

Revised 2020
CONSTITUTION AND BY-LAWS
OF
MONTANA STATE ELKS
ASSOCIATION, INC.

PREAMBLE

This Association of the Benevolent and Protective Order of Elks Lodges of the State of Montana is formed to unite all Elks in closer bonds of fraternity; to further good fellowship among the Lodges; to protect and promote the interest of this Order in the State of Montana; to exchange ideas beneficial to the Lodges of this State, and to bear true allegiance to the Constitution and Laws of the Benevolent and Protective Order of Elks of the United States of America. This Association will not have or exercise legislative, executive or judicial functions except concerning its own internal affairs, nor have jurisdiction over Lodges of which it is comprised, nor their Members.

ARTICLE I

Name

Section 1. The name of the Association, a fraternal nonprofit Montana Corporation, will be Montana State Elks Association, Inc., sometimes referred to as "Association" or "MSEA".

Section 2. The governing body of the Association will be a Board of Directors which will consist of the President, First Vice President, Second Vice President, Secretary, Treasurer, and three (3) elected Members who will bear the title of Trustees.

Section 3. The By-Laws of this Association, which may be amended from time to time, will prescribe the qualifications of the Membership, define the duties of the Officers and Trustees of the Association, and set forth the manner of election and terms of Officers and Trustees.

Section 4. The Association year will end with the last day of the Summer Annual Convention each year. The fiscal year of this Association will end with the last day of July of each year.

ARTICLE II

Offices

The principal offices of the Association will be at the residence of the city of the Secretary, at which place the Association will keep its books and records, or at any other place the Board of Directors may from time to time designate.

ARTICLE III

Membership

Section 1. Every Lodge in the State of Montana will be a member of this Association, per Grand Lodge Statute, Article III, Section 20. A Lodge owing per-capita to Grand Lodge and/or the State Association will forfeit their right to vote and to participate in any MSEA programs until per-capita(s) is paid.

Section 2. Each Lodge in the State of Montana, having complied with section one of this article, will be entitled to representation at all meetings, whether regular or special as follows:

One delegate (or one alternate) and one for sovereignty with voting rights, and in addition thereto, one delegate (or one alternate) for each one hundred (100) members in good standing, or major fraction thereof, based on the membership as certified and contained in the report to Grand Lodge as of March 31 of the current year. In addition, Past State Presidents and Officers of the Association during the tenure of their office, will be vested the

right and authority to participate in and vote upon the business that may come before the Association; provided each Local Lodge will be entitled to at least two (2) delegates, and in no event will any Local Lodge be entitled to more than eleven (11) delegates as representatives of this Association, exclusive of the Officers and Past Presidents of the Association. Past Exalted Rulers and members of the Grand Lodge in good standing in any Member Lodge in the State of Montana will have a voice but not a vote in this Association unless they are registered as delegates.

Section 3. The delegates and alternates will be elected by the Lodge or the Lodge may authorize the Exalted Ruler to appoint the delegates and alternates and report the same to the Lodge.

Section 4. To obtain the revenue necessary for defraying the expense of this Association, each Local Lodge will pay annually an amount equal to seven and no/100 dollars (\$7.00) for each Member in good standing on March 31. One and no/100 (\$1.00) per Member of this amount will be set aside for the exclusive use of the major project of this Association. One and no/100 (\$1.00) per member of this amount will be set aside for the exclusive use for the marketing plan of the Association.

Section 5. Any increase in the per capita tax will be presented at the Mid-Winter Meeting and the same will be forwarded to each of the Local Lodges in the State of Montana for consideration. The vote will be taken at the following Summer Annual Convention.

