

Digest of Masonic Law

CHAPTER 47

**CLUBS AND SIMILAR ORGANIZATIONS**

**Regulations**

**47.01** All Masonic affiliated clubs, societies, or similar organizations, including Masters and Wardens Association, formed, organized, and operating within the Grand Jurisdiction of Florida shall be subject to the jurisdiction and approval of The Grand Lodge of Florida and subject to the direction and control of a central or general authority recognized by the Grand Lodge. Any Mason joining, having membership in, or affiliated with any club, society, or similar organizations, including Masters and Wardens Association, not recognized or approved in accordance with this Regulation, who, upon order or directive from the Grand Master fails or refuses to withdraw therefrom shall be subject to Masonic discipline. (1991)

**47.02** A Uniform Code of By-Laws for clubs and similar organizations is adopted as follows:

**UNIFORM CODE OF BY-LAWS  
CLUBS AND SIMILAR ORGANIZATIONS  
NAME AND LOCATION**

**1.01** Name. The name of this organization is \_\_\_\_\_, is located at \_\_\_\_\_ in \_\_\_\_\_ County, Florida, and its mailing address is \_\_\_\_\_.

**AUTHORITY**

**2.01** Authority. This organization exists and operates under authority of and permission from The Most Worshipful Grand Lodge of Free and Accepted Masons of the State of Florida, hereinafter referred to as the Grand Lodge, as evidenced by letter of approval of date of \_\_\_\_ day of \_\_\_\_\_ A. L. \_\_\_\_\_, A. D. \_\_\_\_\_, and is subject to all the Laws, Rules, Regulations, and Edicts of said Grand Lodge, or its authority.

**2.02** Supreme Authority of the Grand Lodge. All the Laws, Rules, Regulations, and Edicts of the Grand Lodge as the same now are or which hereafter may be enacted, adopted, promulgated, or issued shall be the supreme law of this organization and are hereby incorporated in these By-Laws by reference the same as if set forth herein.

**2.03** Limitation of Action. This organization shall conduct its meetings with the same decorum as required by a Lodge of Masons, and shall not serve as a forum for debate of partisan and controversial questions nor be an agency or the means for dissemination of propaganda, nor endorse or oppose any candidate for political office, or propose or support any program or project or proposal in the Grand Lodge, nor in any Particular Lodge, nor in any other organization, provided, however, this shall not be construed to prohibit support of and participation in programs and projects sponsored or approved by the Grand Lodge.

**2.04** Gambling and Intoxicating Liquors. This organization shall not sponsor or participate in any program or project involving gambling, or games of chance, with the exception of fundraiser drawings and raffles, and no beer, wine, liquor, or other alcoholic or intoxicating beverage shall be served or the use thereof permitted in connection with any activity, occasion or meeting of this organization (except when allowed by Regulations 28.06.1 and 44.05). (2013)

### References

As to alcoholic or intoxicating beverages being prohibited on Lodge or Grand Lodge owned or leased properties see also Regulation 28.06; or permitted under some circumstances see also Regulations 28.06.1 and 44.05. (2013)

### Rulings and Decisions

Particular Lodges and Clubs (which term shall include but not be limited to Masters and Wardens Associations, etc.) shall be permitted to conduct fundraising drawings and/or raffles provided all city, town, county, state and federal laws are complied with, particularly, the 2013 amendments to Florida Statutes, Section 849.0935, which make it illegal to award cash prizes for drawings and/or raffles (included but not limited to 50/50 drawings). In the event the sale of tickets for the drawing and/or raffle is limited to the sponsoring Lodge or Club's membership, it is exempt from the registration requirements of Florida's Charitable Solicitation Law, Chapter 496, Florida Statutes. It must be noted that the fair market value of all winnings from any form of raffles and/or drawings (which are defined as "Gambling" by the Internal Revenue Service Code), is deemed income and fully taxable. The Particular Lodge or Club shall be responsible for becoming familiar with all Internal Revenue Service Code provisions relating to withholding and reporting requirements. Additionally, all Lodges and Clubs are required to familiarize themselves with Form GL 220, Particular Lodge Solicitation Procedures and Guidelines. (2014 Proc. 122)

