

**UNIFORM
CODE OF PROCEDURE**
for
**THE ORGANIZATION
OF NATIONAL CONVENTIONS**
of
THE AMERICAN LEGION



*Authorized by
Article V. Section 6, National Constitution*

*Approved by 38th National Convention,
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Uniform Code of Procedure
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**THE AMERICAN LEGION
UNIFORM CODE OF PROCEDURE FOR
THE
ORGANIZATION OF NATIONAL
CONVENTIONS**

CALL FOR NATIONAL CONVENTION

- I.** Not less than thirty days prior to the date of assembly of the National Convention as fixed by the National Executive Committee (Article V. National Constitution) the National Adjutant shall issue an Official Call for the National Convention. The Official Call for the National Convention shall be served upon all Departments of The American Legion through the Department Adjutants addressed to the official address of such Department Headquarters as of record at National Headquarters.

The National Adjutant shall be authorized to issue copies of the Official Call to all other National Officers, Members of the National Executive Committee and other proper functionaries of the National Organization, Officers, and functionaries of all Departments, and to other proper persons and organizations having an interest or responsibility in connection with the National Convention - addressed to such persons or organizations at an address of record at National Headquarters.

- II.** The Official Call for the National Convention shall contain within its context or in proper annexes, or supplements affixed to the Call, the following information and instructions:
- a. The time and place of the assembly of the National Convention.

- b. The purpose of the National Convention including statement of the business to be transacted.
- c. Official announcement of the time and place for the election of National Officers.
- d. The composition of the National Convention in terms of authorized delegates and other persons entitled to official status as members of the National Convention as provided in the National Constitution and By-laws. Such statement shall also include instructions for issuance of official credentials, the time and place for filing the same and other pertinent and proper procedural detail.
- e. The composition of the National Convention in terms of authorized Convention Committees and specifications of their assigned tasks and shall include the official number of members of such committees, the manner of appointment of the same, the time and place in the convention city of the initial meetings and manner of organization of such committees, and the procedure for official validation of membership on such committees.
- f. Such other official and pertinent information and instruction as shall properly apply to the orderly and efficient organization and operation of the National Convention.

CONVENTION PROGRAM

- I. Except as may be provided otherwise herein or as directed by the National Executive Committee, the establishment and arrangement of the Program of Proceedings of the National Convention shall be the duty and prerogative of the National Commander. He is empowered to invite proper guests to the Convention on behalf of The American Legion, extend the privilege of addressing the Convention to appropriate speakers, establish the Order of Business of

the Convention and to order and arrange incidental ceremonies consistent with and properly a part of the Convention.

- II.** In establishing the Order of Business the National Commander shall restrict the schedule of Guest Speakers for the final session of the Convention and shall not schedule any such speakers later than 11:30 a.m. (standard time of the Convention City), of that session.

The election of National Officers and the ceremony of Installation shall be arranged and scheduled as a special order of business for Twelve o'clock (noon) of the final session or at the conclusion of all other business of the National Convention, whichever first occurs.

- III.** The National Commander shall be authorized and empowered to assign specific tasks to National Officers or to appoint such members of The American Legion to perform tasks as may to him appear necessary in the conduct of the National Convention.
- IV.** The National Commander shall publish in the Official Convention Program the Order of Business and events established by him including a time schedule for the same and shall cause such Order of Business to prevail except as properly altered by him for cause or set aside by the will of the Convention upon proper motion in accordance with the standing of special rules of the Convention as hereinafter provided.

OFFICIALS OF THE CONVENTION

- I.** The Presiding Officer of the National Convention shall be the National Commander of The American Legion. He shall have power and authority to yield the Chair from time to time to a National Vice Com-

mander of The American Legion for the conduct of official business of the Convention.

He may yield the Chair to a Past National Commander of The American Legion or to any other delegate of the National Convention for ceremonial purposes. In either instance due note thereof shall be included in the Minutes of Proceedings.

