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June 20, 2019

Mr. Hugo A. Perez, Adjutant
Department of Alabama
Disabled American Veterans
634 Halliana Road
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EIN: 63-0421186

Dear Adjutant Perez:

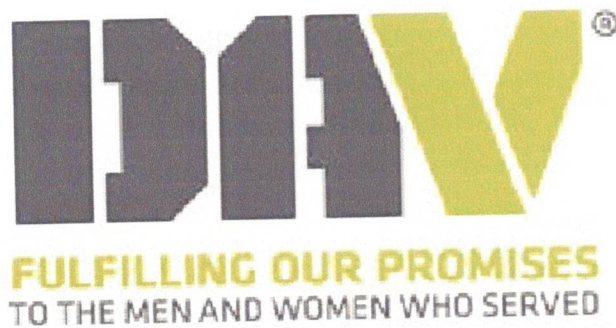
The Constitution and Bylaws for the Department of Alabama is hereby approved as of this date.

A copy of this document is being returned to the Department and a copy is being retained in our permanent files here at National Headquarters for future reference.

Sincerely,

MICHAEL E. DOBMEIER
National Judge Advocate

MED:kgb
Enclosure



Constitution, Bylaws, and Regulations of the Disabled American Veterans Department of Alabama

Approved: 93rd Department of
Alabama Convention
May 30-June 2, 2019

Commander: Jerry D. Morgan



**FULFILLING OUR PROMISES
TO THE MEN AND WOMEN WHO SERVED**

**Hugo A. Perez
Department Adjutant**

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Unless otherwise stated, whenever the masculine gender is used, both men and women are included.

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CONSTITUTION OF THE DISABLED AMERICAN VETERANS, DEPARTMENT OF ALABAMA

ARTICLE I - NAME

The name of this association shall be **DISABLED AMERICAN VETERANS, DEPARTMENT OF ALABAMA.**

ARTICLE II – PURPOSE

To uphold and maintain the Constitution and the laws of the United States; to realize the true American ideals and aims for which those eligible to membership fought; to advance the interests and work for the betterment of all wounded, gassed, injured and disabled veterans; to cooperate with the United States Department of Veterans Affairs and to all other public and private agencies devoted to the cause of improving and advancing the condition, health and interest of all wounded, gassed, injured and disabled veterans; to stimulate a feeling of mutual devotion, helpfulness and comradeship among all wounded, gassed, injured and disabled veterans; to serve our comrades, our communities and our country; and to encourage in all people that spirit of understanding which will guard against future wars.

ARTICLE III - MEMBERSHIP

All Chapters, of the Disabled American Veterans, chartered in the State of Alabama, who are in good standing, shall be recognized as members of the Disabled American Veterans, Department of Alabama.

ARTICLE IV - POWERS

To have perpetual succession, with power to sue and be sued in courts of law and equity; to receive, hold, own, use and dispose of such real estate and personal property as shall be necessary for its corporate purposes; to adopt a constitution, bylaws and regulations to carry on its purposes, not inconsistent with the laws of the United States or the State of Alabama, or the constitution and bylaws of the national organization of the Disabled American Veterans; to use, in carrying out the purpose of the organization, such emblems and badges as it may adopt; to establish and maintain offices for the conduct of its business and generally do any and all such acts and things as may be necessary and proper in carrying into effect the purposes of the organization.

ARTICLE V – ADMINISTRATION

The administrative affairs of this organization shall be vested in a Department Executive Committee.

ARTICLE VI - LEGISLATION

The supreme legislative power of this organization shall be vested in a Department Convention, which shall be composed of the Elected Department Officers, Past Department Commander and Chapter organizations, which are now, or may hereafter be included in this organization.

ARTICLE VII - EXECUTIVE

The executive power of this organization shall be vested in the Department Commander.

ARTICLE VIII - AUXILIARIES

This organization recognizes an Auxiliary, Department of Alabama, subject to its supervision and recommendations and the National Constitution and Bylaws of their respective organizations.

ARTICLE IX - AMENDMENTS

Section 1. This Constitution may be amended at any Department Convention by a majority vote of the regularly elected and qualified delegates thereat, if and when three-fourth of the several Chapters then in existence and in good standing shall have ratified the proposed amendments, which ratification must take place prior to the next Department Convention.

Section 2. Amendments to this Constitution will become effective on the date they are approved by the National Judge Advocate, Disabled American Veterans.

DEPARTMENT BYLAWS

ARTICLE 1 - ORGANIZATION

Section 1.1: The governing bodies of the organization shall be the Department Convention, the Department Executive Committee and the Chapters.

Section 1.2: Each such body shall keep records of its proceedings, which shall be open for inspection to any recognized officer of the organization.

ARTICLE 2 – POLICY

Section 2.1: The Department of Alabama and all components and Auxiliaries, shall comply with all aspects of the National Constitution and Bylaws, Regulations, Procedures and Directives.

Section 2.2: This Department recognizes the National Organization known as Disabled American Veterans, Incorporated by Act of Congress, and affirms allegiance, and subordination,

to the National Organization, its Constitution, Bylaws and all rules, mandates and regulations promulgated pursuant thereto. Upon dissolution of the Department, the assets remaining after the payment of its debts shall be distributed as provided in Article 6, Section 6.4, Paragraphs 5 and 6, of the National Bylaws.

ARTICLE 3 - DEPARTMENT CONVENTION

Section 3.1: The supreme power of this organization is vested in a Department Convention.

Section 3.2: Mandates and resolutions adopted at each Department Convention shall be effective only until the next Department Convention.

Section 3.3: The date, place and registration fee of the next annual Department Convention shall be determined on the Convention floor, or by the Department Executive Committee.

Section 3.4: The Department Convention shall be composed of all Chapters in good standing and elected Department Officers.

Section 3.5: Not less than thirty (30) days prior to the Department Convention, the Department Adjutant will mail to each chapter officer authorized to receive mail a statement of membership shown by the National report as above referred to and the number of delegates to which each chapter is entitled. Upon receipt of this statement, each chapter shall remit to the Department Adjutant the sum of three dollars and fifty cents (\$3.50) for each delegate the chapter is entitled to send to the Department Convention.

Section 3.6: In the Department Convention each chapter shall be entitled to one delegate and one alternate and in addition shall be entitled to be represented by one delegate and one alternate for each fifteen (15) members or major fraction thereof, whose current dues have been received by the Department Adjutant from National Headquarters reflecting all members whose dues were received by March 31st, provided however, that no chapter indebted to Department or National Headquarters shall be entitled to vote at the Department Convention.

