

**KOREAN WAR VETERANS ASSOCIATION, INC. EXECUTIVE COUNCIL
APPROVED THESE CHANGES TO THE 2000 BYLAWS AS OF JULY 26, 2005**

The following changes to the Korean War Veterans Association, Inc. 2000 Bylaws are presented to give the membership the opportunity to review those bylaw changes approved by the Executive Council at its meetings on 15th of March in Reno, NV and in Arlington, VA on July 26th. The membership will be asked to ratify the changes at the Annual Association Membership Meeting now scheduled on October 5, 2005 in Bossier City, Louisiana.

Only those Articles which have been approved for change are presented. The other portions of the 2000 Bylaws will remain the same with the inclusion of these changes to form a new revised 2005 Charter and Bylaws. There were necessary changes made at the July 26th and are included with the original changes approved in March so the Membership may see all the changes once again.

Please note that the following method for indicating changes or deletions has been used:

**Italics for words deleted in the original 2000 Bylaws.*

***Bold for words which have been approved for addition to the 2000 Bylaws at the March 15th Executive Council Meeting.**

***(Bold words in parenthesis added or changed and approved by the Executive Council at the July 26th Executive Council Meeting).**

**Bold italics for words approved at the March Executive Council Meeting that are not now relevant and have been deleted.*

*Normal for existing 2000 Bylaw wording which are still in use in the 2000 Bylaws..

*Skipped wording between here andhere.

You should note that the Charter has been separated from the Bylaws and Article Numbers in some cases have been changed. The Charter now has Articles I and II rather than Article I and IA.

The Bylaws now start with Article I rather than Article II and an Article III has been added to separate the powers and duties of the officers from the election process. Article IV has a new title.

The time for elections has been change to get away from the 27th of July conflict that most of the Officers and a lot of Departments and Chapters have with projects that take place in their areas during the Armistice time period or those affairs that take place in Washington D. C..

More guidance has been given to the National Executive Council, Department and Chapters as well as some relief for their operations and elections. This also applies to a greater flexibility to allow business to be conducted without travel and also to allow National to conducted business by ballot in case there is an emergency or lack of quorum at an Executive Council or Association Membership business meeting.

The Executive Council has been changed to Board of Directors and the Bylaws now include the fact that the Board of Directors must adhere to a Standard Procedure Manual which they have already approved. A lot of guidance is included in it to help the officers in their duties and to standardize the operation.

The additional changes at the July Executive Council Under Article II I, Membership, Section 2 Membership Application, was required when the requirement to submit a DD-214 to join the Association was eliminated due to a privacy problem. A signed agreement that all data furnished is true and accurate is to be used. See Application Form in the March - April Graybeard Magazine.

SUMMARY (Continued)

Article III II, Election of Officers, Section 3. National Elections. The requirement to use a DD-214 Form has been eliminated here also because of Government Privacy Acts. A signed Application Form with all the data filled out including dates in or out of Korea will be used with the statement as shown on the now in use Application Form approved by the Executive Council.

In addition one word eliminated under C., 1. Requirements, c., 3) stating home telephone number must be given was changed to delete *home* telephone so any telephone number may be used for a candidate to be located either at work or home or by cell phone not located in the home.

Under Article III, Powers and Duties, Section 7. 1. General., A. President and D. Treasurer note that there are two additions of wording and one deletion of wording from the March Executive Council approved wording. All changes are for easier operation as to how the disbursements must be approved and who is allowed to sign the checks with the procedure still under the control of the Executive Council using the Standard Procedure Manual which they must approve any changes made.

Under Departments and Chapters a few corrections were necessary when the original Bylaw had additional wording added to appoint/elect and this was approved by the Executive Council at the March 15 meeting. The wording change left some doubt as to who had the right to vote in both Department and Chapter areas. That oversight was taken care of in the additional Bylaw change approved July 26 by the Executive Council.

Under Chapters it was also thought advisable to add a statement that Chapters are expected to cooperate with the State Department when one is available in their State. This was always expected, however it has never been a written statement in the Bylaws.

