

Constitution and Bylaws review

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Purpose of C&B

To uphold and maintain the Constitution and the laws of the United States; to realize the true American ideals and aims for which those eligible to membership fought; to advance the interests and work for the betterment of all wounded, gassed, injured and disabled veterans; to cooperate with the United States Department of Veterans Affairs and all other public and private agencies devoted to the cause of improving and advancing the condition, health and interest of all wounded, gassed, injured and disabled veterans; to stimulate a feeling of mutual devotion, helpfulness and comradeship

Article 6 - Chapters

6-1: Power to Grant and Revoke

6-2 para 3: Relocate of chapter – this is referencing chapter meetings

6-4 Suspension and Revocation Para 1

The state commander may suspend the charter of a chapter for a period of thirty days or more, but not to exceed ninety days, for violations of the Constitution or Bylaws of the Organization or refusal to comply with the lawful orders of the National Convention, National Commander, National Executive Committee, state commander or department executive committee.

C. : While under suspension (and not under trusteeship) no meetings shall be held in the name of the subordinate unit (or the Organization) except for the sole purpose of discussing the cause, effect or removal of the penalty

Article 8

Sec 8-1:

The state departments shall be the authorized governing bodies of the chapters operating within the boundary lines of their respective states. Every chapter shall be a member of the state department within which it is organized, and shall have all rights and privileges equal to all other chapters within that state.

Sec 8-6 para 1

If a chapter nominates fewer delegates than it is entitled to, all persons who have been nominated shall be declared delegates. If a chapter is unable to fill all delegate or alternate offices to which it is entitled, or in the event any delegation is entitled to cast more votes than the number of delegates present, then the votes to which it is entitled shall be divided equally among those delegates present

Article 9

Sec 9-1

Each chapter must adopt its own constitution, bylaws and regulations, provided that such constitution, bylaws and regulations do not conflict with those of the National Organization or with those of the state department with which the chapter is affiliated and provided they are approved first by the state judge advocate, then by the National Judge Advocate

Sec 9-2 Officer reports

Sec 9-3 Financial records, reports

Sec 9-4 Chapter Name

Article 11

Membership

Sec 11-1 Definition

Sec 11-2 Eligibility

Sec 11-3 Eligibility; Definition of “Time of War”

Sec 11-7 Eligibility to Office

Sec 11-8 Transfer

Sec 11-9 Membership dues (will increase in 2024)

Sec 11-12 Recruitment drives

Article 14

Finances

Sec 14-9 Safeguarding DAV assets

ref to Regulation of the NEC 12

Article 15

Sources of Income

Sec 15-2 For State Departments

Sec 15-3 Difference between Dept \$1,000 and National \$5,000

30 days written notice if less \$5,000

Forget-me-knot drive

Para 7

Para 8 Contract approval

Para 9 Thrift store

Para 10 use of fundraising funds

Para 12 use of DAV name and logo

Article 16

Disciplinary actions

Sec 16-1 Offenses and Recommended penalties

Sec 16-2 Notice and hearing

Article 17

Incorporation, affiliations and Other

Sec 17-3 other associations

Absent the written approval of the National Adjutant, no subordinate unit or affiliated entity may take or permit any action that suggests or indicates that the subordinate unit or affiliated entity endorses, is endorsed by or is associated with any non-DAV organization.

Article 18

Accumulation of Funds

Sec 18-2 Restriction on accumulation

Sec 18-3 Expenditure of excess of funds

Article 19

Miscellaneous

Sec 19-2 Use of members Name and address

Sec 19-3 Rules of Order

Regulations of the NEC

Regulation 2: Contracts for fundraising

Regulation 3 Other contracts

Regulation 4: Bar, lounge, or bingo operation

Regulation 5: Income from fundraising

Regulation 6: Disciplinary hearing and appeals

Regulation 7: Accumulation of Funds

Regulation 8: Department Jurisdiction

Regulation 9: Non discrimination policy

Regulation 10: Mission Statement of DAV

Regulation 11: Conflict of Interest

Regulation 12: Reimbursement of Dept/Chapter losses