Section 3.7: Chapter delegates and alternates shall be elected by their respective Chapters prior to the Department Convention and a report shall be provided to the Department Adjutant.

Section 3.8: There shall be no form of unit rule, voting by proxy or voting by absentee ballot.

Section 3.9: Convention Rules.

Rule 1. Robert's Rules of Order (Revised) shall be the procedure in all meetings of the Department except wherein they conflict with the ritual and these Bylaws.

Rule 2. Convention Rules will be distributed at convention.

Section 3.10: Quorum.

A quorum shall exist at a Department Convention when twenty-five percent (25%) of the Chapters in good standing are represented.

Section 3.11: Nomination for Office

The Department Nominating Committee shall consist of one (1) representative appointed by the Department Commander and one (1) representative from each of the four (4) Districts. At each Department Convention the Nominating Committee shall review and select from written applications submitted by members of the DAV, Department of Alabama, desiring to become a department elected officer for the coming membership year. Applicants must state the position for which they are seeking and will be interviewed by the nominating committee. After interviewing the candidates, the nominating committee will select a candidate for each department elective office and report its slate to the Convention Floor. Then the nominating committee will be dismissed by the Department Commander who shall then open each department office, in turn, for nominations from the floor, which shall be in addition to those recommended by the nominating committee. Nominations for any position shall not be closed until there has been no response to three calls for nominations from the floor. After all nominations are closed, the election process shall begin.

Section 3.12: Election of Officers

Para 1: The Department Convention shall elect the following officers to serve for the ensuing year; Department Commander, Senior Vice Commander, 1st Junior Vice Commander, 2nd Junior Vice Commander, 3rd Junior Vice Commander, 4th Junior Vice Commander, Treasurer, Judge Advocate and a Chaplain. No person shall succeed themselves as Department Commander.

Para 2: Election to office shall require more than fifty percent (50%) of the votes cast. In the event that the fifty percent (50%) is not met, the nominees shall be voted on until a majority is received.

Section 3.13: Convention and Mid-Winter Conference Determination:

The date and place of the next annual Department Convention and Mid-Winter Conference shall be determined on the Convention floor, or by the Department Executive Committee in the event that the host Chapter selected by the preceding convention should become unable to host the convention. The Time and Place Committee will receive all proposals for hosting conventions and mid-winter conferences twelve (12) months prior to the conventions and conferences for investigation to assure the convention and mid-winter conference of adequate facilities. A recommendation of acceptance or rejection will be presented to the convention and mid-winter conference for a vote.

ARTICLE 4 - DEPARTMENT EXECUTIVE COMMITTEE

Section 4.1: Members

The Department Executive Committee shall be composed of the Department Commander who shall be the presiding officer, Immediate Past Department Commander, Senior Vice Commander, 1st Junior Vice Commander, 2nd Junior Vice Commander, 3rd Junior Vice Commander 4th Junior Vice Commander, Department Treasurer and Department Judge Advocate. Each shall have a voice and one (1) vote upon the call to vote. Additionally, Past Department Commanders may participate in the executive committee meetings with a voice but no vote.

Section 4.2: Department Headquarters

The location of the Department Headquarters shall be determined by the Department Executive Committee.

Section 4.3: Department Adjutant

At the first Department Executive Committee Meeting following the election of officers, the newly elected Department Commander will appoint a Department Adjutant. Such appointment must meet with the approval of the Department Executive Committee.

Section 4.4: Vacancy

In the event of the removal of officers from office, or in his or her death, resignation, or inability to discharge their duties, it shall be the duty of the Executive Committee to fill said vacancy by a two-thirds vote. Exception, the Department Senior Vice Commander will succeed the Department Commander, the Department 1st Junior Vice Commander will succeed the Department Senior Vice Commander, the Department 2nd Junior Vice Commander will succeed the Department 1st Junior Vice Commander, the Department 3rd Junior Vice Commander will succeed the Department 2nd Junior Vice Commander and the Department 4th Junior Vice Commander will succeed the Department 3rd Junior Vice Commander for the unexpired term.

Section 4.5: Department Quorum

Five (5) members shall constitute a quorum of the Department Executive Committee.

Section 4.6: Powers

All legislative, administrative and executive matters not otherwise specifically covered by the provisions of this Constitution and Bylaws or the resolution of a Department Convention shall be determined by the Department Executive Committee, who shall have full legislative,

executive and administrative power between Department Conventions. It may adopt Regulations, Mandates and establish Policies to implement its determinations, and to implement the legislative and executive determinations of the Organization.

Section 4.7: Meetings

Para 1: The Department Executive Committee shall meet on call of the Department Commander at such time and place as directed and as otherwise provided by these Bylaws.

Para 2: The Department Commander shall call a meeting of the Department Executive Committee upon the written request of; six (6) or more Chapters Department wide or the majority of Chapters in any one District. The meeting must take place within thirty days from the date of the request letter.

Para 3: The Department Executive Committee will arrange a meeting to be held at the Mid-Winter Conference, with emphasis on schools of instructions and forum panel discussions covering all phases of DAV activity.

Para 4: The dates, place and registration fee of the next annual Department Mid-Winter Conference shall be determined on the conference floor, or by the Department Executive Committee.

Section 4.8: Adoption of Rules

Para 1: The Department Executive Committee shall meet in the convention city on the first day of the convening of the Department Convention and adopt convention rules to be presented to the convention for ratification.

Para 2: Members in good standing shall be permitted to attend sessions of the Department Executive Committee without vote or voice in its proceedings.

Section 4.9: Chapter Fund Raising

Para 1: Chapter fund raising requests will comply with Article 15 of the National Bylaws. Requests will be in writing, stating the purpose of the fund-raising requests, how and from whom the funds will be raised, and the expected amount needed to be raised. The fund-raising requests shall be forwarded to the Department Adjutant no less than thirty (30) days prior to Department Convention or Department Mid-Winter Conference. Such requests will be provided to the Department Ways and Means Committee for their review and recommendation to the Department Executive Committee, who shall have final authority for approval or disapproval at the Department level. Those requests which involve contracts shall comply with National Bylaws, Article 15, Section 15.3, Para. 8&9.

Para 2: Where no commissions are to be paid, and solicitation of funds shall be only by personal contact of members, or friends of members, no prior approval shall be required for a fund-raising project where the gross receipts will be less than \$5,000 (five-thousand dollars) provided however, that advanced written notice of thirty days to the Department Adjutant.

