

# **BY-LAWS 2019 - 2020**

## **THE FLORIDA STATE AERIE FRATERNAL ORDER OF EAGLES**

Deletions are ~~strikethrough~~ and **additions are in Bold and underlined.**

### **AUTHORITY**

SECTION 1: Pursuant to the authority granted by the Grand Aerie Constitution and the Grand Aerie Laws of the Fraternal Order of Eagles and for the purpose of securing a more efficient organization and of strengthening the bond of the fraternity between the Local aeries and their membership within the State of Florida, under the charter granted by the Grand Aerie, Fraternal Order of Eagles, the Florida State Aerie hereby enacts and adopts these By-Laws for the government of it's affairs and repeals any and all other Constitution and By-Laws, if any, heretofore adopted.

### **STATE CONVENTION**

SECTION 2.1: The State Aerie shall meet annually not later than the third Friday, Saturday and Sunday of June at such place as shall have been determined by the State Executive Board.

SECTION 2.2: All State Convention arrangements will be handled and controlled by the State Executive Board. The State Convention Chairman, appointed by the State Worthy President, will assist or perform duties as deems necessary within the budget. Expenses will be provided for in the State Budget each year. The Local or Host Aerie will assist with the committees, or such, as needed, under control of the State Executive Board.

The State Worthy President shall receive bids from the Aeries/Auxiliaries within the State to sell ads and print programs of the State Convention. Proceeds from this endeavor shall go to the Local Aerie/Auxiliary selected by the State Worthy President to provide said program.

The Executive Board will work out suitable arrangements with the Florida State Auxiliary for rooms, banquets and anything else deemed necessary for a suitable and successful State Convention.

SECTION 2.3: The State Executive Board may commit to a contract for the State Convention, for up to three years in one contract.

### **STATE AERIE MEMBERSHIP**

SECTION 3: The State Aerie shall be composed of Delegates from Local Aeries of Florida. The Officers of the Florida State Aerie, all Local Aerie Secretaries, Past Worthy Presidents and Ten Year Secretaries on the membership rolls of such Local Aeries and all Past State Presidents, provided however, that no individual shall be eligible to vote or sit in the deliberations of the State Aerie unless he is in good standing in the Local Aerie of which he is a member.

### **VOTE ENTITLEMENT**

SECTION 4.1: Votes for the election of Florida State Aerie officers shall be as follows:

- (a) Each Past Worthy President on the membership rolls of a Local Aerie shall be entitled to one vote in his own name.
- (b) Each Past State President of the Florida State Aerie shall be entitled to one (1) vote in his own name.
- (c) Each Ten Year Secretary on the membership rolls of a Local Aerie shall be entitled to one (1) vote in his own name.
- (d) Each State Officer serving this Florida State Aerie shall be entitled to one (1) vote in his own name.
- (e) Each Local Aerie Secretary of Florida shall be entitled to one (1) vote in his own name, if the required reports have been filed and the Per Capita Tax is paid in full.

All other votes are one-delegate, one vote, unless the State Aerie delegation demands a roll call vote.

SECTION 4.2: Each Local Aerie which has filed the required reports and paid it's Per Capita Tax in full, ~~up to and including the previous December 1st,~~ and is otherwise qualified by the Laws of the Grand Aerie and the State Aerie, shall be entitled to one (1) vote for each twenty-five (25) members, or fraction thereof, up to and including two hundred fifty (250), and thereafter one (1) vote for every fifty (50) members or fraction thereof.

SECTION 4.3: Aeries instituted after November 30th, immediately preceding the Annual State Convention and before the date of the Annual State Convention shall be entitled to Aerie members on the Charter list at date of Institution.

### **DELEGATE AND ALTERNATE SELECTION**

SECTION 5.1: Delegates and Alternates may be elected or if the Local Aerie so desires, such Delegates and Alternates may be selected by the Worthy President of such Local Aerie not later than the first meeting in May.

SECTION 5.2: Each Local Aerie may send such number of Delegates as it desires to cast it's vote or votes as determined by it's membership size as provided in Section 4.

