

**AMENDMENTS TO THE CONSTITUTION AND STATUTES,
FRATERNAL ORDER OF EAGLES**

Effective at the 2017 Grand Aerie International Convention, Grand Rapids, Michigan.

To the officers and members of each Local Aerie, Provincial Aerie, State Aerie and the Grand Aerie:
Re: PROMULGATION OF AMENDMENTS TO THE "CONSTITUTION AND STATUTES OF THE FRATERNAL ORDER OF EAGLES FOR THE 2017 EDITION: This official Publication is issued under the provisions of Article V, Section 7, Constitution; and Section 5.1 Statutes, Fraternal Order of Eagles, to promulgate the Amendments to the Constitution and Statutes, as adopted at the Grand Aerie Convention in Grand Rapids, Michigan, July 17th thru 20th, 2017, and which become law under Article IX, Section 1. Special attention is called here to the following Amendments and additions made to the Constitution and Statutes.

Added language is **bold and underlined**. Deleted language has double strikethrough. ~~Double strikethrough.~~

Section 9.12. The Board of Grand Trustees, in exercising its responsibility of advice and consent, shall not approve the appointment of any paid employee of the Grand Aerie, Fraternal Order of Eagles, to serve on the Fraternal Order of Eagles Memorial Foundation Board of Trustees, **or** the Eagle Village Commission, ~~or the Fraternal Order of Eagles Employees' Pension Fund Board of Trustees.~~

Section 37.4. (b) In the event of the cancellation or revocation of the Charter of such Local Aerie, the Local Auxiliary Charter will be revoked within **sixty (60) days.** ~~thirty (30) days, unless the Local Auxiliary makes application to the Board of Grand Trustees and is approved to continue as an independent Auxiliary.~~

Section 39.1. The Charter of a Local Aerie or Auxiliary may be voluntarily surrendered upon application to the Grand Secretary's Office. The Aerie/Auxiliary shall notify the Grand Secretary's Office of their decision and the notice of the special meeting called for that purpose, under Section 72.2, shall be mailed or sent electronically by the Grand Secretary's Office to the members in good standing of that Aerie/Auxiliary. The decision to surrender must pass by a vote of two-thirds (2/3) of the members **in attendance** at a **the** special meeting of the Aerie or Auxiliary called for that purpose. **The Grand Worthy President shall suspend the Charter and assign an Agent into the Aerie or Auxiliary to oversee the surrender process if a quorum, per Statutes, Section 72.5 and/or Auxiliary Rules and Regulations, Section 3.3, is not in attendance at the special meeting.** Voluntary Charter surrenders do not become effective until approved by the Board of Grand Trustees.

Section 39.4. (a) The Grand Worthy President shall commission an Agent to represent a suspended Aerie. The Agent is vested with all the powers of the Trustees and all other Aerie Officers and members, including but not limited to the authority to act on behalf of the Aerie in all legal and governmental matters. The Agent shall collect all dues, and pay all debts of the Aerie, including per capita tax. The Agent shall file written reports and shall account for all funds in the manner prescribed by the Grand Worthy President. The Agent shall have the authority to issue suspensions from membership for a period of up to ninety (90) calendar days. ~~Any type of suspension given by the Agent, and an appeal is requested within seven (7) calendar days, would have to file the appeal and pay a filing fee of one hundred dollars (\$100.00) to the Secretary of the Grand Tribunal, which will be refunded if the Agent suspension is overturned by the Grand Tribunal.~~

The Agent shall serve until his commission is withdrawn by the Grand Worthy President.

Section 39.4. (b) The Agent shall have the authority to remove and replace any officers, committee members and internal unit officers of the suspended Aerie or Auxiliary. Any officers, **committee members or internal unit officers** so removed and not reinstated by the Agent, is also removed from any Local office in the jurisdiction and/or Local Aerie committee prescribed by the Constitution and Statutes, which shall include the position of Auditor, and shall not be eligible to run for or be appointed to Auditor or any office or committee until three (3) regular elections have passed. The State/Provincial By-Laws may allow for the officer so removed by the Agent to also be removed from any State/Provincial elected or appointed office and/or committee. Any officer so removed shall have no right of appeal.

Section 55.1. The official receipt of the Order **as prescribed in Statutes, Section 55.2,** ~~properly executed by the members Home Aerie~~ shall be the only acceptable evidence of good standing of a member.

Section 61.7. The Grand Tribunal may issue a change of venue to move a trial to another Aerie in the vicinity, using that Aerie's Trial Committee, or, if more appropriate, request the Trial Committee from an Aerie in the vicinity convene the trial at the Aerie receiving the complaint. Proof must be presented that a fair and unbiased trial is not possible in the Aerie receiving the complaint. The cost of the trial shall be borne by the original Aerie receiving the complaint.

Section 63.4. (f) In case of an appeal to the Grand Tribunal, the Local Aerie **appellant** shall pay the cost of the original transcript. In such cases where an Aerie member files charges against an Auxiliary member and vice versa, the expense of the trial shall be borne equally by the Aerie and Auxiliary.

Section 64.2. ~~(d) An Appellant may receive a copy of the transcript upon the payment of the actual cost of making the photocopy of the transcript.~~

(e) **(d)** The Aerie Secretary having completed the matters herein set out shall within fifteen (15) days after notice of the Appeal from the Grand Tribunal certify and transmit to the Secretary of the Grand Tribunal by regular mail electronic transmission a copy of all proceedings and a verbatim, typewritten transcript of the case including the Complaint and the Trial Committee decision and penalty. It is the duty of the Aerie Secretary, whether the trial was recorded by video or audio device, court recorder or stenographer, to provide a verbatim, typewritten record of the trial. The Grand Tribunal may at any time, order further records in connection with such appeal.

