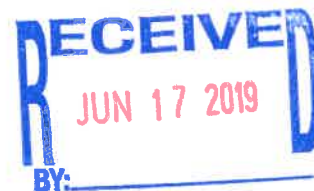




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June 12, 2019



Mr. Thomas J. Charmley, Adjutant
Marquette County Chapter #22
Disabled American Veterans
6 Stonegate Heights
Marquette, MI 49855

EIN: 38-2581729

Dear Adjutant Charmley:

The Constitution and Bylaws for Marquette County Chapter #22, Department of Michigan, is hereby approved as of this date, with the following change.

Membership in our Organization is determined by *Article 11 of the National Bylaws*. There may be no investigation by a committee or individual(s) into the potential eligibility of an applicant for membership. Should an applicant claim to be eligible for membership in accordance with *Article 11 of the National Bylaws*, the application, along with their payment, must be submitted directly to National Headquarters to be processed. Any questions regarding an individual's eligibility should be addressed to the National Adjutant for consideration. The decision of the National Adjutant shall be final in accordance with *Article 11, Section 11.2, Para. 1(b) of the National Bylaws*. Accordingly, Article VII Section 1 of the Chapter Bylaws must be deleted in its entirety.

A copy of this document is being returned to Marquette County Chapter #22 and the Department of Michigan. A copy is also being retained in our permanent files here at National Headquarters for future reference.

Sincerely,

MICHAEL E. DOBMEIER
National Judge Advocate

MED:kb
Enclosure

c: Department of Michigan

**CONSTITUTION AND BYLAWS OF CHAPTER # 22
MARQUETTE, MICHIGAN**

CONSTITUTION

ARTICLE I – NAME

The name of this Chapter shall be Marquette County Chapter No. 22, Marquette County DISABLED AMERICAN VETERANS.

ARTICLE II – PURPOSE

Disabled American Veterans, Chapter 22, Marquette County, empowers veterans to lead high-quality lives with respect and dignity. We accomplish this by being active volunteers in Marquette's Jacobetti Home for Veterans; insuring veterans have good care at the Marquette Community Based Outreach Clinic and driving veterans to the Oscar V. Johnson VA Medical Center. We ensure that disabled veterans and their families gain and maintain access to the full range of benefits and fight for the interests of our injured heroes in the Marquette area through our use of veteran service officers, interaction in the Marquette Community, the Marquette County Veterans Alliance, and Marquette County Veteran Affairs Committee.

ARTICLE III – MEMBERSHIP

Membership in this Chapter shall conform to requirements as set forth in the National Constitution and Bylaws.

ARTICLE IV – ADMINISTRATION

Section 1. The administrative affairs of this Chapter shall be vested in the Executive Committee. The executive committee can make decisions for the chapter when timely decisions are required and need to be made before the next meeting of the full chapter. Decision of the executive committee must be made by a majority vote of at least three elected officers.

Section 2. The Executive Committee shall be composed of the Commander, Senior Vice Commander, Junior Vice Commander, Treasurer and Adjutant.

Section 3. At the time specified, the Chapter shall elect a Commander, Senior Vice Commander, Junior Vice Commander, Treasurer, Adjutant and other officers as may be necessary to operate the Chapter.

Section 4. The Commander may appoint officers for special functions required to help run the chapter. Officers such as public affairs officer, chaplain, membership officer and legislative affairs officer may be appointed to insure important functions have someone focused on these tasks.

ARTICLE V – EXECUTIVE

The executive power of this Chapter shall be vested in the Chapter Commander.

ARTICLE VI – AUXILIARY

This Chapter recognizes an auxiliary, subject only to such supervision as conforms to the National and Department Constitution and Bylaws of both organizations.

ARTICLE VII – CHANGES TO THIS CONSTITUTION

This Constitution may be amended at any Chapter meeting by a two-thirds majority vote of those present and voting, subject to approval of the Department and National Judge Advocate and effective only after date of this approval provided that amendment is read at three meetings and that all members were notified of the proposed change prior to each of the three meetings.

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BYLAWS

ARTICLE I – ORGANIZATION

Section 1. This Chapter recognizes the National Organization known as Disabled American Veterans, incorporated by Act of Congress, and affirms its allegiance, and subordination to the National Organization, its Constitution, Bylaws and all rules, mandates and regulations promulgated pursuant thereto. Upon dissolution of the Chapter, the assets remaining after the payment of its debts shall be distributed as provided in Article 6, Section 6.4, Paragraphs 5 and 6, of the National Bylaws.”

Section 2. Governing body of this Chapter shall be the chapter in session, except as provided in the Constitution.

Section 3. Records of the proceedings of the Chapter and Executive Committee shall be kept with the adjutant and open for inspection to any member in good standing.

ARTICLE II – CHARTER

The Charter of this Chapter, issued by the National Department, is its authority to function and shall be displayed behind the Commander’s station at all regular meetings.

ARTICLE III - Executive Committee

Section 1. The Chapter Executive Committee shall be composed of the Commander, Senior Vice Commander, Junior Vice Commander, Treasurer, Adjutant and any other appointed officer.

Section 2. Meetings of the Executive Committee will be called by the Commander, or at the request of a majority of its members, made in writing to the Commander.

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

Section 4. A majority of the members present shall constitute a quorum.

Section 5. The Executive Committee may act for the Chapter only when time does not permit a vote by the general membership. At all other times the Committee shall recommend courses of action to the Chapter in session.

