



The American Legion Department of Michigan

Constitution

Constitution revised at the 2021 Annual Convention

Preamble

For God and Country, we associate ourselves together for the following purposes:
 To uphold and defend the constitution of the United States of America;
 To maintain law and order;
 To foster and perpetuate a one hundred percent Americanism;
 To preserve the memories and incidents of our associations in all wars;
 To inculcate a sense of individual obligation to the community, state and nation;
 To combat the autocracy of both the classes and the masses;
 To make right the master of might;
 To promote peace and good will on earth;
 To safeguard and transmit to posterity the principles of justice, freedom and democracy;
 To consecrate and sanctify our comradeship by our devotion to mutual helpfulness

Article I

NAME

Section 1: The name of this organization shall be: The American Legion, Department of Michigan.

Article II

NATURE

Section 1: The American Legion, Department of Michigan, is a civilian organization; membership therein does not affect nor increase liability for military or police service. Rank shall not exist in the Legion; no member shall be addressed by their military or naval title in any convention or meeting of the Department or any Post thereof, unless such person is at the time on duty with some branch of the military service. This restriction (on use of military title) does not apply to courtesies extended outside the said Legion meetings, including correspondence or introductions.

Section2: The American Legion shall be absolutely non-political and shall not be used for the dissemination of partisan principles, nor for the promotion of the candidacy or any persons seeking public office or preferment.

Section 3: Wherever, in this Constitution and By-Laws, reference is made to the words “him”, “he”, “his” and similar references; it shall be deemed to include as appropriate, “her”, “she”, “hers” and similar references, to the end that all distinction between the male and female genders, for purposes of this Constitution and By-Laws, shall be deemed eliminated. Gender shall not be held as a qualification for office, and women may be elected or appointed to any office or position; and the use herein of the masculine pronoun shall be held to include the feminine.

Section 4: Each member shall perform their full duty as a citizen according to their own conscience and understanding.

Article III OBJECTS

Section 1: The objects and purposes of this organization shall be to promote the principles and policies as set forth in the foregoing preamble, and the National Constitution of The American Legion.

Article IV MEMBERSHIP

Section 1: Eligibility to membership in The American Legion shall be as prescribed by the National Constitution of The American Legion.

Section 2: There shall be no form or class of membership except an active membership, and dues shall be paid annually or for life.

Section 3: No person may be a member at any one time of more than one Post.

Section 4: All applicants for membership must fill out the regular form of membership application and, in addition thereto, present for examination by a duly qualified officer of the Post or the Department, either their original discharge from service, DD-214, a certified or photo static copy of either, or proof of honorable service.

Section 5: Each Post shall be the judge of the qualification of its members provided such members are eligible for membership in The American Legion, and each Post may set such other reasonable standards of qualification for membership as it may determine. Race, religion, sex, creed, or national origin shall not be a barrier to membership.

Section 6: No person who has been expelled by a Post shall be entitled to membership in another Post without the consent of the expelling Post, except that where such consent has been asked for and denied by such Post, that person may then appeal to the Department Executive Committee for permission to apply for membership in another Post and shall be ineligible for membership until such permission is granted.

Section 7: No person who is a member of an organization which has for its aim to overthrow the United States government by force or violence, or who subscribes to the principles of any group opposed to our form of government, shall be eligible to become or remain a member of The American Legion.

Article V GENERAL ORGANIZATION

Section 1: The American Legion, Department of Michigan is a constituent part of and subordinate to The American Legion, a Federal Corporation organized by Act of Congress. The American Legion, Department of Michigan embraces and its jurisdiction extends to the whole of the State of Michigan.

Section 2: The American Legion, Department of Michigan shall be organized in Posts. No person may become or remain a member of the Department except through membership in a Post therein.

Section 3: The Department shall be divided into Posts, Districts, and Zones, organized and officered as hereinafter provided.

Section 4: There shall be one regular annual Department Convention which shall be the executive, legislative, and judicial body of the Department organization and there may be special conventions called as hereinafter provided.

Section 5: Between Department Conventions all executive, legislative and judicial powers shall be vested in the Department Executive Committee and such subordinate units as are hereinafter described and the Department shall have such officers as hereinafter provided.

Section 6: Bylaws shall be adopted for the government and regulation of the Department.

