Constitution

ARTICLE I

Section 1. NAME

The name of this organization is the Indiana Memorial Union, represented by a Board of Directors (hereinafter referred to as the Union Board), whose principal office is in the Indiana Memorial Union in Bloomington, Indiana.

Section 2. PURPOSES

A. The purposes of the Indiana Memorial Union are: To promote the interest of Indiana University and its students; to bring about a greater spirit of unity and cooperation among all students; to encourage in students the development of leadership skills through active participation in the Union and its management; to provide Indiana University and the community of Bloomington with the best possible Union facilities and programs and to retain its position as a respected contributor to the establishment and maintenance of a higher educational, recreational, social and cultural standard for the University community.

B. In order that the Indiana Memorial Union shall continue to realize its purposes and to the end that it shall keep pace with its growing opportunities, we, the students of Indiana University, establish this constitution.

ARTICLE II

Section 1. ACTIVE MEMBERS

A. Every student officially enrolled, whether full-time, or part-time, on the Bloomington Campus of Indiana University, is an active member of the Indiana Memorial Union.

Section 2. LIFE MEMBERS

A. All members who have served honorably as members of the Board of Directors, for at least one semester are life members of the Indiana Memorial Union.

Section 3. HONORARY LIFE MEMBERS

A. The Union Board may, by unanimous vote, by secret ballot, confer an honorary membership of the Indiana Memorial Union to any person who has
rendered distinguished service to the Indiana Memorial Union or to Indiana University.

ARTICLE III

Section 1. GOVERNMENT

A. The government of the Indiana Memorial Union organization shall be vested in a Board of Directors.

Section 2. COMPLIANCE

A. The Indiana Memorial Union shall comply with all Indiana University regulations, and local, state, and federal laws.

Section 3. MEMBERSHIP AND MEETING

A. Voting members of Union Board
   a. Sixteen Student Directors
      i. President
      ii. Vice President Finance
      iii. Vice President Internal Affairs
      iv. Vice President Marketing
      v. Twelve (12) additional student directors
   b. The Director of the Indiana Memorial Union
   c. One representative from the University administration selected by the Union Board
   d. One representative from the University faculty selected by the Union Board, and
   e. One Alumni Director selected by the Union Board from a recommendation presented by the John Whittenberger Society Advisory Board

B. Non Voting members of Union Board
   a. The IMU Assistant Director for Activities and Events
   b. The Program Advisors of the Union Board
   c. A community representative selected by the Bloomington City Council
   d. The President of the University
   e. A member of the Board of Trustees
   f. The Provost of the Bloomington Campus
   g. The President of the Indiana University Student Association (IUSA)

C. Non-voting members #c, #d and #g are not precluded from obtaining voting status through the procedure specified in Article V. Non-voting directors shall have full power to join in deliberation of the Union Board.

D. Meetings
   1. The Union Board shall hold regular meetings.
2. Two-thirds (2/3) of the voting directors shall constitute a quorum.
3. All meetings of the Union Board shall be open to the public and publicly announced.

Section 4. TERM

A. The full term of each director shall begin on January 1 and continue through December 31.

Section 5. POWERS AND DUTIES

A. The legal title to all funds and property of the Indiana Memorial Union shall be vested in and subject to the control of the Trustees of Indiana University. The Union Board shall have the power to make appropriations from funds entrusted to said Union Board by the Trustees of Indiana University and to expend such appropriated funds, subject always to such limitations, restrictions and conditions as may be imposed upon the Indiana Memorial Union by the Trustees of Indiana University. The Union Board may recommend to the Director of the Indiana Memorial Union, budget changes and/or additions concerning the budget of the Indiana Memorial Union. The Union Board is hereby empowered to direct the policies and activities of the Indiana Memorial Union and shall maintain all records thereof. The Union Board shall publish the fiscal report on the official Union Board web site.

B. The Board, in conjunction with the Indiana Memorial Union Executive Committee, is hereby empowered to promulgate and administer such bylaws and house rules as may be needed to govern the activities and conduct of members, guests, visitors and organizations in, or about, the premises of the Indiana Memorial Union.

