

# CONSTITUTION AND BYLAWS

## FOR LOCAL CHAPTERS

For a sample to use in developing your Constitution and Bylaws, see **ROBERT'S RULES OF ORDER NEWLY REVISED**, ISBN 0-06-276051-3. Some parts of this are most helpful; some parts are not of use.

### ***There are several items to be included in your Constitution.***

1. Your fiscal year must coincide with AOSA – July 1-June 30.
2. Your Constitution must include three articles which deal with the following:
  - a. Consistency with AOSA
  - b. Net Earnings
  - c. Dissolution

### **REQUIRED ARTICLE FOR CHAPTER CONSTITUTION**

When developing the chapter constitution, it is necessary to include the following items in the framework of the chapter constitution. The Article number will be assigned as the chapter deems appropriate. ***These three articles must be included verbatim***

#### **First Required Article:**

##### Consistency With AOSA

- Section 1. The provisions of the Constitution and Bylaws are contingent upon their consistency with the Articles of Incorporation and Code of Regulations of the American Orff-Schulwerk Association.
- Section 2. Revisions of, and amendments to, the Articles of Incorporation and Code of Regulations of the American Orff-Schulwerk Association shall be incorporated into the Constitution and Bylaws without a vote of the membership.
- Section 3. In all instances of dispute, the Articles of Incorporation and Code of Regulations of the American Orff Schulwerk Association shall prevail.

#### **Second Required Article**

Net Earnings. No part of the net earnings of the chapter shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except the chapter shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purpose set forth in Article \_\_\_\_\_ hereof. No substantial part of the activities of the chapter shall be the carrying on the propaganda, or otherwise attempting to influence legislation, and the chapter shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provision of these articles, the chapter shall not carry on any other activities not permitted to be carried on (a) by an organization exempt from federal income tax under section 501(c) (3) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law) or (b) by an organization, contributions to which are deductible under section 170 (c) (2) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law).

#### **Third Required Article**

Dissolution. Upon the dissolution of the chapter, the officers shall, after paying or making provision for payment of all the liabilities of the chapter, dispose of all of the assets of the chapter exclusively for the purposes of the chapter in such manner, or to such organization or organizations organized and operated exclusively for charitable, educational, religious, or scientific purposes as shall at the time qualify as an exempt organization or organizations under section 501 (c) (3) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law), as the officers shall determine. 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 chapter 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.