

# INTERFRATERNITY COUNCIL

CONSTITUTION AND BY-LAWS  
NORTH DAKOTA STATE  
UNIVERSITY

Established May 10, 1918



**NORTH DAKOTA STATE**  
**INTERFRATERNITY**  
**COUNCIL**

## **The Interfraternity Council Creed**

We, the Interfraternity Council, exist to promote the shared interests and values of our member fraternities: leadership, service, brotherhood, and scholarship.

We believe in Fraternity and that the shared values of Fraternity drive the IFC to create better communities, better chapters, and better men.

We work to advance the academic mission of the host institution, to enable fraternal organizations to grow and thrive through collaboration and teamwork, to provide an outlet for self-governance and accountability, and to model and teach ethical leadership.

In a spirit of mutual support and betterment, we, the men of the Interfraternity Council, pledge to elevate the Ritual and the values of the member organizations.



# **INTERFRATERNITY** **COUNCIL**

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### **Preamble**

We, the undersigned fraternities of North Dakota State University, so hereby agree to organize on the basis of the Constitution and By-Laws here to attached. This Constitution and By-Laws shall govern all fraternities at North Dakota State University.

### **NDSU Interfraternity Council Member Organizations**

#### Full Member Organizations

Alpha Gamma Rho 1913

Theta Chi 1917

Kappa Psi 1924

Alpha Tau Omega 1931

Sigma Chi 1934

Sigma Alpha Epsilon 1935

Farmhouse 1955

Tau Kappa Epsilon 1955

Sigma Nu 1962

Delta Tau Delta 2012

#### Associate Member Organizations

Phi Delta Theta 2020

#### Removed Organizations

Sigma Phi Delta 1928 – 2020

Delta Upsilon 1970 - 2021

## **Constitution**

### **Article I. NAME AND OBJECTIVE**

#### **Section I. Name**

The name of this organization shall be the NDSU Interfraternity Council (hereinafter referred to as IFC).

#### **Section II. Mission**

The mission of the Interfraternity Council at NDSU shall be to promote and maintain the well-being of member chapters by accomplishing the following objectives:

#### **Section III. Objective**

The objective of IFC shall be to govern, develop, and maintain fraternity life and interfraternal relations within North Dakota State University and the Fraternity and Sorority Life community and thus will:

1. Facilitate responsible growth of member organizations and of the IFC fraternity community as a whole.
2. Facilitate opportunities for member organizations to improve academic success and thus overall community academic excellence.
3. Uplift and give back to the NDSU and Fargo-Moorhead community through philanthropy and community service.
4. Cooperate with member fraternities and NDSU administration maintain social and moral standards.
5. Establish more effective communication through discussion of issues and questions of interest in the collegiate and men's general fraternity worlds.
6. To continue to adhere and work towards the Fraternity and Sorority Life Initiatives.
7. To promote and improve the image of Fraternity and Sorority Life in the eyes of the Fargo-Moorhead community, University Administration, and students and faculty of North Dakota State University.
8. Create and allow for the fostering of leadership and lasting relationships

9. Continually work towards creating and maintaining a safe place of belonging for all members and affiliates of the IFC community.

## **Article II. DUTIES AND POWERS**

### **Section I. Duties**

The duties of the IFC shall be as follows:

1. It shall be the duty of the IFC to provide leadership and assume responsibility in accordance with NDSU policies.
2. The IFC shall administer all business related to the overall welfare of the men's general (social) fraternity community and North Dakota State University.
3. The IFC shall educate and abide by the Standards of the North-American Interfraternity Conference.

### **Section II. Powers**

The powers of the IFC shall be as follows:

1. The IFC shall have authority to compile and enforce policies governing, but not limited to, membership qualifications and requirements, recruitment, new member processes, initiation, membership development, membership standards and conduct, fines, and social events.
  - a. These rules and policies shall not violate the rights, privileges, and authority of member fraternities.
2. The IFC shall also create and enforce policies and rules necessary and proper for reaching the objectives outlined in the Constitution.
3. The IFC shall establish and secure from all members a compliance with policies for the direction and control of Fraternity relationships in the areas of recruitment, new member education, initiation, scholarship, social affairs, finance, membership standards and conduct, and all other areas not specified by NDSU or NIC policy.

## **Article III. MEMBERSHIP AND RESPONSIBILITY OF THE CHAPTERS**

### **Section I. Classes of Membership**

There shall be two (2) classes of membership: full and associate.

### **Section II. Full Membership**

Chapters attaining full membership shall be those chapters that have received their official charter, are in current good standing with their inter/national organization, are in good standing with NDSU, are affiliated with the North American Interfraternity Conference, and are a social lettered fraternity.

Chapters holding the title "Associate Member" shall be those groups that have been established by a national organization and have yet to receive an official charter. Associate members shall pay full dues and shall have representative privileges. A three-fourths vote of the total voting membership of the IFC is required to admit an associate member. Requirements for admission are as follows:

1. Achieve the official recognition of North Dakota State University.
2. Be in good standing with North Dakota State University.
3. Demonstrate an interest in IFC.
4. Prepare a formal petition for admittance

#### **Section IV. IFC Member Chapter Recognition**

An emerging chapter or established chapter wishing to regain IFC membership may petition IFC for membership if the following criteria are met in one semester:

1. The chapter hosts one philanthropy event.
2. 75% of the chapter members complete at least 10 hours of service in one semester.
  - i. These service hours must be submitted and approved through myNDSU.
3. The chapter hosts one dry social event with one fraternity.
4. The chapter hosts one dry social event with a sorority.
5. The chapter delegate has attended the required number of IFC General Body meetings.
6. The chapter President has attended the required number of Presidents Council meetings.
7. All forms and other requirements are completed by all stated deadlines.
8. The chapter has attended all mandatory events and has met the attendance requirement for each event.
9. The chapter is recognized by CSO as an established organization and not a temporary organization.
10. The chapter has regained and/or maintained good standing and is no longer on any probationary status / bad standing with their inter/national organization.
11. The chapter has regained and/or maintained good standing with the University and CSO for at least 2 consecutive semesters.
12. The chapter has met and maintained a 2.50 minimum chapter GPA for two consecutive semesters.

The chapter wishing to petition IFC for membership must submit the portfolio with evidence of all the completed materials no later than the 6th general body meeting of the semester in addition to presenting a presentation answering the following questions:

1. How will the chapter advance the goals of the IFC?
2. What is the chapter's short term goals and long-term goals?
3. If the chapter was removed from the council:

- i. What changes have been made operationally and culturally within the chapter since removal?

The chapter must submit petition materials and gain approval from the IFC general body to the semester prior to the desired semester of membership.

The vote to join / regain IFC council membership shall consist of a major majority vote by the delegates.

1. The IFC Executive Board does not receive a vote.
2. In the event of a tie, the delegates shall re-enter discussion and do a re-vote.
3. If there is a tie, the IFC Executive Board will enter deliberation to break the tie.

If the vote to rejoin does not pass, the chapter may petition the board again the following semester.

## **Section V. Voting**

Member chapters shall observe the following protocols for voting privileges:

1. Full Membership
  - a. A chapter with full membership will have both a voice and a vote on all business of the Interfraternity Council.
2. Associate Membership
  - a. A chapter with associate membership shall have a voice, but not a vote on all business of the Interfraternity Council.
3. Voting Procedures
  - a. Each member chapter will have one vote at general body meetings.
  - b. Voting requirements are a simple majority unless otherwise stated in the Constitution
  - c. Voting shall occur by voice and show of hands unless otherwise stated in the Constitution
  - d. Voting can only be done by the chapter delegate or chapter proxy

## **Section VI. Delegates**

Each member organization is required to have an IFC delegate. The IFC delegate must be an elected position within the member chapter that is either an executive officer or a chair that reports directly to an executive officer.

Chapter delegates shall fulfill the following duties:

1. Attend all IFC meetings and other required meetings.
2. Read all IFC minutes to chapter members.
3. Communicate all pertinent information relevant to IFC member organizations.
4. Actively participate through discussion in all IFC meetings.

