

**CONSTITUTION,**  
**BY-LAWS,**  
**AND STANDING RULES**  
**OF APPLE VALLEY AMERICAN LEGION POST 1776**



**DEPARTMENT OF MINNESOTA**  
**APPLE VALLEY, MINNESOTA**

## CONSTITUTION OF APPLE VALLEY AMERICAN LEGION POST 1776

### **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**

The name of this organization shall be Apple Valley American Legion Post 1776, Department of Minnesota.

### **ARTICLE II – OBJECTS**

The objects and purposes of this Post shall be to promote the principals and policies as set forth in the foregoing Preamble, and the National and Departmental Constitutions of the American Legion.

### **ARTICLE III – NATURE**

Section 1. 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 2. Rank does not exist in the American Legion; no member shall be addressed by his military title in any meeting at this Post.

### **ARTICLE IV - MEMBERSHIP**

Section 1. Eligibility to membership in this Post shall be as prescribed by the National Constitution of the American Legion.

Section 2.

- 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 the applicant to use the Post facilities, but not privileges of membership. Membership is provisional upon the Membership Chair obtaining a copy of a DD-214 or ID Card verifying Military status.
- c) A rejected application shall not be again reconsidered until additional information is provided.

Section 3. Any member of this Post may be expelled for cause and may only be reinstated pursuant to the Constitution and By-Laws of the Department of Minnesota American Legion.

Section 4. Anyone expelled by another Post shall not be admitted to membership in Post 1776 without the consent of the expelling Post. All exceptions may be appealed to the Executive Board of Post 1776.

Section 5.

- a) Membership fees for the following year are due before December 31<sup>st</sup> of the current year regardless of month joined.
- b) Active membership, in good standing, will only be available upon full year payment.
- c) Post membership is from January 1<sup>st</sup> to December 31<sup>st</sup> even though the renewal timeframe starts July 1<sup>st</sup>.

Section 6. Only Members, in good standing, will be allowed privileges of membership.

Section 7.

- a) The privilege of use of the Post facilities may be revoked or suspended for any reason deemed detrimental to the good of the Post. This shall include, but not be limited to excessive intoxication, disruptive behavior, physical or oral harassment, conduct unbecoming to other members or their guests, or by violation of any By-Laws or Standing Rules
- b) The Commander, the Executive Board, General Manager, and other bar/restaurant staff have the responsibility of obtaining the eviction from the facilities any person who, in their judgment, is violating any of the above.
- c) Any member evicted from the facilities shall be subject to disciplinary action.

**ARTICLE V – OFFICERS**

Section 1. The administrative affairs of this Post shall, except as may otherwise be provided for by the By-Laws, be under the supervision of the Executive Board.

Section 2. The Officers of this Post shall be the Commander, First Vice Commander, Second Vice Commander, Adjutant, Finance Officer, Chaplain, Historian, Service Officer, Sergeant at Arms and three (3) Members-at-Large. The Officers of this Post will be prescribed by the Post By-Laws.

Section 3. All officers shall be elected annually and shall hold office until their successors are duly installed. Any officer or Executive Board member may be removed for cause by majority vote of the Executive Board.

Section 4. Election of Post Officers shall take place at the regular May General Membership meeting each year. All officers elected shall take the oath of office and be installed at the regular June General Membership meeting and assume the administrative affairs of the Post.

**ARTICLE VI – FINANCE**

Section 1. The revenue of this Post shall be derived from annual membership dues and from other such sources as may be approved by the Executive Board.

Section 2. The amount of annual dues to be charged each member shall be determined by the Executive Board with approval from general membership.

Section 3. The fiscal year of the Post is the calendar year.

Section 4. The Post shall pay to Department Headquarters, the National, Department, District and Hospital Association annual membership dues for every member of this Post.

**ARTICLE VII – CEREMONIES**

The American Legion Officers Guide and Manual of Ceremonies should be followed whenever the Post meets and/or conducts ceremonies.

**ARTICLE VIII – CHARTER MEMBERS**

Section 1. Members who joined this Post prior to the issuance of a charter shall be known as charter members.

**ARTICLE IX – AMERICAN LEGION AUXILIARY**

Section 1. This Post recognizes an Auxiliary Organization to be known as the Auxiliary Unit of Apple Valley Post 1776.