ARTICLE IV

Section 1. THE INDIANA MEMORIAL UNION DIRECTOR

A. The Director of the Indiana Memorial Union subject to his/her employment by the Trustees of Indiana University and his/her responsibility to said Trustees, shall have charge of the business policy and the financial management of the Indiana Memorial Union. The Director, through the Executive Committee and in conjunction with the Union Board, shall be responsible for an adequate program of activities for the Indiana Memorial Union. The Director shall administer the house rules and bylaws as established under the provision of Article III, Section 5. The Director shall annually submit to the Union Board financial reports of the
Indiana Memorial Union. The Director shall submit to the Union Board any financial record at the Union Board's request.

Section 2. ELECTION PROCEDURES

A. The Election
   
   a. The Union Board shall conduct a general Indiana Memorial Union Board Election within three class weeks prior to Thanksgiving recess. In the election, the members of the Indiana Memorial Union shall elect eight student directors from a ballot.
   
   b. The candidates who receive the highest number of votes shall be declared elected except in the case of a tie for the eighth position (where there would be more than eight highest vote recipients). In the case where there is a tie for the eighth highest vote total, all of those candidates tying for the eighth position will compete for the remaining available directorships in a runoff election. The runoff election will occur prior to the selection process and the losing candidates will remain eligible for the selection process.

B. Lack of Nominees
   
   a. If less than eight candidates apply for election, the election will still be held. All of the candidates appearing on the ballot (all non write-in candidates) shall be declared elected. The Selection Committee shall then proceed to select the remaining eight student directors.
   
   b. After the Union Board takes office they shall fill any remaining positions through an interim appointment process outlined in the Union Board bylaws.

C. Election Publicity
   
   a. The purpose of the sub-section shall be to assure that the elections will be fair and open both as to campaigning and full participation by the members of the Indiana Memorial Union. In furtherance of this purpose the following procedures shall not be exclusive and the Union Board may provide for additional procedures that they deem necessary but are in-line with the Indiana Code 5-14-1.5 Chapter 1.5 Public Meetings (Open Door Law).
   
   b. Prior to the election the Union Board shall publicize the election. They shall publish platforms provided by the candidates on the official Union Board web site, on the official Indiana Memorial Union web site, and have them available at the polls. They shall sponsor a public forum with the candidates.

Section 3. ELECTION/SELECTION PROCESS

A. The Election/Selection Commissioner(s) shall assist in organizing the annual Union Board Elections and Selections.

B. The Chairperson of the Selection Committee shall call a meeting of the Selection Committee after the general elections to select eight students meeting the qualifications of Article II, Section 1. The committee must have a
quorum of two-thirds (2/3) of its members present before interviews may be made. Union Board may provide for additional procedures that they deem necessary.

C. The Union Board shall formally confirm the following members of the selection committee within two weeks prior to the appointed interview date:

a. Director of Union - who will serve as chairperson with no vote
b. Highest non-returning officer of the Union Board
c. Non-returning Union Board Director chosen by the Union Board
d. President of Residence Hall Association
e. President of Indiana University Student Association
f. Representative of the Interfraternity Council to be decided amongst themselves
g. Representative of the Panhellenic Association to be decided amongst themselves
h. Representative from the Graduate and Professional Students Organization to be decided amongst themselves
i. Representative of the National Pan-Hellenic Council (NPHC) to be decided amongst themselves
j. Representative of the Multi-Cultural Greek Council (MCGC) to be decided amongst themselves
k. Student representative from Commission On Multicultural Understanding (COMU) to be selected by the COMU chairperson
l. One representative from two additional student organizations, both representatives are to be appointed by the Dean of Students.

Section 4. REMOVAL OF DIRECTORS

A. Any voting director may be removed from office in an open meeting by a three-fourths (3/4) vote of the entire Union Board. (See Article III, Section 2, A.). Review of the removal decision shall be with the Election/Selection Interview Committee.

Section 5. FILLING VACANCIES

A. Student Directors

a. In the event of any vacancy of a student director, the Union Board shall determine by a majority vote whether the vacancy shall be filled.

b. Vacancies shall be filled by a process outlined in the Union Board bylaws.

B. Non-Student Directors
a. Vacancy in the office of any other director shall be filled in accordance with the standard procedure of appointment as set out in Article IV, Section 6, A and B.