5. Serve as the voting delegate for their chapter.
6. Serve as the IFC Standards Board representative for their chapter.
7. Maintain confidentiality for official IFC business.

Chapter delegates must meet the following requirements:

1. Be an initiated active member of their fraternity.
2. Be in good standing with the University.
3. Meet at least a 2.70 semester GPA.
4. Be in good behavioral and financial standing with their chapter.

Chapter delegates may be removed at the discretion of the IFC Executive Board for failure to meet the aforementioned duties, attendance policy, or violation of other IFC policies listed in this document.

### **Section VII. Attendance**

Delegates must meet the following attendance requirements:

1. It is the expectation that all chapters shall be represented at each IFC General Body.
2. Delegates shall be allowed only one (1) unexcused absence per semester before being fined.
3. Chapter delegates may only miss two (2) meetings for the semester with notification before being brought up for probation.
4. Notification of this absence and notification of proxy delegate must be made at least 24 hours before IFC General Body to the IFC Director of Administration and Finance.
  - a. If the IFC Director of Administration and Finance has not been notified, offending chapter may be eligible for probation as determined by the Executive Committee.
  - b. If that is the second unexcused absence from the chapter, they shall be fined.

### **Section VIII. Meetings**

There shall be four (4) types of meetings:

1. General Body meetings:
  - a. All chapter delegates and IFC Executive Officers are required to attend these meetings.
  - b. These meetings shall take place twice monthly on Monday's at 4:00 pm in person or via Zoom.
  - c. These meetings shall take place on the off week of IFC Executive Board meetings.
2. IFC Standards Board meetings:
  - a. All standards delegates, IFC President, IFC Vice President, Director of Administration and Finance, IFC Advisor, and IFC Graduate advisor are required to attend these meetings.

- b. These meetings shall take place upon the conclusion of the last general body meeting of the month.
3. Special meetings:
  - a. Special meetings are called by the IFC President with 24 hours' notice
  - b. All chapter delegates, IFC executive officers, and other required audiences must attend
4. IFC Executive Board meetings:
  - a. All IFC Executive Officers are required to attend these meetings.
  - b. These meetings shall be scheduled no later than the first week of each semester.
  - c. These meetings shall be held on the off week of IFC General Body meetings.

All meetings must meet a quorum of simple majority (50% plus 1) of the representatives who are required to attend.

All meetings shall follow Roberts Rules of Order.

### **Section IX. Fines**

All fines distributed to chapters shall abide by the following structure:

1. Unexcused absence: \$50.00
- 2.

### **Section X. Member Organization Probation**

Probation for member organizations shall entail the following:

1. No events with alcohol for one semester
2. An additional 3 service hours for each active initiated member for the semester in which the chapter is on probation

All chapters of the IFC can be placed on probation for any of the following reasons:

- a. Absences from full council meetings:
- b. Failure to cooperate with the IFC or its officers.
- c. Failure to pay semester dues by designated date
- d. If sanctioned by the IFC Standards Board.
- e. If motioned by the IFC executive board and approved by a two-thirds (2/3) vote of the IFC chapter delegates.
- f. Failure to meet a 2.70 semester GPA

The following procedures will be followed in order to place a chapter on probation:

1. The chapter must be notified by the Director of Administration & Finance via email that the chapter has been placed on probation.
  - a. The email must dictate the reason for being placed on probation, the

- appropriate bylaw clause, the start and end date of the probation, as well as the appeals process
- b. The email must go to the following individuals:
    - i. Chapter delegate and chapter president
  - c. The following individual must be cced on the email:
    - i. IFC President
    - ii. IFC Vice President
    - iii. IFC Advisor
    - iv. IFC Graduate Advisor

The IFC General Body may place a chapter on probation by a two-thirds (2/3) majority vote of the IFC chapter delegates.-The member organization making the motion must outline the following:

1. The reason for motioning probation
2. The length of time for probation

A two-thirds (2/3) majority vote of the IFC General Body is required to remove a chapter from probation that has petitioned. The chapter who petitioned for a review may not vote.

## **Section XI. Expulsion**

Grounds for expulsion shall be consistent violation of any provisions of IFC's Constitution or other rules under IFC's jurisdiction.

Expulsion is approved by a three-fourths (3/4) vote of the total voting membership of the IFC.

In order to be expelled from IFC the following must be completed.

1. The chapter president, NDSU advisor, alumni advisor, and Inter/National Headquarters must be notified at least ten (10) days prior to the scheduled vote that the chapter faces the risk of being expelled.
2. A three-fourths (3/4) vote of the IFC general body is necessary to expel a chapter from the IFC.
3. At the time of voting, the IFC general body will decide when the chapter would be eligible for re-admittance into the IFC.
4. Upon expulsion from the Interfraternity Council, the IFC President will request to the Commissioner of Student Organizations that the chapter's status as a recognized student organization be revoked.
5. Upon expulsion from IFC, a letter shall be sent to the following individuals:
  - a. chapter president
  - b. NDSU advisor
  - c. Alumni advisor
  - d. Housing Corporation President (if applicable)
  - e. Director of Student Activities
  - f. the chapter's Inter/National office.
6. The letter shall state when and why the fraternity was expelled. The letter shall be

signed by the IFC President, Vice President, and the Coordinator for Fraternity and Sorority Life.

## **Section. XII. Appeals**

The following processes shall be followed for appeals regarding probation or expulsion:

1. Probation
  - a. A chapter may appeal their probation from the IFC full council or the IFC Standards Board with a written statement.
  - b. The statement must be submitted to the Standards Board within two (2) weeks of the vote placing the chapter on probation.
  - c. The IFC Standards Board will hear the appeal no later than one (1) month following submission of appeal.
  - d. A two-thirds (2/3) majority vote of the IFC General Body is required to remove a chapter from probation that has petitioned.
  - e. The chapter who petitioned for a review may not vote.
2. Expulsion
  - a. A chapter may appeal the expulsion from IFC with a written statement to the IFC Standards Board. The statement must be submitted to the Standards Board Chair within two weeks of the vote for expulsion.
  - b. The IFC Standards Board will hear the appeal no later than one month following submission of appeal.
  - c. A two-thirds (2/3) majority vote of the IFC Standards Board is required to overturn an expulsion.
  - d. The chapter who petitioned for a review may not vote.

## **Article IV. EXECUTIVE OFFICERS**

### **Section I. Officers**

The following shall be the elected Executive Officer of the NDSU Interfraternity Council.

1. President
2. Vice President
3. Director of Administration and Finance
4. Director of Health and Safety
5. Director of Recruitment
6. Director of Philanthropy and Events
7. Director of Diversity, Equity, and Inclusion

### **Section II. Term of Office**

The following shall apply to the term of office:

1. The officers are elected for one-year term of office.
2. An individual is limited to two (2) consecutive terms in one office.
3. Term of office shall be the calendar year January 1 to December 31 inclusive.

### **Section III. Qualifications**

The IFC President and IFC Vice President must have met the following criteria:

1. Been a delegate or an IFC Executive Officer.
2. Been chapter President or an executive officer of a member chapter.

All executive officers must meet the following criteria:

1. be members in good behavioral and financial standing of a member chapter with full membership status in IFC.
2. cannot be the president of their chapter or hold an executive officer position due to a conflict of interest.
3. Must be in good behavioral standing with the IFC and NDSU.
4. Must have a minimum cumulative grade point average of 2.50.
5. Must be an active, initiated member of a member chapter in good standing.