### MEMBERSHIP

**3.01** Membership. Any Master Mason in good standing in a Particular Lodge in the State of Florida or in any other Grand Jurisdiction recognized by the Grand Lodge of Florida shall be eligible for membership in this organization, subject to the Laws, Rules, and Regulations of The Grand Lodge of Florida and the provisions of these By-Laws. (Reg. 4.07)

**3.02** Application for Membership and Proceedings Thereon. Any Master Mason eligible for membership in this organization shall be admitted to membership upon application therefore in writing and furnishing satisfactory evidence of eligibility and payment of membership fee of \$\_\_\_\_\_, which payment shall accompany the application for membership.

The Officers and Board of Directors hereinafter provided for shall examine the application for membership and make such inquiry as to eligibility as shall be appropriate within thirty (30) days after receipt thereof and notify the applicant forthwith in regard thereto. If the applicant shall be found to be eligible and has paid the membership fee his name shall be added to the roll of members. The membership fee shall include annual Club dues for the year the applicant is admitted to membership.

### **DUES**

**4.01** Annual Club Dues. The annual Club dues for membership in this organization shall be \$\_\_\_\_\_, payable on or before January 1 of each year. The annual Club dues period shall be from January 1 through December 31 of each year.

**4.02** Suspension for Non-Payment of Club Dues. If the annual Club dues are not paid on or before January 1, the Secretary shall give written notice of such non-payment to the delinquent member at his last known address and if such Club dues are not paid within thirty (30) days after giving of such notice the delinquent member may be suspended by majority vote of the Board of Directors. Written notice of such suspension shall be given the delinquent member forthwith.

**4.03** Reinstatement. Any member suspended from membership for non-payment of Club dues may be reinstated within thirty (30) days after such suspension on payment of delinquent Club dues plus the additional sum of \$1.00, and after thirty (30) days may be reinstated only by making application for membership and payment of membership fee as provided in By-Law 3.02 hereof.

**4.04** Evidence of Good Standing. Each member shall at time of paying annual Club dues furnish satisfactory evidence of eligibility for membership by showing current card from home Lodge. If a member is not eligible for membership at time of payment of annual Club dues such Club dues shall be returned to him. If at any time during the annual Club dues period a member shall cease to be eligible for membership he shall be forthwith suspended by the Board of Directors and written notice of such suspension sent to such member at his last known address but any Club dues paid for such Club dues period shall not be returned to him.

### **OFFICERS AND DIRECTORS**

**5.01** Officers and Directors. The Officers of this organization shall be President, Vice-President, Secretary, and Treasurer. The offices of Secretary and Treasurer may be combined. (1991)

**5.02** Board of Directors. The Board of Directors of this organization shall consist of the Officers designated in By-Law 5.01 hereof and four (4) members elected for the terms hereinafter provided.

**5.03 Election of Officers and Directors.** The election of Officers and Directors shall be held at the first meeting of this organization in December of each year in the same manner as officers are elected in Particular Lodges in Florida.

At the first election after approval of these By-Laws all Officers and Directors shall be elected in the manner above prescribed to serve until the annual election above provided for. At the first annual election all Officers shall be elected to serve for the year beginning January 1 and ending December 31. Two Directors shall be elected to serve for a term of one year and two Directors shall be elected to serve for a term of two years.

At the second annual election there shall be elected all Officers above provided for and two Directors for a term of two years to fill vacancies of Directors whose terms expire. If in any election a Director whose term does not expire shall be elected an officer, a Director shall be elected for the unexpired term.

Thereafter all elections shall proceed as prescribed for the second annual election.

In the event of vacancy in the office of President during the term aforesaid, the Vice-President shall become President until the next annual election. All other vacancies shall be filled by majority vote of the Officers and Directors or by special election called by the President.

**5.04 Duties of Officers.** The President shall preside at all meetings of this organization and at meetings of the Board of Directors and shall perform all other duties usually appertaining to the office of President and those duties prescribed herein.

The Vice-President shall preside at all meetings in the absence of the President and shall perform all other duties usually appertaining to the office of Vice-President and the duties prescribed herein.