SECTION 5.3: No Delegate shall cast more than one (1) Aerie vote, or less than one (1) Aerie vote.

### **DELEGATE CERTIFICATION**

SECTION 6: The Secretary of each Local Aerie shall certify to the State Secretary: His name, the names of all Delegates, Alternates, Past Worthy Presidents, Ten Year Secretaries, Past State Presidents and present State Officers in good standing on the rolls of the Local Aerie not later than May 31st, preceding the annual meeting of the State Aerie. Such certification shall indicate the number of Aerie votes the Aerie is entitled to cast. Failure to receive this required information by May 31st, will result in the Delegates from your Aerie not being registered for the State Convention and forms received after May 31st, will be returned to the Aerie. There will be no Delegate registrations accepted at the State Convention, only changes to those that were registered by May 31st. Only visitor registrations will be acceptable at the Convention and they will not be entitled to a Delegate vote, but will be entitled to a vote for being a Past Worthy President in the State of Florida. In accordance with Section 35.6 of the Constitution and Statutes of the Fraternal Order of Eagles, any Local Aerie delinquent on their ~~December~~ **June payment of the previous year** payment of the Grand Aerie or State / Provincial Aerie Per-Capita Tax assessments and charges SHALL NOT be entitled to send Delegates and to be represented in the State Aerie at any time, and no member of such delinquent Aerie will hold any State or District Office. No delinquent Aerie is entitled to services provided by the Grand Aerie.

### **VOTING PROCEDURES**

SECTION 7.1: All voting shall be had by the voting sign of the Order except on roll call and the election of officers. Election of officers shall be by written ballot and simple plurality of the legally authorized votes present and voting shall elect.

SECTION 7.2: Except as otherwise herein provided, a majority of the members and Delegates voting on a question shall prevail. If on any question, twenty-five (25) members and Delegates combined remand a roll call vote, the same may be had and a majority of all legal votes present and voting shall decide the question, except to amendments to these Laws, in which instance, the procedure shall be as provided in Section 47 of the By-Laws.

SECTION 8: The candidates for office of the Florida State Aerie shall be nominated on the floor of the State Aerie and the names of such candidates shall be posted at the Convention headquarters voting place. Votes cast for members not nominated shall not be counted. Any nominee must either be present or have a signed acceptance in the hands of the State Secretary at the time of nomination.

## **STATE AERIE RITUAL**

SECTION 9: In opening and closing of State Aerie sessions and in installing Delegates and Officers, the ritual provided by the Grand Aerie shall be used.

## **CREDENTIALS AND REGISTRATION FEES**

SECTION 10: The State Secretary shall submit to the State Worthy President on or before the 10th of June of each year, a copy of the roster of Delegates, Local Aerie Secretaries, Past Worthy Presidents, Ten Year Secretaries, Past State Presidents and State Aerie Officers qualified as shown by the report of the Local Aerie Secretaries as provided in Section 6 of these By-Laws. Such roster shall show the number of votes each Delegate and member is entitled to cast. The State Worthy President shall provide the Credentials Committee with a copy of the list furnished him by the State Secretary.

Each Delegate and member shall be furnished proper credentials after having paid a registration fee. The State Executive Board shall determine the amount of such fee, which in their judgment is deemed necessary to transact the business of the State session.

## **STATE AUDITOR**

SECTION 11: The State Auditor shall make a complete audit of the records of the State Secretary, State Treasurer and all committees handling State Aerie funds and report thereon to the State Aerie at the annual session thereof.

## **APPOINTMENT OF COMMITTEES**

SECTION 12: The State Worthy President shall appoint such committees as he shall deem necessary to conduct the affairs of the State Aerie.

## **COMMITTEE REPORT PROCEDURES**

SECTION 13: The reports of all committees submitted to the State Aerie shall be in writing.

## **CREDENTIALS COMMITTEE**

SECTION 14: The Credentials Committee shall report to the State Aerie the number of accredited Delegates, Local Aerie Secretaries, Past Worthy Presidents, Ten Year Secretaries, Past State Presidents and State Officers to whom credentials have been issued and the number of votes entitled to be cast.

