

Yagle Brothers Detachment # 165

Marine Corps League

By Laws

Article I – Name Purpose and Resolve

This Detachment shall be named, the Yagle Brothers Detachment # 165, (hereby referred to as the Detachment) as a subordinate unit of the Marine Corps League within the Department of Michigan. The Detachment was chartered 16 October 1970, in Traverse City, Michigan, in honor of deceased Grand Traverse Region Marines, Lance Corporal Thomas N. Yagle and Corporal Roger E. Yagle.

These Bylaws conform to the bylaws, administrative procedures, regulations and policies of the Department of Michigan and National Marine Corps League organization. As such, the Detachment resolves to follow the purposes of the Marine Corps League, to wit: “(a) to preserve the traditions and to promote the interests of the United States Marine Corps; (b) to band those who are now serving in the United States Marine Corps and those who have been honorably discharged from that service together in fellowship that they may effectively promote the ideals of American freedom and democracy; (c) to fit its members for the duties of citizenship and to encourage them to serve as ably as citizens as they have served the Nation under arms; (d) to hold sacred the history and memory of the men who have given their lives to the Nation; (e) to foster love for the principles which they have supported by blood and valor since the founding of the Republic; (f) to maintain true allegiance to American institutions; (g) to create a bond of comradeship between those in service and those who have returned to civil life; (h) to aid voluntarily and to render assistance to all Marines and former Marines as well as to their widows and orphans; (i) to perpetuate the history of the United States Marine Corps and by fitting acts to observe the anniversaries of historical occasions of peculiar interest to Marines.”

The Detachment is formed for non-profit purposes. As such, it is resolved that no member shall derive any form of profit or benefit from assets/property of the Detachment, with the exception that a member may be hired to provide a commercial service for which that member could be paid. Should the Detachment ever be dissolved, all remaining assets and property shall be distributed according to national Marine Corps League Bylaws to the Department of Michigan and/or the

National Marine Corps League.

Article II – Membership

The Detachment provides five membership categories which will be utilized. Those categories are Regular, Associate, Honorary, Life and Dual. Memberships in the Detachment cannot be denied on the basis of race, religion, sex, creed or national origin as long as all other membership regulations are met.

Regular Membership. Only persons who are serving or who have served honorably in the United States Marine Corps for not less than ninety (90) days, and persons who are serving or who have Served in the United States Marine Corps Reserve and have earned no less than ninety (90) Reserve Retirement Credit Points shall be eligible for regular membership in the Marine Corps League.

Associate Membership. Those individuals not qualified for regular membership in the Marine Corps League or Marine Corps League Auxiliary as contained in its Congressional Charter may upon application to the Detachment, be accepted for associate membership in the Marine Corps League. A membership pin and membership card indicating “Associate Member” will be issued by National Marine Corps League Headquarters. The appropriate uniform and cover, including an ornamental “MCL” device may be worn. An associate member shall be entitled to the rights, privileges and benefits of a regular member, however, such member shall not vote on a membership application, an election of officers, or hold an elected office. Associate members may vote on Detachment internal affairs, provided such vote does not affect a policy of the Marine Corps League. Associate members may hold appointed Detachment offices. Individuals who are serving or have served in other branches of the Armed Forces of the United States must have served honorably. Individuals applying for associate membership subsequent to 11 August 1995, must have reached the statutory minimum age for enlistment in the United States Marine Corps or United States Reserve prior to being enrolled as an associate member.

Honorary Membership. The Detachment, at the discretion of the Commandant, may issue honorary membership to those persons who have been of extraordinary service to the nation, to the community, the United States Marine Corps, or the Marine Corps League. The honorary member will not be entitled to the rights, privileges and benefits available to a regular or associate members. A suitable certificate will be issued to honor the occasion.

Life Membership Any member of the Marine Corps League who is in good standing, may become a Life Member, upon proper payment of an appropriately prescribed fee. Such member shall have all the privileges, rights and benefits enjoyed as a regular member so long as that Life Member shall live. No additional membership fees will be assessed as a result of this status.

Dual Membership. When a member of the Marine Corps League becomes a member in good standing in more than one detachment, such member in the subsequent detachment shall be counted in the same method as an associate member. Such member shall be a regular member in the detachment of such member's greatest tenure unless he/she makes a signed written request for transfer, in triplicate, to the receiving detachment; which upon acceptance, shall forward the original copy to National Marine Corps League Headquarters and a copy to the jurisdiction Department Adjutant/Paymaster, if a Department exists.

