



# UKRAINIAN AMERICAN VETERANS, INC.

## Constitution and By-Laws 2013



### HISTORY

Since the arrival of the first Ukrainian immigrant in the United States of America, our people have loyally supported their adopted country in peace and war. Many are those of the first generation and their sons who have served, suffered and died in the defense of this great nation.

It has long been the dream of these veterans to form a national group so as to better serve the United State of America. After World War I, individual Ukrainian American Veterans, Inc. Posts were organized.

However, at the conclusion of World War II, many thousands of Ukrainian Americans served with great distinction. At the First Annual Convention of the Ukrainian American Veterans, Inc., a national organization was formed on Memorial Day weekend of 1948, in Philadelphia, Pa.

Since then, the Ukrainian American Veterans, Inc., has grown in numbers and stature. Its works have been many and good, and so it will continue. Its members must never forget or fail its purposes, and must always keep faith with the pioneers of the UAV, those who converted a dream into reality.

### MISSION OF THE UKRAINIAN AMERICAN VETERANS, INC.

The UAV seeks to unite American Veterans of Ukrainian descent and is pledged to uphold the Constitution and Laws of the United States of America.

### ACTIVITIES OF THE UKRAINIAN AMERICAN VETERANS, INC.

Among its activities, mainly carried out by Local Post Organizations, the UAV sponsors Patriotic observances on holidays, provides Veterans Affairs Programs, perpetuates the memory of Veterans, cooperates with Local Community Groups in service projects, and bestows awards to individuals and groups recognizing artistic, cultural, educational or patriotic achievements.

The UAV is incorporated under the laws of the State of New York.

The UAV Registration Project went into effect in 1998. The project was formulated as an instrument to tell the stories of Ukrainian American military personnel, past and present.

The UAV is an Official Partner of the Veterans History Project at the Library of Congress.

The Ladies Auxiliary assists and gives support to the Ukrainian American Veterans.

# **CONSTITUTION of the UKRAINIAN AMERICAN VETERANS, INC.**

## **PREAMBLE**

**WE, THE AMERICANS OF UKRAINIAN DESCENT, WHO SERVED IN THE ARMED FORCES OF THE UNITED STATES OF AMERICA, IN ORDER THAT WE MAY BE UNITED BY A SPIRIT OF COMRADESHIP, FIDELITY AND PATRIOTISM, TO BETTER OURSELVES AND OUR COUNTRY, DO ORDAIN AND ESTABLISH THIS CONSTITUTION FOR THE UKRAINIAN AMERICAN VETERANS, INC.**

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## **ARTICLE I Name**

The name of this organization shall be the UKRAINIAN AMERICAN VETERANS, Inc.

## **ARTICLE II Objectives**

The objectives and purposes of this organization are:

- a) To unite, strengthen, and preserve in comradeship, all American Veterans of Ukrainian descent.
- b) To perpetuate the memory and deeds of our comrades who gave their lives to secure, for us, the blessings of Liberty.
- c) To foster and perpetuate our American way of life.
- d) To uphold the Constitution and Laws of the United States of America.
- e) To guard and defend the United States of America from all her enemies.
- f) To promote a spirit of peace and goodwill amongst all the peoples on earth.
- g) To preserve the principles of Justice, Liberty and Democracy for ourselves and our posterity.
- h) To assist all comrades in distress as well as all the widows and orphans of our fallen comrades.
- i) To maintain the Ukrainian identity in a status of high esteem and respect in these, our United States.
- j) To provide scholarships to students who are descendants of or related to Ukrainian American veterans.

## **ARTICLE III Seal, Emblem and Flag**

### **Section 1**

The official seal and emblem of the Ukrainian American Veterans, Inc. shall be the only one authorized for use by any Post or State Department.

### **Section 2**

An official flag has been adopted by the Ukrainian American Veterans, Inc. Each Post and State Department may design its own (provided that its colors are only Blue and Gold) as prescribed by the UAV procedures and operations manual.

### **Section 3**

Each Post, State Department and the National Headquarters shall have an American, POW/MIA and Ukrainian Flag which shall be displayed according to the UAV procedures and operations manual. The American Flag must always be displayed whenever the Post, State Department or the UAV National Banner is displayed.

## **ARTICLE IV National Newsletter**

There shall be but one official newsletter of the Ukrainian American Veterans, Inc. and it shall be issued by the National Publications Editor.

## **ARTICLE V Federal Charter**

The Ukrainian American Veterans, Inc. shall seek a Federal Charter from the Congress of the United States of America.

