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Check if Schedule O contains a response to any question in this Part III ☐ ☒

**2** Did the organization undertake any significant program services during the year which were not listed on the prior Form 990 or 990-EZ? ☐ **Yes** ☒ **No**  
If "Yes," describe these new services on Schedule O

**3** Did the organization cease conducting, or make significant changes in how it conducts, any program services? ☐ **Yes** ☒ **No**  
If "Yes," describe these changes on Schedule O



















**4** Describe the exempt purpose achievements for each of the organization's three largest program services by expenses. Section 501(c)(3) and 501(c)(4) organizations and section 4947(a)(1) trusts are required to report the amount of grants and allocations to others, the total expenses, and revenue, if any, for each program service reported.

[illegible]

**4d** Other program services (Describe in Schedule O )  
(Expenses \$ \_\_\_\_\_ including grants of \$ \_\_\_\_\_ ) (Revenue \$ \_\_\_\_\_ )

Part IV

Checklist of Required Schedules

		Yes	No
1	Is the organization described in section 501(c)(3) or 4947(a)(1) (other than a private foundation)? <i>If "Yes," complete Schedule A.</i> 	1	Yes
2	Is the organization required to complete Schedule B, Schedule of Contributors (see instruction)? 	2	Yes
3	Did the organization engage in direct or indirect political campaign activities on behalf of or in opposition to candidates for public office? <i>If "Yes," complete Schedule C, Part I.</i>	3	No
4	<b>Section 501(c)(3) organizations.</b> Did the organization engage in lobbying activities, or have a section 501(h) election in effect during the tax year? <i>If "Yes," complete Schedule C, Part II.</i>	4	No
5	Is the organization a section 501(c)(4), 501(c)(5), or 501(c)(6) organization that receives membership dues, assessments, or similar amounts as defined in Revenue Procedure 98-19? <i>If "Yes," complete Schedule C, Part III.</i>	5	
6	Did the organization maintain any donor advised funds or any similar funds or accounts where donors have the right to provide advice on the distribution or investment of amounts in such funds or accounts? <i>If "Yes," complete Schedule D, Part I.</i> 	6	No
7	Did the organization receive or hold a conservation easement, including easements to preserve open space, the environment, historic land areas or historic structures? <i>If "Yes," complete Schedule D, Part II.</i> 	7	No
8	Did the organization maintain collections of works of art, historical treasures, or other similar assets? <i>If "Yes," complete Schedule D, Part III.</i> 	8	No
9	Did the organization report an amount in Part X, line 21, serve as a custodian for amounts not listed in Part X, or provide credit counseling, debt management, credit repair, or debt negotiation services? <i>If "Yes," complete Schedule D, Part IV.</i> 	9	No
10	Did the organization, directly or through a related organization, hold assets in term, permanent, or quasi-endowments? <i>If "Yes," complete Schedule D, Part V.</i> 	10	Yes
11	If the organization's answer to any of the following questions is 'Yes,' then complete Schedule D, Parts VI, VII, VIII, IX, or X as applicable		
a	Did the organization report an amount for land, buildings, and equipment in Part X, line 10? <i>If "Yes," complete Schedule D, Part VI.</i> 	11a	Yes
b	Did the organization report an amount for investments—other securities in Part X, line 12 that is 5% or more of its total assets reported in Part X, line 16? <i>If "Yes," complete Schedule D, Part VII.</i> 	11b	No
c	Did the organization report an amount for investments—program related in Part X, line 13 that is 5% or more of its total assets reported in Part X, line 16? <i>If "Yes," complete Schedule D, Part VIII.</i> 	11c	No
d	Did the organization report an amount for other assets in Part X, line 15 that is 5% or more of its total assets reported in Part X, line 16? <i>If "Yes," complete Schedule D, Part IX.</i> 	11d	No
e	Did the organization report an amount for other liabilities in Part X, line 25? <i>If "Yes," complete Schedule D, Part X.</i> 	11e	Yes
f	Did the organization's separate or consolidated financial statements for the tax year include a footnote that addresses the organization's liability for uncertain tax positions under FIN 48 (ASC 740)? <i>If "Yes," complete Schedule D, Part X.</i> 	11f	Yes
12a	Did the organization obtain separate, independent audited financial statements for the tax year? <i>If "Yes," complete Schedule D, Parts XI, XII, and XIII.</i> 	12a	Yes
b	Was the organization included in consolidated, independent audited financial statements for the tax year? <i>If "Yes," and if the organization answered 'No' to line 12a, then completing Schedule D, Parts XI, XII, and XIII is optional.</i> 	12b	Yes
13	Is the organization a school described in section 170(b)(1)(A)(ii)? <i>If "Yes," complete Schedule E.</i>	13	No
14a	Did the organization maintain an office, employees, or agents outside of the United States?	14a	No
b	Did the organization have aggregate revenues or expenses of more than \$10,000 from grantmaking, fundraising, business, and program service activities outside the United States? <i>If "Yes," complete Schedule F, Parts I and IV.</i>	14b	No
15	Did the organization report on Part IX, column (A), line 3, more than \$5,000 of grants or assistance to any organization or entity located outside the U S ? <i>If "Yes," complete Schedule F, Parts II and IV.</i>	15	No
16	Did the organization report on Part IX, column (A), line 3, more than \$5,000 of aggregate grants or assistance to individuals located outside the U S ? <i>If "Yes," complete Schedule F, Parts III and IV.</i>	16	No
17	Did the organization report a total of more than \$15,000, of expenses for professional fundraising services on Part IX, column (A), lines 6 and 11e? <i>If "Yes," complete Schedule G, Part I (see instructions).</i> 	17	Yes
18	Did the organization report more than \$15,000 total of fundraising event gross income and contributions on Part VIII, lines 1c and 8a? <i>If "Yes," complete Schedule G, Part II.</i> 	18	Yes
19	Did the organization report more than \$15,000 of gross income from gaming activities on Part VIII, line 9a? <i>If "Yes," complete Schedule G, Part III.</i> 	19	No
20a	Did the organization operate one or more hospitals? <i>If "Yes," complete Schedule H.</i>	20a	No
b	If "Yes" to line 20a, did the organization attach its audited financial statement to this return? <b>Note.</b> Some Form 990 filers that operate one or more hospitals must attach audited financial statements (see instructions)	20b	

Part IV

Checklist of Required Schedules (continued)

21	Did the organization report more than \$5,000 of grants and other assistance to governments and organizations in the United States on Part IX, column (A), line 1? <i>If "Yes," complete Schedule I, Parts I and II</i> . . . . .	21	Yes	
22	Did the organization report more than \$5,000 of grants and other assistance to individuals in the United States on Part IX, column (A), line 2? <i>If "Yes," complete Schedule I, Parts I and III</i> . . . . .	22	Yes	
23	Did the organization answer "Yes" to Part VII, Section A, questions 3, 4, or 5, about compensation of the organization's current and former officers, directors, trustees, key employees, and highest compensated employees? <i>If "Yes," complete Schedule J</i> . . . . .	23	Yes	
24a	Did the organization have a tax-exempt bond issue with an outstanding principal amount of more than \$100,000 as of the last day of the year, that was issued after December 31, 2002? <i>If "Yes," answer lines 24b-24d and complete Schedule K. If "No," go to line 25</i> . . . . .	24a		No
b	Did the organization invest any proceeds of tax-exempt bonds beyond a temporary period exception? . . . .	24b		
c	Did the organization maintain an escrow account other than a refunding escrow at any time during the year to defease any tax-exempt bonds? . . . . .	24c		
d	Did the organization act as an "on behalf of" issuer for bonds outstanding at any time during the year? . . . .	24d		
25a	<b>Section 501(c)(3) and 501(c)(4) organizations.</b> Did the organization engage in an excess benefit transaction with a disqualified person during the year? <i>If "Yes," complete Schedule L, Part I</i> . . . . .	25a		No
b	Is the organization aware that it engaged in an excess benefit transaction with a disqualified person in a prior year, and that the transaction has not been reported on any of the organization's prior Forms 990 or 990-EZ? <i>If "Yes," complete Schedule L, Part I</i> . . . . .	25b		No
26	Was a loan to or by a current or former officer, director, trustee, key employee, highly compensated employee, or disqualified person outstanding as of the end of the organization's tax year? <i>If "Yes," complete Schedule L, Part II</i> . . . . .	26		No
27	Did the organization provide a grant or other assistance to an officer, director, trustee, key employee, substantial contributor, or a grant selection committee member, or to a person related to such an individual? <i>If "Yes," complete Schedule L, Part III</i> . . . . .	27		No
28	Was the organization a party to a business transaction with one of the following parties? (see Schedule L, Part IV instructions for applicable filing thresholds, conditions, and exceptions)			
a	A current or former officer, director, trustee, or key employee? <i>If "Yes," complete Schedule L, Part IV</i> . . . . .	28a		No
b	A family member of a current or former officer, director, trustee, or key employee? <i>If "Yes," complete Schedule L, Part IV</i> . . . . .	28b		No
c	An entity of which a current or former officer, director, trustee, or key employee (or a family member thereof) was an officer, director, trustee, or direct or indirect owner? <i>If "Yes," complete Schedule L, Part IV</i> . . . . .	28c		No
29	Did the organization receive more than \$25,000 in non-cash contributions? <i>If "Yes," complete Schedule M</i> . . . . .	29	Yes	
30	Did the organization receive contributions of art, historical treasures, or other similar assets, or qualified conservation contributions? <i>If "Yes," complete Schedule M</i> . . . . .	30		No
31	Did the organization liquidate, terminate, or dissolve and cease operations? <i>If "Yes," complete Schedule N, Part I</i> . . . . .	31		No
32	Did the organization sell, exchange, dispose of, or transfer more than 25% of its net assets? <i>If "Yes," complete Schedule N, Part II</i> . . . . .	32		No
33	Did the organization own 100% of an entity disregarded as separate from the organization under Regulations sections 301.7701-2 and 301.7701-3? <i>If "Yes," complete Schedule R, Part I</i> . . . . .	33		No
34	Was the organization related to any tax-exempt or taxable entity? <i>If "Yes," complete Schedule R, Parts II, III, IV, and V, line 1</i> . . . . .	34	Yes	
35	Is any related organization a controlled entity within the meaning of section 512(b)(13)? . . . . .	35		No
a	Did the organization receive any payment from or engage in any transaction with a controlled entity within the meaning of section 512(b)(13)? <i>If "Yes," complete Schedule R, Part V, line 2</i> . . . . . <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
36	<b>Section 501(c)(3) organizations.</b> Did the organization make any transfers to an exempt non-charitable related organization? <i>If "Yes," complete Schedule R, Part V, line 2</i> . . . . .	36		No
37	Did the organization conduct more than 5% of its activities through an entity that is not a related organization and that is treated as a partnership for federal income tax purposes? <i>If "Yes," complete Schedule R, Part VI</i> . . . . .	37		No
38	Did the organization complete Schedule O and provide explanations in Schedule O for Part VI, lines 11 and 19? <b>Note.</b> All Form 990 filers are required to complete Schedule O . . . . .	38	Yes	

Part V Statements Regarding Other IRS Filings and Tax Compliance					
Check if Schedule O contains a response to any question in this Part V <input type="checkbox"/>					
			Yes	No	
1a	Enter the number reported in Box 3 of Form 1096. Enter -0- if not applicable.	1a	0		
b	Enter the number of Forms W-2G included in line 1a. Enter -0- if not applicable.	1b	0		
c Did the organization comply with backup withholding rules for reportable payments to vendors and reportable gaming (gambling) winnings to prize winners?			1c		
2a	Enter the number of employees reported on Form W-3, <i>Transmittal of Wage and Tax Statements</i> filed for the calendar year ending with or within the year covered by this return.	2a	0		
b If at least one is reported on line 2a, did the organization file all required federal employment tax returns?			2b		
Note. If the sum of lines 1a and 2a is greater than 250, you may be required to e-file (see instructions).					
3a	Did the organization have unrelated business gross income of \$1,000 or more during the year?	3a			No
b	If "Yes," has it filed a Form 990-T for this year? If "No," provide an explanation in Schedule O.	3b			
4a	At any time during the calendar year, did the organization have an interest in, or a signature or other authority over, a financial account in a foreign country (such as a bank account, securities account, or other financial account)?	4a			No
b	If "Yes," enter the name of the foreign country: See instructions for filing requirements for Form TD F 90-22.1, Report of Foreign Bank and Financial Accounts.				
5a	Was the organization a party to a prohibited tax shelter transaction at any time during the tax year?	5a			No
b	Did any taxable party notify the organization that it was or is a party to a prohibited tax shelter transaction?	5b			No
c	If "Yes" to line 5a or 5b, did the organization file Form 8886-T?	5c			
6a	Does the organization have annual gross receipts that are normally greater than \$100,000, and did the organization solicit any contributions that were not tax deductible?	6a			No
b	If "Yes," did the organization include with every solicitation an express statement that such contributions or gifts were not tax deductible?	6b			
7 Organizations that may receive deductible contributions under section 170(c).					
a	Did the organization receive a payment in excess of \$75 made partly as a contribution and partly for goods and services provided to the payor?	7a	Yes		
b	If "Yes," did the organization notify the donor of the value of the goods or services provided?	7b	Yes		
c	Did the organization sell, exchange, or otherwise dispose of tangible personal property for which it was required to file Form 8282?	7c			No
d	If "Yes," indicate the number of Forms 8282 filed during the year.	7d			
e	Did the organization receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?	7e			No
f	Did the organization, during the year, pay premiums, directly or indirectly, on a personal benefit contract?	7f			No
g	If the organization received a contribution of qualified intellectual property, did the organization file Form 8899 as required?	7g			
h	If the organization received a contribution of cars, boats, airplanes, or other vehicles, did the organization file a Form 1098-C?	7h			
8 Sponsoring organizations maintaining donor advised funds and section 509(a)(3) supporting organizations. Did the supporting organization, or a donor advised fund maintained by a sponsoring organization, have excess business holdings at any time during the year?					
8					
9 Sponsoring organizations maintaining donor advised funds.					
a	Did the organization make any taxable distributions under section 4966?	9a			
b	Did the organization make a distribution to a donor, donor advisor, or related person?	9b			
10 Section 501(c)(7) organizations. Enter					
a	Initiation fees and capital contributions included on Part VIII, line 12.	10a			
b	Gross receipts, included on Form 990, Part VIII, line 12, for public use of club facilities.	10b			
11 Section 501(c)(12) organizations. Enter					
a	Gross income from members or shareholders.	11a			
b	Gross income from other sources (Do not net amounts due or paid to other sources against amounts due or received from them).	11b			
12a Section 4947(a)(1) non-exempt charitable trusts. Is the organization filing Form 990 in lieu of Form 1041?					
b	If "Yes," enter the amount of tax-exempt interest received or accrued during the year.	12b			
13 Section 501(c)(29) qualified nonprofit health insurance issuers.					
a	Is the organization licensed to issue qualified health plans in more than one state? Note. See the instructions for additional information the organization must report on Schedule O.	13a			
b	Enter the amount of reserves the organization is required to maintain by the states in which the organization is licensed to issue qualified health plans.	13b			
c	Enter the amount of reserves on hand.	13c			
14a Did the organization receive any payments for indoor tanning services during the tax year?					
b	If "Yes," has it filed a Form 720 to report these payments? If "No," provide an explanation in Schedule O.	14b			No