The Secretary shall make and preserve full and accurate records of the membership of this organization, of all proceedings at meetings of this organization and of the Board of Directors, and such other records as from time to time he shall be directed to make and preserve by this organization or by the Board of Directors.

The Treasurer shall make and preserve full and accurate records of all moneys received and disbursed by this organization and such other records and reports as from time to time he shall be directed to make and preserve by this organization or by the Board of Directors.

The Directors shall perform such duties as usually appertain to

the office of Director and such other duties as shall be prescribed herein.

### FUNDS

**6.01** Custody of Funds. CThe Treasurer shall be the custodian of all funds of this organization and shall deposit the same in such depository as shall be designated by the Board of Directors. The Board of Directors may provide and require that the Treasurer make bond for faithful performance of his duties, the cost of said bond to be paid by this organization.

**6.02** Disbursement of Funds. CNo funds of this organization shall be disbursed or expended except by check or voucher signed by the Treasurer and countersigned by the President, or in his absence by the Vice-President, and no funds shall be expended or disbursed except by approval of the Board of Directors and by majority vote of membership in regular meeting or by majority vote of membership in two consecutive regular meetings except as provided for herein.

### MEETINGS

**7.01** Meetings. CThe regular meetings of this organization shall be \_\_\_\_\_.

**7.02** Board of Directors Meetings. CThe Board of Directors shall meet \_\_\_\_\_.

**7.03** Repealed. (1984)

**7.04** Opening and Closing Meetings. CNo Ritual or secret ceremony shall be used in opening or closing meetings of this organization. (Reg. 4.07)

**7.05** Special Meetings. CSpecial Meetings may be called by the President, or in his absence by the Vice-President, or by the Board of Directors by announcement of time, place, and purpose thereof at any regular meeting and any business of this organization may be transacted at a special meeting except such business as is required by these By-Laws to be transacted at regular meeting.

## PURPOSES

**8.01 Purpose.** The purpose and objective of this organization is to foster Masonic fellowship, and brotherly love among the members, encourage active participation in programs and projects sponsored or approved by the Grand Lodge and or any Particular Lodge or Lodges approved by the Grand Lodge. (1984)

## PROPERTY

**9.01 Ownership and Use of Property.** All property, real and personal owned, leased, or controlled by this organization shall be subject to the Laws, Rules, Regulations, and Edicts of the Grand Lodge governing and regulating property of Particular Lodges.

## INCORPORATION

**10.01 Incorporation.** This organization may, with the approval of the Grand Lodge or its authority, incorporate as a non-profit corporation. Proposed Articles of Incorporation and By-Laws for such incorporation shall be submitted for approval before being filed with civil authorities and the provisions of these By-Laws shall be incorporated in the By-Laws of any such corporation.

## AMENDMENTS

**11.01 Amendments.** These By-Laws may be amended only as follows: Any proposal for amendment shall be submitted in writing to the Board of Directors, shall be presented for action at the next regular meeting of this organization. If a majority of the Members present at such meeting approve such proposal, the President shall announce that the proposal will be presented for final approval or rejection at the next regular meeting, and if at such regular meeting such proposal be adopted by three-fourths (3/4) vote of the Members present, the same shall be submitted in quadruplicate to the Committee on Appendant and Allied Orders for review and forwarding to the Grand Master for approval or rejection. If approved by the Grand Master, such proposal shall become effective, subject only to review by the Grand Lodge. (1985)

## SCHEDULE

**12.01 Schedule.** These By-Laws shall, upon approval by the Grand Lodge, be effective and shall be binding on all organizations operating under and by virtue of Grand Lodge Regulations 4.06 and 4.07, except as exempted thereunder. Such organization shall be furnished with four copies of these By-Laws and shall forthwith fill in the blank spaces hereof

relating to name, membership, fees, dues, location, and time of meeting and submit the same in quadruplicate to the Chairman of Appendant Orders Committee who shall transmit three copies with recommendation thereof to the Grand Master who shall approve or disapprove the same and make distribution thereof as provided for in Amendments to By-Laws of Particular Lodges as provided for in Grand Lodge Regulation 24.04.

