

# **South Central – 2023 Provincial Council Meeting**

## **HOW TO USE THIS LEGISLATION BOOKLET AT PROVINCIAL COUNCILS**

This document describes in detail a Bylaw amendment submitted to the South Central Provincial Council for consideration. Any amendment that passes will be considered at the 2023 Grand Chapter Congress in August. Bylaw amendments must achieve a 2/3 majority vote at Congress to pass.

Proposals related to National Policy and Procedures may be discussed and voted upon by the Council, but ultimately all National Policy and Procedures are administered by the Fraternity's elected Board of Directors. The Board, of course, will take any recommendation passed by a majority vote of the Provincial Council very seriously.

- Any language with ~~strikethroughs~~ would be deleted if the proposal or amendment passes.
- Any language listed in ALL CAPS indicates language that would be added if the amendment or proposal was adopted.
- Language in *italics* is included occasionally for explanatory purposes.

### **EXAMPLE:**

~~Bylaw~~ - would be deleted

BYLAW - would be added

*Bylaw* - would be an explanatory note offering more detail or interpretation

# PROPOSALS

## BYLAW PROPOSAL 1 – Bylaws Article XI

### ***SUBMITTED BY:***

Mark Wernette, Tornado Alley RVP — 940-232-0684, [TornadoAlleyRVP@dsp.org](mailto:TornadoAlleyRVP@dsp.org)

***DATE:*** February 23, 2022

### ***Summarization of the Proposal/Recommendation.***

Removes the alumni chapter charter and franchise renewal fees from bylaws and places them in policy, which is consistent with collegiate dues and fees language. The initial fee amounts will need to be set by the Grand Chapter in a separate recommendation. This will allow fees to raise with inflation, similar to fees charged to collegiate members and chapters. This recommendation also removes the “Form L” language for the list of officers, while keeping in place the actual requirement.

***Proposal Details (and/or exact Policy or Bylaw Language proposed -- use ALL CAPS for new language and ~~strikethrough~~ for deletions.)***

## ARTICLE XI ALUMNI CHAPTERS

**Section 1. Charter** – Each chapter which seeks to be chartered by the Board of Directors shall pay a charter fee of ~~twenty-five dollars (\$25.00)~~. In addition, it shall submit a list of officers (~~Form L~~), and a roster of its membership. Only after this is done will the issuance of a charter be considered. THE CHARTER FEE IS DETERMINED BY THE BOARD OF DIRECTORS FOR EACH FISCAL YEAR. THE FEE IS SUBJECT TO CHANGE AT AN ANNUAL RATE OF NO MORE THAN TEN (10) PERCENT. IF A SITUATION ARISES WHERE THE FEE MUST BE INCREASED BY AN AMOUNT GREATER THAN THE CAP, THAT AMOUNT MUST BE APPROVED BY THE GRAND CHAPTER PRIOR TO IMPLMENTATION.

**Section 2. Franchise Renewal** – Each chapter chartered by the Board of Directors shall remain chartered as long as it submits a list of officers annually and a membership roster annually. An annual franchise renewal fee of ~~twenty-five dollars (\$25.00)~~ shall be due, payable and postmarked on or before June 30<sup>th</sup> of each year. Failure to remit this fee by the above date shall cause the chapter to be placed on inactive status. If any alumni chapter becomes inactive, it may become active again by submitting a new list of officers, a new roster of members, the franchise renewal fee of ~~twenty-five dollars (\$25.00)~~ and a charter renewal fee of ~~twenty-five dollars (\$25.00)~~. THE ANNUAL FRANCHISE RENEWAL FEE AND THE CHARTER RENEWAL FEE ARE DETERMINED BY THE BOARD OF DIRECTORS FOR EACH FISCAL YEAR. THE FEES ARE SUBJECT TO CHANGE AT AN ANNUAL RATE OF NO MORE THAN TEN (10) PERCENT. IF A SITUATION ARISES WHERE THE FEES MUST BE INCREASED BY AN AMOUNT GREATER THAN THE CAP, THAT AMOUNT MUST BE APPROVED BY THE GRAND CHAPTER PRIOR TO IMPLMENTATION.