## **FINANCE COMMITTEE**

SECTION 15: The Finance Committee shall report to the State Aerie a budget for the ensuing year and the Per Capita Tax required to meet the same.

## **GRIEVANCE COMMITTEE**

SECTION 16: The Grievance Committee shall hear all appeals properly perfected and over which the State Aerie has jurisdiction, as may be presented to it or such other grievances as may be referenced to it by the State Aerie and report to the State Aerie of its findings and its recommendations thereon, to be presented at each session, as required, of the State Convention.

## **ELECTION COMMITTEE**

SECTION 18: The Election Committee shall receive and collect all ballots cast and report the result thereof to the State Aerie. They shall also tabulate the votes on the roll call of the State Aerie as provided in Section 7.

## **PUBLICITY COMMITTEE**

SECTION 19: The Publicity committee shall have charge of all publicity of the State Aerie.

## **COMMITTEE ON THE STATE OF THE ORDER**

SECTION 20: The State Ways & Means Committee shall report to the State Executive Board at each State Executive Board meeting its recommendations to aid the welfare of the State and Local Aeries.

## **COMMITTEE ON EXEMPLIFICATION OF THE RITUAL**

SECTION 21: The Committee on the Exemplification of the Ritual shall have full charge of all ritualistic and drill contests according to the rules adopted by the Grand Aerie and shall report the results of such contests to the State Aerie, giving to each contested team an itemized statement of the debits and credits accorded such teams.

SECTION 21.1: For the purpose of Florida State Ritual Competition, a Ritual Team may consist of either, a Local Aerie Team, or a Team consisting of multiple Local Aeries, so long as the multiple Teams has not more than two (2) members from any one Local Aerie.

## **RESOLUTIONS COMMITTEE**

SECTION 22: All those resolutions with the exception of those initiated or considered by the State of the Order Committee or those required to be submitted to the Judiciary Committee shall be presented to and passed upon the Resolutions Committee, which shall make its report thereon to the State Aerie in session with its recommendation thereon.

## **LEGISLATIVE COMMITTEE**

SECTION 23: All legislative matters proposed at a Convention shall be referred immediately to the Legislative Committee, which shall study them and report on them to the Convention.

## **STATE FUNCTIONS**

SECTION 24: The following State Functions shall be held on the last complete weekend of the month as indicated per this schedule, or on a weekend in the indicated Month that is approved by the State Worthy President. Sites for the function will be selected by the State Worthy President and will not be announced until after the installation of Officers at the State Convention, except for the S.E. Regional Convention, and Mid-Winter Conference which shall be selected by the State Worthy President Elect for the Year he is going to serve, and the Florida State Convention which the site will be selected by the State Executive Board.

Regional Convention	In the year assigned to Florida- Next to the last Complete Weekend of September.
State Pool Tournament	October
Mid-Winter Conference	January
State Dart Tournament	February
State Picnic/Horseshoe Tournament	March
State Bowling Tournament	April
All Duly Called State Executive Board Meetings	
Florida State Convention	In June Each Year

## **BY-LAWS COMMITTEE**

SECTION 25: Any proposed changes in the By-Laws shall be presented to the By-Laws Committee, whose actions shall be governed by the provisions of Section 47, except that this Committee shall in the interest of clarity and consistency determine, with the approval of the State Convention Delegates, the appropriate sections to which shall be included. In the interest of brevity, the Committee shall also have the authority, with the approval of the State Convention Delegates, to reword, but not change the meaning and purpose of By-Law amendments.

## **STATE OFFICER QUALIFICATIONS AND TERMS**

Section 26.1 : No person shall be eligible to hold any office in the State Aerie unless he shall be a Past Worthy President or a Ten Year Secretary in the State of Florida or a Past Worthy President / Ten Year Secretary who has resided in the State of Florida for at least five (5) years and is actively involved with a Florida Aerie and / or Florida District and / or Florida State Aerie and a member in good standing in his Local Aerie and meets the requirements of Local , State and Grand Aerie Laws.

