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Form **990-EZ**

# Short Form Return of Organization Exempt From Income Tax

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except private foundations)

OMB No 1545-1150

**2013**Open to Public  
InspectionDepartment of the Treasury  
Internal Revenue Service

Do not enter Social Security numbers on this form as it may be made public.

Information about Form 990-EZ and its instructions is at [www.irs.gov/form990](http://www.irs.gov/form990).

<b>A</b> For the 2013 calendar year, or tax year beginning , and ending		<b>D</b> Employer identification number <b>16-1639226</b>	
<b>B</b> Check if applicable <input type="checkbox"/> Address change <input type="checkbox"/> Name change <input type="checkbox"/> Initial return <input type="checkbox"/> Terminated <input type="checkbox"/> Amended return <input type="checkbox"/> Application pending	<b>C</b> Name of organization <b>SUMTER EMC FOUNDATION, INC.</b> Number and street (or P O box, if mail is not delivered to street address) Room/suite <b>P.O. BOX 1048</b> City or town, state or province, country, and ZIP or foreign postal code <b>AMERICUS GA 31709-1048</b>		<b>E</b> Telephone number <b>229-924-8041</b> <b>F</b> Group Exemption Number
<b>G</b> Accounting Method <input type="checkbox"/> Cash <input checked="" type="checkbox"/> Accrual Other (specify) <input type="checkbox"/>		<b>H</b> Check <input checked="" type="checkbox"/> if the organization is not required to attach Schedule B (Form 990, 990-EZ, or 990-PF)	
<b>I</b> Website: <b>WWW.SUMTEREMC.COM/SUMTER EMC FOUNDATIO</b>			
<b>J</b> Tax-exempt status (check only one) — <input checked="" type="checkbox"/> 501(c)(3) <input type="checkbox"/> 501(c) ( ) (insert no ) <input type="checkbox"/> 4947(a)(1) or <input type="checkbox"/> 527			
<b>K</b> Form of organization <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Trust <input type="checkbox"/> Association <input type="checkbox"/> Other			
<b>L</b> Add lines 5b, 6c, and 7b, to line 9 to determine gross receipts. If gross receipts are \$200,000 or more, or if total assets (Part II, column (B) below) are \$500,000 or more, file Form 990 instead of Form 990-EZ		<b>\$ 50,756</b>	

**Part I Revenue, Expenses, and Changes in Net Assets or Fund Balances** (see the instructions for Part I)Check if the organization used Schedule O to respond to any question in this Part I ☒

Revenue	1	Contributions, gifts, grants, and similar amounts received	1	50,569
	2	Program service revenue including government fees and contracts	2	
	3	Membership dues and assessments	3	
	4	Investment income	4	187
	5a	Gross amount from sale of assets other than inventory	5a	
	b	Less cost or other basis and sales expenses	5b	
	c	Gain or (loss) from sale of assets other than inventory (Subtract line 5b from line 5a)	5c	
	6	Gaming and fundraising events		
	a	Gross income from gaming (attach Schedule G if greater than \$15,000)	6a	
	b	Gross income from fundraising events (not including \$ of contributions from fundraising events reported on line 1) (attach Schedule G if the sum of such gross income and contributions exceeds \$15,000)	6b	
c	Less direct expenses from gaming and fundraising events	6c		
d	Net income or (loss) from gaming and fundraising events (add lines 6a and 6b and subtract line 6c)	6d		
7a	Gross sales of inventory, less returns and allowances	7a		
b	Less cost of goods sold	7b		
c	Gross profit or (loss) from sales of inventory (Subtract line 7b from line 7a)	7c		
8	Other revenue (describe in Schedule O)	8		
9	<b>Total revenue.</b> Add lines 1, 2, 3, 4, 5c, 6d, 7c, and 8	9	50,756	
Expenses	10	Grants and similar amounts paid (list in Schedule O)	10	59,551
	11	Benefits paid to or for members	11	
	12	Salaries, other compensation, and employee benefits	12	
	13	Professional fees and other payments to independent contractors	13	
	14	Occupancy, rent, utilities, and maintenance	14	
	15	Printing, publications, postage, and shipping	15	
	16	Other expenses (describe in Schedule O)	16	
	17	<b>Total expenses.</b> Add lines 10 through 16	17	59,551
Net Assets	18	Excess or (deficit) for the year (Subtract line 17 from line 9)	18	-8,795
	19	Net assets or fund balances at beginning of year (from line 27, column (A)) (must agree with end-of-year figure reported on prior year's return)	19	84,853
	20	Other changes in net assets or fund balances (explain in Schedule O)	20	
	21	<b>Net assets or fund balances at end of year.</b> Combine lines 18 through 20	21	76,058

For Paperwork Reduction Act Notice, see the separate instructions.

Form **990-EZ** (2013)

**Part II Balance Sheets** (see the instructions for Part II)Check if the organization used Schedule O to respond to any question in this Part II ☒

	(A) Beginning of year		(B) End of year
22 Cash, savings, and investments	76,229	22	71,993
23 Land and buildings	0	23	
24 Other assets (describe in Schedule O)	8,624	24	4,065
25 Total assets	84,853	25	76,058
26 Total liabilities (describe in Schedule O)	0	26	0
27 Net assets or fund balances (line 27 of column (B) must agree with line 21)	84,853	27	76,058

**Part III Statement of Program Service Accomplishments** (see the instructions for Part III)Check if the organization used Schedule O to respond to any question in this Part III ☒

What is the organization's primary exempt purpose?

SEE SCHEDULE O

Describe the organization's program service accomplishments for each of its three largest program services, as measured by expenses. In a clear and concise manner, describe the services provided, the number of persons benefited, and other relevant information for each program title.

**Expenses**  
(Required for section 501(c)(3) and 501(c)(4) organizations and section 4947(a)(1) trusts, optional for others.)

