
**Bylaws
of
Marine Corps League
Upstate Marines Detachment 1106
Anderson, South Carolina**

2023 Edition



**MARINE CORPS LEAGUE
UPSTATE MARINES
DETACHMENT 1106
BYLAWS**

Under provisions set forth in Article IX of the 2022 Edition of the Marine Corps League National Bylaws, the following Detachment Bylaws are set forth:

Article I — Name

The name of the Corporation shall be the Upstate Marines, Detachment 1106 of the Department of South Carolina, Marine Corps League, Incorporated.

Article II — Purpose

Section 1.

To preserve the traditions and to promote the interests of the United States Marine Corps, to band those who are serving or have been honorably discharged or retired from that service in fellowship that may effectively promote the ideals of American freedom and democracy, to fit its members for the duties of citizenship and to encourage them to serve as ably as citizens as they have served the Nation under arms, to hold sacred the history and memory of the men who have given their lives to the Nation, to foster love for the principles which they have supported by blood and valor since the founding of the Republic, to maintain true allegiance to American institutions, to create a bond of comradeship between those in service and those who have returned to civilian life, to voluntarily render assistance to all Marines and to former Marines, as well as to their widows and orphans, to perpetuate the history of the U. S. Marine Corps and by fitting acts to observe the anniversaries of historical occasions of peculiar interest to Marines.

Section 2.

This Detachment is not formed for profit, but is formed for promoting the ideals and purposes enumerated above. The net earnings shall be devoted exclusively to charitable, educational and recreational purposes as defined by State and Local Statues, and also set forth in the Marine Corps League National Bylaws.

Section 3.

Net earnings are defined as monies in excess of that required for the service and discharge of any and all financial obligations.

Section 4. End of Fiscal Year Distribution

At the end of each fiscal year the Board of Trustees will direct the Detachment Paymaster to inform the Board of the Detachment's bank balance and how much will be needed to cover financial obligations for three months. Some portion of the remaining funds will be donated to the Electric City Young Marines and other not-for-profit organizations. The Board of Trustees will submit to the Detachment what the percentages and designated receivers will be for approval of the membership. At the start of the new fiscal year the Detachment, with the leadership of the Board of Trustees, should select the objectives they agree on to legitimize the Detachment and their fundraising efforts.

Section 5. Non-discrimination

Detachment 1106

- a. Shall never take part in any labor or management dispute or issue;
- b. Shall not be sectarian, political, and partisan;
- c. Shall not be based on race, color, creed, nationality, or sex;
- d. Shall not be used as a medium of political ambition or preferment; and
- e. Shall not use former or present military rank or former or present civilian position as the basis for special consideration and preferment.

Article III — Meetings

Section 1.

Regular monthly meetings shall be held on a day and time determined by a majority of the membership present and voting.

Section 2.

Any notice of special meetings or change of regular meeting dates shall be given to the membership by the Adjutant by email and/or telephone at least ten (10) days in advance of said meeting.

Section 3.

If the regular monthly meeting falls on a holiday, or for some other reason cannot be held on the regular date, the Board of Trustees, by a majority vote may select some other day in that month, or cancel the meeting for just cause.

Section 4.

The Detachment Commandant or a majority of the Board of Trustees shall have the power to call a special meeting of the Detachment at any time after meeting the same requirements of advance notice to the membership as specified in Section 2 above.

Section 5.

Meetings of this Detachment shall be conducted in the order and precedence of the Marine Corps League, Department and Detachment Bylaws, and Roberts Rules of Order, Newly Revised.

Section 6.

A minimum of five (5) members of the Detachment must be present, including two (2) members of the Board of Trustees, to constitute a quorum at any business meeting.

Section 7.

- a. The Board of Trustees shall meet at least once each quarter and as often as the Commandant may deem necessary.
- b. The Commandant shall call a meeting of the Detachment Board of Trustees and all appointed Officers upon the request of three (3) or more members of said Board of Trustees.

Section 8.

The Detachment Charter, or a copy thereof, the National and Marine Corps Colors, and a Bible shall be displayed at all regular business meetings.

Section 9.

No smoking, profanity or alcoholic beverages shall be permitted during any Detachment business meeting. The restriction on alcoholic beverages shall not apply to Detachment dinners.

Article IV — Officers

Section 1.

The elected officers of the Detachment shall be the Commandant, Senior Vice Commandant, Junior Vice Commandant, and Judge Advocate. The elected officers plus the Junior Past Commandant shall be the Board of Trustees.

