

THE AMERICAN LEGIOIN
DEPARTMENT OF MONTANA

CENTRAL DISTRICT # 9

CONSTITUTION

REVISED

Revised April 19, 2009, Spring Meeting, Judith Gap, Montana

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 the Great 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 principals of justice, freedom and democracy; to consecrate and sanctify our comradeship by our devotion to mutual helpfulness.

CONSTITUTION
OF THE
AMERICAN LEGION
CENTRAL DISTRICT # 9
DEPARTMENT OF MONTANA

ARTICLE I (Name)

Section 1. The name of this association or organization shall be: "CENTRAL DISTRICT # 9, The American Legion, Department of Montana".

ARTICLE II (Purpose)

Section 1. The objectives and purposes of this organization shall be to uphold, maintain and promote the principles and policies enunciated and advocated by the National Constitution of the American Legion and those in the Constitution of the American Legion, Department of Montana.

ARTICLE III (Membership)

Section 1. The membership of this District shall consist of those Posts, which may be designated from time to time by the Executive Committee of The American Legion, Department of Montana as eligible for membership in the CENTRAL DISTRICT #9.

ARTICLE IV (Dues)

Section 1. Each Post of the District shall contribute dues to the District in accordance with the amount as set by the delegates at a regular meeting of the District. Dues shall be based on a per capita assessment of paid Post membership.

Section 2. The District Finance Officer shall submit a proper bill showing the sum due the District to each Post Commander and Adjutant at least 30 days prior to the Fall meeting. Payment due at or before the regular District Fall Meeting.

Section 3. No Post delegation shall have voting privileges at either the District or Department meetings if Per Capita payments are in arrears.

ARTICLE V (District Meetings)

Section 1. The annual Spring meeting of the District, the date being set at the Department Fall Conference will be held in any city in the District as selected by the delegates at the preceding Fall District meeting. If no city is selected, or the city so chosen is unable to handle the meeting, the District Commander shall designate a place, and notify the District membership of same.

Section 2. The place of all other District meetings shall be selected by the delegates at preceding meeting. Dates of the two (annual) meetings are set by Department Executive Board. All other special meetings are set by the District Executive Committee.

Section 3. (a) Each Post shall have two votes
(b) Each Post shall have one additional vote for each 100 members, or major fraction thereof.

Section 4. The number of votes each Post may cast shall be based on the paid-up membership at Department Office immediately prior to the meeting in question.

Section 5. A quorum for a District meeting shall consist of delegates present from a minimum of 30 percent of the Posts making up the District.

Section 6. The District Commander will be without vote excepting in case of a tie.

Section 7. The District Commander and incoming District Commander shall receive mileage and per diem to attend the Department Convention. The rate allowed will be the same as that paid by Department Executive Committee at the Convention.

Section 8. However if the District Commander or incoming District Commander is paid by Department, he/she shall receive reimbursement from only one source.

Section 9. Actual expense incurred by the District Commander and District Adjutant in travel to make official visits to Posts of the District and

other necessary activities to conduct the business of the District will be reimbursed.

Section 10. Expense of the District commander and District Adjutant to all regularly called District meetings will also be allowed at the current expense rate as set by Department Executive Committee.

Section 11. Actual expense for District Meeting registration will be reimbursed for District Adjutant and District Commander.

Section 12. Executive Committee approval or consent of delegation at any District meeting must be secured prior making any expenditure of District funds exceeding \$300 beyond those expenses already stated.

ARTICLE VI (Elections)

Section 1. Members at each annual Spring meeting shall elect the following District Officers:

- (a) District Commander
- (b) District Vice Commander

Section 2. Elections shall be by secret ballot unless only one nomination is made and a motion carried that a directed ballot be cast by the District Adjutant for the nominee.

Section 3. All other voting shall be by voice. However, a roll call vote may be requested by a delegate at any District Meeting.

ARTICLE VII (Appointed Officers)

Section 1. Immediately following the election within not more than 60 days, the District Commander shall appoint the following District Officers:

- (a) District Adjutant/Finance Officer
- (b) District Chaplain
- (c) District Service Officer
- (d) District Historian
- (e) District Sergeant-at-Arms
- (f) District Oratorical Chairman
- (g) District Montana American Legion Boys State
Chairman
- (h) District S A L Advisor

Section 2. All elected and appointed District personnel shall assume office immediately following the end of Department Convention and hold office for a term of one year, or until their qualified successors are elected or appointed.

ARTICLE VIII (Executive Committee)

Section 1. The Executive Committee of the District shall consist of the elected officers of the District, the Commander of each Post within the District, the immediate past District Commander and one past District Commander [at large] appointed by the District Commander. The District Adjutant is requested to be present to take minutes with out vote.

Section 2. A quorum at the Executive Meeting shall be 50%.

Section 3. Mileage to be paid to driving members at the rate used by the Montana Department.

ARTICLE IX (Special Meetings)

Section 1. Special District meetings may be called by the Executive Committee, or on a petition from 50 percent of the Posts within the District.

ARTICLE X (Stand with)

Section 1. The Constitution and By-Laws of The American Legion, Department of Montana are hereby adopted wherever a specific provision is not contained in this Constitution.

ARTICLE XI (Amendments)

Section 1. This Constitution may be amended at any regular District meeting by a two-thirds vote of those delegates present.

Section 2. These Articles shall be in full force and effect on the date and time of approval by District Delegates.

Read and approved by the District Delegation this date 19th April 2009 at regularly scheduled Spring Meeting held at Judith Gap Post #70, Judith Gap, Montana.

Signed Demorise E. Allen Jr.
Demorise E. Allen Jr., District Commander

Gary Shepherd
Gary Shepherd, District Adjutant/Finance Officer