28 SEE SCHEDULE O		
(Grants \$ 59,551) If this amount includes foreign grants, check here <input type="checkbox"/>	28a	59,551
29		
(Grants \$ ) If this amount includes foreign grants, check here <input type="checkbox"/>	29a	
30		
(Grants \$ ) If this amount includes foreign grants, check here <input type="checkbox"/>	30a	
31 Other program services (describe in Schedule O)		
(Grants \$ ) If this amount includes foreign grants, check here <input type="checkbox"/>	31a	
32 Total program service expenses (add lines 28a through 31a)	32	59,551

**Part IV List of Officers, Directors, Trustees, and Key Employees** (list each one even if not compensated — see the instructions for Part IV)Check if the organization used Schedule O to respond to any question in this Part IV ☐

(a) Name and title	(b) Average hours per week devoted to position	(c) Reportable compensation (Forms W-2/1099-MISC) (if not paid, enter -0-)	(d) Health benefits, contributions to employee benefit plans, and deferred compensation	(e) Estimated amount of other compensation
GREG CROWDER CHAIRMAN	4.00	0	0	0
JOHN T. ARGO, JR. VICE CHAIRMAN	2.00	0	0	0
RONALD DUPREE TRUSTEE	2.00	0	0	0
MARIE MILES TRUSTEE	2.00	0	0	0
ELAINE RUCKEL TRUSTEE	2.00	0	0	0
REV JACK D. RAY TRUSTEE	2.00	0	0	0
SELETA ROGERS TRUSTEE	2.00	0	0	0
DIANNE VARNUM SEC/TREAS	2.00	0	0	0
ELIZABETH WATERS TRUSTEE	2.00	0	0	0
ABBIE DILLARD TRUSTEE	2.00	0	0	0
JOSEPH WILLIAMS TRUSTEE	2.00	0	0	0
DENNIS WILLS TRUSTEE	2.00	0	0	0

## Part II Balance Sheets (see the instructions for Part II)

**Check if the organization used Schedule O to respond to any question in this Part II**

	(A) Beginning of year	(B) End of year	
<b>22</b> Cash, savings, and investments	<b>0</b>	<b>22</b>	
<b>23</b> Land and buildings	<b>0</b>	<b>23</b>	
<b>24</b> Other assets (describe in Schedule O)	<b>0</b>	<b>24</b>	
<b>25</b> Total assets	<b>0</b>	<b>25</b>	<b>0</b>
<b>26</b> Total liabilities (describe in Schedule O)	<b>0</b>	<b>26</b>	<b>0</b>
<b>27</b> Net assets or fund balances (line 27 of column (B) must agree with line 21)	<b>0</b>	<b>27</b>	<b>0</b>

**Part III Statement of Program Service Accomplishments** (see the instructions for Part III)

Check if the organization used Schedule O to respond to any question in this Part III

**What is the organization's primary exempt purpose?**

Describe the organization's program service accomplishments for each of its three largest program services, as measured by expenses. In a clear and concise manner, describe the services provided, the number of persons benefited, and other relevant information for each program title.

## Expenses

(Required for section 501(c)(3) and 501(c)(4) organizations and section 4947(a)(1) trusts, optional for others )

28	(Grants \$ ) If this amount includes foreign grants, check here	28a
29	(Grants \$ ) If this amount includes foreign grants, check here	29a
30	(Grants \$ ) If this amount includes foreign grants, check here	30a
31	Other program services (describe in Schedule O) (Grants \$ ) If this amount includes foreign grants, check here	31a
32	<b>Total program service expenses</b> (add lines 28a through 31a)	<b>32</b>

**Part IV** List of Officers, Directors, Trustees, and Key Employees (list each one even if not compensated — see the instructions for Part IV)

Check if the organization used Schedule O to respond to any question in this Part IV

[illegible]

**Part V Other Information** (Note the Schedule A and personal benefit contract statement requirements in the instructions for Part V) Check if the organization used Schedule O to respond to any question in this Part V ☐

	Yes	No
<b>33</b> Did the organization engage in any significant activity not previously reported to the IRS? If "Yes," provide a detailed description of each activity in Schedule O		<b>X</b>
<b>34</b> Were any significant changes made to the organizing or governing documents? If "Yes," attach a conformed copy of the amended documents if they reflect a change to the organization's name. Otherwise, explain the change on Schedule O (see instructions)		<b>X</b>
<b>35a</b> Did the organization have unrelated business gross income of \$1,000 or more during the year from business activities (such as those reported on lines 2, 6a, and 7a, among others)?		<b>X</b>
<b>b</b> If "Yes," to line 35a, has the organization filed a Form 990-T for the year? If "No," provide an explanation in Schedule O		
<b>c</b> Was the organization a section 501(c)(4), 501(c)(5), or 501(c)(6) organization subject to section 6033(e) notice, reporting, and proxy tax requirements during the year? If "Yes," complete Schedule C, Part III		<b>X</b>
<b>36</b> Did the organization undergo a liquidation, dissolution, termination, or significant disposition of net assets during the year? If "Yes," complete applicable parts of Schedule N		<b>X</b>
<b>37a</b> Enter amount of political expenditures, direct or indirect, as described in the instructions <b>37a</b> 0		
<b>b</b> Did the organization file Form 1120-POL for this year?		<b>X</b>
<b>38a</b> Did the organization borrow from, or make any loans to, any officer, director, trustee, or key employee or were any such loans made in a prior year and still outstanding at the end of the tax year covered by this return?		<b>X</b>
<b>b</b> If "Yes," complete Schedule L, Part II and enter the total amount involved <b>38b</b>		
<b>39</b> Section 501(c)(7) organizations Enter		
<b>a</b> Initiation fees and capital contributions included on line 9 <b>39a</b>		
<b>b</b> Gross receipts, included on line 9, for public use of club facilities <b>39b</b>		
<b>40a</b> Section 501(c)(3) organizations Enter amount of tax imposed on the organization during the year under section 4911 <b>0</b> , section 4912 <b>0</b> , section 4955 <b>0</b>		
<b>b</b> Section 501(c)(3) and 501(c)(4) organizations Did the organization engage in any section 4958 excess benefit transaction during the year, or did it engage in an excess benefit transaction in a prior year that has not been reported on any of its prior Forms 990 or 990-EZ? If "Yes," complete Schedule L, Part I		<b>X</b>
<b>c</b> Section 501(c)(3) and 501(c)(4) organizations Enter amount of tax imposed on organization managers or disqualified persons during the year under sections 4912, 4955, and 4958 <b>0</b>		
<b>d</b> Section 501(c)(3) and 501(c)(4) organizations Enter amount of tax on line 40c reimbursed by the organization <b>0</b>		
<b>e</b> All organizations At any time during the tax year, was the organization a party to a prohibited tax shelter transaction? If "Yes," complete Form 8886-T		<b>X</b>
<b>41</b> List the states with which a copy of this return is filed <b>GA</b>		
<b>42a</b> The organization's books are in care of <b>SUMTER EMC C/O GREG CROWDER</b> Telephone no <b>800-342-6978</b> 1120 FELDER ST Located at <b>AMERICUS</b> <b>GA</b> ZIP + 4 <b>31709</b>		
<b>b</b> 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)? If "Yes," enter the name of the foreign country <b>See the instructions for exceptions and filing requirements for Form TD F 90-22.1, Report of Foreign Bank and Financial Accounts.</b>	<b>Yes</b>	<b>No</b>
<b>42b</b>		<b>X</b>
<b>c</b> At any time during the calendar year, did the organization maintain an office outside the U S ? If "Yes," enter the name of the foreign country		<b>X</b>
<b>42c</b>		
<b>43</b> Section 4947(a)(1) nonexempt charitable trusts filing Form 990-EZ in lieu of Form 1041 — Check here and enter the amount of tax-exempt interest received or accrued during the tax year <b>43</b>		
<b>44a</b> Did the organization maintain any donor advised funds during the year? If "Yes," Form 990 must be completed instead of Form 990-EZ		<b>X</b>
<b>b</b> Did the organization operate one or more hospital facilities during the year? If "Yes," Form 990 must be completed instead of Form 990-EZ		<b>X</b>
<b>c</b> Did the organization receive any payments for indoor tanning services during the year?		<b>X</b>
<b>d</b> If "Yes" to line 44c, has the organization filed a Form 720 to report these payments? If "No," provide an explanation in Schedule O		
<b>44d</b>		
<b>45a</b> Did the organization have a controlled entity within the meaning of section 512(b)(13)?		<b>X</b>
<b>45b</b> Did the organization receive any payment from or engage in any transaction with a controlled entity within the meaning of section 512(b)(13)? If "Yes," Form 990 and Schedule R may need to be completed instead of Form 990-EZ (see instructions)		<b>X</b>

