



VETERANS OF FOREIGN WARS OF THE UNITED STATES

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March 9, 2015

Everette G. Winkler, Commander
VFW Post No. 11453
PO Box 20450
Cheyenne, WY 82003-7011

Re: Proposed Amended By-Laws

Dear Mr. Winkler:

Receipt is acknowledged of the proposed revised By-Laws for Post No. 11453 submitted through channels for the review of the Commander-in-Chief in accordance with Section 202 of the Manual of Procedure.

These documents have been designated amended By-Laws to reflect their replacement of previously reviewed By-Laws.

A review of the proposed amended By-Laws discloses that they were in substantial compliance with the Congressional Charter, By-Laws, Manual of Procedure, Ritual, and laws and usages of the Veterans of Foreign Wars of the United States; however have been modified for compliance. To preclude any misunderstanding of the additions and/or deletions, an informal document has been attached.

A copy of the reviewed amended By-Laws, with the corrections noted thereon, has been retained for our files, another forwarded to your Department Headquarters, and two sets herewith returned.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. Prohaska'.

David E. Prohaska, Director
Administrative Operations

DEP: cjlj
Enc: Revised By-Laws (2)
cc: Department Adjutant (1)

NO ONE DOES MORE FOR VETERANS.



VFW

Veterans of Foreign Wars

JAN 26 2015

Administrative Operations-GM

VETERANS OF FOREIGN WARS of the UNITED STATES ~ DEPARTMENT OF WYOMING HEADQUARTERS
3036 CABIN CREEK PLACE ~ CASPER, WY 82604-3672 ~ phone 307-333-5975 ~ fax 307-333-1347
Email vfwhq@bresnan.net ~ Website: www.wyomingvfw.com

January 21, 2015

Veterans of Foreign Wars
David Prohaska
406 West 34th Street
Kansas City, MO 64111

David,
I've reviewed the enclosed "Amendments" to the By-laws of Post #11453 and find no conflicts with National or Department By-laws.

Respectfully

*Robert J. DeBernardo
Adjutant/Quartermaster Dept. of Wyoming*

"No one does more for veterans"

NATIONAL BY-LAWS/MANUAL OF PROCEDURE CONFLICT

POST 11453 WYOMING

Article II, Article XI Section 3

Replace "Constitution" with "Congressional Charter"

Reason: To conform to the Congressional Charter of the Veterans of Foreign Wars of the United States.

Article III Section 1

Remove Second sentence

Reason: The change of meeting place is provided in Section 2.

Article III Section 2

Replace second and third sentences with "The Post may, after at least fourteen (14) days written notice to the Department Commander and the members of the Post, change its meeting place, appointed day or time upon a majority vote of the members present at a regular or special meeting called for such purpose."

Reason: To conform to Section 205 of the Manual of Procedure.

Article XIII Section 2

Replace with "Unless otherwise provided for in these By-Laws, these By-Laws may be amended by the Post by a two-thirds vote of the members present at a stated meeting provided each member had been notified at least twenty (20) days in advance and upon request provided a copy of the proposed amendments. All amendments shall be forwarded through channels and reviewed by the Department Commander and the Commander-in-Chief before becoming effective."

Reason: To conform to Section 202 of the National By-Laws and Manual of Procedure.

Adoption Clause

Replace dates with January 13, 2015 as per amendments change request

BY-LAWS

FRONTIER POST NO. 11453
VETERANS OF FOREIGN WARS OF THE UNITED STATES

ARTICLE 1

NAME AND LOCATION

Sec. 1. By virtue of charter granted, this Post shall be known as Frontier Post No. 11453, Veterans of Foreign Wars of the United States.

Sec. 2. The location of this Post shall be in the City of Cheyenne, County of Laramie, State of Wyoming.

ARTICLE II

SUBORDINATION

The supreme power of this association is vested in the National Convention and this Post shall be at all times governed by the *Congressional Charter* and *By-Laws* of the Veterans of Foreign Wars of the United States, the *By-Laws* of the Department of Wyoming, orders issued by authority of the National Convention, National Council of Administration, the Commander-in-Chief, the Department Convention, Department Council of Administration and the Commander of the Department of Wyoming. For the purposes of this Article, Resolutions adopted by the National Convention are held to be lawful orders.

ARTICLE III

MEETINGS

Sec. 1. Place: The regular meeting place of this Post shall be at the Veterans Administration Medical Center, 2360 E. Pershing Boulevard, Cheyenne, Wyoming.

Sec. 2. Time: The regular meetings of the Post shall be held on the second Tuesday of each month, to be called to order at 7:00 p.m. *The Post may, after at least fourteen (14) days written notice to the Department Commander and the members of the Post, change its meeting place, appointed day or time upon a majority vote of the members present at a regular or special meeting called for such purpose.*

Sec. 3. Special meetings may be called in accordance with the provisions of the National By-Laws.

