

**Constitution and By-Laws**  
**American Legion Gold Star Post No. 1365**  
**Department of New York**

**Constitution**

**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 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 consecrate and sanctify our comradeship by our devotion to mutual helpfulness.

**Article I – Name & Charter**

- Section 1. The name of this organization shall be AMERICAN LEGION GOLD STAR POST No. 1365, The American Legion, Department of New York. (The Post).
- Section 2. The American Legion is a federally chartered corporation (USC Title 36, Chapter 217, sections 21701–21708). Except as otherwise provided the corporation has perpetual existence with powers to establish State (Department) and local post organizations.
- Section 3. The permanent Charter of American Legion Gold Star Post No. 1365, Department of New York issued on February 5, 1947, unless revoked or suspended, shall be conclusive evidence of lawful existence.
- Section 4. American Legion Gold Star Post No. 1365 is a registered Domestic Benevolent Order and is deemed a corporate entity for the purpose of making contracts, incurring liabilities, owning property and other corollary powers in the State of New York. (NYS BVO Chapter 3, Article 2, Section 2.30)
- Section 5. American Legion Gold Star Post No. 1365 received an IRS determination of tax-exempt status dated March 1946 pursuant to section 501 (c)(19) of the Internal Revenue Code as part of a group ruling whose central organization is The American Legion National Headquarters (GEN 0925).
- Section 6. American Legion Gold Star Post No. 1365 acknowledges irrevocable jurisdiction and declares itself to be in all things subject to the Constitution of The American Legion, Department of New York, and the rules, regulations, orders and laws

promulgated in pursuance thereof; and further, American Legion Gold Star Post No. 1365, Department of New York pledges itself through its members to uphold, protect and defend the Constitution of The United States and the principals of true Americanism for the common welfare of the living and in solemn commemoration of those who died that liberty might not perish from the Earth.

### **Article II – Purpose**

- Section 1. The object and purpose of this organization shall be to promote and advance the principals set forth in the foregoing preamble, and to conduct the policies and mandates of The American Legion, Department of New York and intermediate bodies of the Second District Organization and Richmond County Committee duly established under the authority of the Department of New York.
- Section 2. To honor and revere the memory of our Gold Star comrades and their families from the community of Travis, Staten Island, New York, who departed to the Great Beyond while in the service of their country.

### **Article III – Nature**

- Section 1. American Legion Gold Star Post No. 1365 is a civilian organization; membership therein does not affect nor increase liability for military or police service. Rank does not exist in The American Legion; no member shall be addressed by their military or naval title in any convention or meeting of The American Legion.
- Section 2. American Legion Gold Star Post No. 1365 shall be nonpolitical and shall not be used for the dissemination of partisan principals nor for the promotion of the candidacy of any person seeking public office or preferment.
- Section 3. Each member shall perform their full duty as a citizen according to their own conscience and their own understanding.

### **Article IV – Membership Eligibility**

- Section 1. An individual is eligible for membership in The American Legion only if the individual (1) had served in the Armed Forces of (A) the United States at any time during: (i) the period of April 6, 1917 to November 11, 1918; or (ii) any time after December 7, 1941; or (B) a government associated with the United States Government during a period or time referred to in subsection (A) of this section and was a citizen of the United States when the individual entered that service; and (2) was honorably discharged or separated from that service or continues to serve honorably during or after that period of time provided however, that such service shall have been terminated by honorable discharge, or honorable separation, or continued honorably during or 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 themselves to military discipline or unqualified service.



- Section 2. There shall be no form or class of membership except active membership, and dues shall be paid annually, for multiple years, or for life.
- Section 3. No person shall be eligible for membership in this Post who is a member of another American Legion Post.
- Section 4. No person who has been expelled from The American Legion by a post, and such expulsion reported by the Department to the National Headquarters within 30 days, shall be admitted to membership in this Post, without the consent of the expelling Post, except that where such consent has been asked for and denied by such Post, such person may then appeal to the Executive Committee of the Department of the expelling Post for permission to be admitted to membership in another Post, and shall be ineligible for membership until such permission is granted.