### **Section IV. Election Process**

The following protocols shall be followed for elections:

1. IFC Executive Board elections will occur no later than the fourth Monday in November to ensure sufficient time for transitioning between outgoing and the incoming boards
2. Each member chapter shall send their IFC delegate or proxy to vote on the incoming board.
  - a. If a current IFC delegate is running for an executive office or they are unable to attend elections, they are required to send a proxy vote for the election of that office.
  - b. If a proxy is not present, that chapter shall not receive a vote in elections and will be subject to sanctions from the Interfraternity Council Standards Board.
3. Applications for Executive Team positions will be made available at least two weeks prior to elections.
4. Elections will occur during a scheduled IFC meeting or as a special meeting. It will be required that at least 2/3 of all chapters are represented.
5. In order to be elected, an individual must receive a simple majority vote of the delegates (50% plus one).
6. The IFC delegates may ask position-related questions of the candidates.
7. Current Executive Team members will be required to be present during elections to answer any questions and to help facilitate discussion.
8. Votes will be cast by written ballot and the IFC Advisor will tabulate the ballots.

9. In the event of a tie, the outgoing IFC President will cast the deciding vote.
  - a. If the IFC President is re-running for an office, the duty shall fall upon the IFC Vice President, and so on.
10. The IFC delegates will vote on each Executive Team position individually in the following order:
  - a. President
  - b. Vice President
  - c. Director of Administration and Finance
  - d. Director of Health and Safety
  - e. Director of Recruitment
  - f. Director of Philanthropy and Events
  - g. Director of Diversity, Equity, and Inclusion
11. Individuals that are unsuccessful candidates for a specific Executive Team position will be allowed the option of becoming a candidate for another position.
12. Once candidates formally accept their position, they shall be removed from other positions on the ballot.
13. Following elections, a transitional meeting will be required to assist the new officers in assuming their positions. The meeting must occur before the end of the Fall Semester.

## **Section V. Vacancy of Office**

In the event of an office vacancy, the following process shall be followed:

1. If following the formal Executive Board elections, a vacancy occurs in one of the Executive Board positions, notification of open office will be made known to all fraternity members to allow time for interested individuals to contact the IFC Executive Team.
2. Notification shall occur via email at least 2 weeks in advance prior to the appointment of the new officer.
3. The IFC Executive Team, will appoint an eligible fraternity member to fill the position with the approval of the IFC delegates through a simple majority (50% plus one) vote.

## **Section VI. Removal of Officers**

Grounds for removal of an officer include:

1. Violation of University Policy
2. Failure to perform the duties of the office as set forth in the Constitution and bylaws of the IFC.
3. Failure to uphold the provisions of this Constitution and bylaws.
4. Failure to adhere to the IFC officer contract.

An officer may be removed by the following process:

1. A petition to remove the officer in question must be submitted to the Vice President for full council discussion.
  - a. If it's the Vice President in question, then the petition is given to the President.
2. Such petition must contain the signatures of 25% of the IFC delegates. If such a petition is received, it will be announced at the next IFC general body.
3. The charges for removal are to be presented by the officer in charge of the meeting.
4. The officer in question shall be provided an opportunity to present a defense either in person or in writing.
5. A two-thirds (2/3) vote of the total voting membership of the IFC shall be necessary for removal.

The Coordinator for Fraternity and Sorority Life may remove an officer from their position:

1. If there are extenuating circumstances and the Executive Board has motioned, discussed, and approved the removal
2. If University policy, local, or federal laws have been violated, the officer will automatically be removed from their position

### **Section V. Appeal of Removal of an Officer**

An officer may appeal a removal within two weeks of the vote by requesting a special appeal meeting. The Vice President, or the President if the Vice President is the officer being removed, shall notify all representatives of this special meeting. The special meeting of the Standards Board shall occur no later than one (1) week but no more than four (4) weeks after the appeal request is received.

An officer may appeal the Coordinator for Fraternity and Sorority Life's decision for removal by requesting an appeal meeting with the Director of Student Activities.

The officer who has been dismissed must submit a printed and signed appeal letter to the Coordinator for Fraternity and Sorority Life, the IFC President, and the Director for Student Activities no later than 1 business day after the dismissal letter has been delivered to the dismissed officer.

The President, Vice President, and officer who has been removed shall meet with the Director of Student Activities no later than 5 business days after the dismissal letter has been delivered.

The Director of Student Activities shall provide written notice if the appeal was approved or denied to the dismissed officer, the IFC President, the Vice President, and the Coordinator for Fraternity and Sorority Life no later than 1 business day after the meeting has occurred.

## Article V. IFC CODE OF STANDARDS

Member organizations shall adhere to all IFC Codes of Standards in addition to all:

1. NDSU Rights and Responsibilities of Community: A Code of Student Conduct policies
2. NDSU Fraternity and Sorority Life policies
3. NIC policies and guidelines
4. IFC Constitution and Bylaws
5. Inter/national policies and guidelines
6. Internal member organization guidelines and bylaws
7. Congress of Student Organizations policies
8. All local and federal laws

### Section I. Alcohol

Member organizations shall adhere to the following Code of Student Conduct policies:

#### 3.4 - Alcohol on NDSU Property

Regardless of a student's age, the manufacture, sale, transfer, purchase, transportation, possession, use or consumption of alcohol, and/or possession or display of empty alcohol beverage containers anywhere on NDSU owned or controlled property and/or sponsored or supervised events is prohibited.

#### 3.5 - Off Campus Alcohol

Illegal use or possession of alcohol off campus is prohibited including minor in possession/consumption/under the influence of alcohol, driving under the influence of alcohol, and public consumption of alcohol.

#### 3.8 - Alcohol at Student Organization Events

Sale of alcoholic beverages by students and student organizations is prohibited. This includes any action that can be remotely construed as an alcohol sale, such as charging admission to parties, passing the hat, selling empty cups, and selling drink tickets. Alcohol, if available, must be sold and served by licensed third party vendors.

Common sources or a bulk quantity of alcohol, such as cases or kegs, are not permitted at any student organization sponsored event, or in fraternity and/or sorority housing.

No activities or promotions shall encourage excessive and/or rapid consumption of alcoholic beverages. This includes contests, drinking games, and discounts or special pricing of alcoholic beverages. Use of alcohol at events is expected to be lawful and responsible.

Alcoholic beverages may not be used as awards or prizes in connection with events or activities. Prize coupons and/or gift cards donated by establishments with a liquor license must include the statement, "Not valid for purchase of alcohol."

Student organization or public funds may not be used for the purchase of alcoholic

beverages or gift cards to alcohol establishments.

Recognized NDSU student organizations planning off campus events at a venue where alcohol may be present must complete and submit an Alcohol Risk Management Form (ARMA) and a guest list to the Student Activities Office. Events involving alcohol must be closed events, intended only for organization membership and invited guests, and alcohol must be sold and served by a licensed third-party vendor.

### 3.9 – Advertising Related to Alcohol

Alcohol promotional activities, including advertising, shall not be associated with otherwise existing campus events, programs, or campus organizational functions on or off campus, and is prohibited. This includes novelty items, giveaways, and apparel associated with the event. Advertising of establishments that sell alcohol must adhere to the following guidelines:

1. Shall not include brand names, logos, prices, visual images, or verbal phrases that refer to consumption of alcoholic beverages;
2. Shall not encourage any form of alcohol abuse or promote alcohol specials such as two for ones, happy hour drink specials, or any ads that encourage rapid and extensive consumption of alcohol;
3. Shall not portray drinking as a solution to personal or academic problems or necessary for social, sexual, or academic success;
4. Shall not associate consumption of alcoholic beverages with performance of tasks that require skilled reactions such as operation of motor vehicles or athletic performance.
5. Shall include a statement of low-risk such as “know when to say when” or “please use our products legally and in a responsible manner.”

Member organizations shall adhere to the following NIC Alcohol Guidelines for any activity or event sponsored or endorsed by the member organization, including those that occur on or off chapter premises:

1. The chapter, members and guests must comply with all federal, state, provincial and local laws. No person under the legal drinking age may possess, consume, provide or be provided alcoholic beverages.
2. Alcoholic beverages must either be:
  - a. Provided and sold on a per-drink basis by a licensed and insured third-party vendor (e.g., restaurant, bar, caterer, etc.); or
  - b. Brought by individual members and guests through a bring your own beverage (“BYOB”) system. The presence of alcohol products above 15% alcohol by volume (“ABV”) is prohibited on any chapter premises or at any event, except when served by a licensed and insured third-party vendor.
3. Common sources of alcohol, including bulk quantities, which are not being served by

a licensed and insured third party vendor, are prohibited (i.e., amounts of alcohol greater than what a reasonable person should consume over the duration of an event).