Section 6. OTHER DIRECTORS

A. Within the first week of the new Union Board's term the Union Board shall formally confirm the following directors to serve for the ensuing year:
   a. The President of the University
   b. One member of the Board of Trustees
   c. Provost of the Bloomington Campus
   d. The Assistant Director for Activities and Events or designated representative of the Activities and Events Department
   e. The President of the Indiana University Student Association (IUSA)
   f. One director selected by the Bloomington City Council

B. The Union Board shall formally appoint during their term:
   a. One director from the Indiana University faculty
   b. One director from the Indiana University administration
   c. One director from the Indiana University Alumni Association from a recommendation presented by the Union Board by the John Whittenberger Society Advisory Board.

C. Each director so elected shall be promptly notified of his/her election by the Vice President Internal Affairs of the Union Board.

ARTICLE V

Section 1. APPLICATION FORMS

A. The Union Board shall provide a standard application form requesting such information as it deems pertinent, concerning qualifications for members of the Union Board. The Election/Selection Commissioner(s) shall make these applications available to all persons interested in qualifying for the Union Board, either by selection or election.

B. Application forms shall be available for a period of not less than ten full days. A completed application form must be submitted by an active member of the Indiana Memorial Union in order to be eligible for either election or selection to the Union Board. Completed application forms must be submitted to the Union Board at least ten days prior to the date of Election/Selection.

Section 2. ELIGIBILITY FOR ELECTION, SELECTION AND SERVICE ON THE BOARD
A. Student directors must be an active member as defined in Article II, Section 1 and shall be in good academic standing as defined by the University. Should the director be placed on academic probation by the University or fall below the required minimum GPA the director shall be required to step down from his/her responsibilities on the Union Board.

Section 3. STATEMENTS/PLATFORMS

A. The names of the applicants who go through Elections/Selection shall be published on the official Union Board web site along with the names of the Election/Selection Committee. Notice shall be given that signed reference letters concerning applicants going through interviews shall be sent to the Union Board Office and that these letters will be forwarded to the Selection Committee.

Article VI

Section 1. ANTI-HAZING POLICY

A. Hazing is strictly prohibited. Hazing shall be defined as any conduct which subjects another person, whether physically, mentally, emotionally, or psychologically, to anything that may abuse, degrade, or intimidate the person as a condition of association with a group or organization, regardless of the person's consent or lack of consent.

Section 2. PERSONAL GAIN CLAUSE

A. This organization, if raising funds, shall ethically raise and distribute profits from organizational functions to either the organization or to members who provide a service that directly benefits the organization. Individual members may not receive compensation directly from for-profit companies if acting as a representative of a student organization.

Section 3. STATEMENT OF NON-DISCRIMINATION

A. Participation in the proposed organization must be without regard to arbitrary consideration of such characteristics as age, color, disability, ethnicity, gender, marital status, national origin, race, religion, sexual orientation, or veteran status.

ARTICLE VII

Section 1. AMENDMENTS TO THE CONSTITUTION

A. A petition for amendment must be presented to the President of the Indiana Memorial Union. It shall originate either from within the Union Board or from other active members of the Indiana Memorial Union. Such petitions shall be
considered a priority motion by the Union Board and shall be discussed at the
first Union Board meeting following presentation to the President. If the proposed
amendment is approved by three fourth (3/4) vote of the Board of Directors, or
without such approval, if the petition is signed by at least 1,000 active members
of the Indiana Memorial Union, the Union Board shall provide for an initiative.
   a. The Vice President Internal Affairs shall cause to be published in the
      official campus newspaper the proposed amendment(s) in their entirety at
      least three (3) days prior to the initiative.
   b. The initiative shall be held no later than three (3) academic weeks after the
      Union Board has approved the amendment(s) or after a petition signed by
      1,000 active members of the Indiana Memorial Union has been submitted
      to the Board.
   c. The initiative shall be held and controlled by the Union Board in
      accordance with rules of procedure set up by the Board, subject to the
      existing policy governing all elections involving students.
   d. Voting shall be by secret ballot and all active members of the Indiana
      Memorial Union in good standing shall be eligible to vote.
   e. In case there be more than one amendment for adoption, voting shall be
      done separately for each proposed amendment and shall be placed on
      one ballot. In the event of a constitutional revision or rewriting, the entire
      constitution as revised or rewritten shall be placed before the entire active
      membership for ratification.
   f. A majority vote in the affirmative of these voting shall be necessary for the
      adoption of the amendment.
   g. The amendment shall be effective from the date of its adoption unless
      provided otherwise in the amendment itself.

Approved by IUB students, November 20, 2013