

Constitution

PREAMBLE: In reverent recognition of Divine Guidance, we associate ourselves together, pledging ourselves to maintain true allegiance to the Government of these United States of America and fidelity to its Constitution and Laws. The objects of this Association are to further, encourage, promote and maintain comradeship among our members; to revere, honor and perpetuate the memory of our departed shipmates; and to promote and encourage further public interest in the United States Navy and its history and to uphold the spirit and ideals of our water borne services.

ARTICLE I

Section 1. The name of this organization shall be the Navy Club, Ship No. 40.

ARTICLE II

Section 1. This Navy Club, Ship No. 40, shall be located at Kenosha, County of Kenosha, State of Wisconsin.

ARTICLE III

Object

Section 1. The object and purpose of this Navy Club shall be to promote the principles and policies as set forth in the foregoing preamble and the National Constitution of the Navy Club of the United States of America.

ARTICLE IV Membership

Section 1. Persons eligible for membership in the Navy Club, Ship 40, of Kenosha, Wisconsin, are those regularly enlisted, drafted, inducted, or commissioned, and who served and those who are now serving in the United States Navy, Naval Reserve, Coast Guard, or Marine Corps of the United States of America, provided that no person shall be entitled to membership (a) who being in the Navy, Naval Reserve, Coast Guard, or Marine Corps of the United States during said period refused on conscientious, political or other grounds to subject himself to military discipline, or unqualified service, (b) or who being in such service was separated therefrom under circumstances amounting to dishonorable discharge and has not subsequently been officially restored to an honorable status.

Section 1 (a) Applicants for Associate Membership status must be on active duty in the military (other than the Navy, Marines, Coast Guard and Merchant Marine) or supply a copy of their DD 214, which shows an Honorable Discharge from the military.

1. Associate Membership dues will be \$15.00 per year and will be paid annually by January 01 of the current year.
2. Associate Members will not be eligible to vote, hold elected office or attend conventions and meetings as a delegate.
3. Associate Members may be appointed to committees at the discretion of the COMMANDER of NAVY CLUB SHIP 40 and will be permitted to participate

in discussions of NAVY CLUB SHIP 40 business at meetings and events.

4. Merchant Marine will be eligible to become active members by supplying NAVY CLUB SHIP 40 with a copy of their DD 214 showing an Honorable Discharge from the U.S. Navy, U.S. Marine Corps or the U.S. Coast Guard. If the Merchant Marine does not have a DD 214 or its equivalent they are only eligible for Associate Membership.
5. Conduct of an Associate Member at official NAVY CLUB meetings and events will conform to that of the NAVY CLUB SHIP 40 by-laws.
6. Associate Members who do not conform to the NAVY CLUB SHIP 40 by-laws at official meetings and events may be expelled from membership by a simple majority vote of the Executive Staff of NAVY CLUB SHIP 40, with forfeiture of the remaining dues for that year.
7. All Associate Members who have not attained the legal age to consume alcohol in the State of Wisconsin will not be permitted to consume alcohol at any NAVY CLUB meeting or event.
8. Anyone who would otherwise qualify as an active NAVY CLUB member, can not be an Associate Member.
10. DEATH BENEFIT for Associate Members, will be the same as for active NAVY CLUB SHIP 40 members.
11. LIFE MEMBERSHIP for Associate Members, will be the same as for active NAVY CLUB SHIP 40 members.

Section 2. There shall be no form or class of membership except an active membership or associate membership as herein provided.

Section 3. All applicants for membership shall be referred to the Membership Committee which will investigate and report at a regular meeting. All applications for membership will be voted on at the regular meeting, a majority vote being required for acceptance.

Section 4. Any member of this ship may be expelled or suspended for a cause by a two-thirds vote of the Executive Committee. Charges shall be based on disloyalty, neglect of duty, dishonesty, or conduct unbecoming a member of our ship. All charges must be made under oath in writing by the accuser, and no member in good standing shall lose his membership until given a fair trial.