(f) **(e)** The Grand Tribunal may, at any time during the fifteen (15) day time period, grant an extended time period based on a proper request from the Local Aerie Secretary showing the extenuating circumstances.

Section 70.6. Such membership in the Dual Local Aerie shall cease:

- (a) Upon failure to pay dues in the Dual Local Aerie.
 - (b) Upon failure to maintain membership **in good standing** in the original Local Aerie.
 - (c) Upon membership, in any Local Aerie, being terminated as otherwise provided by Law
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Section 71.3. All dues shall be paid in advance ~~to the Local Aerie~~ annually. They shall become due and payable on May 31st of each year.

Section 75.1. Any member of an Aerie who is in good standing, and against whom no charges are pending, may, without the payment of any fee, resign his membership in the Order **in writing**, and his membership in the Order shall forthwith cease upon presentation of such resignation to any regular meeting of the Aerie without the formality of acceptance by the Aerie.

Section 85.4. When issuing the official receipts for dues ~~he shall~~, in connection with the name of the member, designate the highest **office rank to which** he has attained in the Order **shall be included on the official receipt.**

Section 85.5. He shall, on a form **or method** to be provided by the Grand Secretary, on or before the fifth (5th) day of ~~each and every month~~, **April, May and June**, notify by mail to his last known address **or email address that has been supplied to the Secretary**, each and every member of the Aerie who will be delinquent on the **first (1st)** ~~fifteenth (15th)~~ day of **June**, ~~such month, and he shall notify each member who may be indebted to the Aerie for an amount equal to three (3) months' dues, by written or printed notice, sent to his last known address.~~

Section 85.6. On the last meeting night of ~~each month~~ **May**, the Secretary shall read to the Aerie, or post in a conspicuous place on the Aerie premises, the names of all members who shall be **delinquent in dues on the first (1st) day of June**, ~~indebted to the Aerie in a sum equal to three (3) months' dues.~~ The Secretary shall furnish to the Membership Security Committee a copy of this posted list.

Section 85.17. The Secretary shall receive such compensation for the performance of his duties as may be prescribed by the By-Laws of the Aerie. Such compensation shall be a per capita compensation, and shall be based upon the number of members who are in good standing or who are no more than ~~three (3)~~ **one (1)** months in arrears. Such compensation shall not be paid to the Secretary however, until Grand Aerie and State/Provincial per capita tax and fees have been paid in full, and all reports then due as required by the Laws of the Order shall have been completed and transmitted to those entitled to receive the same.

Section 89.2. The Board shall have charge of the maintenance and operation of the home clubrooms and buffet belonging to the Aerie, and shall employ, discharge and control the conduct and duties of all the employees of the Aerie, except the Assistant(s) to the Secretary. Such Assistant(s) are under the direct supervision and responsibility of the Secretary. **All employment positions must be provided for in the By-Laws before the Board is authorized to employ anyone in those positions or authorize payment of wages for those positions.** The Board shall have no authority to enter into any contract involving the expenditure of any money or the payment of **any manager's** salaries **until the membership has approved said manager's agreement.** ~~or the employment of any steward, custodian or other employee, unless the Aerie shall have first provided for same in its By-Laws.~~ The Board shall have no authority to charge the Ladies Auxiliary rent to use the Aerie Home to hold meetings. It shall approve all bills contracted for or on account of the conduct of the home, clubrooms, or the buffet of the Aerie, and shall submit such bills to the Aerie for its final action thereon. Such bills shall be paid only upon direct authorization of the Aerie, and then only in the same form and manner as other claims against the Aerie are paid. The Board of Trustees is to conduct the operation of the buffet and social quarters of the Aerie in a fiscally sound manner. The Board of Trustees may delegate the operation of the kitchen to the Ladies Auxiliary, if authorized in the Aerie By-Laws.

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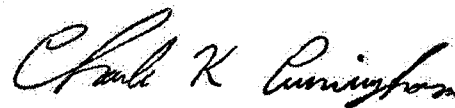
Section 91.1. All elective officers whose terms are about to expire shall be nominated annually at the last meeting in April, and nominations shall be closed at such meeting. Only those candidates nominated for office shall appear on the written or printed ballot, and there shall be no write-in candidates on the ballot, nor shall any absentee ballots be cast. No member shall be placed in nomination for any office unless he be in good standing and present at the time such nomination is made. If unable to be present, a candidate for nomination to office must file with the Secretary his written consent to have his name placed in nomination for such office. **This written consent may also be printed or an email that can be printed out and must be filed prior to the start of the meeting where nominations are to be held.** If no candidate is nominated or if the only candidate nominated for any office dies, withdraws, or for any other reason is unable to be such a candidate prior to the time of election, such vacancies for candidacy in that office shall be filled in such manner and method as the Local Aerie by motion in regular or special meeting shall determine.

Section 92.2. Resignations from office may be presented orally in the Aerie meeting by the resigning officer or in writing and become effective when presented to the Aerie in regular meeting without further action by vote of the Aerie. As to filling the vacancies in office, the Aerie shall decide by majority vote of those present and voting, the manner of filling the vacancies, per Section 92.1.

Section 92.3. If any officer absents themselves from the number of consecutive meetings so stated in the Aerie By-Laws, so long as they are consecutive, without being excused by vote of the Aerie in regular session, the office of such officer so absenting themselves shall be declared vacant by the presiding officer.



THOMAS L. McGRATH
GRAND WORTHY PRESIDENT



CHARLES K. CUNNINGHAM
GRAND SECRETARY