Good Standing. A member in good standing is considered a Detachment member whose required dues are paid or transmitted before the membership expiration date indicated on the Marine Corps League membership card; a member who is indebted or in arrear to the member's Detachment, Department or to National Marine Corps League Headquarters; a member who is not under suspension as punishment upon the adjudication of guilt as is provided in Marine Corps League Administrative Procedures, or, a member who has transferred into the Detachment from a losing detachment which certifies in writing that member is in good standing.

Termination. Should a member who is serving in the United States Marine Corps or United States Marine Corps Reserve, be discharged other than honorably, his/her membership in the Marine Corps League and this Detachment shall immediately and automatically terminate at the time of such less-than-honorable separation.

Membership Dues and Fees. The payment of membership dues is based upon an annual fee established by the Detachment, the Department of Michigan, and National Marine Corps League Headquarters. Detachment and Department of Michigan dues for all active duty Marine Corps personnel shall be waived, and they will only be assessed national dues. The membership year and annual dues shall expire on the last day of the anniversary month of such member's original dues having been received by National Marine Corps League Headquarters. Regular, associate, and dual members will be assessed dues on an annual basis. Payment of dues or initial fees is not required for honorary members. Life members will be assessed a one time fee upon conversion to that status at

a rate prescribed by National Marine Corps League Headquarters. The Life Member will be subject to no further dues to the Detachment, Department of Michigan, or National Marine Corps League Headquarters thereafter. No member resigning from membership shall be entitled to any refund of dues paid to the Detachment, Department of Michigan or the National Marine Corps League Headquarters.

Article III – Officers

The Detachment Headquarters shall be comprised of staff officers which are both elected by the general membership of the Detachment, and of appointed staff officers designated by the Detachment Commandant. These officers will serve on an annual basis during the elected service year. The Detachment Commandant, Senior Vice Commandant, Junior Vice Commandant, Judge Advocate, Adjutant, Paymaster (or combined Adjutant/Paymaster), Chaplain and Sergeant at Arms will be elected. Additional staff officers or project officers may be appointed by the Detachment Commandant, which may include (but not limited to): Public Affairs Officer, Veteran's Assistance Officer, Legislative Officer, Newsletter Editor, Toys for Tots Project Officer(s), Marine Grave Site Registry Project Officer(s). At no time will any Detachment officer hold two elected staff officer positions at once.

A Detachment Board of Trustees will automatically serve consisting of the Commandant, Senior Vice Commandant, Junior Vice Commandant, Judge Advocate, Adjutant, Paymaster (or combined (Adjutant/Paymaster), Chaplain, Sergeant at Arms, and Junior Past Commandant (the last previously) elected Detachment Commandant, now emeritus.

Basic job descriptions for each elected Staff Officer position and the Board of Trustees is listed in the current edition of the Marine Corps League Guidebook for Detachment Officers. Appointed staff officer job descriptions will be provided by the Detachment Commandant.

Article IV – Election of Officers

All officers which fill elected staff positions must be nominated, elected and installed in their respective office on an annual basis. Nominations will take place annually during a general

membership meeting held during the month of September. An annual election shall be held during the month of October. Installation of the elected officers MUST be conducted within thirty (30) days subsequent to completion of that election. All election votes shall be taken by secret written ballot with electees chosen by majority vote. Those votes shall be counted/verified by two Detachment members which are not on the ballot. Once the verification process has been completed and electees announced, all votes will be destroyed and the counters/verifiers will be sworn to secrecy concerning details of the voting. Announcement of the nominations and elections, and the meeting at which they shall take place, will be promulgated in the Detachment's newsletter. Calls for election nominations will be announced in the September issue; individuals nominated for office will be announced in the October issue. Both issues will be distributed in advance of the actual meeting in which the designated events will take place. In the case of an eligible member not being present to accept a nomination for office, that individual will present a written letter of intent to the Commandant confirming such intent. Failure to do so negates the proposed nomination. In the case of a tie vote during the election, a maximum of two run-off votes will be conducted to determine a triumphant candidate. If after two run-off attempts no success has been reached in determining a winner, the Board of Trustees (less any possible candidates in question) will conduct a vote by secret written ballot to determine the new officer. That officer will be selected by a majority vote. Once elected and installed, all staff officers will serve for a period of one year. Each, with the exception of the Detachment Commandant, may then be reelected or reappointed to the office held for a period not to exceed five (5) consecutive tours. The Detachment Commandant will be elected to serve for a one year period but may then be reelected to that office to serve not more than two (2) consecutive tours. All outgoing officers will turn-over all files, records and other Detachment property in their possession to their successors within fifteen (15) days – without question.

