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1 **ARTICLE I: NAME**

2
3 The name of this organization is the Buena Vista Parents and Teacher Association (PTA/PTSA), [REDACTED], New
4 Mexico. It is a local PTA/PTSA organized under the authority of New Mexico Congress of Parents and Teachers, a
5 branch of the National Congress of Parents and Teachers (the National PTA).
6
7

8 ****ARTICLE II: PURPOSES¹**

9
10 **Section 1.** The Purposes of the [REDACTED] PTA, in common with those of the National PTA and the New Mexico
11 PTA, are:
12

- 13 a. To promote the welfare of children and youth in home, school, community, and place of worship
- 14 b. To raise the standards of home life
- 15 c. To secure adequate laws for the care and protection of children and youth
- 16 d. To bring into closer relation the home and the school, that parents and teachers may cooperate intelligently,
17 in the education of children and youth
- 18 e. To develop between educators and the general public such united efforts as will secure for all children and
19 youth the highest advantages in physical, mental, social, and spiritual education
20

21 **Section 2.** The Purposes of the National PTA, the New Mexico PTA, and the [REDACTED] Pta, are promoted
22 through an educational program directed toward parents, teachers, and the general public; are developed through
23 conferences, committees, projects, and programs; and are governed and qualified by the basic policies set forth in
24 Article:III.
25

26 **Section 3.** The organization is organized exclusively for the charitable, scientific, literary, or educational purposes
27 within the meaning of Section 501(c)(3) of the Internal Revenue Code or corresponding Section of any future Federal
28 tax code (hereinafter "Internal Revenue Code").
29
30

31 ****ARTICLE III: BASIC POLICIES**

32
33 The following are basic policies of the [REDACTED] PTA, in common with those of the National PTA and the New
34 Mexico PTA:
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- 36 a. The organization shall be noncommercial, nonsectarian, and nonpartisan.
- 37 b. The organization or members in their official capacities shall not endorse a commercial entity or engage in
38 activities not related to promoting the Objects of the organization.
39

40 ¹ ** Key to double stars: Each PTA shall include in its bylaws those provisions marked with a double star.
41 # State PTAs may require that certain provisions be included in local PTA bylaws. Such requirements should be designated by the number symbol (#).

- 42 c. The organization or members in their official capacities shall not, directly or indirectly, participate or
- 43 intervene (in any way, including the publishing or distributing of statements) in any political campaign on
- 44 behalf of, or in opposition to, any candidate for public office; or devote more than an insubstantial part of its
- 45 activities to attempting to influence legislation by propoganda or otherwise.
- 46
- 47 d. The organization shall work with the schools to provide quality education for all children and youth and shall
- 48 seek to participate in the decision-making process establishing school policy, recognizing that the legal
- 49 responsibility to make decisions has been delegated by the people to boards of education, state education
- 50 authorities, and local education authorities.
- 51
- 52 e. The organization shall not enter into membership with other organizations except such international or
- 53 national organizations as may be approved by the National PTA Board of Directors. The New Mexico PTA
- 54 or any of its divisions may cooperate with other organizations and agencies concerned with child welfare,
- 55 but PTA/PTSA representatives shall make no commitments that bind the group they represent.
- 56
- 57 f. No part of the net earnings of the organization shall inure to the benefit of or be distributable to its
- 58 members, directors, trustees, officers, or other private individuals except that the organization shall be
- 59 authorized and empowered to pay reasonable compensation for services rendered and to make payments
- 60 and distributions in furtherance of the purposes set forth in Article II hereof.
- 61
- 62 g. Notwithstanding any other provision of these articles, the organization shall not carry on any other activities
- 63 not permitted to be carried on (i) by an organization exempt from federal income tax under Section
- 64 501(c)(3) of the Internal Revenue Code or (ii) by an organization, contributions to which are deductible
- 65 under Section 170(c)(2) of the Internal Revenue Code.
- 66
- 67 h. Upon the dissolution of the organization, after paying or adequately providing for the debts and obligations
- 68 of the organization, the remaining assets shall be distributed to one or more nonprofit funds, foundations, or
- 69 organizations that have established their tax-exempt status under Section 501(c)(3) of the Internal Revenue
- 70 Code.
- 71
- 72

ARTICLE IV: RELATIONSHIP WITH NATIONAL PTA AND NEW MEXICO PTA

#Section 1. This local PTA shall be organized and chartered under the authority of the New Mexico PTA in the area in which this local PTA functions, in conformity with such rules and regulations, not in conflict with the National PTA Bylaws, as the New Mexico PTA may in its bylaws prescribe. The New Mexico PTA shall issue to this local PTA an appropriate charter evidencing the due organization and good standing of this local PTA.