ARTICLE 5 - DEPARTMENT DISTRICTS

Section 5.1: Organization of Districts

The Department shall be divided into four (4) Districts. The composition of the districts shall be as follows by county:

District 1 - Colbert, Cullman, DeKalb, Franklin, Jackson, Lauderdale, Lawrence, Limestone, Madison, Marion, Marshall, Morgan and Winston Counties.

District 2 - Bibb, Blount, Calhoun, Chambers, Cherokee, Chilton, Clay, Cleburne, Coosa, Etowah, Fayette, Jefferson, Lamar, Pickens, Randolph, St. Clair, Shelby, Talladega, Tuscaloosa, and Walker Counties.

District 3 - Autauga, Barbour, Bullock, Choctaw, Dallas, Elmore, Green, Hale, Lee, Lowndes, Macon, Marengo, Montgomery, Perry, Pike, Russell, Sumter, Tallapoosa, and Wilcox Counties.

District 4 - Baldwin, Butler, Clarke, Coffee, Conecuh, Covington, Crenshaw, Dale, Escambia, Geneva, Henry, Houston, Mobile, Monroe, and Washington Counties.

Section 5.2: District Changes

The Department Executive Committee shall consider recommendations of changes in each district and shall recommend proposed changes to subsequent Department Conventions.

Section 5.3: Election of Finance Committee Trustee

Para. 1: At the Department Convention Junior Vice Commanders will be tasked with supporting the Department by assisting a District with the election of a Finance Committee Trustee. It will be the responsibility of the Adjutant to select and notify a Junior Vice Commander (JVC) of the District required to elect their next District Finance Trustee. The Adjutant will supply the JVC with the necessary information to notify the District delegates of the requirement and to set up a meeting. The JVC will then report the results of the election to the Department Adjutant by 8 AM on the last day of the Convention.

Para. 2: Voting at district meetings held at the Department Convention shall be based on voting strength as determined by Section 3.6.

Para. 3: Trustees will serve a four-year term. Trustees may not succeed themselves.

ARTICLE 6 - CHARTERS

Section 6.1: Issuance of Charters

As per National Bylaws Article 6 Sections 6.1 and 6.2.

Section 6.2: Revocation of a Charter

As per National Bylaws Article 6 Section 6.4.

ARTICLE 7 - OFFICERS

Section 7.1: Vacancy

In the event of the removal of officers from office, or in his or her death, resignation, or inability to discharge their duties, it shall be the duty of the Executive Committee to fill said vacancy by a two-thirds vote. Exception, the Department Senior Vice Commander will succeed the Department Commander, the Department 1st Junior Vice Commander will succeed the Department Senior Vice Commander, the Department 2nd Junior Vice Commander will succeed the Department 1st Junior Vice Commander, the Department 3rd Junior Vice Commander will succeed the Department 2nd Junior Vice Commander and the Department 4th Junior Vice Commander will succeed the Department 3rd Junior Vice Commander for the unexpired term.

Section 7.2: Appointments

Para 1: The newly elected Department Commander may appoint the following Department officers to serve at his/her pleasure; Officer of the Day, Chief of Staff and Inspector General.

Para 2: Within thirty (30) days following his/her election, the Department Commander may appoint the following: Finance Chairperson, Benefits Protect Team Leader, Employment Chairperson, Public Relations person, Department Service Director, and other Officers as required.

Para 3: He/she will make by name recommendation to National Headquarters for the newly elected National Commander to appoint 2 persons as a National Deputy Chief of Staff and 2 persons as Aide to the National Commander. In even number years, He/she will recommend a Veterans Affairs Volunteer Services (VAVS) Chairperson to the National Service Director.

Para 4: Each appointed officer serves at the pleasure of the appointing power and shall serve until the adjournment of the succeeding department convention, and thereafter until their successors are appointed.

Section 7.3: Duties of the Department Commander.

Para 1: At the first Executive Committee meeting the Department Commander will assign each of the Department Junior Vice Commanders a District and/or Chapters for which they will be accountable.

Para 2: The Department Commander shall be the presiding official at the Department Convention, Mid-Winter Conference and Department Executive Committee Meetings.

Para 3: Maintain open communication with the Department Officers, elected and appointed.

Para 4: Attend the National Convention as the AL Department delegate, 8th NEC Meetings, National Mid-Winter Conference, National Commanders and Adjutants Conference, and all 8th NEC State Conventions and Mid-Winter Conference when possible.

Para 5: Is an ex-officio member of all committees and boards appointed by him/her.

Para 6: Act in a manner, always, that is commensurate with their position.

Section 7.4: Duties of the Department Senior Vice Commander.

Para 1: Is responsible to the Department Commander.

Para 2: Will assume the duties of the Department Commander in his/her absence.

Para 3: May attend the National Convention as the AL Department alternate delegate, National Mid-Winter Conference, 8th NEC Meeting, Department Convention, Department Mid-Winter Conference, and Department Executive Committee Meetings.

Para 4: Is the Chairperson of the Membership Committee.

Para 5: Act in a manner, always, that is commensurate with their position.

Para 6: Review, approve or deny, all vouchers for reimbursements and/or expenditures prior to payment. Exception, the Department Commander will review, approve or deny, the Senior Vice Commander vouchers for reimbursement and/or expenditures prior to payment. In the absence of either the Senior Vice Commander and/or the Department Commander the responsibility will fall to the next officer in the line of succession

Section 7.5: Duties of the Department Junior Vice Commanders

Para 1: Is responsible to the Department Commander.

Para 2: Work directly with Chapter Commanders of their assigned District and/or Chapters. Providing knowledge and experience to encourage growth among the membership. Recognizing those that have given extra and rewarding their efforts. Act in a manner, always, that is commensurate with their position.

Para 3: Invest in their District and/or Chapters of responsibility, encouraging timeliness of reports to Department and National. When necessary providing hands on assistance in completion of said reports.

Para 4: Keep District and/or Chapters abreast of the actions of the Department and National that affect both the leadership and membership of DAV.

Para 5: Will notify the Department Adjutant of their telephone number, Fax number, mail and e-mail addresses.

Para 6: Is a member of the Department Executive Committee.

Para 7: Shall attend as many Department Functions as practical, such as: Mid-Winter Conference and Department Convention. It is encouraged to participate in Department monthly teleconference Town Halls and Training sessions.