ARTICLE IV Meetings

Section 1. The Summer Annual Convention of this Association will be held one week following the Grand Lodge session. The Mid-Winter Meeting will be held the fourth weekend in the month of January. Special meetings may be called by the President when deemed necessary, or by a majority of the Board of Directors, upon thirty (30) days' notice to the Member Lodges in the State of Montana, the Secretary of each Lodge being notified to read such notice at a meeting of the Lodge for the information of the Members. If for any cause the Lodge selected for the Summer Annual Convention or the Mid-Winter Meeting is unable to host the Association after selection or fails to comply with the requirements or conditions agreed upon, authority is hereby vested in the President and the Board of Directors to select another meeting place. The Secretary shall keep a journal of its proceedings which shall be published and distributed in such a manner as the MSEA may provide.

Section 1A. All Lodges bidding for either the Summer Annual Convention or the Mid-Winter Meeting will provide the Secretary of the Association confirmed reservations for twenty-five (25) first class rooms for use of the State officers and Grand Lodge guests. Such reservations will be submitted prior to the order of business of the selection of the Summer Annual Convention city and Mid-Winter Meeting city. The Treasurer will issue a check for any required reservation deposit. Any individual receiving a reservation will reimburse the Association for his portion of such deposit.

Section 1B. Bids for the Mid-Winter Meeting the following year and/or years will be made at the Mid-Winter Meeting.

Section 1C. Bids for the Summer Annual Convention for the following year and/or years will be made at the Summer Annual Convention. The Summer Annual Convention site should be within a 50 mile radius of a major airport. Bids for the bowling site will be made at the Summer Annual Convention.

Section 1D. Whenever there are three (3) or more Lodges bidding for the Annual, Mid-Winter or Bowling Sites, the winning Lodge must receive the majority of the votes cast. In the event that no Lodge receives the majority of the votes cast, an immediate runoff will be held between the two (2) Lodges receiving the most votes.

Section 1E. Lodges bidding to host the Summer Annual Convention using an Elks Lodge, hotel or convention center, will furnish to the MSEA Trustees confirmed information that sixty (60) first class rooms at a reasonable price are available to the Lodges for room reservations. Lodges bidding to host the Mid-Winter Meeting using an Elks Lodge, hotel or convention center, will furnish with their bid, confirmed information that sixty (60) rooms are available, within a fifteen (15) mile radius of their city

for the duration of the convention/meeting, (Thursday, Friday and Saturday).

Section 1F. In the event that no Lodge has bid for the Annual Summer Convention or Mid-Winter Meeting by the close of the last business session of the same, the Board of Directors will be empowered to choose a convention site by 60 days after the conclusion of each session. This provision precludes any Lodge to bid for or change the sites when the terms of this provision is met.

Section 1G. Host Lodges submitting a bid for the Annual Bowling Tournament will hold men's, women's and co-ed teams consisting of four (4) member teams and may allow additional events during the Tournament.

Section 2. All matters pertaining to the entertainment of the Association at its Summer Annual Convention or Mid-Winter Meeting will be left to the discretion of the host Lodge with the approval of the MSEA President. The Association will have jurisdiction over all of the business sessions, and all meetings of this Association will be held only at places where there is a Local Lodge of the order and the said Summer Annual Convention and Mid-Winter Meeting will not be more than two (2) days duration.

Section 3. Registration fees will be determined as Delegates, Elks in good standing, spouse and/or guests. Husband and wife both attend as "Delegates" to any Association meeting will each pay an individual registration. Upon payment of a registration fee recommended and approved by the MSEA Board of Directors, every Elk in good standing and spouse or guest will be entitled to attend the Summer Annual Convention and Mid-Winter Meeting of the Association. No registration fee will be charged for any special meeting of this Association. Past State Presidents and Past State Trustees who have served two consecutive 3-year terms will be exempt from registration fees. Such registration fees will be billed to the Association. Every Lodge placing an invitation or bid to host the Summer Annual Convention or Mid-Winter Meeting of the Association must accompany its invitation with a written proposal stating the amount of the registration fee and an outline of what such fees will include in the way of meals, gratuities and other costs connected with the convention/meeting.