## **ARTICLE VI Eligibility**

### **Section 1**

Any person of Ukrainian descent shall be eligible for membership in the Ukrainian American Veterans, Inc. if such person has served in the Armed Forces of the United States and has been honorably discharged.

### **Section 2**

Any person who is not of Ukrainian descent, but who meets other requirements of Section 1 and is married to a person of Ukrainian descent will be eligible for full membership in the Ukrainian American

### Section 3

Any person who meets the eligibility for membership in the Ukrainian American Veterans, Inc. but who resides in a locality where there is no established Post may apply as a Member-at-Large. An application will be submitted to the National Executive Board for final approval. A Member-at-Large shall be entitled to all rights and privileges. Members-at-Large should join a member Post in their location.

## ARTICLE VII State and Post Organization

### Section 1

The Ukrainian American Veterans, Inc. shall be organized in Departments and each State Department in Posts. There shall be one Department in each State and in the District of Columbia. The National Executive Board may establish Posts in the territorial and insular possessions of the United States and in foreign countries.

### Section 2 - State Department

- a) A State Department may be organized by two or more Ukrainian American Veteran, Inc. Posts. The State Department must petition the National Executive Board for a charter. Upon approval of the National Executive Board, a charter shall be issued, signed by the National Commander and the National Adjutant.
- b) Each State Department shall have a department commander, a department adjutant and such other officers as shall be determined by the state department. The department in no event shall invade the prerogatives now vested either in the post or national organization.
- c) To start a new state department all the members of every post in the state shall be eligible to vote for the State Department officers. Every member must be notified a minimum of 90 days in advance by mail, to be mailed out by the National Executive Board.
- d) Every member must be notified a minimum of 90 days in advance that a State Department is being started or activated. The first notification will include names of the members who want to run for State Department. A response sheet will be included to be returned with any eligible member who would want to run for office. Ballots will be prepared by the NEB and mailed out to the eligible members to cast their ballot. The NEB will count the ballots. A majority of respondents is required to validate the selection of state department officers.

- e) A state department board must meet at least once per year and submit a written report to the National Adjutant.
- f) A state department board shall be elected every two years. If there is no election, all positions are vacant until the next elections. The NEB shall notify all the members in the state by mail 90 days before elections.
- g) To reactivate a state department the rules governing the election for a new state department officers pursuant to the previous paragraphs creating a new state department will be followed.

### Section 3 - Post Organization

- a) The minimum membership of a Post shall be five (5) veterans in any community.
- b) A Post shall apply for a charter to the Executive Board of the State Department. Said application must be properly executed by the members of the Post. The State Department must approve the application and forward said application to the National Executive Board for final approval. The charter shall then be countersigned by the National Commander and the National Adjutant before being issued to the Post.
- c) No Post shall be named after any living person.
- d) Each Post shall be the judge of its own membership subject to the State Department and National Constitution and By-Laws.
- e) Each newly formed Post shall be numbered consecutively with no exception.

### Section 4

Each State Department and Post shall determine its own dues.

### Section 5

Each State Department and any Post may prescribe its own Constitution and By-Laws as long as it is not in conflict with the National Constitution and By-Laws.

## ARTICLE VIII UAV National Ladies Auxiliary

### Section 1

The Ukrainian American Veterans, Inc. authorizes the establishment of an Auxiliary organization to be known as the UAV National Ladies Auxiliary.

### Section 2

The UAV National Ladies Auxiliary shall be under the jurisdiction of the National Executive Board of the Ukrainian American Veterans, Inc.

## **ARTICLE XI** **Amendments**

### **Section 1**

This Constitution may be amended at any National Convention without notice, when properly moved and voted unanimously by the registered delegates present at the convention.

### **Section 2**

A proposed amendment submitted by the Constitution and By-Laws Committee to the convention shall require two-thirds (2/3) vote of the delegates present for adoption.

### **Section 3**

A Post or State Department, must submit their proposed amendments to the Constitution to the National Judge Advocate at least 60 days before the National Convention. The National Judge Advocate shall prepare and present to the Constitution and By-Laws Committee of the National Convention such recommendations made by the Posts and/or State Departments for discussion, and if merited, presentation before the delegates of the Convention for a vote.

## **ARTICLE IX** **Delegation of Authority**

### **Section 1**

The Legislative Body of the UKRAINIAN AMERICAN VETERANS, INC. shall be the NATIONAL CONVENTION, which shall meet annually at a time and place to be fixed by the preceding National Convention.