4. Alcoholic beverages must not be purchased with chapter funds or funds pooled by members or guests (e.g., admission fees, cover fees, collecting funds through digital apps, etc.).
5. A chapter must not co-host or co-sponsor, or in any way participate in, an activity or event with another group or entity that purchases or provides alcohol.
6. A chapter must not co-host or co-sponsor an event with a bar, event promoter or alcohol distributor; however, a chapter may rent a bar, restaurant, or other licensed and insured third-party vendor to host a chapter event.
7. Attendance by non-members at any event where alcohol is present must be by invitation only, and the chapter must utilize a guest list system. Attendance at events with alcohol is limited to a 3:1 maximum guest-to-member ratio and must not exceed local fire or building code capacity of the chapter premises or host venue.
8. Any event or activity related to the new member joining process (e.g., recruitment, intake, rush, etc.) must be substance free. No alcohol or drugs may be present if the event or activity is related to new member activities, meetings, or initiation into an organization, including but not limited to “bid night,” “big/little” events or activities, “family” events or activities and any ritual or ceremony.
9. The chapter, members or guests must not permit, encourage, coerce, glorify or participate in any activities involving the rapid consumption of alcohol, such as drinking games.

## **Section II. Drugs and Other Substances**

Member organizations shall adhere to the following Code of Student Conduct policies:

### **3.6 - Drugs Other Than Alcohol**

Possession, consumption, being under the influence, or transport of illegal drugs or any other controlled substances is prohibited except pursuant to a physician’s, dentist’s, or other authorized medical personnel’s prescriptions (see next paragraph for information regarding medical marijuana). The manufacture, exchange, distribution, purchase, or sale of illegal drugs or controlled substances is prohibited. The possession of drug paraphernalia is prohibited.

Although North Dakota state law permits the use of medical marijuana by individuals

possessing lawfully issued medical marijuana cards, federal laws prohibit marijuana use, possession, and/or cultivation at educational institutions and on the

premises of other recipients of federal funds. The use, possession, or cultivation of marijuana for medical purposes is therefore not allowed in any NDSU housing or other University property, nor is it allowed at any University sponsored event or activity off campus.

3.7 - Conduct While Under the Influence of Alcohol or Other Drugs

Being under the influence of alcohol or other drugs is prohibited when the student causes a disturbance or endangers, or may endanger, the safety of others, property, or themselves.

3.10 - Smoking

Smoking, including vaping, is prohibited on NDSU grounds and in University buildings, residence halls, apartments, and enclosed structures.

Member organizations shall adhere to the following NIC Drug Guidelines:

1. The chapter/organization, members and guests must follow the federal law regarding illegal drugs and controlled substances. No person may possess, use, provide, distribute, sell and/or manufacture illegal drugs or other controlled substances while on chapter/organizational premises or at any activity or event sponsored or endorsed by the chapter/organization

### **Section III. Responsible Actions Policy**

Member organizations shall adhere to the following Code of Student Conduct policies:

2.2 - Responsible Action Expectations

All students are encouraged to promote the well-being of themselves, fellow students, and others. If an individual needs emergency medical attention, particularly resulting from the use of alcohol or other drugs, it is critical that students take responsible action by calling an ambulance or other appropriate emergency response personnel (police, fire, etc.) to gain that assistance.

Responsible action includes:

1. CALL for help: In medical emergencies, immediate action should be taken by calling 9-1-1 either off or on campus. In non-emergency situations on campus, students can also contact NDSU Police (701-231-8998) or notify Residence Life staff. In non-emergency situations off campus, students can contact Fargo Police (701-235-4493).
2. STAY with the individual until help arrives and notice has been given that assistance is no longer needed.
3. COOPERATE with responding staff or emergency personnel, including all requests for information and assistance.

Students/student organizations who take such responsible action, or for whom such action is taken, will not be subject to the student conduct process for alleged policy violations related to alcohol or drug use or minor policy violations, nor will the incident become part of the student's conduct record. However, students [including the student(s) needing assistance and reporter(s)] may be required to have an educational meeting with University personnel and/or complete an educational program. This protection may not apply if other conduct violations occurred within the same incident.

#### **Section IV. Hazing**

Member organizations shall adhere to the following Code of Student Conduct policies:

##### **3.46 - Hazing**

Hazing is prohibited regardless of location, intent or consent of participants. Hazing is defined as any action taken that intentionally or unintentionally endangers a student for admission into or affiliation with a student organization or group.

Such activities may include but are not limited to paddling in any form; creating of excessive fatigue; forced consumption of any substance; forced road trips; physical or psychological shocks; morally degrading, demeaning, unsanitary, humiliating games or stunts or other activities prohibited by law or university policy.

#### **Section V. Sexual and Power Based Violence**

Member organizations shall adhere to Policy 162 – Sexual and Gender Based Harassment and Sexual Misconduct:

1.4 - NDSU prohibits all forms of sexual harassment, gender-based harassment, and sexual misconduct, including but not limited to, intimate partner violence, sexual assault, sexual exploitation, stalking, complicity in the commission of any act prohibited by this policy, and retaliation against a person for the good faith reporting of any forms of misconduct or participation in any investigation or proceeding under this policy.

1.5 - Examples of the types of sex discrimination that are covered under this policy include but are not limited to: the failure to provide equal opportunity in athletics; discrimination in any course or program, notably in science, technology, engineering, and math (STEM); and discrimination based on pregnancy or parental status.

#### **Section VI. Anti-Discrimination Protections**

All member organizations will not discriminate against existing organizations, future

organizations, individual members, potential individual members, or non-affiliated individuals from membership or general activities on the basis of race, religion, national origin, age, or handicap.

NDSU IFC is fully committed to equal opportunity in educational programs and activities, in compliance with all applicable federal and state laws and including appropriate affirmative action efforts, for all individuals without regard to race, color, national origin, religion, sex (gender), disability, age, status as a U.S. Veterans, sexual orientation, status with regard to marriage or public assistance, or participation in lawful activities outside of the member organizations.

## **Section VII. Chapter House Residency**

Member organizations shall adhere to the following Code of Student Conduct policies:

### 4.9a - Residents of Greek Chapter Houses

Only initiated member(s) of that chapter currently enrolled at NDSU, or a house employee, may reside in the house during the fall and spring semesters without authorization from the Student Activities Office and chapter leadership.

### 4.9b - Summer Rules

Fraternity and sorority presidents are to furnish names of the summer house managers to the Coordinator of Fraternity and Sorority Life, Student Activities Office. Chapter leadership is required to inform summer residents of University and fraternity/sorority life policies.

### 4.9c - Alcohol and Other Drugs

Fraternity Houses – No alcoholic beverages are permitted in common areas of chapter property at any time. Student members who are 21 years of age may consume alcohol that is less than 15% ABV in the privacy of their rooms/suites with no more than three others who are also 21 years of age or older. If multiple individuals live in one room/suite, all must be 21 years of age or older for alcohol to be present and/or consumed. Illegal drugs are not permitted on chapter or campus property at any time.

Sorority Houses – National Panhellenic Conference policy requires alcohol free facilities for all housed chapters. Illegal drugs are not permitted on chapter or campus property at any time.

## **Section VIII. Membership Standards**

All member organizations agree to hold their individual members accountable to the following values and standards:

1. Know and understand the ideals expressed in member fraternity rituals and strive to

incorporate them into daily life.