Section 5. A member who has been expelled from Ship No. 40 for any cause may be reinstated to membership by a two-thirds vote of the Executive Committee, provided, however, that he shall make payment of any arrears in his dues at the time of his expulsion and also regular dues which have been payable in the interval between his expulsion and his reinstatement.

Section 6. The annual dues shall be \$20.00 payable on admission and on January 1st of each succeeding year.

Section 7. Any member whose dues are three (3) months in arrears shall be classified as delinquent and if four (4) months in arrears shall be classified as suspended from all

privileges and classified as not in good standing. [Anyone not paid up by 31 May will be stricken from the Ship's record.](#)

Section 8. No member delinquent in his dues shall serve on any committee.

ARTICLE V

Officers and Elections Thereof

Section 1. The officers of Ship No. 40 shall consist of Commander, Senior Executive Officer, Junior Executive Officer, Shipswriter, Paymaster. These Officers, together with the immediate Past Commander, and not to exceed three members elected from the membership shall constitute the Executive Staff. These three shall be designated as trustees and shall be elected for one (1), two (2), and three (3) year terms.

Section 2. Nominations and elections shall be at the January meeting.

Section 3. They shall hold office until their successors are duly installed or as otherwise provided. Any officer or executive committeeman may be removed for inefficiency by the Executive Committee, a two-thirds vote of said committee being necessary to effect such removal.

Section 4. All executive offices shall be for two years except as otherwise provided.

Section 5. The Commander shall appoint a nominating committee at the October meeting to make nominations for Officers of the Club and present a slate at the [January](#) meeting,

by Nomination Committee, but further nominations may be made by members of the club from the floor.

Section 6. Any member of this organization in good standing is eligible to election or appointment to any office.

Section 7. Vacancy in any elected office during the year shall be filled by the Executive Committee.

ARTICLE VI

Finance

Section 1. The revenue of this club shall be derived from membership dues and fundraisers.

Section 2. The amount of such membership or initiation fees and the amount of such annual dues shall be fixed and determined by a majority vote of the membership present at the last meeting of the official year. The amount so determined shall be the dues for the ensuing year.

By-Laws

ARTICLE I Name

Section 1. The name of this organization shall be Navy Club, Ship No. 40, of Kenosha, Wisconsin.

ARTICLE II Organization

Section 1. This club shall be non-political, non-partisan, non-sectarian and shall not discriminate based on race, creed, sex, national origin or color.

ARTICLE III Membership

Section 1. Any person who has served, or is now serving in the United States Navy, Marine Corps, Naval Reserve (State and Federal) or Coast Guard, under honorable conditions, is eligible to membership in the Navy Club, Ship No. 40.

Section 1 (a) Associate Membership: See Article IV, Membership, Section 1 (a) of the Navy Club Constitution.

Section 2. Any member who loses his honorable status with the United States Government automatically loses his membership.

Section 3. Dues shall be payable yearly on or before 31 December of each year.

Section 4. Members three (3) months in arrears in payment of dues shall be classified as delinquent and when four (4) months in arrears shall be classified as suspended. [Anyone not paid up by 31 May will be stricken from the Ship's record.](#)

Section 5. Any shipmate who has ten (10) consecutive years in Ship No. 40, Kenosha, Wisconsin and is at the age of 65 years or over and retires from work other than part-time will receive from Retirement Committee upon report a life membership card. The Ship No. 40, Kenosha to pay National and State (per capita).

Section 6. On death of a shipmate the wife, husband, or his or her heirs will receive from Ship No. 40, Kenosha, Wisconsin the sum of \$50.00 or \$100.00 dollars according to the years of membership as follows: \$50.00 after five (5) years (consecutive) or \$100.00 after ten (10) years (consecutive). These years must be consecutive and not broken and be in good standing at time of death. Commander or his representative to present this check on behalf of Ship No. 40.

