

RESOLUTION

Resolution No. 2514
Subject County Dues Challenge

WHEREAS, over the course of decades, The American Legion for the Department of New York (“DNY”) was responsible for collection and disbursement to each of the various County’s in The DNY the monies collected for each County’s dues by each Post (“Collections”); and

WHEREAS, over the past DNY year, the DNY has shifted responsibility for Collections of each via DNY’s Constitution, Article X, Section 1; and

WHEREAS, and within regard to such Collections, nowhere in the National Constitution for the American Legion, and specifically at its Article 10 which addresses the issue of Finances, is it (a) required that a Post within a County (or otherwise District if applicable) remit dues directly to said County (or District if applicable), nor (b) prohibited the DNY from making and remitting dues to a County directly on behalf of its constituent Posts; and

WHEREAS, the shifting of responsibilities for Collections to the County has placed great hardship upon each such County, not limited to having to in effect chase down each Post for such payment at vast cost to such County in terms of both monies collected and time expended by the Finance Officers/Treasurers and Membership Chair; now, therefore, shall be it

RESOLVED, that The American Legion Department of New York, assembled in convention July 17th-19th, 2025 in Syracuse, New York resume its prior practice for Collections to be thereupon collected from the dues of its members, whereupon same shall distributed in full to each County by check as was performed for those decades prior to DNY year 2025 and so amend DNY’s Constitution, Article X, Section 1 so to reflect same; to wit:

. . . When a Post processes membership in a Post Online Transmittal, they pay the Department per capita plus the National per capita **plus the County per capita** for each Member in the transmittal. The County per capita for each Member is then to be paid directly and expeditiously by the **Department** in the amount set forth by the County [remainder of sentence deleted].

Annual dues forwarded to The Department shall be an amount payable to The Department as approved by a previous Department Convention in addition to whatever amount is required to be paid to The National Headquarters not already paid by Post or Member; of this sum, an amount will be determined by a previous Department Convention mandate. When a Post forwards membership in a paper transmittal to The Department for processing, they must include payment for the Department per capita plus the National per capita **plus the County per capita** for each Member in the transmittal. **The County per capita for each Member is then to be paid directly and expeditiously to the County from the remainder of total dues collected by the Post.**

. . . . Annual dues paid directly to The National Headquarters online by Members will be reconciled monthly and forwarded from National to The Department Headquarters, minus the National per capita for each Member. The Department will then forward monthly the remaining dues, minus the Department per capita **and the County per capita for each Member**, to The

Posts in the form of a credit; checks (ACH) will be issued monthly to Posts that have reached an amount of credit determined by The Department Headquarters.

<p style="text-align: center;">American Legion Department of New York</p> <p style="text-align: center;">FOR CONVENTION COMMITTEE USE</p> <p>Approved _____ Rejected <u>X</u>_____</p> <p>Approved with Amendments _____</p> <p>Consolidated with _____</p> <p>Referred to Standing Committee on _____</p> <hr/> <p>Received and Recorded: July 16th, 2025</p> <p><u>Other Action:</u></p> <p><u>Signature: Frank J. Peters</u> (Chairman)</p>

James W. Casey

Adjutant Signature

Department Adjutant

Title

Below section to be completed when resolution is submitted from another authorized source.

Frank J. Peters, Chairman

Name

Department Resolutions Committee

Title