

**The American Legion
National Executive Committee**

Held on
June 10, 2023
Resolution

Page 1 of 3

No.: 2

Title: Suspension of Department of Colorado Charter

Origin: Subcommittee on Resolutions

WHEREAS, National Headquarters has received resolutions from four (4) posts within the Department of Colorado calling for an investigation of the department to be conducted by the Department Advisory Committee; and

WHEREAS, Such an investigation was authorized and directed by National Commander Troiola; and

WHEREAS, The National Executive Committee authorized and directed a trial to take place with passage of Resolution 24 on May 10; and

WHEREAS, On May 24 the Department of Colorado responded to the charges admitting that posts did not receive funds from the online renewals from August to the time the trial was authorized and directed; and

WHEREAS, The department further admitted that minutes were not provided to the Department Executive Committee (DEC) following meetings and were not properly ratified at the next DEC meeting; and

WHEREAS, The department further admitted that office space was improperly leased to a for profit corporation without having gone through the required channels, specifically for votes by the Building Committee, Finance Committee and the Department Executive Committee; and

WHEREAS, The department finally admitted that a lack of clear policies and procedures, coupled with competing personalities, created an environment of dysfunction resulting in employees or volunteers feeling it was necessary to resign their position; and

WHEREAS, The American Legion owes a duty to the Legionnaires in the Department of Colorado to ensure that property and finances which are entrusted to the Department Executive Committee are being handled in a proper manner; and

Subcommittee on Resolutions Recommendation

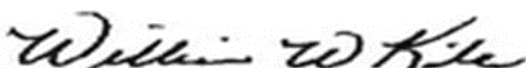
Approved

Rejected

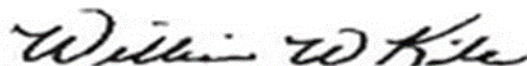
Referred to:

Other Action

Signature Chairman, Subcommittee on Resolutions



Committee/Commission, Chairman Name, and Signature



WILLIAM W. KILE, Chairman
Subcommittee on Resolutions

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WHEREAS, The Department of Colorado Executive Committee requested that the charter of the department “be suspended with oversight by national until policies and procedures are reestablished and the department is able to fully conduct the business of its members”; now, therefore, be it

RESOLVED, By the National Executive Committee of The American Legion in special meeting assembled virtually, on June 10, 2023, That the charter of the Department of Colorado be suspended immediately, and as a consequence of that suspension all department officers be relieved until such time that the officers be duly elected or appointed in accordance with a newly authored constitution of the Department of Colorado, and that the national commander be authorized and directed to terminate the employment of any employees effective immediately if so needed; and, be it further

RESOLVED, That the national commander be authorized to name and appoint a Colorado Reorganization Committee with the following authority, its actions, subject to the national commander's concurrence:

- 1) to secure the headquarters of the department located in Denver, Colorado, and to protect and freeze all existing assets.
- 2) to oversee the Department of Colorado, to take the necessary steps to ensure the proper operation of the department as long as needed for the benefit of the members.
- 3) to hire an interim department caretaker under such terms as may be mutually agreed upon between the candidate and the committee with the concurrence of the national commander.
- 4) to ensure that the department is properly audited and follows generally accepted accounting principles.
- 5) to oversee the financial operations of the department, including receiving and expending funds, as necessary.
- 6) to ensure the proper conduct of a department convention called for the purpose of electing and/or appointing permanent department officers to ensure the proper governance of the department and such other matters as may be appropriate; and, be it further

Subcommittee on Resolutions Recommendation

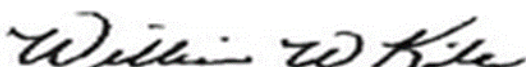
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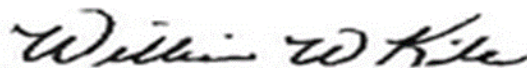
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Other Action

Signature Chairman, Subcommittee on Resolutions



Committee/Commission, Chairman Name, and Signature



WILLIAM W. KILE, Chairman
Subcommittee on Resolutions

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Page 3 of 3

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RESOLVED, That the National Executive Committee authorize The American Legion Finance Commission to allocate whatever funds may be necessary for the proper reorganization of the Department of Colorado, and that provisions be made for the reimbursement of the funds expended by the national organization on behalf of the Department of Colorado; and, be it further

RESOLVED, That the National Executive Committee authorize the Colorado Reorganization Committee, with the concurrence of the national commander, to secure such additional liability insurance as may be necessary to protect and indemnify both the members of the Colorado Reorganization Committee and the national organization during the period of the suspension of the Colorado department charter; and, be it further

RESOLVED, That the national commander be authorized and directed to take any such actions or expend any funds as he deems necessary to facilitate the orderly and expedient reorganization of the Department of Colorado, provided that any such actions shall be reported to the National Executive Committee at its next regularly scheduled meeting; and, be it finally

RESOLVED, That National Executive Committee Resolution No. 24, "Department of Colorado," May 2023 is hereby superseded and rescinded.

Subcommittee on Resolutions Recommendation

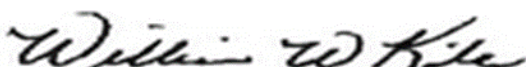
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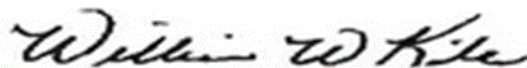
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Signature Chairman, Subcommittee on Resolutions



Committee/Commission, Chairman Name, and Signature



WILLIAM W. KILE, Chairman
Subcommittee on Resolutions