

CONSTITUTION AND
BYLAWS OF
AMERICAN LEGION
AUXILIARY ALAFIA UNIT 148,
INC. DEPARTMENT OF
FLORIDA
P.O. Box 576, Riverview, FL 33569

January 5, 2023

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 during all 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 goodwill on earth; to safeguard and transmit to posterity the principles of justice, freedom and democracy; to participate in and contribute to the accomplishment of the aims and purposes of The American Legion; to consecrate and sanctify our association by our devotion to mutual helpfulness.

CONSTITUTION

ARTICLE I - NAME

The Name of this organization shall be *American Legion Auxiliary Alafia, Unit 148, Inc., Department of Florida.*

ARTICLE II - NATURE

Section 1: American Legion Auxiliary Alafia Unit 148, Inc. is a civilian patriotic service organization that supports the mission of The American Legion.

Section 2: American Legion Auxiliary Alafia Unit 148, Inc. shall be absolutely nonpolitical and shall not be used for dissemination of partisan principles nor for any promotion of the candidacy of any person seeking public office or preferment.

ARTICLE III-OBJECT

The object of the American Legion Auxiliary Alafia Unit 148, Inc., Department of Florida, shall be as stated in the Preamble to the Constitution.

ARTICLE IV - ELIGIBILITY

Section 1: Eligibility for membership in The American Legion Auxiliary is determined by The American Legion. The eligibility requirements from The American Legion governing documents shall be provided as follows and shall be updated as appropriate.

- (1)** grandmothers, mothers, sisters, spouses, and direct and adopted female descendants of members of The American Legion; and
- (2)** grandmothers, mothers, sisters, spouses, and direct and adopted female descendants of all men and women who served in either of the following periods: April 6, 1917 to November 11, 1918; and any time after December 7, 1941: who, being a citizen of the United States at the time of their entry therein, served on active duty in the Armed Forces of any of the governments associated with the United States during either eligibility periods and died in the line of duty or after honorable discharge;
- (3)** grandmothers, mothers, sisters, spouses and direct and adopted female descendants of all men and women who were in the Armed Forces of the United States during either of the following periods: April 6, 1917 to November 11, 1918; and any time after December 7, 1941 who served on active duty in the Armed Forces of the United States during either eligibility periods and died in the line of duty or after honorable discharge; and
- (4)** to those women who of their own right are eligible for membership in The American Legion.

Section 2: There shall be two classes of membership, Senior and Junior.

- (a)** Senior membership shall be composed of members age eighteen (18) and older; provided, however, a member eligible under Section 1 of this article, and who is under the age of eighteen (18) years and married shall be classified as a Senior.
- (b)** Junior membership shall be comprised of members under the age of eighteen (18) years, whose activities shall be supervised by the Senior membership. Upon reaching the age of eighteen (18), Junior members shall automatically be admitted into Senior membership with full privileges.
- (c)** Dues for both classes shall be paid annually or for life.

ARTICLE V - UNIT OFFICERS

Section 1: The Unit shall elect annually a President, First Vice President, Second Vice President, Secretary*, Treasurer, Chaplain, Historian, Sergeant-at-Arms, Assistant Sergeant-at-Arms who shall serve until their successors are duly installed or as otherwise provided.
(or a combination of some of these officers.)

*Secretary may be appointed.

ARTICLE VI - EXECUTIVE COMMITTEE

There shall be an Executive Committee, which shall consist of all officers and three (3) additional Members at Large elected by the Unit. The term of office for members of the Executive Committee shall be for one year.

ARTICLE VII - FISCAL YEAR

The fiscal year shall be the same as that of the Department.

ARTICLE VIII - AMENDMENTS

Section 1: This Constitution may be amended by two-thirds (2/3) vote of the members at a regular meeting, provided the proposed amendment shall have been read at the previous meeting.

Section 2: Amendments not having been read at the previous meeting may be adopted by the unanimous vote of the members present.

Section 3: This Constitution shall be automatically amended to conform to the National and Department Constitution and Bylaws and Standing Rules of the American Legion Auxiliary.

BYLAWS

ARTICLE I - EXECUTIVE COMMITTEE

Section 1: Between meetings, the government and management of this Unit shall be entrusted to the Executive Committee and all proceedings of said committee shall be presented to the Unit at the next meeting for approval.

Section 2: A vacancy on the Executive Committee, from any cause other than expiration of a term, shall be filled by a majority vote of the entire committee. A person so elected shall hold office for the unexpired term of the member succeeded.

Section 3: A majority of the members of the Executive Committee shall constitute a quorum.

Section 4: Special meetings may be called by order of the President, or on written or electronic request of at least three (3) members of the Executive Committee. Uniform notice of such special meetings shall be given to all members of the Executive Committee; and, except in extreme emergency, shall be given at least forty-eight (48) hours in advance. At special meetings only business specified shall be transacted.

