

ARTICLES OF INCORPORATION
OF
BITTERROOT VALLEY COMMUNITY COLLEGE FOUNDATION

The undersigned, who are citizens of the United States over the age of eighteen years, desiring to form a Non-Profit Corporation under the Non-Profit Corporation Law of Montana, do hereby certify:

ARTICLE I Name

The name of the corporation shall be Bitterroot Valley Community College Foundation, Incorporated, hereinafter referred to as the “Corporation.”

ARTICLE II Office Address

The principal office of the Corporation is to be located at 134 Canyon Creek Drive, Hamilton, Montana 59840.

ARTICLE III Purpose

The Corporation is organized exclusively for charitable, religious, educational, and scientific purposes as a public benefit corporation, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under Section 501(c)(3) of the Internal Revenue Code or the corresponding section of any future federal tax code.

The specific purposes of the Corporation are to solicit, receive, manage, and disburse funds to advance the mission and goals of Bitterroot Valley Community College; promote community awareness of the needs of Bitterroot Valley Community College; and engage the community in the activities of Bitterroot Valley Community College.

The Corporation is not conducted or operated for profit and no part of the net earnings of the Corporation will inure to the benefit of any individual, nor will any of the profits or assets of the Corporation be used other than for the purposes of the Corporation.

ARTICLE IV Incorporators, Agent, and Members

The names and business mailing addresses of each incorporator of the Corporation are as follows:

1. Theron “Terry” Nelson, PO Box 521, Hamilton, MT 59840
2. Nancy Bussiere, PO Box 521, Hamilton, MT 59840

The name and address of the Corporation’s Noncommercial Registered Agent for service of process in Montana is Jennifer Johnson, 1479 Summerdale Rd, Corvallis, MT 59828.

The Corporation will have no members.

ARTICLE V Exemption Requirements

At all times the following will operate as conditions restricting the operations and activities of the Corporation:

1. No part of the net earnings of the Corporation shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the Corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article III hereof.
2. No substantial part of the activities of the Corporation shall be the carrying on of propaganda, or 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 or in opposition to any candidate for public office.
3. Notwithstanding any other provision of these articles, the Corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or (b) by a corporation, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

ARTICLE VI Duration and Dissolution

The duration of the corporate existence is perpetual. In the event of liquidation, dissolution, or winding up of the Corporation, whether voluntary, involuntary, or by the operation of law, the property or other assets of the Corporation remaining after the payment, satisfaction, and discharge of liabilities or obligations, must be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or the 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 a Court of Competent Jurisdiction 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.

IN WITNESS WHEREOF, we have hereunto subscribed our names this 21st day of
March, 2023.

Terry Nelson

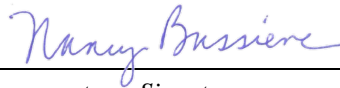
Incorporator - Printed Name (Board Chair)



Incorporator - Signature

Nancy Bussiere

Incorporator - Printed Name (Board Secretary)



Incorporator - Signature