

Application for Post of THE AMERICAN LEGION

Temporary Charter

Provisions of The American Legion National Constitution

ARTICLE IV

Eligibility

Section 1. Any person shall be eligible for membership in THE AMERICAN LEGION who was a member of the Army, Navy, Marine Corps, Coast Guard, or Air Force of the United States and assigned to active duty at some time during any of the following periods: April 6, 1917, to November 11, 1918; December 7, 1941, to December 31, 1946; June 25, 1950, to January 31, 1955; February 28, 1961, to May 7, 1975; August 24, 1982, to July 31, 1984; December 20, 1989, to January 31, 1990; and August 2, 1990 – cessation of hostilities in the Persian Gulf, all dates inclusive, or who, being a citizen of the United States at the time of his entry therein, served on active duty in the armed forces of any of the governments associated with the United States during any of said periods; provided, however, that such service shall have been terminated by honorable discharge or honorable separation, or continued honorably after any of said periods; provided, further, that no person shall be entitled to membership who, being in such service during any of said periods, refused on conscientious, political or other grounds to subject himself to military discipline or unqualified service.

Section 2. There shall be no form or class of membership except an active membership, and dues shall be paid annually or for life.

ARTICLE IX

Post Organization

Section 1. Those who desire to form a Post shall make application for a temporary charter to the Commander of the Department in which they reside. The temporary charter shall be issued by the National Commander and National Adjutant upon receipt of the application properly executed by the charter members of the projected Post, but only when such application is approved by the Commander of the Department, or by the Department Executive Committee.

Section 2. The minimum membership of a Post shall be determined by the Executive Committee of the Department in whose area it lies.

Section 3. No Post shall be named after any living person.

Section 4. A temporary charter shall be granted and shall state that it is granted on the recommendation of the Department and on the following terms and conditions:

- All acts heretofore duly and properly taken for the formation of the above named Post are recognized and confirmed by the National Executive Committee.
 The Post shall uphold the declared principles of THE AMERICAN LEGION and shall conform to and abide by the regulations and decisions of the Department and
- The Post shall uphold the declared principles of THE AMERICAN LEGION and shall conform to and abide by the regulations and decisions of the Department and of the National Executive Committee, or other duly constituted national governing body of THE AMERICAN LEGION.
- 3. This charter is subject to revocation by the National Executive Committee on the recommendation of the Department, or by such authority that may hereafter be established by the National Convention.

Section 5. After a temporary charter has been in effect for a probationary period of at least ninety days, application for a permanent charter may be made. Such probationary period shall not exceed one year upon the termination of which the Department shall determine whether or not a permanent charter shall be issued or denied and the action of the Department shall be final.

Section 6. All charters shall be countersigned by the Commander and the Adjutant of the Department.

Section 7. Each Department may prescribe the Constitution of its Posts. Permanent charters may be suspended, cancelled or revoked by the Department Executive Committee as provided in the By-Laws.

INSTRUCTIONS (Read Carefully) – Each local group will designate a representative to sign the certificate at the foot of this application and to receive the charter when issued. Applications should be properly executed by the number of persons designated by the Department Executive Committee as a minimum. Applications must be made in triplicate and are to be typed. All three copies will be forwarded to the Department Commander. The original application will be returned with endorsement to the local Post with the charter. One copy of the application will be retained by the Department Headquarters and the other by the National Headquarters.

| To, THE AMERICAN LEGION, Department of | , we the undersigned, hereby certify that we are eligibuted above. We hereby request the issuance of a temporary charter for the | ole for membership as formation of a Post at |
|---|---|--|
| | | Post, |
| (Location of Post) | n as (Name of Post) | |
| No, Department of | | |
| On issuance of a charter we hereby agree to organize and main Executive Committee. We hereby further agree to uphold the princ Department and National Organizations of THE AMERICAN LEGION | tain a Post under the above name with the minimum membership designate iples of THE AMERICAN LEGION and to comply with all rules and regular. | d by the Department ations prescribed by the |
| NAMES | <u>ADDRESSES</u> | |
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| | | |
| I HEREBY CERTIFY to the accuracy and good faith of the ab | ove application. The charter when issued is to be mailed to the address belo | ow. |
| Signature) | (Day/M | onth/Year) |

(Address)

DEPARTMENT RECORD

NATIONAL RECORD

(See Other Side)

POST RECORD (original)

FORM 30-400 (2001) One copy retained by::

FIRST ENDORSEMENT

| | | Date | , 20 |
|------------|---|--------------------|----------------------------------|
| | | Address | |
| To: | The American Legion National Headquarters Indianapolis, Indiana | | |
| Ιc | ertify that I have examined the foregoing application and do | (do not) recommend | the approval thereof. |
| Charte | er to be issued under the name of | (Name of Post) | |
| | , Department of | | |
| | ost is assigned to District No | | |
| | | | |
| | | (D.) (S. | Department Commander |
| | | (Department of |) |
| | | _ | |
| | SECOND ENDORSE | MENT | |
| | | Date | , 20 |
| To: | the Commander, Department Organization, | | |
| The (Retur | American Legion (Department of | 1. |), |
| | | | National Adjutant |
| | | <u> </u> | |
| | THIRD ENDORSEM | MENT | |
| | | Date | , 20 |
| To: | (Name of Representative of Post) | | |
| | (Name of Representative of Post) | | |
| | Forwarded - Charter applied for herewith enclosed. | | |
| | | A | djutant, Department Organization |
| | | (Department of |) |