Para 8: Assist the Department Commander and Adjutant with the operational needs, as assigned, at the Mid-Winter Conference and Department Convention.

Para 9: Additionally, Department Jr Vice Commanders will become subject matter experts and support the Coordinators/Chairs of the following assigned programs. This is subject to change at the discretion of the Department Commander. 1st Junior Vice Commander, Membership. 2nd Junior Vice Commander, LVAP. 3rd Junior Vice Commander, National/Department Employment Program. 4th Junior Vice Commander, Homeless Veterans. In the event the Coordinator/Chair is unable to fulfill their responsibilities the Jr Vice Commander will assume those duties until the matter is resolved.

Section 7.6: Duties of the Department Adjutant.

Para 1: Is the Business Manager for the Department of Alabama and shall be the Secretary of and attend the meetings of the Department Executive Committee, and shall have a voice, but no vote.

Para 2: Is responsible for the maintenance of the official Department records.

Para 3: Is responsible for issuing communications to inform the Department Officers and Chapters of any important information such as 8th District Meeting, Midwinter Conference, Department Convention, Executive Committee Meetings and special meetings, or information.

Para 4: Will attend the Department Convention and Department Mid-Winter Conference.

Para 5: Should attend the National Convention, National Mid-Winter Conference, National Commanders and Adjutants Conference and 8th District National Executive Committee Meeting, 8th NEC State Meeting, and functions as directed by the Department Commander.

Para 6: Is responsible in conjunction with the Department Treasurer to see that all funds disbursed are in accordance with the approved Department Budget.

Section 7.7: Duties of the Department Treasurer.

Para 1: The Department Treasurer is responsible for the maintenance of the Department financial records with regards to funds received and deposited. Is responsible to ensure all funds disbursed are in accordance with the approved Department budget or have been approved by the Department Executive Committee.

Para 2: Is responsible for preparing and submitting a financial report to the Department Convention for its approval. This report shall be prepared from books and records kept in accordance with generally accepted Accounting Principles.

Para 3: A complete financial report of the Department as of the close of each fiscal year shall be sent to National Headquarters as per National Bylaws ARTICLE 8, Section 8.4, Para. 1 & 2

Section 7.9: Removal of an Elected Department Officer

Elected Department Officers and Department Executive Committee Members may be removed from office, for cause, by a two-thirds vote of the Department Executive Committee.

ARTICLE 8 – DEPARTMENT

See National Bylaws Article 8

ARTICLE 9 - CHAPTERS

Section 9.1: Each chapter must adopt its own Constitution, Bylaws and Regulations. Such Constitution, Bylaws and Regulations shall not conflict with those of the National organization or those of this Department. They must be approved by the Department Judge Advocate and the National Judge Advocate. Each Chapter will furnish the Department with a copy of their Chapter Constitution and Bylaws after approval of the National Judge Advocate.

Section 9.2: All chapter funds shall be disbursed IAW Chapter Bylaws adhering to National and Department Bylaws.

Section 9.3: The Department Commander may order the call of a special Chapter meeting upon authorization of the Department Executive Committee or upon a request in writing stating reasons for the called meeting from ten (10) or more of its chapter members in good standing according to the records of the Department Adjutant.

Section 9.4: All chapters must forward a list of all elected and appointed officers to the Department of Alabama, National Adjutant, and as outlined on the Chapter Officers Form within ten (10) days after installation, or appointment.

Section 9.5: Each chapter within this Department shall furnish a complete financial report as of the close of the Chapter's annual accounting period, beginning July 1 and ending June 30, as per National Bylaws Section 9.3, to National Headquarters and Department Headquarters.

Section 9.6: Work willingly with the Department Junior Vice Commander assigned to their District, together fulfilling the "DAV Mission".

ARTICLE 10 - AUXILIARIES

As per National and Department Constitution Article VIII.

ARTICLE 11 - MEMBERSHIP

As per National Constitution Article III and National Bylaws Article 11.

ARTICLE 12 - EMPLOYEES

The Department Adjutant will publish job descriptions and regulations for all employees with emphasis on the employee's duties, responsibilities, reports, hours of work and it will include a method of evaluating the employee's performance on a regular basis.

ARTICLE 13 - FINANCE COMMITTEE

Section 13.1: This committee shall consist of five (5) members, one (1) member to be elected from each District within the Department and a Chairperson. The Chairperson shall be appointed by the Department Commander. A Trustee from each District shall be elected for a four-year (4) term at the Department Convention in accordance with Article 5, Section 5.3, The Senior Vice Commander, Junior Past Department Commander, the Department Treasurer and the Department Adjutant shall be ex-officio members of the Committee. This Committee shall endeavor to establish and maintain offices for the conduct of the Department of Alabama, Disabled American Veterans business, and generally do all acts as may be necessary and proper in carrying into effect the purpose of the organization.

Section 13.2: A majority of members shall constitute a quorum for the conducting of business provided all members have been notified of the meeting.

Section 13.3: This Department will operate under a budget, which shall be set up by the Finance Committee before each Department Convention, after consideration of proposed budgets by Department Officers. In the event the Finance Committee requires overnight lodging in preparing (drafting) a budget, the Finance Committee, with prior approval of the Department Commander, shall be reimbursed for actual expenses, not to exceed three (3) nights lodging, travel and meals and shall conform with the requirements of Section 14.5, 6, and 7 of these Bylaws.

Section 13.4: The Finance Committee may transfer and authorize expenditures from line items within the approved budget for the purposes approved by said budget as the need(s) may justify.

ARTICLE 14 - FINANCES

Section 14.1: All monies received by the Department shall be under custody of the Department Treasurer. All funds will be disbursed in accordance with the approved Department budget or approved by the Department Executive Committee.

Section 14.2: Expenses for the National Convention and the National Mid-Winter Conference (MWC) shall be reimbursed for authorized attendees for actual expenses within the limits of Department's standard rates. Expenses normally will be confined to those for transportation, hotel room, meals and other essential items not to exceed seven (7) days for the convention or six (6) days for the National Mid-Winter Conference. Transportation to either of these events may be by air or privately-owned vehicle (POV). Air travel will be reimbursed by the most direct route and economical rate. POV travel will be reimbursed only to a maximum of 650 miles each way (1300 miles round trip). These expenses will be reimbursed within the current authorization limit unless otherwise provided for by the Department Commander.

