

**Constitution of the Sons of The American Legion Squadron,  
Attached to the John D Sudduth American Legion Post 72,  
Department of Virginia**

**PREAMBLE**

Proud possessors of a priceless heritage, we male descendants of veterans of the Great Wars, associate ourselves together as "Sons of The American Legion" 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 true spirit of Americanism; to preserve the memories of our former members and the associations of our members and our forefathers 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 friendship by our devotion to mutual helpfulness; to adopt in letter and spirit all of the great principles for which The American Legion stands; and to assist in carrying on for God and Country.

**ARTICLE I - NAME**

Section 1. The name of this organization shall be the Sons of The American Legion Squadron of the John D Sudduth American Legion Post 72, Department of Virginia.

**ARTICLE II - NATURE**

Section 1. The Sons of The American Legion Squadron, attached to John D Sudduth American Legion Post 72 Department of Virginia, is a civilian organization. Membership therein does not affect nor increase liability for military or police service.

Section 2. The Squadron shall be absolutely non-political and shall not be used for the dissemination of partisan principles nor for the promotion of the candidacy of any person seeking public office or preferment.

Section 3. The Squadron shall be absolutely non-sectarian.

Section 4. Each member shall perform his full duty as a citizen according to his own conscience and understanding, in accord with the law.

**ARTICLE III - ORGANIZATION**

Section 1. This Squadron is organized as a subordinate body of the Sons of The American Legion, Detachment of Virginia, and under the sponsorship and jurisdiction of the John D Sudduth American Legion Post 72, Department of Virginia, The American Legion.

Section 2. This Squadron shall be governed by such rules and regulations as may be prescribed by the National Executive Committee of The American Legion, by such rules and regulations as may be prescribed by the Detachment Headquarters, approved by the Department Executive Committee of The American Legion, and by such rules and

regulations as may be prescribed by its sponsoring post of The American Legion, not inconsistent with those prescribed by the national organization.

#### **ARTICLE IV - ELIGIBILITY**

Section 1. All male descendants, adopted sons and stepsons of members of The American Legion, and such male descendants of veterans who died in service during World War I, World War II, the Korean War, the Vietnam War, Lebanon, Grenada, Panama, and the Persian Gulf War, during the delimiting periods set forth in Article IV, Section 1, of the National Constitution of The American Legion, or who died subsequent to their honorable discharge from such service, shall be eligible for membership in the Sons of The American Legion.

Section 2. There shall be no form or class of membership except an active membership.

#### **ARTICLE V - OFFICERS**

Section 1. The Squadron officers shall be a Commander, First Vice Commander, Second Vice Commander, Adjutant, Finance Officer, Sergeant-at-Arms, Chaplain and Historian, all of whom shall be elected at the Squadron's annual meeting.

#### **ARTICLE VI - EXECUTIVE COMMITTEE**

Section 1. Between Squadron meetings, the administrative power of the Squadron shall be vested in the Squadron Executive Committee, which shall consist of all elective officers for the current year, and in addition the three immediate Past Commanders.

Section 2. All other Past Squadron Commanders shall be members of the Squadron Executive Committee without vote.

#### **ARTICLE VII - DUTIES**

Section 1. The annual membership dues of this Squadron shall be \$ 25, payable on Oct. 20 of each year, for the following year. A member whose dues for the current year have not been paid by Jan. 1 shall be deemed delinquent. If his dues are paid on or before Feb. 1, he shall be automatically reinstated. If he is still delinquent after Feb. 1, he shall be suspended from all privileges. If he is still under such suspension on June 30 of such year, his membership in the Sons of The American Legion shall be forfeited. A member so suspended or whose membership has been so forfeited may be reinstated to active membership in good standing by vote of the Squadron and payment of current dues for the year in which reinstatement occurs. Provided, however, that the Squadrons, Detachments, and the national organization may waive the provisions hereof, upon payment of dues for the year in which reinstatement occurs, with reference to former members who have been prevented from the payment of dues by reason of active military service.

#### **ARTICLE VIII - AMENDMENTS**

Section 1. This Constitution is adopted, subject to the provision of the National Constitution and the Detachment Constitution of which this Squadron is a subordinate member. Any amendment to the National or Detachment Constitutions which is in

conflict with any provision hereof shall be regarded as automatically repealing or modifying the provisions of this Constitution, to the extent of such conflict.

