



Department of North Carolina
Office of the Judge Advocate
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Revised 16 May 2021

To: Marine Corps League National COO Bob Borka
From: Dennis Mathias, MCL Member, Life#: 39636

This proposed amendment is
RECOMMENDED FOR APPROVAL in
conjunction with **8_BL_022721**
with the changes noted in **RED**

Subj: **Proposed Amendment to the:
National Administrative Procedures, Chapter X, Section 10020, a, b, and c.
Amendments**

In accordance with the Administrative Procedures, Chapter Ten, Section 10020, the following is submitted for consideration by the body assembled at the 2020 National Convention.

**CURRENT CHAPTER X
Section 10020, a, b, and c. Amendments.**

a. The Administrative Procedures may be revised, amended or repealed by a majority vote of the properly registered and approved Delegates voting at a National Convention, provided that the proposed revision, amendment or repeal is submitted to the National Chief Operating Officer at National Headquarters no later than April 1 prior to the National Convention at which said proposal is to be considered. Submission of proposed revisions, amendments or repeals will be in typewritten form, and will be in the exact wording intended. Submission should be sent via Certified U.S. Mail or by other carriers where Certified delivery may be verified, and a Return Receipt may be requested.

(1) Exception: Department Anniversaries Requests shall be approved by the National Board of Trustees and not voted on by a National Convention. The request will be submitted to the National Board of Trustees via the National Uniform Committee using the "DEPARTMENT ANNIVERSARY MEDAL/RIBBON REQUEST" form in Enclosure (4), page 20.

b. To avoid possible confusion, each submission will address only one Section. However, if the proposal incorporates a revision, amendment or repeal that will interact with any other Sections, the changed or corrected wording of those Sections will be included in the single submission.

c. Copies of properly submitted proposed revisions, amendments and repeals shall be posted, without personal comment, in PDF format available for review and printing, to the Marine Corps League National Website no later than May 1 prior to the National Convention at which the proposal is to be considered. The National Chief Operating Officer shall provide notice of said posting in the issue of "Semper Fi" published subsequent to the posting on the National website. Such notice shall include instructions on how to access and review the proposed revisions on the National website. A hard copy of the proposed revisions shall be made available to any existing Detachment and Department Commandant, each member of the National Board of Trustee, and each Past National Commandant upon submission of a written request to the National Chief Operating Officer; submission instructions, including any applicable deadlines, on how to receive a hard copy of the proposed revisions via U. S. Mail from the National Chief Operating Officer shall be included in the

notification which is placed in "Semper Fi". Requests for printed copies must be postmarked no later than June 1st of the current year.

PROPOSED CHANGES IN SECTION 10020, a, b, and c:

Underlined bold text is added; ~~Crossed-out bold text~~ is deleted

Red text revised in Bylaws Committee session

Section 10020. Amendments.

a. The **Bylaws and** Administrative Procedures may be revised, amended or repealed by a majority vote of the properly registered and approved Delegates voting at a National Convention, provided that the proposed revision, amendment or repeal is submitted to the National Chief Operating Officer (**COO**) at National Headquarters no later than April 1 prior to the National Convention at which said proposal is to be considered. Submission of proposed revisions, amendments or repeals **will-shall** be in typewritten form, and **will-shall** be in the exact wording intended. Submission **can should** be sent via **Email**, Certified U.S. Mail, or by other carriers where Certified delivery may be verified, and a Return Receipt may be requested. **If the proposal is mailed, it is recommended that a PDF or copy of the source document will be emailed to the COO. Receipt of the email submission will be acknowledged by the COO.**

(4) Exception: Department Anniversaries Requests shall be approved by the National Board of Trustees and not voted on by a National Convention. The request will be submitted to the National Board of Trustees via the National Uniform Committee using the "DEPARTMENT ANNIVERSARY MEDAL/RIBBON REQUEST" form in Enclosure (4), page 20.

b. To avoid possible confusion, each submission will address only one Section. However, if the proposal incorporates a revision, amendment or repeal that will interact **or have impact** with any other Sections **within the same document or the other document**, the changed or corrected wording of those Sections will be included in the single submission.

c. Copies of properly submitted proposed revisions, amendments and repeals shall be posted, without personal comment, in PDF format available for review and printing, to the Marine Corps League National Website no later than May 1 prior to the National Convention at which the proposal is to be considered.