2. Strive for academic achievement and practice academic integrity.
3. Respect the dignity of all person; therefore, member organizations and individual members will not physically, mentally, psychologically or sexually abuse or harm any human being.
4. Protect the health and safety of all human beings.
5. Respect member organization property and the property of others; therefore, member organizations and individual members will not abuse nor tolerate the abuse of property.
6. Meet all financial obligations in a timely manner.
7. Use nor support the use of illegal drugs; therefore, member organizations and individual members will neither misuse nor support the misuse of illegal drugs.
8. Maintain and continually enhance member organization property.
9. Hold member organizations and individual members accountable for violations of the
10. IFC Code of Standards.

## **Article X. STANDARDS BOARD**

### **Section I. IFC Judicial Board Jurisdiction**

The IFC shall be a peer-governing organization with an independent Judicial Board, which shall have jurisdiction over cases involving alleged member chapter violations, including but not limited to:

1. The IFC Constitution, Bylaws, Code of Conduct, and other policies.
2. The rules and regulations of North Dakota State University.
3. The general values-based conduct of fraternity men.

The IFC Judicial Board shall work with the campus to implement a comprehensive conduct program that enhances peer-governance; respects the authority of the campus to adjudicate alleged violations of the Student Code of Conduct; and avoids multiple, overlapping conduct processes.

1. The IFC shall develop an agreement with the campus that identifies the role of each judicial body in adjudicating allegations of chapter-level misconduct.
2. The IFC Standards Board shall defer to the campus to investigate and adjudicate hazing and sexual misconduct allegations, or any other allegation that is being investigated and/or adjudicated through the campus' conduct process.

3. For all other instances—outside of hazing and sexual misconduct—the Standards Board has the autonomy and responsibility to adjudicate chapter-level violations.

## **Section II. IFC Judicial Committee Composition**

The IFC Judicial Board shall be composed of one IFC Justice from each full IFC member chapter, chosen by that member chapter at the time of chapter elections, and shall be chaired by the IFC Vice President.

## **Section III. IFC Justice Eligibility**

To serve as the IFC Justice for a member chapter on the IFC Judicial Board, an individual must meet the following requirements:

- A. Be an active member, in good standing, of an IFC member chapter.
- B. Maintain good academic standing with the institution.
- C. Be devoted to the general ideals and principles of fraternity life and conduct himself in a professional manner consistent with the mission and purpose of the IFC, as defined within this Constitution.
- D. Have a working knowledge of the IFC Constitution and Bylaws, [**campus**] policies, NIC Standards, and the IFC Standard Operating Procedures.
- E. Not be a current member of the IFC Executive Board or serve as his member chapter's IFC Representative or Alternate Representative for the IFC General Body.
- F. Must complete training on the IFC Judicial Code prior to serving on an IFC Judicial Board hearing.

## **Section IV. Term of Office of IFC Justices**

The term of office for IFC Justices shall be until their graduation, resignation, or replacement under the procedures determined by each member chapter; or upon his election to serve on the IFC Executive Board or as his member chapter's IFC Representative or Alternate Representative for the IFC General Body.

## **Section V. IFC Judicial Policy**

The Judicial Board shall perform all duties and be subject to all regulations contained within the IFC Judicial Code in the Bylaws.

## **Section VI. IFC Judicial Board Hearing Justice Selection**

The IFC Vice President of Judicial Affairs will select five (5) Judicial Board justices, as predetermined by an alphabetical rotation of the member chapters, to hear a case. In the event the IFC Judicial Board rotation for service on a hearing falls upon an IFC Justice whose member chapter is involved in any way, with the alleged violation, the rotation will skip to the next member chapter in the alphabetical rotation.

## **Section VII. IFC Judicial Board Hearing Attendance**

All IFC Judicial Board hearings shall be conducted in accordance with the following requirements:

- A. All IFC Justices assigned to a hearing shall be present in order to conduct business on behalf of the IFC Judicial Board.
- B. Each IFC Justice assigned to a hearing is required to attend. Failure of an IFC Justice to attend a hearing for which he was assigned shall result in his member chapter being referred to the IFC Vice President of Judicial Affairs for potential judicial review.

### **Section VIII. IFC Judicial Board Hearing Voting Policies**

All IFC Judicial Board hearings shall operate utilizing the following voting policies:

- A. Each IFC Justice serving on a hearing shall have one vote.
- B. A majority vote shall govern all actions of an IFC Judicial Board.

## **Article VII. PROVISION FOR BYLAWS**

### **Section I. Bylaw Addition Procedure**

The IFC Bylaws (standing rules) may be added by a two-thirds (2/3) majority vote of the total voting membership of the IFC. The Bylaws needs two-thirds (2/3) vote of total voting membership to amend or rescind.

### **Section II. Record Keeping**

The Vice President will keep on file all changes to the Bylaws.

### **Section III. Bylaw Review**

Every three years the IFC Vice President will conduct a full council review of the Constitution and By-Laws beginning in 2012.

## **Article IX. RATIFICATION AND AMENDMENTS**

### **Section I. Ratification**

This Constitution shall be in effect when ratified by three-fourths (3/4) vote of the total voting membership of the IFC.

### **Section II. Amendments**

This Constitution may be amended at any meeting by three-fourths (3/4) vote of the total voting membership of the IFC, providing that every proposal for amendment be submitted in

writing and presented at full council one meeting prior to voting.

The IFC Bylaws may be amended or rescinded at any meeting with a two-thirds (2/3) vote of the total voting membership of the IFC.

# Bylaws

## Article I. FINANCE

### Section I. Fiscal Year

The fiscal year of the North Dakota State University Interfraternity Council (IFC) shall be from January 1 to December 31 inclusive.

### Section ~~I.~~ II. Checks

1. All checks issued on behalf of the IFC shall be signed by the President, ~~or the~~ Director of Administration and Finance, or IFC Advisor.

### Section III. Bank Account

1. The President and Director of Administration and Finance shall have explicit bank account access, and the Coordinator for Fraternity and Sorority Life shall have viewing and spending rights to the bank account. All members of the Interfraternity Council shall be given updates on council spending throughout the semester.

### Section IV. Budget

1. All executive officers must create and present a budget by the second meeting of the semester to be voted on. The budget shall require a two-thirds (2/3) majority vote of the total voting membership of the IFC.

### Section V. Payments

1. All payments due to the IFC shall be given to the Director of Administration and Finance who shall record them.
2. Checks for payments shall be made payable to the North Dakota State University Interfraternity Council.

### Section VI. Membership Dues

1. The dues of each member fraternity shall be an assessment per member/new member listed on the myNDSU chapter roster. The amount of dues shall be as follows:
  - a. Each chapter shall be charged 15 dollars per active member

2. Dues must be paid in full within two (2) weeks of bills being sent to chapters.
  - a. The penalty for not paying in full by the due date will be an additional \$1.00 per member for each week payment is late.

## **Article II. OFFICER DUTIES**

### **Section I. Officer Responsibilities**

1. Attend all IFC meetings and IFC and FSL events.
2. Not be on the executive board of their respective fraternities during their terms of office with IFC.
3. The Recruitment Officer/Chair may not hold the Director of Recruitment position at the same time.
4. Not vote or second motions during regular or special meetings, except in case of a tie vote.

### **Section II. President**

1. Schedule, attend, and conduct bi-weekly IFC Executive Team and bi-weekly Full Council meetings.
2. Call special meetings when necessary
3. Prepare IFC meeting agendas and distribute prior to the scheduled IFC meeting.
4. Call and preside with the Panhellenic President at monthly meetings of the Panhellenic and IFC Executive Councils
5. Represent the interests of the fraternal community on university committees and at events as needed.
6. Collaborate and work with the Panhellenic Council President to elevate and enhance the NDSU Fraternity and Sorority Life community.
7. Be knowledgeable of and educate the Fraternity and Sorority Life community on the following Interfraternity Council, Panhellenic Council, Congress of Student Organizations, and NDSU policies/procedures/documents.
  - a. IFC Constitution & Bylaws
  - b. IFC Standards Board Constitution & Bylaws
  - c. Panhellenic Council Constitution & Bylaws
  - d. North-American Interfraternity Conference
  - e. NDSU Fraternity and Sorority Life Initiatives
  - f. Overview of Fraternity and Sorority Life
  - g. Congress of Student Organizations Guidelines
  - h. Code of Student Behavior: Rights and Responsibilities of Community
8. Prepare and file all appropriate paperwork in order to keep the Interfraternity Council in good standing with the NIC, CSO, and NDSU.
9. Maintain the integrity and sound relationship of the IFC.
10. Perform any other duties pertaining to this office.
11. Serve a minimum of five (5) hours per week in the Fraternity and Sorority Life Office.

