Fundraising Requirements from Bylaws

Department Bylaws:

B-11.11: APPROVAL OF CHAPTER AND AUXILIARY FUND RAISING

The Department shall not approve any blanket fundraising requests from Chapters or Auxiliaries. Each ongoing fundraising request must be forwarded to the Department Finance Committee along with a copy of policy, rules and/or regulations for operation of same for current or future fund raisers, for approval in accordance with National By-laws and National Executive Committee Regulations on an individual basis. All requests for Fund Raising must be received by the department at least 30 days in advance of the Fund Raiser. If the Fund Raising will also be conducted in another Chapter's or Auxiliary's area a written approval from that Chapter or Auxiliary must be attached. The Department Auxiliary must have approval for a fundraiser from the DAV Department of Arizona and must submit its request 30 days in advance. Units can conduct fundraisers with written Chapter approval if the fundraiser will gross less than $5,000 in accordance with DAVA National Bylaws. Only the chapter approval is required but a copy must be forwarded to the DAV Department of Arizona for review. If the fundraiser is greater than $5,000 it must be approved by the Chapter and the Department. Since the Department Finance Committee does not meet on a regular basis, a request for a fundraiser under $5,000 received before the next Finance Meeting shall be approved by a Vote of the Commander, Sr. Vice Commander, Jr. Vice Commander, and the Finance Committee Chair and presented at the next Finance Committee Meeting. ***(Amended by 2014 Convention) (Amended by 2017 Convention)***

National Bylaws:

NEC Regulation 4: Bar, Lounge, Bingo or Thrift Operations

Effective July 1, 2024, if a bar, lounge, bingo operation, thrift store, or similar fundraiser, is operated by, or in the name of a subordinate entity of the Organization, the entity must provide, at minimum, ten (10) percent of the gross annual income derived from the operation to provide free DAV programs of service. The subordinate unit is responsible for ensuring that the bar, lounge, bingo operation, thrift store, or similar fundraiser, complies with all relevant laws and that any required filings with regulatory agencies have been made. The National Commander may immediately terminate the subordinate entities' privilege to operate such a fundraiser, in accordance with Article 15, Section 15.6, Para. 5 of the National Bylaws, should it fail to meet this standard.

Bylaws Section 15.3 – For Chapters and DAV Auxiliaries

Para. 1: The revenue of chapters and DAV Auxiliary units shall be derived from dues, contributions and such other sources as may be approved by the state department within which the same is located. Where no commissions are to be paid, and solicitation of funds shall be only by personal contact of members, or friends of members, no prior approval shall be required for a fundraising project where the gross receipts will be less than $5,000 provided, however, that advance written notice of thirty days to the state department shall be required on all such fundraising projects. (Such fundraising must be in compliance with federal, state and local laws.) All monies received by local chapters on fundraising activities except as may lawfully be required to be paid to the state department having jurisdiction over such chapters, shall be retained by such chapter. If there is no state department, approval must be obtained from the National Executive Committee.

Para. 2: If, in any city where there is more than one chapter, it is desired by one chapter to conduct a particular city-wide fundraising project, then such chapter shall advise all other chapters in such city of its intention to request approval (or intent to notify, in the event less than $5,000 in gross receipts are anticipated) and any chapter opposing the same shall immediately file its objection thereto with its state department. If there is no state department, objections shall be filed with the National Executive Committee.

Para. 3: No chapter or its auxiliary shall conduct a fundraising drive in the territory of any other chapter unless the approval of the chapter concerned is first received, except as otherwise expressly provided in this Section.

Para. 4: Where a majority of the chapters of a city and/or county desires to undertake a city- or county-wide fundraising project without the concurrence of the minority of the chapters therein, prior approval therefor must be obtained from the state department. If there is no state department, approval must be obtained from the National Executive Committee.

Para. 5: Any chapter, and any DAV Auxiliary unit, with its chapter's prior consent, may conduct an annual Forget-Me-Not Drive, involving solely the offering of Forget-Me-Not flowers purchased through National Headquarters, where there is no paid promoter involved, unless prior approval is expressly required by this Section. Each chapter or DAV Auxiliary unit shall advise the state department of the dates planned, which shall not exceed seven total days throughout the membership year.

Para. 6: Any state department may conduct such Forget-Me-Not Drive within the state, in cities or counties where there is no chapter, without prior approval from the National Executive Committee.

Para. 7: No member shall solicit funds or offer for sale any form or kind of merchandise or service as a disabled veteran, or in the name of the Organization, or while wearing any portion of the DAV uniform, except with the approval of the chapter(s) of the particular chapter town in which he or she is operating, and of the state department. The member is further subject to the other provisions of this Section.

Para. 8: Notwithstanding anything to the contrary, any state department, chapter or DAV Auxiliary entity desiring to engage in fundraising projects involving, directly or indirectly, contracts of any nature shall be required to obtain prior approval from their state department and the National Executive Committee. Contracts submitted to the National Executive Committee for approval must allow sixty days from the date of submittal until the proposed commencement date of the contract in order for the National Executive Committee to give them proper consideration.

Para. 9: Effective August 1, 1989, all new Thrift Store operations which require written management contracts shall be entered into by the state department in which the activity is to take place. Existing approved Thrift Store written management contracts in effect prior to August 1, 1989, may be renewed in accordance with these Bylaws, so long as such contracts are consistent with these Bylaws and the Regulations of the National Executive Committee.

Para. 10: All net income raised from fundraising projects shall be required to be devoted, within a reasonable time, to the cause or program for which it was intended.

Para. 11: The National Executive Committee shall not approve a contract in which administration and costs of fundraising exceed percentages established as guidelines by accepted federal, state, advisory, and/or other regulatory agencies, except for contracts the nature of which do not lend themselves to an assessment of promotional or fundraising costs.

Para. 12: The privilege to use the name “Disabled American Veterans,” any name similar to it, or symbols of it, shall not be transferable, directly or indirectly, without prior approval of the state department having jurisdiction, and of the National Executive Committee.