

BYLAWS OF THE ROSCOE ENLOE POST #0005
DEPARTMENT OF MISSOURI

ARTICLE I – MANAGEMENT

Section 1. The management of the Post is entrusted to an Executive Committee for each ensuing year subject to Department and National Constitution and By Laws.

Section 2. The Executive Committee shall consist of the officers of the Post who shall be elected annually at the first meeting of the Post in the month of May. The officers of Post 5 shall be a Commander, First Vice-Commander, Second Vice-Commander, Adjutant, Finance Officer, Historian, Chaplain, Service Officer, Sergeant at Arms, Judge Advocate plus three (3) additional elected Executive Committee members and the immediate Past Commander. Officers elected shall be installed after the annual Department Convention, but no later than October 20th. All elections of officers shall be by the ballot and the candidates receiving the highest number of votes shall be elected to the respective office or offices for which they are candidates and the results announced. Nominations for any office must be made at the April Post meeting, at which time the nominating committee will submit their report of all nominees. Nominations shall also be accepted from the floor during the May election of Post officers. If there are no nominees for any one office or offices, then the person holding that office will continue to hold office until relieved.

Section 3. All vacancies existing in any office of the Post for any cause other than the expiration of the term shall be filled by a majority vote of the members at the regular Post meeting and a person so elected shall hold office for the unexpired term of the officer whom he succeeds. Nominations shall be made from the floor and shall be voted on at the next monthly meeting. A vacancy shall exist when an officer is absent from his Post, without sufficient cause, for three consecutive regular meetings of the Post. The Executive Committee shall make recommendations to fill such vacancies.

Section 4. These bylaws are wholly reviewed and approved on the occasion of the dissolution of the American Legion Home Roscoe Enloe Post 5 and all operations being consolidated under the organization identified as Roscoe Enloe Post #0005.

ARTICLE II – DUTIES OF OFFICERS

Section 1. Duties of the Post Commander: It shall be the duty of the Post Commander to preside at all meetings of the Post and to have general supervision over the business and affairs of the Post and shall be Chief Executive Officer of the Post. The Post Commander shall perform such other duties as directed by the Post. The newly elected Post Commander shall appoint an auditing committee consisting of three members of the Post within one week of installation.

Section 2. The First Vice-Commander shall assume and discharge the duties of the office of the Commander in the absence or disability of, or when called upon by the Post Commander. The First Vice-Commander shall serve as the Chairman of the Membership Committee.

Section 3. The Second Vice-Commander shall assume and discharge the duties of the office of the Commander in the absence or disability of the Commander and the First Vice-Commander. The Second Vice-Commander shall serve as the Chairman of the Entertainment Committee.

Section 4. The Adjutant shall have charge of and keep a full and correct record of all proceedings

of all meetings, keep such records as the Department and National organizations may require, render reports of membership annually or when called upon at a meeting and under the direction of the Commander, handle all correspondence of the Post.

Section 5. The Finance Officer of the Post shall have charge of all finances and see that they are deposited in a local bank or banks and shall report once a month to the Executive Committee and the Post at the regular meeting, the condition of the finances of the Post, with such recommendations as he may deem expedient or necessary for raising funds with which to carry on the activities of the Post. The Finance Officer, or his designee, shall sign all checks disbursing the monies of the Post. A minimum of two members of the Business Management Committee shall approve all invoices and or statements requesting payment for routine operating expenses. The Finance Officer may designate an officer of the Post to sign all checks in the event of his absence or incapacitation. This shall be done in writing and subject to the approval of the Executive Committee. He shall furnish surety bonds, at Post expense, as directed by the Executive Committee. He shall serve on the Post Budget and Finance Committee as an ex-officio member without a vote.

Section 6. The Post Historian shall be in charge of the individual records and incidents of the Post and Post members and shall perform other such duties as may properly pertain to the office as may be determined by the Post or the Executive Committee.

Section 7. The Post Chaplain shall be charged with the spiritual welfare of the Post comrades and will offer divine but non-sectarian services in the event of dedications, funerals, public functions, etc.; and to adhere to such ceremonial rituals as are recommended by the National or Department Headquarters, from time to time.

Section 8. The Sergeant At Arms shall preserve order at all meetings and he shall perform such other duties as may be, from time to time, assigned to him by the Post Executive Committee. The Sergeant At Arms may appoint Assistant Sergeant At Arms with the approval of the Post Commander.

Section 9. The Judge Advocate is to supply professional advice or to procure proper council in the conduct of the Post business. He is the guardian of the constitutional form of Post government.

Section 10. The Service Officer will be charged with veterans in need and particularly their dependents, as well as for the welfare of the members of the Post.

ARTICLE III – DELEGATES

Section 1. Delegates and alternatives to a Department convention shall be elected at a regular meeting of the Post to be held at least thirty (30) days prior to the date of the convention.