Article-IV – Resignation, Death, Impeachment and Absence of Officers

In the case of a Detachment Commandant who resigns, dies or who cannot fulfill the duties of office in some respect for other reasons, succession of command shall take place utilizing the following order: Senior Vice Commandant, then Junior Vice Commandant –each of which shall be advanced to the next senior position. The succession shall be automatic and the newly vacated command position will be announced as open for nominations and subsequent election. In the case of all other

elected staff officers (Judge Advocate, Adjutant, Paymaster (or Adjutant/Paymaster), Chaplain or Sergeant at Arms), the vacated position will be announced as open for nominations and subsequent election. In the case of an appointed staff officer who resigns, dies or who cannot fulfill the duties of office in some respect, the Detachment Commandant may either appoint a member to serve in an acting capacity to fill the position, or gap the billet as appropriate until the conclusion of the service year. In the event of an officer requiring a temporary absence from an office, that officer will make special arrangements with the Detachment Commandant to ensure coverage of the position and duties until he or she returns to duty. Such absence will be considered excused. In the case of two unexcused absences by appointed staff officers, such absences will serve as just cause for the Commandant to conduct a dismissal of office. In the case of an elected staff officer, two unexcused absences will also serve as just cause for the Commandant and remaining members of the Board of Trustees to conduct a majority vote to consider dismissal from that office. Should a dismissal result, the vacated position will be announced as open for nominations and subsequent election. Positions vacated within sixty (60) day of completion of the elected service year may be gapped until the next election process. Any officer who resigns, or is dismissed from office will have 15 day to turn over all Detachment files, records and other related property to the Commandant without exception. Failure to do so may be deemed cause for civil action.

Article VI – Meetings

The Detachment will hold general membership meetings on a monthly basis for the conduct of regular business and other specified activities. Officer meetings (Board of Trustees) and special meetings will be held as deemed necessary by the Detachment Commandant. Dates, locations and times will be promulgated in advance of the meeting in the Detachment newsletter or verbally by the Detachment Commandant. A quorum of not less than seven (7) members must be present for the transaction of official business at a general membership or special meeting. A quorum of five (5) members must be present for the transaction of business at an officer's meeting (Board of Trustees). Marine Corps League ritual and Robert's Revised Rules of Order will be utilized as a guide for the conduct of all Detachment meetings. The Detachment Charter, the Bible and the National Colors shall be present at all Detachment meetings.

All meetings shall be conducted in a serious, sober, respectful and expeditious manner. All members

are punctual, sober, orderly, well-behaved and appropriately dressed. Under no circumstances will any alcoholic beverages be consumed while the Bible is open, during such meeting. The Sergeant-at-Arms shall strictly enforce these provisions, and shall remove, or have removed, any member of person who flagrantly or repeatedly violates the terms hereof.

Article VII – Committees

The Detachment Commandant may appoint committees and chairmen thereof, as deemed appropriate for the Detachment. Once appointed, all chairmen and committee members will serve at the pleasure of the Detachment Commandant. Reports of committee action will be provided by the committee chairmen, or designated representatives thereof, at Detachment meetings during the “Committee Reports” segment of the meeting ritual.

Effective as of the date of the Detachment Resolution adopting this Amendment, the Detachment creates the Building and Grounds Committee. The Buildings and Grounds Committee membership shall consist of Commandant of the Yagle Brothers Detachment, the past Commandant, a member of the Anthony Buday Family selected by the family, the Commanding Officer of the Young Marines of Traverse City, the Building and Grounds Officer and two members of the Detachment who will be appointed by the Commandant. All members of the committee, with the exception of the Buday family member, shall be in good standing as a member of the Detachment. The responsibilities and duties of the Buildings and Grounds Committee shall be established by the Detachment by appropriate resolution. Until changed by Resolution, the duties and responsibilities of the Committee shall be the following:

1. Management of the buildings and property.
2. Presenting recommendations for building construction and use to Detachment within sixty (60) days of receiving proposals.
3. Keep a log book of use by all groups.
4. Require that all groups and organizations using the buildings or property submit a copy of their liability insurance to the Commandant of the Yagle Brothers Detachment prior to use, listing Yagle Brothers Detachment as an additional insured.
5. All buildings and property changes shall be approved by the Detachment

membership.

