

BYLAWS OF JBHS CHEER BOOSTER CLUB, INC.

ARTICLE I
NAME AND PURPOSE

1.1 **Name.**

The name of the organization shall be JBHS CHEER BOOSTER CLUB, INC ("CBC"). It shall be a nonprofit organization incorporated under the state of Texas and section 501(c)(3) of the Internal Revenue Code.

1.2 **Purpose.**

The CBC is organized for exclusively religious, charitable, educational and scientific purposes 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, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under said Section 501(c)(3) of the Internal Revenue Code of 1986.

The purpose of the CBC is to:

- A. Financially support the JBHS Cheer Program through fundraising.
- B. Provide support for various JBHS Cheer Program activities, and assist the JBHS Cheer Coach(es) with designated activities as needed.
- C. Promote unity among the CBC, JBHS Cheer Program, JBHS Cheer Coach(es), JBHS School Administration, other JBHS school organizations, and the community as a whole.

ARTICLE II
LOCATION AND STRUCTURE

2.1 **Location.**

The principal office of the CBC shall be located in Travis County, Texas.

2.2 **Structure.**

- A. The CBC shall conduct activities as allowed and abide by the guidelines for booster club organizations as set by James Bowie High School, the University Interscholastic League, the Office of the Comptroller of Texas, and the Internal Revenue Service.
- B. The CBC shall be self-governing, self-supporting, non-profitting, and non-sectarian.
- C. All funds and assets of the CBC are to be used exclusively to benefit the JBHS Cheer Program and administrative costs of the CBC.
- D. Neither the CBC, nor its members, have authority to direct the duties of a school district employee.

ARTICLE III
MEMBERSHIP

3.1 CBC Membership.

There shall be two categories of membership in the organization, Active Membership and Associate Membership.

- A. Active Membership is open to a "family unit" that includes a parent(s) or legal guardian(s) of an incoming member of the JBHS Cheer Program for the upcoming school year.
 - a. Active Membership is the only voting membership category.
 - b. A maximum of one (1) Active Membership shall be granted to each family unit. The Active Membership may include more than one parent or legal guardian, however only one (1) vote per Active Membership (family unit) is allowed.
 - c. The term of Active Membership will begin once the new Active Membership dues are paid in full to the CBC at the first General CBC meeting following JBHS Cheer Program tryouts, and continues until the first General CBC meeting after the following year's JBHS Cheer Program tryouts.
 - d. Active Membership and voting privilege for the family unit is revoked if the member of the JBHS Cheer Program has resigned or has been removed from the program.
- B. Associate Membership is afforded to the JBHS Cheer Program Coach(es) and the Administration of James Bowie High School. Associate Members do not have voting rights at CBC meetings or in CBC elections.
- C. It is the duty of all Members of the CBC to promote, support, and participate in activities of the CBC; and conduct themselves in accordance with the bylaws of this organization in a positive manner that will bring credit to the organization, the school, and the participating students.

3.2 CBC Membership Dues.

- A. Active membership dues of \$50.00 shall be paid each year to the CBC before the first General CBC meeting following the JBHS Cheer Program tryouts. Because this first meeting will include elections of the Executive Board of Directors, Active Membership dues will be accepted beginning two weeks prior and up until the time the meeting is convened. Otherwise, Active Membership dues will be accepted throughout the year, at which time Active Membership voting rights shall be enacted for the remainder of the membership term.
- B. CBC Membership dues shall not be refunded at any time for any reason.
- C. Annual CBC Membership dues will be used solely to promote the purposes of the CBC.
- D. By paying annual CBC Membership dues, each CBC Member acknowledges receipt of and agrees to follow all of the Bylaws, Articles I-XII.

3.3. Voting.

- A. Each Active Membership (family unit) shall be entitled to one (1) vote on meeting agenda items brought before the CBC by the Executive Board of Directors for ratification. Such items shall be decided by simple majority affirmations. See below for voting during elections of the Executive Board of Directors.