Section 7: There shall be such convention and standing committees as shall be provided in the Department By-Laws. The standing committees shall be appointed by the Department Commander and ratified by the Department Executive Committee. The Department Commander may also appoint such special committees and liaisons as may be deemed necessary or desirable subject to ratification by the Department Executive Committee.

Article VI DEPARTMENT ORGANIZATION

Section 1: The Department organization shall consist of the following officers: the Department Commander, First and Second Vice Commander, Zone Commanders, Department Adjutant, Department Finance Officer, Department Judge Advocate, Department Historian, Department Chaplain and Department Sergeant-at-Arms.

Section 2: The Executive Committee of the Department shall consist of the officers of the Department, the immediate Past Department Commander and National Executive Committeeman, together with the Vice Commanders, District Commanders, as hereinafter provided. The Department Commander shall serve as the Chairman of the Department Executive Committee.

Section 3: The following special Department officers are authorized, but shall not serve on the Department Executive Committee: Department Veterans Affairs and Rehabilitation Director, Department Service Officers, the Department Membership Director and the Department Communications Director.

Section 4: All Past Department Commanders, except as otherwise noted in Section 2 of this Article, shall be ex-officio members of the Executive Committee with voice, but without vote and without expenses, as long as they remain a member in good standing of a duly chartered American Legion Post in the Department of Michigan. They shall be accorded all the courtesies of the floor of the Committee, with the privilege of making and seconding motions and of speaking on any motion or subject pending before the Committee but shall have no right to vote.

Article VII POST ORGANIZATION

Section 1: The local unit shall be termed a Post, which shall have a minimum membership of fifteen (15) qualified persons.

Section 2: Any group of qualified Veterans desiring to form a Post shall apply for the proper application blanks to the District Commander of the District in which such proposed Post is to be located; said proposed Post shall then get the approval of said District at a regular meeting with the required quorum present. Upon District approval it shall then be the duty of the Department Post Development Committee to examine the discharges of said applicants and to investigate their Charter and qualifications to determine their eligibility for membership. The Post Development Committee Chairman shall transmit to the Department Adjutant the completed application, certificate of eligibility, copy of the minutes of the District meeting giving its approval of said proposed Post, a written report of the Committee's investigations, and the Committee's approval or disapproval of the application. The application, upon approval of the Department Executive Committee, shall be forwarded to the National Headquarters. Upon approval by National Headquarters, a temporary charter will be issued.

Section 3: The Post will operate under such temporary charter with all privileges of a Post, but upon a probationary basis for a period of six months. Upon fulfillment of all of its Post and Department obligations and duties to the satisfaction of the Department Executive Committee for said period, the Post shall be entitled to a permanent charter and shall make application to the Department Commander within ninety (90) days after the expiration of the probationary period.

Section 4: Post Charters shall be countersigned by the Department Commander and the Department Adjutant.

Section 5: No Post shall be named after any living person.

Section 6: The Department of Michigan shall consist of all of the chartered Posts in the State of Michigan. Each Post may restrict its membership as it desires, subject, however, to the provisions of National and Department Constitution and By-Laws. Each Post may be restricted in number of members by the Department Executive Committee.

Section 7: 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.

Section 8: Each Post shall have a Commander, an Adjutant and a Finance Officer and such other officers as shall be provided in the Post's Constitution and By-Laws.

Section 9: Each Post shall have a headquarters to which all documents and papers may be sent. It shall be the duty of each Post Adjutant to notify the Department Headquarters immediately of any change of address of the Post Headquarters. All notices shall be deemed to have been duly served when mailed to the Post at its last mailing address appearing upon the records of the Department Adjutant.

Section 10: All Posts shall hold elections of Post Officers not less than 30 (thirty) days nor more than 120 (one hundred twenty) days prior to the annual Department Convention. The newly elected Post Commander shall be a delegate to said Department Convention and shall attend the same as such delegate. Newly elected Post Officers shall be installed not later than 45 days after the close of the annual Department Convention, and all Post officers shall have paid their dues for the year of their term of office by the time of their installation.

Section 11: Any member of any Post of The American Legion of this Department may transfer their membership to another Post, providing such member is in good standing and is elected to membership in the Post to which the member desires to transfer, and that such transfer does not conflict with any restrictions of the Department Executive Committee; provided, however, that no person who has been expelled by a Post shall be admitted to membership in another Post without the consent of the expelling Post. The member may then appeal to the Executive Committee of the Department of the expelling Post for permission to be admitted to membership in another Post, and shall be ineligible for membership until such permission is granted.