ARTICLE II - DUTIES AND POWERS OF OFFICERS

Section 1: Duties of the Unit President - It shall be the duty of the President to preside at all meetings of the Unit and Unit Executive Meetings; to enforce strict observance of the Constitution and Bylaws; to appoint members of Standing Committees; to create such other committees and appoint members thereof as deemed advisable; to perform other such duties as custom and parliamentary usage required and to appoint all officers not otherwise provided for.

Section 2: Duties of the Vice President - The First and Second Vice Presidents, in the order named, shall, when called upon, assist the President and if absent, perform the duties of the office and shall succeed to the office in case of death, resignation or removal.

Section 3: Duties of the Secretary - It shall be the duty of the Secretary to receive and answer official mail under the direction of the President; to keep on file, in a comprehensive manner, copies of all correspondence sent and received; and to send and give notice of all meetings. It shall be the duty of the Secretary to record the proceedings and transactions of all meetings of the Unit; and to keep all books, papers and records that are needed to carry on the working of the office and care for the archives of the Unit. The Secretary is hereby vested with such authority as it is necessary to carry out the duties of the office successfully for the good of the American Legion Auxiliary.

Section 4: Duties of the Treasurer - It shall be the duty of the Treasurer to receive all monies belonging to the Unit and account for them. The Treasurer shall pay the bonding fee as determined by the Department Office. The Treasurer shall maintain two (2) separate funds, namely a General Fund, and Poppy Fund. All Poppy donations shall be placed in the Poppy Fund and be used to assist the Veteran and his/her children. The Treasurer shall keep an accounting of the receipts and expenditures, making an annual report thereon and such other reports as may be deemed necessary by the Unit Executive Committee. The accounts shall be audited annually. All current bills shall be paid before transferring all funds, books, vouchers and papers belonging to the Unit to the successor.

Section 5: Duties of the Chaplain - It shall be the duty of the Chaplain to offer prayer at the opening and closing of each meeting, and perform such other duties as directed by the President and to notify Department of any deceased members on a monthly basis.

Section 6: Duties of the Historian - It shall be the duty of the Historian to compile the historical records of the Unit and to make a report to the Department.

Section 7: Duties of the Sergeant-at-Arms - It shall be the duty of the Sergeant-at-Arms to preserve order at the meeting of the Unit and to perform such duties as may be requested by the President.

Section 8: Where considered necessary, a recording secretary and a corresponding secretary may be elected to carry out the duties normally performed by the secretary.

Section 9: The office of secretary may be combined with that of treasurer and called "secretary-treasurer."

ARTICLE III - DUES

Section 1: The annual Senior membership dues of the Unit shall be as stated in the Standing Rules which shall include the Department and National per capita. The annual dues of the Junior membership shall be as stated in the Standing Rules to include the Department and National per capita

Section 2: A member failing to pay annual dues, including the Unit, Department, and National assessments by January 31, shall be classified as delinquent, and shall be suspended from all membership privileges. Payment of back dues, after suspension, shall reinstate such member to active membership. Any member delinquent to December 31 of the year of the delinquency shall automatically be dropped from the rolls and may be reinstated by only paying back dues or by re-establishing eligibility and making application as a new member.

ARTICLE IV - UNIT MEETINGS

Section 1: The regular scheduled meeting of American Legion Auxiliary, Alafia Unit #148, Inc. shall be held as stated in the Standing Rules. An Executive Committee meeting shall be held as stated in the Standing Rules.

Section 2: The number of members of a Unit that shall constitute a quorum at any regular scheduled meeting of the Unit shall be as stated in the Standing Rules.

Section 3: Special meetings of the Unit may be called by the President, by a majority of the Executive Committee, with the President notified, or upon written request of three (3) members of the Unit.

Section 4: Electronic meetings and voting may be held during an emergency situation or at any time a Unit's officers deem necessary. Notification of an electronic meeting and/or voting must be sent to each member of the Unit via email or regular mail if no email address is available and shall contain an agenda and any documents that participants will need to reference in advance so that participants can follow the flow of the meeting and/or voting procedure. Minutes of the electronic meeting must be created as well as recording the motions and votes.

ARTICLE V - ELECTION

Section 1: Elections shall be held annually. In order to participate in the election of the Unit Officers, a member shall have paid dues for the current fiscal year within which the election is held.

Section 2: Elections shall be by ballot, and a majority of the votes cast shall be necessary with the nominee declared. If there is only one person nominated for an office the ballot may be dispensed with and that nominee declared a winner.

Section 3: All Officers and Executive Committee members shall be elected at a meeting duly called for the purpose not more than ninety (90) days prior, nor less than fifteen (15) days prior, to Department Convention

Section 4: The Unit shall notify the Department Secretary of the names and addresses of such newly elected officers, not less than ten (10) days prior to Convention, certification to be made on forms furnished by Department.

