



Department of North Carolina
Office of the Judge Advocate
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This proposed amendment is RECOMMENDED FOR APPROVAL after Committee Revisions

Revised 16 May 2021

To: Marine Corps League National COO Bob Borka
 Marine Corps League National Judge Advocate T J Morgan
 From: Dennis Mathias, MCL Member, Life#: 39636

Subj: Proposed National Bylaws Amendment – ARTICLE IX. Section 825.a.(6)

In accordance with the National Bylaws Article XI, Sections 1100 and 1105, the following is submitted for consideration by the body assembled at the 2021 National Convention.

CURRENT:

ARTICLE IX, Section 825.a.

(6) **Causes for Vacancy.** In addition to death, resignation, or incapacity, a vacancy will occur through: (1) failure to attend two consecutive, officially-called meetings of the Department Board of Trustees or (2) removal from office by disciplinary action in accordance with the National Administrative Procedure.

PROPOSED CHANGE: Revise and add (c)

Red changed during Bylaws Committee deliberations.

ARTICLE IX, Section 825.a.

(6) **Causes for Vacancy.** In addition to death, resignation, or incapacity;
 (a) an elected officer vacancy **will should** occur through failure to attend two consecutive, officially-called meetings of the Department Board of Trustees.
 (b) an elected or appointed officer vacancy **will shall** occur through removal from office by disciplinary action in accordance with the National Administrative Procedure,
 (c) an elected or appointed officer vacancy **shall occur when the offending officer is will occur when a member is** no longer in good standing.

REVISED TEXT: Bold shows all revisions to the original version

ARTICLE IX, Section 825.a.

(6) **Causes for Vacancy.** In addition to death, resignation, or incapacity;
 (a) an elected officer vacancy **shall** occur through failure to attend two consecutive, officially-called meetings of the Department Board of Trustees.
 (b) an elected or appointed officer vacancy **shall** occur through removal from office by disciplinary action in accordance with the National Administrative Procedure,
 (c) **an elected or appointed officer vacancy shall occur when the offending officer is no longer in good standing.**

CHANGE RATIONALE:

(6) was reorganized to conform to the formatting standards of the Bylaws

The National Bylaws should state that elected and appointed officers are to be members in good standing at all times. Members paying annually are elected or appointed when they are members in good standing, and some let their membership lapse during their tenure. Elected and Appointed Officers have an added responsibility to their department to set a good example by paying their dues on time. The department will determine in their bylaws what happens when this condition occurs.

Respectfully Submitted,

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