Part VI

Governance, Management, and Disclosure

For each "Yes" response to lines 2 through 7b below, and for a "No" response to lines 8a, 8b, or 10b below, describe the circumstances, processes, or changes in Schedule O. See instructions.  
Check if Schedule O contains a response to any question in this Part VI

Section A. Governing Body and Management			Yes	No
1a	Enter the number of voting members of the governing body at the end of the tax year	33		
b	Enter the number of voting members included in line 1a, above, who are independent	28		
2	Did any officer, director, trustee, or key employee have a family relationship or a business relationship with any other officer, director, trustee, or key employee?	2	Yes	
3	Did the organization delegate control over management duties customarily performed by or under the direct supervision of officers, directors or trustees, or key employees to a management company or other person?	3		No
4	Did the organization make any significant changes to its governing documents since the prior Form 990 was filed?	4	Yes	
5	Did the organization become aware during the year of a significant diversion of the organization's assets?	5		No
6	Does the organization have members or stockholders?	6		No
7a	Does the organization have members, stockholders, or other persons who may elect one or more members of the governing body?	7a		No
b	Are any decisions of the governing body subject to approval by members, stockholders, or other persons?	7b		No
8	Did the organization contemporaneously document the meetings held or written actions undertaken during the year by the following			
a	The governing body?	8a	Yes	
b	Each committee with authority to act on behalf of the governing body?	8b	Yes	
9	Is there any officer, director, trustee, or key employee listed in Part VII, Section A, who cannot be reached at the organization's mailing address? If "Yes," provide the names and addresses in Schedule O	9		No

Section B. Policies (This Section B requests information about policies not required by the Internal Revenue Code.)			Yes	No
10a	Does the organization have local chapters, branches, or affiliates?	10a		No
b	If "Yes," does the organization have written policies and procedures governing the activities of such chapters, affiliates, and branches to ensure their operations are consistent with those of the organization?	10b		
11a	Has the organization provided a copy of this Form 990 to all members of its governing body before filing the form?	11a	Yes	
b	Describe in Schedule O the process, if any, used by the organization to review this Form 990			
12a	Does the organization have a written conflict of interest policy? If "No," go to line 13	12a	Yes	
b	Are officers, directors or trustees, and key employees required to disclose annually interests that could give rise to conflicts?	12b	Yes	
c	Does the organization regularly and consistently monitor and enforce compliance with the policy? If "Yes," describe in Schedule O how this is done	12c	Yes	
13	Does the organization have a written whistleblower policy?	13	Yes	
14	Does the organization have a written document retention and destruction policy?	14	Yes	
15	Did the process for determining compensation of the following persons include a review and approval by independent persons, comparability data, and contemporaneous substantiation of the deliberation and decision?			
a	The organization's CEO, Executive Director, or top management official	15a	Yes	
b	Other officers or key employees of the organization	15b	Yes	
	If "Yes" to line 15a or 15b, describe the process in Schedule O (See instructions)			
16a	Did the organization invest in, contribute assets to, or participate in a joint venture or similar arrangement with a taxable entity during the year?	16a		No
b	If "Yes," has the organization adopted a written policy or procedure requiring the organization to evaluate its participation in joint venture arrangements under applicable federal tax law, and taken steps to safeguard the organization's exempt status with respect to such arrangements?	16b		

Section C. Disclosure	
17	List the States with which a copy of this Form 990 is required to be filed PA
18	Section 6104 requires an organization to make its Form 1023 (or 1024 if applicable), 990, and 990-T (501(c)(3)s only) available for public inspection. Indicate how you make these available. Check all that apply. <input type="checkbox"/> Own website <input type="checkbox"/> Another's website <input checked="" type="checkbox"/> Upon request
19	Describe in Schedule O whether (and if so, how), the organization makes its governing documents, conflict of interest policy, and financial statements available to the public. See Additional Data Table.
20	State the name, physical address, and telephone number of the person who possesses the books and records of the organization. GEORGE FRANKLIN TREASURER ONE HACC DRIVE HARRISBURG, PA 171102999 (717) 780-2300

Check if Schedule O contains a response to any question in this Part VII ☐ ☒

☐ Check this box if neither the organization nor any related organization compensated any current officer, director, or trustee

Form **990** (2010)



Part VII

Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees (continued)

(A) Name and Title	(B) Average hours per week (describe hours for related organizations in Schedule O)	(C) Position (check all that apply)						(D) Reportable compensation from the organization (W-2/1099-MISC)	(E) Reportable compensation from related organizations (W-2/1099-MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional Trustee	Officer	Key employee	Highest compensated employee	Former			
See Additional Data Table										
1b Sub-Total . . . . .										
c Total from continuation sheets to Part VII, Section A . . . . .										
d Total (add lines 1b and 1c) . . . . .								0	785,900	147,182

2

Total number of individuals (including but not limited to those listed above) who received more than \$100,000 in reportable compensation from the organization▶0

		Yes	No
3	Did the organization list any <b>former</b> officer, director or trustee, key employee, or highest compensated employee on line 1a? <i>If "Yes," complete Schedule J for such individual . . . . .</i>		No
4	For any individual listed on line 1a, is the sum of reportable compensation and other compensation from the organization and related organizations greater than \$150,000? <i>If "Yes," complete Schedule J for such individual . . . . .</i>	Yes	
5	Did any person listed on line 1a receive or accrue compensation from any unrelated organization or individual for services rendered to the organization? <i>If "Yes," complete Schedule J for such person . . . . .</i>		No

Section B. Independent Contractors

1	Complete this table for your five highest compensated independent contractors that received more than \$100,000 of compensation from the organization		
(A) Name and business address		(B) Description of services	(C) Compensation
2	Total number of independent contractors (including but not limited to those listed above) who received more than \$100,000 in compensation from the organization ▶0		

Part VIII

Statement of Revenue

			(A) Total revenue	(B) Related or exempt function revenue	(C) Unrelated business revenue	(D) Revenue excluded from tax under sections 512, 513, or 514
Contributions, gifts, grants and other similar amounts	1a	Federated campaigns . . . . .	1a			
	b	Membership dues . . . . .	1b			
	c	Fundraising events . . . . .	1c	124,557		
	d	Related organizations . . . . .	1d			
	e	Government grants (contributions)	1e			
	f	All other contributions, gifts, grants, and similar amounts not included above	1f	3,803,433		
	g	Noncash contributions included in lines 1a-1f \$		229,364		
	h	Total. Add lines 1a-1f . . . . .		3,927,990		
Program Service Revenue	2a		Business Code			
	b					
	c					
	d					
	e					
	f	All other program service revenue				
	g	Total. Add lines 2a-2f . . . . .				
	Other Revenue	3	Investment income (including dividends, interest and other similar amounts) . . . . .		660,055	
4		Income from investment of tax-exempt bond proceeds . . . . .				
5		Royalties . . . . .				
6a		Gross Rents	(i) Real	(ii) Personal		
b		Less rental expenses				
c		Rental income or (loss)				
d		Net rental income or (loss) . . . . .				
7a		Gross amount from sales of assets other than inventory	(i) Securities	(ii) Other		
b		Less cost or other basis and sales expenses				
c		Gain or (loss)				
d		Net gain or (loss) . . . . .			1,366,750	1,366,750
8a		Gross income from fundraising events (not including \$ 124,557 of contributions reported on line 1c) See Part IV, line 18 . . . . .				
b		Less direct expenses . . . . .	a	27,739		
c		Net income or (loss) from fundraising events . . . . .	b	27,739		
9a		Gross income from gaming activities See Part IV, line 19 . . . . .				
b		Less direct expenses . . . . .				
c		Net income or (loss) from gaming activities . . . . .			0	
10a		Gross sales of inventory, less returns and allowances . . . . .				
b		Less cost of goods sold . . . . .	a			
c		Net income or (loss) from sales of inventory . . . . .	b			
	Miscellaneous Revenue	Business Code				
11a						
b						
c						
d	All other revenue . . . . .					
e	Total. Add lines 11a-11d . . . . .					
12	Total revenue. See Instructions . . . . .		5,954,795	0	0	2,026,805

Part IX

Statement of Functional Expenses

Section 501(c)(3) and 501(c)(4) organizations must complete all columns.

All other organizations must complete column (A) but are not required to complete columns (B), (C), and (D).

Do not include amounts reported on lines 6b, 7b, 8b, 9b, and 10b of Part VIII.		(A) Total expenses	(B) Program service expenses	(C) Management and general expenses	(D) Fundraising expenses
1	Grants and other assistance to governments and organizations in the U S See Part IV, line 21	804,373	804,373		
2	Grants and other assistance to individuals in the U S See Part IV, line 22	899,091	899,091		
3	Grants and other assistance to governments, organizations, and individuals outside the U S See Part IV, lines 15 and 16				
4	Benefits paid to or for members				
5	Compensation of current officers, directors, trustees, and key employees . . . . .				
6	Compensation not included above, to disqualified persons (as defined under section 4958(f)(1)) and persons described in section 4958(c)(3)(B) . . . . .				
7	Other salaries and wages				
8	Pension plan contributions (include section 401(k) and section 403(b) employer contributions) . . . . .				
9	Other employee benefits . . . . .				
10	Payroll taxes . . . . .				
a	Fees for services (non-employees) Management . . . . .				
b	Legal . . . . .				
c	Accounting . . . . .	17,640		17,640	
d	Lobbying . . . . .				
e	Professional fundraising services See Part IV, line 17 . . . . .	156,212			156,212
f	Investment management fees . . . . .	116,213		116,213	
g	Other . . . . .	25,884		25,884	
12	Advertising and promotion . . . . .	482		482	
13	Office expenses . . . . .	32,296		24,956	7,340
14	Information technology . . . . .				
15	Royalties . . . . .				
16	Occupancy . . . . .				
17	Travel . . . . .	12,699		10,780	1,919
18	Payments of travel or entertainment expenses for any federal, state, or local public officials . . . . .				
19	Conferences, conventions, and meetings . . . . .	71,559		17,136	54,423
20	Interest . . . . .				
21	Payments to affiliates . . . . .				
22	Depreciation, depletion, and amortization . . . . .				
23	Insurance . . . . .				
24	Other expenses Itemize expenses not covered above (List miscellaneous expenses in line 24f If line 24f amount exceeds 10% of line 25, column (A) amount, list line 24f expenses on Schedule O )				
a	EMPLOYEE EXPENSE ALLOCA	455,942		374,379	81,563
b	SPECIAL EVENTS	19,291		13,704	5,587
c	STUDENT RECRUITMENT	8,812			8,812
d	SUBSCRIPTIONS AND MEMBE	7,422		7,222	200
e	CREDIT CARD FEES	1,390		1,390	
f	All other expenses				
25	Total functional expenses. Add lines 1 through 24f	2,629,306	1,703,464	609,786	316,056
26	Joint costs. Check here <input checked="" type="checkbox"/> if following SOP 98-2 (ASC 958-720) Complete this line only if the organization reported in column (B) joint costs from a combined educational campaign and fundraising solicitation				