#Section 2. To be considered a unit in good standing of the New Mexico PTA, each local PTA shall do the following:

- 82 a. Adhere to the Objects and basic policies of the PTA;
- 83 b. Hold at least 3 general meetings per year. The purpose of these meetings shall include the following:
- 84 1. Approval of the budget at a fall general meeting;
- 85 2. Electing the nominating committee at a winter general meeting;
- 86 3. Electing officers at a spring general meeting;

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- 87 c. Submit bylaws to the New Mexico PTA at the time of organization of the local unit and every three years
88 thereafter for approval, or when requested by the Bylaws Committee;
89 d. Maintain a minimum of ten members annually (schools with an enrollment of less than 100 may request an
90 exemption);
91 e. Remit the state and national portions of the dues to the New Mexico PTA as provided in Article V. hereof;
92 f. Submit a list of members with the state and national dues;
93 g. File an operating budget, immediately upon approval by the unit's members, with the New Mexico PTA
94 within six weeks of the start of the school year;
95 h. File a year-end financial statement and proof of audit with the New Mexico PTA within thirty days of the end
96 of the fiscal year;
97 1. No person who was authorized to sign checks during the fiscal year may participate in the audit;
98 2. No person who is related to a person authorized to sign checks during the fiscal year may participate in
99 the audit;
100
101 i. And file a copy of IRS Form 990, if required, with New Mexico PTA upon filing with the IRS.
102

103 ****Section 3.** This local PTA shall adopt such bylaws for the government of the organization as may be approved by
104 the New Mexico PTA. Such bylaws shall

- 105 a. Not be in conflict with the National PTA Bylaws or the bylaws of New Mexico PTA.
106 b. Include an article on amendments.
107 c. Include a provision establishing a quorum for each type of meeting.
108 d. Include a provision establishing how the nominating committee for officers shall be elected.
109 e. Include provisions corresponding to the provisions of state bylaws identified by the number symbol (#).
110 f. Prohibit proxy voting.
111

112 **#Section 4.** Each officer or board member of this local PTA shall be a member of this local PTA.
113

114 **#Section 5.** A PTA member shall not serve as a voting member of this local PTA's board while serving as a paid
115 employee of or under contract to this local PTA.
116

117 **#Section 6.** This local PTA shall keep such permanent books of account and records as shall be sufficient to
118 establish the items of gross income, receipts and disbursements of the organization, including, specifically, the
119 number of its members, the dues collected from its members, and the amounts of dues remitted to the New Mexico
120 PTA. Such books of account and records shall at all reasonable times be open to inspection by an authorized
121 representative of the New Mexico PTA or, where directed by the committee on state and national relationships, by a
122 duly authorized representative of the National PTA.
123

124 **#Section 7.** The charter of this local PTA shall be subject to withdrawal and the status of such organization as a
125 local PTA shall be subject to termination, in the manner and under the circumstances provided the bylaws of the
126 New Mexico PTA.
127

128 **#Section 8.** This local PTA is obligated, upon withdrawal of its charter by the New Mexico PTA:

- 129 a. To yield up and surrender all of its books and records and all of its assets and property to the New Mexico
130 PTA or to such agency as may be designated by the New Mexico PTA or to another local PTA organized
131 under the authority of the New Mexico PTA;

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[REDACTED]

[REDACTED]

[REDACTED]

- a. [REDACTED]
- b. [REDACTED]
- c. [REDACTED]

[REDACTED]

#ARTICLE XIII: FISCAL YEAR

The fiscal year of the [REDACTED] PTA shall begin on August 1 and end on the following July 31.

**** ARTICLE XIV: PARLIAMENTARY AUTHORITY**

The rules contained in the current edition of *Robert's Rules of Order Newly Revised* shall govern the [REDACTED] PTA and in all cases in which they are applicable and in which they are not in conflict with these bylaws, the National PTA Bylaws, the New Mexico PTA bylaws, or the articles of incorporation.

ARTICLE XV: AMENDMENTS

Section 1. These bylaws may be amended at any regular general membership meeting of the [REDACTED] PTA by a two-thirds vote of those members present and voting, a quorum being present, provided that the proposed amendments have been approved by New Mexico PTA Board of Directors and notice of the proposed amendments has been provided to the membership thirty days prior to the meeting.⁶

Section 2. A committee may be appointed by a majority vote at a general membership meeting of this local PTA, or by a 2/3 vote of the board of directors of this local PTA, to submit a revised set of bylaws as a substitute for the existing bylaws.