Section 14.3: National Mid-Winter Conference

Para 1: While attending the National Mid-Winter Conference the Department Commander, Senior Vice Commander, Adjutant and Benefits Protection Team Lead shall attend the annual presentation by the DAV National Commander on this organization's legislative program to the Senate and House Veterans Affairs Committees of the Congress. The Commander, Senior Vice Commander, and Benefits Protections Team Lead shall make appointments prior to the visit to meet with members of the Alabama Congressional delegation and work for favorable consideration and passage of pending and/or recommended legislation affecting disabled veterans.

Para 2: Within thirty (30) days after their return from the meeting, the Benefits Protection Team Leader shall prepare a full report of their activities, action taken, and information gained. The report shall be published in the next edition of the Department News and Views. An oral report will be given at the next Department Convention.

Section 14.4: Per Capita Dues

The following division of per capita dues shall be set forth as a guide for the Finance Committee:

Para 1: An amount equal to seventeen (17) percent of all per capita received by the thirty-first (31st) day of March shall be allocated to the Department Commander for operating expenses.

Para 2: An amount equal to fifteen (15) percent of all per capita received by the thirty-first (31st) day of March shall be allocated to the Department Senior Vice Commander as Chairperson of the Membership Committee to provide operating funds for its work with the approval of the Department Commander.

Para 3: An amount equal to Ten (10) percent of all per capita received by the thirty-first (31st) day of March shall be allocated to each of the Department Junior Vice Commanders to provide operating funds for its work with the approval of the Department Commander.

Para 4: The remainder of the per capita shall be allocated to the General Fund and disbursed under the direction of the Department Commander with prior approval of the Department Executive Committee for any expenditure more than fifteen hundred dollars (\$1500.00). This does not apply to items already in the Department budget.

Section 14.5: Prior Approval Requirements

With prior approval of the Department Commander, official mileage incurred by the current elected or appointed Department Officers and Past Department Commander shall be reimbursed at the rate set by the Executive Committee at Convention.

Section 14.6: Receipts

The original lodging, meals and airfare receipts must be furnished with the voucher when claiming reimbursement.

Section 14.7: Per Diem

Department officers away from home on official DAV business with prior approval of the Department Commander, may be reimbursed for reasonable cost of food, which shall not exceed the amount set by the Executive Committee at Convention. The Department Commander may approve higher amounts in high cost areas. Per diem may also include mileage, parking, tolls, tickets to functions, overnight lodging for nights on an actual expense basis in compliance with Section 14.5 and 14.6 of these Bylaws.

Section 14.8: Veteran of the Year

The DAV Veteran of the Year shall be reimbursed by the Department for expenses incurred in accepting such award in Birmingham, Alabama. This shall include mileage, parking, meal tickets, and overnight lodging for one (1) night only. Such lodging shall be on an actual expense basis but not to exceed that amount currently provided for in these Bylaws.

ARTICLE 15 - AMENDMENTS

Section 15.1: Amendment of Bylaws

Para 1: These Bylaws may be amended at any Department Convention by the vote of two-thirds of the total authorized representation thereat, provided, that the proposed amendment shall have been read to such Convention at least one prior business session before the vote thereon.

Para 2: No amendment to these Bylaws will be effective until approved by the National Judge Advocate.

ARTICLE 16 - DISCIPLINARY ACTIONS

Para 1: Charges may be preferred against any member or officer of this organization in accordance with the National Bylaws as specified in Article 16.

Para 2: In the event that the Commander, Disabled American Veterans, Department of Alabama finds it necessary to appoint an investigating committee to investigate the activities of a person, persons, or chapter, that committee shall be composed of Disabled American Veteran members. The investigating committee shall be composed of three persons, each from a separate chapter to promote an unbiased, impartial investigation.

ARTICLE 17 - INCORPORATION

Para 1: Will be accomplished IAW National DAV Constitution and Bylaws Section 17.2 Para 1&2.

Para 2: Once approved by National a copy of the chapter's incorporation document as approved and recorded by the Probate Judge will be provided to the Department Adjutant for filing in the chapter's official record file.

ARTICLE 18 - ACCUMULATION OF FUNDS

Use of unrestricted funds (i.e. those funds whose use is not restricted by the National Bylaws, or by a written instrument initiated by an entity other than the reporting unit specified in this paragraph): Unrestricted funds held by the chapters and other subordinate units shall be used in a manner reflecting consideration and future needs and resources in planning for program

continuity. Subordinate units may not accumulate funds, whether for service purposes or otherwise, more than three times the expenses of their last fiscal year. Requests for approval of fund-raising projects will not be considered if a unit is holding accumulated funds more than three times the expenses of their last fiscal year. Included in this calculation are building funds, foundations, trusts, or other entities, which departments, chapters, and other subordinate units may have established under Section 501(c) of the Internal Revenue Code. (National Regulation 7 and National Bylaws, Article 18, Sections 18.1, 2 and 3)

ARTICLE 19 - MISCELLANEOUS

Section 19.1 To the extent to which the provisions of this Constitution and Bylaws are or may at any time be inconsistent with the provisions of the National Constitution and Bylaws as now in force or as hereafter amended, this instrument shall be deemed so as to conform thereto.

Section 19.2 Department Cap Regulations.

Para 1: Department Officers shall be entitled to wear a white cap during their term of office. No elective or appointive Department Officer shall wear the white cap after expiration of their term of office. For the purposes of this section only.

Para 2: Past Department Commanders may wear official DAV cap as prescribed by National Rituals.

Para 3: All former Department Officers may wear appropriate patches or officer title bars on their chapter caps.

Para 4: All Department committee members shall be entitled to wear on the Chapter cap a gold on white patch or insignia indicating their service on a Department committee.

Section 19.3 PDC Club.

The Department of Alabama Executive Committee authorizes the existence of a Past Department Commander's (PDC) Club. It is understood that this action would be given providing the PDC Club is in full compliance with the directions form DAV National headquarters, to wit:

Para 1: The PDC Club shall not conduct fund-raising activities other than:

- a. to collect funds from members to hold PDC luncheons at official Department functions.
- b. to purchase minimal office supplies, postage, get well cards for hospitalized members, sympathy cards / flowers for deceased members, and memorial ads for PDCs in the Convention / Mid-Winter Conference programs.

Para 2: The PDC Club shall have no official voice in Department affairs or policies, nor any authority to issue, or enforce any aspect or part of the Department Bylaws, rules or regulations.

Para 3: The PDC Club shall have no governing authority over the Department or any Chapters within the Department.

Para 4: No Department funds shall be utilized to pay for the activities of such a PDC Club.