	Yes	No
46 Did the organization engage, directly or indirectly, in political campaign activities on behalf of or in opposition to candidates for public office? If "Yes," complete Schedule C, Part I		X

**Part VI Section 501(c)(3) organizations only**

All section 501(c)(3) organizations must answer questions 47-49b and 52, and complete the tables for lines 50 and 51

Check if the organization used Schedule O to respond to any question in this Part VI ☐

	Yes	No
47 Did the organization engage in lobbying activities or have a section 501(h) election in effect during the tax year? If "Yes," complete Schedule C, Part II		X
48 Is the organization a school as described in section 170(b)(1)(A)(ii)? If "Yes," complete Schedule E		X
49a Did the organization make any transfers to an exempt non-charitable related organization?		X
b If "Yes," was the related organization a section 527 organization?		

50 Complete this table for the organization's five highest compensated employees (other than officers, directors, trustees and key employees) who each received more than \$100,000 of compensation from the organization. If there is none, enter "None"

(a) Name and title of each employee	(b) Average hours per week devoted to position	(c) Reportable compensation (Forms W-2/1099-MISC)	(d) Health benefits, contributions to employee benefit plans, and deferred compensation	(e) Estimated amount of other compensation
NONE				

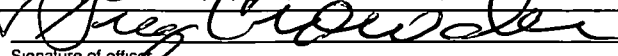

f Total number of other employees paid over \$100,000 ▶


51 Complete this table for the organization's five highest compensated independent contractors who each received more than \$100,000 of compensation from the organization. If there is none, enter "None"

(a) Name and business address of each independent contractor	(b) Type of service	(c) Compensation
NONE		

d Total number of other independent contractors each receiving over \$100,000 ▶52 Did the organization complete Schedule A? **Note.** All section 501(c)(3) organizations and 4947(a)(1) nonexempt charitable trusts must attach a completed Schedule A ▶ ☒ Yes ☐ No

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.

Sign Here		
	GREG CROWDER	WILLIAM R. ROUNTREE
	CHAIRMAN	

Paid Preparer Use Only	Print/Type preparer's name	Preparer's signature	Date	Check <input type="checkbox"/> if self-employed	PTIN
	WILLIAM R. ROUNTREE		MAR 21 2014		P01231836
	Firm's name ▶	Firm's EIN ▶			
	MCNAIR, MCLEMORE, MIDDLEBROOKS & CO, LLC	58-1094351			
	Firm's address ▶	Phone no			
	POST OFFICE BOX ONE MACON, GA 31202-0001	478-746-6277			

May the IRS discuss this return with the preparer shown above? See instructions ▶ ☒ Yes ☐ No

**SCHEDULE A**  
**(Form 990 or 990-EZ)**Department of the Treasury  
Internal Revenue Service

Name of the organization

**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.

▶ Information about Schedule A (Form 990 or 990-EZ) and its instructions is at [www.irs.gov/form990](http://www.irs.gov/form990).

OMB No 1545-0047

**2013**Open to Public  
Inspection**SUMTER EMC FOUNDATION, INC.**

Employer identification number

**16-1639226****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—Non-functionally integrated
- 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 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)		
11g(ii)		
11g(iii)		

(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 monetary support
			Yes	No	Yes	No	Yes	No	
(A)									
(B)									
(C)									
(D)									
(E)									
<b>Total</b>									

For Paperwork Reduction Act Notice, see the Instructions for  
Form 990 or 990-EZ.

Schedule A (Form 990 or 990-EZ) 2013

**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) 2009	(b) 2010	(c) 2011	(d) 2012	(e) 2013	(f) Total
<b>1</b> Gifts, grants, contributions, and membership fees received (Do not include any "unusual grants.")	59,764	71,198	53,797	112,904	50,569	348,232
<b>2</b> Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
<b>3</b> The value of services or facilities furnished by a governmental unit to the organization without charge						
<b>4</b> <b>Total.</b> Add lines 1 through 3	59,764	71,198	53,797	112,904	50,569	348,232
<b>5</b> 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)						
<b>6</b> <b>Public support.</b> Subtract line 5 from line 4						348,232