Section 3. Submission of amendments or revised bylaws for approval by the New Mexico PTA shall be in accordance with the bylaws or regulations of the New Mexico PTA.

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- 132 b. To cease and desist from the further use of any name that implies or connotes association with the National
133 PTA or the New Mexico PTA or status as a constituent organization of the National PTA; and
134 c. To carry out promptly, under the supervision and direction of the New Mexico PTA, all proceedings
135 necessary or desirable for the purpose of dissolving the [REDACTED] PTA.
136

137 **#Section 9.** Each constituent organization shall elect only one person to serve in any one office. The New Mexico
138 PTA may grant exceptions when bylaws provide and circumstances require it. If an exception is requested and
139 granted, only one person shall be designated as the official office-holder by the New Mexico and National PTA; only
140 one set of materials will be sent to the person so named. If more than one person serves, due to an exception by the
141 New Mexico PTA, the office holders must understand that one office provides only one vote.
142

143 **#Section 10.** A local PTA/PTSA, under the supervision and direction of the New Mexico PTA, shall dissolve its
144 affairs in the following manner:

- 145 a. Notice, by certified mail, of the pending dissolution must be given to the New Mexico PTA at least forty-five
146 (45) days before the meeting of the membership is held to discuss and vote on the dissolution issue.
147 b. Notice of the meeting of the membership must be mailed to all members and the New Mexico PTA at least
148 thirty (30) days before the meeting. A representative of the New Mexico PTA, designated by the executive
149 committee, must be present. A two-thirds ballot vote of members present and voting, a quorum being
150 present, must carry this intent of dissolution. Dissolution is effective immediately if vote is in the affirmative.
151 c. Upon dissolution, the New Mexico PTA must receive:
152 1. A certified letter giving details of the vote to dissolve, and a detailed accounting of the disbursements of
153 funds.
154 2. A copy of the final IRS form 990 and the original IRS Employer Identification number (EIN).
155 3. Charter, all New Mexico PTA and National PTA materials, current bylaws and standing rules, and minutes,
156 budget, and all financial books of account and records.
157 d. Disbursement of funds and assets must be approved by a majority vote of members present and voting. All
158 funds and assets must be distributed within two (2) weeks according to Article III, h. No PTA/PTSA money
159 may be used by a new or existing school organization or deposited in school accounts.
160
161

162 **Article V: Membership and Dues**

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164 **#Section 1.** Every individual who is a member of this local PTA is, by virtue of that fact, a member of the National
165 PTA and of the New Mexico PTA by which this local PTA is chartered, and is entitled to all the benefits of such
166 membership.
167

168 **#Section 2.** Membership in this local PTA shall be made available by this local PTA, without regard to race, color,
169 creed, or national origin.
170

171 **#Section 3.** This local PTA shall conduct an annual enrollment of members but may admit individuals to
172 membership at any time.
173

174 **#Section 4.** Each member of a local PTA shall pay such annual dues of \$5.00 to said organization. The amount of
175 such dues shall include these portions:

- 176 a. The portion payable to the New Mexico PTA, as recommended by the Board of Directors and approved by
177 a two-thirds majority of the voting body at the New Mexico PTA Annual Convention.

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178 b. The portion payable to the National PTA, as recommended by the board of directors and approved by a
179 two-thirds majority of the voting body at the National PTA Annual Convention.
180

181 #Section 5. The state and national portions of the dues paid by each member of a local PTA shall be set aside by
182 the local PTA and remitted to the New Mexico PTA on or before the 15th of each month.
183

184 #Section 6. The privilege of making motions, debating and voting in elections shall be limited to members of the
185 association who are present, whose dues are paid and who have been members of the association for at least 15
186 days.

187 a. Membership in a local unit shall be considered to start on the day the unit's membership chairman records
188 receiving payment from the member.

189 b. Membership in the New Mexico PTA shall be considered to start on the day the local unit's membership
190 information is logged in at the State Office.

191 c. Membership in a local unit and in the New Mexico PTA shall expire on July 30 of each year.
192
193

194 Article VI: Officers

195
196 | Section 1.² The officers of this local PTA shall be a president, a vice president,³ a secretary, and a treasurer.
197

198 Section 2. Officers shall be elected by ballot in the month of April.
199

200 Section 3. The vote shall be conducted by ballot. When there is but one candidate for an office, the ballot for that
201 office may be dispensed with and election held by voice vote. A majority vote shall be required for election.
202

203 Section 4. The following provisions shall govern the qualifications and eligibility of individuals to be officers of the
204 XXXXXXXXXX PTA:

205 *a. Each officer shall be a member of this local PTA .
206

207 Section 5. Officers shall assume their official duties following the close of the fiscal year in which they are elected
208 and shall serve for a term of one year or until a successor takes office.
209

210 Section 6. A vacancy occurring in the office of president shall be filled for the remainder of the unexpired term by
211 the vice president. A vacancy in any office other than president shall be filled by the board of directors.
212

213 Section 7. There shall be a nominating committee composed 3 members who shall be elected by this local PTA at
214 a regular general membership meeting at least two months prior to the election of officers.

