

State of Idaho

Department of State

CERTIFICATE OF INCORPORATION OF

THE IDAHO ASSOCIATION FOR BILINGUAL EDUCATION, INC.
File number C 111945

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that duplicate originals of Articles of Incorporation for the incorporation of THE IDAHO ASSOCIATION FOR BILINGUAL EDUCATION, INC. duly signed pursuant to the provisions of the Idaho Nonprofit Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I issue this Certificate of Incorporation and attach hereto a duplicate original of the Articles of Incorporation.

Dated: September 6, 1995



Pete T. Cenarrusa
SECRETARY OF STATE

By *[Signature]*

SEP 6 3 12 PM '95

SECRETARY OF STATE
STATE OF IDAHO

**ARTICLES OF INCORPORATION
OF THE
IDAHO ASSOCIATION FOR
BILINGUAL EDUCATION, INC.**

IDAHO SECRETARY OF STATE

9/6/95 9:00:00 AM
Customer # 49313
IVCS60012360 16394

CORPORATION NON PROFIT

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KNOW ALL MEN BY THESE PRESENTS that we, the undersigned, all of whom are citizens and residents of the United States and over the age of Twenty-One years do hereby make and execute the following Articles of Incorporation for the purposes of forming a corporation under and pursuant to the laws of the State of Idaho, and we do Hereby certify:

ARTICLE I

The name of this corporation shall be **THE IDAHO ASSOCIATION FOR BILINGUAL EDUCATION, INC.**

ARTICLE II

The specific and primary purposes of this corporation include, but are not limited to:

- a. recognizing, promoting and publicizing excellence in education by promoting bilingual education as a sound process by which the educational success for students learning English is enhanced by learning through their first language while concurrently learning the English language;
- b. promoting efforts to assure the provision of equitable educational opportunity for all through the implementation of quality programs of bilingual instruction;
- c. promoting bilingual/bicultural education services to children, youth and adults at all levels in both the community and educational institutions throughout the state and the nation by encouraging the English-speaking population to participate in bilingual education programs and receive the benefits of bilingualism;
- d. promoting recognition by the total community of the importance of bilingualism and its contributions toward better understanding among people within the state, nation and world community;

- e. encouraging educational bodies to recognize the linguistic and cultural needs of second language learners;
- f. coordinating and promoting the development of professional competence and professional standards in bilingual education;
- g. establishing contacts with local, state, national and international associations having complementary interests;
- h. promoting the organization of workshops and conferences dealing with the needs of bilingual education; and
- i. encouraging the excellence of bilingual education by promoting research and other activities.

ARTICLE III

Said corporation is organized exclusively for charitable and educational purposes. Notwithstanding any of the provisions of these Articles, the corporation shall not carry on any other activities not permitted to be carried on by an organization exempt from federal income tax under Section 501 (c) (3) of the Internal Revenue Code.

ARTICLE IV

This corporation shall not have capital stock. Membership shall consist of the following categories:

- a. **REGULAR MEMBER** - for professionals engaged in the field of education or other professions in the society;
- b. **ASSOCIATE MEMBER** - for students currently enrolled in an undergraduate program of study at a recognized institution of higher education, for paraprofessionals engaged in the educational process, and for community members interested in the field of education;
- c. **INSTITUTIONAL MEMBER** - for educational, social and cultural institutions and agencies supportive of the goals and objectives of the Idaho Association for Bilingual Education (IABE); and

- d. **COMMERCIAL MEMBER** -for commercial enterprises which are supportive of the goals and objectives of IABE.

Regular members and associate members shall have the rights of voice and vote in all Association business. Institutional and commercial members shall have a voice in all Association business, but shall not vote.

ARTICLE V

No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members, trustees, officers, employees, or other private persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for property, goods, and services purchased, i.e., workshops, conferences, presentations, etc., and to make payments and distribution in furtherance of the purposes set forth in Article II hereof.