Article VII, Association Official and Fiscal Year was added by the Finance Committee to clarify the time period for Financial matters and the Official time period for Association Operation. This of course will change the Article Numbers for the rest of the Bylaws if it is approved by the membership.

The Bylaws Committee apologizes for the additional changes, but Government changes on Privacy for our individual members and the necessity to clarify some of the other changes had to be done so the new Bylaws for the Association might be placed in effect during the 2005 year.

KOREAN WAR VETERANS ASSOCIATION, INC. CHARTER CHANGES

**ARTICLE I
CHARTER PREAMBLE**

First: The name or title by which this *society* **association** shall be know shall be: **KOREAN WAR VETERANS ASSOCIATION, INCORPORATED.**

Second: The **Korean War Veterans Association** *term for which it is a* shall be perpetual **non-profit corporation issued a Certificate of Incorporation by the State of New York.**

Third: Its particular business and *objects* **objectives** shall be:

1. To organize, promote and maintain for benevolent and charitable purposes as **association** of persons who have seen honorable service during the Korean War at any time between *June 25, 1950* **September 3, 1945** and *January 31, 1955*, **the present time**, both dates inclusive, and of certain other persons, **with** the *particular* qualifications for membership *to be* set forth in the *bylaws of the* Korean War Veterans Association, **Inc. Bylaws.**
7. To do any and all things necessary or proper for the accomplishment of the foregoing business and *objects* **objectives**of a trust.

**ARTICLE IA II
OFFICE**

The corporation may establish offices, either within or without the State of New York, as the Board of Directors may determine.

The *principle* **administrative** office of the corporation shall be located in the Washington D. C. Metropolitan area **or such other place as the Board of Directors and the President may determine.** All communications shall be directed to that office.

END OF CHARTER CHANGES

KOREAN WAR VETERANS ASSOCIATION, INC. 2005 BYLAWS CHANGES

**ARTICLE II I
MEMBERSHIP**

Section 1. Qualification of Members. Membership in this Association shall consist of **Regular, members, Associate, members** and Honorary members. No person shall be excluded from membership because of race, color, creed, sex, national origin, sexual orientation, or physical or mental disability, *so as* long as the individual meets the **criteria** of service requirements **as stipulated below.. Only Regular members as defined in A. below have a vote in National or Department matters.**

ARTICLE II (Continued)

B. A. Regular Members.

1. Service in the United States Armed Forces. Any person who has seen honorable service in any of the Armed Forces of the United States, **defined as Army, Navy, Marines, Air Force and Coast Guard**, said service being within Korea **including territorial waters and airspace** (September 3, 1945 - June 25, 1950) within and without (June 25, 1950 - January 31, 1955), or who, *as a member of the United States as defined by U.S.C. Title 10*, served honorably in Korea from February 1, 1955 **until the present time** is eligible for membership.
4. United Nations Command and Korean Armed Forces: Any person who served honorably in the Armed Forces of the United Nations Command or in the Republic of Korea Armed Forces during the Korean War era and thereafter is eligible for membership. However, UN/Korean membership in the Association may not exceed 10% of the Total Membership. (**A signed statement of their eligibility for membership, must be provided for approval. Proof of service is required.**)
5. Gold Star Parents. Any parent whose Son/**Daughter** was killed in action, or was missing in action, or died as a prisoner of war during the Korean War is eligible for Life membership. **A (signed) statement of their eligibility for membership, must be provided for approval.**
6. Gold Star Wives Spouses. Any *women person* whose *husband spouse* was killed in action, or was missing in action, or died as a prisoner of war during the Korean War is eligible for life membership. **A (signed) statement of their eligibility for membership, must be provided for approval.**