Section 5: Vacancies in office between annual elections shall be filled by the Executive Committee.

Section 6: Delegates and Alternates to District Constitutional Conference, or Department Convention shall be elected not less than two (2) weeks prior to the Conference or Convention. Alternates shall have priority in the order of their election.

ARTICLE VI - COMMITTEES

The Unit shall have the following Core Committees: Americanism, Children & Youth, Constitution and Bylaws, Membership, National Security, Risk and Compliance, Veterans Affairs and Rehabilitation, and such other mission and member/organizational support committees as provided in the Standing Rules

ARTICLE VII - TRANSFERS

Transfer of membership from one Unit to another in the Department of Florida shall be upon application of the member to, and acceptance by, the other Unit, in conformity with National and Department Constitution and Bylaws.

ARTICLE VIII - DISCIPLINE

Section 1: For any violation of the Unit, Department, or National Constitution, or for conduct improper and prejudicial to the welfare of the Auxiliary or The American Legion, any member may be expelled from membership or any officer may be removed from office by a two thirds (2/3) vote at a Unit meeting duly called for that purpose, said expulsion or removal to be binding only in the event said member or officer shall have been given at least fifteen (15) days' notice in writing by the Unit Secretary of the charges and the hearing thereon. Either party may have the right to appeal to the Department Executive Committee and their action thereon shall be final. The expenses of the said appeal shall be borne by the appellant.

Section 2: No member, or group of members, shall subject this Unit to liability without authorization of the Unit.

ARTICLE IX- PARLIAMENTARY AUTHORITY

The Unit organization shall be governed by "Robert's Rules of Order, Newly Revised" on all points not covered in National and/or Department Constitution and Bylaws.

ARTICLE X - AMENDMENTS

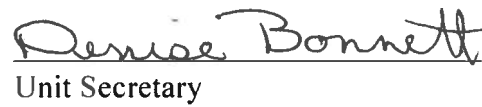
Section 1: These Bylaws may be amended by two thirds (2/3) vote of the members present at a regular meeting, provided the proposed amendments shall have been read at a previous Unit meeting.

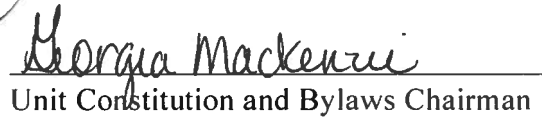
Section 2: Amendments not having been previously read may be adopted by the unanimous vote of the members present.

Section 3: These Bylaws shall automatically be amended to conform to the National and Department Constitution and Bylaws and Standing Rules of the American Legion Auxiliary.

THIS CONSTITUTION AND BYLAWS WERE READ, VOTED ON AND APPROVED AT OUR REGULAR UNIT MEETING ON January 19, 2023.


Unit President


Unit Secretary


Unit Constitution and Bylaws Chairman

STANDING RULES

- The regular scheduled meeting of American Legion Auxiliary Alafia Unit 148, Inc. shall be held on 3rd Thursday of each month, unless otherwise specified and shall be called to order at 7:00 pm. An Executive Committee meeting shall be held the 3rd Thursday of the month unless otherwise specified and shall be called to order at 6:30 pm.
- Seven (7) members of this Unit shall constitute a quorum at any regular scheduled meeting of the Unit.
- The annual Senior membership dues of the Unit shall be \$40.00 to include Department and National per capita. The annual dues of the Junior membership shall be \$6.00 to include the Department and National per capita.
- In addition to the Core Committees listed in the Bylaws, the Unit shall have the following Committees: Auxiliary Emergency Fund (AEF), Community Service, Education, Girls State, Cavalcade of Memories, Junior Activities, Leadership, Legislative, Past Presidents Parley, Poppy, and Public Relations.
- Unit elected Officers, consisting of President, 1st Vice President, Treasurer are authorized to sign checks for disbursement of funds from the Unit treasury. All checks MUST have two of the three above signatures.
- Where deemed necessary, a Recording Secretary and Corresponding Secretary may be appointed to carry on the duties normally performed by the Secretary.
- All members responsible for Unit funds shall be bonded through the blanket Fidelity bond and the Unit will pay the annual premium to Department Headquarters.
- A Budget Committee composed of three (3) members, including the Unit Treasurer, shall be appointed by the members, or appointed by the President, for the purpose of presenting a budget for the ensuing year.
- A Nominating Committee, composed of three (3) members, shall be elected by the members for the purpose of presenting a slate of officers for the ensuing year. The committee shall have the permission of each candidate for an office in order to be presented by this committee. This committee is to form no later than two (2) months prior to election.
- A Risk and Compliance Committee consisting of three (3) members shall be appointed by the President for the purpose of auditing the books of the Treasurer. The Treasurer should be present during the audit to answer questions only. No one on the Audit Committee should have authorization to sign checks.

