

SOUTHEAST INSTRUMENTAL MUSIC BOOSTERS ASSOCIATION

ARTICLE I

Title

Constitution and By-Laws of the Southeast Instrumental Music Boosters Association.

ARTICLE II

Name of Club

The name of this organization shall be "Southeast Instrumental Music Boosters Association," also referred to as "SIMBA."

ARTICLE III

Objects

Section 1. The object of this association shall be to assist the Band, Auxiliary and Director with projects and to lend financial assistance to them for extra-curricular needs and activities, and for the purpose of promoting social and recreational gatherings for members and their families.

Section 2. It is understood that SI MBA cannot commit the Band, Auxiliary or Director in any way; nor can the Band, Auxiliary, Director or the School Administration commit SI MBA in any way.

Section 3. The purposes for which the association is organized are exclusively religious, charitable, scientific, literary, and educational within the meaning of section 501(c)(3) of the Internal Revenue Code of 1986 or the corresponding provision of any future United States Internal Revenue law.

Section 4. Notwithstanding any other provision of these articles, this organization shall not carry on any activities not permitted to be carried on by an organization exempt from Federal income tax under section 501 (c)(3) of the Internal Revenue Code of 1986 or the corresponding provision of any future United States Internal Revenue law.

Section 5. Upon the dissolution of the corporation, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. Any such assets not so disposed of shall be disposed of by the Court of Common Pleas of the county in which the principal office of the corporation is then located, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

PROPOSED CHANGES

ARTICLE VII

Present

Section 1. The fiscal year of the Association shall be from July 1st to the following June 30th.

Proposed

Section 1. The fiscal year of the Association shall be from June 1st to the following May 31.

The purpose of this change is to bring our fiscal year into alignment with the School Board of Manatee County. This will eliminate the need to keep books for 2 different fiscal periods as required by the School Board of Manatee and the Internal Revenue Service.

Present

Section 4 Once a year, at the end of the school year, the books and accounts of the Association shall be audited by an auditing committee appointed by the President.

Proposed

Section 4 Once a year, at the end of the school year, the books and accounts of the Association shall be audited by a Certified Public Accountant and Form 990 prepared at that time for required Internal Revenue Service filing.

The reason for this change is that the School Board of Manatee County requires that our financial records be audited by a Certified Public Accountant.

ARTICLE IX

Present

Section 3 Newly elected officers shall take office on July 1st.

Proposed

Section 3 Newly elected officers shall take office on June 1st.

This change is related to the proposed change of Article VII, Section 1.

SIMBA By-Laws

Proposed Revisions 10/24/94

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ARTICLE IV

Membership

Section 1. All parents and guardians of Band and Auxiliary members are automatically eligible for membership in SIMBA and shall have voting rights.

Section 2. Any interested person may become an associate member. An associate member may participate in meeting discussions, serve on committees and have all other privileges and responsibilities of membership except the right to vote (hold office or chaperone.)

ARTICLE V

Officers and Committees

Section 1. The officers of this association shall be a President, a Vice President (who is also Ways & Means Chairperson), a Secretary and a Treasurer.

Section 2. The officers and chairpersons of standing committees shall be the Executive Board. The principal Band Director and immediate past president (if an association member) shall be ex-officio members of the Executive Board.

Section 3. Terms of office for officers and standing committees shall be for one (1) year.

Section 4. Officers may not hold the same office for more than two (2) consecutive terms.

Section 5. If the office of President becomes vacant during the fiscal year, the Vice President will immediately become President. Vacancy of offices other than President shall be filled at the next meeting-regular or special-with the Executive Board serving as nominating committee and election procedure in accordance with Article IX, Sections 2 and 3.

Section 6. The standing committees of this Association shall be:

- | | | | |
|----|-----------|----|------------------|
| a. | Chaperone | d. | Uniform |
| b. | Social | e. | Concession Stand |
| c. | Telephone | | |

Section 7. Standing committee chairpersons shall be appointed by the Executive Board.

Section 8. Special committees may be appointed at the discretion of the Executive Board.

ARTICLE VI

Powers and Duties of Officers

Section 1. The powers and duties of officers, except as herein stated, shall be in accordance with the normal duties of officers provided in "Roberts Rules of Order."

Section 2. The Executive Board shall have the authority to transact any necessary business between meetings of the Association. They shall recommend to the membership projects of the Association and shall have supervision over the carrying out of these projects.

ARTICLE VII

Finances

Section 1. The fiscal year of the Association shall be from June 1st to the following May 31.