Part X

Balance Sheet

					(A)		(B)
					Beginning of year		End of year
Assets	<b>1</b>	Cash—non-interest-bearing . . . . .			404,334	<b>1</b>	916,846
	<b>2</b>	Savings and temporary cash investments . . . . .			754,462	<b>2</b>	1,287,786
	<b>3</b>	Pledges and grants receivable, net . . . . .			2,493,620	<b>3</b>	3,678,170
	<b>4</b>	Accounts receivable, net . . . . .				<b>4</b>	
	<b>5</b>	Receivables from current and former officers, directors, trustees, key employees, and highest compensated employees. Complete Part II of Schedule L . . . . .				<b>5</b>	
	<b>6</b>	Receivables from other disqualified persons (as defined under section 4958(f)(1)), persons described in section 4958(c)(3)(B), and contributing employers, and sponsoring organizations of section 501(c)(9) voluntary employees' beneficiary organizations (see instructions). Schedule L . . . . .				<b>6</b>	
	<b>7</b>	Notes and loans receivable, net . . . . .				<b>7</b>	
	<b>8</b>	Inventories for sale or use . . . . .				<b>8</b>	
	<b>9</b>	Prepaid expenses and deferred charges . . . . .			1,942	<b>9</b>	4,333
	<b>10a</b>	Land, buildings, and equipment: cost or other basis. Complete Part VI of Schedule D . . . . .	<b>10a</b>				
	<b>b</b>	Less: accumulated depreciation . . . . .	<b>10b</b>			<b>10c</b>	
	<b>11</b>	Investments—publicly traded securities . . . . .			22,211,435	<b>11</b>	26,155,991
	<b>12</b>	Investments—other securities. See Part IV, line 11 . . . . .				<b>12</b>	
	<b>13</b>	Investments—program-related. See Part IV, line 11 . . . . .				<b>13</b>	
	<b>14</b>	Intangible assets . . . . .				<b>14</b>	
	<b>15</b>	Other assets. See Part IV, line 11 . . . . .			54,078	<b>15</b>	30,630
	<b>16</b>	<b>Total assets.</b> Add lines 1 through 15 (must equal line 34) . . . . .			25,919,871	<b>16</b>	32,073,756
Liabilities	<b>17</b>	Accounts payable and accrued expenses . . . . .				<b>17</b>	
	<b>18</b>	Grants payable . . . . .				<b>18</b>	
	<b>19</b>	Deferred revenue . . . . .			74,400	<b>19</b>	61,500
	<b>20</b>	Tax-exempt bond liabilities . . . . .				<b>20</b>	
	<b>21</b>	Escrow or custodial account liability. Complete Part IV of Schedule D . . . . .				<b>21</b>	
	<b>22</b>	Payables to current and former officers, directors, trustees, key employees, highest compensated employees, and disqualified persons. Complete Part II of Schedule L . . . . .				<b>22</b>	
	<b>23</b>	Secured mortgages and notes payable to unrelated third parties . . . . .				<b>23</b>	
	<b>24</b>	Unsecured notes and loans payable to unrelated third parties . . . . .				<b>24</b>	
	<b>25</b>	Other liabilities. Complete Part X of Schedule D . . . . .			157,033	<b>25</b>	148,897
	<b>26</b>	<b>Total liabilities.</b> Add lines 17 through 25 . . . . .			231,433	<b>26</b>	210,397
Net Assets or Fund Balances		<b>Organizations that follow SFAS 117, check here</b> <input checked="" type="checkbox"/> <b>and complete lines 27 through 29, and lines 33 and 34.</b>					
	<b>27</b>	Unrestricted net assets . . . . .			2,285,699	<b>27</b>	2,126,672
	<b>28</b>	Temporarily restricted net assets . . . . .			10,093,629	<b>28</b>	13,857,587
	<b>29</b>	Permanently restricted net assets . . . . .			13,309,110	<b>29</b>	15,879,100
		<b>Organizations that do not follow SFAS 117, check here</b> <input type="checkbox"/> <b>and complete lines 30 through 34.</b>					
	<b>30</b>	Capital stock or trust principal, or current funds . . . . .				<b>30</b>	
	<b>31</b>	Paid-in or capital surplus, or land, building or equipment fund . . . . .				<b>31</b>	
	<b>32</b>	Retained earnings, endowment, accumulated income, or other funds . . . . .				<b>32</b>	
	<b>33</b>	<b>Total net assets or fund balances</b> . . . . .			25,688,438	<b>33</b>	31,863,359
	<b>34</b>	<b>Total liabilities and net assets/fund balances</b> . . . . .			25,919,871	<b>34</b>	32,073,756

Part XI Reconciliation of Net Assets

Check if Schedule O contains a response to any question in this Part XI

1	Total revenue (must equal Part VIII, column (A), line 12)	1	5,954,795
2	Total expenses (must equal Part IX, column (A), line 25)	2	2,629,306
3	Revenue less expenses Subtract line 2 from line 1	3	3,325,489
4	Net assets or fund balances at beginning of year (must equal Part X, line 33, column (A))	4	25,688,438
5	Other changes in net assets or fund balances (explain in Schedule O)	5	2,849,432
6	Net assets or fund balances at end of year Combine lines 3, 4, and 5 (must equal Part X, line 33, column (B))	6	31,863,359

Part XII Financial Statements and Reporting

Check if Schedule O contains a response to any question in this Part XII

		Yes	No
1	Accounting method used to prepare the Form 990 <input type="checkbox"/> Cash <input checked="" type="checkbox"/> Accrual <input type="checkbox"/> Other If the organization changed its method of accounting from a prior year or checked "Other," explain in Schedule O		
2a	Were the organization's financial statements compiled or reviewed by an independent accountant?		No
b	Were the organization's financial statements audited by an independent accountant?	Yes	
c	If "Yes," to 2a or 2b, does the organization have a committee that assumes responsibility for oversight of the audit, review, or compilation of its financial statements and selection of an independent accountant? If the organization changed either its oversight process or selection process during the tax year, explain in Schedule O	Yes	
d	If "Yes" to line 2a or 2b, check a box below to indicate whether the financial statements for the year were issued on a separate basis, consolidated basis, or both <input type="checkbox"/> Separate basis <input type="checkbox"/> Consolidated basis <input checked="" type="checkbox"/> Both consolidated and separated basis		
3a	As a result of a federal award, was the organization required to undergo an audit or audits as set forth in the Single Audit Act and OMB Circular A-133?		No
b	If "Yes," did the organization undergo the required audit or audits? If the organization did not undergo the required audit or audits, explain why in Schedule O and describe any steps taken to undergo such audits		

SCHEDULE A

(Form 990 or 990EZ)

Department of the Treasury  
Internal Revenue Service

Public Charity Status and Public Support

Complete if the organization is a section 501(c)(3) organization or a section 4947(a)(1) nonexempt charitable trust.

▶ Attach to Form 990 or Form 990-EZ. ▶ See separate instructions.

OMB No 1545-0047

2010

Open to Public  
Inspection

Name of the organization HARRISBURG AREA COMMUNITY COLLEGE FOUNDATION	Employer identification number 23-2353614
--	--

Part I

Reason for Public Charity Status (All organizations must complete this part.) See instructions

The organization is not a private foundation because it is (For lines 1 through 11, check only one box )

1

☐

A church, convention of churches, or association of churches described in **section 170(b)(1)(A)(i).**

2

☐

A school described in **section 170(b)(1)(A)(ii).** (Attach Schedule E )

3

☐

A hospital or a cooperative hospital service organization described in **section 170(b)(1)(A)(iii).**

4

☐

A medical research organization operated in conjunction with a hospital described in **section 170(b)(1)(A)(iii).** Enter the hospital's name, city, and state

5

☐

An organization operated for the benefit of a college or university owned or operated by a governmental unit described in **section 170(b)(1)(A)(iv).** (Complete Part II )

6

☐

A federal, state, or local government or governmental unit described in **section 170(b)(1)(A)(v).**

7

☐

An organization that normally receives a substantial part of its support from a governmental unit or from the general public described in **section 170(b)(1)(A)(vi)** (Complete Part II )

8

☐

A community trust described in **section 170(b)(1)(A)(vi)** (Complete Part II )

9

☐

An organization that normally receives (1) more than 33 1/3% of its support from contributions, membership fees, and gross receipts from activities related to its exempt functions—subject to certain exceptions, and (2) no more than 33 1/3% of its support from gross investment income and unrelated business taxable income (less section 511 tax) from businesses acquired by the organization after June 30, 1975 See **section 509(a)(2).** (Complete Part III )

10

☐

An organization organized and operated exclusively to test for public safety See**section 509(a)(4).**

11

☒

An organization organized and operated exclusively for the benefit of, to perform the functions of, or to carry out the purposes of one or more publicly supported organizations described in section 509(a)(1) or section 509(a)(2) See **section 509(a)(3).** Check the box that describes the type of supporting organization and complete lines 11e through 11h  

a

☒ Type I

b

☐ Type II

c

☐ Type III - Functionally integrated

d

☐ Type III - Other

e

☒

By checking this box, I certify that the organization is not controlled directly or indirectly by one or more disqualified persons other than foundation managers and other than one or more publicly supported organizations described in section 509(a)(1) or section 509(a)(2)

f

☐

If the organization received a written determination from the IRS that it is a Type I, Type II or Type III supporting organization, check this box

g

☐

Since August 17, 2006, has the organization accepted any gift or contribution from any of the following persons?  

(i)

a person who directly or indirectly controls, either alone or together with persons described in (ii) and (iii) below, the governing body of the the supported organization?

(ii)

a family member of a person described in (i) above?

(iii)

a 35% controlled entity of a person described in (i) or (ii) above?

h

☐

Provide the following information about the supported organization(s)

	Yes	No
11g(i)		No
11g(ii)		No
11g(iii)		No

(i) Name of supported organization	(ii) EIN	(iii) Type of organization (described on lines 1- 9 above or IRC section (see instructions))	(iv) Is the organization in col (i) listed in your governing document?		(v) Did you notify the organization in col (i) of your support?		(vi) Is the organization in col (i) organized in the U S ?		(vii) Amount of support
			Yes	No	Yes	No	Yes	No	
(A) HARRISBURG AREA COMMUNITY COLLEGE	231639151	2	Yes		Yes		Yes		1,703,464
Total									1,703,464

Part II

Support Schedule for Organizations Described in Sections 170(b)(1)(A)(iv) and 170(b)(1)(A)(vi)

(Complete only if you checked the box on line 5, 7, or 8 of Part I or if the organization failed to qualify under Part III. If the organization fails to qualify under the tests listed below, please complete Part III.)

Section A. Public Support						
Calendar year (or fiscal year beginning in) ▶	(a) 2006	(b) 2007	(c) 2008	(d) 2009	(e) 2010	(f) Total
1 Gifts, grants, contributions, and membership fees received (Do not include any "unusual grants.")						
2 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
3 The value of services or facilities furnished by a governmental unit to the organization without charge						
4 Total. Add lines 1 through 3						
5 The portion of total contributions by each person (other than a governmental unit or publicly supported organization) included on line 1 that exceeds 2% of the amount shown on line 11, column (f)						
6 Public Support. Subtract line 5 from line 4						

Section B. Total Support						
Calendar year (or fiscal year beginning in) ▶	(a) 2006	(b) 2007	(c) 2008	(d) 2009	(e) 2010	(f) Total
7 Amounts from line 4						
8 Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources						
9 Net income from unrelated business activities, whether or not the business is regularly carried on						
10 Other income Do not include gain or loss from the sale of capital assets (Explain in Part IV )						
11 Total support (Add lines 7 through 10)						
12 Gross receipts from related activities, etc (See instructions )					12	
13 First Five Years If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a 501(c)(3) organization, check this box and stop here ▶						

Section C. Computation of Public Support Percentage		
14 Public Support Percentage for 2010 (line 6 column (f) divided by line 11 column (f))	14	
15 Public Support Percentage for 2009 Schedule A, Part II, line 14	15	
16a 33 1/3% support test—2010. If the organization did not check the box on line 13, and line 14 is 33 1/3% or more, check this box and stop here. The organization qualifies as a publicly supported organization ▶		
b 33 1/3% support test—2009. If the organization did not check the box on line 13 or 16a, and line 15 is 33 1/3% or more, check this box and stop here. The organization qualifies as a publicly supported organization ▶		
17a 10%-facts-and-circumstances test—2010. If the organization did not check a box on line 13, 16a, or 16b and line 14 is 10% or more, and if the organization meets the "facts and circumstances" test, check this box and stop here. Explain in Part IV how the organization meets the "facts and circumstances" test The organization qualifies as a publicly supported organization ▶		
b 10%-facts-and-circumstances test—2009. If the organization did not check a box on line 13, 16a, 16b, or 17a and line 15 is 10% or more, and if the organization meets the "facts and circumstances" test, check this box and stop here. Explain in Part IV how the organization meets the "facts and circumstances" test The organization qualifies as a publicly supported organization ▶		
18 Private Foundation If the organization did not check a box on line 13, 16a, 16b, 17a or 17b, check this box and see instructions ▶		

Part IIIPart III

Support Schedule for Organizations Described in Section 509(a)(2)  
(Complete only if you checked the box on line 9 of Part I or if the organization failed to qualify under Part II. If the organization fails to qualify under the tests listed below, please complete Part II.)