- The Unit shall be guided by the Code of Ethics as published in the National Auxiliary Standing Rules on pages 22-28.
- The Unit President has a discretionary fund of \$100.00 not to exceed this amount in a month
- The Unit President and Secretary by virtue of their office shall be automatic first and second delegates to all conventions requiring the election of delegates and alternates. The registration fees for delegates and alternates that attend convention are to be paid for by the Unit.
- Hotel accommodations for DULY ELECTED DELEGATES to Conference and Department Conventions shall be reimbursed based on 50% of a double occupancy for up to two nights. This reimbursement will be paid upon submittal of a report and receipt at the first General meeting following the Convention/Conference. At no time will a person who holds office in District or Department be reimbursed for hotel accommodations. In addition, no reimbursement will be made to an Auxiliary delegate that has her room paid for by the Legion or SAL. Alternates pay for their own hotel accommodations. In the event they have replace a delegate, the same reimbursement rules apply.
- Auxiliary members of Unit 148 must attend regular meetings if they are on the Post premises. They will not be served in the lounge while the meeting is in session and must leave the lounge area during the meeting.
- All matters in the lounge area will be referred, through the President, to the Legion Executive Board for action. Any matter of discipline in the meeting hall shall be brought before the Auxiliary Executive Committee for action and the District President should only be asked to intercede upon written request of three (3) members in good standing. **Auxiliary members should not be discussing Legion business. Any infractions while a patron of the lounge should be brought to the Unit President's attention and discussed with the Post Commander to decide course of action.**
- Flowers or a gift not to exceed \$75.00 plus tax and delivery shall be sent or taken to a hospitalized member if her dues are current. Flowers will be sent to sick members after three (3) consecutive days in the hospital for illness, only once in each fiscal year. No flowers will be sent for hospitalization tests or study. Flowers sent in the event of death of a member and/or immediate family member will not exceed \$100.00, plus tax and delivery.

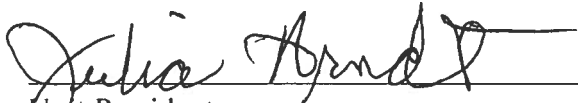
Whenever possible, preference for Girls State application will be given to members of Alafia Unit 148 Juniors, providing those Juniors meet the application requirement and from one of the local high schools. Candidates may appear before the Unit or Units


Girls State Committee in person or by means of electronic communications such as Zoom, Skype, FaceTime etc. for the purpose of interview. The Candidate must be visible at all times during the electronic interview. Codes of Conduct, including but not limited to confidentiality, by the Unit or Unit Committee must adhered to at all times during the interview. Selection of Candidate/Candidates interviewed electronically will be advised electronic means or phone call of the results of said interview.

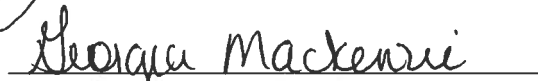
- Scholarship Fund. This shall be for tuition for one quarter (semester) and shall be payable to the college or trade school and the recipient. This award will be screened by the Education Chairman with final approval given by the floor at a regular meeting.
- All offices shall be given a Unit Guide, paid for by the Unit, at the beginning of each administrative year.
- New members shall be given an American Legion Auxiliary Membership Pin, a copy of the Constitution, Bylaws and Standing Rules when initiated.
- Eligibility to wear officer's badges includes only those offices who hold and complete their full term of office. All elective officer's badges MUST be returned to the Unit upon termination of completion of the office for which it was held. Should an officer desire to keep the badge, it can be purchased from the Unit. The Unit shall present the outgoing President with a Past President's Pin and gift not to exceed \$50.00. In the event that the outgoing President does not desire a Past President's Pin, the gift is not to exceed \$75.00.
- All money deposited in the Auxiliary checking and/or savings account is not to be used unless a budgeted item or recommended by the Unit Executive Committee and voted on by the Unit.
- Madame President should be kept informed of all decisions of any Chairman or Committee prior to the implementation of a project.
- Anyone raising funds on behalf of the Unit shall be required to turn all funds over to the Unit Treasurer immediately for deposit.
- No Unit member will be reimbursed for gas or mileage when performing activities on behalf of the Unit.
- A copy of the Secretary's previous meeting minutes and Treasurer's report to be given to each member- upon arrival at the meeting in lieu of actual reading of the minutes and Treasurer's report.

Standing Rules are adopted by a majority vote and may be amended by two-thirds (2/3) vote at any meeting, or if notice has been given, by a majority vote.

THESE STANDING RULES WERE READ, VOTED ON AND APPROVED AT OUR
REGULAR UNIT MEETING ON January 19, 2023.


Unit President


Unit Secretary


Unit Constitution and Bylaws Chairman