Section 12: In addition to the newly elected Post Commander, each Post shall select one (1) Delegate for each fifty (50) paid-up members, or major fraction thereof, to represent such Post at the annual Department Convention. Each Post shall select an Alternate for each Delegate chosen. The Delegates and Alternates shall be chosen by each Post from among its own

members in good standing. The names of all Delegates and Alternates shall be certified to the Department Adjutant no later than the close of business on the Friday before the opening date of the annual Department Convention.

Section 13: Any Post of the Department failing to meet the obligations imposed upon it by the National Constitution and By-Laws, or Department Constitution and By-Laws, or ceasing to function for six (6) months as an American Legion Post, or neglecting to pay the per capita dues to the National, Department and District organizations, shall, upon the order of the Department Executive Committee, surrender its charter, together with all property of every description including, but not limited to, all assets, both real and financial, and official insignia and records belonging to the Department; provided the Commander of the District wherein the Post in question is located shall have consulted with the last known Post Commander and Adjutant; has been assured that each Post member on the current roster has been notified by receiving a copy of each notice of the intention to file for charter cancellation; has made a thorough survey of the assets of the Post, both real and financial, and has notified Department Headquarters, in writing, not later than ten (10) days prior to the next official meeting of the Department Executive Committee, that the District Commander recommends the consideration of the cancellation of the questioned Post's charter. Once the Department Executive Committee has ordered the surrender of a charter of the Department, acting through either the Department Commander or the Department Adjutant, shall act as Power of Attorney for the Post for the purpose of surrendering or otherwise properly conveying or properly disposing of all property of every description including, but not limited to, all assets, both real and financial.

Section 14: Each Post shall be the judge of its own membership, subject to the restrictions of the National and Department Constitution and By-Laws; but no Post shall suspend or expel any member thereof, except upon charges duly brought in writing and after a full and fair trial, only upon the charge of "conduct unbecoming a member of The American Legion", of which said charges, the members of such Post shall be the sole judges; Provided, that an appeal from such Post decision may be taken to the Department Executive Committee by filing written reasons therefor with the Department Adjutant within 30 days following final action by the Post. The decision of the Department Executive Committee shall be conclusive. The Department Executive Committee may formulate rules to govern the trial by a Post of any of the members thereof.

Section 15: Post officers may be removed by the Post for cause on written charges of which the members of the Post shall be the sole judges. The procedure and right of appeal shall be the same as provided for members in Section 14 of this Article.

Section 16: The Department Executive Committee, after notice and hearing, may suspend or recommend for revocation, the charter of a Post which violates the National Constitution and By-Laws of The American Legion, or the Department Constitution and By-Laws or which fails adequately to discipline any of its members for any such violation, and may provide for the government and administration of such Post or the membership thereof, during such suspension or upon such revocation. The Department Executive Committee shall provide the method for suspending or recommending the revocation of the charter of a Post. Once the

Department Executive Committee has ordered the revocation of a charter, the Department, acting through either the Department Commander or the Department Adjutant, shall act as Power of Attorney for the Post for the purpose of surrendering or otherwise properly conveying or properly disposing of all property of every description including, but not limited to, all assets, both real and financial.

Section 17: All Posts of the Department must conduct, open and close their local meetings as per the National "Officer's Guide and Manual of Ceremonies" or its' succeeding publication. The Department Judge Advocate shall not approve any Constitution and Bylaws of a Post unless the same shall provide that said Post must conduct, open and close its local meetings as per National "Officer's Guide and Manual of Ceremonies" or it's succeeding publication. Any Post failing to meet the above provision shall be subject to the discipline provided for in Section 13 of this Article and any other authorized discipline.

Section 18: The Department Executive Committee shall require all Post Officers who handle funds to be insured under a fidelity and crime insurance policy to be furnished by an incorporated insurance company, which has been approved for this purpose by the National Adjutant. The expense of the insurance provided for herein shall be borne by the Post.

Section 19: No Post of The American Legion, Department of Michigan shall sell its Post Home and distribute the monies therefrom to Post members, said distribution being in violation of Michigan non-profit Corporate Laws.

Article VIII

CITY AND COUNTY COUNCILS

Section 1: There may be formed by the Posts of any County in this State, a County Council to carry out the principles of The American Legion and to promote the social welfare and the patriotic and fraternal spirit of the Legionnaires within such County.