**12.02** Existing Organizations. Organizations in existence at time of effective date of these By-Laws that have elected officers are not required to conduct an election of officers until the first meeting in December, at which meeting the election shall be for officers and conducted in the manner prescribed in By-Law 5.03 hereof. (1970 Proc. 232-238)

### Regulations

**47.03** No club or society in this Grand Jurisdiction whose membership is predicated exclusively upon members of Masons and/or of Masons and person related to them by blood or marriage shall be formed or operate within this Grand Jurisdiction unless its By-Laws are submitted to the Grand Lodge or its authority for approval, and the same are approved; *provided* that any such group forming such a club may incorporate as a non-profit corporation; *provided further*, that any such club, when formed, operates its club and its clubrooms or rooms, if any, or their place of meeting with the same decorum as required by a Lodge of Masons, that no unfavorable reflection will result against Masonry; and *provided further*, that all Laws, Rules, and Regulations of this Grand Lodge governing the conduct of Particular Lodges, in this Grand Jurisdiction as to the location of meeting places, clubrooms, occupation of same with others, leasing property owned by such club to others, prohibiting gambling, with the exception of fundraiser drawings and raffles, or the use or sale of intoxicating liquors in its clubrooms, or on property owned by it (except when allowed by Regulations 28.06.1 and 44.05), and that it follow all Rules and Regulations that may be made by the Grand Lodge. A violation of any of the above having occurred, the Grand Lodge or its authority may rescind the permission given. (2013)

No such club or society shall, by a By-Law provision or otherwise, limit or restrict its membership to the members of any Particular Lodge. Master and Wardens Association may, nevertheless, amend Section 3.01 of the Uniform Code of By-Laws contained in Regulation 47.02 to limit membership, voting rights, or both, or may adopt other By-Laws when approved by the Grand Lodge or its authority. (1993)

Any club or society heretofore organized shall have until February 15, 1985, for the submission of its By-Laws to the Grand Lodge or its authority, and may continue to function until its By-Laws are submitted and acted upon, and thereafter if the By-Laws are approved. If the Grand Lodge or its authority shall disapprove such By-Laws, such club or society shall have ninety (90) days to conform to the Grand Lodge requirements and if they do not within such period of time they shall forthwith disband and all members thereof who are Masons shall withdraw therefrom. Every such club or society shall submit to the Grand Lodge or its authority, a copy of its By-Laws and each year thereafter on or before February 1<sup>st</sup> of each year to the Grand Secretary, a roster of its officers showing their names, places of residence, and the names of the Particular Lodge to which the Officers respectively belong. (1984)

### References

Chapter 4, Powers Relating to Other Orders and Organizations  
(A Reference was moved to pg. 345)

### Rulings and Decisions

As to Regulations 44.05, 28.06, and 28.06.1:

- I. In the event a Particular Lodge leases all or any portion of any of its properties outside the Lodge proper (such term shall include but not be limited to the Lodge Room, Banquet Hall, Collation Room, Teaching Room, or any other room or area utilized for Masonic purposes) to a non-masonic commercial enterprise or business **engaged** in the sale or serving of alcoholic beverages, the following shall be obtained by the Particular Lodge prior to entering into such leases:
  - a. A written lease agreement with appropriate hold harmless and indemnity language in favor of the Particular Lodge and Grand Lodge. The lease agreement shall further provide that in the event of any loss relating to the sale or serving of alcohol, the lessee shall give immediate notice to the Particular Lodge (which in turn shall provide such notice to the Grand Secretary), and further giving the Particular Lodge the right to make proof of such loss if not made promptly by the lessee to the lessee's insurance carrier;
  - b. All city, county, state and if applicable, federal licenses;
  - c. Proof of the lessee's insurance coverage (binder, certificate of insurance, or policy) which shall insure the property against all perils including fire, windstorm, flood, and general liability coverage, to include liquor legal liability, in the amount of at least One Million Dollars (\$1,000,000.00) per occurrence/One Million Dollars (\$1,000,000.00) aggregate. The policy must be issued by a company licensed to do business in the State of Florida and possess a financial rating of "A" – Excellent, Class XI, or better according to the A.M. Best & Company rating guide. All Policies shall be maintained in full force and effect during the entire term of the lease and will be endorsed with a clause in favor of the Particular Lodge and The Most Worshipful Grand Lodge of Free and Accepted Masons of Florida, its successors, and/or assigns, P.O. Box 1020, Jacksonville, FL 32201-1020, not to be subject to contribution and provide at least ten (10) days prior notice of cancellation to both the Particular Lodge and the Grand Lodge. Proof of coverage (binder, policy, or certificate of insurance) shall thereafter be delivered to the Grand Secretary on any change or renewal/expiration of such policies.
- II. In the event a Particular Lodge leases all or any portion of any of its properties outside the Lodge proper (such term shall include but not be limited to the Lodge Room, Banquet Hall, Collation Room, Teaching Room, or any other room or area utilized for Masonic purposes) to a non-masonic commercial enterprise or business **not engaged** in the sale or serving of alcoholic beverages, the following must be obtained by the Particular Lodge prior to permitting the serving



