

May 1, 2002

Mr. Carl E. Bethke, Commander
M. R. "Sarge" Warehime Chapter #33
Disabled American Veterans
485 King Malcom Ave.
Odenton, MD 21113

Dear Commander Bethke:

Thank you for your letter of April 25, 2002, in response to my letter of April 22, 2002, advising that the requested changes to Chapter #33's Bylaws have been made. I have reviewed the changes and hereby formally approve same.

Sincerely,

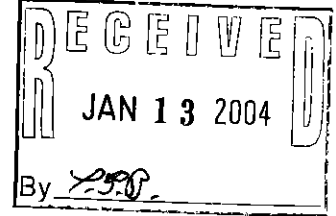
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MICHAEL E. DOBMEIER
Assistant to the
National Judge Advocate

c: Department of Maryland



**M. R. "SARGE" WAREHIME
DISABLED AMERICAN VETERANS, CHAPTER #33, INC.
P.O. BOX 1504 FORT G. G. MEADE, MD 20755**



CONSTITUTION AND BY-LAWS

CONSTITUTION

ARTICLE I – NAME

The name of this Chapter shall be M. R. "Sarge" Warehime, Chapter #33, Disabled American Veterans.

ARTICLE II – PURPOSE

The purpose of this Chapter is to support the programs of the Disabled American Veterans as defined in the National Constitution and By – Laws.

ARTICLE III – MEMBERSHIP

Membership in this Chapter is open to all Disabled veterans, both male and female, and shall conform to requirements as set forth in the National Constitution and By – Laws.

ARTICLE IV – ADMINISTRATION

Section 1. The administration affairs of this Chapter shall be vested in the Executive Committee in emergencies only and all other actions of the Executive Committee must be ratified by a two thirds, (2/3) majority vote by the chapter membership present and voting during regular meetings.

Section 2. The Executive Committee shall be composed of the Commander; Senior Vice Commander; Junior Vice Commander; Treasurer; Chaplain; Judge Advocate; Sergeant at Arms and Officer of the Day.

Section 3. At the time specified by the National Constitution and By –Laws the Chapter shall elect a Commander; Senior Vice Commander; Junior Vice Commander; Treasurer; Chaplain; Judge Advocate; Sergeant at Arms and Officer of the Day.

ARTICLE V – EXECUTIVE

The executive power of this chapter shall be vested in the Chapter Commander.

ARTICLE VI – AUXILIARY

This Chapter intends to reactivate it's Women's Auxiliary as soon as possible, subject only to such supervision as conforms with the National and Department Constitution and By – Laws.

ARTICLE VII – AMENDMENTS

This Constitution may be amended at any Chapter meeting by two thirds, (2/3rd) majority vote of the members present, and voting, and subject to the approval of the Department and National Judge Advocate and effective only after the date of approval by the National Judge Advocate.

BY - LAWS

ARTICLE I – ORGANIZATION

Section 1. The Governing body of this Chapter shall be the Chapter in session except as provided in the Constitution.

Section 2. The records of the Chapter and Executive Committee meetings shall be kept and open for inspection to any member in good standing.

ARTICLE II – CHARTER

The Charter of this Chapter, issued by the National Department, is it's authority to function and shall be displayed behind the Commander at all meetings.

ARTICLE III – EXECUTIVE COMMITTEE

Section 1. The Executive Committee shall be composed of the Commander; Senior Vice Commander; Junior Vice Commander; Treasurer; Chaplain; Judge Advocate; Sergeant at Arms and Officer of the Day. The

Commander shall be the presiding officer at the Executive Committee meeting.

Section 2. Meetings of the Executive Committee will be called by the Commander, or at the request of a majority of the chapter members, made in writing to the Commander.

Section 3. Any member in good standing may attend an executive meeting, but may not vote.

Section 4. A quorum will consist of no less than five (5) chapter officers.

Section 5. The Executive Committee may act for the chapter only in an emergency, and at all other times shall recommend courses of action to the next chapter meeting.

ARTICLE IV – OFFICERS

Section 1, Paragraph 1. The chapter shall elect a commander; Senior Vice Commander; Junior Vice Commander; Treasurer; Chaplain; Judge Advocate; Sergeant at Arms and Officer of the day each year. The elections will be in the month of April.

Paragraph 2. The Commander shall appoint an Adjutant; Committee Chairmen and any members of the Committees, with the exception of Nominating Committee. The Senior Vice Commander will appoint the members of the Nominating Committee.

Section 2, Paragraph 1. The Commander shall be the presiding officer, and in his/her absence the duty will fall to the next highest officer in line of succession who is present.