Section A. Public Support						
Calendar year (or fiscal year beginning in) 	(a) 2006	(b) 2007	(c) 2008	(d) 2009	(e) 2010	(f) Total
1 Gifts, grants, contributions, and membership fees received (Do not include any "unusual grants.")						
2 Gross receipts from admissions, merchandise sold or services performed, or facilities furnished in any activity that is related to the organization's tax-exempt purpose						
3 Gross receipts from activities that are not an unrelated trade or business under section 513						
4 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
5 The value of services or facilities furnished by a governmental unit to the organization without charge						
6 Total. Add lines 1 through 5						
7a Amounts included on lines 1, 2, and 3 received from disqualified persons						
b Amounts included on lines 2 and 3 received from other than disqualified persons that exceed the greater of \$5,000 or 1% of the amount on line 13 for the year						
c Add lines 7a and 7b						
8 Public Support (Subtract line 7c from line 6 )						

Section B. Total Support						
Calendar year (or fiscal year beginning in) 	(a) 2006	(b) 2007	(c) 2008	(d) 2009	(e) 2010	(f) Total
9 Amounts from line 6						
10a Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources						
b Unrelated business taxable income (less section 511 taxes) from businesses acquired after June 30, 1975						
c Add lines 10a and 10b						
11 Net income from unrelated business activities not included in line 10b, whether or not the business is regularly carried on						
12 Other income. Do not include gain or loss from the sale of capital assets (Explain in Part IV.)						
13 Total support (Add lines 9, 10c, 11 and 12.)						
14 First Five Years If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and <b>stop here</b> 						

Section C. Computation of Public Support Percentage		
15 Public Support Percentage for 2010 (line 8 column (f) divided by line 13 column (f))	15	
16 Public support percentage from 2009 Schedule A, Part III, line 15	16	

Section D. Computation of Investment Income Percentage		
17 Investment income percentage for 2010 (line 10c column (f) divided by line 13 column (f))	17	
18 Investment income percentage from 2009 Schedule A, Part III, line 17	18	
19a 33 1/3% support tests—2010. If the organization did not check the box on line 14, and line 15 is more than 33 1/3% and line 17 is not more than 33 1/3%, check this box and <b>stop here</b> . The organization qualifies as a publicly supported organization 		
b 33 1/3% support tests—2009. If the organization did not check a box on line 14 or line 19a, and line 16 is more than 33 1/3% and line 18 is not more than 33 1/3%, check this box and <b>stop here</b> . The organization qualifies as a publicly supported organization 		
20 Private Foundation If the organization did not check a box on line 14, 19a or 19b, check this box and see instructions 		



Part IV

**Supplemental Information.** Supplemental Information. Complete this part to provide the explanations required by Part II, line 10; Part II, line 17a or 17b; and Part III, line 12. Also complete this part for any additional information. (See instructions).

Facts And Circumstances Test

Additional Data

Software ID:

Software Version:

EIN: 23-2353614

Name: HARRISBURG AREA COMMUNITY COLLEGE FOUNDATION

Form 990, Part VII - Compensation of Officers, Directors, Trustees, Key Employees, Highest Compensated Employees, and Independent Contractors

(A) Name and Title	(B) Average hours per week	(C) Position (check all that apply)						(D) Reportable compensation from the organization (W-2/1099-MISC)	(E) Reportable compensation from related organizations (W-2/1099-MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional Trustee	Officer	Key employee	Highest compensated employee	Former			
FRANK A CONTE DIRECTOR	1 00	X						0	0	0
DANIEL E BEREN ESQ DIRECTOR	1 00	X						0	0	0
JAYNE B ABRAMS EXECUTIVE DIRECTOR	37 50	X		X				0	86,225	21,624
ERNEST P DAVIS DIRECTOR	1 00	X						0	0	0
FRANK J DIXON DPS DIRECTOR	1 00	X						0	0	0
JAMES E GRANDON JR DIRECTOR	1 00	X						0	0	0
STEPHEN W DAILEY MD DIRECTOR	1 00	X						0	0	0
NORMA GOTWALT DIRECTOR	1 00	X						0	0	0
FRANK R SOURBEER DIRECTOR	1 00	X						0	0	0
DOUG HEINEMAN DIRECTOR	1 00	X						0	0	0
HOWELL C METTE ESQ DIRECTOR	1 00	X						0	0	0
GEORGE NAHODIL DIRECTOR	1 00	X						0	0	0
MARION C ALEXANDER DIRECTOR	1 00	X						0	0	0
ROBERT C BUCKINGHAM MD DIRECTOR	1 00	X						0	0	0
GERRY ROBINSON ESQ DIRECTOR	1 00	X						0	0	0
SHERYL M SIMMONS DIRECTOR	1 00	X						0	0	0
MICHAEL L BANGS ESQ DIRECTOR	1 00	X						0	0	0
JOHN J KLOBUSICKY CFA DIRECTOR	1 00	X						0	0	0
NANCY M ROCKEY SECRETARY	1 00	X		X				0	154,487	31,700
JOHN K STARK DIRECTOR	1 00	X						0	0	0
LAUREN P CACCIAMANI DIRECTOR	1 00	X						0	51,984	14,537
DONALD ENDERS JR DIRECTOR	1 00	X						0	0	0
DONALD SCHELL DIRECTOR	1 00	X						0	0	0
GEORGE A FRANKLIN JR TREASURER	1 00	X		X				0	132,494	15,671
GREG KING CHAIR	1 00	X		X				0	0	0

**Form 990, Part VII - Compensation of Officers, Directors, Trustees, Key Employees, Highest Compensated Employees, and Independent Contractors**

(A) Name and Title	(B) Average hours per week	(C) Position (check all that apply)						(D) Reportable compensation from the organization (W-2/1099-MISC)	(E) Reportable compensation from related organizations (W-2/1099-MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional Trustee	Officer	Key employee	Highest compensated employee	Former			
NICHOLAS HUGHES VICE CHAIR	1 00	X		X				0	0	0
DANIEL M ASHBY DIRECTOR	1 00	X						0	0	0
NILES S BENN ESQ DIRECTOR	1 00	X						0	0	0
H EDWARD BLACK DIRECTOR	1 00	X						0	0	0
ZANDER GAMBILL DIRECTOR	1 00	X						0	0	0
RANDY TICE DIRECTOR	1 00	X						0	0	0
H RALPH VARTAN DIRECTOR	1 00	X						0	0	0
RONALD R YOUNG DIRECTOR	1 00	X						0	152,898	28,671
EDNA V BAEHRE PHD DIRECTOR	1 00	X						0	207,812	34,979

SCHEDULE D  
(Form 990)

Supplemental Financial Statements

▶ Complete if the organization answered "Yes," to Form 990, Part IV, line 6, 7, 8, 9, 10, 11, or 12.  
▶ Attach to Form 990. ▶ See separate instructions.

OMB No 1545-0047

2010

Open to Public Inspection

Department of the Treasury  
Internal Revenue Service

<b>Name of the organization</b> HARRISBURG AREA COMMUNITY COLLEGE FOUNDATION	<b>Employer identification number</b> 23-2353614
---	---

Part I Organizations Maintaining Donor Advised Funds or Other Similar Funds or Accounts. Complete if the organization answered "Yes" to Form 990, Part IV, line 6.

	(a) Donor advised funds	(b) Funds and other accounts
1	Total number at end of year	
2	Aggregate contributions to (during year)	
3	Aggregate grants from (during year)	
4	Aggregate value at end of year	
5	Did the organization inform all donors and donor advisors in writing that the assets held in donor advised funds are the organization's property, subject to the organization's exclusive legal control? <div><input type="checkbox"/> Yes <input type="checkbox"/> No</div>	
6	Did the organization inform all grantees, donors, and donor advisors in writing that grant funds may be used only for charitable purposes and not for the benefit of the donor or donor advisor, or for any other purpose conferring impermissible private benefit <div><input type="checkbox"/> Yes <input type="checkbox"/> No</div>	

Part II Conservation Easements. Complete if the organization answered "Yes" to Form 990, Part IV, line 7.

1

Purpose(s) of conservation easements held by the organization (check all that apply)

☐ Preservation of land for public use (e g , recreation or pleasure)

☐ Preservation of an historically importantly land area

☐ Protection of natural habitat

☐ Preservation of a certified historic structure

☐ Preservation of open space

2

Complete lines 2a–2d if the organization held a qualified conservation contribution in the form of a conservation easement on the last day of the tax year

	Held at the End of the Year
a	Total number of conservation easements
b	Total acreage restricted by conservation easements
c	Number of conservation easements on a certified historic structure included in (a)
d	Number of conservation easements included in (c) acquired after 8/17/06

3

Number of conservation easements modified, transferred, released, extinguished, or terminated by the organization during the taxable year ▶ \_\_\_\_\_

4

Number of states where property subject to conservation easement is located ▶ \_\_\_\_\_

5

Does the organization have a written policy regarding the periodic monitoring, inspection, handling of violations, and enforcement of the conservation easements it holds?

☐ Yes ☐ No

6

Staff and volunteer hours devoted to monitoring, inspecting and enforcing conservation easements during the year ▶ \_\_\_\_\_

7

Amount of expenses incurred in monitoring, inspecting, and enforcing conservation easements during the year ▶ \$ \_\_\_\_\_

8

Does each conservation easement reported on line 2(d) above satisfy the requirements of section 170(h)(4)(B)(i) and 170(h)(4)(B)(ii)?

☐ Yes ☐ No

9

In Part XIV, describe how the organization reports conservation easements in its revenue and expense statement, and balance sheet, and include, if applicable, the text of the footnote to the organization's financial statements that describes the organization's accounting for conservation easements

Part III Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets. Complete if the organization answered "Yes" to Form 990, Part IV, line 8.

1a

If the organization elected, as permitted under SFAS 116, not to report in its revenue statement and balance sheet works of art, historical treasures, or other similar assets held for public exhibition, education or research in furtherance of public service, provide, in Part XIV, the text of the footnote to its financial statements that describes these items

b

If the organization elected, as permitted under SFAS 116, to report in its revenue statement and balance sheet works of art, historical treasures, or other similar assets held for public exhibition, education, or research in furtherance of public service, provide the following amounts relating to these items

(i) Revenues included in Form 990, Part VIII, line 1

▶ \$ \_\_\_\_\_

(ii) Assets included in Form 990, Part X

▶ \$ \_\_\_\_\_

2

If the organization received or held works of art, historical treasures, or other similar assets for financial gain, provide the following amounts required to be reported under SFAS 116 relating to these items

a

Revenues included in Form 990, Part VIII, line 1

▶ \$ \_\_\_\_\_

b

Assets included in Form 990, Part X

▶ \$ \_\_\_\_\_

For Privacy Act and Paperwork Reduction Act Notice, see the Intructions for Form 990

Cat No 52283D

Schedule D (Form 990) 2010

Part III

Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets (continued)

3

Using the organization's accession and other records, check any of the following that are a significant use of its collection items (check all that apply)

a

☐ Public exhibition

b

☐ Scholarly research

c

☐ Preservation for future generations

d

☐ Loan or exchange programs

e

☐ Other

4

Provide a description of the organization's collections and explain how they further the organization's exempt purpose in Part XIV

5

During the year, did the organization solicit or receive donations of art, historical treasures or other similar assets to be sold to raise funds rather than to be maintained as part of the organization's collection?

☐ Yes

☐ No

Part IV

Escrow and Custodial Arrangements. Complete if the organization answered "Yes" to Form 990, Part IV, line 9, or reported an amount on Form 990, Part X, line 21.

1a

Is the organization an agent, trustee, custodian or other intermediary for contributions or other assets not included on Form 990, Part X?

☐ Yes

☐ No

b

If "Yes," explain the arrangement in Part XIV and complete the following table

	Amount
1c	
1d	
1e	
1f	

2a

Did the organization include an amount on Form 990, Part X, line 21?

☐ Yes

☐ No

b

If "Yes," explain the arrangement in Part XIV

Part V

Endowment Funds. Complete if the organization answered "Yes" to Form 990, Part IV, line 10.

	(a)Current Year	(b)Prior Year	(c)Two Years Back	(d)Three Years Back	(e)Four Years Back
1a	Beginning of year balance . . . . .	16,029,356	14,793,151	16,723,262	
b	Contributions . . . . .	1,396,621	1,168,760	4,955,034	
c	Investment earnings or losses . . . . .	2,656,131	875,635	-3,498,169	
d	Grants or scholarships . . . . .	498,901	633,332	3,068,457	
e	Other expenditures for facilities and programs . . . . .				
f	Administrative expenses . . . . .	0	174,858	318,519	
g	End of year balance . . . . .	19,583,207	16,029,356	14,793,151	

2

Provide the estimated percentage of the year end balance held as

a

Board designated or quasi-endowment ▶ 5 020 %

b

Permanent endowment ▶ 81 090 %

c

Term endowment ▶ 13 890 %

3a

Are there endowment funds not in the possession of the organization that are held and administered for the organization by

(i)

unrelated organizations . . . . .

(ii)

related organizations . . . . .

b

If "Yes" to 3a(ii), are the related organizations listed as required on Schedule R?

	Yes	No
3a(i)		No
3a(ii)		No
3b		

4

Describe in Part XIV the intended uses of the organization's endowment funds

Part VI

Investments—Land, Buildings, and Equipment. See Form 990, Part X, line 10.