Section 2. The Treasurer shall receive all monies payable into the Association treasury and shall place such funds in a depository to be selected by the Executive Board. Disbursements shall be by check with one (1) of the following signatures: President, Vice President or Secretary, along with the signature of the Treasurer; provided, however, that no disbursement shall be made except by order of the Executive Board or upon approval of the Association at a duly authorized meeting. If the Treasurer is unavailable or unable to sign his or her signature, the Secretary will be authorized to sign in place of the Treasurer.

Section 3. Executive Board disbursements shall not exceed the amount of three hundred dollars (**\$300**) without the approval of the Association members.

Section 4. Once each year, at the end of the school year, the books and accounts of the Association shall be audited by a Certified Public Accountant and Form 990 prepared at that time for required Internal Revenue Service filing.

ARTICLE VIII

Meetings

Section 1. Regular meetings of the Association are to be announced at the first official meeting of the school year, a date and time set by the Executive Board and Directors. The meetings for the year shall be- **September, October, November, January, February, March, April, May, July and August.**

Section 2. Special meetings of the Association may be called by the President, the Band Director, or by the majority of the Executive Board or 10% of the Association membership.

Section 3. The election of officers of the Association shall be held at the April meeting and installed at the Banquet in May.

Section 4. The Band Director shall be notified of all regular meetings, Executive Board meetings and called meetings.

ARTICLE IX

Elections

Section 1. The Nominating Committee will be appointed by the Executive Board in the month of February and should try to nominate at least two (2) nominees for each office. Nominations from the floor are in order at any time. The slate of officers shall be presented at the March and April meetings, and balloting shall take place at the April meeting.

Section 2. Election shall be by written ballot if there is more than one candidate for any office.

Section 3. The newly elected officers shall take office on June 1st.

Section 4. No elected officer or ex-officio member of the Executive Board may serve on the Nominating Committee.

ARTICLE X

Quorums

Section 1. A quorum of this Association for voting purposes shall be a majority affirmative vote of voting members present.

Section 2. A quorum for a meeting of the Executive Board shall be four (4) members.

ARTICLE XI

Parliamentary Authority

Section 1. "Roberts Rules of Order" shall govern all proceedings of this Association unless otherwise stated herein.

Section 2. The President shall appoint a Parliamentarian from the membership to rule on procedure.

ARTICLE XII

Amendment Procedures

This Constitution and By-Laws may be amended or modified by a two-thirds (2/3) affirmative vote of the membership present, providing the proposed amendments or modifications have been presented at a previous meeting.

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ARTICLE XIII

By-Laws for Student Accounts

Section 1. Each student who participates in a fund raiser sponsored by the Boosters will have an account.

Section 2. All designated profits earned by a student through Band fundraisers shall be deposited in the student's band account to be used for band-related expenses. These expenses must be approved by the Band Director.

Section 3. When a student graduates, if there is a balance in their account, it may be transferred to an immediate family member only. If they do not have an immediate family member, their money will remain in the Boosters' general fund.

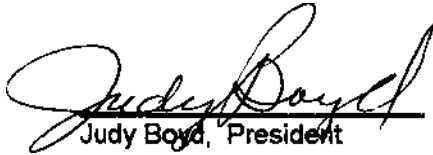
Section 4. If a student deposited money into his or her account for a specific purpose and the money was not used, this money may be returned to the student.

Section 5. Student accounts should be up to date with no debits before a student is eligible to participate in certain school functions, such as Grad Night and Graduation. Report cards and diplomas may also be held until such time as debits are paid.

CERTIFICATE

We, the officers of the Southeast Instrumental Music Boosters Association ("SIMBA"), hereby certify that the attached is a true copy of the Constitution and Bylaws of said Association as amended and adopted by a quorum of the members present at its general meeting held on November 23, 1992, as reflected in the official minutes of that meeting.

Attested this 20th day of November, 1993 at Bradenton, FL 34208.


Judy Boyd, President

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Pamela Ellis, Secretary

l/p

Ed Cannon, Vice President

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D&le Bratton, Treasurer

CERTIFICATE

We, the officers of the Southeast Instrumental Music Boosters Association ("SIMBA"), hereby certify that the original Constitution and Bylaw by the original officers dated on July 1, 1990 is not available.

Attested this 20th day of November, 1993 at Bradenton, Fl 34208.


Ouidy Boyd, President U /


Ed Cannon, Vice President

Pamel Ellis, Secretary

Dale Bratton, Treasurer

PROPOSED

ARTICLE III

Objects

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