**Constitution**

***Article 1 – Name, purpose, Non-discrimination statement.***

**Section 1 – Name:**

**1.§1.a** The name of this organization is Data Privacy Club

**1.§1.b** The approved acronym for this organization is DPC

**1.§1.c** This organization is not currently associated with any greater entity or national organization as of 3/11/2021

**Section 2 – Purpose:**

**1.§2.a** Our mission is to raise awareness and understand issues of data privacy in the legal field through discussion, certification, and professional development.

**1.§2.b** This organization is primarily aimed at professional students of law at the Moritz college of law, however other students of The Ohio State University may also become members.

**1.§2.c** The topics this student organization focuses on shall be confined to emerging and or severely disrupting technologies that fall under an un-settled regulatory framework that continues to evolve and pose new challenges.

**Section 3 – Non-Discrimination Statement:**

**1.§3.a** This organization does not discriminate on the basis of age, ancestry, color, disability, gender identity or expression, genetic information, HIV/AIDS status, military status, national origin, race, religion, sex, sexual orientation, protected veteran status, or any other bases under the law, in its activities, programs, admission, and employment.

**1.§3.b** As a student organization at The Ohio State University, Alliance for Shaping Policy and Emerging Technology expects its members to conduct themselves in a manner that maintains an environment free from sexual misconduct. All members are responsible for adhering to University Policy 1.15, which can be found here: https://hr.osu.edu/public/documents/policy/policy115.pdf.

**1.§3.c** If you or someone you know has been sexually harassed or assaulted, you may find the appropriate resources at http://titleIX.osu.edu or by contacting the Ohio State Title IX Coordinator at titleIX@osu.edu.

***Article 2 – Membership Information.***

**Section 1 - Voting Members:**

**2.§1.a** This organization is student created, led, and administered, thus only students of the Moritz College of Law at Ohio State shall have voting rights within the student organization.

**2.§1.b** The officers for the student group will only be elected from current law students in good standing, with at least a 2.0 GPA from the Moritz College of Law.

**Section 2 – Membership:**

**2.§2.a** In accordance with Ohio State’s policy, 90% of the members of this organization will be Ohio State students.

**2.§2.b** Faculty, staff, practicing attorneys and other professionals may also become honorary members of the group, but their membership may not exceed 10% of the total membership of the group

**2.§2.c** There must be at least 5 Ohio State students within the group to be a valid student group

**Section 3 – Roster:**

**3.§3.a** A roster of current members will be updated once a year in November, reflecting the removal of no longer active members, and the addition of new members that have joined the organization.

**2.§3.b** Periodic updates to the roster may be executed to ensure integrity of information but are not required.

**Section 4 – Membership termination**

**3.§4.a** Membership within the organization automatically terminates upon graduation. To become an honorary member post-graduation, a former member must reach out to establish that desire with the current executive committee.

***Article 3 – Methods for removing members and officers.***

**Section 1 – Process for Removing a Member:**

**3.§1.a** Any current member may call for a hearing of the executive committee to put forth the removal of an active member. Any current executive committee member may call for a meeting of the executive committee to put forth the removal of an active member.

**3.§1.b** The executive committee must meet within 5 business days from the call for a meeting. The meeting may be open to all members of the student organization, including the member in question for removal. Additionally, the member in question must be given notification 24 hours in advance that the hearing has been called

**3.§1.c** Once the hearing has commenced, the member or office must put forth the reasons why the hearing has been called. The member in question is then allowed to present a defense. Once both sides have stated their case, the executive board must determine whether sanctions against the member must be enforced.

**3.§1.d** The executive committee is strongly encouraged to present a real time answer at the hearing. The executive committee votes, with each member having 1 vote, for what type of sanction to apply to the student. 2/3 of the executive committee is the required vote for sanctions to be enacted. If there is a tie, then the faculty advisor must be consulted to break the tie. There must be a grace period of 24 hours to get into contact with the faculty advisor to break the tie. Once a resolution has been voted upon, the member in question is to be notified immediately of the result.

**3.§1.e** Sanction include, but are not limited to, suspension from the group, expulsion from the group, and permanent ban from the group.

**Section 2 – Process for Removing an Officer:**

**3.§2.a** A minimum of 2 current members may call for a hearing of the executive committee to put forth the removal of an active member. Any current executive committee member may call for a meeting of the executive committee to put forth the removal of an active member.

**3.§2.b** The executive committee must meet within 5 business days from the call for a meeting. The meeting may be open to all members of the student organization, including the member in question for removal. Additionally, the member in question must be given notification 24 hours in advance that the hearing has been called

**3.§2.c** Once the hearing has commenced, the member or office must put forth the reasons why the hearing has been called. The member in question is then allowed to present a defense. Once both sides have stated their case, the executive board must determine whether sanctions against the member must be enforced.

