

**Constitution
And
By-Laws
Of The
Greece Post No. 468, Inc.
American Legion
Department of New York

Approved by Greece Post
No. 468, Inc. December
8th 2014
Greece, New York**

Rev 4.0 (Final - approved Dec. 8th 2014)

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

Days to Remember
EXECUTIVE COMMITTEE MEETING
2nd Monday Every Month
(Preceding the Regular Meeting)

POST MEETING
2nd Monday Every Month
Except June, July,
August, Memorial Day
And Veterans
Day

**Constitution
Of The
Greece Post No. 468, Inc.
American Legion
Department of New York**

CONSTITUTION OF GREECE POST No. 468

ARTICLE I

NAME

Section 1. The name of this organization shall be GREECE POST No. 468, of the AMERICAN LEGION

ARTICLE II

OBJECTS

Section 2. The objects of the organization shall be: 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 principles of justice, freedom and democracy; to consecrate and sanctify our comradeship by our devotion to mutual helpfulness.

ARTICLE III

MEMBERSHIP

Section 1. Any person shall be eligible for membership in THE AMERICAN LEGION who was a member of the Army, Navy, Marine Corps, Coast Guard or Air Force of the United States and assigned to active duty at some time during any of the following periods: April 6, 1917, to November 11, 1918; December 7, 1941, to December 31, 1946; June 25, 1950, to January 31, 1955; February 28, 1961, to May 7, 1975; August 24, 1982, to July 31, 1984; December 20, 1989, to January 31, 1990; August 2, 1990, to the date of cessation of hostilities as determined by the Government of the United States; all dates inclusive, or who, being a citizen of the United States at the time of his entry therein, served on active duty in the armed forces of any of the Governments associated with the United States during any of said periods; provided, however, that such service shall have been terminated by honorable discharge or honorable separation, or continued honorably after any of said periods; provided, further, that no person shall be entitled to membership who, being in such service during any of said periods, refused on conscientious, political or other grounds to subject himself to military discipline or unqualified service. A copy of potential member(s) DD214 must be provided in order to verify their service.

Section 2. There shall be no form or class of membership except an active membership as herein above period and dues shall be paid annually or for life.

Section 3. No person may be a member at any another American Legion Post while holding membership in Greece Post 468.

Section 4. No person, who has been expelled by a Post, shall be admitted to membership in Greece Post No. 468, without the consent of the expelling Post, except that where such consent has been asked for and denied by such Post, they may then appeal to the Department Executive Committee, through the County Executive Committee of the expelling Post for permission to be admitted to membership in Greece Post No. 468, and shall be ineligible for membership until such permission is granted.

Section 5. Life membership in Greece Post No. 468 should be compelled to honor members with Life Membership in the future who attain 50 consecutive years as a member of Greece Post 468.

ARTICLE IV

NATURE

Section 1. Greece Post No. 468 is a civilian organization; membership therein does not affect nor increase liability for military or police service. Rank does not exist in Greece Post No. 468; no member shall be addressed by his military or naval title in any meeting of the post.

Section 2. Greece Post No. 468 shall be absolutely nonpolitical and shall not be used for the dissemination of partisan principles or for the promotion of the candidacy of any person seeking public office or preferment. No candidate for or incumbent of a salaried elective public office shall hold any office in Greece Post No. 468.

ARTICLE V

Administration

Section 1. The legislative body of Greece Post No. 468 shall be those members in good standing.

Section 2. The executive power shall be vested in the Post Commander and the Executive Committee

ARTICLE VI

DUES

Section 1. The annual dues of Greece Post No. 468 shall be voted on at the September meeting for the following fiscal year (June 30th is the end of Greece Post No. 468 fiscal year). All Dues shall be payable to Greece Post No. 468.

Section 2. All annual dues shall be payable in advance of August 20th of each year and in any event, shall be due by January 1st of each year.

Section 3. Any member in good standing in Greece Post No. 468, shall be entitled to a membership card from the post; stating their membership and duration thereof.

