

**CONSTITUTION
of the
LEXINGTON COUNTY CHORAL SOCIETY**

ARTICLE I: NAME

The name of this organization shall be the Lexington County Choral Society (LCCS).

ARTICLE II: AFFILIATION
(See amendments below.)

The LCCS shall be fraternally affiliated with the Lexington County Arts Association (LCAA).

ARTICLE III: MISSION
(See amendments below.)

The mission of the LCCS is to provide a talented vocal ensemble for Lexington County which will actively prepare and perform varied and challenging repertoire representative of our diverse global communities for the purposes of enriching the lives of others and promoting cultural heritage.

ARTICLE IV: MEMBERSHIP

SECTION 1: Membership is open to men and women of reasonable vocal and musical ability who request membership and successfully complete an audition process designed and administered by the director.

SECTION 2: No person shall be excluded from participation in, be denied benefits of, or be subjected to discrimination by LCCS based on race, sex, age, or disability.

SECTION 3: The director shall have the authority to re-audition any or all members at his/her discretion.

SECTION 4: An ex-member may be re-admitted at the discretion of the director without an audition.

ARTICLE V: DUES
(See amendments below.)

Members shall be assessed a fee each season to defray expenses related to printing and postage. These funds shall be deposited into the general operations fund.

ARTICLE VI: GOVERNMENT

(See amendments below.)

SECTION 1: The governing body of the LCCS shall be the Planning Committee which shall consist of section leaders, committee chairmen, secretary, treasurer, LCAA Board of Directors liaison, librarian, assistant director(s), and director.

SECTION 2: Any member may hold more than one of the offices referred to above. Multiple office holders will permissibly affect the size of the Planning Committee from year to year.

SECTION 3: Terms of office shall be for one (1) year, commencing July 1 and ending June 30.

SECTION 4: Officers for the upcoming year, with the exception of section leaders and the Planning Committee Chairman, shall be appointed by the director, but are subject to the approval of the outgoing Planning Committee. The new slate of officers must be submitted to and approved by the Planning Committee before May 1 of each year.

SECTION 5: Section leaders for the next year will be elected by their respective vocal sections by May 1 of each year.

SECTION 6: Vacant offices shall be filled by appointment of the director with the approval of the Planning Committee.

ARTICLE VII: AMENDMENTS

SECTION 1: Any member may propose amendments to the LCCS Constitution or By-Laws.

SECTION 2: Notice of a proposed amendment to the LCCS Constitution or By-Laws shall be submitted in writing to all members two weeks prior to a vote. The LCCS Constitution may be amended by a two-thirds majority vote of the entire LCCS membership at a properly designated rehearsal. By-Laws not in conflict with the Constitution may be amended or adopted by a simple majority of members present and voting at a properly designated rehearsal.

SECTION 3: A simple majority of the membership in attendance at a designated rehearsal shall constitute a quorum to consider amendments.

ARTICLE VIII: DISSOLUTION

(See amendments below.)

SECTION 1: The Planning Committee shall have the authority to dissolve the LCCS with LCAA approval and shall have the authority to liquidate the LCCS assets.

SECTION 2: The Planning Committee shall oversee payment of outstanding debts including expenses arising from dissolution and liquidation. After the payment of all debts, any remaining physical assets will become property of the LCAA and excess funds will be donated to the Shari Smith Scholarship Fund as long as it exists or to a comparable scholarship fund.

ARTICLE IX: PURPOSES AND PROHIBITIONS

SECTION 1: The Lexington County Choral Society is organized exclusively for charitable, religious, educational, and scientific purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under section 501(c)(3) of the International Revenue Code, or corresponding section of any future federal tax code.

SECTION 2: No part of the net earnings of the organization shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the organization 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 in the purpose clause hereof. No substantial part of the activities of the organization shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the organization shall not participate in or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provisions of this document, the organization shall not carry on any other activities not permitted to be carried on (a) by an organization exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or (b) by any organization, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code, or corresponding section of any future federal tax code.

SECTION 3: Upon the dissolution of the organization, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal 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 disposed of shall be disposed of by the Court of Common Pleas of the county in which the principal office of the organization is then located, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

BY-LAWS
of the
LEXINGTON COUNTY CHORAL SOCIETY

ARTICLE I: MEMBERSHIP

SECTION 1: By accepting admission to membership a singer shall agree to pay seasonal dues, buy a “uniform,” miss no more than four (4) rehearsals per season, and participate in the LCCS performances.