C. B. Associate Member. and A. C. Honorary Member.

Section 2. Membership Procedures

- A. Application. Any person qualified for membership, as set forth above, may present a written application to any member in good standing, on a form prepared and approved by the Executive Board of Directors. The application shall be an agreement that said applicant will agree, and abide by and conform to the charter, bylaws, and regular procedures of the Korean War Veterans Association, Inc.. **The (filled out and signed Official A)pplication (Form)**, when accompanied with the **appropriate dues as set forth below, and DD-214 Armed Forces Separation Form**, may be accepted by any **Regular Member, Chapter, Department or National office to be sent to the membership office address listed on the Official Application Form. Other (signed) proof of service information, showing dates of service (and relationship), may be provided for documentation listed under the various categories of membership (of 4, 5, and 6) in Section 1. above, as proof for membership approval.**
- B. Termination of Membership. *The Executive Council, by a two-thirds vote of those in attendance, Any member of the Korean War Veterans Association, Inc. may be admonished, reprimanded, suspended, or expelled, or removed from any office of the Association a member for just cause after an appropriate hearing, by a two-thirds (2/3) vote of the Board of Directors. Charges shall be investigated by an Ethics and Grievance Committee following the guidelines in the Standard Procedure Manual. Facts will be referred to the Board of Directors, for their discipline decision. Such decision to be voted upon at the next general membership meeting. The Executive Council Board of Directors may, without a hearing, but upon notice to the member, suspend or terminate the membership of any member who becomes ineligible for membership for*

B. Termination of Membership. (Continued)

non-payment of dues as set forth hereinafter. No Chapter or Department may take action “**For Just Cause**” against a member, but may so petition the **National Executive Council Board of Directors**. However, any such petition must show that the member complained about was served with the petition before its filing with the **National** Secretary of the Association.

Section 3. Dues.

- A. Amount of Dues Payment of dues is a condition of initial and/or continuing National Membership. *Dues shall be \$20.00 per year for regular members. Life membership dues shall be \$150.00. Dues required are published on the approved Application Form for each category of membership. Medal of Honor, members POW, members Gold Star Parents and Gold Star wives Spouses may pay dues if they wish, but are not required to do so are granted Life membership with no payment, however they may pay dues if they so desire.* The *Executive Council Board of Directors* may, with *the prior* approval of the membership adjust the dues.
- B. Payment of Dues. National dues shall be **sent to the Membership Office listed on the Official Application Form** and collated *at the National Office by the National Treasurer*. All dues, after initial application payment, shall be due and payable on January 1 each year and be valid for a calendar year (1 January - 31 December). **Dues shall be prorated for all new members the second year to bring all dues paying members to the calendar dues date.** Life Membership *dues* may be paid in a lump sum or in six (6) equal payments of *\$25.00 each over a twelve (12) month period. all payable in the first year of life membership.* All dues collected by any Regular Member, Chapter or Department shall **also** be *paid to national headquarters sent to the Membership Office.*

**ARTICLE III II
ELECTION OF OFFICERS**

Section 1. Officers. Members eligible to vote shall, in accordance with the procedures set forth hereinafter and, prior to the *appropriate Annual Association* meeting, elect a National President, National First Vice President and National Second Vice President, whose terms of office shall be for two years. The National President elected *at said meeting in June*, shall *appoint recommend* a National Secretary and a National Treasurer **at the called meeting following the election during the annual meeting for the new Board to confirm.** Other officials shall *also be appointed recommended as listed in ARTICLE III, Section 7, Committees. to wit: a Judge Advocate, Chaplain, Historian, MIA-POW, Chair Public Relations Chair, Assistant Secretaries and Assistant Treasurers, as well as other officials as needed for Board approvals. Only the Secretary and Treasurer positions may be held by one person. No officer or director elected by the membership shall also serve as Secretary or Treasurer.*

Section 2. Executive Council Board of Directors.