Section 4. All dues that are paid to Greece Post No. 468 by November 11th shall receive an Early Bird Stamp on their membership card.

ARTICLE VII

QUORUM

Section 1. A quorum shall exist when there are present three per cent (3%) of the paid-up membership.

ARTICLE VIII

PARLIAMENTARY PROCEDURES

Section 1. Robert's "RULE OF ORDER, NEWLY REVISED" shall govern the parliamentary procedure of Greece Post No. 468.

ARTICLE IX

AMENDMENT OF CONSTITUTION

Section 1. Proposed amendments to this Constitution must be presented at a regular meeting or at a special meeting called for such purposes, read and laid on the table for at least thirty days and posted in the Post Home before final action. Proposed amendments shall be adopted only after an affirmative vote of two-thirds of the members present and voting, providing all members shall be given 10 days' notice prior to voting on the proposed change.

ARTICLE X

MEETINGS

Section 1. The official meeting place of Greece Post No. 468 shall be in the Greece Post Home located at 344 Dorsey Road, Rochester New York, 14616, County of Monroe, and township of Greece.

Section 2. Regular Meetings of Greece Post No. 468 shall be called promptly at 7:30 P.M., on the second Monday of each month. September through May inclusive. The meeting night may be changed to any other night for a specific reason upon an affirmative vote of two-thirds of all members of the Executive Committee and an affirmative vote of two-thirds of the members present and voting at any regular post meeting.

Section 3. Executive Meetings of Greece Post No. 468 shall be called promptly at 7:00 P.M., on the second Monday of each month. The meeting night may be changed to any other night for a specific reason upon an affirmative vote of two-thirds of all members of the Executive Committee.

Section 4. All members shall show a current membership card at all regular meetings and at the annual election meeting.

Section 5. No Beverages of any kind except non-alcoholic will be allowed at any regular or executive meeting of Greece Post No. 468.

**By-Laws
Of The
Greece Post No. 468, Inc.
American Legion
Department of New York**

By-Laws of Greece Post No. 468

ARTICLE I

NAME

Section 1. This organization existing under these By-Laws shall be known as Greece Post No. 468 of The American Legion.

Section 2. The object of this organization is set forth in the Constitution ARTICLE I Section 2.

ARTICLE II

MEMBERSHIP

Section 1. Membership in Greece Post No. 468 shall be governed by the membership provisions of the Constitution ARTICLE III Sections 1-5.

Section 2. All applicants of persons desiring membership in Greece Post No. 468 and have been shown eligible by presenting the Post Assistant Adjutant their DD214 and the Post Assistant Adjutant approves such application, must be passed upon at an Executive Board Meeting. All applications favorably passed by the Executive Board shall be presented to the post at a Regular Meeting and a majority of members in good standing present shall decide by a voice vote the election of said applicants for membership into Greece Post No. 468. The Post Commander shall initiate said applicants that have been favorably voted into membership at a Regular Meeting of Greece Post 468 and present them with an American Legion button, membership card, a copy of the Constitutions and By-Laws and the American Legion decal.

Section 3. All U.S. Military Active Duty applicants that have been voted into membership of Greece Post No. 468 shall have their annual membership dues paid for by Greece Post No. 468 for as long as they are on U.S. Military Active Duty Status.

ARTICLE III-A

POST OFFICERS

Section 1. The elected officers shall consist of Commander, 1st Vice Commander, 2nd Vice Commander, 3rd Vice Commander Adjutant, Post Assistant Adjutant, Finance Officer, Chaplain, Assistant Chaplain, Historian and Sergeant at Arms.

Section 2. The elected officers shall hold office for a period of a one year term. All officers may serve more than one term in elected position if re-elected as governed by Greece Post No. 468 By-Laws Article IV Sections 1-3.

ARTICLE III-B

ELECTED COMMITTEE MEMBERS AND TRUSTEES

Section 1. The number of County Committee members elected shall be governed by the Post membership in the preceding year and they shall hold office for a term of one year.