***Recommended implementation date and logic for selecting this date***

At the conclusion of the 2023 Grand Chapter Congress.

***Positive aspects of implementing Proposal/Recommendation***

- Creates consistent language with collegiate dues and collegiate chapter fees.
- Allows for fees to increase with inflation.

***Negative aspects of implementing Proposal/Recommendation***

- Some may be against fees for alumni chapters increasing.

***Provide a brief cost analysis of the Proposal/Recommendation (if applicable)***

- Cost to update bylaws. The fees as currently stated generate minimal revenue for the Fraternity. Even after this change, the financial impact to revenue will be minimal.

**NOTES:**

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Passed

Passed as amended

Failed

## **BYLAW PROPOSAL 2 – Bylaws Article XIX**

### ***SUBMITTED BY:***

Mark Wernette, Tornado Alley RVP — 940-232-0684, [TornadoAlleyRVP@dsp.org](mailto:TornadoAlleyRVP@dsp.org)

***DATE:*** February 23, 2022

### ***Summarization of the Proposal/Recommendation.***

Amends bylaws to make it consistent with practice and with Ritual changes, in regards to when a Provincial Vice President must receive proposals. Currently, there are different deadlines for Ritual proposals and bylaw proposals. Should this proposal pass, various national policy and procedures will also need to be updated.

This also clarifies that any delegate of a provincial council meeting may submit a proposal to amend bylaws. Currently, there is inconsistent interpretation of this, though most past precedence has allowed for proposals to come from any delegate.

***Proposal Details (and/or exact Policy or Bylaw Language proposed -- use ALL CAPS for new language and ~~strikethrough~~ for deletions.)***

### **ARTICLE XIX**

#### **AMENDMENTS TO THE BYLAWS**

**Section 3. Changes Proposed by a Chapter.** – Any chapter of this Fraternity in good standing may, by majority vote of the chapter members in good standing, propose amendments, suspensions, in whole or in part, or revocations of these Bylaws. Changes proposed by a chapter shall be presented in writing to the Provincial Vice President of the Province in which the chapter is located not less than forty-five (45) days prior to the PROVINCIAL COUNCIL MEETING HELD DURING THAT PROVINCE’S PROVINCIAL CONFERENCE ~~first Provincial Council Meeting of the calendar year.~~ OTHER DELEGATES OF THE PROVINCIAL COUNCIL MEETING MAY ALSO PROPOSE AMENDMENTS, SUSPENSIONS, IN WHOLE OR IN PART, OR REVOCATIONS OF THESE BYLAWS IN A SIMILAR MANNER AS DESCRIBED IN THIS SECTION. The Provincial Vice President shall notify the Delegates of the Provincial Council in writing of the proposed changes no less than thirty (30) days prior to the Provincial Council Meeting. Proposed changes approved by the majority of the Delegates of the Provincial Council, present and voting, during the Provincial Council Meeting conducted in an odd-number year, will be submitted to the Grand Chapter for consideration as hereinafter provided in these Bylaws. Changes proposed by a chapter and approved by the Delegates of the Provincial Council, present and voting, during the Provincial Council Meeting conducted in an even-numbered year may be presented to the Grand Chapter for consideration by mail ballot, as hereinafter provided in the Bylaws, or may, at the request of the proposing chapter, be presented to the Grand Chapter t the next succeeding Grand Chapter Congress.

***Recommended implementation date and logic for selecting this date***

At the conclusion of the 2023 Grand Chapter Congress.

***Positive aspects of implementing Proposal/Recommendation***

Creates consistent language between bylaw and Ritual proposals.

Clarifies that any delegate of a provincial council meeting may submit a proposal in regards to bylaws, which makes the bylaw language consistent with long established practices and interpretations.

***Negative aspects of implementing Proposal/Recommendation***

None.

***Provide a brief cost analysis of the Proposal/Recommendation (if applicable)***

Cost to update bylaws.

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Passed

Passed as amended

Failed

## **BYLAW PROPOSAL 3 – Bylaws Article XVII**

### ***SUBMITTED BY:***

Mark Wernette, Tornado Alley RVP — 940-232-0684, [TornadoAlleyRVP@dsp.org](mailto:TornadoAlleyRVP@dsp.org)

***DATE:*** February 23, 2022

### ***Summarization of the Proposal/Recommendation.***

Amends bylaws to make it consistent with wording for Ritual changes. Also clarifies that all delegates of a provincial council meeting may submit changes to policy.