Description of investment	(a) Cost or other basis (investment)	(b)Cost or other basis (other)	(c) Accumulated depreciation	(d) Book value
1a Land . . . . .				
b Buildings . . . . .				
c Leasehold improvements . . . . .				
d Equipment . . . . .				
e Other . . . . .				
Total. Add lines 1a-1e (Column (d) should equal Form 990, Part X, column (B), line 10(c).) . . . . . ▶				0



Part XI Reconciliation of Change in Net Assets from Form 990 to Financial Statements			
1	Total revenue (Form 990, Part VIII, column (A), line 12)	1	5,954,795
2	Total expenses (Form 990, Part IX, column (A), line 25)	2	2,629,306
3	Excess or (deficit) for the year Subtract line 2 from line 1	3	3,325,489
4	Net unrealized gains (losses) on investments	4	2,849,432
5	Donated services and use of facilities	5	
6	Investment expenses	6	
7	Prior period adjustments	7	
8	Other (Describe in Part XIV)	8	
9	Total adjustments (net) Add lines 4 - 8	9	2,849,432
10	Excess or (deficit) for the year per financial statements Combine lines 3 and 9	10	6,174,921

Part XII Reconciliation of Revenue per Audited Financial Statements With Revenue per Return			
1	Total revenue, gains, and other support per audited financial statements . . . . .	1	8,715,753
2	Amounts included on line 1 but not on Form 990, Part VIII, line 12		
a	Net unrealized gains on investments . . . . .	2a	2,849,432
b	Donated services and use of facilities . . . . .	2b	
c	Recoveries of prior year grants . . . . .	2c	
d	Other (Describe in Part XIV) . . . . .	2d	27,739
e	Add lines 2a through 2d . . . . .	2e	2,877,171
3	Subtract line 2e from line 1 . . . . .	3	5,838,582
4	Amounts included on Form 990, Part VIII, line 12, but not on line 1		
a	Investment expenses not included on Form 990, Part VIII, line 7b . . . . .	4a	116,213
b	Other (Describe in Part XIV) . . . . .	4b	
c	Add lines 4a and 4b . . . . .	4c	116,213
5	Total Revenue Add lines 3 and 4c. (This should equal Form 990, Part I, line 12 ) . . . . .	5	5,954,795

Part XIII Reconciliation of Expenses per Audited Financial Statements With Expenses per Return			
1	Total expenses and losses per audited financial statements . . . . .	1	2,540,832
2	Amounts included on line 1 but not on Form 990, Part IX, line 25		
a	Donated services and use of facilities . . . . .	2a	
b	Prior year adjustments . . . . .	2b	
c	Other losses . . . . .	2c	
d	Other (Describe in Part XIV) . . . . .	2d	27,739
e	Add lines 2a through 2d . . . . .	2e	27,739
3	Subtract line 2e from line 1 . . . . .	3	2,513,093
4	Amounts included on Form 990, Part IX, line 25, but not on line 1:		
a	Investment expenses not included on Form 990, Part VIII, line 7b . . . . .	4a	116,213
b	Other (Describe in Part XIV) . . . . .	4b	
c	Add lines 4a and 4b . . . . .	4c	116,213
5	Total expenses Add lines 3 and 4c. (This should equal Form 990, Part I, line 18 ) . . . . .	5	2,629,306

Part XIV Supplemental Information		
Complete this part to provide the descriptions required for Part II, lines 3, 5, and 9, Part III, lines 1a and 4, Part IV, lines 1b and 2b, Part V, line 4, Part X, Part XI, line 8, Part XII, lines 2d and 4b, and Part XIII, lines 2d and 4b. Also complete this part to provide any additional information.		
Identifier	Return Reference	Explanation
DESCRIPTION OF INTENDED USE OF ENDOWMENT FUNDS	PART V, LINE 4	THE ENDOWMENT FUNDS CONSIST OF INDIVIDUAL FUNDS THAT WERE ESTABLISHED TO PROVIDE SCHOLARSHIPS AND BENEFITS FOR STUDENTS OF HARRISBURG AREA COMMUNITY COLLEGE AND INVESTMENT INCOME
PART XII, LINE 2D - OTHER ADJUSTMENTS		SPECIAL EVENT EXPENSES 27,739
PART XIII, LINE 2D - OTHER ADJUSTMENTS		SPECIAL EVENT EXPENSES 27,739
		PART X, LINE 2 THE FOUNDATION HAS ADOPTED THE GUIDANCE IN ACCOUNTING FOR UNCERTAINTY IN INCOME TAXES (ASC 740-10) THIS GUIDANCE PRESCRIBES A THRESHOLD OF MORE-LIKELY-THAN-NOT FOR RECOGNITION AND DERECOGNITION OF TAX PROVISIONS TAKEN OR EXPECTED TO BE TAKEN IN A TAX RETURN IT ALSO RECOGNIZES RELATED GUIDANCE ON MEASUREMENT, CLASSIFICATION, INTEREST AND PENALTIES, AND DISCLOSURE THE FOUNDATION DOES NOT BELIEVE THAT THERE ARE ANY UNRECOGNIZED TAX BENEFITS OR COSTS THAT SHOULD BE RECORDED

SCHEDULE G

(Form 990 or 990-EZ)

Department of the Treasury  
Internal Revenue Service

Supplemental Information Regarding

Fundraising or Gaming Activities

Complete if the organization answered "Yes" to Form 990, Part IV, lines 17, 18, or 19,  
or if the organization entered more than \$15,000 on Form 990-EZ, line 6a.  
▶ Attach to Form 990 or Form 990-EZ. ▶ See separate instructions.

OMB No 1545-0047

2010

Open to Public  
Inspection

Name of the organization  
HARRISBURG AREA COMMUNITY COLLEGE FOUNDATION

Employer identification number  
  
23-2353614

**Part I Fundraising Activities.** Complete if the organization answered "Yes" to Form 990, Part IV, line 17.

- 1

Indicate whether the organization raised funds through any of the following activities. Check all that apply.
- a

☒ Mail solicitations

e

☒ Solicitation of non-government grants

b

☒ Internet and e-mail solicitations

f

☒ Solicitation of government grants

c

☒ Phone solicitations

g

☒ Special fundraising events

d

☒ In-person solicitations
- 2a

Did the organization have a written or oral agreement with any individual (including officers, directors, trustees or key employees listed in Form 990, Part VII) or entity in connection with professional fundraising services?

☒ Yes ☐ No
- b

If "Yes," list the ten highest paid individuals or entities (fundraisers) pursuant to agreements under which the fundraiser is to be compensated at least \$5,000 by the organization. Form 990-EZ filers are not required to complete this table.

(i) Name and address of individual or entity (fundraiser)	(ii) Activity	(iii) Did fundraiser have custody or control of contributions?		(iv) Gross receipts from activity	(v) Amount paid to (or retained by) fundraiser listed in col (i)	(vi) Amount paid to (or retained by) organization
		Yes	No			
THE CLEMENTS GROUP LLC 358 SOUTH 700 EAST STE B604  SALT LAKE CITY, UT 84102	CONSULTING		No	0	89,252	-89,252
POWERS AND ASSOCIATES 3029 NORTH FRONT STREET  HARRISBURG, PA 171101220	CONSULTING		No	0	66,960	-66,960
Total . . . . . ▶					156,212	-156,212

- 3

List all states in which the organization is registered or licensed to solicit funds or has been notified it is exempt from registration or licensing.
- PA



Part II Fundraising Events.

Complete if the organization answered "Yes" to Form 990, Part IV, line 18, or reported more than \$15,000 on Form 990-EZ, line 6a. List events with gross receipts greater than \$5,000.

Revenue		(a) Event #1	(b) Event #2	(c) Other Events	(d) Total Events
		GOLF TOURNAMENT			(Add col (a) through col (c))
		(event type)	(event type)	(total number)	
1	Gross receipts . . . .	152,296			152,296
2	Less Charitable contributions . . . .	124,557			124,557
3	Gross income (line 1 minus line 2) . . . .	27,739			27,739
Direct Expenses	4	Cash prizes . . . .	600		600
	5	Non-cash prizes . . . .	5,471		5,471
	6	Rent/facility costs . . . .			
	7	Food and beverages . . . .	10,832		10,832
	8	Entertainment . . . .			
	9	Other direct expenses . . . .	10,836		10,836
	10	Direct expense summary Add lines 4 through 9 in column (d) . . . . . ▶			
	11	Net income summary Combine lines 3 and 10 in column (d). . . . . ▶			
					0

Part III Gaming.

Complete if the organization answered "Yes" to Form 990, Part IV, line 19, or reported more than \$15,000 on Form 990-EZ, line 6a.

Revenue		(a) Bingo	(b) Pull tabs/Instant bingo/progressive bingo	(c) Other gaming	(d) Total gaming
					(Add col (a) through col (c))
1	Gross revenue . . . . .				
Direct Expenses	2	Cash prizes . . . . .			
	3	Non-cash prizes . . . . .			
	4	Rent/facility costs . . . . .			
	5	Other direct expenses . . . . .			
	6	Volunteer labor . . . . .			
		<div><div><input type="checkbox"/> Yes</div><div><input type="checkbox"/> No</div></div> %	<div><div><input type="checkbox"/> Yes</div><div><input type="checkbox"/> No</div></div> %	<div><div><input type="checkbox"/> Yes</div><div><input type="checkbox"/> No</div></div> %	
7 Direct expense summary Add lines 2 through 5 in column (d) . . . . . ▶					
8 Net gaming income summary Combine lines 1 and 7 in column (d) . . . . . ▶					

9 Enter the state(s) in which the organization operates gaming activities \_\_\_\_\_

a Is the organization licensed to operate gaming activities in each of these states? . . . . . ☐ Yes ☐ No

b If "No," Explain \_\_\_\_\_

10a Were any of the organization's gaming licenses revoked, suspended or terminated during the tax year? . . . . . ☐ Yes ☐ No

b If "Yes," Explain \_\_\_\_\_

11

Does the organization operate gaming activities with nonmembers?

☐ Yes ☐ No

12

Is the organization a grantor, beneficiary or trustee of a trust or a member of a partnership or other entity formed to administer charitable gaming?

☐ Yes ☐ No

13

Indicate the percentage of gaming activity operated in

a	The organization's facility	13a
b	An outside facility	13b

14

Provide the name and address of the person who prepares the organization's gaming/special events books and records

Name

Address

15a

Does the organization have a contract with a third party from whom the organization receives gaming revenue?

☐ Yes ☐ No

b

If "Yes," enter the amount of gaming revenue received by the organization \$ and the amount of gaming revenue retained by the third party \$

c

If "Yes," enter name and address

Name

Address

16 Gaming manager information

Name

Gaming manager compensation \$

Description of services provided

☐ Director/officer

☐ Employee

☐ Independent contractor

17

Mandatory distributions

a

Is the organization required under state law to make charitable distributions from the gaming proceeds to retain the state gaming license?

☐ Yes ☐ No

b

Enter the amount of distributions required under state law distributed to other exempt organizations or spent in the organization's own exempt activities during the tax year \$

**Part IV** Complete this part to provide additional information for responses to question on Schedule G (see instructions.)

Identifier	ReturnReference	Explanation
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Schedule I  
(Form 990)

Grants and Other Assistance to Organizations,  
Governments and Individuals in the United States  
Complete if the organization answered "Yes," to Form 990, Part IV, line 21 or 22.  
▶ Attach to Form 990

OMB No 1545-0047  
**2010**  
Open to Public  
Inspection

Department of the Treasury  
Internal Revenue Service

Name of the organization  
HARRISBURG AREA COMMUNITY COLLEGE FOUNDATION

Employer identification number  
23-2353614

Part I

General Information on Grants and Assistance

- 1 Does the organization maintain records to substantiate the amount of the grants or assistance, the grantees' eligibility for the grants or assistance, and the selection criteria used to award the grants or assistance? . . . . . ☒ Yes ☐ No
- 2 Describe in Part IV the organization's procedures for monitoring the use of grant funds in the United States

Part II

Grants and Other Assistance to Governments and Organizations in the United States. Complete if the organization answered "Yes" to Form 990, Part IV, line 21 for any recipient that received more than \$5,000. Check this box if no one recipient received more than \$5,000. Part II can be duplicated if additional space is needed. . . . . ☐

1 (a) Name and address of organization or government	(b) EIN	(c) IRC Code section if applicable	(d) Amount of cash grant	(e) Amount of non-cash assistance	(f) Method of valuation (book, FMV, appraisal, other)	(g) Description of non-cash assistance	(h) Purpose of grant or assistance
(1) HARRISBURG AREA COMMUNITY COLLEGE ONE HACC DRIVE HARRISBURG, PA 17110	23-1639151	170(B)(1)(A)(II)	804,373				GENERAL SUPPORT

2 Enter total number of section 501(c)(3) and government organizations . . . . . ▶

3 Enter total number of other organizations . . . . . ▶

Part IIIGrants and Other Assistance to Individuals in the United States. Complete if the organization answered "Yes" to Form 990, Part IV, line 22.  
Use Schedule I-1 (Form 990) if additional space is needed.

(a)Type of grant or assistance	(b)Number of recipients	(c)Amount of cash grant	(d)Amount of non-cash assistance	(e)Method of valuation (book, FMV, appraisal, other)	(f)Description of non-cash assistance
(1) SCHOLARSHIPS	1070	899,091			

Part IVSupplemental Information. Complete this part to provide the information required in Part I, line 2, and any other additional information.

Identifier	Return Reference	Explanation
PROCEDURE FOR MONITORING GRANTS IN THE U S	PART I, LINE 2	SCHEDULE I, PART I, LINE 2 THE FOUNDATION SENDS SCHOLARSHIP FUNDS TO THE COLLEGE'S FINANCIAL AID OFFICE THE FINANCIAL AID OFFICE MONITORS THE STUDENTS WHO ARE AWARDED THE SCHOLARSHIP FUNDS TO ENSURE THAT THEY MEET THE ELIGIBILTY FOR THE AWARD

Schedule J  
(Form 990)

Compensation Information

OMB No 1545-0047

2010

Open to Public Inspection

For certain Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees

▶ Complete if the organization answered "Yes" to Form 990, Part IV, question 23.

▶ Attach to Form 990. ▶ See separate instructions.