### **Section 2**

The ADMINISTRATIVE BODY of the UKRAINIAN AMERICAN VETERANS, INC. shall be vested in the NATIONAL EXECUTIVE BOARD.

## **ARTICLE X** **Finance**

### **Section 1**

The revenue of the UKRAINIAN AMERICAN VETERANS, INC. shall be derived from the annual membership and from such other sources as may be approved by the National Executive Board.

### **Section 2**

The amount of such annual dues shall be determined by each National Convention for the following two (2) years.

### **Section 3**

The per capita dues shall be collected by each Post. Said per capita amount with an accompanying list of current names, addresses and phone numbers for whom the per capita is being submitted must be sent to the National Finance Officer with copies submitted to the National Commander, the State Department and National Public Relations/ Publications Officer.

### **Section 4**

The per capita dues and Post registration shall be due and payable on or before April 15th of each year to the National Finance Officer.

## **BY-LAWS of the Ukrainian American Veterans, Inc.**

## **ARTICLE I** **National Convention**

### **Section 1**

- a) The National Convention shall elect the National Executive Board from the delegation present at the National Convention.
- b) A candidate for any National Executive Board position must be physically present at said Convention to be considered for nomination. No proxy shall be allowed, except in extenuating circumstances, in which case the Nominating Committee will make the decision.
- c) In determining the selection of candidates for National Office during a said National Convention, the Nominating Committee will give consideration to provide a fair, equitable and geographic

distribution of officers among UAV Posts.

- d) Except for appointed members of the National Executive Board, to qualify for election to the National Executive Board the candidate must have been a member of the Ukrainian American Veterans, Inc. for twelve (12) months.

## **Section 2**

- a) A delegate and the alternate shall be members in good standing of their respective Post. They shall be members of the Ukrainian American Veterans, Inc. for at least twelve (12) consecutive months prior to the National Convention and their current dues must have been paid at least thirty (30) days prior to the National Convention.
- b) Each registered delegate shall be entitled to one (1) vote and must be present on the convention floor to cast his/her vote. Alternates shall act only in the absence of a delegate. Alternates shall have all the privileges of a delegate.

## **Section 3**

- a) In addition to the Post Commander, each Post shall be entitled to three (3) delegates for the first twenty (20) members, and one (1) additional delegate for each ten (10) members or any part thereof after the first twenty (20) and to one (1) alternate for each delegate.
- b) Minimum Five (5) Members at Large present at the Convention can elect one (1) delegate among themselves.

## **Section 4**

The names of all delegates and alternates shall be filed with the National Executive Board at least thirty (30) days prior to the National Convention.

## **Section 5**

A quorum shall exist at a National Convention when forth percent (40%) of all duly registered delegates are present and fifty percent (40%) of all Ukrainian American Veterans, Inc. Posts in good standing are present.

## **Section 6**

Voting at the National Convention shall be by "Closed Ballot" on positions for the National Executive Board unless the candidate is unopposed.

Voting on all other matters will be determined by the National Convention to be by closed vote, voice vote, show of hands or a roll call vote.

## **Section 7**

A majority vote shall be binding except when otherwise stated in the Constitution or By-Laws.

## **Section 8**

Each member Post in good standing shall select one delegate to serve on such committees as prescribed by the National Commander. The Committees will be chaired by the Board Members responsible or appointed by the National Commander. The Chairperson will submit a written report to the Convention.

## **Section 9**

- a) All Post Commanders, State Commanders and Past National Commanders shall be on the nominating committee. The National Commander shall appoint a Past National Commander as chairperson of the Nominating Committee. He/she shall submit a written report of the nominees for each elected office to the Convention body.
- b) Additional nominations may be made from the convention floor.
- c) A majority of all votes cast shall be necessary for any elective office. In the event no one candidate receives 50% plus 1 of the votes, then the highest two (2) candidates shall be the only candidates to be voted for the second ballot.
- d) A Post Commander can designate a member of his/her Post to represent him/her if he/she cannot make it to the Convention. Such designation must be made in writing prior to the UAV National Convention.

# **ARTICLE II**

## **National Executive Board**

## **Section 1**

The National Executive Board shall be elected at the National Convention. The election of the national executive board shall be held every other year beginning with 2008.