Section 2.

- a. The Commandant, Senior Vice Commandant, and Junior Vice Commandant shall serve a term of one (1) year. Each Commandant, upon completion of his/her term, shall also become a member of the Board of Trustees as Junior Past Commandant.
- b. In the event the Junior Past Commandant cannot serve, the post will revert to the previous Junior Past Commandant.
- c. The government and management of the Detachment are entrusted to the Board of Trustees.

Section 3. — Election Procedures

- a. In March the Commandant shall instruct the Junior Past Commandant to form a Nominating Committee consisting of him/her and two (2) other members.
- b. The nominating committee shall prepare a recommended slate of officers for presentation during the April meeting.
- c. Additional nominations may be made from the floor at the April meeting. The Chairperson of the nominating committee shall ask three (3) times if there are any additional nominations prior to closing nominations for each office.
- d. The election of officers shall be the last order of business.
- e. Election of Detachment Commandant, Senior Vice Commandant, Junior Vice Commandant and Judge Advocate shall be conducted in this order by a roll call or ballot vote.
- f. Before conducting the voting, the Detachment Commandant shall select two (2) Past Detachment Commandants and two (2) Past Detachment Judge Advocates to supervise voting and correctly tally the votes cast. If these past officers are not present at the time of election, the Commandant may utilize other past Detachment officers.
- g. A majority of votes cast is required to elect Detachment Officers. When a simple majority is not obtained on the first ballot, a second balloting will commence after a caucus (not to exceed five (5) minutes). Should a majority fail to materialize on the second or successive ballots, the candidate with the least number of votes shall be dropped as a contender (after each ballot) until a majority is achieved.
- h. The newly-elected officers shall assume their respective offices immediately following the installation ceremony.
- i. Selection of the Installing Officer will be the responsibility of the current Detachment Commandant.
- j. Detachment officers, with the exception of the Judge Advocate, shall be elected for a term of one (1) year and may stand for reelection one (1) additional year. The number of successive terms which the Judge Advocate may serve is unlimited.
- k. The Installing Officer must be an elected or past National officer, an elected or past Department officer, or a past Detachment Commandant.
- l. It shall be the responsibility of the Detachment Adjutant to prepare and submit the Report of Officer Installation and the Detachment Officer Report.
- m. The Report of Officer Installation and the Detachment Officer Report must be forwarded to the Department Adjutant within five (5) days of the installation. [The Detachment Officer Report was last used in 2019. The form no longer exists. Bylaw needs to be updated.]

Section 4. — Duties of the Commandant

- a. To preside at all meetings of the Detachment and Board of Trustees.
- b. Direct the affairs of the Detachment as prescribed by the Board of Trustees.
- c. Appoint committees as deemed necessary, subject to approval of the Board of Trustees.
- d. Serve as an ex-officio member of all committees.
- e. Shall make the final ruling on questions of order, subject to approval by the membership of the Detachment.
- f. The Commandant shall appoint the following positions: Adjutant, Paymaster, Chaplain,

Sergeant-at-Arms, and other positions, subject to approval by the Board of Trustees.

Section 5. — Duties of the Senior Vice Commandant

- a. To serve as acting Commandant in the absence of the Commandant.
- b. To perform other duties as requested by the Commandant or the Board of Trustees.

Section 6. — Duties of the Junior Vice Commandant

- a. Shall assist the Commandant.
- b. Shall assume the duties of the Commandant in the absence or disability of both the Commandant and the Senior Vice Commandant.
- c. Shall be responsible for the entertainment and social events of the Detachment.
- d. Shall serve as Chairman of the Membership Committee.
- e. Shall also perform the duties delegated by the Commandant or the Board of Trustees.

Section 7. — Duties of the Judge Advocate

- a. Shall be the advisor to the Board of Trustees on all legal matters of the Detachment.
- b. Shall research, interpret and advise on any matter or question concerning the National, Department and Detachment Bylaws of the Marine Corps League.
- c. Shall be available to all Detachment Officers and committees for legal advice pertaining to their duties and responsibilities.
- d. Shall serve as Chairman of the Detachment Bylaws Committee.
- e. A copy of the bylaws of the Detachment will be provided by the Judge Advocate to all new members and upon request to any member in good standing.
- f. Shall also perform other duties as requested by the Board of Trustees.