ARTICLE IV Officers

Section 1. The Officers of Ship No. 40 shall consist of Commander, Senior Executive Officer, Junior Executive Officer, Shipswriter, Paymaster. These Officers together with the immediate Past Commander and not to exceed three members elected from the membership shall constitute the Executive Staff. These three shall be designated as trustees and shall be elected for one (1), two (2), and three (3) year terms.

Section 2. The Officers listed below shall constitute the Executive Staff: Commander, Past commander, Senior Executive Officer, Junior Executive Officer, Shipswriter, Paymaster, and three (3) trustees.

Section 3. Nomination of officers shall take place at regular meeting in [October](#) of each year. Prior to this meeting the Commander shall appoint a Nominating Committee composed of three (3) members in good standing whose duty it shall be to make nominations recommended for the officers of the club. Not more than two (2) names may be submitted for each office by the committee. Further nominations are open to any member on the floor.

Section 4. Any member in good standing is eligible to election or appointment to vacancies occurring in any office. Vacancies in any elective office during the year shall be filled by the Executive Board; [with exception of Commander \(refer to Article VIII, Section 2 of the Navy Club Ship No. 40 By-Laws\)](#). Only Members in good standing shall be allowed to cast ballots in any election.

Section 5. Any officer of this organization who absents himself from three (3) successive meetings without a satisfactory explanation for such absence shall be considered to have resigned his office and steps shall be taken by the Commander to fill his vacancy.

Section 6. Method of voting shall be by secret ballot.

ARTICLE V

Power of Veto

Section 1. The Commander shall have the power to veto any motion or action he considers unwise unless there are fifteen (15) members present.

ARTICLE VI Titles of Members

Section 1. Members shall be addressed as shipmates and officers according to their ranks, [within Navy Club Ship No. 40](#).

ARTICLE VII Meetings

Section 1. Meeting shall be determined by membership as to time, date, and place. The Shipswriter shall notify the membership by mail at the discretion of the Commander.

Section 2. Special meetings may be called on written request of seven (7) members in good standing. All members shall be notified of the meeting.

Section 3. No business shall be transacted at a special meeting other than that for which the meeting was called.

Section 4. No political, personal, or religious remarks will be permitted at our meetings.

Section 5. At all regular and special meetings of the club, a majority of the vote of all members present shall be necessary to enact legislation in the club.

Section 6. To officially conduct regular and special meetings of the club, a quorum of ten members in good standing must be present including one Staff Officer.

Section 7. To officially conduct business of the Executive Staff of the club, a quorum of **six (6) members of the staff** must be present.

Section 8. The By-Laws may be amended at regular meetings of the club by a two-thirds vote of those present in favor of such amendments and such changes must be in conformity with the National Constitution and By-Laws. It shall further be required that written notice be sent to all members stating the proposed amendment at least two weeks prior to the meeting at which action is to be taken for acceptance.

Section 9. All meetings of the club shall be conducted in accordance with the Robert's Rules of Order.

ARTICLE VIII Duties of Officers

Section 1. The COMMANDER shall preside at all meetings of the club and shall appoint all committees and details. He shall exercise general supervision over all activities of the organization and shall perform such other duties as usually pertain to the office of Commander.

Section 1 (a). The Immediate Past Commander shall preside at all meetings of the Executive Board.

Section 2. The SENIOR EXECUTIVE OFFICER shall preside in the capacity of the Commander in his absence. In case of resignation, death, or incapacity of the Commander to carry on his duties, the Senior Executive Officer shall be automatically the Commander until his successor is elected. He shall assume the duties of Membership Chairman.

Section 3. The JUNIOR EXECUTIVE OFFICER shall preside in the capacity of the Commander in the absence of both the Commander and the Senior Executive Officer. He shall act as aide to the Membership Chairman.