- B. In the instance an Active Membership has more than one (1) current JBHS Cheer Program Member, the Active Membership may only cast one (1) vote for each agenda item and/or election.
- C. The CBC prohibits voting by proxy.

ARTICLE IV
EXECUTIVE BOARD OF DIRECTORS

4.1 General.

The affairs for the CBC shall be managed by its Executive Board of Directors (often referred to herein as "Board or Board of Directors"). Members of the Board of Directors must have a current Active Membership and be a parent or legal guardian of a member of the JBHS Cheer Program for the upcoming year. An Active Membership allows one (1) parent or legal guardian of a JBHS Cheer Program member to serve in an elected or appointed position on the Board of Directors at a time. An elected member of the Board of Directors may also serve as a Coordinator of one (1) Committee while also serving on the Board. Each elected position is to be held by one person only. The Board of Directors shall not receive salaries or compensation for services rendered to the CBC.

4.2 Designation, Number, and Tenure

- A. The designation and number of Board of Directors shall be no less than three (3), but no more than six (6) and shall consist of, but not limited to: President, Vice President, Vice President of Fundraising, Vice President of Social Activities, Treasurer, and Secretary. See below for position duties.
- B. The tenure of the newly elected Board of Directors will begin on the first day of the fiscal year, May 1; or if the director was appointed to fill a vacancy, their tenure begins upon the day of approval by the remaining Board of Directors.
 - a. Directors other than the President shall hold office for a one year (1) term, until the Director's successor is elected or appointed, or until such Director's death, resignation, or removal from the position. Directors other than the President may be re-elected to serve consecutive terms as long as the Director has an Active Membership and their student/ward remains a member of the JBHS Cheer Program.
 - b. If the elected Director in the President position is a parent/legal guardian of an incoming junior, the Director in the President position shall hold office for a two (2) year term, until the Director's successor is elected or appointed, or until such Director's death, resignation, or removal from the position. If the elected Director in the President position is a parent/legal guardian of an incoming senior, the Director in the President position shall hold office for a one (1) year term, until the Director's successor is elected or appointed, or until such Director's death, resignation, or removal from the position.

4.3 Nominations for the Board of Directors.

- A. All Director positions are open for nominations each year, with the exception of the Director in the President position, in which their term has not yet expired vacant due to the Director's death, resignation, or removal from the position.
- B. Nominations for open positions on the Board of Directors shall be requested beginning two (2) weeks prior to the first General CBC meeting following the JBHS Cheer Program tryouts.
 - a. Nominations may be submitted via a Google Form or via email during the two (2) weeks prior to

- b. the first General CBC Meeting following tryouts.
 - c. Nominations will only be taken from the floor at the first General CBC Meeting following tryouts if no nominations for an open position were submitted during the nominations window.
 - d. All Nominees will be required to complete a nomination form which includes a consent to serve in the position if elected.
- C. All nominees for the Board of Directors must have a current Active Membership and be a parent or legal guardian of a member of the JBHS Cheer Program for the upcoming year. Active Membership allows only one (1) parent or legal guardian of a JBHS Cheer Program member to be nominated for a position on the Board of Directors at a time.
- D. Nominees may only be nominated for one (1) Board of Directors position at a time.
- E. All parents and/or legal guardians of incoming sophomore, junior, and senior JBHS Cheer Program members who have an Active Membership with the CBC are eligible for nomination for each open position of the Board of Directors, with the following exceptions:
- a. Only one parent and/or legal guardian of a JBHS Cheer Program member can serve on the Board of Directors at a time.
 - b. Nominees for the position of President must be a parent and/or legal guardian of an incoming junior or senior member of the JBHS Cheer Program and have served previously on the CBC Board of Directors in any position for at least one (1) full year. In the event a parent or legal guardian of an incoming junior or senior member of the JBHS Cheer Program who has served in any position on the Board for at least one (1) full year is not nominated for the position of President, a parent and/or legal guardian of an incoming junior or senior member of the JBHS Cheer Program who has served as a CBC Committee Coordinator may then be nominated for the President position.
 - c. Nominees for the position of the Vice President must be a parent and/or legal guardian of an incoming junior or senior member of the JBHS Cheer Program. In the event a parent or legal guardian of an incoming junior or senior member of the JBHS Cheer Program is not nominated for the position of the Vice President, a parent or legal guardian of an incoming sophomore member of the JBHS Cheer Program may be nominated.