Section 2: Whenever a majority of the number of Posts in a County, or a majority of the Posts outside of the City wherein there is organized a City Council shall determine to form a County Council, they shall transmit an application for permission to organize to the Department Commander, who shall designate a District Commander of the District in which such County is situated to call a meeting of the Posts of such County for the purpose of perfecting the organization of a County Council. No Post in a County shall be compelled to join such a County Council.

Section 3: A County Council when organized, shall adopt a Constitution and By-Laws effective only after approval of the Department Judge Advocate. An approved copy of such Constitution and By-Laws shall be filed in Department Headquarters.

Section 4: The Department Executive Committee may, upon recommendation of the Department Judge Advocate, suspend any provisions of the Constitution and By-Laws of a County Council, when in the judgment of such committee it contravenes the provisions of the National or Department Constitution and By-Laws or the established policy of the Department.

Section 5: Representation of the Posts in such County Council shall be on the same basis as such Posts had at the preceding Department Convention, or such other basis as said Council may decide.

Section 6: A City Council may be organized in any city having three or more Posts within its corporate limits, when a majority of such Posts so determine and by the same procedure as provided for the organization of County Councils. Such Posts may also belong to a County Council. No Post shall be compelled to join a City Council.

Section 7: No member Post of the County Council organization shall be liable to such County Council organization for more than the amount of the assessments stipulated in the By-Laws of such County Council organization. Member Posts shall not be liable for any of the debts and liabilities incurred by such County Council organization and for their protection and security may require the County Council organization to incorporate under the appropriate laws of the State as a condition precedent to continued membership therein.

Article IX DISTRICT ASSOCIATIONS

Section 1: For the purpose of administration, the Posts of the Department shall be grouped as they currently exist, and are hereinafter referred to as "Districts". No Post shall transfer from one District to another except with the consent of the Department Executive Committee, on application made by the Post and with the consent of both Districts involved.

Section 2: All applications for new charters shall state definitely the District to which the Post subjects itself for discipline and residence, such selection to be the District within whose boundaries the Post holds its meetings. If at any time a Post permanently moves its residence from within the boundaries of one District to another District, such Post shall make application to the Department Executive Committee for transfer to that District, and the Department Executive Committee shall have power to act with the consent of the District to which the Post makes application for transfer.

Section 3: Each District shall organize, adopting a Constitution and By-Laws, effective only after approval by the Department Judge Advocate. A copy of such approved Constitution and By-Laws shall be filed in Department Headquarters. It shall be the duty of the District Commanders to enforce the provisions of this section.

Section 4: The Department Executive Committee may annul or suspend, upon recommendation of the Department Judge Advocate, any provision of the Constitution and By-Laws of such organizations when, in the judgment of such committee, it contravenes the provisions of the National or Department Constitution and By-Laws or the established policy of the Department.

Section 5: Representation of the Posts in such District Associations shall be on the same basis as such Posts had at the preceding Department Convention, or such other basis as said District Association may decide.

Section 6: The Eleventh and Twelfth Districts may form a joint Districts Association to be known as the Upper Peninsula Association. Such Association shall elect from its members a number of District Commanders equal to the number of Districts in the Association. No other sector, City or County organization of Posts shall be formed in said District.

Section 7: One District Commander shall be chosen from each District in the State.

Section 8: Each District shall elect its District Commander by vote of the Delegates representing Posts in the said District in attendance at the Annual Department Convention and prior to the adjournment thereof or else at a regular District Meeting to be held not less than fifteen (15) days nor more than sixty (60) days prior to the Annual Department Convention. Alternates shall be chosen at the same time and place as the District Commanders.

Section 9: Each District Commander shall hold office from the close of one Department Convention until the close of the next Annual Department Convention; provided, however, that a District Commander shall hold office only during such term as their membership remains in the District from which they were elected. A vacancy in the office of District Commander shall be filled by the Alternate, and a new Alternate shall be selected in accordance with the District Association By-Laws.

Article X ZONE ORGANIZATION

Section 1: The Department shall be divided into Zones which shall be composed of Districts as shall be determined by the Department Executive Committee or at Department Convention.

Section 2: The powers and functions of such Zones shall be as hereinafter set forth in this Constitution and By-Laws and as may be fixed by the Department Convention or the Department Executive Committee acting within the terms of this Constitution.