In the event that the National Commander is not available to preside over the National Convention, the National Executive Committee shall be convened immediately by open call in the place of assembly of the Convention by the National Adjutant as contemplated in Article II, Section 3, of the National By-laws.

- II.** The National Adjutant shall be the Secretary of the National Convention. He may yield this office from time to time to any assistant during the Convention by and with the consent of the National Commander or other Presiding Officer then in the chair.
- III.** The National Judge Advocate shall be Parliamentarian of the National Convention. The National Commander may appoint one or more Assistant Parliamentarians. Such Parliamentarians shall be members of The American Legion.
- IV.** The National Commander shall appoint a Sergeant-at-Arms and such Assistant Sergeants-at-Arms of the National Convention as to him may be necessary in conducting the proceedings and maintaining order in the National Convention. Sergeant-at-Arms shall be solely responsible to the National Commander or the Presiding Officer in the Chair.
- V.** The National Commander shall be empowered and authorized to designate the Official Color Guard of the Convention, the Official Musical Organization,

and such other functionaries as may be necessary to the proper conduct of proceedings and ceremonies as may be scheduled or directed by him.

PRELIMINARY ORGANIZATION OF THE NATIONAL CONVENTION

- I.** Delegates to a National Convention shall be accredited in writing to the National Adjutant in the number and manner prescribed by Article V, National Constitution. The rights of Departments to make and accredit substitutions for absentee delegates or alternate delegates shall be recognized by the National Adjutant, provided that such substitution shall be officially certified by the Department Commander and Department Adjutant at the time of the certification required by the National Constitution or at any time prior to adjournment of the first session of the National Convention.

- II.** The National Adjutant, within the limits of the National Constitution, is authorized to design and circulate such proper forms as may be required to record and certify the accreditation of delegates and alternate delegates. He is further authorized to establish such reasonable and proper administrative rules as may be necessary in assembling the official list of delegates and alternates accredited and entitled to be seated in the National Convention. All such forms or other administrative requirements shall be certified officially by the Department Commander and Department Adjutant at the times specified by the National Constitution, or the National Adjutant.

Disputes concerning the accreditation of delegates and alternate delegates shall be referred to the Credentials and Internal Affairs Committee.

CONVENTION COMMITTEES

- I. The following Convention Committees shall be established as Standing Convention Committees:

Committee	No. of Members for Each Dept.
1. Americanism	1 delegate per Dept.
2. Children and Youth	1 delegate per Dept.
3. Constitutional Amendments	1 delegate per Dept.
4. Credentials and Internal Affairs	
• Credentials and other Internal Matters	1 delegate per Dept.
• Membership	1 delegate per Dept.
5. Economic	
• Employment and Veterans Preference	1 delegate per Dept.
• Other Economic Matters	1 delegate per Dept.
6. Finance	1 delegate per Dept.
7. Foreign Relations	1 delegate per Dept.
8. Legislation and Rules	1 delegate per Dept.
9. Veterans Affairs and Rehabilitation	
• Claims and Rating	1 delegate per Dept.
• Hospitals and Medical Services	1 delegate per Dept.
10. Security	
• Military	1 delegate per Dept.
• Naval	1 delegate per Dept.
• Aerospace	1 delegate per Dept.
• Merchant Marine	1 delegate per Dept.
• Homeland Security and Civil Preparedness	1 delegate per Dept.
• Law & Order	1 delegate per Dept.

- II.**The National Commander or the National Executive Committee may from time to time establish Special Convention Committees for specific purposes. Such Special Committees shall serve only during the Convention for which they are appointed.
- III.** The National Convention may cause the creation and appointment of Special Committees upon proper motions adopted.
- IV.** Standing Convention Committees shall be called for organization by the National Convention in the Convention City at a time and place to be designated.
- V.** Each Department shall designate delegates or alternates for service on each Standing Committee and shall file with the National Adjutant a list of such designees at least two weeks prior to the opening session of the Convention. Each Department shall notify their designees of their appointment to Committees by mail stating the time and place in the Convention City of the initial meetings of these Committees.
- VI.** For each Convention Committee one Liaison Representative from National Organization personnel shall be assigned as Temporary Committee Chairman by the National Commander. Such Temporary Chairman shall at the appointed time and place, call the Committee to order, call the roll of authorized members, and proceed to the election from among members of the Committee of a Permanent Chairman and Secretary.
- VII.** Representation from a majority of the Departments shall constitute a quorum. Failing to establish an initial quorum the Committee shall adjourn to a later time for permanent organization.
- VIII.**Departments shall have the right of substitution of