Section 8. — Duties of the Adjutant

- a. Shall have charge of and keep a full and correct record of all proceedings of all meetings, keeping such records as National, Department and Detachment require.
- b. Render reports of membership annually or when called upon at meetings.
- c. Keep current lists of names, addresses and telephone numbers of all current members.
- d. Under direction of the Commandant, read and handle all communications and correspondence of the Detachment.
- e. Shall read all communications, documents and applications for membership.
- f. Perform any additional duties assigned by the Commandant and/or the Board of Trustees.

Section 9. — Duties of the Paymaster

- a. Shall have charge of all funds and see that they are safely deposited in a local bank or banks as designated by the Board of Trustees.

- b. Shall prepare a monthly report for the Detachment body, reflecting the condition of the finances of the Detachment with such recommendations as may be deemed expedient or necessary for raising funds with which to carry on the activities of the Detachment.
- c. Shall be responsible for ensuring that all checks written on the Detachment account are signed by a minimum of two (2) officers. The Paymaster, Commandant, Senior Vice Commandant, and Junior Vice Commandant should be legally qualified by bank records to sign checks.
- d. Shall retain and produce upon request, all financial records, vouchers and papers required for the proper maintenance of the Detachment account or for the required annual audit.
- e. Shall serve as a member of the Budget and Finance Committee and the Audit Committee.
- f. Perform additional duties assigned by the Board of Trustees.

Section 10. — Duties of the Chaplin

- a. Charged with the spiritual welfare of the members and will offer divine but non-sectarian services in the event of dedications, funerals, public functions, meetings, et cetera.
- b. Adhere to such ceremonial rituals as are recommended by the Marine Corps League Ritual.
- c. Prepare Notice of Death forms when required.
- d. Perform additional duties assigned by the Board of Trustees.

Section 11. — Duties of the Sergeant-at-Arms

- a. Assist the Detachment Commandant in keeping order at all meetings.
- b. Assure that only members in good standing of the Marine Corps League and authorized guests are admitted at meetings of the Detachment.
- c. Be responsible for the proper arrangement of meeting area, to include but not limited to the placement of the Colors, Charter and the Bible.
- d. Perform additional duties as assigned by the Board of Trustees.

Section 12. — Duties of the Service Officer

- a. Shall be responsible for bringing to the attention of members and their dependents the rights and benefits granted to them by law.
- b. Will also serve as Chairperson of the Veterans Affairs and Rehabilitation or Service Committee.
- c. Perform additional duties as assigned by the Board of Trustees.

Section 13. — Duties of the Junior Past Commandant

- a. The immediate Junior Past Commandant shall assume this office automatically and without further election as the new Commandant is installed into office.
- b. Shall be the Chairperson of the Nominating Committee and supervise the election of Officers.
- c. Serve as the Assistant Chairperson of the Membership Committee.

- d. Perform additional duties assigned by the Board of Trustees.

Section 14. — Officer Vacancies

- a. The order of succession to the office of Detachment Commandant shall be (1) the Senior Vice Commandant, and (2) the Junior Vice Commandant.
- b. In the event of other vacancies on the Detachment Board of Trustees, the Detachment Commandant, with the advice and consent of the remaining Board members, shall appoint a successor to fill the remaining unexpired term of office.
- c. In addition to death, resignation, or incapacitation, a vacancy will occur through failure to attend two (2) consecutive officially called meetings of the Board of Trustees, or in the case of removal from office for cause.