Article VII as amended June 12th, 2002.

Article VIII – Financial Activities

This article provides the basic ground rules for the Detachment's financial planning, financial controls, and financial transactions. This article supplements the duties for individual involved in financial activities for the Detachment.

General. The Detachment, as the parent Marine Corps League, is a non-profit organization. The Detachment Paymaster (or Adjutant/Paymaster) is the primary controller of funds for the Detachment; however, the Detachment Commandant and Board of Trustees are established as inherent controls for the collection, maintenance and disbursement of Detachment funds. The Detachment Paymaster (or Adjutant/Paymaster) will prepare and present an annual written budget to the general membership to cover the Detachment's fiscal year, which coincides with the Detachment's elected service year (normally October or September). The Detachment Paymaster (or Adjutant/Paymaster) will maintain control of the Detachment's asset accounts (both savings and checking). When funds are to be disbursed, it will be done utilizing a check signed by two members of the Detachment authorized to disburse such funds. This is done for both accountability and to provide a record of disbursement. All checks shall be signed by two of the following individuals; Paymaster (or Adjutant/Paymaster), Commandant, other members of the Board of Trustee. The Disbursement of funds beyond normal operating procedures involving member transmittals, operational bills, or Commandant's discretionary spending must be approved by the Detachment membership. The Detachment Commandant is authorized non-budgeted discretionary funds (\$200.00) for the purpose of awards, certificates, pins or other related expenses. All other non-budgeted items must be submitted by bill for approval, with paid receipt, to the Paymaster (or Adjutant/Paymaster) – such as small cost items purchased by various staff or project officers (paper, envelopes, glue, stamps, flags, flowers, cards, etc.) unless previously authorized for purchase by the Detachment members.

Donations. Should the Detachment receive donated funds, these funds must be accurately recorded and tracked by the Detachment Adjutant/Paymaster (or Paymaster). As such, any donations solicited or received for specific purpose or project must be so identified and monitored to ensure they are

not used for general Detachment operations or other projects

Banking The Detachment will maintain two separate banking accounts in which funds are maintained. A Detachment checking account will be maintained and used for general operations, budgeted and non-budgeted disbursements, and any temporary holding of donated funds to be distributed for recipient charitable organizations derived from fund-raising activities. A savings account will be maintained by the Detachment for use as a reserve fund for assistance to Marines and their families during emergency situations, and as a Detachment general reserve. Additional Detachment accounts may be opened and maintained for specific purposes with the permission of the Board of Trustees. All use of Detachment accounts and the recorded balances will be reported by the Detachment Paymaster (Adjutant/Paymaster) on a monthly basis at regular Detachment general membership meetings. Such reports will also provide the status of funds in relation to the projected budget, and the status of funds derived for or disbursed to any fund-raising activities.

Article IX – Uniforms

The Detachment encourages members to obtain and wear regulation Marine Corps League uniforms, but this is not a condition for membership. When prescribed for wear such uniform will be worn in accordance with the National Marine Corps League and Department of Michigan policies.

Article X – Amendments

The Detachment Bylaws may be amended by a hand/voice vote by two-thirds of the membership present at a general membership meeting. Such amendments will become effective and will be placed in operation as of the specified date of the amendment, after written approval by the Department of Michigan's Judge Advocate. All changes proposed to the Detachment Bylaws must be published either in the Detachment's monthly newsletter, or as separate mailings to all members of the Detachment at least thirty (30) days prior to the scheduled general membership meeting at which the proposed amendment will be voted upon.

Article XI – Usage of the Property By The Young Marines of Traverse City

The use of the Property by the Young Marines of Traverse City shall be subject to the agreement

by all members and advisors of the Young Marines to the following statements and conditions:

“This is our home and your home, a place to honor God, Country and Flag.”

1. Conditions for use:

- a. A lease will be signed between the Yagle Brothers M.C.L. Detachment # 165 and The Young Marines of Traverse City.
- b. The local Unit of The Young Marines must have a current charter and must be registered with National Headquarters of the Young Marines
- c. The Young Marines activities must be scheduled and conducted in a manner so as not to conflict with Yagle Brothers Detachment activities.
- d. The Young Marines must annually provide the Detachment Commandant with a copy of The Young Marines national liability. Insurance policy.
- e. Any buildings, improvements or site changes request or necessary to accommodate the activities of The Young Marines of Traverse City must be approved by the Detachment prior to construction or change.

Article XI added by Amendment dated June 12, 2002.