Section 2. The number of members elected to the Executive Committee from the floor at the annual election shall be five and they shall hold office for a term of one year.

Section 3. There shall be three trustees elected for a term of three years each. One such trustee shall be elected at each annual election.

ARTICLE IV

NOMINATIONS AND ELECTIONS

Section 1. The Election of officers shall be by the majority of the votes of the eligible members present at the election meeting.

Section 2. At the March meeting, the Post Commander shall appoint a nominating committee. The nominating committee, shall consist of five (5) previous Past Commanders willing and able to serve. The immediate Past Commander shall be chairman of this committee. This nominating committee shall make a written report of its nominations at the April meeting, and post a copy of said report on the bulletin board. Nominations shall be made by the nominating committee for all Post Officers, delegates and alternates to the County Committee, and Trustees. At the May regular meeting, nominations may also be made from the floor.

Section 3. Elections shall be held at the first regular meeting in April and elected officers shall take office at the May meeting.

Section 4. In the event a vacancy existing by reason of death or for any other cause among the elected officers of Greece Post 468, the Post Commander shall appoint a person to fill such vacancy.

Section 5. All checks written on any Post 468 accounts do require two signatures, that of the Commander and that of the Finance Officer.

ARTICLE V

DUTIES OF OFFICERS

Section 1. POST COMMANDER: The Post Commander shall be the executive head of the post with full power to enforce the provisions of the Post Constitution, Post By-Law and expressed will of the Post membership and shall act as chairman at all post meetings and as chairman of the Executive Committee. The Post Commander shall appoint all necessary standing and special committees except elected committees and shall be a member ex-officio of all committees and shall perform such duties as are usually incident to the office of the Post Commander. In the absence of the Post Commander and all Vice-Commanders, the presiding officer shall be elected by members present at the meeting. The Post Commander can approve payment up to One Hundred Dollars (\$100.00) at any Regular or Executive Meeting and shall also perform such other duties as are usually incident to the office.

Section 2. 1st VICE COMMANDERS: The 1st Vice Commander shall act as presiding officer in the absence of the Post Commander and serve as Assistant Chairman of the membership committee and perform all other duties usually incident to this office.

Section 3. 2nd VICE COMMANDERS: The 2nd Vice Commander shall act as presiding officer in the absence of the Post Commander and the 1st Vice Commander and serve as chairman of the post fund raising committee and submit a written report at the first regular convened meeting following such project. The 2nd Vice Commander shall be chairman of the Memorial Day and Veterans Day ceremonies and perform all other duties usually incident to this office.

Section 4. 3rd VICE COMMANDERS: The 3rd Vice Commander shall act as presiding officer in the absence of the Post Commander and the 1st Vice Commander and 2nd Vice Commander and serve as chairman of the post Activities Committee and perform all other duties usually incident to this office.

Section 5. POST ADJUTANT: The Post Adjutant shall give notice of all post meetings, keep the minutes of such meetings, conduct the correspondence and keep the records of Greece Post 468.

Section 6. POST ASSISTANT ADJUTANT: The Post Assistant Adjutant shall act as Chairman of the Membership Committee. The Post Assistant Adjutant shall handle all issues of membership from the post member base to include processing renewals, transfers, change of addresses as well as verifying new members and transferring member's eligibility. The Post Assistant Adjutant shall maintain all records in regards to post membership and deliver reports to the Adjutant on current member status as well as list of new members that need to be voted in and sworn in at the regular meeting. The Post Assistant Adjutant shall relay any and all membership issues to the Adjutant. The Post Assistant Adjutant shall also be in charge of the collection of dues and issuance of membership cards and perform all other duties usually incident to this office.

Section 7. POST TREASURER: The Post Treasurer shall be the custodian of the funds of the Post including membership dues. The Post Treasurer shall sign all checks in conjunction with the Post Commander disbursing the funds of all bills due as approved by the Executive Committee, and shall make reports upon the condition of the post treasury at all Executive and Regular Meetings of the post. The Post Treasurer shall maintain all accounts which shall be audited annually or at such times deemed necessary and shall perform such other duties as are usually incident to the office.

