

ARTICLES OF AMENDMENT
(Non-profit)

FILED EFFECTIVE
2016 SEP 22 AM 9:00

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the corporation is: Gem Prep: Pocatello, Inc.
2. The text of the article being amended:

Article VIII is amended to read as follows:

Prior to any school closure decision, a closure protocol will be developed to ensure timely notification to parents, orderly transition of students and student records to new schools, and proper disposition of school funds, property and assets, in accordance with Idaho law.

Pursuant to Idaho Code 33-5212, in the event of a public charter school closure for any reason, the assets of the school shall be distributed first to satisfy outstanding payroll obligations for employees of the school, including any tax, public employee retirement system and other employee benefit obligations, then to creditors of the school, and then to the authorized chartering entity in the case of a public charter school authorized by the board of a local school district. In the case of a public charter school authorized by any other authorized chartering entity, any remaining assets shall be distributed to the public school income fund. Assets purchased using federal funds shall be returned to the authorized chartering entity for redistribution among other public charter schools. If the assets of the school are insufficient to pay all parties to whom the school owes compensation, the prioritization of the distribution of assets may be determined by decree of a court of law.

3. The date of adoption of the amendment was: September 19, 2016
4. Manner of adoption:
The amendment consists exclusively of matters which do not require member approval pursuant to section 30-30-705, Idaho Code, and was, therefore, adopted by the board of directors.
 - a. The number of directors entitled to vote was: 7
 - b. The number of directors that voted for the amendment was: 4
 - c. The number of directors that voted against the amendment was: 0

Printed Name: Barbara A. Femreite, Treasurer

Signature: Barbara A. Femreite

IDAHO SECRETARY OF STATE
09/22/2016 05:00
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