Article V — Membership Eligibility

Section 1. — Categories of Membership

- a. Regular Membership. Only the following may be regular members of the MCL:
 - (1) Marines who are serving or have served honorably* in the United States Marine Corps or the United States Marine Corps Reserve;
 - (2) U.S. Navy Corpsmen (i) who are serving or have served honorably* in the United States Navy and who have trained with Marine FMF units in excess of ninety (90) days and earned the Marine Corps device (clasp) worn on the Service Ribbon, (ie; Southwest Asia Service Medal, Vietnam Service Medal, Armed Forces Expeditionary Medal, etc) and (ii) who earn the Warfare Device authorized for FMF Corpsmen. U. S. Navy Hospital Corpsman must have satisfactorily completed the Field Medical School (FMSS), have been permanently assigned to an FMF Command and have completed the appropriate sections of the Personnel Qualification Standard, both of which must be noted on the DD Form 214. An award of the Fleet Marine Force Ribbon (FMF Ribbon) (1 Sep 1984-30 Sep 2006) or the Enlisted Fleet Marine Force Warfare Specialist Qualification (EFMFWS) Badge (1 Oct 2006-present) may serve as prima facie evidence of eligibility; and
 - (3) U.S. Navy Chaplains who are serving or have served honorably* in the United States Navy and who have earned the FMF Badge serving with Marines. U. S. Navy Chaplains must have been assigned permanent duty with Marine Corps Operating Forces and have completed the appropriate sections of the Personnel Qualification Standard and both of which must be noted on the DD Form 214. An award of the Fleet Marine Force Ribbon (FMF Ribbon) (1 Sep 1984-31 Dec 2005) or the Fleet Marine Force Qualified Officer (FMFQO) Insignia (1 Jan 2006-present) may serve as prima facie evidence of eligibility.
- Note * - “Served Honorably” is determined by the last DD Form 214 or certificate of discharge that the applicant received. A General Discharge under Honorable Conditions is acceptable.

- b. Associate Membership — Those individuals not qualified for regular membership in the Marine Corps League who espouse the principles and purposes of the Marine Corps League as contained in its Congressional Charter may upon application to the Detachment be accepted for Associate membership. Associate members, upon acceptance, will pay dues in the same amount as prescribed for regular members, including initiation fees. A membership pin and membership card indicating "Associate Member" will be issued by National Headquarters. An Associate Member shall be entitled to the rights, privileges, and benefits of a regular member, however, such member shall not vote on a membership application, an election of Officers, or hold an elective office.
- c. Honorary Membership — The Detachment may issue Honorary Membership with discretion, as prescribed in the National Bylaws.
- d. Life Membership — Any member of the Marine Corps League, who is in good standing, may become a Life Member upon proper payment of fees as required in the National Bylaws. A Life Member shall be subject to payment of NO further dues to a Detachment, Department, or National Headquarters. Such member shall have all the privileges, rights and benefits enjoyed as a member, so long as the Member shall live. A Life Membership fee shall be paid in full to National Headquarters (through the Detachment Paymaster) with no discounts, no rebates, and no installment plan, whether such fee is paid by the individual or awarded by a Detachment. All Medal of Honor recipients who are members of the Marine Corps League shall be carried on the rolls as Paid Life Members.

Section 2. Membership Application

- a. Applications for membership shall be accepted and processed in accordance with the provisions set forth in the National MCL Bylaws (using the MCL application form, checking and verifying proof of service, signature of a sponsor, cash or check for the full amount required).
- b. Application for Associate membership — Individuals who are serving or have served in other branches of the Armed Forces of the United States must have served honorably.
- c. Individuals applying for Associate Membership must have reached the statutory minimum age for enlistment into the United States Marine Corps prior to being enrolled as an Associate Member.
- d. Applicants for membership must be approved by a majority of the members present and voting at a business meeting.

Section 3. — Membership Dues and Fees

- a. The payment of annual National membership dues entitles all members in good standing an automatic subscription to the Marine Corps League publication and enrollment privileges in any National Group Insurance Program that may be in effect.
- b. The MCL National Budget and Finance Committee recommends dues fees for approval of National Delegates assembled at a National Convention.
- c. The Detachment Board of Trustees shall present its suggested dues rate to the Detachment membership, following the National Convention or no later than the October regular meeting.
- d. The membership year and annual dues shall expire on the last date of the anniversary month of

- each member's original dues date indicated on their Membership card.
- e. Any member who owes money to the Detachment shall not be in good standing until the debt is repaid.

Section 4. Delinquent Member

- a. As indicated in the MCL National Bylaws, a member shall be identified as delinquent whenever the member's dues are not paid and transmitted on or before the membership expiration date as shown on the members card.
- b. Such member shall be retained in the delinquent status for a minimum of one year, during which time the member may erase this status by making payment of all dues in arrears and all dues current.
- c. If payment has not been made and recorded by the National office prior to the expiration date, the member's name will be stricken from National, Department and Detachment rosters.

Article VI — Subsidiaries and Subordinate Groups

MCL National Bylaws, Article X, shall be applied as needed by this Detachment.

Article VII — Grievance and Discipline

MCL National Bylaws, Administrative Procedures, Chapter Nine shall be applied as needed. All Grievance and Discipline procedures must be conducted in accordance with the regulations.

Article VIII — Amendments

Section 1.

