ARTICLE I – PURPOSE

Sec. 1. To establish precedent and maintain continuity in regard to judicial action involving fraternities.

Sec. 2. To implement the enforcement of the Interfraternity Council (IFC) Constitution, IFC Bylaws, and the Greek Code of Conduct.

Sec. 3. To remove personal and judicial elements from the meetings of the regular IFC.

Sec. 4. To offer the fraternities increased opportunity for self-government with the ultimate goal of improving interfraternity relations.

ARTICLE II – JURISDICTION AND GENERAL AUTHORITY

Sec. 1. The IFC Judicial Board shall have jurisdiction over all cases involving violations and/or interpretations of the IFC Constitution and Bylaws, and the Greek Code of Conduct. It shall be the responsibility of the IFC Judicial Board to inform appropriate University authorities, when necessary, of hearings to be held in regard to applicable member fraternities.

Sec. 2. All member fraternities of IFC shall conform with the provisions of the Wichita State University regulations affecting the standards of conduct set for all student groups.

Sec. 3. The Interfraternity Council will uphold all opinions and decisions of the Judicial Board.

Sec. 4. Actions taken or pending by a chapter’s internal judicial body, the national or international office of the fraternity, the Wichita State University Office of Student Affairs, or by the State of Kansas court system will not necessarily affect the determination of whether or not a case is referred to the IFC Judicial Board.

ARTICLE III – MEMBERSHIP

Sec. 1. Each IFC member fraternity has the opportunity to have its members serve on the Judicial Board.

Sec. 2. Each Judicial Board representative must maintain a cumulative G.P.A. of 2.3 or better.

Sec. 3. The representatives shall not be of freshman standing in the chapter. Furthermore, the representative shall not at the time of his service be a representative of IFC or serve on the Executive Council of IFC.

Sec. 4. Potential Judicial Board representatives will be chosen by their individual chapter, or by the Chair of the Judicial Board. The selection of the potential Judicial Board representatives shall be approved by their respective fraternity’s chapter president.
Sec. 5. The IFC Full Council reserves the right to decline nominations by a simple majority vote of chapters present if nominees are deemed inappropriate for the positions. Once ratified, the positions shall be held for the entire academic year.

Sec 7. Judicial Board representatives must attend judicial proceedings at the call of the Chair of the Judicial Board.

Sec. 8. The Greek Advisor shall serve as a non-voting member and advisor to the Judicial Board.

Sec. 9. The Vice President of IFC shall act as Chairman of the Judicial Board. He will not have a vote. He shall appoint, at the judicial board training session, a secretary to keep record of the Judicial Board’s transactions and a Vice Chairman who will act as chairperson in case of the inability of the Chairman.

ARTICLE IV – INVESTIGATION OF COMPLAINTS

Sec. 1. Any violation of the IFC By-laws and/or Greek Code of Conduct can warrant a complaint made against an IFC fraternity/ies).

Sec. 2. All complaints must be submitted to the Vice President of IFC within 10 days of the violation.

Sec. 3. All complaints must be submitted on the standard complaint form located in the Center for Student Leadership with the following: date of alleged infraction, location, names of persons involved, names of witnesses (when available), necessary signatures and description(s) of the specific infraction(s).

Sec. 4. The investigation process will proceed as follows:
   a. The Vice President of IFC has 48 hours to contact chapter president of the chapter in question to inform him of the complaint and investigation.
   b. The Vice President of IFC and/or members of the Judicial Board, chosen by the Chair of the Judicial board, will investigate the alleged infractions.
   c. The Vice President of IFC will have 10 business days to conduct a thorough investigation.
   d. After completing the investigation, the Vice President of IFC will either choose to conduct mediation or a judicial hearing.
   e. The Vice President will then contact the chapter president to notify him of the chosen course of action.

ARTICLE V – MEDIATION

Sec. 1. Mediation shall be a specific role that resolves conflicts that do no rise to the level of serious discipline action. The decision to mediate shall be at the discretion of the Chair of the Judicial Board.

Sec. 2. Mediation will consist of a meeting with one representative from the accusing party and one representative of the respondent chapter.
Sec. 3. The Judicial Board Chair and/or the Greek Advisor will serve as mediator.
Sec. 4. All attempts to resolve the issue will be made during the mediation. However, in the event that mediation is not successful, a judicial board hearing will be assembled.