SECTION 26.2: The Officers of the Florida State Aerie shall consist of a Junior past State Worthy President, State Worthy President, State Worthy President-Elect, State Worthy Vice President, State Worthy Chaplain, State Secretary, State Worthy Treasurer, State Worthy Conductor, State Inside Guard, State Outside Guard and three (3) elected State Trustees.

SECTION 26.3: The office of Junior Past State Worthy President shall be filled by the outgoing State Worthy President and by nature of having served to the end of his term as State Worthy President.

SECTION 26.4: All State Officers shall be elected for a term of one year each.

SECTION 26.5: With the exception of the State Secretary, State Treasurer and State Trustees, no State Officer may succeed to such office after serving one (1) term. No elected State Trustee may succeed himself to such office after three (3) years.

SECTION 26.6: Nominees for the office of State Worthy President Elect must have held a State Chair Office and served at least one (1) year on the Board of Trustees. A Chair Office is defined as Jr. Past State Worthy President, State Worthy President Elect, State Worthy Vice President, State Worthy Chaplain and State Worthy Conductor.

SECTION 26.7: Nominees for State Worthy Vice President must have held a State Chair Office and served at least one (1) year on the Board of Trustees. A Chair Office is defined as Jr. Past State Worthy President, State Worthy President Elect, State Worthy Vice President, State Worthy Chaplain and State Worthy Conductor.

SECTION 26.8: It should only be expected and required of incumbent State Officers and/or members nominated for State Office to attend State sponsored functions and duly called "E" Board meetings, except as required by Section 29 for the State Worthy President. Attendance at other functions will only be required as assigned by the Worthy State President.

SECTION 26.9: The State Worthy President Elect shall assume the office of State Worthy President for the ensuing year without further confirmation by nomination, appointment or election.

SECTION 26.10: If for any reason there is a vacancy in the office of State Worthy President The State Worthy President Elect will assume the remainder of the State Worthy President term of office plus assume the office of State Worthy President for the ensuing year without further confirmation by nomination, appointment or election.

SECTION 26.11:-If for any reason there is a vacancy in the office of State Worthy President Elect the State Worthy Vice President will assume the remainder of the State Worthy President Elects term of office and succeed to the office of State Worthy President without further confirmation by nomination, appointment or election.

SECTION 26.12 : If for any reason there is a vacancy in any office, other than that of State Worthy President or State Worthy President Elect , then the State Worthy President will appoint a Past State President, with the consent of the State Executive Board, to assume the remainder of that officer's term in office.

## **OFFICE EXPENSES**

SECTION 27: An annual allowance shall be made to the State Worthy President, State Secretary, State Treasurer, State Membership Director and State Auditor for their respective office expenses in such amounts as shall be fixed by the budget adopted by the State Aerie.

## **OFFICER'S LODGING, MILEAGE AND FEES**

SECTION 28.1: The State Worthy President, all State Officers ,all Past State Presidents and all committee chairmen that provide a verbal report at the convention and attending the State Convention shall receive up to Seventy-five (\$75) dollars for each nights lodging required (Chairman are only authorized 1-night lodging. State Aerie Officers are authorized 4-nights lodging, Past State Presidents are authorized 4-night lodging ; Convention Chairman , Sound and Audio Equipment Chairman and State Secretary are authorized 5-night lodging ) or Twenty-five (\$25) dollars per day (Chairman are only authorized 1-day if night lodging is not required, plus \$.45 cents per mile and from the Convention. Anyone living at home or visiting another person or those individuals that have their rooms compensated for, will be entitled to reimbursement of Twenty-five (\$25) dollars per day (1-day for Chairman) , plus \$.45 cents per mile while traveling . Travel to and from the lodging site is not included. Mileage reimbursement will only be authorized for travel within the State of Florida. Additional expenses may be authorized by the State Executive Board due to extenuating circumstances, i.e.—excessive tolls, extended duties at State Convention , etc.