Section 3: Each Zone organization shall adopt its own Constitution and By-Laws for its governance and shall be reviewed and approved by the Department Judge Advocate. A copy of each Zone's Constitution and By-Laws shall be on file at Department.

Section 4: The Zone Commanders shall be elected at the Zone caucuses held at the Annual Convention, by the Districts which comprise the individual Zones.

Article XI
DEPARTMENT CONVENTION

Section 1: The annual meeting of The American Legion, Department of Michigan shall be a Convention, called pursuant to the provisions of the Constitution and By-Laws of the Department. The Department Convention shall be held at a time and place to be fixed by vote of the Convention, at a minimum of two years in advance, or in case the preceding Convention does not fix a suitable time and place, these shall be fixed by the Department Executive Committee.

Section 2: Notice shall be given of the Annual Department Convention by the Department Adjutant to all Posts of the Department of the time and place of the Convention, which notice shall be entitled "Call of the Annual Convention", and which shall be published electronically on the Department website at least 60 days prior to said Convention and be published in paper form in a spring edition of the Michigan Legionnaire. There shall be no other official notice of the Department Convention.

Section 3: The annual Convention shall have all of the Administrative, Legislative and Judicial powers of the Department.

Section 4: Representation in the annual Convention shall be by Delegates and Alternates, duly elected by Posts of the Department and, in addition thereto, the Past Department Commanders and the members of the Department Executive Committee, with the exception of the Department Adjutant. Each of the above Delegates shall be entitled to one vote. Each Post having 15 (fifteen) or more paid-up members at the Department Headquarters 30 (thirty) days prior to the opening date of the **PRIOR YEAR'S Convention** shall have representation at the annual Convention on the basis of one Delegate for such Post, who shall be the newly elected Commander and one additional Delegate for each 50 (fifty) members or major fraction thereof. Newly formed Legion Posts that have been chartered after the last Department Convention will have their delegate strength determined thirty (30) days prior to the next convention. Each Post represented at the Department Convention is entitled to cast the voting strength of its Post, provided all annual dues and debts to the District of which it is a part and the Department are paid.

Section 5: The Annual Convention shall make its own Rules of Procedure, but in the absence of such action, the rules shall be the same as prescribed by "Robert's Rules of Order, Newly Revised". The Convention shall organize, form its committees, and transact all of the business of the Department, which shall properly come before it for action.

Section 6: A majority vote shall be required upon all matters, unless otherwise specifically provided. The National Executive Committeeman, the Alternate National Committeeman and all elected Department Officers shall be elected by plurality vote if three (3) or more candidates run for any one position. Votes shall be recorded by Districts on all matters wherein a roll call shall be taken. Each District shall cast its vote in the manner to be provided by the rules of the

Convention, but no Delegate shall be prevented by any rule from casting their vote as they so desire. Alternates may be seated with Delegates at the Department Convention. The Annual Convention shall authorize the appointment of such standing committees of this Department as it deems proper.

Section 7: A quorum shall exist at the Annual Department Convention when a majority of the Department officers and 15% of the Posts of the Department are either fully or partially represented.

Section 8: The Department Executive Committee shall provide a Uniform Code of Procedure for the orderly organization and operation of Department Conventions with continuing power of revision, and said Code shall be applicable at all Department Conventions unless it is amended, suspended, or repealed by majority vote of the total authorized representation at a Department Convention.

Section 9: The annual Convention shall approve Delegates and Alternates chosen by the Districts to represent the Department in the National Convention of The American Legion. Delegates-at-large shall be selected in such manner as the Convention shall determine, but in no event shall any District be entitled to less than one delegate, unless the whole number of delegates shall be less than the number of Districts; provided, however, that the Department Commander and outgoing Department Commander, who is Chairman of the delegation, shall represent the Department as delegates-at-large to the National Convention, if the whole number of delegates shall exceed by two (2) the number of Districts.

Section 10: Each retiring Commander shall, upon the installation of their successor, be declared to be a Past Department Commander and shall be presented with a Past Department Commander's symbol. Each past Department Commander shall become a delegate to each succeeding Department Convention and shall have, if present, all the rights of a Delegate in the affairs of the Convention provided they remain a member in good standing in the Department of Michigan and is not an employee of the Department of Michigan. If a Past Department Commander shall become an employee of the Department, they shall waive their voting rights as a Convention delegate and shall continue to waive such voting rights so long as they remain an employee. The vote of each Past Department Commander, except as stated above, shall be announced with the vote of the District in which their Post is located.

