

## Amendment No. 1

# BYLAWS OF WHITE PINE CHARTER SCHOOL, INC.

An Idaho Nonprofit Corporation

## ARTICLE 2 PURPOSE

### **Section 2.1 Purpose amended by adding the following sentence after the first sentence:**

The Corporation is organized exclusively to establish and maintain a public charter school in accordance with Title 33, Chapter 52 of the Idaho Statutes.

### **Section 2.1 Purpose amended by adding the following:**

The corporation is organized exclusively for educational, religious, and charitable purposes, operating exclusively as White Pine Charter School, pursuant to the provisions of Chapter 32 of Title 33, Idaho Code, with a curriculum emphasis in Kindergarten to 8<sup>th</sup> grade education. The provisions for White Pine Charter School are as follows:

1. To act and operate exclusively as a non-profit corporation pursuant to the laws of the State of Idaho.
2. To engage in all activities and pursuits, and to support and assist such other organizations, as maybe be reasonably related to the foregoing and following purpose.
3. To engage in any and all other lawful purposes, activities, and pursuits, which are substantially similar to the foregoing and which are or may hereafter be authorized by Section 501(c)(3) of the Internal Revenue Code and are consistent with those powers described in the Idaho Nonprofit Corporation Act.
4. To operate the White Pine Charter School in providing teaching opportunities for educators, as well as to operate other, similar enterprises dedicated to the educational process.
5. To solicit and receive contributions, purchase, own and sell real and personal property, to make contracts, to invest corporate funds, to spend corporate funds for corporate purposes, and to engage in any activity "in furtherance of, incidental to, or connected with any of the other purposes."
6. No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to, its directors, officers, or other persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for service rendered to the corporation and to make payments and distributions in furtherance of the purposes set forth herein.
7. No substantial part of the activities of the corporation shall be the carrying on of propaganda, or the otherwise attempting to influence legislation, and the corporation 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, except as authorized under the Internal Revenue Code, of 1954, as amended
8. The property of this corporation is irrevocably dedicated to religious, charitable and/or educational purposes within the meaning of Section 501(c)(3), and no part of the net income or assets of this corporation shall ever inure to the benefit of any

director, officer, or member thereof or to the benefit of any private person. Upon the dissolution or winding up of the corporation, its assets remaining after payment or provision for payment, of all debts and liabilities of this corporation designated by the Board of Directors of this corporation and which is organized and operated exclusively for religious, charitable or educational purposes and which has established its tax exempt status under Section 501(c)(3) of the Internal Revenue Service.

9. The corporation shall not discriminate on the basis of race, color, national origin, religious belief, sex, or disability in any program, accommodation, or activity it sponsors. The corporation will comply with all federal requirements, including but not limited to: U.S. Code Title II, IX, and any other relevant federal or state codes applied currently or in the future through the equal protection clause of the 14<sup>th</sup> amendment to the U.S. Constitution.

**ARTICLE 4  
BOARD OF DIRECTORS**

**Section 4.1 Board of Directors amended to allow up to nine (9) directors:  
(See Amendment No.2)**

The number of Directors constituting the Board of the Corporation shall be not less than three (3) or more than nine (9) Directors

**Section 4.2 Powers of the Board of Directors amended by adding this sentence after the first sentence:**

The Board is expressly authorized to enter contracts and the Board may borrow money to finance the purchase or lease of school building facilities, equipment and furnishings of those school buildings facilities. Subject to the terms of a contractual agreement between the Board and a lender, the Board may use the facility, its equipment and furnishings, as collateral for the loan.

**Section 4.3 Election of Directors paragraph d first sentence amended to read as follows:**

d. After the initial year of operation, Directors will be elected to fill vacancies on the Board by vote of stakeholders of the Corporation prior to the Corporation's annual meeting.

**Section 4.6 Vacancies fourth paragraph amended to read as follows:**

d. A vacancy on the Board may be filled by a majority vote of the remaining Directors, although less than a quorum. Each Director so elected shall hold office for the remainder of the term of the vacant position.

**ARTICLE 5  
BOARD MEETINGS**

**Section 5.2 Annual Meeting amended to read as follows:**

The annual meeting of the Directors of the Corporation for newly elected Directors and Officers to succeed those whose terms expire and for the transaction of other business may properly come before the meeting, shall be held each year on the second Thursday of July, if not a legal holiday, and if a legal holiday, then on the day following, at 7:30 o'clock PM. If the annual meeting of the Directors be not held as herein prescribed, the election of Directors and Officers may be held at any meeting called thereafter, pursuant to these Bylaws.

**CERTIFICATE OF AMENDMENT**

**I certify that the Board of Directors of White Pine Charter School, Inc., an Idaho Nonprofit Corporation, has approved this Amendment and that the foregoing Amendments and Bylaws, constitute the Bylaws of such corporation. IN WITNESS WHEREOF, I have signed my name to this Certificate on**

**June 2, 2005 (date)**

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**Daniel B. Ogden**

**Chairman  
White Pine Charter School, Inc.  
Board of Directors**

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