Name of the organization HARRISBURG AREA COMMUNITY COLLEGE FOUNDATION	Employer identification number 23-2353614
--	--

Part I

Questions Regarding Compensation

	Yes	No
1a Check the appropriate box(es) if the organization provided any of the following to or for a person listed in Form 990, Part VII, Section A, line 1a Complete Part III to provide any relevant information regarding these items		
<input type="checkbox"/> First-class or charter travel		
<input type="checkbox"/> Travel for companions		
<input type="checkbox"/> Tax idemnification and gross-up payments		
<input type="checkbox"/> Discretionary spending account		
<input type="checkbox"/> Housing allowance or residence for personal use		
<input type="checkbox"/> Payments for business use of personal residence		
<input type="checkbox"/> Health or social club dues or initiation fees		
<input type="checkbox"/> Personal services (e g , maid, chauffeur, chef)		
1b If any of the boxes in line 1a are checked, did the organization follow a written policy regarding payment or reimbursement or provision of all the expenses described above? If "No," complete Part III to explain		
2 Did the organization require substantiation prior to reimbursing or allowing expenses incurred by all officers, directors, trustees, and the CEO/Executive Director, regarding the items checked in line 1a?		
3 Indicate which, if any, of the following the organization uses to establish the compensation of the organization's CEO/Executive Director Check all that apply		
<input type="checkbox"/> Compensation committee		
<input type="checkbox"/> Independent compensation consultant		
<input type="checkbox"/> Form 990 of other organizations		
<input type="checkbox"/> Written employment contract		
<input type="checkbox"/> Compensation survey or study		
<input type="checkbox"/> Approval by the board or compensation committee		
4 During the year, did any person listed in Form 990, Part VII, Section A, line 1a with respect to the filing organization or a related organization		
a Receive a severance payment or change-of-control payment from the organization or a related organization?		No
b Participate in, or receive payment from, a supplemental nonqualified retirement plan?		No
c Participate in, or receive payment from, an equity-based compensation arrangement?		No
If "Yes" to any of lines 4a-c, list the persons and provide the applicable amounts for each item in Part III		
Only 501(c)(3) and 501(c)(4) organizations only must complete lines 5-9.		
5 For persons listed in form 990, Part VII, Section A, line 1a, did the organization pay or accrue any compensation contingent on the revenues of		
a The organization?		No
b Any related organization?		No
If "Yes," to line 5a or 5b, describe in Part III		
6 For persons listed in form 990, Part VII, Section A, line 1a, did the organization pay or accrue any compensation contingent on the net earnings of		
a The organization?		No
b Any related organization?		No
If "Yes," to line 6a or 6b, describe in Part III		
7 For persons listed in Form 990, Part VII, Section A, line 1a, did the organization provide any non-fixed payments not described in lines 5 and 6? If "Yes," describe in Part III		No
8 Were any amounts reported in Form 990, Part VII, paid or accrued pursuant to a contract that was subject to the initial contract exception described in Regs section 53 4958-4(a)(3)? If "Yes," describe in Part III		No
9 If "Yes" to line 8, did the organization also follow the rebuttable presumption procedure described in Regulations section 53 4958-6(c)?		

**Part II** **Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees.** Use duplicate copies if additional space is needed.

For each individual whose compensation must be reported in Schedule J, report compensation from the organization on row (i) and from related organizations, described in the instructions on row (ii) Do not list any individuals that are not listed on Form 990, Part VII

**Note.** The sum of columns (B)(i)-(iii) must equal the applicable column (D) or column (E) amounts on Form 990, Part VII, line 1a

(A) Name		(B) Breakdown of W-2 and/or 1099-MISC compensation			(C) Retirement and other deferred compensation	(D) Nontaxable benefits	(E) Total of columns (B)(i)-(D)	(F) Compensation reported in prior Form 990 or Form 990-EZ
		(i) Base compensation	(ii) Bonus & incentive compensation	(iii) Other reportable compensation				
(1) NANCY M ROCKEY	(i)	0	0	0	0	0	0	0
	(ii)	151,529	0	2,958	15,449	16,251	186,187	0
(2) RONALD R YOUNG	(i)	0	0	0	0	0	0	0
	(ii)	151,707	0	1,191	15,251	13,420	181,569	0
(3) EDNA V BAEHRE PHD	(i)	0	0	0	0	0	0	0
	(ii)	129,020	0	78,792	30,994	3,985	242,791	0
( 4 )								
( 5 )								
( 6 )								
( 7 )								
( 8 )								
( 9 )								
( 10 )								
( 11 )								
( 12 )								
( 13 )								
( 14 )								
( 15 )								
( 16 )								

**Part III**   **Supplemental Information**

Complete this part to provide the information, explanation, or descriptions required for Part I, lines 1a, 1b, 4c, 5a, 5b, 6a, 6b, 7, and 8. Also complete this part for any additional information.

Identifier	Return Reference	Explanation
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SCHEDULE M  
(Form 990)

NonCash Contributions

OMB No 1545-0047

2010

Open to Public Inspection

►Complete if the organization answered "Yes" on Form 990, Part IV, lines 29 or 30.  
► Attach to Form 990.

Department of the Treasury  
Internal Revenue Service

Name of the organization  
HARRISBURG AREA COMMUNITY COLLEGE FOUNDATION

Employer identification number  
23-2353614

Part I Types of Property

	(a) Check if applicable	(b) Number of Contributions or items contributed	(c) Noncash contribution amounts reported on Form 990, Part VIII, line 1g	(d) Method of determining oncash contribution amounts
1 Art—Works of art . . .	X	5	1,888	FAIR MARKET VALUE
2 Art—Historical treasures				
3 Art—Fractional interests				
4 Books and publications	X		6,900	FAIR MARKET VALUE
5 Clothing and household goods . . . . .				
6 Cars and other vehicles . .	X	1	3,000	FAIR MARKET VALUE
7 Boats and planes . . .				
8 Intellectual property . .				
9 Securities—Publicly traded	X	4	79,611	FAIR MARKET VALUE
10 Securities—Closely held stock . . . . .				
11 Securities—Partnership, LLC, or trust interests .				
12 Securities—Miscellaneous				
13 Qualified conservation contribution—Historic structures . . . . .				
14 Qualified conservation contribution—Other . .				
15 Real estate—Residential .				
16 Real estate—Commercial				
17 Real estate—Other . .				
18 Collectibles . . . . .				
19 Food inventory . . . . .				
20 Drugs and medical supplies				
21 Taxidermy . . . . .				
22 Historical artifacts . .				
23 Scientific specimens . .				
24 Archeological artifacts .				
25 Other ► ( SONOGRAPHY/ULTRASOUND EQUIPMENT )	X	1	128,007	FAIR MARKET VALUE
26 Other ► ( SUPPORT EQUIPMENT )	X	4	9,958	FAIR MARKET VALUE
27 Other ► ( )				
28 Other ► ( )				

29 Number of Forms 8283 received by the organization during the tax year for contributions for which the organization completed Form 8283, Part IV, Donee Acknowledgement . . . . .

29

30a During the year, did the organization receive by contribution any property reported in Part I, lines 1-28 that it must hold for at least three years from the date of the initial contribution, and which is not required to be used for exempt purposes for the entire holding period? . . . . .

30a

Yes

No

b If "Yes," describe the arrangement in Part II

31 Does the organization have a gift acceptance policy that requires the review of any non-standard contributions?

31

Yes

32a Does the organization hire or use third parties or related organizations to solicit, process, or sell non-cash contributions? . . . . .

32a

No

b If "Yes," describe in Part II

33 If the organization did not report revenues in column (c) for a type of property for which column (a) is checked, describe in Part II



**Part II**

**Supplemental Information.** Complete this part to provide the information required by Part I, lines 30b, 32b, and 33. Also complete this part for any additional information.

Identifier	Return Reference	Explanation
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SCHEDULE O

(Form 990 or 990-EZ)

Department of the Treasury  
Internal Revenue Service

Supplemental Information to Form 990 or 990-EZ

Complete to provide information for responses to specific questions on  
Form 990 or to provide any additional information.  
▶ Attach to Form 990 or 990-EZ.

OMB No 1545-0047

2010

Open to Public  
Inspection

Name of the organization HARRISBURG AREA COMMUNITY COLLEGE FOUNDATION	Employer identification number 23-2353614
--	--

Identifier	Return Reference	Explanation
FORM 990, PART VI, SECTION A, LINE 2		RONALD YOUNG AND GEORGE FRANKLIN ARE BOTH OFFICERS OF HARRISBURG AREA COMMUNITY COLLEGE AND THEREFORE HAS A BUSINESS RELATIONSHIP. NANCY ROCKEY, EDNA BAEHRE AND JAYNE ABRAMS ARE ALL EMPLOYED BY THE HARRISBURG AREA COMMUNITY COLLEGE AND THEREFORE HAVE A BUSINESS RELATIONSHIP WITH RONALD YOUNG AND GEORGE FRANKLIN

Identifier	Return Reference	Explanation
FORM 990, PART VI, SECTION A, LINE 4		THE BY LAWS WERE AMENDED TO ADJUST THE NUMBER OF CONSECUTIVE TERMS ALLOWED BY A DIRECTOR, IDENTIFY WHEN A TERM BEGINS FOR A DIRECTOR AND ALLOWS ELECTRONIC NOTIFICATION TO BOARD MEMBERS FOR NOTICE OF MEETINGS

Identifier	Return Reference	Explanation
FORM 990, PART VI, SECTION B, LINE 11		THE 990 IS FIRST REVIEWED BY THE TREASURER AND FOUNDATION OFFICE. ONCE THE TREASURER HAS APPROVED THE 990, A COPY OF THE RETURN IS DISTRIBUTED BY THE FOUNDATION OFFICE TO THE FULL BOARD FOR REVIEW PRIOR TO FILING THE FORM WITH THE IRS.

Identifier	Return Reference	Explanation
	FORM 990, PART VI, SECTION B, LINE 12C	EACH INDIVIDUAL DIRECTOR COMPLETES AND RETURNS A SIGNED STATEMENT OF CONFLICT ANNUALLY THE BOARD MANAGER TRACKS THE RETURNED STATEMENTS AND ASSURES THAT ALL ARE ACCOUNTED FOR THEY ARE MAINTAINED IN A FILE IN THE FOUNDATION OFFICE

Identifier	Return Reference	Explanation
	FORM 990, PART VI, SECTION B, LINE 15	ALL POSITIONS AT HACC GO THROUGH A CLASSIFICATION PROCESS WHICH DETERMINES THE PAY GRADE RANGE FOR EACH POSITION WHEN A POSITION IS POSTED FOR HIRING, THE CLASSIFICATION AND SALARY RANGE IS INCLUDED IN THE JOB POSTING ONCE A CANDIDATE IS SELECTED FOR A POSITION, THE HR OFFICE REVIEWS THEIR QUALIFICATIONS AND EXPERIENCE TO DETERMINE WHERE THEY FIT WITHIN THE SALARY SCALE IN ORDER TO MAKE THE JOB OFFER TO THE CANDIDATE

Identifier	Return Reference	Explanation
	FORM 990, PART VI, SECTION C, LINE 19	THE GOVERNING DOCUMENTS, CONFLICT OF INTEREST POLICY , AND FINANCIAL STATEMENTS ARE AVAILABLE TO THE PUBLIC UPON REQUEST AND ARE PROVIDED BY THE TREASURER'S OFFICE

Identifier	Return Reference	Explanation
CHANGES IN NET ASSETS OR FUND BALANCES	FORM 990, PART XI, LINE 5	NET UNREALIZED GAINS ON INVESTMENTS 2,849,432



Identifier	Return Reference	Explanation
	FORM 990, PART XI, LINE 2C	RESPONSIBILITY FOR OVERSIGHT OF THE AUDIT OF THE FINANCIAL STATEMENTS AND THE PROCESS FOR SELECTION OF THE AUDITORS HAS NOT CHANGED FROM THE PRIOR YEAR

SCHEDULE R  
(Form 990)

Department of the Treasury  
Internal Revenue Service

Related Organizations and Unrelated Partnerships

▶ Complete if the organization answered "Yes" to Form 990, Part IV, line 33, 34, 35, 36, or 37.  
▶ Attach to Form 990. ▶ See separate instructions.

OMB No 1545-0047

2010

Open to Public Inspection

Name of the organization  
HARRISBURG AREA COMMUNITY COLLEGE FOUNDATION

Employer identification number  
23-2353614

Part I

Identification of Disregarded Entities (Complete if the organization answered "Yes" on Form 990, Part IV, line 33.)

(a) Name, address, and EIN of disregarded entity	(b) Primary activity	(c) Legal domicile (state or foreign country)	(d) Total income	(e) End-of-year assets	(f) Direct controlling entity

Part II

Identification of Related Tax-Exempt Organizations (Complete if the organization answered "Yes" on Form 990, Part IV, line 34 because it had one or more related tax-exempt organizations during the tax year.)

(a) Name, address, and EIN of related organization	(b) Primary activity	(c) Legal domicile (state or foreign country)	(d) Exempt Code section	(e) Public charity status (if section 501(c)(3))	(f) Direct controlling entity	(g) Section 512(b)(13) controlled organization	
						Yes	No
(1) HARRISBURG AREA COMMUNITY COLLEGE  ONE HACC DRIVE  HARRISBURG, PA 17110 23-1639151	POST SECONDARY EDUCATION (COMMUNITY COLLEGE)	PA	501(C)(3)	2	N/A		No

Part III

Identification of Related Organizations Taxable as a Partnership (Complete if the organization answered "Yes" on Form 990, Part IV, line 34 because it had one or more related organizations treated as a partnership during the tax year.)

(a) Name, address, and EIN of related organization	(b) Primary activity	(c) Legal domicile (state or foreign country)	(d) Direct controlling entity	(e) Predominant income (related, unrelated, excluded from tax under sections 512- 514)	(f) Share of total income	(g) Share of end-of-year assets	(h) Disproporionate allocations?		(i) Code V—UBI amount in box 20 of Schedule K-1 (Form 1065)	(j) General or managing partner?		(k) Percentage ownership
							Yes	No		Yes	No	

Part IV

Identification of Related Organizations Taxable as a Corporation or Trust (Complete if the organization answered "Yes" on Form 990, Part IV, line 34 because it had one or more related organizations treated as a corporation or trust during the tax year.)

(a) Name, address, and EIN of related organization	(b) Primary activity	(c) Legal domicile (state or foreign country)	(d) Direct controlling entity	(e) Type of entity (C corp, S corp, or trust)	(f) Share of total income	(g) Share of end-of-year assets	(h) Percentage ownership

Part V

Transactions With Related Organizations (Complete if the organization answered "Yes" on Form 990, Part IV, line 34, 35, 35A, or 36.)

