

BYLAWS OF THE DMHS GIRLS BASKETBALL BOOSTER CLUB

A nonprofit organization supporting the Desert Mountain High School Girls Basketball Program

ARTICLE I. NAME AND PURPOSE

Section 1. Name

The name of the organization is **DMHS Girls Basketball Booster Club**, referred to in these Bylaws as the “Booster Club.”

Section 2. Purpose

The Booster Club is organized and shall operate exclusively for charitable and educational purposes consistent with Section 501(c)(3) of the Internal Revenue Code.

The purpose of the Booster Club is to support and enhance the Desert Mountain High School Girls Basketball program and its student-athletes.

The Booster Club may provide financial or other support for:

- Team meals and snacks
- Equipment and technology
- Hudl, game-film, and related technology
- Photography, Media Day, and promotional materials
- Senior Night
- End-of-season banquet
- Team-building activities
- Tournament and event fees
- Locker room improvements and supplies
- Sponsorship banners and program marketing
- Supplemental training and player-development opportunities
- Summer and offseason basketball activities
- Fundraising activities

- Other Board-approved activities supporting Desert Mountain High School Girls Basketball

All Booster Club activities shall comply with applicable federal law, Arizona law, Scottsdale Unified School District requirements, Desert Mountain High School policies, Arizona Interscholastic Association rules, and other requirements applicable to the program.

ARTICLE II. NONPROFIT STATUS AND LIMITATIONS

Section 1. Section 501(c)(3)

The Booster Club shall operate exclusively for purposes permitted under Section 501(c)(3) of the Internal Revenue Code.

No part of the net earnings or assets of the Booster Club shall improperly benefit any director, officer, member, parent, coach, player, family, or other private individual.

This provision does not prohibit:

- Reimbursement of legitimate and documented Booster Club expenses
- Reasonable payments to vendors or service providers
- Need-based financial assistance
- Team-wide benefits
- Other lawful expenditures furthering the Booster Club's charitable mission

Section 2. Political Activity

The Booster Club shall not participate or intervene in any political campaign for or against a candidate for public office.

Lobbying or legislative activity shall remain within limits applicable to Section 501(c)(3) organizations.

Section 3. Private Benefit

Booster Club funds shall be used to further the organization's charitable and educational mission.

The Booster Club shall not maintain individual player fundraising accounts.

Money raised through Booster Club fundraising belongs to the Booster Club and shall not be credited to an individual athlete or family based upon the amount personally raised.

ARTICLE III. RELATIONSHIP WITH DESERT MOUNTAIN HIGH SCHOOL

Section 1. Independent Organization

The Booster Club is an independent nonprofit corporation.

It is not an agency, department, financial account, or legal entity of Desert Mountain High School or Scottsdale Unified School District.

The Booster Club shall cooperate with school administration, the athletic department, and the Girls Basketball coaching staff.

Section 2. Coaching Authority

The Booster Club supports the basketball program but does not manage basketball decisions.

The Booster Club shall not control or interfere with:

- Team selection
- Roster placement
- Playing time
- Starting positions
- Player evaluations
- Varsity, JV, or other team assignments
- Basketball strategy
- Practice plans
- Player discipline
- Coaching personnel decisions
- Other decisions reserved to coaches, the athletic department, or school administration

No donation, sponsorship, Booster position, fundraising amount, membership payment, June Ball payment, or other financial contribution shall provide or imply any basketball advantage.

Section 3. Coaches as Advisors

The head coach and authorized coaching staff may attend Booster Club meetings and recommend program needs.

Coaches may serve as advisors but:

- Are not voting directors solely because they are coaches
 - May not control Booster Club finances
 - May not independently authorize Booster Club expenditures
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ARTICLE IV. MEMBERSHIP

Section 1. Eligibility

Voting membership is available to parents or legal guardians of students participating in the Desert Mountain High School Girls Basketball program.

The Board may establish non-voting supporter, alumni, community, or honorary memberships.

Section 2. Household Membership

Each player household constitutes one voting membership and receives **one vote**, regardless of the number of parents, guardians, or players within that household.

Section 3. Annual Membership Dues

Annual Booster Club membership dues shall be established by the Board as part of the annual budget process.

The amount and payment schedule shall be communicated to families before or near the beginning of each season.

The Board may adjust future membership dues without amending these Bylaws.

