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March 13, 2013

Mr. David S. Thomas, Commander
Haley Brothers Chapter #117
Disabled American Veterans
1611 S. Erie Street
Bay City, MI 48706

Dear Commander Thomas:

The Constitution and Bylaws for Haley Brothers Chapter #117, Department of Michigan, is hereby approved as of this date.

A copy of this document is being returned to Chapter #117, a copy is being sent to the Department of Michigan, and a copy is being retained in our permanent files here at National Headquarters for future reference.

Sincerely,

COPY

MICHAEL E. DOBMEIER
National Judge Advocate

MED:as
Enclosure

c: Department of Michigan ✓

CONSTITUTION AND BY-LAWS HALEY BROTHERS

CHAPTER 117 SAGINAW, MICHIGAN

CONSTITUTION

ARTICLE I - NAME

The name of this Chapter shall be Haley Brothers, Chapter Number 117,
DISABLED AMERICAN VETERANS.

ARTICLE II - PURPOSE

The purpose of this Chapter is to build better lives for all of our nation's disabled veterans and their families. In furtherance of that purpose, to support the program of the Disabled American Veterans (DAV) as provided in the National Constitution, Bylaws, and Regulations of the National Executive Committee.

ARTICLE III - MEMBERSHIP

Membership in this Chapter shall conform to the requirements as set forth in the National Constitution and By-laws. There shall be no associate, special or honorary membership in this Chapter. However, persons who are eligible may join DAV Auxiliary (DAV).

ARTICLE IV – ADMINISTRATION

Section 1: The administrative interaction of this Chapter shall be vested in the Chapter Executive Committee in emergencies.

Section 2: All other actions of this Chapter Executive Committee must be ratified by a majority vote of those Chapter members in good standing, present, and voting at the next regular scheduled Chapter general meeting. The Chapter Executive Committee will recommend courses of action to the Chapter members.

Section 3: The Chapter Executive Committee shall be composed of the Chapter Commander, Senior Vice Commander, Junior Vice Commander, and all other elected or appointed Chapter Officers.

Section 4: Election or appointments of all Chapter officers shall take place annually and will consist of the following; Commander, Senior Vice Commander, and Junior Vice Commander and all other elected and appointments as may be necessary to operate the Chapter. Persons nominated and/or elected must be present and agree to serve during the election or appointment process. All Chapter officers shall be guided in their duties by the Disabled American Veterans Chapter Officers Guide as it pertains to each elected and appointed Chapter officer's position. No one person shall hold more than one elected position at any given time.

ARTICLE V - EXECUTIVE

Section 1: The executive power of this Chapter shall be vested in the Chapter Commander. At any given time the Chapter Commander is unable to execute his/her duties, the next highest elected officer present shall assume the executive powers of this Chapter.

ARTICLE VI - AUXILIARY

This Chapter recognizes a DAV Auxiliary (DAVA), subject to such supervision as conforms to the National and Department Constitution and By-Laws, of both organizations.

ARTICLE VII – AMENDMENTS

Section 1: This Constitution may be amended at any Chapter meeting by a vote of two-thirds of those Chapter members in good standing, present, and voting. All amendments can only be adopted after the second and final reading.

Section 2: Only Chapter members in good standing are eligible to vote on any motion or election.

Section 3: This Constitution is subject to approval of the Department and National Judge Advocates, and effective only after the date of said approval.

BY LAWS

ARTICLE 1 - ORGANIZATION

Section 1: This Chapter recognizes the National Organization known as Disabled American Veterans, incorporated by Act of Congress, affirms its allegiance, subordination to the National Organization, its Constitution, By-Laws, all rules, mandates, and regulations promulgated pursuant thereto. Upon dissolution of this Chapter, all assets remaining after the payment of its debts shall be distributed as provided in the National By-Laws.

Section 2: The governing body of this Chapter shall be the Chapter in session, except as otherwise provide for in this Constitution and By-Laws.