Section 2. Membership in the Auxiliary shall be as prescribed by the National Constitution of the American Legion Auxiliary.

Section 3. The Auxiliary is part of the American Legion family.

**ARTICLE X – SONS OF THE AMERICAN LEGION**

Section 1. This Post recognizes the Sons of the American Legion to be known as SAL Squadron 1776 of Apple Valley.

Section 2. Membership in this organization 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.

**ARTICLE XI – AMERICAN LEGION RIDERS**

Section 1. This Post recognizes the American Legion Riders to be known as Post 1776 American Legion Riders.

Section 2. Membership in this organization shall be as prescribed by the National Constitution of the American Legion Riders.

Section 3. The American Legion Riders are part of the American Legion family

**ARTICLE XII – AMENDMENTS**

Section 1. This Constitution, as adopted, is 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 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 a conflict.

Section 2. This Constitution may be amended at any regular meeting by the vote of a majority of the members of said Post attending such regular meeting, providing that the proposed amendment shall have been submitted in writing and read at the next regular meeting of such Post. Providing further that written notice shall have been given to all members at least thirty (30) days in advance of the date when such amendment is to be voted upon; notifying said members that at such a meeting, a proposal to amend the Constitution is to be voted upon.

**BY-LAWS OF APPLE VALLEY AMERICAN LEGION POST 1776**

**ARTICLE I – NAME**

Section 1. The Post existing under these By-Laws is to be known as Apple Valley American Legion Post 1776, Department of Minnesota.

Section 2. The object of this Post is set forth in the Constitution.

**ARTICLE II – POST ORGANIZATION**

Section 1. This Post shall be governed by the Executive Board.

Section 2. The Executive Board shall operate for the prosperity of the Post, the good of the Community and to foster the objectives of the American Legion as set forth in the preamble to the Constitution and as prescribed by the National American Legion and the Minnesota Department of the American Legion.

**ARTICLE III – EXECUTIVE BOARD**

Section 1. There shall be an Executive Board consisting of elected and appointed members.

- (a) Elected Members include Commander, First Vice Commander, Second Vice Commander, Chaplain, Sergeant at Arms, Historian, Finance Officer, Service Officer, the immediate Past Commander, and three (3) ad-hoc members
- (b) Appointed members include; Adjutant and Membership Chair,

Section 2. Terms of all members on the Executive Board shall be for one (1) year. The Commander shall be the Executive Board Chair, or in his/her absence, in succession the First and Second Vice Commanders.

Section 3.

- a) One regular meeting of the Executive Board shall be held each month at the call of the Commander. Additional meetings may be called at the Commanders discretion.
- b) Eight (8) voting members of the Executive Board shall constitute a quorum.
- c) Members shall be notified at least two (2) days in advance of any additional meeting called by the Commander.
- d) Unexcused absence from three (3) or more Executive Board meetings may be the grounds for removal from the Executive Board as provided by ARTICLE IV, Section 3 of these By-Laws.
- e) All members have a vote except the Commander who only votes as a tiebreaker.

Section 4.

- a) The Executive Board shall have the responsibility for all American Legion, Community, and special money raising activities of the Post, together with other duties as specified in these By-Laws.
- b) The Executive Board shall have responsibility for all Post activities. Normal business affairs of the properties shall be the responsibility of AV Hospitality Inc, owned by Post 1776, reporting to the Commander and Executive Board. The properties shall be managed by AV Hospitality Inc.
- c) The Executive Board may authorize the formation of subsidiary units (Auxiliary, SAL, Riders) within the Post and such units may operate under their own By-Laws under the supervision of the Executive Board.
- d) The Executive Board may invest or reinvest or use to retire indebtedness any surplus funds of the Post, provided that the funds be invested in securities or property such as are approved for trust funds by the laws of the State of Minnesota.

Section 5.

- a) The Adjutant or acting secretary shall keep a record of attendance at each Executive Board meeting as a part of the minutes of the meeting, this includes any Special Meeting.
- b) Minutes of the Executive Board meetings shall be kept and read in full at the next General Membership meeting. A copy shall be made available to any Post member upon request.