For the accomplishment of the aforementioned purposes, the corporations may:

- (a) receive monies, equipment, property, or labor from any source including, but not limited to private sources, governmental sources, or whatever, and purchase, convey, mortgage and lease all kinds of real and personal property or otherwise use the funds;
- (b) Borrow money and draw, make, accept, endorse, assign, guarantee, execute and issue notes, checks, drafts, bonds, debentures, negotiable instruments and other instruments for the payment of money, and mortgage or pledge its property to secure such obligations;
- (c) Loan money and accept notes, checks drafts, bonds, debentures, negotiable instruments, and other instruments for the payment of money and receive mortgages or pledges of property to secure such obligations accepted;
- (d) To do all necessary, essential, convenient, or proper for the accomplishment of any and all of the aforementioned purposes for the attainment of any and all of the objects above mentioned, or incident to the powers herein named, or which shall have at any time appeared to be conducive, or expedient, or beneficial to the corporation, and to such end to have any and all powers conferred upon non-profit cooperative associations and

corporations organized under statutes of the State of Idaho as now constituted and as may be provided by future amendments thereto.

ARTICLE VI

Upon the dissolution of the corporation, the Board of Directors shall, after paying or making provisions for the payment of all the liabilities of the corporation, dispose of all the assets of the corporation exclusively for the purposes of the corporation in such manner, or to such organization or organizations organized and operated exclusively for charitable, educational, religious, or scientific purposes as shall at the time qualify as an exempt organization or organization under Sections 501 (c) (3) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law), as the Board of Directors shall determine. Any of such assets not so disposed of shall be disposed of by the District Court of the State of Idaho, of the county in which the principle office of the corporation is then located, exclusively for such purposes or to such organization or organizations, as the said District Court shall determine, which are organized and operated exclusively for such purposes.

ARTICLE VII

The unincorporated association being incorporated is known as The Idaho Association for Bilingual Education, Inc.

ARTICLE VIII

The names and address of the persons who are to act in the capacity of directors until the selection of their successors are:

Dr. Jay Richard Fuhrman, President

Boise State University, Boise, Idaho

Gwen Leone, Vice President

Minidoka County School District, Rupert, Idaho

Consuelo Quilantán

Nampa School District, Nampa, Idaho

Kevin Farnsworth, Treasurer

Minidoka County School District, Rupert, Idaho

Jane Howell, Magic Valley Chapter President

Jerome School District, Jerome, Idaho

Dalila Mong-Rosález, Malheur Valley Chapter President

Ontario School District, Ontario, Oregon

Erlinda Martínez, Treasure Valley Chapter President

Vallivue School District, Caldwell, Idaho

Myrna Avila, BSU/BESO Student Chapter President

Boise State University, Boise, Idaho

ARTICLE IX

The city in the State of Idaho where the principal office for the transaction of the business of the corporation is located is the county of Ada, City of Boise, Idaho.

ARTICLE X

The term of this corporation is perpetual.

ARTICLE XI

This corporation is organized pursuant to the General Non-Profit Corporation Law of the State of Idaho.

ARTICLE XII

A Corporate Seal shall not be used for the operation of THE IDAHO ASSOCIATION FOR BILINGUAL EDUCATION, INC.

ARTICLE XIII

The affairs of this corporation shall be managed by a Board of Directors to be elected as provided in the by-laws, but in no case shall the number of Directors be fewer than seven (7) or more than fifteen (15). Such Directors shall hold their offices for two (2) years, or such other period as the by-laws shall determine, and until their successors are elected and qualified.

ARTICLE XIV

The registered Agent for Service for THE IDAHO ASSOCIATION FOR BILINGUAL EDUCATION, INC. shall be Dr. Jay Richard Fuhriman, at Boise State University, 1910 University Drive, Boise, Idaho 83725.

IN WITNESS WHEREOF, the undersigned, all being incorporators of **THE IDAHO ASSOCIATION FOR BILINGUAL EDUCATION, INC.**, the unincorporated association which is being incorporated hereby has executed these Articles of Incorporation this 6th day of September, 1995.


Name (Jay Richard Fuhriman)

9/6/95
Date


Name (Myrna Avila)

9-6-95
Date

STATE OF IDAHO)
) ss.
County of Ada)

On this 6th day of September, before me, the undersigned, a Notary Public in and for said State, personally appeared Jay Richard Subrman and Myrna Avila known to me to be the persons whose names are subscribed to the forgoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)

Eric Roberson

Notary Public for Idaho

Residing at: Meridian, Idaho

My commission expires: Oct 31, 1997