These Detachment Bylaws may be amended or altered in whole or in part at any regular or special meeting of the Detachment by two-thirds vote of the membership present and voting, provided such action has been announced a minimum of twenty five (25) days prior to the date of the meeting.

Section 2.

Detachment Bylaws shall become effective upon approval of a two-thirds majority of the members of the Detachment present and voting, subject to approval of the Department Judge Advocate.

Article IX — Budget and Finance

Section 1.

- a. In March of each fiscal year the Detachment Commandant, with the concurrence of the Board

of Trustees, shall name a Budget and Finance Committee and shall order the Committee to prepare and submit to the Detachment a proposed budget for the upcoming year.

- b. The Budget and Finance Committee shall submit the proposed budget to the Detachment at the April meeting.

Section 2.

- a. During the second quarter of the calendar year the Detachment Commandant, with the concurrence of the Board of Trustees, shall name an Audit Committee and shall charge the Committee to perform a comprehensive and thorough audit of the Detachment's financial situation.
- b. The Committee shall report the results of their findings to the membership not later than the July monthly meeting.

Section 3.

The Detachment Commandant shall have the power to request Emergency Funds up to \$100.00.

Section 4.

No member may spend more than \$150.00 from the treasury without prior permission of the Board of Trustees.

Section 5.

When cash is being collected in a fund-raising event,

- a. the cash will be placed in a locked box as it is collected,
- b. the cash will be counted by no less than two members at the conclusion of the day or of the event, and
- c. the cash will immediately be given to the Paymaster, or someone designated by him, for deposit into the Detachment's bank account.

Section 6.

- a. The Commandant, or the Board member designated to assume his/her role if the Commandant cannot attend, will be reimbursed for travel expense at the current published IRS rate for charity travel when such expense is incurred as the Detachment's representative to official, scheduled Department and Division meetings. A voucher with a map/program printout attached showing miles from home to meeting site and requesting expense payment shall be submitted to the Paymaster.
- b. With advance approval of the Board, the Commandant or the Board member designated to assume his/her role, if the Commandant cannot attend, may be reimbursed for hotel lodging expense, including taxes, up to the published meeting rate at the host hotel rate, when overnight stay is necessary. A voucher with hotel bill attached will be submitted to the Paymaster for

reimbursement.

Article X — Recall

Section 1.

An appointed officer may be recalled by the Detachment Commandant for cause.

Section 2.

Any elected or appointed officer may be recalled at any regular or special meeting of the Detachment by two-thirds vote of the membership present and voting, provided such action has been announced a minimum of twenty-five (25) days prior to the date of the meeting.

Article XI - Marine of the Year

Section 1.

Two months prior to the Detachment's Annual Awards Program, the prior year Marine of the Year, or the next previous recipient, acting as Chairman, shall pick two previous MOY recipients to form a Marine of the Year Committee.

Section 2.

The committee members shall meet and nominate for the MOY award a number of Detachment members who are in good standing and have not previously received the award.

Section 3.

The committee shall then contact the prior recipients of the award, who are themselves in good standing, give them the names of the nominees, and ask if they wish to vote for one of them or another not yet nominated member.

Section 4.

The member receiving the most votes shall be named Marine of the Year.

Section 5.

In the event of a tie, the nominee or nominees with the least number of votes shall be dropped and the voting shall be repeated until a winner has been chosen.

Section 6.

The name of the winner shall not be announced until the award is presented, except that the Quartermaster shall be given the name in order that he can order a plaque and a Marine of the Year ribbon.

Article XII — Dissolution


Dissolution of the Detachment, if it occurs, shall be done in accordance with Article XII of the National Bylaws and Title 33 of the South Carolina Code of Laws.

Article XIII - Recordkeeping

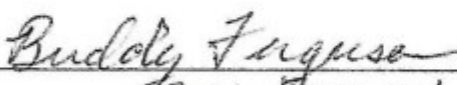
Minutes of all committee meetings and the contents of all reports to the Detachment files, to MCL Department, Division, or National offices, and to all government agencies, whether local, state, or Federal, shall be submitted to the Detachment Adjutant for recording in the Minutes.

These amended bylaws were unanimously approved by Detachment 1106 members in attendance on


05/13/2023
(date)

Detachment 1106 Commandant 
Julie Harper

Date approved 5-13-23

Detachment 1106 Judge Advocate 
Buddy Ferguson

Date approved 5-13-2023

Department of South Carolina Judge Advocate 

Date approved 6-15-2023

