



Constitution

The Arc Montgomery County

December, 2012

The Arc Montgomery County Constitution Table of Contents

Constitution

The Constitution contains the fundamental principles that outline the name, purpose, structure, and limits of the corporation. It provides a foundation upon which an organization operates.

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ARTICLE I *Name*

The name of this non-profit Corporation shall be The Arc Montgomery County, Incorporated (hereinafter called The Arc or the Corporation).

ARTICLE II *Address*

The principal office of The Arc shall be at 11600 Nebel Street, Rockville, Maryland, 20852. The Corporation may have other such offices, either within or without the County of Montgomery and State of Maryland, as the Board of Directors may from time to time determine.

ARTICLE III *Purpose and Scope*

3.1 Purpose. The purpose of The Arc shall be to promote the general welfare of people of all ages with intellectual and developmental disabilities and their families without regard as to age, color, disability, marital status, national origin, race, religion, gender, sexual orientation, veteran status or any other legally protected status. The Arc, in partnership with people with intellectual and developmental disabilities and their families, members, community partners, employees, and associated volunteers shall work throughout the community to advocate and ensure that people with intellectual and developmental disabilities have necessary supports and services, are accepted and included in their communities, and have maximum control and choice over their own lives. To achieve this purpose The Arc will:

- a. Support and enable people with intellectual and developmental disabilities to identify and achieve their choices of residence, employment and community participation;
- b. Advocate for the rights and comprehensive services and supports for people with intellectual and developmental disabilities and their families;
- c. Support the advancement of preventive study and research in the area of intellectual and developmental disabilities;
- d. Provide quality services and supports for people with intellectual and developmental disabilities and their families;
- e. Promote community representation, involvement and inclusion through a large, active and diverse membership within The Arc;
- f. Promote a public understanding of the strengths, contributions and needs of people with intellectual and developmental disabilities;
- g. Develop and sustain community and business partnerships that will support and promote the corporation's strategic goals and objectives;
- h. Solicit and receive funds for the accomplishment of the above purposes;

3.2 Scope. The Arc is organized exclusively for charitable, scientific and educational purposes as defined and limited by Section 501(c)(3) of the Internal Revenue Code of 1986 as amended (or the corresponding provision of any future United States Internal Revenue law). The Arc is a non-profit, non-sectarian corporation, and no part of the net earnings, contributions, or other property shall inure to the benefit of any members. No officer or director shall be remunerated for his services as an officer or director. The Arc is non-political and non-partisan and takes no position with regard to candidates for elective office,

in matters of governmental policies other than those concerning people with intellectual and developmental disabilities, nor provides financial support for any candidate or political party.

ARTICLE IV *Membership*

Overall control of The Arc shall rest with the Membership from which are elected the Board of Directors and Officers. Membership in The Arc is available to any individual or organization upon application to the principal office of The Arc, subject to payment of the dues as established by the Board of Directors from time to time.

ARTICLE V *Corporate Structure*

5.1 Governing Body. The overall governance of the activities and affairs of the Corporation shall be vested in a Board of Directors elected by the Membership. The Board of Directors shall be composed of the officers, the immediate past-president, and directors. The Board shall review and oversee policies and goals for the Corporation relevant to its mission and purposes as described above. It shall further act on all business and financial matters inherent in the operation of the Corporation except as may be delegated to the employees of the Corporation. No employee of the Corporation shall serve as an officer, director, voting committee member or delegate.

5.2 Officers. The elected officers of The Arc shall be a President, Vice President, Secretary, and Treasurer. At the time of election, each shall be a member in good standing of The Arc.

ARTICLE VI *Dissolution*


In the event of the dissolution of the Corporation or in the event it shall cease to carry out the objectives and purposes set forth herein, all owned property and assets shall go and be distributed to the State Association of The Arc. In the event that there shall not then be in existence such a state association, then all property and assets shall go and be distributed to The Arc of the United States. Under no circumstances shall any of the property and assets of this Corporation during the existence and/or upon the dissolution thereof go or be distributed to any other officer, member or director of this Corporation.


ARTICLE VII *Amendments*

Any proposed amendment(s) may be presented in writing by any member in good standing. Such amendment(s) shall be transmitted to the Secretary of the Corporation, who together with the President, shall present the proposed changes to the Board of Directors for review and evaluation. If a majority of the Board votes in favor of the amendment(s), the proposed amendment(s) will be put forth to the membership for consideration and approval. All members shall be notified in writing of the date, time, and place of the next membership meeting where the amendment(s) will be considered and voted upon. The text of the proposed amendment(s) will be posted on The Arc's website and provided in printed form upon request. The notice will be mailed at least 20 days in advance of the meeting. A two-thirds (2/3) vote of the members in good standing present at that meeting is required for approval of the amendment(s).

Certification

This is the current Constitution as amended and approved by two-thirds vote of the general membership on 12/12/12 (date).

Signed  TOBIN P. CONLEY
President

Signed  Wendy W. Kaufman
Secretary