

# State Constitution

Revised November 4, 2017

## ARIZONA CHAPTER CONSTITUTION

### Future Business Leaders of America-Phi Beta Lambda, Inc.

#### Article I. Name

The name of this organization shall be the Future Business Leaders of America-Phi Beta Lambda Arizona, Inc., hereinafter referred to as the “State Chapter.”

#### Article II. Purpose

The purpose of this State Chapter shall be to further the goals of FBLA-PBL within the State of Arizona. The Chapter shall provide as an integral part of the instructional program additional opportunities for secondary students (grades 5-12) and post-secondary students in business and office education to develop vocational and career supportive competencies and to promote civic and personal responsibility.

#### The specific goals of FBLA-PBL and the State Chapter are to:

- Develop competent, aggressive business leadership
- Strengthen the confidence of students in themselves and their work
- Create more interest in and understanding of American business enterprises
- Encourage members in the development of individual projects which contributes to the improvement of home, business, and community
- Develop character, prepare for useful citizenship, and foster patriotism
- Encourage and practice efficient money management
- Encourage scholarship and promote school loyalty
- Assist students in the establishment of occupational goals
- Facilitate the transition from school to work

The State Chapter shall not have any purpose nor engage in any activity inconsistent with the status of an educational and charitable organization as defined in Section 501 (c)(3) of the Internal Revenue Code of 1954 or any successor provision thereto, and none of these goals shall at any time be deemed or construed to be other than public benefit purposes and objectives consistent with such educational and charitable status, nor shall the State Chapter adopt goals or engage in any activity inconsistent with the goals and policies of FBLA-PBL, Inc.

### **Article III. Membership**

The membership of the State Chapter shall consist of Middle Level, FBLA, PBL and Professional Division members residing within the State of Arizona. Classes of membership identical to those established by FBLA-PBL, Inc., shall be established by the State Chapter. Such classes, together with the voting and other rights of each may be more specifically set forth in the Bylaws.

### **Article IV. Dues and Finance**

**Section 1.** The State Chapter may assess dues from the members in addition to dues assessed by FBLA-PBL, Inc.

**Section 2.** No part of the net earnings of the State Chapter shall inure to the benefit of any member, sponsor, donor, creator, director, officer, employee, or any other private individual or to the benefit of any corporation or organization, any part of the net earnings of which inure to the benefit of any private individual; provided, this shall not prevent payment of reasonable compensation for services actually rendered the State Chapter in effecting its goal.

The State Chapter shall not divert any part of its income or corpus to any member, sponsor, donor, creator, director, officer or employee, by lending any part of its income or corpus without receipt of adequate security and a reasonable rate of interest; by paying any compensation in excess of reasonable allowance for salaries, or other compensation for personal services actually rendered; by making any purchase of security or other property for more than adequate consideration for money or money's worth; by selling any substantial part of its securities or other property for less than adequate consideration for money or money's worth; or by engaging in any other transaction which, either directly or indirectly, results in such diversion of its income or corpus.

The State Chapter shall not make any accumulation of its income unreasonable in amount or duration.

**Section 3.** The State Chapter shall not use any income for purposes other than the objects in this Constitution set forth or invest any income in any manner which might jeopardize the fulfillment or carrying out of its objectives. The State Chapter shall not devote a substantial portion of its activities to carrying on propaganda or otherwise attempting to influence legislation, and in no event shall the State Chapter engage in any legislative activities other than those in direct furtherance of the State Chapter's stated objectives. The State Chapter shall not participate in or intervene in any political campaign on behalf of any candidate for public office.

In general, the State Chapter shall not act in any way or engage in any activity which might affect its right or the right of FBLA-PBL, Inc., to full tax deduction for their contributions to the State Chapter of FBLA-PBL, Inc., and the State Chapter shall be so operated as to be entitled to and receive all tax exemptions federal or local, which may be granted to charitable scientific, or educational associations or foundations.