## **Section 2**

- a) The elected National Executive Board shall consist of a National Commander, National Vice-Commander, National Finance Officer, National Judge Advocate, National Quartermaster, National Welfare Officer, National Scholarship Officer, National Service Officer/Chaplain, National Historian and National Public Relations/Publications Officer, and National Webmaster.
- b) The National Adjutant shall be approved by the National Executive Board upon the nomination of the National Commander with full privileges, and may be removed by the National Executive Board.
- c) The Immediate Past National Commander shall be a member of the National Executive Board with full privileges until the elected National Commander he/she preceded steps down.

### **Section 3**

- a) All Past National Commanders prior to 1992, while in good standing in their respective posts, shall be members of the National Executive Board for life, with the right to vote and are delegates for life to all National Conventions with the right to vote.
- b) All Past National Commanders after 1992, by virtue of their past high office, shall have the privilege of being delegates to all National Conventions with the right to vote, providing they are in good standing with their respective Post.

### **Section 4**

- a) All State Department Commanders shall be ex-officio members of the National Executive Board with the right to vote.
- b) Each State Department Commander and each Post Commander shall be entitled to a vote at the National Convention, however, no proxy shall be allowed.

### **Section 5**

The elected members shall be members of the National Executive Board and shall serve for a term of two (2) years and shall be eligible to succeed themselves until a successor is elected

### **Section 6**

Vacancies in the elected offices, occurring between National Conventions shall be filled by the majority vote of the National Executive Board.

### **Section 7**

The National Executive Board may appoint a National Provost Marshal and such other officers as necessary.

### **Section 8**

- a) There shall be the following standing committees: National Welfare Committee, National Scholarship Fund, Constitution and By-Laws Committee and Auditing Committee. The committees shall consist of such members of the Ukrainian American Veterans, Inc. as the National Executive Board may from time to time determine. Appointments to such committees shall be made by the Committee Chairperson with the approval of the National Executive Board. The term of office of each member of such committees shall be two (2) years or as deemed necessary.
- b) The Auditing Committee shall be appointed at the first UAV National Executive Board meeting following the National Convention. It shall consist of not less than three (3) people.

- c) The National Executive Board is empowered to create such other special committees as deemed necessary.

### **Section 9**

Any National Executive Board member or appointed National Officer removed from office for cause shall not be eligible to hold any National Office for the next three (3) years.

### **Section 10**

- a) The National Executive Board shall meet within twenty-four (24) hours after the adjournment of the National Convention in which they were elected.
- b) The National Executive Board shall meet and/or hold a telephone conference every three (3) months but may hold monthly meetings if required or necessary.
- c) Special meetings may be held upon reasonable notice by the National Commander or by written request of fifty percent (50%) of the National Executive Board.
- d) Any elected National Executive Board member who fails to attend two (2) National Executive Board meetings without acceptable excuses, shall be automatically removed from office. The National Executive Board shall then fulfill the vacancy for the unexpired term.
- e) Only the elected National Executive Board officers, the National Adjutant and the Immediate Past National Commander shall be reimbursed mileage and lodging expenses as prescribed by the National Executive Board.

### **Section 11**

Fifty percent (50%) of the members of the National Executive Board who were duly elected by the National Convention shall constitute a quorum, including those participating via teleconference.

### **Section 12**

The National Commander shall appoint, subject to ratification by the National Executive Board, a National Finance Committee to be composed of three (3)

### **Section 13**

The National Executive Board shall provide for the appointment and employment of such subordinate officers and employees as may be needed for the administration of the affairs of the Ukrainian American Veterans, Inc. and prescribe their duties.

### **Section 14**

All questions affecting the election eligibility and conduct of National, State or Post officers shall be

referred to and resolved by the National Executive Board.

## **ARTICLE III** **Duties of Officers**

### **Section 1 – National Commander**

The National Commander shall be the executive head of the Ukrainian American Veterans, Inc., with full power to enforce the provisions of the National Constitution, National By-Laws, and the will of the National Convention. He/she shall be the Chairperson of the National Convention, and the National Executive Board. He/she shall appoint all necessary committee chairpersons subject to the ratification of the National Executive Board, and shall perform such other duties as are usually incidental to the office. He/she shall be a member of all the National Committees and may, when deemed necessary, require reports from any and all such committees. He/she shall approve and sign all orders drawn of the National Organization for the disbursement of money and co-sign and countersign all contracts and documents in the name of the organization. He/she will approve the use of the UAV Logo for external use. He/she will approve the use of the good name of the UAV for all seminars, conferences, and other public event and concerts sponsored by posts or state departments. His/her term shall be for two (2) years.