**Section B. Total Support**

Calendar year (or fiscal year beginning in) ►	(a) 2009	(b) 2010	(c) 2011	(d) 2012	(e) 2013	(f) Total
<b>7</b> Amounts from line 4	59,764	71,198	53,797	112,904	50,569	348,232
<b>8</b> Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources	53	62	74	92	187	468
<b>9</b> Net income from unrelated business activities, whether or not the business is regularly carried on						
<b>10</b> Other income. Do not include gain or loss from the sale of capital assets (Explain in Part IV.)						
<b>11</b> <b>Total support.</b> Add lines 7 through 10						348,700

**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 section 501(c)(3) organization, check this box and **stop here** ► ☐**Section C. Computation of Public Support Percentage**

<b>14</b> Public support percentage for 2013 (line 6, column (f) divided by line 11, column (f))	<b>14</b>	99.87 %
<b>15</b> Public support percentage from 2012 Schedule A, Part II, line 14	<b>15</b>	99.87 %
<b>16a</b> <b>33 1/3% support test—2013.</b> If the organization did not check the box on line 13, and line 14 is 33 1/3% or more, check this box and <b>stop here.</b> The organization qualifies as a publicly supported organization <span style="float: right;">► <input checked="" type="checkbox"/></span>		
<b>b</b> <b>33 1/3% support test—2012.</b> If the organization did not check a box on line 13 or 16a, and line 15 is 33 1/3% or more, check this box and <b>stop here.</b> The organization qualifies as a publicly supported organization <span style="float: right;">► <input type="checkbox"/></span>		
<b>17a</b> <b>10%-facts-and-circumstances test—2013.</b> 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 <b>stop here.</b> Explain in Part IV how the organization meets the "facts-and-circumstances" test. The organization qualifies as a publicly supported organization <span style="float: right;">► <input type="checkbox"/></span>		
<b>b</b> <b>10%-facts-and-circumstances test—2012.</b> 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 <b>stop here.</b> Explain in Part IV how the organization meets the "facts-and-circumstances" test. The organization qualifies as a publicly supported organization <span style="float: right;">► <input type="checkbox"/></span>		
<b>18</b> <b>Private foundation.</b> If the organization did not check a box on line 13, 16a, 16b, 17a, or 17b, check this box and see instructions <span style="float: right;">► <input type="checkbox"/></span>		



**Part 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) 2009	(b) 2010	(c) 2011	(d) 2012	(e) 2013	(f) Total
<b>1</b> Gifts, grants, contributions, and membership fees received (Do not include any "unusual grants.")						
<b>2</b> 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						
<b>3</b> Gross receipts from activities that are not an unrelated trade or business under section 513						
<b>4</b> Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
<b>5</b> The value of services or facilities furnished by a governmental unit to the organization without charge						
<b>6</b> <b>Total.</b> Add lines 1 through 5						
<b>7a</b> Amounts included on lines 1, 2, and 3 received from disqualified persons						
<b>b</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						
<b>c</b> Add lines 7a and 7b						
<b>8</b> <b>Public support</b> (Subtract line 7c from line 6 )						

**Section B. Total Support**

Calendar year (or fiscal year beginning in) ►	(a) 2009	(b) 2010	(c) 2011	(d) 2012	(e) 2013	(f) Total
<b>9</b> Amounts from line 6						
<b>10a</b> Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources						
<b>b</b> Unrelated business taxable income (less section 511 taxes) from businesses acquired after June 30, 1975						
<b>c</b> Add lines 10a and 10b						
<b>11</b> Net income from unrelated business activities not included in line 10b, whether or not the business is regularly carried on						
<b>12</b> Other income. Do not include gain or loss from the sale of capital assets (Explain in Part IV )						
<b>13</b> <b>Total support.</b> (Add lines 9, 10c, 11, and 12 )						
<b>14</b> <b>First five years.</b> 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> <input type="checkbox"/>						

**Section C. Computation of Public Support Percentage**

<b>15</b> Public support percentage for 2013 (line 8, column (f) divided by line 13, column (f))	<b>15</b>	%
<b>16</b> Public support percentage from 2012 Schedule A, Part III, line 15	<b>16</b>	%

**Section D. Computation of Investment Income Percentage**

<b>17</b> Investment income percentage for 2013 (line 10c, column (f) divided by line 13, column (f))	<b>17</b>	%
<b>18</b> Investment income percentage from 2012 Schedule A, Part III, line 17	<b>18</b>	%

- 19a 33 1/3% support tests—2013.** 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 **stop here**. The organization qualifies as a publicly supported organization ☐
- b 33 1/3% support tests—2012.** 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 **stop here**. 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.** 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).

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**SCHEDULE O**  
**(Form 990 or 990-EZ)****Supplemental Information to Form 990 or 990-EZ**

OMB No 1545-0047

Complete to provide information for responses to specific questions on  
Form 990 or 990-EZ or to provide any additional information.**2013****Open to Public  
Inspection**Department of the Treasury  
Internal Revenue Service

▶ Attach to Form 990 or 990-EZ.

▶ Information about Schedule O (Form 990 or 990-EZ) and its instructions is at [www.irs.gov/form990](http://www.irs.gov/form990).

Name of the organization

**SUMTER EMC FOUNDATION, INC.**

Employer identification number

**16-1639226****FORM 990-EZ, PART I, LINE 10 - GRANTS/SIMILAR AMTS PAID TO INDIVIDUALS****RELATIONSHIP TO ORG CLASS OF ACTIVITY DATE OF GIFT DESC. OF PROPERTY****CASH CONTRIB. NONCASH CONTRIB. BOOK VALUE BV EXPL. FMV EXPL.**

\$ 55,951 \$ 0 \$ 0

**FORM 990-EZ, PART II, LINE 24 - OTHER ASSETS**

DESCRIPTION	BEG. OF YEAR	END OF YEAR
ACCOUNTS RECEIVABLE	\$ 8,624	\$ 4,065
<b>TOTAL</b>	<b>\$ 8,624</b>	<b>\$ 4,065</b>

**FORM 990-EZ, PART III - PRIMARY EXEMPT PURPOSE**

THE PURPOSES AND GOALS OF THE FOUNDATION INCLUDE, WITHOUT LIMITATION, THE FOLLOWING:

TO SUPPORT AND PROMOTE EDUCATIONAL ATTAINMENT THROUGHOUT THE SUMTER ELECTRIC MEMBERSHIP CORPORATION (SUMTER EMC) SERVICE AREA BY CREATING, ESTABLISHING OR FUNDING EDUCATIONAL TRAINING PROGRAMS SEMINARS, COURSES, SCHOLARSHIPS, ETC.