Section 4. The President, Vice Presidents, Secretary, Treasurer and Trustees will be paid mileage at the current Grand Lodge Rate. Mileage will be calculated by the shortest route to and from the place of the Summer Annual Convention and Mid-Winter Meeting and other official meetings called by the President, plus seventy-five (\$75.00) dollars per day, said travel time not to exceed two (2) days per meeting. They will also receive per diem of seventy-five (\$75.00) dollars per day for each day actually attended at each meeting. The mileage and per diem will be distributed from the funds of the Association. In no case, shall authorizations within this section supersede or nullify the restrictions on travel, per diem and lodging expense as defined within Article VI, Section 7.

Section 4B. Any Officers of the MSEA who are living together and traveling to the Annual Summer Convention, the Mid-Winter Meeting and the two (2) Officer meetings each year shall only receive mileage and per diem for **one (1)** of the two officers.

Section 4C. Any Officer of the MSEA living in the city where the Annual Summer Convention or Mid-Winter Meeting is held shall not be paid mileage or per diem.

Section 5. Each Local Lodge is required to have a majority of their Delegates present at all meetings of this Association.

Section 6. Twenty (20) duly accredited Delegates will constitute a quorum, provided that at least fifteen (15) Lodges are represented.

ARTICLE V
Reports to the Grand Lodge

The Secretary of this Association must furnish from time to time to the Past Grand Exalted Ruler having jurisdiction over this area, the Grand Secretary, Special and District Deputies, and others as requested the following:

- a. Copies of the Constitution and By-Laws, rules and regulations, and amendments thereto.
- b. Copy of the proceedings of each meeting or convention/meeting.
- c. Two copies of the State Association Directory will be sent to the Grand Secretary.
- d. Any information that may be required by an Officer of the Grand Lodge.

ARTICLE VI
Officers and Districts

Section 1. The Officers of the Association will be a President, a First Vice President, a Second Vice President, a Secretary, a Treasurer, a Sergeant at Arms, a Chaplain, a Tiler, and a Board of Trustees consisting of three (3) members. The MSEA Regions are:

- **North Region:** Great Falls, Kalispell, Havre, Cut Bank, Mission Valley Polson, Shelby, Wolf Point, and Glasgow.
- **East Region:** Livingston, Billings, Lewistown, Beartooth Red Lodge, Glendive, Sidney and Plentywood
- **West Region:** Helena, Anaconda, Butte, Missoula Hell Gate, Virginia City, Bozeman, Dillon, Bitterroot Valley Hamilton, Deer Lodge and Clark Fork Valley Thompson Falls

All the said Officers will be elected annually, except the Chaplain, the Sergeant at Arms, and the Tiler who will be appointed by the President for each convention or meeting, except the Board of Trustees, who will serve for three (3) years, one to be elected annually. No Trustee who has served two full three (3) year terms will be eligible to succeed himself/herself. All Officers will serve without compensation except as otherwise provided herein. Whenever there are three (3) or more candidates for any office, the winner will receive the majority of the votes cast. In the event no candidate receives the majority of the votes cast, an immediate runoff will be held between the two (2) candidates receiving the most votes.

Section 2. The President will be the Chief Executive Officer of the Association. He/she will preside at all meetings, preserve order, appoint all committees not otherwise provided for, decide all questions of order, subject to appeal from the decision of the chair, fill all vacancies in office with the advice from the 1st and 2nd Vice Presidents, perform all other duties which may be imposed on him/her by the laws of the Association, and perform such other duties as are customarily performed by an Executive Officer. The President may call quarterly meetings of the MSEA state officers. Two of the meetings will occur at Mid-Winter Meeting and the Summer Annual Convention.

Section 3. Each Vice President will assume the duties and powers of the next higher office in the event those of higher rank are unable to act or perform their duties. The First Vice President will attend the Grand Lodge Convention representing the MSEA. In the absence of the President or his/her inability to act, the First Vice President will assume all duties and powers of the office of the President. The President or the First Vice President will attend the Grand Lodge Convention representing the MSEA.