### **Section 2 - National Vice-Commander**

The National Vice-Commander shall act as the representative of the National Commander on all matters referred to him/her and shall at the National Commander's request, or in his/her absence, preside over the meetings of the National Executive Board or National Convention. He/she shall perform such other duties as are usually incidental to the office. The National Vice-Commander shall, upon the death, resignation, or removal, of the National Commander, assume the position of the National Commander for the remainder of the term. The National Vice-Commander shall be charged with the duty of organizing new Posts wherever and whenever possible and shall be charged with the recruitment of Members-at-Large. The National Vice-Commander shall be the Chairperson of the Membership Committee at the National Convention. The National Vice-Commander shall investigate all complaints against Posts and Departments, as well as visit as many Posts and Departments as necessary for the purpose of recommending ways and means of expanding the membership of such Posts and Departments. His/her term shall be for two (2) years.

### **Section 3 - National Adjutant**

The National Adjutant shall keep the minutes of the meetings of the National Executive Board and of the National Convention; prepare the Minutes of the National Convention within sixty (60) days after the closing of the Convention and mail them out to all the Members of the National Executive Board, all of the Post Commanders, State Commanders and Past National Commanders, delegates and anyone who shall submit in writing a request for the Convention Minutes. Ensure that all notices are given in writing at least thirty (30) days prior to National Executive Board Meetings to all Post Commanders, State Commanders and Past National Commanders; and, in general, perform all the duties incidental to the office of the National Adjutant. His/her term shall be for two (2) years.

### **Section 4 - National Finance Officer**

The National Finance Officer shall be the custodian of the funds of the National Organization, and shall make reports upon the condition of the national treasury when called for by the National Commander. The National Finance Officer shall furnish a surety bond as hereinafter prescribed. He/she shall submit written financial reports to the National Executive Board and a biennial written report to the National Convention. He/she shall perform such other duties as are usually incidental to the office. His/her term shall be for two (2) years.

### **Section 5 - National Judge Advocate**

The National Judge Advocate shall advise the National Officers and the National Executive Board on all legal matters, including the construction and interpretation of the National Constitution and By-Laws and shall perform such other duties as are usually incidental to the office. The National Judge Advocate shall chair the Constitution and By-Laws Committee at the National Convention. His/her term shall be for two (2) years.

### **Section 6 - National Service Officer/Chaplain**

The National Service Officer shall advise and inform the State and Post Service Officers of existing veteran's benefits and rights, who in turn shall assist ill, disabled and needy veterans in obtaining them. He/she shall assist disabled and physically handicapped veterans, of all wars and conflicts of the United States in qualifying for compensation or pension; he/she shall assist widows and veteran's dependents in obtaining compensation or pension benefits, death and burial benefits, educational assistance and other miscellaneous benefits. He/she shall gather information as to the service activities and programs of the State Departments

and Posts for inclusion into the Annual Report, as well as such duties as pertain to the office.

The National Chaplain shall perform such divine non-sectarian services as may be necessary adhering to such ceremonial rituals as may be recommended by National Executive Board. He/she shall formulate, promote and assist in all matters pertaining to the welfare of all the members as a group, and individually, whenever possible. He/she shall be the chairperson of the Ritual Committee. He/she shall perform such other duties as shall be assigned to him/her by the National Commander, as well as such duties as pertain to the office. His/her term shall be for two (2) years.

### **Section 7 - National Historian**

The National Historian shall collect from year to year all records and data of value and interest for the National Headquarters of the Ukrainian American Veterans, and shall compile during his/her term of office a complete history of the year's activities. He/she shall be responsible for preserving the UAV Archives. He/she shall also assist State Department and Post Historians so as to coordinate and unify the work of these officials, and shall have other duties as shall be assigned to him/her by the National Commander, as well as such duties as pertain to the office. His/her term shall be for two (2) years.

### **Section 8 - National Quartermaster**

The National Quartermaster shall be in possession and control of all of the national regulation supplies, trophies, uniforms and flags and equipment. He/she shall be the individual to whom all requisitions for regulation supplies, trophies, uniforms, flags and equipment must be directed by the State Departments, Posts or individual members of the National Organization. He/she shall devise, formulate, and design such items as may be required from time to time and submit the changes therefore, to the National Convention for its approval and consent. He/she shall have sketches of official placement of insignias. He/she shall submit written financial reports to the National Executive Board and a biennial written report to the National Convention. He/she shall present inventory of all properties at the National Convention. His/her term shall be for two (2) years.