Para 5: The PDC Club shall not use the Department's federal tax identification number.

REGULATIONS OF THE DEPARTMENT EXECUTIVE COMMITTEE DISABLED AMERICAN VETERANS, DEPARTMENT OF ALABAMA

REGULATION 1 – OFFICIAL DAV CAPS

Although not required, official DAV caps may be purchased from National Headquarters. (NOTE: The copyright, patent of the DAV emblem, is owned by the DAV National Headquarters and may not be reproduced commercially without National Headquarters' written approval and permission. The emblem is protected by federal law.) Official Ritual of the DAV (page 27). Caps without the DAV emblem may be purchased from any outfitter and the official emblem then can be purchased from National Headquarters and sewn to the cap.

The following Official DAV Caps may be worn at all DAV official meetings as follows:

- a. National Officers' Official DAV Caps. Material-serge or whipcord. Style - White crown, red sides with gold piping and gold letters. (Not to be worn by appointive National Officers after expiration of their term of office).
- b. Department Officers' Official Caps. Material – serge or whipcord. Style – overseas. Color – white crown and white sides and gold lettering, with gold piping. All elected and appointed Department Officers as well as Department Executive Committee Members are authorized to wear White Department Caps.
- c. Past Department Commander's Official DAV Caps – Serge or whipcord. Style – overseas. Color – Gold crown and blue sides and gold lettering with gold piping. (optional)
- d. Official DAV Caps for Chapter Officers, Members, and Committee members. Material – serge or whipcord. Style – overseas. Color – Navy blue with gold piping and gold lettering.

- e. All DAV Caps will carry gold embroidered letters DAV in the triangle – right front – and the official DAV embroidered two-inch DAV emblem on the left side of the cap 1 ½ inches from the front.
- f. Regulations permit the placing on the wearer’s cap the following: Chapter, Department, and Division insignia. Officers titles past and present, service years (years office was held) and Life Member. These may be embroidered in gold or patches secured from National Headquarters may be used.
- g. When wearing the DAV Cap, members should consider themselves to be in uniform.
- h. Baseball or other type caps other than the Official DAV Caps are not to be worn by elected or appointed officers at official meetings.

REGULATION 2 - FINANCIAL REIMBURSEMENT

(Article 14, Section 14.5 through 14.8)

[NOTE - Reimbursable expenses MUST be submitted within thirty (30) days of the occurrence of the requested reimbursement, otherwise the payment must be approved by the Department Commander. Expenses not submitted by July 31 in any given year will NOT be reimbursed.]

- a. Hospital Service Coordinators (HSC) are part-time employees of the Department and as such will be reimbursed for attending Annual Certification Training for round trip mileage and hotel cost (not to exceed 3 nights). In addition, they will be reimbursed for offices supplies and postage for veteran’s service work mailed to the NSO, with original receipts attached to the expense voucher. HSC may attend the Department Convention and Mid-Winter Conference with the approval of the Department Commander.
- b. The following appointed officers are expected to attend the Department Convention and Mid-Winter Conference; Chief of Staff, Director of Services, Benefits Protection Team Lead, Department Inspector General, Women Veterans Coordinator, Homeless Veterans Coordinator, Officer of the Day, Sergeant-At-Arms, Chairpersons and Trustees of the Finance Committee. These persons will be reimbursed for hotel, travel, food and registration cost.
- c. All other appointed officers are considered “Honorary Appointments” and will not be reimbursed for attendance at the Department Convention or Mid-Winter unless the Department Commander elects to do so and funds are available and allocated in the budget.
- d. If two or more officials travel together to a function where mileage is reimbursable, only one person will be reimbursed for the mileage.

- e. If two or more elected, or appointed Department Officers, Past Department Commanders or Committeemen share the same room when traveling together, while on official DAV business, only one person will be reimbursed for lodging. The Senior Vice Commander has the authority to approve or disapprove all expenses submitted for reimbursement. Disapproval by the Senior Vice Commander will require a reasonable explanation to be provided to the submitting person and a copy will be sent to the Department Commander. The Department Commander will make the final decision.

REGULATION 3 - ADJUTANT DUTIES AND RESPONSIBILITIES

(Article 7, Section 7.6)

- a. Will publish the official minutes of all Department Executive Committee meetings within 60 days of the date of the meeting or event and provide such minutes to each member of the Department Executive Committee.
- b. Shall publish a complete Chapter Commander and Adjutant Roster each year. Corrections, updates and changes will be published as required.

REGULATION 4 - COMMITTEES

- a. Chairpersons reporting to the Department Executive Committee will have all recommendations, motions, and other department business in writing to present to the Adjutant after they complete their reports or action for inclusion into the official minutes. This includes, but is not limited to the Nomination Committee, Ways and Means Committee, Constitution and Bylaws Committee, Finance Committee and such other committees as may be formed for a special or specific purpose.
- b. The Chairperson of each working committee should contact each member prior to departing their home for each Department Executive Committee session to determine if they will be attending. If all members are not present prior to the opening session, the Chairperson will secure a replacement from the same district with the approval of the Department Commander and will so report this information in writing to the Adjutant.

REGULATION 5 - FINANCE COMMITTEE

(Article 13)

The members of the Finance Committee (Chairperson and Trustees) must have a thorough knowledge and understanding of normal and acceptable standards of bookkeeping, budgeting, accounting and of the National and Department Constitution, Bylaws and Regulations.

REGULATION 6 – CHAPTERS

(Article 9)

- a. The Chapter Commander is responsible for everything that occurs or fails to occur within their chapter. They are required to provide a high level of leadership, knowledge and management skills in the chapter's operation and growth.
- b. The chapters are expected to provide support to the Department Service Program in the form of resources such as volunteers to serve in the VAVS positions, van drivers, chapter service officers, and an annual financial commitment, as finances permit.

REGULATION 7 – CONFLICT RESOLUTION

When conflict arises, it is the responsibility of all parties to seek the simplest solution available. It is asked of all members of the Department of Alabama to allow your chain of command the opportunity to resolve all issues. Only when Chapter and Department resources are exhausted should a member seek the involvement of the National chain of command.

REGULATION 8 – GOLDEN CORRAL


Each year Golden Corral, in conjunction with DAV Departments and Chapters, conduct fundraising activities specifically for the DAV's service programs. Participating chapters are appointed by the Department Adjutant, per instructions from the DAV's National Adjutant, to conduct these fundraising activities at Golden Corral Restaurants located within the State. These funds remain the property of the DAV, strictly for service.