SECTION 2: Failure to fulfill any of the preceding obligations may result in membership cancellation.

ARTICLE II: OFFICERS

SECTION 1: Any member shall be eligible for election or appointment to one or more of the LCCS offices.

SECTION 2: The officers of the LCCS and their duties shall be as follows:

Section Leaders for Soprano I, Soprano II, Alto, Tenor, and Bass –

Duties include orienting new members into LCCS, keeping accurate records, communicating with members who miss two consecutive rehearsals, attending Planning Committee meetings, disseminating information to and from Planning Committee, disseminating new music, identifying substitute when needed, ensuring uniforms are ordered, collecting music from members who do not finish a season, collecting dues, setting up attendance/name tag/information tables prior to rehearsals, assisting the director and the Planning Committee when needed

Publicity Chairman –

Designing a publicity campaign each year, distributing information to the media, publicizing future auditions, events, and concerts

Computer Chairman –

Creating attendance rosters for each section, creating a master membership list, creating mailing labels

Logistics Chairman –

Arranging for furniture, facilities, properties, instrument needs for concerts, rehearsals, and socials

Newsletter Chairman –

Designing and disseminating information via newsletters and brochures

Programs Chairman –

Designing, typing, and publishing programs and brochures for concerts, rehearsals, and events

Tickets Chairman –

Publishing and disseminating tickets

Constitution and By-Laws Chairman –

Overseeing the creation and ratification of the Constitution and By-Laws, monitoring compliance, amendments, and changes

Social Chairman –

Arranging social events throughout the year

Wardrobe Chairman –

Arranging for wardrobe purchases and/or exchanges

Grants and Funding Chairman –

Soliciting financial support from individuals and the business and corporate communities, seeking positive outlets for donations, researching, supervising, and organizing the writing of grants

T-Shirts and Sweatshirts Chairman –

Designing, ordering, and disseminating T-shirts and sweatshirts

Membership Chairman –

Recruiting new members, encouraging the patronage through season memberships, maintaining a current master membership roster and mailing list

Finance Committee Chairman –

Organizing and supervising the Finance Committee; planning yearly budgets along with the Finance Committee, Director, Treasurer, and Grants and Funding Chairman; presenting the budget to the Planning Committee for approval; maintaining accurate financial records of expenditures and deposits; supervising annual audits; monitoring “non-profit” status

Secretary –

Maintaining accurate rosters, mailing lists, correspondence, files, and history; recording and disseminating minutes from all meetings

Treasurer –

Maintaining and distributing funds, maintaining accurate records, scheduling seasonal audits

Librarian –

Distributing and collecting music and folders, maintaining accurate repertoire files, ordering music and materials

Accompanist –

Playing for rehearsals and concerts

Assistant Director –

Assisting in sectional rehearsals and concerts as requested by the Director

Director –

Choosing repertoire, leading rehearsals and concerts, setting goals and directions, selecting performance and rehearsal venues, scheduling the calendar of events

Planning Committee Chairman –

Calling and presiding over meetings of the Planning Committee and of general membership

ARTICLE III: PLANNING COMMITTEE

SECTION 1: The Planning Committee shall meet once per month except during periods of hiatus.

SECTION 2: The Planning Committee shall elect a Chairman from the committee who shall have the power to call special meetings of the Planning Committee or general membership as needed.

SECTION 3: The Director, Planning Committee Chairman, and the Treasurer shall have the authority upon a simple majority vote of the Planning Committee to contract for acquisitions of properties or performance facilities or other expenditures more than \$100.00.

SECTION 4: The Planning Committee shall decide membership disputes and/or cancellations by a simple majority vote.

SECTION 5: The Planning Committee shall review and approve the seasonal internal audit reports and the annual external audit reports by June 30 of each year.

SECTION 6: During the years in which the membership of the Planning Committee is an equal number, the Chairman shall not vote except in cases of a tie.

ARTICLE IV: FINANCE COMMITTEE

SECTION 1: The Finance Chairman shall supervise and organize the committee.

SECTION 2: The Finance Committee shall have the authority to make policies for financial matters with the approval of the Planning Committee.

