findings of the Executive Council shall be adverse to the defendant, it may impose whatever penalty it may deem suitable, provided that a two-thirds (2/3) vote shall be necessary to suspend or expel the defendant.

Clause 6. The Executive Director of the Fraternity shall serve notice of any penalty imposed by the Executive Council upon the defendant, together with a copy of the Clause of the Constitution which affords him the right to appeal, within one (1) week after the same shall have been decreed. Such service may be made personally or by certified mail.

SECTION 6. PROCEDURE UPON CHARGES PROFFERED AGAINST AN ORGANIZATION.

Clause 1. If the Executive Council shall decide that the charges proffered are such as would warrant the suspension or revocation of the charter of an organization, the Executive Director of the Fraternity shall serve the Corresponding Secretary or acting Corresponding Secretary of the defendant

organization with a certified copy of the charges, together with a notice to file an answer thereto with the Executive Council, in writing, personally or by a member of the Fraternity as its representative, within thirty (30) days after the date of service. Such service may be made personally or by certified mail.

Clause 2. At the expiration of thirty (30) days from the receipt of such copy of the charges and the notice, as indicated by the date of the receipt thereof on the return of the certified receipt, if no answer be filed, or if the charges not be sufficiently denied in the answer, the Executive Director of the Fraternity shall submit the charges and answer, if any, to the Executive Council for investigation and adjudication.

Clause 3. If an answer be filed sufficiently denying the charges, the Executive Council shall appoint a Judicial Committee consisting of three (3) members of the Fraternity, which committee shall be authorized and empowered to investigate the charges and to receive such oral or written testimony as may be obtainable relating thereto, and this Judicial Committee shall, within sixty (60) days of its appointment, report its findings and recommendations to the Executive Council.

Clause 4. The Executive Council may conduct such investigation without appointing a Judicial Committee, and, in either case, shall have power to subpoena witnesses in the name of and at the expense of the Fraternity, and failure to appear in pursuance thereof, except for good cause, shall constitute an offense against the Fraternity.

Clause 5. Whenever the findings of the Executive Council or of the Judicial Committee, if appointed, shall be adverse to the defendant organization, the Executive Council shall impose whatever penalty it may deem suitable, provided that a two-thirds (2/3) vote shall be necessary to suspend or revoke the charter.

Clause 6. The Executive Director of the Fraternity shall serve notice of any penalty imposed by the Executive Council upon the defendant organization, together with a copy of the Clauses of the Constitution which afford it the right to appeal within one (1) week after the same shall have been decreed. Such service may be made personally or by certified mail.

SECTION 7. APPEALS.

Clause 1. An appeal from a penalty imposed by a chapter may be taken by the defendant to the Executive Council within thirty (30) days from service of notice of the same upon him, but such appeal shall not act as a stay.

Clause 2. An appeal to the Executive Council shall be made by filing notices of appeal with the AG or acting AG of the chapter and with the Executive Director of the Fraternity.

Clause 3. The case on appeal to the Executive Council shall consist of the following instruments:

1. Record of the Judicial Committee, including proof of service of charges and notice, copy of notices, charges, testimony, findings and decree.
2. Proof of service of notice of penalty and rules for appeal.
3. Copy of appeal and exceptions thereto.
4. Briefs of parties, if any.

Clause 4. The decision of the Executive Council shall be final in all contentions between a chapter and its undergraduates.

Clause 5. An appeal may be taken to the Grand Arch Council, from a penalty imposed by the Executive Council, but such appeal shall not act as a stay.

Clause 6. The case on appeal to the Grand Arch Council from a decision of the Executive Council shall consist of the instruments specified in the preceding Clause No. 3.

Clause 7. An appeal to the Grand Arch Council shall be made by filing a notice of appeal with the Executive Director of the Fraternity at least sixty (60) days before the meeting of the Grand Arch Council.

Clause 8. The Grand Arch Council shall appoint a special committee to examine the record of the case appealed, on report of which committee the Grand Arch Council shall vote on the question whether the appeal shall be refused or sustained.

Clause 9. Should the time interval between the decision of the Executive Council and the convening of the Grand Arch Council be so great as to the cause undue hardship to a party to such an appeal, the appeal may be heard by the Judicial Panel. The case on appeal to the Judicial Panel shall consist of the instruments as a Clause 3, additional testimony and other evidence as it may receive. The Judicial Panel shall have the power to establish its own procedures and prescribe its own rules. The Judicial Panel shall be authorized to conduct an investigation on the case and shall have power to subpoena witnesses in the name of and at the expense of the Fraternity, and failure to appear in pursuance thereof, except for good cause, shall constitute an offense against the Fraternity. The decision of the Judicial Panel shall be final and not subject to review by the Grand Arch Council or any other body.

