

AMERICAN LEGION AUXILIARY, DEPARTMENT OF NEW YORK, INC.

Proposed Amendment to Department Bylaws, Article XI Discipline of Unit Members		
Current Wording	Proposed Amendment	If Adopted, Will Read
<p>SECTION 1. The Unit Executive Committee shall be empowered to remove any officer who does not satisfactorily fill her/his respective position.</p> <p>SECTION 2. The Unit President, or other presiding officer, shall be empowered to remove from a meeting any member who does not conduct herself/himself according to the Code of Ethics adopted by the National Executive Committee.</p> <p>SECTION 2. Members may be suspended or expelled from the Unit only upon proper showing of cause. Charges shall be based upon disloyalty, neglect of duties, dishonesty, and conduct unbecoming a member of The American Legion Auxiliary. All charges must be under oath, in writing, by the accuser(s). No member in good standing shall lose her/his membership until given a fair trial, in accordance with the procedures prescribed by the National Organization.</p> <p>SECTION 3. Annual dues shall be payable following Convention for the succeeding calendar year. A member failing to pay such annual dues by January 31st shall be classed as delinquent and shall be suspended from all membership privileges, provided, however, such suspended member shall be notified by</p>	<p>Amend by <i>Adding a section clarifying disciplinary actions; modifying language to be consistent with National ALA Constitution & Bylaws; adding a section regarding discipline of members of Unit 1; and renumbering sections as needed.</i></p> <p>SECTION 1. The Unit Executive Committee shall be empowered to remove any officer who does not satisfactorily fill her/his respective position.</p> <p>SECTION 2. All discipline must be imposed in accordance with the principle of fundamental fairness which includes notice and an opportunity to be heard. Disciplinary actions may include any of the following:</p> <ul style="list-style-type: none"> • Warning: A formal written statement, delivered to the member, outlining the misconduct and expectations for future behavior. • Probation: Membership is retained under specific terms and conditions for improvement for a specified period no longer than a year. • Suspension: Temporary loss of any or all membership rights and privileges for a specified period no longer than a year. • Expulsion: loss of membership for severe or repeated violations. 	<p>SECTION 1. The Unit Executive Committee shall be empowered to remove any officer who does not satisfactorily fill her/his respective position.</p> <p>SECTION 2. All discipline must be imposed in accordance with the principle of fundamental fairness which includes notice and an opportunity to be heard. Disciplinary actions may include any of the following:</p> <ul style="list-style-type: none"> • Warning: A formal written statement, delivered to the member, outlining the misconduct and expectations for future behavior. • Probation: Membership is retained under specific terms and conditions for improvement for a specified period no longer than a year. • Suspension: Temporary loss of any or all membership rights and privileges for a specified period no longer than a year. • Expulsion: loss of membership for severe or repeated violations. <p>SECTION 3. The Unit President, or other presiding officer, shall be empowered to remove from a meeting any member who does not conduct herself/himself according to the Code of Ethics adopted by the National Executive Committee.</p>

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<p>the Secretary of the Unit in writing of such suspension prior thereto. Payment of back dues after suspension shall reinstate such member to active membership. Any member delinquent to December 31st of the year of delinquency shall automatically be dropped from the rolls and may not thereafter be reinstated without payment of all past dues or by reestablishing eligibility and making application as a new member.</p>	<p>SECTION 3. The Unit President, or other presiding officer, shall be empowered to remove from a meeting any member who does not conduct herself/himself according to the Code of Ethics adopted by the National Executive Committee.</p> <p>SECTION 4. Members may be suspended or expelled from the Unit only upon proper showing of cause. Charges shall be based upon disloyalty, neglect of duties, dishonesty, and conduct unbecoming a member of The American Legion Auxiliary. All charges must be under oath, in writing, by the accuser(s). No member in good standing shall lose her/his membership until given a fair trial, in accordance with the principle of fundamental fairness.</p> <p>SECTION 5. The Department Executive Committee has the responsibility for the discipline of members of Department Headquarters Unit 1 for any good and sufficient cause. A member disciplined under this section may appeal the disciplinary action to the Department Convention Delegates. The Department Convention Delegates shall adopt procedures to handle such appeals.</p> <p>SECTION 6. Annual dues shall be payable following Convention for the succeeding calendar year. A member failing to pay such annual dues by January 31st shall be classed as delinquent and shall be suspended from all membership privileges, provided, however, such suspended member shall be notified by</p>	<p>SECTION 4. Members may be suspended or expelled from the Unit only upon proper showing of cause. Charges shall be based upon disloyalty, neglect of duties, dishonesty, and conduct unbecoming a member of The American Legion Auxiliary. All charges must be under oath, in writing, by the accuser(s). No member in good standing shall lose her/his membership until given a fair trial, in accordance with the principle of fundamental fairness.</p> <p>SECTION 5. The Department Executive Committee has the responsibility for the discipline of members of Department Headquarters Unit 1 for any good and sufficient cause. A member disciplined under this section may appeal the disciplinary action to the Department Convention Delegates. The Department Convention Delegates shall adopt procedures to handle such appeals.</p> <p>SECTION 6. Annual dues shall be payable following Convention for the succeeding calendar year. A member failing to pay such annual dues by January 31st shall be classed as delinquent and shall be suspended from all membership privileges, provided, however, such suspended member shall be notified by the Secretary of the Unit in writing of such suspension prior thereto. Payment of back dues after suspension shall reinstate such member to active membership. Any member delinquent to December 31st of the year of delinquency shall automatically be dropped</p>
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Proposed by: Department Executive Committee

Rationale: Consistent with changes made at the 2025 National Convention, these will more clearly define disciplinary actions, cite the National rules pertaining thereto (i.e., fundamental fairness), and add a section regarding the discipline of members of Unit 1