Section 3: Minutes of all meetings of this Chapter, including the Chapter Executive Committee, shall be recorded and maintained by the Chapter Adjutant/Treasurer, and made available for inspection by any Chapter member of good standing.

ARTICLE II - CHARTER

The Charter of this Chapter, as issued by the National Executive Committee, is its authority to function and shall be displayed within the Chapter meeting location at all times.

ARTICLE III - EXECUTIVE COMMITTEE

Section 1: The Chapter Executive Committee shall be composed of the Commander, Senior Vice Commander, Junior Vice Commander, and all other elected Chapter officers.

Section 2: A majority of the Chapter Executive Committee shall constitute a quorum.

Section 3: Appointed officers, Lay Members and Committee Chairman may attend the Executive Committee meetings, but without the right to vote.

Section 4: The Executive Committee may act for the Chapter only in emergencies and at all other time, shall recommend course of action to the Chapter in session.

Section 5: Meetings of the Chapter Executive Committee will be called by the Chapter Commander, or at the request of a majority of its members, made in writing to the Chapter Commander.

ARTICLE IV - OFFICERS

Section 1: Chapter members in good standing and present shall elect a Nominating Committee to interview and recommend a slate of officers to the Chapter. The members present and in good standing shall elect annually a Commander, Senior Vice Commander, Junior Vice Commander and such other officers necessary to operate the Chapter. Accordingly, any member in good standing may run for any elective or appointive office in the chapter as per *Article 11, Section 11.7 of the National Bylaws*.

Section 2: The Commander, with the approval of the Chapter, shall appoint other officers and Committee Chairpersons as are necessary to carry out the business of the Chapter. The Chapter officers shall be guided by the Disabled American Veterans Chapter Officers Guide Book.

Section 3: The Senior Vice Commander shall be the Membership Chair-person and as such is responsible for campaigns to increase membership.

Section 4: The Adjutant/Treasurer or other designated officers shall keep an accurate record of all monies received and disbursed and shall deposit any monies received as soon as possible.

Section 5: A Chapter officer report shall be submitted to the State Department and National Organization within ten (10) days after the installation of newly elected or appointed Chapter officers or in the event of any subsequent change in the Chapter officers during the membership year.

ARTICLE V - QUALIFICATIONS

Any person who is a member in good standing of this Chapter shall be eligible to any elective or appointive office in this Chapter, except as otherwise provided in this Constitution and By-Laws.

ARTICLE VI - TENURE OF OFFICE

Section 1: The officers of this Chapter shall conform to the requirements as set forth by majority vote of those Chapter members in good standing upon nominations and elections.

Section 2: Elected and appointed officers shall be installed within thirty (30) days of their election or appointment. They shall service for one (1) year or until newly elected or appointed officers have been installed.

Section 3: Unexcused absences of any officer for three (3) consecutive meetings may be grounds for removal by the Chapter Commander and by a majority vote of those Chapter members in good standing, present and voting. The Chapter Commander is empowered to appoint a Chapter member in good standing to serve the unexpired term, upon approval by the Chapter.

ARTICLE VI – TENURE OF OFFICE (Cont'd)

Section 4: In the event the Commander of this Chapter is unable to execute the duties of their elected office or the office is vacated for any reason, the next highest elected Chapter officer present will assume the duties and executive powers of this Chapter until which time the elected Chapter Commander is able to resume his/her duties or the next annual elections of this Chapters officers, which ever may arrive first.

ARTICLE VII - MEMBERSHIP

Section 1: No new applicant shall be denied Chapter membership if they meet the eligibility requirements as set forth in National By-Laws.

Section 2: Members of another Chapter may secure a transfer of membership to this Chapter, with the approval of this Chapter.

Section 3: Any member who is insubordinate or purposefully misrepresent Chapter Membership is subject to a membership hearing and determination of alleged charges concerning the "Good Name" of Chapter shall be in accordance with Chapter 16 of National DAV By Laws.