## **ARTICLE IV – ELECTIONS, INSTALLATIONS, REMOVALS, AND VACANCIES**

### Section 1.

- a) The election of Post officers and members of the Executive Board shall be at the regular general membership meeting in May each year.
- b) Newly elected officers shall be installed at the regular general membership meeting in June.
- c) Between election and installation, the newly elected officers and members of the Executive Board should familiarize themselves with the duties of their offices.
- d) Candidates for the office of Post Commander and First Vice Commander may plan on attending the American Legion leadership seminar if they have not already done so.

### Section 2.

- a) Voting at Post election shall be by secret ballot. The candidates receiving the highest number of votes for each office shall be elected.
- b) A tie vote shall be decided by a successive vote at the same meeting until a majority is reached.

### Section 3.

- a) Any elected or appointed Executive Board member may be removed from office for ‘just cause’ by a majority vote of Post membership attending the meeting for which notice of this pending action is posted or scheduled.
- b) The Executive Board member being removed from office must be notified in writing by the Adjutant 7 days prior to any removal proceedings begin. This requirement shall be waived after sixty (60) days if unable to obtain receipt of written notice.
- c) Persons subject to removal shall be allowed a hearing if they so desire by the Post General Membership.
- d) Action to remove any person from the Executive Board may be initiated by either: (1) A signed petition by twenty-five (25) members in good standing in this Post. (2) by a vote for this action by at least six (6) members of the Post Executive Board. Both methods will be certified by the Adjutant and forwarded to the Commander, or his/her representative, for processing in accordance with these By-Laws.

### Section 4.

- a) Vacancies caused by the death, resignation, disqualification or removal of the Commander or Vice Commander shall progressively advance the Vice-Commander from the lesser to the next higher office vacated.
- b) Vacancies on the Executive Board shall be filled by special election by the general membership.
- c) Special elections by the membership to fill vacancies shall conform to the requirements of ARTICLE VI, Section 3.

### Section 5.

- a) Every member of this Post in good standing shall be eligible to hold elective office in this Post.
- b) Because of the potential issues either real or perceived related to conflict of interest, favoritism or the potential for a stressful work environment, no member may serve on any board or committee of this Post that has oversight of an employee that is a relative of the member. For the purpose of this policy, relative means husbands, wives, live-in partners, domestic partners, parents, children, siblings, in-laws, cousins, aunts and uncles of both marital and step relationships.

### Section 6.

- a) Officers elected at the May General Membership meeting shall assume their respective offices immediately after they are installed at the regular June meeting. Consequently, the Commander, Immediate Past Commander, the incoming 1<sup>st</sup> Vice Commander, and incoming Adjutant may be delegates to the District and Department conventions the year they are elected along with the other delegates elected for said District and Department conventions.
- b) The Commander, if a delegate and present shall be the chair of the Post delegates; if not a delegate or not present the chair shall be the 1<sup>st</sup> Vice Commander followed by the 2<sup>nd</sup> Vice Commander.
- c) Expenses, such as lodging, travel or per diem allowances at conventions shall be reimbursed as decided by the Executive Board.

**d) ARTICLE V – EXECUTIVE BOARD DUTIES**

Section 1.

- a) The Commander shall be Executive Officer of the Post, shall preside at all Post meetings, and shall have general supervision over all Post affairs under the jurisdiction of the Executive Board.
- b) The Commander shall appoint, with approval of the Executive Board, such Committees to carry on Post activities as deemed necessary by the Commander, the Executive Board or National American Legion.
- c) All Committees appointed by the Commander shall serve at the Commanders discretion and shall be under the supervision of the Commander or a designated Vice-Commander.
- d) The Commander shall be a voting member of all Committees except the Nominating Committee, of which he is not a member, unless he has completed a previous term as Commander.
- e) The Commander may appoint the Post Attorney as the Judge Advocate and all appointed Officers shall serve at the pleasure of the Commander.
- f) All expenditures and obligations of Post funds are the responsibility of the Executive Board.
- g) Ask Post attorney about Officer Bonding Language.

Section 2.

- a) The two Vice Commanders shall assist the Commander.
- b) The Vice Commanders shall preside in order of their rank at meetings of the Post or Executive Board in the absence of the Commander.