- a. All funds donated during the designated period will be accounted for by the sponsoring chapter and be reported to the Department Adjutant NLT ten days after Veterans Day.
- b. Twenty-five (25) percent of the total donations received by each Golden Corral shall be remitted to the Department Adjutant NLT ten days after Veterans Day.


As Approved By:
DAV, Department of Alabama
93rd Annual Convention May 30th-June 2nd



6/6/2019
Department Adjutant
Hugo Perez



6/5/2019
Date
Chris Crauthers
Department Judge Advocate



National Judge Advocate
Michael Dobmeier

I CERTIFY that the within constitution
and/or by-laws does not conflict with
those of the National Organization,
and to that extent, is approved.

Date: 6-20-19

DAV National Judge Advocate

Past Department Commanders

3-23-27 The Department was organized

Year	Commander	Adjutant	Auxiliary Commander
1927 - 28	Woodall, Mabry W.		
1928 - 29	Powell, A. B.		
1929 - 30	Lilburn, W. A.		
1930 - 31			
1931 - 32	Roundtree, W.	Jones	
1932 - 33	Gill, W. Charter revoked	Jones	
	Garrett, C.	Pilcher	
1933 - 34	Smith, J.	Pendleton	
	Wood, Henry C.		
1934 - 35	Gibson, F. A.	Pendleton	
1935 - 36	Bonner, G. C.	Pendleton	
1936 - 37	Killcrease, Mack		
1937 - 38	McCullough, T. M.	Pendleton	
1938 - 39	Pendleton, Stewart	McCullough	
1939 - 40	Chestnut, S. L.	McCullough	
1940 - 41	Johnson, R.	Buhring	
1941 - 42	Barr, Morris	Bell	
1942 - 43	Fryer, J. A.	Kossow	
1943 - 44	Daniels, W. L.	Moore	
1944 - 45	Davis, J. W.	Adcock	
1945 - 46	Bryan, G. J.	Tomberlin	
1946 - 47	Dandridge, Berry	Kossow	
1947 - 48	Deal, R. L.	Bellsnider	
1948 - 49	Brazzeal, B. H.	Whirley	
1949 - 50	Walker, Moody, Dr.	Thornton	
1950 - 51	Nix, Roscoe	Odom	
1951 - 52	Thornton, Vance	Collingsworth	
1952 - 53	Fulmer, E. A.	Fullen	Turner, Louise
1953 - 54	Green, William Foy	Lambert	Turner, Louise
1954 - 55	Taylor, H. Neal	Tillery	Morrow, Estelle
1955 - 56	Brown, John A.	Carpenter	Lindsey, Willie
1956 - 57	Denaberg, Joe	Isley, Raymond J.	Clarke, Stella
1957 - 58	Collinsworth, Ramby		Reinhart, Iris
1958 - 59	Crabtree, William E.		Mitchell, Virginia
1959 - 60	Saliba, Charles		Mitchell, Virginia
1960 - 61	Shelton, Floyd Ed	Thornhill	Herrington, Grace
1961 - 62	Isley, Raymond J.	Harrison	Stone, Sarah E.
1962 - 63	Bryant, Maurice W.	Shockley, Joseph A.	Stephens, Eleanor
1963 - 64	Davis, George H.	Shockley, Joseph A.	Landers, Minnie A.
1964 - 65	Shockley, Joseph A.	Bryant, Maurice W.	Green, Lucy V.
1965 - 66	Craig, Richard Edd		Green, Margaret
1966 - 67	Henson, Warren H.	Shockley, Joseph A.	Thigpen, Anita
1967 - 68	Dickman, Joe	Green, William Foy	Carter, Ella L.
1968 - 69	Heaton, Sherman	Green, William Foy	Mitchell, Virginia
1969 - 70	Eunice, D. H. "Buddy"	Williamson, Bob	Snyder, Phyllis
1970 - 71	Maddox, Coy W.	Garrett, Dewitt	Snyder, Phyllis
1971 - 72	Holmes, Eber B.	Henson, Warren H.	Johnson, Elizabeth
1972 - 73	Thigpen, Hassell	Sanders	Mayer, Wyvial S.

1973 - 74	Garrett, Dewitt	Maddox, Coy W.	Mayer, Wyvial S.
1974 - 75	Mitchell, Roy L.	Eunice, D. H.	Eunice, Vernice A.
1975 - 76	Jennette, Walter Q.	Garrett, Dewitt	Eunice, Vernice A.
1976 - 77	Still, Stephen R. Jr.	Eunice, D. H.	Frazier, Emma Lou
1977 - 78	Parrish, Wiley M.	Eunice, D. H.	Green, Martha N.
1978 - 79	Martin, George	Eunice, D. H.	Long, Eleanor V.
1979 - 80	*Frost, Earl B.	Eunice, D. H.	Nixon, Sara A.
1980 - 81	Rabren, W. S. "Bill"	Eunice, D. H.	Martin, Imogene P.
1981 - 82	Wigley, W. Roy	Eunice, D. H.	*Frost, Roberta J.
1982 - 83	Bridges, Hollis O.	Eunice, D. H.	Wallace, Betty
1983 - 84	Nelson, Isaac	Eunice, D. H.	Wood, Zona M.
1984 - 85	Davis, Junious Jr.	Eunice, D. H.	Sims, Inez
1985 - 86	Jackson, James H.	Eunice, D. H.	Henley, Noma
1986 - 87	Sutherland, Thomas W.	Eunice, D. H.	Panagoni, Rose
1987 - 88	Meade, Grant Jr.	Eunice, D. H.	Davis, Mary F.
1988 - 89	Scott, Edward L.	Eunice, D. H.	Still, Jane
1989 - 90	Whitley, Ralph	Eunice, D. H.	Keller, Linda L.
1990 - 91	Sockwell, Paul K.	Eunice, D. H.	Mitchell, Virginia
1991 - 92	Skerlick, Frank W.	Eunice, D. H.	Horn, Lucy
1992 - 93	Halbrooks, Hugh B.	*Eunice, D. H.	Wood, Mary J.
		Garrett, Dewitt	
1993 - 94	Mills, Charles W.	Garrett, Dewitt	Cobb, Cornelia
1994 - 95	Revels, Jack	Garrett, Dewitt	Skinner, Joyce
1995 - 96	Walker, James C.	Garrett, Dewitt	Morris, Brenda D.
1996 - 97	Davis, Wendell	Garrett, Dewitt	Webb, Montene
1997 - 98	Mosley, Thurston	Garrett, Dewitt	Smithson, Imogene
1998 - 99	Blankenship, William	Garrett, Dewitt	Ricks, Linda
1999 - 00	Bailey, Carl	Garrett, Dewitt	Schultz, Billie
2000 - 01	Harris, Jimmy	Garrett, Dewitt	Coll, Elaine
2001 - 02	Schultz, Neal R.	Revels, Jack W.	Monroe, Joan
2002 - 03	Pruitt, Willie H.	Garrett, Dewitt	Pruitt, Marcia
2003 - 04	Hicks, Harold J.	Bailey, Carl L.	Halbrooks, Margaret
2004 - 05	Bates, Walter F.	Bailey, Carl L.	Hicks, Patti
2005 - 06	Moore, Mark S., Sr.	Bailey, Carl L.	Jackson, Geneva "Peggy"
2006 - 07	Richmond, Charles D.	Bailey, Carl L.	Miller, Fay
2007 - 08	Graves, James D.	Bailey, Carl L.	Register, Everlene
2008 - 09	Morrison, Cecil Ray	Bailey, Carl L.	Powell Margaret
2009 - 10	Miller, Arthur P.	Richmond, Charles D.	Heath, Mildred
2010 - 11	Freeman, Richard A.	Richmond, Charles D.	Daugherty, Patricia
2011 - 12	Baker, William J	Richmond, Charles D.	Pike, Josephine
2012 - 13	Fisher, Charles B	Richmond, Charles D.	Harris, Carolyn
2013 - 14	Riley, David W.	Richmond, Charles D.	Powell, Margaret
2014 - 15	Culver, Laird B.	Richmond, Charles D.	Culver, Rebecca
2015 - 16	Wagh, Charles E.	Richmond, Charles D.	Doss, Danny
2016 - 17	Cobb, Gary K.	Richmond, Charles D.	McRay, Geneva
2017 - 18	Walker, Deborah	Richmond, Charles D.	Kirby, Tamara
2018 - 19	Tatum, Willie E.	Richmond, Charles D.	Edwards, Marilyn
2019 - 20	Morgan, Jerry D.	Perez, Hugo A.	Linda P. Doss

