

BYLAWS



PRIVATE GEORGE PHILLIPS DETACHMENT

MARINE CORPS LEAGUE

MARCH 2010

BYLAWS

PRIVATE GEORGE PHILLIPS DETACHMENT #1214

MARINE CORPS LEAGUE

ARTICLE 1

GENERAL

Section 100 - NAME AND PURPOSE:

The name of the body corporate shall be the Private George Phillips Detachment #1214, Marine Corps League, and is a non-profit corporation incorporated by the Secretary of State of Missouri in December 2005. The purposes for which the corporation is formed are:

- (a) To preserve the traditions and to promote the interest of the United States Marine Corps;
- (b) To create a bond of comradeship between those who are now serving in the United States Marine Corps and those who have been honorably discharged from the United States Marine Corps together in fellowship, that they may effectively promote the ideals of American freedom and democracy;
- (c) To fit its members for the duties of citizenship and to encourage them to serve as ably as citizens as they have served the Nation under arms;
- (d) To hold sacred the history and memory of the men and women who have given their lives to the Nation;
- (e) To foster love for the principals which they have supported by blood and valor since the founding of the Republic;
- (f) To maintain true allegiance to American institutions;
- (g) To aid voluntarily and render assistance to all Marines, former Marines, and FMF Corpsmen, as well as their widows and orphans;
- (h) To perpetuate the history of the United States Marine Corps and by fitting acts to observe the anniversary of historic occasions of particular interest to Marines.

Section 101 - LOCATION:

The principal meeting location of the Private George Phillips Detachment #1214, Marine Corps League shall be the Walter Le Pere American Legion Post #208, Old Sulphur Spring Road, Manchester, Missouri or such other place or places as the membership may select in the best interest of its membership.

Section 102 - CORPORATE SEAL:

The corporate seal of the Private George Phillips Detachment #1214 shall be round in shape, containing in the center thereof a replica of the United States Marine Corps Emblem surrounded by the words, "Semper Fidelis Marine Corps League" within a boarder of two narrow rings.

Section 103 – POLICY

(a) The supreme power of the Private George Phillips Detachment #1214, Marine Corps League shall be vested always in the membership, functioning through its elected Executive Board.

(b) The Private George Phillips Detachment #1214, Marine Corps League shall never take part in any labor or management dispute or issue. The League shall ever be non-sectarian, non-political, and non-partisan. It shall not be biased on the grounds of gender, race color, creed, or national origin. No member or group shall use the League as a medium of political ambition or preferment, nor shall former or present military rank or former or present civilian position be used as a basis for special consideration or preferment.

(c) Nothing in the preceding paragraph shall prohibit the Private George Phillips Detachment #1214, Marine Corps League from participating in political issues affecting the welfare of the United States Marine Corps, Marine Corps League, the National Security of our Nation or a veterans claim for justice arising from service in the Armed Forces of the United States of America

ARTICLE 2

MEETINGS

Section 201 - MEETINGS:

The Private George Phillips Detachment #1214, Marine Corps League shall meet once a month, at a day and time to be determined by the membership.

Section 202 - QUORUM:

A quorum of the Private George Phillips Detachment #1214, Marine Corps League shall be no less than ten (10) regular members in good standing and of that number two (2) must be duly elected Officers of the Executive Board. [Reference Article Five, Sections 510 and 520 {BYLAWS}, and Chapter Six, Section 610 {ADMINISTRATIVE PROCEDURES} of National Bylaws and Administrative Procedures Manual].