### **Article V. Organization**

**Section 1.** The State Chapter is a subsidiary of the Future Business Leaders of America - Phi Beta Lambda, Inc. As an integral part of FBLA-PBL, Inc., the State Chapter shall have goals and engage in activities consistent with the organization's status as a charitable and educational organization as defined in Section 501(c)(3) of the Internal Revenue Code of 1954. Reports shall be submitted to FBLA-PBL as requested.

**Section 2.** The State Chapter shall be comprised of the following 4 divisions: 1) *Future Business Leaders of America Arizona (FBLA Arizona)* for students in Middle Level in grades 5-8; 2) *Future Business Leaders of America Arizona (FBLA Arizona)* for students grades 7 – 12; 3) *Phi Beta Lambda Arizona (APBL Arizona)* for postsecondary students; and 4) *Professional Division Arizona* for business people, FBLA-PBL alumni, educators, and others who support the goals of the organization.

**Section 3.** The State Chapter shall be incorporated as “FBLA-PBL Arizona” and be governed by a Board of Trustees which shall serve as the policy making and oversight body for the State Chapter, and which shall be subject to this Constitution; the FBLA, PBL, and Professional Division National Bylaws; and the National Board of Directors of FBLA-PBL, Inc. The FBLA-PBL Arizona Board of Trustees shall be responsible for approving all bylaw amendments and monitoring each division to ensure that it operates consistently with this Constitution and in the best interest of the State Chapter.

**Section 5.** The position of State Chairperson shall be filled by recommendation of the Chief Executive Officer (CEO) of FBLA-PBL, Inc. and approval of the National Board of Directors. The FBLA-PBL Arizona Board of Trustees shall make a recommendation to the CEO for consideration. The State Chairperson shall serve a term of 3 years or until his or her successor has been approved.

**Section 6.** The Board of Trustees, hereafter referred to as the Board, shall consist of up to twenty-five (25) persons. The board shall include the following membership: (1) a State Program Specialist for Engineering and Information Technology Education at the Arizona Department of Education (ex-officio, non-voting member); (2) the State Program Specialist for Business Education at the Arizona Department of Education (ex-officio, voting member); (3) the FBLA State Adviser (ex-officio, non-voting member); (4) the PBL State Adviser (ex-officio, voting member); (5) the Professional Division State Adviser (ex-officio, voting member); (6-9) one FBLA Arizona adviser from each FBLA region (10) one PBL Arizona Local Chapter Adviser; (11-12) two student state officers (one from FBLA and one from PBL) (13) one Professional Division State Officer; (14) Secretary; (15) Treasurer; (16-25) and up to ten (10) other persons from industry as representatives and a Board Past Chair.

**Section 7.** The State Chapter shall adopt a separate set of Bylaws for each division that are consistent with this Constitution, which shall include the powers and duties of the State Directors and State Officers, elections, official meetings, and any other provisions necessary for the orderly administration of each division of the State Chapter. All proposed bylaw amendments must be first approved by the FBLA-PBL Arizona Board of Trustees before being submitted to the members for consideration.

**Section 8.** The State Chapter shall maintain such relationship with FBLA and PBL chapters within the State of Arizona as shall be approved by the national FBLA-PBL Board of Directors. The State Chapter may apply to the Internal Revenue Service for a group tax exemption ruling on behalf of the local chapters within the state.

**Section 9.** Upon dissolution, all the assets of the State Chapter shall be and remain the assets of FBLA-PBL, Inc.

## **Article VI. Emblems and Insignia**

The State Chapter emblems shall be the emblems of the national organization. Only members in good standing may use official emblems and insignia.

## **Article VII. Amendments**

This Constitution is a mandatory constitution drafted by FBLA/PBL, Inc., for adoption by its state chapters and shall be unamendable without the written consent of FBLA-PBL, Inc. Should amendments be required for the purpose of qualifying or retaining qualification under Section 501(c)(3) of the Internal Revenue Code of 1954 or any successor provision thereto, such amendments, as approved by the Board of Directors of FBLA-PBL, shall become a part of this Constitution with or without the consent of the State Chapter.

**Article VIII. *FBLA Arizona Inc.* Bylaws**

**Article IX. *PBL Arizona Inc.* Bylaws**

**Article X. *Professional Division Arizona Inc.* Bylaws**