4.4 **Election of the Board of Directors.**

- A. Once the first General CBC meeting held after the JBHS Cheer Program tryouts is called to order, nominations will be closed, and no nominations will be taken from the floor with the following exception. Nominations will only be taken from the floor at the first General CBC Meeting following tryouts if no nominations for an open position were submitted during the nominations window. The current Treasurer will verify that all nominees have paid the annual CBC Membership dues, have completed the nomination form, and have consented to serve if elected.
- B. The slate of potential Board of Directors nominees shall be provided to the CBC Members. The slate of nominees for each open position will be announced by the current President and voting will be held directly after.
- C. For all positions where there is but one (1) nominee for a Board of Director position, election shall be by simple majority affirmation.

- D. For all positions where there are two (2) or more nominees, an election shall be by written ballot/Google Form. One (1) vote per Active Membership (family unit) is allowed. When using a Google Form, one (1) submitted form will be accepted from each Active Membership (family unit).
- E. The nominee receiving the highest number of votes, tallied by the current President and/or current Secretary, is elected.

4.5 **Annual Board Transition Meeting.**

A meeting of the Board of Directors shall be held after the election of the new Board of Directors. This meeting shall include both the previous year's Board of Directors and the newly elected Board of Directors for the purpose of the transitioning of responsibilities for the new fiscal year.

4.6 **Regular Executive Board Meetings.**

The Board of Directors will meet regularly as needed to prepare for General CBC meetings, evaluate the CBC budget, act on requests from membership, and ensure CBC activities are being completed in a timely manner.

4.7 **Special Meetings and Notice.**

The President or any combination of three (3) members of the Board of Directors may call a special meeting of the Board of Directors provided that notice is given via voice or electronic means one (1) day prior to the special meeting.

4.8 **Quorum.**

A quorum for the transaction of business at any Board of Directors meeting shall be a simple majority of the directors.

4.9 **Resignation of Executive Board Member Position.**

If an elected and/or appointed Board of Director's student (child/ward) resigns or is removed from the JBHS Cheer Program for any reason, the Director will immediately resign from their position.

4.10 **Vacancies.**

A vacancy shall arise upon the resignation, removal, or death of a Director during their elected or appointed term.

- A. In the case of a vacancy in the position of President, the Vice President will assume the position of the President. In the event the Vice President is unable to assume the position of the President, the order of succession shall be as follows: Treasurer, Secretary, Vice President of Fundraising, and then Vice President of Social Activities.
- B. The vacancy of the Vice President shall be filled by an appointment of a CBC member with an Active Membership, and is a parent or legal guardian of a junior or senior JBHS Cheer Program Member. The position shall be appointed by a majority vote of the remaining Board of Directors. In the event a parent or legal guardian of an incoming junior or senior is not available for the position of the Vice President, a parent or legal guardian of a sophomore member of the JBHS Cheer Program may be appointed by a majority vote of the remaining Board of Directors.

- C. The vacancy of any other position other than the position of President or Vice President shall be filled by an appointment of a CBC member with an Active Membership, and is a parent or legal guardian of an incoming sophomore, junior, or senior JBHS Cheer Program Member, and consents to serve in the position for which they are appointed. The position shall be appointed by a majority vote of the remaining Board of Directors.
- D. A Director selected to fill a vacancy shall retain the position for the remaining term of his or her predecessor in office, but must be nominated and elected for the position at the following election.