Committee members provided proper credentials are filed with the Temporary Chairman or, later, with the Permanent Secretary.

- IX.** The Temporary Chairman shall file, promptly, a report with the National Adjutant stating the name and Department of the Permanent Chairman and Secretary with their Convention City addresses, and a list of the Committee members responding to the initial roll call.
- X.** Committee shall proceed to business promptly under such internal organization as the Committee shall decide and under such rules of order as it shall establish. Committees, upon their own motion, may seat as ex-officio members with voice but no vote, members of related Standing National Commissions who are not otherwise designated by their Departments.
- XI.** Committees should endeavor to complete their tasks and compose their final report at least twenty-four hours in advance of their scheduled report to the National Convention, provided all final policy forming Committee reports to be presented to the Convention shall be approved by such Committees in meetings held after the National Convention is formally convened or at the option of the Committee, may authorize the Chairman and Secretary of the Committee by majority vote to sign and deliver the report on the Committee's behalf. Such final reports shall be filed with the office of the National Adjutant as promptly as possible after Committee adoption. Responsibility for assuring that reports of their Committee are made available to their Departments shall rest with Committee members.
- XII.** A Committee report shall be prepared in that form best presenting the Committee's recommendations. Particular attention shall be given to reporting the

disposition of resolutions referred to the Committee. The work of Committees, however, shall not be confined solely to resolutions referred to them, but may extend to action upon any proper subject within their scope and the Committees may make comment and observation in their report upon subjects of policy and operations.

XIII. Reports of Committees establishing pronouncement of American Legion policy or calling for legislative or other action, shall be supported by specific resolution.

XIV. Committee reports in narrative form are acceptable if supported by resolutions on specific points of policy and are completely documented as to the source of material used in preparation with particular references to resolutions assigned to the Committees and showing their disposition.

XV. A delegate desiring to appear and be heard on a subject before a Convention Committee shall apply to the Committee Chairman or Secretary.

DUTIES OF STANDING CONVENTION COMMITTEES

1. Americanism

To formulate and recommend matters of American Legion policy to the Convention, including plans and programs respecting an understanding and appreciation of the Government of the United States, its Constitution and other historic political pronouncements as well as the duties and responsibilities of citizenship thereunder with reference to, but not limited to, matters pertaining to patriotic devotion to the United States, combating subversive activities and preventing acts of terrorism against the United States, immigration and assimilation of aliens

as United States citizens, education and educational facilities, development of patriotic youth activities and other matters such as Religious Emphasis consistent with the aims and purposes of The American Legion in the cultivation of loyalty to the United States as expressed in the Preamble to The American Legion Constitution.

2. Children and Youth

To formulate and recommend matters of American Legion policy to the Convention designed to assure care and protection for the children of veterans and to improve conditions for all children and youth with due concern for maintaining the integrity of the family home, preventing social and physical ills of children and youth where possible, utilizing services of and cooperating with sound organizations and agencies for children and youth, and maintaining a balanced program that provides for their physical, emotional, intellectual, and spiritual needs.

3. Constitutional Amendments

To study and make recommendations to the National Convention concerning all matters pertaining to proposed changes in the Constitution and By-laws of The American Legion.

Any proposed amendment to the Constitution and By-laws of The American Legion shall first receive an affirmative vote of the Convention Committee on Constitutional Amendments of at least two-thirds of the votes cast by that Committee, in order for that Committee to adopt any such proposed Constitutional Amendment.

