

CONSTITUTION LOWCOUNTRY PHI BETA KAPPA ASSOCIATION

Article I-- NAME

This Association is a constituent member of the Phi Beta Kappa Society, an unincorporated association (hereinafter, "Phi Beta Kappa Society") or its successor-in-interest, and shall be known as the Lowcountry Phi Beta Kappa Association or as the Beta Association of South Carolina.

Article II--PURPOSE

This Association is under the general supervision and control of the Phi Beta Kappa Society. The object of this Association shall be the union of the members of Phi Beta Kappa in such region as may be defined in its bylaws, with a view to the promotion of scholarship, friendship, and cultural interests.

Article III--MEMBERS

Every member of Phi Beta Kappa, of whatever chapter, resident in said region shall be regarded as eligible for membership, and in so far as addresses are known and it is practicable, should be notified at least once every three years of his or her eligibility. No person not a member of Phi Beta Kappa may be elected to membership.

Article IV--MEETINGS

At least one meeting shall be held each year. Meetings should reflect the objectives of the Phi Beta Kappa Society: namely friendship, morality, and the love of learning.

Article V--THE COUNCIL

A delegate, or if the membership of the Association is 200 or more, two delegates, may be sent to represent the Association at each meeting of the Council of Phi Beta Kappa, provided that the Association is accredited by the Senate as an active Association; that is, as duly chartered and having at least 25 members in good standing, at least one meeting each year, and fees to the Phi Beta Kappa Society fully paid, and as having acted in harmony with the laws, requirements, and ideals of Phi Beta Kappa.

Article VI--FEES

This Association shall contribute such equitable share to the financial support of the Phi Beta Kappa Society and shall be entitled to received such publications and services as the Senate may from time to time determine.

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ARTICLE VII--NONPROFIT STATUS

The Association is organized and is to be operated exclusively for charitable and educational purposes within the meaning of Internal Revenue Code Section 501(c)(3) (reference herein to the Internal Revenue Code, hereinafter "IRC", include the corresponding sections(s) of any future United States tax code).

No part of the net earnings of the Association shall inure to the benefit of, or be distributable to its directors, officers, members, trustees, officers, or other private persons, except that the Association 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 herein. No substantial part of the activities of the Association shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the Association shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition of any candidate for public office. Notwithstanding any other provision herein, the Association shall not carry on any activities not permitted to be carried on (a) by an organization exempt from federal income tax under IRC Section 501(c)(3) or (b) by an organization, contributions to which are deductible under IRC Sections 170(c)(2), 2055(a)(2) or 2522(a)(2).

Upon the dissolution of this Association, after paying or making provision for the payment of all of the lawful debts and liabilities of the Association, the assets shall be distributed to one or more of the following categories or recipients, as the Association shall determine:

1. A nonprofit organization or organizations which may have been created to succeed the Association, as long as such organization or each such organization shall qualify as an organization described in IRC Section 501(c)(3); and/or
2. The Phi Beta Kappa Society, provided that it shall qualify at the time of distribution as an organization described in IRC Section 501(c)(3); and/or
3. A nonprofit organization or organizations having similar aims and objectives as the Association and which may be selected as an appropriate recipient of such assets, as long as such organization or each such organization shall qualify as an organization described in IRC Section 501 (c)(3); and/or
4. The federal government, or to a state or local government, but only if such assets will be used for a public purpose.

Article VIII--BYLAWS

Provisions shall be made by bylaws for the election of officers, notification of members, conduct of meetings, and such other matters as may be deemed proper or may be required by the Phi Beta

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Kappa Society; provided that such bylaws shall contain nothing inconsistent with this Constitution or with the Constitution and Bylaws of the Phi Beta Kappa Society, and that they and all later amendments shall not become effective until approved by the Senate of the Phi Beta Kappa Society.

Article IX--RATIFICATION AND AMENDMENT

This Constitution and any Amendments to it shall be considered to have been ratified by the affirmative vote of three-quarters of the Association members present at any regular or special meeting of the Association, provided that copies of the proposed Constitution or any amendment thereto, are sent to all members of the Association at least 15 days in advance of the meeting and that such Constitution or any amendment(s) be forwarded to the Phi Beta Kappa Society for approval by such body of the Society as may be required by Phi Beta Kappa Society.

Upon adoption, copies of the Constitution or amendment(s) shall be distributed to all members of the Association and to the Phi Beta Kappa Society.

Approved by Lowcountry Phi Beta Kappa Association at annual meeting: April 19, 2004
Approved by Phi Beta Kappa Committee on Associations: June 24, 2004
Approved by Phi Beta Kappa Senate: June 26, 2004