- C. Special Meetings. The President or *eight (8) ten (10)* elected members of the *Executive Council Board of Directors* may call a *Council Board Meeting for one (1) purpose only*, by giving two (2) weeks written notice to all members of the *Council Board*, stating the **date and time, the exact location of the meeting** place and the agenda of the meeting.
- D. Business Without a Meeting. Any elected member of the *Executive Council Board of Directors* may call for business to be conducted without a meeting. The National Secretary and at least twelve (12) other members must be informed and asked to acquiesce by telephone, to a telephone conference meeting *which is then followed by a written resolution sign by each voting officer. or by mail ballot*

Section 2. Executive Council Board of Directors. (Continued)

from the Secretary, to every Board of Directors voting member, stating the motion(s) or request and their vote for or against. Any such action must be ratified **by a quorum** at the *meeting of the next Executive Council Board of Directors meeting.*

Section 3. National Elections.

- B. The National Secretary shall issue a call for election, which shall be published in the **November - December** GRAYBEARDS *in the first issue following January 1 of each* **for the next election year.**
- C. No later than February 15 of each year when such offices are to be filled, any **Regular Member** in good standing of the Korean War Veterans Association, Inc., seeking to run for President, First Vice President, *or* Second Vice President or Director shall make their intentions known to the **Chairman** of the Nominating Committee in writing using the following format:
1. Requirements:
 - a. Must present proof of service by submitting a **(separate signed Official Application form)** *copy of a DD-214 or other document notarized as a true copy* showing eligible service **(years)** and a statement releasing *such document* **(the Application form)** for verification by the Nominating Committee.
 - c.
 - 3) Their current mailing address, *home* telephone number and KWVA membership number.
- F. Members shall cast their ballots by marking thereon their choices and *returning* **return** the official ballot *by July 10* to **reach** the specified address **by June 10th**, where a Certified Public Accountant shall count the ballots and render a report **to the present Nominating/Election Committee Chairman and others, per the approved Standard Procedure Manual, at the appropriate time by June 15th.**

Section 4. Term of Office.

- A. The President, First and Second Vice Presidents shall have a term of office of two (2) years. Directors elected shall have a term of office of three (3) years. All elected officers shall assume office *when* **on June 25th. This meeting shall be called by the outgoing President for Administration data exchange when necessary.** The term of office of all appointed national officers shall be at the pleasure of the President, with *Executive Council Board of Directors* approval. There will be no set term of office for appointed positions.

Section 5. Removal

- A. Any Officer of the Korean War Veterans Association, Inc. *maybe* **may be** expelled, *or* suspended, *or* removed from office. *for just cause by two-thirds vote of the Executive Council after charges are preferred under oath in writing and a hearing held, after due notice, before the Executive Council.* **The procedure outlined in Section 2. Membership Procedure., B. Termination of Membership. shall be used.**

Note: Section 7 Powers and Duties: has been made into Article III to get it out of the Election Article.

**ARTICLE III
OFFICERS POWERS AND DUTIES**

Section 7. 1. General. The officers shall have powers and shall perform such duties as may from time to time be specified in resolutions or other directives of the *Executive Council Board of Directors*. In the absence of such specifications, each officer shall have the powers and authority and shall perform and discharge the duties of the offices of the same title serving in nonprofit corporations having the same or similar purposes and objectives as this Association. The duties of the elected and appointed officers shall be *as follows guided by (the Board of Directors approved) a Standard Procedure Manual* and as **outlined** as follows: Note: (the use of the masculine gender in the following paragraphs should be taken to mean either masculine or feminine gender)

