

**AMERICAN LEGION  
DEPARTMENT OF MINNESOTA**



**CONSTITUTION OF ROTHIE POST 330  
HAYFIELD, MN**

As Approved  
November 8, 2022

## PREAMBLE OF THE CONSTITUTION OF THE AMERICAN LEGION

"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 good will 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."

**CONSTITUTION OF ROTHIE POST 330  
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	<b>ARTICLE I - NAME</b>
Section 1.	The name of this organization shall be Rothie Post 330, The American Legion, Department of Minnesota.
	<b>ARTICLE II - OBJECTS</b>
Section 1.	The objects and purposes of this Post shall be to promote the principles and policies as set forth in the foregoing preamble, and the National Constitution of the American Legion and the Department Constitution of the Department of Minnesota.
	<b>ARTICLE III - NATURE</b>
Section 1.	This Post is a civilian organization and membership therein does not affect or increase liability for military or police service.
Section 2.	This organization shall be absolutely non-political and shall not be used for the dissemination of partisan principles or for the promotion of the candidacy of any person seeking public office or preferment.
Section 3.	Rank does not exist in The American Legion. No member shall be addressed by their military title in any meeting place.
	<b>ARTICLE IV - MEMBERSHIP</b>
Section 1.	Membership in this Post shall be as prescribed by the National Constitution of The American Legion.
	a) Application for membership shall be made in writing and must be accompanied by the amount of the annual post dues.
	b) The Receipt shall be a provisional card entitling that applicant to use the Post facilities but not privileges of membership. Membership is provisional obtaining a copy of a DD-214 or ID Card showing military service during eligible service dates.
	c) All applications for membership shall be accepted or rejected upon at the next Executive Board Meeting following the making of each application and shall be accepted or rejected.
	d) If a majority of the Executive Board vote is against the acceptance of such an application, then such application shall be recorded as rejected and dues refunded.
	e) A rejected application shall not be considered again until after six (6) months from the date of application.



Section 2.	Applications accepted by the Executive Board shall be recorded as such, but no membership card shall be issued until the Executive Board has found that the applicant is duly qualified with either a copy of their DD214 or an Armed Forces ID Card.
Section 3.	Any member of this Post may be expelled for cause by a two-thirds vote of the Executive Committee after charges are preferred. All charges must be made in writing and under oath by the accuser. The accuser must be a member in good standing. Charges shall be based upon disloyalty, neglect of duty, dishonesty, or conduct unbecoming a member of the American Legion. A fair trial will be conducted pursuant to the Constitution and By-Laws of the Department of Minnesota American Legion.
Section 4.	A member who has been expelled or suspended from this Post for any cause may be reinstated to membership by a majority vote of the membership present at a Post meeting, and the payment of current dues for the year in which the reinstatement occurs.
Section 5.	Individuals not meeting the requirements to join the American Legion, may make application to join Rothie Post 330's Club as Social Members. Requirements and limitations of Club Social Membership shall be detailed in the Post Bylaws
<b>ARTICLE VI OFFICERS</b>	
Section 1.	The elected officers of this Post shall be a Commander, a First Vice Commander, a Second Vice Commander, a Finance Officer, a Sergeant-at-Arms, and such other Officers as may be deemed necessary by this organization.
Section 2.	Every member of this Post in good standing shall be eligible to hold office.
<b>ARTICLE VII – EXECUTIVE COMMITTEE</b>	
Section 1.	The administrative affairs of this Post shall, except as may be otherwise provided by the Bylaws, be under the supervision of an Executive Committee which shall consist of seven (7) members which shall include the Commander, 1st Vice Commander, 2nd Vice Commander Adjutant, Finance Officer, and the Past Commander, and Gambling Manager. The Commander shall serve as Chairman of the Executive Committee. The Bylaws may provide for such other standing committees as the business of the organization may warrant or require.
Section 2.	The Executive Committee shall have the authority to make time sensitive decisions concerning the post or the management of the Legion Hall if a decision is necessary before the next scheduled membership meeting. The rationale for the decision must be presented at the next scheduled membership meeting.



Section 3.	Decisions of the Executive Committee are made by a simple majority unless otherwise indicated.
<b>ARTICLE VIII - FINANCE</b>	
Section 1.	The revenue of this Post shall be derived from membership or initiation fees, from annual membership dues, and from such other sources as may be approved by the Executive Committee.
Section 2.	The amount of such membership or initiation fees and the amount of such annual dues shall be fixed and determined by the Post.
Section 3.	The Post shall pay to Department Headquarters the national and departmental annual membership dues for every member.
Section 4.	Proceeds from any fundraising activities conducted by members under the banner of Rothie Post shall be distributed as directed by the membership with the suggestion of the organizers of such fundraiser.
Section 5.	The Commander shall receive an annual stipend of \$125. The Gambling Manager shall receive an annual stipend as determined by the membership.
<b>ARTICLE IX – CHARTER MEMBERS</b>	
Section 1.	Members who joined this Post prior to February 20, 1922, shall be known as Charter Members.
<b>ARTICLE X - LEGION AUXILIARY</b>	
Section 1.	This Post recognizes an auxiliary organization to be known as The Auxiliary Unit of Rothie Post 330, The American Legion.
Section 2.	Membership in the Auxiliary shall be as prescribed by the National Constitution of the American Legion Auxiliary.
Section 3.	The American Legion Auxiliary are part of the American Legion Family
<b>ARTICLE XI – SONS OF THE AMERICAN LEGION</b>	
Section 1.	This Post recognizes the Sons of the American Legion to be known as the Rothie Squadron 330.
Section 2.	Membership in the Sons of the American Legion shall be as prescribed by the National Constitution of the Sons of the American Legion.
Section 3.	The Sons of the American Legion are part of the American Legion Family.
<b>ARTICLE XII - AMENDMENTS</b>	
Section 1.	This Constitution is adopted subject to the provisions of the National Constitution of the American Legion and the Department Constitution of the Department of Minnesota. Any amendment to said National Constitution or Department Constitution which is in conflict with any provisions 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 by a vote of two-thirds (2/3) of the members of the Post attending a regular meeting, providing that the proposed amendment shall have been posted at least fourteen (14) 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 Constitution is to be voted upon.
Section 3.	All proposed Amendments must to be brought to the Executive Committee. The Executive Committee will review the proposed amendment and make its recommendation to the entire membership within three (3) months.

**CONSTITUTION OF ROTHIE POST 330**

**DEPARTMENT OF MINNESOTA**

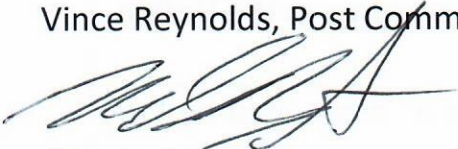
This Constitution supersedes and replaces all previously adopted Constitutions and amendments.

I certify that due notice of the proposed adoption of the above Constitution has been given as required.

Further, approval of adoption of this Constitution was granted by at least two-thirds of the members present at the regular post meeting held on Tuesday, November 8, 2022.



Dated as of November 8, 2022  
 Vince Reynolds, Post Commander



Attested by;  
 Mike Stasko, Post Adjutant