Section 3A. Vacancies – Any officer or trustee vacancy shall be appointed by the President, consistent with the provisions of Article VI, with the advice of the Vice Presidents. Such vacancy shall be filled until the Summer Annual Convention elections. The person(s) appointed will take an oath of office consistent with language of the installation of Board of Directors at the next Officers' meeting or convention, whichever comes first. If the vacancy occurs within the Vice Presidents', the appointed Officer will have the opportunity to be elected to the next position.

Section 4. It will be the duty of the President to make official visits to Local Lodges which are within the jurisdiction of the Association as may be deemed necessary, and the President will have the power to direct either of the Vice Presidents to make visits when in his/her discretion the same will be necessary or advisable.

Section 4A. For official visits to Local Lodges, Association Officers will be reimbursed mileage, plus hotel or motel room rate in accordance with restrictions as defined in Article VI, Section 6, unless the hotel or motel cost is paid by the Local Lodge. Local Lodges are urged to pay the lodging costs for these visits.

Section 5. The Secretary will attend all meetings of the Association, including Trustee meeting, keep a true record of the proceedings of the same, and preserve all books and documents. Keep correct accounts between the Association and its Member Lodges, keep correct mailing lists of the Member Lodges of the Association electronically using the most current Chicago Lodge Membership System, with the mailing address of each Member Lodge indicated thereon; detailing inaccuracies with Lodges webpage. Corrections of the mailing list should be made immediately upon the Secretary acquiring knowledge of the necessity thereof. Also, he/she will ensure accuracy of MSEA webpage, working with web management personnel for corrective actions as required. He/she shall receive/review all correspondence, forwarding to appropriate members for info or action. He/she shall present all communications received by him/her relative to membership at large to the Association at the Annual Summer Convention and Mid-Winter Meeting.

He/she shall receive all monies due to the Association, from any source, transferring the same to the Treasurer in a timely manner, and taking receipt therefore. He/she shall approve all vouchers for payment and only after review with approval as necessary of the Trustees, shall submit same to the treasurer for payment. He/she shall be a co-signer of all checks.

He/she will submit a report to the Summer Annual Convention showing the transactions of his/her office during the preceding year. He/she will be paid the actual necessary expenses of his/her office, and shall receive an annual stipend as recommended by the MSEA Trustees and approved by the membership during the annual budget process.

He/she shall notify the Members of all committees of their appointment, together with the subject given into their charge; include their reports in the minute's proceedings of the Association; transmitting notice to Member O lodges for MSEA per capita for dues period, as well as arrears notices if required; attend to all duties required by the Laws of the Order and such other duties as may be legally imposed upon him/her by the Association and are inherent in and pertain to the duties of his/her office. He/she shall have charge of the seal, books, papers and records of the Association.

He/she shall furnish to the Office of the Grand Secretary such statistics as may be required, via the Chicago Lodge Membership System or other means as directed by the Grand Secretary. He/she shall attend all officially called meetings for his/her Association unless excused for good cause shown to the President.

He/she may attend the Grand Lodge Convention with such expenses as may be allowed by the Board of Trustees, and submit his/her reports to the Summer Annual Convention immediately following his/her return. These expenses shall be considered part of the travel, per diem and lodging budget restrictions as defined in Article VI, Section 7.

When he/she is retired from office, he/she will immediately deliver all books, papers and other property in his/her charge to the Association, or to his/her successor, elected or appointed as necessary by the Board of Directors.

Section 6. The Treasurer will attend all meetings of the Association, including the Trustee meetings. The Treasurer will receive all the Association monies from the Secretary, giving him/her a receipt therefore; and, except as otherwise provided by the By-Laws, he/she shall handle all funds of all Association Committees and every activity of the Association, pay all bills against the Association as ordered thereby on vouchers signed by the Secretary, keeping a correct account, under their proper dates of the amounts and sources of receipts and the amounts and purposes of disbursements, taking proper vouchers for the various items thereof. Upon writing and signing the check[s] to pay the bills he/she will send the check to the Secretary for his/her signature and the Secretary will mail the check to the appropriate recipient.