ARTICLE VI – OPERATING PRECEDURE OF THE JUDICIAL BOARD

Sec. 1. The Judicial Board shall meet upon the call of the Chairman. The Chairman shall call a meeting as warranted.
Sec. 2. There shall be an odd number of hearing board members adjudicating having a minimum of 3 hearing board members. The chair will not vote.
Sec. 3. Action on a case shall begin within 10 business days after receiving the case from the IFC Vice President. At least 5 business days before the date set for the hearing, the secretary shall notify the respondent fraternity(ies) in writing of the list of violations(s), time, and location of the hearing, and information regarding the process. Non-appearance shall be considered by the Board as an admission of guilt to the specified violation(s).
Sec. 4. The use of personal appearance witnesses is permitted. All witnesses must be notified 24 hours before a hearing. All witnesses will be heard at a hearing. The Board will not limit personal appearance witnesses.
Sec. 5. The Board shall hear and/or view all evidence that pertains to the case.
Sec. 6. A written copy of each and every decision made by the Board shall be filed with the Greek Advisor, the Chair of the Board, and one copy shall be kept in the Judicial Board file.
Sec. 7. Decisions shall be made by a majority vote of the members of the Board sitting on the case by means of secret ballot. All members must vote and no abstentions will be allowed. A member must hear all witnesses and attend all meetings until a final decision is reached, unless prevented by an emergency or by extreme circumstances. In the event of such an occurrence, the Board shall determine if the member is to be seated.
Sec. 8. For every case, once the adjudication process is complete, the IFC Judicial Board will not subject chapters to a repeated adjudication for the same case. Incidents may warrant a fraternity being addressed by more than one judicial system (i.e., IFC Judicial Board, a civil or criminal court, Inter/National Fraternity Headquarters, and Wichita State University.
Sec. 9. The Board shall set up its own hearing procedure in all matters not covered herein.

ARTICLE VII – SANCTIONING

Sec. 1. The Judicial Board shall have the power to implement sanctions of a monetary, disciplinary or restrictive nature in accordance with the IFC Constitution and Bylaws. The type and degree of the infraction is decided upon by the Judicial Board.
Sec. 2. Offences that warrant sanctioning by the Board include but are not limited to violations of the Greek Code of Conduct.

ARTICLE VIII – APPEALS

Sec. 1. Decisions of the Judicial Board shall be final except as herein provided.
Sec. 2. Any appeal must be made in writing to the Chair of the Board.
Sec. 3. Incidents that may grant an appeal include:
   a. Due process is not followed
   b. Improper sanctions
   c. New evidence that would dramatically change the sanctions
   d. The chapter(s) must demonstrate that procedures used during the investigation and/or hearing substantially prejudiced the decision.
Sec. 4. Appeals are held at the next scheduled IFC Full Council Meeting
Sec. 5. Throughout an appeal, the sanctions are valid and enforceable.
Sec. 6. The appeal process will proceed as follows:
   a. The Chair of the Judicial Board will make a report of the sanctions and justification for them.
   b. The appealing chapter(s) will make a report of their appeal
   c. The Council will be able to ask questions
   d. The appealing chapter is excused from the room
   e. A general discussion takes place
   f. The Council votes to amend sanctions. The Chair of the Judicial Board will not vote.
   g. If the vote passes, the Council will then levy new sanctions (if applicable)
   h. A chapter may appeal only once

ARTICLE IX – ETHICAL STANDARDS

Sec. 1. All information concerning cases tried by the Judicial Board shall be released by the Judicial Board itself.
Sec. 2. The Judicial Board Chairman shall be responsible for releasing information regarding outcomes of sanctions. Information will be conveyed in a typed written letter hand delivered by the Judicial Board Chairman to all parties impacted.
Sec. 3. The disciplinary status and record of a chapter shall not be discussed with anyone outside of the Judicial Board hearing.
Sec. 4. All Judicial Board members are bound by silence concerning any and all information presented during the hearing.
Sec. 5. The vote of each Judicial Board member is kept confidential.
Sec. 6. The vote of the entire Judicial Board will be shared with the chapter when the decision is announced. Also, information regarding majority and minority opinions during deliberation should be recorded and shared with the fraternity.
ARTICLE X – PROCEDURE OF THE JUDICIAL BOARD

Sec. 1. The process of adjudication by the Judicial Board will follow the outline stated in the Judicial Board Hearing Checklist

ARTICLE X – AMENDMENTS

Sec. 1. This code or any part thereof may be amended or repealed by three fourths vote of the membership of IFC.

ARTICLE XI – REVISION

Sec. 1. The Executive Board of IFC and/or the IFC Full Council shall review this code annually and recommend revisions as needed.