NATIONAL EXECUTIVE COMMITTEE
OF
THE AMERICAN LEGION
Indianapolis, Indiana
April 29-30, May 1, 1959

Resolution No. 42: Assignment of Foreign Posts to Departments
Origin: Internal Affairs Commission
Submitted By: Internal Affairs Commission

WHEREAS, Section 2, Article VII of the National By-Laws of The American Legion, which was adopted at the 1940 National Convention of The American Legion, reads as follows: "Any existing Post in the territorial or insular possession of the United States or in foreign countries, which is not under the jurisdiction of a present existing Department, shall within one year following the adoption hereof, unless extended by the National Executive Committee, request the National Executive Committee to place it under the jurisdiction- of a Department to be selected by such Post. Said request shall have attached thereto the formal consent of such Department. Should a Post fail or refuse to make such request or be unable to obtain the consent of a Department, then the National Executive Committee shall designate the Department"; and

WHEREAS, The National Executive Committee at its regular meeting held April 20-May 1, 1942, adopted a resolution with reference to the affiliation of foreign posts with Departments in the following language: "By action of the Boston National Convention requiring outlying Posts of The American Legion to become affiliated with an established Department organization of The American Legion within one year from September, 1940, then later extended for an additional year. Due to conditions of war, a number of the posts have not become so affiliated. It is now recommended that the time for affiliation be extended until one year after the end of the war," under which the affiliation of said posts was extended until one year after the end of the War; and

WHEREAS, At the present time approximately forty (40) chartered posts operating in foreign countries have not been either voluntarily or by action of the National Executive Committee, attached to any department; and

WHEREAS, Within the last two years two unaffiliated posts, located in Germany, have become insolvent through the operation of so-called "clubs" as an adjunct to their post activities, owing various creditors considerable sums of money which have not been paid, thus causing much embarrassment to our Armed Services abroad, our Diplomatic Service, and the National Organization of The American Legion; and

WHEREAS, Said unaffiliated posts should either become affiliated with a department as provided in Section 2, Article VII of the National By-Laws above quoted or said charters revoked or cancelled; now, therefore, be it

RESOLVED, By the National Executive Committee of The American Legion in regular meeting assembled in Indianapolis, Indiana, on April 29-30, May 1, 1959, That said posts either be affiliated with a department of The American Legion for jurisdictional purposes, or that said charters be canceled or revoked, and that no additional foreign posts be chartered by the National Executive Committee until and unless very careful scrutiny be given same as to financial and other responsibilities, and, furthermore no charter for a foreign or outlying post shall be issued until the National Executive Committee has approved its application and it has been assigned to and accepted by a given department.