

FILED EFFECTIVE



# ARTICLES OF AMENDMENT

## (Non-profit)

To the Secretary of State of the State of Idaho

Pursuant to Title 30, Chapter 3, Idaho Code, the undersigned non-profit corporation amends its articles of incorporation as follows:

2004 MAY 19 AM 9:00

STATE OF IDAHO

1. The name of the corporation is:

H.O.S.S., Inc

2. The text of each amendment is as follows:

See the attached Amendment.

Article 3, 4, and 5, were revised in language to comply with Internal Revenue Code. The content remains unchanged.

3. The date of adoption of the amendment(s) was: April 30, 2004

4. Manner of adoption (check one):

Each amendment consists exclusively of matters which do not require member approval pursuant to section 30-3-90, Idaho Code, and was, therefore, adopted by the board of directors. (Please fill spaces below)

a. The number of directors entitled to vote was: 4

b. The number of directors that voted for each amendment was: 4

c. The number of directors that voted against each amendment was: 0

The amendment consists of matters other than those described in section 30-3-90, Idaho Code, and was, therefore adopted by the members. (Please fill spaces below)

a. The number of members entitled to vote was:

b. The number of members that voted for each amendment was:

c. The number of members that voted against each amendment was:

Customer Acct #:

(if using pre-paid account)

Secretary of State use only

Dated: April 30, 2004

Signature: Tony C. Henley

Typed Name: Tony C. Henley

Capacity: President

IDABO SECRETARY OF STATE  
05/19/2004 05:00  
CK: 1012 CT: 177657 BH: 745940  
1 @ 30.00 = 30.00 NON PROF A # 2

C153727

**AMENDED ARTICLES OF INCORPORATION**

2001 MAY 19 - 611 9:00

**Articles of Incorporation** of the undersigned, a majority of whom are citizens of the  
*STATE OF IDAHO*  
United States, desiring to form a Non-Profit Corporation under the Non-Profit  
Corporation Law of Idaho, do hereby certify:

**First:** The name of the Corporation shall be H.O.S.S., Inc., dba as H.O.S.S. (Help Out  
Scooter Survivors).

**Second:** The place in this state where the principal office of the Corporation is to be  
located is the City of Pocatello, Bannock County.

**Third:** Said Corporation is organized exclusively for charitable, religious, education,  
and scientific purposes within the meaning of Section 501 (c) (3) of the Internal Revenue  
Code; including, for such purposes, the making of distributions to organizations that  
qualify as exempt organizations under Section 501 (c) (3) of the Internal Revenue Code,  
or the corresponding section of any future federal tax code.

**Fourth:** The names and addresses of the persons who are the initial trustees of the  
corporation are as follows: Tony C. Henley, of 741 N. Arthur Ave., Pocatello, ID  
83204, and Byron G. Roan, of 225 Jacob St., Chubbuck, ID 83202.

**Fifth:** No part of the net earnings of the corporation shall inure to the benefit of any  
director, officer, of the Corporation, or any private individual (except that reasonable  
compensation may be paid for services rendered to or for the Corporation), an no officer  
of the Corporation or any private individual shall be entitled to share in the distribution of  
any of the corporate assets on dissolution of the Corporation.

No substantial part of the activities of the Corporation shall be carrying on  
propaganda, or otherwise attempting to influence legislation (except as otherwise

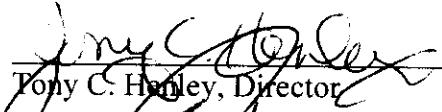
provided by Section 501 (h) of the Code), and the organization shall not participate in, or intervening in (including the publication or distribution of statements), any political campaign on behalf of any candidate for public office.

Notwithstanding any other provision of these articles, the Corporation shall not carry on any other activities not permitted to be carried on

- (a) by a Corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986, or the corresponding provision of any future United States Internal Revenue law, or
- (b) by a corporation whose contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code of 1986, or the corresponding provision of any future United States Internal Revenue law.

**Sixth:** Upon the dissolution of this Corporation, assets shall be distributed for one or more exempt purposes within the meaning of Section 501 (c)(3) of the Internal Revenue Code, or the corresponding section of any future tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. Any such assets not so disposed of shall be disposed of by a Court of Common Pleas (or Competent Jurisdiction) of the county in which the principal office of the corporation is then located, exclusively for such purposes of to such organization or organization, as said Court shall determine, which are organized and operated exclusively for such purposes.

In witness whereof, we have hereunto subscribed our names this 30<sup>th</sup> day of April,  
2004.

  
\_\_\_\_\_  
Tony C. Henley, Director

  
\_\_\_\_\_  
4/30/04  
Date  
4/3/04  
Date