TO SUPPORT AND PROMOTE HEALTH AND HUMAN SERVICES; CATASTROPHIC INTERVENTIONS; TO PROVIDE FOOD, SHELTER, CLOTHING AND SAFETY; AND TO PROMOTE ECONOMIC DEVELOPMENT AND CULTURAL ENRICHMENT IN THE SUMTER EMC SERVICE AREA.

Name of the organization

SUMTER EMC FOUNDATION, INC.

Employer identification number

16-1639226

TO PROVIDE MEANS FOR THE COMMUNICATION AND DISBURSEMENT OF FUNDS FOR ANY  
AND ALL CHARITABLE PURPOSES IN THE SUMTER EMC SERVICE AREA.

FORM 990-EZ, PART III, LINE 28 - FIRST ACCOMPLISHMENT

THE PURPOSES AND GOALS OF THE FOUNDATION INCLUDE, WITHOUT LIMITATION, THE  
FOLLOWING:

TO SUPPORT AND PROMOTE EDUCATIONAL ATTAINMENT THROUGHOUT THE SUMTER  
ELECTRIC MEMBERSHIP CORPORATION (SUMTER EMC) SERVICE AREA BY CREATING,  
ESTABLISHING OR FUNDING EDUCATIONAL TRAINING PROGRAMS SEMINARS, COURSES,  
SCHOLARSHIPS, ETC.

TO SUPPORT AND PROMOTE HEALTH AND HUMAN SERVICES; CATASTROPHIC  
INTERVENTIONS; TO PROVIDE FOOD, SHELTER, CLOTHING AND SAFETY; AND TO  
PROMOTE ECONOMIC DEVELOPMENT AND CULTURAL ENRICHMENT IN THE SUMTER EMC  
SERVICE AREA.

TO PROVIDE MEANS FOR THE COMMUNICATION AND DISBURSEMENT OF FUNDS FOR ANY  
AND ALL CHARITABLE PURPOSES IN THE SUMTER EMC SERVICE AREA.

6328010 Sumter EMC Foundation, Inc.  
16-1639226  
FYE: 12/31/2013

## Federal Statements

### Schedule A, Part II, Line 1(e)

Description	Amount
OTHER CONTRIBUTIONS	\$ 50,569
TOTAL	\$ 50,569

**SUMTER EMC FOUNDATION, INC.**  
**SCHEDULE OF DONATIONS PAID**  
**FOR THE YEAR ENDED DECEMBER 31, 2013**

<b>Name of Applicant</b>	<b>Date Awarded</b>	<b>Amount Awarded</b>
South Georgia Technical College Foundation	2/1/2013	\$ 5,000
Magnolia Manor, Inc.	2/1/2013	5,000
Lee County Elementary School	2/1/2013	3,718
Leap-CIS Americus and Sumter County	2/1/2013	750
Pine Mountain Soil and Water Conservation District	5/31/2013	1,000
Pregnancy Resource Center of Lee County	5/31/2013	2,021
Flint River Chapter of the American Red Cross	5/31/2013	4,592
Lily Pad Sane Center	5/31/2013	1,640
Lee County Sheriff's Office	5/31/2013	5,000
Webster County Fire/EMS	5/31/2013	5,000
Richland Fire Department	5/31/2013	5,000
Sumter County Fire Department	5/31/2013	1,150
Georgia Sheriff's Youth Homes, Inc.	5/31/2013	500
Georgia Southwestern Foundation, Inc.	9/30/2013	5,000
Sumter County Sheriff's Office	9/30/2013	5,000
Parks Memorial Public Library	9/30/2013	3,434
Visions for Sumter: Seeing Through Young Eyes, Inc.	9/30/2013	500
Americus Literacy Action, Inc.	9/30/2013	1,646
		<u>\$ 55,951</u>

**SUMTER EMC FOUNDATION, INC.**  
**SCHEDULE OF SCHOLARSHIPS AWARDED**  
**FOR THE YEAR ENDED DECEMBER 31, 2013**

<u>Name</u>	<u>Date Awarded</u>	<u>Amount Awarded</u>
Jordan Parks (Southland Academy)	05/29/13	\$ 1,200
Xavier Murphy (Stewart County High School)	05/29/13	1,200
Haley Hancock (Lee County High School)	05/29/13	<u>1,200</u>
		<u>\$ 3,600</u>

**BYLAWS  
OF  
SUMTER EMC FOUNDATION, INC.**

**Americus, Georgia**

**As Amended  
December 23, 2008**



# TABLE OF CONTENTS

ARTICLE I	Name and Offices.....	Page 1
ARTICLE II	Purpose of Organization.....	Page 1
ARTICLE III	Funding.....	Page 2
ARTICLE IV	Board of Trustees.....	Page 2
ARTICLE V	Qualifications of Foundation Board Membership.....	Page 3
ARTICLE VI	Compensation of Trustees.....	Page 3
ARTICLE VII	Selection of Board of Trustees.....	Page 3
ARTICLE VIII	Quorum.....	Page 6
ARTICLE IX	Removal of Member of Board of Trustees.....	Page 6
ARTICLE X	Officers of the Corporation.....	Page 6
ARTICLE XI	Appointment and Election of Officers and Terms of Office.....	Page 7
ARTICLE XII	Ex-officio Members of Board of Trustees.....	Page 7
ARTICLE XIII	Policies, Rules and Regulations.....	Page 8
ARTICLE XIV	Duties of Officers.....	Page 8
ARTICLE XV	Check Signing.....	Page 9
ARTICLE XVI	Disbursement of Funds.....	Page 10
ARTICLE XVII	Accumulation of Funds.....	Page 11
ARTICLE XVIII	Investment of Funds.....	Page 11
ARTICLE XIX	Accounting System and Reports.....	Page 11
ARTICLE XX	Prohibited Contributions.....	Page 12
ARTICLE XXI	Borrowing Funds.....	Page 12
ARTICLE XXII	Emergency Expenditures.....	Page 12
ARTICLE XXIII	Amount of Expenditures.....	Page 13
ARTICLE XXIV	Expenditures Exceeding Ten Thousand (\$10,000.00) Dollars.....	Page 13
ARTICLE XXV	Retention of Funds.....	Page 14
ARTICLE XXVI	Proxy Voting.....	Page 14
ARTICLE XXVII	Audit.....	Page 14
ARTICLE XXVIII	Fiscal Year.....	Page 14
ARTICLE XXIX	Amendments.....	Page 15

**BYLAWS OF**  
**SUMTER EMC FOUNDATION, INC.**

**ARTICLE I**

**NAME AND OFFICES**

**SECTION 1. Name.** The name of this Corporation shall be SUMTER EMC FOUNDATION, INC., (the "FOUNDATION").

**SECTION 2. Registered Office and Agent.** The FOUNDATION shall maintain a registered office in the State of Georgia, and shall have a registered office whose address is identical with the address of such registered agent, in accordance with the requirements of the Georgia Nonprofit Corporation Code.