215 a. The committee shall elect its own chair.

216 b. The nominating committee shall nominate an eligible person for each office to be filled and report its
217 nominees at the regular general membership meeting in April, at which time additional nominations may be
218 made from the floor.

219 c. Only those individuals who are current members of this local PTA and who have signified their consent to
220 serve if elected shall be nominated for, or elected to, such office.
221
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223 **ARTICLE VII: DUTIES OF OFFICERS**

224

225 **Section 1.** The president shall:

- 226 a. preside at all meetings of this local PTA;
- 227 b. serve as an ex_officio member of all committees except the nominating committee;
- 228 c. coordinate the work of the officers and committees of this local PTA in order that the Objects may be
- 229 promoted;
- 230 d. perform such other duties as may be provided for by these bylaws, prescribed by the parliamentary
- 231 authority, or directed by the board of directors or executive committee.
- 232

233 **Section 2.** The vice president shall:

234

- 235 a. act as an aide to the president;
- 236 b. perform the duties of the president in the president's absence or inability to serve;
- 237 c. perform such other duties as may be provided for by these bylaws, prescribed by the parliamentary
- 238 authority, or directed by the president, the board of directors, or the executive committee.
- 239

240 **Section 3.** The secretary shall:

241

- 242 a. record the minutes of all meetings of the [REDACTED] PTA;
- 243 b. distribute minutes to board members prior to the next meeting;
- 244 c. be prepared to read the records of any previous meetings;
- 245 d. file all records;
- 246 e. have a current copy of the bylaws;
- 247 f. maintain a membership list;
- 248 g. perform such other duties as may be provided for by these bylaws, prescribed by the parliamentary
- 249 authority, or directed by the president, the board of directors, or the executive committee.
- 250

251 **Section 4.** The treasurer shall:

252

- 253 a. have custody of the funds of this local PTA
- 254 b. maintain a full account of the funds of this local PTA;
- 255 c. make disbursements as authorized by the president, executive board, or this local PTA in accordance with
- 256 the budget adopted by this local PTA;
- 257 d. have checks or vouchers signed by two officers;
- 258 e. cause to be kept a full and accurate account of the receipts and disbursements in the books belonging to
- 259 the [REDACTED] PTA;
- 260 f. provide a written financial statement to the board of directors at each meeting;
- 261 g. present an annual report of the financial condition of the organization at the annual meeting in April;
- 262 h. submit the books annually for an audit by an auditing committee selected by the board of directors at the
- 263 end of the fiscal year.⁴
- 264 i. report the findings of the annual audit to the board of directors and the New Mexico PTA;
- 265 j. perform such other duties as may be provided for by these bylaws, prescribed by the parliamentary
- 266 authority, or directed by the president, the board of directors, or the executive committee.
- 267
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269 **ARTICLE VIII: BOARD OF DIRECTORS**

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271 **Section 1.** The affairs of the [REDACTED] PTA shall be managed by the board of directors in the intervals between
272 local unit PTA general membership meetings.

273

274 **Section 2.** The members of the board shall be:

275

- a. elected officers;

276

277

278

- c. The president may appoint a parliamentarian, subject to approval of the executive committee of this local PTA.

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Section 3. Duties of the board shall be to:

282

- a. carry out such business as may be referred to it by the membership of the association;

283

- b. create special committees;

284

- c. present a report at the regular general membership meetings of this local PTA;

285

- d. select an auditor or an auditing committee to audit the treasurer's accounts;

286

- 1. no one who is authorized to sign checks for fiscal year being audited may be a member of the committee;

287

- 2. the treasurer may be present at the audit for the purpose of consultation only;

288

289

- e. prepare and submit an annual budget to this local PTA's general membership for adoption;

290

- f. approve payment of routine bills within the limits of the approved budget ;

291

292

Section 4. If any member of the board of directors shall at any time cease to meet the qualifications or fulfill the duties of the position, that person may be removed from the board by resolution adopted by the board of directors.

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Section 5. Regular meetings of the board shall be held with the date and time to be fixed by the board at its first meeting of the year.

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Section 6. Special meetings of the board may be called by the president or when requested by 3 members upon 1 days' notice to each member of the board.