He/she shall, at such times as the Association may direct or the President require, present for examination all books, papers, vouchers, etc. that may be necessary to a proper auditing of his/her accounts.

He/she shall prepare reports needed for budget preparation.

He/she shall present a report at each quarterly meeting showing the condition of the funds of the Association.

He/she shall prepare and submit an annual report showing the financial condition of the Association, Committee funds and special funds and shall perform such other duties as are required by the Association and are compatible with the office including data to tax accountant for tax preparation.

He/she will be paid the actual necessary expenses of his/her office and shall receive an annual stipend as recommended by the MSEA Trustees and approved by the membership during the annual budget process.

Section 7. The Board of Trustees will be the custodians of all property of the Association not otherwise specifically provided for; they will have general financial supervision over the affairs of the Association funds. The President of the Association will be entitled, but not required, to act as chairman ex-officio of the Trustees, and will be entitled, but not required, to vote thereon, together with the Secretary and Treasurer.

The Trustees will, at the Summer Annual Convention, present to the Association a segregated budget and a charitable budget. The segregated budget includes several areas for which the Association must or may provide out of the assets known to be in the possession of the Association or estimated to come into it during the year.

The charitable budget provides expenditures for Americanism, Drug Awareness, Hoop Shoot, Local Home Lodge Awards, Most Valuable Student Scholarships, Music Scholarships, Sara Jenne Second Year Scholarships, State Major Project, Valor House, VA Facilities Columbia Falls and Glendive, Vocational Scholarships and Youth Activities. Said budgets, either in its original or modified form, must be adopted by the Association at the Summer Annual Convention.

Income from the National Foundation (return of scholarship monies to the state), Lodge and member contributions (Parade of Checks) and Sara Jenne investment interest should also be included in the budget. It will also be the duty of the Board of Trustees to include in the annual budget expense for the Disaster Fund. The Disaster Fund will be funded at five thousand (\$5,000.00) dollars. The monies for this fund will come from the interest of our investments and checking account. Any unused balance in this fund, at the end of the fiscal year, will be retained in this fund and monies from interest will be added to bring this fund back up to five thousand (\$5,000.00) dollars for the next fiscal year. Distribution of monies from this fund will be decided by a vote of two-thirds (2/3) majority of the Board of Directors.

The defined limit on expenses for officer travel, per diem and lodging shall not exceed (35%) thirty five percent of the total segregated budget and after such budget has been adopted, all expenditures by the Association during the year must be within the appropriations therein made, and there will be no variation thereof except by two-thirds (2/3) vote of the Association at a regular meeting. Such budget may include an item for contingent purposes or to cover unforeseen emergencies, and funds there from may be appropriated only by two-thirds (2/3) vote of the Board of Directors and may not exceed said appropriations under any circumstances. Travel, per diem and lodging expenses may not come from contingency funds. Any unexpired balance contained in said budget will be available only for appropriation in the next following year in accordance with the budget for that year. It will also be the duty of the Board of Trustees to devise and prepare a system of financial accounting to safeguard and protect the interests and welfare of the Association.

The Chairman of the Trustees, or a Trustee designated by him/her, will inform the Board of Directors of the time and place of all meetings of the Trustees, including email, postal mail and phone conversations of the Trustees, as it pertains to Association business and the MSEA Officers will be allowed to make such recommendations to the Trustees as they deem suitable for inclusion in the Association budget to be prepared by the Trustees for submission to the delegates at the Summer Annual Convention.

Section 8. The Trustees shall review and approve all bills to be paid from the funds of the Association, including the charitable budget. Whenever such bills or accounts exceed budgeted amounts prior to payment, the Trustees shall adjust the budget. The Trustees may transfer appropriations among the items in the approved

budgets, provided the total amount appropriated in the budget is not exceeded.