Article XII

DEPARTMENT OFFICERS

Section 1: The elective Department Officers shall be chosen annually at the Department Convention by a roll call vote of the Districts of the Department, with the exception of the Zone Commanders, who shall be chosen at the "Zone" Caucuses by the Districts making up the "Zone" which that individual Zone Commander is to represent. Each Zone Commander so chosen must be and shall remain a member of a Post within their respective Zone or the office shall be declared vacant.

Section 2: Department Officers, Chairman of the Vice Commanders, and members of the Executive Committee shall be installed at the close of the Department Convention and shall immediately enter upon their duties. They shall hold office for a term of one year or until their successors shall be/have been duly appointed, elected and installed, except that the Department Finance Officer, Department Historian and Department Sergeant-at-Arms shall not serve more than two (2) consecutive terms of office.

Section 3: The Department Convention shall also elect one (1) National Executive Committeeman and one Alternate Committeeman to represent the Department on the National Executive Committee, who shall hold office for a term of office as prescribed by the National Constitution and By-Laws.

Article XIII DEPARTMENT EXECUTIVE COMMITTEE

Section 1: Between the Department Conventions, the executive, legislative, and judicial powers shall be vested in the Department Executive Committee which shall be composed of the following: Department Commander, Department Vice Commanders, District Commanders, Department Finance Officer, Department Judge Advocate, Department Historian, Department Chaplain, Department Sergeant-at-Arms, immediate Past Department Commander, National Executive Committeeman, all with vote, and the Department Adjutant, who is without vote. Each member of the Department Executive Committee shall be entitled to one (1) vote. In the absence of a District Commander such vacancy shall be filled by their Alternate District Commander and in the absence of the National Executive Committeeman such vacancy shall be filled by the Alternate National Executive Committeeman.

Section 2: All Past Department Commanders, except as otherwise noted in Article XIII, Section 1 above, shall be ex-officio members of the Executive Committee with voice, but without vote and without expenses, as long as they remain a member in good standing of a duly chartered American Legion Post in the Department of Michigan.

Article XIV DEPARTMENT AUXILIARY

Section 1: The American Legion, Department of Michigan recognizes an Auxiliary organization, known as the American Legion Auxiliary, Department of Michigan.

Section 2: Membership in the Auxiliary shall be prescribed by the National Constitution of The American Legion Auxiliary.

Section 3: The Auxiliary shall be governed by such rules and regulations as may be prescribed by the National Executive Committee and thereafter approved by The American Legion, Department of Michigan.

Section 4: In the absence of rules and regulations governing the Auxiliary, promulgated by the National Executive Committee, the Department Executive Committee may provide for the organization and administration of Auxiliary units within the Department.

**Article XV
TWENTY AND FOUR**

Section 1: The American Legion recognizes an organization known as the Michigan Echelon, Twenty and Four. 20/4 is otherwise known as the “Honor Society of Women Legionnaires”.

Section 2: Membership in Michigan Echelon, Twenty and Four, shall be limited to women members of The American Legion, in good standing.

**Article XVI
AMENDMENTS**

Section 1: This Constitution may be amended by two-thirds vote at any Annual Department Convention, provided notice be published electronically on the Department website at least 60 days prior to said convention and be published in paper form in a spring edition of the Michigan Legionnaire. Said proposed amendment shall be referred to the Convention Constitution and By-Laws Committee, which shall submit the same to the Department Convention with its recommendations with regard thereto.

Section 2: This Constitution is adopted subject to the provisions of the National Constitution and By-Laws of The American Legion. Any amendment to the National Constitution and By-Laws which is in conflict with any provisions hereof shall be regarded as automatically repealing or modifying the provisions of this Constitution and By-Laws to the extent of such conflict.

Section 3: That no proposed amendment shall be submitted through the Department Adjutant to the several Posts of the Department and members of the Department Executive Committee, as provided in Section (1) of this Article, unless said proposed amendment shall first have been submitted by a Post or District or Department Association, or by the standing Department Constitution and By-Laws Committee or the Department Executive Committee.

Adopted: June 29, 2019

Amended the Preamble by Resolution No. 1, NEC Fall Meeting 2019, October 2019.

