

# **CLEBURNE'S DIVISION BYLAWS**

## **REVISION DATED: November 2, 2009**

### **ARTICLE I - NAME AND STRUCTURE**

- A.** The name of this organization is: **CLEBURNE'S DIVISION, INC.**
- B.** All unit/organizations that join Cleburne's Division will be willing to serve together by their brigade, unless other arrangements have been made between the commanding officer, 2nd in command and the affected Brigade, Battalion or Unit/Organization. Cleburne's Division will function as one division in the field when appropriate. Member units/organizations shall participate in minimum of 1 Division sanctioned event per year to maintain their membership.

### **ARTICLE II - OBJECTIVES AND PURPOSES**

- A.** Cleburne's Division is an alliance of like-minded Civil War Reenactors who wish to further our history and hobby by brigading under Cleburne's Division, Inc. The Division goal is to reflect the highest and best standards of community service and historical authenticity in the conduct, dress, grooming, and equipment of all members. While promoting the highest standards of safety on the battlefield and in camps.
- B.** To exercise all the powers conferred upon non-profit corporations formed under the laws of the State of Alabama and within the provisions of Section 501 (c) (3) of the Internal Revenue Code in order to accomplish the above enumerated purposes, including, but not limited to, the power to accept donations and grants and property.
- C.** Notwithstanding any other provision of the Articles of Incorporation, this Corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the purposes of this Corporation as expressed in the Articles of Incorporation.
- D.** To provide for an open line of communication amongst all civil war reenactment organizations.
- E.** To provide for coordination and cooperation amongst organizations hosting and attending living history and battle reenactments for the purpose of increasing reenactor participation. To establish a strong, united organization, under competent leadership, to stand for and protect the interests of members and units/organizations. To arrange personal and individual liability insurance when and where practicable for the members in good standing of this Division,

### **ARTICLE III - DIVISION STAFF**

- A.** The activities of this organization shall be governed by the Division Staff. The Division Staff shall consist of the Major General commanding the Division, the Chief of

Staff of the Division, all aides to the General commanding, the Adjutant of the Division and the Inspector General of the Division. The Division Staff shall manage and administer the affairs of the Corporation pursuant to, and within the limitations of Federal and State law and these by-laws.

**B.** The Senior Staff shall present a report at the annual business meeting showing generally a record of its meetings and actions during that year when such meeting has been so scheduled by the Division Commander.

## **ARTICLE IV – OFFICERS**

The Division Command Staff shall consist of the Major General Commanding, Brigadier General or Colonel/ Chief of Staff, Senior Colonel Senior Aide and Lieutenant Colonel/AAG. The Inspector General shall be appointed by the Division Commander. Headquarters Staff shall be appointed as needed and be appointed by the Division Commander or at his direction by the Chief of Staff. Other officers will be elected by their respective Brigades or branches or appointed by the Command Staff as is needed for smooth functioning of the Division Head-quarters or Military Division. The Adjutant shall be appointed by the Commander and Chief of Staff. For the purposes of the Corporation and in portraying a military organization, the following shall be the Division Officers or Staff:

### **CORPORATION OFFICERS MILITARY ROLE RANK**

President Division Commander Major Gen.

Vice President/Chief of Staff Brig. General or Colonel

Secretary/Treasurer Adjutant Lieutenant Colonel

Inspector General (rank will be decided by Division Commander)

For the purposes of portraying a military organization, the Division Officers shall hold the title "Staff" or "Division Staff". Division Staff appointed shall be as follows:

Chief of Artillery - Senior Colonel

Chief of Cavalry - Senior Colonel

Staff Civilian Director - appointed by Division Commander

Division Staff Aides - appointed by Division Commander as he deems necessary.

## **ARTICLE V - DUTIES OF OFFICE**

**A.** The Division Commander shall preside at all meetings of the Division. He shall represent the Division on and off the field, and will be the official spokesman for the Division on all occasions.

**B.** The Chief of Staff shall serve on behalf of the Commander and will assist the Commander as required. In the absence of the Commander, the Chief of Staff shall have full authority to execute the responsibilities of Commander.

**C.** The Adjutant shall be responsible for keeping the minutes of the annual or special meetings. He shall administer the financial records of the Corporation. He shall be the

Division Communications Officer, responsible for the Division Web Site, he shall receive his direction from and be directly under the Division Commander and Chief of Staff. All company reports and safety reports shall be collected at any event by the Adjutant or Division Staff Aides as may be necessary.