Sec. 4. Quorum: *Five (5) members in good standing shall constitute a quorum for the transaction of business.*

ARTICLE IV

MEMBERSHIP

Sec. 1. Membership in this Post, eligibility to, application for, acquiring and maintenance of, loss of and discipline shall be in accordance with the provisions of the National By-Laws.

Sec. 2. The admission fee of this Post shall be \$25.00, payable in accordance with the National By-Laws.

Sec. 3. The dues of this Post shall never be less than the amount required to cover Department and National Dues.

ARTICLE V

OFFICERS

Sec. 1. Eligibility to, nomination, election or appointment, installation and term of office shall be in accordance with the provisions of the National By-Laws.

Sec. 2. The duties of all officers shall be those prescribed by National and Department By-Laws, lawful orders as the Post may direct and as these By-Laws may provide.

ARTICLE VI

COMMITTEES AND DUTIES

Sec. 1. All Committees and their chairmen, unless otherwise provided, shall be appointed by the Commander as promptly as possible after election to office, and as such shall serve at his will and pleasure. The Post Quartermaster, by virtue of his office, shall be treasurer of all committees handling funds.

Sec. 2. The Standing Committees of the Post shall be as follows:

- | | |
|----------------------|--------------------------|
| (a) Membership | (f) House |
| (b) Relief | (g) Americanism |
| (c) Poppy | (h) Ways and Means |
| (d) Publicity | (i) Community Activities |
| (e) Youth Activities | (j) Safety |
| | (k) Bingo |

Sec. 3. House Committee:

(a) The House Committee shall be elected by the Post Members to manage certain matters related to the Post property including the operation of Post Club Rooms and/or Canteen. It shall consist of not less than three (3) members, one each of whom shall be elected annually for a three-year term. Trustees shall not serve on the House Committee. In addition, the Post Commander and Post Quartermaster by virtue of their offices shall be members of the House Committee.

(b) The Committee shall be responsible for the cleanliness and upkeep of the quarters and the equipment therein.

(c) The Committee shall be in charge of the sub-rental of the Post's quarters and shall exercise such supervision over sub-renters as will insure the protection of the Post's name and property.

(d) The Committee may authorize such expenditures for minor emergency repairs and janitor supplies as may be necessary for the preservation and protection of the Post's quarters and its equipment, provided that the total amount expended between any two regular meetings shall not exceed \$25.00.

(e) All moneys received by the Committee through the sub-rental of Post quarters or other sources shall be deposited with the Post Quartermaster.

(f) All expenditures of the Committee shall be made only by regular voucher and check drawn by the Quartermaster. All such checks shall be signed by the Quartermaster and signed by the Commander.

(g) The House Committee shall keep a record of all its receipts and expenditures and shall, at every meeting of the Post, report all moneys received and all expenditures made since the last meeting.

(h) The Post may adopt such further rules and regulations governing the conduct of the club or canteen as do not conflict with the provisions of this Article. Such rules and regulations shall only become effective upon their approval by a majority vote of the members at a regular or special meeting called for that purpose; at least thirty (30) days notice in writing having first been given to all members.

(i) The Post Quartermaster by virtue of his office shall be the treasurer of the House Committee.

ARTICLE VII

CONTROL OF SUBSIDIARY UNITS

Sec. 1. Any activity, unit or clubrooms sponsored, conducted or operated by the Post, incorporated separately from the Post or unincorporated, shall be at all times under the direct control of the Post.

Sec. 2. All funds derived from any of the above shall be in the custody of the Post Quartermaster.

Sec. 3. All money, property and assets of every kind as well as all records in connections therewith used, held and owned by any of the above activities is the property of the Post and must be placed in the care and custody of the Post Quartermaster.

Sec. 4. For purposes of this Article, the Ladies Auxiliary to the Veterans of Foreign Wars, the Military Order of the Cootie and its Ladies Auxiliary are governed by Articles XI and XII respectively of the National By-Laws and Manual of Procedure of the Veterans of Foreign Wars and their respective By-Laws, Rules and Regulations.

ARTICLE VIII

EXPENDITURE OF FUNDS

Sec. 1. Expenditure of funds shall be made only after prior authorization by the Post and on proper voucher drawn by the Adjutant and approved by the Commander. All checks for the expenditure of Post funds shall be numbered in sequence, the number of each check to correspond with the voucher authorizing the same and in addition to the signature of the Quartermaster, shall be countersigned by the Post Commander.

Sec. 2. The adoption of this Article shall constitute authorization by the Post for the payment of bills, when and as due, for monthly rental, public utility service, postage, janitor service and for janitor's supplies and minor emergency repairs authorized by the House Committee, provided that the amounts to be paid for monthly rental and for janitor service shall have been previously established by the Post.

Sec. 3. No other payment or expenditure shall be made except on the specific authorization of the Post in each and every case.

ARTICLE IX

COMPENSATION

Sec. 1. No compensation shall be paid to any Officer of this Post for his services as such officer, except as hereafter may be provided.