### **Section 9 - National Welfare Officer**

The National Welfare Officer is responsible for the administration and supervision of the welfare fund. He/she shall keep the fund in a separate bank account and shall keep a financial record of all financial transactions. He/she shall submit written financial reports to the National Executive Board and a biennial

report to the National Convention. The Welfare Officer shall review all claims submitted by Post Commanders and take the necessary steps as specified in the Constitution and By-Laws of the National Welfare Fund. His/her term shall be for two (2) years.

### **Section 10 - National Scholarship Officer**

The National Scholarship Officer is responsible for the administration and supervision of the National Scholarship Fund. He/she shall keep the fund in a separate bank account and shall keep a financial record of all financial transactions. He/she shall submit written financial reports to the National Executive Board and a biennial written report to the National Convention. The Scholarship Officer shall review all applications submitted by students and take the necessary steps as specified in the Constitution and By-Laws of the National Scholarship Fund. His/her term shall be for two (2) years.

### **Section 11 - National Public Relations / Publications Officer**

The National Public Relations/Publications Officer shall perform such duties as to develop favorable relations with the general public through the publication of information in the mass media regarding the activities of the Ukrainian American Veteran membership. He/she will attempt to create favorable public opinion. He/she shall inform the Ukrainians American Veterans of activities within the organization through the publishing of the National Newsletter "The UAV Tribune" and shall perform such other duties as are incidental to the office. His/her term shall be for two (2) years.

### **Section 12 – National Webmaster**

The National Webmaster shall be responsible for the maintaining and updating the official UAV Website. This includes but is not limited to: Assuring that we are registered with the domain name [www.uavets.org](http://www.uavets.org); assuring that we keep our contract with our chose Internet provider active; posting of UAV and/or Ukrainian related material to the website; assuring that all material posted to the website conforms to the integrity/correctness of the Ukrainian American Veterans, Inc. (Any questions on integrity/correctness are to be discussed with the National Commander and if necessary with the Executive Board.); resolution of any and all technical problems associated with the website; responsible for the design or the website; and assure that any graphics or other work (pages, coding, etc.) and associated costs created for the website not performed by the UAV Webmaster are to be approved by the Executive Board prior to its creation; and shall perform such other duties as are incidental to the office. His/her term shall be for two (2) years.

## **Section 13 - National Provost Marshal**

The National Provost Marshal shall be responsible for maintaining order, preserving property and checking the facilities for safety at all National Conventions, meetings of the National Executive Board and such other duties as are assigned to him/her by the National Commander and as usually pertain to the office. His/her term shall be for two (2) years.

## **ARTICLE IV Uniforms**

### **Section 1**

The National Commander and all Past National Commanders shall wear gold crown and gold peak caps.

### **Section 2**

Members of the elected National Executive Board shall wear royal blue crown and gold peak caps during their term in office.

### **Section 3**

State Department members shall wear white crown and white peak caps with blue letters and blue border trim during their term in office.

### **Section 4**

All members of the Ukrainian American Veterans, Inc. shall wear a royal blue crown and royal blue peak cap, except when in office as noted above.

### **Section 5**

- a) Veteran cap, white shirt with navy blue tie, gray trousers/skirts, navy blue blazer with brass buttons and UAV emblem on the lapel pocket, is the official uniform of the Ukrainian American Veterans, Inc.
- b) The option of wearing an embroidered shirt is at the discretion of the Post for Post activities.
- c) The summer weather uniform consisting of veterans cap, short sleeved white military/police style shirt with the American flag patch on the right shoulder and the UAV Crest on the left shoulder, and gray trousers/skirts is the official summer uniform of the Ukrainian American Veterans, Inc.

Veteran cap, navy blue tie and UAV emblem to be purchased from Quartermaster only, to ensure uniformity of color and look.

## **ARTICLE V Membership**

### **Section 1**

Application: Any person eligible for and desiring membership in the Ukrainian American

Veterans, Inc. shall fill out and sign UAV registration / application form and attach a copy of Form DD-214 or equivalent. The Adjutant of the Post to which application is made will retain a copy of the application in the post files and send the original application with a copy of the DD214 or equivalent to the National Adjutant. The National Organization is to provide all membership application forms.

### **Section 2**

Induction: All persons applying for membership after being accepted and paying the requisite fees and dues must be inducted into the Post sponsoring him/her in the manner, form and style prescribed in the Rituals.

### **Section 3**

Membership Cards: There shall be but one form of membership card, which shall be prescribed by the National Executive Board.

### **Section 4**

No person shall be a member of more than one Post of the Ukrainian American Veterans, Inc. at the same time.