**D.** The Inspector General shall have the duty of oversight regarding the operation of the Division. He shall bring any irregularity to the attention of the other Senior Staff members and participate in the corrective actions. Any complaint about an officer's action may be addressed to the Inspector General.

**E.** These officers shall be known as "Senior Staff" and shall be responsible for the daily decisions of the Division.

## **ARTICLE VI – MEETINGS**

**A.** The annual meeting of the Division shall be held at a time designated during the first two months of the calendar year by the Commander at his discretion

**B.** Special meetings of the Division shall be called whenever the Division Staff may deem necessary at the call of the Chief of Staff.

**C.** Division meetings are open to any member of the Division, but may be restricted to member- brigade/organization representatives if necessary.

## **ARTICLE VII – MEMBERSHIP**

**A.** Membership denotes the commitment of the units/organizations to adhere to the principles on which this Division is founded, and to do so in a historically accurate role.

**B.** Membership denotes a willingness of the unit/organization to attend at least one Division event per year.

## **ARTICLE VIII - QUALIFICATIONS FOR MEMBERSHIP**

**A.** Any organization may apply for membership in Cleburne's Division provided the following requirements are met: The candidate brigade/organization must have close affiliations with one or more member-brigade who will speak in favor of admission and certify the integrity of the applying unit. Candidate artillery units/organizations shall meet with the Cleburne's Division Chief of Artillery prior to submitting a request for membership in order that the piece(s) may be inspected and ownership/use of the piece(s) can be established.

There will exist within Cleburne's Division seven Brigades. However, the number of brigades may vary as the Division membership changes, at the decision of the commander. A Hardcore Battalion shall be recognized as such until such time

as there are enough members for the battalion to reach brigade status. Brigade status shall be considered 200 effectives.

**B.** A candidate organizations applying for membership shall be granted conditional membership status for six months when approved by the commander The candidate brigade /organization shall be accepted for permanent membership upon expiration of the six-month term unless otherwise rejected by a vote of the Division. New artillery unit/organization shall retain probationary status until their crew has attended, completed and been certified in a Cleburne's Division Artillery Training session as overseen by the Chief of Artillery of the Division. All training and certification will be at the Chief of Artillery's discretion. Artillery units who do not submit to certification within Cleburne's Division will have their membership and insurance benefits revoked.

**C.** Once admitted into the Cleburne's Division, a member organization must maintain the minimum numbers of members as is required to join the organization (See Article VIII Section 4 for minimum units/organization numbers). Any units/organization falling below the minimum numbers will be put in a probationary status for a period of one year to allow for recruiting. If after one year a probationary units/organization fails to reestablish minimum members, it will be automatically dropped from the rolls of the Division. Any remaining companies may chose to merge with an existing brigade of Cleburne's Division if accepted by that Brigade Commander. If a member-brigade/organization splits into two groups, the original units/organization remains a member- units/organization in the Division and the new units/organization shall apply for membership following the provisions of this Article. This rule does not apply to units/organization that do not split, but simply choose to rename their units/organization designation.

## **ARTICLE IX - RULES OF CONDUCT**

**A.** The following rules shall serve as minimum standards of conduct expected of all member- units/organization and troops of the Division:

Only period uniforms, clothing, accoutrements, materials, weapons, etc. will be used. In general, military appearance will be that of the Army of Tennessee; firearms shall be of period correct type, reproduction or original common military arms (where deemed safe), no cartridge arms may be used on the Field (these arms are defined as original or reproduction arms based on those manufactured prior to 1865) . No skins or hides shall be allowed which are commonly classified as buckskins. Dependents and civilians are welcome to participate in normal historical roles in proper attire, unless present as potential recruits. Women will be allowed to participate in the ranks if they properly conceal their gender and present a good first person military impression. Troops will follow all reasonable and safe orders given to them by properly elected or designated Division officers and NCOs. Officers and NCOs shall be treated with the military courtesy due their rank and title. Specialized Impressions or Personae shall not participate upon the Battle Field except through prior arrangement of the specific event

and with the approval of the Military Command Staff in conjunction with the Event Organizer/Host units/organization.

**B.** Cause for a unit/organization dismissal from the Division shall include, but not be limited to the following actions: Failure to comply with the provisions set forth in these Bylaws or General Orders issued by the Division. Actions that tend to embarrass or discredit Cleburne's Division or any member units/ organization thereof, including slander of a member or member unit/organization. Disregard for safety rules and/or continued unacceptable behavior at events or camps where they represent the Division. Failure to supply a current unit/organization roster and pay their Division dues on or before January 1<sup>st</sup>, and no later than February 15<sup>th</sup> of the current dues year.