Section 4. Membership Year

Membership applies to one Booster Club fiscal year, **July 1 through June 30**.

Membership does not automatically renew.

Section 5. School Basketball Participation

Membership in the Booster Club is voluntary.

Payment of Booster Club dues is **not a condition of participation** on a Desert Mountain High School basketball team.

No student-athlete shall lose:

- Team membership
- Playing time
- Roster position
- School practices
- Coaching opportunities
- School-issued uniforms or required equipment
- Favorable coaching treatment

because a parent or guardian did not pay Booster Club dues.

Basketball participation and coaching decisions remain entirely separate from Booster Club membership.

Section 6. Membership in Good Standing

A household is considered in good standing when it has satisfied its annual membership requirement through:

- Payment of annual dues
- An approved payment arrangement
- Approved Angel Fund or financial hardship assistance

A household receiving approved financial assistance shall retain normal membership and voting rights.

ARTICLE V. BOOSTER BENEFITS AND FINANCIAL ASSISTANCE

Section 1. Team-Wide Benefits

When the Booster Club chooses to provide a benefit to the entire basketball team, student-athletes shall be treated consistently.

Team-wide benefits may include:

- Team meals and snacks
- Senior Night
- Banquet participation
- Team events
- Team-wide apparel or equipment
- Photography and Media Day
- Team-building activities

A student-athlete shall not be excluded from a team-wide benefit solely because her household is experiencing financial hardship.

Section 2. Optional Booster Benefits

Nothing in these Bylaws requires the Booster Club to provide every optional Booster-funded product, activity, merchandise item, or participation-based benefit to a household that:

- Elects not to participate;
- Elects not to pay the applicable fee; and
- Has not requested or received approved financial assistance.

Optional Booster benefits are separate from school basketball participation.

Examples may include optional merchandise, optional apparel, optional offseason activities, optional tournament participation, and other benefits purchased through a designated participation or program fee.

No withholding of an optional Booster benefit may affect school-team participation, playing time, coaching, roster status, or any other school basketball opportunity.

Section 3. Angel Fund

The Booster Club may maintain an **Angel Fund** to assist families experiencing genuine financial hardship.

Financial assistance may cover:

- Booster membership dues

- June Ball participation
- Tournament fees
- Booster-supported activities
- Optional Booster benefits
- Other approved program opportunities

Section 4. Confidentiality

Families may confidentially request assistance from the President or Treasurer.

Requests shall be reviewed by:

- President
- Treasurer
- One additional disinterested director

Financial hardship shall be kept confidential except when disclosure is legally required or reasonably necessary to administer assistance.

Section 5. Fair Treatment

Financial assistance shall be based upon reasonable and consistently applied need-based criteria.

Assistance shall never depend upon:

- Basketball ability
- Playing time
- Varsity or JV status
- Starting status
- Coaching preference
- Personal relationships
- Fundraising performance

A donor may contribute generally to the Angel Fund but may not require a charitable donation to benefit one specifically named athlete or family.

ARTICLE VI. JUNE BALL AND OFFSEASON BASKETBALL

Section 1. Separate Offseason Activity

June Ball and similar offseason basketball activities are separate from the regular school basketball season and regular Booster membership dues.

Activities may include:

- Thunderbird June Ball
- Summer tournaments
- Fall tournaments
- Summer leagues
- Shootouts
- Other approved offseason competitions

The school does not necessarily fund these activities.

The Booster Club may collect participation fees and pay authorized costs.

Section 2. Voluntary Participation

Participation in June Ball or another Booster-supported offseason competition is voluntary.

Participation or nonparticipation shall not:

- Guarantee a roster position
- Guarantee playing time
- Guarantee Varsity or JV placement
- Guarantee a starting position
- Affect participation in the following school season

Section 3. Participation Fees

The Board shall establish participation fees based upon projected costs.

Factors may include:

- Number of participating athletes
- Number of teams entered
- Tournament entry fees
- League fees
- Officials
- Security
- Administrative fees
- Other legitimate competition expenses

Families shall be informed of estimated costs before committing whenever reasonably possible.

