



February 14, 2023

David L. Borchers, Commander
Karl W. Richter Memorial Post No. 10217, VFW
PO Box 5 Nakhonratchasima Post Office
Korat, Thailand 30000

Re: Proposed Bylaws:

Dear Comrade Borchers:

Receipt is acknowledged of the proposed Bylaws for Post No. 10217, submitted through channels for the review of the Commander-in-Chief in accordance with Section 202 of the Manual of Procedure.

A review of the proposed Bylaws disclosed substantial compliance with the Congressional Charter, Bylaws, Manual of Procedure, Ritual, and laws and usages of the Veterans of Foreign Wars of the United States; however, needed modification for compliance. To preclude any misunderstanding of the additions and/or deletions, an informal document has been attached.

A copy of the reviewed Bylaws, with the corrections noted thereon, has been retained for our files, another forwarded to your Department Headquarters, and two sets herewith returned.

Sincerely,

A handwritten signature in black ink, appearing to read "Johnathan R. Duncan", is positioned below the word "Sincerely,".

Johnathan R. Duncan, Director
Administrative Operations

JRD:af
Enc: Bylaws (2)
cc: Department Adjutant (1)

NATIONAL HEADQUARTERS

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NATIONAL BYLAWS/MANUAL OF PROCEDURE CONFLICT

POST 10217 PACIFIC AREAS

Cover Page, Throughout Entire Document

Replace “By-Laws” with “Bylaws”

Title

Remove “of America”

Reason: To provide for the chartered name of the organization.

Article I Section 102

Replace “Mueang Nakhon Ratchasima” with “Korat AF Base”

Reason: To provide for the chartered location of this Post.

Article V Section 503

Add “and voting”

Reason: A member may abstain their vote and decline to vote either for or against a motion or proposal.

Article VI Section 602

Move “Chaplain” from elected to appointed

Reason: To comply with Section 216 (b) of the National Bylaws. The Post Chaplain is appointed.

Article XII Section 1202

Add “and voting”

Replace “seven (7)” with “twenty (20)”

Reason: To conform to Section 202 of the National Bylaws. A member may abstain their vote and decline to vote either for or against a motion or proposal.



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16 Nov 2022

Daniel L. West
Adjutant General
VFW National Headquarters
406 West 34th Street
Kansas City, MO 64111

Subject: Proposed bylaws, Karl W. Richter Post 10217, District V, Veterans of Foreign Wars of the United States.

Comrade West,

The subject bylaws were received at Department of Pacific Areas for our review on 15 November 2022, Pursuant with Section 202 of the National bylaws and Manual of Procedures these bylaws have been reviewed by Department and certify that there is no conflict in the proposed Post 10217 bylaws with our Department bylaws.

The enclosed Karl W. Richter Post 10217, Bylaws are submitted for consideration, review and approval by the Commander-in-Chief.

Yours in Comradeship,

Warren Maxson
Department Commander

By:

Shawn C. Watson
Department Adjutant

Enclosure: (1) Proposed Bylaws, Post 10217
Copy to: Director, Administrative Operations

Bylaws of
KARL W. RICHTER Post 10217 – Korat
District V (Thailand, Cambodia, Australia)
Department of Pacific Areas
Veterans of Foreign Wars
of the United States

2022

POST BYLAWS

KARL W. RICHTER MEMORIAL POST 10217 VETERANS OF FOREIGN WARS OF THE UNITED STATES

ARTICLE 1 NAME, LOCATION, AND PURPOSE

Section 101 – Name: This Post is known as Karl W. Richter Memorial Post 10217-Korat (hereafter, Post), within District V, Thailand, (hereafter, District), the Department of Pacific Areas, (hereafter DPA), and Veterans of Foreign Wars of the United States (hereafter, VFW). This is by virtue of the proper (corrected) charter issued with the authority for the name change as granted by National Headquarters on May 1973.

Section 102 – Location: The Post is located in Korat Air Base, (Korat) in the Kingdom of Thailand.

Section 103 – Purpose: The purpose of this Post shall be as set forth in Section 230102 of the Congressional Charter of the VFW.

ARTICLE II SUBORDINATION

Section 201: Subordination: The supreme power of this association is vested in the National Convention and the Post shall at all times be governed by the Congressional Charter and Bylaws of the VFW, the Bylaws of the DPA, the Bylaws of District V, Thailand, orders issued by authority of the National Convention, National Council of Administration, the Commander-in-Chief of the VFW, the DPA Convention, Department Council of Administration and the Commander of DPA. For the purposes of any Article and Section, Resolutions adopted by the National Convention are held to be a lawful order.