Paragraph 2. The Commander shall appoint a Membership Chairman. If no one is appointed, the Senior Vice Commander shall be the Membership Chairman. The membership chairman or the Senior Vice Commander is responsible for campaigns to increase membership in the chapter.

Paragraph 3. The Treasurer shall keep accurate records of all money received or disbursed and all money that the chapter collects shall be deposited as soon as possible. He shall make a report of the chapters

finances at each chapter meeting, and the chapter finance records shall be open for inspection by any member in good standing by submitting a request in writing to the executive committee. The Treasurer shall fill out the annual finance report, and make sure it is reviewed and signed by three (3) members in good standing, not limited by the National Constitution and By-Laws before sending the report to the Department and National Headquarters. The annual finance report covers the time between July 1 and June 30 of the fiscal year. The report is due to the Department and National by no later than 30 September, that is not more than 90 days after the end of the fiscal year, (June 30).

ARTICLE V – QUALIFICATIONS

Section 1. Any person who is a member in good standing may run for any elected or appointed office in this chapter.

ARTICLE VI – TENURE OF OFFICE

Section 1, Paragraph 1. Officers shall be elected each year in the month of April. The only other time an election will be held is if due to some reason an officer can not complete his/her term of office a member in good standing will be elected to fill that office for the remainder of that term.

Section 2. Elected and appointed officers shall be installed prior to the State Department Convention each year. They shall serve for one, (1) year or until newly elected or appointed officers have been installed.

Section 3, Paragraph 1. Unexcused absence of any officer from three (3) consecutive meetings shall be cause for removal and the Commander is empowered to appoint a member to serve the remainder of the term, with the approval of the chapter.

Paragraph 2. In the event the office of Commander becomes vacant for any reason, the Senior Vice Commander shall be elevated to Commander, the Junior Vice Commander shall be elevated to Senior Vice Commander and the vacant Junior Vice Commanders slot will be filled as outlined in section 1.

ARTICLE VII – MEMBERSHIP

Section 1. Application for membership shall be verified by the member that is signing up the applicant, (DD214) and this information is to be given to the membership committee at the next regular chapter meeting.

Section 2. If a member is transferring in from another chapter, the member should have a transfer form with them from their old chapter. The members will vote to let the member transfer into the chapter. If a member of this chapter wants to transfer to another chapter, either the Commander or Membership Chairman will fill out a transfer form and give it to the member that is transferring out.

Section 3. Only members in good standing can vote on any motion or election.

Section 4. No applicant shall be denied chapter membership if they meet the eligibility requirements as set forth in the National Constitution and By-Laws.

ARTICLE VIII – FINANCES

Section 1. The Treasurer shall deposit all monies in the name of the Chapter and shall co-sign all checks with the Commander or any other officer of the Chapter that is authorized to sign Chapter Checks.

Section 2. The Treasurer shall be charged with handling normal finances in the operation of the chapter.

Section 3. Any check that is issued by the chapter will have been approved by the members of the chapter, and will be signed by two (2) officers of the chapter.

ARTICLE IX – MEETINGS

Section 1. Chapter meetings shall be held at least once each month. Meeting dates will be set by majority vote of the chapter members.

Section 2. The meetings will be held on the second Tuesday of each month at a location approved by two-thirds, (2/3rd) of the members present.

Section 3. The rules of the chapter meetings are as follows:

- RULE 1. A quorum shall consist of five (5) members in good Standing.
- RULE 2. Robert's Rules of Order, Revised, will govern except as Hereafter specifically stated.
- RULE 3. Discussions of personal grievances will not be in order on the floor unless reported out by the Grievance Committee.
- RULE 4. Matters concerning an individual only with respect to his/her own personal interest, shall not be in order but may be taken before the proper committee.
- RULE 5. Voting shall be by voice unless otherwise requested.

ARTICLE X – COMMITTEES

Section 1. All committees will meet at the call of the Chairman of the committee or the Commander.

Section 2. Committees shall consist of not less than three (3) or no more than five (5) members, (except as otherwise herein provided), including the Chairman, and shall be appointed by the Commander.

Section 3. The Chapter Commander shall be a non-voting member of all committees.

ARTICLE XI COMMUNITY ACTIVITIES AT Ft. G. G. MEADE Md.

Section 1. All community activities participated in by the chapter membership on Ft. G. G. Meade must meet with all acceptable standards outlined in the Chapter, State and National Constitution and By-Laws, and as outlined in Army Regulation (AR) 210-22, 22 Oct. 2001.