Section 4. Funding Requirement

The Booster Club is **not required to register, enter, or financially commit to an offseason tournament or activity unless sufficient funding is available.**

Funding may come from:

- Participation fees
- Sponsorships
- Donations
- Angel Fund assistance
- General Booster funds specifically approved by the Board
- Other lawful Board-approved sources

If sufficient funding is not available by the required registration or payment deadline, the Board may:

- Reduce the activity
- Select a lower-cost option
- Seek additional funding
- Cancel participation

No director, officer, parent, coach, or volunteer shall be personally expected or required to cover a funding shortfall.

Section 5. School Practices

The Booster Club shall not charge athletes for school-operated basketball practices.

School practices, open gyms, instruction, and related school activities remain under school and coaching authority.

A Booster participation fee relates to Booster-supported competition and related expenses, **not the right to attend school practices.**

Section 6. Accounting Treatment

Payments required specifically for participation in June Ball or another optional competition shall be recorded as **program participation fees**, not charitable donations.

The Booster Club shall not represent a participation fee as fully tax-deductible when the payment is made in exchange for participation or other substantial benefits.

Section 7. Financial Assistance

Families experiencing financial hardship may request Angel Fund assistance for some or all of an offseason participation fee.

ARTICLE VII. BOARD OF DIRECTORS

Section 1. Board Size

The Board shall consist of **three to five voting directors**.

The officer positions are:

1. President
2. Vice President
3. Treasurer
4. Secretary

The Board may also establish:

5. Director-at-Large

Arizona law permits the same person to hold more than one officer position, and these Bylaws allow temporary combination of officer positions when reasonably necessary for continuity.

The President and Treasurer should not ordinarily be the same person.

The Treasurer may never be the sole approver of a payment to themselves.

Section 2. Acting Secretary

If the Secretary position is vacant, another director may serve as **Acting Secretary** until the vacancy is filled.

The Acting Secretary shall maintain minutes, resolutions, and required corporate records.

Holding the Acting Secretary position does not cause the director to lose their other office.

Section 3. Eligibility

A director shall:

- Be a parent or legal guardian of a current DMHS Girls Basketball player when appointed or elected, unless limited continued service is approved for continuity
- Be a Booster Club member in good standing
- Agree to comply with these Bylaws and Booster policies

A current paid DMHS Girls Basketball coach may not serve as a voting director.

Section 4. Terms

Regular director terms run **July 1 through June 30**.

Directors may serve additional terms if reelected.

Section 5. Volunteer Service

Directors serve without compensation for Board service.

Directors may be reimbursed for legitimate, documented, approved Booster expenses.

ARTICLE VIII. OFFICER RESPONSIBILITIES

Section 1. President

The President shall:

- Lead the Booster Club
- Preside over Board and membership meetings
- Serve as primary liaison with school and coaching leadership
- Ensure Board decisions are implemented
- Promote compliance with these Bylaws
- Coordinate officers and committees

The President does **not** have unilateral authority over the Board or Booster finances.

Section 2. Vice President

The Vice President shall:

- Assist the President
- Act when the President is unavailable
- Coordinate volunteers, events, committees, or projects
- Perform other Board-approved duties

Section 3. Treasurer

The Treasurer shall:

- Maintain accurate financial records
- Maintain and monitor financial accounts
- Receive and deposit Booster funds
- Maintain documentation supporting expenditures
- Prepare financial reports
- Coordinate the annual budget
- Coordinate required tax and government filings
- Maintain records for required retention periods

Section 4. Secretary

The Secretary shall:

- Maintain Board and membership minutes
- Maintain official Bylaws and policies
- Maintain corporate records
- Issue required notices
- Maintain resolutions and voting records
- Certify election results when appropriate
- Maintain records of directors and terms

Section 5. Director-at-Large

If appointed or elected, the Director-at-Large is a full voting director and may assist with governance, volunteers, projects, fundraising, events, or other responsibilities assigned by the Board.

ARTICLE IX. INITIAL BOARD, ELECTIONS, VACANCIES AND REMOVAL

Section 1. Initial Board

Because the Booster Club began independent operations for the 2026–2027 season, the initial Board may be appointed consistent with the Articles of Incorporation, these Bylaws, and Arizona law.

The initial directors shall serve through **June 30, 2027**, unless they resign, are removed, or a successor is elected or appointed earlier.

The initial Board may operate with three directors.

An initially vacant Secretary or Director-at-Large position may be filled by majority vote of the directors then in office.