Section 3.

- a) The Finance Officer shall have the fiduciary responsibility of all financial affairs.
- b) He/She shall ensure that individuals, committees and members, including those concerned with fundraising and special events, who receive or disburse money on behalf of the Post, keep accounts and records and make deposits of funds as specified by the Executive Board.
- c) He/She shall report each month to the Executive Board and the General Membership, the financial conditions of the Post.

Section 4.

- a) The Adjutant shall be responsible for and keep a full and correct record of all the proceedings at the Executive Board and General Membership meetings. He/She shall keep such records as the Department and National American Legion organizations may require.
- b) Render reports at the direction of the Commander.
- c) The Adjutant shall keep an up-to-date set of the By-Laws and Standing Rules which shall be available to any member upon request.

Section 5.

- a) The Chaplain shall be responsible for the spiritual welfare of Post and will offer divine but non-secular service in the event of dedications, funerals, and public functions, etc. They shall adhere to such ceremonial rituals as recommended by the National or Department American Legion Headquarters.

Section 6.

- a) The Service Officer shall assist all Veterans and their dependents to obtain the rights and benefits granted them by law, and other such services as available through the American Legion channels and other agencies in the Community.

Section 7.

- a) The Historian shall maintain documents, including meeting minutes, photographs, financial reports, and other such material that has relevance to Post history. This material shall be safely maintained, electronically or physically, so a complete history of the Post will be available at all times.

Section 8.

- a) The Sergeant-at-Arms shall be the custodian of the Flags and Emblems of the Post and shall see that they are properly placed for all Post meetings and activities.
- b) He/She shall be at the call of the Commander to preserve order at the meetings and to ascertain if attending members are in good standing.
- c) He/She will announce visitors to the rostrum during General Membership meetings.
- d) He/She shall initiate an attendance record at General Membership meetings and provide this list to the Adjutant following the meeting and perform other duties that the Commander may require.

**ARTICLE VI – NOMINATIONS**

Section 1.

- a) Nominations for Post elections shall be made at the General Membership meeting in April.
- b) Additional nominations may be made from the floor at the May meeting, provided the nominee gives verbal or written consent.
- c) No member shall be nominated for more than one (1) office, unless the position cannot be filled, and then by approval of the General Membership.
- d) Nominations for special elections shall be made at the regular General Membership Meeting prior to the meeting at which the election is to be held. This is subject to consent of the nominee as stated in (b) above.

**ARTICLE VII – FINANCES AND BONDS**

Section 1. Post 1776 non-operational emergency expenditures (i.e., capital equipment, repairs, remodeling) limits are as follows:

	<u>Up To</u>
General Manager	\$ 5000.00
Commander and Finance Officer	20,000.00
Executive Board	30,000.00

Section 2. The Post shall obtain surety bonds, as they deem necessary, for all members and employees who may handle Club funds.

Section 3. Approval by the Executive Board shall be required for the following:

- a) Contracts which run for one (1) year or more and shall require the signature of the Commander and the Finance Officer.
- b) Borrowing, which shall also require the approval of the General Membership.
- c) Reservations of building space for Post, Auxiliary, SAL and Rider activities.

Section 4.

- a) All records and reports shall be on a fiscal year, which is the calendar year, and a calendar month basis, using financial accounting methods approved by the State Board of Accountants.
- b) The Executive Board will regularly report the financial condition of Post facilities to the General Membership.

Section 5.

- a) An independent examination or review or compilation of the accounts and financial records of the Post shall be made at the end of each fiscal year. This will be done by an independent accountant duly licensed by the State Board of Accountants approved by the Executive Board.
- b) The accountants report shall be sent to the Executive Board and be reported at the General Membership meeting.

Section 6.

- a) The Executive Board has the fiduciary responsibility to properly maintain Post finances.



- b) Budgets should be prepared promptly after election in May by the new incoming Executive Board. This will show projected income, expenses, capital items, and debt reductions, for the next calendar year.
- c) Monthly reports should be prepared showing variances between budgets and actual results.

**ARTICLE VIII – MEETINGS**

Section 1.