Section 2. Special consideration and precautions must be taken to ensure absolute security and loyalty to the United States Government when the Department of the Army, (Ft. G.G. Meade) installation is the host for

chapter activities. All members of the chapter will abide by all regulations while performing there chapter work on the installation.

Section 3. Neither the installation nor the government will have any liability for the chapter's actions or debts.

Section 4. The installation Commander may at any time revoke permission for the chapter to operate on the installation.

Section 5. The chapter shall reimburse the Army for utility expenses, unless use is incidental.

Section 6. The chapter or any member of the chapter will neither propagate extremist activities nor advocate violence against others or the violent overthrow of the government. Any member of the chapter that is in violation of the aforementioned activities will be handled under ARTICLE 16 of the National Constitution Bylaws and Regulations for this organization.

Section 7. This chapter nor any member of the chapter will not seek to deprive any individual of their civil rights at any time.

Section 8. All chapter officers' responsibilities are covered in the national and state department constitution and by-laws. The treasurer is responsible for all the assets of the chapter and must report all activities to the chapter each month. An annual finance report is sent to the state department and national by September of each year.

Section 9. The chapter officers are covered by a fidelity bond that is paid for by national and covers all chapter officers for a maximum \$100,000.00. The chapter will not engage in any fundraiser that will put it in debt at any time. The chapter will ensure that it has the funds to cover any activity that it will be running.

Section 10. No member of the chapter will be in debt to the chapter at any time unless he/she can show just cause for the debt and must show willing intent to remove all debt in a timely manner as stated in all state and local laws.

Section 11. If the chapter folds all of its assets will go to the chapter that it merges with or the balance of the assets will be turned over to the national organization along with the chapter charter.

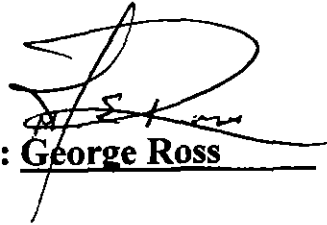
ARTICLE XII – MISCELLANEOUS

Section 1. Paragraph 1. These By-Laws may be amended at any Chapter meeting by two-thirds, (2/3) majority vote of those members present and voting, subject to approval of the Department and National Judge Advocate, and effective only after the date of its approval.


Paragraph 2. A copy of this Constitution and By-Laws shall be properly affixed to the back of the framed chapter charter to prevent it from being lost and in order that it may always be available for reference.

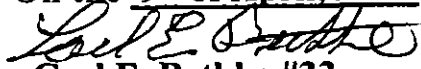
Paragraph 3. To the extent to which the provisions of this Constitution and By-Laws are or may at any time become inconsistent with the provisions of the Constitution and By-Laws and laws and lawful mandates, decisions and regulations of either the State or National Departments, as now in force or as hereafter amended or adopted, this instrument shall be deemed amended so as to conform thereto.

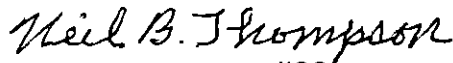
Section 2. All disciplinary actions will be handled in accordance with Article 16 of the National By-Laws.

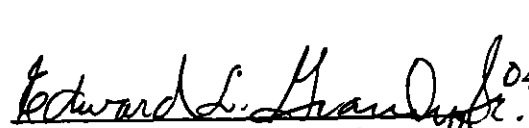

ATTEST: George Ross

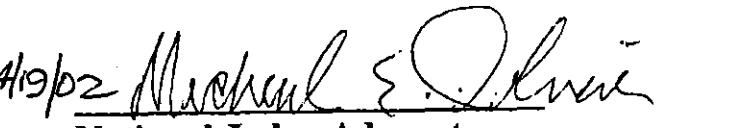
Adopted after the final reading
On the 9th of April, 2002.


Hugh M. Ferguson Jr. #33
Adjutant (Chapter)

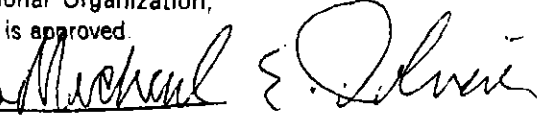

Carl E. Bethke #33
Commander (Chapter)


Neil Thompson #33
Judge advocate (Chapter)


Edward L. Grandjean
Department Judge Advocate


Michael E. Quinn
~~National Judge Advocate~~
Assistant to the National Judge Advocate

I CERTIFY that the within constitution
and/or by-laws does not conflict with
those of the National Organization,
and to that extent, is approved.

DATE: 4-23-02 
DAV ~~National Judge Advocate~~
Assistant to the National Judge Advocate
Subject to my letter of April 22, 2002.