1. The National Chief Operating Officer shall provide notice of said posting in the issue of "Semper Fi" published subsequent to the posting on the National website. Such notice shall include instructions on how to access and review the proposed revisions on the National website.

2. A hard copy of the proposed revisions shall be made available to any existing Detachment and Department Commandant, each member of the National Board of Trustee, and each Past National Commandant upon submission of a written request to the National Chief Operating Officer; submission instructions, including any applicable deadlines, on how to receive a hard copy of the proposed revisions via U. S. Mail from the National Chief Operating Officer shall be included in the notification which is placed in "Semper Fi". Requests for printed copies must be postmarked no later than June 1st of the current year.

PROPOSED SECTION 10020, a, b, and c: Final Version with changes in bold**Section 10020. Amendments.**

a. The **Bylaws and** Administrative Procedures may be revised, amended or repealed by a majority vote of the properly registered and approved Delegates voting at a National Convention, provided that the proposed revision, amendment or repeal is submitted to the National Chief Operating Officer (**COO**) at National Headquarters no later than April 1 prior to the National Convention at which said proposal is to be considered. Submission of proposed revisions, amendments or repeals **shall** be in typewritten form, and **shall** be in the exact wording intended. Submission **can** be sent via **Email**, Certified U.S. Mail, or by other carriers where Certified delivery may be verified, and a Return Receipt may be requested. **If the proposal is mailed, it is recommended that a PDF or copy of the source document be emailed to the COO. Receipt of the email submission will be acknowledged by the COO.**

Exception: Department Anniversaries Requests shall be approved by the National Board of Trustees and not voted on by a National Convention. The request will be submitted to the National Board of Trustees via the National Uniform Committee using the "DEPARTMENT ANNIVERSARY MEDAL/RIBBON REQUEST" form in Enclosure (4), page 20.

b. To avoid possible confusion, each submission will address only one Section. However, if the proposal incorporates a revision, amendment or repeal that will interact **or have impact** with any other Sections **within the same document or the other document**, the changed or corrected wording of those Sections will be included in the single submission.

c. Copies of properly submitted proposed revisions, amendments and repeals shall be posted, without personal comment, in PDF format available for review and printing, to the Marine Corps League National Website no later than May 1 prior to the National Convention at which the proposal is to be considered.

1. The National Chief Operating Officer shall provide notice of said posting in the issue of "Semper Fi" published subsequent to the posting on the National website. Such notice shall include instructions on how to access and review the proposed revisions on the National website.

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CHANGE RATIONALE

The current NBL Section 1100 is not consistent with the NAP Section 10020.

1. Only Section 10020.a. and b. and c. are being revised to correct the inconsistencies. The (1) subsection number in a. was removed because there was no (2). No text was changes in subsection c. but the two different issues were separated for clarity of thought.
 2. **NAP requires that submitted proposed amendments be sent to the COO via certified mail. The NBL does not stipulate and thus allows email submissions.**
 3. The NAP allows for multiple interrelated sections to be amended in one proposal as long as the interact with each other. The NBL has no allowance thus leaving the submission process up for multiple interpretations.
 4. **If sections in the NBL and NAP are interrelated, there is no allowance for linking approvals in both the NAP and NBL. Approving one but not the other is currently possible now which, if done, would lead to additional inconsistencies.**
 5. Under the current regulations, two proposals are required to fix these issues. It would not be advisable to just duplicate the NAP Section 10020 in the NBL. Future proposals to amend either one of these sections without the other, currently requiring 2 proposals, would permit inconsistencies again.
 6. **The proposed amendment to the NBL Section 1100 need approval and the NAP Section 10020 proposed amendment needs to be approved in order to standardize the amendment process for both the NBL and NAP.** Today the NBL Section 1100 must be and is being submitted in a separate submission. **In essence, approving these two proposed amendments follows convention in that the NBL will establish the ‘what’ and the NAP will establish the ‘how’ of the NBL and NAP amendment process.**
 7. **The consolidation of procedures are contained, as currently required, in a separate proposed amendment to NBL Section 1100 that should be considered together with this proposed amendment.**
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Respectfully Submitted,

Dennis Mathias
Department of North Carolina Judge Advocate
Charlotte Detachment 750 Life Member