SECTION 8. SERVICE.

Clause 1. All personal service of papers shall be made by a member of the Fraternity.

Clause 2. Service by certified mail shall be made by depositing with the registry clerk, the instruments to be served, securely enclosed in a postpaid wrapper, and directed to the last known address of the defendant.

Clause 3. Proof of personal service shall be made by affidavit of the member who made the service.

Clause 4. Proof of service by certified mail shall be made by producing the certification receipt.

Clause 5. Whenever neither personal service on papers, nor service of the same by certified mail, can be made upon a defendant, by reason of such defendant's removal from his last known address, upon the filing with the Executive Director of the Fraternity an affidavit setting forth the facts, with the returned certified letter annexed thereto, and further setting forth that due diligence has been made to ascertain the defendant's present address, by inquiring of his chapter and of the Executive Director of the Fraternity, with copies of the complainant's, and the originals of the chapter's and Executive Director's correspondence regarding the same, also appended to such affidavit; service of the papers, if the defendant be an undergraduate, may be made upon the Executive Director of the Fraternity, as such defendant's representative; and if the defendant be an alumnus, upon the Executive Director of the Fraternity, as such representative, and in either case service so made shall be the equivalent of the actual service otherwise required: Provided, however, that at any time thereafter, if the defendant, upon hearing of the proceedings so had against him, shall, with due diligence, file a verified petition for

a rehearing with the Executive Director of the Fraternity, he shall be entitled to have the proceedings reopened and his defense heard.

SECTION 9. AFFIDAVITS.

Any VGP, GP, Treasurer or President of an alumni association, Archon, or member of the Executive Council shall be authorized to take an affidavit, or any officer empowered by the law of the land to administer oaths.

SECTION 10. JEOPARDY.

No member shall be placed in jeopardy twice for the same offense.

ARTICLE II
Insignia

SECTION 1. The private identifying mark of this Fraternity shall be three dots, evenly spaced, placed in a horizontal line immediately after the signature of a member.

SECTION 2. The emblem shall not be worn upon any article of jewelry other than the badge and the alumnus-button herein above prescribed.

SECTION 3. Every member who shall be expelled shall surrender to a representative of the Executive Council all insignia in his possession, upon the tender by said representative of the purchase price of such insignia.

SECTION 4. The badge or emblem of this Fraternity shall not be given or loaned to, nor be worn by, any person who is not a member in good standing in this Fraternity.

SECTION 5. The badge, identification badge, alumnus button and pledge button, worn or used under the authority of this Constitution and the governing bodies of the Fraternity, shall be manufactured by the Executive Council, upon whose order alone the same shall be sold to members and organizations of the Fraternity, and all members and organizations of the Fraternity are hereby prohibited from purchasing any badge, identification badge, alumnus button or pledge button elsewhere than from or upon the order of the Executive Council or the duly authorized officer thereof.

ARTICLE III
Official Jewelers

SECTION 1. Jewelry upon which the emblem is engraved, embossed, or affixed in any manner shall be known as fraternity jewelry and shall be made by such jewelers as may be commissioned for that purpose by the Executive Council, and by no others. Such jewelers shall be known as “Official Jewelers.”

SECTION 2. The Official Jewelers shall submit all designs of Fraternity jewelry to the Executive Council for approval before manufacturing and selling same. No Fraternity jewelry shall be manufactured or sold by the Official Jewelers without the approval of the Executive Council.

SECTION 3. No Official Jeweler shall sell Fraternity jewelry or insignia of any kind to any person except upon a written order over a Fraternity seal.

SECTION 4. No article of Fraternity jewelry shall be purchased except from an Official Jeweler.

SECTION 5. No Official Jeweler shall make, sell or furnish the standard badge, identification badge, alumnus button or pledge button to any person other than the Executive Council directs upon its written order.

ARTICLE IV
Blank Forms

SECTION 1. The Executive Director of the Fraternity shall make available appropriate blank forms for the use of the members and organizations.

SECTION 2. He shall supply the same whenever necessary.

ARTICLE V
Certificate of Membership

SECTION 1. The Certificate of Membership shall be as follows:

PHI KAPPA PSI FRATERNITY
Membership Certificate

This is to certify that (name) is a member of the Phi Kappa Psi Fraternity, having been duly initiated into the (name) Chapter thereof on the (number) day of (month) (year), and his name enrolled on the (number) day of (month), (year). His consecutive number in said Chapter is (number).

President
Executive Director

SECTION 2. The Executive Council shall issue a Certificate of Membership, in the form prescribed in Section 1 of this Article, to all members in good standing, upon written request and the payment of a fee in such amount as the Executive Council may from time to time determine.

THE END