of alcoholic beverages to invitees of the lessee for any function or event (e.g., an infrequent exhibition; a business open house where alcohol is served to guests at no charge; an office Christmas party that includes serving alcohol or BYOB):

- a. A written lease agreement with appropriate hold harmless and indemnity language in favor of the Particular Lodge and Grand Lodge. The lease agreement shall further provide that in the event of any loss relating to the sale or serving of alcohol, the lessee will give immediate notice to the Particular Lodge (which in turn shall provide such notice to the Grand Secretary) and further giving the Particular Lodge the right to make proof of such loss if not made promptly by the lessee to the lessee's insurance carrier;
- b. Host liquor liability endorsement to the lessee's general liability policy (which meets the criteria set forth in 1 (c) above without the liquor liability);
- c. A detailed explanation of the function or event, e.g., an infrequent exhibition; a business open house where alcohol is served to guests at no charge; an office Christmas party that includes serving alcohol or BYOB.
- d. Copies of all the above required documents shall be sent to the Grand Secretary.

III. In the event that a Particular Lodge or Club intends to engage in the serving or sale of beer, wine, liquor, or any other alcoholic or intoxicating beverage at any function or event of the location of which is not on Lodge property, the Particular Lodge or Club must:

- a. Possess general liability insurance which must be endorsed with a clause in favor of The Most Worshipful Grand Lodge of Free and Accepted Masons of Florida, its successors and/or assigns, P.O. Box 1020, Jacksonville, FL 32201-1020.

and

- b. Obtain a liquor legal liability or host liquor liability endorsement to the foregoing policy with a minimum policy limit of One Million Dollars (\$1,000,000.00) aggregate.

or

- a. Obtain a Special Event Policy with the foregoing endorsement and policy limits.
- b. Obtain the proper license(s) from the city, town, county, or state, as applicable.
- c. Comply with procedures and guidelines relating to the registration of the Lodge or Club with the State of Florida. (Ref. GL-220)
- d. Copies of all the above required documents shall be sent to the Grand Secretary.

(2014 Proc. 120-122)

Particular Lodges and Clubs (which term shall include but not be limited to Masters and Wardens Associations, etc.) shall be permitted to conduct fundraising drawings and/or raffles provided all city, town, county, state, and federal laws are complied with, particularly, the 2013 amendments to Florida Statutes, Section 849.0935, which make it illegal to award cash prizes for drawings and/or raffles (included but not limited to 50/50 drawings). In the event the sale of tickets for the drawing and/or raffle is limited to the sponsoring Lodge or Club's membership, it is exempt from the registration requirements of Florida's Charitable Solicitation Law, Chapter 496, Florida Statutes. It must be noted that the fair market value of all winnings from any form of raffles and/or drawings (which are defined as "Gambling" by the Internal Revenue Service Code), is deemed income and fully taxable. The Particular Lodge or Club shall be responsible for becoming familiar with all Internal Revenue Service Code provisions relating to withholding and reporting requirements. Additionally, all Lodges and Clubs are required to familiarize themselves with Form GL 220, Particular Lodge Solicitation Procedures and Guidelines. (2014 Proc. 122)