Section 4. The SHIPSWRITER shall have charge of and keep full and complete record of all proceedings of all meetings and on order of the Commander shall handle all correspondence of Ship No. 40 and shall also be Shipswriter to the Executive Staff. He shall also have the responsibilities to collect all dues, fees, fines, etc. and to issue receipt of the same. He shall keep his records Shipshape and be ready for Ships inspection at all times. He shall also perform all other duties that the Commander may see fit concerning the activities of his office.

Section 5. The PAYMASTER shall receive from the Shipswriter all funds paid to Ship No. 40, and shall deposit same in Ship depositories designated by Ship's Executive Staff and disburse the same by order from the floor at any regular meeting. His accounts and books shall at all times be open for Ship's inspection and any auditors named by the Executive Staff. He shall make report at the regular meetings of Ship No. 40, or such other times as the Commander or Executive Staff shall require.

Section 6. The CHAPLAIN shall be appointed and give the Invocation and Benediction at all regular meetings of the club. He shall also assume the duties of the Official Welfare Officer of the club, charged with the visitation of the sick and attend to such divine services as may be required by his office.

Section 7. The HISTORIAN shall be appointed and keep a record of the participation of the club in civic welfare and patriotic activities not fully recorded in the log. His work shall be on display at a regular meeting at least once during each year. He shall preserve copies of press articles and the historical record of members where possible.

Section 8. The JUDGE ADVOCATE GENERAL shall be appointed and he shall give the Ships Commander and the Ships Executive Staff advice on all legal matters and perform such other duties as the office may require.

Section 9. The duties of the Executive Staff shall be that of defining and outlining the policies of the club. They shall carefully guard the action of the club so that it will at all times conform to the rules and regulations as set forth in the Constitution and By-Laws of the Navy Club of the United States of America.

Section 10. The ship shall have three (3) elected trustees. The trustees shall audit the books annually and report to the Ship at the first meeting of January and will also serve on the Building and Finance Committee.

Section 11. The Commander shall name such committees as he shall deem advisable for the proper functioning of Ship No. 40.

Section 12. Standing committees shall not consist of less than three members.

Section 13. The standing committees shall be the following: Membership, Navy Relations, Navy Day, Legislation, etc.

- A. The duties of the Membership Committee shall be to promote membership.
- B. The Navy Day Committee to promote fitting ceremonies for the occasion.
- C. The [Navy Relations Committee](#) will be charged with the welfare of all club members [and relations with all Waterborne Services](#).
- D. The Legislative Committee will keep itself posted on all legislation pertaining to U.S. Navy and veterans.
- E. Sea Scouts Committee to supervise and advise where necessary and to keep an accurate account of funds and articles under their supervision.
- F. The Entertainment Committee shall see that the proper entertainment be provided at meetings and on special occasions.

Section 14. The [Executive Staff](#) shall have full power to act, furnish, rent, purchase, finance, equip, and operate Navy Club Ship No. 40 property and contents and have sole custody of all funds derived therefrom.

Section 15. OFFICER OF THE DECK: He shall have charge of the Quarterdeck while underway and be in command of the color bearers and guards during presentation of the colors at meetings, Two Bell Ceremonies, retiring of the colors, and such other duties as his office may require.

Section 16. MASTER AT ARMS: He shall maintain order at all meetings, attend door, and perform such other duties as are customarily entrusted to this office.

Section 17. BEACH PATROL: They shall determine the eligibility of prospective members for the club and make a complete report of the service records for the permanent files of the club.

Section 18. STOREKEEPER: He shall act as custodian of the personal property of the club, other than that for which the Paymaster and Shipswriter are responsible.

Section 19. PUBLICITY CHAIRMAN: He shall take complete charge of publicity of giving the press an account of all activities of the Navy Club which might be of public interest. He shall appoint some member to take notes for him in case of his absence.

Section 20. COLOR BEARERS AND COLOR GUARDS: They shall take charge of presenting and retiring of colors at all occasions and any other duties as may properly fall to them as deemed necessary by the Commander. The Guards will see that the colors are protected at all times.