Section 203 - MEMBERSHIP:

- (a) Only persons who are serving or who have served honorably in the United States Marine Corps, on Active Duty, for not less than ninety (90) days and persons who are serving or who have served in the United States Marine Corps Reserve and have earned no less than ninety (90) Reserve Retirement Points and Navy Corpsmen who have trained with Marine FMF Units in excess of ninety (90) days and earned the Marine Corps Device (clasp) worn on the Service Ribbon and those who have earned the Warfare Device authorized for FMF Corpsmen shall be eligible for regular membership in the Marine Corps League. Additionally, some Korean War Era Marines who were ordered to active duty prior to completing Recruit Training or Officers Training and subsequently received an Honorable Discharge prior to completion of ninety (90) days active or reserve duty, shall be deemed eligible for Regular Membership.
- (b) The Private George Phillips Detachment #1214, Marine Corps League shall be the sole judge of its membership. It may not accept as members any person whose name has been stricken from the rolls of the Marine Corps League by the Department or National Organization, or any person(s) who do not meet the requirements for membership established at the National level.
- (c) Any person can become an Associate Member if recommended by a Detachment member in good standing and approved by a majority of the members present a scheduled membership meeting.
- (d) The Private George Phillips Detachment #1214, Marine Corps league may, at the discretion of the Commandant and subject to the approval by the Executive Board, issue Honorary Membership to those persons meeting the criteria established by the National Bylaws in Chapter 7-01 (c) pertaining to **HONORARY MEMBERSHIP**.

Section 204 - RULES OF ORDER:

The Bylaws and Administrative Procedures and the latest edition of Robert's Revised Rules of Order shall govern the procedure and conduct of each meeting.

ARTICLE 3
ORGANIZATION

Section 301 - OFFICERS:

(a) Elected officers of the Private George Phillips Detachment #1214, Marine Corps League shall be;

- (1) Detachment Commandant
- (2) Detachment Senior Vice-Commandant
- (3) Detachment Junior Vice-Commandant
- (4) Detachment Adjutant
- (5) Detachment Paymaster
- (6) Detachment Judge Advocate
- (7) Detachment Sergeant-at-Arms
- (8) Detachment Chaplain
- (9) Detachment Trustees /Auditors (3)

All elected officers shall serve for a period of one (1) year except for the Trustees. Trustees will be elected for three-year terms on a 1-year staggered-term basis.

Section 302 - EXECUTIVE BOARD:

- (1) Commandant
- (2) Senior Vice-Commandant
- (3) Junior Vice Commandant
- (4) Judge Advocate
- (5) Adjutant
- (6) Paymaster
- (7) Chaplain
- (8) Trustees/Auditors (3)
- (9) Junior Past Commandant

Section 303- ELECTIONS:

- (a) A nominating committee shall be made up of Private George Phillips Detachment #1214, Marine Corps League three (3) immediate past Commandants and be composed of at least five (5) members.
- (b) Recommendations from the nominating committee shall be announced at the appropriate meeting and published in the next scheduled Detachment newsletter. Nominations from the floor may be accepted at said membership meeting.
- (c) Recommendations from the nominating committee and from the floor shall be voted upon during the scheduled election meeting.

Section 304 - INSTALLATION OF OFFICERS:

- (a) Private George Phillips Detachment #1214, Marine Corps League shall install newly elected officers at the first scheduled meeting of the membership following the election.
- (b) The Detachment Commandant Elect shall have the option of selecting the Installing Officer who shall meet the criteria listed here. The Installing Officer must be requested from; the Department of Missouri Commandant, Past Department Commandant, Past National Commandant, Past Detachment Commandant, or other elected department officer.
- (c) The Installing Officer is responsible for forwarding the Report of Installation to Department of Missouri and National Headquarters, within fifteen (15) days of installation.

Section 305 - VACANCY IN OFFICE:

- (a) In the event of a vacancy in the office of Commandant or Senior Vice-Commandant, the officer next in line shall automatically succeed to the office vacated.
- (b) In the event of a vacancy in any other elected office, the Detachment Commandant shall appoint a member from the membership roster of the detachment for the remainder of the term of office vacated. The Commandant's selection must be a member whose dues are current.
- (c) An elected officer may submit his or her resignation in writing to the Detachment Commandant and/or the executive board, at any time without prejudice.

Section 306 - REMOVAL FROM OFFICE:

When a Detachment elected officer fails to attend three (3) successive meetings unless the absences are excused, the Detachment Commandant shall request, **by registered mail--receipt requested**, an explanation for failure to attend meetings and the apparent lack of interest on the part of such officer(s). If an explanation is not received within ten (10) days after such request is sent to the known address, or if the explanation is unsatisfactory in the view of the executive board, the Detachment Executive Board may declare such office to be VACANT.