Section 2. This Constitution may be amended at any regular Squadron meeting by vote of two-thirds of the members in attendance; provided, that the proposed amendment shall have been submitted in writing, and read at the immediate preceding Squadron meeting, and provided further, that written notice shall have been given to all members at least five days in advance of the date which such amendment is to be voted upon, notifying said members at such meeting a proposal to amend the Constitution is to be voted upon. NOTE: Only members in good standing will be privileged to participate in the business of a meeting, vote or hold office.

## **Document Dates:**

- Section 1     This Constitution was approved by The Sons of The American legion, Squadron 72 at the regular monthly membership meeting on Aug 7<sup>th</sup> 2018.
- Section 2     This Constitution was approved by The American Legion, Post 72 Executive Board at the Executive meeting Sept. 13<sup>th</sup> 2018.

**Bylaws of the Sons of The American Legion Squadron,  
Attached to the John D Sudduth American Legion Post 72,  
Department of Virginia**

**ARTICLE I - MEMBERSHIP**

Section 1. Applications for membership shall be made in writing on blanks prescribed therefore by the national organization.

Section 2. All applications for membership shall be acted upon at the next meeting of the Executive Committee following the making of such application. The Executive Committee shall present such application to the Squadron at its next regular meeting with its recommendation for acceptance or rejection. If a majority of the attending Squadron members cast their vote against the acceptance of such applicant, then such applicant shall be recorded as rejected.

**ARTICLE II - NOMINATION AND ELECTION OF OFFICERS**

Section 1. Officers of the Squadron shall be elected annually, and the date of such election should conform if possible with the annual election of Post officers of John D Sudduth American Legion Post 72. Squadron officers nominated shall be subject to the approval of the sponsoring American Legion Post. This authority may be delegated by the Post to a Post Supervisory Committee or other designated body.

Section 2. At the first regular meeting in March the Commander shall appoint a nominating committee of three members who will, acting together with and under the advice of the Supervisory Committee of the Post, present to regular meeting in April a list of one or more candidates for each office required to be elected under the Constitution of this Squadron.

Section 3. At the conclusion of the report of the nominating committee, any Squadron member may present the name of any other Squadron member for nomination to any office for which such Squadron member is not nominated by the nominating committee, and upon said nomination being seconded, the same shall be considered as though contained in the report of the nominating committee after said report has been accepted and adopted by the Squadron.

Section 4. At the June regular meeting, those candidates shall be declared elected who have by secret ballot received a majority of the votes of the Squadron members in good standing present at the annual meeting.

Section 5. The newly elected officers and members of the Executive Committee shall take office at the July regular meeting, at which time they shall be installed by proper authority.

**ARTICLE III - DUTIES OF OFFICERS**

Section 1. Commander: The Commander shall be the executive head of this Squadron of the Sons of the American Legion, with full power to enforce the provisions of the local Constitution and Bylaws and the policies and mandates of the National and of the Department Committees of the Sons of The American Legion and of the Executive Committee of the Squadron.

Section 2. First Vice Commander: The First Vice Commander shall act as representative of the Commander on all matters referred to him and shall specifically be in charge of membership. He shall perform such other duties as are usually incident to the office.

Section 3. Second Vice Commander. The Second Vice Commander shall likewise act as representative of the Commander, and he shall specifically be in charge of Squadron activities. He shall perform such other duties as are usually incident to the office.

Section 4. Adjutant: The Adjutant shall be charged with the administrative duties required in carrying out the policies and mandates of the National and Department Committees of the Sons of The American Legion and of the Executive Committee of this Squadron.

Section 5. Finance Officer: The Finance Officer shall be the custodian of the funds of the Squadron. He shall be charged with receiving and disbursing the funds of the Squadron and shall make reports upon the condition of the Squadron treasury when called for by the Commander or Executive Committee; provided, however, that all disbursement shall first be approved by the Post committee heretofore referred to in Section 4, Article I, of the National Bylaws. He shall perform such other duties as are usually incident to the office.

Section 6. Sergeant-at-Arms: The Sergeant-at-Arms shall be charged with the responsibility of preserving order at all Squadron meetings and he shall be given the custody of the Squadron colors. He shall perform such other duties as are usually incident to the office.

Section 7. Chaplain: The Chaplain shall perform such divine and non-sectarian service as may be necessary, adhering to such ceremonial rituals as may be prescribed by the National Membership and Post Activities Committee of The American Legion.

Section 8. Historian: The Historian shall collect from year to year all records and data of value and interest to the Sons of The American Legion and The American Legion, and shall compile during his term of office a complete history of the year's activities.

#### **ARTICLE IV - EXECUTIVE COMMITTEE**

Section 1. The Squadron Executive Committee shall fill any vacancy in the membership of the committee occurring between annual Squadron meetings for the remainder of the unexpired term.