- a) The regular General Membership meeting of the Post shall be held on the 3<sup>rd</sup> Tuesday of each month at the Post. The time will be set by the Executive Board and approved by the General Membership.
- b) If the date of a regular meeting falls on a holiday or eve of a holiday, or a Legion or National emergency arises, a substitute day shall be set by the Commander.
- c) Robert’s Rules of Order, shall be followed at all Post meetings, except as otherwise provided by these By Laws.

**ARTICLE IX – STANDING RULES**

Section 1.

- a) The Standing Rules shall consist of regulations for use of the properties, Post activities and conduct of members and their guests while on Post premises or engage in Legion activities.
- b) No Standing Rule shall be in conflict with or inconsistent with these By-Laws.
- c) The Adjutant shall maintain the Standing Rules and shall provide an up-to-date set of these rules along with the date of adoption to the Executive Board upon request. A copy shall be prepared for any member upon request.

Section 2.

- a) The Executive Board may adopt Standing Rules by a majority vote with final authorization by the General Membership.
- b) Each resolution adopting a Standing Rule shall state that it is to be a Standing Rule.

**ARTICLE X - AV HOSPITALITY SBC**

Section 1.

- a) Post 1776 establishes a corporation, known as AV Hospitality Special Benefit Corporation (SBC) to operate hospitality services at our Apple Valley Post. AV Hospitality SBS is wholly-owned by the Post and is formed to do business in Minnesota under the laws of Minnesota.

Section 2.

- a) AV Hospitality SBC will operate hospitality services including a full-service bar, restaurant, a community event center and a catering service providing a variety of foods and beverages at the buildings and properties of Post 1776 in the best interest of the Post.
- b) Post 1776 owns all one thousand (1000) shares authorized under the article of Incorporation registered under the laws of Minnesota and certified by the Secretary of State of Minnesota.
- c) AV Hospitality SBC shall operate under the terms of a lease agreement approved by both the AV Hospitality SBC and Apple Valley American Legion Post 1776.
- d) Documentation for both the Certificate of Incorporation (AV Hospitality SBC) and the Restaurant, Bar, and Catering Facility Lease (AV Hospitality SBC and Post 1776) shall be available to any Post Member for his or her review.
- e) AV Hospitality SBC shall provide profit and loss statements and operational reports to the Post Commander and Executive Board on a quarterly basis throughout the year. The Post Commander will brief Post Members about the financial affairs and operations throughout the year at and during General Membership Meetings.

Section 3.

- a) The business affairs of AV Hospitality SBC shall be managed by their Board of Directors.
- b) The Board of Directors shall be comprised of community members that respect the values and traditions of the American Legion and Post 1776 and shall also include Members of Post 1776 elected by its Membership pursuant to the Post Constitution and Bylaws.

**ARTICLE XI – AMENDMENTS**

Section 1.

- a) Amendments to these By-Laws may be proposed by resolution of the Executive Board setting forth the proposed amendment(s) and directing that they be submitted to the members of the General Membership meeting for adoption of the amendment(s) or by a petition of twenty-five (25) members of good standing in this Post, setting forth the proposed amendments. Said petition must be delivered to the Post Adjutant who shall verify its authenticity and deliver it to the Commander or his/her representative for processing.
- b) A majority affirmative vote by the voting members shall be required for adoption of the amendment(s).

Section 2.

- a) Notice of proposed changes in the By-Laws shall appear in the meeting minutes and Post web-site prior to the vote, stating the purpose, time and place of the voting, and summarizing the proposed changes.
- b) Proposed changes in the By-Laws shall be made available to the members, explained and discussed at the General Membership meeting prior to the vote and shall be available to members upon request.

**ARTICLE XII – EFFECTIVE DATE**

Section 1. By-Laws or Amendment(s) shall become effective upon adoption and the adoption thereof shall ratify and confirm all actions and things done under the prior By-Laws, and shall repeal all prior By-Laws which are in conflict with them.

**ARTICLE XIII – MASCULINE GENDER TO INCLUDE FEMINE AND NEUTER: SINGULAR TO INCLUDE PLURAL**

Section 1. Whenever the words are used herein in the masculine gender, they shall be construed as though they were also used in the feminine or neuter gender in all cases where they would also apply. Also when any words are used herein in the singular form, they shall be construed as though they were also used in the plural form in all cases where they would so apply.

