

**By-Laws of the
Eastern Michigan University
National Pan-Hellenic Council
Judicial Board**

Section 1: Purpose

The Council (NPHC) shall serve as the Judicial Board for members governed by the National Pan-Hellenic Council (NPHC). The Judicial Board will be responsible for any disciplinary hearings and/or sanctions against affiliate organizations. The Council recognizes the final authority of the University in the enforcement of all rules and regulations.

Section 2: Composition

The Judicial Board shall consist of one representative of each affiliate organization, Council Advisor and the Coordinator of Greek Life. Each active affiliate member of the NPHC will select one representative to serve on the Judicial Board and hear Judicial Board cases. The only member of the NPHC Executive Board to serve on the Judicial Board will be the Judicial Board Chair.

a. Judicial Board Chair duties and responsibilities

1. Receive written complaints no later than seven (7) business days, following the alleged incident;
2. Decide, in consultation with the Executive Board, the date, time and location of the proceeding;
3. Inform the involved organizations in writing the date, time and location of the proceedings, within seven (7) business days of having received the complaint;
4. Receive all information that will be presented at the hearing; and
5. Preside over the hearing.
6. In the event the Chair's organization is among the involved parties, the Vice President will preside at the hearing.
7. In the event that the Vice President is unable to preside, the President will preside.

b. Judicial Board duties and responsibilities

1. Each organization only has one vote.
2. The Council advisor and the Coordinator of Greek Life shall serve as Ex-Officio members of the Judicial Board.
3. A quorum shall be composed of four (4) voting members of the Judicial Board excluding the Chair.

Section 3: Judicial Procedure

a. Pre-hearing Procedure

1. The Judicial Board Chair informs the accused organization in writing of the charges, the hearing date, location, and time within (7) business days of the alleged incident.

2. Presidents of involved organizations will have a maximum of seven (7) business days to present its case. The first three (3) of those business days may be used to appeal, in writing, the time, and the date of the hearing.

b. Hearing Procedure

1. The Judicial Board arrives a ½ hour early. All parties involved will wait outside the established location until the hearing is convened.
2. Introductions of the Judicial Board and the parties involved are made.
3. The Chair outlines the hearing and asks all witnesses to leave the room. Only the board and the representatives of the organizations may remain.
4. The board and the organizations review all information if they have not already done so.
5. The Judicial Board Chair reads the charges. The accused organization then has the opportunity to accept or deny responsibility.
6. If they accept responsibility, the Judicial Board will deliberate and render a sanction.
7. If they do not accept responsibility, the organization(s)/office/individual, bringing forth allegations presents its case including evidence and witnesses. Witnesses are brought in one at a time.
8. The Judicial Board questions presenting organization and witnesses only.
9. The accused has the opportunity to present a defense including evidence and witnesses. Witnesses are brought in one at a time.
10. The Judicial Board questions those presenting information in defense.
11. The Judicial Board Chair will then request that all non-Board members vacate the hearing room.
12. The Judicial Board deliberates and makes a decision on the charged organization's guilt or innocence and renders sanctions if applicable. Decisions must be made by two-thirds (2/3) majority vote.
13. Only members of the presenting and defending organizations will be asked to reenter the hearing room. The Judicial Board Chair reads the decisions, rationale and sanctions, if applicable.
14. The hearing is immediately adjourned.

c. Post Hearing

1. The decisions will be put in writing, within seventy-two (72) hours, by the Judicial Board Chair and delivered to presenting and defending organizations.
2. Hearing decisions will be posted on the EMU Greek Life website.
3. Any appeal must be made in writing within seventy-two (72) hours following adjournment of the hearing.
4. A copy of the appeal should be submitted to the Judicial Board Chair, the Council Advisor and the Coordinator of Greek Life.

Section 4: Sanctions

If a member of the NPHC is found responsible for violating policy, the Council shall then determine the sanction appropriate to the violation. The Council will strive to educational in nature, though recognizes the need to impose harsher sanctions, when

necessary, in the case of those members/organizations of the NPHC that incur liability to the University and its members. The Council may levy one or more of the following:

- a. Letter of Reprimand
- b. Voting rights revoked for a specified period of time.
- c. Future party dates(s) revoked and distributed via lottery system with the inclusion of the NPHC.
- d. Suspension from the NPHC at EMU for a specific period of time.
- e. Suspension from the NPHC at EMU for an indefinite period of time, pending readmission to the body.
- f. A fine appropriate to the violation.
- g. Educational sanctions (i.e. educational programs)
- h. Social probation (i.e. no attendance at Greek functions)
- i. Community Service.