SECTION 3: The Finance Committee Chairman approves expenditures with the Treasurer having the authority to write checks and/or make withdrawals on LCCS funds.

SECTION 4: Reimbursements shall only be made for expenditures approved by the Finance Committee and accompanied by original receipts. Requests for reimbursements shall be submitted in writing directly to the Treasurer or Finance Committee Chairman.

Lexington County Choral Society
31-1610902

DECLARATION

We declare that the Constitution of the Lexington Choral Society
was adopted by the majority of the members of our governing body on
April 30, 1998 (insert exact date- mm/dd/yy).

The copy submitted is a complete copy of our original.

Russell D. Ricard
signature of officer
[Signature]
signature of officer
10/26/98
date

WE, the below signed officers of the LEXINGTON COUNTY CHORAL SOCIETY, do hereby certify that on the 5th day of November 1998, at a regular meeting of the organization, the members of the organization did vote to amend the Constitution of the Lexington County Choral Society. The Constitution of the Lexington County Choral Society, as adopted April 30, 1998, shall be amended so as to add a new ARTICLE IX which shall read as follows:

ARTICLE IX: PURPOSES AND PROHIBITIONS

SECTION 1: The Lexington County Choral Society is organized exclusively for charitable, religious, educational, and scientific purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under section 501(c)(3) of the International Revenue Code, or corresponding section of any future federal tax code.

SECTION 2: No part of the net earnings of the organization shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the organization 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 in the purpose clause hereof. No substantial part of the activities of the organization shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the organization shall not participate in or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any other provisions of this documents, the organization shall not carry on any other activities not permitted to be carried on (a) by an organization exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or (b) by any organization, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code, or corresponding section of any future federal tax code.

SECTION 3: Upon the dissolution of the organization, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal 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 disposed of shall be disposed of by the Court of Common Pleas of the county in which the principal office of the organization is then located, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

Secretary

Treasurer

Attorney

11-5-98

Date

WE, the below signed officers of the LEXINGTON COUNTY CHORAL SOCIETY, do hereby certify that on the 12th day of November 1998, at a regular meeting of the organization, the members of the organization did vote to amend the Constitution of the Lexington County Choral Society in the following two ways.

- (1.) The Constitution of the Lexington County Choral Society, as adopted April 30, 1998, and amended November 5, 1998, shall be amended so as to change ARTICLE II which shall read as follows:

ARTICLE II: AFFILIATION

The LCCS shall be fraternally affiliated with the Lexington County Arts Association (LCAA).

- (2.) The By-Laws of the Constitution of the Lexington County Choral Society, as adopted April 30, 1998, and amended November 5, 1998, shall be amended by deleting the clause under SECTION 2 which reads as follows:

LCAA Board of Directors Liaison – Attending meetings of both governing boards, informing each board of plans and policy changes of the other.

Secretary

11-12-98
Date

WE, the below signed officers of the LEXINGTON COUNTY CHORAL SOCIETY, do hereby certify that on the 18th day of November, 2008, at a regular meeting of the organization, the members of the organization did vote to amend the Constitution of the Lexington County Choral Society. The Constitution of the Lexington County Choral Society, as adopted April 30, 1998, and as amended November 5th and 12th, 1998, shall be amended so as to change ARTICLE V, VI, and VIII which shall read as follows:

**CONSTITUTION
of the
LEXINGTON COUNTY CHORAL SOCIETY**

ARTICLE V: DUES

Members shall be assessed a fee each season to defray expenses related to music, printing and postage. These funds shall be deposited into the general operations fund.

ARTICLE VI: GOVERNMENT

SECTION 1: The governing body of the LCCS shall be the Planning Committee which shall consist of section leaders, committee chairmen, secretary, treasurer, librarian, assistant director(s), and director.

SECTION 5: Section leaders for the next year will be selected by their respective vocal sections by May 1 of each year.

ARTICLE VIII: DISSOLUTION

SECTION 1: The Planning Committee shall have the authority to dissolve the LCCS and shall have the authority to liquidate the LCCS assets.