SECTION 28.2: All State Officers ,all Past State Presidents and the following positions : Members with State or Grand Aerie Assignments, Auditor, Convention Chairperson (March E-Board), New Aeries, Ways & Means, and the Membership Chairman If any of the above are living at home or visiting another person or those individuals that have their rooms compensated for, they will be entitled to reimbursement of Twenty-five (\$25) dollars per day, plus \$.45 cents per mile while traveling . Travel to and from the lodging site is not included. If total mileage driven to and from the Executive Board meeting is 0-199 miles then no lodging is paid , 200-599 miles, the person will be entitled to one (1) night lodging and 600 miles or more the person will be entitled to two (2) nights lodging (\$75.00 per day lodging or \$25.00, per diem ). Mileage reimbursement will only be authorized for travel within the State of Florida. Additional expenses may be authorized by the State Executive Board due to extenuating circumstances, i.e.—excessive tolls, ect.

SECTION 28.3: State Agents assigned by the State Worthy President or State Executive Board shall receive up to seventy-five (\$75.00 dollars for each nights lodging required or twenty-five (\$25.00) dollars per day, if night lodging is not required, plus \$.45 cents per mile while traveling to and from their assigned Aerie. Anyone living at home or visiting another person or those individuals that have their rooms compensated for, will be entitled to reimbursement of twenty-five (\$25.00) dollars per day, \$.45 cents per mile while traveling to and from the lodging site is not included. Mileage reimbursement will only be authorized for travel within the State of Florida. Additional expenses by be authorized by the State Executive Board due to extenuating circumstances, i.e.—excessive tolls, etc.

SECTION 28.4: Eagle members assigned by the Florida State Executive Board to travel on official business for the Florida State Aerie may receive up to Seventy-five (\$75) dollars for each nights lodging required (Mileage must be over 200 miles round trip) or receive Twenty-five (\$25) per day if night lodging is not required (Mileage is under 200 miles round trip) , plus \$.45 cents per mile. Mileage reimbursement will only be authorized for travel within the State of Florida. Additional expenses may be authorized by the State Executive Board due to extenuating circumstances, i.e. – excessive tolls , etc,

SECTION 28.5: The State Secretary shall receive annually the sum of \$6,500.00 , payable quarterly.

Section 28.6 : in reference to Sections 28.1 , 28.2 , 28.3 and 28.4 ; a claim for reimbursement towards lodging , travel , tolls , ect. May only be reimbursed once. If someone is sharing a room or traveling together then only one (1) person may seek reimbursement. In other words, if the State Auxiliary , a District , a local Aerie , or another source such as a business or hotel is payingfor the expense then another individual may not claim the same expense.

### **STATE PRESIDENT**

SECTION 29.1: The State Worthy President shall preside at all meetings of the State Aerie, appoint committees and sign all voucher checks drawn upon the State Treasury and perform such other duties as may be required of him by the State Aerie.

SECTION 29.2: He shall render all decisions interpreting the State Aerie By-Laws and his decisions shall be final unless reversed by the State Aerie.

SECTION 29.3: He shall, whenever he deems it necessary, call a meeting of the State Executive Board.

SECTION 29.4: He may appoint such Chairman as in his judgment may be necessary to the welfare of the Florida State Aerie and define their duties. All such appointments shall be subject to cancellation and revocation at will and no chairman so appointed shall have any power than that defined by the State Worthy President. Included in these Chairman appointments will be the State membership Director. The State Worthy President has the authority to appoint a member to perform a State Cursory Audit Survey or to provide Advice and Counsel for a designated Local Aerie, in accordance with constitution and Statutes of the Fraternal Order of Eagles, Section 35.3. The State Worthy President also has the authority to recommend, to the Grand Aerie, a member to perform the duties as a Deputy Grand Worthy President, or a Grand Aerie Agent, assigned to a Florida State Local Aerie.

SECTION 29.5: The State Worthy President shall officially visit as many Local Aeries as possible in the State and he shall attend all State Sponsored Functions listed in Section 24.1, and the Grand Aerie Convention in July or August of the year he takes office, unless prevented by sickness, immediate family emergency or some other unavoidable circumstance.

SECTION 29.6: The State Worthy President shall supply the State Convention Program Chairman the order of business and agenda for the daily business of the State Convention. This should be supplied no later than May 1, preceding the Convention.