Section 307 - AUTHORITY:

The Private George Phillips Detachment #1214, Marine Corps League shall be governed by its elected officers, subordinate to the bylaws of the Detachment, the Department of Missouri and National Conventions.

ARTICLE 4

DUTIES OF OFFICERS

Section 401 - COMMANDANT:

It shall be the duty of the Detachment Commandant to preside at all Detachment and Executive Board meetings, to observe and enforce the observance of the rules and regulations of the Constitution and Bylaws of the National and State Department of Missouri, to make and promulgate all orders and regulations necessary for the proper administration of the affairs of the Private George Phillips Detachment #1214, Marine Corps League, and to ask advice and counsel of the Detachment Executive Board as may be necessary.

Section 402 - SENIOR VICE-COMMANDANT:

In the absence of the Detachment Commandant, the Senior Vice-Commandant shall assume the duties of the office of Detachment Commandant, shall initiate and implement such programs as will increase the effectiveness of the Detachment, and shall perform such other duties as may be assigned by the Detachment Commandant.

Section 403 - JUNIOR VICE-COMMANDANT:

In the absence of the Senior Vice-Commandant, The Junior Vice-Commandant shall assume the duties of the office of the Detachment Senior Vice-Commandant, shall create and promulgate such membership incentives and programs, resulting in continuous membership growth of the Detachment, and shall perform such other duties as may be assigned by the Detachment Commandant.

Section 404 - JUDGE ADVOCATE:

This officer shall act as legal counsel of the Private George Phillips Detachment #1214, Marine Corps League, shall interpret the Bylaws, shall advise, construe, counsel, and render opinions on questions of Law and Procedure to the Commandant, Executive Committee, and members of the Detachment, must be knowledgeable of 'Robert's Rules of Order' and rule on conflicts of order at Detachment meetings, shall serve as a member of the Bylaws Committee, and shall perform such other duties as may be assigned by the Detachment Commandant.

Section 405 - PAYMASTER:

This officer shall be holder of all monies, properties, and securities of the Private George Phillips Detachment #1214, Marine Corps League, keeping a correct record of all financial transactions. The Paymaster shall notify all members of their indebtedness to the detachment. He shall deposit all monies and securities in a bank designated by the executive committee and approved by the membership. Expenditures shall be made by check, signed by any two (2) of the following; the Paymaster, Detachment Commandant, Senior Vice-Commandant, or other Executive Board Member(s) previously identified to the bank. In addition, the Paymaster shall perform such other duties as may be assigned by the Detachment Commandant.

Section 406 - ADJUTANT:

Shall perform all duties of a recording and corresponding secretary, keeping proper and necessary books for the recording of detachment business as well as minutes of the Private George Phillips Detachment #1214, Marine Corps League general membership and Executive Board meetings. He shall also perform any such other duties as may be assigned by the Detachment Commandant.

Section 407 - SERGEANT-AT-ARMS:

Shall preserve order at all Private George Phillips Detachment #1214, Marine Corps League assemblies and perform such duties as required by the Detachment Commandant. Shall deputize such deputy Sergeant-At-Arms as may be necessary for the performance of the duties of the office. Will arrange for the color guard to present and retire flags at the membership meetings. . He shall also perform any such other duties as may be assigned by the Detachment Commandant.

Section 408 - CHAPLAIN:

Shall perform such duties in a spiritual nature as are required by the Laws and Rituals of the Marine Corps League. Shall notify the Officers of the Detachment in the event of a death of a member. Shall submit a "Notice of Death" form to the Department Chaplain within thirty (30) days of the death of a member. He shall also perform any such other duties as may be assigned by the Detachment Commandant.

Section 409 - JUNIOR PAST COMMANDANT:

The most recent Past Detachment Commandant shall serve as the Junior Past Commandant. He shall serve on the Executive Board and contribute generously and impartially from past experiences to the best interests of the Detachment and the Marine Corps League, and toward increasing membership in the League. He shall also function as Chairman of the Nominating Committee and shall perform any such other duties as may be assigned by the Detachment Commandant.