**SECTION 3. Other Offices.** The FOUNDATION may have other offices at such place or places, within or out of the State of Georgia, as the Board of Trustees may determine from time to time or the affairs of the FOUNDATION may require or make desirable.

**ARTICLE II**

**PURPOSE OF ORGANIZATION**

The purpose of the FOUNDATION shall be the accumulation and disbursement of funds for charitable purposes in the service area of Sumter Electric Membership Corporation. Upon dissolution of the FOUNDATION, any remaining funds shall be distributed only for charitable purposes.

### **ARTICLE III**

#### **FUNDING**

The FOUNDATION shall be funded by such rules and regulations as may be promulgated by the Board of Directors of Sumter Electric Membership Corporation and from any other source of funds available to the said FOUNDATION.

### **ARTICLE IV**

#### **BOARD OF TRUSTEES**

The business and affairs of the FOUNDATION shall be managed by a thirteen (13) person Board of Trustees. The initial Board of Trustees shall be composed of eleven (11) persons residing in districts coexistent with and designated by the Board of Directors of Sumter Electric Membership Corporation ("District Trustees"), and two (2) employees of Sumter Electric Membership Corporation to be appointed at all times by the President/CEO of Sumter Electric Membership Corporation ("Employee Trustees").

At the initial organizational meeting of the Board of Trustees, District Trustees shall by lot draw for initial terms of office of one (1) and two (2) year terms. The initial term for all Employee Trustees shall be two (2) years.

Thereafter, the terms of office for each trustee shall be for a period of two (2) years. At the end of each two-year term, trustees shall be eligible for reappointment to the Foundation Board.

## **ARTICLE V**

### **QUALIFICATIONS OF FOUNDATION BOARD MEMBERSHIP**

A District Trustee of the FOUNDATION Board shall be at least eighteen (18) years of age, a permanent resident of the district from which he is chosen and of good moral character. District Trustees of the FOUNDATION Board will be Members or spouses of Members of Sumter Electric Membership Corporation. No person seeking or holding a seat on the Board of Directors of Sumter Electric Membership Corporation shall remain a member of the Board of Trustees of the FOUNDATION.

## **ARTICLE VI**

### **COMPENSATION OF TRUSTEES**

No trustee shall receive compensation for serving on the Board of Trustees of the FOUNDATION. Such trustees may, however, be reimbursed for mileage and out of pocket expenses incurred while on the business of the FOUNDATION when such business is sanctioned by the Board of Trustees of said FOUNDATION.

## **ARTICLE VII**

### **SELECTION OF BOARD OF TRUSTEES**

The initial District Trustees shall be designated by the Board of Directors of Sumter Electric Membership Corporation. Each member of the Board of Directors of Sumter Electric Membership Corporation shall appoint one such Trustee. Thereafter, when vacancies are to be filled, District Trustees shall be named to fill the vacancies on the Board of Trustees by a

majority vote of the Board of Directors of Sumter Electric Membership Corporation. The existing Board of Trustees of the FOUNDATION may make recommendations to the Board of Directors of Sumter Electric Membership Corporation for nominees for District Trustees of the FOUNDATION Board.

**SECTION 1. Regular Meetings.** Regular meetings of the Board of Trustees of the FOUNDATION shall be held at least semi-annually at the office of Sumter Electric Membership Corporation, 1120 Felder Street, Americus, Georgia. The Board of Trustees may meet at such other times as they may deem, in their discretion, to be necessary.

**SECTION 2. Special Meetings.** Special meetings of the Board of Trustees may be called by the Chairman or any three (3) Trustees, and it shall thereupon be the duty of the Secretary to cause a notice of such meeting to be given as hereafter provided. The person or persons authorized to call special meetings of the Board of Trustees may fix the place and time for holding any special meeting called by them.

**SECTION 3. Notice.** The Secretary shall give notice of any regular or special meeting at least five (5) days prior to the meeting by personal delivery, telex, telecopy, cablegram, telegram, or mail. If mailed, such notice shall be deemed to be delivered when deposited in the United States mail so addressed, with postage thereon prepaid. If notice be given by telegram, such notice shall be deemed to be delivered when the telegram is delivered to the telegraph company. Any trustee may waive notice of any meeting. The attendance of a trustee at a meeting shall constitute a waiver of notice of such meeting, except where a trustee attends a meeting for the express purpose of objecting to the transaction of business because the meeting is not lawfully called or convened.

**SECTION 4. Action Without a Meeting.** Any action that may be taken by the Board of Trustees at a meeting may be taken without a meeting if a consent in writing, setting forth the action to be taken, shall be signed before such action by all of the Trustees.

**SECTION 5. Participation in Meetings Through Any Means of Communication.** Trustees may participate in meetings of the Board of Trustees, through the use of any means of communications by which all trustees participating may simultaneously hear each other during the meeting and participation by such means shall constitute presence in person at such a meeting.

**SECTION 6. Presumption of Assent.** A trustee of the FOUNDATION who is present at a meeting of the Board of Trustees at which action on any corporate matter is taken shall be presumed to have assented to the action taken unless his dissent shall be entered in the minutes of the meeting, or unless he shall file his written dissent to such action with the person acting as the Secretary of the meeting before the adjournment thereof or shall forward such dissent by registered or certified mail to the Secretary of the FOUNDATION immediately after the adjournment of the meeting. Such right to dissent shall not apply to a trustee who voted in favor of such action.

**SECTION 7. Committees.** The Board of Trustees may, by resolution passed by a majority of the entire Board, designate one or more committees to consist of two or more of the trustees of the FOUNDATION, which, to the extent provided in the resolution, shall have and may exercise the powers of the Board of Trustees. Such committee or committees shall have such members as may be determined from time to time by resolution adopted by the Board of Trustees.