### **Section III. Vice President**

1. Serve as the Chair of the IFC Standards Board. Schedule and conduct monthly Standards Board meetings for ongoing training and to address potential IFC Standards violations as they arise.
2. Be knowledgeable of and educate the IFC Council and member chapters of the IFC Standards Board Constitution & Bylaws.
3. Serve as the IFC Council Risk Manager. Become knowledgeable and educate the Fraternity and Sorority Life community of current and potential risk management issues.
4. Be knowledgeable of best practices for successful academic achievement within fraternity chapters.
5. Serve as a resource for member chapter's scholarship officers.
6. Become knowledgeable of university academic policies and procedures.
7. Identify and educate academic resources on campus for member chapters.
8. Work with chapters that are under the All-Fraternity grade point average to develop an academic progress plan.
9. Create and oversee the administration of IFC scholarships to member organizations and designated individuals.
10. Plan and execute Study a Thon each semester in collaboration with the Panhellenic Vice President of Academic Initiatives.
11. Perform any other duties pertaining to this office.
12. Serve a minimum of five (5) hours per week in the Fraternity and Sorority Life Office.

### **Section IV. Director of Administration and Finance**

1. Record IFC Executive Board and General Body meeting minutes and distribute within three (3) days following the schedule meeting.
2. Collect member dues and fines.
3. Lead and oversee the annual budget process
4. Approve and disperse expenditures and reimbursements
5. Maintain accurate records through invoicing and receipts
6. Make bank deposits when necessary
7. File taxes in accordance with federal and state laws

8. Submit a financial report at each Executive Team and Council meeting.
9. Manage costs efficiently to keep a positive balance in all IFC bank accounts.
10. Maintain the IFC Executive Board and General Body member roster.
11. Maintain accurate data in FS Central so officers and members stay up to date, including:
  - a. Contact lists
  - b. Group profile
  - c. Governing documents and important information
  - d. Chapter membership listing
12. Take, edit and distribute IFC meeting minutes
13. Maintain accurate contact information for the leaders and stakeholders of the community
14. Record the events of the IFC chapters through a collective calendar
15. Manage IFC files (online storage or binders) including:
  - a. IFC Constitution, bylaws and governing documents
  - b. Calendar of events
  - c. Contact information
16. Reserve and manage all room reservations for meetings.
17. Maintain at least a level 3 status with CSO.
18. Attend required CSO programs and events.
19. Check the IFC mailbox and distribute mail on a consistent basis to Executive Team member's mailboxes within the Fraternity and Sorority Life Office.
20. Perform any other duties pertaining to this office.
21. Serve a minimum of five (5) hours per week in the Fraternity and Sorority Life Office.

#### **Section V. Director of Health and Safety**

1. Serve as the IFC Council Risk Manager. Become knowledgeable and educate the IFC community of current and potential risk management issues.
2. Assist the Coordinator of Fraternity and Sorority Life in ensuring that the Greek community is aware of, utilizing, and completing the NDSU Notification of Travel Form and Alcohol Risk Management Planning Notification Form.
3. Represent IFC on the President's Council for Campus Well-Being.
4. Attend Enough Executive Board meetings, general meetings, and events.
5. Remain proactive and diligent in addressing risk management issues within the NDSU Greek community as they arise.
6. Perform any other duties pertaining to this office.
7. Serve a minimum of five (5) hours per week in the Greek Life Office

#### **Section VI. Director of Recruitment**

1. Chair the IFC Recruitment Committee and report all committee activity to the IFC Executive Team.
2. Be knowledgeable of and educate the Fraternity and Sorority Life community on year-round values-based recruitment strategies.
3. Develop recruitment budget.
4. Create and execute a timeline for recruitment.

5. Updates and maintains the IFC Recruitment Rules.
6. Promotes all recruitment events and member organization events on social media and on campus.
7. Plan and implement a minimum of one (1) IFC recruitment event prior to Recruitment Week.
8. The recruitment chairman shall have one (1) fall recruitment event for the year of the chair's elected term decided upon and completely planned by May 31<sup>st</sup> of the year of the chair's term in office.
9. The recruitment chairman shall have one (1) spring recruitment event planned for the year following their elected term by October 31<sup>st</sup> in the year of their term of office.
10. Have the recruitment dates set for the fall semester of their term by the first IFC meeting in March and the recruitment dates for the spring semester following their term in office by the second IFC meeting in October of their term in office.
11. Respond to all interest forms on the Fraternity and Sorority Life website
12. Work with the Panhellenic Vice President of Recruitment to promote positive Fraternity and Sorority Life recruitment events.
13. Attend and participate in summer orientation sessions and Welcome Week events if available.
14. Perform any other duties pertaining to this office
15. Serve a minimum of five (5) hours per week in the Fraternity and Sorority Life Office.

### **Section VII. Director of Philanthropy & Events**

1. Chair the Greek Weekend Committee to plan and execute Greek Weekend.
2. Co-Chair the Greek Programming Board with Panhellenic Vice President of Events and report all committee activity to the IFC and Panhellenic Executive Teams.
3. Develop and implement social and service programs for the Fraternity and Sorority Life community that enhances relationships through service, wellness, leadership, and personal development in partnership with existing programs on campus.
4. Develop service projects and philanthropic events for IFCs and member fraternities.
5. Promote interfraternal service by organizing annual community service projects.
6. Engage the fraternity community in a discussion about the importance of community service opportunities and events.
7. Collect and report member fraternity community service hours, philanthropic dollars, and activities.
8. Perform any other duties pertaining to this office
9. Serve a minimum of five (5) hours per week in the Fraternity and Sorority Life Office.

### **Section VIII: Diversity and Inclusion Chair**

1. Promote a culture of inclusion where all individuals are welcome, able to thrive and be fully engaged in the fraternity/sorority experience.
2. Collaborate with campus/community offices and content experts to provide resources and in-depth discussions

3. Collaborate with other fraternal councils to provide a community-wide effort of DEI
4. Conduct annual needs assessment and analyze results to ensure the educational focuses aligns with membership needs.
5. Work alongside the inclusion committee to develop comprehensive and innovative strategies to be embedded in the chapter/council culture and ongoing operations.
6. Accelerate the creation of an equitable chapter/council experience by engaging in conversation and awareness of DEI focuses as it relates all areas of chapter and council operations:
  - a. Recruitment/Intake
  - b. Education/Programming
  - c. Academic Development
  - d. Finances
  - e. Communication, Marketing, Branding
  - f. Health and Safety
  - g. Wellness
  - h. Civic Engagement
7. Effectively communicate and present DEI strategy and initiatives to executive leadership.
8. Proposes and/or develops programming related to diversity and inclusion, including areas such as cultural competencies, implicit bias and intention vs impact.
9. Convening community dialogue in response to campus, national and global events related to diversity and inclusion.
10. Build and sustain community partnerships to support diversity and inclusion projects/plans/initiatives.
11. Serve a minimum of five (5) hours per week in the Fraternity and Sorority Life Office.

### **Article III. CHAPTER RESPONSIBILITIES**

#### **Section I. Academic Policy**

1. All member chapters of the Interfraternity Council are to hold a minimum Grade Point Average (G.P.A.) of a 2.7 on a 4.0 scale.
2. The IFC will notify any chapter that falls below a 2.7 G.P.A. and that chapter will be placed on academic probation.
3. A chapter on academic probation will be subject to the following sanctions:
  - a. The chapter must devise an academic improvement plan, and present it to the IFC for approval.
    - i. The improvement plan must be presented to the IFC within 30 days of notification.

