Interfraternity Judicial Board Constitution

Article I

Section 1. The name of the judicial body of the Interfraternity Council (IFC) shall be the Interfraternity Judicial Board.

Article II

Section 1. The Interfraternity Judicial Board will:
   A. Interpret, uphold and enforce the following:
      1. UNI Student Code of Conduct
      2. IFC By-Laws and Constitution
      3. UNI Greek Alcohol Policy
      4. UNI Greek Hazing Policy
      5. IFC Social Policy
      6. IFC Academic Policy
      7. IFC Recruitment Policy
      8. The overall integrity of the UNI IFC and its member’s chapters
   B. Issue and render impartial judgment upon individual and group violations of the above listed policies.
   C. Alert chapter headquarters of any violations of the above listed policies as deemed necessary by both the Chief Justice and Greek Adviser.
   D. Serve as a medium between the Interfraternity Council, member fraternities and the University of Northern Iowa involving the above listed policies.

Article III

STRUCTURE

Section 1. The Interfraternity Judicial Board shall be comprised of the following:
   A. Chief Justice
   B. Associate Justices

Section 2. The Interfraternity Judicial Board will meet at the discretion of the current Chief Justice, or upon the request of IFC Executive Council.

Section 3. The duties of the Chief Justice Include:

   A. Coordinate and schedule all formal and informal meetings of the Judicial Board within three weeks of the alleged violation.
   B. Investigating all alleged violations brought before the Interfraternity Judicial Board.
   C. Coordinate investigation proceedings with the following groups:
      a. The Interfraternity Council
      b. The Panhellenic Council
      c. The Greek Adviser and/or other University officials
      d. The other Members of the Interfraternity Judicial Board
      e. Local, state, and federal authorities
      f. Chapter headquarters
      g. Official fraternity alumni/volunteers
   D. Compile witness lists for either evidence or formal hearings.
   E. Preside and conduct all hearings according to the Judicial Board Policy.
   F. Inform member fraternities of alleged violations, via written correspondence, within seven (7) working days of the report. (Appendix A, B, C)
   G. Inform member Associate Justices of all hearings and meetings. (Appendix D)
   H. Participate in all training and special meetings of the Inter-fraternity Judicial Board.
I. Receive and review all cases brought to the Inter-fraternity Judicial Board.
J. Present questions regarding issues presented during Inter-fraternity Judicial Board hearings.
K. Turn any investigation over to proper authorities if a necessity arises.

Section 4. Duties of the Associate Justices

A. Read and be knowledgeable of the procedures of the Interfraternity Judicial Board
B. Present questions to the defendant regarding issues discussed during the Interfraternity Judicial Board hearings.
C. Render fair and reasonable sanctions.
D. Participate in all training and meetings.
E. Participate in discussion at the conclusion of all IJB hearings.

Article IV
OFFICE SELECTION

Section 1. Criteria for Holding Office

A. Be in good academic standing with their chapter, and/or at or above a 2.5 semester or cumulative grade point average.
B. Be in good membership standing with their respective chapter.
C. Have never been found guilty during a formal hearing of Interfraternity Judicial Board.
D. Have served as a member of their chapter’s executive council or IFC Executive Council.
E. The Chief Justice will not serve as their chapter’s president while holding his position.

Section 2. Office Selection

A. The Chief Justice position will be served held by the current Vice President of Administration of the Interfraternity Council
B. Associate Justices will be appointed by each chapter and approved by the IFC Vice President of Administration and IFC Executive Council.

Section 3. Term of Membership

A. Judicial Board officers will be appointed as necessary throughout the year.
B. Judicial Board officers will preside for a continuous term while enrolled as a full-time undergraduate student at the University of Northern Iowa.
C. Judicial Board officers can be removed by recommendation of the Chief Justice and unanimous vote to unseat the officer official by IFC executive council.

Article V
JURISDICTION

Section 1. The Judicial Board has the right to interpret and enforce all policies (stated in Article II Section 1).

Section 2. The Interfraternity Judicial Board shall have initial jurisdiction to conduct and mediate cases involving the following circumstances (member chapter defined as any fraternity/sorority recognized by either the Interfraternity or Panhellenic Councils):
A. Interfraternity Judicial Board -vs- Individual member of the UNI Greek Community
B. Interfraternity Judicial Board -vs- member chapter of the UNI Greek Community
C. Member chapter -vs- Member chapter
D. Member chapter -vs- Individual member of the UNI Greek Community
E. Interfraternity Judicial Board- vs- member of the IFC Executive board
Section 3. The Interfraternity Judicial Board has the right and responsibility to investigate all alleged violations.

Section 4. The Interfraternity Judicial Board has the right and responsibility to impose sanctions upon those individuals or member chapters found guilty of a violation.

Section 5. The Interfraternity Judicial Board has the right and responsibility to remove IFC Executive Board officers in the event that one or more officers are found guilty of violating any of the policies (listed in Article II Section 1).