Section 8. POST CHAPLAIN: The Post Chaplain shall perform such divine and nonsectarian services as may be necessary according to the rituals as recommended by the County, State and National Headquarters. The Chaplain shall also keep track of all sick members and member deaths and give a report on such members at the Executive and Regular meetings and acts as chairman of the Sick Committee and shall perform such other duties as are usually incident to the office.

Section 9. POST ASSISTANT CHAPLAIN: The Post Assistant Chaplain shall perform such divine and nonsectarian services as may be necessary according to the rituals as recommended by the County, State and National Headquarters and perform all duties of the Post Chaplain in the absence of the Post Chaplain. The Post Assistant Chaplain shall assist The Post Chaplain as deemed necessary by the Post Chaplain and shall perform such other duties as are usually incident to the office

Section 10. POST HISTORIAN: The Post Historian shall collect from year to year all records and data of value and interest for Greece Post 468, and shall compile during his/her term of office a complete history of the year's activities and submit same at the end of each year to the outgoing Post Commander.

Section 11. POST COUNTY DELEGATES AND ALTERNATES: The County Delegates and Alternates shall attend and take part in all County Committee meetings and report the action of the County Committee to the Post at the next Regular Meeting.

Section 12. POST SERGEANT AT ARMS: The Sergeant At Arms shall maintain order in all Post Meetings and to have charge of National and Post flags and perform all other duties usually incident to the office

Section 13. POST TRUSTEES: The duties of the Post Trustees shall be:

- (a) The Post Trustees may take hold and convey, by and under the direction of the post all property belonging thereto, whether real or personal, and whether given, granted or devised directly to it, or to any person or persons for it, or in trust for its use and benefit; and may purchase and hold for the purpose of the post.
- (b) The Post Trustees shall examine and audit the books of the Post Treasurer at the end of the fiscal year, and at any other time that may be necessary.

ARTICLE VI

EXECUTIVE COMMITTEE

Section 1. The Executive Committee shall consist of all elective officers of the Post, Trustees, The County Committee, five members elected from the floor by a majority vote at the annual election, and all past Greece Post Commanders. Executive Committee members shall meet on the second Monday of each month immediately preceding the regular meeting.

- (a) The duties of the Executive Committee shall be to review all applications for membership and make recommendations of said applications to post members at the regular monthly meetings. This committee shall act on such business as may arise between regular meetings and make such recommendations as are deemed necessary to the Post at the next regular meeting. They have the power to approve matters requiring the expenditure of money from the Post Treasury. The Executive Committee can approve payment up to One Hundred Dollars (\$100.00) at any regular or Special Meeting.
- (b) This Committee shall investigate appeals from or irregularities in the Post and recommend disciplinary measures and shall help Post committees in the conduct of their affairs.

Section 2. The Publicity Committee shall handle all publicity which affects the Post.

Section 3. The Post Activities Committee shall have charge of matters affecting activities within the Post and of The Post Club Rooms including entertainment, lunches at all post meetings and activities within the post.

Section 4. The Post Fundraising Committee shall have charge of all fund raising in the name of the post. This committee shall; make written reports of all functions sponsored by the post at the post meeting following the project.

Section 5. The By-Laws Committee shall consist of three or more members appointed by The Post Commander when deemed necessary.

ARTICLE VII STANDING COMMITTEES

Section 1. The Standing Committee shall consist of the SAL (Sons of the American Legion), Publicity Committee, Membership Committee, Post Activities Committee, Post Fundraising Committee and the By-Laws Committee. The Post Commander shall appoint all members of all standing committees, except those herein mentioned as being under the direction of an elected officer. The Post Commander shall appoint members to special committees which may be necessary to carry out the work of the post.

Section 2. The Post Commander may remove for cause any member of any standing committee excepting the members of the elected committees, who may be removed only by a majority vote of the post and the Post Commander may fill by appointment any vacancies in such committee, and the Post Commander shall designate the Chairman of all standing committees except those under the direction of an elected officer and designate the Chairman of all special committees.