SECTION 29.7: The State Worthy President Elect shall perform such duties as assigned to him by the State President. In the absence or disability of the State President, he shall perform all the duties of the State President. The State President Elect shall select the site and chairman for the S.E. Regional Convention and the site and chairman for the Mid-Winter Conference for the year he is going to serve. He will also select the International Hospitality Room Chairman for the International Convention held for the year his is going to serve.

### **STATE VICE PRESIDENT**

SECTION 30: The State Worthy Vice President shall, in the absence or disability of the State Worthy President Elect, perform all duties of the State Worthy President Elect.

### **STATE SECRETARY**

SECTION 31.1: The State Secretary shall serve as Secretary of the State Executive Board and maintain a record of the proceedings and of the State Aerie. He shall collect all moneys due the State Aerie and shall turn the same over to the State Treasurer at least once a month with an itemized statement thereof and shall maintain a true and accurate account of all moneys received and disbursed.

SECTION 31.2: He shall initiate all disbursements and payments of all expenditures of and from the State Aerie and draw all vouchers upon the State Aerie.

SECTION 31.3: At each session of the State Aerie and whenever required by the State Worthy President, he shall deliver to the Auditor of the State Aerie, all his books and records for examination and audit.

SECTION 31.4: He shall, at each session of the State Aerie, deliver to the State Worthy President a report covering the cash balance of the preceding State Convention and the amount received by him from all sources and the sum paid for all purposes.

SECTION 31.5: He shall deliver to his successor in office, all books, papers, blanks, records, money and other property of the State Aerie in his possession.

SECTION 31.6: Not later than forty five (45) days after the close of the State Convention, the State Secretary shall prepare and distribute a State Convention Summary to the Grand Worthy President, the Grand Secretary, the Worthy President and Secretary of each Local Aerie, the Florida State Officers and the Florida State Past Presidents. This summary shall contain a brief report on the Convention covering the financial condition of the State Aerie, motions made—passed and defeated, By-Laws proposed, accepted and refused, resolutions accepted or defeated and other matters of moment that may have occurred.

SECTION 31.7: Not later than seventy five (75) days prior to the opening of the next State Convention, he shall have compiled the proceedings of the State Aerie sessions and delivered them to the same individuals noted on hand to meet the needs of the upcoming State Convention.

#### **STATE TREASURER**

SECTION 32.1: The State Treasurer shall be the custodian of all bonds and securities belonging to the State Aerie, receive all moneys from the State Secretary and receipt to him therefore.

SECTION 32.2: He shall deposit the same in a good and responsible bank approved by the State Executive Boards.

SECTION 32.3: He shall countersign all checks for local expenditures of the State Aerie after receiving vouchers for same.

SECTION 32.4: He shall maintain an account of all moneys coming into his hands and all checks issued and all checks that have cleared the bank and such as have not been presented for payment.

SECTION 32.5: He shall annually present to the State President a report showing a detailed statement of his accounts.

SECTION 32.6: He shall deliver to his successor in office all books, papers, records, moneys and other property of the State Aerie in his possession under penalty of bond.

SECTION 32.7: At each session of the State Aerie and whenever required by the State President, he shall deliver to the State Auditor all his books and records for examination and audit.

#### **OFFICER BONDING**

SECTION 33: The Financial Officers of the Florida State Aerie shall give a surety bond in the amount of \$10,000.00. The bond shall cover the State Worthy President, State Secretary, State Treasurer, State Trustees and all committees which handle money belonging to the State Aerie. The premium for such bond shall be paid from the State Aerie funds.

#### **STATE CONDUCTOR**

SECTION 34.1: The State Worthy Conductor shall be responsible for the safekeeping of all paraphernalia of the State Aerie during the annual session, but the State Secretary shall be the custodian thereof when the Aerie is not in session.



SECTION 34.2: The Conductor shall perform all duties prescribed by the Ritual and the Constitution for Local Aeries and other duties as he may be directed to perform by the State Worthy President when the State Aerie is in session.

#### **STATE CHAPLAIN, INSIDE & OUTSIDE GUARDS**

SECTION 35: The State Chaplain and the State Inside and Outside Guards shall perform such services at the State Aerie session as required of them by the Rituals governing proceedings of the State Aerie session as provided by the Grand Aerie.