#### **Article V – Post Organization**

- Section 1. The Post shall consist of individual eligible members and shall have a minimum membership of fifteen.
- Section 2. The Post shall have headquarters with a Post Office address to which all notices and documents may be sent, and shall be located within Richmond County, New York.
- Section 3. The Post shall have a Constitution and By-laws to govern its affairs, which, together with any subsequent amendments thereto, shall be approved by the Richmond County Committee and Department Executive Committee before taking effect.
- Section 4. The Post shall be the judge of its own membership, subject to the restrictions of Constitution and By-Laws of The American Legion, Department of New York, 2<sup>nd</sup> District Organization and Richmond County Committee.

#### **Article VI – Membership Meetings**

- Section 1. The legislative body of American Legion Gold Star Post No. 1365 shall be a regularly convened meeting of the membership which shall meet at least once each month for the purpose of conducting its business affairs, and at such other times as may be necessary on reasonable notice to the membership.
- Section 2. The time and place of the annual meeting for the election of Officers, Executive Committee Members, Delegates and Alternate Delegates to the Richmond County Committee Convention shall be the regularly scheduled meeting during the month of May at the Post Headquarters unless otherwise determined by the membership during a previous membership meeting.
- Section 3. A quorum shall exist at a regularly scheduled meeting when at least eight members are present.

- Section 4. On written request of ten or more members, the Commander or the Adjutant shall call a special meeting.

#### **Article VII – Officers**

- Section 1. The administration of the Post's affairs, between Post membership meetings, and except as otherwise provided in the Post By-Laws, shall be under the supervision of the Post Executive Committee, which shall consist of four members, to be known as Executive Committee Members, in addition to the elective Officers of the Post and all Past Post Commanders in good standing.
- Section 2. The elective Officers of the Post shall be a Post Commander, Post Vice Commanders (minimum of three and maximum of five), who shall serve without seniority, and a Post Treasurer. Every member of the Post in good standing shall be eligible to hold office in the Post except as otherwise herein provided.
- Section 3. All elective Officers and Executive Committee Members shall be elected and installed in the month of May and shall serve until the adjournment of the succeeding annual election of Post Officers following their election and thereafter until their successors have been chosen.
- Section 4. The Post Executive Committee following the annual Election of Post Officers shall appoint a Post Adjutant, Post Judge Advocate, Post Chaplain, Post Historian and Post Sergeant-at-Arms, such officers serve at the pleasure of the appointing power.
- Section 5. Vacancies in Post offices shall be filled by the Post Executive Committee for the unexpired terms provided, however that in filling a vacancy in the office of the Commander the appointment shall be made from among the Vice Commanders.
- Section 6. All Post Officers, employees and volunteers having custody of funds and negotiable instruments as determined by the Post Executive Committee shall be covered each year with fidelity/crime insurance in an amount determined by the Post Finance Committee and approved by the Post Executive Committee in accordance with Article VI, Section I, of The National American Legion By-Laws. The expense of such fidelity/crime insurance shall be paid by the Post.

#### **Article VIII – Finance and Dues**

- Section 1. The revenue of the Post shall be derived from annual membership dues, and from other sources as may be approved by the Post Executive Committee.
- Section 2. The minimum amount of annual membership dues shall be determined by the Post, after notice of per capita tax due to the National Organization, Department of New York and Richmond County Committee have been determined for the ensuing year.
- Section 3. Dues paid for multiple years, but for less than life, shall be paid at the rate of the annual dues for the first year of the term.



Section 4. As required by Article X, Sections 1-3 of the Department of New York Constitution, annual dues to the National Organization and the Department of New York shall be expeditiously transmitted in the following manner:

1. When the Post processes membership in a Post Online Transmittal, it shall pay the National per capita and Department per capita for each member in the transmittal. The County per capita for each member is to be paid directly and expeditiously to the Richmond County Committee from the remaining dues collected by the Post.
2. When the Post forwards membership in a paper transmittal to the Department for processing, payment shall include Department per capita plus National per capita for each member in the transmittal. The County per capita for each member is to be paid directly and expeditiously to the Richmond County Committee from the remaining dues collected by the Post.
3. Annual dues paid directly to the National Organization online by members shall be reconciled monthly and forwarded from the National Organization to the Department of New York minus the National per capita for each member received. The Department of New York then forward monthly the remaining dues, minus the Department per capita for each member received, to the Post in the form of a credit; checks (ACH) will be issued monthly once an amount of credit determined by the Department has been reached. The County per capita for each member received is to be paid directly and expeditiously to the Richmond County Committee by the Post.