ARTICLE IV – APPOINTMENTS AND COMMITTEES

Section 1. The Post Commander, immediately upon taking office each year, shall appoint (except as otherwise provided by this Article) standing committees with approval of the Executive Committee which may include but not limited to the following: Americanism, Post Athletic Committee, Boys State, Budget and Finance, Cadet Patrol, Legislative, Membership, Oratorical, Veterans Council, Public Relations, School Awards, Veterans Affairs and Rehabilitation, Post Activities Committee, and Business Management Committee. Such standing committees (and others as needed) shall consist of such members and the Chairman thereof as shall be designated by the Post Commander. Committee

members may be removed for missing three (3) consecutive regularly scheduled committee meetings with the approval of the Executive Committee. The Commander shall have the authority to remove any member of a committee that has shown disloyalty to the Post, Legion or Nation. Such removal shall be approved by a two-thirds (2/3) majority of the entire Executive Committee. The Post Business Management Committee shall be elected during the annual post officer elections.

Section 2. Americanism Committee. The Americanism Committee shall be charged with the inspection of patriotism and good citizenship by arrangements for proper observance of patriotic occasions; encouragement of patriotic and civic phases of instruction in schools; Americanization of aliens; combating anti-American propaganda by education of the general public in American ideals through public forums, etc.; and activities for community and civic betterment.

Section 3. Post Athletic Committee. The Post Athletic Committee shall oversee the activities including Baseball, Golf Tournaments, Corn Hole Tournaments and other sporting or athletic activities that may provide healthy and wholesome recreation for all members of the Post.

Section 4. Boys State Committee. The Boys State Committee shall be charged with overseeing the recruitment of the best and brightest High School Juniors in the area to help guide them to a future of individual success and leadership by allowing them the opportunity to demonstrate their talents, whether it be athletics, politics, journalism or science. The participants will learn the benefits of competition, the value of public service and the power of leadership and the individual voice.

Section 5. Budget and Finance Committee. The Budget and Finance Committee shall be composed of five appointed members and shall be charged with the administration of the financial policy and preparation of budget recommendations. The Budget and Finance Committee will be responsible for the Post budget and budget recommendations to the Executive Committee.

Section 6. Cadet Patrol Committee. The Cadet Patrol Committee will be charged with offering High School juniors and seniors the opportunity to learn through participation the relationships between Freedom and Democracy and Law and Order in the hope that young men and women may develop favorable attitudes towards the benefits of law and order throughout the community.

Section 7. Legislative Committee. The Legislative Committee shall stay abreast of the issues that come before Congress and be prepared support the position of the Department and National on issues, particularly those regarding veterans. The Committee may also be tasked with preparing and providing information concerning the position of the American Legion pertaining to Legislative issues.

Section 8. Membership Committee. The Membership Committee shall be chaired by the First Vice Commander and shall be charged with the procurement of new members, the reinstatement of former members and ensuring the eligibility of those members while working closely in conjunction with the Post Adjutant.

Section 9. Oratorical Committee. The Oratorical Committee shall be charged with identifying particularly talented High School students and providing them the opportunity to compete in an oratorical contest for the chance to earn very lucrative scholarships to further learning, The contests are designed to develop in the contestants the ability to think and speak with knowledge and appreciation of the Constitution of the United States and to understand the duties and responsibilities associated with the rights and privileges of being a citizen of the this Country.

Section 10. Veterans Council. The Commander or person of his choosing shall represent the American Legion at the monthly Veterans Council meetings.

Section 11. Public Relations Committee. The Public Relations Committee shall be tasked with promoting the programs and activities of the American Legion by publicizing through local media and through proper contact with the American Legion Magazine and the Department and National American Legion news services.

Section 12. School Awards Committee. The School Awards Committee shall be charged with the enlistment of local schools to identify students who display qualities of courage, honor, leadership, patriotism, scholarship and service and give recognition through the award of American Legion School Award Medals to the boy and the girl who are deemed most worthy of the high qualities of citizenship and of true Americanism.

Section 13. Veterans Affairs and Rehabilitation Committee. The VA and R Committee shall be charged with formulating and recommending policies, plans and programs to the Post as they concern veterans in their physical and vocational rehabilitation, their education, their social and economic readjustment, their entitlements and pension, and the support of their dependents and survivors.

Section 14. Post Activities Committee. The Post Activities Committee will be chaired by the Second Vice Commander and shall be charged with the planning and organization of activities that support veterans, provide entertainment to Post members, and develop fund raising activities to support veterans projects.