Section 2. Annual Elections

The first regular membership election shall occur before **June 30, 2027**, for terms beginning July 1, 2027.

Thereafter, Board elections shall occur annually before June 30.

Members shall receive a reasonable opportunity to nominate themselves or another eligible member with that person's consent.

Each household membership has one vote for each office.

The eligible candidate receiving the greatest number of valid votes shall be elected.

Section 3. Vacancies

The remaining directors may appoint an eligible person to fill a Board vacancy for the remainder of the term.

A vacancy does not prevent Board action provided a lawful quorum can be established.

Section 4. Removal

A director may be removed for cause including:

- Serious misconduct
- Material failure to perform duties
- Misuse of Booster funds or property
- Material violation of these Bylaws
- Harassment, threats, intimidation, or retaliation
- Improperly managed conflicts of interest
- Conduct materially harmful to the Booster Club or its mission

The director shall receive written notice and a reasonable opportunity to respond.

The director may not vote on their own removal.

Removal requires a two-thirds vote of the remaining disinterested directors then in office.

ARTICLE X. MEETINGS AND VOTING

Section 1. Board Meetings

The Board shall meet as reasonably necessary and at least quarterly.

Meetings may occur:

- In person
- By telephone
- By video conference
- Through another lawful method allowing directors to communicate with one another

Section 2. Quorum

A majority of the voting directors then in office constitutes a quorum, provided that a quorum shall never be fewer than **two directors**.

When three directors are in office, two constitute a quorum.

When four directors are in office, three constitute a quorum.

When five directors are in office, three constitute a quorum.

Section 3. Voting

Unless these Bylaws require a greater vote, an action passes by majority vote of directors present at a meeting with a quorum.

A tie does not pass.

Abstentions shall be recorded when appropriate.

Section 4. No Proxy Voting

A director may not authorize another person to vote in their place.

Section 5. Action Without a Meeting

The Board may take action without a meeting when permitted by Arizona law.

Any action without a meeting shall be documented in writing or another legally permitted form and maintained with corporate records.

Arizona currently permits unanimous director action without a meeting when documented through signed consent.

Section 6. Membership Meetings

At least one general membership meeting shall be held each fiscal year.

Section 7. Electronic Voting

The Board may authorize secure electronic voting for elections or other membership matters.

Electronic voting shall provide reasonable notice, identify the matter being voted upon, identify eligible voters, establish a deadline, and preserve the final voting result.

ARTICLE XI. FINANCIAL ADMINISTRATION

Section 1. Fiscal Year

The fiscal year shall run **July 1 through June 30**.

Section 2. Annual Budget

The Treasurer shall prepare a proposed annual budget with input from the Board and appropriate program representatives.

The Board shall approve the budget before substantial seasonal spending begins.

Members shall receive reasonable access to the approved budget or a summary.

Section 3. Bank Accounts

All Booster funds shall be maintained in accounts:

- Titled in the legal name of the Booster Club
- Associated with the Booster Club's EIN
- Controlled by the Booster Club

No Booster funds may be held in a personal account.

At least two officers shall have authorized banking access.

Section 4. Financial Controls

The Board shall maintain written financial controls addressing:

- Spending authority
- Payments
- Checks
- Debit and credit cards
- Electronic payments
- Reimbursements
- Cash
- Deposits
- Receipts
- Documentation
- Expense approvals
- Conflicts and related-party transactions

No person may be the sole approver of a payment or reimbursement to themselves.

Section 5. Expenditures

Expenditures must:

- Further the Booster Club's mission
- Be appropriately documented
- Fall within the approved budget or receive Board authorization

Section 6. Reporting

The Treasurer shall provide financial reports to the Board regularly and at least quarterly.

Reports should show, as applicable:

- Beginning cash
- Income
- Expenses
- Current cash
- Budget versus actual results
- Fundraising results
- Outstanding commitments and liabilities

Section 7. Professional Assistance

The Booster Club may use a qualified bookkeeper, accountant, CPA, tax professional, or other professional service provider.

The Board remains responsible for reasonable oversight.

Section 8. Insurance

The Board shall evaluate and maintain insurance appropriate for the Booster Club's operations and risks.

ARTICLE XII. CONFLICTS OF INTEREST

Directors shall act in the Booster Club's best interests.

A director shall disclose any material financial, family, employment, business, or other personal interest affecting a transaction or decision.