Section 5. Annual dues shall be payable in advance on October 20<sup>th</sup> of each year for the succeeding calendar year and in any event, shall be due by January 1<sup>st</sup> of each year.

Section 6. Upon expiration, annual dues shall be immediately payable for the succeeding year.

#### **Article IX – Change of Residence**

Section 1. Any member in good standing in the Post, who removes therefrom, shall be entitled to a Certificate from the Post, stating their membership and the duration therein.

Section 2. It shall be the responsibility of each member to notify the Post of any change in address to which correspondence and notices may be sent.

#### **Article X – American Legion Auxiliary**

Section 1. The Post recognizes an auxiliary organization, known as the American Legion Auxiliary. If established within the Post, the organization shall be known as American Legion Auxiliary, Gold Star Unit 1365.

Section 2. Membership in the American Legion Auxiliary 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.

#### **Article XI – Amendments**

Section 1. This Constitution is adopted conformably to the Act of Congress of the United States of America of September 16, 1919, and all amendatory acts thereto and is subject to the provisions of The American Legion National Organization, Department of New York and Richmond County Committee Constitution and By-Laws. Any amendments to the National Organization, Department of New York or Richmond County Committee Constitution and By-Laws which conflict with any provisions hereof shall be regarded as automatically repealing and modifying the provisions of this Constitution to the extent of such conflict.

Section 2. This Constitution may be amended at any regular Post meeting by a 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 a preceding regular meeting of the Post, and provided further written notice shall have been sent to all members at least 10 days in advance of the date when such amendment is to be voted upon. Notices may be given by United States Postal Service, electronic e-mail communications, and/or newsletter or Post website publication.

Section 3. Any amendments or changes to this Constitution shall not take effect until first it has been approved by the Richmond County Committee and the Department of New York Executive Committee.

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**BY-LAWS  
Of  
American Legion Gold Star Post No. 1365**

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**Article I  
Name & Objects**

- Section 1. The Post existing under these By-Laws is to be known as GOLD STAR AMERICAN LEGION POST No. 1365, The American Legion, Department of New York, Richmond County.
- Section 2 The objects of the Post are set forth in the Constitution.

**Article II  
Executive Committee**

- Section 1. The administration and management of the Post's affairs, between Post membership meetings, and except as may be otherwise provided in these By-Laws, shall be under the supervision of the Executive Committee which shall consist of four members, to be known as Executive Committee Members, in addition to the elective Officers of the Post and all Past Post Commanders in good standing.
- Section 2. The elective Officers of the Post shall be a Post Commander, Post Vice Commanders (minimum of three and maximum of five) who shall serve without seniority, and a Post Treasurer.
- Section 3. The Post Executive Committee following the annual Election of Post Officers shall appoint a Post Adjutant, Post Judge Advocate, Post Chaplain, Post Historian and Post Sergeant-at-Arms, such officers serve at the pleasure of the appointing power.
- Section 4. The Post Executive Committee shall meet for organization and such other business as may come before it at the call of the Post Commander within ten days after the installation of new officers. Thereafter the Post Executive Committee shall meet at the call of the Post Commander at least once every three months and as often as the Post Commander may deem necessary. The Post Commander shall call a meeting of the Post Executive Committee upon joint written request of three or more members of the Post Executive Committee; five members of the Post Executive Committee shall constitute a quorum thereof.
- Section 5. The Post Executive Committee, subject to the approval of the Post membership, shall hire such employees as may be necessary; shall authorize and approve all expenditures; shall hear reports of the Post Standing, Finance and Special Committee chairs, and shall require that all Post Officers, employees and volunteers having custody of funds and negotiable instruments be covered each year with fidelity/crime insurance in an amount determined by the Post Finance Committee and approved by the Post Executive Committee in accordance with Article VI,

Section 1, of the National By-Laws of The American Legion. The expense of such fidelity/crime insurance shall be paid by the Post.

Section 6. Any elective Post Officer or Post Executive Committee Member may be removed for inefficiency by the Post Executive Committee after due notice and hearing as provided by the Department of New York Constitution and By-Laws, a two-third vote shall be required to affect such removal.

