**THE AMERICAN LEGION,**
**DEPARTMENT OF MICHIGAN**

**Resolution:** **#26 - 23**

**Submitted By:** Department Judge Advocate

**Subject:** Establishing A Temporary Procedure For Filling A Vacancy In The Office of Second Zone Commander

**WHEREAS**, The office of Second Zone Commander has become vacant due to the resignation of the incumbent; and

**WHEREAS**, Neither the Constitution and By-Laws of The American Legion Department of Michigan nor the Constitution and By-Laws of the Second Zone presently provide a procedure for filling a vacancy in the office of Zone Commander; and

**WHEREAS,** The Department Executive Committee (DEC) has the responsibility to ensure the continued and effective operation of the Department and its subordinate organizational units; and

**WHEREAS,** The Second Zone Constitution and By-Laws provide that amendments thereto may only be considered and adopted at the Annual Zone Caucus; and

**WHEREAS,** Because there is presently no Second Zone Commander in office, there is no authorized officer available to convene a Zone Caucus for the purpose of conducting an election to fill the vacancy; and

**WHEREAS,** It is therefore necessary for the Department Executive Committee to authorize a special meeting of the Second Zone and establish a temporary procedure for conducting the election of a successor Zone Commander; and now, therefore be it

**RESOLVED,** **Resolved, By The American Legion, Department of Michigan, in Fall Conference assembled at Gaylord, Michigan, November 6-8, 2026, that a meeting of the Second Zone be convened for the sole purpose of electing a Zone Commander to fill the existing vacancy for the remainder of the unexpired term; that such meeting be chaired by the Department First Vice Commander; and, be it further**

**RESOLVED,** **That the following temporary election procedure shall govern said election:**

Approved

1. **Nominations for the office of Second Zone Commander shall begin with the District from which the vacancy occurred.**
2. **If no candidate is nominated by the District from which the vacancy occurred, the opportunity to nominate a candidate shall pass to the next District in the established rotation sequence.**
3. **If no candidate is nominated by that District, the opportunity shall continue sequentially through each remaining District in the established rotation until all Districts within the Zone have been afforded the opportunity to nominate a candidate.**
4. **Upon the nomination of one or more qualified candidates, the delegates present are entitled to vote and shall proceed with the election in accordance with the applicable voting procedures of The American Legion.**
5. **If all eligible Districts have been afforded an opportunity to nominate a candidate and no nomination is received, the Department Commander shall appoint a qualified member from any District within the Department of Michigan to serve as Second Zone Commander for the remainder of the unexpired term; and be it further**

**RESOLVED,** **That the individual elected pursuant to this temporary procedure shall be presented to the Department Executive Committee during its second session of the DEC at the Fall Conference for confirmation and recognition as the duly selected Second Zone Commander for the remainder of the unexpired term; and be it further**

**RESOLVED,** **That this temporary procedure shall apply only to the current vacancy in the office of Second Zone Commander and shall not be construed as a permanent amendment to either the Department or Second Zone Constitution and By-Laws; and, be it finally**

**RESOLVED,** **This action shall take place at the recess of the first session of the DEC at the Fall Conference held November 6–8, 2026.**

Approved

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APPROVED _____ REJECTED _____ REFERRED TO _____

Approved