- A. **President.** The President shall perform the functions conferred upon him by these Bylaws and shall generally be responsible for the execution of the policies and programs decided upon by the *Executive Council Board of Directors*. He ~~may~~ **shall appoint recommend regular members as Secretary and as Treasurer for approval by the Board of Directors. He may appoint** Standing Committees and *ad hoc* **Special** Committees composed of **Board of Directors members and regular** members at-large, **for Board of Directors approval**, to assist him in the execution of his duties. He shall have the power to call meetings (**Association Membership M**)eetings *of members of the association at the Korean War Veterans reunions* and shall preside at such meetings, and he may call for meetings of the *Executive Council Board of Directors* over which he presides. He shall recommend to the *Executive Council Board of Directors* any action he considers necessary and proper for the welfare of the Association. All documentation which shall be legally binding on the Association shall be signed by him, except in the case of disbursements (**which will be done in accordance to the Board of Directors approved Standard Procedure Manual.**) *by check or draft from the funds of the association's own account or an account managed by it. Such checks or drafts will be signed and endorsed in accordance with Section 7D In the absence of both the Treasurer and the Assistant Treasurer the President shall approve payment of invoices and bills.*
- C. **Secretary** The Secretary shall be *appointed recommended* by the President, and confirmed by the *Executive Council Board of Directors*. He is responsible for the management of the day-to-day business of the Association, and shall perform all administrative duties required of him by the President. He shall be responsible for recording the minutes of meetings of the Association and shall keep records of the Association. He shall maintain communications with the Membership and **Reunion Committees**, offering assistance as required to publicize their actions to include assisting in development of charter groups and in making arrangements for reunions. **A proposed agenda for the Annual Association Membership meeting shall be placed in the Graybeards for the membership to be notified of business to be conducted.** Thirty (30) days prior *to each reunion* he shall submit to each officer and member of the *Executive Council Board of Directors* an agenda for the **Association Membership** business meeting and an agenda for the *Council Board* meeting. *He or his assistant shall be editor of the Graybeards and, from material provided by the members and other official and unofficial sources, shall maintain quarterly communications with all members on matters of general interest, with specific attention to Korean War Veterans activities and chapter news.* In the performance of his duties, he may hire clerical or other assistance for the proper and expeditious conduct of the Association affairs, as authorized by the *Executive Council Board of Directors*.
- D. **Treasurer.** The Treasurer shall be *appointed recommended* by the President and confirmed by the *Executive Council Board of Directors*. He shall be responsible for collecting dues and other monies in behalf of the Association, and for making timely and proper disbursements from the funds in his charge. He shall ~~be the~~ *maintain* custodianship of *certain funds* all accounts, accountable for same,

D. Treasurer. (Continued)

and shall prepare *financial statements reports for publication at Korean War Veterans reunions and in the Graybeards as directed by the Board of Directors.* At the direction of the *Executive Council Board of Directors* he is to be bonded.. **A maximum number of three (four) persons shall be may have active authorized authorization to sign for expenditures of funds disbursing instruments of for the Association. Other signatures may be kept in reserve in the event an active signer becomes disabled. In order to be valid Each disbursement disbursing instrument must will have the two signatures, one of which must be an elected officer of two of the three authorized persons. (and disbursements shall be according to the Board of Directors approved Standard Procedure Manual.)**

Note: E, F, Chaplain & Historian have been replaced with the Appointed Positions information and **Board of Directors** information, and old E, F, G, and H have been placed in the redone E. Appointed Positions.

E. Appointed Positions. All appointed positions (i.e. Chaplain, Historian, Judge Advocate (**who shall hold only one position**), Graybeard Editor, Webmaster, POW/MIA (**who shall be a POW member if available**), VA/VS, Sergeant of Arms, and all Standing Committee Chairmen *will be published responsibilities and duties are included* in the **approved** Standard Procedure Manual.

I. **F. Executive Council Board of Directors.** The National *Executive Council Board of Directors* shall consist of seventeen (17) members, being the President, First Vice President, Second Vice President, Secretary, Treasurer, and twelve (12) Directors. The President of the Association shall be the **Chairman**. The **Council Board** shall formulate policies and supervise the execution thereof **and The Executive Council shall have the control and management of the affairs, property and funds of the Association. and shall decide the policies of the association.** It shall have at least one (1) stated meeting *during the annual reunion* preceding the **Annual Association Membership** business meeting. It shall meet at other times as required and called by the President, and may **conduct business by telephone or mail without a meeting vote by mail upon call by the President when done in compliance with Article II, Section 2. Board of Directors., C. Special Meetings. Of these Bylaws.** It shall establish *rules for itself and its internal committees and maintain a Standard Procedure Manual* and is responsible for timely actions between its regular meetings.