DEPARTMENT OFFICERS

2019-2020

COMMANDER	Jerry D. Morgan
SENIOR VICE COMMANDER	Eugene Zeigler
1 st JUNIOR VICE COMMANDER	Earl Lee Frazier
2 nd JUNIOR VICE COMMANDER	Joseph Donaldson
3 rd JUNIOR VICE COMMANDER	Willie A. Scott
4 th JUNIOR VICE COMMANDER	Kerry Edwards
ADJUTANT	Hugo A. Perez
TREASURER	Anita Perez
CHAPLAIN	Debra Varner
CHIEF of STAFF	Charles Waugh, PDC
JUDGE ADVOCATE	Chris Crauthers
INSPECTOR	Gary K. Cobb, PDC
BENEFITS PROTECTION TEAM LEADER	Chad Richmond, PDC
OFFICER OF THE DAY	John L. Brown
DIRECTOR OF SERVICE	Joseph A. Donaldson
HOSPITAL SERVICE COORDINATOR	Eugene Zeigler (Montgomery)
HOSPITAL SERVICE COORDINATOR	Tawanna Jones (Tuscaloosa)
HOSPITAL SERVICE COORDINATOR	Debra Varner (Birmingham)
HOSPITAL SERVICE COORDINATOR	Ellie Vance (Tuskegee)
HOSPITAL SERVICE COORDINATOR	Nathaniel Pate (MOPC)
HOSPITAL SERVICE COORDINATOR	Kenneth E. Schaus (HSV)
FINANCE COMMITTEE, Chairman	Richard E. Patterson
TRUSTEE, 1 st DISTRICT	Edwin Allison
TRUSTEE, 2 nd DISTRICT	Chris Crauthers
TRUSTEE, 3 rd DISTRICT	Neal Schultz, PDC

TRUSTEE, 4 th DISTRICT	Nathaniel Pate
CONSTITUTION AND BYLAWS COMMITTEE, Chairman	Charles Waugh, PDC
WAYS AND MEANS COMMITTEE, Chairman	Frank Cannon
NOMINATING COMMITTEE, Chairman	Bill Baker, PDC
TIME AND PLACE COMMITTEE, Chairman	Willie Scott
SERGEANT - AT - ARMS	Jerry Vance
DIRECTOR OF EMPLOYMENT	Mattie Harper
LVAP PROGRAM COORDINATOR	Fay Miller, PSC
TRAINING COORDINATOR Assistant Training Coordinator	Deborah Walker, PDC Scott Shoemaker
HOMELESS VETERAN ADVISOR	Delenta Jackson
VETERAN HOME COORDINATOR	Anwarul Haq (Huntsville)
VETERAN HOME COORDINATOR	Hugo Perez (Alexander City)
VETERAN HOME COORDINATOR	Leon Grove (Bay Minette)
VETERAN HOME COORDINATOR	(Pell City)
VAVS DIRECTOR	William Epps, Jr.
VAVS Birmingham	Clyde Fields
Deputy	J.T. Tate
VAVS Montgomery	Fred Kreps
VAVS Tuskegee	Donna Bradford
VAVS Tuscaloosa	William Feely
VAVS Biloxi	John Grower, PDC
WOMEN VETERANS ADVISORY CHAIR	Tawanna D.A. Jones
HISTORIAN	Kenneth E. Schaus
NEWSLETTER EDITOR	Anita Perez
DIRECTOR PUBLIC RELATIONS	Anita Perez
WEBMASTER	Lisabeth Emerson

FT. MITCHELL NATIONAL CEMETERY
ALABAMA NATIONAL CEMETERY

Todd Newkirk
Roy R. Davis

NATIONAL DEPUTY CHIEF OF STAFF
NATIONAL DEPUTY CHIEF OF STAFF
AIDE TO NATIONAL COMMANDER
AIDE TO NATIONAL COMMANDER

Neal Schultz, PDC
Ryan Sabbagh
James Nelson
Johnny Storey

NATIONAL SERVICE OFFICE SUPERVISOR
NATIONAL SERVICE OFFICER ASST. SUPV.
NATIONAL SERVICE OFFICER
NATIONAL SERVICE OFFICER
NATIONAL SERVICE OFFICER

Mary Stovall-Moore
Michael Smith
Jacqueline Jones
Mitchell Johnson
Willie Holmes