4.11 **President:**

- A. The President shall be the principal officer of the CBC and shall supervise the business and affairs of the CBC.
- B. The President shall preside at all meetings of the CBC and of the Board of Directors.
- C. The President will work closely with the Treasurer in all financial matters.
- D. The President shall work with the JBHS Administration, JBHS Cheer program Coach(es), and other campus booster clubs, etc. and will perform all duties incident to the office of the President and such other duties as may be prescribed by the Board of Directors from time to time.

4.12 **Vice President:**

- A. In the absence of the President, or in the event of his or her inability or refusal to act, the Vice President shall perform the duties of the President, and when so acting shall have all the powers of and be subject to all the restrictions upon the President.
- B. The Vice President shall work closely with the President and the Board of Directors.
- C. The Vice President shall oversee the Committee Coordinators.
- D. The Vice President shall perform duties as from time to time may be assigned to him or her by the President or Board of Directors.

4.13 **Treasurer:**

- A. The Treasurer shall work with the President and Board of Directors to prepare an annual budget for review and approval by the Active Membership of the CBC.
- B. The Treasurer shall have charge and custody and be responsible for all funds and securities of the CBC, and maintain an accurate and detailed account of all monies received and disbursed.
- C. The Treasurer shall receive and provide receipts for monies due and payable to the CBC from any source, and deposit all such monies in the name of the CBC in such banks, trust companies, or other depositories as shall be selected by the Board of Directors.
- D. The Treasurer shall present current financial reports at meetings of the CBC and Board of Directors.

- E. The Treasurer shall prepare or cause to be prepared and file all tax reports as required by the comptroller's office, and file tax reports as required by the Internal Revenue Service.
- F. The Treasurer shall perform all the duties incident to the office of Treasurer and such other duties as from time to time may be assigned to him or her by the President or Board of Directors.

4.14 **Secretary:**

- A. The Secretary shall give notice of meetings, keep and maintain the minutes of the meetings of the CBC and of the Board of Directors.
- B. The Secretary shall handle all correspondence and communication of the CBC via email, messaging apps such as Band, and the website in coordination with the JBHS Cheer Program Coach(es), and keep current membership lists.
- C. The Secretary shall perform such other duties as from time to time may be assigned to him or her by the President or Board of Directors.

4.15 **Vice President of Fundraising:**

The Vice President of Fundraising plans, organizes and coordinates all fundraising activities, oversees the Fundraising Committee, and any other duties as assigned by the President or Board of Directors.

4.16 **Vice President of Social Activities:**

The Vice President of Social Activities plans, organizes, and coordinates social activities, oversees the Social Committee, and such other duties as assigned by the President or Board of Directors.

4.17 **Other Offices.**

Other offices may be added at the discretion of the Board.

ARTICLE V

COMMITTEES AND COMMITTEE COORDINATOR POSITIONS

5.1 **General.**

The Board of Directors shall create committees as necessary to carry out the work of the CBC. These committees may include but are not limited to: Merchandise, Meals, Senior Scholarship, Fundraising, Social, Memory Book, Junior Dawgs Activities, and Swag.

5.2 **Committee Members.**

All parents/guardians in a family unit with current Active Membership may volunteer to serve on a committee.

5.3 **Committee Coordinators.**

- A. Parents/guardians in a family unit with current Active Membership may volunteer to serve as a Coordinator of a Committee.
- B. A family unit with current Active Membership may have two (2) parents/guardians serving as Committee Coordinators at the same time.

- C. A family unit with current Active Membership may have one (1) parent/guardian serving in an elected position on the Board of Directors, and one (1) parent/guardian serving as a Committee Coordinator at the same time.
- D. The Vice President of Fundraising shall act as the Coordinator of the Fundraising Committee, and the Vice President of Social Activities shall act as the Coordinator of the Social Committee.

5.4 **Resignation of Committee Members and/or Committee Coordinators.**

If a Committee Member's or Committee Coordinator's student (child/ward) resigns or is removed from the JBHS Cheer Program for any reason, the Committee Member/Coordinator will immediately resign their position.