4. Credentials and Internal Affairs

To receive from the National Adjutant a statement of the number of delegates to which the several Departments are entitled under the Constitution, to verify and recommend approval of the same, including adjustment of disputes thereon and to report to the National Convention at its first session.

To formulate and recommend matters of policy to the Convention, including plans respecting promotion of American Legion membership and all other phases of Internal Affairs of The American Legion.

5. Economic

To formulate and recommend matters of American Legion policy to the Convention, including plans and programs, respecting all phases of economic reestablishment of United States War Veterans as civilians with reference to, but not limited to, employment in public and private service, veterans preference, veterans housing, and other economic matters.

6. Finance

To formulate and recommend matters of policy of the Convention concerning the financial affairs of The American Legion, including reception of the reports of the National Treasurer and the National Finance Commission, and the fixing of annual dues of the National Organization.

7. Foreign Relations

To formulate and recommend matters of American Legion policy to the Convention, including plans and programs in the field of international relations and the cooperation between the Government of the United States and governments of other nations throughout the world, including relationship with the United Nations.

8. Legislation and Rules

To consider and devise special rules of order for the National Convention not provided for in the Standing Rules of Order as may be required or directed by the Convention for the purpose of processing issues or the special business of the Convention. Such special rules shall apply only to the Convention for which they were adopted.

To formulate and recommend matters of American Legion policy to the Convention including plans and programs respecting Federal legislation including resolutions thereon not otherwise assigned to other Standing Committees of the Convention.

9. Veterans Affairs and Rehabilitation

To formulate and recommend to the Convention policies in all phases of veterans affairs as they concern veterans of World War I, World War II, the Korean War, Vietnam War, Grenada, Lebanon, Panama, Gulf War, and the War on Terror, including but not limited to plans and programs for their physical and vocational rehabilitation, their education and training, their social and economic readjustment, their entitlement to compensation and pension benefits, and the welfare and support of their dependents and survivors.

10. Security

To formulate and recommend matters of American Legion policy to the Convention, including plans and programs respecting the National Security of the United States in the fields of Military, Naval, Aerospace, Merchant Marine, and Homeland Security and Civil Preparedness affairs, Law and Order, and in National Security training of the youth of the nation, to the end that the Military, Paramilitary and Industrial potential of the United States shall be maintained.

All the Convention delegates assigned by their respective Departments to the above named Security Committee, will meet together on the first day they assemble and elect an overall Security Chairman and Secretary. Thereafter, each Security Subcommittee will meet separately and organize by electing a Chairman and Secretary. Thereafter, each Subcommittee will consider and act upon all the resolutions referred to it. When the Chairmen of such separate Subcommittees have prepared their respective reports, they will submit them to the overall Security Chairman,

who, with their cooperation, will consolidate the same, adding thereto his report on general security matters.

The overall Security Chairman will then submit the consolidated report to the Convention for action.

ORGANIZATION OF DEPARTMENT CONVENTION DELEGATIONS

1. Department Delegations in the National Convention shall be organized according to the following:
 - a. Each Department Delegation shall select from among its delegates a Delegation Chairman and shall designate a Delegation Secretary. Notice of such selection and designation shall be submitted in writing to the National Adjutant not later than the opening session of the convention.
 - b. Should any Department Delegation fail to make such selection or designation the Department Commander and Department Adjutant shall be deemed to be the Delegation Chairman and Secretary respectively.
 - c. The Delegation Chairman shall preside over the Department Delegation caucuses, when convened in the National Convention. He shall be recognized by the Presiding Officer as the floor leader of the delegation and shall be responsible under the Convention Rules for polling and announcing the vote of the Delegation. He shall be the principal authority in identifying the official delegates and alternates of the Delegation on questions of the right of the floor and shall otherwise be responsible for the proper representation of the Department Delegation in the Convention.
 - d. The Delegation Secretary shall receive all formal notices or other official communications in the name of the Department Delegation. He shall perform such other duty in consonance with his office as may be required of him under the Rules of the Convention or as prescribed by the Delegation Caucus.