ARTICLE VIII - FINANCES

Section 1: All checks or other financial disbursements will be countersigned by Chapter Commander, Adjutant/Treasurer or any other Commander designated officer as outlined and set forth in Article 9, Section 9.3, Para. 1 of the National Bylaws.

Section 2: The Commander (Senior Vice Commander, in the absence of the Chapter Commander), Chapter Adjutant/Treasurer, shall be charged with the duties of handling normal finances in the operation of this Chapter.

ARTICLE IX - MEETINGS

Section 1: The Chapter must conduct no less than four (4) general meetings with a quorum consisting of seven (7) members in good standing, of which at least two (2) must be Chapter elected officers present, within a membership year.

Section 2: Robert's Rule of Order, Revised, shall govern the Chapter in all cases to which they are applicable and in which they are not inconsistent with the National, Department, or this Chapters Constitution and By-Laws.

Section 3: All voting by the Chapter in session shall be by voice unless otherwise requested by at least seven (7) Chapter members in good standing and present.

Section 4: Regular Chapter meeting dates, times, and locations shall be determined by a majority vote of the Chapter members, in good standing, in session.

Section 5: Discussion of personal grievances will not be in order on the floor unless introduced by a Commander appointed Grievances Committee or other committees having the authority to consider any such matter.

Section 6: Matters concerning one individual only with respect to his/her own personal interest, shall not be in order but may be taken before the proper committee.

ARTICLE X - COMMITTEES

Section 1: All Chapter committees will meet at the call of the Chairperson or Chapter Commander, or as otherwise provided in the National, Department, and/or this Chapters Constitution and By-Laws.

Section 2: Committees shall consist of an odd number of Chapter members in good standing and shall consist of not less than three (3) or no more than seven (7) members, including the Chairperson.

ARTICLE X – COMMITTEES (Cont'd)

Section 3: Committees shall be appointed by the Chapter Commander, with the approval of the Chapter in session, with the exception of the Executive Committee and the Nominating, in which shall be elected by the Chapter in session.

Section 4: The Chapter shall have an Audit Committee which will be composed of at least three (3) members, in good standing, of the chapter, excluding the Chapter Commander, Senior / Junior Vice Commander, Treasurer/Adjutant. The Audit Committee shall conduct an annual audit in accordance with the requirements of the National By-Laws.

Section 5: The Chapter Commander shall be a member ex-officio of all committees.

ARTICLE XI - AMENDMENTS

Section 1: These By-Laws may be amended at any Chapter meeting by a vote of two-thirds of those Chapter members in good standing, present, and voting.

Section 2: These By-Laws are subject to approval of the Department and National Judge Advocates, and effective only after the date of said approval and provided that any such amendment is read at two (2) consecutive meetings and voted upon by members in good standing and present.

ARTICLE XII - MISCELLANEOUS

Section 1: At any given moment in time any of the provisions found within these By-Laws are, or may become inconsistent with the provision of the National Organization or the State Department Constitution and By-Laws, mandates, decisions, or regulations, as is now in force or as hereafter amended or adopted, this instrument shall be deemed amended so as to conform thereto.

Section 2: All required disciplinary actions shall be conducted in accordance with Article 16 of the National By-Laws and applicable Regulations of the National Executive Committee.

ARTICLE XII – MISCELLANEOUS (Cont'd)

Section 3: A copy of these By-Laws shall be properly affixed to the back of the framed Charter to prevent its loss and in order that it may always be available for reference.



ATTEST: _____

Adopted after this second and final readings _____ day of

October 2012.

James Bolvardi
ADJUTANT (Chapter)

David S. Thomas
COMMANDER (Chapter)

Billie Nita Carobona
DEPARTMENT JUDGE ADVOCATE
1/24/2013

Michael E. Quinn
NATIONAL JUDGE ADVOCATE

I CERTIFY ~~that~~ the within constitution and/or by-laws does not conflict with those of the National Organization, and to that extent, is approved.

DATE: 3-13-13

DAV National Judge Advocate