Section 9. Re-occurring bills, determined by the Trustees, with input from the MSEA Officers, will be paid by the MSEA Secretary with notice given with the approved voucher system to the Board of Directors of payment of the same.

Section 10. The Sergeant at Arms will execute the orders of the President, assist in preserving order and in case of an executive session, will assist the Tiler in examining the qualifications of all persons desiring admission. He/she will select such deputies as may be needed to assist in the discharge of his/her duties.

Section 11. The Tiler will have charge of the doors of the hall in which the meeting is held and will perform such other duties as may be directed by the president.

Section 12. Candidate Requirements, prior to his/her election, for President and 2nd Vice President and Trustee:

1. be a Past Exalted Ruler as defined in Section 1.140 of the Grand Lodge Statutes;
2. reside in the State of Montana and,
3. be a member in good standing in one of the Local Lodges comprising this Association.

ARTICLE VII Committees

Section 1. The President of this Association will annually appoint the following committees, the members of which will hold office until the next summer annual convention of the Association or until successors are appointed:

- a. Accident Prevention, Americanism, Auditing, CLMS Coordinator, Drug Awareness, Elks National Foundation, Government Relations, Hoop Shoot, Lodge Activities, Membership, National Veterans Service, Public Relations & Marketing, Ritual, and Youth Activities. The duties of each committee are to accomplish and promote the programs of the corresponding Grand Lodge Committees.
- b. Bowling, Education and Business Practices, Historian, Laws and Book of Procedures, Montana Trust Fund, Most Valuable Student, Music Scholarship, New Lodge, Past Exalted Rulers, Special Service Awards State Major Project, and Vocational Scholarships, and Webmaster & Internet. The duties of each of these committees are to accomplish and promote programs of the Montana State Elks Association.
- c. An ad hoc Laws Committee consisting of a chairman who may appoint as necessary additional members to serve as required.
- d. Special Committees on resolutions, ways and means and such other special committees as the president will from time to time deem necessary or appropriate.

Section 2. The Laws Committee will have referred to it and report to this Association all proposed legislative and amendments to the constitution and by-laws of the Association. The Laws Committee will also maintain, revise and amend the Montana State Elks Association, Inc. Book of Procedures as directed by the MSEA leadership or appropriate committee chair(s). It will also recommend to each Summer Annual Convention and Mid-Winter Meeting session such legislation or amendments as it may deem advisable, in accordance with Article X of the Constitution of the Association.

Section 3. The certified public accountant hired by the MSEA will examine and audit the books of the Secretary/Treasurer and all expenditures of monies by the Association, will submit annually at the Mid-Winter Meeting a report of its work and make such recommendations as it will deem necessary for the good of the Association, and all monies of this association allocated to any committee will be accounted for by the certified public accountant in writing to the Secretary/Treasurer of the association.

Section 4. In addition to other committees, all Past Presidents of this Association in good standing in the respective Local Lodges will constitute a committee to be known as the Advisory Committee. It will be their duty to render such counsel and advice to the officers, committees and this Association as it may seem to them would promote the best interests and welfare of this Association.

ARTICLE VIII
Order of Business

Section 1. The order of business at all meetings of the Association shall begin when the presiding officer calls the meeting to order, and unless otherwise changed by two-thirds (2/3) vote of the delegates present, will be as follows:

- a. Call to order
- b. Invocation
- c. Pledge of Allegiance
- d. Roll Call of Officers
- e. Roll Call of Lodges and delegates
- f. Report of committee on credentials
- g. Reading of the minutes of last session
- h. Report of Officers (by seniority)
- i. Presentation and voting on resolutions from mid-winter meeting
- j. Nomination of Officers, and bids for Convention/Meetings and Bowling Sites (two [2] years from date)
- k. Reports of standing committees and/or scheduled workshops, District Deputy Meetings, Special Presentations, Seminars, etc.
- l. Unfinished business
- m. New business
- n. Good of the order
- o. Voting on Officers and sites
- p. Installation of Officers
- q. Closing and adjournment

Article IX
Limitations

Section 1. No question of a political or sectarian character will be introduced at the meetings of this Association, and no person will be directly or indirectly endorsed or recommended to any political office, nor will any public question be introduced or discussed unless the same directly relates to or affects the order and its membership, or unless previous action on such subject will have been taken by Grand Lodge.