#### **STATE EXECUTIVE BOARD**

SECTION 36.1: The State Executive Board shall consist of all the State Officers.

SECTION 36.2: They shall keep an inventory of all furniture and other equipment of the State Aerie held by them or any other State Officer and reports the same annually in writing to the State Convention.

#### **STATE EXECUTIVE BOARD RESPONSIBILITIES**

SECTION 37.1: Between annual sessions of the State Aerie, the Executive Board shall have and exercise all powers of the State Aerie.

SECTION 37.2: The State Executive Board shall have the authority to purchase a Past State President's Pin or Ring and present it to the Jr. Past State President.

#### **STATE DISTRICTS AND ZONES**

SECTION 38: The State may be divided into Districts and Zones in a manner approved by the State Executive Board. The recommendation and/or selection, by the State President, of an advisor to a newly instituted Aerie, should come from the District the new Aerie is assigned to by the State Executive Board.

#### **LEGAL COUNSEL**

SECTION 39: The State Executive Board may hire legal counsel when it deems necessary to the benefit of the State Aerie. The fee for said counsel shall be paid by the State Aerie.

#### **STATE PER CAPITA TAX**

SECTION 40.1 Each Local Aerie shall pay an annual Per Capita Tax in a sum fixed by the State Aerie, but in no event shall the sum exceed two dollars fifty cents (\$2.50) per member per year, the same shall be paid in two (2) installments, by June 30th and ~~December 31st~~ of each year. Aeries will base their State Per Capita Tax payment on the number of members subject to Per Capita Tax to the Grand Aerie. ~~as reported on line 17 of the Semi-Annual Report.~~

SECTION 40.2: The annual Per Capita Tax shall become a charge against the Local Aerie without special action thereon, provided, however, that in event any Local Aerie fails to pay such Per Capita Tax when due and payable, the State President is authorized to proceed to the collection thereof.

SECTION 40.3: Newly Instituted Aeries shall be exempt from paying State Per Capita Tax for the first ~~two (2) semi-annual~~ cycles following their date of Institution. They shall file the ~~semi-annual reports for these two (2) periods~~ with the State Secretary.

#### **STATE BUDGET**

SECTION 41: The State Aerie shall annually adopt a budget of authorized expenditures and appropriate the money from the State Treasury to finance same. Such appropriations shall not be exceeded except by the unanimous approval of the State Executive Board members present at the time of voting. The appropriation shall include expenses of the State Worthy President, the State Secretary, State Treasurer and State Membership Director's office, expenses of Deputies and all other expenses of the State Aerie, including employees.

## **IMPEACHMENT**

SECTION 42: An Officer of the State Aerie may be impeached for conduct unbecoming an Eagle or conduct unbecoming a State Officer. The charges, investigation and trial thereof shall be had in the same manner as provided by Section 2.2 of the Annotated Statutes of the Fraternal Order of Eagles, substituting the words, "State Aerie Tribunal" for "Grand Aerie Tribunal". The State Aerie Tribunal shall be composed of five (5) Past State Worthy Presidents who shall be appointed by the State Worthy President. Said Tribunal shall have jurisdiction over all cases involving an offense as above mentioned.

## **LOCAL AERIE REPORTS**

SECTION 43: Upon direction, each Local Aerie shall furnish to the State Aerie any reports necessary to the conduct of the activities of the State Aerie or any Board or Committee acting in behalf of the State Aerie as may from time to time be requested.

## **MEMBER AND DELEGATE CONDUCT**

SECTION 44: All members and Delegates to the State Aerie shall be bound by the same rules and laws of conduct toward and in the affairs of and with respect to the State Aerie as required of them toward and in the affairs of and with respect to their respective Aeries of which they are members, and any improper conduct toward and in the affairs of or with respect to the State Aerie may be tried and punished in the same manner and to the same extent and under the same provisions of the laws of the Order as if the Local Aerie were involved instead of the State Aerie.