Section 2. Any officer or executive committeeman may be removed for inefficiency by the Executive Committee, a two-thirds vote of said committee being necessary to effect such removal. An officer or executive committeeman who absents himself for three or more consecutive Squadron or Executive Committee meetings can, on due investigation, by the Executive Committee, be held to be sufficient proof of inefficiency, warranting such removal.

## **ARTICLE V - POST SUPERVISORY COMMITTEE**

Section 1. The Post Commander of the John D Sudduth American Legion Post 72 shall have jurisdiction over this Squadron and will be exercised through a committee of no less than three Post 72 members in good standing as appointed annually by the Post Executive Committee.

## **ARTICLE VI - STANDING COMMITTEES**

Section 1. Upon nomination of the Squadron Commander, the Squadron Executive Committee shall annually appoint such standing committees as it shall deem advisable for the benefit of the membership of the Squadron as a whole.

## **ARTICLE VII - MEETINGS**

Section 1. The annual meeting of this Squadron shall be held on the first regular meeting day of June in each calendar year of said date.

Section 2. The regular stated meeting of this Squadron shall be held on the first Tuesday of each and every month.

Section 3. Special meetings shall be called upon a majority vote of the Executive Committee or upon the written request of 10 Squadron members.

Section 4. Every member shall furnish to the Adjutant his contact information address, physical and digital if available, to which all notices and documents may be sent, and the same shall be held to have been duly sent to or served upon a member if mailed to such address so furnished. In default of an address having been furnished by a Squadron member, any notice or documents will be held to have been duly served upon such member five days after the same shall have been deposited in the local post office addressed to such member at such post office address.

Section 5. Notice of all special meetings of the Squadron shall be communicated digitally or in writing to each Squadron member 72 hours previous to the holding of such meeting and at least 7 days in advance of the holding of the annual meeting.

Section 6. The notice of special meetings shall state the object and purpose thereof, and no business shall be transacted at such special meeting except for such business as is contained in the notice thereof.

Section 7. The Executive Committee shall meet for organization and such business as may come before it within 10 days after the annual election on the call of the

Commander. Thereafter the Executive Committee shall meet at the call of the Commander at least every three months and as often as said Commander may deem necessary. The Commander shall call a meeting of the Executive Committee upon the written request of five members of the committee.

## **ARTICLE VIII - QUORUM**

Section 1. Six members, besides a qualified presiding officer, shall constitute a quorum at any meeting of the Squadron.

Section 2. Five members of the Executive Committee shall constitute a quorum for the legal transaction of business.

## **ARTICLE IX - FINANCES**

Section 1. All funds of this Squadron shall be deposited in a bank by the Finance Officer. Withdrawals shall only be made upon draft or check signed by the Finance Officer or Commander or Post 72 Finance Officer.

Section 2. All Squadron and Post officials handling Squadron moneys shall be properly bonded with a good and solvent bonding and surety company, as surety, to cover double the average amount of moneys handled in a single year.

Section 3. The Finance Officer shall provide a quarterly Profit and Loss statement to the Post 72 Finance Officer no later than 10<sup>th</sup> of July, October, January, and April.

## **ARTICLE X - RULES OF ORDER**

Section 1. The procedure at all squadron meetings shall be governed by Robert's Rules of Order.

## **ARTICLE XI - AMENDMENTS**

Section 1. These bylaws are adopted, subject to the provisions of the National Bylaws and the Detachment Bylaws, of which this Squadron is a subordinate member. Any amendment to the National or Detachment Bylaws which is in conflict with any provision hereof shall be regarded as automatically repealing or modifying the provisions of these Bylaws to the extent of such conflict.

Section 2. These Bylaws may be amended at any regular Squadron meeting by vote of two-thirds of the members attending such regular meeting, provided that the proposed amendment shall have been submitted in writing and read at the immediate preceding Squadron meeting, and provided further, that digital and/or written notice shall have been given to all members at least five days in advance of the date when such amendment is to be voted upon, notifying said members that at such meeting a proposal to amend the Bylaws is to be voted upon. A copy of said notice shall be posted in the Post 72 Social Quarters.

## **Document Dates:**

- Section 1    These By-Laws were approved by The Sons of The American legion, Squadron 72 at the monthly general membership meeting on Aug. 6<sup>th</sup> 2018.
- Section 2    These By-Laws were approved by The American legion, Post 72 Executive Board at the Executive Meeting Sept. 13<sup>th</sup> 2018.