Section 7. All vacancies existing in the Post Executive Committee, or in any elective Office of the Post from any cause other than the expiration of term of office shall be filled by a majority vote of the remaining members of the Post Executive Committee, and the person so chosen shall hold office for the remainder of the unexpired term of the vacated position. A vacancy shall exist when an Executive Committee member or Post Officer is absent from their post for three consecutive meetings if considered by the Post Executive Committee to be detrimental to the best interests of the Post.

### **Article III**

#### **Duties of Officers**

Section 1. **COMMANDER**: The Post Commander shall be the executive head of The American Legion Gold Star Post No. 1365 with full power to enforce the provisions of the Post Constitution and By-Laws, and established Post Rules and Regulations, and shall be the presiding officer at Post Membership, Executive Committee, special meetings, and functions; and shall perform such other duties as are usually incident to the office. The Post Commander shall appoint the necessary committees and officers as prescribed by the Post Constitution and By-laws.

Section 2. **VICE COMMANDERS**: The Post Vice Commanders shall act as representatives of the Post Commander on all matters referred to them, and shall, at the request of the Post Commander, preside over meetings, and shall perform such other duties as are usually incident to the office.

Section 3. **ADJUTANT**: The Post Adjutant shall be the official secretary of the Post, shall keep the minutes, the official seal and be responsible for the records of the Post and shall conduct the correspondence and notify the Post members of special meetings, and shall perform such other duties as are usually incident to the office. The Post Adjutant shall also, on the death or resignation of the commander, be empowered to call a meeting of the Post Executive Committee for the election of a successor and to transact such business as may be necessary during the interim.

Section 4. **TREASURER**: The Post Treasurer shall be the custodian of all Post funds except for the Post building fund. The Post Treasurer shall sign all checks for the disbursing of Post funds and shall make reports on the condition of the Post treasury when called upon to do so by the Post Commander and at regular meetings for the transaction of regular business of the Post. The Post Treasurer shall be covered by adequate fidelity/crime insurance in an adequate amount approved by and at the



expense of the Post Executive Committee and shall perform such other duties as are usually incident to the office.

- Section 5. JUDGE ADVOCATE: The Post Judge Advocate shall advise the Post officers and Post Executive Committee on all legal matters including the construction and interpretation of the Post Constitution and By-Laws and shall perform such other duties as are usually incident to the office.
- Section 6. CHAPLAIN: The Post Chaplain shall perform such divine and non-sectarian services as may be necessary from time to time, adhering to such ceremonial rituals as may be prescribed or recommended by the National, Department and County Organizations of The American Legion.
- Section 7. HISTORIAN: The Post Historian shall keep a record of all matters of interest, happenings, official actions of the Post and other information, in such manner as will describe the past and present history of the Post, and such other duties that are usually incident to the office.
- Section 8. SERGEANT-AT-ARMS: The Post Sergeant-At-Arms shall maintain order and discipline at all meetings of the Post and at such other Post functions when necessary and shall be the custodian of the Post colors. The Post Sergeant-At-Arms shall assist the Post Commander and other officers in such matters as are usually incident to the office.

#### Article IV

##### Dues and Finance

- Section 1. The revenue of the Post shall be derived from annual membership dues and from other sources as may be approved by the Post Executive Committee.
- Section 2. The amount of annual membership dues shall be determined from time to time by the Post after the per capita taxes due to the National Organization, Department of New York and Richmond County Committee have been determined for the ensuing year.
- Section 3. A member whose dues for the current year have not been paid by January 1<sup>st</sup> shall be classed as delinquent. If their dues are paid on or before February 1<sup>st</sup>, the member shall be automatically reinstated. If the member is still delinquent after February 1<sup>st</sup> the member shall be suspended from all privileges. If the member is still under such suspension on December 31<sup>st</sup> of such year, their membership in 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 Post and payment of current dues for the year in which the reinstatement occurs, however, that the Post, Department of New York and The American Legion National Organization may waive provisions thereof, 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.