- ii. If the chapter does not present an improvement plan within 30 days of notification, they will be issued a \$5 fine for each day past due.
    - iii. If the improvement plan is not approved by the IFC, the chapter shall have an opportunity to revise the plan.
    - iv. If a revised improvement plan is not approved by the IFC, the IFC will make necessary revisions to bring a chapter to compliance.
4. A chapter shall be alcohol-free for 16 consecutive academic weeks following reception of a final grade report that indicates a chapter G.P.A. below 2.7 on a 4.0 scale.
  - a. The summer term is excluded from the 16 consecutive weeks.
  - b. If the 16 week sanction is not completed in an entire semester, the remaining weeks will be enforced from the beginning of the following semester.
5. A chapter that falls below the G.P.A. for a second consecutive semester shall be placed on social probation, in which they shall not participate in any events sponsored by the IFC council or member chapters.
  - a. All the sanctions outlined in III.I.C.a and III.I.C.b will be in effect.
6. A chapter that falls below a 2.7 G.P.A. for a third consecutive semester will lose IFC membership and recognition.
7.
  - a. If a chapter that is in bad standing with the IFC completes a satisfactory semester (a semester in which the chapter earns at least a 2.5 cumulative G.P.A), they may submit a request to be brought back into good standing.
  - b. A request to be brought back into good standing will be heard by the IFC at a business meeting and shall require a 2/3 affirmative vote to pass.
8. A chapter may submit an appeal to any decision made by the IFC Standards Board if there are extenuating circumstances.
  - a. These circumstances will be reviewed by the IFC Standards Board and a decision will be made at the next IFC Standards Board meeting.’
  - b. Any decision made by the Standards Board at this point will be final.

## **Section II. Individual Academic Policy**

1. The following tiers of academic probation shall apply to all members of the fraternity community at NDSU:
  - a. If a member falls below a 2.7 GPA for one semester, they shall follow their chapter’s protocol for academic probation.
  - b. If a member falls below a 2.7 GPA for a second semester:
    - i. they shall attend mandatory Fraternity and Sorority Life study tables for that semester in addition to chapter protocol.
    - ii. They will meet with the Vice President and the Coordinator for Fraternity

and Sorority Life regarding to create a restorative success plan to raise their GPA to at or above a 2.7.

- c. If a member falls below a 2.7 GPA for the third consecutive semester, that member shall no longer be recognized by the IFC council until their GPA is raised to a 2.7.
  - i. If their GPA is raised to a 2.7, they shall still attend mandatory study tables until their GPA is at a 2.7 for a second consecutive semester.

### **Section III. Chapter Recognition**

1. All chapters must be in good standing with the Congress of Student Organizations (CSO) in order to be recognized by the Interfraternity Council.
  - a. If chapters fall below a status of 3, they will have one semester to regain good standing.
  - b. If a chapter fails to regain their status of 3, they will lose voting rights as an organization on IFC.
2. All member chapters must follow all CSO policies.
3. If a chapter loses CSO recognition, they will lose IFC recognition.
4. Chapters who repeatedly violate IFC bylaws and policies could be removed by the IFC General Body and/or NDSU.

## **Article IV. MEMBERSHIP ELIGIBILITY AND REQUIREMENTS**

### **Section I. Membership Eligibility**

1. Social fraternities and sororities are chartered with a single institution and therefore are ineligible for Tri-College students; membership is limited to students enrolled at NDSU.
2. Members of member organizations must be an enrolled student at NDSU.
3. Dual enrolled and/or high school students are ineligible for membership.
4. The following students are able to join fraternities:
  - A. Commuter students
  - B. Pathway students
  - C. Transfer students
  - D. Part-time students
  - E. Graduate students
  - F. International students
5. Member organizations will follow all inter/national organization guidance pertaining to membership eligibility.
6. IFC does not mandate a GPA requirement for members to be eligible to participate in recruitment.

7. Member organizations may stipulate additional requirements for membership eligibility in addition to the aforementioned requirements.

## **Section II. Membership Requirements**

All individual members of member organizations will abide by the following requirements:

1. All members will pay financial obligations on time.
2. All members will abide by all the aforementioned policies and rules.

## **Article V. IFC JUDICIAL PROCEDURES**

### **Section I. IFC Judicial Powers and Responsibilities**

Per Article X, Section I of the IFC Constitution, the IFC shall be a peer-governing organization with an independent Judicial Board that shall have jurisdiction over cases involving alleged member chapter violations of IFC policy, including but not limited to:

1. The IFC Constitution, Bylaws, Code of Conduct, and policies;
2. The rules and regulations of North Dakota State University
3. The general values-based conduct of fraternity men.

### **Section II. Due Process**

In appearing before the Judicial Board, each member chapter shall be granted certain rights termed “due process.” Those rights are:

1. Right to be notified, in writing, of all charges, as outlined in the Bylaws;
2. Right to present a defense, including the calling of witnesses;
3. Right to question witnesses;
4. Right to be accompanied by an advisor for advisory purposes only, but not for representation;
5. Right to be notified, in writing, of all findings and sanctions imposed, as outlined in the Bylaws;
6. Right to appeal the decision, as outlined in the Bylaws.
7. Right to be free from double jeopardy.

### **Section III. Filing of Complaints**

Any individual or group may file a complaint against a member chapter, specifying in writing the particular alleged acts of the accused. This must be done by submitting an IFC Judicial Complaint Form to the IFC Vice President of Judicial Affairs. The IFC Vice President of Judicial Affairs shall promptly review and investigate the allegation. Upon determination that an

allegation contains information sufficient to warrant further adjudication, the IFC Vice President of Judicial Affairs may charge a member chapter with a violation.

#### **Section IV. Notification of Charges**

Once the IFC Vice President of Judicial Affairs has determined the filed complaint has merit, the member chapter and its inter/national organization is to be provided written notification of the charges at least two weeks in advance of the hearing. This written notification shall include the following:

1. Date, time and location of their Informal Resolution Hearing;
2. Description of the alleged violation; and
3. Due process rights.

#### **Section V. Investigatory Evidence**

All evidence related to a complaint shall be compiled and presented to all parties at least one week prior to any informal Resolution Hearing or formal Judicial Board hearing. All evidence shall be directly related to the complaint(s) alleged against the member chapter and shall be approved by the IFC Vice President of Judicial Affairs prior to circulation.

#### **Section VI. Informal Resolution Hearing**

Upon a finding of the IFC Vice President of Judicial Affairs that a filed complaint contains information sufficient to warrant further adjudication, he may offer the charged member fraternity the opportunity to participate in an Informal Resolution Hearing unless he feels that potential sanctions could include suspension or loss of IFC recognition.

In cases in which the charged member chapter accepts an Informal Resolution Hearing, the IFC Vice President of Judicial Affairs shall meet with a representative of the charged member chapter to discuss the allegations of the complaint. Within three (3) business days of the Informal Resolution Hearing, the IFC Vice President of Judicial Affairs may dismiss the complaint with a finding of no violations, provide the charged member chapter with his finding of violations and recommendation for a resolution through disciplinary or corrective sanctions. The charged member chapter has three (3) business days to accept or reject the terms of resolution. If the charged member chapter accepts the resolution, the charged member chapter waives all rights of appeal and the outcome is final.

If the charged member chapter rejects offer of an Informal Resolution Hearing or the resolution, a Formal IFC Judicial Board Hearing will be convened to hear the case.

### **Section VII. Prohibited Sanctions for Informal Resolution Hearing**

The IFC Vice President of Judicial Affairs shall not recommend suspension or loss of IFC recognition through an Informal Resolution Hearing. Should the IFC Vice President of Judicial Affairs believe suspension or loss of IFC recognition is warranted, the case shall automatically be referred to a Formal IFC Judicial Board Hearing.

