

December 12, 2007

Subject: Continuing Tax Exempt Status under the SCV Inc Group Exemption

Memo for: All SCV camp and division commanders

The SCV General Headquarters (GHQ) continues to work with the IRS in completing all of the administrative tasks involved with securing the continued Group Exemption approval for SCV camps and divisions to enjoy tax exempt status through the SCV Inc tax exemption.

The IRS has provided the SCV with specific non profit language that has already been incorporated into the SCV's Texas articles of incorporation, as well as added to the sample camp constitution and by laws and placed on the SCV website. Additionally, the IRS has directed that each camp and division **must** adopt this language into its existing constitution and by laws. The method of adoption varies, depending solely on whether or not the subordinate organization is incorporated, as follows:

1. Unincorporated camps and divisions will adopt the enclosed Articles of Association (encl # 1), maintain a copy and return a signed and dated copy to GHQ.
2. There is an additional requirement for subordinate camps and divisions who are **corporations** to pass the organizational test. Each **incorporated** subordinate must amend its Articles of Incorporation to include the amendment paragraphs (encl #2). This amendment must be filed with your appropriate state agency, and written confirmation of filing must be returned to SCV GHQ. Please contact GHQ to request an email copy of a word file of either enclosure to preclude having to retype these documents.

**It is imperative for you to perform these tasks without delay and return the information to us no later than January 31, 2008.** A return envelope is provided for your convenience. If you have any questions concerning this material, please contact the executive director, Ben Sewell, at any one of the GHQ toll free numbers, extension 207.

I thank you in advance for your cooperation and immediate attention to this work.

Sincerely,



Christopher M. Sullivan  
Commander in Chief

3 Encl as

**Articles of Association**

Sons of Confederate Veterans \_\_\_\_\_ (camp or division)

This organization was formed for the purpose of being strictly a patriotic, historical, educational, benevolent, non-political, non-racial and non-sectarian. Each member shall perform his full duty as a citizen according to his own conscience and understanding.

Said organization is organized exclusively for charitable, religious, education , and scientific purposes, including, for such purposes, the making of distributions to organizations that qualify under section 501 (c) (3) of the Internal Revenue Code, or corresponding section of any future federal tax code.

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 purpose 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 provision 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 an 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.

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.

The fiscal year month or month that the accounting period ends is July.

These articles were adopted by the following on the following date:

\_\_\_\_\_  
(Signature of officer or director)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Signature of officer or director)

\_\_\_\_\_  
(Date)

## Amendment Paragraph for corporations

- a. Said organization is organized exclusively for charitable, religious, education , and scientific purposes, including, for such purposes, the making of distributions to organizations that qualify under section 501 (c) (3) of the Internal Revenue Code, or corresponding section of any future federal tax code.
- b. 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 purpose 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 provision 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 an 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.
- c. 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.