THE AMERICAN LEGION
DEPARTMENT OF MICHIGAN

Resolution: **#26 - 07**

Submitted By: **Internal Affairs Committee**

Subject: **Using the Approved Template for Constitution and By-Laws**

WHEREAS, All Posts in the American Legion are required to have a Constitution and By-Laws; and

WHEREAS, The Department Constitution, Article VII - Post Organization, Section 7 states: "The Constitution and By-Laws and Articles of Incorporation of a Post, Memorial Home Association, Building Corporation, Zone, District, or any other Association considered to be part of the Department of Michigan shall not become effective until submitted to and approved by the Department Judge Advocate; an approved copy of which shall be filed in Department Headquarters"; and

WHEREAS, Many Posts do not have an updated Constitution and By-Laws on file with the Department Headquarters; and

WHEREAS, Some Posts in Michigan have a Constitution but no By-Laws. Others have By-Laws but no Constitution; and

WHEREAS, Posts in the Department of Michigan use a variety of formats for their Constitution and By-Laws; and

WHEREAS, The National Constitution, Article IX – Post Organization, Section 7, states in part: "Each Department may prescribe the Constitution of its Posts"; and

WHEREAS, The 2025 American Legion Officers Guide, Section 3, page 133 states in part: "Section 7, Article IX, of The American Legion Constitution provides that each department may prescribe the constitution of its posts. Consequently, posts should ascertain whether or not the department has adopted a uniform constitution for all posts in that department. If such has been approved by the department, it should be followed"; now, therefore be it

RESOLVED, **By The American Legion, Department of Michigan, in Winter Meeting assembled in Port Huron MI, February 6–8, 2026, approve this Resolution and require all Posts in the Department of Michigan to use the Department approved template as their Constitution and to use the approved template as the format for their By-Laws as shown on the Department website; and be it Further**

Approved

RESOLVED, **That all Posts shall fully comply with Department Constitution, Article 7, Section 7, by filing their updated Constitution and By-Laws at Department Headquarters no later than Winter Meeting in 2027; and be it further**

RESOLVED, **That each Post will update their Constitution and By-Laws or certify to the Department Headquarters that there are no changes, by December 31 every fifth year beginning in 2030; and be it further**

RESOLVED, **The Department Adjutant, the Department Judge Advocate and the Internal Affairs Committee shall make all of the changes required by this resolution; and be it Finally**

RESOLVED, **This action shall take place at the close of the Winter Meeting February 6–8, 2026.**

Approved