### **Section VIII. Formal IFC Judicial Board Hearing**

If:

1. The charged member chapter rejects having an Informal Resolution Hearing;
2. The charged member chapter rejects the findings and/or sanctions of the Informal Resolution Hearing
3. The IFC Vice President of Judicial Affairs determines the allegation is egregious enough to warrant potential suspension or loss of IFC recognition; or
4. The IFC Vice President of Judicial Affairs chose not to offer an Informal Resolution Hearing;

The IFC Vice President of Judicial Affairs shall convene a Formal IFC Judicial Board Hearing.

The IFC Vice President of Judicial Affairs will select five (5) Judicial Board justices, as predetermined by an alphabetical rotation of the member chapters, to hear the case. In the event the IFC Judicial Board rotation for service in a hearing falls upon an IFC Justice whose member chapter is involved in the alleged violation, the rotation will skip to the next member chapter in the alphabetical rotation.

The IFC Vice President of Judicial Affairs shall serve as a non-voting Chief Justice and preside over all formal Judicial Board hearings.

### **Section IX. Formal IFC Judicial Board Hearing Proceedings**

For all IFC Judicial Board hearings, the following procedures shall be followed:

1. **Participants:** Attendance at all IFC Judicial Board hearings shall be limited to the member chapters involved, any witnesses, the IFC Justices assigned to serve on the Judicial Board for the hearing, and the IFC Vice President of Judicial Affairs. At the discretion of the IFC Vice President of Judicial Affairs, witnesses may be excluded from the hearing room until it is his or her turn to testify. Additionally, the charged member chapter may be accompanied by its chapter advisor during any Judicial Board hearing. The chapter advisor must be registered as the official chapter advisor of the member chapter. The chapter advisor shall only act in an advisory capacity and is not allowed to conduct any portion of the chapter's presentation.
2. **Confidentiality:** All individuals involved in a hearing are required to agree to a statement of confidentiality. Individuals shall not disclose information regarding the following:

- a. Any individuals, member chapters, or IFC Justices involved.
  - b. Details of the proceedings
  - c. Witness testimony.
3. Hearing Process:
- a. Initiation of the Hearing: The IFC Vice President of Judicial Affairs shall inform all individuals present that the hearing will be conducted in an orderly manner and any person causing disruption will be asked to leave. Additionally, he shall advise the charged member chapter of the formality of the hearing and the necessity of all parties to be truthful.
  - b. Overview of Judicial Hearing Process: The IFC Vice President of Judicial Affairs shall outline the process for the remainder of the hearing as follows:
    - i. Presentation of alleged charges, violations, and investigatory evidence against the charged member chapter shall be presented by the IFC Vice President of Judicial Affairs:
      1. Charged member chapter may ask questions;
      2. IFC Justices may ask questions;
    - ii. Presentation of charged member chapter:
      1. IFC Justices may ask questions;
    - iii. Calling of Witnesses
      1. Charged member chapter may ask questions;
      2. IFC Justices may ask questions;
    - iv. Charged member chapter may give final statement;
    - v. IFC Justices deliberate in closed session to determine findings of responsibility and if necessary, appropriate sanction(s).

## **Section X. Conflicts of Interest**

In the event the IFC Vice President of Judicial Affairs' member chapter is involved in the alleged violation, the highest ranking IFC Executive Board officer, starting with the IFC President, as listed in Article V, Section II of the IFC Constitution, shall serve in his stead.

## **Section XI. Prohibition on Recruitment Restrictions as a Sanction**

The IFC Judicial Board may impose educational and punitive sanctions, as prescribed in the IFC Bylaws, but under no circumstances may it prohibit a Member Fraternity's ability to recruit.

## **Section XII. Non-Status Sanctions**

The IFC Judicial Board may impose sanctions that are punitive and/or educational, but not solely financial and do not restrict recruitment. The following are sanctions that may be imposed by the IFC Judicial Board and/or IFC Vice President of Judicial Affairs (including, but not limited to):

1. Letter of apology
2. Fines
3. Restitution
4. Educational programming
5. Public service to the campus or community
6. Meetings with campus office/departments
7. Loss of social event and/or campus event privileges
8. Loss of eligibility for IFC Awards
9. Censure

### **Section XIII. Status Sanctions**

In the event of an egregious violation, the following are sanctions that may be imposed by the IFC Judicial Board for a specified period of time:

1. Suspension: Loss of IFC voting rights and removal from good standing status, and any additional Non-Status Sanctions.
2. Loss of IFC Recognition: Loss of IFC recognition and its rights and privileges.

When adjudicating a potential violation that may result in suspension/loss of recognition from the IFC for the member chapter, the Judicial Board shall work collaboratively with the inter/national organization and campus.

### **Section XIV. Duration of Sanctions**

Judicial action shall specify the duration and deadlines of any sanctions imposed. After such specified time, if the member chapter has fulfilled the requirements of the sanctions imposed, the member chapter shall return to good standing. In the event the member chapter does not fulfill all of the requirements of the sanctions imposed, the IFC Vice President of Judicial Affairs shall convene a Formal IFC Judicial Board Hearing to determine future course of action.

### **Section XV. Notification of Findings**

Within three (3) business days of any Informal Resolution Hearing or Formal Judicial Hearing, the IFC Vice President of Judicial Affairs shall communicate in writing to the charged member chapter, its inter/national organization, and its chapter advisor, as well as any relevant NDSU administrators, the alleged violation, the findings of the hearing, and any sanction(s) imposed.

The IFC Vice President of Judicial Affairs shall notify the IFC General Body of any sanctions imposed upon a member chapter through any Informal or Formal Judicial Hearing.

## **Section XVI. Appeals**

The IFC Judicial Board's decision is subject to appeal by a member chapter within two weeks of receiving written notification of the decision. Appeals shall be made in writing to the IFC President and shall be made solely on the following grounds or be dismissed:

1. Error in the charge and/or Judicial Board Hearing process that materially affected the outcome.
2. The severity of the sanction did not match the severity of the violation.
3. New information that could not have been discovered prior to the IFC Judicial Board Hearing through the exercise of reasonable diligence.

Sanctions imposed through the Judicial Process shall stand until an appeal is heard.

## **Section XVII. Non-Status Sanctions Appeals**

The IFC Executive Board shall hear appeals for Non-Status Sanctions. The IFC Vice President of Judicial Affairs shall first present the IFC Judicial Board's decision and rationale for its actions.

The appealing member chapter shall then be afforded the opportunity to present its reasoning for seeking a reconsideration of the IFC Judicial Board's actions.

The appealing chapter must be given at least one week's notice of the time, place, and procedure of the appeal hearing.

Any individual from the appealing member chapter serving on the IFC Executive Board shall not participate in the appeal proceedings.

The IFC Executive Board may either dismiss the charge(s) with no sanctions or alter the sanctions imposed by the Formal IFC Judicial Board Hearing.

Any alterations must be approved by at least two thirds (2/3) if the IFC Executive Board. The decision of the IFC Executive Board shall be final for Non-Status Sanctions.

## **Section XIX. Status Sanctions Appeals**

The IFC General Body shall hear appeals for Status Sanctions. The IFC Vice President of Judicial Affairs shall first present the IFC Judicial Board's decision and rationale for its actions. The appealing member chapter shall then be afforded the opportunity to present its reasoning for seeking a reconsideration of the decision. The appealing chapter must be given at least one week's notice of the time, place, and procedure of the appeal hearing. Upon completion of the

member chapter appeal presentation, all representatives of the Member Fraternity shall be dismissed from the meeting, including the member chapter's IFC Representative and Alternate Representative.

The IFC General Body shall first vote on whether to discuss dismissal or alteration of the status sanction, which shall require a two-thirds (2/3) vote. In the event the IFC General Body votes to discuss dismissal or alteration, the IFC General Body shall determine by a two-thirds (2/3) vote to either dismiss the charge(s) with no sanctions or to alter the sanctions imposed. If a two thirds (2/3) majority cannot be achieved for dismissal or alteration of the sanctions, the initial sanctions will remain in place.

The decision of the IFC General Body shall be final with no further appeal rights.