## **ARTICLE VIII**

### **QUORUM**

A majority of the Board of Trustees shall, unless otherwise designated in these Articles, constitute a quorum. In the event that less than a majority of the Board of Trustees is present at any meeting, the majority of those Trustees present may adjourn the meeting and designate a place and time for the next meeting, under which circumstances the Secretary shall notify the absent members of the place and time of the next meeting. An act of the majority of the Board of Trustees present at any meeting at which a quorum is present, and unless otherwise provided in these Bylaws, shall be the act of the Board of Trustees of the FOUNDATION.

## **ARTICLE IX**

### **REMOVAL OF MEMBER OF BOARD OF TRUSTEES**

Any member of the Board of Trustees of the FOUNDATION shall automatically cease to be a member of said Board if and in the event such member misses three (3) successive "regular" meetings as defined in Section 1 of Article VI of these Bylaws. Any members of the Board of Trustees of the FOUNDATION may otherwise be removed for cause from the Board by a two-thirds (2/3) vote of the entire Board of Directors of Sumter Electric Membership Corporation.

## **ARTICLE X**

### **OFFICERS OF THE CORPORATION**

The officers of the FOUNDATION shall be a Chairman, a Vice Chairman, and a Secretary/Treasurer, and such other officers as may be determined by the Board from time to

time. For the purposes of these Bylaws, the above three (3) officers shall constitute the Executive Committee of the FOUNDATION.

## **ARTICLE XI**

### **APPOINTMENT AND ELECTION OF OFFICERS AND TERMS OF OFFICE**

The Chairman and Secretary/Treasurer shall be Employee Trustees as appointed by the President/CEO of Sumter Electric Membership Corporation. The remaining officers shall be elected by secret ballot annually by the Board of Trustees at a meeting of the Board of Trustees held on an annual basis after the initial organizational meeting.

The terms of office shall be for one (1) year, however, nothing shall prevent an officer from being re-appointed or re-elected to consecutive terms of office.

## **ARTICLE XII**

### **EX-OFFICIO MEMBERS OF BOARD OF TRUSTEES**

The President/CEO of Sumter Electric Membership Corporation, or his designee, shall be an ex-officio member of the Board of Trustees of the FOUNDATION. The FOUNDATION may from time to time have other such ex-officio members as the Board of Directors of Sumter Electric Membership Corporation may in its discretion determine as necessary or prudent. The President/CEO, or his designee, of Sumter Electric Membership Corporation, in his capacity as an ex-officio member of the Board of Trustees, shall upon request assist the Secretary and Treasurer of the Board of Trustees with their official duties hereinafter shown in Article XIV.



## **ARTICLE XIII**

### **POLICIES, RULES AND REGULATIONS**

The Board of Trustees of the FOUNDATION, with the approval of the Board of Directors of Sumter Electric Membership Corporation, shall have the power to make and adopt such rules and regulations, not inconsistent with law, the Articles of Incorporation or these Bylaws, as it may deem advisable for the management, administration and regulation of the business and affairs of the FOUNDATION.

## **ARTICLE XIV**

### **DUTIES OF OFFICERS**

**SECTION 1.** The Chairman shall be the principal executive officer of the FOUNDATION and shall preside at all meetings of the Board of Trustees and in general perform all duties incidental to the office of the Chairman and such other duties as may be prescribed by the Board of Trustees from time to time.

**SECTION 2.** In the absence of the Chairman, or in the event of his/her inability or refusal to act, the Vice Chairman shall perform the duties of the Chairman, and when so acting, shall have all the powers of and be subject to all the restrictions upon the Chairman. The Vice-Chairman shall also perform such other duties as from time to time as may be assigned to him/her by the Board of Trustees.

**SECTION 3.** The Secretary shall be responsible for the keeping of the minutes of the meetings of the Board of Trustees in one or more books provided for that purpose; be responsible for seeing that all notices are duly given in accordance with these Bylaws or as

required by law; be the custodian of the corporate records and of the seal of the FOUNDATION and affix the seal of the FOUNDATION to all necessary documents, the execution of which on behalf of the FOUNDATION under its seal is duly authorized in accordance with the provision of these Bylaws; have general charge of the books of the FOUNDATION; be responsible for the keeping on file at all times a complete copy of the Articles of Incorporation and Bylaws of the FOUNDATION containing all amendments thereto; and, in general, perform all duties incidental to the office of the Secretary and such other duties as from time to time may be assigned to him/her by the Board of Trustees.

**SECTION 4.** The Treasurer shall have charge and custody of and be responsible for all funds and securities of the FOUNDATION; be responsible for the receipt of and the issuance of receipt for monies due and payable to the FOUNDATION from any source whatsoever, and for the deposit of all such monies in the name of the FOUNDATION in such bank or banks as shall be selected in accordance with the provisions of these Bylaws; and in general perform all the duties incidental to the office of Treasurer and such other duties as from time to time may be assigned to him/her by the Board of Trustees.

## **ARTICLE XV**

### **CHECK SIGNING**

Any and all checks issued by the FOUNDATION, for any purpose, shall be signed by two (2) officers or one (1) officer and such other person(s) as may be designated by the Board of Trustees as having check signing authority.

## **ARTICLE XVI**

### **DISBURSEMENT OF FUNDS**

Except as otherwise provided by these Bylaws, and subject to Article XIII herein, the Board of Trustees of the FOUNDATION shall have the responsibility for the disbursement of all monies of the FOUNDATION in accordance with the Bylaws and the policies as adopted by the Board of Trustees.

Prior to consideration by the Board of Trustees of the FOUNDATION of any disbursement, member(s) of the Board of Trustees of the FOUNDATION shall disclose and explain any personal and/or business interest, connection, kinship or other association he or she has with the group, corporation or other entity under consideration for funding by the FOUNDATION. Such interested trustee shall not participate in the discussion of or voting on the disbursement.

Members of the Board of Trustees of the FOUNDATION, immediate family members of the members of the Board of Trustees of the FOUNDATION, members of the Board of Directors of Sumter Electric Membership Corporation, immediate family members of the members of the Board of Directors of Sumter Electric Membership Corporation, employees of Sumter Electric Membership Corporation and immediate family members of employees of Sumter Electric Membership Corporation shall not be eligible to receive any disbursement of monies from the FOUNDATION. For the purposes of this Article XVI, "immediate family members" means spouse, parent, son, daughter, brother, sister, niece, nephew, half-sibling, step-sibling, grandparent, grandchild, in-laws and step-parents.