All members of the Executive Council Board of Directors may make rules as to the manner of notifying its members of business and as to dispensing with such notices in the case of Council Members who are not within convenient traveling distance of the place of the meeting. must be notified of the time, place and agenda for the meeting. The Board of Directors shall determine excused absence using definitions established in the Standard Procedure Manual. No person shall receive any salary for services as a member of the *Executive Council Board of Directors* or the services as President or Vice Presidents. The *Executive Council Board of Directors* may, from time to time, establish fees for services of Secretary or Treasurer. (*The Executive Council shall have the control and management of the affairs, property and funds of the association and shall decide the policies of the association.*) [The deleted wording placed in parenthesis, placed in first paragraph.]

J. Committees. There shall be two (2) types of committees, to wit: (1) Standing Committees and (2) Special Committees. Standing Committees (1) shall include the following: Budget/Finance, **Bylaws**, Membership, Nominations/Election, Resolution, Reunion and “Tell America” Committees. The membership thereof shall be appointed by the President, with themember.

The Special Committees (2) shall be appointed by the President as needed, and approved by the *Executive Council Board of Directors* and shall serve at his pleasure., *such committees include, but are not limited to: Publicity, Reunion operations-current year, and Reunion operations-future years.* The duties and responsibilities of each committee are defined in the charge issued to that committee **or are outlined in the Standard Procedure Manual.** *A list of committees and a candidate acceptance form shall be published in the Standard Procedure Manual.*

Article IV has a new heading and items have been rearranged in a better order as shown.

ARTICLE IV ANNUAL ASSOCIATION MEMBERSHIP AND SPECIAL MEETINGS

Section 1. *The National Reunion will take place annually.* The **Annual Association Membership** meeting of the corporation will be held each year. *at the place of the reunion.* Said date **and place** to be published in the Graybeards.

Section 6. 2. **At any a general Association Membership** meeting *one hundred (100) seventy five (75) Regular* members in good standing and in attendance shall constitute a quorum. **Membership shall be checked and vote counts taken by an appointed Sergeant at Arms staff. Should no quorum be present, ballot by mail voting to complete any membership business is authorized, with ballots mailed to all Regular members eligible to vote and at least two hundred (200) votes received as a quorum requirement. Voting procedures shall be followed as outlined in the Standard Procedure Manual.**

Section 2. 3. The selection of the site and dates of the **following year's Annual reunion Association Membership Meeting** shall be *agreed by the Executive Council presented to the Board of Directors for approval* and ratified by a majority vote of the **regular membership.** *at the annual meeting. as outlined in Section 2. above.*

Section 3. This original Section 3. wording is deleted. *Election of national officers shall be in accordance with Article III, Section 3 and 4 of these bylaws.* It serves no purpose and Proxy vote matter covered in new **Section 4.** now.

Section 4. This old Section wording no longer required. See new Section 4. *The vote on all other matters shall be decided by regular members, in good standing, in attendance at the annual meeting..*

Section 5. 4. A simple majority of **Regular members** *those attending and voting* shall determine all issues, except when otherwise indicated in these Bylaws or Roberts Rules of Order **quoted as the Parliamentary Authority in Article VI.** Proxy votes will not be permitted.

Section 6. Deleted since it is covered in Section **2.** above. *At a general meeting one hundred (100) members in good standing and in attendance shall constitute a quorum.*

Section 7. 5. A Special meeting of the *general Association* Membership may be called to be conducted together with the time and place.

Section 8. Deleted since this Section is no longer valid with a Reunion Committee working.

**ARTICLE V
DEPARTMENTS AND CHAPTERS**

I. Departments

Section 1. Locations. Each Unitedupon the establishment of *two four (4)* or more said Department.

Section 2. Organization. Upon certification of *two four (4)* or more chapters within a Department's **Jurisdiction, the National Membership Committee will supply an organizational packet and select a Chapter to proceed with** an organizational meeting. *shall be called.* **A National Charter shall be applied for and Bylaws written for approval by all Chapter eligible regular members adopted,** not inconsistent with these Bylaws.