Section 6. The Interfraternity Judicial Board has the right and responsibility to review compliance with sanctions.

**Article VI**

**GENERAL PROCEDURES**

Section 1. Logistical Procedures

A. All hearings will be held in an appropriate space specified by the current Chief Justice.
B. All hearings will be audio taped to ensure accuracy.
C. All records of a hearing will be kept for six years.
D. All violations will be immediately reported to the National Headquarters by the Chief Justice or Greek Adviser as deemed necessary.
E. All hearings will be held at the discretion of the current Chief Justice.
F. All hearings will occur within a period not to exceed 3 weeks of the violation being filed, unless time frame is deemed insufficient by the Interfraternity Judicial Board (case of semester break, or extended absence of students from campus).
G. All hearings are closed sessions and are to remain confidential.
H. During any hearing, witnesses may be retained and recalled at the request of either the plaintiff or defendant.

Section 2. Handling a Formal Complaint

A. Complaint is filed with the Greek Adviser within 1 week of violation (Appendix E).
B. A letter is sent to the accused within 48 hours of reporting alleged violation (Appendix A).
C. Accused responds via writing as to what form of hearing they prefer (formal or informal).
D. Hearing date and time are set.
E. Accused, Chief Justice and Associate Justices notified of the date and time of the hearing.
F. Witness lists presented to the Accused 72 hours prior to the hearing.
G. Witnesses receive Notice to Appear (Appendix F) via writing and phone 48 hours prior to the scheduled hearing.
H. Hearing is held.
I. Written notification of sanctions given to the accused within 48 hours of the hearing (Appendix G1, G2).
J. Accused returns signed copy of sanction agreement, or requests an appeal, within 1 week.

Section 3. Handling Non-Documented Accusations

A. An evidence hearing/informal hearing will be utilized when any member of the IFC Executive Board, the Interfraternity Judicial Board or Adviser becomes aware of an alleged violation that is not documented via a Formal Complaint Form.
B. The purpose of the evidence hearing is to determine whether there is sufficient evidence to warrant a formal Interfraternity Judicial Board hearing.
C. The following procedure will be followed for all evidence hearings:
   1. Evidence hearing consist of all participants of an informal hearing.
2. If sanctions can be reached and agreed upon, sanctions will be given and no further hearings are necessary.
3. If sufficient evidence is found of blatant violation and clear sanctions are not agreed upon, evidence hearing moves immediately into an informal hearing, or defendant may choose to schedule a formal hearing.

Section 4. Handling an Automatic Violation

A. In the event of an automatic violation (See Article I, Section 1A) the below listed procedures will be followed:
   1. A letter is sent to the accused within 48 hours of reporting of alleged violation (Appendix C).
   2. Hearing date and time are set.
   3. Hearing is held.
   4. Written notification of sanctions given to the accused within 48 hours of hearing (Appendix G1,G2).
   5. Accused returns signed copy of sanction agreement, or request an appeal, within 3 days.
B. A process of an automatic violation must be set in place by either the Greek Adviser or Chief Justice.

Section 5. Handling Appeals

A. If the accused wishes to appeal a ruling, a formal letter of appeal must be submitted to the Greek Adviser (Appendix H).
B. The Greek Adviser will follow the below listed Appeals Structure and notify the appropriate hearing body.
C. The Appeals Structure if is as follows:
   1. Evidence Hearing appeals to Formal or Informal Hearing
   2. Informal Hearing appeals to a Formal Hearing
   3. Formal Hearing appeals to NISG Supreme Court

Article VII
HEARING PROCEDURES

Section 1. Informal Hearings

A. The purpose of an informal hearing is to adjudicate and sanction those that have blatantly violated policies (i.e. violations that are not hearsay and/or do not require an investigation)
B. The following parties must be in attendance: Chief Justice, Accused Party and the Greek Adviser.
C. Representatives from the accused party must include the following: individual being accused, Chapter President, Member of the Chapter Executive Board, Chapter Adviser.
D. The below listed procedure must be followed in conducting an Informal Hearing:
   1. Call to Order
   2. Opening Statement Read
   3. Accusations are Read
   4. Defendant enters Plea
   5. Testimony
   6. Questioning
   7. Closing
   8. Call to Recess
   9. Closed Deliberation
   10. Reconvene
   11. Call to Order
   12. Presentation of Sanctions
   13. Explanation of Appeals
   14. Closing Statement Read
Section 2. Formal Hearings

A. The purpose of a formal hearing is to introduce evidence and/or witnesses and for the Associate Justices to determine guilt or innocence.

B. The Associate Justice that shares the same affiliation with the accused must resign his position for the duration of the trial.

C. The role of the Chief Justice during deliberation will be to facilitate the deliberation. The Chief Justice will not offer his opinion or comment on the findings.