## **ARTICLE XVII**

### **ACCUMULATION OF FUNDS**

Sumter Electric Membership Corporation shall transfer funds collected by it for the benefit of the FOUNDATION on a regular basis, but in no event less than quarterly. The FOUNDATION may also solicit and accept contributions from other sources as deemed appropriate by its Board of Trustees, and subject to the approval of the Board of Directors of Sumter Electric Membership Corporation.

## **ARTICLE XVIII**

### **INVESTMENT OF FUNDS**

The Board of Trustees of the FOUNDATION shall be responsible for the funds entrusted to it and shall make such investment of such funds in a manner which is reasonable and prudent and in keeping with these Bylaws and the policies of the FOUNDATION.

## **ARTICLE XIX**

### **ACCOUNTING SYSTEM AND REPORTS**

The Board of Trustees of the FOUNDATION shall cause to be established and maintained a complete accounting system in keeping with sound financial management and furthermore the Board of Trustees of the FOUNDATION shall make reports to the Board of Directors of Sumter Electric Membership Corporation on the operation and expenditures of the FOUNDATION as may be necessary and prudent, but in no case less than annually.

## **ARTICLE XX**

### **PROHIBITED CONTRIBUTIONS**

No funds of the FOUNDATION shall in any fashion be used to support any candidate for political office or for any political purpose. No funds shall be contributed to individuals or families. No funds shall be used for direct payment of utility bills.

## **ARTICLE XXI**

### **BORROWING FUNDS**

The FOUNDATION shall NOT have the authority to borrow monies from any bank, savings and loan or other institutions for any purpose.

In case of a serious emergency, by a majority vote of the Board of Trustees of the FOUNDATION (seven [7] members), the FOUNDATION shall have authority to request and receive from Sumter Electric Membership Corporation an advance of funds needed for such emergency not to exceed six (6) months' anticipated receipts as shown by the previous six (6) months' records. Any such advance supplied by Sumter Electric Membership Corporation is to be repaid by the FOUNDATION to Sumter Electric Membership Corporation as soon as funds are paid in on regular monthly receipts.

## **ARTICLE XXII**

### **EMERGENCY EXPENDITURES**

The Executive Committee of the FOUNDATION by a unanimous vote of the three (3) members may from time to time make expenditures on an emergency basis, in accordance with

these Bylaws and policies adopted by the Board of Trustees of the FOUNDATION and in accordance with the purpose of this FOUNDATION, in an amount not exceeding ONE THOUSAND (\$1,000.00) DOLLARS, to any group or organization.

Such emergency expenditure shall be fully disclosed by the Executive Committee at the next regularly called meeting of the Board of Trustees of the FOUNDATION.

### **ARTICLE XXIII**

#### **AMOUNT OF EXPENDITURES**

UNLESS otherwise provided by these Bylaws and in keeping with the purpose of this FOUNDATION, the Board of Trustees of the FOUNDATION may make annual expenditures of FOUNDATION funds by majority vote of members present at a meeting and constituting a quorum, except that not more than TEN THOUSAND (\$10,000.00) DOLLARS shall be contributed annually to any single group, organization, charity or like organization.

### **ARTICLE XXIV**

#### **EXPENDITURES EXCEEDING TEN THOUSAND (\$10,000.00) DOLLARS**

Notwithstanding any other provision of these Bylaws, the Board of Trustees of the FOUNDATION may by a two-thirds (2/3) vote of the entire Board of Trustees (nine [9] members), make expenditures in any amount to any group, organization, charity or like organization when such members determine it is in keeping with the purpose and spirit of the FOUNDATION and these Bylaws.

## **ARTICLE XXV**

### **RETENTION OF FUNDS**

From time to time, funds from whatever source derived may be disbursed and otherwise disposed of by the FOUNDATION, for any purpose as allowed in accordance with these Bylaws, excepting a sufficient balance as required by a bank or other institution to maintain an account without charge for the FOUNDATION.

## **ARTICLE XXVI**

### **PROXY VOTING**

There shall not exist proxy voting at any meeting of the Board of Trustees of the FOUNDATION.

## **ARTICLE XXVII**

### **AUDIT**

- (A) The Board of Trustees of the FOUNDATION shall, at least every three (3) calendar years, but more often if either the FOUNDATION deems it appropriate to do so, or if requested by the Board of Directors of Sumter Electric Membership Corporation to do so, cause the books and records of the FOUNDATION to be audited by a certified public accountant and a report in keeping with sound accounting principles to be issued to the Board of Trustees of the FOUNDATION and to the Board of Directors of Sumter Electric Membership Corporation.

- (B) The Board of Trustees of the FOUNDATION shall, on an annual basis, cause to be conducted an annual review of the books and records of the FOUNDATION by a certified public accountant and a report in keeping with sound accounting principles to be issued to the Board of Trustees of the FOUNDATION and to the Board of Directors of Sumter Electric Membership Corporation upon completion of such annual review.

## **ARTICLE XXVIII**

### **FISCAL YEAR**

The Fiscal Year of the FOUNDATION shall commence on the 1st day of January of each calendar year and end on the 31st day of December of each calendar year.

## **ARTICLE XXIX**

### **AMENDMENTS**

These Bylaws may be altered, amended or repealed and new Bylaws may be adopted by majority vote of the entire Board of Directors of Sumter Electric Membership Corporation. The Board of Trustees of the FOUNDATION may make advisory recommendation concerning the alteration, amendment or repeal of these Bylaws and the adoption of new Bylaws to the Board of Directors of Sumter Electric Membership Corporation.



The above Bylaws are hereby adopted by the Board of Directors of Sumter Electric Membership Corporation this 23<sup>rd</sup> day of December 2008.

ADOPTED AND APPROVED, this 23<sup>rd</sup> day of December 2008.

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Ida N. Chambers, Secretary

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Bob Jernigan, Chairman

Original Adoption Date:	<u>October 29, 2002</u>
First Amendment Adopted:	<u>April 29, 2003</u>
Second Amendment Adopted:	<u>July 29, 2003</u>
Third Amendment Adopted:	<u>February 22, 2005</u>
Fourth Amendment Adopted:	<u>December 23, 2008</u>