***Proposal Details (and/or exact Policy or Bylaw Language proposed -- use ALL CAPS for new language and ~~strikethrough~~ for deletions.)***

### **ARTICLE XVIII AMENDMENTS TO THE POLICY**

**Section 2. Changes Proposed by a Chapter.** – Any chapter of this Fraternity in good standing may, by majority vote of the chapter members in good standing, propose changes to Policies. Changes proposed by a chapter shall be presented in writing to the Provincial Vice President of the Province in which the chapter is located not less than forty-five (45) days prior to THE PROVINCIAL COUNCIL MEETING HELD DURING THAT PROVINCE’S Provincial Conference. OTHER DELEGATES OF THE PROVINCIAL COUNCIL MEETING MAY ALSO PROPOSE CHANGES IN A SIMILAR MANNER AS DESCRIBED IN THIS SECTION. The Provincial Vice President shall notify the Delegates of the Provincial Council in writing of the proposed changes no less than thirty (30) days prior to the Provincial Council Meeting. Proposed changes approved by the majority of the Delegates of the Provincial Council, present and voting, shall be presented in writing and within twenty-one (21) days to the Board of Directors by the Provincial Vice President. The Board of Directors shall have sixty (60) days after receipt of the proposal in which to consider the proposal. All chapters and Grand Officers shall be notified, in writing and/or by electronic means, of all changes to the policies within sixty (60) days of such approval.

### ***Recommended implementation date and logic for selecting this date***

At the conclusion of the 2023 Grand Chapter Congress.

### ***Positive aspects of implementing Proposal/Recommendation***

- Creates consistent language for the submission of proposals.
- Clarifies that any delegate of a provincial council meeting may submit a proposal in regards to policy, which makes the bylaw language consistent with long established practices and interpretations.

*Negative aspects of implementing Proposal/Recommendation*

None.

*Provide a brief cost analysis of the Proposal/Recommendation (if applicable)*

Cost to update bylaws.

**NOTES:**

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Passed

Passed as amended

Failed

## **BYLAW PROPOSAL 4 – Bylaws Article VII**

### ***SUBMITTED BY:***

Mark Wernette, Tornado Alley RVP — 940-232-0684, [TornadoAlleyRVP@dsp.org](mailto:TornadoAlleyRVP@dsp.org)

***DATE:*** February 23, 2022

### ***Summarization of the Proposal/Recommendation.***

Adds language that says the Provincial Vice President may call a special provincial council meeting. It also cleans up the line about action between meetings.

***Proposal Details (and/or exact Policy or Bylaw Language proposed -- use ALL CAPS for new language and ~~strikethrough~~ for deletions.)***

### **ARTICLE VII PROVINCIAL COUNCILS**

**Section 2. Meetings** – Each Provincial Council shall conduct a Provincial Council Meeting each year during the months of November, December, January, February or March, in conjunction with the Provincial Conference. Additional Provincial Council Meetings may be called by THE PROVINCIAL VICE PRESIDENT OR a majority vote of the Provincial Council delegates. A PROVINCIAL COUNCIL MAY ACT BY MAIL OR ELECTRONIC MAIL BETWEEN COUNCIL MEETINGS. ~~The Provincial Council may meet and conduct ballots by telephone, mail, or electronic mail when the Provincial Conference is not in session.~~

### ***Recommended implementation date and logic for selecting this date***

At the conclusion of the 2023 Grand Chapter Congress.

### ***Positive aspects of implementing Proposal/Recommendation***

Clarifies that Provincial Vice Presidents may call a provincial council meeting.

### ***Negative aspects of implementing Proposal/Recommendation***

Some may want a time frame for notice to be included in bylaws. However, this is best addressed in policy, which already says 10-day notice must be given by the PVP.

### ***Provide a brief cost analysis of the Proposal/Recommendation (if applicable)***

None outside of costs of updating Bylaws.



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Passed

Passed as amended

Failed