ARTICLE VI
MEETINGS OF MEMBERS

6.1 **Regular Meetings and Notice.**

There will be a minimum of four (4) meetings of the CBC per year. The first meeting shall be held in April following the JBHS Cheer Program tryouts to elect the Executive Board of Directors for the upcoming school and fiscal year. The second meeting of the CBC shall be held in the following month of May (the first month of the fiscal year) to discuss and vote on the budget for the fiscal year, as well as to establish Coordinator and Committee Member positions.

6.2 **Special Meetings and Notice.**

The President or any combination of three (3) members of the Board of Directors may call a special meeting of the CBC Membership provided that notice is given via voice or electronic means five (5) days prior to the special meeting.

6.3 **Quorum and Manner of Voting.**

A quorum of any CBC meeting will be deemed as a simple majority of Active Members present. The action of a majority of the members present shall be the action of the CBC, unless the action of a greater number is required by these bylaws. For the purposes of determining a quorum and voting, only one Active Membership per JBHS Cheer program family unit is entitled to act as the voting representative.

ARTICLE VII
CBC BUDGET

7.1 **General.**

The Board of Directors shall have the responsibility to prepare a budget for the CBC to be presented by the President and Treasurer and then reviewed and voted on by the Active Membership at the May CBC meeting. The fiscal year shall run from May 1st through April 30th. The budget may be amended with the approval of a majority vote of the Board of Directors.

7.2 **Budget.**

Once the budget is approved by a majority of the Active Membership in May of the new fiscal year, the budget will serve as the approved funds for the administrative costs and programs run by the CBC, and to support the JBHS Cheer Program throughout the fiscal year. The Treasurer handles the distribution of monies and reports on the CBC's funds at each Board and CBC meeting.

7.3 **Checks and Drafts.**

The Treasurer and/or the President sign and approve all checks, drafts, or orders for the payment of money, notes or other evidence of indebtedness issued in the name of CBC. All expenditures over \$500 must be approved by the Board of Directors. Checks in an amount over \$500 require signatures of both the Treasurer and President.

7.4 **Reimbursement.**

- A. CBC Members with an Active Membership shall discuss all expenditures that require a reimbursement with their designated Committee Coordinator before making an expenditure. The Committee Coordinator will seek approval from the Vice President before making an expenditure. In the absence of the Vice President, the President or Treasurer may provide such approval.
- B. All expenditures over \$500 must be approved by a majority vote of the Board of Directors.
- C. CBC Members with an Active Membership shall submit receipts for the approved expenditure to their Committee Coordinator, who will then provide it to the Treasurer for reimbursement of the member.
- D. To be eligible for reimbursement, all receipts must be submitted to the Treasurer before the end of the fiscal year in which the expense was incurred.
- E. The CBC is a 501(c)(3) corporation and exempt from certain sales tax. CBC Members with an Active Membership must use the tax-exempt form available from the Treasurer to avoid paying sales tax on purchases as applicable. If a member with an Active Membership does not use the tax-exempt form when required, any applicable sales tax incurred by that Member will not be reimbursed - no exceptions.

7.5 **Gifts.**

The Board of Directors may accept on behalf of the CBC any contribution, gift, bequest, or devise for the general or special purpose of the CBC.

ARTICLE VIII
INDEMNIFICATION

8.1 **Indemnification.**

- A. The CBC shall, to the extent legally permissible, indemnify each person who may serve or who has served at any time as an officer, director, or employee of the CBC against all expenses and liabilities, including without limitation, attorney fees, judgements, fines, excise taxes, penalties and settlement payments, reasonably incurred by or imposed upon such person in connection with any threatened, pending, or completed action, suit or proceeding in which he or she may become involved by reason of his or her service in such capacity; provided that no indemnification shall be provided for any such person with respect to any matter as to which he or she shall have been finally adjudicated in any proceeding not to have acted in good faith in the reasonable belief that such action was in the best interest of the CBC; and further provided that any compromise or settlement payment shall be approved by a majority vote of a quorum of the Executive Board of Directors who are not at that time parties to the proceeding.

