

**THE AMERICAN LEGION
DEPARTMENT OF PENNSYLVANIA
DEPARTMENT EXECUTIVE COMMITTEE
RED LION HOTEL, HARRISBURG, PENNSYLVANIA
APRIL 4-5, 2020**

Resolution No. 1115

Submitted by: John Kovac
District 31 Commander

WHEREAS, A District or Section Commander does not have the authority to remove a post officer of their duties; and

WHEREAS, A revitalization is held at the post level; and

WHEREAS, There is evidence that any member of the post's current elected or appointed officers are acting in conduct unbecoming and or detrimental to the American Legion; and or

WHEREAS, It is has been proven that the post's officers are not leading in accordance with their oath of duties as prescribed in the latest edition of the Officer's Guide and Manual of Ceremonies; and

WHEREAS, It has been determined by the presiding district or department officers attending the revitalization that the officers conduct has been proven to be unbecoming or detrimental; and

WHEREAS, It has also been determined there is a chance of impropriety that the officer has the ability to alter a vote; now, therefore be it

RESOLVED, That The Pennsylvania American Legion Department Executive Committee in regular meeting assembled at the ~~Red Lion Hotel, Harrisburg, PA~~, VIA ZOOM electronic meeting April 4-5, 2020 approve that when necessary the District Commander with a vote of two thirds (2/3) of the presiding board to consist of Post Members, Department and District Officers present at a revitalization meeting temporarily suspend any member of a post's elected or appointed officers and appoint a temporary replacement; and, be it finally

RESOLVED, That the suspended officer be brought forward for a trial consisting of Deputy Commanders, and or Department Officers not present at the revitalization to be led by the governing body of the revitalization, along with the appropriate Section Vice Commander, or an appointed member of their staff, or Department Level officer. This trial will be held at that legionnaires post at a date that is not to exceed forty-five (45) days from the date of the revitalization and that all members of that post be notified of said trial.

APPROVED **As amended** REJECTED REFERRED CONSOLIDATED FILED