- Section 4. All Post Monies shall be deposited in a duly authorized banking institution as designed by the Post Executive Committee, and no such monies shall be withdrawn except upon draft or check signed by the Post Treasurer.
- Section 5. All Post Officers, employees and volunteers who handle American Legion monies and negotiable instruments shall be covered by fidelity/crime insurance in an adequate amount to cover double the average amount of money handled in a single year or as otherwise determined by the Post Finance Committee and said fidelity/crime insurance policy/policies shall be approved by the Department of New York Treasurer, Judge Advocate and Finance Committee. In case of delinquency of payment of monies due to the Department of New York, action will be taken at once by proper officials to bring about a speedy and complete settlement.
- Section 6. There shall be a Post Finance Committee which shall audit and examine the Post Treasurer's accounts at the end of each fiscal year and at such other times as may be directed by the Post Commander or the Post Executive Committee. The Post Finance Committee shall report its findings at a regular meeting of the Post.
- Section 7. It shall be the duty of the Post Finance Committee to see that the Post Treasurer is properly covered by fidelity/crime insurance as set forth in section 5.

## **Article V**

### **Standing Committees**

- Section 1. There shall be the following standing committees of this Post: Americanism, Boys' State, Children & Youth, Compliance, Constitution and By-Laws, Contest Advisory and Awards, Convention, Education and Scholarship, Finance, Homeland Security and Civil Preparedness, House, Law and Order, Legionnaire of the Year, Legislation, Membership, MIA/POW, National Security, Oratorical, Protocol Consultant, Public Relations, Sons of The American Legion, Special Projects, Sports/Athletic, Veteran Cemetery, Veteran Services, Visitation and such other standing or special committees as determined by the Post Executive Committee.
- Section 2. Each Standing Committee shall consist of a chair, and one other Post member. All Post Standing Committee appointments, except the Post Finance Committee, shall be made by the Post Commander for a term of one year and approved by the Post Executive Committee.
- Section 3. Each Standing Committee shall perform such duties and exercise such power as may be directed by the Post Commander or the Post Executive Committee. The Post Executive Committee is empowered to assign duties and responsibilities to all Standing Committees for the purpose of efficient supervision and coordination of activities.



- Section 4. All Standing Committees shall submit written reports of their activities and programs to the Post Adjutant and shall keep regular minutes of their transactions and cause them to be recorded in a book kept for that purpose and shall report the same to the Post Executive Committee when called for.

#### **Article VI**

##### **Membership Meetings**

- Section 1. The legislative body of the Post shall be a regularly convened meeting of the membership. The regular meeting of the Post shall be held at the Post Headquarters located at 17 Cannon Avenue, Staten Island, New York 10314 on the second Saturday of each month at 10:00 hours, at which may be transacted such business as may properly be brought up for action.
- Section 2. In the occasion of conflicting events, the location, day, and time of the monthly membership meeting may be changed in advance by a vote of the membership at a previous meeting.
- Section 3. The Post Commander or a majority of Post Executive Committee Members shall have the power to call a special meeting of the Post at any time.
- Section 4. Upon written request of ten Post members, the Post Commander or the Post Executive Committee shall call a special meeting of the Post.
- Section 5. A quorum shall exist at a regularly scheduled meeting when at least eight members are present.

#### **Article VII**

##### **Annual Election**

- Section 1. The elective Post Officers and Executive Committee Members shall be elected and installed in the month of May, annually. All elections of Officers and Executive Committee Members shall be by ballot and the candidate or candidates receiving the highest numbers of votes shall be elected to the respective office or offices for which they are candidates, and they shall hold Office until their successors are installed or otherwise provided.
- Section 2. Delegates and Alternate Delegates to the Richmond County Committee shall consist of one Delegate and one Alternate Delegate from the Post, plus additional Delegates and Alternate Delegates pursuant to such proportional representation provided for in accordance with Article VII, section 1 of the Richmond County Committee Constitution.
- Section 3. Delegates and Alternate Delegates to the Richmond County Convention shall consist of one Delegate and one Alternate Delegate from the Post, plus additional Delegates and Alternate Delegates pursuant to such proportional representation

provided for in accordance with Article IV, section 2 of the Richmond County Committee Constitution.