### **Section 5**

No member who has been expelled by a Post shall be admitted to membership in another Post without the consent of the expelling Post, except where such consent has been sought and denied, said person may then appeal to the Executive Board of the Department of the expelling Post for such consent and shall be ineligible for membership until such consent is granted.

### **Section 6**

Any member expelled from a Post may appeal in writing from such expulsion to the Executive Board of the State Department of said Post and if appeal is denied such person may then appeal, in writing, to the National Executive Board, whose decision shall be final. If there is no State Department then said appeal can be made directly to the National Executive Board.

### **Section 7**

- a) Any member in good standing in his/her respective Post or member-at-large, who is called back into the Armed Services of the United States or who has voluntarily entered said Armed Services, shall be considered as a member in service of good standing with his/her Post and The Ukrainian American Veterans, Inc. without payment of dues. Such members in service shall pay the current dues within six (6) months after being honorably discharged or honorably separated from said Armed Forces in

order to reactivate his/her membership.

- b) 100% military disabled veterans are exempt from dues.

## **Section 8**

Any member in good standing in a Post may transfer to another Post, and shall be entitled to a certificate from his/her Post stating his/her membership and the duration thereof.

## **Section 9**

Any Post of the Ukrainian American Veterans, Inc. is permitted to have social members, who shall be those persons who do not qualify for membership under this Constitution and By-Laws. Such persons may not become members of the Ukrainian American Veterans, Inc. nor be eligible for or to any rights or benefits there under. Social members pay dues to the Post but have no voting rights.

## **Section 10**

Honorary members are exempt from paying dues and have no voting rights.

# **ARTICLE VI**

## **Rules of Procedure**

### **For Discipline of Members**

#### **Section 1 - Priority**

- a) Each Post shall be the judge of its own members' disciplinary action subject to the provisions of the National Constitution and By-Laws.
- b) Charges between members of different Posts within a given state may be heard by the State Department Executive Board. The State Department shall handle the matter of discipline of its own officers.
- c) Charges between members of different Posts in different states shall be heard by the National Executive Board. The National Executive Board shall handle the matter of discipline of its own officers.
- d) No member or officer shall be disciplined until given a fair trial as outlined in Section 2. All echelons (Post, State and National) shall conduct judicial hearing as outlined under Section 2.

#### **Section 2 - Judicial Procedure**

Members may be censured, reprimanded or expelled from the Ukrainian American Veterans, Inc. only upon a proper showing of due cause. Charges shall be based upon disloyalty, neglect of duty, dishonesty, or conduct unbecoming a member of the organization. All charges must be made under oath and in writing. No

member shall lose his/her membership until given a fair trial in the following form within the Post echelon:

- a) Written charges shall be filed under oath with the echelon Executive Board.
- b) The Executive Board shall appoint a committee of not less than five (5) members, mutually agreed to by both parties, to hear and determine and report back to the Executive Board. The hearing will be recorded and the echelon Commander shall be the presiding officer.
- c) A copy of the formal charges shall be served on the accused at least thirty (30) days prior to the hearing.
- d) The echelon Judge Advocate shall prosecute the charges
- e) The accused shall be confronted by his/her accuser who shall testify under oath.
- f) The accused may be represented by counsel.
- g) The committee referred to in paragraph "b" hereof shall render a decision of "for cause" or "no cause", which decision shall be submitted to the echelon Executive Board. The Executive Board, in the event of a decision of "for cause" shall censure, suspend, or expel the accused member; an officer may be removed from office.
- h) In the event an echelon Commander or Judge Advocate is the subject of charges, the Senior Vice Commander (or the next ranking Executive Officer) shall take his/her place in judicial proceeding outlined in Section 2.

#### **Section 3 - Right of Appeal**

The committee referred to in Section 2 (b) hereof shall render a decision of "for cause" or "no cause", which decision shall be submitted to the Executive Board. The Executive Board in the event of a decision of "for cause" shall censure, suspend or expel the accused member.

- a) Members (both accuser and accused) shall have the right to appeal all decisions to higher echelons. The ascending order of judicial appeal will be as follows:
  1. Post Executive Board
  2. State Department Executive Board
  3. State Department Convention
  4. National Executive Board
  5. National Convention
- b) Members have the right to appeal to the highest level.
- c) All appeals shall employ procedures outlined under Section 2.
- d) Judicial decisions made at the National Convention shall be final.

## **Section 4**

All actions of the Post Executive Board must be forwarded to all higher echelons and the records of trial be forwarded to the National Judge Advocate for review.