**3.§2.e** The executive officer in question is not permitted to take part in the deliberations regarding sanctions and voting.

**3.§2.e** The remaining executive committee is strongly encouraged to present a real time answer at the hearing. The executive committee votes, with each member having 1 vote, for what type of sanction to apply to the student. 2/3 of the executive committee is the required vote for sanctions to be enacted. If there is a tie, then the faculty advisor must be consulted to break the tie. There must be a grace period of 24 hours to get into contact with the faculty advisor to break the tie. Once a resolution has been voted upon, the member in question is to be notified immediately of the result.

**3.§2.f** Sanction include, but are not limited to, suspension from the group, expulsion from the group, and permanent ban from the group.

**Section 3 – Code of Conduct:**

**3.§3.a** If a member engages in behavior that is detrimental to advancing the purpose of this organization, violates the organization’s constitution, or violates the University Code of Student Conduct, university policy, or federal, state or local law, then a cause for removal may be brought forth according to article 3 section 1 or 2.

**3.§3.b** In the event that the reason for member removal is protected by the Family Educational Rights and Privacy Act (FERPA) or cannot otherwise be shared with members (e.g., while an investigation is pending), {00312468-1} the executive board, in consultation with the organization’s advisor, may vote to temporarily suspend a member or executive officer.

***Article 4 – Organizational Leadership.***

**Section 1 – Executive Officer Requirements:**

**4.§1.a** All executive officers of this organization must have a GPA of at least 2.0 and be in good standing with the university. Officers will maintain their position 1 election cycle unless otherwise stated.

**4.§1.b** In accordance with university guidelines, the president must complete the online and in person leadership training, and the treasurer must complete the online and in person training.

**4.§1.c** In accordance with university guidelines, executive officers of this student organization may not be executive officers of more than 2 other student organizations.

**Section 2 – Executive Officer Duties and Responsibilities:**

**4.§2.a** The president of the organization is the head of the organization, and has the final say on all major decisions that impact the organization including, but not limited to, membership decisions, programming, marketing, outreach, and any other tactical and strategic decisions. The president’s primary responsibility is aligning the organization such that all of the effort of the organization is towards the purpose stated in article 1 section 2.

**4.§2.b** The vice president (VP) of the organization is the second in command of the organization, and has the primary responsibility of managing the organization in the event the president in unable to perform their duties for any reason. The vice president must yield to the president in the event a conflict of interest occurs but has every right to challenge the president when they believe the presidents actions are not in accordance with the purpose of the organization.

**4.§2.c** The treasurer will be responsible for managing the finances of the organization, and providing a standard update at the beginning of each semester of the organizations finances.

**Section 3 – Non-executive officers**

**4.§3.a** Non-executive officer positions may be created by unanimous vote of the executive committee, at which time their responsibilities must be enumerated in the constitution for this organization. Non-executive officers will maintain their positions for 1 election cycle unless otherwise stated.

**4.§3.b** Eliminating a non-executive officer role may be executed by a unanimous vote of the executive committee, at which time their responsibilities must be absorbed by another member of the organization, and the constitution updated accordingly.

***Article 5 – Elections.***

**Section 1 – Election Process:**

**5.§1.a** Except for the 2018-2019 academic year, elections shall take place in the spring semester annually, no sooner than week 3 and no later than week 7 of semester. Notification of the election date must be published to the group no less than 4 weeks in advance of the election.

**5.§1.b** Only active members may run for an executive officer position. Active members may only be considered eligible for an executive officer position if they have an attendance rate of at least 2 of the last 3 required member meetings, events, or programs, or have a strong reason why they have not been able to attend events. Additionally, they must have a GPA above 2.0.

**5.§1.c** Active members or officers interested in running for a position are encouraged to meet with the current officer of the position they seek, to learn the duties and responsibilities of the position. Reading and the learning the constitution is also a critical element of running for an officer. Finally, they should meet with the faculty advisor to further learn the objectives of the organization and this developing legal area.

**5.§1.d** Statements of interest must be submitted at least one week in advance of the election outlining why a student wishes to be elected to a position, and what skills or attributes they possess that would lend itself to the position.

**5.§1.e** The election may be carried out through an in-person election held by members of the organization, or through secure electronic means per section 2 or 3 of this article.

**5.§1.f** There are no term limits for executive officers.

**Section 2 – Election Process – voting – non-executive officers:**

**5.§2.a** In person elections in which all members may vote execute the following process:

1. A meeting time will be set up and members will be notified 7 days in advance.
2. Members will attend the election meeting and be signed in upon arrival.
3. Once enough of the group has arrived, the president and vice president must agree to commence the election.
4. For each position paper will be distributed, and members will write the name of the person they have voted for on the paper. The papers will then be collected and counted in real time, with the newly elected official being revealed on the spot.
5. In the event of a tie, the VP shall have an additional vote to break the tie.

