

CONSTITUTION
OF
JOHN KUEBELBECK POST 328

THE AMERICAN LEGION

DEPARTMENT OF MINNESOTA

PREAMBLE

For God and country, we associate ourselves together for the following purposes: to uphold and defend the Constitution of the United States of America; to maintain law and order; to foster and perpetuate a hundred percent Americanism; to preserve the memories and incidents of our associations in all wars; to inculcate a sense of individual obligation to the community, state and nation; to combat the autocracy of both the classes and the masses; to make right the master of might; to promote peace and good will on earth; to safeguard and transmit to posterity the principals of justice, freedom and democracy; to consecrate and sanctify our comradeship by our devotion to mutual helpfulness.

ARTICLE I

REPEAL

1. Any and all existing constitutions of the Post heretofore adopted and any and all bylaws adopted by this Post are hereby repealed and this Constitution is hereby adopted in lieu of such other Constitution(s) if any.

ARTICLE II

NAME

1. The name of this organization shall be John Kuebelbeck Post 328, The American Legion, Department of Minnesota.

ARTICLE III

PURPOSE

1. The purpose of this Post shall be to promote the principles and policies as set forth in the foregoing preamble, and the national and department Constitutions of the American Legion.

ARTICLE IV

NATURE

1. This Post is a civilian organization; membership herein does not affect nor increase liability for military service. Rank does not exist herein and no member should be addressed by his/her military title in any meeting of the Post.
2. This organization shall be absolutely non-political and shall not be used for the dissemination of partisan principles, nor for the promotion of the candidacy of any person seeking public office or preferment.
3. Members shall perform their full duty of citizens according to their own conscience and understanding.

ARTICLE V

MEMBERSHIP

1. Eligibility to membership in this Post shall be as prescribed by the National Constitution of the American Legion.
2. There shall be no form or class of membership except an active membership, and dues shall be paid annually or for life.
3. No person who has been expelled by one Post shall be admitted to membership in this Post without the consent of the expelling Post unless permission to apply for membership in this Post shall have been granted by the State Executive Committee of the Department of the expelling Post.

ARTICLE VI

POST MEETINGS

1. The Post meetings shall be held regularly at the designated meeting place of the Post in such manner as shall be fixed in the by-laws. Special meetings of the Post may be held in the manner to be provided for in the by-laws.
2. Every member of the Post shall be entitled to vote at any Post meeting, except such as have been suspended.
3. Quorum for the transaction of business at any Post meeting shall be as set forth in the by-laws.

ARTICLE VII

OFFICERS

1. The officers of this Post shall be: Post Commander, The Past Commander, First Vice-Commander, Second Vice-Commander, Adjutant, Finance Officer, Chaplain, Sergeant-at-Arms, Historian and such other officers as may be provided for in the by-laws.
2. No member of the Post should hold two offices at the same time. Members shall serve until successors have been elected and installed or until sooner remove for cause as provided for in the by-laws.

ARTICLE VIII

EXECUTIVE COMMITTEE

1. Between Post meetings, the administrative power of the Post shall be vested in an Executive Committee, which shall be composed of the Post Commander, Past Commander, First Vice-Commander, Adjutant, Finance Officer, Senior Member of the Post Home Management Committee, and not less than three (3) nor more than five (5) other members of the Post, to be designated Committee-persons. The number and term of office of said Committee person to be fixed in the by-laws.

ARTICLE IX

ELECTION

1. Nomination for all elected officers shall be made from the floor commencing at the regular meeting in March and closing at the meeting ending in April preceding the annual election in May. All officers are to be installed at the end of the regular meeting in June.

ARTICLE X

FINANCE

1. The revenue of this Post shall be derived from such sources as may be approved by the Executive Committee.
2. The amount of the annual dues shall be fixed by the Executive Committee. Dues shall be payable commencing at the close of the National Convention and become delinquent on January 1st of the following year.

3. The Post shall pay to departmental headquarters the national and departmental annual membership dues for every member of the Post.

ARTICLE XI

MEMBERSHIP LIABILITY

1. No member of this Post shall be liable for any assessments, dues or contributions of any kind except the annual dues as provided for in the by-laws.

ARTICLE XII

CHARTER MEMBERS

1. Members who joined this Post at the time it was instituted (October 23, 1919) shall be known as charter members.

ARTICLE XIII

AMERICAN LEGION AUXILIARIES

1. This Post recognizes auxiliary organizations, acting in a subsidiary capacity, to assist in carrying out Post purposes. An Auxiliary organization may consist of grandmother, mother, wife, spouse, daughter, sister, granddaughter or great granddaughter of a Legion member or deceased veteran who served in the U. S. Armed Forces. Women veterans who are eligible for Legion membership may also join the Auxiliary. Male spouses of female veterans or members of the American Legion are also eligible to join the Auxiliary. This organization shall be known as the Auxiliary Unit of John Kuebelbeck Post 328.
2. An organization for males shall be known as The Sons of The American Legion, Squadron 328. Qualification for Sons of the American Legion is as follows: Male descendants to include step sons and adopted sons of veterans who served honorably from December 7, 1941 to today and are current members of the American Legion may join SAL. Sons of Veterans who died in service or who served honorably and died after serving but were not members of the American Legion may also join the SAL. Members can be of all ages.
3. Membership in the assisting organizations shall be as prescribed by their National Constitution. Administrative relationship may be as prescribed in their respective By-Laws.

ARTICLE XIV

CONFLICTS

1. This Constitution is adopted in conformity with the National and Minnesota Departmental Constitutions of The American Legion. Any provisions thereof which now are or hereafter may be in conflict with said Constitution shall be regarded as automatically repealed or modified to the extent of such conflict.

ARTICLE XV

AMENDMENTS

1. This Constitution maybe amended at any regular meeting of the Post by a vote of not less than a quorum and at least two-thirds of the members attending. The proposed amendments shall be read at the meeting. In addition, a written notice shall have been mailed to all members of the Post notifying them of the time, place and proposal where the Constitution will be presented for amendment.

Approved at the Regular Membership Meeting May 26, 2026

This publication supersedes all previous editions of Post 328 Constitution.

Master document stored on USB Drive, Microsoft Word 97-2003 format, kept in safe-deposit box at Sentry Bank of St. Joseph.