### **Article VIII**

#### **Nominating Committee**

- Section 1. The Post Nominating Committee shall consist of five past Post Commanders in good standing appointed by the Post Commander in March of each year to serve until the annual election in May of each year. The Post Commander shall appoint the chair of the Post Nominating Committee. If in the Post Commander's opinion there are not enough past Post Commanders available for this committee, the Post Commander shall select the remaining number from among the membership.
- Section 2. The duties of the Post Nominating Committee shall be to investigate and select a recommended slate of elective Post Officers, Post Executive Committee Members and Delegates and Alternate Delegates to the Richmond County Committee and Convention for the ensuing year and shall present such selections during the meeting in the month of April to the membership.
- Section 3. The Post Nominating Committee shall in no way infringe upon the rights of any individual member of the Post in nominating a candidate or candidates of one's own choice from the floor at the Annual Election meeting.

### **Article IX**

#### **Limitation of Post Members**

- Section 1. No Individual Legionnaire, unless specifically and previously authorized by the proper body, shall have the right to speak in the name of The American Legion, or of this Post, or the National, Department, or County Organizations thereof. An individual action is full and unhampered being that of any American citizen but shall not represent such action to be that of any American Legion organization.
- Section 2. The principles set forth in this article shall be observed by the Post, and the individual members thereof. A violation of any of these provisions shall be sufficient cause for investigation and disciplinary action by the proper body.

### **Article X**

#### **Discipline of Post Members**

- Section 1. Members may be suspended or expelled from the Post only after providing the member with due process and a proper showing of cause. Charges shall be based on disloyalty, neglect of duty, dishonesty, or other conduct unbecoming a member of The American Legion. All charges must be made under oath in writing by the accusers, and no member in good standing shall lose their membership until given a fair trial in such manner as prescribed by The American Legion, Department of New York Constitution and By-Laws.



- Section 2. Any member who has been suspended or expelled shall have the right to appeal to the Department Executive Committee. The decision of that body shall be final.

**Article XI**  
**Resolutions**

- Section 1. All matters of State, National or International scope that may appeal to Legionnaires, Posts or Departments may be treated, discussed, and acted upon by the Post provided that such Resolutions be submitted for approval through the prescribed American Legion channels to the body having jurisdiction. Exception to this is provided wherein The American Legion channel having jurisdiction has mandated a policy on the matter concerned.
- Section 2. The Post may discuss any action taken by the National, Department or County Organizations of The American Legion and adopt a resolution against any action taken, and request through proper channels that such action be reversed.

**Article XII**  
**Rules and Regulations**

- Section 1. The Post shall have the right from time to time to adopt such rules for the conduct of the business of the Post as are consistent with the Constitution and By-Laws of The American Legion, Department of New York, or Richmond County Committee Organizations.
- Section 2. The order of procedure at meetings of the Post shall be governed by ROBERT'S RULES OF ORDER NEWLY REVISED, except as otherwise provided herein.

**Article XIII**  
**Limitation of Liability**

- Section 1. The Post shall not incur, nor cause to be incurred, any liability or obligation whatever which shall subject to liability any other Post, subdivision, branch, committee, group, members of The American Legion or other individuals, corporations, or organizations.
- Section 2. The Post shall not be a member of, or affiliated with, any organization, committee, association, council, or group whereby the Post might be committed to a policy contrary to that adopted by The American Legion.

**Article XIV**  
**Amendments**

- Section 1. These By-Laws are adopted subject to the provisions of the National Organization of The American Legion, Department of New York, and Richmond County Committee Constitution and By-Laws. Any amendments to the National Organization of The American Legion, Department of New York or Richmond County Committee Constitution and By-Laws, which conflict with the provisions

hereof shall be regarded as automatically repealing or modifying these by-Laws to the extent of such conflict.

Section 2. These By-Laws may be amended at any regular Post meeting by a 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 a preceding regular meeting of the Post, and provided further, that written notice shall have been given to all members at least ten 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 By-Laws is to be voted upon. Notices may be given by United States Postal Service, electronic e-mail communications, and/or newsletter or post website publication.

Section 3. Any amendments or changes to these By-Laws shall not take effect until first having been approved by the Richmond County Committee and the Department of New York Executive Committee.

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These Constitution and By-Laws of American Legion Gold Star Post No. 1365 were approved/revised at a meeting of the post membership held on the \_\_\_\_ day of \_\_\_\_, 2025.

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Frank Saladis, Post Commander

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Francis A. LaMarsh, Post Adjutant

Dated:

Dated:

The above referenced Constitution and By-Laws or revisions thereto for American Legion Gold Star Post No. 1365 are approved.

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David Martin, County Judge Advocate

Dated: