**BY-LAWS**

**MARYLAND STATE AERIE**

**FRATERNAL ORDER OF EAGLES**

Pursuant to the authority granted by Section 35, Constitution and Statutes, Grand Aerie Fraternal Order of Eagles, and for the purpose of securing a more efficient organization of, and strengthening the bond of fraternity between the several Local Aeries and their membership within Maryland under the Charter granted by the Grand Aerie, Fraternal Order of Eagles, the Maryland State Aerie hereby enacts and adopts these By-Laws for the government of its affairs, and repeals any and all other Constitutions and/or By-Laws, if any, heretofore adopted.

**MEMBERS AND VOTING POWERS**

SECTION 1.1: The Maryland State Aerie shall consist of Delegates from the Local Aeries within Maryland, while they remain in good standing in their respective Aerie:

1. The presently serving officers of the Maryland State Aerie.
2. All Past State Worthy Presidents of the Maryland State Aerie.
3. All Past Worthy Presidents and Ten-Year Secretaries of the Local Aeries.
4. Delegates selected by the Local Aeries within the Maryland State Aerie.

SECTION 1.2: Votes for the election of State Aerie officers shall be as follows:

1. Each presently serving State Officer: one (1) vote
2. Each Past State Worthy President: one (1) vote
3. Each Past Worthy President: one (1) vote
4. Each Ten-Year Secretary, not a Past Worthy President: one (1) vote
5. Each Delegate: one (1) vote

Each Delegate shall be eligible to cast one (1) or more of the preceding qualifying votes. However, a Delegate may cast no more than a total of four (4) votes.

All other votes are one (1) Delegate, one (1) vote. Only those registered are eligible to vote.

SECTION 1.3: Each member Aerie which has filed its required reports and paid its per capita tax in full, and is otherwise qualified by the laws of the Grand Aerie, Local Aerie, and this State Aerie, shall be entitled to one (1) delegate vote for each fifty (50) members or major fraction thereof on its rolls on December 31 preceding the annual convention.

SECTION 1.4: A majority of all the legally authorized and registered delegates present at any session shall constitute a quorum of the Maryland State Aerie.

**OFFICERS**

SECTION 2.1: The Officers of the Maryland State Aerie shall be:

Junior Past State Worthy President

State Worthy President

State Worthy Vice-President

State Worthy Chaplain

State Secretary

State Treasurer

State Worthy Conductor

State Inside Guard

State Outside Guard

**~~State Trustee – 5~~~~th~~ ~~year~~**

**~~State Trustee – 4~~~~th~~ ~~year~~**

State Trustee – 3rd year

State Trustee – 2nd year

State Trustee – 1st year

SECTION 2.2: All State Aerie Officers, except the Junior Past State Worthy President, the State Worthy President, the State Secretary and the State Treasurer shall be nominated and elected at the annual meeting of the Maryland State Aerie for a term of one (1) year.

SECTION 2.3: The term of office of the State Secretary and the State Treasurer of the Maryland State Aerie shall be for a term of two (2) years. The office of the State Secretary and the State Treasurer shall be nominated and elected in alternating years. The State Secretary and State Treasurer of the Maryland State Aerie shall bear the title of Past State Worthy President.

SECTION 2.4: The retiring State Worthy President shall become Junior Past State Worthy President by virtue of having served as State Worthy President to the end of their term. Upon completion of the term of the State Worthy President, the State Worthy Vice-President, who has served their term as State Worthy Vice-President, shall succeed to the office of State Worthy President without further confirmation by election in order to attain that office.

SECTION 2.5: Any Aerie member aspiring to become a Maryland State Aerie Officer shall bear the title of Worthy President or Past Worthy President or Ten-Year Secretary of a Local Aerie, nor shall any member be eligible to hold office unless they shall, at the time of their installation in such office, be a member in good standing in their own Local Aerie.

SECTION 2.6: No person shall be placed in nomination for any office unless they be in good standing and shall be present at the time such nomination is made; or if they are unable to be present, has given their written consent to the State Worthy President or State Secretary to have their name placed in nomination for such office.

SECTION 2.7: An Executive Board of the Maryland State Aerie shall be established which shall consist of the State Worthy President, State Secretary, and one (1) Past Worthy President or Ten-Year Secretary of each Local Aerie within the Maryland jurisdiction. (Five (5) members of the Board shall constitute a quorum.) Each Local Aerie Worthy President shall appoint one (1) representative and one (1) alternate from among the Past Worthy Presidents or Ten-Year Secretaries in their Aerie to serve for one (1) year as a member of the Maryland State Aerie Executive Board.

SECTION 2.8: Any State Aerie Officer absent from two (2) consecutive officially called and/or scheduled meetings of the State Aerie Officers shall have their office declared vacant by the State Worthy President, unless such absent officer has presented to the State Worthy President a reasonable excuse for their absence at such meeting, which excuse must be approved by a majority of the Aerie members present and voting at the meeting.

SECTION 2.9: Any vacancy, which may occur in an office of the Maryland State Aerie, except the office of State Worthy President or State Worthy Vice-President, shall be appointed by the State Worthy President with the majority consent of the Executive Board of the Maryland State Aerie.

SECTION 2.10: Should a vacancy occur in the office of the State Worthy President, the office shall be filled by a Past State Worthy President selected by majority consent of the Executive Board of the Maryland State Aerie. The Local Aerie selected by the vacated State Worthy President to host the Maryland State Aerie annual convention shall remain the same if so desired by the Local Aerie.

SECTION 2.11: Should a vacancy occur in the office of the State Worthy Vice-President prior to their attending Incoming Presidents’ school, the vacated office shall be appointed by the State Worthy President with the majority consent of the Executive Board of the Maryland State Aerie. Should a vacancy occur in the office of the State Worthy Vice-President after their attending Incoming Presidents’ school, the office shall be filled by a Past State Worthy President selected by majority consent of the Executive Board of the Maryland State Aerie.

**MEETINGS**

SECTION 3.1: The Maryland State Aerie shall meet annually, prior to the Grand Aerie Convention, at such place and time as determined by the retiring State Worthy President with the concurrence of the State Aerie Executive Board.

SECTION 3.2: Between the annual sessions of the Maryland State Aerie, the State Aerie Officers shall have and exercise all the powers of the Maryland State Aerie whenever any emergency or need arises.

SECTION 3.3: The Maryland State Aerie shall hold a State Officers’ Meeting **~~at least once a month~~ bi-monthly** during the fraternal year**.~~; except in July, December and the month of the scheduled annual session.~~** **Meetings shall be held during July, September, November, January, and March with the annual session held during May.** Meeting dates and host Aeries for the upcoming fraternal year, as requested in writing by a local Aerie, will be determined by the incoming State Worthy President with the concurrence of the State Aerie prior to the adjournment of the annual meeting of the Maryland State Aerie.

SECTION 3.4: The Executive Board shall meet when necessary on the same date and at the same place as the State Aerie Officers’ Meeting.

SECTION 3.5: The State Worthy President of the Maryland State Aerie shall call a Caucus of all Officers of this State Aerie on the eve of the State Convention.

SECTION 3.6: Any Aerie member in good standing shall have voice and be eligible to vote at all State Officers’ meetings.

SECTION 3.7: The accredited representative of the Maryland State Aerie to the Grand Aerie Convention shall be the Junior Past State Worthy President at the time of the convening of the Grand Aerie Convention. In case the serving Junior Past State Worthy President is unable to attend the Grand Aerie Convention, an election shall be held from among the Past State Worthy Presidents to elect an accredited representative. The State Worthy President shall be empowered to call a Special Meeting for this purpose, if necessary.

SECTION 3.8: The accredited representative of the Maryland State Aerie to the Mid-Atlantic Regional Conference shall be the State Worthy President at the time of the convening of the Mid-Atlantic Regional Conference. In case the serving State Worthy President is unable to attend the Mid-Atlantic Regional Conference, the State Worthy Vice President shall be the accredited representative. If the State Worthy President and the State Worthy Vice President are unable to attend the Mid-Atlantic Regional Conference, the accredited representative shall be selected in accordance with Section 72.3, Constitution and Statutes, Grand Aerie Fraternal Order of Eagles.

**PER CAPITA TAX**

SECTION 4.1: Each Local Aerie shall pay to the Maryland State Aerie an Annual per capita tax of two dollars ($2.00) per member on the membership rolls of the Local Aerie on May 31 of each year. This per capita tax shall be paid from the Benefit Fund of the Local Aerie and shall be due and payable by June 30 of that year.

Local Aeries are encouraged to pay their annual State Aerie per capita tax by the opening session of the annual State Aerie convention. Any Local Aerie delinquent on their payment of the Grand Aerie or State Aerie per capita tax, fees, assessments and/or charges shall not be entitled to send delegates and to be represented in the State Aerie at any time. No member of such delinquent Aerie will hold any State Aerie office.

SECTION 4.2: No per capita tax shall be paid to the Maryland State Aerie by the Dual Local Aerie upon members affiliating with it pursuant to the provisions of Sections 70.3 to 70.6, inclusive, Constitution and Statutes, Grand Aerie Fraternal Order of Eagles.

**SALARY & TRAVEL EXPENSES**

SECTION 5.1: All serving Officers and Past Presidents of this Maryland State Aerie serving as members of any committee and attending the sessions of this State Aerie shall receive no salary or per diem for same.

SECTION 5.2: The State Worthy President of the Maryland State Aerie shall receive an annual allowance for their respective office and travel expense in such amount as shall be fixed by the budget as adopted by this Maryland State Aerie, payable quarterly.

SECTION 5.3: The State Worthy Vice-President of the Maryland State Aerie shall receive an annual allowance for their respective office and travel expense in such amount as shall be fixed by the budget as adopted by this Maryland State Aerie, payable quarterly.

SECTION 5.4: The State Secretary of the Maryland State Aerie shall receive an annual allowance for their respective office and travel expense in such amount as shall be fixed by the budget as adopted by this Maryland State Aerie, payable quarterly.

SECTION 5.5: The State Treasurer of the Maryland State Aerie shall receive an annual allowance for their respective office and travel expense in such amount as shall be fixed by the budget as adopted by this Maryland State Aerie, payable quarterly.

SECTION 5.6: The State Membership Director of the Maryland State Aerie shall receive an annual allowance for their respective office and travel expense in such amount as shall be fixed by the budget as adopted by this Maryland State Aerie, payable quarterly.

SECTION 5.7: The State Budget and Audit Director of the Maryland State Aerie shall receive an annual allowance for their respective office and travel expense in such amount as shall be fixed by the budget as adopted by this Maryland State Aerie, payable quarterly.

SECTION 5.8: The State Membership Director appointed to serve the upcoming term by the Incoming State Worthy President may accompany the Incoming State Worthy President to the Incoming Presidents’ meeting and may receive traveling expenses in such amount as shall be fixed by the budget as adopted by this Maryland State Aerie.

SECTION 5.9: Duly appointed Deputy State Presidents and Representatives of this Maryland State Aerie shall receive a per diem of thirty-five dollars ($35.00) when going and returning in the same day, plus thirty cents (30¢) per mile if traveling by automobile, or actual expense of railroad or bus fate. Where a brother must stay overnight, the per diem shall be fifty dollars ($50.00). Reports of such duties shall accompany all expense vouchers.

SECTION 5.10: A Legal Advisor for this Maryland State Aerie may be appointed by the State President, with the majority approval of the Executive Board, if an emergency arises requiring legal advice.

If the Legal Advisor is called upon to represent this Maryland State Aerie in any legal action which requires his appearance or attendance in a civil court involving this State Aerie, or any of its Local Aeries, he will be allowed such legal fee as is commensurate with the services rendered by him. The fee, of course, is to be paid by the State Aerie or the Local Aerie, whichever is involved.

SECTION 5.11: The representative to the Grand Aerie Convention from this Maryland State Aerie shall receive as his expense compensation a sum not to exceed one-hundred-seventy-five dollars ($175.00) per diem accompanied by expense voucher and receipts, plus approved registration fee and actual train, bus, or plane fare; or if traveling by automobile, forty cents (40¢) per mile up to two-thousand (2,000) miles, while going to, returning from, and while in actual attendance at the Grand Aerie Convention.

SECTION 5.12: The representative to the Mid-Atlantic Regional Conference from this Maryland State Aerie shall receive as their expense compensation a sum not to exceed seventy-five dollars ($75.00) per diem accompanied by expense voucher and receipts, plus approved registration fee and actual train, bus, or plane fare; or if traveling by automobile, forty cents (40¢) per mile, while going to, returning from, and while in actual attendance at the Mid-Atlantic Regional Conference.

SECTION 5.13: The compensation of the other Officers and/or employees of the Maryland State Aerie shall be as follows: None.

**BUDGETING AND AUDITING**

SECTION 6.1: The State Worthy President shall immediately, upon his installation, appoint a Budget and Audit Director from among the members of the State Aerie who shall not be an elective or serving State Aerie Officer or appointive officer. It shall be the duty of the Budget and Audit Director to prepare, annually, a budget for each department of the anticipated income, including per capita tax, and other income and authorized expenditures. Such budget for each department shall be approved by this State Aerie, and when so approved, not be exceeded except by approval of the Executive Board of this Maryland State Aerie.

It shall further be the duty of the Budget and Audit Director to conduct an audit of the accounts of each department, including the several Standing Committees, and to render an annual report to this Maryland State Aerie at its annual convention or at the next scheduled Maryland State Officers’ meeting.

**~~He shall receive no salary, but shall receive expenses for the conduct of his office in such amount as shall be fixed by the budget as adopted by this Maryland State Aerie.~~**

**MISCELLANEOUS**

SECTION 9.1: The registration fee for officers, delegates and guests of the annual Maryland State convention shall be **~~forty-five dollars ($45.00)~~ sixty dollars ($60.00)** when registering in advance and shall be made payable and sent to the Maryland State convention host Aerie; or **~~fifty dollars ($50.00)~~ eighty dollars ($80.00)** when registering on site and shall be made payable to the Maryland State convention host Aerie. **~~Fifteen dollars ($15.00)~~ Twenty dollars ($20.00)** of the registration fee shall be deposited in the treasury of this Maryland State Aerie.

SECTION 9.2: In opening and closing this Maryland State Aerie sessions and installing delegates and officers, the approved Ritual, as provided by the Grand Aerie, Fraternal Order of Eagles, shall be used.

SECTION 9.3: Any violation of these By-Laws by any member, officer, delegate, or Local Aerie attending or belonging to or affiliated with this Maryland State Aerie shall constitute a violation of the laws of the Order.

SECTION 9.4: No amendment, alteration or addition to the By-Laws shall take effect unless made in accordance with the requirements of Section 35.4, Constitution and Statutes of the Fraternal Order of Eagles, or laws amendatory thereof.

SECTION 9.5: Where the Constitution and Statutes of the Fraternal Order of Eagles and the Rules and Regulations of the Fraternity and these By-Laws do not cover or control, then Robert’s Rules of Order (Revised) shall govern the actions and deliberations of the Maryland State Aerie.

SECTION 9.6 There shall be established a State Aerie Membership Department which shall have charge of Membership activities and the BEACON. This Department shall be headed by a State Membership Director appointed by the State President immediately upon his installation. The Membership Director shall render an annual report of his activities of his department. The BEACON may be printed and mailed monthly by U.S. Postal Service or may be mailed electronically.

SECTION 9.7: There shall be established a State Aerie Ways and Means Committee. This Committee shall be comprised of the State Board of Trustees. This Committee shall be headed by a State Ways and Means Chairman. The Ways and Means Chairman shall be the seat of the 5th year Trustee. The Ways and Means Chairman shall render a monthly report at the State Officers’ Meetings.

SECTION 9.8: As soon as the State Worthy President receives a list of the Delegates, he shall appoint the following committees and designate a chairman for each:

NOMINATIONS, consisting of one (1) Delegate from each Local Aerie represented

BY-LAWS, consisting of not less than three (3) members

 CREDENTIALS, consisting of not less than three (3) members

 ELECTIONS, consisting of not less than three (3) members

 JUDICIARY, consisting of not less than three (3) members

 PARLIAMENTARY, consisting of not less than three (3) members

 RESOLUTIONS, consisting of not less than three (3) members

 EXEMPLIFICATION OF THE RITUAL, consisting of not less than three (3) members.

Other committees shall be appointed for such purposes as the State Worthy President may deem necessary or advisable.

SECTION 9.9: The President of this Maryland State Aerie shall appoint Deputy State Presidents from among the Past Worthy Presidents in good standing in this jurisdiction, and he is authorized to delegate unto them such general powers as are within the limits of his office. They shall receive such compensations as shall be fixed by this Maryland State Aerie By-Laws, and their tenure of service shall coincide and cease with that of the appointing President.

SECTION 9.10: No prizes or awards of any kind will be given for the Exemplification of the Ritual unless two (2) or more ritualistic teams are entered in competition at the State Aerie Convention.

SECTION 9.11: The Secretary of all Local Aeries shall furnish a list of all representatives, stating which are Past Worthy Presidents, Past State Presidents, or Ten-Year Secretaries to the State Secretary thirty (30) days prior to the Convention.

SECTION 9.12: The Chairman of the Credentials Committee shall be given a list of the delegates and their status by the State Secretary so the Credentials Committee can mark the number of eligible votes in the registration book.

SECTION 9.13: A suitable floral design shall be sent to all Past and serving Officers at the date of their demise.

SECTION 9.14: Any consideration for any major or minor grant from any charity fund granted by the Grand Aerie must be made in writing. Such requests are to be made to the State Executive Board for their approval.

SECTION 9.15: The charter of the Maryland State Aerie shall be displayed at an Aerie as determined by the currently serving State Worthy President.

**ADDITIONAL**

SECTION 10.1: The State Aerie shall establish one (1) fund as follows:

1. A General Fund

SECTION 10.2: All Honorary Past State Presidents shall be accorded the full voting rights and privileges of a Past State President.

THEREFORE, BE IT RESOLVED, by the Delegates of the Maryland State Aerie, in Convention assembled at Cresaptown, Maryland, on this 19th day of June 2021 that we hereby adopt the foregoing as the By-Laws of the Maryland State Aerie and the same shall take effect and be in full force immediately upon their approval by the Grand Secretary, Fraternal Order of Eagles.

BY-LAWS COMMITTEE: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

ATTEST:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Bruce Foote, PSWP John Livingston

State Secretary State Worthy President

APPROVED: GRAND AERIE \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Grand Secretary

 Fraternal Order of Eagles