**ARTICLE XIV - HEADINGS**

Section 1. Headings at the beginning of Articles and Sections are for convenience of reference, are not a part of the By-Laws, and shall not influence its construction.

IT IS HEREBY CERTIFIED: That these Constitution and By-Laws are adopted at the General Membership meeting on January 17, 2023

\_\_\_\_\_  
Commander

\_\_\_\_\_  
Adjutant

## **STANDING RULES OF APPLE VALLEY POST 1776**

The purpose of the Standing Rules shall be to promote and expedite all worthy goals of Post 1776 within the purview of the Constitution and By-Laws of this organization. These Standing Rules may be amended or changed by a majority vote of those in attendance at a regular General Membership meeting. The Standing Rules do not supersede the Post Constitution or By-Laws.

### **Section 1. GAMBLING COMMITTEE**

- (a) There shall be a Gambling Committee consisting of six (6) members. This Committee shall be composed of a Gambling Manager, Post Commander, Immediate Past Commander, 1<sup>st</sup> Vice Commander, and two appointed members; one (1) by the Gambling Manager and one (1) by the Commander.
- (b) The Commander shall recommend a Gambling Manager to the Executive Board for approval, which shall then go to the General Membership for final approval.
- (c) The Gambling Manager is required to follow all current rules as set forth by the State of Minnesota Gambling Control Board.
- (d) All licenses and surety bonds shall be kept current and up to date.
- (e) If compensated, the Gambling Manager pursuant to Gambling Control guidelines may not purchase or play pull-tabs on Post premises.
- (f) Regular meetings of the Gambling Committee shall be held at least once a month. The Gambling Committee shall report each month to the General Membership meeting for the approval of all expenditures from the Gambling funds. Said report shall be recorded in General Membership meeting minutes.
- (g) A quorum shall consist of four (4) members on the Gambling Committee.
- (h) The Gambling Manager is required to attend all Executive Board meetings.
- (i) The Gambling Manager shall have a performance review by the Commander after six months and annually thereafter.
- (j) All initial requests for gambling funds must be submitted to the Gambling Committee. The Gambling Committee shall submit their recommendations to the Executive Board for approval and then to the General Membership for final approval.
- (k) The Executive Board will approve all salary increases and bonuses of the Gambling Manager and Gambling Employees with recommendations from the Gambling Board.
- (l) The Gambling Manager shall have final approval over all Gambling Employee hiring and firing upon recommendation of the Assistant Gambling Manager.
- (m) The Post will have a Scholarship Chair. The 1<sup>st</sup> Vice Commander shall serve as the Scholarship Chair and will report to the Gambling Committee. Scholarships will be approved by the Gambling Committee, Executive Board, and then General Membership.
- (n) All Scholarship rules will be developed and followed by the Scholarship Chair and approved by the Gambling Committee.

### **Section 2. DELEGATES AND ALTERNATES**

- (a) Delegates will be voted on and endorsed by the General Membership.
- (b) Any Delegate attending Fall Conference, District Convention, or Department Convention over a distance of sixty (60) miles from Post 1776 requiring an overnight stay shall be compensated on a per diem basis. The per diem shall be \$150.00 per day, with a maximum of two (2) days for all expense.
- (c) Delegates must be in attendance on the Convention floor or in Committee to receive payment. The ranking Post Officer shall make determination of payment and shall be the delegation chairman if an alternate.
- (d) The Post General Membership will have final decision on number of Delegates that can attend any event listed above.

**Section 3. FINANCE**

- (a) The Post supports and appreciates the individuals who volunteer their time in leadership positions. As a fraternal organization of veterans, the Post will provide a stipend for the certain Post Officers in recognition of their activities throughout the year, on a monthly basis.
- (b) The following stipends shall be paid from Post funds:

Commander	\$400.00
Adjutant	\$200.00
Membership Chairman	\$200.00
Finance Officer	\$150.00
Newsletter Editor	\$100.00
Web Master	\$100.00
- (c) Funds provided to the Commander may be used to purchase the traditional blue blazer, Past Commander Jacket, Paid-up-for-Life (PUFL) membership, food and drink for Post members and their guests, and otherwise support his/her activities throughout the year.
- (d) Personal use of these funds is permitted and unrestricted.