Section 2. 3. Incorporation An application **shall be** made to the proper authorities for a Certificate of Incorporation for a nonprofit Corporation known as "Department of _____, Korean War Veteran Association, **Inc.** and *to preparations made* for a Department Convention and **Officer election within 180 days. A packet will be supplied by the National Association to guide the organizers on how to** make application to the appropriate authorities for a Certificate of Incorporation as a nonprofit Corporation, **an Employee Identification Number (EIN) for banking purposes, and for Internal Revenue Service Exempt Status as a 501(c)(19) Veterans Organization if the Department so desires.**

Section 3. 4. Officers. Each Department of the Korean War Veterans Association, Inc, *shall will* elect a Department President, Vice President(s), and **elect or appoint a Secretary, and Treasurer and if so required Directors, during the annual meeting according to approved Department Bylaws, for said Department** prior to the end of the month of June each **election** year. The results of such election shall be transmitted forthwith to the National Secretary. The Department President shall appoint all other officers and committees as needed **with Council/Board approval. Department Bylaws will determine if those who are appointed to the Council/Board will have the right to vote in Department matters.) After their election to the office in the Department, The President and Vice Presidents title can be changed to Commander and Vice Commander(s), with the approval of the Department, during their time in office.** No person may hold two elective offices, except for Secretary and Treasurer, which offices may be held by one person (**if elected or appointed**).

Section 4. 5. Department Council/Board . The Department *corporation* shall have a **Department Executive Council or Board of Directors** consisting of the elected Officers, *the appointed officers and Directors to form at least a Board/Council of ten (10) who are current members of KWVA, Inc. in good standing,* and each **current Regular member of KWVA Chapter President or a current Regular member of KWVA** selected by the Chapter *President membership.*

Section 5. 6. Time of Elections. The election of Department officers shall take place at the annual meeting of the said Department of the Korean War Veterans Association, Inc. prior to the end of the month of June, at a time and place agreeable to the *several majority of Chapters,* and upon a minimum of sixty days written notice of said meeting, unless waived in writing by *each a majority of the Chapters.* **If the Department Bylaws so state, this does not preclude the use of a "mail-in ballot procedure" instead of voting at the annual meeting.**

Section 6. 7. Term of Office. All elected Department Officers shall have a term of office of one **or two** years, **as determined by the Department Bylaws,** and each shall take office on the day of election.

I. Departments (Continued)

Section 7. 8. Vacancies. A vacancy in any elected **Department position** *office* for any reason whatsoever, may be filled by the Department **Board/Council** at the next **Board/Council** meeting **or by written request, for approval of a new Officer, received and returned by mail as long as the written vote is confirmed at the next Department Board/Council meeting.**

Section 8. 9. Powers and Duties. The several directives of the **Department Executive Council/Board of Directors.** In the absencethis Association.

II Chapters.

Section 1. Organization. Initially a Chapter shall consist of not less than twelve (12) **National regular** members in good standing *or proposed qualified members who wish to form a chapter in their area. but may grow to any size thereafter.* **Effective October 5, 2005 each person who becomes a member of a Chapter must first become a National Korean War Veterans Association, Inc. regular member, and must maintain National regular membership to remain a member of a Chapter. (When a KWVA Department within a State has been formed, Chapters are considered to be a unit under the Department and will cooperate as a unit of the Department.)**

Section 2. Incorporation. Upon representation to the Department, **in the jurisdiction they intend to form their chapter** if such exists, the National Secretary or **National Membership Committee** *his designee* that twelve (12) or more **National regular** members in good standing *or proposed qualified members intend to form a chapter, and* have submitted the proper documentation for the awarding of a National Charter, the *proposed* Chapter members shall hold an organizational meeting *which shall be called* to adopt **Chapter Bylaws**, not inconsistent with these **Bylaws** and **to form at least an Executive Council/Board of Directors of ten (10) who are current Regular members of KWVA in good standing.** A packet will be supplied by the **National Membership Committee to guide the organizers on how to make application to the appropriate authorities for a Certificate of Incorporation as a nonprofit Corporation, an Employee Identification Number (EIN) for banking purposes, and for Internal Revenue Service Exempt Status as a 501(c)(19) Veterans Organization if the Chapter so desires, and to preparations made for an organizational meeting preparatory to the annual meeting on or before the end of the month of June next occurring. officer election within 180 days.**