A materially conflicted director shall not vote when required by applicable law or Booster policy.

Related-party transactions must be fair, reasonable, documented, and in the Booster Club's best interests.

Directors shall complete a Conflict of Interest disclosure at least annually.

ARTICLE XIII. FUNDRAISING AND SPONSORSHIPS

Fundraising and sponsorship programs conducted in the Booster Club's name must be Board-approved or authorized.

Funds raised in the Booster Club's name belong to the Booster Club and shall further its charitable and educational mission.

The Booster Club shall not maintain individual fundraising accounts based upon money personally raised by a player.

Donations, sponsorships, volunteering, or financial contributions shall not influence:

- Playing time
- Team placement
- Starting positions
- Player evaluations
- Coaching treatment
- Other competitive basketball decisions

Use of school names, logos, facilities, banners, and related property shall comply with school and District requirements.

ARTICLE XIV. MEMBER AND PARENT CONDUCT

Members, directors, parents, guardians, volunteers, and participants are expected to support a positive environment for student-athletes.

Harassment, threats, bullying, intimidation, retaliation, abusive conduct, or misuse of Booster communications may result in discipline.

A member facing suspension or removal shall receive written notice and a reasonable opportunity to respond.

Suspension or removal requires approval of two-thirds of disinterested directors participating in the decision.

A parent's Booster dispute or discipline shall never be used to punish or disadvantage that parent's student-athlete in school basketball.

ARTICLE XV. RECORDS AND TRANSPARENCY

The Booster Club shall maintain orderly corporate and financial records including:

- Articles of Incorporation
- IRS determination letter
- EIN documentation
- Current and prior Bylaws
- Board resolutions
- Meeting minutes
- Conflict disclosures
- Tax filings
- Financial records

Financial and supporting records shall generally be retained for at least seven years unless a different period is required.

Articles, IRS determination documents, Bylaws, official minutes, and material corporate resolutions shall be retained permanently.

Departing officers shall promptly transfer Booster Club records, property, passwords, financial information, and account access belonging to the organization.

ARTICLE XVI. POLICIES AND COMMITTEES

The Board may adopt policies necessary for Booster operations provided those policies do not conflict with these Bylaws, the Articles of Incorporation, applicable law, or tax-exempt requirements.

The Board may establish committees.

Committees operate only under authority delegated by the Board and do not become the Board merely because they assist the organization.

ARTICLE XVII. AMENDMENTS

These Bylaws may be amended or restated by the affirmative vote of **two-thirds of the directors then in office** at a meeting where a quorum is present.

Directors shall receive written notice of proposed amendments at least **seven days before the vote**.

No amendment may authorize activity inconsistent with:

- Articles of Incorporation
 - Section 501(c)(3)
 - Arizona law
 - School or District requirements
 - Applicable athletic rules
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ARTICLE XVIII. DISSOLUTION

Upon legal dissolution of the Booster Club and after payment of lawful liabilities, remaining assets shall be distributed exclusively for purposes permitted under Section 501(c)(3).

To the extent legally permissible and consistent with the Articles of Incorporation, preference shall be given to transferring remaining assets to:

- A qualified Section 501(c)(3) organization supporting Desert Mountain High School Girls Basketball or student athletics; or
- An appropriate governmental or school student-activity account supporting Desert Mountain High School Girls Basketball or student athletics

No remaining asset may be distributed to a director, officer, member, player, parent, coach, or other private individual.

Dissolution shall occur only through the corporate approvals and procedures required by applicable Arizona law, the Articles of Incorporation, and these Bylaws.

ARTICLE XIX. GOVERNING AUTHORITY

If a provision of these Bylaws conflicts with applicable federal law, Arizona law, or the Booster Club's Articles of Incorporation, the controlling law or Articles shall govern.

The invalidity of one provision shall not invalidate the remainder of these Bylaws.

ADOPTION

These **Amended and Restated Bylaws** of the DMHS Girls Basketball Booster Club were approved by the Board of Directors on:

Date: _____

These Bylaws supersede and replace all prior versions of the Booster Club's Bylaws.

Tim Ring, President Signature: _____ Date: _____

BG Aguirre, Vice President Signature: _____ Date: _____

Paul Conant, Treasurer Signature: _____ Date: _____

Michelle Fortino, Secretary Signature: _____ Date: _____