## **GRAND AERIE CONVENTION DELEGATES**

SECTION 45.1: The Jr. Past State Worthy President of the Florida State Aerie shall be the accredited Delegate to the Grand Aerie Convention. The State Aerie shall appropriate annually a sum to cover the expenses of such Delegate to the Grand Aerie Convention.

SECTION 45.2: The Delegate shall be allowed as expenses the actual air coach fare or mileage at \$.35 (\$.45) per mile, up to a maximum of \$1,000.00 per round trip travel, plus eighty (\$80.00) dollars per diem for up to six (6) days, plus three hundred fifty (\$350.00) dollars. The registration fee for the Grand Aerie Convention will be paid by the State Aerie. The Delegate is under obligation to attend every session of the Grand Aerie Convention.

SECTION 45.3: In addition to said Accredited Delegate, the Executive Board shall have the authority to send the State Secretary to the Grand Aerie Convention at the same expense allowed the Accredited Delegate.

## **BY-LAWS VIOLATIONS**

SECTION 46: Any violations of these By-Laws by any member, Officer, Delegate or Local Aerie member attending or belonging to or affiliated with the State Aerie shall constitute a violation of the Laws of the Order and may be tried in the same manner and may be punished to the same extent as a violation of the Constitution for the Local Aerie.

## **BY-LAWS CHANGE PROCEDURE**

SECTION 47.1 : No amendments, alterations or additions to these By-Laws shall take effect until they have been approved by a Local Aerie and presented to the State Convention at its regular Session, provided however, that the Local Aerie shall have notified that at least thirty (30) days prior to the State Convention such amendments, alterations or additions will be presented. The State Secretary shall be responsible for the notifications of Local Aeries.

SECTION 47.2 : An amendment, alteration or addition(s) to these By-Laws may also be proposed and presented to the State Convention, at it's regular session, by a Florida State Officer or Committee Chairman, provided that they are read on the floor the first session of the Florida State Aerie, and laid on the table for 24 hours before the final reading of the proposed change, on the last day of the session.

SECTION 47.3 : Any such amendment, alteration or addition proposed shall become effective after adoption by a two thirds vote of the Delegates present and voting, provided however, that they shall have been read at two (2) separate daily sessions of the State Convention and shall have been approved by the Grand Secretary.

SECTION 47.4 : The State Secretary , with concurrence of the State By-Law Committee , shall have the authority to correct formatting , numbering , punctuation , spelling , and phrasing within the State By-Laws to improve clarity and reduce ambiguity prior to their submission to the Grand Secretary for approval as long as the corrections do not alter the meaning or purpose of the original text.

### PROMULGATION OF AMENDMENTS

SECTION 48: As soon as the amendment or amendments have been approved, they shall be promulgated by the State Secretary by being included in the proceedings of the State Aerie session at which they were adopted. Provisions for notifying Local Aeries of the proceedings of a State Aerie session are included in Section 31 of these By-Laws.

### BY-LAWS CONFLICT

SECTION 49: If any portion of the State By-Laws shall be found to be in conflict with the Grand Aerie Constitution or any other reason invalid, the remaining portion hereof shall not be affected hereby, but shall be in full force and effect.

These By – Laws and Changes Are Current And Up To Date As Of The Florida State Convention , June 13<sup>th</sup>, 14<sup>th</sup> & 15<sup>th</sup> , 2019 at Tampa Florida .

First Reading: Thursday June 13<sup>th</sup> 2019

By-Laws Laid on The Aerie Table For 24 Hours

Final Reading and Adoption: Friday June 14<sup>th</sup> 2019

These By – Laws and Changes Are Current And Up To Date As Of The Florida State Convention , June 14<sup>th</sup> , 2019 Tampa Florida .

State Worthy President : William Lucek William C. Lucek

State Aerie Secretary : Jeffrey D Patton Jeff D Patton

### By-Law Committee Members :

Dan Cover PSWP Aerie 4216 : Dan Cover

Richard Scott Aerie 3153 : Richard Scott

D John Gingras , PSERP , PSWP Aerie 4216 : D John Gingras

Aerie Membership Approved this 14<sup>th</sup> Day Of June 2019