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Section 7. At all meetings of the board, a majority of the members of the board then in office shall constitute a quorum for the transaction of business.

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Section 8. Upon the expiration of the term of office or when individuals cease to hold the position that entitles them to be a member of the board, they shall automatically cease to be a member of the board and shall be relieved of all duties and responsibilities incident to such membership. All records, books and other materials pertaining to the position shall be turned over to the president and all funds pertaining to the position shall be returned to the treasurer within fourteen days.

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ARTICLE IX: EXECUTIVE COMMITTEE

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Section 1. There shall be an executive committee of the [REDACTED] PTA, the members of which shall be:

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- a. all elected officers

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404 ** Section 4. The adoption of an amendment to any provision of the National PTA Bylaws identified by a double star
405 shall serve automatically and without the requirement of further action by the [REDACTED] PTA to amend their
406 corresponding bylaws. Local PTAs shall promptly incorporate such amendments in their respective bylaws.
407

408 ** Section 5. The adoption of an amendment to any provision of the bylaws of the New Mexico PTA identified by a
409 number symbol (#) shall serve automatically and without the requirement of further action by [REDACTED] to amend
410 their corresponding bylaws.
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¹ In 1977 the title of Article II was changed to conform with the District of Columbia corporation laws that govern the National PTA. This change was recommended by an attorney and approved by convention delegates. The remainder of the article retains the word *Objects* for its historical significance.

² Key to double stars; Each PTA shall include in its bylaws provisions corresponding to the provisions of those National PTA Bylaws marked with a double star. See Articles V, Sections 3, 4, and 5 and VI, Sections 9 and 10 of the National PTA Bylaws. Limited exceptions may apply for a PTA that before June 1988 was recognized by the Internal Revenue Service to be taxexempt under Section 501(c)(4) and any organization subsequently formed thereunder. Questions concerning the application of bylaw provisions marked with double star to PTAs should be referred to the National PTA Committee on Bylaws for guidance.

³ According to parliamentary procedure it is customary that only one person shall be elected to serve in any one office. The state PTA may grant exceptions when bylaws provide and circumstances require it. However, if an exception is requested and granted, only one person shall be designated as the official contact person for the state and the National PTA; and only one set of materials will be sent to the person so named. If more than one person serves, due to exception by the state, they must be aware that one office provides only one vote, not multiple votes.

⁴ Vice Presidents are traditionally designated either by number or responsibility, i.e., first vice president, second vice president, membership vice president and legislation vice president.

⁵ An audit of the treasurer's accounts is for the protection of the treasurer. It is the only means of assuring everyone that the accounts are accurate, and it relieves the treasurer of responsibility except in the case of fraud. The auditor's report is adopted by a majority vote. See the current edition of *Robert's Rules of Order Newly Revised*, pages 467-470.

⁶ As a special committee is created and appointed for a specific purpose, it automatically goes out of existence when its work is done and its final report is received.

⁷ To ensure the inclusion of the required (starred) articles and sections of both the National PTA and the state PTA, local PTA bylaws and proposed amendments must be submitted to the state PTA for approval.

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Section 2. Special meetings of the executive committee may be called by the president or upon written request of members with 1 days' notice to each member of the executive committee.

Section 3. A majority of the executive committee shall constitute a quorum for the transaction of business.

- Section 4.** Duties of the executive committee shall be to:
- a. transact business referred to it by the board;
 - b. appoint committee chairmen, except for the nominating committee;
 - c. approve the work of the committees;
 - d. act in emergencies between meetings of the board;
 - e. make a report at each board meeting;

The executive committee shall take no action in conflict with any action taken by the board of directors.

ARTICLE X: COMMITTEES

Section 1. Only members of this local PTA shall be eligible to serve in any elective or appointive positions.

Section 2. The standing committees of this local PTA shall be:

- a. [REDACTED]
- b. [REDACTED]
- c. [REDACTED]

Section 3. The board of directors may create such special committees as it may deem necessary to promote the Objects of PTA and carry on the work of this local PTA.⁵

Section 4. The term of office of a committee chairman shall be 1 year or until the selection of a successor.

Section 5. The chairman of each committee shall present a plan of work to the executive committee for approval. No committee work shall be undertaken without the consent of the executive committee.

ARTICLE XI: GENERAL MEMBERSHIP MEETINGS

Section 1. Regular meetings of this local PTA shall be held in September, January and April. Fourteen days' notice shall be given to the membership of any change of date.

monthly 2nd month of the new year

Section 2. Special meetings of this local unit PTA may be called by the president or by a majority of the board of directors, 7 days' notice having been given.

Section 3. The annual meeting shall be held in April.

may