

**The American Legion Department of Arkansas
Department Convention
Held on
June 16 - 18, 2023
Resolution**

No.: 2

Title: Delete Position of District Executive Committeeman

Origin: Post 91, Beebe

Type: Department C&B Amendment

Assigned To: Constitution & By-Laws Committee

WHEREAS, the elected office of District Executive Committeeman was created in 1949 and is found to be unique to the Department of Arkansas; and

WHEREAS, this elected position is not recognized or defined in any National documents or manuals; and

WHEREAS, the duties of a District Executive Committeeman are not defined in the Department Constitution or By-Laws except to hold “Administrative Powers” and are therefore not held to any standards of purpose; and

WHEREAS, the duties and purpose of the District Commander is defined in Constitution Article IX and By-Laws Article VI, along with the National-published District Officer Guide; and

WHEREAS, District Commanders already perform the leadership duties and administrative functions within their respective area and are therefore in the best position to understand the needs and represent the members of their District; and

WHEREAS, the budget of the Department of Arkansas has separate expense line items for District Executive Committeemen and District Commanders; and

WHEREAS, the budget of this Department is shrinking and cannot justify the redundant position of District Executive Committeeman whose singular duty can be performed by the District Commander; now, therefore be it

Resolutions Subcommittee Recommendations

Committee/Commission Chairman Signature and Name

- Approve
- Approve with Amendment
- Reject
- Receive and Record
- Consolidate with _____
- Refer to Standing Commission or Committee on _____

Name _____

Other Action _____

Action of Department Convention

Date

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RESOLVED, by Garner Brothers Post 91, Beebe, during a regular scheduled meeting April 25th, 2023, that the elected position of District Executive Committeeman be eliminated; and be it further

RESOLVED, all duties of the District Executive Committeeman will be assumed and replaced by the District Commander; and be it further

RESOLVED that Legionnaires elected as District Executive Committeemen in the year 2023 shall complete their full term and continue to serve in that position until the end of the 2025 Department Convention; Legionnaires elected District Executive Committeemen in the year 2022 shall complete the second year of their term and continue to serve until the end of the 2024 Department Convention; and be it further

RESOLVED that odd number Districts shall not elect a replacement District Executive committeeman should the current Committeeman not complete their entire term; and be it further

RESOLVED that Department Constitution Article IX, Section 2 is modified to allow Districts the option to elect their District Commander and District Vice Commander for a term of one or two years continuous; and be it further

RESOLVED that Department Constitution Article IX, Section 2 is further modified to allow the District Commander and District Vice Commander to succeed themselves in District elections; and be it further

RESOLVED that the Department of Arkansas Constitutions and By-Laws are modified as follows:

Constitution

Article VIII is modified in its entirety as such:

ARTICLE VIII

EXECUTIVE COMMITTEE

Section 1. Between Department Conventions the administrative power shall be vested in the Department Executive Committee, which shall be composed of the Department Commander, the Junior Past Department Commander, the Department Vice Commanders, the Department Judge Advocate (Voice, without vote), the Department Finance Officer (Voice, without vote), the Department Chaplain (Voice, without vote), the Department Historian, the National Executive Committeeman, the Department Service Officer (Voice without vote) and the ~~District Executive Committeemen~~ District Commanders. In the temporary absence of any ~~District Committeeman~~, the District Commander, or the District Vice Commander shall serve as an alternate. ~~Vacancies occurring in the office of the District Executive Committeemen because of death, resignation, or removal from the district in the first year of the committeeman term shall be filled by the District Commander or District Vice Commander, serving as an alternate, until the Department Convention;~~

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at which time a committeeman who shall have been elected by the district in convention to fill the unexpired term, shall take office. No one person shall hold more than one position with voting rights on the Department Executive Committee, ~~unless that person shall be a District Commander or District Vice Commander temporarily serving as a Department Executive Committee member and also holding a voting position on the Department Executive Committee; in that case the individual shall cast one vote.~~

Section 2. Deleted

Article IX, Section 2 is modified in its entirety as such:

Section 2. Each district shall have a District Commander, District Vice Commander, ~~District Executive Committeeman~~, and a District Adjutant. The District Adjutant shall be appointed by the District Commander. The term of office of such District Adjutant shall be one year, unless otherwise terminated in accordance with the provisions of the Constitution and By-Laws of the Department. ~~The term of office of each District Commander and District Vice Commander shall commence immediately upon adjournment of the Department Convention next ensuing after the election and shall end at the adjournment of the next succeeding Department Convention. District Commanders are permitted to serve a second one year term of office, when and where desired provided that no District Commander holds the office more than two consecutive terms. The District Commander and the District Vice Commander shall be elected for a term of one or two years at District Convention to be held at least twenty (20) days and not more than one hundred twenty (120) days preceding the Department Convention. Districts shall set the term of office of their District Commander and Vice Commander as one year or two years. Their terms of office shall commence immediately upon the adjournment of the Department Convention, next ensuing after their election, and shall end at the conclusion of the succeeding annual Department Convention at the end of their elected term, unless otherwise terminated in accordance with provisions of the Constitution and By-Laws of the Department. District Commanders and District Vice Commanders may succeed themselves in office.~~

By-Laws

Article III, Section 9: Replace “Department Executive Committeemen” and “Committeeman” with “District Commander or District Vice Commander”; and be it further

RESOLVED that any other reference to District Executive Committeemen or Committeeman be replaced with District Commander and District Vice Commander; and be it finally

RESOLVED that these changes shall take effect at the close of the 2023 Department Convention.

Approved by Garner Brothers Post 91, Beebe, April 25th, 2023