**5.§2.b** Electronic elections in which all members may vote execute the following process:

1. For each position in which all members of the group may vote, a TWEN poll will be created with each of the candidates for the position.
2. Members will have 24 hours to caste their votes.
3. After the TWEN polls have been closed, the president will notify the group of the winners for each position within 24 hours.

**Section 3 – Election Process – Voting – Executive Officers:**

**5.§3.a** Voting for the executive committee officer positions is reserved to the executive committee, per article 6 section 1.

**5.§3.b** The goal of reserving the voting in this manner is to elevate the election of executive officers above that of a “popularity contest” and to ensure the new leadership of the group is selected based upon merit and active participation in the group.

**5.§2.a** The executive committee officers will meet and evaluate the candidates that have submitted an interest statement for the their desired position. The executive committee will then reach a consensus, select which candidate is to become the next executive officer, and publish that information with 24 hours of elections commending.

***Article 6 –Committees and Bylaws.***

**Section 1 – Executive Committee**

**6.§1.a** The executive committee shall be composed of the current president, the current vice president, and the current treasurer

**6.§1.b** To alter the executive committee, a vote must be held and requires unanimous agreement by the executive committee to expand it.

**Section 2 – Standing Committee**

**6.§2.a** Lines of effort – directors. Each line of effort, of which there are 4, will have a director chosen by the executive committee. These individuals should have prior experience with the goals and mission of FTL, as well as a high drive to help the organization grow.

**6.§2.b** The current 4 directors are: (1) Director of LOE 1 Shape Policy; (2) Director of LOE 2 Influence Decision-Makers; (3) Director of LOE 3 Leverage the law’s power to pave the way for technological innovation; (4) Director of LOE 4 Operations and Logistics

**6.§2.c** Directors are each in charge of their own lines of effort. The current 3 lines of effort and operations and logistics can only be changed with a unanimous vote by the executive committee, and should only be changed in the event it is completely clear the mission of FTL needs to change in some way.

**Section 3 – Bylaws**

**6.§3.a** Bylaws house the day to day rules and set up of the group, and should be referenced as required. They may only change with unanimous vote of the executive committee.

***Article 7– Faculty and Professional Advisor.***

**Section 1 – Faculty advisor**

**7.§1.a** The current faculty advisor will be on the roster in accordance with Ohio State’s requirements. The advisor may advise active members on the best course of action with regards to strategic changes to the student organization, but will have no voting rights unless specifically stated in this constitution.

**Section 2 – Professional advisor**

**7.§2.a** A professional practicing attorney should be sought as the professional advisor to the group. The practicing attorney will have no voting rights but should be an individual practicing in the legal profession related to the purpose of this organization as stated in article 1.

**7.§2.b** In the event a new professional practicing attorney must be designated, the executive committee must partner with the faculty advisor on finding an individual to fill this role.

**7.§2.c** Primary responsibility of this professional advisor will be to advise the group on relevant needs or questions, and be a resource as required for standard operations.

***Article 8 – Succession.***

**Section 1 – Officer Succession**

**8.§1.a** When new officers are elected for the following academic year, the current elected officers must meet and transfer all relevant knowledge to the newly elected officers. The goal is to maintain a high performing student organization that is constantly growing and advancing the purposes set forth in article 1

**8.§1.b** Twen, facebook, and social media management shall be reserved to the executive officers only, and management will pass to the new executive officers

**8.§1.c** All social media or other electronic accounts will be managed by the executive committee, and this responsibility will be passed to the newly elected executive officers upon completion of the current academic year.

**Section 2 – Faculty Advisor**

8.§2.a In the event a new faculty advisor needs to be found, this responsibility will fall up the executive committee to work with the deans of Moritz.

**Section 3 – Professional Advisor**

**8.§2.b** In the event a new professional practicing attorney must be designated, the executive committee must partner with the faculty advisor on finding an individual to fill this role.

***Article 9 – Constitutional Amendments.***

**Section 1 – Constitutional Amendments**

 **9.§1.a** Any of the executive officers may call for an amendment to the constitution.

**9.§1.b** Amendments must pass by the majority vote of the executive committee and the consent of the faculty advisor.

***Article 10 – Dissolution.***

**Section 1 – Dissolution**

**10.§1.a** If the executive committee believes this student organization no longer serves a functional purpose at the Moritz College of Law, a vote may be executed to dissolve the student group

**10.§1.b** The vote to dissolve the organization must pass at least ¾ of active members, a unanimous vote of the executive officers, and the consent of the faculty advisor.

**10.§1.c** Any remaining assets of the organization will be surrendered to the Moritz SBA and the acting president must notify all relevant university authorities.