- B. The indemnification provided hereunder shall inure to the benefit of the heirs, executors, and administrators of persons entitled to indemnification hereunder. The right of indemnification under this Article shall be in addition to and not exclusive of all other rights to which any person may be entitled.
- C. No amendment or repeal of the provisions of this Article which adversely affects the rights of an indemnified person under this Article shall apply to such person with respect to those acts or omissions which occurred at any time prior to such amendment or repeal, unless such amendment or repeal was voted by or was made with the written consent of such indemnified person.
- D. This Article constitutes a contract between the CBC and the indemnified officers, directors, and employees. No amendment or repeal of the provisions of this Article which adversely affects the right of an indemnified officer, director, or employee under this Article shall apply to such officer, director, or employee with respect to those acts or omissions which occurred at any time prior to such amendment or repeal.
- E. The Executive Board of Directors may, in its discretion, direct the purchase of liability insurance by way of implementing the provisions of this Article.

ARTICLE IX **CONFLICT OF INTEREST**

9.1 **Purpose.**

The purpose of this Article, "Conflict of Interest," is to protect the CBC's tax-exempt interest when it is contemplating entering into a transaction or arrangement that might benefit the private interest of an officer/director or CBC Member with an Active Membership that might result in a possible excess benefit transaction. This Article is intended to supplement but not replace any applicable state and federal laws governing conflict of interest applicable to nonprofit and charitable organizations.

9.2 **Definitions.**

A. **Interested Person.**

Any CBC Member with an Active Membership who has a direct or indirect financial interest, as defined below, is an interested person.

B. **Financial Interest.**

A person has a financial interest if the person has, directly or indirectly, through business, investment, or family:

- a. An ownership or investment interest in any entity with which the CBC has a transaction or arrangement;
- b. A compensation arrangement with the CBC or with any entity or individual with which the CBC has a transaction or arrangement; or
- c. A potential ownership or investment interest in, or compensation arrangement with, any entity or individual with which the CBC is negotiating a transaction or arrangement.
- d. Compensation includes direct and indirect remuneration as well as gifts or favors that are not insubstantial. A financial interest is not necessarily a conflict of interest. Under paragraph 9.3 below, a person who has a financial interest may have a conflict of interest only if the Executive Board of Directors decides that a conflict of interest exists.

9.3 **Procedures.**

A. **Duty to Disclose.**

In connection with any actual or possible conflict of interest, an interested person must disclose the existence of the financial interest and be given the opportunity to disclose all material facts to the Executive Board of Directors considering the proposed transaction or arrangement.

B. **Determining Whether a Conflict of Interest Exists.**

After disclosure of the financial interest and all material facts, and after any discussion with the interested person, he or she shall leave the Executive Board of Directors meeting while the determination of a conflict of interest is discussed and voted upon. The remaining Executive Board of Directors shall decide if a conflict of interest exists.

C. **Procedures for Addressing the Conflict of Interest.**

- a. An interested party may make a presentation to the Executive Board of Directors, but after the presentation, he or she shall leave the meeting during the discussion of, and the vote on, the transaction or arrangement involving the possible conflict of interest.
- b. The President, if appropriate, shall appoint a disinterested person or committee to investigate alternatives to the proposed transaction or arrangement.
- c. After exercising due diligence, the Executive Board of Directors shall determine whether the CBC can obtain, with reasonable efforts, a more advantageous transaction or arrangement from a person or entity that would not give rise to a conflict of interest.
- d. If a more advantageous transaction or arrangement isn't reasonably possible under circumstances not producing a conflict interest, the Executive Board of Directors shall determine by a majority vote of the disinterested Directors whether the transaction or arrangement is in the CBC's best interest, for its own benefit, and whether it is fair and reasonable. In conformity with the above determination, the Executive Board of Directors shall make its decision as to whether to enter into the transaction or arrangement.