SECTION 2: The Planning Committee shall oversee payment of outstanding debts including expenses arising from dissolution and liquidation. After the payment of all debts, any remaining physical assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose as stated in Article IX below. Any such assets not disposed of shall be disposed of by the Court of Common Pleas of the county in which the principal office of the organization is then located, exclusively for such purposes or to such organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

Secretary

11-18-08
Date

WE, the below signed officers of the LEXINGTON COUNTY CHORAL SOCIETY, do hereby certify that on the 18th day of November, 2008, at a regular meeting of the organization, the members of the organization did vote to amend the Constitution of the Lexington County Choral Society. The Constitution By-Laws of the Lexington County Choral Society, as adopted April 30, 1998, and as amended November 5th and 12th, 1998, shall be amended so as to change ARTICLE II and III which shall read as follows:

**BY-LAWS
of the
LEXINGTON COUNTY CHORAL SOCIETY**

ARTICLE II: OFFICERS

SECTION 2: The officers of the LCCS shall be as follows:

Section Leaders for Soprano I, Soprano II, Alto, Tenor, and Bass; Chairmen of the following committees - Publicity; Computer; Logistics; Newsletter; Programs; Tickets; Constitution and By-Laws; Social Events; Wardrobe; Grants and Funding; Membership; Finance; Secretary; Treasurer; Librarian; Accompanist; Assistant Director; Director; Planning Committee; Ushering/Concert Ticket Sales Coordinator.

ARTICLE III: PLANNING COMMITTEE

SECTION 1: The Planning Committee shall meet three-five times per year. One meeting shall be in the summer and one prior to the fall season. Other meetings shall be held as needed.

SECTION 3: The Director, Planning Committee Chairman, and the Treasurer shall have the authority upon a simple majority vote of the Planning Committee to contract for acquisitions of properties or performance facilities or other expenditures more than \$500.00.

Secretary

11-18-08

Date

WE, the below signed officers of the LEXINGTON COUNTY CHORAL SOCIETY, do hereby certify that on the 27th day of January, 2009, at a regular meeting of the organization, the members of the organization did vote to amend the Constitution of the Lexington County Choral Society. The Constitution By-Laws of the Lexington County Choral Society, as adopted April 30, 1998, as amended November 5th and 12th, 1998, and as amended November 18, 2008, shall be amended so as to add ARTICLE V which shall read as follows:

ARTICLE V: Recording and Copyright Laws

SECTION 1: Rehearsals and/or live performances by the LCCS and/or guests may be recorded on digital media at the discretion of the LCCS Director and/or designee for the sole purpose of performance review and education benefit.

SECTION 2: Title 17, U.S. Copyright Laws Sections 107 contains acceptable "Fair Use" reasons in which reproduction of a "work" by an artist is acceptable. Those reasons include use for teaching, scholarship and research.

SECTION 3: Performance recordings are archived in digital media format.

SECTION 4: A small number of performance recordings (i.e. CD's) may be distributed to the LCCS membership as stated above.

SECTION 5: Performance recordings of the LCCS and/or guests are the "sole" property of the LCCS and may not be distributed, or played for public purposes without the approval of the LCCS Director and Planning Committee. Failure to do so may result in copyright law infringement and associated fines.

Secretary

1-27-09

Date

February 7, 2012

TO: LCCS Planning Committee Meeting
FROM: Grayson Wright-Sarvis
RE: Suggested By-Law to our Constitution ...

WE, the below signed officers of the LEXINGTON COUNTY CHORAL SOCIETY, do hereby certify that on the 7th day of February, 2012, at a regular meeting of the Lexington County Choral Society (LCCS), the members of the organization did vote to amend the Constitution of the LCCS. The Constitution By-Laws of LCCS, as adopted April 30, 1998, as amended November 5th and 12th, 1998, as amended November 18, 2008, and as amended January 27th, 2009, shall be amended so as to add ARTICLE VI which shall read as follows:

**BY-LAWS
of the
LEXINGTON COUNTY CHORAL SOCIETY**

ARTICLE VI: Audio/Visual Image Release

By voluntarily joining the Lexington County Choral Society (LCCS), members grant LCCS permission to record their voices and/or visual images and to distribute and publish said images or audio recordings of individual singers and/or of the group taken during rehearsals/performances for the purposes of education, advertising, and promotion of the organization. Such distribution and publishing of these images may be in all conventional and electronic media formats, such as radio, television, print, the LCCS website, the Internet, as well as any future media.

Lynn S. Beylsta
Secretary
Russell Rogers
Chuck Katsis
2-21-2011
Date