Section 410 – TRUSTEES/AUDITORS:

Shall act as an auditing committee who shall audit the books of the Paymaster in the month prior to the installation of new officers and at other such times as may be requested by the Commandant and/or the Executive Board. They shall also perform any such other duties as may be assigned by the Detachment Commandant.

ARTICLE 5

COMMITTEES

Section 501 - COMMITTEES:

- (a) The Commandant may with the approval of the Executive board, appoint individuals from the membership rolls of the Private George Phillips Detachment #1214, Marine Corps League, to serve, in addition to the standing committees listed below, additional committees as he deems necessary.
- (b) Detachment standing committees are as follows:
 - (1) Bylaws Committee
 - (2) Marine Corps Birthday Ball Committee
 - (3) Toys-For-Tots Committee
 - (4) Ways and Means Committee
 - (5) Benevolence Committee
 - (6) Memorial Day Committee
 - (7) Private George Phillips Birthday Committee
 - (8) Building Committee

Section 502 - BYLAWS COMMITTEE:

Shall review all proposed changes to the Detachments Bylaws and insure such changes are in compliance with the Department of Missouri and National Bylaws. The committee chairman will report the committee's recommendations to the Executive Board for its consideration and appropriate action.

Section 503 - MARINE CORPS BIRTHDAY BALL COMMITTEE:

Shall plan, organize and execute the Anniversary celebration of the United States Marine Corps Birthday in accordance with detachment policy and in the highest tradition of the Corps.

Section 504 - TOYS-FOR-TOTS COMMITTEE:

Shall organize the annual collection of funds and toys for distribution to needy children during the Christmas Season.

Section 505 - WAYS and MEANS COMMITTEE:

Shall plan and organize ways and means of raising funds for the detachment's annual operation, and shall report such plans at each monthly meeting of the Executive Board for approval to proceed.

Section 506 - BENEVOLENCE COMMITTEE:

Shall receive all requests made of the detachment for funds from outside sources. Shall determine if such requests are proper and worthy of the detachment's funds. Shall make monthly reports to the Executive Board of such request for action.

Section 507 - MEMORIAL DAY COMMITTEE:

Shall organize, the yearly Memorial Day activities of the detachment, and report these plans to the Executive Board for approval.

Section 508 - PRIVATE GEORGE PHILLIPS BIRTHDAY COMMITTEE:

Shall plan the annual remembrance service of Private George Phillips held at his burial place in Bethel Church Cemetery located at State Highway T, Labadie, Missouri. Shall report such activities to the Executive Committee at each monthly meeting.

Section 509 – BUILDING COMMITTEE:

Shall be responsible for the search, fund raising, and recommended means of financing a suitable building, or other accommodations, for the purpose of holding detachment meetings and other functions. This committee shall report monthly to the Executive Board for its consideration and appropriate action.

ARTICLE 6

FINANCES

Section 601 - DUES:

Dues shall be determined by the Detachment Executive Board and approved by the membership. The Detachment Paymaster shall record all dues collected and payments and report same to the Executive Board and membership.

Section 602 - DEPARTMENT and NATIONAL DUES:

Dues for the Department of Missouri and National shall be forwarded with the proper forms to the Department of Missouri Paymaster in an expeditious manner by the detachment Adjutant/Paymaster.

Section 603 - FUNDS DEPOSIT:

All funds received by the Private George Phillips Detachment #1214 Paymaster shall be deposited in the name of the Private George Phillips Detachment #1214, Marine Corps League, in banks or savings companies designated by the Executive Board of the Detachment.

Section 604 - FUND RAISING:

Fund raising activities shall not violate any Federal, State, or municipal laws or ordinances, nor reflect discredit upon the United States Marine Corps or the Marine Corps League.

Section 605 - SPENDING LIMITATIONS:

The Executive Board shall have authority to appropriate funds for emergencies not to exceed spending limits set forth in the Administrative Procedures. All Executive Board emergency expenditures must be reported to the membership at the next membership meeting.