ARTICLE IX Order of Business

Opening of meeting: The Commander will seat the shipmates with one (1) rap of the gavel and the doors shall be closed by the Master at Arms.

1. Honor the Flag of the United States of America
2. Invocation by the Chaplain and Preamble to the NCUSA Constitution
3. Introduction of all new members and visitors
4. Roll call of Officers by Shipswriter
5. Reading of the log of the previous cruise by Shipswriter
6. Reading of communications
7. Report of Paymaster – voice vote of financial record since the last meeting and presentation of bills to be acted upon for payment.
8. Report of committees
9. Swearing in new members present who have paid dues and have all applications and necessary papers completed and verified discharge papers
10. Beach Patrol
11. Chaplains report
12. Old business
13. New business
14. Good of the Ship
15. Two Bell Ceremony:

Chaplain: “The toll of the ship’s bell reminds us of the reverence we owe our departed shipmates and those who guard our honor on the sea and upon foreign soil. Let it be a reminder of the faith they confide in us. Let us who gather here, not forget our obligations and in silence breathe a prayer for our absent shipmates. Amen”

16. Closing Meeting:

Commander: “If there be no further business to come before the meeting, we will proceed to bring the ship to anchor.”

Chaplain: “Almighty God, who has given us the Grace at this time with one accord to make our supplications unto Thee, and does promise that when two or more are gathered together in Thy name, Thou wilt grant their requests; fulfill now, O Lord the desires and petitions of Thy servants, as may be most expedient for them, granting us in this world, knowledge of Thy truth, and in the world to come, life everlasting. Amen”

Commander: “Let us leave this ship fully aware of the obligations we owe to our country, and to the Navy Club Ship No. 40.”

One (1) rap of the gavel

HOUSE RULES OF NAVY CLUB
SHIP NO. 40

1. Any guests of this Club, of either sex who behave in a manner unbecoming a lady or gentleman, shall be warned to correct their conduct immediately or have their guest privileges immediately discontinued.
2. Any members of this organization or its affiliates who behave in a manner unbecoming a lady or gentleman shall be warned to correct their conduct immediately, and if such correction is not made, they shall be escorted from the clubrooms and their club privileges shall be discontinued for a period of three (3) months. Said suspension to take place immediately without further action of the Club.
3. The above rules and possible suspensions to be enforced by the [Executive Staff](#) or any Ship Officers who may be present when misconduct or suspension violation takes place.
4. When guest privileges are suspended there shall be no recourse.
5. If any member of the organization or its affiliates feels that [they have](#) been [falsely accused](#), [they](#) may exercise Section 4 of Article IV of the [Constitution](#).

INDEX OF CHANGES Constitution

1. **Article IV Membership:** Add Section 1 (a): Associate Membership
2. **Article IV Membership:** Section 2 - After the words “active membership” insert “or associate membership”
3. **Article IV Membership:** Section 4 – In the second sentence after the word “dishonesty,” delete the word “and”, insert the word “or”
4. **Article IV Membership:** Section 6 – dues are changed from \$15.00 to \$20.00. Also, after the words “on the” delete “the anniversary” and replace with “January 1st”
5. **Article IV Membership:** Section 7 – Add an additional sentence to the end of the section “Anyone not up to date by 31 May will be stricken from the Ship’s record.”
6. **Article V Officers and Election Thereof:** Section 5 – After the words “a slate at the” delete “November” and replace with “January”
7. **Article V Officers and Election Thereof:** Section 6 – After the words “is eligible” delete the words “after one (1) year of membership”