### **Section 5**

Such decisions may be affirmed, modified or set aside by the National Executive Board on the recommendation of the National Judge Advocate and notice of said action shall be sent to all lower echelons.

### **Section 6**

An appeal from a decision of "for cause" must be presented to the National Executive Board in writing within sixty (60) days from the date of the findings of the fact.

### **Section 7**

The National Executive Board shall have the power and right to require witnesses, additional testimony and evidence to assist it in arriving at a decision.

### **Section 8**

The National Executive Board shall handle the matter of discipline of its own officers and State Department Commanders. Persons subject to such disciplinary action may appeal to the next National Convention.

## **ARTICLE VII**

### **Rules And Procedures For The Discipline of Posts/State Departments**

### **Section 1**

In the event that a member Post/State Department shall withdraw from the Ukrainian American Veterans, Inc. and subsequently requests readmittance into the National Organization, said Post/State Department must submit an application for readmission in writing together with a per capita tax based on membership either as of the time of withdrawal, or time of application for reinstatement, whichever is greater. Said Post/State Department may then be represented at the next following National Convention without vote and without the power to run any of its delegation for national office. Upon approval or readmission by the convention body, said Post/State Department will be reinstated, PROVIDED that their convention delegation shall have no vote or the power to run any of its delegation for national office at that, or the next following National Convention.

### **Section 2**

The requirements of Section 1 hereof shall be applicable in all situations, PROVIDED, HOWEVER, that if a Post/State Department upon application for readmission is able to show good cause for its prior withdrawal, and said cause has been investigated and substantiated by the National Executive Board, the Convention body shall have the discretion to remit or suspend the aforesaid penalties in whole or in part.

### **Section 3**

It is further provided that any Post/State Department, or majority of members thereof, may at any time formally petition the National Executive Board in writing for an inactive status not to exceed the period of two (2) years, and if application for reinstatement is made before the expiration of that period, reinstatement shall be automatic and without penalty by the approval of the National Executive Board.

### **Section 4**

In the event of noncompliance or misrepresentation of the UAV National Constitution and By-Laws by any state department or post, that state department or post will be subject to possible disciplinary action including suspension or revocation of their state or post charter.

### **Section 5**

No Post or state officers shall conduct himself / herself in a manner detrimental to the Ukrainian American Veterans Inc. For the good of the order post or state officers shall not disparage or defame the UAV Inc. or its members.

## **ARTICLE VIII**

### **Inactive Posts**

### **Section 1**

Upon recommendation from the National Executive Board, the National Convention may place a Post on "Inactive Status" when less than five (5) members remain on its roll or when the Post does not register and send per capita dues to the National Finance Officer for one (1) year.

### **Section 2**

An Inactive Post shall in no manner hold itself out in its local community as an active Ukrainian American Veterans, Inc. Post affiliated with the National Organization.

### **Section 3**

With respect to the provisions of this Article, the National Executive Board shall take steps when circumstances demand to protect the integrity of the

With respect to the provisions of this Article, the National Executive Board shall take steps when circumstances demand to protect the integrity of the National Organization.

#### **Section 4**

Any National Executive Board action taken against a Post under this Article may be appealed by the Post at the next National Convention.

#### **Section 5**

An Inactive Post shall not be any factor in determining a quorum at a National Convention.

### **ARTICLE IX**

#### **Amendments**

#### **Section 1**

These By-Laws may be amended at any National Convention by a vote of two-thirds (2/3) of the total authorized delegates present and voting, PROVIDED a quorum is present.

#### **Section 2**

A Post or State Department must submit their proposed amendments to the National Judge Advocate at least sixty (60) days before the National Convention. The National Judge Advocate shall prepare and present

to the Constitution and By-Laws Committee of the National Convention such recommendations made by Post and State Commanders for discussion, and if merited, presentation before the delegates of the National Convention for a vote.

#### **Section 3**

A proposed amendment submitted by the Constitution and By-Laws Committee to the Convention shall require a majority vote of the delegates present for adoption.

### **ARTICLE X**

#### **Parliamentary Procedure**

Roberts Rules of Order, Newly Revised 2000 - 10th Edition, shall be the final authority in any case not covered either in the Constitution or the By-Laws.

2011 reprinting - includes all changes and revisions up to and including the 64<sup>th</sup> National Convention of the Ukrainian American Veterans held in Philadelphia, Pennsylvania, September 29 – October 1, 2011.

**UKRAINIAN AMERICAN VETERANS, INC.**  
**CONSTITUTION AND BY-LAWS**

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