

AMENDMENT TO THE BY-LAWS OF THE
SOUTH CAROLINA ELKS ASSOCIATION

PROPOSED AMENDMENT 2023-1

ADD AS 4.04 Lodge Development Fund

A separate and distinct fund shall administer assets primarily received out of the distribution of defunct Lodge proceeds. In accordance with the authority and limitations of the Laws of the Order, there is a portion of the proceeds from a defunct local Lodge which is to be distributed to the State Elks Association under control of a qualified Trust or such other entity qualified by Section 501 (c) (3) of the Internal Revenue Code. The Fund may receive resources from other sources which designate the asset for the purpose and under the restrictions set out in the establishment of this Fund.

The purpose of this Fund is to offer Lodges limited financial assistance, to the extent funds are available and loans approved. The application will substantially comply with the current form in place under authority of Grand Lodge Statutes 16.050 administered by the Grand Lodge Board of Grand Trustees. All assistance will be in the form of secured loans approved by the Lodge Fund Development Committee hereafter described. The loans shall not exceed \$25,000.00. To exceed this limit, a loan must be approved by the State Sponsor to the Grand Lodge initially, and submitted to the Board of Directors (if in session), or to the Executive Committee for final approval.

The State Sponsor shall appoint a committee designated as the Lodge Development Committee. The committee shall consist of three members, all of whom shall be current officers or members of the Board of the SCEA. The committee shall have the duty of overseeing the receipt and use of funds received from defunct Lodges or other sources. The committee shall accept and monitor such funds, approve applicants for loans, make such loans, and establish procedures for all of the above in accordance with the requirements of this Trust, and with the requirements of the Grand Lodge. The Committee shall render reports to the SCEA Board of Directors at each semi-annual business meeting and at such

other times as may be requested by the Chairman of the board and/or the State Sponsor. The results of any audit shall be reported to the membership at the annual meeting of the SCEA as a part of the SCEA audit.

The Committee shall appoint a Loan Officer, subject to the approval of the State Sponsor, who shall serve under, and report to the Committee. The Loan Officer shall be responsible for monitoring, collecting, and depositing all funds received by the Fund. The Loan Officer shall be responsible for dispersing loans and investing fund moneys at the discretion and approval of the Committee. The Loan Officer shall undertake any other duties or responsibilities assigned by the Committee.

The Loan Officer shall maintain a bank account for receipt and disbursement of funds. Investment funds shall be held in such a manner as to be available for restricted loans to local Lodges

All funds shall be held separately from the SCEA. An alternate signatory on this account shall be the Treasurer of the SCEA, but used only if the Loan Officer is unable to perform his duties. Disbursements are to be authorized by the Committee upon receipt of a voucher from the Loan Officer.

Loans to Lodges will be made at the discretion of the committee, with the approval of the State Sponsor, with the goal of assisting lodges in need of capital improvements and/or repairs. Loans shall not be used to supplement a Lodge's operating funds, but shall be instead limited to specific capital needs such as major repairs, equipment replacement, and/or capital improvements. All loans shall be fully secured by Lodge property.