



Marine Corps League Department of North Carolina



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Judge Advocate

06-April-2023

From: William E. Brown,
To: Judge Advocate, Department of North Carolina
Bylaws Committee Chairperson, Department of North Carolina

Subject: Proposed DoNC Bylaws Change Article Seven Section 705

In accordance with Article Eight, Section 800, of Department Bylaws (DBL) Amendments, I am submitting the following change for consideration at the 2023 Department of North Carolina Convention.

CURRENT LANGUAGE

SECTION 705 - INCORPORATIONS - Any Detachment which engages in service or business, either profit or non-profit, or which uses the name of the Marine Corps League will be incorporated in accordance with Section 700 of this Article. A new Detachment will have two (2) years from the issue of their new charter. Article Seven applies to Chapter Eight, Section 8000, 8005 and 8010 of National Administrative Procedures, **(CH 5-18) (CH 5-22 NRev)**

PROPOSED LANGUAGE (New or Revised text in RED)

SECTION 705 - INCORPORATIONS - Any **of the foregoing subsidiary organizations** which engage in services or business **in their respective state or commonwealth** either for profit or non-profit, or which use the name of the MCL, will be incorporated **within one year from the charter date unless their state or commonwealth requires incorporation to be completed within a shorter time period.** If for any reason any subsidiary does not maintain good standing with the State or Commonwealth incorporation as determined by the Secretary of State Database and receives a letter of Revocation, that subsidiary shall cease to be in good standing effective as of the date on the letter or the State or Commonwealth. All operations as a non-profit shall cease and the subsidiary shall not receive any compensation, or voting privileges at National Headquarters conferences and conventions until such time their status is returned to normal status. (Rev 2021) DBL Article Seven applies to Article X of the NBL Sections 1000 and 1005 and NAP Chapter Eight, Section 8000, 8005 and 8010. of National Administrative Procedures, **(CH 5-18) (CH 5-22 NRev)**

RATIONALE: This is per NBL Article X, Section 1005b. and NAP Chapter Eight Section 8000, 8005 and 8010. This Section was mistakenly written as applicable to the detachments but applies to subsidiary organizations. This now brings the language consistent with that in the NBL Article X Section 1005b and NAP.

Respectfully Submitted,

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