ARTICLE III MEETINGS

Section 301 – Place: The regular meeting place of this Post will be at the Korat Hotel, 191 Asadang Road, Nakhon Ratchasima, Thailand

Section 302 – Time: Regular meeting of the Post shall be on the 2nd Monday of each month, to be called to order at 10:00 AM.

Section 303 – Special Meetings: Special meetings shall be called in accordance with the provisions of Section 203 of the Manual of Procedures.

Section 304 - Committee Meetings: Meetings called by Post Committee Chairmen, or as authorized by the Post Bylaws, for the purpose of conducting the business of that committee.

Section 305 – Quorum: Five members in good standing shall constitute a quorum for the transaction of business.

Section 306 – Electronic Attendance: Any of the above-stated meetings may be conducted or attended electronically allows participating members to communicate with each other simultaneously,

Section 307 – Rules of Order: The rules governing the conduct of meetings shall be in accordance with Sec.1001 of the Manual of Procedures. Any procedural matter not provided for by these Rules shall be governed by the current Robert’s Rules of Order, Newly Revised.

ARTICLE IV MEMBERSHIP

Section 401 – Membership: Membership in this Post with regards to eligibility, application, acquiring and maintenance of, loss of, and discipline shall be in accordance with the provisions of the National Bylaws and Manual of Procedure.

Section 402 – Admission: The admission to this Post shall be in accordance with the National Bylaws and approved by the membership at a regular or special meeting. The admission fees for this Post shall be payable in accordance with Section 104 of the National Bylaws and Manual of Procedure and Section 502 below. Post dues may be changed in accordance with Section 206 of the National Bylaws.

Section 403 – Annual Dues: The dues of the Post shall never be less than the amount required to cover Department and National dues. Post dues or changes thereof shall be determined by the members at a scheduled meeting and reported to National at the time of filing the annual election report.

Section 404 – Members in Good Standing (MIGS): Pursuant to Section 105 of the National Bylaws a member who has paid his current annual dues to his/her anniversary date is concerned to be in good standing and ceases to be in good standing if their dues are not paid by their anniversary date.

ARTICLE V POST FINANCES

Section 501 -- Dues: The dues of this Post shall be as fixed by a majority vote at a regular or special meeting and will be paid in accordance with the provisions of the National Bylaws. Post dues will be payable to the Post Quartermaster to the established banking institutions approved by the Post.

Section 502 -- Payment (local currency): Eligible members may pay their respective fees and dues in the local currency at an exchange rate (as fixed by a majority vote at a regular or special meeting) to the established banking institution approved by the Post. Such an exchange rate shall be sufficient for converting of local currency to U.S. dollars as to prevent the Post from acquiring any loss due to the exchange rate fluctuation.

Section 503 -- Reimbursement: Post members shall be reimbursed for out-of-pocket expenses accrued while conducting Post business, providing the member can show just cause for the expenditure in line with his/her duties to the Post. Such expenditure(s) shall be submitted for approval by a majority vote of members present and voting at a regular meeting or special meeting and shall be reflected in the minutes of that meeting.

Section 504 – Budget: The Post Quartermaster shall develop an annual (July-June) budget to describe funds expenditures and Post financial requirements from higher authority or reoccurring expenses to alleviate the necessity of continuous voting and approval of normal Post expenditures. The Post Quartermaster may update the budget line items at a regular meeting as needed, thus giving the membership the ability to review and change proposed expenditures. The Post budget will be approved by the membership at a regular meeting within the first two months of the ensuing term. Until the new budget is approved, the Post will revert back to approve all expenditures.

Section 505 --Discretionary Funds: The Post may approve and authorize the Post Commander a discretionary fund to be used for emergencies or other items that may be a necessity to the Post. The discretionary fund shall be present in the Post budget as a line item and expenditures shall be submitted for approval by the membership present at a regular meeting and documented in the minutes.

ARTICLE VI OFFICERS

Section 601 –Eligibility: The Post officer positions are open to any member in good standing. They shall be nominated, elected (or appointed), and installed for the term of office in accordance with the applicable provisions of the National Bylaws and Manual of Procedure.

Section 602 – Officers: The Post shall annually, at the April meeting, elect the Commander, Senior Vice Commander, Junior Vice Commander, Quartermaster, and Trustee(s) as needed to ensure that three (3) Trustees are properly installed. The duly elected Commander shall appoint an Adjutant, Chaplain, Judge Advocate, and Service Officer in accordance with Sec 216 of the National Bylaws. The Commander may appoint other positions as deemed necessary to assist in conducting the official business of the Post.