STANDING RULES OF CONVENTION

1. Robert's Rules of Order, Newly revised, shall be the authority on parliamentary procedure, with the following modifications:
2. A delegate desiring to make a motion or address the Convention, shall rise, address the Chair as "Mr. Commander" and state his name and the name of the Department before proceeding.
3. Debate shall be limited to five minutes for each speaker.
4. Debate on any one subject presented to the Convention shall be limited to two hours except under such special rule as the Convention shall adopt prior to debate.
5. But two delegates from any one Delegation shall be permitted the floor on any one question. Where disagreement exists within a Delegation, one delegate shall be permitted to speak on each side of the question. Upon a division of the question, however, this rule shall be applied separately for each division.
6. The floor shall be permitted but once to any individual delegate on any one question, except by a two-thirds vote of the Convention. Chairmen of Convention Committees may speak as frequently as may be necessary in connection with the reports of their committees. The Presiding Officer shall not entertain any motion which will curtail further debate without affording the Committee Chairman an opportunity for rebuttal.
7. Decisions on Rules of Debate or parliamentary order by the Presiding Officer may be subject to appeal by any two delegates under a Point of Order. Such appeal shall take precedence over any pending questions and shall be decided forthwith. An appeal from the decision of the Chair shall be put to the Convention on the question: "Shall the Chair be sustained?"

8. When the poll of any Department Delegation is demanded by a delegate of such department, the Convention Secretary shall poll the vote without discussion of the question being voted upon.
9. On the Roll Calls, the Delegation Chairman shall poll his Delegation on the floor and announce its vote.
10. In the event a Delegation Secretary is not an accredited delegate or alternate, he shall be seated with his delegation.
11. Past National Commanders' votes shall be cast with their Delegations.
12. Only accredited delegates or their alternates, shall participate, directly or indirectly, in a viva voce vote on any subject before the Convention.
13. Department Delegations may arrive at a vote in such manner as they choose, but shall announce it in terms of full units and not in terms of a fractional part of a vote. The vote of any delegate absent and not represented by an alternate shall be cast by the majority of the delegates present from his Department.
14. There shall be no unit rule of voting.
15. Voting shall be by acclamation, except when a Roll Call is demanded by the Chairman of at least three Departments. Election of National Officers shall be by roll call.
16. In the event a Department has not provided the method by which alternates shall be designated to serve in the place of absent delegates, the Chairman of the Delegation shall make such designation.
17. Prior to the election of National Officers, the National Commander shall appoint subject to approval of the Convention a Judge of Election and such number of tellers as he deems necessary, provided that the

total tellers so appointed shall be an odd number. In a contested election each candidate going to the ballot shall be entitled to one teller of his choice.

18. Nominations for National Officers shall be from the floor on Roll Call of the Departments alphabetically arranged. Each Department may present as many candidates as it chooses.
19. Nominating speeches for National Officers shall be limited to five minutes each. Not more than two seconding speeches shall be made for any candidate, and said speeches shall be limited to three minutes.
20. When more than two candidates are nominated for any office, balloting shall continue until one candidate receives a majority of the votes of the Convention, except in the election of National Vice Commanders.
21. In a contested election for National Vice Commanders, balloting shall continue until (a) majorities and (b) pluralities are established for one or more candidates under the following provisions:

If, on any ballot taken, less than five candidates receive the necessary majority to elect, the candidate or candidates receiving a majority vote shall be declared elected and a new ballot shall be taken for the remaining number of places to be filled. The candidate receiving the lowest number of votes on the preceding ballot shall be disqualified; except should two candidates remain to fill one place, a new ballot shall be taken.
22. The Convention will nominate and elect a National Commander, and five National Vice Commanders, in this sequence.
23. At the conclusion of balloting on National Vice Commanders, each Department Delegation Chairman shall deliver a written ballot to the tellers. Such ballots shall be in the hands of the tellers before

communication is made to the National Commander for announcement of the results.

