AMERICAN LEGION
DEPARTMENT OF MONTANA
SOUTHERN MONTANA DISTRICT #11
CONSTITUTION & BY-LAWS

ARTICLE I
Section 1. The name of this association or organization shall be: "The Southern Montana District Number 11, The American Legion, Department of Montana".

ARTICLE II
Section 1. The objects and purposes of this organization shall be to uphold, maintain and promote the principles and policies enunciated and advocated by the Constitution of The American Legion and those in the Constitution of The American Legion, Department of Montana.

ARTICLE III
Section 1. The membership of this District shall consist of those Posts, which may be designated from time to time by the Executive Committee of The American Legion, Department of Montana as eligible for membership in the Southern Montana District #11.

ARTICLE IV
Section 1. Each Post of the District shall contribute dues to the District in accordance with the amount as set by the delegates at a regular meeting of the District. Dues shall be based on a per capita assessment of paid Post membership.

Section 2. Dues will be payable on March 1st using a count of all Post members of record at Department Headquarters for the Legion year just completed. (example-per capita due on March 1, 2000 would be figured on final membership count for the post for the year 1999 membership).

Section 3. No Post delegation shall have voting privilege at either the District or Department meetings if Per Capita payments are in arrears.

ARTICLE V
Section 1. The annual Spring meeting of the District shall be held at least 30 days prior to the annual Department Convention, in any city in the District as selected by the delegates at the preceding Fall District meeting. If no city is selected, or the city so chosen is unable to handle the meeting, the District Commander shall designate a place, and notify the District membership of same.

Section 2. The place of all other District meetings shall be selected by the delegates at preceding meeting. All dates of meetings are set by Department Executive Board.

Section 3. (a) Each Post shall have two votes.
           (b) Each Post shall have one additional vote for each 100 members, or major fraction thereof.

Section 4. The number of votes each Post may cast shall be based on the paid-up membership at Department Office immediately prior to the meeting in question.

Section 5. A quorum for a District meeting shall consist of delegates present from a minimum of 30 percent of the Posts making up the District.
Section 6. The elected officers of the District will be without vote excepting in case of a tie, the District Commander may select an uneven number of Officers to cast the tie breaking vote.

Section 7. The District commander shall receive mileage and per diem to attend the Department Convention. The rate allowed will be the same as that paid by Department Executive Committee at that Convention.

Section 8. However if the District Commander is paid by Department, he/she shall receive reimbursement from only one source.

Section 9. Actual expense incurred by the District Commander and District Adjutant in travel to make official visits to Posts of the District, and other necessary activities to conduct the business of the District will be reimbursed.

Section 10. Expense of District commander and District Adjutant to all regularly called District meetings will also be allowed at the current expense rate as set by Department Executive Committee.

Section 11. Actual expense for District Meeting registration will be reimbursed for District Adjutant and District Commander.

Section 12. Executive Committee approval or consent of delegation at any District meeting must be secured prior making any expenditure of District funds exceeding $100 beyond those expenses already stated.

ARTICLE VI

Section 1. Each annual spring meeting shall elect the following District Officers:
(a) District Commander
(b) District Vice Commander

ARTICLE VII

Section 1. Immediately following the election within not more than 60 days, the District Commander shall appoint the following District Officers:
(a) District Adjutant
(b) District Chaplain
(c) District Service Officer
(d) District Historian
(e) District Sergeant-at-Arms (to be provided by Host Post at each meeting)
(f) District Publicity Chairman
(g) District Oratorical Chairman
(h) District Children & Youth Chairman
(i) District American Legion Boys State Chairman

ARTICLE VIII

Section 1. All elected and appointed District personnel shall assume office immediately following the end of Department Convention and hold office for a term of one year, or until their qualified successors are elected or appointed.

ARTICLE IX

Section 1. The Executive Committee of the District shall consist of the elected officers of the District and the Commander of each Post within the District.

ARTICLE X
Section 1. Elections shall be by secret ballot unless only one nomination is made, and motion carried that a directed ballot be cast by the District Adjutant for the nominee.

Section 2. All other voting shall be by voice. However, a roll call vote may be requested by any delegate at a District meeting.

ARTICLE XI

Section 1. Special District meetings may be called by the Executive Committee, or on a petition from 50 percent of the Posts within the District.

ARTICLE XII

Section 1. The Constitution and By-Laws of The American Legion, Department of Montana are hereby adopted wherever a specific provision is not contained in this Constitution.

ARTICLE XIII

Section 1. This constitution may be amended at any regular District meeting by a two-thirds vote of those delegates present.

Section 2. These Articles shall be in full force and effect on the date and time of approval by District Delegates.

Read and approved by the District Delegation this date 2 April 2000 at Regularly scheduled Spring Meeting held at Post #4, Billings, Montana

Signed
Don Babcock, District Commander

Gilbert Carrington, District Adjutant