Section 603 – Duties: The duties of all officers shall be those prescribed by the National Bylaws, Manual of Procedure, Ritual, and lawful orders as the Post may direct and as these Bylaws may provide.

Section 604 – Governance: The Post shall be governed by these Bylaws and those prescribed by the District, DPA, and VFW National Headquarters. Any lawful orders as the Post Commander may direct shall be in concert with those Bylaws.

Note: A Post does not have a Governing Body

Section 605 – Elected and Appointed: Eligibility, nomination, election or appointment, installation, and term of office shall be in accordance with, Sections 215, 216, and 217 of the National Bylaws and Manual of Procedure. The following shall be prescribed for the annual election for Post Officers:

- a) **Nominations.** Nominations for officers will be held at the March meeting and continue into the April meeting.
- b) **Election.** Elections will be held at the April meeting with nominations resuming until closed and votes cast. Unless otherwise requested in accordance with the National Bylaws and Manual of Procedure, the voting on nominees will be by an open vote with the majority prevailing.
- c) **Installation.** Installation of officers may be at the April or May regular or at a special meeting (called for the purpose of installation) in accordance with the time frame as described in the National Bylaws and Manual of Procedure.

Section 606 – Trustee(s): During the annual elections the membership will vote in a new Trustee for a three (3) year term unless a vacancy has been created during the nomination phase. Previous elected Trustees will move up to the next appropriate level within the three Trustee positions. If a vacancy occurs that position will also be part of the election process.

Section 607 – Vacancies of Elected Officers: Any vacancies of elected officers shall be filled pursuant to Section 220 of the National Bylaws and the Manual of Procedure.

Section 608 – Election Reports: The Election Report shall be submitted after Post elections in April to National Headquarters with copies to DPA and District. The election report shall be updated as changes to officers or their information occur. It will be the duty of the current Quartermaster to submit a proper and complete election report to National Headquarters in accordance with prescribed procedures.

Section 609 – General Orders: The Post shall publish General Orders as necessary. The initial General Order (#1) shall list all elected and appointed officers, as well as other information for the ensuing year. The published date shown on the General Order #1 will be the date that the Department Commander is installed and will be the date that all Post officers shall assume their respective duties. Changes to General Order #1 will show the change date in the upper right-hand corner of the document. Published General Orders shall be sent to Department and District Adjutants as well as to all Post officers listed on the General Order.

ARTICLE VII COMMITTEES AND DUTIES

Section 701 – Appointment: Chairperson(s) for the various Post committees shall be appointed by the Commander as promptly as possible after the committee is established, and they shall serve at his/her will and pleasure. The Post Quartermaster, by virtue of his/her office, shall be treasurer of all committees handling funds.

Section 702 – Standing Committees: The Standing Committees of this Post shall be as follows with the chairpersons noted in the Post General Orders:

- | | | |
|---------------|-------------------|----------------------|
| a. Membership | b. Buddy Poppies | c. POW/MIA |
| d. Historical | e. Safety/Surgeon | f. Community Service |

Section 703 – Delegates: Delegates and alternates to the District Convention and regular meetings shall be elected as prescribed in the VFW National Bylaws and Manual of Procedure, Sec 222, and outlined herein. At least one (1) delegate and one (1) alternate shall be elected at the regular meeting in April. The number of delegates will be determined by the Members in Good Standing (MIGS) through the Post Quartermaster. The number of delegates may not exceed the fraction number of one (1) delegate for each thirty (30) Members in Good Standing in the Post as prescribed in the District Bylaws. For the purpose of this section, a Post Commander shall be considered a delegate.

Delegate letter: The delegate letter will be prepared following the April meeting. The delegate letter will be signed and forwarded to the District Cdr in accordance with the current District Bylaws. These delegates and/or alternates shall serve as prescribed throughout the year, provided they remain a member in good standing in the Post. Alternates may be required to vote as a Delegate; only if no elected delegates are present at the District Meetings or Convention. If the elected Post Delegate is an annual member, the letter must also include the member's dues/eligibility expiration date.

**ARTICLE VIII
SUBSIDIARY UNITS**

Section 801 – Subsidiary Units: Not Applicable

**ARTICLE IX
EXPENDITURE OF FUNDS**

Section 901 – Authorization: Expenditure of funds shall be made only after prior authorizations by the Post and on proper voucher drawn by the Adjutant and approved by the Commander. All checks for the expenditure of Post funds shall be numbered in sequence, the number of each check to correspond with the voucher authorizing the same, other expenditures may be made using acceptable banking practices. All disbursements of Post funds shall bear the signature of the Quartermaster or other person(s) authorized by the Quartermaster. Such other person(s) shall be bonded in accordance with Section 703 of the National Bylaws.