D. The role of the Chief Justice during deliberation will be to clarify any information by using the taped recordings.

E. The role of the Greek Adviser during deliberation is to ensure that the discussion is fair and reasonable and that sanctions are just and consistent. The Greek Adviser will not offer his/her opinion or comment on the findings.

F. Determination of guilt or innocence and sanctions must be decided upon by consensus.

G. The following parties must be in attendance: Chief Justice, Accused Party, Witnesses, Associate Justices, Greek Adviser.

H. Representatives from the Defense must include one or more of the following people: individual being accused, Chapter President, resigned Associate Justice, Chapter Adviser.

I. The below listed procedure must be followed in conducting a formal hearing:

1. Call to Order
2. Opening Statement Read
3. Accusations are Read
4. Formal Complaint or Evidence Hearing Findings
5. Defendant Enters Pleas
6. Plaintiff Opening Statement
7. Defendant Opening Statement
8. Witnesses Questioning
9. Cross Examination
10. Witness Questioning
11. Cross Examination
12. Plaintiff Closing Statement
13. Defendant Closing Statement
14. Call to Recess
15. Closed Deliberation
16. Reconvene
17. Call to Order
18. Presentation of Findings
19. Presentation of Sanctions
20. Explanation of Appeals
21. Closing Statement Read
Section 3. Evidence Hearings

A. The purpose of an evidence hearing is to determine the validity of allegations brought before the defendant.
B. At the conclusion of the hearing, if sufficient evidence is found, the Chief Justice will recommend fair and reasonable sanctions for review by the accused. If the sanctions are not agreed upon by the accused, an informal hearing begins immediately or a formal hearing will be scheduled immediately.
C. The following parties must be in attendance: Chief Justice, Accused and the Greek Adviser.
D. Representatives from the accused party must include one or more of the following: individual being accused, Chapter President, Member of the Chapter Executive Board, Chapter Adviser.
E. The below listed procedures must be followed when conducting an evidence hearing:
   1. Call to Order
      Chief Justice
   2. Opening Statement Read
      Chief Justice (Appendix I)
   3. Accusations are Read
      Chief Justice
   4. Defendant enters Plea
      Defendant
   5. Witnesses Questioning
      Chief Justice, Greek Adviser
   6. Cross Examination
      Defendant
   7. Witness Questioning
      Defendant
   8. Cross Examination
      Chief Justice, Greek Adviser
   9. Closing
      Defendant
  10. Closing Statement
      Chief Justice (Appendix J)

Article VIII
SANCTIONS

Section 1. Guidelines

A. All IFC policies shall stipulate whether an infraction on that policy is classified as major or minor.
B. Sanctions handed down by the Interfraternity Judicial Board are intended to be educational and act as a deterrent of future violations.
C. Repeated violations of minor infractions, which suggest a pattern, shall be considered when determining appropriate sanctions.
D. Sanctions can include any combination of the following guidelines or any other sanctions deemed necessary by the Interfraternity Judicial Board.
E. Sanctions for major infractions can include those for minor sanctions.
F. Sanctions will not interrupt chapter recruitment efforts.
G. The Interfraternity Judicial Board reserves the right to monitor the fulfillment of sanctions.
H. National/International Headquarters will be notified of all decisions of the Interfraternity Judicial Board, if deemed necessary. (Appendix K)
I. The following will result in an accused chapter being put on immediate social suspension until a Formal Hearing can be conducted (Appendix L):
   1. Failure to return the Official Notification of Sanctions, or other appropriate paperwork by the designated time.
   2. Failure to appear before the Interfraternity Judicial Board for a scheduled hearing.

Section 2. Minor Infractions: The following shall serve as guidelines for sanctions for minor infractions:

A. Fines- Payment to the Interfraternity Council. Can range from $15 to $250 and must be reported to the IFC Treasurer.
B. Restitution- Complete restitution for damages to property.
C. Programming- Mandatory participation in relevant educational program. For chapters, 90% participation must be met.
D. Loss of Compensation - Requested compensation provided by IFC will be revoked.
E. Loss of major social functions.
F. Probation- May be imposed for any length of time and may include, but is not limited to the following:
   1. Meetings with the Greek Adviser, IFC Counterparts and/or IFC President.
   2. Written documentation of events.
G. Failure to meet any terms of probation shall constitute a major infraction and result in immediate suspension.

Section 3. Severe Infractions: The following shall serve as guidelines for sanctions for major infractions:

A. Probation- The same combination as Minor Infractions.
B. Suspension- May be imposed for any length of time and may include, but is not limited to the following.
   1. Loss of access to University facilities.
   2. Meetings with the Greek Adviser, IFC Counterparts and/or IFC President.
   3. Written documentation of events.
C. Expulsion- A recommendation will be made to the Interfraternity Council who may in turn recommend such action to the Vice President of Student Affairs for loss of recognition by the University of Northern Iowa.