Article X
Amendments

Section 1. Amendments to this Constitution and By-Laws will be presented in writing at the Mid-Winter Meeting, and referred to the Committee on Laws, which will inform all Association Officers, Advisory Committee Chair and all Local Lodges in the State of Montana no less than sixty (60) days prior to the next Association Meeting regarding the proposed amendment(s), and the committee on laws will present them to the Association at the following Summer Annual Convention informing the Association whether or not the revisions violate any Constitution or Statue Law. It will require a two-thirds (2/3) affirmative vote of the delegates present to adopt any amendment. Such amendments will not become effective until approval by the Grand Lodge Committee on Judiciary, Area 8.

Section 2. Amendments to this Constitution and By-Laws will be presented in writing at the Summer Annual Convention, and referred to the Committee on Laws, which will inform all Association Officers, Advisory Committee Chair and all Local Lodges in the State of Montana no less than sixty (60) days prior to the next Association Meeting regarding the proposed amendment(s), and the Committee on Laws will present them to the Association at the following Mid-Winter Meeting informing the Association whether or not the revisions violate any Constitution or Statue Law. It will require a two-thirds (2/3) affirmative vote of the delegates present to adopt any amendment. Such amendments will not become effective until approval by the Grand Lodge Committee on Judiciary, Area 8.

ARTICLE XI
Montana Elks Trust Fund

Section 1. There is established the Montana Elks Charitable Trust, which is the 501.c.3 of the Association and receives charitable donations, the corpus of which will be invested in income-producing property and securities, which said corpus will be invaded and the income of which will be applied from time to time in such manner as the Board of Directors_of such monies may determine, for the furtherance of the charitable, educational, and benevolent activities of the order, such as ENF, Veterans, Scholarships, etc._or the Montana State Elks Association, or otherwise, as said Board of Directors may determine; provided, that money or property may be received by the Board of Directors for other purposes than accumulation in the corpus of the Charitable_Trust, provided, however, should any donor not direct the purposes of his/her donation, the Board of Directors_of said Charitable Trust is hereby directed to consider said donation as corpus of such Charitable Trust.

Section 2. The Montana Elks Charitable Trust will be administered by a board to be known as the Montana Elks Charitable Trust Board of Directors to consist of the duly elected and installed Board of Directors of the Montana State Elks Association.

Section 3. That the Montana Elks Charitable Trust Board of Directors are hereby granted and given plenary powers to promote, develop and administer the Charitable Trust to accomplish its charitable, education and benevolent purposes; that said Board of Directors be and are empowered to receive from any source any monies, securities or other property that may be properly transferred to them, in trust for the purposes for which the Montana Elks Charitable Trust is established; to invest the same in safe securities and other property, and to sell, transfer, and reinvest the same in such manner as will accumulate such monies, securities or other property as part of such monies, security or other property for purposes of distribution, if the respective donors may so direct, within the scope of the charitable, educational and benevolent purposes of the Charitable Trust. Such Board of Directors will serve without salaries or emoluments, but the Montana State Elks Association will pay their necessary expenses. The said Board of Directors will present annually a budget and a status report to the Association of their activities, the income and expenditures of the Charitable Trust during the past year, and their prospective work and activities for the future. The disbursement of all monies from the Montana State Elks Charitable Trust will be upon order of the Montana Elks Charitable Trust Board of Directors, such order to be signed by the President and attested by the secretary of such Board of Directors.