INDEX OF CHANGES BY-LAWS

1. **Article II Organization:** At the end of the sentence, add “and shall not discriminate based on race, creed, sex, national origin or color.”
2. **Article III Membership:** After Section 1, add “Section 1 (a) Associate Membership: See Article IV, Membership, Section 1 (a) of the Navy Club Constitution.”
3. **Article III Membership:** Section 3 – after the words “on or before”, delete “the anniversary of the date of admission to membership” and replace with “31 December of each year”
4. **Article III Membership:** Section 4 – At the end of the section add “Anyone not paid up by 31 May will be stricken from the Ship’s record.”
5. **Article IV Officers:** Section 3 – In the first sentence of the section, delete the word “November” and replace with “October”
6. **Article IV Officers:** Section 4 – In the first sentence, after the words “good standing” delete “(one year)”. Also, after the words “Executive Board” add “; with exception of Commander (refer to Article VIII, Section 2 of the Navy Club Ship No. 40 By-Laws).”
7. **Article VI Titles of Members:** Section 1 – After the words “their rank” add “, within Navy Club Ship No. 40.”
8. **Article VII Meetings:** Section 7 – After the words “a quorum of” change “seven (7)” to “six (6)”
9. **Article VII Meetings:** Section 7 – After the words “seven (7) members” insert “of the staff”
9. **Article VIII Duties of Officers:** Section 1 – Delete the last sentence of the section “He shall sign all checks in conjunction with the Paymaster.”

10. **Article VIII Duties of Officers:** Section 4 – In the third sentence after the words “his records” delete the word “in”
11. **Article VIII Duties of Officers:** Section 6 – After the words “The CHAPLAIN shall” insert the words “be appointed and”
12. **Article VIII Duties of Officers:** Section 7 – After the words “The HISTORIAN shall” insert the words “be appointed and”
13. **Article VIII Duties of Officers:** Section 8 – Add “The JUDGE ADVOCATE GENERAL shall be appointed and he shall give the Ships Commander and the Ships Executive Staff advice on all legal matters and perform such other duties as the office may require.”
14. **Article VIII Duties of Officers:** Section 12 – After the words “shall be the following:” delete the words “Building and Finance” and “Welfare”
15. **Article VIII Duties of Officers:** Section 13 – Delete the words “Building and Finance Committee” and replace with the words “Executive Staff”. Also, move the entire paragraph under sub-paragraphs “A” through “F”
16. **Article VIII Duties of Officers:** Section 13 sub-paragraphs “A” through “F” are moved up to be sub-paragraphs of Section 12
 - Sub-paragraph “C” - Rewrite to read “The Navy Relations Committee will be charged with the welfare of all club members and relations with all waterborne services.”
17. **Article VIII Duties of Officers:** After Section 13 the next sections of the By-laws will be numbered consecutively (i.e. “Section 14 OFFICER OF THE DECK; Section 15 MASTER AT ARMS; Section 16 BEACH PATROL; Section 17 STOREKEEPER; Section 18 PUBLICITY CHAIRMAN; Section 19 COLOR BEARERS AND COLOR GUARDS

18. Article IX Order of Business: Total rewrite as listed below:

“Opening of meeting: The Commander will seat the shipmates with one (1) rap of the gavel and the doors shall be closed by the Master at Arms.

1. Honor the Flag of the United States of America
2. Invocation by the Chaplain and Preamble to the NCUSA Constitution
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Commander: “If there be no further business to come before the meeting, we will proceed to bring the ship to anchor.”

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Commander: “Let us leave this ship fully aware of the obligations we owe to our country, and to the Navy Club Ship No. 40.”

One (1) rap of the gavel”

**INDEX OF CHANGES
HOUSE RULES OF NAVY CLUB
SHIP NO. 40**

Section 3. After the words “to be enforced by”, delete “paid employees of the club” and replace with “Executive Staff”

Section 5. After the words “affiliates feels that” delete “he has” and replace with “they have”. Also, after the word “been” delete “discriminated against he” and replace with “falsely accused, they” and after the words “Section 4 of Article IV of the” delete “By-Laws” and replace with “Constitution.”

End of Proposed Changes