ARTICLE VIII LIMITATIONS OF JURISDICTION OF POST MEMBERS

Section 1. No individual member unless specifically previously authorized by the proper body shall have the right to speak in the name of The Post, the County Organization, The Department of New York of the American Legion. Their individual action is full and unhampered being that of an American citizen, but they shall not represent such action to be that of any Legion organization.

ARTICLE IX DISCIPLINE OF POST MEMBERS

Section 1. Members may be suspended or expelled from the post only upon a proper showing of cause. Charges shall be based upon disloyalty, dishonesty or other conduct unbecoming a member of The American Legion. All charges must be made under oath in writing by the accuser and no member in good standing shall lose his/her membership until given a fair trial in such manner and form as the Department By-Laws and Department Executive Committee shall prescribe. This section shall govern procedure whenever charges are brought against any person at any time appearing upon the rules of the post as a member, upon their grounds of their eligibility to membership in the Post or in The American Legion.

Section 2. Any member who has been suspended or expelled has the right to appeal to the Department Executive Committee in the manner prescribed by said committee. The decision of the Department shall be final.

Section 3. A member whose dues for the current year have not been paid by January First (1st) shall be closed as delinquent. If his dues are paid on or before February First (1st), he shall be automatically reinstated. If he is still delinquent after February First (1st), he shall be suspended from all privileges. If he is still under suspension on June Thirtieth (13th) of such year, his membership in The American Legion shall be forfeited. A member so suspended or whose membership has been forfeited may be reinstated to active membership in good standing of the post if payments of current dues for the year in which reinstatement occurs. Provided, however that the Post, Department and the National Organization may waive the provisions hereof, upon payment of dues for the year in which reinstatement occurs, with references to former members who has been prevented from the payment by reason of active military service.

ARTICLE X

Auxiliary

Section 1. The Auxiliary shall be organized in accordance with the provisions of the National Constitution and shall be governed by such rules and regulations as may be prescribed by the National Executive Committee and approved by the Department Executive Committee.

ARTICLE XI

S.A.L.

Section 1. This Post recognizes a Sons of The American Legion Organization known as the Sons of the American Legion Squadron of Greece Post No. 468, The American Legion, Department of New York.

Section 2. Membership in the Sons of The American Legion shall be governed by such rules and regulations as may be prescribed by the National Executive Committee of The American Legion and thereafter approved by The Department of New York Executive Committee.

Section 3. This Post recognizes that the Sons of the American Legion Squadron of Greece Post No. 468, The American Legion, Department of New York although has its own membership, the organization is not a separate entity. Rather, S.A.L. is a program of The American Legion and as such can determine the extent of their services to the community, state and nation. They are permitted flexibility in planning programs and activities to meet their needs, but must remember S.A.L.'s mission: to strengthen the four pillars of The American Legion, Pillar I: Veterans Affairs & Rehabilitation, Pillar II: National Security, Pillar III: Americanism and Pillar IV: Children & Youth. They shall abide by The American Legion Constitution and By-laws as well as Post 468 and Department of New York directives.

ARTICLE XII

Riders

Section 1. This Post recognizes an American Legion Rider Organization known as American Legion Riders Greece, NY Post 468, The American Legion, Department of New York.

Section 2. This Chapter was established on February 1st, 2012.

Section 3. This Post recognizes that the American Legion Riders Greece, NY Post 468 although has its own membership, the organization is not a separate entity. Rather the riders is a program of The American Legion and as such can determine the extent of their services to the community, state and nation. They are permitted flexibility in planning programs and activities to meet their needs. They shall abide by The American Legion Constitution and By-laws as well as Post 468 and Department of New York directives.

ARTICLE XIII

AMENDMENTS

Section 1. Amendments to these By-Laws may be made in the same manner as that prescribed for amending the Constitution.

This Constitution and By-Laws were duly enacted at a regular meeting of Greece Post 468 and revised and brought up to date on December 8th, 2014.