Section 3. Formation Financing Loan. **Chartered** Chapters *with twelve (12) to Twenty-four (24) founding members may seek monetary assistance from apply to National for prospective member lists, stamps, becoming Incorporated and obtaining Federal exempt status by applying for assistance. a formation loan of \$50.00, with twenty-five (25) or more founding members the loan is \$100.00. All loans to be repaid within one year. The National Board of Directors will establish amounts available for Chapters at the Boards meeting for budget approval.*

Section 4. Officers. Each Chapter of the Korean War Veterans Association, Inc. shall elect a Chapter President, Vice President(s), and **elect or appoint a Secretary, and Treasurer and if so required Directors, to form at least a Council/Board of ten (10),** according to approved Chapter Bylaws, during the **annual election** meeting, to be held prior to the end of the month of June each **election** year. The results of said election shall be transmitted forthwith to the National Secretary. **(The President shall appoint) all other officers shall be appointed as needed (and committees with the approval of the Council/Board. Chapter Bylaws will determine if those who are appointed to the Council/Board will have a right to vote in Chapter matters.)** After their election to the office in the Chapter, the President and Vice President(s) titles can be changed

Section 4. Officers. (Continued)

to Commander and Vice Commanders, with the approval of the Chapter membership, during their time in office. No person may hold two elective offices, except for Secretary and Treasurer, which may be held by one person (if elected or appointed.)

Section 5. Term of Office. All elected Chapter Officers shall have a term of office of one **(1) or two (2)** years, **as determined by the Chapter Bylaws,** and each shall take office on the day of election.

Section 7. Powers and Duties. Chapter officers of the **Chapter Executive Council/Board of Directors.** In the absence of this Association.

(ARTICLE VII)
(ASSOCIATION OFFICIAL AND FISCAL YEAR)

(The official year of the association shall begin on June 25th and end on June 24 of each year. The fiscal year of the association shall begin January 1st and end on December 31st of each year.)

(ARTICLE VIII)
CHARTER AND BYLAW AMENDMENTS AND RESOLUTIONS

Section 1. Charter. Any proposed amendment to the Charter may be submitted by any **National** regular member in good standing. The proposed amendment shall **be sent to the National Secretary** to be read to the **Board of Directors, for their approval or non-approval recommendation to the membership, and then shall be read at the next annual meeting by the Secretary, at which time it will lay on the table,** be available for the consideration of the members **and when** published in the GRAYBEARDS, and voted upon at the following **Annual Association Membership** meeting **for approval by two-thirds of a regular membership, or if no quorum is available, by ballot vote of the National Regular members with the ballots sent by mail or in the following GRAYBEARDS publication.**

Section 2. Bylaws. Any **Chartered Department, Chapter or Regular Member** in good standing may propose amendments to the **Bylaws** by presenting them *either in writing or in person* to the **Chairman** of the **Bylaws Committee** at least *thirty (30)* **forty five (45)** days before the next scheduled meeting of the **National Executive Council Board of Directors.** Such proposal will be considered at that meeting and **if approved by the Executive Council Board of Directors,** then published in the **next scheduled GRAYBEARDS publications** for ratification by a two-thirds (2/3) vote of a **regular membership** quorum at the next **scheduled annual Association Membership** meeting or by **ballot vote of the National Regular members sent by mail or in the following GRAYBEARDS publication. Referendum voting for any association business information is also authorized for guidance of the Board of Directors.**

Section 3. Resolutions. No change in wording other than *Executive Council* to **Board of Directors.**

END OF BYLAWS CHANGES