**Section 4. DISCOUNTS AVAILABLE FOR POST FACILITIES**

- (a) Post 1776 encourages AV Hospitality SBC to provide a discount for members of the American Legion, where appropriate, and as a benefit and continued support of members of the American Legion family. The AV Hospitality SBC shall determine and discounts for Legion members in-good-standing and veterans in general, for use of Post facilities and service provided by AV Hospitality SBC. Any member discounts shall be given consistently and without favor or prejudice.

**Section 5. CONSTITUTION, BY-LAWS, and STANDING RULES REVIEW**

- (a) These documents shall be reviewed annually. The Post Commander will assemble a committee of both Officers and General Members to complete this review.
- (b) This Committee shall report any change recommendations for approval to the Executive Board followed by the General Membership. Any changes must be approved by the General Membership by a majority vote of those present at voting meeting.
- (c) Voting on changed documents will be on accepting all changes or no changes accepted vote.
- (d) Should no changes be recommended, this will be reported to the General Membership and the Committee dissolved.

**Section 6. LEGION BASEBALL AND SOFTBALL**

- (a) Post 1776 may support both Legion Baseball and Legion Softball.
- (b) Legion Baseball/Softball falls under the responsibility of the Executive Board.
- (c) The Executive Board will select Baseball/Softball Chair(s) to administer the programs in conformance with State of Minnesota Legion rules and regulations.
- (d) The Baseball/Softball Chair(s) will present an annual budget to the Executive Board for approval.
- (e) This Annual Budget(s) shall then be voted on by the Gambling Committee and General Membership for final approval.
- (f) It is recommended that the Baseball/Softball Chair(s) make a report to the General Membership on a monthly basis.

**Section 7. POST SUPPORT FOR DISTRICT, DEPARTMENT, AND NATIONAL LEGION OFFICERS AND ACTIVITIES**

- (a) Post 1776 supports the involvement and participation at the District, Department, and National American Legion levels for all members in good standing.
- (b) Necessary endorsements shall be made in-person at a General Membership meeting in which the vote will be taken. An affirmative majority vote is required for approval.
- (c) Financial support for these activities will follow the Delegate rules in Section 2 of these Standing Rules.
- (d) Endorsements may be withdrawn by the Executive Board and then General Membership by following the process of Section 7 subsection b. Notice will be sent to the affected parties by the Post Adjutant.

**Section 8. COLOR GUARD/HONOR GUARD**

- (a) A Post Color Guard/Honor Guard may be established to support the mission of the American Legion. It will be led by a Color Guard/Honor Guard Commander appointed by the Post Commander.
- (b) The Color Guard/Honor Guard must advocate patriotism, honor, and devotion to our fellow members and veterans and represent the overall values of Post 1776.
- (c) The Color Guard/Honor Guard may participate in, but is not limited to, community events, local events, elder care, military-style funerals, and honors for members and local veterans.
- (d) Activities should follow the American Legion Officer’s Guide and Manual of Ceremonies and/or the strongest traditions of our Uniformed Services.

**Section 9. MISCELLANEOUS ITEMS**

- (a) All elected and appointed officers of Post 1776 shall be required to attend a sexual harassment and alcohol/drug awareness seminar if not previously attending one held at Post 1776. A record shall be kept on file of who has attended these seminars by the Post Adjutant.
- (b) The same individual cannot hold the position of Commander of Post 1776 for more than two consecutive years without General Membership approval.
- (c) The Constitution, By-Laws and Standing Rules shall be reviewed annually. The Review Committee shall be appointed by the Post Commander and chaired by the Adjutant.
- (d) Employees of AV Hospitality SBC cannot be Post Officers, neither elected nor appointed.
- (e) The Constitution, By Laws, and Standing Rules shall be included on the Post website, [www.post1776.com](http://www.post1776.com) , for review by all members.
- (f) The Post 1776 website is for informational purposes only and is Not legally binding in any fashion.

ATTESTED:

Date: January 17, 2023

\_\_\_\_\_ COMMANDER

\_\_\_\_\_ ADJUTANT