Section 902 – Payment of Bills: The adoption of this article shall constitute authorization by the Post for the payment of bills, when and as directed by the Commander through approval of the membership in good standing at a regular or special meeting. Items appearing in the approved annual budget (see Section 504) shall not require additional approval by the membership.

Section 903 – Other Expenditures: No other payment or expenditures shall be made except with the specific authorization of the Post membership unless through previously approved budgeted items or membership has approved a discretionary fund available to the Commander and Quartermaster. Any discretionary fund expenditures need to be reported at a regular or special meeting and documented in the minutes.

**ARTICLE X
FUNDRAISING PROMOTIONS/SOLICITATIONS**

Section 1001 – Fundraising: The Post may conduct fundraising activities or projects only by the prior vote of the membership. The Post shall be guided by the provision of Section 214 of the National Manual of Procedure of the VFW pertaining to solicitations of funds or donations.

Section 1002 – Solicitations: The Post may solicit funds or contributions or otherwise engage in activities or projects only by prior vote of the membership. No outside solicitations or ticket sales shall be permitted within the Post quarters or at socials or meetings unless such solicitations or ticket sales have been approved by the Post. The Post shall be guided by the provision of Section 214 of the National Manual of Procedure of the VFW pertaining to solicitations of funds or donations.

**ARTICLE XI
MISCELLANEOUS**

Section 1101 – Address Change: Every member of the Post shall keep the Post Adjutant and Quartermaster advised of his/her current address by promptly reporting any change of same.

Section 1102 – By-Laws: One copy of the Bylaws shall be issued to each elected and appointed officer of the Post.

Section 1103 – Robert’s Rules of Order: In all Post procedures not provided by the Congressional Charter and Bylaws or these Bylaws, Roberts’ Rules of Order (Newly Revised) shall be the Authority, and it shall be the duty of the Post Advocate, in an advisor role, when called upon to do so by the Post Commander to advise the Commander of the proper rule or rules.

Section 1104 – Electronic Communications: Electronic communications are to be considered an official method of communication of the Post. However, when doing business by electronic communication; caution should be used to ensure that there is no conflict with the National Bylaws and Manual of Procedure concerning written or mail notification, legal matters, and other similar things. This means in the Articles, in the National Bylaws and Manual of Procedure, where it specifically indicates that written communication by mail will be used and then electronic communication could initially be used, with mail backup as deemed necessary.

Section 1105 – Record Books and Files: If the Post does not have a dedicated facility to secure the records books and files; the Post Adjutant and Quartermaster are hereby authorized to keep these records and files at their office or residence as necessary. Pursuant to Section 218 of the Manual of Procedure.

Section 1106 – Dissolution: Dissolving of the Post for any reasons shall be pursuant to Section 210, 211, or 212 of the National Bylaws and Manual of Procedure. The Post shall keep open all channels to Department and District as indicated in the National Bylaws.

ARTICLE XII AMENDMENTS

Section 1201 – Approval: These Bylaws shall become effective after adoption by the Post and after review by the Commander of the DPA and office of the Commander-in-the-Chief of the VFW.

Section 1202 – Amendments: These Bylaws may be amended by the Post via a two-thirds (2/3) vote of the members present and voting at a regular or special meeting provided such amendments have been read at the preceding regular meeting and each member notified at least twenty (20) days in advance of the content of the amendments and the date on which the proposed amendments are to be presented for adoption. Full amendments shall be forwarded through channels and reviewed by the Commander, DPA, and Commander-in-the-Chief of the VFW.

Section 1203 – Conflict: If ever these Bylaws or subsequent amendments may be found to be in conflict with the present or any future National Bylaws and Bylaws of the DPA, Bylaws of the District, the latter shall prevail and be binding upon this Post as though written herein.

These Bylaws were adopted, subject to the review of the Commander-in-the-Chief and the Commander of the Department of Pacific Areas, District Commander, and VFW on this 14th day of November 2022, at a regular meeting of Karl W. Richter Memorial Post 10217 (Korat).

Karl W. Richter Memorial Post 10217-Korat – Post Bylaws

Karl W. Richter Memorial Post 10217
Veterans of Foreign Wars of the United States
Korat, Thailand

OFFICIAL

By: Joel E Pierson
Adjutant, Joel Pierson

By: David L Borchers
Commander, David L Borchers



REVIEWED
FOR THE COMMANDER-IN-CHIEF

Johnathan R. Duncan

BRIAN K. WALKER
ASSISTANT ADJUTANT GENERAL

BY JOHNATHAN R. DUNCAN, DIRECTOR
ADMINISTRATIVE OPERATIONS