Section 606 - FUNDS REIMBURSEMENT FOR EXPENSES:

- (a) All duly elected officers of the Detachment, who are required to attend Department of Missouri official meetings, and or, conventions, shall be reimbursed for actual auto mileage at the then current rate as prescribed by the Internal Revenue Service (IRS) for the use of their vehicle. If such meeting requires an overnight stay, motel/hotel expenses and meals will be subsidized on a *per diem* basis, the amount(s) to be established through an annual review by the Executive Board.

- (b) Delegate registration fees for members attending Marine Corps League Conventions and/or Conferences approved by the Executive Board will be paid by the Detachment.

Section 607 – BUILDING FUND

The purpose of the building fund is to account for monies raised from all sources for detachment use as referenced in Section 509 - BUILDING COMMITTEE.

ARTICLE 7

DISCIPLINE

Section 701 - VIOLATIONS:

Any member of the Private George Phillips Detachment #1214, Marine Corps League, shall be disciplined for violations of these bylaws or the bylaws of the Department of Missouri and National Marine Corps League, under procedures set out and defined in Chapter Nine of the National Marine Corps League Administrative Procedures.

Section 702 - Members:

Any member of the detachment that performs or allows to be performed any act or deed that tends to bring discredit upon the Marine Corps League or the United States Marine Corps, shall be disciplined under the procedures set out and defined in Chapter Nine, Grievance and Discipline, of the National Marine Corps League Administrative Procedures.

ARTICLE 8

AMENDMENTS

Section 801 - AMENDMENTS, CHANGES/ADDITIONS:

- (a) These bylaws may be revised, amended, or repealed by a majority vote of the members present at a regularly scheduled meeting.
- (b) Changes or additions must be submitted in writing (acceptable transmittals to include e-mails, electronic facsimile [FAX], typed, or hand written communications) to the Bylaws Committee one (1) month before the proposed change/amendment is to be voted upon. All suggestions for changes or amendment will be considered so long as the proposed change/amendment does not conflict with Department or National Bylaws.

Section 802 - ADOPTION AND REPEAL OF BYLAWS:

With the adoption of these bylaws, all previous bylaws of the Private George Phillips Detachment #1214, Marine Corps League, are hereby repealed and are null and void.

NOTE: Any item not covered by the Detachment Bylaws will revert to the Department of Missouri, and/or National Marine Corps League Bylaws and Administrative Procedures for further discussion.

CERTIFICATION:

These Bylaws were approved by the membership of the Private George Phillips Detachment #1214, Department of Missouri, Marine Corps League on 16 March 2010.

I certify that I have reviewed the Bylaws of the Pvt. George Phillips Detachment #1214 Marine Corps League and find them neither in conflict with, nor inconsistent with the Department or National Bylaws of the Marine Corps League and do by this certification give my approval to same.

_____ (signature)

John M. Grgurich
Judge Advocate
Pvt. George Phillips Detachment #1214
Marine Corps League

Date of Approval 16 MARCH 2010

I certify that these Bylaws were reviewed and approved by the Bylaws Committee and a majority of the Regular Members of the Pvt. George Phillips Detachment #1214.

_____ (signature)

James Brooks
Commandant
Pvt George Phillips Detachment #1214
Marine Corps League

Date of Approval 16 MARCH 2010

I have received and reviewed the Bylaws of the Private George Phillips Detachment #1214 and find them neither in conflict with nor inconsistent with the Department of Missouri or National Bylaws of the Marine Corps League, and do hereby give my approval of same.

_____ (signature)

Steve Michalski
Judge Advocate
Department of Missouri
Marine Corps League

Date of Approval _____

I have received and reviewed the Bylaws of the Private George Phillips Detachment #1214 and find them neither in conflict with nor inconsistent with the Department of Missouri or National Bylaws of the Marine Corps League, and do hereby give my approval of same.

_____ (signature)

John W. Kovalcik
National Judge Advocate
Marine Corps League

Date of Approval _____