9.4 **Violations of the Conflicts of Interest Policy.**

- A. If the Executive Board of Directors has reasonable cause to believe a CBC member with an Active Membership has failed to disclose actual or possible conflicts of interest, it shall inform the member of the basis for such belief and afford the member an opportunity to explain the alleged failure to disclose.
- B. If, after hearing the member's response and after making further investigation as warranted by the circumstances, the Executive Board of Directors determines the member has failed to disclose an actual or possible conflict of interest, it may take appropriate disciplinary and corrective action to include removal from any elected or appointed Board, Coordinator, or Committee positions that may be held, as well as the CBC Member's Active Membership.
- C. If a CBC Member with an Active Membership repeatedly (more than once) fails to uphold the CBC Conflict of Interest Policy, said CBC Member's Active Membership will be revoked immediately for the duration of the time their student(s) (child/ward) participate(s) in the JBHS Cheer Program, removal from any elected or appointed Board, Coordinator, or Committee position currently held, and the CBC Member will not be allowed to hold an Executive Board of Director, Coordinator, or Committee position for the duration of the time their student(s) (child/ward) participate(s) in the JBHS Cheer Program.

9.5 **Records of the Proceedings.**

The minutes of the Executive Board of Directors shall contain:

- A. The names of the persons who disclosed or otherwise were found to have a financial interest in connection with an actual or possible conflict of interest, the nature of the financial interest, any action taken to determine whether a conflict of interest is present, and the Executive Board of Directors' decision as to whether a conflict of interest in fact existed.
- B. The names of the persons who were present for discussions and votes relating to the transaction or arrangement, the content of the discussion, including any alternatives to the proposed transaction or arrangement, and a record of any votes taken in connection with the proceedings.

9.6 **Acknowledgement of Conflict of Interest Article in Bylaws**

By paying annual dues for Active Membership in the CBC, each CBC Member affirms:

- A. Has been provided access to an electronic copy of the CBC Bylaws including Article IX, Conflict of Interest;
- B. Has read and understands the CBC Bylaws including Article IX, Conflict of Interest;
- C. Has agreed to comply with the CBC Bylaws including Article IX, Conflict of Interest; and
- D. Understands the CBC is charitable and in order to maintain its federal tax exemption it must engage primarily in activities that accomplish one or more of its tax-exempt purposes.

9.7 **Periodic Reviews.**

To ensure the CBC operates in a manner consistent with charitable purposes and does not engage in activities that could jeopardize its tax-exempt status, periodic reviews shall be conducted.

ARTICLE X
USE OF BOWIE/JBHS CHEER NAME

10.1 **Use of Name:**

The words "Bowie Cheer," "JBHS Cheer," and/or the Bowie "B" with or without the word "cheer" may not be reproduced, distributed, or transmitted in any form or by any means, including photocopying or production of merchandise not sold by the CBC, without prior written permission from the James Bowie High School Principal or his designee and the Bowie Cheer Program Head Coach. If such reproduction, distribution or transmission in any form or by any means of the words "Bowie Cheer," "JBHS Cheer," and/or the Bowie "B" with or without the word "cheer", including photocopying, or production of merchandise not sold by the CBC without prior written permission from the James Bowie High School Principal or his designee and the Bowie Cheer Program Head Coach occurs by any CBC Member with an Active Membership, such Active membership may be revoked and any CBC Membership Dues paid may not be refunded. The CBC Member may be dismissed from any CBC Executive Board of Directors, Coordinator, and/or Committee position currently held.

ARTICLE XI
CONTRACTS AND LOANS

11.1 **Contracts.**

The Board of Directors may authorize any Director to enter into any contract or execute and deliver any instrument in the name of and on behalf of the CBC, and such authority may be general or confined to specific instances.

11.2 **Loans.**

No loans shall be contracted on behalf of the CBC and no evidence of indebtedness shall be issued in its name unless authorized by a resolution of the Board of Directors. Such authority may be general or confined to specific instances.

ARTICLE XII
AMENDMENTS

These Bylaws may be altered, amended or repealed and new Bylaws adopted every 3 fiscal years when necessary by a two-thirds ($\frac{2}{3}$) majority of the Executive Board of Directors.

Last Revised March 31, 2024