**C.** The following procedures shall govern the action to dismiss a member unit/ organization from the Division: Any member- brigade/organization charged with a violation of the Bylaws, General Orders, or Rules of Conduct shall be ordered by the Division Commander to appear before a Review Board to hear the charges and offer a defense. The Review Board shall be formed by the Commander, who shall preside as head of the Board, and appoint two unit/organization commanders to sit on the Board along with the Chief of Staff . The accused may request another unit/organization commander to appear before the board on his behalf. The findings of the Review Board shall be presented to the Division Staff who shall vote on dismissal. A simple majority vote for dismissal will be sufficient to expel the member organization from the Division.

**E.** Vivandiere, Daughters of the Regiment and Cantoniere, serving undisguised in Military Uniform will not take the field in battle except through the Division Commander's direction within the battle scenarios for the event. Under no circumstances shall they carry weapons onto the battlefield.

## **ARTICLE X - MEMBERSHIP DUES AND EXPENDITURES**

**A.** Division dues shall be determined by the Division Membership. Organization commanders are responsible for collecting and submitting all fees from their unit/organization.

**B.** Dues shall only be collected for operating costs of the Division or for other appropriate purposes as approved by the Division Staff.

**C.** Members dues are due on January 1<sup>st</sup> of each year. Membership dues are set at \$10.00 per listed member of each brigade/organization in good standing. Dues may be adjusted at an annual meeting should Division expenses so require. Liability insurance through membership in Cleburne's Division will be paid as a part of these dues each calendar year, provided such insurance is available through Cleburne's Division Membership. Persons wishing to have membership in Cleburne's Division without the benefit of insurance shall pay dues of \$3 per year. Family members and children will be eligible for Division insurance if they so desire.

**D.** A current brigade/organization Roster and Dues are required to maintain membership in good standing in the Cleburne's Division by January 1<sup>st</sup> of each calendar year. Failure to provide these by February 15<sup>th</sup> will result in the brigade/organization being dropped from Division Membership without consultation or notification.

## **ARTICLE XI - DIVISION EVENTS**

The Division shall establish a minimum of two weekend reenactments annually in support of the regional membership as Division Maximum Effort Events. All division events must meet requirements as stated in the bylaws and safety guidelines. Division events that are designated as maximum effort events shall have member unit/organization serve together in the field when appropriate. No event shall be eligible to be designated a Division event unless registration is open to all member unit/organization of the Division. Attendance at Division events is not mandatory, but strongly encouraged. Cleburne's Division officers shall fall under military command of the Chief of Staff and the Division commander where applicable in battles and camps. The position of Chief of Staff in the Division shall also be administrative when not engaged in battles or living history events, directly under the Division Commander. Mounted cavalry, dismounted cavalry, and artillery field commanders shall organize their unit/organizations into companies or batteries as they deem necessary. They may combine unit/organizations into companies and batteries as suits the numbers and scenarios of an event.

The standards of military discipline when the Division functions together in the field are:

1. Morning reports will be prepared and submitted when appropriate.
2. Brigade/organization will drill with the Division when appropriate.
3. Brigade/organization will provide Provost Guards when appropriate.
4. Brigade/organization will attend Colors with the Division when appropriate.
5. A designated Sgt Major will assist the Commander in Headquarters duty.
6. Brigade/organization will make an effort to camp together at Division events.

## **ARTICLE XII - REGULATIONS AND SAFETY RULES**

**A.** Members of the Division must be at least 14 years of age to carry arms on the field. Members under the legal age shall have the consent of their parent or guardian and be accompanied by same when participating with the Division. Participation of a minor is at the discretion of the event & host. A minimum age of 16 years is required for any person to participate unaccompanied by a parent or legal guardian.

**B.** Cleburne's Division and its membership shall be held 'Held harmless' of any tort action.

**C.** Division infantry will conform to the instruction of Hardee's Rifle and Light Infantry Tactics and McClellan's Manual of Bayonet Exercise.

**D.** Safety inspections will be held at all events prior to taking to the field. Each service branch shall adopt a set of minimum standards for regulations and safety rules. All member unit/organizations shall include these standards in information packages published on events, which they host; and enforce these standards in the field.

**E.** The requirement to have current (dated within one year), negative Coggins papers for all animals is mandatory. Any member- unit/organization hosting an event or battle shall publish this requirement in information packages and strictly enforce the inspection of animals for current, negative Coggins prior to admission into the event.