ARTICLE IV – OFFICERS

Section 1, Para. 1. The Chapter shall elect a Commander, Senior Vice Commander, Junior Vice Commander, Treasurer and Adjutant. Other officers may be appointed as necessary to operate the Chapter. Neither the Chapter Commander or the Chapter Senior Vice Commanders may serve as Chapter Adjutant or Treasurer.

Paragraph 2. The Commander shall appoint Committee Chairpersons and such other officers as are necessary to carry out the business of the Chapter.

Section 2. Para. 1. The Commander shall be the presiding officer and in his absence, the duty will fall to the next highest officer in line of succession who is present:

Paragraph 2. The Treasurer or other designated officer shall keep an accurate record of all monies received and disbursed and shall deposit any monies received as soon as possible. He/she shall make a report on finances at each regular meeting and records shall be open to any member when a request is made in writing through the Executive Committee. A financial report, shall be sent to the Department and National Adjutant, not later than (90) days after the close of the accounting year.

ARTICLE V - QUALIFICATIONS

Section 1. Any person who is a member in good standing shall be eligible to any elective or appointive office in this Chapter.

ARTICLE VI - TENURE OF OFFICE

Section 1. Officers shall be elected annually in March, April, or May.

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

Section 3. Par. 1. Unexcused absence of any officer from three (3) consecutive meetings shall be cause for removal and the Commander is empowered to appoint a member to serve the unexpired term, with the approval of the Chapter.

Paragraph 2. In the event the office of Commander shall be vacated for any reason, the Senior Vice Commander shall be elevated to Commander, Junior Vice Commander to Senior Vice Commander and the Vacancy filled as outlined in Paragraph 1.

Section 4. It shall require a majority vote of those chapter members present and voting to elect a candidate for an office. It shall, also, require a majority vote to elect delegates or alternates to a State or National convention.

ARTICLE VII MEMBERSHIP

Section 1. ~~Applicants for membership shall be investigated by the membership committee and a report made to the Chapter at the next regular meeting.~~ MBD

Section 2. The same procedure shall apply to transfers.

Section 3. Only members in good standing are eligible to vote on any motion or election.

Section 4. No applicant shall be denied Chapter membership if they meet the eligibility requirements as set forth in the National Constitution and Bylaws.

Section 5. Members of another chapter may secure a transfer of membership to this chapter with the approval of the chapter members.

ARTICLE VIII- FINANCES

Section 1. The Treasurer or other designated officer shall deposit all monies in the name of the Chapter and shall co-sign with the Commander or one other officer on all checks.

Section 2. The Treasurer or other designated chapter officer shall be charged with handling normal finances in the operation of the Chapter.

Section 3. Membership dues shall be as provided in the National Constitution and Bylaws.

ARTICLE IX- MEETINGS

Section 1 Chapter meetings shall be held IAW National Constitution and Bylaws. Meeting dates to be set by a majority vote of the chapter in session.

Section 2. Place and time of meetings shall be determined by the desires of the Chapter.

Section 3. Rules of Chapter meetings shall be as follows:

RULE 1. A quorum shall consist of 4 members in good standing.

RULE 2. Robert's Rules of Order, Revised, will govern except as hereafter specifically stated.

RULE 3. Discussion of personal grievances will not be in order on the floor unless brought out by the Grievance Committee.

RULE 4. Matters concerning one individual only with respect to his own personal interest shall not be in order but may be taken before the proper committee.

RULE 5. Voting shall be by voice unless otherwise requested by a least five (5) members.

ARTICLE X – COMMITTEES

Section 1. All committees will meet at the call of the chairperson or Commander.

Section 2. Committees shall consist of not less than three, no more than five members (except as otherwise herein provided) including the chairman. Committees shall be appointed by the Commander with approval of the Chapter.

Section 3. The Chapter Commander shall be a member ex officio of all committees.

Section 4. The Chapter shall have an Audit Committee composed of at least three (3) members of the chapter, excluding the Commander, Senior Vice Commander, Treasurer, Adjutant and Finance Committee Chairperson. The Audit Committee shall conduct an annual audit in accordance with the requirements of the National Bylaws.

ARTICLE XI - MISCELLANEOUS

Section 1. Para. 1. All amendments shall be subject to approval of the Department and National Judge Advocate and effective only after date of such approval.

Paragraph 2. A copy of this Constitution and Bylaws 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.

Paragraph 3. To the extent to which the provisions of this Constitution and Bylaws are or may be at any time become inconsistent with the provisions of the Constitutions and lawful mandates, decisions and regulations of either the State or National departments, is now in force or as hereafter amended or adopted, the instrument shall be deemed amended so as to conform thereto.

Section 2. All disciplinary actions will be handled in accordance with Article XVI of the National Bylaws.

Section 3. A Standard Operating Procedure (SOP) will be established by the chapter for detailed procedures of the Chapter and items deemed not necessary for the bylaws.

ATTEST:

Adopted after this third and final reading on the 10th day
Of April 2019

DAV Chapter 22, Marquette Michigan, Adjutant

Eric J. Flint

DAV Chapter 22, Marquette Michigan, Commander

W. W. W.

Department of Michigan, Judge Advocate

Billy Cardoso

National Judge Advocate

Michael E. Solman

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.

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 subject to my letter of

Date: 6-12-19
DAV National Judge Advocate