Note. Complete line 1 if any entity is listed in Parts II, III or IV

1

During the tax year, did the organization engage in any of the following transactions with one or more related organizations listed in Parts II-IV?

a

Receipt of (i) interest (ii) annuities (iii) royalties (iv) rent from a controlled entity

b

Gift, grant, or capital contribution to other organization(s)

c

Gift, grant, or capital contribution from other organization(s)

d

Loans or loan guarantees to or for other organization(s)

e

Loans or loan guarantees by other organization(s)

f

Sale of assets to other organization(s)

g

Purchase of assets from other organization(s)

h

Exchange of assets

i

Lease of facilities, equipment, or other assets to other organization(s)

j

Lease of facilities, equipment, or other assets from other organization(s)

k

Performance of services or membership or fundraising solicitations for other organization(s)

l

Performance of services or membership or fundraising solicitations by other organization(s)

m

Sharing of facilities, equipment, mailing lists, or other assets

n

Sharing of paid employees

o

Reimbursement paid to other organization for expenses

p

Reimbursement paid by other organization for expenses

q

Other transfer of cash or property to other organization(s)

r

Other transfer of cash or property from other organization(s)

Yes

No

1a

1b

1c

1d

1e

1f

1g

1h

1i

1j

1k

1l

1m

1n

1o

1p

1q

1r

No

No

No

No

No

No

No

No

No

No

Yes

No

Yes

Yes

Yes

No

No

No

2 If the answer to any of the above is "Yes," see the instructions for information on who must complete this line, including covered relationships and transaction thresholds

(a) Name of other organization	(b) Transaction type(a-r)	(c) Amount involved	(d) Method of determining amount involved
(1)			
(2)			
(3)			
(4)			
(5)			
(6)			

Provide the following information for each entity taxed as a partnership through which the organization conducted more than five percent of its activities (measured by total assets or gross revenue) that was not a related organization. See instructions regarding exclusion for certain investment partnerships.

[illegible]

**Part VII**   **Supplemental Information**

Complete this part to provide additional information for responses to questions on Schedule R (see instructions)

Identifier	Return Reference	Explanation
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**AMENDED AND RESTATED  
BYLAWS OF THE HARRISBURG AREA  
COMMUNITY COLLEGE FOUNDATION**

**ARTICLE I**

**Name and Operation**

1 1 **Name.** The name of this corporation shall be “The Harrisburg Area Community College Foundation”, a Pennsylvania non-profit corporation (the “**Foundation**”) The principal office of the Foundation shall be on the campus of the Harrisburg Area Community College (the “**College**”) in Harrisburg, Pennsylvania

1 2 **Operation.** The Foundation is organized on a non-stock basis The Foundation shall be a member organization The Members of the Foundation shall be those persons designated in Section 2 1, below

1 3 **Purpose.** The purpose of the Foundation shall be as provided in its Articles The Foundation shall consult with the officers of the College with reasonable frequency to determine the financial needs of the College and the extent to which the Foundation may be of help in meeting such needs The Foundation shall keep the College advised of its activities and shall coordinate its actions with those which may be undertaken by the College

1 4 **Powers.** The Foundation shall have all powers which may be granted to it under the laws of the Commonwealth of Pennsylvania including, without limitation, the Pennsylvania Nonprofit Corporation Law of 1988, as amended (the “**NPCL**”) Such powers shall be divided among the Members, the Board of Directors and the Officers in such a manner as is provided in these Bylaws and by the NPCL or, in the absence of the foregoing, as is customary in the operation of a non-profit corporation

1 5 **Limitation of Corporate Activities.** The Foundation shall, at all times, operate in accordance with the requirements of a corporation qualified under Section 501(c)(3) of the United States Internal Revenue Code of 1986, as amended (the “**Code**”), and as specified in the Foundation’s Articles.

**ARTICLE II**

**Members**

2 1 **Designation.** The Foundation is a member corporation whose members consist, ex officio, of the members of the Board of Trustees of the College (the “**College Board**”) as such board may, from time to time, be constituted (the “**Members**”) The directors of the Foundation are not Members of the Foundation

2 2 **Termination of Membership.** The membership of the Members of the Foundation shall terminate, as permitted by Section 5766(a) of the NPCL (or any successor law), upon the dissolution, merger, combination or other fundamental change in the organization of the

College, whether by regulation adopted by the Pennsylvania Department of Education, by statute or by other form of governmental action, without the prior approval of the College Board, unless the Foundation Board shall have waived the termination by affirmative vote. Upon the termination of the membership of the Members of the Foundation, the Foundation shall thereafter be organized as a non-member, non-stock, not for profit corporation, and any action required by vote, consent or other action of the Members shall be taken by vote, consent or other action of the Foundation Board. In the event that a voluntary dissolution, merger, combination or other change in the organization of the College is effected by an affirmative vote of the College Board, it is understood that the College Board, as the Members of the Foundation, shall examine the relationship between the Foundation and the resulting entity and make such modifications to the Articles of Incorporation and Bylaws of the Foundation as may be appropriate to further the best interests of the Foundation and its donors.

**2 3 Annual Meetings of Members** The annual meeting of the Members shall be held in the Fall of each year at the Foundation's office or at such other date, time and place as may be designated by the Directors in order to transact such business as may be properly brought before such meeting.

**2 4 Special Meetings of Members** The secretary of the Foundation shall call a special meeting of the Foundation's Members if so directed by resolution of the Foundation Board or by request of at least 25% of the Members. The notice of any special meeting shall state the time, place and purpose thereof. Such meeting shall be held within fifteen (15) days after receipt by the Secretary of said resolution or request. No business shall be transacted at a special meeting except as stated in the notice.

**2 5 Notice of Meetings of Members** Notice of the time, place, and object of any meeting of the Members shall be sent in writing by first class mail, or electronically by fax, e-mail or other electronic form of communication delivered personally, to each Member not fewer than five (5) nor more than forty-five (45) days prior to any such meeting. Attendance of a Member at any meeting shall constitute waiver of notice for that meeting and no written waiver need be obtained from such Member except when he or she attends the meeting for the express purpose of objecting to the transaction of any business because the meeting was not lawfully called or convened. All such waivers, consents, or approvals shall be filed with the Foundation's records.

**2 6 Quorum and Action by Members** The presence in person or by proxy of a majority of the Members shall comprise a quorum for the transaction of business. The majority vote of such Members present at any meeting at which there is a quorum shall be the acts of the Members unless a larger vote is required by these Bylaws. If at any meeting of the Members a quorum is not present, Members entitled to cast a majority of the votes represented at such meeting may adjourn the meeting to a time not less than forty-eight (48) hours after the time the original meeting was called.

**2 7 Voting Rights of Members** Each Member shall have one vote on any matter presented for the approval of the Members. A vote may be cast in person or by proxy. Proxies shall be duly executed in writing, shall be valid only for the particular meeting designated therein and an adjourned session of such meeting, and must be filed with the Foundation's Secretary.



before the appointed time of the meeting. Such proxy shall be deemed revoked only upon actual receipt by the person holding such proxy of written notice of such revocation.

**2 8 Conduct of Meeting** The Chair of the College Board (or in his or her absence, any other officer of the College) shall preside over all meetings of the Members, and the Secretary shall keep the minutes of the meeting and record in a minute book all resolutions adopted at the meeting.

**2 9 Unanimous Consent of Members** Any action required or permitted at any meeting of the Members may be taken without a meeting, without prior notice and without a vote if all of the Members consent thereto in writing. Said written consent shall be filed with or entered upon the records of the Foundation and shall have the same effect as a vote for all purposes.

**2 10 Special Powers** In addition to all of the matters required by law or by other provisions of these Bylaws to be approved by the Members of the Foundation, the Members may initiate and implement any proposal with respect to any of the following, and if any proposal with respect to any of the following is otherwise initiated, it shall not become effective unless approved by the Members of the Foundation:

(a) To amend the Foundation's Articles or Bylaws,

(b) To purchase, sell, lease or encumber with debt in any way real property of the Foundation, or to create any encumbrance upon or execute any debt instrument affecting or restricting any asset of the Foundation, in excess of an amount specified from time to time by resolution of the Members, and in excess of the annual capital and operating budgets of the Foundation,

(c) To transfer any assets of the Foundation not in the ordinary course of business if the amount involved in any such transaction is in excess of an amount specified from time to time by resolution of the Members, and

(d) To approve, before it may become effective, the creation or ownership and operation by the Foundation of any taxable or tax-exempt subsidiary organization of the Foundation.

## ARTICLE III

### Board Of Directors

**3 1 Qualifications** Each director of the Foundation shall be a natural person of majority age.

### **3 2 Number and Term of Office.**

(a) The Foundation Board shall consist of at least 25 but not more than 40 persons, as determined from time to time by resolution of the Foundation Board. Five of the available director positions shall be filled by the following five College officers, who shall be, ex

officio, voting directors of the Foundation (a) President, (b) Chief Financial Officer, (c) Vice President of College & Community Development, (d) Treasurer and (e) Board Chair In addition, one of the available director positions shall be filled by the Director of Institutional Advancement who shall serve as the Executive Director of the Foundation and will be, ex officio, a voting Director of the Foundation The Members shall elect all remaining Directors from a slate provided by the Nominating Committee of the Foundation Board

(b) The Foundation Board shall be classified into three (3) classes each consisting as nearly as possible of one-third (1/3) of the number of the whole Foundation Board, provided, however, that nothing herein shall be construed to require exact equality in the number of directors in each class The directors shall be elected to hold office for a term of three (3) years, so that the term of office of one (1) class of directors shall expire in each year The term of a director shall begin on the first day of the Foundation's fiscal year The directors shall hold office until the expiration of the term for which they were elected and until their successors are elected and have qualified The number of directors in each class of directors shall be determined by the Foundation Board

(c) The number of terms a director (other than an ex-officio director) may serve shall be limited to three (3) three-year terms plus any fractional term for which the director is elected A director may be re-elected to the Foundation Board after a one (1) year period of not being a director A director may be removed from office, with or without cause, upon the vote of three-fourths of the Members

**3 3 Organizational Meeting** Following the last Members' meeting of the Foundation's fiscal year, the chair or the secretary of the meeting shall notify the directors-elect of their election and they shall meet along with the continuing directors at the first regularly scheduled meeting of the Foundation Board following such Members' meeting for the purpose of organizing the new Foundation Board, appointing officers and transacting such other business as may properly come before the meeting

#### **3 4 Quorum, Manner of Acting and Adjournment**

(a) Except as otherwise provided in these bylaws, a majority of the directors in office shall be present at each meeting in order to constitute a quorum for the transaction of business Every director shall be entitled to one (1) vote

(b) Except as otherwise specified in the Articles or these bylaws, or provided by statute, the acts of a majority of all directors voting in person or by proxy shall be the acts of the Foundation Board

(c) Except as otherwise provided by law, in the absence of a quorum, a majority of the directors present and voting may adjourn the meeting from time to time until a quorum is present

(d) The directors shall act only as a board, and the individual directors shall have no power as such, except that any action which may be taken at a meeting of the directors may be taken without a meeting if a consent or consents in writing setting forth the action so taken

shall be signed by all of the directors in office and shall be filed with the secretary of the Foundation

**3 5 Resignation; Removal** Any director of the Foundation may resign at any time by giving written notice to the Secretary of the Foundation. Such resignation shall take effect at the date of the receipt of such notice or at any later time specified therein and, unless otherwise specified therein, the acceptance of such resignation shall not be necessary to make it effective. The Members may remove any director with or without cause by the affirmative vote of a majority of the Members.

**3 6 Vacancy** Vacancies shall be filled by the remaining directors of the Foundation Board. A director appointed to fill a vacancy shall serve the remaining unexpired term of the director whose position was vacated.

**3 7 Regular Meetings** Regular meetings of the Foundation Board shall be held at least four times a year on such dates as may be determined by the Executive Committee of the Foundation Board. The meetings of the Foundation Board shall be presided over by the Chair or, in his or her absence, by the Vice Chair of the Foundation Board. A quorum for any such meeting shall consist of the majority of the Directors then in office. At such meetings, the directors shall transact such business as may properly be brought before the meeting. Written notice of each regular meeting shall be given at least five (5) days in advance of the meeting. Meetings of the Foundation Board shall be held on the campus of the College unless the Foundation Board or the Executive Committee determines otherwise.

**3 8 Special Meetings** Special meetings of the Foundation Board may be called by the Chair, the Executive Director, or upon the request of any three Foundation Directors. Notice of each such meeting shall be given to each director electronically (e.g., e-mail), by telephone or in writing at least twenty-four (24) hours (in the case of notice by telephone) or five (5) days (in the case of notice by mail) before the time at which the meeting is to be held. Every such notice shall state the time and place of the meeting.

**3 9 Committees.** The Board may establish such committees as it may, from time to time, determine to be necessary or desirable to conduct the business of the Foundation, and may, by resolution, delegate such of its powers and duties to such committees as it shall determine are necessary or desirable. Notwithstanding the foregoing, no committee shall have the power to (1) fill vacancies of the Foundation Board, (2) adopt, amend or repeal the Bylaws, (3) amend or repeal any resolution of the Foundation Board, or (4) take action on matters committed by the Bylaws or resolution of the Foundation Board to another committee of the Foundation Board.

The following standing committees are hereby designated: Executive Committee, Nominating Committee, Allocations Committee, Investment Committee, Development Committee and Community Relations Committee.