Section 15. Business Management Committee. Activities of the Business Management Committee shall be supervised by the Post Executive Board members and the Committee Chairperson shall report to the Executive Committee during its monthly meetings. This Committee shall be comprised of six (6) members to be elected each year as terms expire for a 3 year term for each member. The officers of this committee will be elected upon their first meeting after Post elections are held. The officers of this committee are identified as the Chairperson, Vice Chairperson, Secretary, and Finance Officer. The Business Management Committee is chartered for the furtherance of the purposes of Roscoe Enloe Post 5 and to provide for the maintenance and management of the building and grounds to be used for meetings of such post, club rooms and other rooms for the comfort, convenience and pleasure of the members of said post and their successors. The previous elected members of the American Legion Home Roscoe Enloe Post 5 will continue their unexpired terms under the terms of these bylaws. The previous nine (9) member group will reduce to six (6) via attrition by the election of two (2) members per year versus three (3). This committee's permissible and restricted actions are as follows:

- a. The committee shall not incur debt for the post or sell any real property in excess of \$5,000 without approval of the Post.
- b. The committee is authorized to manage day to day operations of the facility and routine expenses for beverages, food, salaries, and other routine matters. All capital expenses must be approved by the Executive Committee of the Post.
- c. The committee will permit and/or manage the maintenance of the facility and its grounds to include permanent decorations and furnishings. All signage will be approved by this committee.

d. The committee will not take action without a quorum to be identified as four (4) members present during votes. Meetings and votes may be held electronically so long as all members have a reasonable opportunity to participate in the decision-making process.

e. The committee shall neither make or receive any charitable donations as all such donations shall be approved through the Post.

ARTICLE V – MEETINGS

Section 1. The regular meetings of the Post shall be held at the Post Home, so designated on the third Tuesday of each month, at a time determined by the Post Executive Committee and approved by the membership unless 30 days notice has been given that a meeting date, time or place will be changed. Business may be transacted that is properly brought up for action. Such meetings may be converted into entertainment meetings, as may be deemed proper by the Officers of the Post.

Section 2. An Executive Committee meeting shall be held a minimum of five days prior to the Post meeting and the minutes of said meeting shall be made available for all attendees of the Post meeting.

Section 3. The Post Business Management Committee meeting shall be held prior to the Executive Committee meeting each month and the Chairperson will present a copy of the meeting minutes to the Executive Committee to be ratified at the Post 5 regular meeting.

Section 4. The Post Commander or a majority of the Executive Committee shall have power to call a special meeting of the Post at any time.

Section 5. Fifteen (15) members shall constitute a quorum for a Post meeting and six (6) members for the Executive Committee.

ARTICLE VI – RULES OF ORDER

Section 1. All proceedings of Post 5 shall be conducted under and pursuant to Robert's Rules of Order, except as herein otherwise provided.

ARTICLE VII – LIMITATIONS AND LIABILITIES

Section 1. The Post shall not incur, or cause to be incurred, any liability or obligations whatever, which shall subject to liability any other Post, sub-division, group or members of the American Legion, or other individuals, corporations, or organizations.

ARTICLE VIII – RESOLUTIONS

Section 1. All resolutions of state or national scope presented to the Post by a member or reported to Post 5 by a committee shall merely embody the opinion of Post 5; a copy of same shall be forwarded to the Department Headquarters for its approval before any publicity is given or action other than mere passage by the Post is being presented to the Executive Committee for approval prior to being presented at the Post meeting. All efforts should also be made to gain District approval.

ARTICLE IX – NOTICES

Section 1. Every member shall furnish the Post Adjutant with their address for mailing purposes. Members will be encouraged to provide e-mail addresses and phone numbers for convenience of notification.

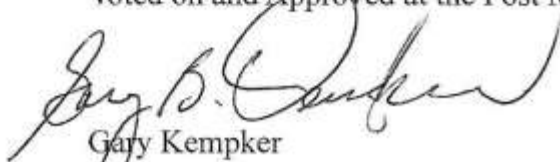
Section 2. The Post Adjutant shall cause notice of the annual election to be given at least seven (7) days prior thereto.

ARTICLE X – AMENDMENTS

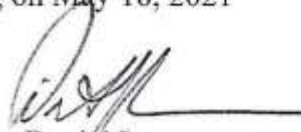
Section 1. These Bylaws may be amended at any regular Post meeting be a vote of two-thirds (2/3) of the members of said Post attending such regular meeting; provided that the proposed amendments shall have been submitted in writing and read at the preceding meeting of said Post; and provided further, that published notice shall have been given to all members at least seven (7) days in advance of the date when such amendment is to be voted upon and notifying said members that at such meeting a proposed amendment of the Bylaws is to be voted upon.

Voted on and Approved at the Executive Committee Meeting on May 11, 2021

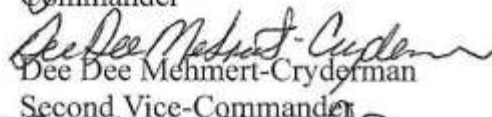
Voted on and Approved at the Post Meeting on May 18, 2021



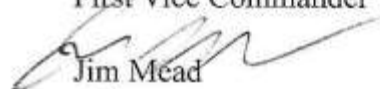
Gary Kempker
Commander



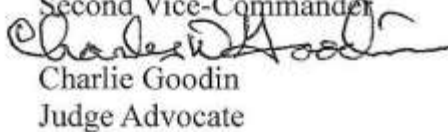
Daniel Levasseur
First Vice Commander



Dee Dee Mehmert-Cryderman
Second Vice-Commander



Jim Mead
Adjutant



Charlie Goodin
Judge Advocate