

NOTE: Churches should check this sample document with an attorney in their respective state.

**SAMPLE
ARTICLES OF INCORPORATION
OF**

_____, INC.

The undersigned subscriber to these articles of incorporation, does hereby incorporate this nonprofit corporation under the laws of the State of _____.

ARTICLE I. NAME

The name of the corporation shall be:

_____, INC.

ARTICLE II. PURPOSE

The corporation is organized as a nonprofit corporation in the State of Utah for religious and charitable purposes, including but not limited to the specific purposes of engaging in and promoting religious activities and providing such other activities, facilities, services, and materials as would constitute "religious and charitable" purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code as it currently exists or may hereafter be amended or supplemented or of any corresponding section of any future federal tax code.

ARTICLE III. TERM

The term of the corporation shall commence with the filing of these articles with the Utah Division of Corporations and Commercial Code and shall continue perpetually unless terminated earlier in accordance with the laws of the State of Utah.

ARTICLE IV. MEMBERS and STOCK

NOTE: Churches should check this sample document with an attorney in their respective state.

- A. The corporation shall have members.
- B. The corporation shall not issue any shares of stock.

ARTICLE V. INCORPORATORS

The names and street addresses of the incorporators are:

ARTICLE VII. GOVERNING BOARD

A. The governing board shall be the Board of Trustees which shall consist of three trustees initially. The number of trustees may be changed from time to time but may never be less than three.

- B. The names and street addresses of the initial members are:

ARTICLE VII. PRINCIPAL OFFICE

The location and street address of the initial principal office of the corporation shall be:

ARTICLE VIII. REGISTERED AGENT

- A. The name and street address of the initial registered agent of the corporation are:
- B. The initial registered agent has executed these articles of incorporation and thereby accepted the designation as registered agent.

ARTICLE IX. DISTRIBUTIONS AND LIMITATIONS

A. No part of the gross or net earnings or revenues of the corporation shall inure to the benefit of, or be distributable to, its trustees or officers; provided, however, that the corporation is authorized and empowered, at its discretion, to pay a reasonable compensation to

NOTE: Churches should check this sample document with an attorney in their respective state.

its trustees and officers for services rendered and to make payments and distributions in furtherance of the religious and charitable purposes of the corporation as described in the foregoing Article III.

B. Trustees and officers of the corporation may be reimbursed for any authorized expenses incurred on behalf of the corporation in the performance of their duties.

C. No substantial part of the activities of the corporation shall be in the carrying on of propaganda; attempting to influence legislation; nor participation or intervention in any political campaign on behalf of or in opposition to any candidate for public office, including the publishing or distribution of statements.

D. The corporation shall not carry on or engage in any activity not permitted to be carried on or engaged in by a corporation organized under Section 501(c)(3) of the Internal Revenue Code and exempt from taxation under Section 501(a) of the Internal Revenue Code as those sections currently exist or may hereafter be amended or supplemented or of any corresponding section of any future federal tax code, or by a corporation, contributions to which are deductible under Section 170(c)(2) or other applicable provisions of the Internal Revenue Code, as they currently exists as they may be amended or supplemented or of any corresponding section of any future federal tax code.

ARTICLE X. DISSOLUTION

A. Upon the dissolution of the corporation, the corporation shall:

- (1) Collect its assets;
- (2) Return, transfer, or convey any assets held upon a condition requiring the

NOTE: Churches should check this sample document with an attorney in their respective state.

return, transfer, or conveyance upon dissolution in accordance with the condition;

- (3) Transfer any assets, subject to contractual or legal requirements, as provided in or authorized by these articles or the bylaws;
- (4) Discharge or make provision for the discharge all corporate liabilities; and
- (5) Take every action necessary and appropriate to liquidate its assets and complete its affairs.

B. All assets remaining after discharge of all corporate obligations and liabilities shall be distributed to a nonprofit fund, foundation, or corporation that has been organized and exists exclusively for religious or charitable purposes and qualifies as an exempt organization under Section 501(c)(3) of the Internal Revenue Code and exempt from taxation under Section 501(a) of the Internal Revenue Code as those sections currently exist or may hereafter be amended or supplemented or of any corresponding section of any future federal tax code, and that has established its tax exempt status within this State.

C. Any assets of the corporation remaining after discharge of all corporate obligations and liabilities that are not distributed in accordance with the foregoing Sub-Paragraph B shall be distributed:

- (1) For one or more exempt purposes under Section 501, Internal Revenue Code;
- (2) To the federal government for a public purpose; or
- (3) To a state or local government for a public purpose.

D. Any assets of the corporation remaining after discharge of all corporate obligations and liabilities that are not distributed in accordance with the foregoing Sub-Paragraphs B and C shall be disposed of by the district court of the county in which the principal office of the corporation is then located, exclusively as determined by the court:

NOTE: Churches should check this sample document with an attorney in their respective state.

- (1) For one or more exempt purposes under Section 501, Internal Revenue Code; or
- (2) To organizations that are organized and operated exclusively for exempt or public purposes.

ARTICLE XI. CONSTITUTION and BYLAWS

A. The corporation may adopt a Constitution for the purpose of stating its beliefs, values, and core principles and such other purposes as the corporation, at its discretion, deems reasonable, necessary, or appropriate.

B. The regulation and management of the internal affairs of the corporation shall be set forth in bylaws which shall not be inconsistent with law.

ARTICLE XII. AMENDMENTS

These articles of incorporation may be amended at any time upon the affirmative vote of two-thirds of the members present at any regular meeting or special meeting provided that written notice of the proposed amendment has been given, to all members at least 14 days prior to the meeting at which the proposed amendment is voted upon.

IN WITNESS, WHEREOF the undersigned incorporators do hereby execute these articles of incorporation in duplicate, each of which shall be deemed an original, and hereby acknowledges that they have read the same prior to execution and verify that the contents thereof are true and correct to the best of their knowledge, information, and belief.

Executed and dated this _____ day of _____, 20__.

NOTE: Churches should check this sample document with an attorney in their respective state.

STATE OF _____)
COUNTY OF _____)

I do hereby certify that personally appeared before me * , to me known to be the persons described in and who executed the foregoing articles of incorporation, and they acknowledged before me that they executed the same and that the facts contained in said articles are true and correct to the best of their knowledge, information, and belief..

Dated this _____ day of _____, 20____.

Notary Public

ACCEPTANCE BY REGISTERED AGENT

The undersigned, ####, hereby acknowledges and accepts his designation as registered agent of the corporation and verifies his address as set forth in the foregoing articles is correct.

Dated this _____ day of _____, 20____.

Registered Agent