(a) **Executive Committee** The Executive Committee shall consist of the Chair, the Vice Chair, the Executive Director, the Treasurer and the Secretary of the Foundation and the chair of each other standing committee, if any, of the Foundation Board. Except as the Foundation Board may limit by resolution, and subject to the limitations set forth in Section 3 9, the Executive Committee shall have authority to exercise all of the powers of the Foundation.

Board between meetings of the Foundation Board The Executive Committee shall be responsible for oversight of Board committee structure and coordination, annual review of Foundation Bylaws, short and long-range planning related to Foundation goals and activities, working with the Foundation's Executive Director to continually improve the effectiveness of the Foundation and its programs, setting and periodically reviewing Foundation policies and procedures regarding Foundation monies and properties, reviewing quarterly financial statements and annual audits, ensuring that fund management is performed in accordance with donor agreements and Foundation policies, and overseeing short and long term financial planning to enable the Foundation to meet its goals and commitments to the College Any action of the Executive Committee shall be reported to the Foundation Board at the next following regular Foundation Board meeting

(b) Nominating Committee There shall be a Nominating Committee consisting of at least three directors, one of whom shall be, ex officio, the Vice President of College & Community Development, who shall be entitled to vote, and one of whom shall be the Executive Director It shall be the duty of the Nominating Committee to recommend persons to serve as directors of the Foundation and to present a recommended slate of director candidates to the Members Any Member may submit a proposed nominee to serve on the Foundation Board to the Nominating Committee, who shall evaluate each such nominee in addition to the pool of candidates identified by the Nominating Committee itself The Nominating Committee also shall make recommendations as to the Foundation Chair and Vice Chair for consideration by the directors Allocations Committee

(c) The Allocations Committee shall consist of at least three directors The Allocations Committee is responsible to review and approve proposals submitted by College faculty and staff for funding as well as for non-scholarship endowments

(d) Investment Committee The Investment Committee shall consist of at least three directors The Investment Committee is responsible for advising and implementing the fiduciary policies of the Foundation endowment The Investment Committee will review the investment performance of the endowment on a quarterly basis and make financial management decisions in keeping with the policies of the Foundation Board

(e) Development Committee The Development Committee shall consist of at least three directors The Development Committee shall advise and assist the College in securing private funding for institutional needs such as unrestricted gifts, funding for new programs and construction, endowments for ongoing program, endowed professorial chairs, scholarship endowments, annual scholarships, prizes, funds for Foundation operations and equipment The Development Committee shall also promote bequests, trusts and the Carillon Society, explore annuities and pooled income funds, promote and facilitate corporate and foundation gifts and gifts-in-kind, facilitate contacts for major gifts, identify sources of public funding, participate in special fundraising campaigns, and design a Foundation Board fundraising effort

(f) Community Relations The Community Relations Committee shall consist of at least three directors along with members of the regions in which HACC is located, and shall meet with each regional representative at least once per year This committee assists the chief

advancement officers of the college with the identification and cultivation of private and corporate sector relationships within HACC's communities

3 10 **Informal Action** - Any action which may be taken at a meeting of the Foundation Board may be taken without a meeting if a consent or consents in writing setting forth the action so taken shall be signed by all of the Foundation directors in office and shall be filed with the Secretary of the Foundation

3 11 **Conference Telephone Meetings** One or more persons may participate in a meeting of the Foundation Board, of a committee of the Foundation Board or of the Members by means of conference telephone or similar communications equipment by means of which all persons participating in the meeting can hear each other Participation in a meeting pursuant to this subsection shall constitute presence in person at such meeting

3 12 **Personal Liability** A director of the Foundation shall not be personally liable for monetary damages for any action taken, or any failure to take any action, unless the director has breached or failed to perform the duties of his or her office under Section 5712 of Title 15 of the Pennsylvania Statutes (relating to standard of care and justifiable reliance), and the breach or failure to perform constitutes self-dealing, willful misconduct or recklessness The provisions of this subsection shall not apply to the responsibility or liability of a director pursuant to any criminal statute or the liability of a director for the payment of taxes pursuant to local, state or Federal laws

## ARTICLE IV

### Officers

4 1 **Number and Qualification.** The officers of the Foundation shall be a Chair, a Vice Chair, an Executive Director, a Treasurer and a Secretary Officers shall be directors of the Foundation

4 2 **Election and Term of Office** The officers of the Foundation shall be elected for congruent three-year terms which shall begin on the first day of the Foundation's fiscal year, unless the holder of such position is specifically designated by these Bylaws, and each such officer shall hold office until a successor shall have been elected and qualified, or until his or her earlier death, resignation, or removal An officer elected for a three-year term shall continue serving as a director until the conclusion of his or her three-year term as an officer notwithstanding that his or her term as a director would have otherwise expired

### 4 3 **Powers and Duties**

(a) **Chair and Vice Chair** The Chair and Vice Chair shall be elected by the Foundation Board The Chair shall appoint all committee members and their chair persons in accordance with these Bylaws The Chair shall have such other duties and responsibilities as shall be delegated to him or her by these Bylaws and by the Foundation Board from time to time The Vice Chair shall act in all cases for and as the Chair in the latter's absence or incapacity and shall perform such other duties as may be required from time to time

(b) **Executive Director** The Executive Director shall be the College Director of Institutional Advancement, and may, but need not, be a College employee that is leased to the Foundation pursuant to a separate agreement to be entered into and mutually approved by the Foundation and the College. The Executive Director provides such services to the Foundation as may be authorized hereunder and pursuant to the terms of any leasing agreement entered into between the College and the Foundation. The Executive Director shall perform the duties of a chief operating officer for the Foundation, and shall assist the Foundation in implementing the administrative policies and program activities of the Foundation, as approved by the Foundation Board from time to time.

(c) **Treasurer** The Treasurer shall be the Chief Financial Officer of the College, ex officio. The Treasurer shall have or provide for the custody of the funds or other property of the Foundation, shall collect and receive or provide for the collection and receipt of monies earned by or in any manner due to or received by the Foundation, shall deposit all funds in their custody in such banks or other places of deposit as the Foundation Board may from time to time designate, shall, whenever so required by the Foundation Board, render an account showing all transactions of the Foundation, and shall provide reports on the financial condition of the Foundation, and, in general, shall discharge such other duties as may from time to time be assigned by the Foundation Board.

(d) **Secretary** The Secretary shall be the Vice President of College and Community Development for the College, ex officio. The Secretary or an assistant secretary designated by the Secretary shall attend all meetings of the Members and of the Foundation Board and shall record all the votes of the Members and of the Directors and the minutes of the meetings of the Members and of the Foundation Board and of committees of the Foundation Board in a book or books to be kept for that purpose, shall see that notices are given and records and reports properly kept and filed by the Foundation as required by law, and, in general, shall perform all duties incident to the office of the Secretary, and such other duties as may from time to time be assigned by the Foundation Board.

## ARTICLE V

### **Indemnification**

5.1 **Indemnification** - the Foundation shall have the power to indemnify any person who was or is a party or is threatened to be made a party to any threatened, pending or completed action or proceeding, whether civil, criminal, administrative or investigative (other than an action by or in the right of the Foundation), by reason of the fact that he or she is or was a Director, officer, employee or agent of or volunteer for (a "*Representative*") the Foundation, or is or was serving at the request of the Foundation as a Representative of another domestic or foreign corporation for profit or not-for-profit, partnership, joint venture, trust or other enterprise, as follows:

(a) **Third-Party Actions.** The Foundation shall have the power to indemnify a Representative against expenses (including attorney's fees), judgments, fines and amounts paid in settlement actually and reasonably incurred by him or her in connection with the action or proceeding if he or she acted in good faith and in a manner he or she reasonably believed to be

in, or not opposed to, the best interests of the Foundation and, with respect to any criminal conduct, had no reasonable cause to believe his or her conduct was unlawful. The termination of any action or proceeding by judgment, order, settlement or conviction or upon a plea of *nolo contendere* or its equivalent shall not of itself create a presumption that such person did not act in good faith and in a manner that he or she reasonably believed to be in, or not opposed to, the best interests of the Foundation and, with respect to any criminal proceeding, had reasonable cause to believe that his or her conduct was unlawful.

(b) **Derivative and Corporate Actions.** The Foundation shall have the power to indemnify a Representative who was or is a party, or is threatened to be made a party, to any threatened, pending or completed action by or in the right of the Foundation to procure a judgment in its favor by reason of the fact that he or she is or was a Representative of the Foundation or is or was serving at the request of the Foundation as a Representative of another domestic or foreign corporation for profit or not-for-profit, partnership, joint venture, trust or other enterprise, against expenses (including attorneys fees) actually and reasonably incurred by him or her in connection with the defense or settlement of the action if he or she acted in good faith and in a manner he or she reasonably believed to be in, or not opposed to, the best interests of the Foundation. Indemnification shall not be made in respect of any claim, issue or matter as to which such person has been adjudged to be liable to the Foundation unless and only to the extent that the court of common pleas of the judicial district embracing the county in which the registered office of the Foundation is located or the court in which the action was brought determines upon application that, despite the adjudication of liability but in view of all the circumstances of the case, such person is fairly and reasonably entitled to indemnity for such expenses that the court of common pleas or other court shall deem proper.

(c) **Mandatory Indemnification.** To the extent that a Representative has been successful on the merits or otherwise in defense of any action or proceeding referred to in Article V, Paragraph 5 1(a) hereof (relating to third-party actions) and Article V, Paragraph 5 1(b) hereof (relating to derivative and corporate actions) or in defense of any claim, issue or matter therein, he or she shall be indemnified against expenses (including attorneys' fees) actually and reasonably incurred by him or her in connection therewith.

(d) **Procedure for Effecting Indemnification.** Unless ordered by a court, any indemnification under Article V, Paragraph 5 1(a) hereof (relating to third-party actions) and Article V, Paragraph 5 1 (b) hereof (relating to derivative and corporate actions) shall be made by the Foundation only as authorized in the specific case upon a determination that indemnification of the Representative is proper in the circumstances because he or she has met the applicable standard of conduct set forth in those Paragraphs. The determination shall be made

(i) by the Board of Directors by a majority vote of a quorum consisting of Directors who were not parties to the action or proceeding, or

(ii) if such a quorum is not obtainable or is obtainable and a majority vote of a quorum of disinterested Directors so directs, by independent legal counsel in a written opinion.

(e) **Advancing Expenses.** Expenses (including attorneys' fees) incurred in defending any action or proceeding referred to in this Article may be paid by the Foundation in advance of the final disposition of the action or proceeding upon receipt of an undertaking by or on behalf of the Representative to repay the amount if it is ultimately determined that he or she is not entitled to be indemnified by the Foundation as authorized herein

(f) **Other Rights of Indemnified Representative.** The indemnification and advancement of expenses provided by or granted pursuant to this Article shall not be deemed exclusive of any other rights to which a person seeking indemnification or advancement of expenses may be entitled under any bylaw, agreement, contract, vote of disinterested directors or otherwise, both as to action in his or her official capacity and to action in another capacity while holding that office

(g) **Securing of Indemnification Obligations.**

(i) **Power to Purchase Insurance** the Foundation shall have the power to purchase and maintain insurance on behalf of any Representative against any liability asserted against him or her or incurred by him or her in any such capacity, or arising out of his or her status as such, whether or not the Foundation would have the power to indemnify him or her against that liability under the provisions of this Article

(ii) **Additional Powers** To further effect, satisfy or secure the indemnification obligations provided herein or otherwise, the Foundation may obtain a letter of credit, act as self-insurer, create a reserve, trust, escrow, cash collateral or other fund or account, enter into indemnification agreements, pledge or grant a security interest in any assets or properties of the Foundation, or use any other mechanism or arrangement whatsoever in such amounts, at such costs, and upon such terms and conditions as the Board of Directors shall deem appropriate

(h) **Duration and Extent of Coverage.** The indemnification and advancement of expenses provided by or granted pursuant to this Article shall continue as to a person who has ceased to be a Representative of the Foundation and shall inure to the benefit of the heirs and personal representatives of that person

(i) **Discharge of Duty.** A Representative of the Foundation shall be deemed to have discharged his or her duty to the Foundation if he or she has relied in good faith on information, advice or an opinion, report or statement prepared by

(i) one or more officers or employees of the Foundation whom the Representative reasonably believes to be reliable and competent with respect to the matter presented,

(ii) legal counsel, public accountants or other persons as to matters that the Representative reasonably believes are within the person's professional or expert competence, or



(iii) a committee of the Board of Directors on which he or she does not serve as to matters within its area of designated authority, which committee he or she reasonably believes to merit confidence

## ARTICLE VI

### Miscellaneous

**6 1 Books and Records.** The Foundation shall maintain complete books and records of its activities, both financial and non-financial. Its financial records shall be audited yearly by the accounting firm which audits the financial records of the College.

**6 2 Fiscal Year** The fiscal year of the Foundation shall begin on July 1 and end on the following June 30.

**6 3 Amendment and Termination** The authority to make, amend, alter, change or repeal the Bylaws of the Company is hereby expressly and solely granted to and vested in the Members, and the existence of the Foundation may be terminated by the Members. The Foundation Board shall have no authority or right, except as may be required by law, to amend the Articles of Incorporation or Bylaws of the Foundation. Upon termination of the existence of the Foundation, the distribution of the assets of the Foundation shall be made pursuant to the Articles of Incorporation of the Foundation, *provided, however*, that any assets which are subject to trust, endowment or other restriction shall continue to be so subject after the distribution of such assets.

Adopted May 7, 1985

Revised June 3, 1986

Amended and Restated December 12, 2004

Amended and Restated December 13, 2005

Amended and Restated December 11, 2007

Amended and Restated September 16, 2008

*Amended and Restated: March 22, 2011*