Sec. 2. For services rendered, the Post may, by majority vote, pay the annual dues of the Adjutant and Quartermaster for the periods or parts of periods they serve as such, and such other compensation commensurate with their duties as may be determined and specified by the vote of the Post.

ARTICLE X

FUND RAISING PROMOTIONS/SOLICITATIONS

Sec. 1. This Post shall solicit funds or donations only by prior vote of the members agreeing to the proposition. It shall not solicit funds outside the immediate geographical area or community of the Post.

Sec. 2. This Post shall not enter into any agreement with a promoter for the purpose of raising funds unless the said promoter shall have first furnished a good and sufficient surety bond in a principal sum sufficient to give the Post ample protection the particular circumstances. The said bond shall be subject to the approval of the Post Advocate, bear the endorsement of the Post Commander and be kept in the possession of the Post Quartermaster. The bond will be conditioned on the payment to the Post Quartermaster of all moneys due the Post as a result of the solicitation within thirty days of the close of the campaign. If the promoter has made satisfactory settlement within the thirty day period, then surety will be determined to be discharged, otherwise the bond will remain in full force and effect.

Sec. 3. If the bond cannot be furnished, the all collections shall be made by the members of the Post sponsoring the campaign or entertainment and said funds shall be paid to a bonded officer of the Post who shall hold the funds in his custody pending proper pro rata distribution.

Sec. 4. Fund-raising organizations or individuals conducting solicitations, activities or projects for a profit shall not be engaged or used by the Post for such purposes unless such engagement is made by written agreement between the Post and the organization or individuals providing those services. The form of any such written agreement must be submitted to the Department Commander for review at least thirty (30) days prior to any Post entering into such agreement.

Sec. 5. Unless previously authorized by a majority vote of the Post, no solicitations or ticket sales shall be permitted in the Post quarters or at socials or meetings unless such solicitation or ticket sales shall have been approved by the Post.

Sec. 6. The Ways and Means Committee shall confine any such approved solicitations or ticket sales to stated meetings and socials of the Post in or around the Post quarters.

ARTICLE XI

MISCELLANEOUS

Sec. 1. Every member of this Post shall keep the Post Adjutant and the Quartermaster advised of his current address by promptly reporting any change of the same.

Sec. 2. One copy of these By-Laws shall be issued to each elected and appointed officer of this Post.

Sec. 3. In all Post procedure not provided for by the National *Congressional Charter* and By-Laws or these By-Laws, *Demeter's Manual* shall be the Authority, and it shall be the duty of the Post Advocate, in an advisory way, when called upon to do so by the Post Commander to advise the Post Commander on the proper rule or rules.

ARTICLE XII

SPEECHES

No member will be permitted to speak on any one subject (Pro or Con) more than twice, and the first time no longer than five (5) minutes, and the second time no longer than three (3) minutes, with the exception of a committee report and recommendations and visiting guests who have a message to impart.

ARTICLE XIII

AMENDMENTS

Sec. 1. These by-Laws shall become effective after adoption by this Post and after review by the Commander of the Department and the Commander-in-Chief of the Veterans of Foreign Wars of the United States.

Sec. 2. Unless otherwise provided for in these By-Laws, these By-Laws may be amended by the Post by a two-thirds vote of the members present at a stated meeting provided each member had been notified at least twenty (20) days in advance and upon request provided a copy of the proposed amendments. All amendments shall be forwarded through channels and reviewed by the Department Commander and the Commander-in-Chief before becoming effective.

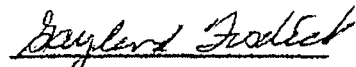
Sec. 3. Wherever these By-Laws or subsequent amendments may be found to be in conflict with the present or any future National By-Laws and By-Laws of the Department, the later shall prevail and be binding upon this Post as though written herein.


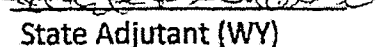
These By-Laws were adopted, subject to the review of the Commander-in-Chief and the Commander of the Department of Wyoming, Veterans of Foreign Wars of the United States on this 13th day of January, 2015, at a regular meeting of this Post in the City of Cheyenne and County of Laramie, State of Wyoming.

FRONTIER POST NO. 11453
VETERANS OF FOREIGN WARS OF THE UNITED STATES

BY: 
Everett Winkler, Commander

OFFICIAL:

BY: 
Gaylord Fosdick
Post Adjutant

APPROVED: 
BY: 
State Adjutant (WY)

REVIEWED FOR THE
COMMANDER-IN-CHIEF
VETERANS OF FOREIGN WARS OF THE UNITED STATES

ADJUTANT GENERAL



REVIEWED  MAR 09 2015
FOR THE COMMANDER-IN-CHIEF

JERRY L. NEWBERRY
ASSISTANT ADJUTANT GENERAL
BY DAVID E. PROHASKA, DIRECTOR
ADMINISTRATIVE OPERATIONS