24. Those recognized by the National Commander shall be entitled to a respectful hearing, and the Chair shall have the authority to clear the gallery or the floor or have the Sergeant-at-Arms escort from the Convention anyone creating a disturbance or interfering with orderly procedure.
25. None of the above rules shall be construed as preventing an alternate delegate from serving on a Convention committee.
26. The consent of two-thirds of the voting strength of the Convention is necessary for suspension of the standing rules of the Convention.
27. Any amendment to any resolution or report originating on the floor shall be presented in writing and transmitted to the Presiding Officer at the time of the introduction of such amendment.
28. Special rules applying to specific issues or order of business, shall be written and presented to the Convention by the Legislation and Rules Committee for adoption by majority vote at least one hour before such issue, or order, is to be considered unless such rule is agreed to by unanimous consent of the final session.

Special rules shall prevail only in the Convention adopting them.

Any delegate may apply for a special rule to the Legislation and Rules Committee or may appeal to the Convention for such special rule provided the rule be presented in writing, be read once from the platform, and shall lay upon the table at least one hour before the vote thereon is taken.

RESOLUTIONS TO BE CONSIDERED BY THE CONVENTION

1. Resolutions shall be submitted upon a proper form and shall be numbered for identification as provided by the National Adjutant.
2. Resolutions shall be approved by a Department, the National Executive Committee, an Outlying Post not affiliated with a Department, or any standing or Special Committee of the Convention. Resolutions submitted in advance of the Convention by Departments, Outlying Posts, and the National Executive Committee shall be filed with the National Adjutant who shall refer them to the Resolutions Assignment Committee.
3. Resolutions emanating from a Department Convention shall be forwarded to the National Adjutant in conformity with the provisions of Resolution No. 50 (NEC, May, 1965) - to be in his hands fourteen (14) days prior to the opening session of the National Convention. The only exception to this rule is in the case of a Department Convention held on a date that renders it physically impossible to comply with the restricted time limit.
4. Resolutions originating with and approved by a Convention Committee shall be received, assigned, and processed through the National Adjutant for record and assigned number.
5. The National Adjutant shall maintain a Convention Register of all Resolutions received, assigned, and processed which shall identify each Resolution by number, indicate the Committee to which the Resolution was referred, and the originating source.
6. In the disposition of resolutions considered, Convention Committees shall present them in the following manner: Approved, Approved as Amended,

Consolidated, Referred, Received and Recorded, and Rejected. The term "Received and Recorded" shall be applied to resolutions which reiterate or reaffirm a present policy position of The American Legion. (Res. No.6, NEC-Oct., 1966)

7. All Resolutions assigned to, or originating with Convention Committees, shall be identified in the Committee Reports to the Convention with a statement of Committee disposition.

AMENDMENTS TO THE UNIFORM CODE OF PROCEDURE

This Uniform Code of Procedure may be amended:

1. By majority vote of the total authorized representation at a National Convention on a resolution properly before it, or
2. By action of the National Executive Committee.

CONFLICTING RULES RESCINDED

RESOLVED: By the National Executive Committee in regular session assembled in Indianapolis, Indiana, October 17, 18, 19, 1956, that the Uniform Code of Procedure for the Organization of National Conventions of The American Legion authorized under the provisions of Article V, Section 6, of the National Constitution approved by the 38th National Convention and which is attached hereto and made part hereof is hereby adopted, and be it further

RESOLVED: That all rules and resolutions heretofore adopted by this National Executive Committee which may be in conflict with the provisions of this Code of Procedure are hereby rescinded.

Approved by the National Executive Committee,
October 19, 1956.

Resolution amending Article V, Section 6, National Constitution, as approved by the 38th National Convention.

“RESOLVED: That the National Executive Committee shall provide a Uniform Code of Procedure for the orderly organization and operation of National Conventions, with continuing power of revision, and said Code shall be applicable at all National Conventions unless it is amended, suspended or repealed by a majority vote of the total authorized representation at a National Convention.”

